

# PUBLIC LAWS OF THE SEVENTIETH CONGRESS

OF THE

## UNITED STATES

*Passed at the first session, which was begun and held at the city of Washington, in the District of Columbia, on Monday, the fifth day of December, 1927, and was adjourned without day on Tuesday, the twenty-ninth day of May, 1928.*

CALVIN COOLIDGE, President; CHARLES G. DAWES, Vice President; GEORGE H. MOSES, President of the Senate *pro tempore*; NICHOLAS LONGWORTH, Speaker of the House of Representatives.

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**CHAP. 1.**—An Act Authorizing the President of the United States to present in the name of Congress a medal of honor to Colonel Charles A. Lindbergh.

December 14, 1927.  
[H. R. 3180.]  
[Public, No. 1.]

*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 present in the name of Congress, a medal of honor to Colonel Charles A. Lindbergh, United States Army Air Corps Reserve, for displaying heroic courage and skill as a navigator, at the risk of his life, by his nonstop flight in his plane, the Spirit of Saint Louis, from New York city to Paris, France, on May 20, 1927, by which he not only achieved the greatest individual triumph of any American citizen, but demonstrated that travel across the ocean by aircraft was possible.

Charles A. Lindbergh.  
Awarded Congressional medal of honor for nonstop airplane flight from New York to Paris.

Approved, December 14, 1927.

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**CHAP. 2.**—Joint Resolution Authorizing the payment of salaries of the officers and employees of Congress for December, 1927, on the 20th day of that month.

December 19, 1927.  
[H. J. Res. 92.]  
[Pub. Res., No. 1.]

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of the Senate and the Clerk of the House of Representatives are authorized and directed to pay to the officers and employees of the Senate and House of Representatives, including the Capitol Police, the Office of Legislative Counsel, and employees paid on vouchers under authority of resolutions, their respective salaries for the month of December, 1927, on the 20th day of that month.

Congressional employes, etc., to be paid December salaries December 20, 1927.

Approved, December 19, 1927.

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**CHAP. 3.**—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.

December 21, 1927.  
[S. J. Res. 48].  
[Pub. Res., No. 2.]

*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 now exists, be filled by the appointment of Charles Evans Hughes, of New York.

Smithsonian Institution.  
Charles Evans Hughes appointed as Regent.

Approved, December 21, 1927.

December 21, 1927.  
[S. J. Res. 49.]  
[Pub. Res., No. 3.]

**CHAP. 4.**—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.

Smithsonian Institution.  
John Campbell Merriam appointed as Regent.

*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 now exists, be filled by the appointment of John Campbell Merriam, of the District of Columbia.  
Approved, December 21, 1927.

December 22, 1927.  
[H. R. 5800.]  
[Public, No. 2.]

**CHAP. 5.**—An Act Making appropriations to supply deficiencies in certain appropriations for the fiscal year ending June 30, 1928, and prior fiscal years, to provide supplemental appropriations for the fiscal year ending June 30, 1928, and for other purposes.

First Deficiency Act,  
1928.

*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, 1928, and prior fiscal years, to provide supplemental appropriations for the fiscal year ending June 30, 1928, and for other purposes, namely:

Legislative.

LEGISLATIVE

Senate.

SENATE

William B. McKinley.  
Pay to widow.

To pay to Kate F. McKinley, widow of William B. McKinley, late a Senator from the State of Illinois, \$10,000.

Kathleen W. Kivett.  
Services.

To enable the Secretary of the Senate to pay from the appropriation for salaries of officers and employees of the Senate, fiscal year 1927, to Kathleen W. Kivett, for services rendered as clerk to the Committee on Public Lands and Surveys from October 15 to November 3, 1926, both dates inclusive, at the rate of \$3,300 per annum.

Linn W. Nesmith.  
Services.

To enable the Secretary of the Senate to pay from the appropriation for salaries of officers and employees of the Senate, fiscal year 1927, to Linn W. Nesmith for services rendered as assistant clerk to the Committee on Public Lands and Surveys, from October 15 to November 3, 1926, both dates inclusive, at the rate of \$1,830 per annum.

William A. Folger.

For payment for services rendered the Senate or committees thereof, as follows: William A. Folger, fiscal year 1927, \$1,200.

Dorothy E. Bent.  
Additional salary.

For payment to Dorothy E. Bent, assistant clerk to the Committee on Irrigation and Reclamation, at the rate of \$2,150 per annum in lieu of the salary she is now receiving, from December 16, 1926, to June 30, 1928, \$323.75.

Pennsylvania election, 1926.  
Services transporting, etc., ballot boxes, etc., from Philadelphia and Pittsburgh.

To pay additional sums to such persons engaged in the work of collecting, packing, and forwarding from Philadelphia and Pittsburgh, Pennsylvania, the ballot boxes and other election paraphernalia of the general election of November 2, 1926, and receiving and storing same in the Senate Office Building; said persons to be designated by the Sergeant at Arms and paid in such proportions as he may deem just, fiscal year 1927, \$1,960.

Christopher Woodlen.  
Services.

To enable the Secretary of the Senate to pay from the appropriation for salaries of officers and employees, Senate, 1928, to Christopher Woodlen for services rendered in transferring, rearranging, re-marking, cleaning, and refiling papers of the Senate, \$200.



The unexpended balance of the appropriation for expenses of inquiries and investigations ordered by the Senate for the fiscal year 1927 is made available for use during the fiscal year 1928.

Inquiries and investigations.  
Balance available.  
Vol. 44, p. 540.

## HOUSE OF REPRESENTATIVES

House of Representatives.

To pay to Rhea Thomas, a son, and Barber Nell and Annie Lee Thomas, daughters, of R. Y. Thomas, junior, late a Representative from the State of Kentucky, \$10,000, to be disbursed by the Sergeant at Arms of the House by paying one-third thereof to Rhea Thomas, one-third to Barber Nell Thomas, and one-third to the legal guardian of Annie Lee Thomas.

R. Y. Thomas, junior.  
Pay to children of.

To pay the widow of Maurice E. Crumpacker, late a Representative from the State of Oregon, \$10,000.

Maurice E. Crumpacker.  
Pay to widow.  
Ladislas Lazaro.  
Pay to widow.

To pay the widow of Ladislas Lazaro, late a Representative from the State of Louisiana, \$10,000.

Walter W. Magee.  
Pay to widow.

To pay the widow of Walter W. Magee, late a Representative from the State of New York, \$10,000.

To pay the widow of A. E. B. Stephens, late a Representative from the State of Ohio, \$10,000.

A. E. B. Stephens.  
Pay to widow.

To pay the widow of William N. Vaile, late a Representative from the State of Colorado, \$10,000.

William N. Vaile.  
Pay to widow.

The five preceding appropriations shall be disbursed by the Sergeant at Arms of the House.

Contingent expenses: For stationery for Representatives, Delegates, and Resident Commissioners, fiscal year 1928, \$125.

Stationery.

For folding speeches and pamphlets, at a rate not exceeding \$1 per thousand, fiscal year 1928, \$4,000.

Folding.

Committee employees: The unexpended balance of the appropriation for the fiscal year 1927, granted to the Committee on Revision of the Laws for the employment of competent persons to assist in compiling and codifying the laws relating to the District of Columbia, is reappropriated and made available for the fiscal year 1928.

Committee on Revision of the Laws.  
Balance for compiling District of Columbia Code reappropriated.  
Vol. 44, p. 542.

The unexpended balances of appropriations for salaries of assistant clerks to the Committee on Appropriations for the fiscal year 1927 are made available to pay to the assistant clerks of that committee, for the period from February 23 to June 30, 1927, inclusive, amounts representing the difference between the rates of compensation received by them during such period and the rates of compensation provided for them by the Legislative Appropriation Act, approved February 23, 1927.

Committee on Appropriations.  
Payment to assistant clerks.  
Balance available.  
Vol. 44, p. 542.

Committee on Ways and Means: For defraying such expenses as may be deemed necessary by the Committee on Ways and Means in connection with the preparation of a bill or bills for the revision of the laws relating to the administration of customs, \$2,500, to remain available until June 30, 1928, and to be available also for the reimbursement and/or payment for expenses incurred, in connection with a similar study and investigation by members of such committee of the Sixty-ninth Congress, during the period from March 5 to December 5, 1927.

Committee on Ways and Means.  
Expenses for revision of customs administration laws.

## JOINT COMMITTEE TO INVESTIGATE NORTHERN PACIFIC LAND GRANTS

Northern Pacific land grants.

The unexpended balance on June 30, 1927, of the appropriation available during the fiscal year 1927 to provide for expenses of the joint committee created by section 3 of the public resolution entitled "Joint resolution directing the Secretary of the Interior to withhold his approval of the adjustment of the Northern Pacific land grants, and for other purposes," approved June 5, 1924, is continued and made available until June 30, 1928. And the joint committee (not-

Joint Committee to investigate.  
Balance reappropriated for expenses of.  
Vol. 44, p. 843.  
Vol. 43, p. 673.

Pay of secretary, etc. withstanding the provisions of any other Act) is authorized to compensate the secretary and special disbursing officer at the rate of not to exceed \$50 per month from June 30, 1927, to June 30, 1928.

Architect of the Capitol.

#### ARCHITECT OF THE CAPITOL

Senate Office Building.  
Subway cars, etc.  
Balance available.  
Vol. 44, p. 843.

Subway transportation: Not to exceed \$2,000 of the unexpended balance of the appropriation of \$5,000 for the fiscal year 1927 for subway transportation between the Capitol and Senate Office Building shall remain available until June 30, 1929.

House Office Building.  
Maintenance.

House Office Building: For maintenance, including miscellaneous items, fiscal year 1920, \$889.80.

For maintenance, including miscellaneous items, and for all necessary services, fiscal year 1928, \$5,500.

Capitol power plant.  
Maintenance.

Capitol power plant: For maintenance, including the same objects specified under this head in the Sundry Civil Appropriation Act for the fiscal year 1921, \$178.

Botanic Garden.

#### BOTANIC GARDEN

Enlargement and relocation expenses.  
Vol. 44, p. 931.

Enlargement and relocation: For carrying out the provisions of paragraphs 1 and 2 of section 1 of the Act entitled "An Act to provide for enlarging and relocating the United States Botanic Garden, and for other purposes," approved January 5, 1927, fiscal years 1928 and 1929, \$600,000.

Government Printing Office.

#### GOVERNMENT PRINTING OFFICE

Samuel Robinson,  
William Madden, Joseph De Fontes, and  
Preston L. George.

To pay Samuel Robinson, William Madden, Joseph De Fontes, and Preston L. George, messengers on night duty during the second session of the Sixty-ninth Congress, \$900 each, fiscal year 1928, \$3,600.

Library of Congress.

#### LIBRARY OF CONGRESS

Copyright office.

Copyright office: For the register of copyrights, assistant register, and other personal services in accordance with the Classification Act of 1923, fiscal year 1928, \$8,000.

Sunday opening.

Sunday opening: To enable the Library of Congress to be kept open for reference use on Sundays and on holidays within the discretion of the Librarian, including the extra services of employees and the services of additional employees under the Librarian, at rates to be fixed by the Librarian, fiscal year 1928, \$1,000.

Printing and binding.

Printing and binding: For the printing of catalogue cards, fiscal year 1928, \$32,000.

Biennial index of State legislation.  
Preparation of.  
Vol. 44, p. 1066.

Index to State legislation: To enable the Librarian of Congress to undertake the preparation of an index to the legislation of the several States 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, including personal and other services within and without the District of Columbia (including not to exceed \$2,500 for personal services at rates to be fixed by the Librarian), travel, necessary material and apparatus, stationery, and incidentals, fiscal year 1928, \$15,000, to remain available until June 30, 1929.

Executive Office.

#### EXECUTIVE OFFICE

Naval oil lands.  
Expenses canceling leases, etc.  
Vol. 43, p. 5.  
Vol. 43, p. 16.

For expenses arising in connection with carrying into effect the public resolution entitled "Joint resolution directing the President to institute and prosecute suits to cancel certain leases of oil lands and incidental contracts, and for other purposes," approved February 8, 1924, and for the same purposes authorized in the public resolution

entitled "Joint resolution to provide an appropriation for the prosecution of suits to cancel certain leases and for other purposes," approved February 27, 1924, including the reimbursement and/or payment for expenses incurred for such purposes during the period from June 30, 1927, to the date of the approval of this Act, \$90,000, to remain available until June 30, 1929; and in addition thereto the unexpended balance of the appropriation of \$100,000 for such purposes, contained in the Second Deficiency Act, approved July 3, 1926, is reappropriated and made available.

Unexpended balance reappropriated.  
Vol. 44, p. 843.

The unexpended balance of the appropriation of \$60,000 for expenses arising in connection with carrying into effect the public 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, contained in the Second Deficiency Act, fiscal year 1926, shall remain available until June 30, 1929.

Naval oil reserves, California.  
Balance for expenses, reappropriated.  
Vol. 43, p. 15.  
Vol. 44, p. 843.  
Post, p. 1625.

Not to exceed \$25,000 of the appropriation of \$375,000 for reconstructing the roof, attic, and ceilings of the second story of the Executive Mansion, contained in the Second Deficiency Act, fiscal year 1926, approved July 3, 1926, shall remain available until June 30, 1929, for refurnishing and for necessary repairs and alterations to the Executive Mansion, to be prosecuted by contract or otherwise as the President may determine.

Executive Mansion.  
Balance for reconstructing roof available,  
Vol. 44, p. 844.

### CIVIL SERVICE COMMISSION

For an additional amount for personal services in the District of Columbia in accordance with the Classification Act of 1923, fiscal year 1928, \$103,000.

Civil Service Commission.

For an additional amount for necessary traveling expenses, including the same objects specified under this head in the Independent Offices Appropriation Act for the fiscal year 1928, \$82,500.

Services in the District.

For an additional amount for contingent and miscellaneous expenses of the Civil Service Commission, including same objects specified under this head in the Independent Offices Appropriation Act for the fiscal year 1928, \$6,000.

Traveling expenses.

Contingent expenses.

### EMPLOYEES' COMPENSATION COMMISSION

For an additional amount for personal services in the District of Columbia in accordance with the Classification Act of 1923 and for contingent expenses, including the same objects specified under these heads in the Independent Offices Appropriation Act for the fiscal year 1928 and including personal services in the field, fees, and mileage of witnesses, contract stenographic reporting services and rent, fiscal year 1928, \$240,000.

Employees' Compensation Commission.

For an additional amount for printing and binding for the Employees' Compensation Commission, fiscal year 1928, \$10,000.

Services in the District and contingent expenses.

For an additional amount for the payment of compensation for the fiscal year 1928 and prior fiscal years, including the same objects specified under this head in the Independent Offices Appropriation Act for the fiscal year 1928, \$700,000.

Printing and binding.

Payments from compensation fund.

### FEDERAL RADIO COMMISSION

For five commissioners at rates fixed by law, and for all other authorized expenditures of the Federal Radio Commission in performing the duties imposed by the Radio Act of 1927, including personal services in the District of Columbia or elsewhere, contract stenographic reporting services, printing and binding, supplies and

Federal Radio Commission.

Commissioners, personnel, etc.  
Vol. 44, p. 1162.

equipment, travel and other necessary expenses, for the period from February 1 to June 30, 1928, inclusive, and including for the period prior to February 1, 1928, such amounts as may be legally due to commissioners who have not been compensated, \$52,186.

General Accounting Office.

### GENERAL ACCOUNTING OFFICE

Rent.

Contingent expenses: For an additional amount of rent of buildings, fiscal year 1928, \$10,400.

International Trade Exhibition.

### INTERNATIONAL TRADE EXHIBITION

Maintenance expenses.  
Vol. 44, p. 1095.

For carrying out the provisions of the Act entitled "An Act to provide for maintaining, promoting, and advertising the International Trade Exhibition," approved February 14, 1927, fiscal year 1928, \$150,000.

Interstate Commerce Commission.

### INTERSTATE COMMERCE COMMISSION

Printing and binding.

For an additional amount for printing and binding for the Interstate Commerce Commission, including the same objects specified under this head in the Independent Offices Appropriation Act for the fiscal year 1928, \$170,000.

National Advisory Committee for Aeronautics.

### NATIONAL ADVISORY COMMITTEE FOR AERONAUTICS

Research and investigations.

For an additional amount for scientific research and technical investigations, including the same objects specified under this head in the Independent Offices Appropriation Act for the fiscal year 1928, \$25,000.

Public Buildings, etc., of the National Capital.

### PUBLIC BUILDINGS AND PUBLIC PARKS OF THE NATIONAL CAPITAL

Personal services.

For an additional amount for personal services in the District of Columbia in accordance with the Classification Act of 1923, fiscal year 1928, \$16,560.

General expenses.

For an additional amount for general expenses in connection with the maintenance of public buildings in the District of Columbia under the jurisdiction of the Office of Public Buildings and Public Parks of the National Capital, including the same objects specified under this head in the Independent Offices Appropriation Act for the fiscal year 1928, \$14,960: *Provided*, That not exceeding \$7,000 of the appropriation for the fiscal year 1928 is hereby made available for furnishing uniforms for employees.

*Proriso.*  
Uniforms to employees.

Smithsonian Institution.

### SMITHSONIAN INSTITUTION

Natural History Building.  
Repairs, etc.

Natural History Building: For safeguarding the dome of the rotunda, Natural History Building, United States National Museum, including all necessary incidental repairs and alterations of the building (the work to be performed under the direction and supervision of the Supervising Architect, Treasury Department) \$80,000, to remain available until June 30, 1929; of this sum not to exceed \$5,000 may be used to reimburse the Supervising Architect's Office for preparing necessary drawings and specifications and superintending the work.

Tariff Commission.

### UNITED STATES TARIFF COMMISSION

Printing and binding.

For additional amount for printing and binding for the Tariff Commission, fiscal year 1928, \$4,000.

## UNITED STATES VETERANS' BUREAU

Veterans' Bureau.

**Military and naval compensation:** For an additional amount for the payment of military and naval compensation accruing during the fiscal year 1928 or in prior fiscal years, \$19,400,000, and in addition thereto unexpended balances of the appropriations of the United States Veterans' Bureau are hereby reappropriated and made available under the appropriation "Military and naval compensation, Veterans' Bureau, fiscal year 1928 and prior years," as follows: Military and naval compensation, fiscal year 1926, \$1,732,000; military and naval compensation, fiscal year 1927, \$259,000; salaries and expenses, fiscal year 1926, \$3,136,000; salaries and expenses, fiscal year 1927, \$5,517,000; medical and hospital services, fiscal year 1926, \$1,148,000; medical and hospital services, fiscal year 1927, \$4,499,000; vocational rehabilitation, fiscal year 1926, \$166,000; vocational rehabilitation, fiscal year 1927, \$10,140,000; printing and binding, fiscal year 1926, \$83,000; military and naval insurance, fiscal year 1926, \$8,920,000.

Military and naval compensation.  
Vol. 44, p. 1084.  
Unexpended balances available.

Items specified.

**Damage claims:** To pay claims for damages to or losses of privately owned property adjusted and determined by the United States Veterans' Bureau 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 sums not exceeding \$1,000 in any one case," approved December 28, 1922, as fully set forth in House Document Numbered 731, Sixty-ninth Congress, \$477.02.

Damages claims.

Vol. 42, p. 1066.

## DISTRICT OF COLUMBIA

District of Columbia.

## GENERAL EXPENSES

General expenses.

**Purchasing division:** For personal services in accordance with the Classification Act of 1923, fiscal year 1928, \$1,250.

Purchasing division.

**License bureau:** For purchase of metal identification tags for horse-drawn vehicles used for business purposes and motor vehicles in the District of Columbia, or for the purchase of material for the manufacture of tags, fiscal year 1927, \$1,644.56.

Vehicle tags.

**Office of director of traffic:** The appropriation of fees received for reissuing motor-vehicle operators' permits, contained in the District of Columbia Appropriation Act for the fiscal year 1927, is continued available until June 30, 1928.

Director of traffic.  
Use of fees continued.  
Vol. 44, p. 421.

**Register of wills:** For miscellaneous and contingent expenses, telephone bills, printing, typewriters, towels, towel service, window washing, street-car tokens, furniture and equipment and repairs thereto, purchase of books of reference, law books, and periodicals, fiscal year 1928, \$5,000.

Register of wills.

## CONTINGENT AND MISCELLANEOUS EXPENSES

**Condemnation of insanitary buildings:** For expenses necessary and incident to the enforcement of an Act entitled "An Act to create a board for the condemnation of insanitary buildings in the District of Columbia, and for other purposes," approved May 1, 1906, fiscal year 1927, \$120.75.

Insanitary buildings, condemnation.

Vol. 43, p. 157.

**Advertising:** For general advertising, authorized and required by law, and for tax and school notices and notices of changes in regulations, for the fiscal years that follow:

Advertising.

For 1926, \$2,398.60;

For 1927, \$2,972.56.

For advertising notice of taxes in arrears July 1, 1926, as required to be given by the Act of March 19, 1890, to be reimbursed by a charge of 50 cents for each lot or piece of property advertised, fiscal year 1927, \$2,085.44.

Advertising taxes in arrears.  
Vol. 26, p. 24.

Employees' compensation fund.  
Payments from.  
Vol. 41, p. 104.  
Vol. 39, p. 742.

Employees' compensation fund: For carrying out the provisions of section 11 of the District of Columbia Appropriation Act approved July 11, 1919, extending to the employees of the government of the District of Columbia the provisions of the Act entitled "An Act to provide compensation for employees of the United States suffering injuries while in the performance of their duties, and for other purposes," approved September 7, 1916, fiscal year 1928, \$21,500.

Refund of erroneous collections.

Refund of erroneous collections: To enable the commissioners, in any case where special assessments, school tuition charges, rents, fees, or collections of any character have been erroneously covered into the Treasury to the credit of the United States and the District of Columbia in the proportion required by law, 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, fiscal year 1928, \$2,000: *Provided*, That this appropriation shall be available for such refunds of payments made within the past three years.

Building permits.  
Vol. 34, p. 967.  
*Proviso*.  
Prior cases.

Rent: For rent of a building or buildings for activities of the District of Columbia vacating quarters in squares 226, 227, and 228, \$17,425; for repairs and alterations thereof and for equipment, fuel, and other necessary expenses, \$7,575; in all, fiscal years 1928 and 1929, \$25,000.

Rent of buildings, etc.

Streets, etc.

#### STREET AND ROAD IMPROVEMENT AND REPAIR

Opening streets, etc., under permanent high-ways system.

Street repair, grading, and extension: The indefinite appropriation "Extension, and so forth, of streets and avenues, District of Columbia, 1928," contained in the District of Columbia Appropriation Act for the fiscal year 1928, is hereby made available to pay the awards and expenses under the Act entitled "An Act to authorize the opening of a street from Georgia Avenue to Ninth Street, northwest, through squares 2875 and 2877, and for other purposes," approved January 13, 1927; the Act entitled "An Act to provide for the widening of Nichols Avenue between Good Hope Road and S Street, southeast," approved February 14, 1927; and the Act entitled "An Act to provide for the widening of First Street between G Street and Myrtle Street, northeast, and for other purposes," approved March 11, 1926: *Provided*, That the time for filing the petition to condemn land under the provisions of the Act last named is hereby extended for six months from and after the date of approval of this Act.

Amounts available.  
Vol. 44, p. 1308.  
Street from Georgia Avenue to Ninth Street NW.  
Vol. 44, p. 972.

Nichols Avenue SE.  
Vol. 44, p. 1090.

First Street NE.  
Vol. 44, p. 203.

*Proviso*.  
Time extended.

For current work of repairs to suburban roads and suburban streets, including maintenance of nonpassenger-carrying motor vehicles, fiscal year 1928, \$100,000.

Suburban roads and streets.

Chain Bridge.  
Reconstruction.

Chain Bridge: For reconstruction of Virginia abutment of Chain Bridge, such work to be performed by day labor or otherwise, in the discretion of the Commissioners of the District of Columbia, fiscal years 1928 and 1929, \$40,000.

Charles Schneider Baking Company.  
Refund to.

Refund to Charles Schneider Baking Company: For refund to the Charles Schneider Baking Company of amount paid on September 26, 1923, for land comprised in part of a public alley in square 516, fiscal year 1928, \$442.44.

Public schools.

#### PUBLIC SCHOOLS

Garnet-Patterson Junior High.  
Balances available for extension.  
Vol. 44, pp. 433, 1315.

Not exceeding \$80,000 of the unobligated balances of appropriations for buildings and grounds, public schools, contained in the District of Columbia Appropriation Act for the fiscal year 1927, and any unobligated balance remaining in the appropriations for the construction of the Garnet-Patterson Junior High School are made

available for the construction of an addition to the Garnet-Patterson Junior High School, to be expended, in the discretion of the commissioners, pursuant to the provisions of the existing contract for the construction of said junior high school.

For completely furnishing and equipping combination assembly hall and gymnasium, West School, \$3,000; and combination assembly hall and gymnasium, Petworth School, \$3,000; including a piano for each school; in all, fiscal year 1928, \$6,000.

West and Petworth  
Schools.  
Furnishing, etc.

#### POLICEMEN'S AND FIREMEN'S RELIEF FUND

To pay the relief and other allowances as authorized by law, a sum not to exceed \$120,000 is appropriated from the policemen's and firemen's relief fund, fiscal year 1928.

Policemen's, etc., re-  
lief fund.

Payments from.

#### COURTS AND PRISONS

Police court: For compensation of jurors, fiscal year 1926, \$431.

Supreme Court, District of Columbia: For the additional amount required for the compensation of the chief justice and five associate justices in accordance with the Act approved December 13, 1926, fiscal year 1927, \$7,500.

For fees of jurors, fiscal year 1926, \$1,985.

Court of Appeals, District of Columbia: For the additional amount required for the compensation of the chief justice and two associate justices in accordance with the Act approved December 13, 1926, fiscal year 1927, \$5,750.

Support of convicts: For support, maintenance, and transportation of convicts transferred from the District of Columbia, including the same objects specified for this purpose in the District of Columbia Appropriation Act for the fiscal year 1926, \$890.88.

Writs of lunacy: For expenses attending the execution of writs de lunatico inquirendo and commitments thereunder in all cases of indigent insane persons committed or sought to be committed to Saint Elizabeths Hospital by order of the executive authority of the District of Columbia under the provisions of existing law, fiscal year 1926, \$783.28.

Printing and binding: For printing and binding for the Supreme Court and the Court of Appeals of the District of Columbia, fiscal year 1927, \$1,620.96.

Courts and prisons.  
  
Police court.  
Jurors.  
Supreme Court.  
Increased pay of  
justices.  
Vol. 44, p. 919.

Jurors.

Court of Appeals.  
Increased pay of jus-  
tices.  
Vol. 44, p. 919.

Support of convicts.

Lunacy writs.  
Expenses executing.

Printing and bind-  
ing.

#### BOARD OF CHILDREN'S GUARDIANS

For maintenance of feeble-minded children (white and colored), fiscal year 1926, \$1,356.62.

Board of Children's Guardians, District of Columbia: For board and care of all children committed to the guardianship of said board by the courts of the District, and for temporary care of all children pending investigation or while being transferred from place to place, and so forth, fiscal year 1926, \$1,096.40.

Board of Children's  
Guardians.

Feeble-minded chil-  
dren.

Board, etc., of chil-  
dren.

#### PUBLIC WELFARE

Division of child welfare: For board and care of all children committed to the guardianship of the Board of Public Welfare by the courts of the District, and for temporary care of children pending investigation or while being transferred from place to place, with authority to pay not more than \$1,500 each to institutions under sectarian control and not more than \$400 for burial of children dying while under charge of the board. fiscal year 1927, \$40,000.

Public welfare.

Child welfare divi-  
sion.  
Board, etc., of chil-  
dren.

Jail.  
Support of prisoners,  
etc.

**Jail:** For maintenance of prisoners at the jail, including pay of guards and all other necessary personal services, and for support of prisoners therein, expenses incurred in identifying and pursuing escaped prisoners, and rewards for their recapture, repair and improvements to buildings, cells, and locking devices, fiscal year 1928, \$6,125.

Equipping, etc.,  
buildings.

For furniture, furnishings, and other equipment necessitated by the enlargement and remodeling of the jail building, including dormitory, cell, kitchen and hospital equipment, fiscal year 1928, \$13,000: *Provided*, That any unobligated balance of the appropriation of \$275,000 contained in the Second Deficiency Act, fiscal year 1926, for an additional building at the jail of the District of Columbia, is made available for the purposes of this paragraph.

*Proviso.*  
Balance available.  
Vol. 44, p. 849.

Workhouse.  
Maintenance, etc.

**Workhouse:** For maintenance, custody, clothing, guarding, care, and support of prisoners; rewards for fugitives; provisions, subsistence, medicine, and hospital instruments, furniture, and quarters for guards and other employees and inmates; purchase of tools and equipments; purchase and maintenance of farm implements, livestock, tools, equipment, and miscellaneous items; transportation; maintenance and operation of nonpassenger-carrying motor vehicles; supplies and labor; and all other necessary items, fiscal year 1927, \$12,764.71.

Reformatory.  
Maintenance, etc.

**Reformatory:** For additional amount for maintenance, for the purchase of material for the manufacture of metal (automobile number) tags, fiscal year 1928, \$13,000.

Medical charities.

**Medical charities:** For care and treatment of indigent patients under contracts made by the Board of Public Welfare with the following institutions for the fiscal years named:

Emergency Hospital.

Central Dispensary and Emergency Hospital: Fiscal year 1924, \$1,216.85; fiscal year 1926, \$383.55; fiscal year 1927, \$1,261.60;

Casualty Hospital.

Eastern Dispensary and Casualty Hospital, fiscal year 1927, \$5,438.40; in all, \$8,300.40.

Columbia Hospital.  
Repairs, etc.

Columbia Hospital and Lying-in Asylum: For general repairs and for additional construction, including labor and material, and for expenses of heat, light, and power required in and about the operation of the hospital, to be expended in the discretion and under the direction of the Architect of the Capitol, fiscal year 1926, \$565.45;

Saint Elizabeths  
Hospital.  
Support of indigent  
insane.

Saint Elizabeths Hospital: For support of indigent insane of the District of Columbia in Saint Elizabeths Hospital, as provided by law, fiscal year 1927, \$214,162.

Audited claims.

#### AUDITED CLAIMS

Payment of, certified  
by District accounting  
officers.

**Audited claims, District of Columbia:** For the payment of the following claims, certified by the accounting officers of the District of Columbia to be due, under appropriations the balances of which have been exhausted or carried to the surplus fund under the provisions of section 5 of the Act of June 20, 1874, being for the service of the fiscal year 1924 and prior years:

Vol. 18, p. 110.

Amounts specified.

Courts (1921), reports of opinions, court of appeals, \$71.50; streets (1922), disposal of city refuse, \$42.30; public schools (1922), fuel, gas, and electric light, \$750.24; public schools (1923), fuel, gas, and electric light, \$750.24; contingent and miscellaneous expenses (1923), maintenance of motor vehicles, \$61.81; improvements and repairs (1923), repairs to suburban roads, \$6.50; small parks (1923), \$1.10; electrical department (1923), street lighting, \$5; Rent Commission (1923), expenses, \$241.50; water department (1923), maintenance and operation, \$97.81; street improvements (1923-24), Thirteenth Street, Spring Road to Shepherd Street, \$4; contingent and miscellaneous expenses (1924), judicial expenses, \$591.61; contingent



and miscellaneous expenses (1924), maintenance of motor vehicles, \$15.50; contingent and miscellaneous expenses (1924), general advertising, \$9; Rent Commission (1924), salaries and expenses, \$13.07; in all, audited claims, \$2,661.18.

## JUDGMENTS

For payment of final judgments, including costs rendered against the District of Columbia, as set forth in House Document Numbered 74, Seventieth Congress, \$6,817.12, 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 date of payment.

## PROPORTION OF EXPENSES

The foregoing sums for the District of Columbia, unless otherwise therein specifically provided, shall be paid as follows: Such sums as relate to the fiscal year 1920 and prior fiscal years, 50 per centum out of the revenues of the District of Columbia and 50 per centum out of the Treasury of the United States; such sums as relate to the fiscal years 1921, 1922, 1923, and 1924, 60 per centum out of the revenues of the District of Columbia and 40 per centum out of the Treasury of the United States; and such sums as relate to the fiscal years 1925, 1926, 1927, 1928, and 1929, jointly or severally, shall be paid out of the revenues of the District of Columbia and the Treasury of the United States in the manner prescribed for defraying the expenses of the District of Columbia by the District of Columbia Appropriation Acts for such fiscal years.

## WATER DEPARTMENT—OUT OF THE WATER REVENUES

For purchase of a site for a new third high service reservoir, \$34,000, in addition to \$50,000 for this purpose contained in the District of Columbia Appropriation Act for the fiscal year 1927: *Provided*, That the amounts herein specified shall be available until June 30, 1928, for the acquisition of such site in accordance with a final award in condemnation proceedings.

The rates of assessment in effect on June 30, 1927, for laying or constructing water mains and service sewers in the District of Columbia under the provisions of the Act of April 22, 1904, shall continue in effect during the remainder of the fiscal year 1928 and thereafter.

## DEPARTMENT OF AGRICULTURE

## OFFICE OF THE SECRETARY

Damage claims: To pay claims for damages to or losses of privately owned property adjusted and determined by the Department of Agriculture 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 sums not exceeding \$1,000 in any one case," approved December 28, 1922, as fully set forth in House Document Numbered 731, Sixty-ninth Congress, \$1,086.36.

## WEATHER BUREAU

Credit is authorized and directed in the accounts of the disbursing clerk of the Department of Agriculture with payments heretofore or hereafter made for expert services under existing agreements entered into by the Secretary of Agriculture in connection with the erection of a building for the Weather Bureau at Lansing, Michigan.

Judgments.

Payment of.

Proportion of expenses.

From District revenues.  
For fiscal year 1920, and prior years.

For 1921-1924.

For 1925-1929.

Water department.

New high service reservoir site.  
Vol. 44, p. 451.*Proviso.*  
Time available.

Rates of assessments for mains and sewers.

Vol. 33, p. 244.

Department of Agriculture.

Secretary's Office.

Damages claims.

Vol. 42, p. 1066.

Weather Bureau.

Lansing, Mich.  
Payment of expert services for Building at.

Expenses in Wash-  
ington, etc.

General expenses: For an additional amount for necessary expenses in the city of Washington and elsewhere incident to collecting and disseminating meteorological, climatological, and marine information, and for investigations in meteorology, climatology, seismology, evaporation, and aerology, fiscal year 1928, \$7,660, of which amount not to exceed \$3,540 may be expended for personal services in the District of Columbia.

Services in the Dis-  
trict.

Plant Industry Bu-  
reau.

#### BUREAU OF PLANT INDUSTRY

Grazing lands, etc.

For an additional amount for the investigation, improvement, and utilization of wild plants and grazing lands, and for determining the distribution of weeds and means for their control, fiscal year 1928, \$2,400.

Fruits investigation.

For an additional amount for the investigation and improvement of fruits, including the same objects specified under this head in the Agricultural Appropriation Act for the fiscal year 1928, \$10,000.

Forest Service.

#### FOREST SERVICE

Fighting forest fires.

For an additional amount for fighting and preventing forest fires, including the same objects specified under this head in the Agricultural Appropriation Act for the fiscal year 1928, \$769,000: *Provided*, That not to exceed \$50,000 of this amount may be used by the Secretary of Agriculture in meeting emergencies caused by forest insects on national forests.

*Proviso.*  
Insect infestation.

Federal Highway  
Act.  
Additional, of roads  
and trails, 1928.  
Vol. 44, p. 760.

For an additional amount for carrying out the provisions of section 23 of the Federal Highway Act, approved November 9, 1921, \$1,880,000, to remain available until expended, being part of \$7,500,000 authorized to be appropriated for the fiscal year 1928 by the Act approved June 22, 1926, and authorized to be apportioned and prorated among the States and obligated by contracts and otherwise by the Agricultural Appropriation Act for the fiscal year 1928.

State apportionment.  
Vol. 44, p. 1008.

Animal Industry Bu-  
reau.

#### BUREAU OF ANIMAL INDUSTRY

Inspection and quar-  
antine work.

Inspection and quarantine: For an additional amount for inspection and quarantine work, including the same objects specified under this head in the Agricultural Appropriation Act for the fiscal year 1928, \$11,000.

Chemistry and Soils  
Bureau.

#### BUREAU OF CHEMISTRY AND SOILS

Insecticides and fun-  
gicides investigations.

General expenses: For an additional amount 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, fiscal year 1928, \$10,000.

Entomology Bureau.

#### BUREAU OF ENTOMOLOGY

Fruits, etc., investi-  
gations.

For an additional amount for investigations of insects affecting deciduous fruits, orchards, vineyards, and nuts, including the same objects specified under this head in the Agricultural Appropriation Act for the fiscal year 1928, \$5,000.

Southern field crops.

For an additional amount for investigations of insects affecting southern field crops, including the same objects specified under this head in the Agricultural Appropriation Act for the fiscal year 1928, \$45,000.

Mexican fruit worm.  
*Post*, p. 1216.

To enable the Secretary of Agriculture to undertake control operations, inspections, surveys, and investigations necessary for the control and eradication of the Mexican fruit worm, in cooperation

with the Federal Horticultural Board in establishing, maintaining, and enforcing quarantines promulgated under the Plant Quarantine Act of August 20, 1912, as amended, and in cooperation with such authorities of the States concerned, organizations, or individuals as may be deemed necessary, and in cooperation with the Mexican Government and local Mexican authorities or organizations, including rent outside the District of Columbia, the employment of persons and means in the city of Washington and elsewhere, and other necessary expenses, fiscal year 1928, \$100,000, of which amount not to exceed \$1,680 may be expended for personal services in the District of Columbia.

Quarantines for control of, etc.  
Vol. 37, pp. 315, 854.

Cooperation with Mexican, etc., authorities.

Preventing spread of Japanese and Asiatic beetles: For an additional amount to enable the Secretary of Agriculture to meet the emergency caused by the spread of the Japanese beetle, including the same objects specified under this head in the Agricultural Appropriation Act for the fiscal year 1928, \$50,000, of which amount not to exceed \$3,000 may be expended for personal services in the District of Columbia.

Japanese and Asiatic beetles.  
Additional emergency amount for preventing spread of.

#### BUREAU OF AGRICULTURAL ECONOMICS

Agricultural Economics Bureau.

The appropriation for administration of the United States Warehouse Act for the fiscal year 1926 is hereby made available for payment of the claim of the Curtis-Martin Newspapers, Incorporated, for advertising for the Department of Agriculture during the fiscal year 1922, in the sum of \$25.53 found due by the Comptroller General.

Warehouse Act.  
Payment to Curtis-Martin Newspapers.  
Vol. 43, p. 845.

To enable the Secretary of Agriculture to carry into effect the provisions of 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, including employment of such persons and means in the city of Washington and elsewhere as the Secretary of Agriculture may deem necessary, and the purchase, operation, and maintenance of passenger-carrying automobiles outside of the city of Washington, fiscal year 1928, \$70,000, of which amount not to exceed \$12,350 may be expended for personal services in the District of Columbia.

Cotton grade and staple length statistics.  
Vol. 44, p. 1372.

For an additional amount to enable the Bureau of Agricultural Economics to complete the work of the domestic-wool section of the War Industries Board and to enforce Government regulations for handling the wool clip of 1918, including the same objects specified under this head in the Agricultural Appropriation Act for the fiscal year 1928, \$2,500.

Wool clip of 1918.  
Completion of work on.

Administration of the Produce Agency Act: To enable the Secretary of Agriculture to carry into effect the provisions of an 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, including the employment of such persons and means in the city of Washington and elsewhere as the Secretary of Agriculture may deem necessary, and the purchase of such perishable farm products as may be necessary for the detection of violations of the Act, fiscal year 1928, \$10,000: *Provided*, That all receipts from the sale of such products shall be credited to this appropriation and shall be reexpendable therefrom.

Perishable farm products.  
Administration of agency to prevent dumping, etc.  
Vol. 44, p. 1355.

*Proviso.*  
Use of receipts, etc.

#### FEDERAL HORTICULTURAL BOARD

Federal Horticultural Board.

Eradication of pink bollworm of cotton: For an additional amount to enable the Secretary of Agriculture to meet an emergency caused

Pink bollworm of cotton.  
Eradication expenses in Arizona.

by the appearance of the pink bollworm of cotton in Arizona, New Mexico, and adjoining States, including the same objects specified under the heading "Eradication of pink bollworm" in the Agricultural Appropriation Act for the fiscal year 1928, \$90,000.

Parlatoria date scale eradication.

For an additional amount to enable the Secretary of Agriculture to meet the emergency caused by the existence of the Parlatoria dates scale in California, Arizona, or any other State, including the same objects specified under this head in the Agricultural Appropriation Act, fiscal year 1928, \$25,000, to remain available until June 30, 1929.

Food, Drug, and Insecticide Administration.  
Pure food inspection, etc.  
Vol. 34, p. 763.

#### FOOD, DRUG, AND INSECTICIDE ADMINISTRATION

For an additional amount for enabling the Secretary of Agriculture to carry into effect the provisions of the Act of June 30, 1906, entitled "An Act for preventing the manufacture, sale, and transportation of adulterated, or misbranded, or poisonous, or deleterious foods, drugs, medicines, and liquors, and for regulating traffic therein, and for other purposes," including the same objects specified under this head in the Agricultural Appropriation Act for the fiscal year 1928, \$5,000.

Milk and Cream Act.  
Enforcement expenses.  
Vol. 44, p. 1101.

To enable the Secretary of Agriculture to carry into effect the provisions of the Act 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," approved February 15, 1927, fiscal year 1928, \$50,000, of which amount not to exceed \$4,350 may be expended for personal services in the District of Columbia.

#### MISCELLANEOUS

Federal Caustic Poison Act.  
Enforcement expenses.  
Vol. 44, p. 1408.

To enable the Secretary of Agriculture to carry into effect the provisions of the Act 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," approved March 4, 1927, fiscal year 1928, \$23,000, of which amount not to exceed \$10,490 may be expended for personal services in the District of Columbia.

South Carolina Agricultural Experiment Station.  
Cooperation with, in dairying and livestock industries.  
Vol. 44, p. 1397.

To enable the Secretary of Agriculture to carry into effect the Act entitled "An Act authorizing an appropriation to enable the Secretary of Agriculture to cooperate with the South Carolina Experiment Station," approved March 3, 1927, including the employment of such persons and means as the Secretary of Agriculture may deem necessary, fiscal year 1928, \$25,000, to remain available until June 30, 1929.

Mushrooms.  
Investigations of insect pests, etc., of.

To enable the Secretary of Agriculture to conduct special investigations of insect pests and fungous diseases attacking mushrooms, including the employment of such persons and means in the city of Washington and elsewhere, and other expenses, as may be necessary, \$12,000, to remain available until June 30, 1929; of such amount \$7,400 may be expended for personal services in the District of Columbia.

National Arboretum.

#### NATIONAL ARBORETUM

Acquiring land for.  
Vol. 44, p. 1422.

For the acquisition of land pursuant to the Act entitled "An Act authorizing the Secretary of Agriculture to establish a national arboretum, and for other purposes," approved March 4, 1927, and for necessary expenses incident thereto, including the employment of persons and contracting for title abstract services in the city of Washington and elsewhere, \$300,000, to remain available until June 30, 1929.

## DEPARTMENT OF COMMERCE

## OFFICE OF THE SECRETARY

**Damage claims:** To pay claims for damages to or losses of privately owned property adjusted and determined by the Department of Commerce 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 sums not exceeding \$1,000 in any one case," approved December 28, 1922, as fully set forth in House Documents Numbered 569 and 731, Sixty-ninth Congress, and House Document Numbered 73, Seventieth Congress, \$869.80.

**Aircraft in commerce:** Of the appropriation for aircraft in commerce contained in the Act making appropriations for the Department of Commerce for the fiscal year 1928, a total of not to exceed \$165,000 may be expended for personal services in the District of Columbia.

## BUREAU OF FOREIGN AND DOMESTIC COMMERCE

**Transportation of families and effects of officers and employees:** For an additional amount covering the same objects and purposes specified under this heading in the Act making appropriations for the Department of Commerce for the fiscal year 1928, \$10,000.

## BUREAU OF LIGHTHOUSES

**Claims for damages:** To pay the claims adjusted and determined by the Commissioner of Lighthouses and approved by the Secretary of Commerce under the provisions of section 4 of the Act approved June 17, 1910 (Thirty-sixth Statutes, page 537), on account of damages occasioned to private property by collision with vessels of the Lighthouse Service and for which the vessels of the Lighthouse Service were responsible, as set forth in House Document Numbered 568 and Senate Document Numbered 222, Sixty-ninth Congress, and House Document Numbered 73, Seventieth Congress, \$609.52.

**Retired pay:** For retired pay of officers and employees engaged in the field service or on vessels of the Lighthouse Service, except persons continuously employed in district offices and shops, fiscal year 1928, \$33,000.

## BUREAU OF THE CENSUS

**Census of agriculture:** For an additional amount for the census of agriculture, including the same objects specified under this head in the Act making appropriations for the Department of Commerce for the fiscal year 1925, and including compensation of temporary employees who may be appointed under the civil-service rules at per diem rates to be fixed by the Director of the Census without regard to the provisions of the Classification Act of 1923, fiscal year 1928, \$55,000.

## BUREAU OF STANDARDS

**Power plant equipment, Bureau of Standards:** For the purchase and installation of new power and heating plant equipment, together with such auxiliary equipment as may be necessary, the moving and installing of equipment on hand and the tie-in with the present heating and power systems; including contract labor and personal services in the District of Columbia, fiscal year 1928, \$100,000.

**Sugar standardization, Bureau of Standards:** For an additional amount covering the same objects and purposes specified under this heading in the Act making appropriations for the Department of

Department of Commerce.

Secretary's Office.

Damages claims.

Vol. 42, p. 1066.

Aircraft in Commerce.

Allowance for personal services in the District.

Vol. 44, p. 1200.

Foreign and Domestic Commerce Bureau.

Transporting families of officers, etc.

Lighthouses Bureau.

Collision damages claims.

Vol. 36, p. 537.

Retired pay.

Census Bureau.

Agricultural census. Expenses of compiling.

Vol. 43, p. 228.

Temporary employees.

Standards Bureau.

New power plant, etc.

Sugar standardization.

Additional amount.

Commerce for the fiscal year 1928, \$25,000, to remain available until June 30, 1929, of which amount not to exceed \$11,040 may be expended for personal services in the District of Columbia.

## Navigation Bureau.

## BUREAU OF NAVIGATION

Wireless communication laws.  
Expenses of administering.  
Vol. 44, p. 1174.

Wireless communication laws: For an additional amount covering the same objects and purposes specified under this heading in the Act making appropriations for the Department of Commerce for the fiscal year 1928, including expenses of the Federal Radio Commission to and including January 31, 1928, \$84,000, and, in addition thereto, \$60,000 of the unexpended balance of the appropriation "Enforcement of wireless communication laws," fiscal year 1927, is hereby reappropriated and made available under the appropriation for similar purposes for the fiscal year 1928.

Unexpended balance available.  
Vol. 44, p. 355.

## Coast and Geodetic Survey.

## COAST AND GEODETIC SURVEY

Surveying vessel, etc.  
Constructing and equipping.

For all necessary expenses for the construction and equipment of one surveying vessel, including purchase or preparation of plans and specifications and traveling expenses of inspectors, and for the purchase or construction of one tender of from fifty to sixty tons, including equipment, \$408,000, to remain available until June 30, 1929.

## Fisheries Bureau.

## BUREAU OF FISHERIES

Boothbay Harbor, Me.  
Power vessel for station at.

Power vessel: For the purchase or construction of a vessel for the Boothbay Harbor, Maine, fisheries station, including Diesel engine and equipment, and including contract personal service, not to exceed \$1,000, in the District of Columbia or elsewhere as may be necessary to prepare plans and specifications therefor, \$50,000, to remain available until June 30, 1929.

Neosho, Mo.  
Repairs, etc., to hatchery.

Fish hatchery, Neosho, Missouri: For general repairs and improvements to grounds, ponds, water supply, and buildings, \$15,000, to remain available until June 30, 1929.

Springville, Utah.  
Repairs, etc., to hatchery.

Fish hatchery, Springville, Utah: For repairs to the cottage, ponds, and water supply, and for the construction of a garage and workshop at the Springville, Utah, fisheries station, fiscal years 1928 and 1929, \$8,000.

## Mines Bureau.

## BUREAU OF MINES

Oil shale investigations.  
Operation of plant, etc.

Oil-shale investigations: For development of oil shale, including purchase or mining and transportation of shale, operation, repairs, and alteration of plant, the construction, maintenance, and repair of necessary camp buildings and appurtenances thereto, and the alteration, operation, and maintenance of experimental refinery, and for all necessary expenses incident thereto, including personal services, supplies, equipment, and traveling expenses, fiscal year 1928, \$45,000, of which amount not to exceed \$4,000 may be expended for personal services in the District of Columbia.

Mineral industries investigations.  
Allowance for service in the District increased.  
Vol. 44, p. 1217.

Economics of mineral industries, Bureau of Mines: Of the appropriation for economics of mineral industries contained in the Act making appropriations for the Department of Commerce for the fiscal year 1928, a total of not to exceed \$170,000 may be expended for personal services in the District of Columbia.

Norton, Va.  
Addition to garage.

Garage at Norton, Virginia, Bureau of Mines: For building and equipping an addition to the garage at Norton, Virginia, for storage and handling of mine rescue and first-aid supplies and equipment, fiscal year 1928, \$5,000.

## DEPARTMENT OF THE INTERIOR

## OFFICE OF THE SECRETARY

Damage claims: To pay the claims for damages to privately owned property adjusted and determined by the Department of the Interior 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 sums not exceeding \$1,000 in any one case," approved December 28, 1922, as fully set forth in Senate Document Numbered 222 and House Document Numbered 645, Sixty-ninth Congress, \$1,654.58.

## BUREAU OF INDIAN AFFAIRS

Purchase and transportation of Indian supplies: For expenses necessary to the purchase of goods and supplies for the Indian Service, including inspection, pay of necessary employees, and all other expenses connected therewith, including advertising, storage, and transportation of Indian goods and supplies for the fiscal years that follow: For 1923, \$110.06; 1924, \$12,193.05; 1926, \$91,910.27; 1927, \$80,286; in all, \$184,499.38.

Payment of judgment against Cherokee Indians, Oklahoma (tribal funds): For payment of the judgment rendered June 23, 1924, by the United States Court of Claims against the Cherokee Nation, Oklahoma, and in favor of the United States, in the case of the Cherokee Nation against the United States, Numbered 34449, in the Court of Claims, which judgment was for the cost of printing the record in the case and was affirmed on April 12, 1926, by the Supreme Court of the United States, \$31.70, payable from funds to the credit of the Cherokee Nation, Oklahoma.

Suppressing contagious diseases among livestock of Indians: For reimbursing Indians for livestock which may be hereafter destroyed on account of being infected with dourine or other contagious diseases, and for expenses in connection with the work of eradicating and preventing such diseases, to be expended under such rules and regulations as the Secretary of the Interior may prescribe, fiscal years 1928 and 1929, \$20,000.

Paiute allotted lands, Truckee-Carson project, Nevada (reimbursable): To carry out the provisions of the Act entitled "An Act to authorize the cancellation and remittance of construction assessments against allotted Paiute Indian lands irrigated under the Newlands reclamation project in the State of Nevada and to reimburse the Truckee-Carson irrigation district for certain expenditures for the operation and maintenance of drains for said lands," approved June 26, 1926, fiscal years 1924 and 1925, \$611.55.

Indian pueblos, New Mexico: For carrying out the provisions of the Act entitled "An Act to authorize an appropriation for reconnaissance work in conjunction with the Middle Rio Grande Conservancy District to determine whether certain lands of the Cochiti, Santo Domingo, San Felipe, Santa Ana, Sandia, and Isleta Indians are susceptible of reclamation, drainage, and irrigation," approved February 14, 1927, fiscal year 1928, \$50,000.

Indian school, Santa Fe, New Mexico: For construction and equipment of new boys' dormitory, fiscal years 1928 and 1929, \$80,000.

Sequoyah Orphan Training School, Oklahoma: To provide an adequate water supply, fiscal years 1928 and 1929, \$12,000.

Compensation to certain pueblos in New Mexico for losses: To compensate the Indians of Jemez and Tesuque pueblos, in the State of New Mexico, for loss of lands and water rights, in accordance

Interior Department.

Secretary's Office.

Damages claims.

Vol. 42, p. 1066.

Indian Affairs Bureau.

Supplies, purchase, transportation, etc.

Cherokees, Okla.  
Payment of judgment against, from tribal funds.Diseased livestock.  
Reimbursing Indians for animals destroyed.

Paiute Indian Reservation, Nev.

Payment to Truckee-Carson irrigation district for irrigation charges, etc., on lands of.

Vol. 44, p. 771.

Post, p. 1575.

Indian pueblos, N. Mex.

Survey, etc., as to irrigability of lands of.

Vol. 44, p. 1068.

Santa Fe School, N. Mex.

Boys' dormitory.

Sequoyah Orphan Training School, Okla.

Water supply.

Pueblos in New Mexico.

Payment for loss of lands, by Pueblo Lands Board findings.

Vol. 43, p. 636.

Distribution.

*Provisos.*

Purchase of land and water rights.

Distribution of remainder.

Kiowa, etc., Okla.  
Payment of attorneys from oil royalties trust fund of.

Vol. 44, p. 740.

Concurrent Resolutions, p. 1.

Shawnees, etc., Okla.  
Payment to, under treaty provisions.

Post, p. 1550.

Vol. 15, p. 513.

*Provisos.*  
Amount for attorneys.

Relinquishment required of all claims.

Papago Reservation, Ariz.

Improvement of road within, from Tucson to Ajo.

Vol. 44, p. 762.

Coolidge Dam, Gila River, Ariz.

Construction of, under San Carlos project.

Vol. 43, p. 475.

*Provisos.*  
Southern Pacific Railway Company.

Payment to, for relocating railroad.  
Property damages.

with the findings of the Pueblo Lands Board created by section 2 of the Act approved June 7, 1924 (Forty-third Statutes at Large, page 636), \$29,801.20, of which sum \$500 shall be credited on the books of the Treasury Department to the Indians of Jemez pueblo and \$29,301.20 to the Indians of Tesuque pueblo, such sums to draw interest at the rate of 4 per centum per annum: *Provided*, That the \$500 credited to the Indians of Jemez pueblo is hereby made available until June 30, 1929, for the purchase of land and water rights for such Indians, and \$14,150 of the sum credited to the Indians of Tesuque pueblo is hereby authorized to be expended during the fiscal years 1928 and 1929 in providing an additional water supply for such pueblo: *Provided further*, That the remainder of such funds, and the interest thereon, shall be subject to future appropriation by Congress.

Kiowa, Comanche, and Apache Indians (tribal funds): To enable the Secretary of the Interior to make payment of fees to the attorneys (their heirs or their assignees now of record, as their interest may appear) of the Kiowa, Comanche, and Apache Tribes of Indians in Oklahoma, under a tribal contract approved October 12, 1923, fiscal year 1928, \$85,000, payable out of the fund held in trust for said tribes under the provisions of Public Resolution Numbered 36, approved June 12, 1926.

To pay to the Indians of the Shawnee Tribe, and thirteen Delaware Indians affiliated with the same tribe, their heirs or legal representatives, in accordance with the official findings, arbitration award, and report of the Secretary of the Interior to Congress made in pursuance of the twelfth article of the treaty between the United States and the Shawnee Indians proclaimed October 14, 1868 (Fifteenth Statutes at Large, page 513), the sum of \$463,732.49: *Provided*, That out of said sum there shall be paid to the attorneys for said Indians 10 per centum of the above amount in full satisfaction and in lieu of the contract dated May 26, 1909, and extensions thereof dated April 21, 1919, and January 31, 1924, calling for 20 per centum: *And provided further*, That before payment of the amount hereby appropriated the Indian beneficiaries or their legal representatives entitled to said awards shall execute in writing a receipt, release, and relinquishment of any and all claims arising under the twelfth article of said treaty which they may have against the United States, and which receipt, release, and relinquishment shall be approved by the Commissioner of Indian Affairs and the Secretary of the Interior and which shall be binding, when executed and approved, on all parties thereto. The Shawnee Indian superintendent and the council of the tribe at Shawnee, Oklahoma, are authorized to execute and shall execute a release binding on all beneficiaries having no legal representatives.

Road, Papago Indian Reservation, Arizona: For the improvement and construction of the uncompleted part of the road from Tucson to Ajo, by way of Indian Oasis, within the Papago Indian Reservation, Arizona, as authorized by the Act approved June 23, 1926, fiscal years 1928 and 1929, \$125,000.

Coolidge Dam across canyon of Gila River near San Carlos, Arizona (reimbursable): For construction of the Coolidge Dam across the canyon of the Gila River near San Carlos, Arizona, as authorized by the Act of June 7, 1924 (Forty-third Statutes, pages 475, 476), and under the terms and conditions of, and reimbursable as provided in said Act, \$3,450,000, to continue available until June 30, 1929: *Provided*, That not to exceed \$1,000,000 shall be available for payment to the Southern Pacific Railway Company for relocating its railroad pursuant to its existing contract with the Secretary of the Interior: *Provided further*, That not to exceed



\$163,452 shall be available for payment of property and other damages: *Provided further*, That not to exceed \$72,324 shall be available for the replacement at Rice Station, Arizona, of agency buildings to be abandoned at San Carlos, Arizona: *And provided further*, That not to exceed \$17,718 shall be available for enlargement of the Rice Station boarding school to accommodate pupils from the day school to be abandoned at San Carlos.

Replacing agency buildings at Rice Station.  
*Post*, p. 211.

Enlarging boarding school.

## BUREAU OF PENSIONS

Army and Navy pensions, as follows: For invalids, widows, minor children, and dependent relatives, Army nurses, and all other pensioners who are now borne on the rolls, or who may hereafter be placed thereon, under the provisions of any and all Acts of Congress, fiscal year 1928, \$46,000,000: *Provided*, That the appropriation aforesaid for Navy pensions shall be paid from the income of the Navy pension fund, so far as the same shall be sufficient for that purpose: *Provided further*, That the amount expended under each of the above items shall be accounted for separately.

Pensions Bureau.

Army and Navy pensions.

*Provisos*.  
Navy, from naval pension fund.

Separate accounting.

## BUREAU OF RECLAMATION

Refund of construction charges: For refunds of construction charges heretofore paid on permanently unproductive lands excluded from the Federal reclamation projects specified in the Act approved May 25, 1926, in accordance with section 42 of such Act, fiscal years 1928 and 1929, \$100,000, to be paid out of the reclamation fund.

Reclamation Bureau.

Permanently unproductive lands.  
Construction charges on, refunded.

Vol. 44, p. 647.

For personal services and traveling and other expenses necessary to enable the Secretary of the Interior to determine the property loss by flood sustained by certain property owners residing at or in the vicinity of Hatch and Santa Teresa, New Mexico, in accordance with the provisions of the Act of February 25, 1927 (Forty-fourth Statutes at Large, page 1792, Private, Numbered 396, Sixty-ninth Congress), \$5,000, or so much thereof as may be necessary, to be expended from the Reclamation fund.

Hatch and Santa Teresa, N. Mex.  
Expenses determining property losses by overflow of Rio Grande at.

Vol. 44, p. 1792.

From reclamation fund.

## NATIONAL PARK SERVICE

Roads and trails, national parks: For the construction, reconstruction, and improvement of roads and trails, inclusive of necessary bridges, in the national parks and monuments under the jurisdiction of the Department of the Interior, \$1,000,000, being part of the amount of the contractual authorization contained in the Act making appropriations for the Department of the Interior for the fiscal year 1928, approved January 12, 1927.

National Park Service.

Roads and trails.

Vol. 44, p. 966.

## BUREAU OF EDUCATION

Education of natives of Alaska: Not exceeding \$3,064.84 of the unexpended balance of this appropriation for the fiscal year 1926 shall be available for the payment of obligations, as follows: Traveling expenses, \$625, and freight, including operation of United States ship Boxer, \$2,439.84, in addition to the amounts appropriated for those objects under this head for said fiscal year.

Education Bureau.

Alaska natives.  
Balance available for travel and the "Boxer."

Vol. 43, p. 1180.

## DEPARTMENT OF JUSTICE

## OFFICE OF THE ATTORNEY GENERAL

Salaries: For salaries, Department of Justice, including the same objects specified under this head in the Act making appropriations for the Department of Justice for the fiscal year 1928, \$25,400.

Department of Justice.

Attorney General's Office.

Office personnel.

Law books, etc.

Contingent expenses: For the purchase of law books, books of reference, and periodicals, including the exchange thereof, for the Department of Justice, fiscal year 1928, \$1,925: *Provided*, That not to exceed \$2 per volume shall be paid for the current and future volumes of the United States Code, Annotated.

*Proviso.*  
Price limit, U. S.  
Code, Annotated.

#### CONTINGENT EXPENSES, DEPARTMENT OF JUSTICE

Traveling and miscellaneous expenses.

Traveling and miscellaneous expenses: For traveling and other miscellaneous and emergency expenses, authorized and approved by the Attorney General, to be expended at his discretion, fiscal year 1927, \$2,746.82.

#### MISCELLANEOUS OBJECTS, DEPARTMENT OF JUSTICE

Enforcing interstate commerce laws.

For the enforcement of Acts to regulate commerce, including the same objects specified for this purpose in the Act making appropriations for the Department of Justice and for the judiciary, for the fiscal year 1926, \$2.50.

Judges, etc.

#### SALARIES OF JUDGES

Additional amount for salaries increased.

For the additional amounts required from January 1 to June 30, 1927, inclusive, on account of the increased compensation granted by the Act entitled "An Act to fix the salaries of certain judges of the United States," approved December 13, 1926, under the following appropriation accounts respectively:

Vol. 44, p. 919.

Designated amounts.

"Salaries, Supreme Court, 1927," \$17,452.75;  
"Salaries of circuit, district, and retired judges, 1927," \$198,457;  
"United States Court of Customs Appeals, 1927," \$10,000;  
"Salaries, Court of Claims, 1927," \$11,441.29;  
"Salaries, judges, marshals, and so forth, Territory of Alaska, 1927," \$4,503.88;

In all, \$241,854.92, which shall be credited, respectively, to the appropriation accounts above enumerated.

District judges.

For salaries of United States district judges, including the same objects specified under this head in the Act making appropriations for the Department of Justice and for the judiciary for the fiscal year 1928, \$51,000.

United States courts.

#### MARSHALS, DISTRICT ATTORNEYS, CLERKS, AND OTHER EXPENSES OF UNITED STATES COURTS

Marshals.

Salaries, fees, and expenses of marshals: For salaries, fees, and expenses of United States marshals and their deputies, including the same objects specified under this head in the Act making appropriations for the Department of Justice and for the judiciary for the fiscal year 1924, \$3,841.56.

Special assistant attorneys.

Pay of special assistant attorneys: For assistants to the Attorney General and to United States district attorneys employed by the Attorney General to aid in special cases, for the fiscal year 1923 and prior years, including the same objects specified under this head in the Act making appropriations for the Department of Justice and for the judiciary, for the fiscal year 1923, \$5,000.

Clerks.

Salaries and expenses of clerks: For salaries of clerks of United States district courts, their deputies, and assistants, and so forth, including the same objects specified under this head in the Act making appropriations for the Department of Justice and for the judiciary for the fiscal year 1928, \$25,000.

Fees of commissioners: For fees of United States commissioners and justices of the peace acting under section 1014, Revised Statutes of the United States, for the fiscal years that follow:

For 1922, \$585.70.

For 1925, \$13,098.70.

For 1927, \$25,000.

Costs taxed against the United States: For the payment of costs taxed against the United States by the United States District Court for the Southern District of New York in the case of United States of America, owner of the steamship Samoset, libellant, against Mexican Petroleum Company, owner of the oil barges Numbered 11 and Numbered 12, respondent, fiscal year 1926, \$33.20.

For the payment of the cost of a transcript of testimony for the defendant, furnished by direction of the court, in the case of the United States against Earl Battice, in the United States District Court for the Southern District of New York, fiscal year 1928, \$672.

Compensation and expenses of commissioner in case of State of Oklahoma against State of Texas: For payment of one third of the costs of executing the decree of the Supreme Court of the United States, dated January 3, 1927, in the case of the State of Oklahoma, complainant, against the State of Texas, defendant; the United States of America intervenor, numbered 6, original, October term, 1926, including the compensation and expenses of the commissioner appointed by the court to run, locate, and mark the boundary between the State of Oklahoma and the State of Texas, \$18,000, to remain available until the completion of such work and to be paid on the order of the court.

Pay of bailiffs, and so forth: For bailiffs and criers, and so forth, including the same objects specified under this head in the Act making appropriations for the Department of Justice and for the judiciary for the fiscal year 1927, \$20,162.78.

Books for judicial officers: For the purchase and rebinding of law books, including the same objects specified under this head in the Act making appropriations for the Department of Justice for the fiscal year 1924, \$10.

For the purchase of law books, including the exchange thereof, for United States judges, district attorneys, and other judicial officers, including the libraries of the nine United States circuit courts of appeals, for the purchase of the Federal Reporter and continuations thereto as issued, to be expended under the direction of the Attorney General, fiscal year 1928, \$55,399: *Provided*, That all books purchased hereunder shall be marked, plainly, "The property of the United States," and shall in all cases be transmitted to their successors in office: *Provided further*, That not to exceed \$2 per volume shall be paid for the current and future volumes of the United States Code, Annotated.

#### PENAL AND CORRECTIONAL INSTITUTIONS

United States penitentiary, Leavenworth, Kansas: For the United States penitentiary at Leavenworth, Kansas, including the same objects specified under this head in the Act making appropriations for the Department of Justice and for the judiciary for the fiscal year 1927, \$5,000.

United States penitentiary, Atlanta, Georgia: For establishment of a water system, purchase and installation of new boilers and other machinery, construction, repairs, and alterations to power plant, and all other expenses connected with either the water system or power plant, fiscal years 1928 and 1929, \$250,000, and in addition thereto the unexpended balance of the appropriation of \$200,000 for the fiscal year 1927 for the purchase and installation of new boilers, shall

Commissioners.  
R. S., sec. 1014, p. 189.

Mexican Petroleum  
Company.  
Costs taxed against  
United States in case  
of.

Earl Battice.  
Payment for trans-  
cript of testimony in  
case against.

Oklahoma against  
Texas.  
Compensation and  
expenses of boundary-  
line commissioners, etc.

Payment on order of  
the court.

Bailiffs, etc.

Law books.  
Purchase and rebind-  
ing.

Additional appropri-  
ation.

Federal Reporter.

*Provisos*.  
Transmittal to suc-  
cessors.

Price limit for U. S.  
Code, Annotated.

Penal institutions,  
etc.

Penitentiaries.  
Leavenworth, Kans.  
Maintenance.

Atlanta, Ga.  
Power plant, water  
system, etc.

Unexpended balance  
available for machin-  
ery, etc.  
Vol. 44, p. 348.

*Proviso.*  
Engineer for prepar-  
ing plans, etc.

be available for the purposes of this paragraph: *Provided*, That the Attorney General may contract with an engineer for the preparation of plans, listing of specifications, supervision, superintendence of all work, and the performance of any other duties necessary to the construction of a complete power plant and the establishment of a water system.

Textile mill addition.  
Vol. 44, p. 348.

Not exceeding \$14,000 of the working-capital fund for the fiscal year 1928 shall be available for the completion of the addition to the textile mill building.

McNeil Island,  
Wash.  
Maintenance.

United States penitentiary, McNeil Island, Washington: For the United States penitentiary at McNeil Island, Washington, including the same objects specified under this head in the Act making appropriations for the Department of Justice and for the judiciary for the fiscal year 1928, including not to exceed \$12,900 for salaries of officers and employees, \$12,900.

Water supply, etc.

For extension of underground water system and repairs to existing water system, equipment for wells, construction of water reservoir, installation of water supply on farm, repairs to docks and dolphins, construction of breakwater bulkheads, and purchase and installation of oil-burning equipment, oil-storage tanks, pumps and piping, including all necessary labor and supplies in connection with the above, fiscal years 1928 and 1929, \$62,250.

Warden.  
Credited for pur-  
chase of engine room  
equipment.  
Vol. 41, p. 207.

Credit is authorized and directed in the account of the warden of the United States penitentiary, McNeil Island, Washington, with payment of \$523.46 made during the fiscal year 1924 for purchase of additional boiler and engine room equipment, which was inadvertently charged to the appropriation for construction of buildings contained in the Sundry Civil Appropriation Act approved July 19, 1919.

Industrial Reforma-  
tory.  
Construction of  
brick manufacturing  
plant.  
Balance available.  
Vol. 44, p. 348.

United States Industrial Reformatory, Chillicothe, Ohio: Not to exceed \$100,000 of the appropriation "United States Industrial Reformatory, Chillicothe, Ohio, 1927," shall remain available until June 30, 1929, to enable the Attorney General to furnish the necessary material, supplies, and equipment, and to defray such other expenses as may be necessary to provide adequate facilities for the employment of prisoners and the development of the institution in accordance with the Act entitled "An Act for the establishment of a United States Industrial Reformatory," approved January 7, 1925: *Provided*, That the inmates of the United States Industrial Reformatory shall be employed only in the production and manufacture of supplies for the United States Government, for consumption in United States institutions, and in duties necessary for the construction and maintenance of the institution.

Vol. 43, p. 724.

*Proviso.*  
Employment of in-  
mates restricted.

Federal Industrial Institution for Women, Alderson, West Virginia: The unexpended balances of the appropriations for construction work of \$909,100 contained in the Second Deficiency Act, fiscal year 1925, and continued available during the fiscal year 1927 by the Second Deficiency Act, fiscal year 1926, and of \$1,509,300 contained in the Second Deficiency Act, fiscal year 1926, shall remain available until June 30, 1929.

Federal Institution  
for Women.  
Construction work.  
Balances available.

Vol. 43, p. 1334.

Vol. 44, p. 861.

National Training  
School for Boys.  
Support of inmates.

National Training School for Boys: For the National Training School for Boys, Washington, District of Columbia, including the same objects specified under this head in the Act making appropriations for the Department of Justice and for the judiciary for the fiscal year 1927, \$1,805.37.

Support of United  
States prisoners.

Support of United States prisoners: For the support of United States prisoners, including the same objects specified under this head in the Acts making appropriations for the Department of Justice and for the judiciary for the fiscal years that follow:

For 1924, \$6,141.18.

For 1925, \$7,576.26.

For support of United States prisoners, including the same objects specified under this head in the Act making appropriations for the Department of Justice and for the judiciary for the fiscal year 1927, \$420,965.07.

For 1927.

## DEPARTMENT OF LABOR

Department of Labor.

### OFFICE OF THE SECRETARY

Secretary's Office.

**Damage claims:** To pay the claim in favor of James O'Connell for damage to his property, as adjusted and determined by the Secretary of Labor, 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 sums not exceeding \$1,000 in any one case," approved December 28, 1922, and as fully set forth in House Document Numbered 645, Sixty-ninth Congress, \$35.97.

James O'Connell.  
Payment of property damage claim.

Vol. 42, p. 1066.

**Salaries:** Not to exceed \$5,240 of the appropriation for expenses of regulating immigration, fiscal year 1928, shall be available for transfer to the appropriation for salaries, office of the Secretary of Labor, fiscal year 1928.

Salaries.  
Transfer of immigration expenses for, in office of Secretary.  
Vol. 44, p. 1222.

### BUREAU OF IMMIGRATION

Immigration Bureau.

For refund of amount covered by cashier's check numbered 15824 of the First State Bank and Trust Company, of Laredo, Texas, deposited as security on bond furnished in the case of the alien Sergei Chacotcin, who departed from the United States in accordance with the terms of the bond, fiscal year 1928, \$500.

First State Bank and Trust Company, Laredo, Tex.  
Refund of security for alien Sergei Chacotcin.

For refund of amount covered by cashier's check numbered 15823 of the First State Bank and Trust Company, of Laredo, Texas, deposited as security on bond furnished in the case of the alien Peter Koklagin, who departed from the United States in accordance with the terms of the bond, fiscal year 1928, \$500.

Refund of security for alien Peter Koklagin.

### CHILDREN'S BUREAU

Children's Bureau.

For an additional amount required for the promotion of the welfare and hygiene of maternity and infancy, including the same objects specified under this head in the appropriation Act for the Department of Labor for the fiscal year 1927, \$40,354.

Maternity and infancy hygiene.

## NAVY DEPARTMENT

Navy Department.

### OFFICE OF THE SECRETARY

Secretary's Office.

**Damage claims:** To pay claims for damages to or losses of privately owned property adjusted and determined by the Secretary of the Navy, 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 sums not exceeding \$1,000 in any one case," approved December 28, 1922, as fully set forth in House Documents Numbered 645 and 731, Sixty-ninth Congress, \$2,861.22.

Property damages claims.

Vol. 42, p. 1066.

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 Documents Numbered 645 and 731, Sixty-ninth Congress, \$12,815.45.

Collision damages claims.

Vol. 42, p. 1066.

## Bureau of Navigation.

## BUREAU OF NAVIGATION

Hydrographic Office.  
Expenses.

Contingent and miscellaneous expenses, Hydrographic Office: For purchase and printing of nautical books, charts, and sailing directions, copperplates, and so forth, including the same objects specified under this head in the Naval Appropriation Act for the fiscal year 1928, \$14,000.

## Bureau of Engineering.

## BUREAU OF ENGINEERING

Engineering repairs,  
etc.

Engineering: For repairs, preservation, and renewal of machinery and auxiliary machinery, including the same objects specified under this head in the Naval Appropriation Act for the fiscal year 1928, \$435,000.

## Bureau of Construction and Repair.

## BUREAU OF CONSTRUCTION AND REPAIR

## Construction and repair of vessels.

Construction and repair of vessels: For preservation and completion of vessels on the stocks and in ordinary, including the same objects specified under this head in the Naval Appropriation Act for the fiscal year 1928, \$565,000.

## Bureau of Supplies and Accounts.

## BUREAU OF SUPPLIES AND ACCOUNTS

A. T. Marix.  
Reimbursement of.

For the reimbursement of A. T. Marix, colonel, United States Marine Corps, retired, for the loss by fire of personal property in Christiania, Norway, fiscal year 1928, \$1,500.

Emanuel Xuierieb.  
Reimbursement of.

For reimbursement of Emanuel Xuierieb, chief mechanic, at the United States naval hospital, Canacao, Philippine Islands, for the loss of private funds in the form of Liberty bonds, fiscal year 1928, \$1,750.

Thomas J. Ryan.  
Reimbursement of.

For reimbursement of Thomas J. Ryan, lieutenant (junior grade), United States Navy, for the loss of uniforms, equipment, clothing, and personal effects, as a result of the earthquake and fire disaster in Japan on September 1, 1923, fiscal year 1928, \$1,221.65.

Navy pension fund.  
Payment of allowed  
claims from.

The Navy pension fund is hereby made available for the payment of the claims, amounting to \$127.22, allowed by the General Accounting Office in accordance with the provisions of the Act of March 29, 1918 (Fortieth Statutes, page 499), as set forth in Senate Document Numbered 221, Sixty-ninth Congress.

Vol. 40, p. 499.

The Navy pension fund is hereby made available for the payment of the claim, amounting to \$175.43, allowed by the General Accounting Office in Certificate of Settlement 0162113, in accordance with the provisions of the Act of March 29, 1918 (Fortieth Statutes, page 499).

## Bureau of Yards and Docks.

## BUREAU OF YARDS AND DOCKS

Clerical, etc., services  
limit increased.

The limit upon expenditures for clerical, inspection, drafting, messenger, and other classified work in the field from appropriating "Maintenance, Bureau of Yards and Docks, 1928," is hereby increased from \$975,000 to \$1,000,000.

Vol. 44, p. 1289.

## Public works.

## PUBLIC WORKS, BUREAU OF YARDS AND DOCKS

## Puget Sound, Wash.

Navy yard, Puget Sound, Washington: For rebuilding railroad, \$75,000.

## Boston, Mass.

Navy yard, Boston, Massachusetts: For improvements of central power plant, \$7,870.90.

## New London, Conn.

Submarine base, New London, Connecticut: For replacement and repair of piers, \$150,000.

Naval station, Guantanamo, Cuba: For replacement of fuel-oil dock, \$75,000; reconstruction of marine railway, \$25,000; salt-water fire-protection system, \$45,000; in all, \$145,000.

Guantanamo, Cuba.

Navy yard, New York: For replacing public works facilities destroyed by fire February 9, 1927, \$25,000; improvement of Dry Dock Numbered 4, \$250,000; in all, \$275,000.

New York, N. Y.

Air Stations: Toward the construction of buildings and improvements at air stations, as authorized by the Act approved March 2, 1927, as follows: Coco Solo, Canal Zone, \$632,000; Sand Point, Washington, \$210,000; San Diego, California, \$380,000; Hampton Roads, Virginia, \$640,000; in all, \$1,862,000.

Air stations.  
Construction and improvements at designated.  
Vol. 44, p. 1340.

Marine barracks, Parris Island, South Carolina: For construction of a steel bridge across Archers Creek, \$30,000.

Parris Island, S. C.

Marine barracks, Quantico, Virginia: For construction of public works as authorized by the Act approved February 15, 1927, \$1,650,000; and the Secretary of the Navy is authorized to enter into contract or contracts for such construction at a cost in the aggregate not to exceed \$2,205,000.

Quantico, Va.  
Marine barracks construction.  
Vol. 44, p. 1101.

Naval Observatory, Washington, District of Columbia: For repairs to heating tunnel at intersection of Gilliss Avenue and roadway to main building, and for repairs to balustrade around twelve-inch equatorial dome of main building, \$7,500.

Naval Observatory.  
Repairs.

Not to exceed an aggregate of \$40,000 is made available from the foregoing appropriations for "Public works, Bureau of Yards and Docks," to provide for the employment of classified personal services in the Bureau of Yards and Docks and in the field to be engaged upon such work and to be in addition to employees otherwise provided for.

Additional employees authorized for construction work.

#### MARINE CORPS

Marine Corps.

For additional amounts necessary to defray the increased expenses incident to maintaining armed guards of marines detailed for duty in protecting the United States mails and for expeditionary forces in Nicaragua and China, including the same objects specified in the Naval Appropriation Act for the fiscal year 1927, under the headings that follow:

Expenses of guards for United States mails, etc.

Pay, Marine Corps: For allowance for lodging and subsistence of enlisted men, \$8,418, and for mileage and actual and necessary expenses to officers, and so forth, \$117,213; in all, fiscal year 1927, \$125,631.

Pay, etc.

General expenses, Marine Corps: For provisions, subsistence, board and lodging of enlisted men, and so forth, \$596,700; for military supplies and equipment, and so forth, \$470,300; for transportation of troops, and so forth, \$400,000; for miscellaneous supplies, and so forth, \$351,000; in all, fiscal year 1927, \$1,818,000.

General expenses.

#### INCREASE OF THE NAVY

Increase of the Navy.

Construction and machinery: For an additional amount for the purposes specified under this heading in the Naval Appropriation Act for the fiscal year 1928, \$10,800,000.

Construction and machinery.

#### ALTERATIONS TO NAVAL VESSELS

Alterations to naval vessels.

Major alterations, naval vessels: Toward the alterations and repairs required for the purpose of modernizing the United States ships Oklahoma and Nevada as authorized by the Act approved March 2, 1927, \$6,575,000, to remain available until June 30, 1929: *Provided*, That the alterations to the capital ships herein authorized shall be subject to the limitations prescribed in the treaty limiting naval armaments ratified August 17, 1923.

Modernizing "Oklahoma" and "Nevada."

Vol. 44, p. 1343.

*Proviso.*  
Treaty limitations.  
Vol. 43, p. 1655.

Post Office Department.

## POST OFFICE DEPARTMENT

### OUT OF THE POSTAL REVENUES

Postmaster General's Office.

#### OFFICE OF POSTMASTER GENERAL

Property damages claims.  
Vol. 42, p. 1066.

**Damage claims:** To pay claims for damages to or losses of privately owned property adjusted and determined by the Post Office Department 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 sums not exceeding \$1,000 in any one case," approved December 28, 1922, as fully set forth in House Documents Numbered 570 and 731, Sixty-ninth Congress, and House Document Numbered 73, Seventieth Congress, \$36,782.02.

Damages to persons or property.

**Personal or property damage claims:** For an additional amount required to enable the Postmaster General to pay claims for damages to persons or property, in accordance with the provisions of the Deficiency Appropriation Act, approved June 16, 1921, fiscal year 1926, \$4,000.

Vol. 42, p. 63.

Shipment of equipment, supplies, etc.

**Freight, express or motor transportation of equipment, and so forth:** For an additional amount required for the transportation and delivery of equipment, materials, and supplies for the Post Office Department and the Postal Service by freight, express, or motor transportation, and other incidental expenses, fiscal year 1928, \$30,000.

Field service.  
Chief Inspector, office.

#### OFFICE OF THE CHIEF INSPECTOR

Payment of rewards.

**Payment of rewards:** For payment of rewards for the detection, arrest, and conviction of post-office burglars, robbers, and highway mail robbers, fiscal year 1926, \$25,500: *Provided*, That rewards may be paid, in the discretion of the Postmaster General, when an offender of the class 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 7708, dated July 1, 1922.

*Provisos.*  
Death of offender.

Rates limited.

First Assistant Postmaster General.

#### OFFICE OF FIRST ASSISTANT POSTMASTER GENERAL

Postmasters.

**Compensation to postmasters:** For an additional amount required for compensation to postmasters, fiscal year 1926, \$93,693.50.

City delivery carriers.

**Temporary city delivery carriers:** For pay of substitutes for letter carriers absent with pay and of auxiliary and temporary letter carriers at offices where city delivery is already established, for the fiscal years that follow:

For 1923, \$26.62;

For 1924, \$310.63.

Special delivery fees.

**Special-delivery fees:** For fees to special-delivery messengers, fiscal year 1925, \$275.74.

Pneumatic tube service, New York and Brooklyn, N. Y.

**Pneumatic-tube service:** For an additional amount required for the transmission of mail by pneumatic tubes or other similar devices in the city of New York, including the Borough of Brooklyn of the city of New York, including power, labor, and all other operating expenses, fiscal year 1928, \$1,800.

Second Assistant Postmaster General.

#### OFFICE OF SECOND ASSISTANT POSTMASTER GENERAL

Railway Mail Service.  
Travel allowances.

**Railway postal clerks, travel allowances:** For an additional amount required for travel allowance to railway postal clerks and substitute railway postal clerks, fiscal year 1927, \$26,000.



Balances due foreign countries: For balances due foreign countries, fiscal year 1920, \$3,648.41.

Balances due foreign countries.

Balances due foreign countries: For balances due foreign countries, including payment of balances to Great Britain for excess parcel-post weights covering the period from January 1, 1919, to September 30, 1924, as follows: Fiscal year 1919, \$31,764.90; 1920, \$45,814.13; 1921, \$10,731.15; 1922, \$21,321.52; 1923, \$13,567.56; 1924, \$9,094.68; 1925, \$2,273.68; in all, \$134,567.62.

For designated years.

Balances due foreign countries: For an additional amount required for payment of interest to Norway, Sweden, and Denmark on balances found due by arbitral sentence under the provisions of article 23 of the Universal Postal Union of Rome and under the provisions of article 25 of the Universal Postal Convention of Madrid, fiscal year 1927, \$4,531.18.

Norway, Sweden, and Denmark.  
Interest on balances due.  
Vol. 35, p. 1661.  
Vol. 42, p. 1997.

Contract air mail service: For an additional amount required for the inland transportation of mail by aircraft, under contract, and for the incidental expenses thereof, in accordance with the Act approved February 2, 1925, and amended June 3, 1926, fiscal year 1928, \$2,000,000.

Contract air mail service.  
Vol. 43, p. 805.

Vol. 44, p. 692.

#### OFFICE OF FOURTH ASSISTANT POSTMASTER GENERAL

Fourth Assistant Postmaster General.

Mail bags and equipment: Not to exceed \$600,000 of the appropriation "Mail bags and equipment, 1928," may be expended for personal services in the District of Columbia, in lieu of the amount of \$500,000 specified under this head in the Act making appropriations for the Post Office Department for the fiscal year 1928.

Mail bags, etc.  
Amount for personal services increased.  
Vol. 44, p. 1051.

#### OUT OF THE GENERAL FUND OF THE TREASURY

Payment to W. F. Morgareidge: For carrying into effect the Act entitled "An Act for the relief of W. F. Morgareidge," approved July 3, 1926, fiscal year 1928, \$364.30.

W. F. Morgareidge.  
Payment to.  
Vol. 44, p. 1745.

#### DEPARTMENT OF STATE

Department of State.

Contingent expenses, United States consulates: For an additional amount for the contingent expenses of United States consulates, including the same objects specified under this head in the Act making appropriations for the Department of State for the fiscal year 1928, \$35,000.

Contingent expenses, consulates.

Contingent expenses, foreign missions: For contingent expenses of foreign missions, including the same objects specified under this head in the Act making appropriations for the Department of State for the fiscal year 1928, \$70,000.

Contingent expenses, missions.

Transportation of Foreign Service officers: To pay the traveling expenses of Diplomatic, Consular, and Foreign Service officers, including the same objects specified under this head in the Act making appropriations for the Department of State for the fiscal year 1928, \$25,000.

Transportation.

Transporting remains of Foreign Service officers and clerks: For defraying the expenses of transporting the remains of Diplomatic, Consular, and Foreign Service officers of the United States, including the same objects specified under this head in the Act making appropriations for the Department of State for the fiscal year 1926, \$713.16.

Transporting remains from abroad.

Foreign Service buildings fund: For the purpose of carrying into effect the provisions of the "Foreign Service Buildings Act, 1926," and for each and every object thereof, including the initial alterations, repair, and furnishing of buildings heretofore acquired under specific authorization of Congress for the use of the diplomatic and

Foreign Service buildings fund.  
Payments authorized.  
Vol. 44, p. 403.

consular establishments in foreign countries, \$700,000, to remain available until expended.

Amoy, China.  
Balances available.

Consular building, Amoy, China: The unexpended balances of the appropriations for acquisition of buildings and grounds and construction at Amoy, China, continued available until June 30, 1927, by the Second Deficiency Act, fiscal year 1926, shall remain available until expended.

Vol. 44, p. 867.

Mexican Water  
Boundary Commis-  
sion.  
Additional amount  
for.  
Vol. 44, p. 1185.

Water boundary, United States and Mexico: For an additional amount for the water boundary, United States and Mexico, covering the same objects specified under this head in the Act making appropriations for the Department of State for the fiscal year 1927, and including also personal services and supplies and equipment for the installation of additional gauging stations and the improvement and operation of existing stations on the Rio Grande, fiscal year 1928, \$21,000, which amount, together with so much as may be necessary of the appropriation "Water boundary, United States and Mexico, 1928," may be transferred by the Secretary of State, with the approval of the Secretary of the Interior, to the United States Geological Survey for direct expenditure.

Transfer to Geologi-  
cal Survey.

International Radio-  
telegraphic Conven-  
tion.  
Unexpended balance  
available for Confer-  
ence on Revision of.  
Vol. 43, p. 1340.

International Radiotelegraphic Convention: The unexpended balance of the appropriation made by the Second Deficiency Act, fiscal year 1925, approved March 4, 1925, for the purpose of defraying the expenses incident to the Conference for Revision of the International Radiotelegraphic Convention of July 5, 1912, to be held in Washington, and continued available until June 30, 1927, by the Act approved July 3, 1926, shall remain available until June 30, 1928, for such purposes, and shall also be available to reimburse the appropriation "Emergencies Arising in the Diplomatic and Consular Service, 1928," for expenditures made therefrom on account of such conference, including expenditures made for official cards and on contracts for stenographic reporting services.

Vol. 44, p. 865.

Preparatory Com-  
mission on Armaments.  
Expenses, participat-  
ing in.  
Vol. 44, p. 1404.

Preparatory Commission on Armaments: For the expenses of further participation by the United States in the work of the preparatory commission at Geneva, for the purpose of making preliminary studies and preparations for a conference on the reduction and limitation of armaments, and for each and every purpose connected therewith, including compensation of employees, travel, subsistence or per diem in lieu of subsistence in amounts authorized in the discretion of the Secretary of State (notwithstanding the provisions of any other Act); and such other expenses as the President shall deem proper, to be expended under the direction of the Secretary of State, \$70,000, to remain available until June 30, 1929.

Joint Canadian  
Boundary Waterways  
Commission.

Waterways treaty, United States and Great Britain; International Joint Commission, United States and Great Britain: For an additional amount for the waterways treaty, United States and Great Britain; International Joint Commission, United States and Great Britain, covering the same objects specified under this head in the Act making appropriations for the Department of State for the fiscal year 1927, approved April 29, 1926, and for the expenses of making such further investigations and taking such further action as may be deemed necessary in relation to the boundary waters within the scope of the treaty of January 11, 1909, between the United States and Great Britain, and waters flowing into or therefrom, including personal services within the District of Columbia or elsewhere, travel, and such other expenses as the Secretary of State shall deem proper, \$25,000, to remain available until June 30, 1929.

Vol. 44, pp. 338, 1188.

Halibut Fisheries  
Commission.

International Fisheries Commission: For an additional amount for the International Fisheries Commission, including the same objects

specified under this head in the Act making appropriations for the Department of State for the fiscal year 1928, \$3,000.

Expenses of prisons for American convicts: For an additional amount for the expenses of prisons for American convicts, including the same objects specified under this head in the Act making appropriations for the Department of State for the fiscal year 1928, \$5,000.

Prisons for American convicts.

International water commission, United States and Mexico: The unexpended balance of the appropriation of \$20,000 made by the Second Deficiency Act, fiscal year 1924, and continued available until June 30, 1927, for the Commission on Equitable Use of Waters of the Rio Grande, shall remain available until June 30, 1928, for the expenses, including the purchase, at not to exceed \$1,500, and maintenance of a passenger-carrying motor-propelled vehicle, of the commission authorized by the resolution approved March 3, 1927, entitled "Joint resolution amending the Act of May 13, 1924, entitled 'An Act providing a study regarding the equitable use of the waters of the Rio Grande,' and so forth."

Rio Grande and Colorado River.  
Unexpended balance for Commission on distribution of waters of.  
Vol. 43, pp. 692, 1340.

Any moneys received from the Republic of Mexico for the purpose of securing information on which to base a treaty between the United States and Mexico relative to the use of the waters of the Rio Grande, Lower Colorado, and Tia Juana Rivers as authorized by the Act of March 3, 1927, shall be covered into the Treasury.

Motor vehicle for commission.  
Vol. 44, p. 1403.

Payment to Etelka Bell: For payment to Etelka Bell, widow of Edward Bell, late counselor of legation and chargé d'affaires at the American Embassy at Peking, China, as authorized by the Act approved July 3, 1926, fiscal year 1928, \$9,000.

Etelka Bell.  
Payment to.  
Vol. 44, p. 1702.

Payment to Edith L. Bickford: For payment to Edith L. Bickford, widow of George F. Bickford, late consul at Antung, China, as authorized by the Act approved July 3, 1926, fiscal year 1928, \$3,500.

Edith L. Bickford.  
Payment to.  
Vol. 44, p. 1701.

Payment to Agnes W. Wilcox: For payment to Agnes W. Wilcox, widow of Henry T. Wilcox, late American consul at Vigo, Spain, as authorized by the Act approved February 9, 1927, fiscal year 1928, \$4,500.

Agnes W. Wilcox.  
Payment to.  
Vol. 44, p. 1766.

## TREASURY DEPARTMENT

Treasury Department.

### OFFICE OF THE SECRETARY

Secretary's Office.

Damage claims: To pay claims for damages to or losses of privately owned property adjusted and determined by the Secretary of the Treasury, 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 sums not exceeding \$1,000 in any one case," approved December 28, 1922, as fully set forth in House Documents Numbered 645 and 731 and Senate Documents Numbered 222 and 227, Sixty-ninth Congress, and House Document Numbered 73, Seventieth Congress, \$6,467.37.

Damages claims.

Vol. 42, p. 1066.

### DIVISION OF BOOKKEEPING AND WARRANTS

Bookkeeping and Warrants Division.

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, fiscal year 1928, \$7,500.

Recoinage of minor coins.

## Customs Service.

## CUSTOMS SERVICE

Domestic animals.  
Refund of duties on,  
recrossing boundary.  
Vol. 44, p. 629.

For the payment of claims for refund of duties paid on domestic animals and offspring thereof returned to the United States in accordance with the provisions of the public resolution approved May 24, 1926, fiscal year 1928, \$4,690.95.

Federal Farm Loan  
Bureau.

## FEDERAL FARM LOAN BUREAU

Salaries, etc.

Salaries: For an additional amount required for salaries of members of the board and for other personal services in the District of Columbia and in the field, fiscal year 1928, \$75,000;

Miscellaneous ex-  
penses.

Miscellaneous expenses: For an additional amount required for miscellaneous expenses, including the same objects of expenditure specified under this head in the Act making appropriations for the Treasury Department for the fiscal year 1928, \$10,000; and said appropriation for miscellaneous expenses is hereby made available for law books, periodicals, newspapers, contract stenographic reporting services, and expert services for the preparation of amortization tables: *Provided*, That whenever, during the fiscal year ending June 30, 1928, the Farm Loan Board shall find that the expenses of travel can be reduced thereby, it may, in lieu of actual operating expenses, under such regulations as it may prescribe, authorize the payment of not to exceed 3 cents per mile for motor cycle or 7 cents per mile for automobile, used for necessary travel on official business;

*Proviso.*  
Motor-vehicle travel  
allowance.

In all, Federal Farm Loan Bureau, \$85,000, payable from assessments upon Federal and joint-stock land banks and Federal intermediate credit banks.

Payable from bank  
assessments.

Internal Revenue.

## INTERNAL REVENUE

Refunding taxes ille-  
gally collected.

R. S., secs. 3220, 3689,  
pp. 618, 725.  
Vol. 40, p. 1145; Vol.  
42, p. 314; Vol. 43, p.  
342; Vol. 44, p. 115.

Refunding taxes illegally collected: For an additional amount required for refunding taxes illegally collected under the provisions of sections 3220 and 3689, Revised Statutes, as amended by the Revenue Acts of 1918, 1921, 1924, and 1926, including the payment of claims for the fiscal year 1928 and prior years, \$43,000,000, to remain available until June 30, 1928: *Provided*, That a report shall be made to Congress of the disbursements hereunder as required by such Acts, including the names of all persons and corporations to whom payments are made together with the amount paid to each: *Provided further*, That no part of this appropriation shall be available to refund any amount paid by or collected from any manufacturer, producer, or importer in respect of the tax imposed by subdivision (3) of section 600 of the Revenue Act of 1924, or subdivision (3) of section 900 of the Revenue Act of 1921 or of the Revenue Act of 1918, unless the Commissioner of Internal Revenue certifies to the proper disbursing officer that such manufacturer, producer, or importer has filed with the Commissioner, under regulations prescribed by the Commissioner with the approval of the Secretary of the Treasury, a bond in such sum and with such sureties as the Commissioner deems necessary, conditioned upon the immediate repayment to the United States of such portion of the amount refunded as is not distributed by such manufacturer, producer, or importer, within six months after the date of the payment of the refund, to the persons who purchased for purposes of consumption (whether from such manufacturer, producer, importer, or from any other person) the articles in respect of which the refund is made, as evidenced by the affidavits (in such form and containing such statements as the Commissioner may prescribe) of such purchasers, and that such bond, in the case of a claim allowed after the passage of this Act, was filed before the allowance of the claim by the Commissioner.

*Provisos.*  
Report to Congress.

Refunding excise tax  
on automobile acces-  
sories, etc.

Bond required from  
manufacturer, etc., to  
repay amount not dis-  
tributed to purchaser,  
etc.

## BUREAU OF PROHIBITION

Prohibition Bureau.

**Enforcement of Narcotic and National Prohibition Acts:** The limitations upon the amount which may be expended for personal services in the District of Columbia under this head in the Acts making appropriations for the Treasury Department for the fiscal years 1927 and 1928, are hereby amended so as to authorize the expenditure of not to exceed \$603,600 for said purpose during the fiscal year 1927, and not to exceed \$658,320 for said purpose during the fiscal year 1928, and the limitation upon the amount which may be expended for personal services in the District of Columbia from the appropriation "Collecting the internal revenue, 1928," is hereby amended so as to authorize the expenditure of not to exceed \$8,949,680 for said purpose.

Enforcing Narcotic and Prohibition Acts. Limitation for services in the District increased.

Vol. 44, pp. 143, 1034.

From collecting internal revenue.

Vol. 44, p. 1033.

## COAST GUARD

Coast Guard.

**Rebuilding and repairing stations, and so forth:** For an additional amount for rebuilding and repairing stations and houses of refuge, temporary leases, rent, and improvements of property for Coast Guard purposes, including use of additional land where necessary, fiscal year 1928, \$61,600.

Rebuilding stations, etc.

**Mileage, and so forth:** For an additional amount for mileage and expenses, including the same objects of expenditure specified under this head in the Act making appropriations for the Treasury Department for the fiscal year 1928, \$15,000.

Mileage, etc.

**Communication lines, and so forth:** For an additional amount for coastal communication lines and facilities and their maintenance, fiscal year 1928, \$30,000.

Coastal communication, etc.

## PUBLIC HEALTH SERVICE

Public Health Service.

**Pay of personnel and maintenance of hospitals:** For an additional amount for pay of personnel and maintenance of hospitals, Public Health Service, including the same objects specified under this head in the Act making appropriations for the Treasury Department for the fiscal year 1928, \$124,891.

Hospitals. Personnel and maintenance.

**Preventing the spread of epidemic diseases:** For an additional amount required for preventing the spread of epidemic diseases, including the same objects of expenditure specified under this head in the Act making appropriations for the Treasury Department for the fiscal year 1928, \$95,388.

Prevention of epidemics.

**Quarantine service:** For an additional amount required for the quarantine service, including the same objects of expenditure specified under this head in the Act making appropriations for the Treasury Department for the fiscal year 1928, \$25,000.

Quarantine Service.

## MISCELLANEOUS PUBLIC BUILDING PROJECTS

**New York, New York, courthouse and post office:** For reconstruction of roof, \$12,000.

Public buildings.

**Marcus Hook, Pennsylvania, quarantine station:** For new boiler and necessary remodeling of boiler house, rehabilitation of river bulkhead, back filling, repairs of isolation ward, fencing, and incidental work, \$21,000.

New York, N. Y. Courthouse, etc.

Marcus Hook, Pa.

**Carville, Louisiana, marine hospital:** For water-supply tank, additional hydrants, additional filters, connecting pipe, \$30,000.

Carville, La.

**San Francisco, California, Mint Building:** For an additional vault and work incidental thereto, removing, reconditioning, and using vault doors now in the Subtreasury Building, \$90,000.

San Francisco, Calif. Mint.

**Pittsburgh, Pennsylvania, post office and courthouse:** For removal of four old boilers and installation of three new ones, \$25,000.

Pittsburgh, Pa.

New York, N. Y. Quarantine station.	New York, New York, quarantine station: For restoration of chemical storage building and new roof covering, buildings numbered 2 and 3, \$12,000.
Outside professional services.	Outside professional services: For an additional amount required for outside professional services, including the same objects of expenditure specified under this head in the Act making appropriations for the Treasury Department for the fiscal year 1928, \$350,000: <i>Provided</i> , That in all cases where contracts have heretofore been entered into or may hereafter be entered into under the provisions of section 2 of the Public Buildings Act approved May 25, 1926, for outside professional services, wherein the period of performance extends beyond the fiscal year in which such contract or contracts were entered into, payments thereunder shall be made from the appropriation "Outside professional services, public buildings," available at the time payment is due for the particular services rendered.
<i>Proviso.</i> Payments of contracts for, from appropriations available. Vol. 44, p. 631.	Relief of the Davis Construction Company: For the carrying out of the Act entitled "An Act for the relief of the Davis Construction Company," approved April 24, 1926, fiscal year 1928, \$32,569.28.
Davis Construction Company. Relief of. Vol. 44, p. 1461.	
Projects under Public Buildings Act. Vol. 44, pp. 632, 869.	<b>PUBLIC BUILDING PROJECTS UNDER SECTION 3, PUBLIC BUILDINGS ACT APPROVED MAY 25, 1926, AS AMENDED</b>
Akron, Ohio.	Akron, Ohio, post office and other Government offices: For acquisition of additional land and completion, \$366,280.
Athens, Tenn.	Athens, Tennessee, post office, and so forth: For completion, \$30,000.
Batavia, Ill.	Batavia, Illinois, post office and other Government offices: For completion, \$8,000.
Bayonne, N. J.	Bayonne, New Jersey, post office, and so forth: For completion, \$100,000.
Branford, Conn.	Branford, Connecticut, post office and other Government offices: For completion, \$20,000.
Buffalo, Wyo.	Buffalo, Wyoming, post office and other Government offices: For completion, \$22,500.
Caribou, Me.	Caribou, Maine, post office and other Government offices: For completion, \$20,000.
Central City, Nebr.	Central City, Nebraska, post office and other Government offices: For completion, \$10,000.
Chicago, Ill. Marine hospital. Cody, Wyo.	Chicago, Illinois, marine hospital: For completion, \$132,000. Cody, Wyoming, post office and other Government offices: For completion, \$40,000.
Coeur d'Alene, Idaho.	Coeur d'Alene, Idaho, post office, courthouse, and so forth: For completion, \$148,200.
Des Moines, Iowa.	Des Moines, Iowa, courthouse, and so forth: For completion, \$474,500.
Detroit, Mich.	Detroit, Michigan, marine hospital: For completion, \$350,000.
Donora, Pa.	Donora, Pennsylvania, post office and other Government offices: For completion, \$20,000.
East Las Vegas, N. Mex.	East Las Vegas, New Mexico, post office, courthouse, and other Government offices: For continuation, \$30,000.
East Orange, N. J.	East Orange, New Jersey, post office and other Government offices: For completion, \$160,000.
Fallon, Nev. Vol. 44, p. 572.	Fallon, Nevada, post office and other Government offices: For completion, \$36,500, under an estimated total cost of \$90,000, in lieu of \$69,500 fixed in the Act of July 3, 1926.
Fort Fairfield, Me. Vol. 44, p. 872.	Fort Fairfield, Maine, post office, customhouse, and other Government offices: For completion, \$28,000, under an estimated total cost of \$90,000, in lieu of \$70,000 fixed in the Act of July 3, 1926.
Fort Plain, N. Y. Vol. 44, p. 872.	Fort Plain, New York, post office and other Government offices: For completion, \$20,000, under an estimated total cost of \$85,000 in lieu of \$75,000 fixed in the Act of July 3, 1926.

Globe, Arizona, post office, courthouse, and other Government offices: For completion, \$65,000.

Globe, Ariz.

Jamestown, North Dakota, post office, courthouse, and so forth: For completion, \$125,000.

Jamestown, N. Dak.

Lancaster, South Carolina, post office, and so forth: For completion, \$25,000.

Lancaster, S. C.

Leominster, Massachusetts, post office and other Government offices: For continuation, \$40,000.

Leominster, Mass.

Lewistown, Pennsylvania, post office and other Government offices: For continuation, \$45,000.

Lewistown, Pa.

McKees Rocks, Pennsylvania, post office and other Government offices: For completion, \$19,500.

McKees Rocks, Pa.

Madison, Wisconsin, post office, courthouse, and so forth: For completion, \$482,000.

Madison, Wis.

Marianna, Florida, post office, courthouse, and other Government offices: For continuation, \$45,000.

Marianna, Fla.

Metropolis, Illinois, post office and other Government offices: For completion, \$40,000.

Metropolis, Ill.

Millville, New Jersey, post office and other Government offices: For completion, \$60,000.

Millville, N. J.

Missoula, Montana, post office, courthouse, and other Government offices: For continuation, \$100,000.

Missoula, Mont.

Montclair, New Jersey, post office, and so forth: For continuation, \$30,000.

Montclair, N. J.

Montevideo, Minnesota, post office and other Government offices: For continuation, \$15,000.

Montevideo, Minn.

Mount Carmel, Illinois, post office, and so forth: For continuation, \$10,000.

Mount Carmel, Ill.

Newburyport, Massachusetts, post office and so forth: For completion, \$27,000.

Newburyport, Mass.

Olyphant, Pennsylvania, post office and other Government offices: For completion, \$5,000.

Olyphant, Pa.

Paxton, Illinois, post office and other Government offices: For completion, \$35,000.

Paxton, Ill.

Red Bluff, California, post office and other Government offices: For continuation, \$40,000.

Red Bluff, Calif.

Sand Point, Idaho, post offices and other Government offices: For completion, \$10,000.

Sand Point, Idaho.

Sayre, Pennsylvania, post office and other Government offices: For completion, \$20,000.

Sayre, Pa.

Shelbyville, Kentucky, post office and other Government offices: For completion, \$20,000.

Shelbyville, Ky.

Southbridge, Massachusetts, post office and other Government offices: For completion, \$48,000, under an estimated total cost of \$110,000, in lieu of \$80,000 fixed in the Act of July 3, 1926.

Southbridge, Mass.  
Vol. 44, p. 872.

Syracuse, New York, post office, courthouse, and so forth: For completion, \$700,000.

Syracuse, N. Y.

Tamaqua, Pennsylvania, post office and other Government offices: For completion, \$37,000: *Provided*, That the Secretary of the Treasury, in his discretion, may accept a title to a site for such building which reserves or excepts all coal or other minerals on the lands with the right of mining same.

Tamaqua, Pa.  
*Proviso.*  
Mineral rights reserved.

Tarentum, Pennsylvania, post office and other Government offices: For completion, \$20,000.

Tarentum, Pa.

Tomah, Wisconsin, post office and other Government offices: For completion, \$25,000.

Tomah, Wis.

Utica, New York, post office, customhouse, and courthouse: Toward the construction of the building, \$500,000.

Utica, N. Y.

Waynesburg, Pennsylvania, post office and other Government offices: Toward the construction of the building, \$50,000.

Waynesburg, Pa.

- Williamson, W. Va. Williamson, West Virginia, post office, courthouse, and so forth: For completion, \$99,000.
- Wilmington, Ohio. Wilmington, Ohio, post office and other Government offices: For completion, \$55,000.
- Wilson, N. C. Wilson, North Carolina, post office, courthouse, and so forth: For completion, \$95,000.
- Winchester, Mass. Winchester, Massachusetts, post office and other Government offices: For completion, \$19,500.
- Wyandotte, Mich. Wyandotte, Michigan, post office and other Government offices: For completion, \$65,000.
- Yonkers, N. Y. Yonkers, New York, post office, and so forth: Toward the construction of the building \$318,603.56; and the Secretary of the Treasury is authorized to enter into contracts for the entire estimated cost of such building for not to exceed \$520,000, in lieu of \$500,000 fixed in the Act of July 3, 1926.
- Vol. 44, p. 871. Total appropriations for projects under section 3, Act of May 25, 1926, as amended, \$5,306,583.56.

Remodeling, acquiring sites, etc.  
Vol. 44, pp. 633, 873.

**PUBLIC BUILDING PROJECTS UNDER SECTION 5, PUBLIC BUILDINGS ACT APPROVED MAY 25, 1926, AND SECOND DEFICIENCY ACT APPROVED JULY 3, 1926**

- Birmingham, Ala. Birmingham, Alabama, post office and courthouse: For completion, including attic, remodeling, and so forth, \$100,000.
- Chicago, Ill. Chicago, Illinois, post office: For completion of acquisition of site, \$450,000.  
Post office site.
- Chicago, Illinois, marine hospital: For completion, \$100,000, under an estimated total cost of \$200,000, in lieu of \$184,000 fixed in the Act of July 3, 1926.  
Marine hospital.  
Vol. 44, p. 873.
- Memphis, Tenn. Memphis, Tennessee, subpost office: Toward extension and remodeling, \$75,000.
- Total appropriations for projects under section 5, Public Buildings Act of May 25, 1926, and Deficiency Act approved July 3, 1926, \$725,000.
- Corinth, Miss. Corinth, Mississippi, post office, and so forth: For acquisition of additional land and commencement of extension and rehabilitation of the building, \$35,000; and the Secretary of the Treasury is authorized to enter into a contract or contracts for the entire estimated cost of such project for not to exceed \$75,000.

District of Columbia buildings.  
Vol. 44, pp. 663, 874.

**PUBLIC BUILDING PROJECTS IN THE DISTRICT OF COLUMBIA UNDER SECTION 5, PUBLIC BUILDINGS ACT APPROVED MAY 25, 1926, AS AMENDED**

- Agricultural Department. Agricultural Department buildings: Toward the construction of the central part of the Administration Building, \$750,000.  
Administration Building.
- Extensible building. Toward the construction of an extensible building, \$1,000,000.  
Liberty Loan Building.
- Additional stories. Liberty Loan Building: For completion of the construction of two additional stories, \$125,000.
- Water mains, etc. Water mains and other utilities: For water mains, removal or diversion of such sewers and other utilities as may be necessary incident to building construction.  
Removal, etc., incident to building construction.  
Vol. 44, p. 631.
- Total appropriations for projects in the District of Columbia under section 5, Act of May 25, 1926, as amended, \$2,100,000.

American Printing House for the Blind.  
Educational books, etc.  
Vol. 41, p. 272.  
Vol. 44, p. 1060.

**AMERICAN PRINTING HOUSE FOR THE BLIND**

To enable the American Printing House for the Blind more adequately to provide books and apparatus for the education of the blind in accordance with the provisions of the Act approved August 4, 1919, as amended by the Act approved February 8, 1927, fiscal year 1928, \$25,000.



## WAR DEPARTMENT—MILITARY ACTIVITIES

## FINANCE DEPARTMENT

Pay, and so forth, of the Army: For pay of the Army, including the same objects specified under this head in the War Department Appropriation Act for the fiscal year 1926, \$1,000,000.

For pay of the Army, including the same objects specified under this head in the War Department Appropriation Act for the fiscal year 1927, \$2,426,809, and in addition thereto the sum of \$271,050 of the appropriation "Incidental expenses of the Army, 1927," is reappropriated and made available.

Damage claims: To pay claims for damages to or losses of privately owned property adjusted and determined by the Secretary of War 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 sums not exceeding \$1,000 in any one case," approved December 28, 1922, as fully set forth in House Document Numbered 567, Sixty-ninth Congress, and House Document Numbered 73, Seventieth Congress, \$336.72.

For the complete satisfaction of the claims of Colonel Nathan D. Ely, Judge Advocate General's Department, and Charles Falkenthal, master sergeant, Quartermaster Corps, for the loss of personal property stored in Quartermaster warehouses, \$375 and \$27, respectively; in all, \$402.

## QUARTERMASTER CORPS

Subsistence of the Army: Purchase of subsistence supplies for issue as rations to troops, and so forth, including the same objects specified under this head in the War Department Appropriation Act for the fiscal year 1928, \$4,535,893.

Army transportation: Credit is authorized and directed in the accounts of disbursing officers of the War Department for the payment of obligations heretofore or hereafter incurred for expert services under existing contract entered into by the War Department in connection with the construction of the ferryboat authorized by the Second Deficiency Act, fiscal year 1926.

The Secretary of War and the Secretary of the Navy, through a joint board composed of officers appointed by them, shall make a survey of the points of storage of supplies of ammunition and components thereof for use of the Army and Navy, with special reference to the location of such ammunition and components as are in such proximity to populous communities and industrial areas as to constitute a menace to life and property. The results of such survey shall be embodied in a joint report which the Secretary of War and the Secretary of the Navy shall make to Congress, not later than March 15, 1928, with their recommendations as to what changes, if any, should be made in such storage facilities and their points of location and the feasibility of the joint use thereof by the Army and Navy. Such expenses of the survey as may not otherwise be chargeable to current appropriations may be defrayed in equal parts from current appropriations for "Ordnance and Ordnance Stores, Bureau of Ordnance, Navy Department," and "Current Expenses, Ordnance Service, War Department."

Military posts: For construction and installation at military posts of buildings, utilities, and appurtenances thereto, as authorized by an Act entitled "An Act to authorize appropriations for construction at military posts, and for other purposes," approved February 25, 1927, without reference to sections 1136 and 3734, Revised Statutes, including also in connection with the erection of barracks

War Department.

Finance Department.

Pay, etc., of the Army.  
Fiscal year 1926.

Fiscal year 1927.

Additional amount available.  
Vol. 44, p. 262.

Property damages claims.

Vol. 42, p. 1066.

Nathan D. Ely and Charles Falkenthal.

Quartermaster Corps.

Subsistence.

Transportation.  
Expert service for ferryboat allowed.  
Vol. 44, p. 877.Ammunition storage.  
Board of Army and Navy officers to survey location of, in dangerous proximity to populous communities, etc.

Report to Congress of results, recommendations, etc.

Appropriations available.

Military posts.  
Construction, etc., of buildings at.  
Vol. 44, p. 1235.Restrictions waived.  
R. S., secs. 1136, 3734,  
pp. 206, 737.

Fort Jay, N. Y.,  
barracks.  
Vol. 44, p. 1236.

Division of appro-  
priations.  
Vol. 44, p. 206.

Fort Riley, Kans.  
Officers' quarters.  
Vol. 44, p. 1235.

Restrictions waived.  
R. S., secs. 1136, 3734,  
pp. 206, 737.

Fort Douglas, Utah.  
Water supply im-  
provement.

Walter Reed Hos-  
pital, D. C.  
Additional facilities.  
Vol. 43, p. 1234.

Vol. 44, p. 182.

Fort Mills, P. I.  
Power plant im-  
provements.

at Fort Jay, Governor's Island, not to exceed \$30,000 for the employ-  
ment, by contract or otherwise, of the services of architects, or firms,  
or partnerships thereof, and other technical and professional per-  
sonnel as may be deemed necessary without regard to civil service  
requirements and restrictions of law governing the employment and  
compensation of employees of the United States, \$6,162,000, to  
remain available until expended; of this amount \$3,680,000 shall  
be payable from the military post construction fund created by  
section 4 of the Act approved March 12, 1926, and \$2,482,000 shall  
be payable out of the general fund of the Treasury.

For construction and installation of officers' quarters at Fort  
Riley, Kansas, including utilities and appurtenances thereto, as  
authorized by an Act entitled "An Act to authorize appropriations  
for construction at military posts, and for other purposes," approved  
March 3, 1927, without reference to sections 1136 and 3734 Revised  
Statutes, \$126,000 to remain available until expended.

Fort Douglas, Utah, water and sewers at military post: For the  
construction of the necessary dam or dams, reservoir, and pipe lines,  
together with all necessary accessories and appliances, and for the  
repair and alteration of existing facilities, to improve and enlarge  
the water supply at the military post of Fort Douglas, Utah, includ-  
ing every expenditure requisite for and incidental thereto, fiscal  
years 1928 and 1929, \$370,000.

Walter Reed General Hospital: For completion of the construction  
of additional facilities authorized by the Act entitled "An Act  
authorizing the construction of additional facilities at Walter Reed  
General Hospital, in the District of Columbia," approved March 4,  
1925, and the "First Deficiency Act, fiscal year 1926," \$950,000.

Fort Mills, Corregidor, Philippine Islands, central power plant:  
For completing repairs to steam plant and changing the present  
coal plant to oil, construction of facilities to house Diesel engines  
and oil storage, purchase and installation of three Diesel units in  
the central power plant, and all other necessary expenses incidental  
thereto, fiscal years 1928 and 1929, \$309,000.

Ordnance Depart-  
ment.

#### ORDNANCE DEPARTMENT

Armament of fortifi-  
cations.  
Removing projectiles  
to Picatinny Arsenal  
from Lake Denmark.

Armament of fortifications: For purchase, manufacture, and test of  
ammunition for seacoast cannon, and so forth, including the same  
objects specified under this head in the War Department Appro-  
priation Act for the fiscal year 1928, approved February 23, 1927,  
for expenditure in connection with removing projectiles from Lake  
Denmark to Picatinny Arsenal, fiscal year 1928, \$37,000.

Picatinny Arsenal,  
N. J.  
Repairing, rebuild-  
ing, etc.

Rehabilitation of Picatinny Arsenal, New Jersey: For repairing  
and rebuilding the Picatinny Arsenal in New Jersey, including the  
necessary construction, the purchase and installation of machinery  
and equipment, and the purchase of approximately three hundred  
and fifty acres of land in the vicinity of the arsenal as authorized in  
the Act entitled "An Act to authorize an appropriation to rehabili-  
tate the Picatinny Arsenal in New Jersey," approved March 3,  
1927, \$2,300,000.

Vol. 44, p. 1397.

War trophies, etc.  
Unexpended balance  
available for distribut-  
ing.  
Vol. 44, p. 878.

Distribution of captured war devices and trophies: The unex-  
pended balance on June 30, 1927, of the appropriation "Distribu-  
tion of captured war devices and trophies," contained in the Second  
Deficiency Act, fiscal year 1926, is extended to June 30, 1928, for  
the completion of an equitable distribution of captured war devices  
and trophies under the provisions of an Act approved June 7, 1924,  
as amended by the Act approved May 22, 1926.

Vol. 43, p. 597; Vol.  
44, p. 615.

## BUREAU OF INSULAR AFFAIRS

Insular Affairs Bureau.

Reimbursement of Philippine government: For full reimbursement to the Philippine government for expenses incurred by it for maintaining alien crews prior to April 6, 1917, as authorized by the Act entitled "An Act to authorize reimbursement of the Government of the Philippine Islands for maintaining alien crews prior to April 6, 1917," approved March 3, 1927, fiscal year 1928, \$11,400.81.

Philippine government.  
Reimbursing, for maintaining alien crews.  
Vol. 44, p. 1402

## OFFICE OF CHIEF OF ENGINEERS

Chief of Engineers.

Salaries, office of Chief of Engineers: In addition to the sum authorized under this head in the War Department Appropriation Act for the fiscal year 1928, approved February 23, 1927, the further expenditure of not to exceed \$10,000 from appropriations heretofore made is authorized for the services of skilled draftsmen, civil engineers, and such other employees as the Secretary of War may deem necessary in the office of the Chief of Engineers to carry into effect the various appropriations for rivers and harbors, surveys, preparation for and the consideration of river and harbor estimates and bills, fortifications, engineer equipment of troops, engineer operations in the field, and other military purposes.

Civilian personnel.  
Amount for drafts-  
men, etc., increased.  
Vol. 44, p. 1124.

## WAR DEPARTMENT—NONMILITARY ACTIVITIES

Nonmilitary activities.

## QUARTERMASTER CORPS

Quartermaster Corps.

National cemeteries: For maintaining and improving national cemeteries, including the same objects specified under this head in the War Department Appropriation Act for the fiscal year 1928, fiscal years 1928 and 1929, \$94,000.

National cemeteries.  
Maintenance.

Headstones for graves of American soldiers in Europe: To complete the furnishing and erecting of headstones for the graves of American soldiers in Europe, \$186,000, to remain available until June 30, 1929: *Provided*, That the headstones furnished hereunder shall be of such design and material as may be agreed upon by the Secretary of War and the American Battle Monuments Commission.

Headstones for graves  
in Europe.

*Proviso.*  
Selection of designs,  
etc.

Tomb of the Unknown Soldier: For every expenditure requisite for or incident to the work of securing competitive preliminary designs for completing the Tomb of the Unknown Soldier in the Arlington National Cemetery, as authorized by the public resolution approved July 3, 1926, \$2,500, to remain available until June 30, 1929: *Provided*, That in carrying into effect the provisions of such public resolution the Secretary of War is authorized to do all of the things necessary to accomplish this purpose, by contract or otherwise, with or without advertising, including payment for designs submitted under such conditions as he may prescribe.

Tomb of Unknown  
Soldier.  
Securing competitive  
designs for completing.  
Vol. 44, p. 915.

*Proviso.*  
General authority of  
Secretary of War.

Shiloh National Military Park: For the purchase of additional land within the boundaries of the park, \$7,100, to remain available until December 31, 1928.

Shiloh Military Park.  
Additional land.  
Vol. 44, p. 825.

For the payment of obligations incurred prior to July 1, 1925, in accordance with the Act of June 7, 1924, in connection with the acquisition of a strip of land contiguous to the park, to connect the Shiloh National Military Park with the Corinth (Mississippi) National Cemetery, fiscal year 1928, \$14,000.

Acquiring land to  
connect with Corinth  
National Cemetery,  
Miss.

To complete the erection and equipment of a school building in Shiloh National Military Park, fiscal years 1928 and 1929, \$10,000.

Equipping, etc.,  
school building.

Moores Creek National Military Park: The appropriation "Moores Creek National Military Park, 1927," \$1,500, is continued and made available during the fiscal year 1929.

Moores Creek, Mil-  
itary Park.  
Appropriation con-  
tinued.  
Vol. 44, p. 879.

Survey of battle fields.  
Balance available.  
Vol. 44, p. 1140.

Survey of battle fields: The balance of the appropriation "Survey of battle fields, 1928," \$15,000, contained in the War Department Appropriation Act, approved February 23, 1927, is hereby continued and made available for obligation to and including June 30, 1929, including mileage to officers and traveling expenses of civilian employees traveling on duty in connection with the survey of battle fields.

Fredericksburg and Spotsylvania County Battle Fields Memorial.  
Establishing, as a National Military Park.  
Vol. 44, p. 1091.

Fredericksburg and Spotsylvania County Battle Fields Memorial: For commencing the establishment of a national military park to be known as the Fredericksburg and Spotsylvania County Battle Fields Memorial, as authorized by the Act approved February 14, 1927, including the condemnation, purchase or lease of the necessary lands, surveys, maps, marking the boundaries of the park, opening, constructing, or repairing necessary roads, pay and expenses of commissioners, salaries for labor and services, traveling expenses, supplies and materials, \$50,000, to remain available until June 30, 1929.

Stones River Military Park, Tenn.  
Establishment of.  
Vol. 44, p. 1399.

Stones River (Tennessee) National Military Park: For the establishment of a national military park at the battle field of Stones River, Tennessee, in accordance with the Act entitled "An Act to establish a national military park at the battle field of Stones River, Tennessee," approved March 3, 1927, fiscal years 1928 and 1929, \$5,000.

Memorials to Virginia Dare and Roger Williams.  
Appropriations continued.

Memorials: The appropriations "Memorial to Virginia Dare, 1927," \$2,500, and "Memorial to Roger Williams, 1927," \$1,500, are continued and made available during the fiscal year 1929.

Lincoln Birthplace Memorial.  
Improving road to.

Lincoln Birthplace Memorial: For improvement of the road providing access to the memorial hall and the log cabin in which Abraham Lincoln was born and for repairs and minor improvements in connection with such buildings and reservation, fiscal years 1928 and 1929, \$5,000, to be expended under the direction of the Quartermaster General.

Medical Department.

#### MEDICAL DEPARTMENT

Artificial limbs.

Artificial limbs: For furnishing artificial limbs and apparatus, or commutation therefor, and the necessary transportation, fiscal year 1928, \$36,385.

Chief of Engineers.

#### CHIEF OF ENGINEERS

Cape Cod Canal.  
Purchase of, etc.  
Vol. 44, p. 1015.

Cape Cod Canal: For the purchase of the Cape Cod Canal and other property pertaining thereto, in accordance with section 2 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, \$5,500,000, to remain available until June 30, 1929.

Mississippi River flood control.  
Reimbursing appropriation for emergency expenses of.  
Vol. 44, p. 1142.

Emergency flood control, Mississippi River: For reimbursement of the appropriation for "Flood control, Mississippi River," and the appropriation for "Maintenance and improvement of existing river and harbor works," for amounts expended therefrom for emergency work on the lower Mississippi River on account of the flood of 1927, \$7,000,000: *Provided*, That the allotment of funds for the flood of 1927 by the Secretary of War from the appropriation for river and harbor works is hereby approved and validated.

*Proviso*.  
Allotment of funds approved.

Rivers and harbors.  
Examinations, etc.

Examinations, surveys, and contingencies of rivers and harbors: For examinations, surveys, and contingencies of rivers and harbors for which there may be no special appropriation, \$50,000: *Provided*, That no part of this sum shall be expended for any preliminary examination, survey, project, or estimate not authorized by law.

*Proviso*.  
Specific authority required.

Collision damages claims.

River and harbor damage claims: To pay the claim adjusted and settled by the Chief of Engineers, United States Army, with the approval of the Secretary of War, in accordance with the authority

contained in section 9 of the Act approved June 5, 1920 (Forty-first Statutes, page 1015), and certified to Congress in House Document Numbered 731, Sixty-ninth Congress, \$1,317.20.

Wharf and walk, Jamestown, Virginia: For the construction upon Government-owned land of a suitable public wharf to provide access to the United States monument which commemorates the three hundredth anniversary of the settlement of Jamestown, and for the construction of a suitable walk from the wharf to the monument, fiscal years 1928 and 1929, \$15,000: *Provided*, That this sum shall be available only when an amount at least equal to this appropriation is provided by the Commonwealth of Virginia and/or the Association for the Preservation of Virginia Antiquities: *Provided further*, That this appropriation and any contributed funds shall be expended under the direction of the Chief of Engineers.

Vol. 41, p. 1015.

Jamestown, Va.  
Construction of approach to monument at.

*Proviso.*  
Equal amount required from Virginia, etc.  
Under Chief of Engineers.

NATIONAL HOME FOR DISABLED VOLUNTEER SOLDIERS

For support of the National Home for Disabled Volunteer Soldiers: For "subsistence," "household," "current expenses," and "hospital," at the following branches, including the same objects respectively specified in the War Department Appropriation Act for the fiscal year 1927 under each of such heads for the central branch, namely:

National Home for Disabled Volunteers.

Support, etc.

Central Branch, Dayton, Ohio: Subsistence, \$15,283.86;  
Eastern Branch, Togus, Maine: Subsistence, \$7,125.56; household, \$2,894.68;

Dayton, Ohio.

Togus, Me.

Southern Branch, Hampton, Virginia: Subsistence, \$5,436.10;  
Western Branch, Leavenworth, Kansas: Current expenses, \$300; subsistence, \$11,204.73; household, \$15,778.10;

Hampton, Va.

Leavenworth, Kans.

Pacific Branch, Santa Monica, California: Repairs, \$8,914.60;  
Danville, Illinois, Branch: Household, \$4,225.20; hospital, \$2,544.82;

Santa Monica, Calif.

Danville, Ill.

Hot Springs, S. Dak.

Battle Mountain Sanitarium, Hot Springs, South Dakota: Subsistence, \$8,175.41; household, \$13,923.17; hospital, \$15,103.03: *Provided*, That the sums above specified, aggregating \$110,909.26, shall be used to reimburse the post fund of the National Home for Disabled Volunteer Soldiers for sums expended to meet deficiencies during the fiscal year 1927.

*Proviso.*  
Sums to reimburse Home post fund.

State and Territorial homes for disabled soldiers and sailors: For continuing aid to State or Territorial homes for the support of disabled volunteer soldiers, in conformity with the Act approved August 27, 1888, as amended, including all classes of soldiers admissible to the National Home for Disabled Volunteer Soldiers, fiscal year 1927, \$3,373.69: *Provided*, That for any sum or sums collected in any manner from inmates of such State or Territorial homes to be used for the support of said homes a like amount shall be deducted from the aid herein provided for, but this proviso shall not apply to any State or Territorial home into which the wives or widows of soldiers are admitted and maintained.

State or Territorial Homes.

Continuing aid to.

Vol. 25, p. 450.

*Proviso.*  
Collections from inmates.

THE PANAMA CANAL

Panama Canal.

The appropriation for civil government, Panama Canal and Canal Zone, fiscal year 1927, shall be available for payment of the salary of the district judge of the Canal Zone at the rate authorized by the Act approved December 13, 1926.

Canal Zone district judges.

Salary increase.

Vol. 44, p. 919.

JUDGMENTS, UNITED STATES COURTS

For payment of the final judgments and decrees, including costs of suits, which have been rendered under the provisions of the Act of

Judgments, United States courts.

Payment of.

- Vol. 24, p. 505.  
Vol. 36, p. 1137.
- Classification.** March 3, 1887, entitled "An Act to provide for the bringing of suits against the Government of the United States," as amended by the Judicial Code, approved March 3, 1911, certified to the Sixty-ninth Congress in House Document Numbered 727 and Senate Document Numbered 218, and to the Seventieth Congress in House Document Numbered 75, namely: Under the Shipping Board, \$3,150; under the Department of Commerce, \$4,378.87; under the Department of Labor, \$1,280.05; under the Navy Department, \$10,413.81; under the War Department, \$22,561.03; in all, \$41,783.76, together with such additional sum as may be necessary to pay interest on the respective judgments at the rate of 4 per centum from the date thereof until the time this appropriation is made.
- Interest.**
- Collision damages, etc.** For the payment of judgments, including costs of suits, rendered against the Government of the United States by United States district courts under the provisions of an Act entitled "An Act authorizing suits against the United States in admiralty for damage caused by and salvage services rendered to public vessels belonging to the United States, and for other purposes," approved March 3, 1925 (Forty-third Statutes, page 1112), certified to the Sixty-ninth Congress in House Document Numbered 726 and Senate Document Numbered 220, and to the Seventieth Congress in House Document Numbered 79, as follows: Under the Department of Commerce, \$1,834.75; under the Navy Department, \$23,133.05; under the Treasury Department, \$4,530.67; under the War Department, \$12,682.79; in all, \$42,181.26, together with such additional sum as may be necessary to pay interest as and where specified in such judgments.
- Classification.**
- Ohio southern district. Judgment under Lever Act. Vol. 40, pp. 276-279.** For payment of the judgment, including costs of suit, rendered against the Government of the United States by the United States District Court for the Southern District of Ohio, Eastern Division, under the provisions of the Act of August 10, 1917 (Fortieth Statutes, pages 276-279), and as certified to the Sixty-ninth Congress in House Document Numbered 725, as follows: Under the War Department, \$14,928.70, together with such additional sum as may be necessary to pay interest as and where specified in such judgment.
- California northern district. Sealing losses.** For payment of the judgments rendered against the Government by the United States District Court for the Northern District of California under the provisions of the Act approved June 7, 1924 (Forty-third Statutes, page 595), and certified to the Sixty-ninth Congress in House Document Numbered 722, as follows: Under the Treasury Department, \$61,398.48.
- Judgments under private Acts, etc.** For payment of the judgments, including costs of suits, rendered against the Government by United States district courts in special cases and under the provisions of certain special Acts and certified to the Sixty-ninth Congress in House Document Numbered 721 and Senate Document Numbered 226, and to the Seventieth Congress in House Document Numbered 76, as follows: Under the United States Shipping Board, \$29,251.73; under the Navy Department, \$141,698.25; under the Treasury Department, \$13,578.15; under the War Department, \$7,948.17; in all, \$192,476.30, together with such additional sum as may be necessary to pay interest on certain of the judgments as and where specified in such judgments.
- Classification.**
- Interest.**
- Right of appeal.** 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.
- Judgments, Court of Claims.**
- Payment of.**

### JUDGMENTS, COURT OF CLAIMS

For payment of the judgments rendered by the Court of Claims and reported to the Sixty-ninth Congress in House Document Num-

bered 723 and Senate Document Numbered 219, and to the Seventieth Congress in House Document Numbered 78, namely: Under the United States Shipping Board, \$5,230,929.85; under the United States Veterans' Bureau, \$1,671.52; under the Navy Department, \$1,151,223.72; under the Treasury Department, \$9,730.98; under the War Department, \$1,729,924.26; in all, \$8,123,480.33, together with such additional sum as may be necessary to pay interest on certain of the judgments at the legal rate per annum as and where specified in said judgments.

None of the judgments contained under this caption which have not been affirmed by the Supreme Court or otherwise become final and conclusive against the United States shall be paid until the expiration of the time within which application may be made for a writ of certiorari under subdivision (b), section 3, of the Act entitled "An Act to amend the Judicial Code, and to further define the jurisdiction of the circuit courts of appeals and of the Supreme Court, and for other purposes," approved February 13, 1925.

Interest.

None final until expiration of time for writ of certiorari.

Vol. 43, p. 939.

### AUDITED CLAIMS

Audited claims.

SEC. 2. That for the payment of the following claims, certified to be due by the General Accounting Office under appropriations the balances of which have been exhausted or carried to the surplus fund under the provisions of section 5 of the Act of June 20, 1874, and under appropriations heretofore treated as permanent, being for the service of the fiscal year 1924 and prior years, unless otherwise stated, and which have been certified to Congress under section 2 of the Act of July 7, 1884, as fully set forth in House Document Numbered 720, Sixty-ninth Congress, there is appropriated as follows:

Payment of, certified by General Accounting Office.

Vol. 18, p. 110.

Vol. 23, p. 254.

### INDEPENDENT OFFICES

For national security and defense, committee on public information, \$635.80.

Independent offices.

For salaries and expenses, United States Shipping Board, \$33.33.

For medical and hospital services, Veterans' Bureau, \$19.91.

For salaries and expenses, Veterans' Bureau, \$3.

For vocational rehabilitation, Veterans' Bureau, \$2,908.84.

### DEPARTMENT OF AGRICULTURE

For general expenses, Bureau of Plant Industry, \$10.21.

Department of Agriculture.

For cooperative fire protection of forested watersheds of navigable streams, \$1.25.

For general expenses, Weather Bureau, \$2.57.

### DEPARTMENT OF COMMERCE

For contingent expenses, Department of Commerce, \$42.89.

Department of Commerce.

For party expenses, Coast and Geodetic Survey, \$5.82.

### DEPARTMENT OF THE INTERIOR

For traveling expenses of inspectors, Department of the Interior, \$4.

Interior Department.

For maps of the United States, \$125.

For Army pensions, \$112.50.

For support of Indians in Arizona, \$2,620.25.

For support of Sioux of different tribes: Subsistence and civilization, South Dakota, \$6.

For support of Indians at Colville and other agencies and Joseph's Band of Nez Percés, Washington, \$1.05.

## DEPARTMENT OF JUSTICE

Department of Justice.

For salaries, fees, and expenses of marshals, United States courts, \$18.99.  
 For fees of commissioners, United States courts, \$3,452.80.

## DEPARTMENT OF LABOR

Department of Labor.

For war emergency employment service, \$1.26.

## NAVY DEPARTMENT

Navy Department.

For pay of the Navy, \$4,785.10.  
 For organizing the Naval Reserve Force, \$3.63.  
 For engineering, Bureau of Engineering, \$361.42.  
 For pay, Marine Corps, \$15,694.24.  
 For pay, miscellaneous, \$165.62.  
 For aviation, Navy, \$1,985.46.  
 For maintenance, Quartermaster's Department, Marine Corps, \$541.35.  
 For transportation, Bureau of Navigation, \$129.  
 For freight, Bureau of Supplies and Accounts, \$112.12.  
 For construction and repair, Bureau of Construction and Repair, \$30.94.

## DEPARTMENT OF STATE

State Department.

For transportation of diplomatic and consular officers, \$180.08.  
 For contingent expenses, foreign missions, \$31.02.

## TREASURY DEPARTMENT

Treasury Department.

For collecting the revenue from customs, \$37.38.  
 For collecting the war revenue, \$9.  
 For collecting the internal revenue, \$8.02.  
 For enforcement of Narcotic and National Prohibition Acts, internal revenue, \$1,116.22.  
 For refunding taxes illegally collected, \$5.82.  
 For refunding internal revenue collections, \$10.  
 For Coast Guard, \$543.70.  
 For freight, transportation, and so forth, Public Health Service, \$55.  
 For care of seamen, and so forth, Public Health Service, \$321.  
 For pay of personnel and maintenance of hospitals, Public Health Service, \$65.24.  
 For preventing the spread of epidemic diseases, \$45.98.  
 For repairs and preservation of public buildings, \$11.10.  
 For mechanical equipment for public buildings, \$180.  
 For furniture and repairs of same for public buildings, \$2.50.  
 For operating supplies for public buildings, \$0.58.

## WAR DEPARTMENT

War Department.

For pay, and so forth, of the Army, \$32,847.46.  
 For pay of the Army, \$5,708.53.  
 For increase of compensation, Military Establishment, \$1,901.78.  
 For pay, and so forth, of the Army, war with Spain, \$51.07.  
 For mileage to officers and contract surgeons, \$20.  
 For subsistence of the Army, \$35.70.  
 For clothing and equipage, \$55.08.  
 For clothing and camp and garrison equipage, \$40.44.  
 For Army transportation, \$996.23.



For general appropriations, Quartermaster Corps, \$1,746.08.  
 For horses for Cavalry, Artillery, Engineers, and so forth, \$335.98.  
 For construction and repair of hospitals, \$1,454.93.  
 For supplies, services, and transportation, Quartermaster Corps, \$6,952.44.  
 For signal service of the Army, \$934.99.  
 For air service, production, \$285.71.  
 For medical and hospital department, \$31.33.  
 For Chemical Warfare Service, Army, \$2.  
 For armament of fortifications, \$6,735.31.  
 For Field Artillery armament, \$6.49.  
 For manufacture of arms, \$387.50.  
 For ordnance service, \$4.45.  
 For ordnance stores, ammunition, \$13,796.84.  
 For quartermaster supplies, equipment, and so forth, Reserve Officers' Training Corps, \$36.  
 For proving grounds, Army, 2 cents.  
 For Organized Reserves, \$101.25.  
 For arming, equipping, and training the National Guard, \$9,615.03.  
 For headstones for graves of soldiers, \$2.94.  
 For national cemeteries, \$6.92.

## POST OFFICE DEPARTMENT—POSTAL SERVICE

(Out of the postal revenues)

For airplane service between New York and San Francisco, \$226.37. Post Office Department.  
 For clerks, contract stations, \$130.51.  
 For compensation to postmasters, \$11.15.  
 For compensation to assistant postmasters, \$60.36.  
 For indemnities, domestic mail, \$1,706.59.  
 For indemnities, international mail, \$380.73.  
 For mail messenger service, \$5.64.  
 For rent, light, and fuel, \$721.74.  
 For separating mail, \$40.  
 For shipment of supplies, \$14.45.  
 Total, audited claims, section 2, \$123,827.03, together with such additional sum due to increases in rates of exchange as may be necessary to pay claims in the foreign currency as specified in certain of the settlements of the General Accounting Office. Additional, to meet increases in rates of exchange.

## AUDITED CLAIMS

SEC. 3. That for the payment of the following claims, certified to be due by the General Accounting Office under appropriations the balances of which have been exhausted or carried to the surplus fund under the provisions of section 5 of the Act of June 20, 1874, and under appropriations heretofore treated as permanent, being for the service of the fiscal year 1924 and prior years, unless otherwise stated, and which have been certified to Congress under section 2 of the Act of July 7, 1884, as fully set forth in Senate Document Numbered 217, Sixty-ninth Congress, there is appropriated, as follows: Audited claims.

## INDEPENDENT OFFICES

For Advisory Committee for Aeronautics, 83 cents. Payment of additional.  
 For medical and hospital services, Veterans' Bureau, \$244.93. Vol. 18, p. 110.  
 For vocational rehabilitation, Veterans' Bureau, \$1,261.19. Vol. 23, p. 254.

Independent offices.

## DEPARTMENT OF AGRICULTURE

Department of Agriculture.

For miscellaneous expenses, Department of Agriculture, 4 cents.  
 For general expenses, Extension Service, \$10.06.  
 For general expenses, Bureau of Animal Industry, \$3.08.  
 For general expenses, Bureau of Plant Industry, \$6.24.  
 For general expenses, Weather Bureau, \$5.15.  
 For suppressing spread of pink bollworm of cotton, 28 cents.

## DEPARTMENT OF THE INTERIOR

Interior Department.

For national security and defense, Department of the Interior, \$42.90.  
 For stationery, Department of the Interior, \$22.30.

## DEPARTMENT OF JUSTICE

Department of Justice.

For salaries and expenses of district attorneys, United States courts, \$150.34.  
 For fees of commissioners, United States courts, \$720.80.  
 For miscellaneous expenses, United States courts, \$90.99.

## DEPARTMENT OF LABOR

Department of Labor.

For expenses of regulating immigration, \$4.

## NAVY DEPARTMENT

Navy Department.

For organizing the Naval Reserve Force, 33 cents.  
 For pay of the Navy, \$881.80.  
 For engineering, Bureau of Engineering, \$1,326.  
 For pay, Marine Corps, \$25.  
 For pay, miscellaneous, \$35.10.  
 For transportation, Bureau of Navigation, \$101.40.  
 For general expenses, Marine Corps, \$88.16.

## TREASURY DEPARTMENT

Treasury Department.

For contingent expenses, Treasury Department: Stationery, \$3.94.  
 For collecting the revenue from customs, \$332.04.  
 For enforcement of Narcotic and National Prohibition Acts, internal revenue, \$103.19.  
 For refunding internal-revenue collections, \$25.  
 For collecting the internal revenue, 42 cents.  
 For Coast Guard, \$231.67.  
 For pay of personnel and maintenance of hospitals, Public Health Service, 39 cents.  
 For repairs and preservation of public buildings, \$268.12.

## WAR DEPARTMENT

War Department.

For pay, and so forth, of the Army, \$12,886.19.  
 For pay of the Army, \$337.45.  
 For increase of compensation, Military Establishment, \$1,310.56.  
 For increase of compensation, War Department, \$20.  
 For pay, and so forth, of the Army, war with Spain, \$17.04.  
 For Army transportation, \$55.14.  
 For general appropriations, Quartermaster Corps, \$871.52.  
 For supplies, services, and transportation, Quartermaster Corps, \$1,318.34.

- For armament of fortifications, \$1,813.99.
- For Chemical Warfare Service, Army, \$610.09.
- For arming, equipping, and training the National Guard, \$16,612.99.
- For aviation, Navy (Navy transfer to War, May 21, 1920), 76 cents.

## POST OFFICE DEPARTMENT—POSTAL SERVICE

(Out of the postal revenues)

- For city delivery carriers, \$103.52.
- For compensation to postmasters, \$34.39.
- For indemnities, domestic mail, \$559.01.
- For indemnities, international mail, \$34.52.
- For rent, light, and fuel, \$137.50.
- For vehicle service, \$69.02.
- Total, audited claims, section 3, \$42,777.72, together with such additional sum due to increases in rates of exchange as may be necessary to pay claims in the foreign currency as specified in certain of the settlements of the General Accounting Office.

Post Office Department.

Additional, to meet increases in rates of exchange.

## AUDITED CLAIMS

Audited claims.

SEC. 4. That for the payment of the following claims, certified to be due by the General Accounting Office under appropriations for balances of which have been exhausted or carried to the surplus fund under the provisions of section 5 of the Act of June 20, 1874, and under appropriations heretofore treated as permanent, being for the service of the fiscal year 1925 and prior years, unless otherwise stated, and which have been certified to Congress under section 2 of the Act of July 7, 1884, as fully set forth in House Document Numbered 80, Seventieth Congress, there is appropriated as follows:

Payment of additional.

Vol. 18, p. 110.

Vol. 23, p. 254.

## LEGISLATIVE

For Capitol power plant, \$6,325.25.

Capitol power plant.

## INDEPENDENT OFFICES

- For United States Coal Commission, 90 cents.
- For salaries and expenses, Federal Board for Vocational Education, \$1.64.
- For Interstate Commerce Commission, \$37.86.
- For American ethnology, Smithsonian Institution, \$4.86.
- For fuel, lights, and so forth, State, War, and Navy Department Buildings, \$9,257.33.
- For increase of compensation, Veterans' Bureau, \$10.
- For medical and hospital services, Veterans' Bureau, \$3,071.41.
- For military and naval insurance, Veterans' Bureau, \$57.50.
- For salaries and expenses, Veterans' Bureau, \$152.01.
- For vocational rehabilitation, Veterans' Bureau, \$16,512.63.

Independent offices.

## DISTRICT OF COLUMBIA

For fees of witnesses, Supreme Court, District of Columbia, \$37.75, to be paid in the proportions of 60 per centum out of the revenues of the District of Columbia and 40 per centum out of the Treasury of the United States.

District of Columbia.

For fees of witnesses, Supreme Court, District of Columbia, \$2.50, to be paid wholly out of the revenues of the District of Columbia.

## DEPARTMENT OF AGRICULTURE

Department of Agriculture.

For salaries, Department of Agriculture, \$16.  
 For general expenses, Bureau of Animal Industry, \$1,599.66.  
 For general expenses, Forest Service, \$44.60.  
 For general expenses, Bureau of Plant Industry, \$965.20.  
 For general expenses, Bureau of Agricultural Economics, \$6.  
 For enforcement of packers and stockyards act, \$510.

## DEPARTMENT OF COMMERCE

Department of Commerce.

For increase of compensation, Department of Commerce, 67 cents.  
 For collecting statistics, Bureau of the Census, \$2,000.  
 For expenses of the Fourteenth Census, \$602.  
 For commercial attachés, Department of Commerce, \$10.  
 For promoting commerce, Department of Commerce, \$15.  
 For contingent expenses, Steamboat Inspection Service, \$5.20.  
 For expenses, mining experiment stations, Bureau of Mines, \$4.91.  
 For industrial research, Bureau of Standards, \$132.71.  
 For equipment, Bureau of Standards, \$566.35.  
 For testing structural materials, Bureau of Standards, \$19.  
 For general expenses, Bureau of Standards, 50 cents.  
 For investigation of public utility standards, Bureau of Standards, \$405.50.  
 For scientific library, Patent Office, \$12.85.  
 For pay, and so forth, of officers and men, vessels, coast survey, \$23.47.  
 For pay and allowances, commissioned officers, Coast and Geodetic Survey, \$48.  
 For party expenses, Coast and Geodetic Survey, \$53.50.  
 For salaries, lighthouse vessels, \$1.83.  
 For general expenses, Lighthouse Service, \$50.03.  
 For miscellaneous expenses, Bureau of Fisheries, \$14.18.

## DEPARTMENT OF THE INTERIOR

Interior Department.

For aviation of the Navy (Navy transfer to Interior—Bureau of Mines, Act January 24, 1923), \$528.89.  
 For salaries and commissions of registers and receivers, \$9.09.  
 For contingent expenses of land offices, \$15.90.  
 For protecting public lands, timber, and so forth, \$16.24.  
 For Geological Survey, \$3.  
 For Glacier National Park, \$144.  
 For Grand Canyon National Park, \$60.15.  
 For Mount Rainier National Park, \$892.62.  
 For Yellowstone National Park, \$115.30.  
 For roads and trails, national parks, \$4,290.39.  
 For medical relief in Alaska, \$1.84.  
 For investigation of school and home gardening, Bureau of Education, \$425.  
 For Army pensions, \$110.91.  
 For purchase and transportation of Indian supplies, \$983.16.  
 For inspectors, Indian Service, \$19.23.  
 For pay of judges, Indian courts, \$14.  
 For expenses of Indian commissioners, \$27.78.  
 For industrial work and care of timber, \$86.01.  
 For industry among Indians, \$83.50.  
 For diversion dam, Gila River Reservation, Arizona (reimbursable), \$51.20.

For diversion dam, Gila River Reservation, Arizona (reimbursable), \$201.

For irrigation project, Gila River Reservation, Arizona (reimbursable), \$57.

For Indian schools: Support, \$122.09.

For Indian school and agency buildings, \$1.38.

For Indian boarding schools, \$8.51.

For Indian school, Wahpeton, North Dakota, \$13.54.

For Indian school, Wahpeton, North Dakota, assembly hall, \$52.43.

For Indian school, Wahpeton, North Dakota, dairy herd, \$51.07.

For education, Sioux Nation, \$19.20.

For relieving distress and prevention, and so forth, of diseases among Indians, \$999.60.

For support and civilization of Indians, \$136.54.

For support of Indians in Arizona, \$90.

For support of Northern Cheyennes and Arapahoes, Montana, \$11.45.

For support of Chippewas of Lake Superior, Wisconsin, \$27.91.

#### DEPARTMENT OF JUSTICE

For salaries, Department of Justice, \$55.

Department of Justice.

For printing and binding, Department of Justice and courts, \$2.50.

For enforcement of acts to regulate commerce, \$1.45.

For investigation and prosecution of war frauds, \$163.25.

For salaries, fees and expenses of marshals, United States courts, \$1,611.68.

For salaries and expenses of district attorneys, United States courts, \$14.20.

For fees of commissioners, United States courts, \$468.55.

For fees of jurors, United States courts, \$83.

For fees of witnesses, United States courts, \$67.20.

For miscellaneous expenses, United States courts, \$267.47.

For support of United States prisoners, \$25.50.

#### DEPARTMENT OF LABOR

For special examiners, and so forth, Division of Naturalization, 54 cents. Department of Labor.

For employment service, Department of Labor, 50 cents.

For miscellaneous expenses, Bureau of Naturalization, \$3.

For expenses of regulating immigration, \$898.

#### NAVY DEPARTMENT

For additional employees, Navy Department, \$3.79.

Navy Department.

For increase of compensation, Navy Department, 67 cents.

For pay, miscellaneous, \$2,230.99.

For transportation, Bureau of Navigation, \$2,931.37.

For gunnery and engineering exercises, Bureau of Navigation, \$457.13.

For instruments and supplies, Bureau of Navigation, \$2,467.34.

For organizing the naval reserve force, \$328.66.

For engineering, Bureau of Engineering, \$94,823.75.

For construction and repair, Bureau of Construction and Repair, \$4.50.

For ordnance and ordnance stores, Bureau of Ordnance, \$56,746.10.

For pay of the Navy, \$34,267.06.

For provisions, Navy, Bureau of Supplies and Accounts, \$164.35.

For maintenance, Bureau of Supplies and Accounts, \$264.73.

For freight, Bureau of Supplies and Accounts, \$2,246.12.  
 For bringing home remains of officers, and so forth, Navy Department, \$78.61.  
 For care of hospital patients, Bureau of Medicine and Surgery, \$60.  
 For maintenance, Bureau of Yards and Docks, \$1,016.91.  
 For aviation, Navy, \$3,638.54.  
 For pay, Marine Corps, \$414.94.  
 For general expenses, Marine Corps, \$435.78.  
 For maintenance, Quartermaster's Department, Marine Corps, \$1,799.01.

## DEPARTMENT OF STATE

## State Department.

For salaries of ambassadors and ministers, \$777.78.  
 For salaries, chargé d'affaires ad interim, \$68.61.  
 For salaries of secretaries, Diplomatic Service, \$625.  
 For clerks at embassies and legations, \$291.66.  
 For salaries, interpreters to embassies and legations, \$63.66.  
 For contingent expenses, foreign missions, \$881.20.  
 For contingent expenses, United States consulates, \$239.  
 For immigration of aliens, Department of State, \$22.35.  
 For relief and protection of American seamen, \$304.91.  
 For salaries, foreign service offices, \$286.97.  
 For salaries, diplomatic and consular officers, while receiving instructions and in transit, \$118.91.  
 For transportation of diplomatic and consular officers, \$1,146.19.  
 For post allowances to diplomatic and consular officers, \$149.58.  
 For arbitration of outstanding pecuniary claims between United States and Great Britain, \$750.

## TREASURY DEPARTMENT

## Treasury Department.

For increase of compensation, Treasury Department, \$45.95.  
 For collecting the revenue from customs, \$892.73.  
 For salaries and expenses of collectors, and so forth, of internal revenue, \$23.64.  
 For collecting the internal revenue, \$162.31.  
 For collecting the war revenue, \$67.38.  
 For enforcement of narcotic and national prohibition acts, internal revenue, \$12,512.75.  
 For payment of judgments against internal revenue officers, \$28.75.  
 For refunding internal revenue collections, \$5,310.95.  
 For refunding taxes illegally collected, \$292.75.  
 For Coast Guard, \$1,255.21.  
 For repairs to Coast Guard cutters, \$15.35.  
 For additional vessels, Coast Guard, \$3,828.16.  
 For pay of other employees, Public Health Service, \$4.75.  
 For pay of personnel and maintenance of hospitals, Public Health Service, \$710.64.  
 For field investigations of public health, \$144.24.  
 For freight, transportation, and so forth, Public Health Service, \$120.05.  
 For maintenance, hygienic laboratory, Public Health Service, \$7.  
 For medical and hospital services, Public Health Service, \$658.50.  
 For preventing the spread of epidemic diseases, \$11.02.  
 For quarantine service, \$31.50.  
 For salaries and expenses, Veterans' Bureau (transfer to Public Health Service, Act February 13, 1923), \$109.33.  
 For general expenses of public buildings, \$25.44.  
 For mechanical equipment for public buildings, \$430.16.  
 For repairs and preservation of public buildings, \$233.39.

For furniture and repairs of same for public buildings, \$401.77.  
 For vaults and safes for public buildings, \$62.  
 For operating force for public buildings, \$2.  
 For operating supplies for public buildings, \$624.93.

## WAR DEPARTMENT

For additional employees, War Department, \$40. War Department.  
 For military post exchanges, \$1.  
 For registration and selection for military service, \$1,159.24.  
 For vocational training of soldiers, \$115.39.  
 For Army War College, \$2.86.  
 For pay, and so forth, of the Army (Longevity Act, January 29, 1927), \$280,953.42. Vol. 44, p. 1054.  
 For pay, and so forth, of the Army, \$160,065.49.  
 For pay of the Army, \$22,959.27.  
 For pay, and so forth, of the Army, War with Spain, \$171.08.  
 For arrears of pay, bounty, and so forth, \$302.68.  
 For mileage to officers and contract surgeons, \$215.39.  
 For mileage of the Army, \$9.50.  
 For increase of compensation, War Department, \$87.45.  
 For increase of compensation, Military Establishment, \$28,257.20.  
 For transportation of the Army and its supplies, \$6.82.  
 For Army transportation, \$6,556.93.  
 For barracks and quarters, \$20,735.51.  
 For clothing and equipage, \$286.45.  
 For general appropriations, Quartermaster Corps, \$39,976.90.  
 For incidental expenses of the Army, \$116.  
 For regular supplies of the Army, \$2,640.72.  
 For roads, walks, wharves, and drainage, \$100.81.  
 For subsistence of the Army, \$966.65.  
 For supplies, services, and transportation, Quartermaster Corps, \$96,308.84.  
 For completion of acquisition of land for military purposes, Camp Bragg, North Carolina, \$59.17.  
 For completion of acquisition of land, Scott Field, Illinois, \$75.  
 For water and sewers at military posts, \$13,653.75.  
 For replacing regular supplies of the Army, \$714.36.  
 For replacing medical supplies, \$718.19.  
 For replacing ordnance and ordnance stores, \$1,521.55.  
 For Signal Service of the Army, \$5,474.15.  
 For Air Service, Army, \$232.13.  
 For medical and hospital department, \$84.25.  
 For ordnance service, \$107.88.  
 For ordnance stores and supplies, \$7.65.  
 For ordnance stores, ammunition, \$185.37.  
 For barracks and quarters, seacoast defenses, \$428.  
 For armament of fortifications, \$29,220.81.  
 For field artillery armament, \$2.20.  
 For proving grounds, Army, \$25.22.  
 For Chemical Warfare Service, Army, \$301.37.  
 For arming, equipping, and training the National Guard, \$42,129.25.  
 For arms, uniforms, equipment, and so forth, for field service, National Guard, \$1,502.75.  
 For civilian military training camps, \$11.46.  
 For Organized Reserves, \$378.63.  
 For Reserve Officers' Training Corps, \$8.76.  
 For disposition of remains of officers, soldiers, and civil employees, \$30.38.

- For headstones for graves of soldiers, \$21.58.
- For national cemeteries, \$45.30.
- For artificial limbs, \$175.
- For National Home for Disabled Volunteer Soldiers, Central Branch, \$15.
- For National Home for Disabled Volunteer Soldiers, Northwestern Branch, \$3.97.
- For increase of compensation, National Home for Disabled Volunteer Soldiers, \$2.38.

## POST OFFICE DEPARTMENT—POSTAL SERVICE

(Out of the postal revenues)

Post Office Department.

- For airplane service between New York and San Francisco, \$31.60.
- For balances due foreign countries, \$22,389.41.
- For city-delivery carriers, \$1,651.49.
- For clerks, contract stations, \$1.
- For clerks, first and second class post offices, \$975.04.
- For clerks, third-class post offices, \$1.66.
- For compensation to postmasters, \$843.76.
- For indemnities, domestic mail, \$6,687.53.
- For indemnities, international registered mail, \$1,439.92.
- For indemnities, international mail, \$796.37.
- For mail-messenger service, \$40.23.
- For miscellaneous items, first and second class post offices, \$67.57.
- For personal or property damage claims, \$651.50.
- For post-office equipment and supplies, \$22.40.
- For power-boat service, \$2,000.
- For railroad transportation, \$945.88.
- For railroad transportation and mail-messenger service, \$743.90.
- For Railway Mail Service, miscellaneous expenses, \$40.50.
- For Railway Mail Service, salaries, \$3.23.
- For railway postal clerks travel allowances, \$14.
- For rent, light, and fuel, \$777.25.
- For Rural Delivery Service, \$465.85.
- For separating mails, \$453.24.
- For shipment of supplies, \$37.07.
- For special-delivery fees, \$2.08.
- For star-route service, \$74.39.
- For vehicle service, \$252.58.

Additional, to meet increases in rates of exchange.

Total, audited claims, section 4, \$1,094,609.95, together with such additional sum due to increases in rates of exchange as may be necessary to pay claims in the foreign currency as specified in certain of the settlements of the General Accounting Office.

Payment of private claims.  
Vol. 44, pp. 1505, 1832.

SEC. 5. For the payment of claims certified to be due by the General Accounting Office under the provisions of the Acts approved June 11, 1926, and March 3, 1927, as fully set forth in House Document Numbered 77 of the Seventieth Congress, \$3,955.42.

Civilian officers.  
Travel allowance when transferred from one official station to another.

SEC. 6. Appropriations for the fiscal years 1926, 1927, 1928, and 1929 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.  
Restriction.

Title of Act.

SEC. 7. This Act hereafter may be referred to as the "First Deficiency Act, fiscal year 1928."

Approved, December 22, 1927.



**CHAP. 6.**—An Act Amending section 1044 of the Revised Statutes of the United States as amended by the Act approved November 17, 1921 (chapter 124, Forty-second Statutes at Large, page 220).

December 27, 1927.  
[S. 1397.]  
[Public, No. 3.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That section 1044 of the Revised Statutes of the United States, as amended by the Act approved November 17, 1921 (chapter 124, Forty-second Statutes at Large, page 220), be amended so as to read as follows:

United States courts.  
R. S., sec. 1044, p. 193, amended.

“**SEC. 1044.** No person shall be prosecuted, tried, or punished for any offense, not capital, except as provided in section 1046, unless the indictment is found, or the information is instituted, within three years next after such offense shall have been committed: *Provided,* That nothing herein contained shall apply to any offense for which an indictment has been heretofore found or an information instituted, or to any proceedings under any such indictment or information.”

Criminal cases.  
No trial, etc., unless indictment found, etc., within three years.  
Vol. 42, p. 220, amended.  
R. S., sec. 1046, p. 193.  
*Proviso.*  
Not applicable if indictment heretofore found, etc.

Approved, December 27, 1927.

**CHAP. 7.**—Joint Resolution To continue commissioners in the Court of Claims.

January 11, 1928.  
[H. J. Res. 82.]  
[Pub. Res. No. 4.]

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled,* That the provisions of sections 1 and 2 of the Act approved February 24, 1925 (February 24, 1925, chapter 301, paragraph 1, Forty-third Statutes, page 964; United States Code, page 899, section 269), providing for commissioners in the Court of Claims, their appointment, powers, and procedure, be and the same are hereby continued in full force and effect for the term of three years from the date of the approval of this joint resolution.

Court of Claims.  
Commissioners in, continued for three years.  
Vol. 43, p. 964; U. S. Code, p. 899.  
*Post,* p. 1110.

Approved, January 11, 1928.

**CHAP. 8.**—An Act To extend the times for commencing and completing the construction of a bridge across the Columbia River near Kettle Falls, Washington.

January 12, 1928.  
[H. R. 6657.]  
[Public, No. 4.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the times for commencing and completing the construction of the bridge authorized by the Act of Congress approved January 26, 1925, across the Columbia River, at or near Kettle Falls, Washington, are hereby, extended one and three years, respectively, from the date of approval hereof.

Columbia River.  
Time extended for bridging, at Kettle Falls, Wash., by the State.  
Vol. 43, p. 791, amended.

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

Amendment.

Approved, January 12, 1928.

**CHAP. 9.**—An Act Authorizing the Secretary of the Treasury to acquire certain lands within the District of Columbia to be used as sites for public buildings.

January 13, 1928.  
[H. R. 483.]  
[Public, No. 5.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That to enable the Secretary of the Treasury to acquire economically and at an early date adequate sites for suitable accommodations in the District of Columbia for the executive departments, and independent establishments of the Government not under any executive department, and

Public Buildings Act, 1926.  
Sites in District of Columbia for executive departments, etc.

Vol. 44, p. 631, amended.

Acquiring designated lands, etc., directed.

Description.  
Post, p. 1045.

Additional appropriation authorized.  
Vol. 44, p. 633, amended.

Post, p. 925.

On completion, buildings, to be under Office of Public Buildings and Parks.

Contracts authorized for demolishing buildings, clearing lands, etc.

Treatment of landscape, etc., to be approved by Public Buildings Commission.  
Vol. 40, p. 1269.

suitable grounds, parking, and approaches thereto, the Act entitled "An Act to provide for the construction of certain public buildings, and for other purposes," approved May 25, 1926, is hereby amended so as to authorize and direct him to acquire, by purchase, condemnation, or otherwise, all the lands obtainable with the funds that may be appropriated, including buildings and other structures, included within the triangle bounded by Pennsylvania Avenue and B Street, extending from Fifteenth Street to Sixth Street Northwest, and reservations A, B, C, and D, except property owned by the United States or the District of Columbia as such lands appear in the records of the office of the surveyor of the District of Columbia.

SEC. 2. There is hereby authorized to be appropriated in addition to the amounts authorized in said Act of May 25, 1926, and without regard to the limitations contained in the first paragraph of section 5 of such Act, the sum of \$25,000,000, or so much thereof as may be necessary, to carry out the provisions of this Act.

SEC. 3. The buildings constructed under said Act approved May 25, 1926, when completed and ready for occupancy shall be turned over to the Office of Public Buildings and Public Parks for care, maintenance, and protection, including the furnishing of heat, gas, and electricity therein, together with all machinery, tools, equipments, and supplies to be used in connection therewith.

SEC. 4. That after title has been vested in the United States to any of the properties herein or heretofore authorized to be acquired or taken within the area embraced in this Act, the Secretary of the Treasury be and he is hereby further authorized to enter into contracts for demolishing the buildings thereon, and for clearing and grading the land at such time and to such extent as he may deem proper, and to enter into contracts for plans and specifications for the architectural landscape treatment of the portion of the lands acquired which he may deem proper, with the approval of the Public Buildings Commission created by the Act of March 1, 1919, to reserve for planting and for open spaces for the proper grouping of the Federal buildings which have heretofore been authorized or may hereafter be authorized to be constructed within the area embraced in this Act, the expenditures on account thereof to be charged to the appropriations authorized under the provisions of this Act.

Approved, January 13, 1928.

January 19, 1928.

[S. 773.]

[Public, No. 6.]

**CHAP. 10.**—An Act To authorize the President of the United States to appoint an additional judge of the District Court of the United States for the Southern District of the State of Iowa.

*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, by and with the advice and consent of the Senate, is hereby authorized to appoint an additional judge of the District Court of the United States for the Southern District of Iowa, who shall reside in said district and shall possess the same qualifications and have the same powers and jurisdiction and receive the same compensation and allowances as the present judge of said district.*

SEC. 2. When a vacancy shall occur in the office of the existing district judge for said district such vacancy shall not be filled unless authorized by the Congress.

SEC. 3. This Act shall take effect upon its approval by the President.

Approved, January 19, 1928.

Iowa southern judicial district.

Additional judge authorized for.

Vol. 36, p. 1087, amended.

Vacancy occurring in office of existing judge not to be filled.

Effective date.

**CHAP. 11.**—An Act For the purpose of rehabilitating farm lands in the flood areas.

January 26, 1928.

[S. 672.]

[Public, No. 7.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That due to the emergency existing in various States as a result of the floods of 1927, county funds available from taxation are so impaired throughout the flood areas that a continued support of the normal constructive activities of these counties, including the employment of county extension agents in agriculture and home economics, will be impossible. The Secretary of Agriculture is hereby authorized, in cooperation with the several States and local agencies within these States, to continue or employ such county extension agents necessary to aid in quickly and adequately rehabilitating these flood-devastated farm areas.

Floods of 1927.  
Cooperative employment of county agricultural extension agents, for rehabilitating farm lands in areas affected by.

**SEC. 2.** That for the purpose of this Act there is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, not more than the sum of \$500,000 for the employment of county extension agents, traveling, subsistence, and other necessary expenses, to be expended by the Secretary of Agriculture under such rules and regulations as he may prescribe for the proper carrying out of the purposes of this Act.

Amount authorized to be appropriated.

Approved, January 26, 1928.

**CHAP. 12.**—An Act To authorize the town of Alderson, West Virginia, to maintain a public highway upon the premises occupied by the Federal Industrial Institution for Women at Alderson, West Virginia.

January 30, 1928.

[H. R. 9022.]

[Public, No. 8.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Attorney General is hereby authorized and empowered to grant to the town of Alderson, West Virginia, subject to and under such conditions and regulations as the Attorney General shall from time to time prescribe, and subject to revocation at such time as in his judgment the interests of the United States require it, the right to construct and maintain upon and across the eastern end of the premises occupied and used by and for the Federal Industrial Institution for Women at Alderson, West Virginia, a public highway to connect the town of Alderson with the village of Glenray.

Alderson, W. Va.  
May maintain highway across premises of Industrial Institution for Women at.

Approved, January 30, 1928.

**CHAP. 13.**—An Act To extend the times for commencing and completing the construction of a bridge across the Tennessee River on the Linden-Lexington Road, in Perry and Decatur Counties, Tennessee.

January 30, 1928.

[H. R. 6053.]

[Public, No. 9.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the times for commencing and completing the construction of the bridge authorized by the Act of Congress approved May 7, 1926, to be built across the Tennessee River on the Linden-Lexington Road, in Perry and Decatur Counties, Tennessee, are hereby extended one and three years, respectively, from the date of approval hereof.

Tennessee River.  
Time extended for bridging, in Perry and Decatur Counties, by Tennessee.  
Vol. 44, p. 413, amended.

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

Amendment.

Approved, January 30, 1928.

January 31, 1928.  
[S. 1801.]

[Public, No. 10.]  
United States courts.  
Writs of error abolished, and appeals substituted therefor.

Procedure in appeal cases.  
*Post*, p. 466.

*Proviso.*  
Review of judgments of State courts as by writ of error.

**CHAP. 14.**—An Act In reference to writs of error.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the writ of error in cases, civil and criminal, is abolished. All relief which heretofore could be obtained by writ of error shall hereafter be obtainable by appeal.

**SEC. 2.** That in all cases where an appeal may be taken as of right it shall be taken by serving upon the adverse party or his attorney of record, and by filing in the office of the clerk with whom the order appealed from is entered, a written notice to the effect that the appellant appeals from the judgment or order or from a specified part thereof. No petition of appeal or allowance of an appeal shall be required: *Provided, however,* That the review of judgments of State courts of last resort shall be petitioned for and allowed in the same form as now provided by law for writs of error to such courts.

Approved, January 31, 1928.

February 1, 1928.  
[S. 1798.]

[Public, No. 11.]  
  
National Parks, etc.  
Actions for death or personal injury within, to be brought in courts of State where located.

**CHAP. 15.**—An Act Concerning actions on account of death or personal injury within places under the exclusive jurisdiction of the United States.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That in the case of the death of any person by the neglect or wrongful act of another within a national park or other place subject to the exclusive jurisdiction of the United States, within the exterior boundaries of any State, such right of action shall exist as though the place were under the jurisdiction of the State within whose exterior boundaries such place may be; and in any action brought to recover on account of injuries sustained in any such place the rights of the parties shall be governed by the laws of the State within the exterior boundaries of which it may be.

Approved, February 1, 1928.

February 3, 1928.  
[H. R. 5547.]

[Public, No. 12.]  
  
Missouri River.  
Saint Joseph, Mo., may bridge, between Buchanan County, Mo., and Doniphan County Kans.

**CHAP. 16.**—An Act Granting the consent of Congress to the city of Saint Joseph in the State of Missouri, or its assigns, to construct a bridge and approaches thereto across the Missouri River between the States of Missouri and Kansas.

*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 city of Saint Joseph, in the county of Buchanan and State of Missouri, a municipal corporation duly organized and existing under and by virtue of the laws of the State of Missouri, relative to cities of the first class, to construct, maintain, and operate a free highway bridge and approaches thereto across the Missouri River at a point suitable to the interests of navigation, between a point in Buchanan County, State of Missouri, and a point opposite in Doniphan County, State of Kansas, in accordance with the provisions of an Act entitled "An Act to regulate the construction of bridges over navigable waters," approved March 23, 1906.

**SEC. 2.** There is hereby conferred upon the city of Saint Joseph, its successors and assigns, 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 corpora-

Construction.  
Vol. 34, p. 84.

Right to acquire real estate, etc., for location, approaches, etc.

tions for bridge purposes in the State in which such real estate or other property is located, 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 and expropriation of property in such State.

Condemnation proceedings.

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

Amendment.

Approved, February 3, 1928.

**CHAP. 17.**—An Act To legalize a bridge across Hillsborough Bay at Twenty-second Street, Tampa, Florida.

February 3, 1928.

[H. R. 7218.]

[Public, No. 13.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the bridge now being constructed over Hillsborough Bay at Twenty-second Street, Tampa, Florida, by the county of Hillsborough, Florida, if completed in accordance with plans accepted by the Chief of Engineers, and the Secretary of War, as providing suitable facilities for navigation, and operated as a free bridge, shall be a lawful structure, and shall be subject to the conditions and limitations of the Act entitled "An Act to regulate the construction of bridges over navigable waters," approved March 23, 1906, other than those requiring the approval of plans by the Secretary of War and Chief of Engineers before the bridge is commenced.

Hillsborough Bay. Hillsborough County, Fla., bridge across, at Tampa, legalized.

Construction. Vol. 34, p. 54.

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

Amendment.

Approved, February 3, 1928.

**CHAP. 18.**—An Act To extend the time for the construction of a bridge across Red River at Fulton, Arkansas.

February 3, 1928.

[H. R. 5642.]

[Public, No. 14.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the times for commencing and completing the construction of the bridge authorized by the Act granting the consent of Congress to the State Highway Commission of Arkansas to construct, maintain, and operate a bridge across Red River near Fulton, Arkansas, approved February 4, 1926, are hereby extended one year and three years, respectively, from the date of the approval hereof.

Red River. Time extended for bridging, at Fulton, Ark. Vol. 44, pp. 3, 1052, amended.

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

Amendment.

Approved, February 3, 1928.

**CHAP. 19.**—An Act To extend the times for commencing and completing the construction of a bridge across the Rio Grande, at or near the point where South Santa Fe Street in the city of El Paso crosses the Rio Grande, in the county of El Paso, State of Texas.

February 3, 1928.

[H. R. 5582.]

[Public, No. 15.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the times for commencing and completing the construction of a bridge authorized by the Act of Congress approved May 19, 1926, to be built across the Rio Grande at a point suitable to the interests of navigation at or near the point where South Santa Fe Street in the city of El Paso crosses the Rio Grande in the county of El Paso, State of Texas, are hereby extended one and three years, respectively, from the date of approval hereof.

Rio Grande. Time extended for bridging, at El Paso, Tex.

Vol. 44, p. 567, amended.

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

Amendment.

Approved, February 3, 1928.

February 3, 1928.  
[H. R. 280.]  
[Public, No. 16.]

**CHAP. 20.**—An Act Granting the consent of Congress to the Louisiana Highway Commission to construct, maintain, and operate a bridge across the Red River at or near Coushatta, Louisiana.

Red River.  
Louisiana Highway  
Commission in a Y  
bridge, at Coushatta.

*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 Highway Commission of Louisiana to construct, maintain, and operate a bridge and approaches thereto across the Red River at a point suitable to the interests of navigation at or near Coushatta, Louisiana, and in accordance with the provisions of an Act entitled "An Act to regulate the construction of bridges over navigable waters," approved March 23, 1906.

Construction.  
Vol. 34, p. 84.  
Post, p. 1167.

Amendment.

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

Approved, February 3, 1928.

February 4, 1928.  
[S. 1968.]  
[Public, No. 17.]

**CHAP. 22.**—An Act To authorize the Secretary of Agriculture to pay for the use and occupancy by the Department of Agriculture of the Bieber Building, 1358 B Street southwest, Washington, District of Columbia, and for other purposes.

Department of Agri-  
culture.  
Payment for use of  
Bieber Building, D. C.,  
for 1926, 1927, and 1928,  
authorized.

Further lease au-  
thorized.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of Agriculture is authorized to pay to Harry Wardman, Thomas P. Bones, and James D. Hobbs, at the rate of \$55,000 per annum for the use and occupancy by the Department of Agriculture of the Bieber Building, 1358 B Street southwest, Washington, District of Columbia, during the fiscal years 1926, 1927, and 1928. If at any time hereafter during the occupancy of said building by said department the Secretary of Agriculture shall deem it for the best interests of the Government to lease said building for a term not exceeding ten years he is hereby authorized, with the approval of the Public Buildings Commission, to do so.

Approved, February 4, 1928.

February 4, 1928.  
[H. J. Res. 93.]  
[Pub. Res., No. 5.]

**CHAP. 23.**—Joint Resolution For the appointment of Paul E. Divine, of Tennessee, as member of the Board of Managers of the National Home for Disabled Volunteer Soldiers.

National Home for  
Disabled Volunteer  
Soldiers.  
Paul E. Divine ap-  
pointed a manager of.

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled,* That Paul E. Divine, of Tennessee, be, and he is hereby, appointed member of the Board of Managers of the National Home for Disabled Volunteer Soldiers of the United States to succeed Major J. W. Wadsworth, senior, of New York, deceased.

Approved, February 4, 1928.

February 4, 1928.  
[H. J. Res. 81.]  
[Pub. Res., No. 6.]

**CHAP. 24.**—Joint Resolution For the amendment of the Act of March 3, 1927, by authorizing an annual appropriation to carry out the cooperative experiments contemplated by the Act.

South Carolina Agri-  
cultural Experiment  
Station.  
Dairy and livestock  
development at.

Vol. 44, p. 1397,  
amended.

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Act of March 3, 1927 (Forty-fourth United States Statutes at Large, page 1397), entitled "An Act authorizing an appropriation to enable the Secretary of Agriculture to cooperate with the South Carolina Agricultural Experiment Station" be, and the same is hereby, amended by adding the following:

SEC. 2. That there is hereby authorized to be appropriated each fiscal year thereafter necessary appropriations to enable the Secretary of Agriculture to carry on the cooperative experiments contemplated by this Act.

Approved, February 4, 1928.

Annual appropriations for, authorized.

**CHAP. 25.**—An Act To extend the times for commencing and completing the construction of a bridge across the Ouachita River at or near Monroe, Louisiana.

February 6, 1928.  
[H. R. 5725.]  
[Public, No. 18.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the times for commencing and completing the construction of a bridge authorized by the Act of Congress approved January 26, 1925, to be built by the State Highway Commission of Louisiana across the Ouachita River at a point suitable to the interests of navigation at or near Monroe, Louisiana, are hereby extended one and three years, respectively, from the date of approval hereof.

Ouachita River.  
Time extended for bridging, at Monroe, La.  
Vol. 43, p. 791, amended.

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

Amendment.

Approved, February 6, 1928.

**CHAP. 26.**—An Act To extend the times for commencing and completing the construction of a bridge across the Black River at or near Jonesville, Louisiana.

February 6, 1928.  
[H. R. 5725.]  
[Public, No. 19.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the times for commencing and completing the construction of a bridge authorized by the Act of Congress approved March 10, 1926, to be built by the State Highway Commission of Louisiana across the Black River at a point suitable to the interests of navigation at or near Jonesville, Louisiana, are hereby extended one and three years, respectively, from the date of approval hereof.

Black River.  
Time extended for bridging, at Jonesville, La.  
Vol. 44, p. 201, amended.

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

Amendment.

Approved, February 6, 1928.

**CHAP. 27.**—An Act Granting the consent of Congress to the police jury of Morehouse Parish, Louisiana, or the State Highway Commission of Louisiana, to construct, maintain, and operate a bridge across the Bayou Bartholomew at or near Point Pleasant, Louisiana.

February 6, 1928.  
[H. R. 5728.]  
[Public, No. 20.]

*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 police jury of Morehouse Parish, Louisiana, or the State Highway Commission of Louisiana, and their successors and assigns, to construct, maintain, and operate a free bridge and approaches thereto across the Bayou Bartholomew at a point suitable to the interests of navigation at or near Point Pleasant, in the parish of Morehouse, in the State of Louisiana, in accordance with the provisions of the Act entitled "An Act to regulate the construction of bridges over navigable waters," approved March 23, 1906.

Bayou Bartholomew, Morehouse Parish, La., may bridge, at Point Pleasant.

Construction.  
Vol. 34, p. 84.

SEC. 2. The Act of Congress approved March 31, 1926, entitled "An Act granting the consent of Congress to the police jury of Morehouse Parish, Louisiana, or the State Highway Commission

Former Act repealed.  
Vol. 44, p. 227, repealed.

of Louisiana, to construct a bridge across the Bayou Bartholomew at or near Point Pleasant, in Morehouse Parish." is hereby repealed.

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

Approved, February 6, 1928.

February 6, 1928.  
[S. J. Res. 38.]  
[Pub. Res., No. 7.]

**CHAP. 28.**—Joint Resolution Giving and granting consent to an amendment to the constitution of the State of New Mexico, providing a method for executing leases and other contracts for the development and production of any and all minerals on lands granted or confirmed to said State by the Act of Congress approved June 20, 1910, and to the enactment of such laws and regulations as may be necessary to carry said amendment into effect if it is adopted.

New Mexico.  
Consent given to  
vote upon proposed  
amendment to con-  
stitution of.

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled,* That consent is hereby given and granted to the State of New Mexico and the qualified electors thereof to vote upon the question of amending the constitution of said State and to amend the same by the adoption of the following amendment proposed by the legislature of said State at its eighth regular session by H. J. Res. 8, approved March 11, 1927, to be designated as Article XXIV, said amendment being as follows, to wit:

"ARTICLE XXIV

Proposed amend-  
ment.

"CONTRACTS FOR THE DEVELOPMENT AND PROTECTION OF MINERALS ON STATE LANDS

Contracts for de-  
velopment and protec-  
tion of minerals on  
State lands authorized.  
Vpl. 36, p. 557.

"Leases and other contracts, reserving a royalty to the State for the development and production of any and all minerals on lands granted or confirmed to the State of New Mexico by the Act of Congress of June 20, 1910, entitled 'An Act to enable the people of New Mexico to form a constitution and State government and be admitted into the Union on an equal footing with the original States,' may be made under such provisions relating to the necessity or requirement for or the mode and manner of appraisement, advertisement, and competitive bidding, and containing such terms and provisions, as may be provided by act of the legislature; the rentals, royalties, and other proceeds therefrom to be applied and conserved in accordance with the provisions of said Act of Congress for the support or in aid of the common schools, or for the attainment of the respective purposes for which the several grants were made."

Consent to enact-  
ment of effective laws.

Consent also is given and granted to said State to enact such laws and establish such rules and regulations as it may deem necessary to carry such constitutional provision into full force and effect should the same be duly and legally adopted.

Approved, February 6, 1928.

February 7, 1928.  
[H. R. 9142.]  
[Public, No. 21.]

**CHAP. 29.**—An Act To amend section 71 of the Judicial Code, as amended, by changing time of holding court at El Dorado and Harrison, Arkansas.

United States courts.  
Vol. 44, p. 296, amend-  
ed.  
Arkansas judicial dis-  
tricts.  
Western district.  
Texarkana division.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That section 71 of the Judicial Code, as amended, be amended to read as follows:

"SEC. 71. (a) The State of Arkansas is divided into two districts, to be known as the western and eastern district of Arkansas.

"(b) The western district shall include four divisions, constituted as follows: The Texarkana division, which shall include the territory



embraced on July 1, 1920, in the counties of Sevier, Howard, Little River, Pike, Hempstead, Miller, Lafayette, and Nevada; the El Dorado division, which shall include the territory embraced on such date in the counties of Columbia, Ouachita, Union, Ashley, Bradley, and Calhoun; the Fort Smith division, which shall include the territory embraced on such date in the counties of Polk, Scott, Logan, Sebastian, Franklin, Crawford, Washington, Benton, and Johnson; and the Harrison division, which shall include the territory embraced on such date in the counties of Baxter, Boone, Carroll, Madison, Marion, Newton, and Searcy.

El Dorado division.

Fort Smith division.

Harrison division.

“(c) Terms of the district court for the Texarkana division shall be held at Texarkana on the second Mondays in May and November; for the El Dorado division, at El Dorado on the third Mondays in April and October; for the Fort Smith division, at Fort Smith on the second Mondays in January and June; and for the Harrison division, at Harrison on the first Mondays in April and October.

Terms.

“(d) The clerk of the court for the western district shall maintain an office in charge of himself or a deputy at Texarkana, Fort Smith, El Dorado, and Harrison. Such offices shall be kept open at all times for the transaction of the business of the court.”

Offices of clerk.

SEC. 2. This Act does not repeal or amend the remainder of section 71 of the Judicial Code as it applies to the eastern district of Arkansas.

Eastern district not affected.  
Vol. 44, p. 296.

Approved, February 7, 1928.

**CHAP. 30.**—Joint Resolution To amend the Act of May 29, 1884, as amended, the Act of February 2, 1903, and the Act of March 3, 1905, as amended, to include poultry within their provisions.

February 7, 1928.  
[H. J. Res. 112.]  
[Pub. Res., No. 8.]

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Act entitled “An Act for the establishment of a Bureau of Animal Industry, to prevent the exportation of diseased cattle, and to provide means for the suppression and extirpation of pleuro-pneumonia and other contagious diseases among domestic animals,” approved May 29, 1884, as amended, the Act entitled “An Act to enable the Secretary of Agriculture to more effectually suppress and prevent the spread of contagious and infectious diseases of live stock and for other purposes,” approved February 2, 1903, and the Act entitled “An Act to enable the Secretary of Agriculture to establish and maintain quarantine districts, to permit and regulate the movement of cattle and other live stock therefrom, and for other purposes,” approved March 3, 1905, as amended, are hereby further amended to include within their provisions live poultry, and wherever in the said Act the term “live stock” is used it shall be followed by the words “and/or live poultry”; and all the penalties, terms, and provisions in said Acts, as amended, are hereby made applicable to live poultry.

Contagious diseases of livestock.  
Provision for preventing, etc., extended to live poultry.  
Vol. 23, p. 32.

Vol. 32, p. 791.

Vol. 33, p. 1264.

Approved, February 7, 1928.

**CHAP. 31.**—An Act Granting the consent of Congress to the board of supervisors of Monroe County, Mississippi, to construct, maintain, and operate a bridge across Tombigbee River, at or near Aberdeen, Monroe County, Mississippi.

February 8, 1928.  
[H. R. 5657.]  
[Public, No. 22.]

*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 board of supervisors of Monroe County, Mississippi, and their successors and assigns, to construct,

Tombigbee River, Monroe County, Miss., may bridge, at Aberdeen.

maintain, and operate a free bridge and approaches thereto across the Tombigbee River at a point suitable to the interests of navigation, at or near Aberdeen, in the County of Monroe, in the State of Mississippi, in accordance with the provisions of the Act entitled "An Act to regulate the construction of bridges over navigable waters," approved March 23, 1906.

Construction.  
Vol. 34, p. 84.

Amendment.

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

Approved, February 8, 1928.

February 10, 1928.  
[H. R. 10636.]  
[Public, No. 23.]

**CHAP. 32.**—An Act To make an additional appropriation for the water boundary, United States and Mexico.

Mexican water  
boundary.  
Additional appro-  
priation for expenses.

Vol. 24, p. 1011; Vol. 26,  
p. 1512; Vol. 34, p. 2953.

Post, pp. 70, 1612.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That to provide an additional amount for the expenses of meeting the obligations of the United States under the treaties of 1884, 1889, 1905, and 1906, between the United States and Mexico, including personal services, procurement of technical and scientific equipment, camp outfits, and the purchase, maintenance, repair, and operation of motor-propelled passenger-carrying vehicles, and \$1,200 for rent, there is hereby appropriated, out of any money in the Treasury not otherwise appropriated, the sum of \$65,000, to remain available until June 30, 1929.

Approved, February 10, 1928.

February 11, 1928.  
[H. R. 6466.]  
[Public, No. 24.]

**CHAP. 33.**—An Act Granting a part of the Federal building site at Phoenix, Arizona, to the city of Phoenix for street purposes.

Phoenix, Ariz.  
Part of public build-  
ing site conveyed to,  
for street purposes.

Proviso.  
Reversion for non-  
user.

*Be it enacted by the Senate and House of Representatives 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 suitable deed to the city of Phoenix, Arizona, for street purposes, the following described strip of land: The north seven feet of the east one hundred and sixty feet of block 93, original town site of Phoenix; a subdivision in the city of Phoenix, Maricopa County, Arizona, according to plat of said subdivision of record in the office of the county recorder of Maricopa County, book 2 of maps, page 51 thereof: *Provided*, That said land shall revert back to the United States whenever it shall cease to be used for street purposes.

Approved, February 11, 1928.

February 13, 1928.  
[H. R. 172.]  
[Public, No. 25.]

**CHAP. 41.**—An Act To authorize the Secretary of War to grant and convey to the city of Vancouver a perpetual easement for public highway purposes over and upon a portion of the Vancouver Barracks Military Reservation in the State of Washington.

Vancouver Barracks,  
Wash.  
Easement on, granted  
Vancouver for public  
highway.

*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 and convey to the city of Vancouver, a municipal corporation of the State of Washington, a perpetual easement for the construction and maintenance of a public highway, not exceeding sixty feet in width, paralleling the Columbia River on the Vancouver Barracks Military Reservation in the State of Washington, at such location and under such conditions as may be approved by the Secretary of War, with the right to grade, fill, or otherwise build said highway above the danger of overflow of the Columbia River, to surface, pave, illuminate, lay mains, conduits,

and culverts, and to make other improvements necessary for public highway purposes: *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 construction and maintenance of said highway.

*Proviso.*  
City to pay cost for protection of reservation improvements, etc.

SEC. 2. No part of the property granted and conveyed by the Secretary of War for the purposes aforesaid shall be used for any other than highway purposes, and when said property shall cease to be so used it shall revert to the United States of America: *Provided*, That the United States at all times shall have the right to pass over or across said highway for gaining access to the Columbia River or for any other purpose and, in case of an emergency, may assume control of, hold, use, and occupy, temporarily or otherwise, without consent or leave from the city of Vancouver, any or all of said property and highway for any governmental purposes. And the United States shall not be or become liable for any damages or compensation whatever to the city of Vancouver for any future use by the United States for the aforesaid purposes of any or all of said property and highway.

Reversion for nonuser.

*Proviso.*  
Right for Government use, etc., retained.

No Government liability for damages, etc.

Approved, February 13, 1928.

**CHAP. 42.**—An Act To authorize appropriations for construction at the Pacific Branch, Soldiers' Home, Los Angeles County, California, and for other purposes.

February 13, 1928.  
[H. R. 164.]  
[Public, No. 26.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That there is hereby authorized to be appropriated not to exceed \$200,000 to be expended for the construction and installment at the Pacific Branch, Soldiers' Home, Los Angeles County, California, of one general mess building with bakery and equipment and such utilities and appurtenances thereto as in the judgment of the Board of Managers of the National Home for Disabled Volunteer Soldiers may be necessary.

Santa Monica, Calif.  
Construction authorized of buildings at Volunteer Soldiers' Home.

Approved, February 13, 1928.

**CHAP. 52.**—An Act Authorizing and directing the Secretary of War to lend to the Governor of Arkansas five thousand canvas cots, ten thousand blankets, ten thousand bed sheets, five thousand pillows, five thousand pillow-cases, and five thousand mattresses or bed sacks to be used at the encampment of the United Confederate Veterans to be held at Little Rock, Arkansas, in May, 1928.

February 14, 1928.  
[H. R. 7013.]  
[Public, No. 27.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That the Secretary of War be, and he is hereby, authorized to lend, at his discretion, to the entertainment committee of the United Confederate Veterans, whose encampment is to be held at Little Rock, Arkansas, in the month of May, 1928, five thousand canvas cots, ten thousand blankets, ten thousand bed sheets, five thousand pillows, five thousand pillow-cases, and five thousand mattresses or bed sacks: *Provided*, That no expense shall be caused the United States Government by the delivery and return of said property, the same to be delivered at such time prior to the holding of said encampment as may be agreed upon by the Secretary of War and the chairman of said entertainment committee, Mr. E. R. Wiles: *Provided further*, That the Secretary of War before delivering said property, shall take from said E. R.

United Confederate Veterans.  
Loan of Army cots, etc., for reunion of, at Little Rock, Ark.

*Provisos.*  
No Government expense.

Bond required.

Wiles a good and sufficient bond for the safe return of said property in good order and condition and the whole without expense to the United States.

Approved, February 14, 1928.

February 15, 1928.

[H. R. 6045.]

[Public, No. 28.]

**CHAP. 53.**—An Act Granting the consent of Congress to the commissioners of Mahoning County, Ohio, to reconstruct, maintain, and operate the existing bridge across the Mahoning River at South Avenue, Youngstown, Mahoning County, Ohio.

Mahoning River.  
Mahoning County,  
Ohio, may reconstruct  
bridge across, at  
Youngstown.

*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 the existing bridge, together with the necessary approaches thereto, across the Mahoning River at a point suitable to the interests of navigation at or near South Avenue, Youngstown, 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.

Construction.  
Vol. 34, p. 84.

Amendment.

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

Approved, February 15, 1928.

February 15, 1928.

[H. R. 6099.]

[Public, No. 29.]

**CHAP. 54.**—An Act Granting the consent of Congress to the States of New York and Vermont to construct, maintain, and operate a bridge across Lake Champlain between Crown Point, New York, and Chimney Point, Vermont.

Lake Champlain.  
New York and Ver-  
mont may bridge, be-  
tween Crown Point,  
N. Y., and Chimney  
Point, Vt.

*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 States of New York and Vermont, their successors and assigns, to construct, maintain, and operate a bridge and approaches thereto across Lake Champlain at a point suitable to the interests of navigation, between Crown Point, New York, and Chimney Point, Vermont, 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.

Post, p. 123.

Construction.  
Vol. 34, p. 84.

Right to acquire real  
estate, etc., for location,  
approaches, etc.

SEC. 2. There is hereby conferred upon the States of New York and Vermont, their successors and assigns, 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 such real estate or other property is located, 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 and expropriation of property in such State.

Condemnation pro-  
ceedings.

Tolls authorized.

Vol. 34, p. 85.

SEC. 3. The said States of New York and Vermont, their successors and assigns, are hereby authorized to fix and charge tolls for transit over such bridge, and the rates of toll so fixed shall be the legal rates until changed by the Secretary of War under the authority contained in the Act of March 23, 1906.

Rates of toll to  
provide for operation,  
sinking fund, etc.

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 cost of maintaining, repairing, and operating the bridge

and its approaches, and to provide a sinking fund sufficient to amortize the cost of such bridge and its approaches 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 to pay the cost of constructing the bridge and its approaches shall have been provided, such bridge shall thereafter be maintained and operated free of tolls, or the rates of toll shall thereafter be so adjusted as to provide a fund of not to exceed the amount necessary for the proper care, repair, maintenance, and operation of the bridge and its approaches. An accurate record of the cost of the bridge and its approaches, the expenditures for operating, repairing, and maintaining the same, and of the daily tolls collected shall be kept and shall be available for the information of all persons interested.

Maintenance as free  
bridge, etc., after  
amortizing costs.

Record of expendi-  
tures and receipts.

SEC. 5. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Amendment.

Approved, February 15, 1928.

**CHAP. 55.**—An Act Granting the consent of Congress to the State of Illinois, the county of Lee, and the city of Dixon, or to any or either of them, jointly or severally, to construct, maintain, and operate a bridge across the Rock River at Dixon, Illinois.

February 15, 1928.  
[H. R. 6483.]  
[Public, No. 30.]

*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 Illinois, the county of Lee, and the city of Dixon, or to any or either of them, jointly or severally, to construct, maintain, and operate a free bridge and approaches thereto across the Rock River at the city of Dixon, Illinois, at a point suitable to the interests of navigation, in accordance with the provisions of an Act entitled "An Act to regulate the construction of bridges over navigable waters," approved March 23, 1906.

Rock River.  
Illinois, etc., may  
bridge, at Dixon.

Construction.  
Vol. 34, p. 84.

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

Amendment.

Approved, February 15, 1928.

**CHAP. 56.**—An Act Granting the consent of Congress to the city of Youngstown to construct a bridge across the Mahoning River at Youngstown, Mahoning County, Ohio.

February 15, 1928.  
[H. R. 6958.]  
[Public, No. 31.]

*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 city of Youngstown, Ohio, to construct, maintain, and operate a free bridge, together with the necessary approaches thereto, across the Mahoning River at a point suitable to the interests of navigation at or near Division Street, Youngstown, 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.

Mahoning River.  
Youngstown Ohio,  
may bridge, at Divi-  
sion Street.

Construction.  
Vol. 34, p. 84.

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

Amendment.

Approved, February 15, 1928.

February 15, 1928.  
[H. R. 8269.]  
[Public, No. 32.]

**CHAP. 57.**—An Act Making appropriations for the Departments of State and Justice and for the Judiciary, and for the Departments of Commerce and Labor, for the fiscal year ending June 30, 1929, and for other purposes.

Appropriations for  
Departments of State,  
Justice, the Judiciary,  
and Departments of  
Commerce and Labor.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, for the Departments of State and Justice and for the Judiciary, and for the Departments of Commerce and Labor, for the fiscal year ending June 30, 1929, namely:

Department of State.

## TITLE I—DEPARTMENT OF STATE

### OFFICE OF SECRETARY OF STATE

Secretary, Undersecretary, and office personnel.

**Salaries:** For Secretary of State, \$15,000; Undersecretary of State, and other personal services in the District of Columbia in accordance with the Classification Act of 1923, including temporary employees, \$1,130,760; in all, \$1,145,760: *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, 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, 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, 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, and is specifically authorized by other law.

*Proviso.*  
Salaries limited to  
average rates under  
Classification Act.

Vol. 42, p. 1488.

If only one position  
in a grade.

Allowance in unusually  
meritorious cases.

Not applicable to  
clerical-mechanical  
services.

No fixed salary  
reduced.

Transfers to another  
position without  
reduction.

Payments at higher  
rates permitted.

### CONTINGENT EXPENSES, DEPARTMENT OF STATE

Contingent and miscellaneous  
expenses of  
Department.

For contingent and miscellaneous expenses, including stationery, furniture, fixtures, typewriters, exchange of same, repairs and material for repairs; books, maps, and periodicals, domestic and foreign, not exceeding \$10,000; newspapers not exceeding \$1,200, for which payment may be made in advance; maintenance, repair, and storage of motor-propelled vehicles, to be used only for official purposes; automobile mail wagons, including storage, repair, and exchange of same; street-car fare not exceeding \$150; and other miscellaneous items not included in the foregoing, \$53,605.

### 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, \$200,000.

## PASSPORT BUREAUS

For salaries and expenses of maintenance, traveling expenses not to exceed \$1,000, and rent outside the District of Columbia, of passport bureaus at New York City, New York; San Francisco, California; Chicago, Illinois; Seattle, Washington; New Orleans, Louisiana; and Boston, Massachusetts, \$63,000.

Passport bureaus.

Salaries and expenses.

## DIPLOMATIC SERVICE

## AMBASSADORS AND MINISTERS

Ambassadors extraordinary and plenipotentiary to Argentina, Brazil, Chile, Cuba, France, Germany, Great Britain, Italy, Japan, Mexico, Peru, Spain, and Turkey, at \$17,500 each, \$227,500;

For ambassador extraordinary and plenipotentiary to Belgium and envoy extraordinary and minister plenipotentiary to Luxemburg, \$17,500;

Envoys extraordinary and ministers plenipotentiary to China and the Netherlands, at \$12,000 each, \$24,000;

Envoys extraordinary and ministers plenipotentiary to Albania, Austria, Bolivia, Bulgaria, Czechoslovakia, Colombia, Costa Rica, Denmark, Dominican Republic, Dominion of Canada, Ecuador, Egypt, Finland, Greece, Guatemala, Haiti, Honduras, Hungary, Irish Free State, Nicaragua, Norway, Panama, Paraguay, Persia, Poland, Portugal, Rumania, Salvador, Siam, Sweden, Switzerland, Uruguay, and Venezuela, at \$10,000 each; to the Serbs, Croats, and Slovenes, \$10,000; and to Estonia, Latvia, and Lithuania, \$10,000; in all, \$350,000;

Minister resident and consul general to Liberia, \$5,000;

Agent and consul general at Tangier, \$7,500;

*Provided*, That no salary herein appropriated shall be paid to any official receiving any other salary from the United States Government;

Total, ambassadors and ministers, \$631,500.

For 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, \$19,000.

Diplomatic Service.

Ambassadors and ministers.

Ambassadors.

Belgium and minister to Luxemburg.

Ministers.

China and Netherlands.

Other countries.

Minister, etc., Liberia.

Agent, etc., Tangier.

*Proviso*.

Salary restriction.

*Chargés d'affaires*, etc.

## CLERKS AT EMBASSIES AND LEGATIONS

For the employment of necessary clerks at the embassies and legations, who, whenever hereafter appointed, shall be citizens of the United States, \$390,000; and so far as practicable shall be appointed under civil-service rules and regulations.

Clerks at embassies and legations.

## CONTINGENT EXPENSES, FOREIGN MISSIONS

To enable the President to provide, at the public expense, all such stationery, blanks, records, and other books, seals, presses, flags, and signs as he shall think necessary for the several embassies and legations in the transaction of their business, and also for rent, repairs, including repairs, supervision, preservation, and maintenance of Government-owned diplomatic properties in foreign countries, and properties acquired under the Act approved May 7, 1926 (Forty-fourth Statutes at Large, page 403), and including also custodial service, heat, light, water, materials, supplies, tools, seeds, plants, shrubs, and similar objects; postage, telegrams, advertising, ice, and drinking water for office purposes, hire of motor-propelled or horse-drawn passenger-carrying vehicles, and purchase, maintenance, operation, and hire of other passenger-carrying vehicles, uniforms, furniture, household furniture and furnishings not to exceed \$25,000, type-

Contingent expenses, missions.

Government buildings abroad.

Vol. 44, p. 403.

Launch, Constantinople. writers and exchange of same, messenger service, operation and maintenance of launch for embassy at Constantinople not exceeding \$2,500, compensation of kavasses, guards, dragomans, porters, interpreters, and translators, compensation of agents and employees of Dispatch agencies. and rent and other expenses for dispatch agencies at London, New York, San Francisco, Seattle, and New Orleans, traveling expenses of Diplomatic and Foreign Service officers, including attendance at trade and other conferences or congresses under orders of the Secretary of State as authorized by section 14 of the Act approved May 24, 1924, miscellaneous expenses of embassies and legations, and for loss on bills of exchange to and from embassies and legations, including such loss on bills of exchange to officers of the United States Court for China, and payment in advance of subscriptions for newspapers (foreign and domestic), rent, including quarters for Foreign Service officers assigned for the study of the languages of Asia and eastern Europe and cost, not exceeding \$350 per annum, of the tuition of such officers, telephone, and other similar services under this appropriation are hereby authorized, \$912,850: *Provided*, That no part of this sum appropriated for contingent expenses, foreign missions, shall be expended for salaries or wages of persons (except interpreters, translators, and messengers) not American citizens performing clerical services, whether officially designated as clerks or not, in any foreign mission.

Attendance at meetings. Vol. 43, p. 143.

Loss by exchange.

*Proviso.*  
No payments for clerical services to persons not American citizens.

## GROUND RENT OF EMBASSY AT TOKYO, JAPAN

Ground rent, Japan. For annual ground rent of the embassy at Tokyo, Japan, for the year ending March 15, 1929, \$250.

## Tokyo, Japan. DIPLOMATIC AND CONSULAR ESTABLISHMENTS, TOKYO, JAPAN

Acquisition of land and buildings in, for diplomatic and consular officers. For the acquisition in Tokyo, Japan, of additional land adjoining the site of the former American Embassy and such other land as may be necessary, and the construction thereon of suitable buildings for the use of the diplomatic and consular establishments of the United States, the said buildings to include residences for the diplomatic and consular representatives, and the furnishing of the same, as provided in the Act entitled "An Act to authorize the Secretary of State to enlarge the site and erect buildings thereon for the use of the diplomatic and consular establishments of the United States in Tokyo, Japan," approved February 21, 1925, \$250,000: *Provided*, That the unexpended balances of the appropriations for the acquisition of diplomatic and consular establishments, Tokyo, Japan, available for the fiscal year 1928, are hereby made available for the purposes of this paragraph, all of which shall remain available until expended: *Provided further*, That within the limit of cost fixed by the Act of February 21, 1925, for the acquisition of land, construction of buildings, and furnishing the same, the Secretary of State is authorized to enter into contracts for the construction of the buildings authorized by the Act.

Furnishings. Vol. 43, p. 961.

*Proviso.*  
Balances available. Vol. 44, p. 1182.

Construction contracts authorized. con-

## EXPENSES OF FOREIGN SERVICE INSPECTORS

Foreign Service inspectors' expenses. For the traveling expenses of Foreign Service officers detailed for inspection while traveling and inspecting under instructions from the Secretary of State, \$25,000.

## ALLOWANCE FOR CLERK HIRE AT UNITED STATES CONSULATES

Clerk hire at consulates. For allowance for clerk hire at consulates, to be expended under the direction of the Secretary of State, \$1,645,000.



## CONTINGENT EXPENSES UNITED STATES CONSULATES

For expenses of providing all such stationery, blanks, record and other books, seals, presses, flags, signs, rent (so much as may be necessary), repairs, including repairs, supervision, preservation, and maintenance of Government-owned consular properties in foreign countries, and properties acquired under the Act approved May 7, 1926 (Forty-fourth Statutes at Large, page 403), and including also custodial service, heat, light, water, materials, supplies, tools, seeds, plants, shrubs, and similar objects, postage, furniture, household furniture and furnishings not to exceed \$10,000, typewriters and exchange of same, statistics, newspapers, freight (foreign and domestic), telegrams, advertising, ice and drinking water for office purposes, hire of motor-propelled or horse-drawn passenger-carrying vehicles, and purchase, maintenance, operation, and hire of other passenger-carrying vehicles, uniforms, messenger service, traveling expenses of Consular and Foreign Service officers, including attendance at trade and other conferences or congresses under orders of the Secretary of State as authorized by section 14 of the Act approved May 24, 1924; compensation of interpreters, kavasses, guards, dragomans, translators, and Chinese writers, loss by exchange, and such other miscellaneous expenses as the President may think necessary for the several consulates and consular agencies in the transaction of their business and payment in advance of subscriptions for newspapers (foreign and domestic), rent, telephone, and other similar services under this appropriation are hereby authorized, \$1,035,000.

The Secretary of State may lease or rent, for periods not exceeding ten years, such buildings and grounds for offices for the Foreign Service as may be necessary; and he may, in accordance with existing practice without cost to them, and within the limit of any appropriation made by Congress, continue to furnish the chief diplomatic representatives and their minor employees in foreign countries, and officers and employees in the Foreign Service in China, Japan, and Turkey with living quarters, heat, light, and household equipment in Government-owned buildings, and in buildings rented for use as offices at places where, in his judgment, it would be in the public interest to do so, notwithstanding the provisions of section 1765 of the Revised Statutes, and appropriations for "Contingent expenses, foreign missions," and "Contingent expenses, consulates," are hereby made available for such purposes; and he is also authorized, in his discretion, to furnish living quarters in such buildings to other officers and employees not herein provided for, at rates to be determined by him.

## IMMIGRATION OF ALIENS

To enable the Department of State to perform the duties devolving upon it under the laws regulating immigration of aliens into the United States, including the same objects specified in the Acts making appropriations for the Department of State for the fiscal year 1929, under the heads of salaries and contingent expenses of the Department of State, salaries of Foreign Service officers, allowance for clerk hire at United States consulates, transportation of diplomatic and consular officers and clerks, and contingent expenses, United States consulates, \$500,000, of which not to exceed \$35,000 shall be available for personal services in the District of Columbia under the Classification Act of 1923.

Contingent expenses, consulates.

Government buildings abroad.  
Vol. 44, p. 403.

Attendance at trade meetings, etc.  
Vol. 43, p. 143.

Loss by exchange.

Ten year leases for offices authorized.

Living quarters, etc., for Foreign Service personnel in China, Japan, and Turkey.

R. S., sec. 1765, p. 314.  
Appropriations available.

Quarters, etc., for other employees.

Immigration of aliens.

Department expenses under laws regulating.  
Vol. 43, p. 133.

Services in the District.

## RELIEF AND PROTECTION OF AMERICAN SEAMEN

Relief, etc., of American seamen.

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 Porto Rico, and in the Virgin Islands, \$100,000.

Foreign Service officers.

## SALARIES OF FOREIGN SERVICE OFFICERS

Salaries.

Vol. 43, p. 140.

For salaries of Foreign Service officers as provided in the Act approved May 24, 1924, entitled "An Act for the reorganization and improvement of the Foreign Service of the United States, and for other purposes," \$3,001,000.

Diplomatic and consular.

## DIPLOMATIC AND CONSULAR

## SALARIES, DIPLOMATIC, CONSULAR, AND FOREIGN SERVICE OFFICERS WHILE RECEIVING INSTRUCTIONS AND IN TRANSIT

Instruction and transit pay.

To pay the salaries of ambassadors, ministers, consuls, vice consuls, and other officers of the United States for the period actually and necessarily occupied in receiving instructions and in making transits to and from their posts, and while awaiting recognition and authority to act in pursuance with the provisions of section 1740 of the Revised Statutes, \$20,000.

R. S., sec. 1740, p. 309.

## TRANSPORTATION OF DIPLOMATIC, CONSULAR, AND FOREIGN SERVICE OFFICERS

Transportation, etc., expenses.

To pay the traveling expenses of Diplomatic, Consular, and Foreign Service officers, and clerks to embassies, legations, and consulates, including officers of the United States Court for China, and the itemized and verified statements of the actual and necessary expenses of transportation and subsistence, under such regulations as the Secretary of State may prescribe, of their families and effects, in going to and returning from their posts, including not to exceed \$45,000 incurred in connection with leaves of absence, \$335,000: *Provided*, That no part of said sum shall be paid for transportation on foreign vessels without a certificate from the Secretary of State that there are no American vessels on which such officers and clerks may be transported.

On leaves of absence.

*Proviso.*  
Passage on foreign ships restricted.

## EMERGENCIES ARISING IN THE DIPLOMATIC AND CONSULAR SERVICE

Emergencies.

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, \$400,000.

Neutrality Act expenses.

R. S., sec. 291, p. 49.

## ALLOWANCE TO WIDOWS OR HEIRS OF DIPLOMATIC, CONSULAR, AND FOREIGN SERVICE OFFICERS WHO DIE ABROAD

Allowance for officers dying abroad.

R. S., sec. 1749, p. 311.

For payment under the provisions of section 1749 of the Revised Statutes of the United States 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, \$2,000.

TRANSPORTING REMAINS OF DIPLOMATIC, CONSULAR, AND FOREIGN SERVICE OFFICERS AND CLERKS TO THEIR HOMES FOR INTERMENT

For defraying the expenses of transporting the remains of Diplomatic, Consular, and Foreign Service officers of the United States, including clerks, 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 for interment, and for the ordinary and necessary expenses of such interment, at their post or at home, \$6,000.

Bringing home remains of officers etc., dying abroad.

POST ALLOWANCES TO DIPLOMATIC, CONSULAR, AND FOREIGN SERVICE OFFICERS

To enable the President, in his discretion, and in accordance with such regulations as he may prescribe, to make special allowances by way of additional compensation to Diplomatic, Consular, and Foreign Service officers, and officers of the United States Court for China in order to adjust their official income to the ascertained cost of living at the posts to which they may be assigned, \$100,000.

Post allowances.

Special allowances to meet living expenses of officers.

FOREIGN SERVICE BUILDINGS FUND

For the purpose of carrying into effect the provisions of the "Foreign Service Buildings Act, 1926," and for each and every object thereof, including the initial alterations, repair, and furnishing of buildings heretofore acquired under specific authorization of Congress for the use of the diplomatic and consular establishments in foreign countries, \$1,300,000, to remain available until expended.

Foreign Service Buildings Fund.

Acquisition of buildings, etc., for Government use in foreign countries.  
Vol. 44, p. 403.

FOREIGN SERVICE RETIREMENT AND DISABILITY FUND

For beginning the financing of the liability of the United States, created by the Act entitled "An Act for the reorganization and improvement of the Foreign Service of the United States, and for other purposes," approved May 24, 1924, as amended by the Act of July 3, 1926, \$213,000, which amount shall be placed to the credit of the "Foreign Service retirement and disability fund."

Retirement and disability fund.

Contribution placed to credit of.  
Vol. 43, p. 144.

Vol. 44, p. 902.

INTERNATIONAL OBLIGATIONS, COMMISSIONS, BUREAUS, AND SO FORTH

CAPE SPARTEL LIGHT, COAST OF MOROCCO

For annual proportion of the expenses of Cape Spartel and Tangier Light on the coast of Morocco, including loss by exchange, \$386.

Cape Spartel Light.

RESCUING SHIPWRECKED AMERICAN SEAMEN

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, \$2,000.

Life-saving testimonials.

INTERNATIONAL BUREAU OF WEIGHTS AND MEASURES

For contribution to the maintenance of the International Bureau of Weights and Measures, in conformity with the terms of the conventions of May 20, 1875, and October 6, 1921, the same to be paid, under the direction of the Secretary of State, to said bureau on its certificate of apportionment, \$3,000.

International Bureau of Weights and Measures.  
Vol. 20, p. 1714.

## INTERNATIONAL BUREAU FOR PUBLICATION OF CUSTOMS TARIFFS

International Customs Tariffs Bureau.  
Vol. 26, p. 1518.

To meet the share of the United States in the annual expense for the year ending March 31, 1929, of sustaining the international bureau at Brussels for the translation and publication of customs tariffs, pursuant to the convention proclaimed December 17, 1890, \$1,400.

## WATER BOUNDARY, UNITED STATES AND MEXICO

Mexican Water Boundary Commission.  
Vol. 24, p. 1011; Vol. 26, p. 1512; Vol. 34, p. 2963.  
*Ante*, p. 60.

For expenses of meeting the obligations of the United States under the treaties of 1884, 1889, 1905, and 1906 between the United States and Mexico, including not to exceed \$1,200 for rent of offices, and the expenses of maintenance, and operation of motor-propelled vehicles, installation, maintenance, and operation of gauging stations where necessary and their equipment, and so much of the amount herein appropriated as may be necessary for these purposes may be transferred by the Secretary of State to the United States Geological Survey for direct expenditure, \$58,000.

Geological Survey expenditures.

## BOUNDARY LINE, ALASKA AND CANADA, AND THE UNITED STATES AND CANADA

Boundary, Alaska and Canada.  
Vol. 32, p. 1961.

To enable the Secretary of State to mark the boundary and make the surveys incidental thereto between the Territory of Alaska and the Dominion of Canada, in conformity with the award of the Alaskan Boundary Tribunal and existing treaties, including employment at the seat of government of such surveyors, computers, draftsmen, and clerks as are necessary; and for the more effective demarcation and mapping, pursuant to the treaty of April 11, 1908, between the United States and Great Britain, of the land and water boundary line between the United States and the Dominion of Canada, as established under existing treaties, to be expended under the direction of the Secretary of State, including the salaries of the commissioner and the necessary engineers, surveyors, draftsmen, computers, and clerks in the field and at the seat of government, expense of necessary traveling, for payment for timber necessarily cut in determining the boundary line not to exceed \$500 and commutation to members of the field force while on field duty or actual expenses not exceeding \$5 per day each, to be expended in accordance with regulations from time to time prescribed by the Secretary of State, \$23,660: *Provided*, That the commissioner shall be allowed his traveling expenses in accordance with the provisions of the Subsistence Expense Act of 1926.

Land and water boundary, United States and Canada.  
Vol. 35, p. 2003.

*Proviso*.  
Traveling expenses of commissioner.  
Vol. 44, p. 688.

## BOUNDARY TREATY OF 1925 BETWEEN THE UNITED STATES AND GREAT BRITAIN: INTERNATIONAL BOUNDARY COMMISSION, UNITED STATES AND CANADA AND ALASKA AND CANADA—

Boundary between United States and Canada.  
Relocating monuments, etc.  
Vol. 44, p. 2102.

To enable the President to perform the obligations of the United States under the treaty between the United States and Great Britain in respect of Canada, signed February 24, 1925; for salaries and expenses, including the salary of the commissioner and salaries of the necessary engineers, clerks, and other employees for duty at the seat of government and in the field; 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; 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

Maintenance of established lines.

treaty aforesaid, to be disbursed under the direction of the Secretary of State, \$24,750, of which sum \$5,000 shall be immediately available: *Provided*, That when the commissioner, or the engineer to the commissioner, shall be absent from Washington or their regular place of residence on official business they shall be allowed actual and necessary expenses of subsistence not to exceed \$8 per day each.

*Proviso.*  
Subsistence to commissioner and engineer, absent on official business.

## INTERNATIONAL PRISON COMMISSION

For subscription of the United States as an adhering member of the International Prison Commission, and the expenses of a commission, including preparation of reports, \$2,550.

International Prison Commission.

## PAN AMERICAN UNION

For the payment of the quota of the United States for the support of the Pan American Union, \$132,256, and for printing and binding of the union, \$20,000; in all, \$152,256: *Provided*, That any moneys received from the other American Republics for the support of the union shall be paid into the Treasury as a credit, in addition to the appropriation, and may be drawn therefrom upon requisitions of the chairman of the governing board of the union for the purpose of meeting the expenses of the union and of carrying out the orders of the said governing board.

Pan American Union.

Quota for support, and printing.

*Proviso.*  
Use of money from other republics.

## INTERNATIONAL BUREAU OF THE PERMANENT COURT OF ARBITRATION

To meet the share of the United States in the expenses for the calendar year 1927 of the International Bureau of the Permanent Court of Arbitration, created under article 43 of the convention concluded at The Hague, October 18, 1907, for the pacific settlement of international disputes, \$2,000.

International Bureau, Permanent Court of Arbitration.  
Vol. 36, p. 2222.

## PUBLISHING ASCERTAINMENT OF ELECTORS

To pay the expenses of publishing, in compliance with the requirements of the Act of February 3, 1887, the certified copies of the final ascertainment of the electors for President and Vice President of the United States, as transmitted by the executive of each State to the Secretary of State, \$2,000, or so much thereof as may be necessary.

Ascertainment of electoral vote.

Publishing certified copies of.  
Vol. 24, p. 373.  
Post, p. 945.

## BUREAU OF INTERPARLIAMENTARY UNION FOR PROMOTION OF INTERNATIONAL ARBITRATION

For the contribution of the United States toward the maintenance of the Bureau of the Interparliamentary Union for the promotion of international arbitration, \$6,000.

Interparliamentary Union for promoting international arbitration.

## INTERNATIONAL COMMISSION ON ANNUAL TABLES OF CONSTANTS, AND SO FORTH

To the International Commission on Annual Tables of Constants and Numerical Data, Chemical, Physical, and Technological, as established by the Seventh International Congress of Applied Chemistry in London and as continued by the eighth congress in New York, as a contribution by the United States toward the publication of annual tables of constants, chemical, physical, and technological, \$500.

International Commission on Tables of Constants.

International Institute of Agriculture.

INTERNATIONAL INSTITUTE OF AGRICULTURE AT ROME, ITALY

Quota, including dependencies.

For the payment of the quota of the United States, including the Territory of Hawaii, and the dependencies of the Philippine Islands, Porto Rico, and the Virgin Islands, for the support of the International Institute of Agriculture for the calendar year 1929, \$9,600;

Additional quota.

To enable the Secretary of State, in his discretion, to pay the additional quota of the United States, including the Territory of Hawaii, and the dependencies of the Philippine Islands, Porto Rico, and the Virgin Islands, for the support of the International Institute of Agriculture, in accordance with the resolutions of the general meetings of the institute held in November, 1920, and May, 1924, \$34,740, for the calendar year 1929, to be paid in United States currency on the basis of the fixed rate of exchange at par;

Member of permanent Committee.

For salary of the one member of the permanent committee of the International Institute of Agriculture for the calendar year 1929, \$5,000;

Translating publications.

For the cost of translating into and printing in the English language the publications of the International Institute of Agriculture at Rome, \$5,000;

Clerks, etc.

For clerical assistance and traveling and office expenses, \$3,660;  
Total, \$58,000.

INTERNATIONAL RAILWAY CONGRESS

International Railway Congress.

To pay the quota of the United States as an adhering member of the International Railway Congress for the year ending April 15, 1929, \$800.

PAN AMERICAN SANITARY BUREAU

Pan American Sanitary Bureau.

For the annual share of the United States for the maintenance of the Pan American Sanitary Bureau for the year 1929, \$29,055.14.

INTERNATIONAL OFFICE OF PUBLIC HEALTH

International Office of Public Health.  
Vol. 35, p. 2061.

For the payment of the quota of the United States for the year 1929 toward the support of the International Office of Public Health, created by the international arrangement signed at Rome, December 9, 1907, in pursuance of article 181 of the International Sanitary Convention signed at Paris on December 3, 1903, \$3,860.

Vol. 35, p. 1834; Vol. 42, p. 1823.

INTERNATIONAL RADIOTELEGRAPHIC CONVENTION

International Radiotelegraphic Convention.  
Vol. 37, p. 1569.

For the share of the United States for the calendar year 1929, as a party to the international radiotelegraphic conventions heretofore signed, of the expenses of the radiotelegraphic service of the International Bureau of the Telegraphic Union at Berne, \$5,750.

UNITED STATES SECTION OF THE INTER-AMERICAN HIGH COMMISSION

Inter-American High Commission.  
United States section.  
Vol. 39, p. 8.

To defray the actual and necessary expenses on the part of the United States section of the Inter-American High Commission, \$21,000, to be expended under the direction of the Secretary of State.

WATERWAYS TREATY, UNITED STATES AND GREAT BRITAIN: INTERNATIONAL JOINT COMMISSION, UNITED STATES AND GREAT BRITAIN

Canadian Boundary Waters Joint Commission.

For salaries and expenses, including salaries of commissioners and salaries of clerks and other employees appointed by the commissioners on the part of the United States, with the approval solely of the Secretary of State, cost of law books, books of reference,

and periodicals, office equipment and supplies, and necessary traveling expenses, 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, \$34,000, to be disbursed under the direction of the Secretary of State: *Provided*, That traveling expenses of the commission or secretary shall be allowed in accordance with the provisions of the Subsistence Expense Act of 1926: *Provided further*, That a part of this appropriation may be expended for rent of offices for the commission in the District of Columbia in the event that the Public Buildings Commission is unable to supply suitable office space.

Vol. 36, p. 2448.

*Proviso.*  
Traveling expenses.

Vol. 44, p. 688.

Rent allowed.

Additional amount  
for expenditures by  
Geological Survey.  
*Post*, p. 903.

For an additional amount for the waterways treaty, United States and Great Britain; International Joint Commission, United States and Great Britain, including personal services, procurement of technical and scientific equipment, and the hire, maintenance, repair, and operation of motor-propelled and horse-drawn passenger-carrying vehicles, \$75,000, to be immediately available, which amount may be transferred by the Secretary of State, with the approval of the Secretary of the Interior, to the United States Geological Survey for direct expenditure: *Provided*, That no work authorized by this paragraph shall duplicate work done by any other bureau or department.

*Proviso.*  
No duplication of  
work.

PAYMENT TO THE GOVERNMENT OF PANAMA

To enable the Secretary of State to pay to the Government of Panama the seventeenth annual payment, due on February 26, 1929, from the Government of the United States to the Government of Panama under article 14 of the treaty of November 18, 1903, \$250,000.

Panama.  
Payment to.

Vol. 33, p. 2238.

INTERNATIONAL RESEARCH COUNCIL

To pay the annual share of the United States, as an adhering member of the International Research Council and of the associated unions organized at Brussels, July 18-28, 1919, as follows: International Research Council, \$160; International Astronomical Union, \$960; International Union of Pure and Applied Chemistry, \$360; International Union of Geodesy and Geophysics, \$1,664; International Union of Mathematics, \$80; International Union of Scientific Radiotelegraphy, \$128; International Union of Pure and Applied Physics, \$128; in all, \$3,480, to be expended under the direction of the Secretary of State.

International Re-  
search Council.

Specified quotas.

INTERNATIONAL HYDROGRAPHIC BUREAU

For the annual contribution of the United States toward the maintenance of the International Hydrographic Bureau, \$5,790.

International Hydro-  
graphic Bureau.

FOREIGN HOSPITAL AT CAPE TOWN

For annual contribution toward the support of the Somerset Hospital (a foreign hospital), at Cape Town, \$50, to be paid by the Secretary of State upon the assurance that suffering seamen and citizens of the United States will be admitted to the privileges of said hospital.

Somerset Hospital,  
Cape Town, Africa.

INTERNATIONAL TRADE-MARK REGISTRATION BUREAU, QUOTA OF UNITED STATES

International Trade-  
Mark Registration.

For the annual share of the United States for the expenses of the maintenance of the International Trade-Mark Registration Bureau at Habana, including salaries of the director and counselor, assistant

Habana Bureau ex-  
penses.

Vol. 39, p. 1630; Vol.  
41, p. 533.

director and counselor, clerks, translators, secretary to the director, stenographers and typewriters, messenger, watchmen, and laborers, rent of quarters, stationery and supplies, including the purchase of books, postage, traveling expenses, and the cost of printing the bulletin, \$4,961.

INTERNATIONAL BUREAU OF THE UNION FOR THE PROTECTION OF  
INDUSTRIAL PROPERTY

**Industrial Property Bureau.** For the share of the United States in the expense of conducting the International Bureau of the Union for the Protection of Industrial Property, at Berne, Switzerland, \$1,700.

**World War Claims.** MIXED CLAIMS COMMISSION, UNITED STATES AND GERMANY—MIXED CLAIMS COMMISSION, UNITED STATES, AUSTRIA, AND HUNGARY

**German Mixed Claims Commission. Expenses of.** For the expenses of determining the amounts of claims against Germany by the Mixed Claims Commission established under the agreement concluded between the United States and Germany on August 10, 1922, for the determination of the amount to be paid by Germany in satisfaction of the financial obligations of Germany under the treaty concluded between the Governments of the United States and Germany on August 25, 1921, for the expenses of determining the amounts of claims against Austria and Hungary by the Tripartite Claims Commission established under the agreement concluded between the United States and Austria and Hungary on November 26, 1924, for the determination of the amount to be paid by Austria and Hungary in satisfaction of the financial obligations of Austria and Hungary under the treaties concluded between the Governments of the United States and Austria on August 24, 1921, and between the Governments of the United States and Hungary on August 29, 1921, and/or the treaties of Saint Germain-en-Laye and Trianon, respectively, including the expenses which under the terms of such agreement of August 10, 1922, and the agreement of November 26, 1924, are chargeable in part to the United States; and the expenses of an agency of the United States to perform all necessary services in connection with the preparation of claims and the presentation thereof before said mixed and tripartite commissions, including salaries of an agent and necessary counsel and other assistants and employees, rent in the District of Columbia, contingent expenses, traveling expenses, and such other expenses in the United States and elsewhere as the President may deem proper, \$118,762.

GENERAL AND SPECIAL CLAIMS COMMISSION, UNITED STATES AND MEXICO

**Mexican Claims Commissions.** For the expenses of the settlement and adjustment of claims by the citizens of each country against the other under a convention concluded September 8, 1923, and of citizens of the United States against Mexico under a convention concluded September 10, 1923, between the United States and Mexico, including the expenses which, under the terms of the two conventions, are chargeable in part to the United States, the expenses of the two commissions, and the expenses of an agency of the United States to perform all necessary services in connection with the preparation of the claims and the presenting thereof before the said commissions, as well as defending the United States in cases presented under the general convention by Mexico, including salaries of an agent and necessary counsel and other assistants and employees and rent in the District of Columbia and elsewhere, law books and books of reference, printing and binding, contingent expenses, contract stenographic reporting services, travel-

Rent in the District, etc.



ing expenses, and such other expenses in the United States and elsewhere as the President may deem proper, \$350,000.

## INTERNATIONAL FISHERIES COMMISSION

For the share of the United States of the expenses of the International Fisheries Commission, established under the treaty between the United States and Great Britain, concluded March 2, 1923, including salaries of two members and other employees of the commission, traveling expenses, purchase of books, periodicals, furniture, and scientific instruments, contingent expenses, rent in the District of Columbia, and such other expenses in the United States and elsewhere as the President may deem proper, to be disbursed under the direction of the Secretary of State, \$36,500.

International Halibut Fisheries Commission.  
Share of expenses.

Vol. 43, p. 1841.

## INTERNATIONAL STATISTICAL INSTITUTE AT THE HAGUE

For the annual contribution of the United States to the International Statistical Bureau at The Hague for the year 1929, as authorized by public resolution approved April 28, 1924, \$2,000, to be expended under the direction of the Secretary of State.

International Statistical Bureau.

## INTERNATIONAL WATER COMMISSION, UNITED STATES AND MEXICO

For a study in cooperation with representatives of the Government of Mexico regarding the equitable use of the waters of the lower Rio Grande, of the lower Colorado, and of the Tia Juana Rivers, for the purpose of securing information on which to base a treaty with the Government of Mexico relative to the use of the waters of these rivers for irrigation and other beneficial purposes, including salaries of commissioners and other employees, transportation, subsistence, printing and binding, and such other miscellaneous expenses, including necessary travel to and from points in the Republic of Mexico, as the President may deem proper, \$35,000, to be immediately available: *Provided*, That any moneys contributed by or received from the Republic of Mexico after the approval of this Act for the purpose of cooperating or assisting in this work shall be available for expenditure in connection with this appropriation for the purposes for which contributed in like manner as if said sums had been specifically appropriated for said purposes.

Rio Grande, Colorado River, etc.  
Cooperative study with Mexico, of equitable use of.  
*Post*, p. 1108.

*Proviso*.  
Use of moneys from Mexico.

## INTERNATIONAL ROAD CONGRESS

To pay the quota of the United States in the Permanent Association of International Road Congresses, as authorized by the public resolution approved June 18, 1926, \$3,000.

International Road Congresses.  
Vol. 44, p. 754.

## INTERNATIONAL MAP OF THE WORLD

For the share of the United States of the expenses of the central bureau of the international map of the world for the calendar year 1928, \$30.

International map of the world.  
Vol. 44, p. 384.

## INTERNATIONAL EXPOSITION AT SEVILLE, SPAIN

For expenses of participation, as authorized by public resolution approved March 3, 1925, in an international exposition to be held at Seville, Spain, and for all purposes of the said resolution, including purchase of land, printing and binding, and traveling expenses, \$200,000, this appropriation not to be available except for the purposes of participation in the exposition commencing April 27, 1927, or in that exposition postponed to any other date: *Provided*, That

International Exposition, Seville, Spain.

Participation expenses.  
*Post*, p. 913.

Use restricted.  
Vol. 43, p. 1256.

*Proviso*.  
Available until June 30, 1930.

this appropriation and the unexpended balance of the appropriations heretofore made for this purpose shall remain available until June 30, 1930.

Henry Clay Statue.

STATUE OF HENRY CLAY IN CARACAS, VENEZUELA

Securing, for presentation to Venezuela.  
Vol. 44, p. 1178.

To enable the Secretary of State to procure, to present to the Republic of Venezuela, and to erect in the city of Caracas, Venezuela, a bronze statue of Henry Clay, as provided by Public Act Numbered 637, approved February 24, 1927, including travel, subsistence, or per diem in lieu of subsistence, \$41,000.

JUDICIAL

UNITED STATES COURT FOR CHINA

United States court for China.  
Salaries and expenses.

Judge, \$8,000; district attorney, \$4,000; marshal, \$3,000; clerk, \$3,000; assistant clerk, \$2,400; stenographer and court reporter, \$2,400; two stenographers, \$1,800 each; court expenses, including reference law books, ice, and drinking water for office purposes, \$7,850; in all \$34,250.

Sessions other than at Shanghai.

The judge of the said court and the district attorney shall, when the sessions of the court are held at other cities than Shanghai, receive in addition to their salaries their necessary actual expenses during such session, not to exceed \$8 per day each, and so much as may be necessary for said purposes during the fiscal year ending June 30, 1929, is appropriated.

PRISONS FOR AMERICAN CONVICTS

Consular prisons, etc.

For expenses of maintaining in China, the former Ottoman Empire, Egypt, and Persia institutions for incarcerating American convicts and persons declared insane by the United States Court for China or any consular court, including salaries of not exceeding \$1,800 for the deputy marshal and \$1,200 each for three assistant deputy marshals at Shanghai; wages of prison keepers; 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 the United States Court for China or any consular court in China, the former Ottoman Empire, Egypt, and Persia, so much as may be necessary; in all, \$13,000.

Keepers, quarters, etc.

BRINGING HOME CRIMINALS

Bringing home criminals.

For actual expenses incurred in bringing home from foreign countries persons charged with crime, \$2,500.

Minor purchases, etc., allowed without advertising.  
R. S., sec. 3709, p. 733.

Section 3709 of the Revised Statutes shall not apply to any purchase or service rendered payable from the foregoing appropriations when the aggregate amount involved does not exceed \$100 or when the purchase or service relates to the packing of personal and household effects of diplomatic, consular, and Foreign Service officers and clerks for foreign shipment.

Rent restriction in United States.

No portion of the sums appropriated in Title I of this Act shall, unless expressly authorized, be expended for rent in the District of Columbia or elsewhere in the United States.

## TITLE II.—DEPARTMENT OF JUSTICE

Department of Justice.

## OFFICE OF THE ATTORNEY GENERAL

Salaries: For Attorney General, \$15,000; Solicitor General, \$10,000; Assistant to the Attorney General, \$9,000; and other personal services in the District of Columbia in accordance with the Classification Act of 1923, including the Solicitors of the State, Treasury, Commerce, and Labor Departments, and the office forces of the Solicitors of the Treasury, Commerce, and Labor Departments, \$1,032,600; in all, \$1,066,600.

Attorney General, Solicitor General, Assistants, Solicitors, and office personnel.  
Vol. 42, p. 1488.

For the purchase of law books, books of reference, and periodicals, including the exchange thereof, for the Department of Justice, \$6,700: *Provided*, That not to exceed \$2 per volume shall be paid for the current and future volumes of the United States Code, Annotated.

Law books, etc.

*Proviso.*  
Limit for United States Code, Annotated.

## CONTINGENT EXPENSES, DEPARTMENT OF JUSTICE

For stationery, furniture and repairs, floor coverings not exceeding \$500, file holders and cases; miscellaneous expenditures, including telegraphing and telephones, postage, labor, typewriters and adding machines and the exchange thereof and repairs thereto, street-car fares not exceeding \$300, newspapers, press clippings, and other necessities ordered by the Attorney General; official transportation, including the repair, maintenance, and operation of a motor-driven passenger car, delivery truck, and motor cycle, to be used only for official purposes, and purchase and repair of bicycles, \$62,000.

Department contingent and miscellaneous expenses.

For rent of buildings and parts of buildings in the District of Columbia, \$118,000, if space can not be assigned by the Public Buildings Commission in buildings under the control of that commission.

Rent.

For printing and binding for the Department of Justice and the courts of the United States, \$280,000.

Printing and binding.

For traveling and other miscellaneous and emergency expenses, authorized and approved by the Attorney General, to be expended at his discretion, \$12,500.

Traveling, etc., expenses.

## MISCELLANEOUS OBJECTS, DEPARTMENT OF JUSTICE

Miscellaneous.

Conduct of customs cases: Assistant Attorney General, \$8,000; special attorneys and counselors at law in the conduct of customs cases, to be employed and their compensation fixed by the Attorney General, as authorized by subsection 30 of section 28 of the Act of August 5, 1909; 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; supplies, Supreme Court Reports and Digests, and Federal Reporter and Digests, traveling, and other miscellaneous and incidental expenses, to be expended under the direction of the Attorney General; in all, \$109,750.

Conduct of customs cases.  
Assistant Attorney General, special attorneys, etc.  
Vol. 36, p. 108.

Defending suits in claims against the United States: For necessary expenses incurred in the examination of witnesses, procuring evidence, employment of experts at such rates of compensation as may be authorized or approved by the Attorney General, and such other expenses as may be necessary in defending suits in the Court of Claims, including Indian deprecation claims, to be expended under the direction of the Attorney General, \$85,000.

Defending suits in claims.

Indian deprecation claims.

Detection and prosecution of crimes.

Protection of the President.

**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 criminal identification records and their exchange with the officials 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; hire, maintenance, upkeep, and operation of motor-propelled passenger-carrying vehicles when necessary; firearms and ammunition, such stationery and supplies for use at the seat of government or elsewhere as the Attorney General may direct, including 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 not to exceed \$210,000 for personal services in the District of Columbia, and including a Director of the Bureau of Investigation at not exceeding \$7,500 per annum, \$2,250,000.

Traveling expenses. Services in the District. Director, Bureau of Investigation.

#### EXAMINATION OF JUDICIAL OFFICES

Examination of judicial offices.

**Examination of judicial offices:** For the investigation of the official acts, records, and accounts of marshals, attorneys, and clerks of the United States courts and Territorial courts, and United States commissioners, for which purpose all the official papers, records, and dockets of said officers, without exception, shall be examined by the agents of the Attorney General at any time; and also, when requested by the presiding judge, the official acts, records, and accounts of referees and trustees of such courts; for copying, in the District of Columbia or elsewhere, reports of examiners at folio rates; traveling expenses; and including not to exceed \$49,500 for personal services in the District of Columbia; in all, \$164,000: to be expended under the direction of the Attorney General.

Investigating official acts, records, court officers, etc.

Services in the District.

Enforcing antitrust laws.

**Enforcement of antitrust laws:** For the enforcement of antitrust laws, including experts at such rates of compensation as may be authorized or approved by the Attorney General, including not to exceed \$55,000 for personal services in the District of Columbia, \$200,000.

Enforcing interstate commerce laws. Vol. 24, p. 379; Vol. 34, p. 584; Vol. 36, p. 539, Vol. 37, p. 701; Vol. 38, p. 219; Vol. 40, p. 272, Vol. 41, p. 474; Vol. 43, pp. 793, 801; Vol. 44, p. 1446.

**Enforcement of Acts to regulate commerce:** For salary and expenses of assistant to the Solicitor General in representing the Government in all matters arising under the Act entitled "An Act to regulate commerce," approved February 4, 1887, as amended, including traveling expenses, to be expended under the direction of the Attorney General, including not to exceed \$9,900 for salaries of employees in the District of Columbia. \$10,500.

#### PUEBLO LANDS BOARD

Pueblo Lands Board. Expenses of. Vol. 43, p. 636.

**Pueblo Lands Board:** For expenses of the Pueblo Lands Board, including compensation for member appointed by the President of the United States, and for clerical assistants, interpreters, surveyors, translators, and stenographers, rental of quarters, travel expenses, fees of witnesses, telephone and telegraph service, including the maintenance and operation of a passenger-carrying motor vehicle, \$33,000.

## JUDICIAL

## UNITED STATES SUPREME COURT

Salaries: Chief Justice, \$20,500; eight Associate Justices, at \$20,000 each; 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, including an additional assistant to the reporter or of the court, if the court deems one necessary, to enable the reporter to expedite the publication of its reports, \$109,546; in all, \$290,046.

For printing and binding for the Supreme Court of the United States, \$25,000, to be expended as required, without allotment by quarters. The printing and binding for the Supreme Court shall be done by the printer it may employ, unless it shall otherwise order.

## MISCELLANEOUS EXPENSES, SUPREME COURT

For miscellaneous expenses of the Supreme Court of the United States, including rent of office for the reporter in Washington, to be expended as the Chief Justice may direct, \$20,374.

For the salary of the reporter, \$8,000.

## SALARIES OF JUDGES

For salaries of thirty-four circuit judges, at \$12,500 each; one hundred and thirty-five district judges (including two in the Territory of Hawaii and one in the Territory of Porto Rico), at \$10,000 each; and judges retired under section 260 of the Judicial Code, as amended by the Act of February 25, 1919; in all, \$1,864,500: *Provided*, That this appropriation shall be available for the salaries of all United States justices and circuit and district judges lawfully entitled thereto, whether active or retired.

## NATIONAL PARK COMMISSIONERS

For the salaries of the Commissioners in the Crater Lake, Glacier, Mount Rainier, Yellowstone, Yosemite, Sequoia, and General Grant National Parks, \$11,160, which shall be in lieu of all fees and compensation heretofore authorized.

## COURT OF CUSTOMS APPEALS

Salaries: Presiding judge and four associate judges, at \$12,500 each; and all other officers and employees of the court, \$28,780; in all, \$91,280.

For rent of necessary quarters in the District of Columbia and elsewhere, \$12,000; books and periodicals, including their exchange; stationery, supplies, traveling expenses; heat, light, and power service; drugs, chemicals, cleansers, furniture; and for such other miscellaneous expenses as may be approved by the presiding judge, \$2,800; in all, \$14,800.

## COURT OF CLAIMS

Salaries: Chief justice, \$12,500; four judges, at \$12,500 each; and all other officers and employees of the court, \$61,585; in all, \$124,085.

For printing and binding for the Court of Claims, \$36,000.

For stationery, court library, repairs, including repairs to bicycles, fuel, electric light, electric elevator, and other miscellaneous expenses, \$6,600.

Judicial.

United States Supreme Court.

Salaries of Justices.  
All other officers, etc.

Additional assistant to Reporter.

Printing and binding.

Miscellaneous.  
Reporter.

Judges.

Circuit, district, and retired.  
Vol. 44, p. 919.

Vol. 40, p. 1157.

*Proviso.*  
Available for all judges.

National park commissioners.

Salaries.

Court of Customs Appeals.

Salaries.

Rent, miscellaneous expenses, etc.

Court of Claims.

Salaries.

Printing and binding.  
Miscellaneous.

Commissioners  
Court of Claims.  
Salaries, etc.  
*Ante*, p. 51.  
*Post*, p. 882.

**SALARIES AND EXPENSES OF COMMISSIONERS, COURT OF CLAIMS:** For salaries of seven commissioners at \$5,000 each, and for travel 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 prescribed in the Act entitled "An Act to authorize the appointment of commissioners by the Court of Claims and to prescribe their powers and compensation," approved February 24, 1925, to be immediately available, \$90,112.50.

Vol. 43, p. 964.

Court of Claims.  
Repairs to buildings.

**REPAIRS TO COURT OF CLAIMS BUILDINGS:** For necessary repairs to the Court of Claims buildings, including repairing, remodeling, improving, and enlarging the heating, plumbing, elevator, and mechanical equipment, to be expended under the supervision of the Architect of the Capitol, \$5,825.

Territorial courts.

**TERRITORIAL COURTS**

Alaska.

**ALASKA:** Four judges, at \$10,000 each; four attorneys, at \$5,000 each; four marshals, at \$4,000 each; four clerks, at \$3,800 each; in all, \$91,200.

Hawaii.

**HAWAII:** Chief justice, \$7,500; two associate justices, at \$7,000 each; in all, \$21,500.

For judges of circuit courts, at \$6,000 each, \$48,000.

United States courts.

**MARSHALS, DISTRICT ATTORNEYS, CLERKS, AND OTHER EXPENSES OF UNITED STATES COURTS**

Marshals.  
Salaries, etc.  
Alaska.

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 specially directed by the Attorney General, traveling expenses, purchase when authorized by the Attorney General of two motor-propelled passenger-carrying vehicles at not to exceed \$2,500 each, and maintenance, alteration, repair, and operation of motor-propelled passenger-carrying vehicles used in connection with the transaction of the official business of the United States marshals, \$3,672,500: *Provided*, That there shall be paid hereunder any necessary cost of keeping vessels or other property attached or libeled in admiralty in such amount as the court, on petition setting forth the facts under oath, may allow.

Traveling expenses,  
etc.

*Proviso*.  
Care of attached ves-  
sels, etc.

District attorneys.  
Salaries, etc.

For salaries of United States district attorneys and expenses, including traveling expenses, of United States district attorneys and their regular assistants, 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, \$1,440,000.

Regular assistants.

For regular assistants to United States district attorneys who are appointed by the Attorney General at a fixed annual compensation, \$1,130,000.

Assistants in special  
cases.

For compensation and traveling expenses of assistants to the Attorney General and to United States district attorneys employed by the Attorney General to aid in special cases, and for payment of foreign counsel employed by the Attorney General in special cases (such counsel shall not be required to take oath of office as provided by section 366, Revised Statutes of the United States), \$380,000: *Provided*, That the amount paid as compensation out of the funds herein appropriated to any person employed hereunder shall not exceed \$10,000.

Foreign counsel.  
R. S., sec. 366, p. 52.

*Proviso*.  
Pay restriction.

For salaries of clerks of United States circuit courts of appeals and United States district courts, their deputies, and other assistants, travel expenses pursuant to the subsistence expense Act of 1926, and other expenses of conducting their respective offices, in accordance with the provisions of the Act approved February 26, 1919, and the Act approved June 1, 1922, making appropriations for the Departments of State and Justice and for the judiciary for the fiscal year ending June 30, 1923, \$1,820,000.

For fees of United States commissioners and other committing magistrates acting under section 1014, Revised Statutes of the United States, \$550,000.

For mileage and per diems of jurors, \$1,875,000.

For mileage and per diems of witnesses and for per diems in lieu of subsistence; and for payment of the actual expenses of witnesses, as provided by section 850, Revised Statutes of the United States, 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 in section 846, Revised Statutes of the United States, \$1,725,000: *Provided*, That not to exceed \$10,000 of this amount shall be available for such compensation and expenses of witnesses or informants as may be authorized or approved by the Attorney General, which approval shall be conclusive.

For rent of rooms for the United States courts and judicial officers, \$76,000.

For bailiffs and criers, not exceeding three bailiffs and one crier in each court, except in the southern district of New York and the northern district of Illinois; expenses of circuit and district judges of the United States and the judges of the district courts of the United States in Alaska, Porto Rico, and Hawaii, as provided by section 259 of the Act entitled "An Act to codify, revise, and amend the laws relating to the judiciary," approved March 3, 1911; meals and lodging for jurors in United States cases, and of bailiffs in attendance upon the same, when ordered by the court, and meals and lodging for jurors in Alaska, as provided by section 193, Title II, of the Act of June 6, 1900; and compensation for jury commissioners, \$5 per day, not exceeding three days for any one term of court, \$445,000: *Provided*, That no per diem shall be paid to any bailiff or crier unless the court is actually in session and the judge present and presiding or present in chambers.

For such miscellaneous expenses as may be authorized or approved by the Attorney General, for the United States courts and their officers, including experts at such rates of compensation as may be authorized or approved by the Attorney General, including also 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, and including traveling expenses pursuant to the subsistence expense Act of 1926, \$838,000.

For supplies, including the exchange of typewriting and adding machines, for the United States courts and judicial officers, including firearms and ammunition therefor, to be expended under the direction of the Attorney General, \$71,000.

For the purchase of law books, including the exchange thereof, for United States judges, district attorneys, and other judicial officers, including the libraries of the nine United States circuit courts of appeals, for the purchase of the Federal Reporter and continuations thereto as issued, to be expended under the direction of the Attorney General, \$65,000: *Provided*, That such books shall in all cases be transmitted to their successors in office; all books purchased there-

Clerks of courts.  
Salaries, etc.

Travel expenses.  
Vol. 44, p. 689.

Vol. 40, p. 1182.

Vol. 42, p. 616.

Commissioners.  
R. S., sec. 1014, p. 189.

Jurors.  
Vol. 44, p. 323.

Witnesses.

R. S., sec. 850, p. 160.

Vol. 44, p. 324.

Before Customs  
Court.

R. S., sec. 846, p. 159.

*Proviso.*  
Pay, etc., on ap-  
proval of Attorney  
General.

Rent of court rooms.

Bailiffs, etc.

Travel, etc., of  
judges.

Vol. 35, p. 1161.

Jury expenses.

Alaska.  
Vol. 31, p. 362.  
Jury commissioners.  
*Proviso.*  
Service restriction.

Miscellaneous.

Alaska, etc.

Vol. 44, p. 689.

Supplies.

Books for judicial  
officers.

Federal Reporter.

*Proviso.*  
Transmittal to suc-  
cessors.

Price limit, United States Code, Annotated.

under 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.

Penal, etc., institutions.

PENAL AND CORRECTIONAL INSTITUTIONS

All services, supplies, etc., for.

For all services, supplies, materials, and equipment in connection with or incident to the subsistence and care of inmates and maintenance and upkeep of Federal penal and correctional institutions, including farm and other operations not otherwise specifically provided for, in the discretion of the Attorney General; gratuities for inmates at release, provided such gratuities shall be furnished to inmates sentenced for terms of imprisonment of not less than six months, and transportation to the place of conviction or bona fide residence at the time of conviction or to such other place within the United States as may be authorized by the Attorney General; expenses of interment or transporting remains of deceased inmates to their homes in the United States; not exceeding \$750 at each institution for the maintenance and repair of passenger-carrying vehicles; traveling expenses of institution officials and employees when traveling on official duty, including expenses incurred in pursuing and identifying escaped inmates; traveling expenses of members of advisory boards authorized by law incurred in the discharge of their official duties; rewards for the capture of escaped inmates; newspapers, for which payment may be made in advance, books, and periodicals; firearms and ammunition; tobacco for inmates; and the purchase and exchange of farm products and livestock, when authorized by the Attorney General;

Penitentiaries.

Leavenworth, Kans.  
Salaries and expenses.

United States penitentiary, Leavenworth, Kansas: For the United States penitentiary at Leavenworth, Kansas, including not to exceed \$270,000, for salaries and wages of all officers and employees, \$880,000.

Working capital.  
Reappropriation.  
*Post*, p. 1113.  
Vol. 44, p. 1198.

The appropriation of \$250,000 for the fiscal year 1928 for a working capital fund is reappropriated and made available for the fiscal year 1929; and the said working capital fund and all receipts credited thereto may be used as a revolving fund during the fiscal year 1929.

Atlanta, Ga.  
Salaries and expenses.

United States penitentiary, Atlanta, Georgia: For the United States penitentiary at Atlanta, Georgia, including not to exceed \$267,500 for salaries and wages of all officers and employees, \$852,500.

Working capital.  
Reappropriation.  
Vol. 44, p. 1198.

The appropriation of \$150,000 for the fiscal year 1928, for a working capital fund, is reappropriated and made available for the fiscal year 1929; and the said working capital fund and all receipts credited thereto may be used as a revolving fund during the fiscal year 1929.

McNeil Island,  
Wash.  
Salaries and expenses.

United States penitentiary, McNeil Island, Washington: For the United States penitentiary at McNeil Island, Washington, including not to exceed \$112,500 for salaries and wages of all officers and employees, and including not to exceed \$2,000 for the purchase of a motor-propelled passenger-carrying vehicle, \$332,500.

Additional buildings,  
etc.

For construction of storeroom and barn, addition to hospital, enlarging and equipping main kitchen, furniture and equipment for completed buildings, construction of scow, repairs to floating equipment, and purchase of marine engines and pile-driving outfit, \$177,100, to remain available until expended, and to be expended so as to give the maximum amount of employment to the inmates of said penitentiary.

Federal Industrial  
Institution for Women.  
Salaries and expenses.

Federal Industrial Institution for Women, Alderson, West Virginia: For the Federal Industrial Institution for Women at Alderson, West Virginia, including not to exceed \$100,000 for salaries and wages of all officers and employees, \$270,000.



United States Industrial Reformatory, Chillicothe, Ohio: For the United States Industrial Reformatory at Chillicothe, Ohio, including not to exceed \$132,500 for salaries and wages of all officers and employees, \$372,500.

Industrial Reformatory.  
Salaries and expenses.

National Training School for Boys, Washington, District of Columbia: For the National Training School for Boys, Washington, District of Columbia, including not to exceed \$82,000 for salaries and wages of all officers and employees, \$192,710.

National Training School for Boys, D. C.  
Salaries and expenses.

For the erection and furnishing of a family building, to be of brick construction, to house forty boys, \$60,000.

New family building.

Not exceeding \$20,000 of the unexpended balance of the appropriation for the erection of a family building, provided for in the Act making appropriations for the Departments of State and Justice, and for the judiciary, and for the Departments of Commerce and Labor, for the fiscal year ending June 30, 1928, and for other purposes, approved February 24, 1927, is hereby made available for the erection of a nine-foot wire fence on three sides of the school, approximately twelve thousand linear feet, to prevent trespassing upon the grounds of the school and the escape of the inmates.

Unexpended balance available for wire fencing.

Vol. 44, p. 1198.

Probation system, United States courts: For salaries and actual expenses of probation officers, as provided by section 3 of the Act entitled "An Act to provide for the establishment of a probation system in the United States courts, except in the District of Columbia," approved March 4, 1925, \$25,000.

Probation system.  
Pay of officers, etc.  
Vol. 43, p. 1260.

Support of prisoners: For support of United States prisoners, 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 occupied under authority of sections 5537 and 5538 of the Revised Statutes; support of prisoners becoming insane during imprisonment, and who continue insane after expiration of sentence, who have no friends to whom they can be sent; shipping remains of deceased prisoners to their friends or relatives in the United States, and interment of deceased prisoners whose remains are unclaimed; expenses incurred in identifying and pursuing escaped prisoners and for rewards for their recapture; and not exceeding \$2,500 for repairs, betterments, and improvements of United States jails, including sidewalks, \$2,350,000: *Provided*, That hereafter contracts for the subsistence and care of Federal prisoners, within the discretion of the Attorney General, may be made for a period not exceeding three years.

Support of prisoners.

Rent, etc., of buildings.  
R. S., secs. 5537, 5538,  
p. 1073.

*Provido*.  
Contracts for keeping prisoners limited to three years.

Inspection of prisons and prisoners: For the inspection of United States prisons and prisoners, including traveling expenses of the superintendent of prisons, assistant superintendents of prisons, and clerk to the superintendent of prisons when traveling on official business of any character, to be expended under the direction of the Attorney General, \$13,000.

Inspection of prisons and prisoners.

### TITLE III—DEPARTMENT OF COMMERCE

Department of Commerce.

#### OFFICE OF THE SECRETARY

Salaries: Secretary of Commerce, \$15,000; Assistant Secretary, and other personal services in the District of Columbia in accordance with "the Classification Act of 1923," 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

Secretary, Assistant, and office personnel.

Vol. 42, p. 1488.

official papers and documents during the temporary absence of the Secretary and the Assistant Secretary of the department, \$270,600; in all, \$285,600.

CONTINGENT EXPENSES, DEPARTMENT OF COMMERCE

Contingent and miscellaneous Department expenses.

For contingent and miscellaneous expenses of the offices and bureaus of the department, including those for which appropriations for contingent and miscellaneous expenses are specifically made, including professional and scientific books, law books, books of reference, periodicals, blank books, pamphlets, maps, newspapers (not exceeding \$2,500) for which payment may be made in advance; purchase of atlases or maps; stationery; furniture and repairs to same; carpets, matting, oilcloth, file cases, towels, ice, brooms, soap, sponges; fuel, lighting and heating; purchase and exchange of motor trucks and bicycles; maintenance, repair, and operation of three motor-propelled passenger-carrying vehicles and motor trucks and bicycles, to be used only for official purposes; freight and express charges; postage to foreign countries; telegraph and telephone service; typewriters, adding machines, and other labor-saving devices, including their repair and exchange; first-aid outfits for use in the buildings occupied by employees of this department; street-car fares, not exceeding \$500; and all other miscellaneous items and necessary expenses not included in the foregoing, \$290,000, which sum shall constitute the appropriation for contingent expenses of the department 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 Supplies), as provided by law: *Provided*, That expenditures from appropriations contained in this Act for the maintenance, upkeep, and repair, exclusive of garage rent, pay of operator, fuel, and lubricants on any one motor-propelled passenger-carrying vehicle used by the Department of Commerce shall not exceed one-third of the market price of a new vehicle of the same make or class, and in any case more than \$500.

For rent of buildings in the District of Columbia, \$65,500.

For rent of additional space in the District of Columbia outside of the Commerce Building, \$2,500.

For rent of storage space outside the Commerce Building, \$1,500.

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, \$715,000: *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.

For the Patent Office: For printing the weekly issue of patents, designs, trade-marks, prints, and labels, exclusive of illustrations; and for printing, engraving illustrations, and binding the Official Gazette, including weekly and annual indices, \$1,080,000; for miscellaneous printing and binding, \$60,000; in all, \$1,140,000.

Wireless communication laws: To enable the Secretary of Commerce to enforce the Acts of Congress "to require apparatus and operators for radio communication on certain ocean steamers" and "to regulate radio communication" and carry out the international radiotelegraphic convention, examine and settle international radio accounts, including personal services in the District of Columbia, and to employ such persons and means as may be necessary, traveling and subsistence expenses, purchase and exchange of instruments, technical books, tabulating, duplicating, and other office machinery and devices,

Available for field expenses.

Purchases.

*Proviso.*  
Restriction on maintenance, etc., of passenger vehicles.

Rent.

Printing and binding.

*Proviso.*  
Copy editors.

Patent Office printing.

Wireless communication on steam vessels. Enforcement of laws requiring.

Vol. 36, p. 629; Vol. 37, pp. 199, 1565.  
Vol. 44, p. 1164.

rent and all other miscellaneous items and necessary expenses not included in the foregoing, \$320,000, of which amount not to exceed \$52,460 may be expended for personal services in the District of Columbia.

Services in the District.

#### AIRCRAFT IN COMMERCE

Aircraft in Commerce.

Aircraft in commerce: To carry out the provisions of the Act approved May 20, 1926, entitled "An Act to encourage and regulate the use of aircraft in commerce, and for other purposes," including personal services in the District of Columbia (not to exceed \$193,760 for the fiscal year 1929) and elsewhere; rent in the District of Columbia and elsewhere; traveling expenses; contract stenographic reporting services; fees and mileage of witnesses; purchase of furniture and equipment; stationery and supplies, including medical supplies, typewriting, adding, and computing machines, accessories and repairs; maintenance, operation, and repair of motor-propelled passenger-carrying vehicles; purchase of not to exceed five airplanes, including accessories and spare parts, and maintenance, operation, and repair of airplanes, including accessories and spare parts; special clothing, wearing apparel, and similar equipment for aviation purposes; purchase of books of reference and periodicals; newspapers, reports, documents, plans, specifications, maps, manuscripts, and all other publications; and all other necessary expenses not included in the foregoing, \$702,000.

Services and all expenses.  
Vol. 44, p. 568.

Purchase of airplanes, accessories, etc.

Air-navigation facilities: For the establishment and maintenance of aids to air navigation, including the equipment of additional air-mail routes for day and night flying; the construction of necessary lighting, radio, and other signaling and communicating structures and apparatus; repairs, alterations, and all expenses of maintenance and operation; for personal services in the District of Columbia (not to exceed \$50,000) and elsewhere; purchase, maintenance, operation, and repair of motor-propelled, passenger-carrying vehicles, including their exchange; purchase of not to exceed five airplanes, including accessories and spare parts, maintenance, operation, and repair of airplanes, including accessories and spare parts and special clothing, wearing apparel, and suitable equipment for aviation purposes; and for the acquisition of the necessary sites by lease or grant, \$3,659,850: *Provided*, That no part of this appropriation shall be used for any purpose not authorized by the Air Commerce Act of 1926.

Air navigation facilities.  
Establishing and maintaining aids, mail routes, etc.

Services in the District.

Acquiring sites.

*Proviso.*  
Use restricted.  
Vol. 44, p. 568.

#### BUREAU OF FOREIGN AND DOMESTIC COMMERCE

Salaries: For the director and other personal services in the District of Columbia in accordance with the Classification Act of 1923, \$252,887.

Foreign and Domestic Commerce Bureau.

Director, and office personnel.

For carrying out the provisions of the Act approved March 3, 1927, to establish in the Bureau of Foreign and Domestic Commerce of the Department of Commerce a Foreign Commerce Service of the United States, including personal services in the District of Columbia and elsewhere, the compensation of a clerk or clerks for each commercial attaché at the rate of not to exceed \$3,000 per annum for each person so employed, rent outside the District of Columbia, telephone service, purchase of furniture and equipment, stationery and supplies, typewriting, adding, duplicating, and computing machines, accessories and repairs, law books, books of reference and periodicals, maps, reports, documents, plans, specifications, manuscripts, newspapers (foreign and domestic) not exceeding \$4,000, and all other publications, traveling expenses of officers and employees, ice and drinking water for office purposes, and all other incidental expenses not

Foreign Commerce Service.  
Expenses of.  
Vol. 44, p. 1394.

Clerks for commercial attachés.

Outside rent.

included in the foregoing, to be expended under the direction of the Secretary of Commerce, and under the following heads:

**Classification.**

Promoting commerce in Europe, etc.

**Promoting commerce in Europe and other areas:** Investigations in Europe and other areas for the promotion and development of the foreign commerce of the United States, \$859,143, of which amount not to exceed \$75,000 may be expended for personal services in the District of Columbia;

Services in the District.

Promoting commerce in Latin America.

**Promoting commerce in Latin America:** Investigations in Latin America for the promotion and development of the foreign commerce of the United States, \$458,817, of which amount not to exceed \$113,800 may be expended for personal services in the District of Columbia;

Services in the District.

Promoting commerce in the Far East.

**Promoting commerce in the Far East:** Investigations in the Far East for the promotion and development of the foreign commerce of the United States, \$365,000, of which amount not to exceed \$107,060 may be expended for personal services in the District of Columbia;

Services in the District.

Promoting commerce in Africa.

**Promoting commerce in Africa:** Investigations in Africa for the promotion and development of the foreign commerce of the United States, \$105,010, of which amount not to exceed \$17,000 may be expended for personal services in the District of Columbia.

Services in the District.

District and Cooperative Offices.

Maintenance of offices, outside rent, etc.

**District and Cooperative Office Service:** For all expenses necessary to operate and maintain district and cooperative offices, including personal services in the District of Columbia and elsewhere, rent outside of the District of Columbia, traveling and subsistence expenses of officers and employees, purchase of furniture and equipment, stationery and supplies, typewriting, adding, and computing machines, accessories and repairs, purchase of maps, books of reference and periodicals, reports, documents, plans, specifications, manuscripts, not exceeding \$800 for newspapers, both foreign and domestic, for which payment may be made in advance, and all other publications necessary for the promotion of the commercial interests of the United States, and all other incidental expenses not included in the foregoing, \$540,000, of which amount not to exceed \$21,500 may be expended for personal services in the District of Columbia: *Provided*, That the Secretary of Commerce may require as a condition for the opening of a new office or the continuation of an existing office that commercial organizations in the district affected provide suitable quarters without cost to the Government or at rentals at lower than prevailing rates. The Secretary may, at his discretion, refuse to open a new office or continue an existing office where such assistance from local commercial organizations is not provided.

Services in the District.

*Proviso.* Conditions on opening new offices.

Discretionary authority of the Secretary.

China Trade Act. Enforcement expenses.

Vol. 42, p. 849; Vol. 43, p. 995.

**Enforcement of China Trade Act:** To carry out the provisions of the Act entitled "China Trade Act, 1922," including personal services in the District of Columbia and elsewhere, traveling and subsistence expenses of officers and employees, purchase of furniture and equipment, stationery and supplies, typewriting, adding and computing machines, accessories and repairs, purchase of books of reference and periodicals, reports, documents, plans, specifications, maps, manuscripts, and all other publications; rent outside the District of Columbia; ice and drinking water for office purposes, and all necessary expenses not included in the foregoing, \$30,000, of which amount not to exceed \$10,820 may be expended for personal services in the District of Columbia: *Provided*, That payment in advance for telephone and other similar services under this appropriation is hereby authorized.

Outside rent.

Services in the District.

*Proviso.* Advance payments authorized.

Export industries. Investigating problems relating to.

**Export industries:** To enable the Bureau of Foreign and Domestic Commerce to investigate and report on domestic as well as foreign problems relating to the production, distribution, and marketing, in so far as they relate to the important export industries of the United States, including personal services in the District of Columbia not

Services in the District.

to exceed \$618,940, traveling and subsistence expenses of officers and employees, purchase of furniture and equipment, stationery and supplies, typewriting, adding, and computing machines, accessories and repairs, books of reference and periodicals, reports, documents, plans, specifications, manuscripts, and all other publications, rent outside District of Columbia, and all other incidental expenses connected therewith, \$875,000.

Outside rent.

Domestic commerce and raw-materials investigations: For all expenses, including personal services in the District of Columbia and elsewhere, purchase of books of reference and periodicals, furniture and equipment, stationery and supplies, typewriting, adding, and computing machines, accessories and repairs, medical supplies and first-aid outfits, reports, documents, plans, specifications, manuscripts, maps, and all other publications, rent outside of the District of Columbia, traveling and subsistence expenses of officers and employees, and all other incidental expenses not included in the foregoing, to enable the Bureau of Foreign and Domestic Commerce to collect and compile information regarding the disposition and handling of raw materials and manufactures within the United States; and to investigate the conditions of production and marketing of foreign raw materials essential for American industries, \$290,000, of which amount not to exceed \$121,520 may be expended for personal services in the District of Columbia.

Domestic raw materials and manufactures.

Compiling data as to disposition of, etc.

Outside rent.

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, including personal services in the District of Columbia and elsewhere; rent of or purchase of tabulating, punching, sorting, and other mechanical labor-saving machinery or devices, including adding, typewriting, billing, computing, mimeographing, multigraphing, photostat, and other duplicating machines and devices, including their exchange and repair; telegraph and telephone service; subsistence and traveling expenses of officers and employees while traveling on official business; freight, express, drayage; tabulating cards, stationery, and miscellaneous office supplies; books of reference, and periodicals; furniture and equipment; ice, water, heat, light, and power; street-car fare; and all other necessary and incidental expenses not included in the foregoing, \$335,000, of which amount not to exceed \$30,000 may be expended for personal services in the District of Columbia.

Foreign raw materials.

Services in the District.

Customs statistics.

Expenses of collecting, compiling, etc.  
Vol. 42, p. 1109.

Services in the District.

Lists of foreign buyers: For all necessary expenses, 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, lists of foreign buyers, books of reference, periodicals, reports, documents, plans, specifications, rent outside of the District of Columbia, traveling and subsistence expenses of officers and employees, and all other incidental expenses not included in the foregoing, to enable the Bureau of Foreign and Domestic Commerce to collect and compile lists of foreign buyers, \$45,000, of which amount not to exceed \$34,640 may be expended for personal services in the District of Columbia: *Provided*, That the Secretary of Commerce may make such charges as he deems reasonable for lists of foreign buyers, special statistical services, special commodity news bulletins, and World Trade Directory Reports, and the amounts collected therefrom shall be deposited in the Treasury as "Miscellaneous receipts."

Directory of Foreign buyers.

Expenses of compiling.

Outside rent.

Services in the District.

*Proviso.*  
Charges authorized.

Investigation of foreign trade restrictions: For all necessary expenses, 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

Foreign trade restrictions.

Expenses of collecting, compiling, etc., information as to.

Outside rent.	repairs, books of reference and periodicals, reports, documents, plans, specifications, manuscripts, and all other publications, rent outside of the District of Columbia, traveling and subsistence expenses of officers and employees, and all other incidental expenses not included in the foregoing, to enable the Bureau of Foreign and Domestic Commerce to collect and compile information regarding the restrictions and regulations of trade imposed by foreign countries, \$50,000, of which amount not to exceed \$49,000 may be expended for personal services in the District of Columbia.
Services in the District.	Transportation and interment of remains of officers and employees: For defraying the expenses of transporting the remains of officers and employees of the Bureau of Foreign and Domestic Commerce who may die abroad or in transit, while in the discharge of their official duties, to their former homes in this country for interment, and for the ordinary expenses of such interment at their post or at home, \$1,500.
Bringing home remains of officers dying abroad.	Transportation of families and effects of officers and employees: To pay the itemized and verified statements of the actual and necessary expenses of transportation and subsistence, under such regulations as the Secretary of Commerce may prescribe, of families and effects of officers and employees of the Bureau of Foreign and Domestic Commerce in going to and returning from their posts, or when traveling under the order of the Secretary of Commerce, \$50,000: <i>Provided</i> , That no part of said sum shall be paid for transportation on foreign vessels without a certificate from the Secretary of Commerce that there are no American vessels on which such officers and clerks may be transported at rates not in excess of those charged by foreign vessels.
Transportation of families and effects.	
Paying officers, etc., for expenses in going or returning to posts.	
<i>Proviso.</i> Restriction on using foreign vessels.	
Expenses of attending at meetings, etc., authorized.	Appropriations herein made for the Bureau of Foreign and Domestic Commerce shall be available 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 by showing of maps, charts, and graphs at such meetings, when incurred on the written authority of the Secretary of Commerce.

## Census Bureau.

## BUREAU OF THE CENSUS

Director, and office personnel.	Salaries: For the director and other personal services in the District of Columbia in accordance with the Classification Act of 1923, \$1,010,000.
Collecting information for reports.	Collecting statistics: For securing information for census reports, provided for by law, semimonthly reports of cotton production, periodical reports of stocks of baled cotton in the United States and of the domestic and foreign consumption of cotton; quarterly reports of tobacco; per diem compensation of special agents and expenses of same and of detailed employees, whether employed in Washington, District of Columbia, or elsewhere; the cost of transcribing State, municipal, and other records; temporary rental of quarters outside of the District of Columbia; for supervising special agents, and employment by them of such temporary service as may be necessary in collecting the statistics required by law, including \$15,000 for collecting tobacco statistics authorized by law in addition to any other fund available therefor, and including not to exceed \$5,000 for the employment by contract of personal services for the preparation of monographs on census subjects: <i>Provided</i> , That the compensation of not to exceed ten special agents provided for in this paragraph may be fixed at a rate not to exceed \$8 per day, \$875,000, of which amount not to exceed \$350,000 may be expended for personal services in the District of Columbia, including temporary employees who may be appointed under the civil-service rules at per diem rates to
Cotton and tobacco.	
Vital statistics.	
Tobacco statistics.	
<i>Provisos.</i> Pay restriction.	
Services in the District. Temporary employees.	

be fixed by the Director of the Census without regard to the provisions of the Classification Act, for the purpose of assisting in periodical inquiries: *Provided*, That temporary employees of the Bureau of the Census may be allowed leave of absence with pay at the rate of two and one-half days a month.

Leaves of absence, temporary employees.

Appropriations herein made for the Bureau of the Census shall be available in an amount not to exceed \$2,000 for expenses of attendance at meetings concerned with the collection of statistics, when incurred on the written authority of the Secretary of Commerce.

Attendance at meetings authorized.

Tabulating machines: For constructing tabulating machines, and repairs to such machinery and other mechanical appliances, including technical, mechanical, and other service in connection therewith, whether in the District of Columbia or elsewhere, and purchase of necessary machinery and supplies, \$53,200, of which not to exceed \$45,000 may be expended for personal services in the District of Columbia.

Tabulating machines, etc.

Fifteenth Decennial Census: For salaries of employees in the District of Columbia and elsewhere, including temporary employees who may be appointed by the Director of the Census under the civil-service rules for any period not to exceed June 30, 1932, at per diem rates to be fixed by the Director of the Census without regard to the provisions of the Classification Act; traveling expenses, materials, supplies, equipment, and services, purchase and exchange of books, tabulation cards, typewriters, calculating machines, punch machines, and other office appliances, including their repair and maintenance; rent of buildings and rent and purchase of equipment outside the District of Columbia, \$110,000, of which amount not to exceed \$10,000 may be expended for personal services in the District of Columbia.

Services in the District.

Fifteenth Decennial census. Preliminary expenses for collecting.

Rent, etc. Services in the District.

STEAMBOAT INSPECTION SERVICE

Salaries: For the Supervising Inspector General and other personal services in the District of Columbia in accordance with the Classification Act of 1923, \$31,060.

Steamboat Inspection Service.

Supervising Inspector General, and office personnel.

Steamboat inspectors: For eleven supervising inspectors; inspectors of hulls and inspectors of boilers; assistant inspectors, as authorized by law, for the following ports: New York, thirty-three; Pittsburgh, one; New Orleans, six; Baltimore, eight; Providence, four; Boston, six; Philadelphia, fourteen; San Francisco, twelve; Buffalo, six; Cleveland, six; Milwaukee, four; Chicago, four; Grand Haven, two; Detroit, four; Norfolk, eight; Seattle, twelve; Portland (Oregon), four; Albany, two; Portland (Maine), two; Los Angeles, four; Galveston, two; Mobile, two; Savannah, two; Toledo, two; and six traveling inspectors; in all, \$787,800.

Inspectors. Assistants at designated ports.

Clerk hire, Steamboat Inspection Service: For compensation of clerks to boards of steamboat inspectors, to be appointed by the Secretary of Commerce in accordance with the provisions of law, \$147,200.

Clerk hire. Contingent expenses.

Contingent expenses: For the payment of fees to witnesses; for traveling and other expenses when on official business of the Supervising Inspector General, Deputy Supervising Inspector General, supervising inspectors, traveling inspectors, local and assistant inspectors, and clerks; for instruments, furniture, stationery, street-car fares not to exceed \$25, janitor service, and every other thing necessary to carry into effect the provisions of title 46, chapter 14, page 1488, United States Code, \$148,000.

U. S. Code, pp. 1488-1496.

BUREAU OF NAVIGATION

Salaries: For the commissioner and other personal services in the District of Columbia in accordance with the Classification Act of 1923, \$66,900.

Navigation Bureau.

Commissioner, and office personnel.

Admeasurement of vessels.	Admeasurement of vessels: To enable the Commissioner of Navigation to secure uniformity in the admeasurement of vessels, including the employment of an adjuster of admeasurements, purchase and exchange of admeasuring instruments, traveling and incidental expenses, \$5,500.
Motor boats to enforce navigation laws.	Enforcement of navigation laws: To enable the Secretary of Commerce to provide and operate such motor boats and employ thereon such persons as may be necessary for the enforcement, under his direction, of laws relating to navigation and inspection of vessels, boarding of vessels, and counting of passengers on excursion boats, including insignia, braid, and chin straps, and coats, caps, and aprons, for stewards' departments on vessels, \$89,000.
Preventing overcrowding of vessels.	Preventing overcrowding of passenger vessels: To enable the Secretary of Commerce to employ, temporarily, such persons as may be necessary, of whom not more than two at any one time may be employed in the District of Columbia, to enforce the laws to prevent overcrowding of passenger and excursion vessels, and all expenses in connection therewith, \$18,840.
Shipping commissioners.	Shipping commissioners: For salaries of shipping commissioners, \$42,600.
Clerk hire.	Clerk hire: For compensation, to be fixed by the Secretary of Commerce, to each person or clerk in the offices of shipping commissioners, \$97,260.
Contingent expenses.	Contingent expenses: For rent, stationery, and other requisites for transaction of the business of shipping commissioners' offices, and for janitor in the commissioner's office at New York; in all, \$10,780.
Standards Bureau	<b>BUREAU OF STANDARDS</b>
Director, and office personnel.	Salaries: For the director and other personal services in the District of Columbia in accordance with the Classification Act of 1923, \$595,000.
Equipment.	Equipment: For apparatus, machinery, tools, and appliances used in connection with buildings or work of the bureau, typewriters, adding machines, and other labor-saving devices, laboratory supplies, materials, and supplies used in the construction of apparatus, machinery, or other appliances, including their exchange; piping, wiring, and construction incident to the installation of apparatus, machinery, or appliances; furniture for laboratories and offices, cases for apparatus, \$88,000, including \$18,000 for repairs and necessary alterations to buildings.
Repairs to buildings.	
General expenses.	General expenses: For fuel for heat, light, and power; office expenses, stationery, cleaning and toilet supplies, books and periodicals, which may be exchanged when not needed for permanent use; traveling expenses (including expenses of attendance upon meetings of technical and professional societies when required in connection with standardization, testing, or other official work of the bureau when incurred on the written authority of the Secretary); street-car fares not exceeding \$100; expenses of the visiting committee; expenses of attendance of American member at the meeting of the International Committee of Weights and Measures; purchase of gloves, goggles, rubber boots, and aprons; supplies for operation, maintenance, and repair of passenger automobiles and motor trucks for official use, including their exchange; and contingencies of all kinds, \$69,855.
Attendance at technical, etc., meetings.	
International Committee on Weights and Measures.	
Care, etc., of grounds.	Improvement and care of grounds: For grading, construction of roads and walks, piping grounds for water supply, lamps, wiring for lighting purposes, and other expenses incident to the improvement and care of grounds, including foreman and laborers in the District of Columbia, \$13,000, of which amount not to exceed \$9,180 may be expended for personal services in the District of Columbia.



Testing structural materials: For continuation of the investigation of structural materials, such as stone, clays, cement, and so forth, including personal services in the District of Columbia and in the field, \$250,000, of which amount not to exceed \$199,000 may be expended for personal services in the District of Columbia: *Provided*, That as much of this sum as necessary shall be used to collect and disseminate such scientific, practical, and statistical information as may be procured, showing or tending to show approved methods in building, planning, and construction, standardization, and adaptability of structural units, including building materials and codes, economy in the manufacture and utilization of building materials and supplies, and such other matters as may tend to encourage, improve, and cheapen construction and housing.

Structural materials investigations.

Services in the District.

*Proviso.*  
Disseminating information as to housing, etc.

Testing machines: For maintenance and operation of testing machines, including personal services in connection therewith in the District of Columbia and in the field, for the determination by the Bureau of Standards of the physical constants and the properties of materials as authorized by law, \$38,000, of which amount not to exceed \$34,020 may be expended for personal services in the District of Columbia.

Testing machines for physical constants.

Investigation of fire-resisting properties: For investigation of fire-resisting properties of building materials and conditions under which they may be most efficiently used, and for the standardization of types of appliances for fire prevention, including personal services in the District of Columbia and in the field, \$28,100, of which amount not to exceed \$22,640 may be expended for personal services in the District of Columbia.

Fire-resisting building materials.

Investigation of public-utility standards: For investigation of the standards of practice and methods of measurements of public utilities, such as gas, electric light, electric power, water, telephone, central station heating, and electric railway service, and the solution of the problems which arise in connection with standards in such service, including personal services in the District of Columbia and in the field, \$100,000, of which amount not to exceed \$90,000 may be expended for personal services in the District of Columbia.

Measurement, etc., of public utility standards.

Testing miscellaneous materials: For testing miscellaneous materials, such as varnish materials, soap materials, inks, and chemicals, including supplies for the Government departments and independent establishments, including personal services in the District of Columbia and in the field, as authorized by law, \$44,000, of which amount not to exceed \$42,000 may be expended for personal services in the District of Columbia.

Testing miscellaneous materials.

Radio research: For investigation and standardization of methods and instruments employed in radio communication, including personal services in the District of Columbia and in the field, \$49,800, of which amount not to exceed \$47,200 may be expended for personal services in the District of Columbia.

Radio standardization.

Color standardization: To develop color standards and methods of manufacture and of color measurements, with special reference to their industrial use in standardization and specification of colorants such as dyestuffs, inks, and pigments, and other products, paint, paper, and textiles, in which color is a pertinent property, including personal services in the District of Columbia and in the field, \$10,000, of which amount not to exceed \$9,200 may be expended for personal services in the District of Columbia.

Industrial color standardization.

Investigation of clay products: To study methods of measurement and technical processes used in the manufacture of pottery, brick, tile, terra cotta, and other clay products, and the study of the properties of the materials used in that industry, including personal

Clay products processes.

services in the District of Columbia and in the field, \$47,000, of which amount not to exceed \$21,500 may be expended for personal services in the District of Columbia.

**Mechanical appliances.**

Testing mechanical, hydraulic, and aeronautic devices, etc.

Standardizing mechanical appliances: To develop methods of testing and standardizing machines, motors, tools, measuring instruments, and other apparatus and devices used in mechanical, hydraulic, and aeronautic engineering; for the comparative study of types of apparatus and methods of operation, and for the establishment of standards of performance; for the accurate determination of fundamental physical constants involved in the proper execution of this work; and for the scientific experiments and investigations needed in solving the problems which may arise in connection therewith, especially in response to the requirements of aeronautics and aviation for information of a purely scientific nature, including personal services in the District of Columbia and in the field, \$27,800, of which amount not to exceed \$25,580 may be expended for personal services in the District of Columbia.

**Optical glass production problems.**

Investigation of optical and other types of glass: For the investigation of the problems involved in the production of optical and other types of glass, including personal services in the District of Columbia and in the field, \$25,520, of which amount not to exceed \$22,000 may be expended for personal services in the District of Columbia.

**Textiles, paper, etc., standardization.**

Investigation of textiles: To investigate textiles, paper, leather, and rubber in order to develop standards of quality and methods of measurement, including personal services in the District of Columbia and in the field, \$50,700, of which amount not to exceed \$43,240 may be expended for personal services in the District of Columbia.

**Sugar standardization.**

Sugar standardization: For the standardization and design of sugar-testing apparatus; the development of technical specifications for the various grades of sugars, especially involving the standardization and manufacture of sugars; for the study of the technical problems incidental to the collection of the revenue on sugar and to determine the fundamental scientific constants of sugars and other substances; for the standardization and production of rare and unusual types of sugars required for the medical service of the Government departments; and for other technical and scientific purposes, including personal services in the District of Columbia and in the field, \$53,160, of which amount not to exceed \$48,670 may be expended for personal services in the District of Columbia.

**Rare and unusual types.**

Gauge standardization: To provide by cooperation of the Bureau of Standards, the War Department, and the Navy Department for the standardization and testing of the standard gauges, screw threads, and standards required in manufacturing throughout the United States, and to calibrate and test such standard gauges, screw threads, and standards, including necessary equipment and personal services in the District of Columbia and in the field, \$38,320, of which amount not to exceed \$36,180 may be expended for personal services in the District of Columbia.

**Gauges and screw threads. Cooperative standardization of, etc.**

**Coal weighing, etc., at mines.**

Investigation of mine scales and cars: For investigating the conditions and methods of use of scales and mine cars used for weighing and measuring coal dug by miners, for the purpose of determining wages due, and of conditions affecting the accuracy of the weighing or measuring of coal at the mines, including personal services in the District of Columbia and in the field, \$12,800, of which amount not to exceed \$9,600 may be expended for personal services in the District of Columbia.

**Metallurgical research.**

Metallurgical research: For metallurgical research, including alloy steels, foundry practice, and standards for metals and sands; casting, rolling, forging, and the properties of aluminum alloys; prevention

of corrosion of metals and alloys; development of metal substitutes, as for platinum; behavior of bearing metals; preparation of metal specifications; investigation of new metallurgical processes and study of methods of conservation in metallurgical manufacture and products; investigation of materials used in the construction of rails, wheels, axles, and other railway equipment, and the cause of their failure, including personal services in the District of Columbia and in the field, \$48,140, of which amount not to exceed \$44,600 may be expended for personal services in the District of Columbia.

Railway equipment.

High temperature investigations: For laboratory and field investigations of suitable methods of high temperature measurements and control in various industrial processes and to assist in making available directly to the industries the results of the bureau's investigations in this field, including personal services in the District of Columbia and in the field, \$9,740, of which amount not to exceed \$8,460 may be expended for personal services in the District of Columbia.

High temperature measurements.

Sound investigation: For the investigation of the principles of sound and their application to military and industrial purposes, including personal services in the District of Columbia and in the field, \$10,580, of which amount not to exceed \$9,700 may be expended for personal services in the District of Columbia.

Sound investigation.

Industrial research: For technical investigations in cooperation with the industries upon fundamental problems involved in industrial development, with a view to assisting in the permanent establishment of new American industries, including personal services in the District of Columbia and elsewhere, \$190,000, of which amount not to exceed \$180,390 may be expended for personal services in the District of Columbia.

Industrial research cooperative investigations.

Testing railroad track and other scales: For investigation and testing of railroad track scales, elevator scales, and other scales used in weighing commodities for interstate shipments and to secure equipment and assistance for testing the scales used by the Government in its transactions with the public, such as post office, navy yard, and customhouse scales, and for the purpose of cooperating with the States in securing uniformity in the weights and measures laws and in the methods of inspection, including personal services in the District of Columbia and in the field, \$47,000, of which amount not to exceed \$25,460 may be expended for personal services in the District of Columbia.

Testing large scales, etc.

Standardization of equipment: To enable the Bureau of Standards to cooperate with Government departments, engineers, and manufacturers in the establishment of standards, methods of testing, and inspection of instruments, equipment, tools, and electrical and mechanical devices used in the industries and by the Government, including the practical specification for quality and performance of such devices, and the formulation of methods of inspection, laboratory, and service tests, including personal services in the District of Columbia and in the field, \$180,000, of which amount not to exceed \$156,640 may be expended for personal services in the District of Columbia.

Cooperative standardization of industrial devices, etc.

Standard materials: For purchase, preparation, analysis, and distribution of standard materials to be used in checking chemical analyses and in the testing of physical measuring apparatus, including personal services in the District of Columbia and in the field, \$10,000, of which amount not to exceed \$8,000 may be expended for personal services in the District of Columbia.

Standards for checking chemical analyses.

Investigation of radioactive substances and X rays: For an investigation of radioactive substances and the methods of their measure-

Radioactive substances and X-rays investigations.

ments and testing; for investigations relative to the development of standard specifications for X-ray equipment and operation; for the investigation of the hazards of X-ray practice; for the testing and standardization of X-ray protective materials; for the standardization and design of X-ray testing equipment; for the determination of fundamental physical constants essential to X-ray diagnosis and therapy to X-ray analysis of materials and to other technical and scientific applications, including personal services in the District of Columbia and in the field, \$29,540, of which amount not to exceed \$22,180 may be expended for personal services in the District of Columbia.

Utilizing waste products from the land.

Utilization of waste products from the land: For the survey of the possibilities of the industrial utilization of waste products from the land, including cooperation with colleges, other institutions and manufacturers, including personal services in the District of Columbia and in the field, \$50,000, of which amount not to exceed \$41,000 may be expended for personal services in the District of Columbia.

Automotive engines investigations, etc.

Investigation of automotive engines: For the promotion of economy and efficiency in automotive transportation by land and by air through investigations of the basic principles underlying the design, performance, operation, and testing of automotive engines, their fuels, lubricants, accessories, and the power transmitting system used in connection with them, also such elements as brakes and brake linings; to promote economy in the use of liquid fuels and safety in vehicular traffic, including personal services in the District of Columbia and in the field, \$25,000, of which amount not to exceed \$20,680 may be expended for personal services in the District of Columbia.

Dental materials investigations.

Investigation of dental materials: To investigate the physical and chemical properties of dental materials, including the method of their application and the causes of deterioration of such materials in service, for the purpose of developing standards of quality and standard methods of test, including personal services in the District of Columbia and in the field, \$5,000, of which amount not to exceed \$4,500 may be expended for personal services in the District of Columbia.

Power-plant equipment.

Purchase, installing, etc., new plant, etc.

Power-plant equipment, Bureau of Standards: For the purchase and installation of new power and heating plant equipment, together with such auxiliary equipment as may be necessary, the moving and installing of equipment on hand, and the tie-in with the present heat and power systems, including contract labor and personal services in the District of Columbia, \$100,000.

Cooperative work with departments, etc., in scientific investigations, etc.

During the fiscal year 1929 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 Standards on scientific investigations within the scope of the functions of that bureau, and which the 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 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 Bureau of Standards for the performance of work for the department or establishment from which the transfer is made, including, where necessary, compensation for personal services in the District of Columbia and in the field.

Transfer of funds to credit of Bureau.

Appropriations herein made for the Bureau of Standards shall be available for expenses of attendance at meetings concerned with standardization and research, or either, when incurred on the written authority of the Secretary of Commerce.

Attendance at technical meetings authorized.

BUREAU OF LIGHTHOUSES

Lighthouses Bureau.

Salaries: For the commissioner and other personal services in the District of Columbia in accordance with the Classification Act of 1923, \$94,250.

Commissioner, and office personnel.

General expenses: For supplies, including replacement of and necessary additions to existing equipment, repairs, maintenance, and incidental expenses of lighthouses and other lights, beacons, buoyage, fog signals, lighting of rivers heretofore authorized to be lighted, light vessels, other aids to navigation, and lighthouse tenders, including the establishment, repair, and improvement of beacons and day marks, and purchase of land for same; establishment of post lights, buoys, submarine signals, and fog signals; establishment of oil or carbide houses, not to exceed \$10,000: *Provided*, That any oil or carbide house erected hereunder shall not exceed \$1,000 in cost; construction of necessary outbuildings at a cost not exceeding \$1,000 at any one light station in any fiscal year; improvement of grounds and buildings connected with light stations and depots; restoring light stations and depots and buildings connected therewith: *Provided further*, That such restoration shall be limited to the original purpose of the structures; wages of persons attending post lights; temporary employees and field force while engaged on works of general repair and maintenance, and laborers and mechanics at lighthouse depots; rations and provisions or commutation thereof for working parties in the field, officers and crews of light vessels and tenders, and officials and other authorized persons of the Lighthouse Service on duty on board of such tenders or vessels, and money accruing from commutation for rations and provisions for the above-named persons on board of tenders and light vessels or in working parties in the field may be paid on proper vouchers to the person having charge of the mess of such vessel or party; not exceeding \$2,000 for packing, crating, and transporting personal household effects of employees when transferred from one official station to another for permanent duty; purchase of rubber boots, oilskins, rubber gloves, and coats, caps, and aprons for stewards' departments on vessels; reimbursement under rules prescribed by the Secretary of Commerce of keepers of light stations and masters of light vessels and of lighthouse tenders for rations and provisions and clothing furnished shipwrecked persons who may be temporarily provided for by them, not exceeding in all \$5,000 in any fiscal year; fuel, light, and rent of quarters where necessary for keepers of lighthouses; purchase of land sites for fog signals; rent of necessary ground for all such lights and beacons as are for temporary use or to mark changeable channels and which in consequence can not be made permanent; rent of offices, depots, and wharves; traveling expenses, including travel for the examinations authorized by the Act entitled "An Act to provide for retirement for disability in the Lighthouse Service," approved March 4, 1925; mileage; library books for light stations and vessels, and technical books and periodicals not exceeding \$1,000; traveling and subsistence expenses of teachers while actually employed by States or private persons to instruct the children of keepers of lighthouses; all other contingent expenses of district offices and depots, including the purchase of provisions for sale to lighthouse keepers at isolated stations, and the appropriation reimbursed, and not exceeding \$8,500 for contingent

General expenses.

Objects specified.

Oil, etc., houses.

Provisos. Limit for buildings.

Restoring stations, etc.

Limitation.

Rations, etc.

Relief of shipwrecked persons.

Purchase, etc., of land sites.

Traveling expenses.

Retirement examinations. Vol. 43, p. 1261.

Contingent expenses.

expenses of the office of the Bureau of Lighthouses in the District of Columbia, \$4,275,000.

Keepers.

Keepers of lighthouses: For salaries of not exceeding one thousand eight hundred lighthouse and fog-signal keepers and persons attending lights, exclusive of post lights, \$1,950,000.

Officers and crews of vessels.

Lighthouse vessels: For salaries and wages of officers and crews of light vessels and lighthouse tenders, including temporary employment when necessary, \$2,282,700.

Superintendents, clerks in the field, etc.

Superintendents, clerks, and so forth: For salaries of seventeen superintendents of lighthouses, and of assistant superintendents, clerks, draftsmen, and other authorized permanent employees in the district offices and depots of the Lighthouse Service, exclusive of those regularly employed in the office of the Bureau of Lighthouses, District of Columbia, \$576,300.

Retired pay.

Retired pay: For retired pay of officers and employees engaged in the field service or on vessels of the Lighthouse Service, except persons continuously employed in district offices and shops, \$245,000.

Public works. Vessels.

Public works: For constructing or purchasing and equipping lighthouse tenders and light vessels for the Lighthouse Service as may be specifically approved by the Secretary of Commerce not to exceed \$1,100,000; and for establishing and improving aids to navigation and other works as may be specifically approved by the Secretary of Commerce, \$622,000; in all, \$1,722,000.

Aids to navigation.

Coast and Geodetic Survey.

#### COAST AND GEODETIC SURVEY

All expenses.

For every expenditure requisite for and incident to the work of the Coast and Geodetic Survey, including maintenance, repair, exchange, and operation of motor-propelled or horse-drawn vehicles for use in field work, purchase of motor cycles with side cars, including their exchange, not to exceed \$1,000, surveying instruments, rubber boots, canvas and rubber gloves, goggles, and caps, coats, and aprons for stewards' departments on vessels, extra compensation at not to exceed \$1 per day for each station to employees of the Lighthouse Service and the Weather Bureau while observing tides or currents, 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, commutation to officers of the field force while on field duty, at a rate not exceeding \$3 per day each, to be expended in accordance with the regulations relating to the Coast and Geodetic Survey prescribed by the Secretary of Commerce, and under the following heads:

Distribution.

Field expenses. Atlantic and Gulf coasts.

Field expenses, Atlantic coast: For surveys and necessary resurveys of the Atlantic and Gulf coasts of the United States, including the coasts of outlying islands under the jurisdiction of the United States, \$122,420: *Provided*, That not more than \$45,000 of this amount shall be expended on the coasts of said outlying islands and the Atlantic entrance to the Panama Canal.

*Proriso.* Outlying islands, etc.

Pacific coast.

Pacific coast: For surveys and necessary resurveys of coasts on the Pacific Ocean under the jurisdiction of the United States, including not to exceed \$3,000 for construction of temporary shelter for the care of equipment and housing of personnel, \$315,640.

Physical hydrography researches.

Tides, currents, and so forth: For continuing researches in physical hydrography, relating to harbors and bars, and for tidal and current observations on the coasts of the United States, or other coasts under the jurisdiction of the United States, \$26,000.

Coast Pilot.

Coast Pilot: For compilation of the Coast Pilot, including the employment of such pilots and nautical experts, and stenographic help in the field and office as may be necessary for the same, \$6,500.

**Magnetic 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 as may be necessary, \$50,000.

Magnetic and seismological investigations.

**Federal, boundary, and State surveys:** For continuing the lines of exact levels between the Atlantic, Pacific, and Gulf coasts; determining geographic positions by triangulation and traverse for the control of Federal, State, boundary, county, city, and other surveys and engineering works in all parts of the United States; determining field astronomic positions and the variation of latitude, including the maintenance and operation of the latitude observatory at Ukiah, California, not exceeding \$2,500; 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, \$88,000.

Federal, State, etc., surveys.

Determining lines of exact levels.

Observatory at Ukiah, Calif.

Alaska observations.

For executing precise triangulation and leveling in regions subject to earthquakes, \$10,000;

Earthquake regions.

For special surveys that may be required by the Bureau of Lighthouses or other proper authority, and contingent expenses incident thereto, \$3,000;

Special surveys.

For objects not hereinbefore named that may be deemed urgent, including the preparation or purchase of plans and specifications of vessels and the employment of such hull draftsmen in the field and office as may be necessary for the same; the reimbursement, under rules prescribed by the Secretary of Commerce, of officers of the Coast and Geodetic Survey for food, clothing, medicines, and other supplies furnished for the temporary relief of distressed persons in remote localities and to shipwrecked persons temporarily provided for by them, not to exceed a total of \$550; actual necessary expenses of officers of the field force temporarily ordered to the office in the District of Columbia for consultation with the director and not exceeding \$1,000 for the expenses of the attendance of representatives of the Coast and Geodetic Survey who may be designated as delegates from the United States at the meetings of the International Research Council or of its branches and of the International Hydrographic Bureau, \$4,000.

Miscellaneous.

Relieving shipwrecked persons, etc.

**Vessels:** For repairs of vessels, including traveling expenses of persons inspecting the repairs, and exclusive of engineer's supplies and other ship chandlery, \$80,000.

Attending International Research Council, etc.

Vessels. Repairs, etc.

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, \$650,000.

Equipment employees.

**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, with relative rank of captain, two hydrographic and geodetic engineers with relative rank of captain, seven hydrographic and geodetic engineers with relative rank of commander, nine hydrographic and geodetic engineers with relative rank of lieutenant commander, thirty-eight hydrographic and geodetic engineers with relative rank of lieutenant, fifty-five junior hydrographic and geodetic engineers with relative rank of lieutenant (junior grade), twenty-nine aids

Pay, etc., commissioned officers.

*Proviso.*  
 Assistant Director. with relative rank of ensign, and including officers retired in accordance with existing law, \$490,000: *Provided*, That the Secretary of Commerce may designate one of the hydrographic and geodetic engineers to act as assistant director.

Office personnel. Office force: For personal services in the District of Columbia in accordance with the Classification Act of 1923, \$446,520.

Office expenses. 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 drawing 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 charts and printing from stone and copper for immediate use; stationery for office and field parties; transportation of instruments and supplies when not charged to party expenses; office wagon and horses or automobile truck; heating, lighting, and power; telephones, including operation of switchboard; telegrams, ice, and washing; office furniture, repairs, traveling expenses of officers and others employed in the office sent on special duty in the service of the office; miscellaneous expenses, contingencies of all kinds, not exceeding \$90 for street-car fares, \$64,500.

Subsistence allowance restricted. Appropriations herein made 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.

Fisheries Bureau.

BUREAU OF FISHERIES

Commissioner, and office personnel. Commissioner's office: For the commissioner and other personal services in the District of Columbia in accordance with the Classification Act of 1923, \$167,778.

Pay of field employees. For pay of employees in the field, as follows: Alaska service, \$49,210; employees at large, \$47,730; distribution (car) employees, \$33,600; employees at fish-cultural stations, \$266,900; employees at fish-rescue station, Mississippi River Valley, \$19,600; employees at biological stations, \$40,860; for pay of officers and employees for the vessels of the Atlantic coast, \$42,800; for officers and crew of vessels for Alaska Fisheries Service, \$78,870; in all, \$579,570.

Vessel employees. Administration expenses. Administration: For expenses of the office of the commissioner, including stationery, scientific and reference books, periodicals and newspapers for library, furniture and equipment, telegraph and telephone service, street-car fares not exceeding \$150, compensation of temporary employees, and all other necessary expenses connected therewith, \$4,400.

Propagation expenses. Propagation of food fishes: For maintenance, repair, alteration, improvement, equipment, and operation of fish-cultural stations, including not to exceed \$4,000 to be made immediately available for the construction of trout nursery ponds at Mammoth Springs in Yellowstone National Park, general propagation of food fishes and their distribution, including movement, maintenance, and repairs of cars, purchase of equipment (including rubber boots and oilskins) and apparatus, contingent expenses, temporary labor, and not to exceed \$10,000 for propagation and distribution of fresh-water mussels and the necessary expenses connected therewith, \$503,000.

Yellowstone Park trout nursery. Leadville, Colo., auxiliary station. Vol. 44, p. 1215. The appropriation of \$30,000 for the fiscal year 1928 for a fish-cultural station as an auxiliary to the station at Leadville, Colorado, is continued available for such purposes during the fiscal year 1929.



The appropriation of \$30,000 for the fiscal year 1928 for a fish-cultural station as an auxiliary to the Warm Springs, Georgia, station shall continue available for such purposes during the fiscal year 1929.

Warm Springs, Ga.,  
auxiliary station to.  
Vol. 44, p. 1215.

The appropriation of \$35,000 for the fiscal year 1928 for a fish-cultural station in the State of Nebraska as an auxiliary to the fish-cultural station at Spearfish, South Dakota, is continued available for such purposes during the fiscal year 1929.

Spearfish, S. Dak.,  
auxiliary station to, in  
Nebraska.  
Vol. 44, p. 1215.

The appropriation of \$35,000 for the fiscal year 1928 for a fish-cultural station in the State of Oklahoma as an auxiliary to the fish-cultural station at Neosho, Missouri, shall continue available for such purpose during the fiscal year 1929.

Neosho, Mo., aux-  
iliary station to, in  
Oklahoma.  
Vol. 44, p. 1215.

Fish hatchery, Wyoming: For construction, repair, and improvements to buildings, ponds, and water supply at the Saratoga, Wyoming, fish-cultural station and its collecting stations and for the purchase of equipment, \$18,000.

Saratoga, Wyo., fish  
hatchery.  
Construction, etc.

Fish hatchery, Northville, Michigan: For construction, repairs, and improvements to buildings, ponds, grounds, and water supply at the Northville, Michigan, fish-cultural station and its substations, the purchase of equipment, including boats, and for the acquisition of land, \$25,000.

Northville, Mich.,  
fish hatchery.  
Construction, etc.  
Post, p. 1129.

Transfer of Bryans Point station: For the transfer of the fish-cultural station at Bryans Point, Maryland, now on leased property, to land at Fort Humphreys, owned by the Government, and the establishment of a fish-cultural station at that point, \$8,000, to be made immediately available.

Bryans Point, Md.  
Transfer of fish cul-  
tural station to Fort  
Humphreys, Va., from.

Biological station, Beaufort, North Carolina: For construction, repair, alteration, and improvements to buildings, wharves, grounds, and water supply and for equipment at the Beaufort, North Carolina, biological station, \$20,000.

Beaufort, N. C.,  
biological station.  
Construction, re-  
pairs, etc.

Maintenance of vessels: For maintenance of vessels and launches, including purchase and repair of boats, apparatus, machinery, and other facilities required for use with the same, hire of vessels, and all other necessary expenses in connection therewith including not to exceed \$1,000 for the purchase of plans and specifications for vessels or for contract personal services for the preparation thereof, and money accruing from commutation of rations and provisions on board vessels may be paid on proper vouchers to the persons having charge of the mess of such vessels, \$152,500, and \$10,000 shall be immediately available for the procurement of supplies and equipment required for shipment to the Pribilof Islands for the service of the fiscal year 1929.

Vessels.  
Maintenance, etc.

Commutation of rations (not to exceed \$1 per day) may be paid to officers and crews of vessels of the Bureau of Fisheries during the fiscal year 1929 under regulations prescribed by the Secretary of Commerce.

Commutation of ra-  
tions.

Inquiry respecting food fishes: For inquiry into the causes of the decrease of food fishes in the waters of the United States, and for investigation and experiments in respect to the aquatic animals, plants, and waters, in the interests of fish culture and the fishery industries, including maintenance, repair, improvement, equipment, and operations of biological stations, expenses of travel and preparation of reports, \$83,000.

Food fisheries in-  
quiry.

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, including compensation of temporary employees, travel and preparation of reports, including temporary employees in the District of Columbia not to exceed \$1,800, and all other necessary expenses in connection therewith, including the purchase, not exceeding \$1,250, and mainte-

Statistical inquiries.

nance, repair, and operation of motor-propelled passenger-carrying vehicles necessary in the conduct of the field work of the Bureau of Fisheries, \$55,000, of which \$5,000 shall be available immediately.

Sponge fisheries.  
Protecting.

Sponge fisheries: For protecting the sponge fisheries, including employment of inspectors, watchmen, and temporary assistants, hire of boats, rental of office and storage, care of seized sponges and other property, travel, and all other expenses necessary to carry out the provisions of the Act of August 15, 1914, to regulate the sponge fisheries, \$2,500.

Vol. 38, p. 692.

Alaska.  
Seal fisheries protection, food to natives, etc.

Alaska, general service: For protecting the seal fisheries of Alaska, including the furnishing of food, fuel, clothing, and other necessities of life to the natives of the Pribilof Islands, of Alaska; not exceeding \$47,000 for construction, improvement, repair, and alteration of buildings and roads, transportation of supplies to and from the islands, expenses of travel of agents and other employees and subsistence while on said islands, hire and maintenance of vessels, purchase of sea otters, and for all expenses necessary to carry out the provisions of the Act entitled "An Act to protect the seal fisheries of Alaska, and for other purposes," approved April 21, 1910, and for the protection of the fisheries of Alaska, including contract stenographic reporting service, travel, subsistence (or per diem in lieu of subsistence) of employees while on duty in Alaska, hire of boats, employment of temporary labor, and all other necessary expenses connected therewith, \$367,000, of which \$100,000 shall be immediately available.

Vol. 36, p. 326.

Amount immediately available.

Mississippi wild life and fish refuge.

#### MISSISSIPPI WILD LIFE AND FISH REFUGE

Construction, equipment, etc., expenses.

For construction of buildings, boats, and ponds, for purchase of equipment, including boats, for maintenance, operation, repair, and improvements, including expenditures for personal services at the seat of government and elsewhere as may be necessary, as authorized in the Act approved June 7, 1924, \$25,000.

Vol. 43, p. 650.

Patent Office.

#### PATENT OFFICE

Commissioner, and office personnel.

Proviso.  
Temporary typists, etc.

For the Commissioner of Patents and other personal services in the District of Columbia in accordance with the Classification Act of 1923, \$2,600,000: *Provided*, That of the amount herein appropriated not to exceed \$25,000 may be used for special and temporary services of typists certified by the Civil Service Commission, who may be employed in such numbers, at \$4 per diem, as may, in the judgment of the Commissioner of Patents, be necessary to keep current the work of furnishing manuscript copies of records.

Reference books, etc.

For purchase of law, professional, and other reference books and publications and scientific books, including their exchange, and expenses of transporting publications of patents issued by the Patent Office to foreign governments, and directories, \$8,000.

Copies of weekly issue of patents, reproductions, etc.

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, \$230,000.

Multigraphed headings allowed.

The headings of the drawings for patented cases may be multigraphed in the Patent Office for the purpose of photolithography.

Investigating prior use of inventions.

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 pat-

ents and the prior art as may be deemed necessary by the Commissioner of Patents; and expense attending defense of suits instituted against the Commissioner of Patents, \$800.

For furniture and filing cases, \$65,000.

Furniture.

## BUREAU OF MINES

Mines Bureau.

### 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, including not to exceed \$3,000 for necessary traveling expenses of the director and employees of the bureau, acting under his direction, for attendance upon meetings of technical, professional, and scientific societies, when required in connection with the authorized work of the Bureau of Mines, to be expended under the direction of the Secretary of Commerce, \$86,000, of which amount not to exceed \$78,000 may be expended for personal services in the District of Columbia.

Director, and office and field personnel.  
General expenses.

Attendance at technical meetings.

Investigating mine accidents: For 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, and other inquiries and technologic investigations pertinent to the mining industry, including all equipment, supplies, and expenses of travel and subsistence, purchase not exceeding \$1,500, exchange as part payment for operation, maintenance, and repair of motor-propelled passenger-carrying vehicles, \$399,470, of which amount not to exceed \$50,000 may be expended for personal services in the District of Columbia;

Investigating mine explosions, accidents, etc.

Mining industry.

Services in the District.

Investigations to improve conditions in mining, quarrying, etc.

Vol. 38, p. 959.

Alaska mines.

Mining investigations in Alaska: For investigations and the dissemination of information with a view to improving conditions in the mining, quarrying, and metallurgical industries under the Act of March 3, 1915, and to provide for the inspection of mines and the protection of the lives of miners in the Territory of Alaska, including personal services, equipment, supplies, and expenses of travel and subsistence, \$10,860;

Mine rescue cars and stations.  
Improving, etc.

Rescue car stations equipment, etc.

Operating mine rescue cars and stations: 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, including 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 Government-owned mine rescue stations and appurtenances thereto, including the purchase and equipment of one mine rescue car not to exceed \$45,000, and including personal services, traveling expenses and subsistence, equipment, and supplies, including the purchase and exchange in part payment therefor of cooks' uniforms, goggles, gloves, and such other articles or equipment as may be necessary in the operation of mine rescue cars and stations, including not to exceed \$14,140 for personal services in the District of Columbia, \$342,630: *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;

Services in the District.  
*Provided*.  
Mine rescue trophies, etc.

Testing fuel: To conduct inquiries and scientific and technologic investigations concerning the mining, preparation, treatment, and

Investigating mineral fuels, etc.

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, \$158,500, of which amount not to exceed \$32,000 may be expended for personal services in the District of Columbia;

Services in the District.

Mineral mining. Studies, investigations, etc., for improving conditions in.

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 operation, maintenance, and repair of motor-propelled passenger-carrying vehicles, including not to exceed \$9,500 for personal services in the District of Columbia, \$125,000: *Provided*, That no part of this appropriation may be expended for an investigation in behalf of any private party;

Services in the District. *Private work forbidden.*

Oil, gas, and oil shale, investigations.

Oil, gas, and oil-shale investigations: For inquiries and investigations and dissemination of information concerning the mining, preparation, treatment, and utilization of petroleum, natural gas, and oil shale, 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 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, exchange as part payment for, maintenance, and operation of motor-propelled passenger-carrying vehicles, \$198,260, of which amount not to exceed \$25,000 may be expended for personal services in the District of Columbia;

Purchase of newspapers, etc.

*Private.* R. S., sec. 192, p. 30.

All other expenses.

Services in the District.

Oil shale investigations.

Development of oil shale, operation of plant, etc.

Oil-shale investigations: For development of oil shale, including purchase or mining and transportation of shale, operation, repairs, and alteration of plant, the construction, maintenance, and repair of necessary camp buildings and appurtenances thereto, and the alteration, operation, and maintenance of experimental refinery, and for all necessary expenses incident thereto, including personal services, supplies, equipment, traveling expenses, the purchase, not exceeding \$1,200, operation, maintenance, repair, and exchange in part payment for, of motor-propelled, passenger-carrying vehicles, \$75,000, of which amount not to exceed \$6,000 may be expended for personal services in the District of Columbia;

Services in the District.

Mining experiment stations.

Personal services, etc., expenses of. Vol. 38, p. 959.

Mining experiment stations: For the employment of personal services and all other expenses in connection with the establishment, maintenance, and operation of mining experiment stations, authorized by the Act approved March 3, 1915, \$173,000, of which amount not to exceed \$11,000 may be expended for personal services in the District of Columbia;

Services in the District.

Pittsburgh, Pa., station.

Expenses of.

Buildings and grounds, Pittsburgh, Pennsylvania: For care and maintenance of buildings and grounds at Pittsburgh and Bruceton, Pennsylvania, including personal services, the purchase, exchange as part payment for, operation, maintenance, and repair of passenger

automobiles for official use, and all other expenses requisite for and incident thereto, including not to exceed \$5,000 for additions and improvements, \$76,360;

Persons employed during the fiscal year 1929 in field work outside of the District of Columbia under the Bureau of Mines may be detailed temporarily for service in the District of Columbia for purposes of preparing results of their field work; all persons so detailed shall be paid in addition to their regular compensation only traveling expenses in going to and returning therefrom: *Provided*, That nothing herein shall prevent the payment to employees of the Bureau of Mines of their necessary expenses, or per diem in lieu of subsistence, while on temporary detail in the District of Columbia for purposes only of consultation or investigations on behalf of the United States. All details made hereinunder, and the purposes of each, during the preceding fiscal year shall be reported in the annual estimates of appropriations to Congress at the beginning of each regular session thereof;

The Secretary of the Treasury may detail medical officers of the Public Health Service for cooperative health, safety, or sanitation work with the Bureau of Mines, and the compensation and expenses of the officers so detailed may be paid from the applicable appropriations made herein for the Bureau of Mines:

Government fuel yards: For the purchase and transportation of fuel; storing and handling of fuel in yards; maintenance and operation of yards and equipment, including motor-propelled passenger-carrying vehicles for inspectors, purchase of equipment, rentals, and all other expenses requisite for and incident thereto, including personal services in the District of Columbia, the unexpended balance of the appropriations heretofore made for these purposes is reappropriated and made available for such purposes for the fiscal year 1929, and for payment of obligations for such purposes of prior years, and of such sum not exceeding \$500 shall be available to settle claims for damages caused to private property by motor vehicles used in delivering fuel: *Provided*, That all moneys received from the sales of fuel shall be credited to this appropriation and be available for the purposes of this paragraph: *Provided further*, That the requirements of sections 3711 and 3713 of the Revised Statutes 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 Government fuel yards at free-on-board destinations outside of the District of Columbia.

Helium production and investigations: The sums made available for the fiscal year 1929, in the Acts making appropriations for the War and Navy Departments for the acquisition of helium from the Bureau of Mines shall be advanced from time to time upon requisition by the Secretary of Commerce in such amounts as may be determined by the President not in excess of the sums needed for the economical and efficient operation and maintenance of the plants for the production of helium for military and/or naval purposes, including purchase, not to exceed \$2,500, and exchange as part payment for, maintenance, operation, and repair of motor-propelled passenger-carrying vehicles, and including not to exceed \$12,260 for personal services in the District of Columbia;

For investigations of resources of helium-bearing gas and the conservation thereof, and of processes and methods of producing, storing, purifying, and utilizing helium and helium-bearing gas, including supplies and equipment, stationery, furniture, expenses of travel and subsistence, purchase, not exceeding \$1,200, exchange as part payment for, maintenance, and operation of motor-propelled

Temporary details from the field for service in the District.

*Proviso.*  
Payment of necessary expenses.

Reports thereof to Congress.

Details from Public Health Service.

Government fuel yards.  
Purchase of fuel, maintenance, etc.

Balance reappropriated.  
Vol. 44, p. 1219.

*Provisos.*  
Sales credited to the appropriation.

Inspection requirements laws not applicable.  
R. S., secs. 3711, 3713, pp. 733, 734.

Helium production, etc.

Advances for, from Army and Navy appropriations.  
Vol. 44, p. 1387.

Services in the District.

Investigations, etc., of resources of helium-bearing gas.

- Services in the District.  
Helium plants.  
Production, etc.  
Vol. 44, p. 1387.
- Purchase of plants, etc.
- Services in the District.  
Process.  
Balance reappropriated.  
Vol. 44, p. 1220.
- Subject to approval of the President.
- Additional obligations authorized.  
Action a Government contract.
- Terms for leases, etc.
- Disposal of products in wells other than helium-bearing gas.
- Potash deposits.  
Expenses of determining location of, etc.  
Vol. 44, pp. 768, 1388.
- Prociso.  
Transfer of expenditure by Interior Department.
- Economics of mineral industries.  
Investigations, disseminating information as to problems of, etc.
- Report of mineral resources.
- passenger-carrying vehicles, and all other necessary expenses, including not to exceed \$25,080 for personal services in the District of Columbia, \$75,000;
- Helium plants: For helium production and conservation, in accordance with existing law, including acquisition of helium-bearing gas land or wells by purchase, exchange, lease, or condemnation, or interest in such land or wells, the purchase, lease, construction, or modification of plants, pipe lines and accessories, compressor stations, camp buildings, and other facilities for the production, transportation, storage, and purification of helium and helium-bearing gas, including acquisition of sites and rights of way therefor, by purchase, lease, or condemnation, and including supplies and equipment, expenses of travel and subsistence, maintenance and operation of motor-propelled passenger-carrying vehicles, and all other necessary expenses including not to exceed \$6,200 for personal services in the District of Columbia, \$462,000: *Provided*, That in addition thereto the unexpended balance of the appropriation made under this heading for the fiscal year 1928 is reappropriated and made available for the above purposes for the fiscal year 1929: *Provided further*, That no part of the appropriation herein made may be expended except with the approval of the President: *Provided further*, That the Secretary of Commerce may, with the approval of the President, enter into contracts incurring additional obligations not in excess of \$500,000, and his action in so doing shall be deemed a contractual obligation of the Federal Government: *Provided further*, That the acquirement of leases, sites, and rights of way under terms customary in the oil and gas industry, including obligations to pay rental in advance and to pay damages to lands, crops, or structures arising out of the Government's operations is authorized: *Provided further*, That should valuable products other than helium-bearing gas be discovered in wells acquired or drilled for helium-bearing gas under this appropriation, the Secretary of Commerce is authorized to provide for the disposal of said wells or the products therefrom, by the contracts under which the property is acquired, or otherwise, in accordance with the interests of the Government therein and in the manner which, in his opinion, is most advantageous to the Government;
- For determining the location, extent, and mode of occurrence of potash deposits in the United States, and conducting the necessary laboratory test incident thereto, as authorized under the Act approved June 25, 1926; and for every expense incident thereto, including personal services in the District of Columbia not exceeding \$6,000, and elsewhere, expenses of travel and subsistence, purchase, exchange as part payment for, maintenance, and operation of motor-propelled passenger-carrying vehicles, and the construction, maintenance, and repair of necessary camp buildings and appurtenances thereto, \$100,000: *Provided*, That such part of the amount herein appropriated as may be mutually agreed upon by the Secretary of the Interior and the Secretary of Commerce shall be transferred on the books of the Treasury for direct expenditure by the Department of the Interior for the purposes herein set forth.
- 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; statistical studies and reports relating to mine accidents; 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, operation, maintenance, and repair of motor-propelled passenger-carrying vehicles; and for all other necessary expenses not included in the foregoing, \$260,000, of which amount not to exceed \$219,600 may be expended for personal services in the District of Columbia;

Services in the District.

During the fiscal year 1929 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 Commerce, 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;

Scientific investigations for departments, etc., by the Bureau.

Transfer of funds to credit of the Bureau.

*Proviso.*  
Expenditure of funds transferred.

The purchase of supplies and equipment or the procurement of services for the Bureau of Mines, at the seat of government, as well as in the field outside of the District of Columbia, may be made in open market without compliance with section 3709 of the Revised Statutes of the United States, in the manner common among business men, when the aggregate amount of the purchase or the service does not exceed \$100 in any instance;

Open market purchase of minor supplies, etc.

R. S., sec. 3709, p. 733.

For the purchase or exchange of professional and scientific books, law books, and books to complete broken sets, periodicals, directories, and other books of reference relating to the business of the Bureau of Mines, there is hereby made available from any appropriations made for such bureau not to exceed \$3,500;

Purchase of books, etc.

Total, Bureau of Mines, \$2,542,080.

## TITLE IV.—DEPARTMENT OF LABOR

Department of Labor.

### OFFICE OF THE SECRETARY

Salaries: Secretary of Labor, \$15,000; Assistant Secretary, Second Assistant Secretary, and other personal services in the District of Columbia in accordance with the Classification Act of 1923, \$177,000; in all, \$192,000.

Secretary, Assistants, and office personnel.

Vol. 42, p. 1488.

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, and to appoint commissioners of conciliation, traveling expenses, and not to exceed \$14,140 for personal services in the District of Columbia, and telegraph and telephone service, \$210,000.

Commissioners of conciliation.  
Vol. 37, p. 738.

## CONTINGENT EXPENSES, DEPARTMENT OF LABOR

**Contingent expenses.** For contingent and miscellaneous expenses of the offices and bureaus of the department, for which appropriations for contingent and miscellaneous expenses are not specifically made, including the purchase of stationery, furniture and repairs to the same, carpets, matting, oilcloth, file cases, towels, ice, brooms, soap, sponges, laundry, street-car fares not exceeding \$200; lighting and heating; purchase, exchange, maintenance, and repair of motor cycles and motor trucks; purchase, exchange, maintenance, and repair of a motor-propelled passenger-carrying vehicle, to be used only for official purposes; freight and express charges, newspapers not exceeding \$400, for which payment may be made in advance; newspaper clippings not to exceed \$1,800, postage to foreign countries, telegraph and telephone service, typewriters, adding machines, and other labor-saving devices; purchase of law books, books of reference, and periodicals not exceeding \$3,250; in all, \$41,500; and in addition thereto such sum as may be necessary, not in excess of \$13,500, to facilitate the purchase, through the central purchasing office as provided in the Act of June 17, 1910 (Thirty-sixth Statutes at Large, page 531), of certain supplies for the Immigration Service, shall be deducted from the appropriation "Expenses of regulating immigration" made for the fiscal year 1929 and added to the appropriation "Contingent expenses, Department of Labor," for that year; and the total sum thereof shall be and constitute the appropriation for contingent expenses for the Department of Labor, to be expended through the central purchasing office (Division of Publications and Supplies), Department of Labor: *Provided*, That expenditures from appropriations contained in this Act for the maintenance, upkeep and repair, exclusive of garage rent, pay of operator, fuel and lubricants, on any one motor-propelled passenger-carrying vehicle used by the Department of Labor shall not exceed one-third of the market price of a new vehicle of the same make or class, and in any case not more than \$500.

Additional from immigration expenses, for supplies.  
Vol. 36, p. 531.

Post, p. 107.

Expenditures through Division of Publications and Supplies.

*proviso.*  
Expenses of motor passenger vehicles limited.

Rent.

Rent: For rent of buildings and parts of buildings in the District of Columbia for the use of the Department of Labor, \$68,000.

Printing and binding.

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, \$205,000.

Labor Statistics Bureau.

## BUREAU OF LABOR STATISTICS

Commissioner, and office personnel.

Salaries: for the commissioner and other personal services in the District of Columbia in accordance with the Classification Act of 1923, \$220,000.

Special agents, experts, etc.

Traveling expenses of special agents and employees; experts and temporary assistance for field service outside of the District of Columbia, to be paid at the rate of not exceeding \$8 per day; personal services in the District of Columbia not to exceed \$29,500, including also temporary statistical clerks, stenographers, and typewriters in the District of Columbia, to be selected from civil-service registers, the same person to be employed for not more than six consecutive months; traveling expenses of officers and employees, purchase of periodicals, documents, price quotations, and reports and materials for reports and bulletins of the Bureau of Labor Statistics, \$80,000.

Traveling expenses.

Temporary statistical employees in the District.

Attendance at meetings.

Appropriations herein made for the Bureau of Labor Statistics shall be available for expenses of attendance at meetings concerned with the work of said bureau when incurred on the written authority of the Secretary of Labor.



## BUREAU OF IMMIGRATION

**Salaries:** For the commissioner general and other personal services in the District of Columbia, in accordance with the Classification Act of 1923, \$91,840.

**Regulating immigration:** For enforcement of the laws regulating immigration of aliens into the United States, including the contract labor laws; cost of reports of decisions of the Federal courts, and digests thereof, for the use of the Commissioner General of Immigration; salaries and expenses of all officers, clerks, and employees appointed to enforce said laws, including not to exceed \$167,000 for personal services in the District of Columbia, together with persons authorized by law to be detailed for duty at Washington, District of Columbia; traveling expenses; maintenance expenses of insane alien deportees detained abroad while en route to the country of destination; enforcement of the provisions of the Act of February 5, 1917, entitled "An Act to regulate the immigration of aliens to and the residence of aliens in the United States," and Acts amendatory thereof and in addition thereto; necessary supplies, including exchange of typewriting machines, alterations and repairs, and for all other expenses authorized by said Act; preventing the unlawful entry of aliens into the United States, by the appointment of suitable officers to enforce the laws in relation thereto; expenses of returning to China all Chinese persons found to be unlawfully in the United States, including the cost of imprisonment and actual expenses of conveyance of Chinese persons to the frontier or seaboard for deportation; refunding of head tax, maintenance bills, and immigration fines upon presentation of evidence showing conclusively that collection was made through error of Government officers; all to be expended under the direction of the Secretary of Labor, \$7,110,000: *Provided*, That \$1,755,000 of this amount shall be available only for coast and land-border patrol: *Provided further*, That the purchase, exchange, use, maintenance, and operation of motor vehicles and allowances for horses, including motor vehicles and horses owned by immigration officers when used on official business required in the enforcement of the immigration and Chinese exclusion laws outside of the District of Columbia may be contracted for and the cost thereof paid from the appropriation for the enforcement of those laws, under such terms and conditions as the Secretary of Labor may prescribe: *Provided further*, That not more than \$150,000 of the sum appropriated herein may be expended in the purchase and maintenance of such motor vehicles, and of such sum of \$150,000 not more than \$125,000 shall be available for the purchase and maintenance of motor vehicles for coast and land-border patrol.

## IMMIGRATION STATIONS

For remodeling, repairing (including repairs to the ferryboat, Ellis Island), renovating buildings, and purchase of equipment, \$257,000, of which \$207,000 shall be immediately available.

## BUREAU OF NATURALIZATION

**Salaries:** For the commissioner and other personal services in the District of Columbia in accordance with the Classification Act of 1923, \$98,000.

**General expenses:** For compensation, to be fixed by the Secretary of Labor, of officers, clerks, and employees appointed, for the purpose

Immigration Bureau.

Commissioner General, and office personnel.

Enforcing immigration laws. Vol. 41, p. 1008; Vol. 42, p. 5; Vol. 43, p. 155.

Services in the District.

Traveling expenses.

Other Acts. Vol. 39, p. 874; Vol. 40, p. 542; Vol. 41, p. 1008; Vol. 42, p. 5; Vol. 43, p. 155.

Chinese exclusion.

Refunding head tax, etc.

*Provisos.* Coast and border patrol. Vehicles, etc., outside of the District.

Limit for purchase, etc., of vehicles.

For coast and land-border patrol.

Immigration stations.

Remodeling buildings, etc.

Naturalization Bureau.

Commissioner, and office personnel.

Pay of officers, clerks, etc.

Vol. 34, p. 596; Vol. 37, p. 576; Vol. 40, p. 542.

Services in the District.

Traveling expenses, etc.

Outside rent.

Assistance to clerks of courts.

Vol. 34, p. 600; Vol. 36, pp. 765, 830; Vol. 40, p. 171.

Witness fees, etc.

Proviso. Clerks of Federal courts excluded.

of carrying on the work of the Bureau of Naturalization, provided for by the Act approved June 29, 1906, as amended by the Act approved March 4, 1913 (Thirty-seventh Statutes at Large, page 736), and May 9, 1918 (Fortieth Statutes at Large, pages 542 to 548, inclusive), including not to exceed \$68,940 for personal services in the District of Columbia, of which amount \$10,000 shall be available only for compensation of temporary employees, in accordance with the Classification Act of 1923; traveling expenses, including not to exceed \$400 for expenses of attendance at meetings concerned with the naturalization of aliens when incurred on the written authority of the Secretary of Labor; street-car fare, telegrams, verifications of legal papers, telephone service in offices outside of the District of Columbia; necessary supplies and equipment for the Naturalization Service; not to exceed \$25,000 for rent of offices outside of the District of Columbia where suitable quarters can not be obtained in public buildings; carrying into effect section 13 of the Act of June 29, 1906 (Thirty-fourth Statutes, page 600), as amended by the Act approved June 25, 1910 (Thirty-sixth Statutes, page 765), and in accordance with the provisions of the Sundry Civil Act of June 12, 1917; and for mileage and fees to witnesses subpoenaed on behalf of the United States, the expenditures from this appropriation shall be made in the manner and under such regulations as the Secretary of Labor may prescribe, \$680,000: *Provided*, That no part of this appropriation shall be available for the compensation of assistants to clerks of United States courts.

Children's Bureau.

#### CHILDREN'S BUREAU

Chief of, and office personnel.

Salaries: For the chief, and other personal services in the District of Columbia in accordance with the Classification Act of 1923, \$105,000.

Child welfare, infant mortality, etc., investigations.

To investigate and report upon matters pertaining to the welfare of children and child life, and especially to investigate the questions of infant mortality, including not to exceed \$125,000 for personal services in the District of Columbia, \$135,000.

Traveling expenses of employees.

For traveling expenses of officers, special agents, and other employees of the Children's Bureau; experts and temporary assistants, to be paid at a rate not exceeding \$6 a day, and interpreters to be paid at a rate not exceeding \$4 a day when actually employed; 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, \$60,000: *Provided*, That appropriations herein made for the Children's Bureau shall be available for expenses of attendance at meetings for the promotion of child welfare and for the welfare and hygiene of maternity and infancy when incurred on the written authority of the Secretary.

Material for publications.

Proviso. Attendance at meetings.

For carrying out the provisions of the Act entitled "An Act for the promotion of the welfare and hygiene of maternity and infancy, and for other purposes," approved November 23, 1921, as amended, \$1,108,000: *Provided*, That the apportionments to the States, to the Territory of Hawaii, and to the Children's Bureau for administration shall be computed on the basis of not to exceed \$1,252,079.96, as authorized by said Act of November 23, 1921, as amended.

Maternity and infancy hygiene Act. Expenses executing. Vol. 42, p. 234; Vol. 43, p. 17; Vol. 44, p. 1024.

Proviso. Apportionment to States, etc.

Women's Bureau.

#### WOMEN'S BUREAU

Salaries and expenses. Vol. 41, p. 987.

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, including personal services

in the District of Columbia, not to exceed \$92,170; purchase of material for reports and educational exhibits, and traveling expenses, \$102,000, which sum shall be available for expenses of attendance at meetings concerned with the work of said bureau when incurred on the written authority of the Secretary of Labor.

Attendance at meetings.

EMPLOYMENT SERVICE

To enable the Secretary of Labor to foster, promote, and develop the welfare of the wage earners of the United States, including juniors legally employed, to improve their working conditions, to advance their opportunities for profitable employment by regularly collecting, furnishing, and publishing employment information as to opportunities for employment; maintaining a system for clearing labor between the several States; cooperating with and coordinating the public employment offices throughout the country, including personal services in the District of Columbia and elsewhere; traveling expenses; supplies and equipment, telegraph and telephone service, and miscellaneous expenses; \$205,000, of which amount not to exceed \$26,040 may be expended for personal services in the District of Columbia.

Employment service.

Promoting welfare of wage earners. Objects designated.

Traveling expenses.

Services in the District.

Approved, February 15, 1928.

**CHAP. 59.**—An Act To establish a minimum area for a Shenandoah National Park, for administration, protection, and general development by the National Park Service, and for other purposes.

February 16, 1928.  
[S. 2656.]  
[Public, No. 33.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the minimum area for administration, protection, and general development by the National Park Service in the Shenandoah National Park, the establishment of which is provided for by the Act of Congress approved May 22, 1926 (Forty-fourth Statutes, page 616), be, and the same is hereby, established as three hundred and twenty-seven thousand acres, and so much of the said Act of May 22, 1926, as is inconsistent herewith is hereby repealed.

Shenandoah National Park, Va. Minimum area of established.

Vol. 44, p. 616, amended.

**SEC. 2.** That the Secretary of the Interior is hereby authorized to lease lands within the Shenandoah National Park and Great Smoky Mountains National Park for periods not exceeding two years, upon such conditions as he may in his discretion deem proper, to persons and educational or religious institutions occupying same or who had or claim to have had some interest in the title to the same prior to the establishment of the park.

Leases authorized to prior occupants of lands in Shenandoah and Great Smoky Mountains Parks.

Approved, February 16, 1928.

**CHAP. 60.**—An Act Granting the consent of Congress to the highway department of the State of Alabama to construct a bridge across Elk River on the Athens-Florence road between Lauderdale and Limestone Counties, Alabama.

February 16, 1928.  
[H. R. 7913.]  
[Public, No. 34.]

*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 the State of Alabama and its successors and assigns to construct, maintain, and operate a bridge and approaches thereto across the Elk River at a point suitable to the interests of navigation, on the Athens-Florence road between Lauderdale and Limestone Counties, in the State of Alabama, in accordance with the provisions of the Act entitled "An Act to regulate the construction of bridges over navigable waters," approved March 23, 1906.

Elk River. Alabama may bridge, between Lauderdale and Limestone Counties.

Construction. Vol. 34, p. 84.

Former Act repealed.  
Vol. 44, p. 215, re-  
pealed.

SEC. 2. The Act of Congress approved March 22, 1926, entitled "An Act granting the consent of Congress to the highway department of the State of Alabama to construct a bridge across Elk River on the Athens-Florence road between Lauderdale and Limestone Counties, Alabama," is hereby repealed.

Amendment.

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

Approved, February 16, 1928.

February 16, 1928.  
[H. R. 7902.]  
[Public, No. 35.]

CHAP. 61.—An Act Granting the consent of Congress to the State highway department of the State of Alabama to construct, maintain, and operate a free highway bridge across the Coosa River at or near Wetumpka, Elmore County, Alabama.

Coosa River.  
Alabama may bridge,  
at Wetumpka.

*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 highway department of the State of Alabama to construct, maintain, and operate a free highway bridge and approaches thereto across the Coosa River at a point suitable to the interests of navigation, at or near Wetumpka, in the county of Elmore, in the State of Alabama, in accordance with the provisions of the Act entitled "An Act to regulate the construction of bridges over navigable waters," approved March 23, 1906.

Construction.  
Vol. 34, p. 84.

Former Act repealed.  
Vol. 44, p. 214, re-  
pealed.

SEC. 2. The Act of Congress approved March 22, 1926, entitled "An Act granting the consent of Congress to the State highway department of the State of Alabama to construct a bridge across the Coosa River near Wetumpka, Elmore County, Alabama," is hereby repealed.

Amendment.

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

Approved, February 16, 1928.

February 16, 1928.  
[H. R. 7745.]  
[Public, No. 36.]

CHAP. 62.—An Act Granting the consent of Congress to the Chicago and North Western Railway Company, a corporation, its successors and assigns, to construct, maintain, and operate a railroad bridge across the Rock River.

Rock River.  
Chicago and North  
Western Railway Com-  
pany may bridge, in  
Lee County, Ill.

*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 Chicago and North Western Railway Company, a corporation of the State of Illinois, its successors and assigns, to construct, maintain, and operate a railroad bridge and approaches thereto across the Rock River at a point suitable to the interests of navigation in section 19, township 21 north, range 8 east of the fourth principal meridian, the same being in Palmyra and Nelson Townships, Lee County, Illinois, in accordance with the provisions of an Act of Congress entitled "An Act to regulate the construction of bridges over navigable waters," approved March 23, 1906.

Construction.  
Vol. 34, p. 84.

Right to sell, etc.,  
conferred.

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 Chicago and North 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, February 16, 1928.

Amendment.

**CHAP. 63.**—An Act Granting the consent of Congress to the State of Montana, Valley County, Montana, and McCone County, Montana, or to any or either of them, jointly or severally, to construct, maintain, and operate a bridge across the Missouri River at or near Glasgow, Montana.

February 16, 1928.  
[H. R. 7466.]  
[Public, No. 37.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the consent of Congress is hereby granted to the State of Montana, Valley County, Montana, and McCone County, Montana, or to any or either of them, jointly or severally, to construct, maintain, and operate a free bridge and approaches thereto across the Missouri River, at a point suitable to the interests of navigation at or near Glasgow, Montana, in township 25 north, range 40 east of the Montana principal meridian, in accordance with the provisions of an Act entitled "An Act to regulate the construction of bridges over navigable waters," approved March 23, 1906.

Missouri River.  
Montana, etc., may  
bridge, at Glasgow.

Construction.  
Vol. 34, p. 84.

Amendment.

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

Approved, February 16, 1928.

**CHAP. 64.**—An Act Granting the consent of Congress to the State of Idaho to construct, maintain, and operate a bridge across the Snake River near Swan Valley, Idaho.

February 16, 1928.  
[H. R. 7374.]  
[Public, No. 38.]

*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 Idaho to construct, maintain, and operate a free bridge and approaches thereto across the Snake River near Swan Valley, Idaho, in section 4, township 1 north, range 43 east, Boise meridian, at a point suitable to the interests of navigation, in accordance with the provisions of an Act entitled "An Act to regulate the construction of bridges over navigable waters," approved March 23, 1906.

Snake River.  
Idaho may bridge,  
near Swan Valley.

Construction.  
Vol. 34, p. 84.

Amendment.

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

Approved, February 16, 1928.

**CHAP. 65.**—An Act Granting the consent of Congress to the State of Idaho to construct, maintain, and operate a bridge across the Snake River near Indian Cove, Idaho.

February 16, 1928.  
[H. R. 7370.]  
[Public, No. 39.]

*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 Idaho to construct, maintain, and operate a free bridge and approaches thereto across the Snake River near Indian Cove, Idaho, in section 32, township 5 south, range 8 east, Boise meridian, at a point suitable to the interests of navigation, in accordance with the provisions of an Act entitled "An Act to regulate the construction of bridges over navigable waters," approved March 23, 1906.

Snake River.  
Idaho may bridge,  
near Indian Cove.

Construction.  
Vol. 34, p. 84.

Amendment.

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

Approved, February 16, 1928.

February 16, 1928.  
[H. R. 7192.]  
[Public, No. 40.]

**CHAP. 66.**—An Act To extend the times for commencing and completing the construction of a bridge across the Ohio River between the municipalities of Rochester and Monaca, Beaver County, Pennsylvania.

Ohio River.  
Time extended for  
bridging, by Beaver  
County, Pa.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the times for commencing and completing the construction of the bridge to be built by the County of Beaver, Pennsylvania, across the Ohio River between the municipalities of Rochester and Monaca, Beaver County, Pennsylvania, authorized by the Act of Congress approved February 26, 1926, entitled "An Act authorizing the construction of a bridge across the Ohio River between the municipalities of Rochester and Monaca, Beaver County, Pennsylvania," and amended by the Act of Congress approved March 2, 1927, are hereby extended one and three years, respectively, from the date of approval hereof.

Vol. 44, p. 132.

Vol. 44, p. 1269.

Amendment.

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

Approved, February 16, 1928.

February 16, 1928.  
[H. R. 6969.]  
[Public, No. 41.]

**CHAP. 67.**—An Act To legalize a bridge across the Caney Fork River in De Kalb County, Tennessee.

Caney Fork River.  
Bridge across, by  
De Kalb County,  
Tenn., legalized.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the free bridge now being constructed by the county of De Kalb, State of Tennessee, across the Caney Fork River at the head of Hurricane Island, in said State, if completed in accordance with plans accepted by the Chief of Engineers and the Secretary of War as providing suitable facilities for navigation, shall be a lawful structure, and shall be subject to the conditions and limitations of the Act entitled "An Act to regulate the construction of bridges over navigable waters," approved March 23, 1906, other than those requiring the approval of plans by the Secretary of War and the Chief of Engineers before the bridge is commenced.

Construction.  
Vol. 34, p. 84.

Amendment.

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

Approved, February 16, 1928.

February 16, 1928.  
[H. R. 6514.]  
[Public, No. 42.]

**CHAP. 68.**—An Act Granting the consent of Congress to the county of Cook, State of Illinois, to construct, maintain, and operate a bridge across the Little Calumet River at or near Indiana Avenue, in Cook County, State of Illinois.

Little Calumet  
River.  
Cook County, Ill.,  
may bridge, at Indiana  
Avenue.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the consent of Congress is hereby granted to the county of Cook, State of Illinois, to construct, maintain, and operate a free highway bridge and approaches thereto across Little Calumet River at a point suitable to the interests of navigation at or near Indiana Avenue just north of the line of One hundred and fifty-fourth Street in said county and State, in accordance with the provisions of the Act entitled "An act to regulate the construction of bridges over navigable waters," approved March 23, 1906.

Construction.  
Vol. 34, p. 84.

Amendment.

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

Approved, February 16, 1928.

**CHAP. 69.**—An Act Granting the consent of Congress to the county of Cook, State of Illinois, to construct, maintain, and operate a bridge across the Little Calumet River at or near Ashland Avenue, in Cook County, State of Illinois.

February 16, 1928.  
[H. R. 6513.]  
[Public, No. 43.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the consent of Congress is hereby granted to the county of Cook, State of Illinois, to construct, maintain, and operate a free highway bridge and approaches thereto across Little Calumet River at a point suitable to the interests of navigation at or near Ashland Avenue, in said county and State, in accordance with the provisions of the Act entitled "An Act to regulate the construction of bridges over navigable waters," approved March 23, 1906.

Little Calumet River.  
Cook County, Ill., may bridge, at Ashland Avenue.

Construction.  
Vol. 34, p. 84.

Amendment.

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

Approved, February 16, 1928.

**CHAP. 70.**—An Act Granting the consent of Congress to the county of Cook, State of Illinois, to construct, maintain, and operate a bridge across the Little Calumet River at or near Wentworth Avenue, in Cook County, State of Illinois.

February 16, 1928.  
[H. R. 6512.]  
[Public, No. 44.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the consent of Congress is hereby granted to the county of Cook, State of Illinois, to construct, maintain, and operate a free highway bridge and approaches thereto across Little Calumet River at a point suitable to the interests of navigation at or near the line of Wentworth Avenue extended, in said county and State, in accordance with the provisions of the Act entitled "An Act to regulate the construction of bridges over navigable waters," approved March 23, 1906.

Little Calumet River.  
Cook County, Ill., may bridge, at Wentworth Avenue.

Construction.  
Vol. 34, p. 84.

Amendment.

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

Approved, February 16, 1928.

**CHAP. 71.**—An Act To extend the times for commencing and completing the construction of a bridge across the Susquehanna River between the borough of Wrightsville, in York County, Pennsylvania, and the borough of Columbia, in Lancaster County, Pennsylvania.

February 16, 1928.  
[H. R. 6479.]  
[Public, No. 46.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the times for commencing and completing the construction of the bridge authorized by the Act of Congress approved May 7, 1926, to be built across the Susquehanna River between the borough of Wrightsville, in York County, Pennsylvania, and the borough of Columbia, in Lancaster County, Pennsylvania, are hereby extended one and three years, respectively, from the date of approval hereof.

Susquehanna River.  
Time extended for bridging, between Wrightsville, and Columbia, Pa.

Vol. 44, p. 406, amended.

Amendment.

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

Approved, February 16, 1928.

**CHAP. 72.**—An Act Granting the consent of Congress to the States of North Dakota and Minnesota to construct, maintain, and operate a bridge across the Red River of the North.

February 16, 1928.  
[H. R. 108.]  
[Public, No. 46.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the consent of

Red River of the North.

North Dakota and Minnesota may bridge, between Grand Forks, N. Dak., and East Grand Forks, Minn.

Construction.  
Vol. 34, p. 84.

Amendment.

Congress is hereby granted to the States of North Dakota and Minnesota to construct, maintain, and operate a free bridge across the Red River of the North at a point suitable to the interests of navigation between Grand Forks, North Dakota, and East Grand Forks, Minnesota, in accordance with the provisions of an Act entitled "An Act to regulate the construction of bridges over navigable waters," approved March 23, 1906.

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

Approved, February 16, 1928.

February 16, 1928.  
[H. R. 6046.]  
[Public, No. 47.]

**CHAP. 73.**—An Act Granting the consent of Congress to the city of Youngstown, Ohio, to construct a bridge across the Mahoning River at or near West Avenue, Youngstown, Mahoning County, Ohio.

Mahoning River, Youngstown, Ohio, may bridge, at West Avenue.

Construction.  
Vol. 34, p. 84.

Amendment.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the consent of Congress be, and it is hereby, granted to the city of Youngstown, Ohio, to construct, maintain, and operate a free bridge, together with the necessary approaches thereto, across the Mahoning River at a point suitable to the interests of navigation, at or near West Avenue, Youngstown, 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.

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

Approved, February 16, 1928.

February 16, 1928.  
[H. R. 6041.]  
[Public, No. 48.]

**CHAP. 74.**—An Act Granting the consent of Congress to The Pennsylvania Railroad Company to construct, maintain, and operate a railroad bridge across the Allegheny River.

Allegheny River. The Pennsylvania Railroad Company may bridge, at Oil City, Pa.

Construction.  
Vol. 34, p. 84.  
Post, p. 1321.  
Right to sell, etc., conferred.

Amendment.

*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 Pennsylvania Railroad Company, its successors and assigns, to construct, maintain, and operate a railroad bridge and approaches thereto across the Allegheny River at a point suitable to the interests of navigation, at Oil City, county of Venango, State of Pennsylvania, in accordance with the provisions of an 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 Pennsylvania Railroad Company, its successors and assigns, and any corporation to which such rights, powers, and privileges may be sold, assigned, or transferred, or which shall require 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, February 16, 1928.

February 16, 1928.  
[H. R. 5744.]  
[Public, No. 49.]

**CHAP. 75.**—An Act Granting the consent of Congress for the reconstruction of a bridge across the Grand Calumet River at East Chicago, Indiana.

Grand Calumet River.

*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 board of commissioners of the county of Lake, State of Indiana, to reconstruct, maintain, and operate a free bridge across the Grand Calumet River, at a point suitable to the interests of navigation, at or near Forsythe Avenue in the city of East Chicago, Lake 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.

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

Approved, February 16, 1928.

Lake County, Ind.,  
may bridge, at East  
Chicago, Ind.

Construction.  
Vol. 34, p. 84.

Amendment.

**CHAP. 76.**—An Act Granting the consent of Congress to rebuild and reconstruct and to maintain and operate the existing railroad bridge across the Tombigbee River, at Epes, in the State of Alabama.

*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 Alabama Great Southern Railroad Company, a corporation of the State of Alabama, its successors and assigns, to rebuild, reconstruct, maintain, and operate its existing railroad bridge and approaches thereto across the Tombigbee River from Epes, in Sumter County, in the State of Alabama, to a point on the opposite bank of the said river in Greene County, in the State of Alabama, in accordance with the provisions of an 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 Alabama Great Southern Railroad Company, a corporation of the State of Alabama, 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, February 16, 1928.

Tombigbee River.  
Alabama Great  
Southern Railroad  
Company may rebuild,  
etc., bridge across, at  
Epes, Ala.

Construction.  
Vol. 34, p. 84.

Right to sell, etc.,  
conferred.

Amendment.

**CHAP. 77.**—An Act To extend the time for commencing and the time for completing the construction of a bridge across the Potomac River.

*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 the time for completing the construction of a bridge, authorized by the Act of Congress approved May 5, 1926, to be built across the Potomac River at a point suitable to the interests of navigation from a point in the vicinity of Dahlgren, in the north-eastern end of King George County, in the State of Virginia, to a point south of Popes Creek, in the County of Charles, in the State of Maryland, are hereby extended one and three years, respectively, from the date of approval hereof.

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

Approved, February 16, 1928.

February 16, 1928.  
[H. R. 5628.]  
[Public, No. 51.]

Potomac River.  
Time extended for  
bridging, from Dahlgren,  
Va., to Popes  
Creek, Md.  
Vol. 44, p. 398, amend-  
ed.  
Post, p. 1322.

Amendment.

February 16, 1928.  
[H. R. 5583.]  
[Public, No. 52.]

**CHAP. 78.**—An Act Granting the consent of Congress to the Kansas City, Mexico and Orient Railway Company of Texas and the Kansas City, Mexico and Orient Railway Company to construct, maintain, and operate a railroad bridge across the Rio Grande River, at or near Presidio, Texas.

Rio Grande,  
Kansas City, Mexico  
and Orient Railway  
Company may bridge,  
between Ojinaga,  
Mexico and Presidio,  
Tex.

*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 Kansas City, Mexico and Orient Railway Company of Texas, a corporation organized under the laws of the State of Texas, and the Kansas City, Mexico and Orient Railway Company, a corporation organized under the laws of the State of Kansas, their successors and assigns, to construct, maintain, and operate a railroad bridge and approaches thereto across the Rio Grande River, so far as the United States has jurisdiction over the waters of such river, at a point suitable to the interests of navigation between Ojinaga (formerly known as "Presidio Del Norte"), on the Rio Grande, on the Mexican side thereof, and a point in the State of Texas, in the county of Presidio, at or near the town called "Presidio" in the State of Texas, 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 approval of the proper authorities in Mexico.

Construction.  
Vol. 34, p. 84.  
Consent of Mexico  
required.

Right to sell, etc.,  
conferred.

**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 Kansas City, Mexico and Orient Railway Company of Texas and the Kansas City, Mexico and Orient Railway Company, their 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.

Amendment.

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

Approved, February 16, 1928.

February 16, 1928.  
[H. R. 5510.]  
[Public, No. 53.]

**CHAP. 79.**—An Act Granting the consent of Congress to the city of Duluth, Minnesota, to construct, maintain, and operate a bridge across the Duluth Ship Canal.

Duluth Canal,  
Duluth, Minn., may  
bridge.  
Vol. 32, p. 3.

*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 city of Duluth, Minnesota, to construct, maintain, and operate a free bridge and approaches thereto across the Duluth Ship Canal, at or near the site of the existing suspended car transfer, or aerial ferry constructed under an Act of Congress dated February 7, 1902, 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 for that purpose to locate the towers and approaches of said structure on the lands of the United States pertaining to the said canal, as now occupied under a certain revocable license issued by the Secretary of War to the city of Duluth, Minnesota, under date of September 6, 1901, now on file in the War Department: *Provided,* That the city of Duluth, Minnesota, shall make any changes in the said structure, and any changes in the towers and approaches located on said lands of the United States, which the Secretary of War may from time to time prescribe.

Construction.  
Vol. 34, p. 84.

Proviso.  
Structural, etc.,  
changes to be made by  
the city.

Amendment.

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

Approved, February 16, 1928.

**CHAP. 80.**—An Act Granting the consent of Congress to the county of Armstrong, a county of the State of Pennsylvania, to construct, maintain, and operate a bridge across the Allegheny River, at Kittanning, in the county of Armstrong, in the State of Pennsylvania.

February 16, 1928.  
[H. R. 495.]  
[Public, No. 54.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the consent of Congress is hereby granted to the county of Armstrong, a county of the State of Pennsylvania, and its successors and assigns, to construct, maintain, and operate a free bridge and approaches thereto across the Allegheny River, at a point suitable to the interests of navigation, at or near Market Street, in the Borough of Kittanning, county of Armstrong, in the State 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.

Allegheny River.  
Armstrong County,  
Pa., may bridge, at  
Kittanning.

Construction.  
Vol. 34, p. 84.  
Post, p. 1254.  
Amendment.

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

Approved, February 16, 1928.

**CHAP. 81.**—An Act To extend the times for commencing and completing the construction of a bridge across the Missouri River at or near Wolf Point, Montana.

February 16, 1928  
[H. R. 444.]  
[Public, No. 55.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the times for commencing and completing the construction of the bridge across the Missouri River at or near Wolf Point, Montana, as authorized by the Act of Congress entitled "An Act granting the consent of Congress to the State of Montana, or Roosevelt County, or McCone County, in the State of Montana, or either or several of them, to construct, maintain, and operate a bridge across the Missouri River at or near Wolf Point, Montana," approved January 15, 1927, be, and the same are hereby, extended one year and three years, respectively, from the date of approval hereof: *Provided,* That the construction of the bridge authorized by the said Act of Congress may be in township 27 north, range 47 east, or township 27 north, range 48 east, Montana meridian.

Missouri River.  
Time extended for  
bridging, at Wolf Point,  
Mont.

Vol. 44, p. 976, amend-  
ed.

*Proviso.*  
Location modifica-  
tion authorized.

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

Approved, February 16, 1928.

Amendment.

**CHAP. 82.**—An Act To legalize a bridge across the Snake River at Idaho Falls, Idaho.

February 16, 1928.  
[H. R. 319.]  
[Public, No. 56.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the bridge now being constructed across the Snake River at Idaho Falls, Idaho, by the State of Idaho, if completed in accordance with plans accepted by the Chief of Engineers and the Secretary of War, as providing suitable facilities for navigation and operated as a free bridge, shall be a lawful structure, and shall be subject to the conditions and limitations of the Act entitled "An Act to regulate the construction of bridges over navigable waters," approved March 23, 1906, other than those requiring the approval of plans by the Secretary of War and the Chief of Engineers before the bridge is commenced.

Snake River.  
Bridge across, by  
Idaho, at Idaho Falls,  
legalized.

Construction.  
Vol. 34, p. 84.

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

Approved, February 16, 1928.

Amendment.

February 16, 1928.  
[H. R. 199.]  
[Public, No. 57.]

**CHAP. 83.**—An Act Granting the consent of Congress to the State of Minnesota to construct, maintain, and operate a bridge across the Mississippi River at or near Monticello, Wright County, Minnesota.

Mississippi River.  
Minnesota may  
bridge, at Monticello.

*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 to construct, maintain, and operate a free bridge and approaches thereto across the Mississippi River, at a point suitable to the interests of navigation, at or near the town of Monticello, Minnesota, in accordance with the provisions of an act entitled "An Act to regulate the construction of bridges over navigable waters," approved March 23, 1906.

Construction.  
Vol. 34, p. 84.

Amendment.

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

Approved, February 16, 1928.

February 16, 1928.  
[H. R. 194.]  
[Public, No. 58.]

**CHAP. 84.**—An Act Granting the consent of Congress to the county of Morrison, State of Minnesota, to construct, maintain, and operate a bridge across the Mississippi River at or near Little Falls, Minnesota.

Mississippi River.  
Morrison County,  
Minn., may bridge, at  
Little Falls.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the consent of Congress is hereby granted to the county of Morrison, State of Minnesota, its successors and assigns, 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 Little Falls, Minnesota, in accordance with the provisions of an act entitled "An Act to regulate the construction of bridges over navigable waters," approved March 23, 1906.

Construction.  
Vol. 34, p. 84.

Right to sell, etc.,  
conferred.

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 county of Morrison, its successors and assigns, and any party 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 to exercise the same as fully as though conferred herein directly upon such party.

Former Act repealed.  
Vol. 44, p. 554, repealed.

SEC. 3. The Act of Congress approved May 13, 1926, entitled "An Act granting the consent of Congress to the city of Little Falls, Minnesota, to construct a bridge across the Mississippi River at or near the southeast corner of lot 3, section 34, township 41 north, range 32 west," is hereby repealed.

Amendment.

SEC. 4. The right to alter, amend, or repeal this act is hereby expressly reserved.

Approved, February 16, 1928.

February 16, 1928.  
[H. R. 193.]  
[Public, No. 59.]

**CHAP. 85.**—An Act To extend the times for commencing and completing the construction of a bridge across the Mississippi River at or near the village of Clearwater, Minnesota.

Mississippi River.  
Time extended for  
bridging, at Clear-  
water, Minn.

Vol. 43, p. 1302,  
amended.

Vol. 44, p. 131.  
Post, p. 1527.

Amendment.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the times for commencing and completing the construction of a bridge authorized by the Act of Congress approved March 4, 1925, to be built by the State of Minnesota and the counties of Sherburne and Wright across the Mississippi River at or near the village of Clearwater in the county of Wright, in the State of Minnesota, are hereby extended one and three years, respectively, from the date of approval hereof.

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

Approved, February 16, 1928.

**CHAP. 86.**—An Act Authorizing the Ashland Bridge Company, its successors and assigns, to construct, maintain, and operate a bridge across the Ohio River at or near Ashland, Kentucky.

February 16, 1928.  
[H. R. 473.]  
[Public, No. 60.]

*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 Ashland Bridge Company, its successors and assigns, 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 interests of navigation, at or near the city limits of Ashland, Kentucky, and a point opposite in Coal Grove, Ohio, 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.

Ohio River.  
Ashland Bridge  
Company may bridge,  
at Ashland, Ky.

Construction.  
Vol. 34, p. 84.

Right to acquire real  
estate, etc., for location,  
approaches, etc.

**SEC. 2.** There is hereby conferred upon the Ashland Bridge Company, its successors and assigns, 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 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.

Condemnation pro-  
ceedings.

**SEC. 3.** The said Ashland Bridge Company, 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 the authority contained in the Act of March 23, 1906.

Tolls authorized.

Vol. 34, p. 85.

**SEC. 4.** After the completion of such bridge, as determined by the Secretary of War, either the State of Kentucky, the State of Ohio, any public agency or 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, 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 twenty 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 good will, 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 10 per centum of the sum of the cost of constructing the bridge and its approaches and acquiring such interest in real property, and (4) actual expenditures for necessary improvements.

Acquisition author-  
ized, after completion,  
by Kentucky, Ohio,  
etc.

Compensation if ac-  
quired by condemna-  
tion.

Limitations.

Tolls, under State,  
etc., operation.

**SEC. 5.** If such bridge shall be taken over or acquired by the States or public agencies or political subdivisions thereof, or by either of them, as provided in section 4 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

Rates applied to op-  
eration, sinking fund,  
etc.

Maintenance as free  
bridge, etc., after  
amortizing costs.

Record of expendi-  
tures and receipts.

Sworn statement of  
construction costs, etc.,  
to be filed after com-  
pletion.

Investigation by Sec-  
retary of War.

Findings of Secretary  
conclusive.

Right to sell, etc.,  
conferred.

Amendment.

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, or the rates of toll shall thereafter be so adjusted as to provide a fund of not to exceed the amount necessary for the proper maintenance, repair, and operation of the bridge and its approaches under economical management. 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.

SEC. 6. The Ashland Bridge Company, 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 Kentucky and Ohio, 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 Ashland Bridge Company, 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 4 of this Act, subject only to review in a court of equity for fraud or gross mistake.

SEC. 7. The right to sell, assign, transfer, and mortgage all the rights, powers, and privileges conferred by this Act is hereby granted to the Ashland Bridge Company, 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. 8. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, February 16, 1928.

February 16, 1928.  
[H. J. Res. 104.]  
[Pub. Res., No. 9.]

CHAP. 87.—Joint Resolution Granting consent of Congress to an agreement or compact entered into between the State of New York and the State of Vermont for the creation of the Lake Champlain Bridge Commission and to construct, maintain, and operate a highway bridge across Lake Champlain.

Lake Champlain.  
Consent given New  
York and Vermont  
for creation of Lake  
Champlain Bridge  
Commission to con-  
struct bridges across.

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled,* That the consent of the Congress of the United States be, and it is hereby, given to the States of New York and Vermont to enter into the agreement or compact executed by the commissioners duly appointed on the part of the State of New York and commissioners duly appointed on the part of

the State of Vermont for the creation of the Lake Champlain Bridge Commission, pursuant to authority of chapter 321 of the Laws of 1927 of the State of New York, and the authority of act numbered 139 of the acts and resolutions passed by the General Assembly of the State of Vermont at the biennial session, 1927, and each and every part and article thereof be, and the same is hereby, ratified, approved, and confirmed: *Provided*, That nothing therein contained shall be construed as impairing or in any manner affecting any right or jurisdiction of the United States in and over the region which forms the subject of said agreement; which agreement is in words and figures as follows:

*Proviso.*  
Federal jurisdiction  
not impaired.

Now, therefore, the said States of New York and Vermont do hereby enter into the following agreement, to wit:

Agreement.

#### ARTICLE I

The two States do agree that there shall be created the Lake Champlain Bridge Commission, which shall be a body corporate and politic, having the powers and jurisdiction hereinafter enumerated, and such other and additional powers as shall be conferred upon it by the legislature of either State, concurred in by the legislature of the other State, or by Act or Acts of Congress, as hereinafter provided.

#### ARTICLE II

The Lake Champlain Bridge Commission shall consist of six commissioners, three of whom shall be resident voters from the State of New York and residents of a county of New York adjoining Lake Champlain, and three of whom shall be residents of the State of Vermont. The New York members shall be chosen by the State of New York and the Vermont members shall be chosen by the State of Vermont, in the manner and for the terms fixed and determined from time to time by the legislature of each State, respectively. Each commissioner may be removed or suspended from office as provided by the law of the State for which he shall be appointed.

#### ARTICLE III

The said commissioners shall, for the purpose of doing business, constitute a board and may adopt suitable by-laws for its management.

#### ARTICLE IV

The Lake Champlain Bridge Commission shall constitute a body, both corporate and politic, with full power and authority to purchase, construct, own, maintain, and operate a highway bridge, including approaches, across Lake Champlain between the State of New York and the State of Vermont, and to make charges for the use thereof, and for any of such purposes to purchase, take, own, hold, and operate real or personal property, to borrow money, and secure the same by bonds or by mortgages upon any property held or acquired by it.

The members of the commission shall each receive as compensation for their services the sum of \$10 a day for each day's service performed and, in addition, all necessary expenses incurred in the performance of their duties, to be paid from the funds of the said Lake Champlain Bridge Commission.

Agreement—Contd.

## ARTICLE V

The Lake Champlain Bridge Commission shall have such additional powers and duties as may hereafter be delegated to or imposed upon it from time to time by the action of the legislature of either State, concurred in by the legislature of the other. Unless and until otherwise provided, it shall make an annual report to the governor of each State, setting forth in detail the operations and transactions conducted by it pursuant to this agreement, and any legislation thereunder, and which said report shall be submitted by the governor to the respective legislatures.

The Lake Champlain Bridge Commission shall not pledge the credit of either State, except by and with the authority of the legislature thereof.

## ARTICLE VI

Each member of the Lake Champlain Bridge Commission, before entering upon his duties, shall take and subscribe the constitutional oath of office, which oath shall be filed in the office of the secretary of state of the State from which said commissioner is appointed.

The Lake Champlain Bridge Commission shall elect from its number a chairman and a vice chairman, and may appoint a secretary and treasurer, who need not be members of the commission, and such employees as it may require in the performance of its duties, and shall fix and determine their qualifications, duties, and compensation.

It shall adopt a seal and keep in well-bound books a record of all its meetings and proceedings, certificates, contracts, surety bonds, and corporate accounts, and shall maintain a suitable office where its maps, plans, documents, records and accounts shall be kept, subject to public inspection at such times and under such regulations as the commission shall determine.

## ARTICLE VII

Unless and until the revenues from operations conducted by the Lake Champlain Bridge Commission are adequate to meet all expenditures, the legislatures of the two States shall appropriate for the administrative expenses such sum or sums as shall be necessary and shall be recommended by the Lake Champlain Bridge Commission and approved by the governors of the two States in the following ratio, to wit: The State of New York shall appropriate 60 per centum thereof and the State of Vermont shall appropriate 40 per centum thereof. And unless and until otherwise determined by the action of the legislatures of the two States, the Lake Champlain Bridge Commission shall not incur any obligations for salaries, office, and other administrative expenses within the provisions of this article prior to the making of the appropriations by both States adequate to meet the same.

## ARTICLE VIII

Unless and until otherwise determined by the action of the legislatures of the two States, no action of the Lake Champlain Bridge Commission shall be binding, unless taken at a meeting at which at least two members of each State are present, and unless four votes are cast therefor, two from each State.



## ARTICLE IX

Agreement—Contd.

The Lake Champlain Bridge Commission is hereby authorized to make suitable rules and regulations for the control of traffic across the bridge herein provided for, not inconsistent with the Constitution of the United States or of either State, and subject to the exercise of the power of Congress which, when concurred in or authorized by the legislatures of both States, shall be binding and effective upon all persons and corporations affected thereby.

## ARTICLE X

The two States shall provide penalties for violation of any order, rule, or regulation of the Lake Champlain Bridge Commission and for the manner of enforcing the same.

## ARTICLE XI

The commissioners of the two States shall have the power to apply to the Congress of the United States or any department of the United States for consent and approval of this agreement, and the bridge to be constructed thereunder by the Lake Champlain Bridge Commission pursuant to law or in the absence of such consent of Congress or of such department of the Federal Government, and until the same shall have been secured, this agreement shall be binding upon the State of New York, when ratified by it, and upon the State of Vermont, when ratified by it, provided, however, that such consent shall be obtained within three years from the date hereof.

## ARTICLE XII

The two States hereby agree that there shall be constructed a highway bridge between the State of New York and the State of Vermont as speedily as possible between a point heretofore selected by the aforesaid joint legislative committee and commission at Crown Point, in the county of Essex, and in the State of New York, and a point so selected near Chimney Point, in the town of Addison, in the State of Vermont. Such bridge shall be built according to the plans and specifications of the Lake Champlain Bridge Commission, as approved by such duly constituted Federal authority as by law may be required. The State of New York agrees to pay the entire cost of all highway approaches to said bridge in the State of New York, and the State of Vermont agrees to pay the entire cost of all highway approaches to said bridge in the State of Vermont.

*Ante*, p. 62.

## ARTICLE XIII

If, for the construction of said bridge, including approaches, it shall become necessary to acquire lands, rights, or property, and the Lake Champlain Bridge Commission shall be unable to purchase the same upon terms which they deem reasonable, then, and in such case, the Lake Champlain Bridge Commission may take, by right of eminent domain, lands, rights, and property necessary for the proper construction of said bridge and approaches thereto. In the State of Vermont, for the taking of such lands, rights, and property, the said commission shall have the same rights, powers, and duties as are vested in the selectmen of towns for the taking of land for highway purposes, and the provisions of chapter 191 of the General Laws of the State of Vermont, with amendments thereto, are hereby made applicable to all proceedings hereunder.

Agreement—Contd.

In the State of New York, if, for any of the purposes provided herein, the Lake Champlain Bridge Commission shall find it necessary or convenient to acquire any real property in this State, then such Lake Champlain Bridge Commission may find and determine that such real property is required for a public use, and upon such due determination the said property shall be and shall be deemed to be required for such public use. Such real property may be acquired by such commission by gift or purchase or, in the event that such real property can not be so acquired, it may be acquired under the provisions of the condemnation law.

If it shall be necessary for the commission to set apart, out of any funds available therefor, any sum or sums to create a fund to be used for making compensation to owners of real property, or of any interest therein to be acquired for the purposes of this agreement, such fund shall be created within the State where such real property or interest therein is located, and shall not be used for any other purpose until such compensation has been duly made according to the law of the State wherein such real property or interest therein is located. The fund so created shall be deposited with the custodian authorized by law to receive and hold the same.

#### ARTICLE XIV

The State of New York agrees to provide and make available in the year 1927 the sum of \$120,000 toward the cost of the construction of such bridge, and the State of Vermont agrees to provide and make available in the year 1927 the sum of \$80,000 toward the cost of the construction of such bridge. Such funds shall be available for all costs incidental to the construction of the said bridge, but no part of such fund shall be used by the commission except for expenses of preparing specifications until this agreement also be ratified by the Congress of the United States.

No part of the said sum mentioned in this Article shall be payable by either State, unless the other State shall have made available to the Lake Champlain Bridge Commission the sum herein agreed to be made payable, the intent hereof being that each State shall cause to be paid over or made available to the Lake Champlain Bridge Commission, at such time as may be necessary, the sum herein set forth as an advance to the Lake Champlain Bridge Commission by the respective States for use in the construction of said bridge.

#### ARTICLE XV

Upon the completion of the bridge, pursuant to this agreement, the Lake Champlain Bridge Commission shall cause the boundary line between the two States on said bridge to be appropriately marked and indicated.

#### ARTICLE XVI

All accounts of the Lake Champlain Bridge Commission shall be audited jointly by the comptroller of the State of New York and the auditor of accounts of the State of Vermont and the report of such audit shall accompany the annual reports of said Lake Champlain Bridge Commission.

#### ARTICLE XVII

The balance of the money needed for the construction of the said bridge shall be raised by the Lake Champlain Bridge Commission on its own obligations secured by the pledge of the prop-

erty owned by said commission and the revenues and tolls arising out of the use of the said bridge. As security for obligations so issued, and the moneys so appropriated, such property and such revenues and tolls arising out of the use of the said bridge shall be pledged as hereinafter provided to the repayment of the entire issue of bonds and other securities for the construction thereof, together with the interest and the repayment of the moneys paid over by the States, it being the declared policy of the States that the bridge, so far as the payment of bonds or other securities issued for the construction thereof, together with the repayment of the moneys advanced by the States, shall in all respects be self-sustaining; and the Lake Champlain Bridge Commission shall charge and maintain revenues and tolls for the use of the said bridge until all bonds and other securities issued for the construction thereof shall have been paid, and until the moneys so as aforesaid advanced by the States of New York and Vermont shall have been repaid, with interest at the rate of 4 per centum per annum.

The obligation for moneys so raised by the Lake Champlain Bridge Commission on its own obligations for the construction of the said bridge and purposes incidental thereto shall constitute a lien upon the property owned by said commission, and the revenues and tolls therefrom, in accordance with the terms upon which such moneys are raised, and any right or claim of the States, including that arising out of this agreement, shall be subordinated to such lien. The Lake Champlain Bridge Commission shall, however, pay into the State treasury of each State annually out of the revenues and tolls from the bridge a sum equal to 4 per centum upon the unpaid balance of the amount actually advanced to the Lake Champlain Bridge Commission by each State hereunder as interest for that year, together with at least 2 per centum of the principal of such advance, until the whole sum so advanced is repaid to the States, with accrued interest, provided that the Lake Champlain Bridge Commission shall not make such payments until it shall have accumulated a reserve fund, and only so long as and for the years in which it maintains such reserve fund equal to 10 per centum of its own obligations issued in relation to or for the construction of such bridge, over and above the sums required by the terms of such obligations to be set aside for amortization or a sinking fund, and unless in said year the tolls or revenues from the said bridge after the payment of all expenses for operation and maintenance are sufficient to satisfy the interest and other contractual requirements of said obligations: *And provided further*, That such payments shall not be made into the State treasury of either State unless there shall be available under the same conditions sufficient money to make payment on similar terms to the other State, and that if there exists such surplus revenue, but insufficient to make complete payment on such terms or conditions both to the States of New York and Vermont, then such surplus revenue shall be prorated in accordance with the respective unpaid balances of the advances made under the acts of the two States and such prorated sum shall be paid into the State treasury of each State in place and stead of the amount above provided, to be applied, first, upon interest accrued and unpaid, if any; second, upon the interest for the current year and the balance, if any, in reduction of the principal.

Agreement—Contd.

## ARTICLE XVIII

The States of New York and Vermont do hereby pledge themselves, and it is hereby agreed with those subscribing to the obligations issued by the Lake Champlain Bridge Commission for the construction of such bridge and incidental purposes, that the States will not authorize the construction or maintenance of any other highway crossing for vehicular traffic over Lake Champlain between the two States in competition with the said bridge, nor will it limit or alter the rights vested in the Lake Champlain Bridge Commission to establish and levy such charges and tolls it may deem convenient and necessary to produce sufficient revenue to meet the expenses of maintenance and operation and to fulfill the terms of the obligations assumed by it in relation to such bridge until the said obligations, together with interest thereon, are fully met and discharged: *Provided*, That such crossings shall be considered as competitive with such bridge only if they shall form a highway connection for vehicular traffic between the two States across Lake Champlain within a distance of twenty-five miles from such bridge. The provisions of this article, when approved by the two States, shall constitute an agreement between the two States for the benefit of those lending money to the Lake Champlain Bridge Commission for the construction of such bridge, and the Lake Champlain Bridge Commission may include in the bonds or other evidences of its obligations issued by it for the construction of the said bridge, or incidental purposes, such part of this agreement as shall seem proper as evidence of the foregoing agreement made by the two States with the holders of the said bonds or other obligations.

## ARTICLE XIX

The States agree that the construction of the said bridge herein authorized be by contract to be executed as follows:

The Lake Champlain Bridge Commission shall advertise for proposals for the construction of such bridge according to the plans, specifications, and estimate approved by it therefor. The advertisement shall be limited to a brief description of the work proposed to be done, with an announcement stating where the maps, plans, specifications, and estimate may be seen, the terms and conditions under which proposals will be received, the time and place where the same shall be opened, and such other matters as the Lake Champlain Bridge Commission may deem advisable to include therein. Such advertisement shall be published at least once in each week for two successive weeks in such newspapers as the Lake Champlain Bridge Commission may designate.

Each proposal shall specify the gross sum for which the work will be performed, and shall also include the amount to be charged for each item specified in the estimate. The Lake Champlain Bridge Commission may prescribe and furnish forms for the submission of such proposals, which shall be sealed, and may prescribe the manner of submitting the same, which shall not be inconsistent herewith. Accompanying each proposal there shall be a draft or certified check for 3 per centum of the amount of the gross sum bid, which check, in case such proposal be accepted, shall be retained by the Lake Champlain Bridge Commission until the contract, and the bond hereinafter provided for, shall have been duly executed, whereupon such check shall be returned to the bidder. In case the bidder, to whom the contract shall be awarded, shall fail to execute such contract and bond, the money represented by such draft or certified check shall be regarded as liquidated

damages, and shall be forfeited to the Lake Champlain Bridge Commission. The proposals, when opened, shall be subject at all reasonable times to public inspection, and at the time of opening shall be publicly read, and conspicuously posted in such a manner as to indicate the several items of the proposal.

The contract for the construction of such bridge shall be awarded to the lowest responsible bidder, except that no contract shall be awarded at a greater sum than that required in the estimate made for such construction in accordance with the plans and specifications as approved. The lowest bid shall be deemed to be that which specifically states the lowest gross sum for which the entire work will be performed, including all the items specified in the estimate therefor.

If no proposal otherwise acceptable is made within the estimate accompanying the plans and specifications, the Lake Champlain Bridge Commission may cause the estimate to be amended.

The Lake Champlain Bridge Commission may reject any or all proposals, and may advertise for new proposals as above provided, if, in their opinion, the best interests of the States will thereby be promoted.

The Lake Champlain Bridge Commission shall prescribe the form of contracts and may include therein such matters as they may deem advantageous to the States.

The contractor, before entering into a contract for such construction, shall execute a bond in the form prescribed by the Lake Champlain Bridge Commission, with sufficient sureties, to be approved by the Lake Champlain Bridge Commission, conditioned that he will perform the work in accordance with the terms of the contract and with the plans and specifications, and that he will commence and complete the work within the time prescribed in the contract.

The bond shall also provide against any direct or indirect damages that shall be suffered or claimed on account of such construction during the time thereof and until such bridge is accepted.

The contract may provide for partial payment to an amount not exceeding 90 per centum of the value of the work done. Ten per centum of the contract price, where a bond approved by the Lake Champlain Bridge Commission is given, shall be retained until the entire work has been completed and accepted.

All contingencies arising during the prosecution of the work shall be provided for to the satisfaction of the Lake Champlain Bridge Commission, and as may be agreed upon in the original or by a supplemental contract executed by the commission; the amount to be expended shall not exceed the original estimate, unless such estimate shall have been duly amended by the commission. If a supplemental contract be executed by the Lake Champlain Bridge Commission for the performance of work or furnishing of material not provided for in the original contract, the amount to be charged thereunder for any such work or material shall not exceed the rate for which similar work or material was agreed to be performed or furnished under the original bid upon which the contract was awarded.

#### ARTICLE XX

The construction, maintenance, and operation of said bridge is in all respects for the benefit of the people of the two States, for the increase of their commerce and prosperity, and for the improvement of their health and living conditions, and the Lake

Agreement—Contd.

Champlain Bridge Commission shall be regarded as performing a governmental function in undertaking the said construction, maintenance, and operation, and in carrying out the provisions of law relating to the said bridge, and shall be required to pay no taxes or assessments upon any of the property acquired by it for the construction, operation, and maintenance of such bridge, and the interest of either State in any tolls collected under this article shall be free from any State, county, municipal, or local taxation whatsoever in the other State.

The obligations which may be issued by the Lake Champlain Bridge Commission for the construction of the bridge mentioned herein, or incidental thereto, shall be exempt from taxation and are to be legal securities in which all public officers and bodies of each State and of its municipal subdivisions, all insurance companies and associations, all savings banks and savings institutions, including savings loan associations, executors, administrators, guardians, trustees, and all other fiduciaries in each State may properly and legally invest the funds within their control.

ARTICLE XXI

It is the declared purpose of each of the contracting parties that this bridge will eventually be a free bridge, and to that end it is agreed that after the payment of all the obligations which may be issued against the bridge and the tolls and revenues thereof, and the State of New York and the State of Vermont shall have been fully repaid for any and all moneys that may have been advanced by them, together with all interest thereon, the Legislatures of the State of New York and the State of Vermont, subject to the approval of the governor of each State, by concurrent legislation, shall provide the method and procedure for the future operation, maintenance, and control of said bridge.

In witness whereof we have signed this compact or agreement by and under the authority of chapter 321 of the Laws of 1927 of the State of New York, and by and under the authority of act 139 of the acts and resolutions passed by the General Assembly of the State of Vermont at the twenty-ninth biennial session, 1927, this 11th day of May, 1927.

As commissioners upon the part of the State of New York:

- MORTIMER Y. FERRIS.
- HARRY E. OWEN.
- ROY LOCKWOOD.
- ALBERT OTTINGER,

Attorney General of the State of New York.

As commissioners upon the part of the State of Vermont:

- GEORGE Z. THOMPSON.
- WILLIAM R. WARNER.
- CHAS. E. SCHOFF.
- J. WARD CARVER,

Attorney General of the State of Vermont.

In the presence of:

ALFRED E. SMITH.

Amendment, etc.

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

Approved, February 16, 1928.

**CHAP. 88.**—An Act To authorize appropriations for construction at military posts, and for other purposes.

February 18, 1928.

[H. R. 7009.]

[Public, No. 61.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That there is hereby authorized to be appropriated not to exceed \$6,695,691, to be expended for the construction and installation at military posts of such technical buildings and utilities and appurtenances thereto as, in the judgment of the Secretary of War, may be necessary, as follows:

Bolling Field, District of Columbia, supply warehouse, \$38,000; administration building, \$42,000; Chanute Field, Illinois, heating system in hangars, \$5,629; Fort Crockett, Texas, machine shop and aero repair building, \$19,869; dope and paint house and lean-to for boiler room, \$10,775; Fort Sam Houston, Texas, macadamizing hangar line and construction of storm sewer and surface drainage for hangars, \$3,858; Hawaiian Department (for the Air Corps), steel hangar, \$39,500; addition to radio hut, \$6,979; New Primary Flying Field, San Antonio, Texas, hangars, \$440,000; field shop, \$81,000; field warehouse, \$45,000; headquarters and operations buildings, \$40,000; radio, parachute, and photographic buildings, and armament building, \$61,000; school building, \$40,000; gasoline and oil storage, \$16,900; paint, oil, and dope storage, \$5,000; night flying lighting system, \$15,000; improvement of landing field, \$81,000; New Primary Flying School, San Antonio, Texas, barracks, \$700,000; noncommissioned officers' quarters, \$540,000; officers' quarters, \$1,020,000; hospital, \$150,000; magazine (for explosive), \$15,000; quartermaster warehouse, \$90,000; garage, \$80,000; quartermaster maintenance building, \$20,000; fire house, \$15,000; guard house, \$30,000; post exchange, \$45,000; theater and gymnasium, \$60,000; incinerator, \$5,000; railroad spur tracks, \$39,700; telephone and telegraph lines in conduit, \$68,375; bakery, \$10,000; chapel and school, \$50,000; enlisted men's club, \$60,000; officers' mess, \$60,000: *Provided*, That the Secretary of War is hereby authorized, when directed by the President, to accept on behalf of the United States, free from encumbrances and without cost to the United States, the title in fee simple to such lands as he may deem necessary or desirable, in the vicinity of San Antonio, Texas, approximately two thousand four hundred acres, as a site for an Army primary flying school and flying field: *Provided further*, That upon the acceptance of the lands as herein provided there is hereby authorized to be made available or appropriated for the construction thereon of barracks and officers' quarters and utilities and appurtenances thereto such amounts as may have been appropriated or authorized for appropriation for barracks and officers' quarters and utilities and appurtenances thereto at Brooks Field and Kelly Field, Texas, pursuant to the authority contained in the Acts approved February 25, 1927 (Forty-fourth Statutes at Large, page 1235), and March 3, 1927 (Forty-fourth Statutes at Large, page 1390): *Provided further*, That, upon the acceptance of the lands as herein provided, the Secretary of War is hereby authorized to prepare the grounds and construct the necessary roadways and utilities at said primary flying school and flying field and to transfer thereto and reestablish thereon such buildings, utilities and equipment then located at Brooks Field and Kelly Field, Texas, as he may determine to be necessary and desirable: *And provided further*, That the Secretary of War be, and he is hereby authorized to sell, or cause to be sold, under the provisions of the Act of March 12, 1926, the tracts or parcels of real property comprising Brooks Field and Kelly Field, Texas, or any portion thereof, upon determination by him that said tracts or parcels are no longer needed for military purposes, and to execute and deliver in the name of the United States and in its

Army.  
Construction of  
buildings, etc., author-  
ized at military posts.

Designated posts,  
etc.

Post, pp. 334, 1304.

Primary Flying  
Field, Tex.  
Post, p. 926.

Primary Flying  
School, Tex.

*Provisos.*  
Acceptance of site,  
near San Antonio.

Brooks Field and  
Kelly Field, Tex., au-  
thorizations trans-  
ferred.

Vol. 44, p. 1235.  
Vol. 44, p. 1391.

Transfer of build-  
ings, etc., to primary  
flying school and field.

Sale of Brooks Field  
and Kelly Field, au-  
thorized.  
Vol. 44, p. 204.  
Post, p. 926.

Post, pp. 334, 1304.

Post, pp. 334, 1306.

Military Academy.  
New cadet barracks,  
etc.  
Post, p. 300.

Architects author-  
ized, for plans, etc.

Schofield Barracks,  
Hawaii, and Fort Sill,  
Okla.

Buildings at, author-  
ized from current funds.

Fort Benning, Ga.  
Authorization for,  
modified.

Vol. 44, p. 1391,  
amended.

behalf any and all contracts, conveyances, or other instruments necessary to effectuate such sale and conveyance; Langley Field, Virginia, heating plant for hangar, \$6,068; Middletown Air Depot, Middletown, Pennsylvania, hangars, \$79,000; concrete floors in warehouse, \$38,597; San Antonio Air Depot, San Antonio, Texas, rock asphalt apron for hangars, \$7,316; instrument house and engine repair and cleaning building, \$6,861; Scott Field, Illinois, gas holder, \$49,500; Fairfield Air Depot, Fairfield, Ohio, gasoline and oil tanks, \$36,000; March Field, California, radio, photographic and school buildings, \$86,000; night-flying lighting system, \$15,000; Maxwell Field, Alabama, hangar, \$39,500; field shop, \$81,000; headquarters and operations buildings, \$40,000; radio, parachute, and photographic buildings, \$56,000; night-flying lighting system, \$15,000; Mitchel Field, Long Island, New York, hangars, \$79,000; field shop, \$81,000; field warehouse, \$38,000; headquarters and operations buildings, \$40,000; radio, parachute, and photographic buildings, \$56,000; Selfridge Field, Michigan, hangars, \$237,000; field shop, \$81,000; headquarters and operations buildings, \$40,000; radio and parachute buildings, \$20,000; ceiling and walling hangars, \$3,264; Albrook Field, Canal Zone, construction of landing field, \$400,000; Fort Leavenworth, Kansas, one hangar, \$40,000; field warehouse and shop, \$45,000; headquarters building, \$20,000; gasoline and oil storage, \$5,000; night-flying lighting system, \$10,000; Walter Reed General Hospital, in the District of Columbia, for the construction of a three-story ward building, for conversion of the fourth story of the present administration building of said hospital into an operating suite, including the construction of the necessary corridors, roads, walks, grading utilities, and appurtenances thereto, \$310,000; the United States Military Academy, West Point, New York, for the purpose of razing the old cadet mess hall, and of preparing the plans and specifications and of excavating the ground and otherwise preparing the site for the construction of a new cadet barracks at the United States Military Academy (the total cost of which is not to exceed \$825,000), \$185,000: *Provided*, That the superintendent of the United States Military Academy, West Point, New York, with the approval of the Secretary of War, is authorized to employ architects to draw the necessary plans and specifications from funds herein authorized, when appropriated; Fort Benjamin Harrison, barracks and motion picture theatre, \$400,000.

There is hereby authorized to be constructed from current funds in possession of the Secretary of War, 96 sets of bachelor officers' quarters at Schofield Barracks, Hawaii, \$108,000; an addition to ward building (hospital), Fort Sill, Oklahoma, \$30,000.

The Act entitled "An Act to authorize appropriations for construction at military posts, and for other purposes," approved March 3, 1927, is hereby amended so as to strike out the authorization therein for \$500,000 for barracks at Fort Benning, Georgia, and to substitute therefor the following: "For Fort Benning, Georgia, barracks, \$300,000; to complete the hospital, \$135,000; to construct nurses' quarters, \$65,000."

Approved, February 18, 1928.

February 20, 1928.  
[H. R. 6487.]  
[Public, No. 62.]

**CHAP. 90.**—An Act Authorizing the Baton Rouge-Mississippi River Bridge Company, its successors and assigns, to construct, maintain, and operate a bridge across the Mississippi River at or near Baton Rouge, Louisiana.

Mississippi River.

*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 Baton Rouge-Mississippi River Bridge Company, its successors and assigns, be, and is hereby, authorized to construct, maintain, and operate a bridge and approaches thereto across the Mississippi River at a point suitable to the interests of navigation, at or near Baton Rouge, Louisiana, in accordance with the provisions of the Act entitled "An Act to regulate the construction of bridges over navigable waters," approved March 23, 1906, and subject to the conditions and limitations contained in this Act.

Baton Rouge-Mississippi River Bridge Company may bridge, at Baton Rouge, La.

Construction.  
Vol. 34, p. 84.  
Post, p. 1093.

Character of bridge.

SEC. 2. The Baton Rouge-Mississippi River Bridge Company, its successors and assigns, is authorized to construct, maintain, and operate such bridge and the necessary approaches thereto as a railroad bridge for the passage of railway trains or street cars, or both, or as a highway bridge for the passage of pedestrians, animals, and vehicles, adapted to travel on public highways, or as a combined railroad and highway bridge for all such purposes; and there is hereby conferred upon the said Baton Rouge-Mississippi River Bridge Company, its successors and assigns, 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 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.

Right to condemn real estate, etc., for approaches.

Acquisition authorized, after completion, as highway bridge, by Louisiana, etc.

SEC. 3. After the completion of such bridge, as determined by the Secretary of War, if the same is constructed as a highway bridge only, either the State of Louisiana, any political subdivision thereof, within or adjoining which any part of such bridge is located, 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, in accordance with the laws of such State governing the acquisition of private property for public purposes by condemnation or expropriation. If at any time after the expiration of twenty years after the completion of such bridge the same as acquired by condemnation or expropriation, the amount of damages or compensation to be allowed shall not include good will, 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 cost, not to exceed 10 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.

Compensation if acquired by condemnation.

Limitations.

SEC. 4. If such bridge shall at any time be taken over or acquired by the State of Louisiana or by any municipality or other political subdivision or public agency thereof, under the provisions of section 3 of this Act, and if tolls are 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 rea-

Tolls under State, etc., operation.

Rates applied to operation, sinking fund, etc.

Maintenance as a free bridge, etc., after amortizing costs.

Record of expenditures and receipts.

Purchase or condemnation of combined railroad and highway bridge.

Compensation.

Maintenance of highway bridge.

Sworn statement of construction costs, etc., to be filed after completion.

Investigation by the Secretary of War.

Findings of Secretary conclusive.

Tolls authorized.

Vol. 34, p. 85.

sonable 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, or the rates of toll shall thereafter be so adjusted as to provide a fund of not to exceed the amount necessary for the proper maintenance, repair, and operation of the bridge and its approaches under economical management. 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.

SEC. 5. If such bridge is constructed as a combined railroad bridge for the passage of railway trains or street cars, and a highway bridge for the passage of pedestrians, animals, and vehicles, then the right of purchase and condemnation conferred by this Act shall apply to a right of way thereover for the passage without cost of persons, animals, and vehicles adapted to travel on public highways; and if the right of purchase or condemnation shall be exercised as to such right of way over the bridge, then the measure of damages or compensation to be allowed or paid for such right of way shall be a sum equal to the difference between the actual fair cash value of such bridge determined in accordance with the provisions of section 3 of this Act, and what its actual fair cash value so determined would have been if such bridge had been constructed as a railroad bridge only. If the right of purchase or condemnation conferred by this Act shall be exercised as to the right of way over such bridge, then that part of the bridge which shall be purchased or condemned and shall be thereafter actually used for the passage of pedestrians, animals, or vehicles, shall be maintained, operated, and kept in repair by the purchaser thereof.

SEC. 6. The Baton Rouge-Mississippi River Bridge Company, its successors and assigns, shall, within ninety days after the completion of such bridge, file with the Secretary of War and with the highway department of the State of Louisiana 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 at the request of the highway department of the State of Louisiana 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 Baton Rouge-Mississippi River Bridge Company, 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.

SEC. 7. The Baton Rouge-Mississippi River Bridge Company, its successors and assigns, is hereby authorized and empowered to fix and charge just and reasonable tolls for the passage of such bridge of pedestrians, animals, and vehicles adapted to travel on public highways, and the rates so fixed shall be the legal rates until the Secretary of War shall prescribe other rates of toll as provided in the Act of March 23, 1906; and if said bridge is constructed as a rail-

road bridge, or a joint railroad and highway bridge, as provided in this Act, the said Baton Rouge-Mississippi River Bridge Company, its successors and assigns, is hereby authorized to fix by contract with any person or corporation desiring the use of the same for the passage of railway trains, or street cars, or for placing water or gas pipe lines or telephone or telegraph or electric light or power lines, or for any other such purposes, the terms, conditions, and rates of toll for such use; but in the absence of such contract, the terms, conditions, and rates of toll for such use shall be determined by the Secretary of War as provided in said Act of March 23, 1906.

Charges for use if railroad or combined railroad and highway bridge.

SEC. 8. The right to sell, assign, transfer, and mortgage all the rights, powers, and privileges conferred by this Act is hereby granted to the Baton Rouge-Mississippi River Bridge Company, 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.

Right to sell, etc., conferred.

SEC. 9. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Amendment.

Approved, February 20, 1928.

**CHAP. 91.**—An Act Authorizing the Madison Bridge Company, its successors and assigns, to construct, maintain, and operate a bridge across the Ohio River at or near Madison, Jefferson County, Indiana.

February 20, 1928.  
[H. R. 7916.]  
[Public, No. 63.]

*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 Madison Bridge Company, its successors and assigns, 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 interests of navigation, at or near Madison, Jefferson 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.

Ohio River.  
Madison Bridge Company may bridge, at Madison, Ind.

Construction.  
Vol. 34, p. 84.

SEC. 2. There is hereby conferred upon the Madison Bridge Company, its successors and assigns, 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 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.

Right to acquire real estate, etc., for location, approaches, etc.

Condemnation proceedings.

SEC. 3. The said Madison Bridge Company, 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 the authority contained in the Act of March 23, 1906.

Tolls authorized.

Vol. 34, p. 85.

SEC. 4. After the completion of such bridge, as determined by the Secretary of War, either the State of Indiana, the State of Kentucky, any public agency or political subdivision of either of

Acquisition authorized, after completion, by Indiana, Kentucky, etc.

such States, within or adjoining which any part of such bridge is located, 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 twenty 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 good will, 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 10 per centum of the sum of the cost of constructing the bridge and its approaches and acquiring such interest in real property; and (4) actual expenditures for necessary improvements.

Compensation if acquired by condemnation.

Limitations.

Tolls under State, etc., operation.

Rates applied to operation, sinking fund, etc.

Maintenance as free bridge, etc., after amortizing costs.

Record of expenditures and receipts.

Sworn statement of construction costs, etc., to be filed after completion.

Investigation by the Secretary of War.

Findings of Secretary conclusive.

SEC. 5. If such bridge shall be taken over or acquired by the States or public agencies or political subdivisions thereof, or by either of them, as provided in section 4 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 managements, 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, or the rates of toll shall thereafter be so adjusted as to provide a fund of not to exceed the amount necessary for the proper maintenance, repair, and operation of the bridge and its approaches under economical management. 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.

SEC. 6. The Madison Bridge Company, 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 Indiana 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 Madison Bridge Company, 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 4

of this Act, subject only to review in a court of equity for fraud or gross mistake.

SEC. 7. The right to sell, assign, transfer, and mortgage all the rights, powers, and privileges conferred by this Act, is hereby granted to the Madison Bridge Company, 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.

Right to sell, etc.,  
conferred.

SEC. 8. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Amendment.

Approved, February 20, 1928.

**CHAP. 92.**—An Act Authorizing the Sistersville Ohio River Bridge Company, a corporation, its successors and assigns, to construct, maintain, and operate a bridge across the Ohio River at or near Sistersville, Tyler County, West Virginia.

February 20, 1928.  
[H. R. 9186.]  
[Public, No. 64.]

*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, Sistersville Ohio River Bridge Company, a corporation, its successors and assigns, 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 interests of navigation, at or near the city of Sistersville, Tyler County, West Virginia, in accordance with the provisions of the Act entitled "An Act to regulate the construction of bridges over navigable waters," approved March 23, 1906, and subject to the conditions and limitations contained in this Act.

Ohio River.  
Sistersville Ohio  
River Bridge Com-  
pany may bridge.

SEC. 2. There is hereby conferred upon Sistersville Ohio River Bridge Company, a corporation, its successors and assigns, 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 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.

Construction.  
Vol. 34, p. 84.  
Post, p. 1628.

Right to condemn  
real estate, etc., for  
location, approaches,  
etc.

SEC. 3. The said Sistersville Ohio River Bridge Company, a corporation, 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 the authority contained in the Act of March 23, 1906.

Condemnation pro-  
ceedings.

Tolls authorized.

Vol. 34, p. 85.

SEC. 4. After the completion of such bridge, as determined by the Secretary of War, either the State of West Virginia, the State of Ohio, any public agency or 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, 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.

Acquisition author-  
ized, after completion,  
by West Virginia,  
Ohio, etc.

Compensation if acquired by condemnation.

Limitations.

Tolls under State, etc., operation.

Rates applied to operation, sinking fund, etc.

Maintenance as a free bridge, etc., after amortizing costs.

Record of expenditures and receipts.

Sworn statement of construction costs, etc., to be filed after completion.

Investigation by the Secretary of War.

Findings of Secretary conclusive.

Right to sell, etc., conferred.

If at any time after the expiration of twenty 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 good will, 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 10 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.

SEC. 5. If such bridge shall be taken over or acquired by the States or public agencies or political subdivisions thereof, or by either of them, as provided in section 4 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, or the rates of toll shall thereafter be so adjusted as to provide a fund of not to exceed the amount necessary for the proper maintenance, repair, and operation of the bridge and its approaches under economical management. 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.

SEC. 6. The said Sistersville Ohio River Bridge Company, a corporation, 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 Ohio, 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 Sistersville Ohio River Bridge Company, a corporation, 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 4 of this Act, subject only to review in a court of equity for fraud or gross mistake.

SEC. 7. The right to sell, assign, transfer, and mortgage all the rights, powers, and privileges conferred by this Act is hereby granted to the Sistersville Ohio River Bridge Company, a corporation, 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. 8. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, February 20, 1928.

Amendment.

**CHAP. 93.**—An Act Granting the consent of Congress to the Norfolk and Western Railway Company and Knox Creek Railway Company to construct, maintain, and operate two bridges across the Tug Fork of Big Sandy River near Devon, Mingo County, West Virginia.

February 20, 1928.  
[S. 2348.]  
[Public, No. 65.]

*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 State of West Virginia and Knox Creek Railway Company, a corporation organized under the laws of Kentucky, their successors and assigns, to construct, maintain, and operate two railroad bridges and approaches thereto across the Tug Fork of Big Sandy River at points suitable to the interests of navigation near Devon, Mingo County, 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.

Tug Fork of Big Sandy River. Norfolk and Western Railway and Knox Creek Railway Company may bridge, near Devon, W. Va.

Construction.  
Vol. 34, p. 84.

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 and Knox Creek Railway Company, their respective 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.

Right to sell, etc., conferred.

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

Amendment.

Approved, February 20, 1928.

**CHAP. 94.**—An Act To amend section 5 of the Act entitled "An Act to provide for the construction of certain public buildings, and for other purposes," approved May 25, 1926.

February 24, 1928.  
[H. R. 278.]  
[Public, No. 66.]

*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 5 of the Act entitled "An Act to provide for the construction of certain public buildings, and for other purposes," approved May 25, 1926, is amended to read as follows:

Public Buildings Act 1926. Vol. 44, p. 633, amended.

"SEC. 5. For the purpose of carrying out the provisions of this Act the sum of \$250,000,000, in addition to the amount authorized in section 3 hereof, is hereby authorized to be appropriated, but under this authorization and from appropriations (exclusive of appropriations made for 'remodeling and enlarging public buildings'), heretofore made for the acquisition of sites for, or the construction, enlarging, remodeling, or extension of, public buildings under the control of the Treasury Department, not more than \$35,000,000 in the aggregate shall be expended annually (except that any part of the balance of such sum of \$35,000,000 remaining unexpended at the end of any year may be expended in any subsequent year without

Amount authorized for buildings under prior laws increased. Vol. 44, p. 632.

Annual limitation.

Balances available subsequently.

*Provisos.*  
Total and yearly amount for the District.

Distribution of expenditures outside the District.

State, etc., distribution.

Amount changed.  
Vol. 44, p. 634, amended.

reference to this limitation beginning with the fiscal year 1928) : *Provided*, That such amount as is necessary, not to exceed \$50,000,000 of the total amount authorized to be expended under the provisions of this Act, shall be available for projects in the District of Columbia, and not more than \$10,000,000 thereof shall be expended annually (except that any part of the balance of such sum of \$10,000,000 remaining unexpended at the end of any year may be expended in any subsequent year without reference to this limitation) : *Provided*, That at least one-fifth of the expenditures outside of the District of Columbia during the fiscal year 1927 shall be for the buildings heretofore authorized, and at least one-fifth of the expenditures for the fiscal year 1928 and at least one-fifth of the expenditures for the fiscal year 1929 shall be for a like purpose, unless a less amount shall be necessary to complete all of such buildings: *Provided further*, That expenditures outside the District of Columbia under the provisions of this section shall not exceed the sum of \$10,000,000 annually in any one of the States, Territories, or possessions of the United States."

(b) The last paragraph of such section 5 is amended by striking out "\$150,000,000" and inserting in lieu thereof "\$250,000,000."

Approved, February 24, 1928.

February 25, 1928.  
[H. R. 7032.]  
[Public, No. 67.]

**CHAP. 95.**—An Act Authorizing the Valley Bridge Company, Incorporated, of Paducah, Kentucky, its successors and assigns, to construct, maintain, and operate a bridge across the Cumberland River at or near Canton, Kentucky.

Cumberland River.  
Valley Bridge Company may bridge, at Canton, Ky.

*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, Valley Bridge Company, Incorporated, of Paducah, Kentucky, its successors and assigns be, and is hereby, authorized to construct, maintain, and operate a bridge and approaches thereto across the Cumberland River, at a point suitable to the interests of navigation, at or near the city or town of Canton, 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, and subject to the conditions and limitations contained in this Act.

Construction.  
Vol. 34, p. 84.  
Post, p. 1501.

Acquisition authorized, after completion, by Kentucky, etc.

**SEC. 2.** After the completion of such bridge, as determined by the Secretary of War, either the State of Kentucky, any political subdivision thereof within or adjoining which any part of such bridge is located, 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 in accordance with the laws of such State governing the acquisition of private property for public purposes by condemnation or expropriation. If at any time after the expiration of twenty 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 good will, 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 cost, not to exceed 10 per centum of the sum of the cost of constructing the bridge and its approaches and acquiring such interest in real property, and (4) actual expenditures for necessary improvements.

Condemnation proceedings.

Compensation if acquired by condemnation.

Limitations.



SEC. 3. If such bridge shall at any time be taken over or acquired by the State of Kentucky or by any municipality or other political subdivision or public agency thereof, under the provisions of section 2 of this Act, and if tolls are charged for the use thereof, the rates of tolls 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 as soon as possible under reasonable charges, but within a period not to exceed twenty years from the date of acquiring the same. After a sinking fund sufficient to pay the cost of acquiring the bridge and its approaches shall have been so provided, such bridge shall thereafter be maintained and operated free of tolls, or the rates of tolls shall thereafter be so adjusted as to provide a fund of not to exceed the amount necessary for the proper maintenance, repair, and operation of the bridge and its approaches under economical management. 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 the daily tolls collected shall be kept and shall be available for the information of all persons interested.

Tolls under State, etc., operation.

Rates applied to operation, sinking fund, etc.

Maintenance as free bridge, etc., after amortizing costs.

Record of expenditures and receipts.

Sworn statement of construction costs, etc., to be filed after completion.

Investigation by Secretary of War.

Findings of Secretary conclusive.

Right to sell, etc. conferred.

Amendment.

SEC. 4. The Valley Bridge Company, Incorporated, of Paducah, Kentucky, its successors and assigns, shall within ninety days after the completion of such bridge file with the Secretary of War, and with the Highway Department of the State of 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 therefor, and the actual financing and promotion costs. The Secretary of War may, and at the request of the Highway Department of the State of Kentucky 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 Valley Bridge Company, Incorporated, of Paducah, Kentucky, its successors and assigns, shall make available all records in connection with the construction, financing, and promotion thereof. The findings of the Secretary of War as to the reasonable costs of construction, financing, and promotion of the bridge shall be conclusive for the purposes mentioned in section 2 of this Act, subject only to review in a court of equity for fraud or gross mistake.

SEC. 5. The right to sell, assign, transfer, and mortgage all the rights, powers, and privileges conferred by this Act, is hereby granted to Valley Bridge Company, Incorporated, of Paducah, Kentucky, 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. 6. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, February 25, 1928.

February 25, 1928.  
[H. R. 7033.]  
[Public, No. 68.]

**CHAP. 96.**—An Act Authorizing the Valley Bridge Company, Incorporated, of Paducah, Kentucky, its successors and assigns, to construct, maintain, and operate a bridge across the Cumberland River at or near Iuka, Kentucky.

Cumberland River.  
Valley Bridge Com-  
pany may bridge, at  
Iuka, Ky.

*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, Valley Bridge Company, Incorporated, of Paducah, Kentucky, its successors and assigns, be, and is hereby, authorized to construct, maintain, and operate a bridge and approaches thereto across the Cumberland River, at a point suitable to the interests of navigation, at or near the city or town of Iuka, 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, and subject to the conditions and limitations contained in this Act.

Construction.  
Vol. 34, p. 84.  
Post, p. 1503.

Acquisition author-  
ized, after completion,  
by Kentucky, etc.

**SEC. 2.** After the completion of such bridge, as determined by the Secretary of War, either the State of Kentucky, any political subdivision thereof within or adjoining which any part of such bridge is located, or any two 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 in accordance with the laws of such State governing the acquisition of private property for public purposes by condemnation or expropriation. If at any time after the expiration of twenty 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 good will, 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 cost, not to exceed 10 per centum of the sum of the cost of constructing the bridge and its approaches and acquiring such interest in real property, and (4) actual expenditures for necessary improvements.

Condemnation pro-  
ceedings.

Compensation if ac-  
quired by condemna-  
tion.

Limitations.

Tolls under State,  
etc., operations.

Rates applied to op-  
eration, sinking fund,  
etc.

Maintenance as free  
bridge, etc., after amor-  
tizing costs.

Record of expendi-  
tures and receipts.

Sworn statement of  
construction costs, etc.,  
to be filed after com-  
pletion.

**SEC. 3.** If such bridge shall at any time be taken over or acquired by the State of Kentucky or by any municipality or other political subdivision or public agency thereof, under the provisions of section 2 of this Act, and if tolls are charged for the use thereof, the rates of tolls 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 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 to pay the cost of acquiring the bridge and its approaches shall have been so provided, such bridge shall thereafter be maintained and operated free of tolls, or the rates of tolls shall thereafter be so adjusted as to provide a fund of not to exceed the amount necessary for the proper maintenance, repair, and operation of the bridge and its approaches under economical management. 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.

**SEC. 4.** The Valley Bridge Company, Incorporated, of Paducah, Kentucky, its successors and assigns, shall, within ninety days after the completion of such bridge, file with the Secretary of War and

with highway department of the State of 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 at the request of the highway department of the State of Kentucky shall, at any time within three years after the completion of such bridge, investigate such costs and determine the accuracy and reasonableness of the costs alleged in the statement of cost 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 Valley Bridge Company, Incorporated, of Paducah, Kentucky, its successors and assigns, shall make available all 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 2 of this Act, subject only to review in a court of equity for fraud or gross mistake.

Investigation by Secretary of War.

Findings of Secretary conclusive.

SEC. 5. The right to sell, assign, transfer, and mortgage all the rights, powers, and privileges conferred by this Act, is hereby granted to Valley Bridge Company, Incorporated, of Paducah, Kentucky, 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.

Right to sell, etc., conferred.

SEC. 6. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Amendment.

Approved, February 25, 1928.

**CHAP. 97.**—An Act Authorizing the Midland Bridge Company, Incorporated, of Paducah, Kentucky, its successors and assigns, to construct, maintain, and operate a bridge across the Cumberland River at or near Smithland, Kentucky.

February 25, 1928.  
[H. R. 7034.]

[Public, No. 69.]

*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, Midland Bridge Company, Incorporated, of Paducah, Kentucky, its successors and assigns, be, and is hereby, authorized to construct, maintain, and operate a bridge and approaches thereto across the Cumberland River, at a point suitable to the interests of navigation at or near the city of Smithland, 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, and subject to the conditions and limitations contained in this Act.

Cumberland River.  
Midland Bridge  
Company may bridge,  
at Smithland, Ky.

Construction.  
Vol. 34, p. 84.  
Post, p. 1501.

SEC. 2. After the completion of such bridge, as determined by the Secretary of War, either the State of Kentucky, any political subdivision thereof within or adjoining which any part of such bridge is located, 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 in accordance with the laws of such State governing the acquisition of private property for public purposes by condemnation or expropriation. If at any time after the expiration of twenty years after the completion of such bridge the same is acquired by condemnation or expropriation,

Acquisition authorized, after completion, by Kentucky, etc.

Condemnation proceedings.

Compensation if acquired by condemnation.

the amount of damages or compensation to be allowed shall not include good will, 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 cost, not to exceed 10 per centum of the sum of the cost of constructing the bridge and its approaches and acquiring such interest in real property; and (4) actual expenditures for necessary improvements.

Limitations.

Tolls under State,  
etc., operation.

Rates applied to op-  
eration, sinking fund,  
etc.

Maintenance as free  
etc., bridge, after amor-  
tizing costs.

Record of expendi-  
tures and receipts.

Sworn statement of  
construction costs, etc.,  
to be filed after com-  
pletion.

Investigation by Sec-  
retary of War.

Findings of Secretary  
conclusive.

Right to sell, etc.,  
conferred.

SEC. 3. If such bridge shall at any time be taken over or acquired by the State of Kentucky or by any municipality or other political subdivision or public agency thereof, under the provisions of section 2 of this Act, and if tolls are 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 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 to pay the cost of acquiring the bridge and its approaches shall have been so provided, such bridge shall thereafter be maintained and operated free of tolls, or the rates of toll shall thereafter be so adjusted as to provide a fund of not to exceed the amount necessary for the proper maintenance, repair, and operation of the bridge and its approaches under economical management. 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.

SEC. 4. The Midland Bridge Company, Incorporated, at Paducah, Kentucky, its successors and assigns, shall within ninety days after the completion of such bridge file with the Secretary of War, and with the highway department of the State of 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 at the request of the highway department of the State of Kentucky 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 Midland Bridge Company, Incorporated, of Paducah, Kentucky, its successors and assigns, shall make available all 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 2 of this Act, subject only to review in a court of equity for fraud or gross mistake.

SEC. 5. The right to sell, assign, transfer, and mortgage all the rights, powers, and privileges conferred by this Act is hereby granted to Midland Bridge Company, Incorporated, of Paducah, Kentucky, 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. 6. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, February 25, 1928.

Amendment.

**CHAP. 98.**—An Act Authorizing the Midland Bridge Company, Incorporated, of Paducah, Kentucky, its successors and assigns, to construct, maintain, and operate a bridge across the Tennessee River at or near the mouth of Clarks River.

February 25, 1928.

[H. R. 7035.]

[Public, No. 70.]

*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, Midland Bridge Company, Incorporated, of Paducah, Kentucky, its successors and assigns, be and is hereby authorized to construct, maintain, and operate a bridge and approaches thereto across the Tennessee River, at a point suitable to the interests of navigation, at or near where Clarks River empties into the Tennessee River, 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.

Tennessee River.  
Midland Bridge  
Company may bridge,  
at mouth of Clarks  
River.

Construction.  
Vol. 34, p. 84.

SEC. 2. After the completion of such bridge, as determined by the Secretary of War, either the State of Kentucky, any political subdivision thereof within or adjoining which any part of such bridge is located, 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 in accordance with the laws of such State governing the acquisition of private property for public purposes by condemnation or expropriation. If at any time after the expiration of twenty 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 good will, 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 interest in real property, (3) actual financing and promotion cost, not to exceed 10 per centum of the sum of the cost of constructing the bridge and its approaches and acquiring such interest in real property, and (4) actual expenditures for necessary improvements.

Acquisition author-  
ized, after completion,  
by Kentucky, etc.

Condemnation pro-  
ceedings.

Compensation if  
acquired by condem-  
nation.

Limitations.

SEC. 3. If such bridge shall at any time be taken over or acquired by the State of Kentucky or by any municipality or other political subdivision or public agency thereof, under the provisions of section 2 of this Act, and if tolls are charged for the use thereof, the rates of tolls shall be so adjusted as to provide a fund sufficient to pay for the reasonable cost of maintenance, repairing, and operating the bridge and its approaches under economical management, and to provide a sinking fund sufficient to amortize the amount paid therefor as soon as possible under reasonable charges, but within a period not to exceed twenty years from the date of acquiring the same. After a sinking fund sufficient to pay the cost of acquiring the bridge and its approaches shall have been so provided, such bridge shall thereafter be maintained and operated free of tolls, or the rates of tolls shall thereafter be so adjusted as to provide a fund of not to exceed the amount necessary for the proper maintenance, repair, and operation of the bridge and its approaches under economical

Tolls under State,  
etc., operation.

Rates applied to op-  
eration, sinking fund,  
etc.

Maintenance as free  
bridge, etc., after amor-  
tizing costs.

Record of expenditures and receipts.

management. 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.

Sworn statement of construction costs, etc., to be filed after completion.

SEC. 4. The Midland Bridge Company, Incorporated, of Paducah, Kentucky, its successors and assigns, shall within ninety days after the completion of such bridge file with the Secretary of War, and with the highway department of the State of 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 at the request of the highway department of the State of Kentucky shall, at any time within three years after the completion of such bridge, investigate such costs and determine the accuracy and 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 Midland Bridge Company, Incorporated, of Paducah, Kentucky, its successors and assigns, shall make available all 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 2 of this Act, subject only to review in a court of equity for fraud or gross mistake.

Investigation by Secretary of War.

Findings of Secretary conclusive.

Right to sell, etc., conferred.

SEC. 5. The right to sell, assign, transfer, and mortgage all the rights, powers, and privileges conferred by this Act, is hereby granted to Midland Bridge Company, Incorporated, of Paducah, Kentucky, 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.

Amendment.

SEC. 6. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, February 25, 1928.

February 25, 1928.  
[H. R. 7036.]  
[Public, No. 71.]

**CHAP. 99.**—An Act Authorizing the Valley Bridge Company, Incorporated, of Paducah, Kentucky, its successors and assigns, to construct, maintain, and operate a bridge across the Tennessee River at or near Eggners Ferry, Kentucky.

Tennessee River.  
Valley Bridge Company may bridge, at Eggners Ferry, Ky.

*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, Valley Bridge Company, Incorporated, of Paducah, Kentucky, its successors and assigns, be and is hereby authorized to construct, maintain, and operate a bridge and approaches thereto across the Tennessee River, at a point suitable to the interests of navigation, at or near Eggners Ferry, 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.

Construction.  
Vol. 34, p. 84.  
Post, p. 1524.

Acquisition authorized, after completion, by Kentucky, etc.

SEC. 2. After the completion of such bridge, as determined by the Secretary of War, either the State of Kentucky, any political subdivision thereof within or adjoining which any part of such bridge

is located, 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 in accordance with the laws of such State governing the acquisition of private property for public purposes by condemnation or expropriation. If at any time after the expiration of twenty 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 good will, 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 cost, not to exceed 10 per centum of the sum of the cost of constructing the bridge and its approaches and acquiring such interest in real property, and (4) actual expenditures for necessary improvements.

SEC. 3. If such bridge shall at any time be taken over or acquired by the State of Kentucky or by any municipality or other political subdivision or public agency thereof, under the provisions of section 2 of this Act, and if tolls are charged for the use thereof, the rates of tolls 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 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 to pay the cost of acquiring the bridge and its approaches shall have been so provided, such bridge shall thereafter be maintained and operated free of tolls, or the rates of tolls shall thereafter be so adjusted as to provide a fund of not to exceed the amount necessary for the proper maintenance, repair, and operation of the bridge and its approaches under economical management. 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.

SEC. 4. The Valley Bridge Company, Incorporated, of Paducah, Kentucky, its successors and assigns, shall within ninety days after the completion of such bridge file with the Secretary of War, and with the highway department of the State of 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 at the request of the highway department of the State of Kentucky shall, at any time within three years after the completion of such bridge, investigate such costs and determine the accuracy and 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 Valley Bridge Company, incorporated, of Paducah, Kentucky, its successors and assigns, shall make available all records in connection with the construction, financing, and promotion thereof. The findings of the Secretary of War as to the reasonable costs of construction, financing, and promotion of the bridge shall be conclusive for the purposes mentioned in section 2 of this Act, subject only to review in a court of equity for fraud or gross mistake.

Condemnation proceedings.

Compensation if acquired by condemnation.

Limitations.

Tolls under State, etc., operation.

Rates applied to operation, sinking fund, etc.

Maintenance as free bridge, etc., after amortizing costs.

Record of expenditures and receipts.

Sworn statement of construction costs, etc., to be filed after completion.

Investigation by Secretary of War.

Findings of Secretary conclusive.

Right to sell, etc.,  
conferred.

SEC. 5. The right to sell, assign, transfer, and mortgage all the rights, powers, and privileges conferred by this Act, is hereby granted to Valley Bridge Company, Incorporated, of Paducah, Kentucky, 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.

Amendment.

SEC. 6. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, February 25, 1928.

February 25, 1928.  
[H. R. 9280.]  
[Public, No. 72.]

CHAP. 100.—An Act To extend the times for commencing and completing the construction of a bridge across the Ohio River approximately midway between the city of Owensboro, Kentucky, and Rockport, Indiana.

Ohio River.  
Time extended for  
bridging, between  
Owensboro, Ky., and  
Rockport, Ind.  
Vol. 44, pp. 735, 1242,  
amended.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the times for commencing and completing the construction of the bridge across the Ohio River approximately midway between the city of Owensboro, Kentucky, and Rockport, Indiana, authorized by an Act of Congress approved June 12, 1926, and extended by the Act of Congress approved February 25, 1927, are hereby extended one and three years respectively from the date of approval hereof.

Amendment.

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

Approved, February 25, 1928.

February 25, 1928.  
[H. R. 9660.]  
[Public, No. 73.]

CHAP. 101.—An Act Authorizing the City of Louisville, Kentucky, to construct, maintain, and operate a toll bridge across the Ohio River at or near said city.

Ohio River.  
Louisville, Ky., may  
bridge.

*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 city of Louisville, Kentucky, or any board or commission of said city which may be duly created or established for the purpose, be and is hereby authorized to construct, maintain, and operate a highway bridge and approaches thereto across the Ohio River at a point suitable to the interests of navigation, extending from some point in the city of Louisville, Kentucky, across said river to a point opposite on the Indiana shore, 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.

Construction.  
Vol. 34, p. 84.

Right to acquire real  
estate, etc., for location,  
approaches, etc.

SEC. 2. There is hereby conferred upon the said city of Louisville or such board or commission and the successors thereof 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

Condemnation pro-  
ceedings.



proceedings therefor shall be the same as in the condemnation or expropriation of property for public purposes in such State.

SEC. 3. The said city of Louisville or such board or commission and the successors thereof are hereby authorized to fix and charge tolls for transit over such bridge, and the rates of tolls so fixed shall be the legal rates until changed by the Secretary of War under the authority contained in the Act of March 23, 1906.

SEC. 4. In fixing the rates of toll to be charged for the use of such bridge the same shall be so adjusted as to provide a fund sufficient to pay for the reasonable cost of maintaining, repairing, and operating the bridge and its approaches under economical management, and to provide a sinking fund sufficient to amortize the cost of such bridge and its approaches, including reasonable interests and financing cost, as soon as possible under reasonable charges but within a period of not to exceed twenty years from the completion thereof. After a sinking fund sufficient for such amortization shall have been so provided such bridge shall thereafter be maintained and operated free of tolls, or the rates of tolls shall thereafter be so adjusted as to provide a fund of not to exceed the amount necessary for the proper maintenance, repair, and operation of the bridge and its approaches under economical management. An accurate record of the cost of the bridge and its approaches, the expenditures for maintaining, repairing, and operating the same, and of 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, February 25, 1928.

**CHAP. 102.**—An Act To change the name of the Utah National Park, the establishment of which is provided for by the Act of Congress approved June 7, 1924 (Forty-third Statutes, page 593), to the "Bryce Canyon National Park," and for other purposes.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the area within the State of Utah described in the Act of Congress approved June 7, 1924 (Forty-third Statutes, page 593), providing for the establishment of the Utah National Park, shall be, when established as a national park, known as the Bryce Canyon National Park.*

SEC. 2. That the east half east half section 25, township 36 south, range 4 west; the east half southwest quarter section 20, and all of sections 21, 29, and 30, township 36 south, range 3 west; all of sections 24 and 25, township 37 south, range 4 west; and all of sections 19 and 30, township 37 south, range 3 west, Salt Lake meridian, be, and the same are hereby, excluded from the Powell National Forest and made a part of the Bryce Canyon National Park, subject to the provisions of the aforesaid Act of Congress approved June 7, 1924.

SEC. 3. That unsurveyed sections 28 and 33, township 36 south, range 3 west, and section 20, township 37 south, range 3 west, Salt Lake meridian, public lands of the United States, be, and the same are hereby, added to and made a part of the Bryce Canyon National Park subject to the provisions of the aforesaid Act of Congress approved June 7, 1924.

Approved, February 25, 1928.

Tolls authorized.

Vol. 34, p. 85.

Rates applied to operation, sinking fund, etc.

Maintenance as free bridge, etc., after amortizing costs.

Record of expenditures and receipts.

Amendment.

February 25, 1928.  
[S. 1312.]  
[Public, No. 74.]

Bryce Canyon National Park, Utah.  
Utah National Park to be known as.  
Vol. 43, p. 593, amended.

Areas excluded from Powell National Forest and added to Bryce Canyon Park.  
Post, p. 502.

Vol. 43, p. 593.

Other lands added to the Park.

February 25, 1928.  
[S. 1193.]  
[Public, No. 75.]

**CHAP. 103.**—An Act Granting certain rocks or islands to the State of Oregon for park purposes.

Public lands.  
Oregon granted, for  
park purposes, Castle,  
Tourist, and Elephant  
Rocks in Pacific Ocean.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That there is hereby granted to the State of Oregon for use and maintenance for public park purposes those certain rocks or islands locally known as Castle, Tourist, and Elephant Rocks, situated in the Pacific Ocean near the town of Seal Rock and located approximately in fractional section 25, township 12 south, range 12 west, Willamette meridian, Oregon, on condition that same be maintained in their present condition as natural monuments or objects of scenic interest. In the event of failure on the part of the State to comply with the conditions imposed in this Act title shall revert to the United States, and the Secretary of the Interior is hereby authorized and empowered to determine the facts and declare such forfeiture and such reversion and restore said lands to the public domain, such order of the Secretary to be final and conclusive.

Reversion for non-  
user.

Approved, February 25, 1928.

February 25, 1928.  
[S. 1959.]  
[Public, No. 76.]

**CHAP. 104.**—An Act To transfer to the Secretary of the Navy jurisdiction over oil and gas leases issued by the Secretary of the Interior on lands in naval petroleum reserves.

Naval petroleum re-  
serves.  
Jurisdiction over,  
transferred to Secre-  
tary of the Navy.  
Vol. 41, p. 443.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That jurisdiction over and the administration and enforcement of all oil and gas leases on lands in naval petroleum reserves issued pursuant to the provisions of section 18 and sections 18 (a) of the Act approved February 25, 1920 (Forty-first Statutes at Large, page 437), entitled "An Act to promote the mining of coal, phosphate, oil, oil shale, gas, and sodium on the public domain," are hereby transferred to the Secretary of the Navy.

Approved, February 25, 1928.

February 25, 1928.  
[H. J. Res. 156.]  
[Pub. Res., No. 10.]

**CHAP. 105.**—Joint Resolution Authorizing the President to accept the invitation of the British Government to appoint delegates to the Eighth International Dairy Congress, to be held in Great Britain during June-July, 1928, and providing for an appropriation of \$10,000 for the payment of the expenses of the delegates.

International Dairy  
Congress.  
Invitation of British  
Government to take  
part in, accepted.

*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 requested to accept the invitation of the British Government to participate in the Eighth International Dairy Congress, to be held in Great Britain during June-July, 1928, as set forth in the message of the President of January 5, 1928, printed as Senate Document Numbered 36, Seventieth Congress, first session, and to appoint delegates to said dairy congress.

Delegates to be ap-  
pointed.

Amount authorized  
for expenses of dele-  
gates, etc.  
Post, p. 570.

**SEC. 2.** That the sum of \$10,000, or as much thereof as may be necessary, is hereby authorized to be appropriated for the payment of the expenses of the delegates in attending such Congress, including the compensation of employees, transportation, subsistence, or per diem in lieu of subsistence (notwithstanding the provisions of any other Act), and such other expenses as the President shall deem proper.

Report to Congress.

**SEC. 3.** That the delegates shall make a report to Congress of the results and conclusions of the said dairy congress.

Approved, February 25, 1928.

**CHAP. 107.**—An Act To authorize the use by the county of Yuma, Arizona, of certain public lands for a municipal aviation field, and for other purposes.

February 27, 1928.  
[S. 1154.]  
[Public, No. 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 Interior, subject to valid existing rights, be, and he is hereby, authorized to lease to the county of Yuma, Arizona, for the establishment and maintenance of a municipal aviation field, the east half of section 10 and the west half of section 11 in Township 9 south, of range 23 west, of the Gila and Salt River base and meridian, Yuma County, Arizona, containing six hundred and forty acres, more or less.

Public lands.  
Yuma County, Ariz.,  
leased lands for avi-  
ation field.

**SEC. 2.** That said lease shall be for a period of twenty years, and be subject to renewal for a like period, on condition that the county pay to the United States a rental of \$1 per year for the use of the said land: *Provided*, That Government departments and agencies operating aircraft shall always have free and unrestricted use of said field and the right to erect and install upon said land such structures and improvements as the heads of such departments and agencies may deem advisable, including facilities for maintaining supplies of fuel, oil, and other materials for operating aircraft, and that in case of emergency, or in event it shall be deemed advisable, the Government of the United States may assume absolute control of the management and operation of said field for military purposes.

Term and rental.

*Proviso.*  
Government aircraft  
agencies to have free and  
unrestricted use.

Approved, February 27, 1928.

**CHAP. 108.**—An Act Authorizing the Hermann Bridge Company, its successors and assigns, to construct, maintain, and operate a bridge across the Missouri River at or near Hermann, Gasconade County, Missouri.

February 28, 1928.  
[H. R. 5501.]  
[Public, No. 78.]

*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, Hermann Bridge Company, its successors and assigns be, and is hereby, authorized to construct, maintain, and operate a bridge and approaches thereto across the Missouri River, at a point suitable to the interests of navigation at or near Hermann, Gasconade County, Missouri, in accordance with the provisions of the Act entitled "An Act to regulate the construction of bridges over navigable waters," approved March 23, 1906, and subject to the conditions and limitations contained in this Act.

Missouri River.  
Hermann Bridge  
Company may bridge,  
at Hermann, Mo.

Construction.  
Vol. 34, p. 84.

**SEC. 2.** After the completion of such bridge, as determined by the Secretary of War, either the State of Missouri, any political subdivision thereof within or adjoining which any part of such bridge is located, 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 in accordance with the laws of such State governing the acquisition of private property for public purposes by condemnation or expropriation. If at any time after the expiration of twenty 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 good will, 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 cost, not to exceed 10 per centum

Acquisition author-  
ized, after completion,  
by Missouri, etc.

Condemnation pro-  
ceedings.

Compensation if ac-  
quired by condemna-  
tion.

Limitations.

of the sum of the cost of constructing the bridge and its approaches and acquiring such interest in real property, and (4) actual expenditures for necessary improvements.

Tolls under State, etc., operation.

SEC. 3. If such bridge shall at any time be taken over or acquired by the State of Missouri or by any municipality or other political subdivision or public agency thereof, under the provisions of section 2 of this Act, and if tolls are charged for the use thereof, the rates of tolls 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 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 to pay the cost of acquiring the bridge and its approaches shall have been so provided, such bridge shall thereafter be maintained and operated free of tolls, or the rates of tolls shall thereafter be so adjusted as to provide a fund of not to exceed the amount necessary for the proper maintenance, repair, and operation of the bridge and its approaches under economical management. 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.

Rates applied to operation, sinking fund, etc.

Maintenance as free bridge, etc., after amortizing costs.

Record of expenditures and receipts.

Sworn statement of construction costs, etc., to be filed after completion.

SEC. 4. The Hermann Bridge Company, its successors and assigns, shall within ninety days after the completion of such bridge file with the Secretary of War, and with the highway department of the State of Missouri, 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 at the request of the highway department of the State of Missouri 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 Hermann Bridge Company, its successors and assigns, shall make available all 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 2 of this Act, subject only to review in a court of equity for fraud or gross mistake.

Investigation by Secretary of War.

Findings of Secretary conclusive.

Right to sell, etc., conferred.

SEC. 5. The right to sell, assign, transfer, and mortgage all the rights, powers, and privileges conferred by this Act, is hereby granted to Hermann Bridge Company, 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.

Amendment.

SEC. 6. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, February 28, 1928.

**CHAP. 109.**—An Act Authorizing the Washington Missouri River Bridge Company, its successors and assigns, to construct, maintain, and operate a bridge across the Missouri River at or near Washington, Franklin County, Missouri.

February 28, 1928.  
[H. R. 5502.]  
[Public, No. 79.]

*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 Washington Missouri River Bridge Company, its successors and assigns, be and is hereby authorized to construct, maintain, and operate a bridge and approaches thereto across the Missouri River, at a point suitable to the interests of navigation, at or near Washington, Franklin County, Missouri, and a point directly across the river from Washington in Warren County, Missouri, in accordance with the provisions of the Act entitled "An Act to regulate the construction of bridges over navigable waters," approved March 23, 1906, and subject to the conditions and limitations contained in this Act.

Missouri River.  
Washington Missouri  
River Bridge Company  
may bridge at Wash-  
ington, Mo.

Construction.  
Vol. 34, p. 84.  
Post, p. 1529.

SEC. 2. After the completion of such bridge, as determined by the Secretary of War, either the State of Missouri, any political subdivision thereof within or adjoining which any part of such bridge is located, 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 in accordance with the laws of such State governing the acquisition of private property for public purposes by condemnation or expropriation. If at any time after the expiration of twenty 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 good will, 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 cost, not to exceed 10 per centum of the sum of the cost of constructing the bridge and its approaches and acquiring such interest in real property; and (4) actual expenditures for necessary improvements.

Acquisition author-  
ized, after completion,  
by Missouri, etc.

Condemnation pro-  
ceedings.

Compensation if ac-  
quired by condemna-  
tion.

Limitations.

SEC. 3. If such bridge shall at any time be taken over or acquired by the State of Missouri or by any municipality or other political subdivision or public agency thereof, under the provisions of section 2 of this Act, and if tolls are charged for the use thereof, the rates of tolls 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 as soon as possible under reasonable charges, but within a period not to exceed twenty years from the date of acquiring the same. After a sinking fund sufficient to pay the cost of acquiring the bridge and its approaches shall have so provided, such bridge shall thereafter be maintained and operated free of tolls, or the rates of tolls shall thereafter be so adjusted as to provide a fund of not to exceed the amount necessary for the proper maintenance, repair, and operation of the bridge and its approaches under economical management. 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.

Tolls under State  
operation.

Rates applied to op-  
eration, sinking fund,  
etc.

Maintenance of free  
etc., bridge, after amor-  
tizing costs.

Record of expendi-  
tures and receipts.

Sworn statement of construction costs, etc., to be filed after completion.

Investigation by Secretary of War.

Findings of Secretary conclusive.

Right to sell, etc., conferred.

Amendment.

February 28, 1928.  
[H. R. 5722.]  
[Public, No. 80.]

Ohio River.  
Rogers Brothers  
Company may bridge,  
at Ashland, Ky.

Construction.  
Vol. 34, p. 84.

Right to acquire real estate, etc., for location, approaches, etc.

Condemnation proceedings.

SEC. 4. The Washington Missouri River Bridge Company, its successors and assigns, shall, within ninety days after the completion of such bridge, file with the Secretary of War and with the highway department of the State of Missouri 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 at the request of the highway department of the State of Missouri 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 Washington Missouri River Bridge Company, its successors and assigns, shall make available all 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 2 of this Act, subject only to review in a court of equity for fraud or gross mistake.

SEC. 5. The right to sell, assign, transfer, and mortgage all the rights, powers, and privileges conferred by this Act, is hereby granted to Washington Missouri River Bridge Company, 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. 6. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, February 28, 1928.

CHAP. 110.—An Act Authorizing the Rogers Brothers Company, its successors and assigns, to construct, maintain, and operate a bridge across the Ohio River at or near Ashland, Kentucky.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That in order to facilitate interstate commerce, improve the postal service, and provide for military and other purposes, the Rogers Brothers Company, its successors and assigns, 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 interests of navigation, at or near the city of Ashland, 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, and subject to the conditions and limitations contained in this Act.

SEC. 2. There is hereby conferred upon Rogers Brothers Company, its successors and assigns, all such rights and powers to enter upon lands and 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 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 appropriation of property for public purposes in such State.

SEC. 3. The said Rogers Brothers Company, its successors and assigns, is hereby authorized to fix and charge tolls for transit over such bridge, and the rates of toll shall be the legal rates until changed by the Secretary of War under the authority contained in the Act of March 23, 1906.

Tolls authorized.

Vol. 34, p. 85.

SEC. 4. After the completion of such bridge, as determined by the Secretary of War, either the State of Kentucky, the State of Ohio, any public agency or 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, 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 twenty 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 good will, 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 10 per centum of the sum of the cost of constructing the bridge and its approaches and acquiring such interest in real property, and (4) actual expenditures for necessary improvements.

Acquisition authorized, after completion, by Kentucky, Ohio, etc.

Condemnation proceedings.

Compensation if acquired by condemnation.

Limitations.

SEC. 5. If such bridge shall be taken over or acquired by the States or public agencies or political subdivisions thereof, or by either of them, as provided in section 4 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, or the rates of toll shall thereafter be so adjusted as to provide a fund of not to exceed the amount necessary for the proper maintenance, repair, and operation of the bridge and its approaches under economical management. 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.

Tolls under State, etc., operation.

Rates applied to operation, sinking fund, etc.

Maintenance as free bridge, etc., on amortizing costs, etc.

Record of expenditures and receipts.

SEC. 6. The Rogers Brothers Company, 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 Kentucky and Ohio, 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

Sworn statement of construction costs, etc., to be filed after completion.

Investigation by Secretary of War.

Findings of Secretary conclusive.

Right to sell, etc., conferred.

Amendment.

purpose of such investigation the said Rogers Brothers Company, 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 4 of this Act, subject only to review in a court of equity for fraud or gross mistake.

SEC. 7. The right to sell, assign, transfer, and mortgage all the rights, powers, and privileges conferred by this Act is hereby granted to Rogers Brothers Company, 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. 8. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, February 28, 1928.

February 28, 1928.

[H. R. 6639.]

[Public, No. 81.]

**CHAP. 111.**—An Act Authorizing the Centennial Bridge Company of Independence, Missouri, Incorporated, its successors and assigns, to construct, maintain, and operate a bridge across the Missouri River at or near Liberty Landing, Clay County, Missouri.

Missouri River.  
The Centennial  
Bridge Company may  
bridge, at Liberty  
Landing, Mo.

*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 Centennial Bridge Company of Independence, Missouri, Incorporated, its successors and assigns, be, and is hereby, authorized to construct, maintain, and operate a bridge and approaches thereto across the Missouri River, at a point suitable to the interests of navigation, at or near a place known as Liberty Landing, Clay County, Missouri, and a point opposite thereto in Jackson County, Missouri, in accordance with the provisions of the Act entitled "An Act to regulate the construction of bridges over navigable waters," approved March 23, 1906, and subject to the conditions and limitations contained in this Act.

Construction.  
Vol. 34, p. 84.

Acquisition authorized, after completion, by Missouri, etc.

SEC. 2. After the completion of such bridge, as determined by the Secretary of War, either the State of Missouri, any political subdivision thereof within or adjoining which any part of such bridge is located, 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 in accordance with the laws of such State governing the acquisition of private property for public purposes by condemnation or expropriation. If at any time after the expiration of twenty 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 good will, 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 cost, not to exceed 10 per centum of the sum of the cost of constructing the bridge and its approaches and acquiring such interest in real property, and (4) actual expenditures for necessary improvements.

Condemnation proceedings.

Compensation if acquired by condemnation.

Limitations.



SEC. 3. If such bridge shall at any time be taken over or acquired by the State of Missouri or by any municipality or other political subdivision or public agency thereof, under the provisions of section 2 of this Act, and if tolls are charged for the use thereof, the rates of tolls 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, or the rates of tolls shall thereafter be so adjusted as to provide a fund of not to exceed the amount necessary for the proper maintenance, repair, and operation of the bridge and its approaches under economical management. 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.

Tolls under State, etc., operation.

Rates applied to operation, sinking fund, etc.

Maintenance as free bridge, etc., after amortizing costs.

Record of expenditures and receipts.

SEC. 4. The Centennial Bridge Company of Independence, Missouri, Incorporated, its successors and assigns, shall within ninety days after the completion of such bridge file with the Secretary of War, and with the highway department of the State of Missouri, 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 at the request of the highway department of the State of Missouri 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 Centennial Bridge Company of Independence, Missouri, Incorporated, its successors and assigns, shall make available all records in connection with the construction, financing, and promotion thereof. The findings of the Secretary of War as to the reasonable costs of construction, financing, and promotion of the bridge shall be conclusive for the purposes mentioned in section 2 of this Act, subject only to review in a court of equity for fraud or gross mistake.

Sworn statement of construction costs, etc., to be filed after completion.

Investigation by Secretary of War.

Findings of Secretary conclusive.

SEC. 5. The right to sell, assign, transfer, and mortgage all the rights, powers, and privileges conferred by this Act, is hereby granted to The Centennial Bridge Company of Independence, Missouri, Incorporated, 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.

Right to sell, etc., conferred.

SEC. 6. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Amendment.

Approved, February 28, 1928.

February 28, 1928.  
[H. R. 6991.]  
[Public, No. 82.]

**CHAP. 112.**—An Act Authorizing the erection of a nonsectarian chapel at the Army medical center in the District of Columbia, and for other purposes.

Army.  
Nonsectarian chapel at medical center in District of Columbia, permitted.  
Post, p. 1303.  
Without Government cost.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of War is hereby authorized to grant, under such conditions as he shall determine, permission for the erection of a building for a nonsectarian chapel upon the grounds of the Army medical center in the District of Columbia at the cost of funds raised and donated by the Gray Ladies of the Red Cross and without cost to the United States.

Approved, February 28, 1928.

February 28, 1928.  
[H. R. 8106.]  
[Public, No. 83.]

**CHAP. 113.**—An Act Authorizing F. C. Barnhill, his heirs, legal representatives, and assigns, to construct, maintain, and operate a bridge across the Missouri River at or near Arrow Rock, Saline County, Missouri.

Missouri River.  
F. C. Barnhill may bridge, at Arrow Rock, Mo.

*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, F. C. Barnhill, his heirs, legal representatives, and assigns, be and is hereby authorized to construct, maintain, and operate a bridge and approaches thereto across the Missouri River, at a point suitable to the interests of navigation, at or near Arrow Rock, Saline County, Missouri, and a point opposite thereto in Howard County, Missouri, in accordance with the provisions of the Act entitled "An Act to regulate the construction of bridges over navigable waters," approved March 23, 1906, and subject to the conditions and limitations contained in this Act.

Construction.  
Vol. 34, p. 84.  
Post, p. 1536.

Acquisition authorized, after completion, by Missouri, etc.

**Sec. 2.** After the completion of such bridge, as determined by the Secretary of War, either the State of Missouri, any political subdivision thereof within or adjoining which any part of such bridge is located, 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 in accordance with the laws of such State governing the acquisition of private property for public purposes by condemnation or expropriation. If at any time after the expiration of twenty 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 good will, 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 cost, not to exceed 10 per centum of the sum of the cost of constructing the bridge and its approaches and acquiring such interest in real property, and (4) actual expenditures for necessary improvements.

Condemnation proceedings.

Compensation if acquired by condemnation.

Limitations.

Tolls under State, etc., operation.

Rates applied to operation, sinking fund, etc.

**Sec. 3.** If such bridge shall at any time be taken over or acquired by the State of Missouri, or by any municipality or other political subdivision or public agency thereof, under the provisions of section 2 of this Act, and if tolls are charged for the use thereof, the rates of tolls 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

Maintenance as free bridge, etc., after amortizing costs.

sinking fund sufficient for such amortization shall have been so provided, such bridge shall thereafter be maintained and operated free of tolls, or the rates of tolls shall thereafter be so adjusted as to provide a fund of not to exceed the amount necessary for the proper maintenance, repair, and operation of the bridge and its approaches under economical management. 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.

Record of expenditures and receipts.

SEC. 4. F. C. Barnhill, his heirs, legal representatives, and assigns, shall within ninety days after the completion of such bridge file with the Secretary of War, and with the highway department of the State of Missouri, 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 at the request of the highway department of the State of Missouri 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 F. C. Barnhill, his heirs, legal representatives, and assigns, shall make available all 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 2 of this Act, subject only to review in a court of equity for fraud or gross mistake.

Sworn statement of construction costs, etc., to be filed after completion.

Investigation by Secretary of War.

Findings of Secretary conclusive.

SEC. 5. The right to sell, assign, transfer, and mortgage all the rights, powers, and privileges conferred by this Act is hereby granted to F. C. Barnhill, his heirs, legal representatives, 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.

Right to sell, etc., conferred.

SEC. 6. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Amendment.

Approved, February 28, 1928.

**CHAP. 114.**—An Act Authorizing Frank M. Burruss, his heirs, legal representatives, and assigns, to construct, maintain, and operate a bridge across the Missouri River at or near Miami, Saline County, Missouri.

February 23, 1928.  
[H. R. 8107.]  
[Public, No. 84.]

*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, Frank M. Burruss, his heirs, legal representatives, and assigns, be, and is hereby, authorized to construct, maintain, and operate a bridge and approaches thereto across the Missouri River, at a point suitable to the interests of navigation, at or near Miami, Saline County, Missouri, and a point opposite thereto in Carroll County, Missouri, in accordance with the provisions of the Act entitled "An Act to regulate the construction of bridges over navigable waters," approved March 23, 1906, and subject to the conditions and limitations contained in this Act.

Missouri River.  
Frank M. Burruss  
may bridge, at Miami,  
Mo.

Construction.  
Vol. 34, p. 84.  
Post, p. 1512.

Acquisition authorized, after completion, by Missouri, etc.

**SEC. 2.** After the completion of such bridge, as determined by the Secretary of War either the State of Missouri, any political subdivision thereof within or adjoining which any part of such bridge is located, 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 in accordance with the laws of such State governing the acquisition of private property for public purposes by condemnation or expropriation. If at any time after the expiration of twenty 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 good will, going value, or prospective revenues or profits, but shall be limited to the sum (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 cost, not to exceed 10 per centum of the sum of the cost of constructing the bridge and its approaches and acquiring such interest in real property; and (4) actual expenditures for necessary improvements.

Condemnation proceedings.

Compensation if acquired by condemnation.

Limitations.

Tolls under State operation.

Rates applied to operation, sinking fund, etc.

**SEC. 3.** If such bridge shall at any time be taken over or acquired by the State of Missouri or by any municipality or other political subdivision or public agency thereof, under the provisions of section 2 of this Act, and if tolls are charged for the use thereof, the rates of tolls 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, or the rates of tolls shall thereafter be so adjusted as to provide a fund of not to exceed the amount necessary for the proper maintenance, repair, and operation of the bridge and its approaches under economical management. 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.

Maintenance as free bridge, etc., after amortizing costs.

Record of expenditures and receipts.

Sworn statement of construction costs, etc., to be filed after completion.

Investigation by Secretary of War.

**SEC. 4.** Frank M. Burruss, his heirs, legal representatives, and assigns, shall within ninety days after the completion of such bridge file with the Secretary of War, and with the highway department of the State of Missouri, 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 at the request of the highway department of the State of Missouri 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 Frank M. Burruss, his heirs, legal representatives, and assigns, shall make available all 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

Findings of Secretary conclusive.

bridge shall be conclusive for the purposes mentioned in section 2 of this Act, subject only to review in a court of equity for fraud or gross mistake.

SEC. 5. The right to sell, assign, transfer, and mortgage all the rights, powers, and privileges conferred by this Act is hereby granted to Frank M. Burruss, his heirs, legal representatives, 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.

Right to sell, etc.,  
conferred.

SEC. 6. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Amendment.

Approved, February 28, 1928.

**CHAP. 116.**—An Act To authorize appropriation of treaty funds due the Wisconsin Pottawatomie Indians.

February 29, 1928.  
[S. 1759.]  
[Public, No. 85.]

*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 \$6,839, being the unappropriated balance of the total amount of \$447,339 due the Wisconsin Pottawatomie Indians, of Wisconsin and Michigan, under the treaty of September 27, 1833 (Seventh Statutes at Large, page 442), and the Act of June 25, 1864 (Thirteenth Statutes at Large, page 172), as set out in House Document Numbered 830, Sixtieth Congress, first session: *Provided*, That the unexpended balances of \$37,044.55 in the appropriations made for said Indians by the Acts of May 18, 1916 (Thirty-ninth Statutes at Large, page 156), May 25, 1918 (Fortieth Statutes at Large, page 589), and June 30, 1919 (Forty-first Statutes at Large, page 29), and which have reverted to the Treasury, are hereby authorized to be reappropriated; and that said sums, together with the unexpended balance of \$4,347.73 in the appropriation for the purchase of land for said Indians made by the Act of June 30, 1913 (Thirty-eighth Statutes at Large, page 102), shall be subject to expenditure for their benefit or payment to them, in the discretion of the Secretary of the Interior.

Wisconsin Pottawat-  
omie Indians.  
Sums authorized for,  
out of unappropriated  
balances.

Vol. 7, p. 442; Vol. 13,  
p. 172.

*Provisos.*  
Other unexpended  
balances, reappropri-  
ated.  
Vol. 39, p. 156; Vol.  
40, p. 589; Vol. 41, p. 29.

All to be expended  
for said Indians.

Vol. 38, p. 102.

Approved, February 29, 1928.

**CHAP. 117.**—An Act To approve Act Numbered 24 of the Session Laws of 1927 of the Territory of Hawaii, entitled "An Act to authorize and provide for the manufacture, maintenance, distribution, and supply of electric current for light and power within Hanapepe, in the district of Waimea, island and county of Kauai."

March 2, 1928.  
[H. R. 83.]  
[Public, No. 86.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That Act Numbered 24 of the Session Laws of 1927 of the Territory of Hawaii, entitled "An Act to authorize and provide for the manufacture, maintenance, distribution, and supply of electric current for light and power within Hanapepe, in the district of Waimea, island and county of Kauai," passed by the Legislature of the Territory of Hawaii and approved by the Governor of the Territory of Hawaii on March 26, 1927, is hereby approved: *Provided*, That the authority in section 16 of said Act for the amending, or repeal of said Act shall not be held to authorize such action by the Legislature of Hawaii except upon approval by Congress in accordance with the Organic Act.

Hawaii.  
Territorial act for  
electric power fran-  
chise, approved.

*Proviso.*  
Amendment subject  
to approval of Cong-  
ress.

Approved, March 2, 1928.

March 3, 1928.  
[H. R. 48.]

[Public, No. 87.]

Perryville Battle-  
field, Ky.

Sum authorized for  
marker in memory of  
Federal soldiers buried  
there, etc.

Post, p. 1378.

**CHAP. 119.**—An Act To erect a tablet or marker to the memory of the Federal soldiers who were killed at the Battle of Perryville, and for other purposes.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the sum of \$5,000 be, and is hereby, authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, for the purpose of erecting a tablet or marker on the grounds of the Battle of Perryville, near Perryville, in Boyle County, Kentucky, in honor of the Federal soldiers who took part in that battle, and many of whom are now buried therein, said tablet or marker to be erected in a suitable location, having reference to the monument erected by the State of Kentucky to the Confederate dead that also lie buried therein. Said sum to be dispensed by the Secretary of War, after he shall have approved the plans of said tablet or marker.

Acceptance of land  
and establishment of  
national cemetery au-  
thorized.

**SEC. 2.** That the Secretary of War is hereby authorized to accept, free of cost to the Government, a tract of land containing four acres, with the roadway twenty-five feet wide running from the east side of said tract to the Perryville turnpike, and upon presentation of good and perfect title to said tract of land the Secretary of War is authorized and directed to establish thereon a national cemetery.

Approved, March 3, 1928.

March 3, 1928.  
[H. R. 8281.]

[Public, No. 88.]

Public lands.  
Lands set aside for  
Walker River Reserva-  
tion Indians in Ne-  
vada.

Proviso.  
Subject to prior  
rights.  
Description.

**CHAP. 120.**—An Act To provide for the withdrawal of certain described lands in the State of Nevada for the use and benefit of the Indians of the Walker River Reservation.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the following-described lands situate in the State of Nevada be, and they hereby are, withdrawn from entry, sale, or other disposition and set aside for the use and benefit of the Indians of the Walker River Reservation: *Provided,* That this withdrawal shall not affect any existing legal right of any person to any of the withdrawn lands: All of township 14 north, range 30 east; west half of township 14 north, range 31 east; west half of township 13 north, range 31 east; west half of township 12 north, range 31 east; and east half of township 12 north, range 30 east, of Mount Diablo meridian.

Approved, March 3, 1928.

March 3, 1928.  
[H. R. 8282.]

[Public, No. 89.]

Paiute, Shoshone,  
etc., Indians.  
Lands on Summit  
Lake, Nev., set aside  
for.

Proviso.  
Subject to prior  
rights.  
Description.

**CHAP. 121.**—An Act To provide for the permanent withdrawal of certain lands bordering on and adjacent to Summit Lake, Nevada, for the Paiute, Shoshone, and other Indians.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the following described lands in Nevada be, and they are hereby, withdrawn from entry, sale, or other disposition, and set aside for the Paiute and Shoshone Indians, and such other Indians as the Secretary of the Interior may see fit to settle thereon: *Provided,* That the withdrawal hereby authorized shall be subject to any prior valid rights of any persons to the lands described: Fractional sections 13, 24, and 25, township 42 north, range 25 east; section 1, township 41 north, range 25 east, and fractional sections 5 and 6, township 41 north, range 26 east of the Mount Diablo meridian in Nevada.

Approved, March 3, 1928.

**CHAP. 122.**—An Act To amend section 1 of the Act of June 25, 1910 (Thirty-sixth Statutes at Large, page 855), "An Act to provide for determining the heirs of deceased Indians, for the disposition and sale of allotments of deceased Indians, for the leasing of allotments, and for other purposes."

March 3, 1928.  
[H. R. 8291.]  
[Public, No. 90.]

*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 June 25, 1910 (Thirty-sixth Statutes at Large, page 855), "An Act to provide for determining the heirs of deceased Indians, for the disposition and sale of allotments of deceased Indians, for the leasing of allotments, and for other purposes," be and the same is amended so as to read as follows:

Indian trust allotments.  
Vol. 36, p. 855, amended.

"That when any Indian to whom an allotment of land has been made, or may hereafter be made, dies before the expiration of the trust period and before the issuance of a fee-simple patent, without having made a will disposing of said allotment as hereinafter provided, the Secretary of the Interior, upon notice and hearing, under such rules as he may prescribe, shall ascertain the legal heirs of such decedent, and his decision thereon shall be final and conclusive. If the Secretary of the Interior decides the heir or heirs of such decedent competent to manage their own affairs, he shall issue to such heir or heirs a patent in fee for the allotment of such decedent; if he shall decide one or more of the heirs to be incompetent, he may, in his discretion, cause such lands to be sold: *Provided*, That if the Secretary of the Interior shall find that the lands of the decedent are capable of partition to the advantage of the heirs, he may cause the shares of such as are competent, upon their petition, to be set aside and patents in fee to be issued to them therefor. All sales of lands allotted to Indians authorized by this or any other Act shall be made under such rules and regulations and upon such terms as the Secretary of the Interior may prescribe, and he shall require a deposit of 10 per centum of the purchase price at the time of the sale. Should the purchaser fail to comply with the terms of sale prescribed by the Secretary of the Interior, the amount so paid shall be forfeited; in case the balance of the purchase price is to be paid on such deferred payments, a further amount, not exceeding 15 per centum of the purchase price together with all interest paid on such deferred installments may be so forfeited for failure to comply with the terms of the sale. All forfeitures shall inure to the benefit of the heirs. Upon payment of the purchase price in full, the Secretary of the Interior shall cause to be issued to the purchaser patent in fee for such land: *Provided*, That the proceeds of the sale of inherited lands shall be paid to such heir or heirs as may be competent and held in trust subject to use and expenditure during the trust period for such heir or heirs as may be incompetent as their respective interests shall appear: *Provided further*, That the Secretary of the Interior is hereby authorized, in his discretion, to issue a certificate of competency, upon application therefor, to any Indian, or in case of his death to his heirs, to whom a patent in fee containing restrictions on alienation has been or may hereafter be issued, and such certificate shall have the effect of removing the restrictions on alienation contained in such patent: *Provided further*, That hereafter any United States Indian agent, superintendent, or other disbursing agent of the Indian Service may deposit Indian moneys, individual or tribal, coming into his hands as custodian, in such bank or banks as he may select: *Provided*, That the bank or banks so selected by him shall first execute to the said disbursing agent a bond, with approved surety, in such amount as will properly safeguard the funds to be deposited. Such bonds shall be subject to the approval of the Secretary of the Interior."

Disposal of, to heirs of intestate Indians.

Discretion of Secretary of Interior.

*Provided*.  
Partition.

Rules for sales, etc.

Patents in fee to purchasers.

Distribution of proceeds.

Competency certificates.

Deposit of Indian funds in banks.

Indemnity bond from bank.

Approved, March 3, 1928.

March 3, 1928.  
[H. R. 8292.]  
[Public, No. 91.]

**CHAP. 123.**—An Act To reserve one hundred and twenty acres on the public domain for the use and benefit of the Koosharem Band of Indians residing in the vicinity of Koosharem, Utah.

Public lands.  
Designated lands in  
Utah reserved for Koos-  
harem Indians.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That one hundred and twenty acres of land described as the west half southwest quarter and southwest quarter northeast quarter section 9, township 27 south, range 1 west, Salt Lake meridian, Utah, be, and the same is, hereby reserved for the sole use and occupancy of the Koosharem Band of Indians in Utah, provided that the rights and claims of any bona fide settler initiated under the public land laws prior to November 5, 1927, the date of withdrawal of the lands, from all form of entry, shall not be affected by this Act.

Approved, March 3, 1928.

March 3, 1928.  
[H. R. 9037.]  
[Public, No. 92.]

**CHAP. 124.**—An Act To provide for the permanent withdrawal of certain lands in Inyo County, California, for Indian use.

Public lands.  
Designated lands set  
aside for Indians of  
Indian Ranch, Inyo  
County, Calif.  
*Proviso.*  
Subject to prior  
rights.  
Description.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the following-described lands in California be, and they are hereby, withdrawn from entry, sale, or other disposition and set aside for the Indians of Indian Ranch, Inyo County, California: *Provided,* That the withdrawal hereby authorized shall be subject to any prior valid right of any persons to the lands described: Township 21 south, range 44 east, northwest quarter section 3 (surveyed), northwest quarter northeast quarter section 3 (unsurveyed); township 20 south, range 44 east, southeast quarter section 33 (unsurveyed); northwest quarter and northwest quarter southwest quarter section 34 (unsurveyed); of the Mount Diablo meridian in California, containing five hundred and sixty acres, more or less.

Approved, March 3, 1928.

March 5, 1928.  
[H. R. 10635.]  
[Public, No. 93.]

**CHAP. 126.**—An Act Making appropriations for the Treasury and Post Office Departments for the fiscal year ending June 30, 1929, and for other purposes.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,*

### TITLE I—TREASURY DEPARTMENT

Treasury Depart-  
ment appropriations  
fiscal year 1929.

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, 1929, namely:

Secretary's Office.

#### OFFICE OF THE SECRETARY

Secretary, Undersec-  
retary, Assistants, and  
office personnel.

Salaries: Secretary of the Treasury, \$15,000; Undersecretary of the Treasury, \$10,000; three Assistant Secretaries of the Treasury, and other personal services in the District of Columbia in accordance with the Classification Act of 1923, \$132,900; in all, \$157,900: *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, 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

*Provisos.*  
Salaries limited to  
average rates under  
Classification Act.  
Vol. 42, p. 1488.



specified for the grade by such Act, 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, 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, and is specifically authorized by other law.

If only one position in a grade.

Advances in unusually meritorious cases.

Restriction not applicable to clerical-mechanical service.

No reduction in fixed salaries.

Vol. 42, p. 1490.  
Transfers to another position without reduction.

Higher salary rates permitted.

#### OFFICE OF CHIEF CLERK AND SUPERINTENDENT

Chief Clerk's Office.

**Salaries:** For the chief clerk, who shall be the chief executive officer of the department and who may be designated by the Secretary of the Treasury to sign official papers and documents during the temporary absence of the Secretary, Undersecretary, and Assistant Secretaries of the department, and for other personal services in the District of Columbia, including the operating force of the Treasury, Liberty Loan and Register's Annex Buildings and the Treasury Department Annex, Pennsylvania Avenue and Madison Place, and of other buildings under the control of the Treasury Department, in accordance with the Classification Act of 1923, \$484,000.

Chief clerk, and office personnel.

Operating force of Department buildings.

#### CONTINGENT EXPENSES, TREASURY DEPARTMENT

Department contingent expenses.

For newspaper clippings, financial journals, law books, city directories, and other books of reference relating to the business of the department, \$1,000.

Reference books, etc.

For freight, expressage, telegraph, and telephone service, \$10,000.

Freight, etc.

For rent of buildings in the District of Columbia for the use of the Treasury Department, \$12,500.

Rent, District of Columbia.

For purchase, exchange, maintenance (including gasoline and oil), and repair of motor trucks and bicycles, and maintenance and repair of one passenger automobile for the Secretary of the Treasury, all to be used for official purposes only, \$9,400.

Motor vehicles.

For purchase of file holders and file cases, \$8,000.

File holders, etc.

For purchase of coal, wood, engine and fuel oils, and grease, grate baskets and fixtures, blowers, coal hods, coal shovels, pokers, and tongs, \$19,000.

Fuel, etc.

For purchase of gas, electric current for lighting and power purposes, gas and electric-light fixtures, electric-light wiring and material, candles, candlesticks, droplights and tubing, gas burners, gas torches, globes, lanterns, and wicks, \$18,500.

Lighting, etc.

For purchase of awnings and window shades, including equipment therefor, alcohol, ammonia, belting, benzine, boiler compound, borax, brooms, buckets, canvas, cleaning compound, cheesecloth, chamois skins, cotton waste, crash, cuspidors, drafting equipment, flags, gasoline for cleaning, garden and engine hose including attachments, hand trucks and repairs, kerosene, lace leather, ladders, lye, matches, money boxes, mops and handles and mop tanks, nails, oils, picks, pitchers, plants, polishes, powders, signs (movable), soap, sponges, stencil plates, street-car fares not exceeding \$300, tacks, thermometers,

Miscellaneous supplies.

toilet paper and holders, tools and sharpening same, towels and racks, traps, tumblers, turpentine, varnish, wire, zinc, removal of rubbish, repairs of machinery, laundry service, and purchase of other absolutely necessary articles, \$11,500.

Labor-saving machines, etc.

For purchase of labor-saving machines and supplies for same, including the purchase and exchange of registering accountants, numbering machines, and other machines of a similar character, including time stamps for stamping date of receipt of official mail and telegrams, and repairs thereto, and purchase of supplies for photographic copying machines, \$30,000.

Carpets, etc.

For purchase of carpets, carpet border and lining, linoleum, mats, rugs, matting, and repairs, and for cleaning, cutting, making, laying, and relaying of the same, by contract, \$1,000.

Furniture, etc.

For purchase of boxes, book rests, chairs, chair cane, chair covers, desks, bookcases, clocks, cloth for covering desks, cushions, leather for covering chairs and sofas, locks, lumber, screens, tables, typewriters, including the exchange of same, wardrobe cabinets, washstands, water coolers and stands, and for replacing other worn and unserviceable articles, \$8,000.

Operating expenses. Madison Place Annex.

For operating expenses of the Treasury Department Annex Numbered 1 (Pennsylvania Avenue and Madison Place), including fuel, electric current, ice, ash removal, and miscellaneous items, \$12,000.

Darby Building.

Darby Building: For heating, electric current, electrical equipment, ice, and miscellaneous items, \$3,800.

Supply Division.

DIVISION OF SUPPLY

Chief of Division and office personnel.

Salaries: For the Chief, Division of Supply, and other personal services in the District of Columbia, in accordance with the Classification Act of 1923, \$169,400.

Printing and binding.

Printing and binding: For printing and binding for the Treasury Department, including all of its bureaus, offices, institutions, and services located in Washington, District of Columbia, and elsewhere, including materials for the use of the bookbinder located in the Treasury Department, but not including work done at the New York customhouse bindery authorized by the Joint Committee on Printing in accordance with the Act of March 1, 1919, \$715,000.

Work excluded. Vol. 40, p. 1270.

Stationery.

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 manufacture, 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, \$420,000.

Postage.

Postage: For postage required to prepay matter addressed to Postal Union countries, and for postage for the Treasury Department, \$1,000.

General Supply Committee. Personal services and office expenses.

General Supply Committee: For personal services in the District of Columbia in accordance with the Classification Act of 1923 not exceeding \$113,000; necessary expenses, including office supplies and materials, maintenance of motor trucks, telegrams, telephone service, traveling expenses, office equipment, fuel, light, electric current, and other necessary expenses for carrying into effect the Executive order of December 3, 1918, regulating the transfer of office materials, supplies, and equipment in the District of Columbia falling into disuse because of the cessation of war activities; in all, \$118,000: *Provided*, That the said Executive order shall continue in effect until June 30, 1929, without modification, except that the price charged shall be the current market value at time of issue, less a discount for usage,

Transferring office supplies for departments.

Provisos. Service continued to June 30, 1929.

but in no instance shall the discount be more than 25 per centum, and that the proceeds from the transfer of appropriations thereunder shall be covered into the Treasury as miscellaneous receipts: *Provided further*, That the heads of the executive departments and independent establishments and the Commissioners of the District of Columbia shall cooperate with the Secretary of the Treasury in connection with the storage and delivery of material, supplies, and equipment transferred under the foregoing order and for effecting the transfer or disposition of other surplus and waste material or supplies: *Provided further*, That typewriters and computing machines transferred to the General Supply Committee as surplus, where such machines have become unfit for further use, may, in the discretion of the Secretary of the Treasury, be issued to other Government departments and establishments at exchange prices quoted in the current general schedule of supplies or sold commercially.

Cooperation of heads of departments, etc., in transfers.

Use of unfit typewriters, etc., for exchange.

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 General Supply Committee, payment therefor to be effected by transfer and counterwarrant, charging the proper appropriation and crediting the appropriation "Salaries and expenses, General Supply Committee."

Typewriter repairs by Supply Committee.

No part of any money appropriated by this or any other Act shall be used during the fiscal year 1929 for the purchase of any standard typewriting machines, except bookkeeping and billing machines, at a price in excess of the following for models with carriages which will accommodate paper of the following widths, to wit: Ten inches (correspondence models), \$70; twelve inches, \$75; fourteen inches, \$77.50; sixteen inches, \$82.50; eighteen inches, \$87.50; twenty inches, \$94; twenty-two inches, \$95; twenty-four inches, \$97.50; twenty-six inches, \$103.50; twenty-eight inches, \$104; thirty inches, \$105; thirty-two inches, \$107.50.

Typewriting machines.  
Prices of standard machines for 1929.

All purchase of typewriting machines during the fiscal year 1929 by executive departments and independent establishments for use in the District of Columbia or in the field, except as hereinafter provided, shall be made from the surplus machines in the stock of the General Supply Committee. If the General Supply Committee is unable to furnish serviceable machines to any such service of the Government, it shall furnish unserviceable machines, if available, at current exchange prices, and such machines shall then be applied by the service of the Government receiving them as part payment for new machines from commercial sources in accordance with the prices fixed in the preceding paragraph. And in selling typewriting machines to the various services the General Supply Committee may accept an equal number of unserviceable machines as part payment thereon at the exchange prices quoted in the current general schedule of supplies.

All purchases to be from surplus stock of committee.

Unserviceable machines allowed for exchange.

Acceptance in part payment.

#### OFFICE OF COMMISSIONER OF ACCOUNTS AND DEPOSITS

Accounts and Deposits Office.

For Commissioner of Accounts and Deposits and other personal services in the District of Columbia, in accordance with "The Classification Act of 1923," \$82,980.

Commissioner, and office personnel.

For books of reference, law books, books on finance, technical and scientific books, newspapers, for which payment may be made in advance, and periodicals, for expenses incurred in completing imperfect series, for library cards, supplies, and for all other necessary expenses, \$1,000.

Books, etc.

**Bookkeeping and  
Warrants Division.**

**DIVISION OF BOOKKEEPING AND WARRANTS**

Chief of division, and  
office personnel.

For the chief of the division, and other personal services in the District of Columbia, in accordance with "The Classification Act of 1923," \$144,635.

Contingent expenses,  
public moneys.  
R. S., sec. 3653, p. 719.

Contingent expenses, public moneys: For contingent expenses under the requirements of section 3653 of the Revised Statutes, for the collection, safe-keeping, transfer, and disbursement of the public money, transportation of notes, bonds, and other securities of the United States, salaries of special agents, actual expenses of examiners detailed to examine the books, accounts, and money on hand at the several depositories, including national banks acting as depositories under the requirements of section 3649 of the Revised Statutes, also including examinations of cash accounts at mints and cost of insurance on shipments of money by registered mail when necessary, \$246,540, of which \$15,225 shall be available immediately.

Examination of de-  
positories, etc.  
R. S., sec. 3649, p. 718.

Recoinage of gold  
coins.

Recoinage of gold coins: For recoinage of uncurrent gold coins in the Treasury, to be expended under the direction of the Secretary of the Treasury, as required by section 3512 of the Revised Statutes, \$3,000.

R. S., sec. 3512, p. 696.

Recoinage of minor  
coins.

Recoinage of minor coins: To enable the Secretary of the Treasury to continue the recoinage of worn and uncurrent minor coins of the United States now in the Treasury or hereafter received, and to reimburse the Treasurer of the United States for the difference between the nominal or face value of such coins and the amount the same will produce in new coins, \$15,000.

**Public Debt Service.**

**PUBLIC DEBT SERVICE**

Office personnel and  
other 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 rent in the District of Columbia, the purchase of law books, directories, books of reference, pamphlets, periodicals, and newspapers, and including the Commissioner of the Public Debt and other personal services in the District of Columbia in accordance with the Classification Act of 1923, \$2,600,000: *Provided*, That the amount to be expended for personal services in the District of Columbia shall not exceed \$2,565,000: *Provided further*, That the indefinite appropriation "Expenses of loans, Act of September 24, 1917, as amended and extended," shall not be used during the fiscal year 1929 to supplement the appropriation herein made for the current work of the Public Debt Service.

Commissioner.

*Provisos.*  
Services in the Dis-  
trict.

Indefinite appropria-  
tion discontinued.  
Vol. 40, p. 292.

Radio advertising ex-  
penses.  
From indefinite ap-  
propriation.

Vol. 40, p. 292.

For the payment of expenses of radio advertising in connection with public debt issues and refunding operations in the public debt, \$10,000, to be immediately available and to be payable from the appropriation "Expenses of loans, Act of September 24, 1917, as amended and extended."

Distinctive paper for  
securities.  
Quantities author-  
ized.

Distinctive paper for United States securities: For distinctive paper for United States currency, national-bank currency, and Federal reserve bank currency, not exceeding 2,220,000 pounds, 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, \$1,175,000.

## DIVISION OF APPOINTMENTS

Appointments Division.

Salaries: For the chief of the division and other personal service in the District of Columbia, in accordance with the Classification Act of 1923, \$59,000.

Chief of division, and office personnel.

## OFFICE OF DISBURSING CLERK

Salaries: For the disbursing clerk and other personal services in the District of Columbia, in accordance with the Classification Act of 1923, \$53,500.

Disbursing clerk, and office personnel.

## CUSTOMS SERVICE

Customs Service.

For collecting the revenue from customs, for the detection and prevention of frauds upon the customs revenue, and not to exceed \$10,000 for the securing of evidence of violations of the customs laws, including not to exceed \$5,000 for the hire of motor-propelled passenger-carrying vehicles, \$18,940,000, of which such amount as may be necessary shall be available for salaries of general appraisers and justices of the United States Customs Court retired under the provisions of section 518 of the Tariff Act of 1922, and \$169,800 shall be available for personal services in the District of Columbia exclusive of eight persons from the field force authorized to be detailed under section 525 of the Tariff Act of 1922: *Provided*, That not to exceed \$10,000 of the total amount appropriated shall be available for advances to be made by disbursing officers when authorized by the Secretary of the Treasury, the provisions of section 3648 of the Revised Statutes to the contrary notwithstanding.

Collecting customs revenue, etc.

Customs court justices.

Vol. 42, p. 973.

Services in the District.

Vol. 42, p. 975.

*Proviso.*

Advances to disbursing officers.

R. S., sec. 3648, p. 718.

Scales for customs service: For construction and installation of special automatic and recording scales for weighing merchandise, and so forth, in connection with imports at the various ports of entry under direction of the Secretary of the Treasury, including not to exceed \$4,400 for personal services in the District of Columbia, \$90,000.

Automatic scales.

Compensation in lieu of moieties: For compensation in lieu of moieties in certain cases under the customs laws, \$150,000.

Compensation in lieu of moieties.

## BUREAU OF THE BUDGET

Budget Bureau.

Director, \$10,000; Assistant Director, \$7,500; for all other necessary expenses of the bureau, including compensation of attorneys and other employees in the District of Columbia in accordance with "The Classification Act of 1923"; contract stenographic reporting services, telegrams, telephone service, law books, books of reference, periodicals, stationery, furniture, office equipment, other supplies, traveling expenses, street-car fares, \$138,500; in all, \$156,000.

Director, Assistant, personnel, and other expenses.

For printing and binding, \$27,000.

Printing and binding.

## FEDERAL FARM LOAN BUREAU

Federal Farm Loan Bureau.

## SALARIES AND EXPENSES

For six members of the board, at \$10,000 each; personal services in the District of Columbia and in the field; traveling expenses of the members of the board and its officers and employees; contingent and miscellaneous expenses, including law books, books of reference, periodicals, newspapers, and maps; contract stenographic reporting services, and expert services for the preparation of amortization tables; examination of national farm-loan associations; and for the

Members of the Board, office and field personnel.  
Contingent expenses.

Payable from assessments on banks.

expenses of registrars' offices, including rent and miscellaneous items; in all, \$833,201, payable from assessments upon Federal and joint-stock land banks and Federal intermediate credit banks; of which not more than \$325,000 may be used for personal services in the District of Columbia.

Services in the District.

Allowance for motor vehicle travel.

Whenever, during the fiscal year ending June 30, 1929, the Farm Loan Board shall find that the expenses of travel can be reduced thereby, it may, in lieu of actual operating expenses, under such regulations as it may prescribe, authorize the payment of not to exceed 3 cents per mile for motor cycle or 7 cents per mile for an automobile, used for necessary travel on official business.

Treasurer's Office.

OFFICE OF TREASURER OF THE UNITED STATES

Treasurer, and office personnel.

Salaries: For Treasurer of the United States, \$8,000; for personal services in the District of Columbia in accordance with "The Classification Act of 1923," \$1,082,000; in all, \$1,090,000.

Redeeming Federal reserve and national currency.  
Personal services.

For personal services in the District of Columbia, in accordance with "The Classification Act of 1923," in redeeming Federal reserve and national currency, \$305,000, to be reimbursed by the Federal reserve and national banks.

Office of Comptroller of the Currency.

OFFICE OF THE COMPTROLLER OF THE CURRENCY

Comptroller, and office personnel.

Salaries: Comptroller of the Currency, \$5,000; for personal services in the District of Columbia, in accordance with "The Classification Act of 1923," \$230,000; in all, \$235,000.

Federal reserve and national currency.  
Personal services.

For personal services in the District of Columbia, in accordance with "The Classification Act of 1923," in connection with Federal reserve and national currency, \$48,960, to be reimbursed by the Federal reserve and national banks.

Special examinations, etc.

For special examinations of national banks and bank plates, keeping macerator in Treasury Building in repair, and for other incidental expenses attending the working of the macerator, and for procuring information relative to banks other than national, \$1,500.

Internal Revenue Service.

INTERNAL REVENUE SERVICE

Commissioner, general counsel and all office and field force.

For expenses of assessing and collecting the internal-revenue taxes, including the employment of a Commissioner of Internal Revenue at \$10,000 per annum, a general counsel for the Bureau of Internal Revenue at \$10,000 per annum, an assistant to the commissioner at \$8,000 per annum, four assistant general counsel at \$8,000 per annum each, a special deputy commissioner at \$7,500 per annum, three deputy commissioners, one stamp agent (to be reimbursed by the stamp manufacturers), and the necessary officers, collectors, deputy collectors, attorneys, experts, agents, accountants, inspectors, clerks, janitors, and messengers in the District of Columbia, the several collection districts, and the several divisions of internal-revenue agents, to be appointed as provided by law, telegraph and telephone service, rental of quarters outside the District of Columbia and not to exceed \$219,250 for rental of quarters in the District of Columbia, 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, and the purchase of such supplies, equipment, furniture, mechanical devices, law books and books of reference, and such other articles as may be

Rent outside and in the District.

necessary for use in the District of Columbia, the several collection districts, and the several divisions of internal-revenue agents, \$32,667,750, of which amount not to exceed \$8,463,100 may be expended for personal services in the District of Columbia: *Provided*, That no part of this amount shall be used in defraying the expense of any officer, designated above, subpoenaed by the United States court to attend any trial before a United States court or preliminary examination before any United States commissioner, which expenses shall be paid from the appropriation for "Fees of witnesses, United States courts": *Provided further*, That not more than \$100,000 of the total amount appropriated herein may be expended by the Commissioner of Internal Revenue for detecting and bringing to trial persons guilty of violating the internal revenue laws or conniving at the same, including payments for information and detection of such violation.

Services in the District.

*Provisos.*  
Witness fees.

*Ante*, p. 81.  
Detecting, prosecuting, etc., violations of internal revenue laws.

The amount which may be expended from the appropriation "Collecting the internal revenue, 1928," for rental of quarters in the District of Columbia, is hereby increased from \$51,500 to \$126,150: *Provided*, That the guarding and maintenance of space leased in the National Press Building for use of the Bureau of Internal Revenue is hereby placed under the supervision of the Director of Public Buildings and Public Parks of the National Capital, and the expense of such guarding and maintenance may be defrayed from appropriations made to his office.

Rent in the District.  
Expenditure for, increased.

*Proviso.*  
Guarding, etc., leased space to be under Director of Public Buildings, etc.

Whenever during the fiscal year ending June 30, 1929, the Secretary of the Treasury shall find that the expenses of travel of officers and employees of the Internal Revenue Service while on official business can be reduced thereby, he may, in lieu of actual operating expenses, under such regulations as he may prescribe, authorize the payment of not to exceed 3 cents per mile for motor cycle or 7 cents per mile for an automobile used for necessary travel on official business.

Allowance for motor vehicle travel.

Refunding taxes illegally collected: For refunding taxes illegally collected under the provisions of sections 3220 and 3689, Revised Statutes, as amended by the revenue Acts of 1918, 1921, 1924, and 1926, including the payment of claims for the fiscal year 1929 and prior years, \$130,000,000: *Provided*, That a report shall be made to Congress of the disbursements hereunder as required by such Acts, including the names of all persons and corporations to whom payments are made together with the amount paid to each: *Provided further*, That no part of this appropriation shall be available to refund any amount paid by or collected from any manufacturer, producer, or importer in respect of the tax imposed by subdivision (3) of section 600 of the Revenue Act of 1924, or subdivision (3) of section 900 of the Revenue Act of 1921, or of the Revenue Act of 1918, unless the Commissioner of Internal Revenue certifies to the proper disbursing officer that such manufacturer, producer, or importer has filed with the commissioner, under regulations prescribed by the commissioner with the approval of the Secretary of the Treasury, a bond in such sum and with such sureties as the commissioner deems necessary, conditioned upon the immediate repayment to the United States of such portion of the amount refunded as is not distributed by such manufacturer, producer, or importer, within six months after the date of the payment of the refund, to the persons who purchased for purposes of consumption (whether from such manufacturer, producer, importer, or from any other person) the articles in respect of which the refund is made, as evidenced by the affidavits (in such form and containing such statements as the commissioner may prescribe) of such purchasers, and

Refunding taxes.

Vol. 40, p. 1145; Vol. 42, p. 314; Vol. 43, pp. 301, 342.

*Provisos.*  
Detailed report to Congress of disbursements.

Refunding excise tax on automobile accessories.

Vol. 42, p. 291.  
Vol. 40, p. 1122.

Bond required from producer, etc., to repay amount not distributed to purchasers.

that such bond, in the case of a claim allowed after the passage of this Act, was filed before the allowance of the claim by the commissioner.

## Prohibition Bureau.

## BUREAU OF PROHIBITION

Expenses enforcing Prohibition and Narcotic Acts.  
Vol. 38, p. 785.

Post, p. 2390.  
Vol. 41, p. 305.

Vol. 40, p. 1130.

Vol. 42, p. 298.

Post, p. 2390.  
Vol. 44, p. 1381.

Executive officers, personnel, etc.

Supplies, equipment, etc.

Services in the District.

Provisos.  
Narcotic Act enforcement.

Use of seized vehicles.  
Vol. 43, p. 1116.

Restriction on paying for storage of seized goods in private warehouses.

Distilled spirits may be removed to a warehouse for bottling in bond.

Post, p. 2390.

Coast Guard.

Office personnel.

For expenses to enforce the provisions of the National Prohibition Act, as amended, and the Act entitled "An Act to provide for the registration of, with collectors of internal revenue, and to impose a special tax upon, all persons who produce, import, manufacture, compound, deal in, dispense, sell, distribute, or give away opium or cocoa leaves, their salts, derivatives, or preparations, and for other purposes," approved December 17, 1914, as amended by the Revenue Act of 1918, and the Act entitled "An Act to amend an Act entitled 'An Act to prohibit the importation and use of opium for other than medicinal purposes,' approved February 9, 1909," as amended by the Act of May 26, 1922, known as "The Narcotic Drugs Import and Export Act," and for carrying out the applicable provisions of the Act approved March 3, 1927 (Statutes at Large, volume 44, page 1381), including the employment of executive officers, attorneys, agents, inspectors, chemists, assistant chemists, supervisors, gaugers, storekeepers, storekeepers-gaugers, clerks, and messengers in the field and in the Bureau of Prohibition in the District of Columbia, to be appointed as authorized by law; the securing of evidence of violations of the Acts; the purchase of such supplies, equipment, mechanical devices, laboratory supplies, books, and such other expenditures as may be necessary in the District of Columbia and the several field offices; hire, maintenance, repair, and operation of motor-propelled or horse-drawn passenger-carrying vehicles when necessary; and for rental of necessary quarters; in all, \$12,729,140, of which amount not to exceed \$658,320 may be expended for personal services in the District of Columbia: *Provided*, That not to exceed \$1,350,440 of the foregoing sum shall be expended for enforcement of the provisions of the said Acts of December 17, 1914, and May 26, 1922, and the Secretary of the Treasury may authorize the use, by narcotic agents, of motor vehicles confiscated under the provisions of the Act of March 3, 1925, and pay the maintenance, repair, and operation thereof from this allotment: *Provided further*, That no money herein appropriated for the enforcement of the National Prohibition Act, the customs laws, or internal revenue laws, shall be used to pay for storage in any private warehouse of intoxicating liquor, or other property in connection therewith seized pursuant to said Acts and necessary to be stored, where there is available for that purpose space in a Government warehouse or other suitable Government property in the judicial district wherein such property was seized, or in an adjacent judicial district, and when such seized property is stored in an adjacent district the jurisdiction over such property in the district wherein it was seized shall not be affected thereby: *Provided further*, That for purpose of concentration, upon the initiation of the Commissioner of Prohibition and under regulations prescribed by him, distilled spirits may be removed from any internal-revenue bonded warehouse to any other such warehouse, and may be bottled in bond in any such warehouse before or after payment of the tax, and the commissioner shall prescribe the form and penal sums of bond covering distilled spirits in internal-revenue bonded warehouses, and in transit between such warehouses.

## COAST GUARD

Office of the commandant: For personal services in the District of Columbia in accordance with "The Classification Act of 1923," \$262,000.



The services of skilled draftsmen and such other technical services as the Secretary of the Treasury may deem necessary may be employed only in the office of the Coast Guard in connection with the construction and repair of Coast Guard vessels and boats, to be paid from the appropriation "Repairs to Coast Guard vessels": *Provided*, That the expenditures on this account for the fiscal year 1929 shall not exceed \$10,660. A statement of the persons employed hereunder, their duties, and the compensation paid to each shall be made to Congress each year in the Budget.

Technical services.

Post, p. 172.

*Proviso.*  
Limitation, etc.

Service expenditures.

Vol. 43, p. 1116.

For every expenditure requisite for and incident to the authorized work of the Coast Guard, including the expense of maintenance, repair, and operation of vessels forfeited to the United States and delivered to the Treasury Department under the terms of the Act approved March 3, 1925, as follows, including not to exceed \$800 for purchase, exchange, maintenance, repair, and operation of motor-propelled passenger-carrying vehicles, to be used only for official purposes:

Pay, etc., officers and enlisted men.

For pay and allowances prescribed by law for commissioned officers, cadets, warrant officers, petty officers, and other enlisted men, active and retired, temporary cooks, and surfmen, substitute surfmen, and one civilian instructor, for carrying out the provisions of the Act of June 4, 1920, rations or commutation thereof for cadets, petty officers, and other enlisted men, \$18,983,400;

For fuel and water for vessels, stations, and houses of refuge, \$2,772,800;

Fuel and water.

For outfits, ship chandlery, and engineers' stores for the same, \$1,898,000;

Outfits, stores, etc.

For rebuilding and repairing stations and houses of refuge, temporary leases, rent, and improvements of property for Coast Guard purposes, including use of additional land where necessary, \$500,000;

Stations, houses of refuge, etc.

For mileage and expenses allowed by law for officers; and traveling expenses for other persons traveling on duty under orders from the Treasury Department, including transportation of enlisted men and applicants for enlistment, with subsistence and transfers en route, or cash in lieu thereof, expenses of recruiting for the Coast Guard, rent of rendezvous, and expenses of maintaining the same; advertising for and obtaining men and apprentice seamen, \$350,000;

Traveling expenses, etc.

For draft animals and their maintenance, \$24,000;

Draft animals.

For coastal communication lines and facilities and their maintenance, \$60,000;

Coastal communication.

For compensation of civilian employees in the field, including clerks to district superintendents, \$75,000;

Civilian field employees.

For contingent expenses, including communication service, subsistence of shipwrecked persons succored by the Coast Guard; for the recreation, amusement, comfort, contentment, and health of the enlisted men of the Coast Guard, to be expended in the discretion of the Secretary of the Treasury, not exceeding \$25,000; instruments and apparatus, supplies, technical books and periodicals, services necessary to the carrying on of scientific investigation, and experimental and research work in relation to telephony and radiotelegraphy, not exceeding \$4,000; care, transportation, and burial of deceased officers and enlisted men, including those who die in Government hospitals; wharfage, towage, freight, storage, repairs to station apparatus, advertising, surveys, medals, labor, newspapers and periodicals for statistical purposes, and all other necessary expenses which are not included under any other heading, \$270,000;

Contingent expenses.

For the completion of two of the Coast Guard cutters authorized in the Act entitled "An Act to provide for the construction of ten vessels for the Coast Guard," approved June 10, 1926, \$1,134,000;

Completing two cutters.  
Vol. 44, p. 725.

Commencing three cutters.

Vol. 44, p. 725.

For commencing the construction of three of the Coast Guard cutters authorized in the Act entitled "An Act to provide for the construction of ten vessels for the Coast Guard," approved June 10, 1926, \$500,000, to be available until June 30, 1930, of which not exceeding \$1,500 shall be available for the purchase of such equipment and drafting supplies as may be required at Coast Guard headquarters in connection with the construction of such cutters: *Provided*, That the total cost of these three vessels and equipment shall not exceed \$2,700,000, and the Secretary of the Treasury is authorized to enter into contracts for their construction and equipment in sums not to exceed this aggregate amount;

*Proviso.*  
Limit of cost.

Contracts authorized.

Repairs to vessels.

For repairs to Coast Guard vessels and boats, \$2,038,600;

Establishing new stations.

For establishing new Coast Guard stations on the sea and lake coasts of the United States, as authorized by law, \$34,770, to be available until June 30, 1930, and to be used in conjunction with not to exceed \$19,405 from other available funds;

Total Coast Guard, exclusive of commandant's office, \$28,640,570.

Engraving and Printing Bureau.

#### BUREAU OF ENGRAVING AND PRINTING

Director, Assistants, and office personnel.

Office of Director: For the Director, two Assistant Directors, and other personal services in the District of Columbia in accordance with "The Classification Act of 1923," \$511,495.

Work authorized for fiscal year.

For the work of engraving and printing, exclusive of repay work, during the fiscal year 1929, of not exceeding 205,000,000 delivered sheets of United States currency and national-bank currency, 92,404,974 delivered sheets of internal revenue stamps, 2,494,167 delivered sheets of withdrawal permits, 674,000 delivered sheets of opium orders and special-tax stamps required under the Act of December 17, 1914, and 7,555,043 delivered sheets of checks, drafts, and miscellaneous work, as follows:

Vol. 33, p. 786; Vol. 40, p. 1130.

Vol. 42, p. 295; Vol. 44, p. 99.

Salaries of employees, plate printers, etc.

For salaries of all necessary employees, other than employees required for the administrative work of the bureau of the class provided for and specified in the Treasury Department Appropriation Act for the fiscal year 1928, and plate printers and plate printers' assistants, to be expended under the direction of the Secretary of the Treasury, \$3,111,700.

Wages.

For 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, including the wages of printers' assistants, when employed, \$1,634,600, to be expended under the direction of the Secretary of the Treasury.

Materials, etc.

For engravers' and printers' materials and other materials, including distinctive and nondistinctive paper, except distinctive paper for United States currency, national-bank currency, and Federal reserve bank currency; equipment of, repairs to, and maintenance of buildings and grounds and for minor alterations to buildings; directories, technical books, and periodicals, and books of reference, not exceeding \$300; rent of warehouse in the District of Columbia; traveling expenses not to exceed \$2,000; equipment, maintenance, and supplies for the emergency room for the use of all employees in the Bureau of Engraving and Printing who may be taken suddenly ill or receive injury while on duty; 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; and for purchase, maintenance, and driving of necessary motor-propelled and horse-drawn passenger-carrying vehicles, when, in writing, ordered by the Secretary of the Treasury, \$950,000, to be expended under the direction of the Secretary of the Treasury.

Emergency room, etc.

Vehicles.

During the fiscal year 1929 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 said bureau for the said fiscal year, instead of being covered into the Treasury as miscellaneous receipts, as provided by the Act of August 4, 1886 (Twenty-fourth Statutes, page 227), shall be credited when received to the appropriation for said bureau for the fiscal year 1929.

Proceeds of work to be credited to Bureau.

Vol. 24, p. 227.

#### SECRET SERVICE

Secret Service.

Secret Service Division, salaries: For the chief of the division and other personal services in the District of Columbia in accordance with "The Classification Act of 1923," \$28,740.

Chief of Division, and office personnels.

Suppressing counterfeiting and other crimes: For expenses incurred under the authority or with the approval of the Secretary of the Treasury in detecting, arresting, and delivering into the custody of the United States marshal having jurisdiction dealers and pretended dealers in counterfeit money and persons engaged in counterfeiting, forging, and altering United States notes, bonds, national-bank notes, Federal reserve notes, Federal reserve bank notes, and other obligations and securities of the United States and of foreign governments, as well as the coins of the United States and of foreign governments, and other crimes against the laws of the United States relating to the Treasury Department and the several branches of the public service under its control; hire and operation of motor-propelled passenger-carrying vehicles when necessary; purchase of arms and ammunition; traveling expenses; and for no other purpose whatever, except 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, \$523,000: *Provided*, That no part of this amount shall be used in defraying the expenses of any person subpoenaed by the United States courts to attend any trial before a United States court or preliminary examination before any United States commissioner, which expenses shall be paid from the appropriation for "Fees of witnesses, United States courts."

Suppressing counterfeiting, etc.

Protecting person of the President.

*Proviso.*  
Witness fees.

*Ante*, p. 81.

#### PUBLIC HEALTH SERVICE

Public Health Service.

Salaries, Office of Surgeon General: For personal services in the District of Columbia, in accordance with "The Classification Act of 1923," \$300,000.

Office personnel.

For pay, allowance, and commutation of quarters for commissioned medical officers, including the Surgeon General, assistant surgeon generals at large not exceeding three in number, and pharmacists, \$1,214,474.

Pay, etc., Surgeon General, etc.

For pay of acting assistant surgeons (noncommissioned medical officers), \$300,000.

Acting assistant surgeons.

For pay of all other employees (attendants, and so forth), \$980,000.

Other employees.

For freight, transportation, and traveling expenses, including the expenses, except membership fees, of officers when officially detailed to attend meetings of associations for the promotion of public health, and the packing, crating, drayage, and transportation of the personal effects of commissioned officers, scientific personnel, pharmacists, and nurses of the Public Health Service, upon permanent change of station, \$29,000.

Freight, travel, etc.

For maintaining the Hygienic Laboratory, \$43,000.

Hygienic Laboratory.

For preparation for shipment and transportation to their former homes of remains of officers who die in the line of duty, \$2,000.

Transporting remains of officers.

For journals and scientific books, Office of Surgeon-General, \$500.

Books, etc.

Medical examinations, hospital services to beneficiaries, etc.  
Vol. 39, p. 885.

Services in the District.

General expenses.

Lepers and insane persons.

Proceios.  
Use of Ellis Island hospitals.

Receipts to be covered into the Treasury.

Uses forbidden.

Disposal of receipts.

Quarantine service.

Prevention of epidemics.

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, medical, surgical, and hospital services and supplies, including prosthetic and orthopedic supplies to be furnished under regulations approved by the Secretary of the Treasury, for beneficiaries (other than patients of the United States Veterans' Bureau) of the Public Health Service and persons detained in hospitals of the Public Health Service under the immigration laws and regulations including necessary personnel, regular and reserve commissioned officers of the Public Health Service, personal services in the District of Columbia and elsewhere, including the furnishing and laundering of white duck coats, trousers, smocks, aprons, and caps to employees whose duties make necessary the wearing of same, maintenance, minor repairs, equipment, leases, fuel, lights, water, freight, transportation and travel, maintenance, exchange and operation of motor trucks and passenger motor vehicles, and including not exceeding \$3,000 for the purchase of passenger motor vehicles (at a cost not to exceed \$1,000 each, including the value of any vehicle exchanged, except for 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), \$5,150,000: *Provided*, That the Immigration Service shall permit the Public Health Service to use the hospitals at Ellis Island Immigration Station for the care of Public Health Service patients free of expense for physical upkeep, but with a charge of actual cost of fuel, light, water, telephone, and similar supplies and services, to be covered into the proper Immigration Service appropriations; and money collected by the Immigration Service on account of hospital expenses of persons detained in hospitals of the Public Health Service under the immigration laws and regulations shall be covered into the Treasury as miscellaneous receipts: *Provided further*, That no part of this sum shall be used for the quarantine service, the prevention of epidemics, or scientific work of the character provided for under the appropriations which follow.

All sums received by the Public Health Service during the fiscal year 1929, except allotments and reimbursements on account of patients of the United States Veterans' Bureau, shall be covered into the Treasury as miscellaneous receipts.

Quarantine service: For maintenance and ordinary expenses, exclusive of pay of officers and employees, of United States quarantine stations, including the exchange, maintenance, repair, and operation of motor-propelled passenger-carrying vehicles, and including not exceeding \$2,000 for the purchase of motor-propelled passenger-carrying vehicles (at a cost not to exceed \$1,000 each, including the value of any vehicle exchanged except for ambulances), \$460,000.

Prevention of epidemics: To enable the President, in case only of threatened or actual epidemic of cholera, typhus fever, yellow fever, typhoid fever, smallpox, bubonic plague, Chinese plague or black death, trachoma, influenza, Rocky Mountain spotted fever, or infantile paralysis, 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, \$400,000, including the purchase of newspapers and clippings from newspapers containing information relating to the prevalence of disease and the public health.

**Field investigations:** For investigations of diseases of man and conditions influencing the propagation and spread thereof, including sanitation and sewage, and the pollution of navigable streams and lakes of the United States, including personal service, and including the maintenance, repair, and operation of motor-propelled passenger-carrying vehicles, and not exceeding \$2,400 for the purchase of motor-propelled passenger-carrying vehicles (at a cost not to exceed \$800 each, including the value of any vehicle exchanged), \$300,000.

Field investigations.

**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, \$70,000.

Interstate quarantine service.

**Rural sanitation:** For special studies of, and demonstration work in, rural sanitation, including personal services, and including not to exceed \$5,000 for the purchase, maintenance, repair, and operation of motor-propelled passenger-carrying vehicles, \$230,000: *Provided*, That no part of this appropriation shall be available for demonstration work in rural sanitation in any community unless the State, county, or municipality in which the community is located agrees to pay one-half the expenses of such demonstration work.

Rural sanitation.

*Proviso.*  
Subject to local contributions.

**Biologic products:** To regulate the propagation and sale of viruses, serums, toxins, and analogous products, including arsphenamine, and for the preparation of curative and diagnostic biologic products, including personal services of reserve commissioned officers and other personnel, \$45,000.

Biologic products.  
Regulating sale of viruses, etc.

**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, including personal and other services in the field and in the District of Columbia, \$70,000, of which amount not to exceed \$28,000 may be expended for personal services in the District of Columbia.

Venereal Diseases  
Division.  
Maintenance.  
Vol. 40, p. 886.

**For completion of the survey of the salt-marsh areas of the South Atlantic and Gulf States,** to determine the exact character of the breeding places of the salt-marsh mosquitoes, in order that a definite idea may be formed as to the best methods of controlling the breeding of such mosquitoes, \$15,000, to be expended by the Public Health Service in cooperation with the Bureau of Entomology of the Department of Agriculture.

Services in the District.

Salt-marsh areas in  
Southern States.  
Completing survey  
of, for controlling mosquito  
breeding.

## MINTS AND ASSAY OFFICES

### OFFICE OF DIRECTOR OF THE MINT

**Salaries:** For the Director of the Mint and other personal services in the District of Columbia, in accordance with "The Classification Act of 1923," \$34,500.

Mints and Assay  
Offices.

**For transportation of bullion and coin,** by registered mail or otherwise, between mints and assay offices, \$44,603, of which \$15,880 shall be available immediately.

Office of Director of  
the Mint.Director, and office  
personnel.

**For contingent expenses of the Bureau of the Mint,** to be expended under the direction of the director: For assay laboratory chemicals, fuel, materials, balances, weights, and other necessaries, including books, periodicals, specimens of coins, ores, and incidentals, \$900.

Transporting bullion  
and coin.

Contingent expenses.

**For examinations of mints,** expense in visiting mints for the purpose of superintending the annual settlements, and for special examinations and for the collection of statistics relative to the annual production and consumption of the precious metals in the United States, \$5,100.

Examinations, etc.

Precious metals sta-  
tistics.

**For expenses of the mints at Denver, Colorado; Philadelphia, Pennsylvania; and San Francisco, California; and the assay office at New York, New York, as follows:**

Expenses, designated  
mints and assay offices.

For compensation of officers and employees, \$1,251,500.

For incidental and contingent expenses, including new machinery and repairs, cases and enameling for medals manufactured, net wastage in melting and refining and in coining departments, and loss on sale of sweeps arising from the treatment of bullion and the manufacture of coins, not to exceed \$500 for expenses of the annual assay commission, and not exceeding \$1,000 in value of specimen coins and ores for the cabinet of the mint at Philadelphia, \$273,000.

Other mints and assay offices.

For expenses of the mints at Carson City, Nevada, and New Orleans, Louisiana, and the assay offices at Boise, Idaho; Helena, Montana; Salt Lake City, Utah; and Seattle, Washington, as follows:

For compensation of officers and employees, \$51,660.

For incidental and contingent expenses, \$10,300.

Public buildings.

OFFICE OF SUPERVISING ARCHITECT

Construction, rent, etc.

MISCELLANEOUS PUBLIC BUILDINGS, CONSTRUCTION AND RENT

Boston, Mass., marine hospital.

Boston, Massachusetts, Marine Hospital: For extension and remodeling of nurses' quarters, improvement of cemetery, exterior painting, and resurfacing driveways, \$10,000.

Cape Fear, N. C., quarantine station.

Cape Fear, North Carolina, quarantine station: For extension of gangway and new dolphin, \$2,500.

New York, N. Y., Appraisers Stores, etc. Vol. 44, p. 1416. Post, p. 1655.

New York, New York, Appraisers' Stores: For the carrying out of the Act entitled "An Act to authorize the Secretary of the Treasury to enter into a contract to purchase, upon completion, a suitable building for customs and other governmental purposes in the city of New York," approved March 4, 1927, \$8,000,000.

Treasury Building, D. C., elevators.

Washington, District of Columbia, Treasury Building: For removal and replacement of one freight and three passenger elevators, with necessary modifications in elevator entrances, doors, and so forth, and for installation of steam-operated pumping plant to operate five old hydraulic plunger freight elevators, \$45,000.

Supervision of Supervising Architect.

The foregoing work under marine hospitals and quarantine stations shall be performed under the supervision and direction of the Supervising Architect of the Treasury.

Remodeling, etc., occupied buildings.

Remodeling, and so forth, public buildings: For remodeling, enlarging, and extending completed and occupied public buildings, including any necessary and incidental additions to or changes in mechanical equipment thereof, so as to provide or make available additional space in emergent cases, not to exceed an aggregate of \$25,000 at any one building, \$300,000.

Temporary quarters, rent, etc.

Rent of temporary quarters: For rent of temporary quarters for the accommodation of Government officials and moving expenses incident thereto, \$275,000.

Lock-box equipment.

Lock-box equipment for public buildings: For furnishing and installing lock-box equipment for completed and occupied public buildings under the control of the Treasury Department, including necessary and incidental changes in screen work, and so forth, \$100,000.

Projects under Public Buildings Act.

PUBLIC BUILDING PROJECTS UNDER SECTION 3, PUBLIC BUILDINGS ACT  
APPROVED MAY 25, 1926, AS AMENDED

Durango, Colo. Construction.

Durango, Colorado, post office, courthouse, and so forth: Toward the construction of the building, \$50,000, and the Secretary of the Treasury is hereby authorized to construct said building, except for the courts, at a limit of cost of \$150,000 in lieu of \$200,000 heretofore

Limit reduced.

authorized: *Provided*, That the work be so done that accommodations for the courts may be added later.

Fremont, Ohio, post office and other Government offices: Toward acquisition of a new site and construction of building, \$50,000, at an estimated total cost for site and building of \$240,000 in lieu of \$175,000 fixed in the Act of July 3, 1926.

Juneau, Alaska, Federal and Territorial building: Toward the construction of the building, \$200,000; and the Secretary of the Treasury is authorized to enter into contracts for the entire estimated cost of such building for not to exceed \$775,000 in lieu of \$177,500 authorized in the Act of June 25, 1910.

Long Island City, New York, post office and other Government offices: Toward the construction of the building, \$250,000; and the Secretary of the Treasury is authorized to enter into contracts for the entire estimated cost of such building for not to exceed \$475,000 in lieu of \$300,000 fixed in the Act of July 3, 1926.

Newark, New Jersey, post office, courthouse, and so forth: Toward the acquisition of a site and the construction of a suitable building for the accommodation of the post office, United States courts, and so forth, \$900,000; and the Secretary of the Treasury is authorized to enter into contracts for the entire estimated cost of such building and site for not to exceed \$5,000,000 in lieu of \$3,875,000 fixed in the Act of July 3, 1926; and the Secretary of the Treasury may, in his discretion, disregard the restriction of the Acts of March 4, 1913, and August 11, 1913, relating to Newark, New Jersey: *Provided*, That the present post office and customhouse site and building shall not be sold for an amount less than \$4,500,000.

San Pedro, California, post office, customhouse, and so forth: For the acquisition of a site and toward the construction of building, including any tunnel that may be necessary, in addition to appropriation previously made, \$100,000; and the Secretary of the Treasury is authorized to enter into contracts for the entire estimated cost of such building, site, and tunnel for not to exceed \$575,000 in lieu of \$60,000 fixed in the Act of March 4, 1913.

Total appropriations for projects under section 3, Act of May 25, 1926, as amended, \$1,550,000.

PROJECTS OUTSIDE THE DISTRICT OF COLUMBIA UNDER SECTION 5, PUBLIC BUILDINGS ACT APPROVED MAY 25, 1926

The Secretary of the Treasury is authorized to enter into contracts for sites or additional land for public buildings, purchases of sites and buildings thereon, commencement, completion, extension, remodeling, and rehabilitation of public buildings in amounts not exceeding the respective estimated total costs herein set forth, as follows:

Albany, New York, post office, courthouse, customhouse, and so forth: For acquisition of site or of additional land, demolition of building, and commencement of construction, \$750,000, under an estimated total cost of \$2,000,000.

Alexandria, Virginia, customhouse, post office, and so forth: For acquisition of additional land, demolition of building, and commencement of construction, \$100,000, under an estimated total cost of \$380,000.

Amsterdam, New York, post office, and so forth: For acquisition of additional land and commencement of extension and remodeling, \$60,000, under an estimated total cost of \$175,000; and the Secretary of the Treasury is hereby authorized to acquire by purchase, condemnation, or otherwise, all rights in a "right of way" along the easterly boundary of the post-office site included in the additional

*Proviso.*  
Court accommodations.

Fremont, Ohio.  
Cost increases.  
Vol. 44, p. 872.

Juneau, Alaska.  
Cost increased.  
Vol. 36, p. 684.

Long Island City,  
N. Y.  
Cost increased.

Vol. 44, p. 872.

Newark, N. J.  
Acquisition of site,  
etc.

Contracts at in-  
creased cost.  
Vol. 44, p. 871.

Former restrictions  
waived.  
Vol. 37, p. 883; Vol.  
38, p. 109.

*Proviso.*  
Price for present  
building restricted.

San Pedro, Calif.  
Acquisition of site,  
etc.

Contracts at in-  
creased cost.  
Vol. 37, p. 873.

Projects under Public  
Buildings Act, 1926,  
outside District of Columbia.

Contracts for sites,  
construction, etc., under  
annual limitation.  
Vol. 44, p. 633.

Albany, N. Y.

Alexandria, Va.

Amsterdam, N. Y.

Provisions for right  
of way.

land sought to be acquired, also authority to acquire, if necessary, by purchase, condemnation, or otherwise, a strip of land along the southerly boundary of the post-office site, on which a right of way may be established by the granting of an easement, in exchange for the existing "right of way."

Asheville, N. C.

Asheville, North Carolina, post office, courthouse, and so forth: For commencement of construction, \$200,000, under an estimated total cost of \$650,000.

Baltimore, Md.  
*Post*, p. 919.

Baltimore, Maryland, post office, and so forth: For demolition of building and commencement of construction, \$500,000, under an estimated total cost of \$2,575,000.

Bartlesville, Okla.

Bartlesville, Oklahoma, post office, and so forth: For acquisition of site and commencement of construction, \$60,000, under an estimated total cost of \$175,000.

Bellows Falls, Vt.

Bellows Falls, Vermont, post office, and so forth: For acquisition of site and commencement of construction, \$35,000, under an estimated total cost of \$90,000.

Binghamton, N. Y.

Binghamton, New York, post office, courthouse, and so forth: For purchase of additional land and building thereon, \$50,000.

Camden, N. J.

Camden, New Jersey, post office, courthouse, and so forth: For acquisition of site and commencement of construction, \$410,000, under an estimated total cost of \$1,100,000.

Canton, Ga.

Canton, Georgia, post office, and so forth: For commencement of construction, \$35,000, under an estimated total cost of \$55,000.

Conway, Ark.

Conway, Arkansas, post office, and so forth: For commencement of construction, \$35,000, under an estimated total cost of \$90,000.

Corinth, Miss.

Corinth, Mississippi, post office, and so forth: For completion, \$40,000.

Corsicana, Tex.

Corsicana, Texas, post office, and so forth: For extension and remodeling, \$90,000.

Dallas, Tex.

Dallas, Texas, post office, courthouse, and other Government offices: For commencement of construction, \$300,000, under an estimated total cost of \$1,250,000: *Provided*, That the present Federal Building and site at Main and Ervay Streets shall not be sold for an amount less than \$1,250,000.

*Proviso.*  
Price for present  
building restricted.

Denver, Colo.

Denver, Colorado, customhouse, and so forth: For acquisition of site and commencement of construction, \$250,000, under an estimated total cost of \$1,060,000.

Duluth, Minn.

Duluth, Minnesota, post office, courthouse, customhouse, and so forth: For commencement of construction, \$500,000, under an estimated total cost of \$1,200,000: *Provided*, That the Secretary of the Treasury may, in his discretion, grant an easement to the city of Duluth for the use of lots 81 and 83 in block 20, in exchange for the conveyance to the United States in fee simple of lots 86 and 88 in such block 20 as an addition to such new site.

*Proviso.*  
Exchange of lots with  
city.  
*Post*, p. 601.

Dunkirk, N. Y.

Dunkirk, New York, post office, and so forth: For commencement of construction \$75,000, under an estimated total cost of \$100,000.

East Chicago, Ind.

East Chicago, Indiana, post office, and so forth: For acquisition of site and commencement of construction, \$40,000, under an estimated total cost of \$185,000.

Elizabeth, N. J.

Elizabeth, New Jersey, post office, and so forth: For extension and remodeling, \$175,000.

Elmira, N. Y.

Elmira, New York, post office, courthouse, and so forth: For extension and remodeling, \$265,000.

Erie, Pa.

Erie, Pennsylvania, post office, and so forth: For acquisition of site and commencement of construction, including any tunnel that may be found necessary, \$200,000, under an estimated total cost of \$555,000.



Fargo, North Dakota, post office, courthouse, and so forth: The Secretary of the Treasury is authorized to construct a building on the site owned by the Government and located on the northwest corner of block 5, Roberts Addition, or, at his discretion, to exchange for the property on the southwest corner of block 5 a portion of such site, paying the owners of such property not exceeding \$50,000, and convey to the city by quitclaim deed a twenty-foot strip of such site for use as an alley, on the condition that the alley between the present post-office site and the property on the southwest corner of block 5 be closed, demolish the buildings on the enlarged site, and construct a new building thereon, or to acquire a new site and construct a new building thereon, \$250,000, at an estimated total cost in any case of \$600,000.

Fargo, N. Dak.  
Discretionary authority as to site, construction, etc.

Flint, Michigan, post office, and so forth: For acquisition of site and commencement of construction, \$200,000, under an estimated total cost of \$560,000.

Flint, Mich.

Fort Wayne, Indiana, post office, courthouse, and so forth: For acquisition of site and commencement of construction, \$400,000, under an estimated total cost of \$1,000,000.

Fort Wayne, Ind.

Fort Worth, Texas, post office, and so forth: For acquisition of site and commencement of construction, \$425,000, under an estimated total cost of \$1,200,000.

Fort Worth, Tex.  
Post, p. 1657.

Freeport, Illinois, post office, and so forth: For acquisition of additional land and commencement of extension and remodeling, \$60,000, under an estimated total cost of \$275,000.

Freeport, Ill.

Greenville, Texas, post office, and so forth: For additional land and extension and remodeling, \$80,000.

Greenville, Tex.

Hammond, Indiana, post office, courthouse, and so forth: For commencement of extension and remodeling, \$75,000, under an estimated total cost of \$155,000.

Hammond, Ind.

Hanover, New Hampshire, post office, and so forth: For acquisition of site and commencement of construction, \$50,000, under an estimated total cost of \$100,000.

Hanover, N. H.

Hartsville, South Carolina, post office, and so forth: For acquisition of site and commencement of construction, \$50,000, under an estimated total cost of \$75,000.

Hartsville, S. C.

Kansas City, Missouri, post office, and so forth: For acquisition of site and commencement of construction, \$600,000, under an estimated total cost of \$4,500,000.

Kansas City, Mo.

La Crosse, Wisconsin, post office, courthouse, and so forth: For additional land and extension and remodeling, \$100,000, under an estimated total cost of \$140,000.

La Crosse, Wis.

Lancaster, Pennsylvania, post office, and so forth: For commencement of construction, \$140,000, under an estimated total cost of \$500,000.

Lancaster, Pa.

Lawrence, Kansas, post office, and so forth: For acquisition of additional land and commencement of extension and remodeling, \$55,000, under an estimated total cost of \$120,000.

Lawrence, Kans.

Lima, Ohio, post office, and so forth: For acquisition of site and commencement of construction, \$150,000, under an estimated total cost of \$475,000.

Lima, Ohio.

Louisville, Kentucky, post office, courthouse, customhouse, and so forth: For acquisition of site and commencement of construction, \$700,000, under an estimated total cost of \$2,800,000: *Provided, That* the present post office and courthouse site and building at Fourth and Chestnut Streets shall not be sold for an amount less than \$2,500,000.

Louisville, Ky.

*Proviso.*  
Price for present building restricted.

Lowell, Massachusetts, post office, and so forth: For acquisition of site and commencement of construction, \$225,000, under an estimated total cost of \$500,000.

Lowell, Mass.  
Post, p. 1659.

Miami, Fla.	Miami, Florida, post office, courthouse, customhouse, and so forth: For acquisition of additional land and commencement of extension and remodeling, under an estimated total cost of \$1,125,000, or, at the discretion of the Secretary of the Treasury, the acquisition of a new site and commencement of construction, under an estimated total cost of \$2,080,000, \$750,000.
Mitchell, S. Dak.	Mitchell, South Dakota, post office, and so forth: For commencement of extension and remodeling, \$35,000, under an estimated total cost of \$70,000.
Newark, Del.	Newark, Delaware, post office, and so forth: For commencement of construction, \$35,000, under an estimated total cost of \$60,000.
New Britain, Conn.	New Britain, Connecticut, post office, and so forth: For acquisition of additional land and commencement of extension and remodeling, \$100,000, under an estimated total cost of \$250,000.
Newburgh, N. Y.	Newburgh, New York, post office, and so forth: For acquisition of site and commencement of construction, \$125,000, under an estimated total cost of \$340,000.
New Orleans, La. Marine hospital.	New Orleans, Louisiana, marine hospital: For commencement of construction, including any necessary demolition of present buildings, \$330,000, under an estimated total cost of \$1,800,000.
Newton, Iowa.	Newton, Iowa, post office, and so forth: For commencement of construction, \$85,000, under an estimated total cost of \$125,000.
Niagara Falls.	Niagara Falls, New York, customhouse: For rehabilitation of building, \$75,000.
Oakland, Calif.	Oakland, California, post office, customhouse, and so forth: For demolition of the present building and for construction on a site heretofore acquired of a building for the post office, customhouse, and so forth, \$550,000: <i>Provided</i> , That the Secretary of the Treasury is hereby authorized to sell to the city of Oakland a strip of land 30 by 300 feet extending along Seventeenth Street between Broadway and Franklin Streets, or a portion thereof, or to exchange said strip or a portion thereof for approximately an equal portion of land fronting on Franklin Street and adjacent to the Government property, the land so disposed of to the city to be used for street purposes and for no other purpose: <i>Provided further</i> , That in lieu of building on the present site the Secretary of the Treasury may at his discretion acquire by purchase, condemnation, or otherwise, a new site and construct a building thereon at an estimated total cost for site and building of \$1,510,000, in which event the present building and site at Broad, Seventeenth, and Franklin Streets shall not be sold for an amount less than \$1,750,000, and the above-mentioned amount, \$550,000, shall become available toward the purchase of the new site, and the Secretary of the Treasury is authorized to enter into contracts for the entire estimated cost of such new site and building.
<i>Provisos.</i> Sale, etc., of strip of land to city.	
Acquiring new site and sale of present, authorized.	
Price restriction.	
Amount available for purchase of new site.	
Contracts authorized.	
Oshkosh, Wis.	Oshkosh, Wisconsin, post office, and so forth: For acquisition of new site and commencement of construction, \$125,000, under an estimated total cost of \$420,000.
Paris, Tenn.	Paris, Tennessee, post office, and so forth: For completion of extension and remodeling, \$35,000.
Pawtucket, R. I.	Pawtucket, Rhode Island, post office, and so forth: For acquisition of site and commencement of construction, \$200,000, under an estimated total cost of \$400,000.
Philadelphia, Pa. Marine hospital.	Philadelphia, Pennsylvania, marine hospital: For purchase of site and building, and remodeling and repair of such building, \$75,000.
Pittsfield, Mass.	Pittsfield, Massachusetts, post office, and so forth: For acquisition of additional land and commencement of extension and remodeling, \$100,000, under an estimated total cost of \$195,000.
Plattsburg, N. Y.	Plattsburg, New York, customhouse and post office: For demolition of present building and commencement of construction, \$100,000, under an estimated total cost of \$120,000.

Pontiac, Michigan, post office, and so forth: For completion of extension and remodeling, \$200,000.

Pontiac, Mich.

Portland, Oregon, courthouse, and so forth: For acquisition of site and commencement of construction, \$500,000, under an estimated total cost of \$1,500,000: *Provided*, That the present Federal building and site at Morrison, Fifth, Yamhill, and Sixth Streets shall not be sold for an amount less than \$1,750,000.

Portland, Oreg.

*Proviso.*  
Price for present building and site restriction.

Price, Utah, post office, and so forth: For acquisition of site and commencement of construction, \$50,000, under an estimated total cost of \$90,000.

Price, Utah.

Pullman, Washington, post office, and so forth: For acquisition of site and commencement of construction, \$20,000, under an estimated total cost of \$100,000.

Pullman, Wash.

Roanoke, Virginia, post office, courthouse, and so forth: The Secretary of the Treasury is authorized to acquire a new site and construct a new building under an estimated total cost of \$775,000, or at his discretion and on such terms as he shall deem proper, to exchange the present site and building for a new site and construct thereon a new building at an estimated total cost of \$525,000, \$350,000.

Roanoke, Va.

Rushville, Indiana, post office, and so forth: For acquisition of site and commencement of construction, \$40,000, under an estimated total cost of \$100,000.

Rushville, Ind.

San Francisco, California, marine hospital: For commencement on a site now owned by the Government, of a general hospital building, together with such additional buildings, alterations in, additions to, or demolition of, existing buildings, mechanical equipment and outside service lines, and approach work as may be necessary to provide auxiliary facilities, \$150,000, under an estimated total cost of \$1,640,000.

San Francisco, Calif.  
Marine hospital.

Santa Fe, New Mexico, courthouse, and so forth: For extension and remodeling, \$270,000.

Santa Fe, N. Mex.

Scottsbluff, Nebraska, post office, and so forth: For acquisition of site and commencement of construction, \$40,000, under an estimated total cost of \$100,000.

Scottsbluff, Nebr.  
*Post*, p. 1662.

Scranton, Pennsylvania, post office, courthouse, and so forth: For acquisition of additional land, demolition of building and commencement of construction or, at the discretion of the Secretary of the Treasury, the acquisition of a new site, and commencement of construction, \$500,000, under an estimated total cost of \$1,475,000: *Provided*, That the Secretary of the Treasury, in his discretion, may accept a title to such site or additional land which reserves or excepts all coal or other minerals on the lands with the right of mining same.

Scranton, Pa.

*Proviso.*  
Acceptance of title reserving minerals, authorized.

Sedalia, Missouri, post office, and so forth: For acquisition of additional land, demolition of building, or acquisition of new site and commencement of construction, \$85,000, under an estimated total cost of \$170,000.

Sedalia, Mo.

Springfield, Illinois, post office, courthouse, Weather Bureau, and so forth: For demolition of buildings and commencement of construction, \$200,000, under an estimated total cost of \$850,000; and the portion of the Federal building site that was transferred to the Department of Agriculture by Act approved March 3, 1905, is hereby transferred to the Treasury Department.

Springfield, Ill.

Site retransferred.  
Vol. 33, p. 863.

Watertown, New York, post office, and so forth: For commencement of extension and remodeling, \$100,000, under an estimated total cost of \$275,000.

Watertown, N. Y.

Waukegan, Illinois, post office, and so forth: For acquisition of site and commencement of construction, \$100,000, under an estimated total cost of \$335,000.

Waukegan, Ill.  
*Post*, p. 1662.

White Plains, N. Y.

White Plains, New York, post office, and so forth: For acquisition of site and commencement of construction, \$150,000, under an estimated total cost of \$350,000.

Wichita, Kans.

Wichita, Kansas, post office, courthouse, and so forth: For acquisition of site and commencement of construction, \$250,000, under an estimated total cost of \$1,200,000.

Wilkes-Barre, Pa.

Wilkes-Barre, Pennsylvania, post office, and so forth: For acquisition of additional land and commencement of extension and remodeling \$100,000, under an estimated total cost of \$395,000: *Provided*, That the Secretary of the Treasury, in his discretion, may accept a title to such land which reserves or excepts all coal or other minerals on the lands with the right of mining same.

*Proviso.*  
Acceptance of title  
reserving minerals.

Wooster, Ohio.

Wooster, Ohio, post office, and so forth: For completion of extension and remodeling, \$80,000.

Worcester, Mass.

Worcester, Massachusetts, post office, courthouse, and so forth: For demolition and commencement of construction, \$250,000, under an estimated total cost of \$800,000.

Zanesville, Ohio.

Zanesville, Ohio, post office, and so forth: For acquisition of additional land, \$20,000.

Total appropriations for projects outside the District of Columbia under section 5, Public Buildings Act, approved May 25, 1926, \$13,905,000.

Projects in District of  
Columbia.

**PUBLIC BUILDING PROJECTS IN THE DISTRICT OF COLUMBIA UNDER SECTION 5, PUBLIC BUILDINGS ACT APPROVED MAY 25, 1926, AS AMENDED**

Department of Com-  
merce.  
Contracts for in-  
creased cost construc-  
tion.  
Vol. 44, p. 874.

Department of Commerce Building: Toward the construction of the building, \$1,400,000; and the Secretary of the Treasury is authorized to enter into contracts for the entire estimated cost of such building for not to exceed \$17,500,000 in lieu of \$10,000,000 fixed in the Act of July 3, 1926.

Government Print-  
ing Office.

Government Printing Office: For continuation of construction, \$600,000.

Internal Revenue  
Building.  
Contracts for in-  
creased cost construc-  
tion.  
Vol. 44, p. 874.

Internal Revenue Building: Toward the construction of the building, \$1,500,000; and the Secretary of the Treasury is authorized to enter into contracts for the entire estimated cost of such project for not to exceed \$10,000,000, in lieu of \$7,950,000 fixed in the Act of July 3, 1926.

Total appropriations for projects in the District of Columbia under section 5, Act of May 25, 1926, as amended, \$3,500,000.

Total appropriations for projects under the Act of May 25, 1926, as amended, \$18,955,000.

Appropriations for  
sites and construction,  
may exceed site limit if  
total amount sufficient  
for building.

Any appropriation herein made toward the combined purpose of acquiring land and starting construction shall not be construed to prevent the Secretary of the Treasury from contracting for the necessary land in an amount in excess of such appropriation if, in his judgment, a balance will remain in the limit of cost sufficient to cover complete construction of the building.

Triangle properties in  
District of Columbia.

**ACQUISITION OF TRIANGLE PROPERTIES UNDER THE ACT APPROVED JANUARY 13, 1928**

Acquisition of square  
256.  
*Ante*, p. 52.  
*Post*, p. 1045.

For the acquisition of square numbered 256 in the District of Columbia as authorized by the Act entitled "An Act authorizing the Secretary of the Treasury to acquire certain lands within the District of Columbia to be used as sites for public buildings," approved January 13, 1928, \$2,680,000, to be available immediately.

## PUBLIC BUILDINGS, REPAIRS, EQUIPMENT, AND GENERAL EXPENSES

Repairs, equipments,  
etc.

Repairs and preservation: For repairs and preservation of all completed and occupied public buildings and the grounds thereof under the control of the Treasury Department, and for wire partitions and fly screens therefor; Government wharves and piers under the control of the Treasury Department, together with the necessary dredging adjacent thereto; care of vacant sites under the control of the Treasury Department, such as necessary fences, filling dangerous holes, cutting grass and weeds, but not for any permanent improvements thereon; repairs and preservation of buildings not reserved by vendors on sites under the control of the Treasury Department acquired for public buildings or the enlargement of public buildings, the expenditures on this account for the current fiscal year not to exceed 15 per centum of the annual rentals of such buildings: *Provided*, That of the sum herein appropriated not exceeding \$160,000 may be used for the repair and preservation of marine hospitals, the national leprosarium, and quarantine stations (including Marcus Hook) and completed and occupied outbuildings (including wire partitions and fly screens for same), and not exceeding \$24,500 for the Treasury, Treasury Annex, Liberty Loan, Butler, and Auditors' Buildings in the District of Columbia: *Provided further*, That this sum shall not be available for the payment of personal services except for work done by contract or for temporary job labor under exigency not exceeding at one time the sum of \$100 at any one building, \$1,190,000.

Repairs, preserva-  
tion, etc., of completed  
and occupied buildings.*Provisos.*  
Marine hospitals,  
quarantine stations,  
etc.Treasury Depart-  
ment buildings.Personal services re-  
striction.Mechanical equip-  
ment.  
Heating, lighting, etc.

Mechanical equipment: For installation and repair of mechanical equipment in all completed and occupied public buildings under the control of the Treasury Department, including heating, hoisting, plumbing, gas piping, ventilating, vacuum cleaning, and refrigerating apparatus, electric-light plants, meters, interior pneumatic-tube and intercommunicating telephone systems, conduit, wiring, call-bell and signal systems, and for maintenance and repair of tower clocks; for installation and repair of mechanical equipment, for any of the foregoing items, in buildings not reserved by vendors on sites under the control of the Treasury Department acquired for public buildings or the enlargements of public buildings, the total expenditures on this account for the current fiscal year not to exceed 10 per centum of the annual rentals of such buildings: *Provided*, That of the sum herein appropriated, not exceeding \$125,000 may be used for the installation and repair of mechanical equipment in marine hospitals, the national leprosarium, and quarantine stations (including Marcus Hook), and not exceeding \$38,000 for the Treasury, Treasury Annex, Liberty Loan, Butler, and Auditors' Buildings, in the District of Columbia, but not including the generating plant and its maintenance in the Auditors' Building, and not exceeding \$10,000 for the maintenance, changes in, and repairs of pneumatic-tube system between the appraisers' warehouse and the new customhouse in Bowling Green, Borough of Manhattan, in the city of New York, including repairs to the street pavement and subsurface necessary incident to or resulting from such maintenance, changes, or repairs: *Provided further*, That this sum shall not be available for the payment of personal services except for work done by contract, or for temporary job labor under exigency not exceeding at one time the sum of \$100 at any one building, \$585,000.

*Provisos.*  
Marine Hospitals,  
quarantine stations,  
etc.Treasury Depart-  
ment buildings.Pneumatic tube serv-  
ice, New York City.  
Post, p. 533.Personal services re-  
striction.Vaults, safes, and  
locks.

Vaults and safes: For vaults and lock-box equipments and repairs thereto in all completed and occupied public buildings under the control of the Treasury Department, and for the necessary safe equipments and repairs thereto in all public buildings under the control of the Treasury Department, whether completed and occu-

pied or in course of construction, exclusive of personal services, except for work done by contract or for temporary job labor under exigency not exceeding at one time the sum of \$50 at any one building, \$165,000.

General expenses.  
Additional pay, Supervising Architect.  
Vol. 35, p. 537.

Technical services.  
Expenses of superintendence, etc.

Transporting household goods of superintendents, etc.

Office rent, field supplies, etc.

Proviso.  
Transporting operating supplies excluded.

Salamanca, N. Y.  
Other contingencies.

Objects excluded.

Services in the District.

Outside professional architectural services.  
Vol. 41, p. 631.

Preparing working drawings etc.

Architects for Departments of Commerce and Labor buildings.

General expenses: To enable the Secretary of the Treasury to execute and give effect to the provisions of section 6 of the Act of May 30, 1908 (Thirty-fifth Statutes, page 537): For salaries of architectural and engineering personnel and inspectors in the District of Columbia and elsewhere, not exceeding \$1,149,530; expenses of superintendence, including expenses of all inspectors and other officers and employees, on duty or detailed in connection with work on public buildings and the furnishing and equipment thereof, and the work of the Supervising Architect's Office, under orders from the Treasury Department; for the transportation of household goods, incident to change of headquarters of district engineers, construction engineers, inspection engineers, and inspectors, not in excess of five thousand pounds at any one time, together with the necessary expense incident to packing and draying the same, not to exceed in any one year a total expenditure of \$4,500; office rent and expenses of field force, including temporary, stenographic, and other assistance, in the preparation of reports and the care of public property, and so forth; advertising; office supplies, including drafting materials, specially prepared paper, typewriting machines, adding machines, and other mechanical labor-saving devices, and exchange of same; furniture, carpets, electric-light fixtures, and office equipment; telegraph and telephone service; freight, expressage, and postage incident to shipments of drawings, furniture and supplies for the field forces, testing instruments, and so forth, including articles and supplies not usually payable from other appropriations: *Provided*, That no expenditures shall be made hereunder for transportation of operating supplies for public buildings; not to exceed \$1,000 for books of reference, law books, technical periodicals and journals; ground rent at Salamanca, New York, for which payment may be made in advance; contingencies of every kind and description, traveling expenses of site agents, recording deeds and other evidences of title, photographic instruments, chemicals, plates, and photographic materials, and such other articles and supplies and such minor and incidental expenses not enumerated, connected solely with work on public buildings, the acquisition of sites, and the administrative work connected with the annual appropriations under the Supervising Architect's Office as the Secretary of the Treasury may deem necessary and specially order or approve, but not including heat, light, janitor service, awnings, curtains, or any expenses for the general maintenance of the Treasury Building, or surveys, plaster models, progress photographs, test-pit borings, or mill and shop inspections, \$1,345,000, of which amount not to exceed \$739,020 may be expended for personal services in the District of Columbia.

Outside professional services: To enable the Secretary of the Treasury to obtain architectural services, as provided in the Public Buildings Act approved May 25, 1926, namely, "to procure by contract the floor plans and designs of buildings developed sufficiently to serve as guides for the preparation of working drawings and specifications, or to employ advisory assistance involving design or engineering features, and to employ, to the extent deemed necessary by him in connection with the construction of buildings for the Departments of Commerce and Labor, the architects who were successful in competition heretofore held for a building for the then Department of Commerce and Labor, and to pay reasonable compensation for such services," and to employ appraisers, when necessary, by contract or otherwise, \$400,000.

## PUBLIC BUILDINGS, OPERATING EXPENSES

Operating expenses.

Operating force: For such personal services as the Secretary of the Treasury may deem necessary in connection with the care, maintenance, and repair of all public buildings under the control of the Treasury Department (except as hereinafter provided), together with the grounds thereof and the equipment and furnishings therein, including assistant custodians, janitors, watchmen, laborers, and charwomen; engineers, firemen, elevator conductors, coal passers, electricians, dynamo tenders, lampists, and wiremen; mechanical labor force in connection with said buildings, including carpenters, plumbers, steam fitters, machinists, and painters, but in no case shall the rates of compensation for such mechanical labor force be in excess of the rates current at the time and in the place where such services are employed, \$7,050,000: *Provided*, That the foregoing appropriation shall be available for use in connection with all public buildings under the control of the Treasury Department, including the customhouse in the District of Columbia, but not including any other public building within the District of Columbia, and exclusive of marine hospitals, quarantine stations, mints, branch mints, and assay offices.

Operating force.  
Personal services, assistant custodians, etc.

Pay restriction.

*Proviso.*  
Buildings for which available.

Furniture and repairs of furniture: For furniture, carpets, and repairs of same, for completed and occupied public buildings under the control of the Treasury Department, exclusive of marine hospitals, quarantine stations, mints, branch mints, and assay offices, and for gas and electric lighting fixtures and repairs of same for completed and occupied public buildings under the control of the Treasury Department, including marine hospitals and quarantine stations, but exclusive of mints, branch mints, and assay offices, and for furniture and carpets for public buildings and extension of public buildings in course of construction which are to remain under the custody and control of the Treasury Department, exclusive of marine hospitals, quarantine stations, mints, branch mints, and assay offices, and buildings constructed for other executive departments or establishments of the Government, \$990,000: *Provided*, That the foregoing appropriation shall not be used for personal services except for work done under contract or for temporary job labor under exigency, and not exceeding at one time the sum of \$100 at any one building: *Provided further*, That all furniture now owned by the United States in other public buildings or in buildings rented by the United States shall be used, so far as practicable, whether it corresponds with the present regulation plan for furniture or not.

Furniture, etc.

Buildings excluded.

*Provisos.*  
Personal services restriction.

Use of present furniture.

Operating supplies: For fuel, steam, gas for lighting and heating purposes, water, ice, lighting supplies, electric current for lighting, heating, and power purposes, telephone service for custodial forces; removal of ashes and rubbish, snow, and ice; cutting grass and weeds, washing towels, and miscellaneous items for the use of the custodial forces in the care and maintenance of completed and occupied public buildings and the grounds thereof under the control of the Treasury Department, and in the care and maintenance of the equipment and furnishings in such buildings; miscellaneous supplies, tools, and appliances required in the operation (not embracing repairs) of the mechanical equipment, including heating, plumbing, hoisting, gas piping, ventilating, vacuum-cleaning and refrigerating, apparatus, electric-light plants, meters, interior pneumatic-tube and intercommunicating telephone systems, conduit wiring, call-bell and signal systems in such buildings, and for the transportation of articles or supplies, authorized herein (including the custom-

Operating supplies.  
Fuel, light, power, water, etc.

**Buildings excluded.** house in the District of Columbia, but excluding any other public building under the control of the Treasury Department within the District of Columbia, and excluding also marine hospitals and quarantine stations, mints, branch mints, and assay offices, and personal services, except for work done by contract or for temporary job labor under exigency not exceeding at one time the sum of \$100 at any one building), \$3,090,000. The appropriation made herein for gas shall include the rental and use of gas governors when ordered by the Secretary of the Treasury in writing: *Provided*, That rentals shall not be paid for such gas governors greater than 35 per centum of the actual value of the gas saved thereby, which saving shall be determined by such tests as the Secretary of the Treasury shall direct: *Provided further*, That hereafter the Secretary of the Treasury is authorized to contract for the purchase of fuel for public buildings under the control of the Treasury Department in advance of the availability of the appropriation for the payment thereof. Such contracts, however, shall not exceed the necessities of the current fiscal year.

**Gas governors.**

**Provisions Rentals therefor.**

**Advance fuel contracts authorized.**

**Custody of lands, etc.** R. S., secs. 3749, 3750, p. 739. **Lands and other property of the United States:** For custody, care, protection, and expenses of sales of lands and other property of the United States, acquired and held under sections 3749 and 3750 of the Revised Statutes, the examination of titles, recording of deeds, advertising, and auctioneers' fees in connection therewith, \$550.

**Supervising Architect's Office.**

#### OFFICE OF SUPERVISING ARCHITECT

**Supervising Architect, and office personnel.**

**Salaries:** For the Supervising Architect, and other personal services in the District of Columbia, in accordance with "The Classification Act of 1923," \$337,120.

#### MISCELLANEOUS ITEMS, TREASURY DEPARTMENT

**Printing house for the Blind.**

#### AMERICAN PRINTING HOUSE FOR THE BLIND

**Expenses.** Vol. 41, p. 272; Vol. 44, p. 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 August 4, 1919, \$65,000.

### TITLE II.—POST OFFICE DEPARTMENT

**Post Office Department appropriations.** Vol. 5, p. 80.

The following sums are appropriated in conformity with the Act of July 2, 1836, for the Post Office Department for the fiscal year ending June 30, 1929, namely:

**Department expenses.** Office of Postmaster General.

#### POST OFFICE DEPARTMENT, WASHINGTON, DISTRICT OF COLUMBIA

##### OFFICE OF THE POSTMASTER GENERAL

**Postmaster General, and office personnel.**

Postmaster General, \$15,000; for personal services in the office of the Postmaster General in the District of Columbia in accordance with the Classification Act of 1923, \$193,810; in all, \$208,810.

**Department buildings.**

#### POST OFFICE DEPARTMENT BUILDINGS

**Personal services, operating force.**

For personal services in the District of Columbia in accordance with "The Classification Act of 1923," for the care, maintenance, and protection of the main Post Office Department Building, the Washington City Post Office Building, and the Mail Equipment Shops Building, \$240,842.



## SALARIES IN BUREAUS AND OFFICES

For personal services in the District of Columbia, in accordance with the Classification Act of 1923, in bureaus and offices of the Post Office Department in not to exceed the following amounts, respectively:

Department bureaus and offices.  
Allotments for personal services.  
Vol. 42, p. 1488.

Office of the First Assistant Postmaster General, \$430,420.  
Office of the Second Assistant Postmaster General, \$294,250.  
Office of the Third Assistant Postmaster General, \$710,010.  
Office of the Fourth Assistant Postmaster General, \$407,530.  
Office of the Solicitor for the Post Office Department, \$61,560.  
Office of the Chief of Inspector, \$166,090.  
Office of the Purchasing Agent, \$35,210.  
Bureau of Accounts, \$40,170.

## CONTINGENT EXPENSES, POST OFFICE DEPARTMENT

Department contingent expenses.

For stationery and blank books, index and guide cards, folders, and binding devices, including purchase of free penalty envelopes, \$22,000.

Stationery, etc.

For fuel and repairs to heating, lighting, ice, and power plant, including repairs to elevators, purchase and exchange of tools and electrical supplies, and removal of ashes, \$53,000.

Heating, lighting, etc.

For telegraphing, \$6,500.

Telegraphing.

For miscellaneous items, including purchase, exchange, maintenance, and repair of typewriters, adding machines, and other labor-saving devices; not to exceed \$7,500 for purchase, exchange, hire, and maintenance of motor trucks and motor-driven passenger-carrying vehicles; street-car fares not exceeding \$540; plumbing; repairs to department buildings; floor coverings; postage stamps for correspondence addressed abroad, which is not exempt under article 43 of the Stockholm convention of the Universal Postal Union; \$58,500, of which \$4,500 shall be available immediately; and of such sum of \$58,500, not exceeding \$14,500 may be expended for telephone service, not exceeding \$1,800 may be expended for purchase and exchange of law books, books of reference, railway guides, city directories, and books necessary to conduct the business of the department, and not exceeding \$2,000 may be expended for expenses, except membership fees, of attendance at meetings or conventions concerned with postal affairs, when incurred on the written authority of the Postmaster General, and not exceeding \$800 may be expended for expenses of the purchasing agent and of the solicitor and attorneys connected with his office while traveling on business of the department.

Miscellaneous.

Vehicles.

Vol. 44, p. 2243.

Attendance at meetings, etc.

For furniture and filing cabinets, \$8,000.

Furniture.

For printing and binding for the Post Office Department, including all of its bureaus, offices, institutions, and services located in Washington, District of Columbia, and elsewhere, \$1,150,000.

Printing and binding.

For reimbursement of the Government Printing Office or Capitol Power Plant for the cost of furnishing steam for heating and electric current for lighting and power to the Post Office Department Building at Massachusetts Avenue and North Capitol Street, District of Columbia, \$47,000.

Reimbursement for heating, etc., Washington, City Post Office Building.

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 per-

Field service appropriations not to be used for the Department.

*Proviso.*  
Payment of traveling expenses of officials from service appropriations.

formed, and appropriations for 1929 of the character heretofore used for such purposes shall be available therefor.

## Field service.

## FIELD SERVICE, POST OFFICE DEPARTMENT

## Postmaster General.

## OFFICE OF POSTMASTER GENERAL

## Equipment shops building.

For gas, electric power, and light, and the repair of machinery, United States Post Office Department equipment shops building, \$8,000.

## Cash rewards to employees for inventions for improving the service.

The Postmaster General is hereby authorized to pay a cash reward for any invention, suggestion, or series of suggestions for an improvement or economy in device, design, or process applicable to the Postal Service submitted by one or more employees of the Post Office Department or the Postal Service which shall be adopted for use and will clearly effect a material economy or increase efficiency, and for that purpose the sum of \$1,500 is hereby appropriated: *Provided*, That the sums so paid to employees in accordance with this Act shall be in addition to their usual compensation: *Provided further*, That the total amount paid under the provisions of this Act shall not exceed \$1,000 in any month or for any one invention or suggestion: *Provided further*, That no employee shall be paid a reward under this Act until he has properly executed an agreement to the effect that the use by the United States of the invention, suggestion, or series of suggestions made by him shall not form the basis of a further claim of any nature upon the United States by him, his heirs, or assigns: *Provided further*, That this appropriation shall be available for no other purpose.

*Proviso.*  
Additional to regular pay.  
Amount limited.

## Agreement for Government use required.

## Appropriation restricted.

## Shipment of equipment, supplies, etc.

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, \$400,000.

## Travel, etc.

For travel and miscellaneous expenses in the Postal Service, office of the Postmaster General, \$1,000.

Damages claims.  
Vol. 42, p. 63.

To enable the Postmaster General to pay claims for damages to persons or property in accordance with the provisions of the Deficiency Appropriation Act approved June 16, 1921, \$10,000.

## Inspectors.

OFFICE OF CHIEF INSPECTOR: For salaries of fifteen inspectors in charge of divisions, at \$4,500 each; and five hundred and twenty-five inspectors, \$1,974,300; in all, \$2,041,800.

## Traveling expenses, investigations, etc.

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, and for tests, exhibits, documents, photographs, office and other necessary expenses incurred by post-office inspectors in connection with their official investigations, \$479,000.

## Miscellaneous.

For necessary miscellaneous expenses at division headquarters, \$14,000.

## Clerks at division headquarters.

For compensation of one hundred and thirty clerks at division headquarters, \$315,000.

## Rewards, etc.

For payment of rewards for the detection, arrest, and conviction of post-office burglars, robbers, and highway mail robbers, \$45,000: *Provided*, That rewards may be paid, in the discretion of the Postmaster General, when an offender of the class 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 7708, dated July 1, 1922, except that not more than \$2,000

*Provisos.*  
Death of offender.

## Rates limited.

may be paid, in the discretion of the Postmaster General, for the arrest and conviction of any person on the charge of robbing a postmaster or any employee of a post office of money or property of the United States: *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.

Robbing postal employees.

Securing information.

OFFICE OF THE FIRST ASSISTANT POSTMASTER GENERAL

First Assistant Postmaster General.

For compensation to postmasters, \$52,000,000.

Postmasters.

For compensation to assistant postmasters at first and second class post offices, \$7,250,000.

Assistant postmasters.

For compensation to clerks and employees at first and second class post offices, including auxiliary clerk hire at summer and winter post offices, and printers, mechanics, and skilled laborers, \$171,500,000.

Clerks, etc., first and second class officers.

For compensation to watchmen, messengers, laborers, and substitutes, \$8,750,000.

Watchmen, messengers, etc.

For compensation to clerks in charge of contract stations, \$1,800,000.

Contract station clerks.

For separating mails at third and fourth class post offices, \$515,000.

Separating mails.

For unusual conditions at post offices, \$125,000.

Unusual conditions.  
Clerks, third class officers.

For allowances to third-class post offices to cover the cost of clerical services, \$9,000,000.

For rent, light, and fuel for first, second, and third class post offices, \$18,250,000.

Rent, light, and fuel.

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, \$1,970,000.

Miscellaneous, first and second class offices.

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, \$1,600,000.

Village delivery.

For Detroit River postal service, \$18,000.

Detroit River.

For car fare and bicycle allowance, including special-delivery car fare, \$1,375,000.

Car fare and bicycles.

For pay of letter carriers, City Delivery Service, \$126,000,000.

City delivery carriers.

For fees to special-delivery messengers, \$8,250,000.

Special delivery fees.

For the transmission of mail by pneumatic tubes or other similar devices in the city of New York, including the Borough of Brooklyn of the city of New York, including power, labor, and all other operating expenses, \$530,000.

Pneumatic tubes.  
New York and Brooklyn.

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, and May 27, 1908, relating to the transmission of mail by pneumatic tubes or other similar devices shall be applicable hereto.

Boston, Mass.  
Rental.

*Proviso*.  
Contracts.  
Vol. 32, p. 114; Vol. 35, p. 412.

For vehicle allowance, the hiring of drivers, the rental of vehicles, and the purchase and exchange and maintenance, including stable and garage facilities, of wagons or automobiles for, and the operation of, screen-wagon and city delivery and collection service, \$19,000,000: *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 automobiles at a reasonable annual rental for a term not exceeding ten years: *Provided further*, That this appropriation is available for the maintenance of the Government-owned post-office garage at Washington, District of Columbia,

Vehicle allowance for delivery, collection, etc.

*Provisos*.  
Allotment for garages.

Garage at Washington, D. C.

Purchase of tractors and trailer trucks, etc. including such changes and additions to the mechanical equipment as, in the opinion of the Postmaster General, may be necessary: *Provided further*, That the Postmaster General, during the fiscal years 1928 and 1929, may purchase and maintain from the appropriation "Vehicle service" such tractors and trailer trucks as may be required in the operation of the screen wagon and city delivery and collection service.

Travel, etc. For travel and miscellaneous expenses in the Postal Service, Office of the First Assistant Postmaster General, \$1,000.

Second Assistant Postmaster General.

OFFICE OF THE SECOND ASSISTANT POSTMASTER GENERAL

Star routes, Alaska.

For inland transportation by star routes in Alaska, \$155,000.

Steamboat, etc., routes.

For inland transportation by steamboat or other power-boat routes, including ship, steamboat, and way letters, \$1,450,000.

Railroad routes and messenger service.

For inland transportation by railroad routes and for mail messenger service, \$110,250,000: *Provided*, That not to exceed \$1,500,000 of this appropriation may be expended for pay of freight and incidental charges for the transportation of mails conveyed under special arrangement in freight trains or otherwise: *Provided further*, That separate accounts be kept of the amount expended for mail messenger service: *Provided further*, That there may be expended from this appropriation for clerical and other assistance in the District of Columbia not exceeding the sum of \$82,000 to carry out the provisions of section 5 of the Act of July 28, 1916 (the space basis Act), and not exceeding the sum of \$33,000 to carry out the provisions of section 214 of the Act of February 28, 1925 (cost ascertainment).

*Provisos.*  
Freight train conveyance.

Messenger service accounting.

Services in the District.

Vol. 39, p. 425; Vol. 43, p. 1069.

Railway Mail Service.

Division superintendents, etc.

Railway Mail Service: For fifteen division superintendents, fifteen assistant division superintendents, two assistant superintendents at large, one assistant superintendent in charge of car construction, one hundred and twenty-one chief clerks, one hundred and twenty-one assistant chief clerks, clerks in charge of sections in the offices of division superintendents, railway postal clerks, substitute railway postal clerks, joint employees, and laborers in the Railway Mail Service, \$56,750,000.

Travel allowance, clerks.

For travel allowance to railway postal clerks and substitute railway postal clerks, \$4,150,000.

Traveling expenses, etc., away from headquarters.

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, \$70,000.

Miscellaneous.

For rent, light, heat, fuel, telegraph, miscellaneous and office expenses, telephone service, badges for railway postal clerks, for the purchase or rental of arms and miscellaneous items necessary for the protection of the mails, and rental of space for terminal railway post offices for the distribution of mails when the furnishing of space for such distribution can not, 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, \$1,325,000.

Arms for mail protection.

Rent, etc., terminal offices.

Electric and cable cars.

For electric and cable car service, \$710,000.

Foreign mails.

For transportation of foreign mails by steamship, aircraft, or otherwise, \$9,800,000: *Provided*, That not to exceed \$300,000 of this sum may be expended for carrying foreign mail by aircraft: *Provided further*, That the Postmaster General shall be authorized to expend such sums as may be necessary, not to exceed \$200,000, 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; and

*Provisos.*

Aircraft allowance.

Post, p. 248.

Sea post service.

not to exceed \$3,600 for the salary of the Assistant Superintendent, Division of Foreign Mails, with headquarters at New York City: *Provided further*, That not exceeding \$10,000 of this sum may be available for the expenses of delegates to the Universal Postal Congress at London (such delegates to be designated from the Post Office Department by the Postmaster General) to be expended in the discretion of the Postmaster General and accounted for on his certificate, which certificate shall be conclusive on the accounting offices of the United States.

Assistant superintendent, New York.

Delegates to Universal Postal Congress at London.

For balances due foreign countries, \$2,200,000.

Balances due foreign countries.  
Travel, etc.

For travel and miscellaneous expenses in the Postal Service, office of the Second Assistant Postmaster General, \$1,200.

For the inland transportation of mail by aircraft, under contract, and for the incidental expenses thereof including not to exceed \$30,000 for assistant superintendents and clerks at air mail transfer points, in accordance with the Act approved February 2, 1925, and amended June 3, 1926, \$6,430,000: *Provided*, That \$19,100 of this appropriation shall be available for the payment for personal services in the District of Columbia, incidental and travel expenses.

Aircraft contract services.

Vol. 43, p. 805; Vol. 44, pp. 692, 1049.

*Proviso.*  
Services in the District, etc.

#### OFFICE OF THE THIRD ASSISTANT POSTMASTER GENERAL

Third Assistant Postmaster General.

For manufacture of adhesive postage stamps, special-delivery stamps, books of stamps, stamped envelopes, newspaper wrappers, postal cards, and for coiling of stamps, \$7,950,000.

Stamps, stamped envelopes, postal cards, etc.

For pay of agent and assistants to examine and distribute stamped envelopes and newspaper wrappers, and expenses of agency, \$23,650.

Distribution agency.

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, \$2,600,000.

Indemnities for lost mail.  
Domestic registered matter, etc.

For payment of limited indemnity for the injury or loss of international mail in accordance with convention, treaty, or agreement stipulations, \$50,000.

International.

For travel and miscellaneous expenses in the Postal Service, office of the Third Assistant Postmaster General, \$1,000.

Travel, etc.

#### OFFICE OF THE FOURTH ASSISTANT POSTMASTER GENERAL

Fourth Assistant Postmaster General.

For stationery for the Postal Service, including the money-order and registry systems; 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, \$775,000.

Stationery.

Postal Savings System supplies.

Bond expenses.

Vol. 36, p. 817.

For miscellaneous equipment and supplies, including the purchase and repair of furniture, package boxes, posts, trucks, baskets, satchels, straps, letter-box paint, baling machines, perforating machines, duplicating machines, printing presses, directories, cleaning supplies, and the manufacture, repair, and exchange of equipment, the erection and painting of letter-box equipment, and for the purchase and repair of presses and dies for use in the manufacture of letter boxes; for postmarking, rating, money-order stamps, and electrotype plates and repairs to same; metal, rubber, and combination type, dates and figures, type holders, ink pads for canceling and stamping purposes, and for the purchase, exchange, and repair of typewriting machines, envelope-opening machines, and computing machines, copying presses, numbering machines, time recorders, letter balances, scales, test weights, and miscellaneous articles purchased and furnished

Miscellaneous equipment and supplies.

Letter boxes, etc.

Postmarking stamps, etc.

Post route, etc., maps.	directly to the Postal Service; for miscellaneous expenses in the preparation and publication of post-route maps and rural-delivery maps or blue prints, 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, \$1,525,000; and the Postmaster General may authorize the sale to the public of post-route maps and rural-delivery maps or blue prints at the cost of printing and 10 per centum thereof added; of this amount \$1,500 may be expended in the purchase of atlases and geographical and technical works: <i>Provided</i> , That \$200,000 of this appropriation may be used for the purchase of equipment and furniture for post-office quarters and for no other purposes.
Sale of maps.	
<i>Proviso.</i> Amount for equipment and furniture.	
Twine, etc.	For wrapping twine and tying devices, \$500,000.
Shipping supplies.	For expenses incident to the shipment of supplies, including hardware, boxing, packing, and not exceeding \$49,750 for the pay of employees in connection therewith in the District of Columbia, \$70,000.
Canceling and labor-saving machines, etc.	For rental, purchase, exchange, and repair of canceling machines and motors, mechanical mail-handling apparatus, and other labor-saving devices, including cost of power in rented buildings and miscellaneous expenses of installation and operation of same, including salaries of seven traveling mechanics and for traveling expenses, \$700,000.
Traveling mechanics.	
Mail bags, locks, etc. Equipment shops, materials, etc.	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; also material, machinery, and tools necessary for the manufacture and repair in the equipment shops at Washington, District of Columbia, of such other equipment for the Postal Service as may be deemed expedient; for compensation to labor employed in the equipment shops at Washington, District of Columbia, \$2,400,000, of which not to exceed \$600,000 may be expended for personal services in the District of Columbia: <i>Provided</i> , 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, Porto Rico, Philippine Islands, Hawaii, or other island possessions.
Labor.	
Services in the District.	
<i>Proviso.</i> Distinctive equipment for departments, Alaska, and island possessions.	
Star routes, except Alaska.	For inland transportation by star routes (excepting service in Alaska), including temporary service to newly established offices, and not to exceed \$200,000 for Government-operated star-route service, \$13,850,000.
Rural delivery Service.	For pay of rural carriers, auxiliary carriers, substitutes for rural carriers on annual and sick leave, clerks in charge of rural stations, and tolls and ferriage, Rural Delivery Service and for the incidental expenses thereof, \$106,000,000.
Travel, etc.	For travel and miscellaneous expenses in the Postal Service, office of the Fourth Assistant Postmaster General, \$1,000.
Appropriations from the Treasury for field service to supply deficiency in postal service.	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, 1929, and the sum needed may be advanced to the Post Office Department upon requisition of the Postmaster General.

SEC. 2. Those civilian positions in the field services under the several executive departments and independent establishments, the compensation of which was fixed or limited by law but adjusted for the fiscal year 1925 under the authority and appropriations contained in the Act entitled "An Act making additional appropriations for the fiscal year ending June 30, 1925, to enable the heads of the several executive departments and independent establishments to adjust the rates of compensation of civilian employees in certain of the field services," approved December 6, 1924, may be paid under the applicable appropriations for the fiscal year 1929 and thereafter at rates not in excess of those permitted for them under the provisions of such Act of December 6, 1924.

Civilian field employees in executive departments, etc., to be paid adjusted compensation.

Vol. 43, p. 704.

SEC. 3. The head of an executive department or independent establishment, where, in his judgment, conditions of employment require it, may continue to furnish civilians employed in the field service with quarters, heat, light, household equipment, subsistence, and laundry service; and appropriations for the fiscal year 1929 and thereafter of the character heretofore used for such purposes are hereby made available therefor: *Provided*, That the reasonable value of such allowances shall be determined and considered as part of the compensation in fixing the salary rate of such civilians.

Quarters, subsistence, etc., to be furnished civilians of departments, etc., in field service.

Appropriations available.

*Proviso*. Value considered part of compensation.

Limitation on motor vehicles expense.

SEC. 4. Expenditures from appropriations made herein for the maintenance, upkeep, and repair, exclusive of garage rent, pay of operator, fuel and lubricants, on any one passenger-carrying vehicle used by the Treasury Department shall not exceed one-third of the market price of a new vehicle of the same make or class and in any case more than \$500.

Approved, March 5, 1928.

**CHAP. 127.**—Joint Resolution Authorizing the erection on public grounds in the District of Columbia of a stone monument as a memorial to Samuel Gompers.

March 5, 1928.  
[S. J. Res. 88.]

[Pub. Res., No. 11.]

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled*, That the Director of Public Buildings and Public Parks of the National Capital be, and he is hereby, authorized and directed to select a suitable site and to grant permission to William Green, president, and Frank Morrison, secretary, of the American Federation of Labor, for the erection, as a gift to the people of the United States, on public grounds of the United States in the city of Washington, District of Columbia, other than those of the Capitol, the Library of Congress, the Mall, and White House, of a stone monument in memory of Samuel Gompers: *Provided*, That the site chosen and the design of the memorial shall be approved by the Joint Committee on the Library, with the advice of the Commission of Fine Arts, that it shall be erected under the supervision of the Director of Public Buildings and Public Parks of the National Capital, and that the United States shall be put to no expense in or by the erection of the monument.

Samuel Gompers. Erection authorized of monument to, on public grounds in the District.

*Proviso*. Site and design subject to approval of Commission of Fine Arts, etc.

No Government expense.

Approved, March 5, 1928.

**CHAP. 131.**—An Act To extend the times for commencing and completing the construction of a bridge across the Mississippi River at or near New Orleans, Louisiana.

March 6, 1928.  
[H. R. 10288.]

[Public, No. 94.]

*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 New Orleans, Louisiana, authorized to

Mississippi River. Time extended for bridging, at New Orleans, La.

be built by George A. Hero and Allen S. Hackett, their successors and assigns, by the Act of Congress approved March 2, 1927, are hereby extended one and three years, respectively, from the date of approval hereof.

Vol. 44, p. 1270,  
amended.  
Post, p. 1229.  
Amendment.

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

Approved, March 6, 1928.

March 6, 1928.  
[H. R. 5679.]  
[Public, No. 95.]

**CHAP. 132.**—An Act Authorizing the Nebraska-Iowa Bridge Corporation, a Delaware corporation, its successors and assigns, to construct, maintain, and operate a bridge across the Missouri River between Washington County, Nebraska, and Harrison County, Iowa.

Missouri River.  
Nebraska-Iowa  
Bridge Corporation  
may bridge, from  
Washington County,  
Nebr., to Harrison  
County, Iowa.

*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 Nebraska-Iowa Bridge Corporation, a Delaware corporation, its successors and assigns, be and is hereby authorized to construct, maintain, and operate a bridge and approaches thereto across the Missouri River, at a point suitable to the interests of navigation, at or near Washington County, Nebraska, and Harrison County, Iowa, 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.

Construction.  
Vol. 34, p. 84.

SEC. 2. There is hereby conferred upon the Nebraska-Iowa Bridge Corporation, a Delaware Corporation, its successors and assigns, 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 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.

Right to acquire real  
estate, etc., for location,  
approaches, etc.

Condemnation pro-  
ceedings.

Tolls authorized.

SEC. 3. The said Nebraska-Iowa Bridge Corporation, its successors and assigns, is hereby authorized to fix and charge tolls for transit over such bridge, and the rates of tolls 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.

Vol. 34, p. 85.

Acquisition author-  
ized, after completion,  
by Nebraska, Iowa,  
etc.

SEC. 4. After the completion of such bridge, as determined by the Secretary of War, either the State of Nebraska, the State of Iowa, any public agency or political subdivision of either of such States, within or adjoining which any part of the bridge is located, 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 twenty 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 good will, 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 interest

Determination of  
compensation, if ac-  
quired by condemna-  
tion.

Limitations.



in real property, (3) actual financing and promotion costs, not to exceed 10 per centum of the cost of constructing the bridge and its approaches and acquiring such interest in real property, and (4) actual expenditures for necessary improvements.

SEC. 5. If such bridge shall be taken over or acquired by the States or public agencies or political subdivisions thereof, or by either of them, as provided in section 4 of this Act, and if tolls are thereafter charged for the use thereof, the rates of tolls 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 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 to pay the cost of acquiring the bridge and its approaches shall have been so provided, such bridge shall thereafter be maintained and operated free of tolls, or the rates of tolls shall thereafter be so adjusted as to provide a fund of not to exceed the amount necessary for the proper maintenance, repair, and operation of the bridge and its approaches under economical management. 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.

SEC. 6. The Nebraska-Iowa Bridge Corporation, a Delaware corporation, 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 Nebraska and Iowa, 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 Nebraska-Iowa Bridge Corporation, a Delaware corporation, its successors and assigns, shall make available all 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 4 of this Act, subject only to review in a court of equity for fraud or gross mistake.

SEC. 7. The right to sell, assign, transfer, and mortgage all the rights, powers, and privileges conferred by this Act is hereby granted to the Nebraska-Iowa Bridge Corporation, a Delaware corporation, 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. 8. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, March 6, 1928.

Tolls under State,  
etc., operation.

Rates applied to operation,  
sinking fund,  
etc.

Maintenance as free  
bridge, etc., after amortizing  
costs, etc.

Record of expenditures  
and receipts.

Sworn statement of  
construction costs, etc.,  
to be filed after completion.

Investigation by Secretary  
of War.

Findings of Secretary  
conclusive.

Right to sell, etc.,  
conferred.

Amendment.

March 6, 1928.  
[H. R. 121.]  
[Public, No. 96.]

**CHAP. 133.**—An Act Authorizing the Cairo Association of Commerce, its successors and assigns, to construct, maintain, and operate a bridge across the Ohio River at or near Cairo, Illinois.

Ohio River.  
Cairo Association of  
Commerce may bridge,  
at Cairo, Ill.

Construction.  
Vol. 34, p. 84.  
Post, p. 1335.

Right to acquire real  
estate, etc., for location,  
approaches, etc.

Condemnation pro-  
ceedings.

Tolls authorized.

Vol. 34, p. 85.

Acquisition author-  
ized, after completion,  
by Illinois, Kentucky,  
etc.

Compensation if ac-  
quired by condemna-  
tion.

Limitations.

Tolls under State,  
etc., operation.

Rates applied to oper-  
ation, sinking fund, etc.

*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 Cairo Association of Commerce, its successors and assigns, 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 interests of navigation, at or near Cairo, Illinois, 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 Cairo Association of Commerce, its successors and assigns, 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 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 Cairo Association of Commerce, its successors and assigns, is hereby authorized to fix and charge tolls for transit over such bridge, and the rates of tolls 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.** After the completion of such bridge, as determined by the Secretary of War, either the State of Illinois, the State of Kentucky, any public agency or political subdivision of either of such States, within or adjoining which any part of the bridge is located, 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 twenty 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 good will, 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 10 per centum of the sum of the cost of constructing the bridge and its approaches and acquiring such interest in real property, and (4) actual expenditures for necessary improvements.

**SEC. 5.** If such bridge shall be taken over or acquired by the States or public agencies or political subdivisions thereof, or by either of them, as provided in section 4 of this Act, and if tolls are thereafter charged for the use thereof, the rates of tolls 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, or the rates of tolls shall thereafter be so adjusted as to provide a fund of not to exceed the amount necessary for the proper maintenance, repair, and operation of the bridge and its approaches under economical management. 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.

Maintenance as free bridge, etc., after amortizing costs, etc.

Record of expenditures and receipts.

Sworn statement of construction costs, etc., to be filed after completion.

SEC. 6. The Cairo Association of Commerce, 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 Illinois 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 cost 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 Cairo Association of Commerce, its successors and assigns, shall make available all 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 4 of this Act, subject only to review in a court of equity for fraud or gross mistake.

Examination by Secretary of War.

Findings of Secretary conclusive.

SEC. 7. The right to sell, assign, transfer, and mortgage all the rights, powers, and privileges conferred by this Act is hereby granted to the Cairo Association of Commerce, 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.

Right to sell, etc., conferred.

SEC. 8. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Amendment.

Approved, March 6, 1928.

**CHAP. 134.**—An Act To increase the salary of the Librarian of Congress.

March 6, 1928.

[H. R. 9036.]

[Public, No. 97.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Librarian of Congress on and after July 1, 1928, shall receive salary at the rate of \$10,000 per annum.

Library of Congress.  
Pay of Librarian increased.

Approved, March 6, 1928.

March 7, 1928.

[H. R. 81.]

[Public, No. 93.]

**CHAP. 135.**—An Act To authorize the coinage of silver 50-cent pieces in commemoration of the one hundred and fiftieth anniversary of the discovery of the Hawaiian Islands by Captain James Cook, and for the purpose of aiding in establishing a Captain James Cook memorial collection in the archives of the Territory of Hawaii.

Hawaiian Islands ses-  
quicentennial.Silver 50-cent pieces  
to be coined to com-  
memorate discovery of  
islands by Captain  
James Cook.

Number.

Legal tender.

Issued to Cook Ses-  
quicentennial Commis-  
sion of Hawaii.Coinage laws appli-  
cable.*Proviso.*  
No Government ex-  
pense for dies, etc.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That in commemoration of the one hundred and fiftieth anniversary of the discovery of the Hawaiian Islands by Captain James Cook, and for the purpose of aiding in establishing a Captain James Cook memorial collection in the archives of the Territory of Hawaii, there shall be coined in the mints of the United States silver 50-cent pieces to the number of ten thousand, such 50-cent pieces to be of a standard troy weight, composition, diameter, and design as shall be fixed by the director of the mint and approved by the Secretary of the Treasury, which said 50-cent pieces shall be legal tender in any payment of their face value.

SEC. 2. The coins herein authorized shall be issued only upon the request of the Cook Sesquicentennial Commission of Hawaii and in such numbers and at such times as they shall request upon payment by such commission to the United States of the par value of such coins.

SEC. 3. All laws now in force relating to the subsidiary silver coins of the United States and the coining or striking of the same, regulating and guarding the process of coinage, providing for the purchase of material, and for the transportation, distribution, and redemption of the coins, for the prevention of debasement or counterfeiting, for security of the coin or for any other purpose, whether said laws are penal or otherwise, shall, so far as applicable, apply to the coinage herein authorized: *Provided,* That the United States shall not be subject to the expense of making the necessary dies and other preparation of this coinage.

Approved, March 7, 1928.

March 7, 1928.

[H. R. 5818.]

[Public, No. 99.]

**CHAP. 136.**—An Act Authorizing J. H. Peacock, F. G. Bell, S. V. Taylor, E. C. Amann, and C. E. Ferris, their heirs, legal representatives, and assigns, to construct, maintain, and operate a bridge across the Mississippi River at or near the city of Prairie du Chien, Wisconsin.

Mississippi River.  
J. H. Peacock, and  
others may bridge, at  
Prairie du Chien, Wis.Construction.  
Vol. 34, p. 84.Right to acquire real  
estate, etc., for location,  
approaches, etc.

*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, J. H. Peacock, F. G. Bell, S. V. Taylor, E. C. Amann, and C. E. Ferris, their heirs, legal representatives, and assigns, be, and are hereby, authorized to construct, maintain, and operate a bridge and approaches thereto across the Mississippi River, at a point suitable to the interest of navigation, at or near the city of Prairie du Chien, Wisconsin, 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 J. H. Peacock, F. G. Bell, S. V. Taylor, E. C. Amann, and C. E. Ferris, their heirs, legal representatives, and assigns, 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 corpora-

tions 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.

Condemnation proceedings.

SEC. 3. The said J. H. Peacock, F. G. Bell, S. V. Taylor, E. C. Amann, and C. E. Ferris, their heirs, legal representatives, and assigns are hereby authorized to fix and charge tolls for transit over such bridge, and the rates of toll so fixed shall be the legal rates until changed by the Secretary of War under the authority contained in the Act of March 23, 1906.

Tolls authorized.

Vol. 34, p. 85.

SEC. 4. After the completion of such bridge as determined by the Secretary of War, either the State of Wisconsin, the State of Iowa, any public agency or political subdivision of either of such States, within or adjoining which any part of the bridge is located, 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 twenty 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 good will, 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 interest in real property, (3) actual financing and promotion costs, not to exceed 10 per centum of the sum of the cost of constructing the bridge and its approaches and acquiring such interest in real property, and (4) actual expenditures for necessary improvements.

Acquisition authorized, after completion, by Wisconsin, Iowa, etc.

Compensation, if acquired by condemnation.

Limitations.

SEC. 5. If such bridge shall be taken over or acquired by the States or public agencies or political subdivisions thereof, or by either of them, as provided in section 4 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, or the rates of toll shall thereafter be so adjusted as to provide a fund of not to exceed the amount necessary for the proper maintenance, repair, and operation of the bridge and its approaches under economical management. 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.

Tolls under State operation.

Rates applied to operation, sinking fund, etc.

Maintenance as free bridge, etc., on amortizing costs.

Record of expenditures and receipts.

SEC. 6. J. H. Peacock, F. G. Bell, S. V. Taylor, E. C. Amann, and C. E. Ferris, their heirs, legal representatives, 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 Wisconsin and Iowa, 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

Sworn statement of construction costs, etc., to be filed after completion.

Investigation by Secretary of War.

therefor, and the actual financing and promotion costs. The Secretary of War may, and upon request of the highway departments 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 J. H. Peacock, F. G. Bell, S. V. Taylor, E. C. Amann, and C. E. Ferris, their heirs, legal representatives, and assigns, shall make available all 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 4 of this Act, subject only to review in a court of equity for fraud or gross mistake.

Findings of Secretary, conclusive.

Right to sell, etc., conferred.

SEC. 7. The right to sell, assign, transfer, and mortgage all the rights, powers, and privileges conferred by this Act, is hereby granted to J. H. Peacock, F. G. Bell, S. V. Taylor, E. C. Amann, and C. E. Ferris, their heirs, legal representatives, 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.

Amendment.

SEC. 8. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, March 7, 1928.

March 7, 1928.  
[H. R. 9136.]  
[Public, No. 100.]

CHAP. 137.—An Act Making appropriations for the Department of the Interior for the fiscal year ending June 30, 1929, and for other purposes.

Interior Department appropriations, fiscal year, 1929.

*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, 1929, namely:

Secretary's Office.

## OFFICE OF THE SECRETARY

### SALARIES

Secretary, Assistants, and office personnel.

Secretary of the Interior, \$15,000; First Assistant Secretary, Assistant Secretary, and other personal services in the District of Columbia in accordance with the Classification Act of 1923, \$344,200; in all, \$359,200: *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, 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, 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

*Prorisos.*  
Salaries limited to average rates under Classification Act.  
Vol. 42, p. 1488.

If only one position in a grade.

Advances for unusually meritorious cases.

Restriction not applicable to clerical-mechanical services.

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, 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, and is specifically authorized by other law.

No reduction in fixed salaries.  
Vol. 42, p. 1490.  
Transfers to another position without reduction.

Payments under higher rates permitted.

## OFFICE OF SOLICITOR

Solicitor's Office.

For personal services in the District of Columbia in accordance with the Classification Act of 1923, \$116,500.

Office personnel.

## CONTINGENT EXPENSES, DEPARTMENT OF THE INTERIOR

For contingent expenses of the office of the Secretary and the bureaus and offices of the department; furniture, carpets, ice, lumber, hardware, dry goods, advertising, telegraphing, telephone service, including personal services of temporary or emergency telephone operators, street-car fares for use of messengers not exceeding \$150, expressage, diagrams, awnings, filing devices, typewriters, adding, addressing, and check-signing 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; fuel and light; examination of estimates for appropriations in the field for any bureau, office, or service of the department; not exceeding \$500 shall be available for the payment of damages caused to private property by department motor vehicles; purchase and exchange of motor trucks, motor cycles, and bicycles, maintenance, repair, and operation of motor-propelled passenger-carrying vehicles and motor trucks, motor cycles, and bicycles, to be used only for official purposes; rent of department garage; expense of taking testimony and preparing the same, in connection with disbarment proceedings instituted against persons charged with improper practices before the department, its bureaus and offices; expense of translations; not exceeding \$500 for newspapers, for which payment may be made in advance; stationery, including tags, labels, index cards, cloth-lined wrappers, and specimen bags, printed in the course of manufacture, and such printed envelopes as are not supplied under contracts made by the Postmaster General, for the department and its several bureaus and offices, and other absolutely necessary expenses not hereinbefore provided for, \$118,000; and, in addition thereto, sums amounting to \$76,000 for stationery supplies shall be deducted from other appropriations made for the fiscal year 1929, as follows: Surveying public lands, \$2,500; protecting public lands and timber, \$1,500; contingent expenses, local land offices, \$2,500; Geological Survey, \$4,500; Indian Service, \$42,000; Freedmen's Hospital, \$1,000; Saint Elizabeths Hospital, \$3,000; National Park Service, \$4,000; Bureau of Reclamation, \$15,000, any unexpended portion of which shall revert and be credited to the reclamation fund; and said sums so deducted shall be credited to and constitute, together with the first-named sum of \$118,000, the total appropriation for contingent expenses for the department and its several bureaus and offices for the fiscal year 1929.

Department contingent expenses.

Traveling expenses.

Property damages.

Disbarment expenses.

Stationery, etc.

Additional from specified appropriations.

For the purchase or exchange of professional and scientific books, law and medical books, and books to complete broken sets, periodi-

Books, periodicals, etc.

Office allotments. cal, directories, and other books of reference relating to the business of the department by the several offices and bureaus of the Interior Department herein named, there is hereby made available from any appropriations made for such bureau or office not to exceed the following respective sums: Office of the Secretary, \$900; Indian Service, \$200; Bureau of Education, \$1,400; Bureau of Reclamation, \$1,500; Geological Survey, \$2,000; National Park Service, \$500; General Land Office, \$500.

Printing and binding.

#### PRINTING AND BINDING

For Department, bureaus, etc.

For printing and binding for the Department of the Interior, including all of its bureaus, offices, institutions, and services in the District of Columbia and elsewhere, except the Alaska Railroad and the Bureau of Reclamation, \$256,500, of which \$27,000 shall be for the National Park Service, \$45,000 for the Bureau of Education, and \$120,000 for the Geological Survey, of which latter amount not more than \$25,000 may be used for engraving.

General Land Office.

### GENERAL LAND OFFICE

#### SALARIES

Commissioner, and office personnel.

*Proviso.*  
Acting depository of public moneys.

Clerk to sign land patents.

For Commissioner of the General Land Office and other personal services in the District of Columbia in accordance with the Classification Act of 1923, \$675,000: *Provided*, That the depository acting for the commissioner as receiver of public moneys may, with the approval of the commissioner, designate a clerk of the General Land Office to act as such depository in his absence. One clerk of grade 1, clerical, administrative, and fiscal service, who shall be designated by the President, to sign land patents.

General expenses, public lands.

#### GENERAL EXPENSES

Traveling expenses, maps, etc.

Restoring lands in national forests, etc.

Hearings in land entries, etc.

*Proviso.*  
Deposition fees.

Land Office maps. Distribution, etc.

For traveling expenses of officers and employees, including employment of stenographers and other assistants when necessary; for separate maps of public-land States and Alaska, including maps showing areas designated by the Secretary of the Interior under the enlarged homestead Acts, prepared by the General Land Office; for the reproduction by photolithography or otherwise of official plats of surveys; for expenses of restoration to the public domain of lands in forest reserves and of lands temporarily withdrawn for forest-reserve purposes; and for expenses of hearings or other proceedings held by order of the General Land Office to determine the character of lands, whether alleged fraudulent entries are of that character or have been made in compliance with the law, and of hearings in disbarment proceedings, \$20,000: *Provided*, That where depositions are taken for use in such hearings the fees of the officer taking them shall be 25 cents per folio for taking and certifying same and 5 cents per folio for each copy furnished to a party on request.

For connected and separate United States and other maps, prepared in the General Land Office, \$50, all of which maps shall be delivered to the Senate and House of Representatives, except 10 per centum, which shall be delivered to the Commissioner of the General Land Office for official purposes. All maps delivered to the Senate and House of Representatives hereunder shall be mounted with rollers ready for use.

Public lands.  
Surveying expenses.  
*Ante*, p. 201.

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, \$750,000, of which amount not to exceed \$20,000 may be expended by the Commissioner of the General Land Office, with the approval of the Secretary of the Interior, for the purchase of metal or other equally durable monuments to be used for public-land survey corners wherever practicable: *Provided further*, 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 \$15,000 of this appropriation may be used for the survey, classification, and sale of the lands and timber of the so-called Oregon and California Railroad lands and the Coos Bay Wagon Road lands: *Provided further*, That not to exceed \$50,000 of this appropriation may be used for surveys and resurveys, under the rectangular system provided by law, of public lands deemed to be valuable for oil and oil shale: *Provided further*, That no part of this appropriation shall be available for surveys or resurveys of public lands in any State which, under the Act of August 18, 1894 (Twenty-eighth Statutes, page 395), advances money to the United States for such purposes for expenditure during the fiscal year 1929: *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.

Registers: For salaries and commissions of registers of district land offices, at not exceeding \$3,000 per annum each, \$70,000.

Contingent expenses of land offices: For clerk hire, rent, and other incidental expenses of the district land offices, including the expenses of depositing public money; traveling expenses of clerks detailed to examine the books and management of district land offices and to assist in the operation of said offices and in the opening of new land offices and reservations, and for traveling expenses of clerks transferred in the interest of the public service from one district land office to another: *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, \$193,000.

Depredations on public timber, protecting public lands, and settlement of claims for swamp land and swamp-land indemnity: For protecting timber on the timber lands, and for the more efficient execution of the law and rules relating to the cutting thereof; protecting public lands from illegal and fraudulent entry or appropriation, adjusting claims for swamp lands and indemnity for swamp lands; and traveling expenses of agents and others employed hereunder, \$430,000, including not exceeding \$40,000 to be immediately available for the purchase of motor-propelled passenger-carrying vehicles for the use of agents and others employed in the field service and for operation, maintenance, and exchange of same and for operation and maintenance of motor boats, and including \$40,000 for prevention and fighting of forest and other fires on the public lands, to be available for this and no other purpose, and to be expended under the direction of the commissioner.

Opening Indian reservations (reimbursable): For expenses pertaining to the opening to entry and settlement of such Indian reservation lands as may be opened during the fiscal year 1929, the unex-

Section corner monuments.

*Proviso.*  
Detailed field employees.

Oregon and California railroad lands, etc.

Oil and oil-shale lands.

Not available for surveys in States advancing money therefor.  
Vol. 28, p. 395.

Application to other surveys, and reimbursable.

Registers.

Contingent expenses.  
*Ante*, p. 201.

*Proviso.*  
Expenses limited.

Timber depredations, protecting, and swamp lands claims.  
*Ante*, p. 201.

Vehicles.

Fighting forest fires.

Indian reservations.  
Opening to entry.  
Balance available  
Vol. 44, p. 933.

*Proviso.*  
Reimbursement.

pending balance of the appropriation for this purpose for the fiscal year 1928 shall be available for the fiscal year 1929: *Provided*, That the expenses pertaining to the opening of each of said reservations and paid for out of this appropriation shall be reimbursed to the United States from the money received from the sale of the lands embraced in said reservations, respectively.

Indian Affairs Bureau.

## BUREAU OF INDIAN AFFAIRS

### SALARIES

Commissioner, and office personnel.

For the Commissioner of Indian Affairs and other personal services in the District of Columbia in accordance with "The Classification Act of 1923," \$356,000.

General expense.

### GENERAL EXPENSES

Transportation, telegraphing, etc.

For transportation and incidental expenses of officers and clerks of the Office of Indian Affairs when traveling on official duty; for telegraph and telephone toll messages on business pertaining to the Indian Service sent and received by the Bureau of Indian Affairs at Washington, and for other necessary expenses of the Indian Service for which no other appropriation is available, \$13,500: *Provided*, That not to exceed \$5,000 of this appropriation may be used for continuing the work of the competency commission to the Five Civilized Tribes of Oklahoma: *Provided further*, That not to exceed \$1,000 of the amount herein appropriated may be expended out of applicable funds in the work of determining the competency of Indians on Indian reservations outside of the Five Civilized Tribes in Oklahoma.

*Provisos.*  
Competency commission, Five Civilized Tribes.

Other Indians.

Supplies.  
Purchase, transporting, etc.

For expenses necessary to the purchase of goods and supplies for the Indian Service, including inspection, pay of necessary employees, and all other expenses connected therewith, including advertising, storage, and transportation of Indian goods and supplies, \$550,000: *Provided*, That no part of the sum hereby appropriated shall be used for the maintenance of to exceed three warehouses in the Indian Service: *Provided further*, 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.

*Provisos.*  
Warehouses limited.

Limitation on payments.

Inspectors.

For pay of special Indian Service inspector and two Indian Service inspectors, and traveling and incidental expenses, \$15,500.

Judges.

For pay of judges of Indian courts where tribal relations now exist, at rates to be fixed by the Commissioner of Indian Affairs, \$15,000.

Police.

For pay of Indian police, including chiefs of police at not to exceed \$60 per month each and privates at not to exceed \$40 per month each, to be employed in maintaining order, for purchase of equipments and supplies, and for rations for policemen at nonration agencies, \$155,000.

Suppressing liquor traffic, etc.

For the suppression of the traffic in intoxicating liquors and deleterious drugs, including peyote, among Indians, \$22,000.

Agency buildings.  
Construction, purchase, repairs, etc.

For construction, lease, purchase, repair, and improvement of agency buildings, exclusive of hospital buildings, including the purchase of necessary lands and the installation, repair, and improvement of heating, lighting, power, and sewerage and water systems in connection therewith, \$200,000, including not to exceed \$25,000 for improvement of the water supply for the school, agency, hospital, and Indians on the Papago Reservation, Arizona: *Provided*, That this appropriation shall be available for the payment of salaries and expenses of persons employed in the supervision of construction or repair work of roads and bridges on Indian reservations and other

Papago Reservation, Ariz.  
*Provisos.*  
Supervising work.

lands devoted to the Indian Service: *Provided further*, That not more than \$7,500 out of this appropriation shall be expended for new construction at any one agency unless herein expressly authorized.

New construction limited.

That not to exceed \$150,000 of applicable appropriations made herein for the Bureau of Indian Affairs shall be available for the maintenance, repair, and operation of motor-propelled and horse-drawn passenger-carrying vehicles for the use of superintendents, farmers, physicians, field matrons, allotting, irrigation, and other employees in the Indian field service: *Provided*, That not to exceed \$3,000 may be used in the purchase of horse-drawn passenger-carrying vehicles, and not to exceed \$40,000 for the purchase of motor-propelled passenger-carrying vehicles, and that such vehicles shall be used only for official service.

Vehicles. Allowance for maintenance, repairs, etc.

*Proviso.*  
Purchases limited.  
*Post*, p. 1567.

That to meet possible emergencies, not exceeding \$100,000 of the appropriations made by this Act for support of reservation and non-reservation schools, for school and agency buildings, and for preservation 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 the limit of \$7,500 for new construction contained in the appropriations for Indian school, agency, and hospital buildings shall not apply to such emergency expenditures: *And provided further*, That any diversions of appropriations made hereunder shall be reported to Congress in the annual Budget.

Emergency allowance by diversions from specified appropriations.

*Provisos.*  
Buildings construction.

Report to Congress.

#### EXPENSES IN PROBATE MATTERS

Probate matters.

For the purpose of determining the heirs of deceased Indian allottees having right, title, or interest in any trust or restricted property, under regulations prescribed by the Secretary of the Interior, \$59,000, reimbursable as provided by existing law, of which \$14,000 shall be available for personal services in the District of Columbia: *Provided*, That the provisions of this paragraph shall not apply to the Osage Indians nor to the Five Civilized Tribes of Oklahoma.

Determining heirs of deceased allottees.

Services in the District.  
*Proviso.*  
Tribes excepted.

For salaries and expenses of such attorneys and other employees as the Secretary of the Interior may, in his discretion, deem necessary in probate matters affecting restricted allottees or their heirs in the Five Civilized Tribes and in the several tribes of the Quapaw Agency, and for the costs and other necessary expenses incident to suits instituted or conducted by such attorneys, \$34,000: *Provided*, That no part of this appropriation shall be available for the payment of attorneys or other employees unless appointed after a competitive examination by the Civil Service Commission and from an eligible list furnished by such commission.

Five Civilized Tribes and Quapaws. Attorneys, etc., for.

*Proviso.*  
Restricted to Civil Service eligibles.

#### EXPENSES OF INDIAN COMMISSIONERS

For expenses of the Board of Indian Commissioners, \$11,000, of which amount not to exceed \$7,800 may be expended for personal services in the District of Columbia.

Citizen commission.

#### INDIAN LANDS

Indian lands.

For the survey, resurvey, classification, and allotment of lands in severalty under the provisions of the Act of February 8, 1887 (Twenty-fourth Statutes at Large, page 388), entitled "An Act to provide for the allotment of lands in severalty to Indians," and under

Surveying, allotting in severalty, etc.  
Vol. 24, p. 388.

Provision.  
Use in New Mexico  
and Arizona, limited.

any other Act or Acts providing for the survey or allotment of Indian lands, \$35,000: *Provided*, That no part of said sum shall be used for the survey, resurvey, classification, or allotment of any land in severalty on the public domain to any Indian, whether of the Navajo or other tribes, within the State of New Mexico and the State of Arizona, who was not residing upon the public domain prior to June 30, 1914: *Provided further*, That any and all provisions contained in any Act heretofore passed for the survey, resurvey, classification, and allotment of lands in severalty under the provisions of the Act of February 8, 1887 (Twenty-fourth Statutes, page 388), which provide for the repayment of funds appropriated proportionately out of any Indian moneys held in trust or otherwise by the United States and available by law for such reimbursable purposes, are hereby repealed: *Provided further*, That the repeal hereby authorized shall not affect any funds authorized to be reimbursed by any special Act of Congress wherein a particular or special fund is mentioned from which reimbursement shall be made.

Repeal of provisions  
for repayments from  
Indian trust funds, etc.

Vol. 24, p. 388.

Not applicable to  
provisions in special  
Acts.

Northern Cheyenne  
Reservation, Mont.  
Expenses allotting  
lands on.  
Vol. 44, p. 690.

For expenses of compiling lists of lands, surveys and classifications, and all other expenses connected with the allotments authorized by the Act of June 3, 1926, entitled "An Act to provide for allotting in severalty lands within the Northern Cheyenne Indian Reservation, Montana, and for other purposes," \$52,000, to be immediately available.

Advertising land  
sales.

For the payment of newspaper advertisements of sales of Indian lands, \$500, reimbursable from payments by purchasers of costs of sale, under such rules and regulations as the Secretary of the Interior may prescribe.

Pueblo Indians, New  
Mexico.  
Attorney for.

For the pay of one special attorney for the Pueblo Indians of New Mexico, to be designated by the Secretary of the Interior, and for necessary traveling expenses of said attorney, \$3,500, or so much thereof as the Secretary of the Interior may deem necessary.

Five Civilized Tribes.  
Expenses, sales of  
property, from pro-  
ceeds.

For payment of salaries of employees and other expenses of advertising and sale in connection with the further sales of unallotted lands and other tribal property belonging to any of the Five Civilized Tribes, including the advertising and sale of the land within the segregated coal and asphalt area of the Choctaw and Chickasaw Nations, or of the surface thereof, as provided for in the Act approved February 22, 1921, entitled "An Act authorizing the Secretary of the Interior to offer for sale remainder of the coal and asphalt deposits in segregated mineral land in the Choctaw and Chickasaw Nations, State of Oklahoma" (Forty-first Statutes at Large, page 1107), and of the improvements thereon, which is hereby expressly authorized, and for other work necessary to a final settlement of the affairs of the Five Civilized Tribes, \$6,000, to be paid from the proceeds of sales of such tribal lands and property.

Choctaw and Chick-  
asaw coal and asphalt  
lands.  
Vol. 41, p. 1107.

Final settlement of  
tribal affairs.

Homeless Indians in  
California.  
Purchase of lands for.  
Post, p. 1568.

For the purchase of lands for the homeless Indians in California, including improvements thereon, for the use and occupancy of said Indians, \$4,000, together with the unexpended balance of the appropriation for this purpose for the fiscal year 1927, said funds to be expended under such regulations and conditions as the Secretary of the Interior may prescribe.

Full-blood Choctaws  
of Mississippi.  
Purchase of lands for,  
etc.

For the purchase of lands, including improvements thereon, not exceeding eighty acres for any one family, for the use and occupancy of the full-blood Choctaw Indians of Mississippi, to be expended under conditions to be prescribed by the Secretary of the Interior for its repayment to the United States under such rules and regulations as he may direct, \$6,500.

Archie Eggleston.  
Purchase of land for.  
Vol. 44, p. 1747.

For the purchase of not to exceed forty acres of land for the use of Archie Eggleston, of Isabella County, Michigan, as authorized by the Act of July 3, 1926, \$2,000.

For the purchase of land as an addition to the agency reserve of the Papago Indian Reservation, Arizona, as provided by the Act of June 28, 1926, \$9,500.

The appropriation of \$25,000 authorized by the Act of June 7, 1924, and appropriated by the Act of March 3, 1925, for the purchase of land with sufficient water right attached for the use and occupancy of the Temoak Band of homeless Indians located at Ruby Valley, Nevada, is hereby made available until June 30, 1929, for the same purpose: *Provided*, That not to exceed \$500 of this amount may be used for necessary expenses in connection with the proposed purchase.

For the purchase of certain lands and appurtenances thereto situated within the exterior boundaries of the Jicarilla Reservation, New Mexico, as authorized by the Act of February 12, 1927, \$10,000, payable from funds on deposit in the Treasury of the United States to the credit of the Jicarilla Indians, to be immediately available.

For carrying out the provisions of the Act entitled "An Act providing for the final disposition of the affairs of the Eastern Band of Cherokee Indians in North Carolina," approved June 4, 1924, \$15,000, or so much thereof as may be necessary.

For maintenance and support and improvement of the homesteads of the Kiowa, Comanche, and Apache Tribes of Indians in Oklahoma, \$100,000, to be paid from the funds held by the United States in trust for said Indians and to be expended under such rules and regulations as the Secretary of the Interior may prescribe: *Provided*, That the Secretary of the Interior shall report to Congress on the first Monday in December, 1929, a detailed statement as to all moneys expended as provided for herein.

For payment to the Kiowa, Comanche, and Apache Indians, of Oklahoma, under such rules and regulations as the Secretary of the Interior may prescribe, \$100,000, from the tribal trust fund established by Joint Resolution of Congress, approved June 12, 1926 (Forty-fourth Statutes at Large, page 740), being a part of the Indians' share of the money derived from the south half of the Red River in Oklahoma.

#### INDUSTRIAL ASSISTANCE AND ADVANCEMENT

For the purposes of preserving living and growing timber on Indian reservations and allotments other than the Menominee Indian Reservation in Wisconsin, and to educate Indians in the proper care of forests; for the conducting of experiments on Indian school or agency farms designed to test the possibilities of soil and climate in the cultivation of trees, grains, vegetables, cotton, and fruits, and for the employment of practical farmers and stockmen, including \$25,000 for the employment of agricultural college graduates scientifically trained and qualified to direct the agricultural activities of the Indians, in addition to the agency and school farmers now employed; for necessary traveling expenses of such farmers and stockmen and for furnishing necessary equipment and supplies for them; and for superintending and directing farming and stock raising among Indians, \$375,000: *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: *Provided further*, That not to exceed \$100,000 of the amount herein appropriated may be used for the prevention of forest fires on Indian reservations: *Provided further*, That not to exceed \$20,000 of the amount herein appropriated may be used to conduct experiments on Indian school or agency farms to test the

Papago Reservation, Ariz.  
Agency addition.  
Vol. 44, p. 775.

Temoak Indians.  
Lands for homeless, in Nevada.  
Balance available.

Vol. 43, pp. 596, 1149.

*Proviso*.  
Purchase expenses.

Jicarilla Reservation, N. Mex.  
Lands for addition to from tribal funds.

Vol. 44, p. 1089.

Eastern Cherokees in North Carolina.  
Final disposition of affairs of.  
Vol. 43, p. 371.

Kiowas, Comanches, and Apaches, Okla.  
Maintenance, support of homesteads, etc.

*Proviso*.  
Report to Congress.

Payment to, from oil royalties trust fund.

Vol. 44, p. 740.

Industrial work, etc.

Timber preservation, etc.

Agricultural experiments.

Farmers and stockmen.

*Provisos*.  
Administering forest lands from timber sales, etc.

Forest fire prevention.

Amount for soil, etc., experiments.

- possibilities of soil and climate in the cultivation of trees, cotton, grain, vegetables, and fruits, and for producing and maintaining a supply of suitable plants or seed for issue to Indians: *Provided also*, That the amounts paid to matrons, foresters, farmers, physicians, nurses, and other hospital employees, and stockmen provided for in this Act shall not be included within the limitations on salaries and compensation of employees contained in the Act of August 24, 1912.
- Pay limitations not applicable.**  
Vol. 37, p. 521.
- Timber sales, etc., expenses.**  
Reimbursement.  
Vol. 41, p. 415.
- Emergencies for suppressing fires on reservations.**  
From tribal funds.  
Vol. 44, p. 942.
- Proviso.**  
Report to Congress.
- Geological Survey.**  
Supervising mining operations on leased lands, etc., by.  
Vol. 26, p. 795; Vol. 35, pp. 312, 783.
- Encouraging farming, etc., for self support.**  
**Proviso.**  
Repayment.
- Limit to any one tribe.**
- Advances to old, etc., allottees.**
- Fort Belknap Indians, Mont.**  
Industrial assistance to, from tribal funds.
- Proviso.**  
Repayment credited.
- Menominee Indians, Wis.**
- To meet possible emergencies, not exceeding \$50,000 of the appropriations made by this Act for timber operations in the Indian Service is hereby made available for the suppression of forest fires on Indian reservations, together with the unexpended balance of the appropriation made for this purpose for the fiscal year 1928 from the funds held by the United States in trust for the respective tribes of Indians interested: *Provided*, That any diversions of appropriations made hereunder shall be reported to Congress in the annual Budget.
- For transfer to the Geological Survey for expenditures to be made in supervising mining operations on restricted, tribal and allotted Indian lands leased under the provisions of the Acts of February 28, 1891, May 27, 1908, March 3, 1909, and other Acts authorizing the leasing of such lands for mining purposes \$60,000 or so much thereof as may be necessary.
- 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, \$200,000, or so much thereof as may be necessary, which sum may be used for the purchase of seeds, animals, machinery, tools, implements, and other equipment necessary, and for advances to Indians having irrigable allotments to assist them in the development and cultivation thereof, in the discretion of the Secretary of the Interior, to enable Indians to become self-supporting: *Provided*, That the expenditures for the purposes above set forth shall be under conditions to be prescribed by the Secretary of the Interior for repayment to the United States on or before June 30, 1934: *Provided further*, That not to exceed \$15,000 of the amount herein appropriated shall be expended on any one reservation or for the benefit of any one tribe of Indians, and that no part of this appropriation shall be used for the purchase of tribal herds: *Provided further*, That the Secretary of the Interior is hereby authorized, in his discretion and under such rules and regulations as he may prescribe, to make advances from this appropriation to old, disabled, or indigent Indian allottees, for their support, to remain a charge and lien against their lands until paid.
- Industrial assistance, Fort Belknap Indians, Montana: For the construction of homes for individual members of the tribe, and for the purchase for sale to them of seed, animals, machinery, tools, implements, building material, and other equipment and supplies, under the reimbursable regulations of August 7, 1918, \$25,000, payable from the funds on deposit in the United States Treasury to the credit of the Fort Belknap Indians, Montana, subject to expenditure in the discretion of the Secretary of the Interior: *Provided*, That all moneys so reimbursed during the fiscal year 1929 shall be credited to this appropriation and be available for the purposes of this paragraph.
- Industrial assistance, Menominee Indians, Wisconsin: For the construction of homes for individual members of the tribe, and for the

purchase for sale to them of seed, animals, machinery, tools, imple-  
 ments, building materials, and other equipment and supplies, and  
 for advances to old, disabled, or indigent Indians for their support,  
 \$50,000, payable from the money on deposit in the United States  
 Treasury to the credit of the Menominee Indians of Wisconsin,  
 reimbursable, to be expended in the discretion of the Secretary of  
 the Interior under such rules and regulations as he may prescribe:  
*Provided*, That all moneys so reimbursed during the fiscal year 1929  
 shall be credited to this appropriation and be available for the pur-  
 poses of this paragraph.

Industrial assistance  
 to, from tribal funds.  
*Post*, p. 1571.

*Proviso*.  
 Repayment credited.

Southern Utes, Colo.  
 Purchase of sheep for.  
 Vol. 28, p. 678.

For the purchase of sheep for the Southern Ute Indians as  
 authorized by section 5 of the Act of February 20, 1895 (Twenty-  
 eighth Statutes at Large, page 678), \$20,000, to be taken from the  
 proceeds of land sales under said Act and to be expended under such  
 rules and regulations as the Secretary of the Interior may prescribe.

DEVELOPMENT OF WATER SUPPLY

Water supply.

Developing water supply: For improving springs, drilling wells,  
 and otherwise developing and conserving water for Indian use,  
 including the purchase, construction, and installation of pumping  
 machinery, tanks, troughs, and other necessary equipment, and for  
 necessary investigations and surveys for the purpose of increasing the  
 available grazing range on unallotted lands on Indian reservations,  
 including not more than \$18,000 for the Papago Indian villages in  
 Arizona, not more than \$3,500 for the Pueblo Indian lands in New  
 Mexico, and not more than \$6,000 for water system for the Indians of  
 the Reno-Sparks Indian Colony near Reno, Nevada, as authorized by  
 the Act of March 3, 1927, \$32,500.

Increasing grazing  
 ranges, etc., by de-  
 veloping sources of,  
 on reservations.

Distribution.

Vol. 44, p. 1369.

Developing water supply (from tribal funds): For improving  
 springs, drilling wells, and otherwise developing and conserving  
 water for Indian use, including the purchase, construction, and  
 installation of pumping machinery, tanks, troughs, and other  
 necessary equipment, and for necessary investigations and surveys  
 for the purpose of increasing the available grazing range on  
 unallotted lands on Indian reservations: for the Mescalero Reserva-  
 tion, New Mexico, \$1,500; for the Consolidated Ute Reservation,  
 Colorado, \$1,500; for the Navajos on the Navajo Reservations in  
 Arizona and New Mexico, \$100,000; in all, \$103,000, to be paid from  
 funds held in trust for said tribes of Indians, respectively, by the  
 United States.

Amount from tribal  
 funds.

Reservations desig-  
 nated.

For improvement of the water supply, including construction of  
 a deep well for the Northern Navajo School and Agency, Shiprock,  
 New Mexico, \$28,000, payable from the tribal funds to the credit of  
 the Indians of the Northern Navajo jurisdiction.

Shiprock, N. Mex.  
 Improving water  
 supply at.

IRRIGATION AND DRAINAGE

Irrigation and drain-  
 age.

For the construction, repair, and maintenance of irrigation systems,  
 and for purchase or rental of irrigation tools and appliances, water  
 rights, ditches, and lands necessary for irrigation purposes for Indian  
 reservations and allotments; for operation of irrigation systems or  
 appurtenances thereto when no other funds are applicable or available  
 for the purpose; for drainage and protection of irrigable lands from  
 damage by floods or loss of water rights, upon the Indian irrigation  
 projects named below, in not to exceed the following amounts,  
 respectively:

Construction, main-  
 tenance, etc., of sys-  
 tems of, on reserva-  
 tions.

Irrigation district one: Colville Reservation, Washington, \$8,000;  
 Irrigation district two: Walker River Reservation, Nevada, \$6,000;  
 Western Shoshone Reservation, Idaho and Nevada, \$4,000; Shivwits,  
 Utah, \$250;

Allotments to dis-  
 tricts.

Irrigation district four: Ak Chin Reservation, Arizona, \$4,000; Chiu Chui pumping plants, Arizona, \$6,000; Coachella Valley pumping plants, California, \$2,000; Morongo Reservation, California, \$3,500; Pala and Rincon Reservations, California, \$2,000; miscellaneous projects, \$5,000;

Irrigation district five: New Mexico Pueblos, \$11,000; Zuni Reservation, New Mexico, \$7,500; Navajo and Hopi, miscellaneous projects, Arizona and New Mexico, \$10,000; Southern Ute Reservation, Colorado, \$10,000;

Administration.  
Supervising engi-  
neers, etc.

For necessary miscellaneous expenses incident to the general administration of Indian irrigation projects, including salaries of not to exceed five supervising engineers, for pay of one chief irrigation engineer, one assistant chief irrigation engineer, one superintendent of irrigation competent to pass upon water rights, one field cost accountant, and for traveling and incidental expenses of officials and employees of the Indian irrigation service, \$75,000;

Travel, etc., expenses.

Cooperative stream  
gauging.

For cooperative stream gauging with the United States Geological Survey, \$850;

Reimbursements.  
Unexpended balances  
reappropriated.  
Vol. 33, p. 582.

In all, for irrigation on Indian reservations, not to exceed \$110,000, together with the unexpended balances of the appropriations for this purpose for the fiscal years 1926, 1927, and 1928, which are hereby reappropriated, reimbursable as provided in the Act of August 1, 1914 (Thirty-eighth Statutes at Large, page 582): *Provided*, That no part of this appropriation shall be expended on any irrigation system or reclamation project for which public funds are or may be otherwise available: *Provided further*, That the foregoing amounts appropriated for such purposes 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: *Provided, however*, That the amount so interchanged shall not exceed in the aggregate 10 per centum of all the amounts so appropriated: *Provided further*, That the costs of irrigation projects and of operating and maintaining such projects where reimbursement thereof is required by laws 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.*  
Use restricted.

Flood damages ex-  
penses interchangeable.

Limit.

Apportionment of  
costs on per acre basis.

Unpaid charges, a  
first lien on property.

Gila River Reserva-  
tion.  
Irrigating Pima In-  
dian lands on.

Vol. 37, p. 522.  
San Carlos project,  
Ariz.

Operation, etc.  
Vol. 43, p. 475.  
Post, p. 1373.

Delivery to lands on  
Gila River Reserva-  
tion.

*Provisos.*  
Developing power at  
Coolidge Dam.  
Post, pp. 960, 1639.

For operation and maintenance of the pumping plants and irrigation system for the irrigation of the lands of the Pima Indians in the vicinity of Sacaton, on the Gila River Indian Reservation, Arizona, \$13,000, reimbursable as provided in section 2 of the Act of August 24, 1912 (Thirty-seventh Statutes at Large, page 522).

For all purposes necessary to provide an adequate distributing, pumping and drainage system for the San Carlos project, authorized by the Act of June 7, 1924 (Forty-third Statutes, page 475), and to continue construction of and to maintain and operate works of that project and of the Florence-Casa Grande project; and to maintain, operate, and extend works to deliver water to lands in the Gila River Indian Reservation which may be included in the San Carlos project, including not more than \$5,000 for crop and improvement damages and not more than \$5,000 for purchases of rights-of-way, \$485,000: *Provided*, That in addition to the amount herein appropriated the Secretary of the Interior may also incur obligations and enter into contract for development of electrical power at the Coolidge Dam as an incident to the use of the Coolidge Reservoir for irrigation, such contract not exceeding a total of \$350,000 and his action in so doing shall be deemed a contractual obligation of the Federal Government for the payment of the cost thereof: *Pro-*



*vided further*, That no such obligation shall be incurred or contract entered into until a contract satisfactory to the Secretary of the Interior shall have been executed by the Florence-Casa Grande Water Users' Association providing for repayment of the cost of construction of said power plant as a part of the cost of said project and for furnishing power for agency and school purposes and for pumping for irrigation by Indians on the San Carlos Reservation at a cost not exceeding 2 mills per kilowatt-hour delivered at the switchboard at the Coolidge Dam: *Provided further*, That the use of not more than \$20,000 of the sum made available for the replacement at Rice Station, Arizona, of agency buildings to be abandoned at San Carlos and for enlargement of the Rice Station boarding school by the Act approved December 22, 1927, is authorized for construction of a transmission line from the Coolidge Dam to Rice for said school and agency: *Provided further*, That the use of not to exceed \$80,000 of funds made available in the Act approved December 22, 1927, for the payment of tribal damages is authorized for construction of a transmission line including substation from the Coolidge Dam to lands available for irrigation by pumping on the San Carlos Reservation: *Provided further*, That the Secretary of the Interior is authorized to sell surplus power developed at the Coolidge Dam in such manner and upon such terms and for such prices as he shall think best, and the net revenues from such and all sales of power at that plant shall be devoted, first, to reimbursing the United States for the cost of developing such electrical power as that cost shall be determined by the Secretary of the Interior; second, to reimbursing the United States for the cost of the San Carlos irrigation project; third, to payment of operation and maintenance charges, and the making of repairs and improvements on said project: *Provided further*, That reimbursements to the United States from power revenues shall not reduce the annual payments from landowners on account of the principal sum constituting the cost of construction of the power plant or the project works until such sum shall have been paid in full: *Provided further*, That the Federal Power Commission is hereby directed, within sixty days after the approval of this Act, to report to Congress what compensation, if any, in addition to that already provided for, should be paid to the Apache Indians of the San Carlos Reservation by reason of the generation of hydroelectric power at the Coolidge Dam, in the manner provided in section 10 (e) of the Federal Water Power Act and section 5 of Regulation 14 of the Federal Power Commission: *Provided further*, That the Secretary of the Interior is authorized in his discretion to effect a merger of the Florence-Casa Grande project in whole or in part with the San Carlos project and to require payments for both projects under the terms of the San Carlos Act: *Provided further*, That the cost of construction for the Gila River Indian Reservation as to works not included in said project and the cost of construction and operation of that part of the Florence-Casa Grande project not included in said project shall be reimbursed as provided for by the Acts of August 24, 1912 (Thirty-seventh Statutes, page 522), and May 18, 1916 (Thirty-ninth Statutes, page 130), respectively: *Provided further*, That the Secretary of the Interior is authorized to accept the conveyance to the United States for the benefit of the San Carlos project of canals, reservoirs, pumping plants, water rights, lands, and rights of way, and he may pay for damage to crops and improvements incident to constructing project work: *Provided further*, That the Secretary of the Interior is authorized to contract with the State of Arizona, and with towns, villages, and municipalities of that State for delivering water to them from the San Carlos project upon such terms as he

Contract required for repaying cost by water users associations.

Transmission line from dam to Rice Agency, etc.

*Ante*, p. 19.

Payment of tribal damages.

Sale of surplus power.

Use of revenues.

Payments from landowners continued.

Report to Congress of compensation to be paid to Apaches.

Merger of projects authorized.

Reimbursement of construction costs, etc.

Vol. 37, p. 522; Vol. 39, p. 130.

Acceptance of lands, etc., payment for crop damages, etc.

Contracts authorized to deliver water to Arizona, towns, etc., from San Carlos project.

Reimbursing cost of bridges on San Carlos Reservation, repealed. Vol. 38, pp. 85, 588.

Colorado River Reservation, Ariz. Extending irrigation system on. Vol. 36, p. 273.

Ganado project, Ariz. Operating.

San Xavier Reservation, Ariz. Operating pumping plants.

San Carlos Reservation, Ariz. Irrigating tribal lands on.

*Proviso.*  
Reimbursement.

Yuma Reservation, Calif. Advancing charges on lands of, and in Arizona. Vol. 36, p. 1063.

Fort Hall Reservation, Idaho. Operation.

Gibson unit. Extending system. Vol. 44, p. 1398.

Fort Belknap Reservation, Mont. Operating.

Flathead Reservation, Mont. Construction. Vol. 44, pp. 464, 945. Post, pp. 1574, 1639.

Balances available.

*Provisos.*  
Power plant balance may be used for power distributing system.

Repayment contract required. Reimbursement from net revenues.

Leases authorized by Federal Power Commission.

shall think best: *Provided further*, That the provisions in the Acts of June 30, 1913 (Thirty-eighth Statutes at Large, page 85), and August 1, 1914 (Thirty-eighth Statutes at Large, page 588), making the cost of two bridges on the San Carlos Reservation reimbursable from Indian tribal funds, are hereby repealed except as to the \$10,000 heretofore reimbursed.

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 (Thirty-sixth Statutes at Large, page 273), \$5,000, reimbursable as provided in the aforesaid Act.

For operation and maintenance of the Ganado irrigation project, Arizona, reimbursable under such rules and regulations as the Secretary of the Interior may prescribe, \$3,000.

For operation and maintenance of the irrigation project on the San Xavier Indian Reservation, Arizona, \$2,000, reimbursable out of any funds of the Indians of this reservation now or hereafter available.

For the operation and maintenance of pumping plants for the irrigation of lands on the San Carlos Reservation in Arizona, \$7,000, to be paid from the funds held by the United States in trust for the Indians of such reservation: *Provided*, That the sum so used shall be reimbursed to the tribe by the Indians benefited, under such rules and regulations as the Secretary of the Interior may prescribe.

For reclamation and maintenance charges on Indian lands within the Yuma Reservation, California, and on ten acres within each of the eleven Yuma homestead entries in Arizona, under the Yuma reclamation project, \$7,000, reimbursable as provided by the Act of March 3, 1911 (Thirty-sixth Statutes at Large, page 1063).

For improvements, maintenance, and operation of the Fort Hall irrigation system, Idaho, \$18,000.

Gibson unit: For extension of the irrigation system over an area of 9,670 acres of land within the Fort Hall irrigation project, Idaho, \$145,000, as authorized by the Act of March 3, 1927 (Forty-fourth Statutes at Large, pages 1398-1399), and under the terms and conditions of, and reimbursable as provided in, said Act.

For maintenance and operation, including repairs of the irrigation systems on the Fort Belknap Reservation, in Montana, \$20,000, reimbursable in accordance with the provisions of the Act of April 4, 1910.

Flathead irrigation project, Montana: The unexpended balance of the appropriation for continuing construction of the irrigation systems on the Flathead Indian Reservation, Montana, contained in the Act of May 10, 1926 (Forty-fourth Statutes at Large, pages 464-466), as continued available in the Act of January 12, 1927 (Forty-fourth Statutes at Large, page 945), shall remain available for the fiscal year 1929, subject to the conditions and provisions of said Acts: *Provided*, That the unexpended balance of the \$395,000 available for continuation of construction of a power plant may be used, in the discretion of the Secretary of the Interior, for the construction and operation of a power distributing system and for purchase of power for said project but shall be available for that purpose only upon execution of an appropriate repayment contract as provided for in said Acts: *Provided further*, That the net revenues derived from the operation of such distributing system shall be used to reimburse the United States in the order provided for in said Acts: *Provided further*, That the Federal Power Commission is authorized in accordance with the Federal Water Power Act and upon terms satisfactory to the Secretary of the Interior, to issue a permit or permits or a license or licenses for the use, for the develop-

ment of power, of power sites on the Flathead Reservation and of water rights reserved or appropriated for the irrigation projects: *Provided further*, That rentals from such licenses for use of Indian lands shall be paid the Indians of said reservation as a tribe, which money shall be deposited in the Treasury of the United States to the credit of said Indians, and shall draw interest at the rate of 4 per centum: *Provided further*, That the public notice provided for in the Act of January 12, 1927, shall be issued by the Secretary of the Interior upon the 1st day of November, 1930: *Provided further*, That in his discretion the Secretary of the Interior may provide in such repayment contracts for covering into construction costs the operation and maintenance charges for the irrigation season of 1928 and all undistributed operation and maintenance cost, and may extend the time for payment of operation and maintenance charges now due and unpaid for such period as in his judgment may be necessary, the charges now due so extended to bear interest payable annually at the rate of 6 per centum per annum until paid, and to contract for the payment of the construction charges now due and unpaid within such term of years as the Secretary may find to be necessary with interest payable annually at the rate of 6 per centum per annum until paid: *Provided further*, That not more than \$35,000 of said reappropriated balance of \$395,000 shall be immediately available for operation and maintenance, and \$75,000 shall be available for construction of laterals near Ronan upon the execution of appropriate repayment contract as provided for in said Acts.

For maintenance and operation of the Poplar River, Little Porcupine, and Big Porcupine divisions of the irrigation systems on the Fort Peck Indian Reservation in Montana, by and under the direction of the Commissioner of Indian Affairs, including the purchase of any necessary rights or property, \$7,500 (reimbursable).

For improvement, maintenance, and operation of the Two Medicine and Badger-Fisher divisions of the irrigation systems on the Blackfeet Indian Reservation in Montana, by and under the direction of the Commissioner of Indian Affairs, including the purchase of any necessary rights or property, \$45,000 (reimbursable), to be immediately available.

For maintenance and operation of the irrigation systems on the Crow Reservation, Montana, including maintenance assessments payable to the Two Leggings Water Users' Association and Bozeman Trail Ditch Company, Montana, properly assessable against lands allotted to the Indians irrigable thereunder, \$1,000, to be reimbursed under such rules and regulations as may be prescribed by the Secretary of the Interior.

For operation and maintenance of the irrigation system on the Pyramid Lake Reservation, Nevada, \$4,000, reimbursable from any funds of the Indians of this reservation now or hereafter available.

For payment of annual installment of reclamation charges against Paiute Indian lands within the Newlands reclamation project, Nevada, \$3,461; for payment of delinquent reclamation charges, \$4,511; and for payment in advance, as provided by district law, of operation and maintenance assessments, including assessments for the operation of drains for the fiscal years 1928 and 1929, to the Truckee-Carson irrigation district, which district, under contract, is operating the Newlands reclamation project, \$15,217; in all, \$23,189.

For improvement, operation, and maintenance of the irrigation system for the Laguna and Acoma Indians in New Mexico, \$3,000, reimbursable by the Indians benefited, under such rules and regulations as the Secretary of the Interior may prescribe.

For improvement, operation, and maintenance of the Hogback irrigation project on that part of the Navajo Reservation in New

Rentals for Indian lands to be deposited to credit of tribe.

Public notice.

Discretionary conditions in repayment contracts.  
Post, p. 1639.

Amount immediately available.

Laterals near Ronan.

Fort Peck Reservation, Mont.  
Operating divisions of systems on.

Blackfeet Reservation, Mont.  
Operating divisions of systems on.

Crow Reservation, Mont.  
Operating systems on.

Pyramid Lake Reservation, Nev.  
Operating system on.

Newlands project, Nev.  
Paying charges on Paiute lands on.

Laguna and Acoma Indians, N. Mex.  
Operating system for.

Navajo Reservation, N. Mex.  
Operating Hogback project on.

Mexico under the jurisdiction of the Northern Navajo Agency, \$7,000, reimbursable under such rules and regulations as the Secretary of the Interior may prescribe.

New Mexico pueblos.  
Repairing flood dam-  
ages to irrigating sys-  
tems on.

For repair of damage to irrigation systems resulting from flood and for flood protection of irrigable lands on the several pueblos in New Mexico, the unexpended balance of the appropriation for this purpose for the fiscal year 1928 shall be available for the same purpose for the fiscal year 1929.

Klamath Reserva-  
tion, Oreg.  
Operating projects  
on, from tribal funds.

For improvement, maintenance, and operation of miscellaneous irrigation projects on the Klamath Reservation, \$6,000, to be paid from the funds held by the United States in trust for the Klamath Indians in the State of Oregon, said sum, or such part thereof as may be used, to be reimbursed to the tribe under such rules and regulations as the Secretary of the Interior may prescribe.

Uncompahgre, etc.,  
Utes, Utah.  
Continuing irrigation  
to allotments of.

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, \$10,000, to be paid from tribal funds held by the United States in trust for said Indians, said sum to be reimbursed to the tribal fund by the individuals benefited under such rules and regulations as may be prescribed by the Secretary of the Interior.

Yakima Reservation,  
Wash.  
Operating Toppenish-  
Simcoe unit on.  
Vol. 41, p. 28.

For operation and maintenance, including repairs, of the Toppenish-Simcoe irrigation unit, on the Yakima Reservation, Washington, reimbursable as provided by the Act of June 30, 1919 (Forty-first Statutes at Large, page 28), \$1,000.

Reimbursing reclama-  
tion fund for furnish-  
ing stored water to res-  
ervation lands.

For reimbursement to the reclamation fund the proportionate expense of operation and maintenance of the reservoirs for furnishing stored water to the lands in Yakima Indian Reservation, Washington, in accordance with the provisions of section 22 of the Act of August 1, 1914 (Thirty-eighth Statutes at Large, page 604), \$11,000.

Vol. 33, p. 604.

Wapato system,  
Wash.  
Operating, etc.  
Vol. 38, p. 604.

For continuing construction of the Wapato irrigation and drainage system, for the utilization of the water supply provided by the Act of August 1, 1914 (Thirty-eighth Statutes at Large, page 604), \$185,000, reimbursable: *Provided*, That the unexpended balance of the appropriation for this purpose for the fiscal year 1928 shall remain available for the same purpose until June 30, 1929.

*Proviso.*  
Balance available.  
Vol. 44, p. 946.

Satus unit.  
Maintenance of grav-  
ity project.

For operation and maintenance of the Satus unit of the Wapato project that can be irrigated by gravity from the drainage water from the Wapato project, Yakima Reservation, Washington, \$3,000, to be reimbursed under such rules and regulations as the Secretary of the Interior may prescribe.

Lummi Reservation,  
Wash.  
Reclaiming Indian,  
etc., lands in.

The unexpended balance of the appropriation of \$65,000 contained in the Second Deficiency Act, fiscal year 1926, for the purpose of reclaiming certain lands in Indian and private ownership within and immediately adjacent to the Lummi Indian Reservation, in the State of Washington, which is reimbursable in accordance with the provisions of the Act of March 18, 1926 (Forty-fourth Statutes at Large, pages 211 and 212), is hereby made available for the same purpose until June 30, 1929.

Reappropriation.  
Vol. 44, p. 856.

Vol. 44, p. 211.

Wind River Reserva-  
tion, Wyo.  
Extending irrigation  
to additional Indian  
lands, etc.

For the extension of canals and laterals on the ceded portion of the Wind River Reservation, Wyoming, to provide for the irrigation of additional Indian lands, and for the Indians' pro rata share of the cost of the operation and maintenance of canals and laterals and for the Indians' pro rata share of the cost of the Big Bend drainage project on the ceded portion of that reservation, and for continuing the work of constructing an irrigation system within the diminished reservation, including the Big Wind River and Dry Creek Canals, and including the maintenance and operation of completed canals, \$25,000, reimbursable as provided by existing law.

## UNEXPENDED BALANCES

The following unexpended balances of the appropriations herein-after enumerated shall be covered into the Treasury and carried to the surplus fund immediately upon the approval of this Act:

Purchase of allotments for Wisconsin Band of Pottawatomie, Wisconsin and Michigan (reimbursable), Act of June 30, 1913 (Thirty-eighth Statutes at Large, page 102), \$4,347.23;

Court costs, and so forth, in suits of Indian allottees, Five Civilized Tribes, Act of April 4, 1910 (Thirty-sixth Statutes at Large, page 281), \$500;

Equalizing allotments, Creek Freedmen, Five Civilized Tribes, Act of April 4, 1910 (Thirty-sixth Statutes at Large, page 281), \$1,393.40;

Land and water rights for Navajoes, Arizona and New Mexico, Act of March 3, 1909 (Thirty-fifth Statutes at Large, page 787), \$3,369.82;

Purchase of land for landless Indians in California, Act of August 1, 1914 (Thirty-eighth Statutes at Large, page 589), \$198.72; Spillway and drainage ditch, Lake Andes, South Dakota, Act of September 22, 1922 (Forty-second Statutes at Large, page 990), \$48,612.76;

Cherokee Orphan Training School, Five Civilized Tribes, Oklahoma, dining hall and equipment, Act of March 3, 1921 (Forty-first Statutes at Large, page 1242), \$1,847.63;

Indian school, Fort Totten, North Dakota, barn, Act of May 18, 1916 (Thirty-ninth Statutes at Large, page 144), \$269.81;

Indian school, Pierre, South Dakota, proceeds of school farm, Act of April 21, 1904 (Thirty-third Statutes at Large, page 214), \$542.75;

In all, \$61,082.12.

## EDUCATION

For the support of Indian day and industrial schools not otherwise provided for, and other educational and industrial purposes in connection therewith, \$2,565,000: *Provided*, That not to exceed \$10,000 of this appropriation may be used for the support and education of deaf and dumb or blind or mentally deficient Indian children: *Provided further*, That \$3,500 of this appropriation may be used for the education and civilization of the Alabama and Coushatta Indians in Texas: *Provided further*, That all reservation and nonreservation boarding schools with an average attendance in any year of less than forty-five and eighty pupils, respectively, shall be discontinued on or before the beginning of the ensuing fiscal year. The pupils in schools so discontinued shall be transferred first, if possible, to Indian day schools or State public schools; second, to adjacent reservation or nonreservation boarding schools, to the limit of the capacity of said schools: *Provided further*, That all day schools with an average attendance in any year of less than eight shall be discontinued on or before the beginning of the ensuing fiscal year: *Provided further*, That all moneys appropriated for any school discontinued pursuant to this Act or for other cause shall be returned immediately to the Treasury of the United States: *Provided further*, That not more than \$375,000 of the amount herein appropriated may be expended for the tuition of Indian children enrolled in the public schools under such rules and regulations as the Secretary of the Interior may prescribe, but formal contracts shall not be required, for compliance with section 3744 of the Revised Statutes, for payment of tuition of Indian children in public schools

Unexpended Indian balances covered into the Treasury.

Wisconsin Pottawatomies.  
Vol. 38, p. 102.

Indian allottees suits, Five Civilized Tribes.  
Vol. 36, p. 281.

Creek Freedman allotments.  
Vol. 36, p. 281.

Navajoes, Ariz. and N. Mex., water rights.  
Vol. 35, p. 787.

Landless Indians, Calif.  
Vol. 38, p. 589.  
Lake Andes, S. Dak., Spillway.  
Vol. 42, pp. 990, 1051.  
Post, p. 1641.

Cherokee School, Okla.  
Vol. 41, p. 1242.

Fort Totten School, N. Dak.  
Vol. 39, p. 144.

Pierre School, S. Dak.  
Vol. 33, p. 214.

## Education.

Support of schools.

*Provisos.*  
Deaf and dumb, blind, etc.

Alabamas and Coushattas, Tex.

Boarding schools with diminished attendance discontinued.

Pupils transferred.

Day schools discontinued.

Moneys returned to the Treasury.

Education in public schools.

No formal contracts.  
R. S., sec. 3744, p. 738.

or of Indian children in schools for the deaf and dumb, blind, or mentally deficient.

For support of schools from Indian moneys.

For the support of Indian day and industrial schools, and other educational and industrial purposes in connection therewith, other than among the Five Civilized Tribes, there shall be expended from Indian tribal funds and from school revenues arising under the Act of May 17, 1926, not more than \$750,000, including \$8,000 for construction, Red Lake, Minnesota; and not exceeding \$10,000 from the principal sum on deposit to the credit of the Chippewa Indians in Minnesota, arising under section 7 of the Act approved January 14, 1889, for the construction, equipment, and maintenance of additional public schools in connection with and under the control of the public school system of the State of Minnesota, said additional school buildings to be located at places contiguous to Indian children who are now without proper public school facilities: *Provided*, That not more than \$7,500 of the above authorization of \$750,000 shall be expended for new construction at any one school unless herein expressly authorized.

Vol. 44, p. 560. Red Lake, Minn., building.

Chippewas in Minn. Additional public schools. Vol. 25, p. 645.

*Proviso.* New construction expenses limited.

Five Civilized Tribes. Tribal, etc., schools from Indian funds.

The Secretary of the Interior is hereby authorized to continue during the ensuing fiscal year the tribal and other schools among the Choctaw, Chickasaw, Creek, and Seminole Tribes from the tribal funds of those nations, within his discretion and under such rules and regulations as he may prescribe and to expend such funds available for school purposes under existing law for such repairs, improvements, or new buildings as he may deem essential for the proper conduct of the several schools of said tribes: *Provided*, That there may be expended from the tribal funds of the Seminole Nation the sum of \$33,000, and from the tribal funds of the Choctaw Nation the sum of \$135,000, for educational purposes: *Provided further*, That there may be expended from the tribal funds of the Choctaw Nation for purchase of pasture land for Wheelock Academy not to exceed \$600; and for one-half the cost of repairs to the road between Wheelock Academy and the highway, not to exceed \$3,000.

*Provisos.* Allotments to Seminoles and Choctaws.

Wheelock Academy. Expenditures from Choctaw funds.

Collecting, etc., pupils.

For collection and transportation of pupils to and from Indian and public schools, and for placing school pupils, with the consent of their parents, under the care and control of white families qualified to give them moral, industrial, and educational training, \$90,000: *Provided*, That not exceeding \$7,000 of this sum may be used for obtaining remunerative employment for Indians and, when necessary, for payment of transportation and other expenses to their places of employment: *Provided further*, That when practicable such transportation and expenses shall be refunded and shall be returned to the appropriation from which paid. The provisions of this section shall also apply to native Indian pupils of school age under twenty-one years of age brought from Alaska.

*Provisos.* Obtaining employment.

Repayment.

Alaska pupils.

School buildings. Construction, repairs, etc.

For construction, lease, purchase, repair, and improvement of school buildings, including the purchase of necessary lands and the installation, repair, and improvement of heating, lighting, power, and sewerage and water systems in connection therewith, \$398,000: *Provided*, That not more than \$7,500 out of this appropriation shall be expended for new construction at any one school or institution unless herein expressly authorized: *Provided further*, That from this appropriation new construction is authorized as follows: For central heating and power plant, Eastern Navajo School, not to exceed \$37,000; for remodeling, improving, and enlarging the Rice Station Boarding School, San Carlos Reservation, Arizona, including equipment, \$49,323; for a day school for the Choctaw Indians of Mississippi, \$10,000; for central heating plant and water supply, Seneca Indian School, Oklahoma, \$35,000; and for the construction and

*Provisos.* Construction limit.

New construction of designated schools.

*Ante*, p. 19.

equipment of a school building in or near Burns, Oregon, to be immediately available, \$8,000.

For support and education of Indian pupils at the following boarding schools in not to exceed the following amounts, respectively:

Fort Mojave, Arizona: For two hundred and fifty pupils, \$60,000; for pay of superintendent, drayage, and general repairs and improvements, \$12,000; in all, \$72,000;

Phoenix, Arizona: For nine hundred and fifty pupils, including not to exceed \$1,500 for printing and issuing school paper, \$218,500; for pay of superintendent, drayage, and general repairs and improvements, \$23,000; in all, \$241,500: *Provided*, That the sum of \$11,000 appropriated in the Act of March 3, 1925, making appropriations for the Department of the Interior for the fiscal year ending June 30, 1926 (Forty-third Statutes at Large, page 1156), for the purchase of approximately eighteen acres of land adjacent to the United States Indian school, Phoenix, Arizona, is hereby made available for the same purpose until June 30, 1929;

Truxton Canyon, Arizona: For two hundred and fifteen pupils, \$51,600; for pay of superintendent, drayage, and general repairs and improvements, \$22,000, including \$10,000 for new heating plant and \$5,000 for lavatory annexes; in all, \$73,600;

Theodore Roosevelt Indian School, Fort Apache, Arizona: For four hundred and fifty pupils, \$108,000; for pay of superintendent, drayage, and general repairs and improvements, including not more than \$3,000 for repairs and improvements to roads and bridges, \$40,000; for new school building and equipment, \$60,000; in all, \$208,000: *Provided*, That the Secretary of the Interior is hereby authorized and directed to change and relocate the boundaries of the old Fort Apache Military Reservation, Arizona, now occupied by the Theodore Roosevelt Indian School by transferring such areas to the Fort Apache Indian Reservation as he may deem advisable by reason of the use and/or occupancy of a part thereof by Apache Indians and to transfer an approximately equal area of lands of the Fort Apache Indian Reservation to the Theodore Roosevelt Indian School reservation, such exchanges of land to be made in accordance with surveys based upon the Salt River base and meridian, the expenses of such surveys to be paid from appropriations for the survey of Indian lands;

Sherman Institute, Riverside, California: For one thousand pupils, including not to exceed \$1,000 for printing and issuing school paper, \$230,000; for pay of superintendent, drayage, and general repairs and improvements, \$15,000; for employees' quarters, \$10,000; in all, \$255,000;

Fort Bidwell Indian School, California: For one hundred pupils, \$26,000; for the pay of superintendent, drayage, and general repairs and improvements, \$8,000; in all, \$34,000;

Haskell Institute, Lawrence, Kansas: For eight hundred and fifty pupils, including not to exceed \$1,500 for printing and issuing school paper, \$195,500; for pay of superintendent, drayage, purchase of water for domestic purposes, and general repairs and improvements, including necessary drainage work, \$27,000; for remodeling and reconditioning boys' dormitories, \$25,000; in all, \$247,500;

Mount Pleasant, Michigan: For three hundred and seventy-five pupils, \$90,000; for pay of superintendent, drayage, and general repairs and improvements, \$12,500; in all, \$102,500;

Pipestone, Minnesota: For three hundred pupils, \$72,000; for pay of superintendent, drayage, and general repairs and improvements, \$15,000; for addition to academic building and assembly hall, \$34,500; in all, \$121,500;

Support, etc., of designated boarding schools.

Fort Mojave, Ariz.

Phoenix, Ariz.

*Proviso.* Purchase of additional lands. Amount available. Vol. 43, p. 1156.

Truxton Canyon, Ariz.

Theodore Roosevelt, Fort Apache, Ariz.

*Proviso.* Areas transferred.

Sherman Institute, Riverside, Calif.

Fort Bidwell, Calif.

Haskell Institute, Kans.

Mount Pleasant, Mich.

Pipestone, Minn.

- Genoa, Nebr. Genoa, Nebraska: For five hundred pupils, \$115,000; for pay of superintendent, drayage, and general repairs and improvements, \$15,000 for addition to power house, and remodeling and improving the heating, lighting, and power plant, \$50,000, to be immediately available; in all, \$180,000;
- Carson City, Nev. Carson City, Nevada: For four hundred and sixty pupils, \$110,400; for pay of superintendent, drayage, and general repairs and improvements, \$17,500; for new girls' dormitory and equipment, \$45,000; in all, \$172,900;
- Albuquerque, N. Mex. Albuquerque, New Mexico: For eight hundred and fifty pupils, \$195,500; for pay of superintendent, drayage, and general repairs and improvements, \$15,000; for completing construction of central heating plant, \$20,000; for enlargement of sewing room and laundry, \$4,000; for purchase of approximately twenty acres of additional land, \$22,000, to be immediately available; in all, \$256,500;
- Santa Fe, N. Mex. Santa Fe, New Mexico: For five hundred pupils, \$120,000; for pay of superintendent, drayage, and general repairs and improvements, \$15,000; for new hospital and equipment, \$50,000; for remodeling and repairing old boys' dormitory, \$10,000; in all, \$195,000.
- Charles H. Burke, Fort Wingate, N. Mex. Charles H. Burke School, Fort Wingate, New Mexico: For six hundred pupils, \$138,000; for pay of superintendent, drayage, and general repairs and improvements, \$20,000; in all, \$158,000.
- Cherokee, N. C. Cherokee, North Carolina: For three hundred and fifty pupils, \$84,000; for pay of superintendent, drayage and general repairs and improvements, \$10,000; in all, \$94,000: *Provided*, That not to exceed \$3,976 of the appropriation of \$10,000 for the purchase of additional land for school and other purposes, contained in the Interior Department Appropriation Act approved March 3, 1925, is hereby made available until June 30, 1929, for compensating the Indian occupants of approximately fifty-nine acres of land reserved for school purposes on the Cherokee Indian Reservation, North Carolina, for their improvements and possessory rights.
- Bismarck, N. Dak. Bismarck, North Dakota: For one hundred and twenty-five pupils, \$32,500; for pay of superintendent, drayage, and general repairs and improvements, \$7,000; in all, \$39,500;
- Fort Totten, N. Dak. Fort Totten, North Dakota: For two hundred and fifty pupils, \$60,000; for pay of superintendent, drayage, and general repairs and improvements, \$16,500, including \$3,500 for hog house; in all, \$76,500;
- Wahpeton, N. Dak. Wahpeton, North Dakota: For three hundred and twenty-five pupils, \$78,000; for pay of superintendent, drayage, and general repairs and improvements, \$8,000; for additions to classrooms, dormitories, and dining room, construction of two employees' cottages and remodeling old school building into employees' dining room and kitchen, \$75,000 to be immediately available; in all, \$161,000;
- Chilocco, Okla. Chilocco, Oklahoma: For eight hundred and fifty pupils, including not to exceed \$2,000 for printing and issuing school paper, \$195,500; for pay of superintendent, drayage, and general repairs and improvements, \$15,000; for repairs and improvements to power house and lighting system, \$20,000; for reconstruction and equipment of gymnasium and shop building, \$45,000, to be immediately available; for domestic science building and barn, \$11,000; in all, \$286,500;
- Sequoyah Orphan Training, Okla. Sequoyah Orphan Training School, near Tahlequah, Oklahoma: For three hundred orphan Indian children of the State of Oklahoma belonging to the restricted class, to be conducted as an industrial school under the direction of the Secretary of the Interior, \$72,000; for pay of superintendent, drayage, and general repairs and improvements, \$11,000; for the purchase of additional land, \$10,000; in all, \$93,000;



Euchee, Oklahoma: For one hundred and fifteen pupils, \$29,900; for pay of superintendent, drayage, and general repairs and improvements, \$6,000; in all, \$35,900;

Euchee, Okla.

Eufaula, Oklahoma: For one hundred and twenty-five pupils, \$32,500; for pay of superintendent, drayage, and general repairs and improvements, \$7,000; in all, \$39,500;

Eufaula, Okla.

Chemawa, Salem, Oregon: For nine hundred pupils, including native Indian pupils brought from Alaska, including not to exceed \$1,000 for printing and issuing school paper, \$207,000; for pay of superintendent, drayage, and general repairs and improvements, \$20,000; for new septic tank and sewer system, \$10,000; for employees' quarters, \$8,000; for new small girls' dormitory, \$30,000; in all, \$275,000: *Provided*, That except upon the individual order of the Secretary of the Interior no part of this appropriation shall be used for the support or education at said school of any native pupil brought from Alaska after January 1, 1925;

Chemawa, Salem,  
Oreg.

*Proviso.*  
Restriction on Alaska  
natives.

Flandreau, South Dakota: For four hundred pupils, \$96,000; for pay of superintendent, drayage, and general repairs and improvements, \$27,000, including \$15,000 for repairs and improvements to large boys' dormitory; in all, \$123,000;

Flandreau, S. Dak.

Pierre, South Dakota: For three hundred pupils, \$72,000; for pay of superintendent, drayage, and general repairs and improvements, \$15,000; in all, \$87,000.

Pierre, S. Dak.

Rapid City, South Dakota: For three hundred and ten pupils, \$74,400; for pay of superintendent, drayage, and general repairs and improvements, including not to exceed \$5,000 for construction of new laundry building, and not to exceed \$2,500 for remodeling dairy barn, \$15,000; in all, \$89,400.

Rapid City, S. Dak.

Hayward, Wisconsin: For one hundred and fifty pupils, \$39,000; for pay of superintendent, drayage, and general repairs and improvements, \$8,000; in all, \$47,000.

Hayward, Wis.

Tomah, Wisconsin: For three hundred and fifty pupils, \$84,000; for pay of superintendent, drayage, and general repairs and improvements, \$10,000, and the unexpended balance of the appropriation for rebuilding and refurnishing school building at the Tomah School contained in the Act of September 22, 1922 (Forty-second Statutes at Large, page 1050), is hereby made available for general repairs and improvements during the fiscal year 1929; for additional lavatory facilities, \$7,500; for enlarging small girls' dormitory, \$10,000; for addition to dining hall for home economics, \$18,000; in all, \$129,500;

Tomah, Wis.

Unexpended balance  
available.

Vol. 42, p. 1050.

In all, for above-named boarding schools, not to exceed \$3,810,000.

To enable the Secretary of the Interior to carry into effect the provisions of the sixth article of the treaty of June 1, 1868, between the United States and the Navajo Nation or Tribe of Indians, proclaimed August 12, 1868, whereby the United States agrees to provide school facilities for the children of the Navajo Tribe of Indians, \$50,000: *Provided*, That the said Secretary may expend said funds in his discretion in establishing or enlarging day or industrial schools.

Navajos.  
School facilities for.  
Vol. 15, p. 669.

*Proviso.*  
Discretionary use.

The Secretary of the Interior is authorized to withdraw from the Treasury of the United States, in his discretion, the sum of \$35,000, or so much thereof as may be necessary, of 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, and to expend the same for payment of tuition for Chippewa Indian children enrolled in the public schools of the State of Minnesota.

Chippewas of Min-  
nesota.  
Tuition of children  
in State schools, from  
tribal funds.  
Vol. 25, p. 645.

For support of a school or schools for the Chippewas of the Mississippi in Minnesota (article 3, treaty of March 19, 1867), \$4,000.

Chippewas of the  
Mississippi.  
Schools for.  
Vol. 16, p. 720.

Osages in Oklahoma.  
Educating children  
from tribal funds.

*Proviso.*  
Saint Louis Boarding  
School.

For the education of Osage children, \$8,000, to be paid from the funds held by the United States in trust for the Osage Tribe of Indians in Oklahoma: *Provided*, That the expenditure of said money shall include the renewal of the present contract with the Saint Louis Mission Boarding School, except that there shall not be expended more than \$240 for annual support and education of any one pupil.

Five Civilized Tribes.  
Common schools.

*Proviso.*  
Parentage limitation  
not applicable.

For aid to the common schools in the Cherokee, Creek, Choctaw, Chickasaw, and Seminole Nations and the Quapaw Agency in Oklahoma, \$150,000, to be expended in the discretion of the Secretary of the Interior, and under rules and regulations to be prescribed by him: *Provided*, That this appropriation shall not be subject to the limitation in section 1 of the Act of May 25, 1918 (Fortieth Statutes, page 564), limiting the expenditure of money to educate children of less than one-fourth Indian blood.

Sioux Indians.  
Day and industrial  
schools.  
Vol. 19, p. 254.

For support and maintenance of day and industrial schools among the Sioux Indians, including the erection and repairs of school buildings, \$250,000, in accordance with the provisions of article 5 of the agreement made and entered into September 26, 1876, and ratified February 28, 1877 (Nineteenth Statutes, page 254).

Uintah and Duchesne Counties, Utah.  
Aid to school districts.

For aid of the public schools in Uintah and Duchesne County school districts, Utah, \$6,000, to be paid from the tribal funds of the Confederated Bands of Ute Indians and to be expended under such rules and regulations as may be prescribed by the Secretary of the Interior: *Provided*, That Indian children shall at all times be admitted to such schools on an entire equality with white children.

*Proviso.*  
Equality with white  
children.

Conservation of  
health.

#### CONSERVATION OF HEALTH

Expenses.

For conservation of health among Indians (except at boarding schools supported from specific appropriations), 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; not exceeding \$2,000 for expenses (not membership fees) of physicians and nurses when officially detailed, in the interest of health work among the Indians, to attend meetings of medical and health associations; and not exceeding \$1,000 for circulars and pamphlets for use in preventing and suppressing trachoma and other contagious and infectious diseases, \$1,440,000 including not to exceed the sum of \$811,000 for the following-named hospitals and sanatoria:

Attendance at meet-  
ings.

Suppressing trachoma, etc.

Allotment to speci-  
fied hospitals and sani-  
toria.  
Arizona.

Arizona: Indian Oasis Hospital, \$12,000; Kayenta Tuberculosis Sanatorium, \$30,000; Fort Defiance Sanatorium, \$13,500; Phoenix Sanatorium, \$59,500, including \$3,000 for X-ray machine and equipment; Pima Hospital, \$17,000; Truxton Canyon Hospital, \$7,000; Western Navajo Hospital, \$16,500;

California.

California: Hoopa Valley Hospital, \$21,000;

Idaho.

Idaho: Fort Lapwai Sanatorium, \$71,500; for improvement to water system, \$12,000; enlargement of septic tank, repair of heating plant, sewer system, and roads, and purchase of new boilers, \$8,000; for dining hall and kitchen, including equipment, \$40,000; in all, \$131,500; Fort Hall Hospital, \$10,000;

Iowa.

Iowa: Sac and Fox Sanatorium, \$53,000, including \$3,000 for X-ray machine and equipment; for new steel tank and tower, \$4,500; for enlarging main building to provide employees' dining room, storage room, and assembly hall, \$15,000; in all, \$72,500;

Mississippi.

Mississippi: Choctaw Hospital, \$12,000;

Montana: Blackfeet Hospital, \$19,000; Fort Peck Hospital, \$20,500, including \$1,500 for X-ray machine and equipment;	Montana.
Nebraska: Winnebago Hospital, \$36,500, including addition for tuberculous patients, and purchase of X-ray machine and equipment;	Nebraska.
Nevada: Carson Hospital, \$15,500; Pyramid Lake Sanatorium, \$28,500, including \$3,000 for X-ray machine and equipment;	Nevada.
New Mexico: Jicarilla Hospital, \$11,000; Jicarilla Sanatorium, \$33,000, including \$1,500 for X-ray machine and equipment; Laguna Sanatorium, \$28,000, including \$1,500 for X-ray machine and equipment; Mescalero Hospital, \$15,000, including \$1,500 for X-ray machine and equipment;	New Mexico.
North Dakota: Turtle Mountain Hospital, \$12,500;	North Dakota.
Oklahoma: Cheyenne and Arapahoe Hospital, \$12,500; Choctaw and Chickasaw Hospital, \$43,000, including \$3,000 for X-ray machine and equipment; Shawnee Sanatorium, \$45,000, including \$1,500 for X-ray machine and equipment; for relaying sewer line, construction of sewerage disposal, development of water supply, and improvements to grounds, \$10,000; for reconstruction of employees' quarters, including heating equipment, \$10,000; in all, \$65,000;	Oklahoma.
South Dakota: Crow Creek Hospital, \$9,000;	South Dakota.
Washington: Spokane Hospital, \$16,500; Yakima Sanatorium, \$43,000, including \$3,000 for X-ray machine and equipment;	Washington.
<i>Provided further</i> , That this appropriation shall be available for construction of hospitals and sanatoria, including equipment, as follows: Fort Defiance Sanatorium, Arizona, \$55,000; Soboba Hospital, California, \$30,000; Fort Berthold Hospital, North Dakota, \$20,000; Claremore Hospital, Oklahoma, \$50,000, on condition that the city of Claremore donate to the United States not less than five acres of land for such hospital and agree to deliver without charge medicinal water; in all, \$155,000;	<i>Proviso.</i> Construction authorized at designated hospitals.
For support of hospitals maintained for the benefit of the Chippewa Indians in the State of Minnesota, \$78,000, payable from the principal sum on deposit to the credit of said Indians arising under section 7 of the Act of January 14, 1889.	Chippewas in Minnesota. Hospitals from tribal funds. Vol. 25, p. 645.
For the construction and equipment of a hospital at the Rice Indian School, Arizona, \$35,000, payable from the tribal funds of the San Carlos Indians.	Rice School, Ariz. Hospital construction.
There shall be available for health work among the several tribes of Indians not exceeding \$250,000 of the tribal trust funds authorized elsewhere in this Act for support and administration of Indians: <i>Provided</i> , That not more than \$7,500 of such amount may be expended for new construction in connection with health activities at any one place.	Health work. Amount from trust funds available for.
For the equipment and maintenance of the asylum for insane Indians at Canton, South Dakota, for incidental and all other expenses necessary for its proper conduct and management, including pay of employees, repairs, improvements, and for necessary expense of transporting insane Indians to and from said asylum, \$44,500.	<i>Proviso.</i> New construction limited.
For the construction and improvement of roads on the Turtle Mountain Indian Reservation, North Dakota, \$5,000.	Canton, S. Dak. Insane asylum expenses.
	Turtle Mountain Reservation, N. Dak. Road improvement.

## GENERAL SUPPORT AND ADMINISTRATION

For general support of Indians and administration of Indian property, including pay of employees, \$820,000: *Provided*, That a report shall be made to Congress on the first Monday of December, 1929, by the Superintendent for the Five Civilized Tribes through the Secretary of the Interior showing in detail the expenditure of all

Support and administration.

Expenses.  
*Proviso.*  
Detailed report of Five Civilized Tribes expenditures.

moneys from this appropriation on behalf of the said Five Civilized Tribes.

Tongue River Indians, Mont.  
Tribal council, etc.

For expenses of the tribal council of the Tongue River Indians, Montana, and of delegates of the council to the city of Washington on tribal business, \$1,000, to be immediately available.

Fulfilling treaties.

Fulfilling treaties with Indians: For the purpose of discharging obligations of the United States under treaties and agreements with various tribes and bands of Indians as follows:

Coeur d'Alenes, Idaho.

Vol. 26, p. 1029.

Bannocks, Idaho.

Vol. 15, p. 696.

Crows, Mont.

Vol. 15, p. 652.

Coeur d'Alenes, Idaho (Article 11, agreement of March 3, 1891), \$3,360;

Bannocks, Idaho (Article 10, treaty of July 3, 1868), \$6,660;

Crows, Montana (Articles 8 and 10, treaty of May 7, 1868), \$6,380;

Northern Cheyennes and Arapahoes, Mont.

Vol. 19, p. 256.

Pawnees, Okla.

Vol. 11, p. 731; Vol. 27, p. 644.

Quapaws, Okla.

Vol. 7, p. 425.

Sioux, different tribes.

Vol. 15, p. 640; Vol. 19, p. 236.

Northern Cheyennes and Arapahoes, Montana (Article 7, treaty of May 10, 1868, and agreement of February 28, 1877), \$75,000;

Pawnees, Oklahoma (articles 3 and 4, treaty of September 24, 1857, and article 3, agreement of November 23, 1892), \$50,000;

Quapaws, Oklahoma (article 3, treaty of May 13, 1833), \$2,040;

Sioux of different tribes, including Santees Sioux of Nebraska, North Dakota, and South Dakota (articles 8 and 13, treaty of April 29, 1868, and Act of February 28, 1877), \$365,000;

Utes, Confederated Bands.

Vol. 15, p. 622.

Spokanes, Wash.

Vol. 27, p. 139.

Confederated Bands of Utes (articles 9, 12, and 15, treaty of March 2, 1868), \$55,000;

Spokanes, Washington (article 6, agreement of March 18, 1887), \$1,320;

Shoshones, Wyoming (articles 8 and 10, treaty of July 3, 1868), \$7,240;

In all, for treaty stipulations, not to exceed \$572,000.

Quapaw Agency. Administering property of Indians under.

Vol. 41, p. 415.

For expenses incident to the administration of the restricted or trust property of Indians under the Quapaw Indian Agency, \$15,000, reimbursable to the United States, as provided in the Act of February 14, 1920 (Forty-first Statutes at Large, page 415).

General support, etc., at specified agencies from tribal funds.

For general support of Indians and administration of Indian property under the jurisdiction of the following agencies, to be paid from the funds held by the United States in trust for the respective tribes, in not to exceed the following sums, respectively:

Arizona.

Arizona: Colorado River, \$4,500; Fort Apache, \$150,000, of which \$3,500 may be used for construction of farmer's quarters at the Carrizo Station, including necessary outbuildings and well, and \$5,000 may be used for construction, repairs, and improvements at the agency plant; Fort Mojave, \$300; Kaibab, \$7,000; Pima, \$500; Salt River, \$300; San Carlos, \$78,000; Truxton Canyon, \$30,000; in all \$270,600;

California.

California: Mission, \$3,200; Round Valley, \$5,000; Tule River, \$200; in all, \$8,400;

Colorado.

Colorado: Consolidated Ute (Southern Ute, \$5,000; Ute Mountain, \$14,500), \$19,500;

Idaho.

Idaho: Coeur d'Alene, \$16,000; Fort Hall, \$25,000; Fort Lapwai, \$14,000; in all, \$55,000;

Iowa.

Iowa: Sac and Fox, \$1,800;

Kansas.

Kansas: Kickapoo, \$1,500; Pottawatomie, \$2,800; in all, \$4,300;

Michigan.

Michigan: Mackinac, \$200;

Minnesota.

Minnesota: Consolidated Chippewa, \$1,000; Red Lake, \$60,000, payable out of trust funds of Red Lake Indians; in all, \$61,000;

Montana.

Proviso. Hospital services for Flathead Indians, 1921-1926.

Montana: Blackfeet, \$2,000; Flathead, \$44,000: *Provided*, That the Secretary of the Interior is hereby authorized to pay not exceeding \$3,756.20 from said sum, which is hereby made available for the purpose, to the Saint Julian's Hospital, Saint Ignatius, Montana, for medical and hospital services to members of the Flathead Tribe from December 21, 1921, to June 30, 1926; Fort Belknap, \$20,000;

Fort Peck, \$10,000; Tongue River, \$15,000; Rocky Boy, \$5,000; in all, \$96,000;

Nebraska: Omaha, \$1,000;

Nebraska.

Nevada: Carson (Fort McDermitt, \$300; Pyramid Lake, \$5,000), \$5,300; Walker River (Paiute, \$200; Walker River, \$200; Summit Lake, \$200), \$600; Western Shoshone, \$15,000; in all, \$20,900;

Nevada.

New Mexico: Jicarilla, \$60,000; Mescalero, \$55,000; Navajo, \$110,000, to be apportioned among the several Navajo jurisdictions in Arizona and New Mexico; in all, \$225,000;

New Mexico.

North Dakota: Fort Berthold, \$5,000; Standing Rock, \$60,000; in all, \$65,000;

North Dakota.

Oklahoma: Ponca (Otoe, \$1,000; Ponca, \$2,500; Tonkawa, \$700), \$4,200; Sac and Fox, \$3,000; Kiowa, Comanche, and Apache, \$50,000; Cheyennes and Arapahoes, \$30,000; in all, \$87,200;

Oklahoma.

Oregon: Klamath, \$164,000, of which \$10,000 may be used for construction, repair, and improvement of buildings at the agency plant; Umatilla, \$9,800; Warm Springs, \$30,000; in all, \$203,800;

Oregon.

South Dakota: Cheyenne River, \$90,000; Pine Ridge, \$7,000; Lower Brule, \$5,000; Rosebud, \$10,000; Yankton, \$3,000, which shall be taken from "Interest on Sioux Fund, Yankton" accruing under the Act of March 2, 1889 (25 Stat. L. 895); in all, \$115,000;

South Dakota.

Utah: Uintah and Ouray, \$15,000; *Provided*, That not to exceed \$500 of this amount may be used to pay part of the expenses of the State Experimental Farm, located near Fort Duchesne, Utah, within the Uintah and Ouray Indian Reservation;

Utah.  
*Provided*.  
State Experimental  
Farm.

Washington: Colville, \$30,000; Neah Bay, \$5,000; Puyallup, \$3,000; Spokane, \$19,000; Taholah (Quinalt), \$11,000; Yakima, \$35,000; in all, \$103,000;

Washington.

Wisconsin: Lac du Flambeau, \$1,200; Keshena, \$35,000; in all, \$36,200;

Wisconsin.

Wyoming: Shoshone, \$80,000, of which \$7,000 shall be immediately available for the installation of a hydroelectric plant and appurtenances, and the wiring of buildings;

Wyoming.

In all, not to exceed \$1,468,900.

For general support, administration of property, and promotion of self-support among the Chippewa Indians in the State of Minnesota, \$62,000, to be paid from the principal sum on deposit to the credit of said Indians, 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, to be used exclusively for the purposes following: Not exceeding \$47,000 of this amount may be expended for general agency purposes; not exceeding \$15,000 may be expended in aiding indigent Chippewa Indians upon the condition that any funds used in support of a member of the tribe shall be reimbursed out of and become a lien against any individual property of which such member may now or hereafter become seized or possessed, and the Secretary of the Interior shall annually transmit to Congress at the commencement of each regular session a complete and detailed statement of such expenditures, the two preceding requirements not to apply to any old, infirm, or indigent Indian, in the discretion of the Secretary of the Interior.

Chippewas in Min-  
nesota.  
General support, ad-  
ministering property,  
etc.  
Vol. 25, p. 645.

Purposes specified.

Aiding indigent  
Indians.  
Condition.

For the expenses of per capita payments to the enrolled members of the Choctaw and Chickasaw Tribes of Indians, \$5,000, to be paid from the funds held by the United States in trust for said Indians.

Choctaws and Chick-  
asaws.  
Per capita payments  
expenses.

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 and one mining trustee for the

Five Civilized  
Tribes.  
Apportionment of  
allotments for fiscal  
year.

Specified salaries.

Choctaw and Chickasaw Nations at salaries at the rate heretofore paid for the said governor and said chief and \$2,000 for the said mining trustee, and the chief of the Creek Nation at a salary not to exceed \$600 per annum, 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 any of the above-named officials shall not exceed \$2,500 per annum each for chiefs and governor except in the case of tribal attorneys whose expenses shall be determined and limited by the Commissioner of Indian Affairs, not to exceed \$4,000 each.

*Proviso.*  
Pay restrictions.

Osages, Okla.  
Agency expenses from  
trust funds.

For the support of the Osage Agency, including repairs to buildings, and pay of tribal officers, the tribal attorney and his stenographer, and employees of said agency, \$169,000, to be paid from the funds held by the United States in trust for the Osage Tribe of Indians in Oklahoma.

Oil and gas production  
expenses from  
tribal funds.

For necessary expenses in connection with oil and gas production on the Osage Reservation, including salaries of employees, rent of quarters for employees, traveling expenses, printing, telegraphing and telephoning, and purchase, repair, and operation of automobiles, \$75,000, to be paid from the funds held by the United States in trust for the Osage Tribe of Indians in Oklahoma.

Visits by Tribal  
Council, etc., to Wash-  
ington, D. C.

For expenses incurred in connection with visits to Washington, District of Columbia, by the Osage Tribal Council and other members of said tribe, when duly authorized or approved by the Secretary of the Interior, \$10,000 to be paid from the funds held by the United States in trust for the Osage Tribe.

Confederated Bands  
of Utes.  
Distribution to, from  
tribal principal funds.

The sum of \$113,000 is hereby appropriated out of the principal funds to the credit of the Confederated Bands of Ute Indians, the sum of \$48,000 of said amount for the benefit of the Ute Mountain (formerly Navajo Springs) Band of said Indians in Colorado, and the sum of \$35,000 of said amount for the Uintah, White River, and Uncompahgre Bands of Ute Indians in Utah, and the sum of \$30,000 of said amount for the Southern Ute Indians in Colorado, which sums shall be charged to said bands, and the Secretary of the Interior is also authorized to withdraw from the Treasury the accrued interest to and including June 30, 1928, on the funds of the said Confederated Bands of Ute Indians appropriated under the Act of March 4, 1913 (Thirty-seventh Statutes at Large, page 934), and to expend or distribute the same for the purpose of administering the property of and promoting self-support among the said Indians, under such regulations as the Secretary of the Interior may prescribe: *Provided*, That none of the funds in this paragraph shall be expended on road construction unless, wherever practicable, preference shall be given to Indians in the employment of labor on all roads constructed from the sums herein appropriated from the funds of the Confederated Bands of Utes.

Self support and ad-  
ministering property,  
from accrued interest.

Vol. 37, p. 934.

*Proviso.*  
Restriction on road  
construction.

Roads and bridges.

#### ROADS AND BRIDGES

Red Lake Reserva-  
tion, Minn.  
Construction, etc.,  
from Chippewa trust  
funds.

For the construction and repair of roads and bridges on the Red Lake Indian Reservation, including the purchase of material, equipment, and supplies, and the employment of labor, \$9,000, to be paid from the funds held by the United States in trust for the Red Lake Band of Chippewa Indians in the State of Minnesota: *Provided*, That Indian labor shall be employed as far as practicable.

*Proviso.*  
Indian labor.

Fort Apache Re-  
servation, Ariz.  
Half of road  
construction cost in.

For one-half the cost of construction of a road between Cooley and Whiteriver, on the Fort Apache Indian Reservation, Arizona, as authorized by the Act of April 12, 1924 (Forty-third Statutes at Large, page 93), \$100,000, to be immediately available, payable from funds of the Indians of said reservation on deposit to their credit in the Treasury.

Vol. 43, p. 93.

For the construction of a road on the Leech Lake Reservation, Minnesota, from the Chippewa Sanatorium at Onigum to connect with State Highway Numbered 34, as authorized by the Act of July 3, 1926, \$6,000, payable from funds on deposit to the credit of the Chippewa Indians of Minnesota.

Leech Lake Reservation, Minn.  
Road from Onigum Sanatorium.

For the repair and maintenance of the road on the Santa Clara Indian Reservation, New Mexico, leading to the Puye Cliff Ruins, \$5,000, reimbursable under rules and regulations prescribed by the Secretary of the Interior.

Santa Clara Reservation, N. Mex.  
Road to Puye Cliff Ruins.  
Post, p. 1586.

For improvement and maintenance of the road across the Kaibab Indian Reservation, northern Arizona, en route to Grand Canyon National Park, \$10,000: *Provided*, That the provision in the Act of May 18, 1916 (Thirty-ninth Statutes at Large, page 152), making an appropriation of \$9,000 for the wagon road across the Kaibab Reservation in the State of Arizona reimbursable from tribal funds of the Indians, is hereby repealed, except as to the sum of \$1,500 heretofore reimbursed.

Kaibab Reservation, Ariz.  
Road to Grand Canyon Park.

*Proviso.*  
Former authorization repealed.  
Vol. 39, p. 152, repealed.  
Post, p. 401.

For maintenance and repair of that portion of the Gallup-Shiprock Highway within the Navajo Reservation, New Mexico, \$20,000, reimbursable as provided in the Act of June 7, 1924.

Navajo Reservation, N. Mex.  
Gallup-Shiprock Highway in.  
Vol. 43, p. 606.

#### ERECTION OF MONUMENTS

The unexpended balance of the appropriation of \$25,000 from tribal funds of the Osage Indians, made in the Act of March 3, 1925 (Forty-third Statutes at Large, page 1162), for the erection of a monument as a memorial to Indians of that tribe who gave their lives in the recent war with Germany, is hereby made available for the same purpose until June 30, 1929.

Erection of monuments.

Osages.  
Memorial to, who died during World War.  
Vol. 43, p. 1162.  
Balance available.

For acquiring not to exceed one hundred and sixty acres of land on the site of the battle with the Sioux Indians in which the commands of Major Marcus A. Reno and Major Frederick W. Benteen were engaged, and the erection thereon of a suitable monument and tablet, as authorized by the Act of April 14, 1926, \$2,300: *Provided*, That the reservation and monument provided herein shall be maintained by the Quartermaster Corps, United States Army, in conjunction with the Custer Battle Field Monument.

Sioux Indians.  
Acquiring land for monument on site of battle of Army with.

Vol. 44, p. 251.  
*Proviso.*  
Maintenance.

For the purchase and erection of a monument to Quannah Parker, late chief of the Comanche Indians, as provided by the Act of June 23, 1926, \$1,500.

Quannah Parker.  
Purchase of monument to.  
Vol. 44, p. 762.

#### ANNUITIES AND PER CAPITA PAYMENTS

For fulfilling treaties with Senecas of New York: For permanent annuity in lieu of interest on stock (Act of February 19, 1831), \$6,000.

Annuities, etc.

Senecas, N. Y.  
Vol. 4, p. 443.

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.

Six Nations, N. Y.  
Vol. 7, p. 46.

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.

Choctaws, Okla.  
Vol. 7, pp. 99, 212, 213, 236.

Vol. 11, p. 614.

Saint Croix Chippewas, Wis.  
Purchase of land for, etc.  
Vol. 10, p. 1109.

To carry out the provisions of the Chippewa treaty of September 30, 1854 (Tenth Statutes at Large, page 1109), \$10,000, in part settlement of the amount, \$141,000, found due and heretofore approved for the Saint Croix Chippewa Indians of Wisconsin, whose names appear on the final roll prepared by the Secretary of the Interior pursuant to Act of August 1, 1914 (Thirty-eighth Statutes at Large, pages 582 to 605), and contained in House Document Numbered 1663, said sum of \$10,000 to be expended in the purchase of land or for the benefit of said Indians by the Commissioner of Indian Affairs: *Provided*, That, in the discretion of the Commissioner of Indian Affairs, the per capita share of any of said Indians under this appropriation may be paid in cash.

Vol. 38, p. 606.

*Proviso.*  
Discretionary cash payment.

Menominees, Wis.  
Per capita payment to, from tribal funds.

The Secretary of the Interior is hereby authorized, under such rules and regulations as he may prescribe, to make a \$200 per capita payment to the Menominee Indians of Wisconsin from their funds on deposit in the Treasury of the United States, a sufficient amount of which is hereby appropriated for the purpose, to be immediately available.

Pensions Bureau.

## BUREAU OF PENSIONS

Army and Navy pensions.

Army and Navy pensions, as follows: For invalids, widows, minor children, and dependent relatives, Army nurses, and all other pensioners who are now borne on the rolls, or who may hereafter be placed thereon, under the provisions of any and all Acts of Congress, \$210,000,000, to be immediately available: *Provided*, That the appropriation aforesaid for Navy pensions shall be paid from the income of the Navy pension fund, so far as the same shall be sufficient for that purpose: *Provided further*, That the amount expended under each of the above items shall be accounted for separately.

*Provisos.*  
Navy from naval funds.

Separate accounting.

## SALARIES

Commissioner, and office personnel.

For the Commissioner of Pensions and other personal services in the District of Columbia in accordance with "The Classification Act of 1923," \$1,165,000, of which \$15,000 shall be immediately available.

## GENERAL EXPENSES

Office expenses, travel, etc.

For expenses of special investigations pertaining to the Bureau of Pensions, including traveling expenses of persons detailed from that bureau for such purpose, purchase of supplies and equipment for field use, copies of records and documents, and reimbursement of cooperating governmental agencies for expenses necessarily incurred in connection with such investigations; also including not to exceed \$1,000 for necessary traveling and other expenses of the commissioner or employees of the bureau assigned, with the approval of the Secretary of the Interior, to official duty in connection with the annual conventions of organized war veterans, \$110,000.

Examining surgeons.

For fees and mileage of examining surgeons engaged in the examination of pensioners, for services rendered within the fiscal years 1928 and 1929, \$450,000.

Retirement Act.

## RETIREMENT ACT

Expenses of Bureau under.  
Vol. 41, p. 619; Vol. 44, p. 912.

To enable the Bureau of Pensions to perform the duties imposed upon it by the Act entitled "An Act for the retirement of employees in the classified civil service, and for other purposes," approved May 22, 1920, as amended, including personal services, purchase of books, office equipment, stationery, and other supplies, traveling



expenses, expenses of medical and other examinations, and including not to exceed \$2,200 for compensation of one actuary, to be fixed by the Commissioner of Pensions with the approval of the Secretary of the Interior, and actual necessary travel and other expenses of three members of the Board of Actuaries, \$78,000.

For beginning the 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, \$19,950,000, which amount shall be placed to the credit of the "civil-service retirement and disability fund."

Actuary, etc.

First Government contribution to retirement fund.  
Vol. 41, p. 619; Vol. 44, p. 912.

## BUREAU OF RECLAMATION

Reclamation Bureau.

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, and therein designated "the reclamation fund," to be available immediately:

Payments from reclamation fund.  
Vol. 32, p. 388.

Commissioner of Reclamation, \$10,000; and other personal services in the District of Columbia in accordance with "the Classification Act of 1923," \$135,000; for office expenses in the District of Columbia, \$23,000; in all, \$168,000;

Commissioner, office personnel, and expenses.

For expenses, except membership fees, of attendance upon meetings of technical and professional societies required in connection with official work of the bureau, \$2,000;

Attendance at meetings.

For all expenditures authorized by the Act of June 17, 1902 (Thirty-second Statutes, page 388), 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 \$165,000 for personal services and \$30,000 for other expenses in the office of the Chief Engineer, \$25,000 for telegraph, telephone, and other communication service, \$8,000 for photographing and making photographic prints, \$50,000 for personal services, and \$13,000 for other expenses in the field legal offices; examination of estimates for appropriations in the field; refunds of overcollections and deposits for other purposes; not to exceed \$20,000 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-carrying vehicles; not to exceed \$40,000 for purchase of horse-drawn and motor-propelled passenger-carrying vehicles; packing, crating, and transportation (including drayage) of personal effects of employees upon permanent change of station, under regulations to be prescribed by the Secretary of the Interior; payment of damages caused to the owners of lands or other private property of any kind by reason of the operations of the United States, its officers or employees, in the survey, construction, operation, or maintenance of irrigation works, and which may be compromised by agreement between the claimant and the Secretary of the Interior, or such officers as he may designate; payment for official telephone service in the field hereafter incurred in case of official telephones installed in private houses when authorized under regulations established by the Secretary of the Interior: *Provided*, That no part of said appropriations may be used for maintenance of headquarters for the Bureau of Reclamation outside the District of Columbia except for an office for the chief engineer and staff and for certain field officers of the division of reclamation economics: *Provided further*, That the Secretary of the Interior in his administration of the Bureau of Reclamation is authorized to contract for medical attention and service for employees and to make necessary pay-roll deductions agreed to by the employees therefor:

All expenses.  
Vol. 32, p. 388.  
*Ante*, p. 201.

Purposes designated.

Transporting effects of employees.

Damages to property.

*Proviso.*  
Limit on outside headquarters.

Medical attendance, etc., for employees.

Restriction on use for irrigation districts in arrears for charges.

*Provided further*, That no part of any sum provided for in this Act for operation and maintenance of any project or division of a project by the Bureau of Reclamation shall be used for the irrigation of any lands within the boundaries of an irrigation district which has contracted with the Bureau of Reclamation and which is in arrears for more than twelve months in the payment of any charges due the United States, and no part of any sum provided for in this Act for such purpose shall be used for the irrigation of any lands which have contracted with the Bureau of Reclamation and which are in arrears for more than twelve months in the payment of any charges due from said lands to the United States;

Lands in arrears.

Examination of projects operated by irrigation districts, etc.

Examination and inspection of projects: 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, the unexpended balance of the appropriation for these purposes for the fiscal year 1928 is reappropriated for the same purposes for the fiscal year 1929;

Operation of reserved works.

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, \$75,000.

Yuma, Ariz.-Calif.

Yuma project, Arizona-California: For operation and maintenance, \$255,000; for continuation of construction of drainage, \$20,000; for continuation of construction of protective works at Picacho and unnamed washes, \$30,000; in all, \$305,000: *Provided*, That of the unexpended balance of the appropriation of \$200,000 for the Yuma auxiliary project, contained in the Second Deficiency Act, fiscal year 1925 (Forty-third Statutes at Large, page 1330), \$35,000 is hereby made available for the same purposes for the fiscal year 1929: *Provided further*, That not to exceed \$25,000 from the power revenues shall be available during the fiscal year 1929 for the operation and maintenance of the commercial system;

*Proviso.*  
Unexpended balance available.  
Vol. 43, p. 1330.

*Post*, p. 903.

Use of power revenues.

Orland project, California: For operation and maintenance, \$36,000: *Provided*, That the unexpended balance of the appropriation of \$605,000 for construction of Stony Gorge Reservoir, contained in the Act making appropriations for the Department of the Interior for the fiscal year 1928 (Forty-fourth Statutes at Large, page 934), shall remain available for the fiscal year 1929 for completion of construction;

Orland, Calif.  
*Proviso.*  
Unexpended balance available.  
Vol. 44, p. 958.

Grand Valley, Colo.  
*Post*, p. 1590.

Grand Valley project, Colorado: For operation and maintenance, \$50,000; continuation of construction, \$25,000; in all, \$75,000;

Boise, Idaho.

Boise project, Idaho: For continuation of construction, Payette division, \$400,000: *Provided*, That of the unexpended balance of the appropriation for this project for the fiscal year 1927 there is reappropriated for operation and maintenance, Payette division, \$17,000; for investigations, examination and surveys, Payette division, \$18,000; for continuation of construction, Arrowrock and Payette divisions, \$75,000;

*Proviso.*  
Balance reappropriated.  
Vol. 44, p. 480.  
*Post*, p. 1590.

Minidoka, Idaho.

Minidoka project, Idaho: For operation and maintenance, reserved works, \$29,000; continuation of construction, \$1,075,000: *Provided*, That not to exceed \$50,000 from the power revenues shall be available during the fiscal year 1929, for the operation of the commercial system; in all, \$1,104,000;

*Proviso.*  
Use of power revenue.

American Falls Reservoir, Idaho.  
Operation, power plant, etc.

Minidoka project, American Falls Reservoir, Idaho: For operation and maintenance, American Falls water system, \$12,000; for acquiring rights of way, \$5,000; construction of power plant, \$550,000; in all, \$567,000: *Provided*, That the unexpended balance of \$700,000 for construction of power plant, contained in the Act

*Post*, p. 1590.  
*Proviso.*  
Balance available.  
Vol. 44, p. 958.

making appropriations for the Department of the Interior for the fiscal year 1928 (Forty-fourth Statutes, page 934), shall remain available for the same purpose for the fiscal year 1929;

Milk River project, Montana: For operation and maintenance, \$27,000; continuation of construction \$17,000; in all, \$44,000;

Sun River project, Montana: For operation and maintenance, \$19,500; continuation of construction, \$1,139,500; in all, \$1,159,000: *Provided*, That not to exceed \$25,000 of the appropriation for continuation of construction, Greenfields division, contained in the Act of January 12, 1927 (Forty-fourth Statutes at Large, page 934), shall remain available for drainage construction Greenfields division until June 30, 1929;

Lower Yellowstone project, Montana-North Dakota: For continuation of construction of drainage system, \$180,000;

North Platte project, Nebraska-Wyoming: Not to exceed \$75,000 from the power revenues shall be available during the fiscal year 1929 for the operation and maintenance of the commercial system;

Newlands project, Nevada: Not to exceed \$100,000 of the appropriation of \$125,000 for operation and maintenance contained in the Act making appropriations for the Department of the Interior for the fiscal year 1928 (Forty-fourth Statutes, page 934), is hereby made available until June 30, 1929, for the reconstruction of the Truckee Canal;

Carlsbad project, New Mexico: For operation and maintenance, \$50,000;

Rio Grande project, New Mexico-Texas: For operation and maintenance, \$350,000; continuation of construction, \$80,000; in all, \$430,000: *Provided*, That the unexpended balance of the appropriation of \$400,000 for continuation of construction, contained in the Act making appropriations for the Department of the Interior for the fiscal year 1928 (Forty-fourth Statutes at Large, page 934), shall remain available for the same purposes for the fiscal year 1929;

Owyhee project, Oregon: For continuation of construction, \$2,000,000;

Umatilla project, Oregon: For operation and maintenance of reserved works, \$5,000 of the unexpended balance of the appropriation for this project for the fiscal year 1927 shall be available for the fiscal year 1929, and the remainder of said unexpended balance shall be turned back to the Reclamation Fund upon the approval of this Act;

Baker project, Oregon: The unexpended balance of the appropriation for this project for the fiscal year 1928 is reappropriated and made available for the same purpose for the fiscal year 1929;

Vale project, Oregon: For operation and maintenance, \$6,000; continuation of construction, \$744,000, of which amount not more than \$150,000 shall be available for the purchase of a proportionate interest in the existing storage reservoir of the Warm Springs project; in all, \$750,000;

Klamath project, Oregon-California: For operation and maintenance, \$35,000; continuation of construction, \$206,000; for refunds to lessees of marginal lands, Tule Lake, which lands because of flooding could not be seeded prior to June 1, 1927, and/or June 1, 1928, \$30,000; in all, \$271,000;

Belle Fourche project, South Dakota: For continuation of construction, \$250,000;

Salt Lake Basin project, Utah, first division: For construction of Echo Reservoir and Weber-Provo Canal, \$1,750,000;

Yakima project, Washington: For operation and maintenance, \$288,000; continuation of construction, \$500,000; in all, \$788,000;

Milk River, Mont.

Sun River, Mont.

*Proviso.*  
Balance available.  
Vol. 44, p. 958.  
*Post*, p. 1591.

Lower Yellowstone,  
Mont.-N. Dak.

North Platte, Nebr.-  
Wyo.  
From power revenues.

Newlands, Nev.  
Reconstructing  
Truckee Canal.

Vol. 44, p. 959.

Carlsbad, N. Mex.

Rio Grande, N. Mex.-  
Tex.

*Proviso.*  
Unexpended balance  
available.  
Vol. 44, p. 959.

Owyhee, Oreg.

Umatilla, Oreg.  
Part of balance available.  
Vol. 44, p. 483.

Baker, Oreg.  
*Post*, p. 1591.

Vale, Oreg.

Klamath, Oreg.-Calif.  
*Post*, p. 1591.

Belle Fourche, S.  
Dak.

Salt Lake Basin,  
Utah.  
*Post*, p. 1592.  
Yakima, Wash.

- Kittitas division. Yakima project (Kittitas division), Washington: For continuation of construction and operation and maintenance, \$1,500,000: *Provided*, That the unexpended balance of the appropriation of \$2,000,000 contained in the Act making appropriations for the Department of the Interior for the fiscal year 1928 (Forty-fourth Statutes at Large, page 934), shall remain available during the fiscal year 1929;
- Proviso.*  
Balance available.  
Vol. 44, p. 960.  
Post, p. 1592.
- Riverton, Wyo. Riverton project, Wyoming: For operation and maintenance, \$30,000; continuation of construction under force account, \$400,000, together with the unexpended balance of the appropriation for this purpose for the fiscal year 1926, which is hereby reappropriated: *Provided*, That not to exceed \$20,000 from the power revenues shall be available during the fiscal year 1929 for the operation and maintenance of the commercial system; in all, \$430,000;
- Reappropriation.  
Vol. 43, p. 1171.  
Post, p. 1592.  
*Proviso.*  
Use of power revenues.
- Shoshone, Wyo. Shoshone project, Wyoming: For continuation of construction of drainage, Garland division, \$115,000; Frannie division, \$20,000; Willwood division, \$25,000; in all, \$160,000: *Provided*, That of the unexpended balance of the appropriation for this project for the fiscal year 1927 there is reappropriated for operation and maintenance of the Frannie division, \$11,000; and of the Willwood division, \$10,000; in all, \$21,000: *Provided further*, That not to exceed \$20,000 from the power revenues shall be available during the fiscal year 1929 for the operation and maintenance of the commercial system;
- Provisos.*  
Balance reappropriated.  
Post, p. 1592.
- Use of power revenues.
- Secondary projects. Secondary projects: For cooperative and general investigations, \$75,000;
- Development of new projects, etc.  
Investigations to determine economic conditions, etc.
- Proviso.*  
Expenditures supplementary to appropriations for projects.
- Expenditures limited to specific allotments.
- Interchangeable appropriations.
- Emergency flood repairs.
- Use of motor vehicles for travel, etc.
- For investigations necessary to determine the economic conditions and financial feasibility of new projects and for 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, \$75,000: *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;
- 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 1929, 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 1929 exceed the whole amount in the "reclamation fund" for the fiscal year;
- Ten per centum of the foregoing amounts shall be available interchangeably for expenditures on the reclamation projects named; but not more than 10 per centum shall be added to the amount appropriated for any one of said projects, except that should existing works or the water supply for lands under cultivation be endangered by floods or other unusual conditions an amount sufficient to make necessary emergency repairs shall become available for expenditure by further transfer of appropriation from any of said projects upon approval of the Secretary of the Interior;
- Whenever, during the fiscal year ending June 30, 1929, the Commissioner of the Bureau of Reclamation shall find that the expenses of travel, including the local transportation of employees to and from their homes to the places where they are engaged on construction or operation and maintenance work, can be reduced thereby, he may authorize the payment of not to exceed 3 cents per mile for a motor cycle or 7 cents per mile for an automobile used for necessary official business;

Total, from reclamation fund, \$12,644,000.

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 (Forty-fourth Statutes, page 1010), \$100,000, to be immediately available.

Yuma project, Ariz.-Calif.  
Colorado River front work adjacent to.  
Vol. 44, p. 1021.

For investigations to be made by the Secretary of the Interior through the Bureau of Reclamation to obtain necessary information to determine how arid and semiarid, swamp, and cut-over timberlands in any of the States of the United States may be best developed, as authorized by subsection R, section 4, Second Deficiency Act, fiscal year 1924, approved December 5, 1924 (Forty-third Statutes, page 704), including the general objects of expenditure enumerated and permitted in the fourth paragraph in this Act under the caption "Bureau of Reclamation," and including mileage for motor cycles and automobiles at the rates and under the conditions authorized herein in connection with the reclamation projects, \$15,000.

Arid cut-over timberlands, etc.  
Investigations for developing, etc.

Vol. 43, p. 704.

Ante, p. 227.

## GEOLOGICAL SURVEY

Geological Survey.

### SALARIES

For the Director of the Geological Survey and other personal services in the District of Columbia, in accordance with the Classification Act of 1923, \$125,000.

Director, and office personnel.

### GENERAL EXPENSES

General expenses.

For every expenditure requisite for and incident to the authorized work of the Geological Survey, including personal services in the District of Columbia and in the field, including not to exceed \$17,000 for the purchase and exchange, and not to exceed \$40,000 for the hire, maintenance, repair, and operation of motor-propelled and horse-drawn passenger-carrying vehicles for field use only by geologists, topographers, engineers, and land classifiers, and the Geological Survey is authorized to exchange unserviceable and worn-out passenger-carrying and freight-carrying vehicles as part payment for new freight-carrying vehicles, and whenever, during the fiscal year ending June 30, 1929, the Director of the Geological Survey shall find that the expense of travel can be reduced thereby, he may authorize the payment of not to exceed 3 cents per mile for a motor cycle or 7 cents per mile for an automobile used for official business and including not to exceed \$5,000 for necessary traveling expenses of the Director and members of the Geological Survey acting under his direction, for attendance upon meetings of technical, professional, and scientific societies when required in connection with the authorized work of the Geological Survey, to be expended under the regulations from time to time prescribed by the Secretary of the Interior, and under the following heads:

Authorizations for all services, etc.  
Ante, p. 201.  
Vehicles.

Attendance at meetings.

Topographic surveys.

For topographic surveys in various portions of the United States, including lands in national forests, \$505,000, of which amount not to exceed \$260,000 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

*Provisos.*  
Restriction on cooperative work with States, etc.

- Amount for cooperation. 50 per cent: *Provided further*, That \$390,000 of this amount shall be available only for such cooperation with States or municipalities;
- Geologic surveys. For geologic surveys in the various portions of the United States and chemical and physical researches relative thereto, \$325,000, of which not to exceed \$250,000 may be expended for personal services in the District of Columbia;
- Volcanologic surveys, etc., Hawaii. For volcanologic surveys, measurements, and observatories in Hawaii, including subordinate stations elsewhere, \$20,000;
- Alaska mineral resources. For continuation of the investigation of the mineral resources of Alaska, \$64,500, to be available immediately, of which amount not to exceed \$28,000 may be expended for personal services in the District of Columbia;
- Water supply. Investigations, etc. For gauging 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, \$197,000; for operation and maintenance of the Lees Ferry, Arizona, gauging station and other base-gauging stations in the Colorado River drainage, \$50,000; in all, \$247,000, of which amount not to exceed \$70,000 may be expended for personal services in the District of Columbia, and of which \$25,000 may be used to test the existence of artesian and other underground water supplies suitable for irrigation in the arid and semiarid regions by boring wells: *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: *Provided further*, That \$125,000 of this amount shall be available only for such cooperation with States or municipalities;
- Provisos. Cooperation expenses with States, etc. For the examination and classification of lands requisite to the determination of their suitability for enlarged homesteads, stock-raising homesteads, public watering places, and stock driveways, or other uses, as required by the public land laws, \$180,000, of which amount not to exceed \$120,000 may be expended for personal services in the District of Columbia;
- Amount for cooperation. For engraving and printing geologic and topographic maps, \$100,000;
- Classifying lands for enlarged homesteads, stock raising, etc. For preparation of the illustrations of the Geological Survey, \$24,580;
- Geologic maps. For the enforcement of the provisions of the Acts of October 20, 1914, October 2, 1917, February 25, 1920, and March 4, 1921, and other Acts relating to the mining and recovery of minerals on 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, \$225,000, of which amount not to exceed \$29,000 may be expended for personal services in the District of Columbia;
- Illustrations. During the fiscal year 1929 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 author-
- Nonmetallic mineral mining. Enforcing provisions of. Vol. 38, p. 741; Vol. 40, p. 297; Vol. 41, pp. 437, 1363.
- Scientific investigations with departments, etc., by the Bureau.
- Transfer of funds.

ized hereunder, and such amounts shall be placed to the credit of the Geological Survey for the performance of work for the department or establishment from which the transfer is made: *Provided*, That any sums transferred by any department or independent establishment of the Government to the Geological Survey for cooperative work in connection with this appropriation may be expended in the same manner as sums appropriated herein may be expended;

*Provido.*  
Expenditures of funds transferred.

Appropriations herein made shall be available for payment of the costs of packing, crating, and transportation (including drayage) of personal effects of employees upon permanent change of station, under regulations to be prescribed by the Secretary of the Interior; Total, United States Geological Survey, \$1,816,080.

Transporting personal effects of employees changing stations.

NATIONAL PARK SERVICE

For the Director of the National Park Service and other personal services in the District of Columbia in accordance with the Classification Act of 1923, 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, \$70,200.

National Park Service.  
Director, and office personnel.  
Accounting services.

Crater Lake National Park, Oregon: For administration, protection, and maintenance, including not exceeding \$1,800 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, \$37,500; for construction of physical improvements, \$9,600, of which not exceeding \$3,000 shall be available for a warehouse, to be constructed in Medford, Oregon, on a site donated therefor, \$4,400 for construction of two employees' cottages, and \$2,200 for a checking station and cabin; in all, \$47,100.

Crater Lake, Oreg.

General Grant National Park, California: For administration, protection, and maintenance, \$15,650, including \$2,000 for a garbage incinerator.

General Grant, Calif.

Glacier National Park, Montana: For administration, protection, and maintenance, including necessary repairs to the roads from Glacier Park Station through the Blackfeet Indian Reservation to various points in the boundary line of the Glacier National Park and the international boundary, including not exceeding \$2,900 for the purchase, maintenance, operation, and repair of horse-drawn and motor-driven passenger-carrying vehicles for the use of the superintendent and employees in connection with general park work, including \$10,000 for fire prevention, \$163,200; for construction of physical improvements, \$25,000, including not exceeding \$18,500 for the construction of buildings, of which not exceeding \$3,000 shall be available for a residence for the chief ranger, \$2,200 for a ranger station, \$5,000 for a warehouse, and \$5,000 for fire caches; in all, \$188,200.

Glacier, Mont.

Grand Canyon National Park, Arizona: For administration, protection, and maintenance, including not exceeding \$2,100 for the purchase, maintenance, operation, and repair of motor-driven passenger-carrying vehicles for the use of the superintendent and employees in connection with general park work, \$113,460; for construction of physical improvements, \$55,540, including not exceeding \$45,700 for the construction of buildings, of which not exceeding \$1,700 shall be available for a checking station, \$18,000 for an administration building, and \$20,000 for a hospital building and equipment; in all, \$169,000. The amount of \$1,800 for the construction of a caretaker's cabin at sewage-purification plant, appropriated for the current fiscal year, is made immediately available for the construc-

Grand Canyon, Ariz.

Maintenance of road.	<p>tion of such employee's cottage in the Grand Canyon village site. Funds herein appropriated shall be available for the maintenance of a road within the following described area which is hereby added to and made a part of the Grand Canyon National Park: Beginning at the corner common to sections 14, 15, 22, and 23, township 30 north, range 4 east, Gila and Salt River meridian; thence west along the section line between sections 15 and 22 a distance of nine hundred and fifty feet; thence south a distance of one thousand three hundred and twenty feet to a point on the south line of the north tier of forties of said section 22; thence east a distance of one thousand six hundred and ten feet; thence north a distance of one thousand three hundred and twenty feet to a point on the line between sections 14 and 23; thence west along said section line a distance of six hundred and sixty feet to the place of beginning, containing an area of forty-eight and seventy-nine hundredths acres, more or less: <i>Provided</i>, That livestock permitted to graze in adjoining national forest areas shall be allowed to drift across the land described herein to private land north thereof within the park.</p>
Description.	
<i>Proviso.</i> Livestock grazing privileges.	
Hawaii.	<p>Hawaii National Park: For administration, protection, maintenance, and improvement, including not exceeding \$1,700 for the purchase, maintenance, operation, and repair of motor-driven passenger-carrying vehicles for the use of the superintendent and employees in connection with general park work, and including not exceeding \$2,250 for the construction of buildings, \$21,500.</p>
Hot Springs, Ark.	<p>Hot Springs National Park, Arkansas: For administration, protection, maintenance, and improvement, including not exceeding \$800 for the maintenance, operation, and repair of motor-driven passenger-carrying vehicles for the use of the superintendent and employees in connection with general park work, and including not exceeding \$1,000 for the construction of buildings; in all, \$68,000.</p>
Lafayette, Me.	<p>Lafayette National Park, Maine: For administration, protection, maintenance, and improvement, including not exceeding \$2,100 for the purchase, maintenance, operation, and repair of motor-driven passenger-carrying vehicles for the use of the superintendent and employees in connection with general park work, \$39,000.</p>
<i>Lassen Volcanic, Calif.</i>	<p>Lassen Volcanic National Park, California: For administration, protection, and maintenance, \$15,400; for construction of physical improvements, \$7,000, including not exceeding \$6,000 for the construction of buildings, of which not exceeding \$2,500 shall be available for an administration building and \$2,000 for a superintendent's residence; in all, \$22,400.</p>
Mesa Verde, Colo.	<p>Mesa Verde National Park, Colorado: For administration, protection, and maintenance, including not exceeding \$900 for the maintenance, operation, and repair of horse-drawn and motor-driven passenger-carrying vehicles for the use of the superintendent and employees in connection with general park work, \$47,000; for construction of physical improvements, \$36,000, including not exceeding \$4,200 for the construction of buildings, of which \$1,200 shall be available for an addition to ranger quarters, and \$600 for an addition to the superintendent's residence, and not exceeding \$1,800 for the construction of a telephone line partly outside of the park boundary; in all, \$83,000.</p>
Mount Alaska. McKinley,	<p>Mount McKinley National Park, Alaska: For administration, protection, and improvement, including not exceeding \$4,000 for the construction of buildings, of which \$2,000 shall be available for a warehouse, and \$8,400 for construction of water and sewer systems at park headquarters; in all, \$35,900.</p>
Mount Rainier, Wash.	<p>Mount Rainier National Park, Washington: For administration, protection, and maintenance, including not exceeding \$3,000 for the purchase, maintenance, operation, and repair of motor-driven</p>



passenger-carrying vehicles for the use of the superintendent and employees in connection with general park work \$88,000; for construction of physical improvements \$53,000, including not exceeding \$33,000 for the construction of buildings, of which not exceeding \$18,000 shall be available for an administration building, \$10,000 for two comfort stations, \$2,000 for a mess house and cook's quarters, and \$3,000 for the completion of a community building; in all, \$141,000. That section 3 of the Act of August 25, 1916 (Thirty-ninth Statutes, page 535), entitled "An Act to establish a National Park Service, and for other purposes," be, and the same is hereby, amended by adding the following thereto: "*And provided further*, That the Secretary of the Interior may grant said privileges, leases, and permits and enter into contracts relating to the same with responsible persons, firms, or corporations without advertising and without securing competitive bids: *And provided further*, That no contract, lease, permit, or privilege granted shall be assigned or transferred by such grantees, permittees, or licensees, without the approval of the Secretary of the Interior first obtained in writing: *And provided further*, That the Secretary may, in his discretion, authorize such grantees, permittees, or licensees to execute mortgages and issue bonds, shares of stock, and other evidences of interest in or indebtedness upon their rights, properties, and franchises, for the purposes of installing, enlarging, or improving plant and equipment and extending facilities for the accommodation of the public within such national parks and monuments."

Platt National Park, Oklahoma: For administration, protection, maintenance, and improvement, \$18,000.

Rocky Mountain National Park, Colorado: For administration, protection, and maintenance, including not exceeding \$2,800 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, \$80,500; for construction of physical improvements, \$15,000, including not exceeding \$7,000 for the construction of buildings, of which not exceeding \$3,000 shall be available for quarters for employees and \$2,000 for a stable; in all, \$95,500.

Sequoia National Park, California: For administration, protection, and maintenance, including not exceeding \$2,200 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, and including not to exceed \$10,000 for fire prevention, \$96,000; for construction of physical improvements, \$17,000, including not exceeding \$8,900 for the construction of buildings, of which not exceeding \$4,000 shall be available for a machine shop, \$2,200 for an employee's cottage, and \$200 for completion of a ranger cabin to cost not more than \$1,700; in all, \$113,000.

Wind Cave National Park, South Dakota: For administration, protection, maintenance, and improvement, \$11,000.

Yellowstone National Park, Wyoming: For administration, protection, and maintenance, including not exceeding \$7,500 for the purchase, maintenance, operation, and repair of horse-drawn and motor-driven passenger-carrying vehicles for the use of the superintendent and employees in connection with general park work, not exceeding \$8,400 for maintenance of the road in the forest reserve leading out of the park from the east boundary, not exceeding \$7,500 for maintenance of the road in the forest reserve leading out of the park from the south boundary, and including feed for buffalo and other animals and salaries of buffalo keepers, \$400,000; for construction of physical improvements, \$34,000, including not

Park regulations.  
Vol. 39, p. 536, amended.

*Providos.*  
Licenses for accommodations for visitors, without advertising, etc.

Transfers to be approved by Secretary.

Grantees, etc., may issue bonds, etc.

Platt, Okla.

Rocky Mountain,  
Colo.

Sequoia, Calif.

Wind Cave, S. Dak.

Yellowstone, Wyo.

exceeding \$13,300 for extension of sewers and sanitary systems and garbage-disposal facilities, not exceeding \$10,000 for auto camps, and not exceeding \$15,684 for the construction of buildings, including not exceeding \$4,000 for a ranger station and checking facilities at the south entrance; in all, \$434,000.

Yosemite, Calif.

Yosemite National Park, California: For administration, protection, and maintenance, including not exceeding \$5,350 for the purchase, maintenance, operation, and repair of horse-drawn and motor-driven passenger-carrying vehicles for the use of the superintendent and employees in connection with general park work, not exceeding \$3,200 for maintenance of that part of the Wawona Road in the Sierra National Forest between the park boundary two miles north of Wawona and the park boundary near the Mariposa Grove of Big Trees, and not exceeding \$2,000 for maintenance of the road in the Stanislaus National Forest connecting the Tioga Road with the Hetch Hetchy Road near Mather Station, 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, \$290,000; for construction of physical improvements, \$97,250, of which not to exceed \$65,000 shall be available for water supply and camp-ground facilities at Glacier Point, \$8,000 for two comfort stations and two community buildings at the winter camp grounds, \$6,000 for two employees' cottages, and \$2,250 for the construction of a building to cover the sewage-disposal tanks; in all, \$387,250.

Post, p. 1599.

Zion, Utah.

Zion National Park, Utah: For administration, protection, and maintenance, including not exceeding \$800 for the maintenance, operation, and repair of motor-driven passenger-carrying vehicles for the use of the superintendent and employees in connection with general park work, \$25,000; for construction of physical improvements, \$13,000; including not exceeding \$7,000 for the construction of buildings, of which \$4,500 shall be available for a warehouse, and \$2,500 for a ranger cabin; in all, \$38,000.

National monuments.

Administration, etc.

National monuments: For administration, protection, maintenance, preservation, and improvement of the national monuments, including not exceeding \$1,750 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, and including \$2,000 for the construction of employees' quarters at Casa Grande National Monument; \$35,000.

Casa Grande.

Carlsbad Cave, N. Mex.

Carlsbad Cave National Monument, New Mexico: For administration, protection, maintenance, development, and preservation, including not exceeding \$1,500 for the purchase, maintenance, operation, and repair of motor-driven passenger-carrying vehicles for the use of the custodian and employees in connection with general monument work, \$36,500; for construction of physical improvements, \$33,500, including not exceeding \$2,500 for a ranger cabin, \$5,000 for a residence for the custodian, to be constructed in Carlsbad, New Mexico, on a site donated therefor, \$2,000 for a garage and supply room, \$13,000 for construction and installation of power transmission line between Carlsbad, New Mexico, and the cave, within and without the national monument, or for the purchase and installation of a power unit for lighting the cave; in all, \$70,000.

Post, p. 1599.

Shenandoah, Mammoth Cave, and Great Smoky Mountain Parks.

Expense of establishing.

Vol. 43, p. 958.

Post, p. 1600.

To enable the Secretary of the Interior to carry out the provisions of the Act entitled "An Act for the securing of lands in the southern Appalachian Mountains and in the Mammoth Cave regions of Kentucky for perpetual preservation as national parks," approved February 21, 1925, the Act entitled "An Act to provide for the establishment of the Shenandoah National Park in the State of Virginia and the Great Smoky Mountain National Park in the States of North

Carolina and Tennessee, and for other purposes," approved May 22, 1926, and the Act entitled "An Act to provide for the establishment of the Mammoth Cave National Park in the State of Kentucky, and for other purposes," approved May 25, 1926, including personal services in the District of Columbia and elsewhere, traveling expenses of members and employees of the commission, printing and binding, and other necessary incidental expenses, \$4,500, together with the unexpended balance of the appropriation for this purpose for the fiscal year 1928, which is hereby reappropriated.

Vol. 44, pp. 616, 635.

Reappropriation.

Repairing damages by unavoidable causes.

Fighting forest fires.

Diversions authorized.

Provisos. Limit on use.

Allotment only for incurred obligations.

For reconstruction, replacement, and repair of roads, trails, bridges, buildings, and other physical improvements in national parks or national monuments that are damaged or destroyed by flood, fire, storm, or other unavoidable causes during the fiscal year 1929, and for fighting forest fires in national parks or other areas administered by the National Park Service, or fires that endanger such areas, and for replacing buildings or other physical improvements that have been destroyed by forest fires within such areas, the unexpended balance of the appropriation of \$40,000 for these purposes for the fiscal year 1928 is reappropriated and made available for the same purposes for the fiscal year 1929, together with not to exceed \$60,000 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 these funds shall not be used for any precautionary fire protection or patrol work prior to actual occurrence of the fire: *Provided further*, 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.

For purchase of privately owned lands within the boundaries of any national park or national monument, \$50,000, to be expended only when matched by equal amounts by donation from other sources for the same purpose, to be available until expended.

Purchases of privately owned lands.

Amounts immediately available. Provisos. Time limit.

Interchangeable appropriations.

The total of the foregoing amounts shall be immediately available in one fund for the National Park Service: *Provided*, That the Secretary of the Interior shall not authorize for expenditure prior to July 1, 1928, any of the amounts herein appropriated except those for construction of physical improvements: *And provided further*, That in the settlement of the accounts of the National Park Service the amount herein made available for each national park and other main headings shall not be exceeded, except that 10 per centum of the foregoing amounts shall be available interchangeably for expenditures in the various national parks named, and in the national monuments, but not more than 10 per centum shall be added to the amount appropriated for any one of said parks or monuments or for any particular item within a park or monument: *Provided*, That any interchange of appropriations hereunder shall be reported to Congress in the annual Budget.

Report to Congress.

Roads and trails. Construction, etc., of, in parks and monuments.

Construction, and so forth, of roads and trails: For the construction, reconstruction, and improvement of roads and trails, inclusive of necessary bridges, in the national parks and monuments under the jurisdiction of the Department of the Interior, 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, and the Grand Canyon Highway from the National Old Trails Highway to the south boundary of the Grand Canyon National Park, as authorized by the Act approved June 5, 1924 (Forty-third Statutes, page 423), to be immediately available and remain available until expended, \$2,500,000, which

Vol. 43, p. 423.

*Provisos.*  
Services in the District.

Amount for roads available until expended.

Contracts for approved projects deemed Federal obligations.

Use forbidden where campground privileges are charged for.

Purchase of waterproof footwear.

Transporting personal effects of employees, on changing stations.

includes \$1,500,000, the remainder of the amount of the contractual authorization contained in the Act making appropriations for the Department of the Interior for the fiscal year 1928, approved January 12, 1927: *Provided*, That not to exceed \$9,000 of the amount herein appropriated may be expended for personal services in the District of Columbia during the fiscal year 1929: *Provided further*, That balances of prior appropriations for construction of roads and trails in national parks shall remain available until expended: *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 \$4,000,000, and his action in so doing shall be deemed a contractual obligation of the Federal Government for the payment of the cost thereof and appropriations hereafter made for the construction of roads in national parks and monuments shall be considered available for the purpose of discharging the obligations so created.

None of the appropriations for the National Park Service shall be available for expenditure within any park or national monument wherein a charge is made or collected by the Park Service for campground privileges.

Appropriations whenever made for the National Park Service which are available for the purchase of equipment may be used for purchase of waterproof footwear which shall be regarded and listed as park equipment.

Appropriations herein made for national parks shall be available for payment of traveling expenses, including the costs of packing, crating, and transportation (including drayage) of personal effects of employees upon permanent change of station, under regulations to be prescribed by the Secretary of the Interior.

Education Bureau.

## BUREAU OF EDUCATION

### SALARIES

Commissioner, and office personnel.

For the Commissioner of Education and other personal services in the District of Columbia in accordance with the Classification Act of 1923, \$212,300.

General expenses.

### GENERAL EXPENSES

Travel, attendance at meetings, etc.

For necessary traveling expenses of the commissioner and employees acting under his direction, including attendance at meetings of educational associations, societies, and other organizations; for compensation not to exceed \$1,200 of employees in field service; for purchase, distribution, and exchange of educational documents, motion-picture films, and lantern slides; collection, exchange, and cataloguing of educational apparatus and appliances, articles of school furniture and models of school buildings illustrative of foreign and domestic systems and methods of education, and repairing the same; and other expenses not herein provided for, \$15,000.

All other expenses.

For all expenses, including personal service in the District of Columbia and elsewhere, purchase of supplies, traveling expenses, printing, and all other incidental expenses not included in the foregoing, to enable the Secretary of the Interior, through the Bureau of Education, at a total cost of not to exceed \$117,000, to make a study of the organization, administration, and work of the land-grant institutions established and endowed by Acts of Congress approved July 2, 1862 (Twelfth Statutes, page 503), August 30, 1890 (Twenty-sixth Statutes, page 417), March 4, 1907 (Thirty-fourth Statutes, page 1281), and Acts amendatory thereof or supplementary

Study of land-grant agricultural colleges, etc.  
Vol. 12, p. 503; Vol. 26, p. 417; Vol. 34, p. 1281.

thereto, \$48,000: *Provided*, That specialists and experts for this investigation may be employed at rates to be fixed by the Secretary of the Interior to correspond to those established by the Classification Act of 1923, and without reference to the Civil Service Act of January 16, 1883.

*Proviso.*  
Employment of specialists.

## WORK IN ALASKA

Alaska.

Education in Alaska: To enable the Secretary of the Interior, in his discretion and under his direction, to provide for the education and support of the Eskimos, Aleuts, Indians, and other natives of Alaska, including necessary traveling expenses of pupils to and from industrial boarding schools in Alaska; erection, repair, and rental of school buildings; textbooks and industrial apparatus; pay and necessary traveling expenses of superintendents, teachers, physicians, and other employees; repair, equipment, maintenance, and operation of United States ship Boxer; and all other necessary miscellaneous expenses which are not included under the above special heads, including \$273,680 for salaries in the District of Columbia and elsewhere, \$15,000 for traveling expenses, \$124,620 for equipment, supplies, fuel, and light, \$17,500 for repairs of buildings, \$4,000 for erection of buildings, \$43,400 for freight, including operation of United States ship Boxer, \$4,000 for equipment and repairs to United States ship Boxer, \$3,000 for rentals, and \$1,300 for telephone and telegraph; total, \$486,500, to be immediately available: *Provided*, That not to exceed 10 per centum of the amounts appropriated for the various items in this paragraph shall be available interchangeably for expenditures on the objects included in this paragraph, but no more than 10 per centum shall be added to any one item of appropriation except in cases of extraordinary emergency and then only upon the written order of the Secretary of the Interior: *Provided further*, That of said sum not exceeding \$7,100 may be expended for personal services in the District of Columbia: *Provided further*, That all expenditures of money appropriated herein for school purposes in Alaska for schools other than those for the education of white children under the jurisdiction of the governor thereof shall be under the supervision and direction of the Commissioner of Education and in conformity with such conditions, rules, and regulations as to conduct and methods of instruction and expenditures of money as may from time to time be recommended by him and approved by the Secretary of the Interior: *Provided further*, That hereafter the Secretary of the Interior, in his administration of the Alaska school service, the Alaska medical service, and the Alaska reindeer service, is authorized in his discretion to accept lands, buildings, or other property and moneys which may be donated for the purposes of those services.

Education of natives.

Specified allotments.

*Provisos.*  
Interchangeable amounts.

Services in the District.

Supervision of expenditures by Commissioner of Education.

Acceptance of donations of lands, etc.

Medical and sanitary relief of natives.

Medical relief in Alaska: To enable the Secretary of the Interior, in his discretion and under his direction, 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; erection, 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, \$160,000, to be available immediately.

Reindeer for Alaska: For support of reindeer stations in Alaska and instruction of Alaskan natives in the care and management of reindeer, including salaries of necessary employees in Alaska, subsistence, clothing, and other necessary personal supplies for apprentices with Government herds, traveling expenses of employees, purchase, erection, and repair of cabins for supervisors, herders, and

Reindeer stations.

apprentices, equipment, and all other necessary miscellaneous expenses, \$19,500, to be available immediately.

Travel expenses, etc., of new appointees allowed from appropriations.

The appropriations for education of natives of Alaska, medical relief in Alaska, and reindeer for Alaska shall be available for the payment of traveling expenses of new appointees from Seattle, Washington, to their posts of duty in Alaska, and of traveling expenses, packing, crating, and transportation (including drayage) of personal effects of employees upon permanent change of station within Alaska, under regulations to be prescribed by the Secretary of the Interior.

## GOVERNMENT IN THE TERRITORIES

Government in the Territories.

Alaska.

### TERRITORY OF ALASKA

Governor and secretary.  
Contingent expenses.

Governor, \$7,000; secretary, \$3,600; in all, \$10,600.

For incidental and contingent expenses, clerk hire, not to exceed \$3,520; janitor service for the governor's office and the executive mansion, not to exceed \$2,760; 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; rent of executive offices, repair and preservation of governor's house and furniture; for care of grounds and purchase of necessary equipment; stationery, lights, water, and fuel; in all, \$14,000, to be expended under the direction of the governor.

Legislative expenses.

Legislative expenses: For salaries of members, \$21,600; mileage of members, \$9,500; salaries of employees, \$6,000; rent of legislative halls and committee rooms, \$2,500; printing, indexing, comparing proofs, and binding laws, printing, indexing, and binding journals, stationery, supplies, printing of bills, reports, and so forth, \$10,400; in all, \$50,000, to be expended under the direction of the Governor of Alaska.

Care of insane.

Insane of Alaska: For care and custody of persons legally adjudged insane in Alaska, including transportation, burial, and other expenses, \$158,000: *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 \$624 per capita per annum for the care and maintenance of Alaskan insane patients during the fiscal year 1929: *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, so 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.

Provisos.  
Payment to Sanitarium Company, etc.

Return, etc., of persons not Alaska residents.

Traffic in intoxicating liquors: For suppression of the traffic in intoxicating liquors among the natives of Alaska, to be expended under the direction of the Secretary of the Interior, \$16,200.

Suppressing liquor traffic.

Alaska Railroad.  
Maintenance, etc., expenses.

The Alaska Railroad: 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

Operation of vessels.

freight, passengers, or mail, when deemed necessary, for the benefit and development of industries and travel affecting territory tributary to the Alaska Railroad; stores for resale; payment of claims for losses and damages arising from operations; payment of amounts due connecting lines under traffic agreements; payment of compensation and expenses as authorized by section 42 of the injury compensation act; approved September 7, 1916, to be reimbursed as therein provided, \$1,300,000, in addition to all amounts received by the Alaska Railroad during the fiscal year 1929, to continue available until expended: *Provided*, That not to exceed \$5,000 of this fund shall be available for personal services in the District of Columbia during the fiscal year 1929: *Provided further*, That not to exceed \$7,500 of such fund shall be available for printing and binding: *Provided further*, That \$400,000 of such fund shall be available only for such capital expenditures as are chargeable to capital account under accounting regulations prescribed by the Interstate Commerce Commission, which amount shall be available immediately.

Payment for injuries.  
Vol. 39, p. 750.

Railroad receipts, additional.

*Provisos.*  
Services in the District.

Printing and binding.

Capital account expenditures.

#### TERRITORY OF HAWAII

Hawaii.

Governor, secretary.  
Contingent expenses.

Governor, \$10,000; secretary, \$5,400; in all, \$15,400.  
For contingent expenses, to be expended by the governor, for stationery, postage, and incidentals, \$1,000; private secretary to the governor, \$3,000; temporary clerk hire, \$500; for traveling expenses of the governor while absent from the capital on official business, \$500; in all, \$5,000.

Legislative expenses.

Legislative expenses: For furniture, light, telephone, stationery, record casings and files, printing and binding, including printing, publications, and binding of the session laws and the house and senate journals, indexing records, postage, ice, water, clerk hire, mileage of members, and incidentals, pay of chaplain, clerk, sergeant at arms, stenographers, typewriters, janitors, and messengers, \$30,000: *Provided*, That the members of the Legislature of the Territory of Hawaii shall not draw their compensation of \$500 or any mileage for an extra session, held in compliance with section 54 of an Act to provide a government for the Territory of Hawaii, approved April 30, 1900.

*Proviso.*  
No pay for extra session.  
Vol. 31, p. 150.

#### SAINT ELIZABETHS HOSPITAL

Saint Elizabeths Hospital.

For support, clothing, and treatment in Saint Elizabeths Hospital for the Insane from the Army, Navy, Marine Corps, Coast Guard, inmates of the National Home for Disabled Volunteer Soldiers, persons charged with or convicted of crimes against the United States who are insane, all persons who have become insane since their entry into the military and naval service of the United States, civilians in the quartermaster's service of the Army, persons transferred from the Canal Zone who have been admitted to the hospital and who are indigent, and beneficiaries of the United States Veterans' Bureau, 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 \$285,000 for repairs and improvements to buildings and grounds and for additional fire protection equipment, \$913,000, including maintenance and operation of necessary facilities for feeding employees and others (at not less than cost), and the proceeds therefrom shall reimburse the appropriation for the institution; and not exceeding \$1,500 of this sum may be expended in the removal of patients to their friends, not exceeding \$1,500 in the

Maintenance, etc.

Vehicles, etc.

purchase of such books, periodicals, and newspapers, for which payment may be made in advance, as may be required for the purposes of the hospital and for the medical library, and not exceeding \$1,500 for 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 during the fiscal year 1929 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 by the disbursing agent of Saint Elizabeths Hospital, upon the approval of the Secretary of the Interior.

*Provided.*  
Returning patients  
not a Federal charge.

Monthly payments  
for District, etc., pa-  
tients.

Sums paid for  
patients to be credited  
to maintenance ac-  
counts.

Medical and surgical  
building.

Contracts for, au-  
thorized.

Columbia Institu-  
tion for the Deaf.

### COLUMBIA INSTITUTION FOR THE DEAF

Maintenance.

For support of the institution, including salaries and incidental expenses, books and illustrative apparatus, and general repairs and improvements, \$115,000.

Power plant.

For remodeling power plant, including purchase and installation of boiler, \$15,000.

Howard University.

### HOWARD UNIVERSITY

Salaries.

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, \$160,000, of which sum not less than \$2,200 shall be used for normal instruction;

Equipment, supplies,  
etc.

General expenses: For equipment, supplies, apparatus, furniture, cases and shelving, stationery, ice, repairs to buildings and grounds, and for other necessary expenses, including reimbursement to the appropriation for Freedmen's Hospital of actual cost of heat and light furnished, \$80,000;

Chemistry building.

For the construction and equipment of a chemistry building, \$150,000; and the Secretary of the Interior is authorized to enter into contract or contracts for such building and equipment at a cost not to exceed \$390,000;

Total, Howard University, \$390,000.



FREEDMEN'S HOSPITAL

For officers and employees and compensation for all other professional and other services that may be required and expressly approved by the Secretary of the Interior, \$142,000; for subsistence, fuel and light, clothing, to include white duck suits and white canvas shoes for the use of internes, and rubber surgical gloves, bedding, forage, medicine, medical and surgical supplies, surgical instruments, electric lights, repairs, replacement of X-ray apparatus, furniture, motor-propelled ambulance, including not exceeding \$200 for the purchase of books, periodicals, and newspapers for which payments may be made in advance, and not to exceed \$1,000 for the instruction of pupil nurses, and other absolutely necessary expenses, \$80,500; for an addition to, and remodeling of, the nurses' home, including necessary equipment, \$150,000; for remodeling and enlarging power plant, including necessary equipment, \$52,000; for remodeling and enlarging dining room and kitchen, including necessary equipment, \$32,000; for enlarging employees' quarters, \$8,000; for installation of new elevators, \$10,000; in all, \$252,000, including cost of advertising for proposals, preparation of plans, and supervision of work; to be immediately available. In all, for Freedmen's Hospital, \$474,500, of which amount one-half shall be chargeable to the District of Columbia and paid in like manner as other appropriations of the District of Columbia are paid.

Freedmen's Hospital.

Salaries, etc.

Contingent expenses.

Additional buildings, etc.  
Post, pp. 904, 1614.

One-half charged to the District.

Field work appropriations available for work animals, vehicles, etc.

SEC. 2. Appropriations herein made for field work under the General Land Office, the Bureau of Indian Affairs, the Bureau of Reclamation, the Geological Survey, and the National Park Service shall be available for the hire, with or without personal services, of work animals and animal-drawn and motor-propelled vehicles and equipment.

Approved, March 7, 1928.

CHAP. 138.—An Act To approve Act 25 of the Session Laws of 1927 of the Territory of Hawaii, entitled "An Act to authorize and provide for the manufacture, maintenance, distribution, and supply of electric current for light and power within Waimea and Kekaha, in the District of Waimea, on the island and in the county of Kauai, Territory of Hawaii."

March 7, 1928.  
[H. R. 84.]  
[Public, No. 101.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That Act Numbered 25 of the Session Laws of 1927 of the Territory of Hawaii, entitled "An Act to authorize and provide for the manufacture, maintenance, distribution, and supply of electric current for light and power within Waimea and Kekaha, in the District of Waimea, on the island and in the county of Kauai, Territory of Hawaii," passed by the Legislature of the Territory of Hawaii and approved by the Governor of the Territory of Hawaii on March 26, 1927, is hereby approved: Provided, That the authority in section 15 of said Act for the amending or repeal of said Act shall not be held to authorize such action by the Legislature of Hawaii except upon approval by Congress in accordance with the Organic Act.*

Hawaii.  
Grant of electric franchise on Kauai Island, approved.

Proviso.  
Amendment subject to approval by Congress.

Approved, March 7, 1928.

CHAP. 139.—An Act To extend the times for commencing and completing the construction of a bridge across the Delaware River at or near Burlington, New Jersey.

March 7, 1928.  
[H. R. 7948.]  
[Public, No. 102.]

*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 the bridge authorized*

Delaware River.

Time extended for  
bridging, at Burling-  
ton, N. J.  
Vol. 44, p 1069,  
amended.

by the Act of Congress, approved May 21, 1926, as amended by Public Resolution approved February 10, 1927, to be built across the Delaware River at or near Burlington, New Jersey, are hereby extended one and three years, respectively, from the date of approval hereof.

Amendment.

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

Approved, March 7, 1928.

March 7, 1928.

[H. R. 8227.]

[Public, No. 103.]

CHAP. 140.—An Act Authorizing the Sunbury Bridge Company, its successors and assigns, to construct, maintain, and operate a bridge across the Susquehanna River at or near Bainbridge Street, in the city of Sunbury, Pennsylvania.

Susquehanna River.  
Sunbury Bridge  
Company may bridge,  
at Sunbury, Pa.

*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 Sunbury Bridge Company, a corporation organized under the laws of the State of Pennsylvania, its successors and assigns, be, and is hereby, authorized to construct, maintain, and operate a bridge and approaches thereto across the Susquehanna River, at a point suitable to the interests of navigation, at or near Bainbridge Street, in the city of Sunbury, Northumberland County, Pennsylvania, to a point at or near the Borough of Shamokin Dam, in the county of Snyder, 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.

Construction.

Vol. 34, p. 84.

Acquisition author-  
ized, after completion,  
by Pennsylvania, etc.

SEC. 2. After the completion of such bridge, as determined by the Secretary of War, either the State of Pennsylvania, any political subdivision thereof within or adjoining which any part of such bridge is located, 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 in accordance with the laws of such State governing the acquisition of private property for public purposes by condemnation or expropriation. If at any time after the expiration of twenty 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 good will, 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 interest in real property, (3) actual financing and promotion cost, not to exceed 10 per centum of the sum of the cost of constructing the bridge and its approaches and acquiring such interest in real property, and (4) actual expenditures for necessary improvements.

Condemnation pro-  
ceedings.

Compensation, if ac-  
quired by condemna-  
tion.

Limitations.

Tolls under State,  
etc., operation.

Rates applied to op-  
eration, sinking fund,  
etc.

SEC. 3. If such bridge shall at any time be taken over or acquired by the State of Pennsylvania or by any municipality or other political subdivision thereof, under the provisions of section 2 of this Act, and if tolls are charged for the use thereof, the rates of tolls 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 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

Maintenance as free  
bridge, etc., after  
amortizing costs, etc.

shall thereafter be maintained and operated free of tolls, or the rates of tolls shall thereafter be so adjusted as to provide a fund of not to exceed the amount necessary for the proper maintenance, repair, and operation of the bridge and its approaches under economical management. 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.

Record of expenditures and receipts.

SEC. 4. The Sunbury Bridge Company, a corporation organized under the laws of the State of Pennsylvania, its successors and assigns, shall within ten days after the completion of such bridge file with the Secretary of War, and with the highway department of the State of Pennsylvania, 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 at the request of the highway department of the State of Pennsylvania 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 cost 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 Sunbury Bridge Company, its successors and assigns, shall make available all records in connection with the construction, financing, and promotion thereof. The findings of the Secretary of War as to the reasonable costs of construction, financing, and promotion of the bridge shall be conclusive for the purposes mentioned in section 2 of this Act, subject only to review in a court of equity for fraud or gross mistake.

Sworn statement of construction costs, etc., to be filed after completion.

Examination by Secretary of War.

Findings of Secretary conclusive.

SEC. 5. The right to sell, assign, transfer, and mortgage all the rights, powers, and privileges conferred by this Act is hereby granted to the Sunbury Bridge Company, 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.

Right to sell, etc., conferred.

SEC. 6. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Amendment.

Approved, March 7, 1928.

CHAP. 141.—An Act To provide for the purchase of horses and mules for the Military Establishment.

March 7, 1928.  
[H. R. 7195.]  
[Public, No. 104.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the number of horses purchased 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 (including the purchase of animals for breeding purposes), shall be limited to the actual needs of the mounted service, including reasonable provision for remounts. When practicable, horses and mules shall be purchased in the open market at all military posts or stations, when needed, within a maximum price to be fixed by the Secretary of War. No horse purchased shall be below the standard set by Army regulations for Cavalry and Artillery horses, except when purchased as remounts or for instruction of cadets at the United States Military Academy, or except when otherwise

Army. Purchase of horses and mules for, limited.

Open market purchases.

Standard required.

Polo ponies limited. specifically authorized by the Act making appropriations for such purposes. In no case shall any polo ponies be purchased except for the United States Military Academy, and such ponies shall not be used at any other place.

Approved, March 7, 1928.

March 7, 1928.

[H. R. 6989.]

[Public, No. 105.]

**CHAP. 142.**—An Act To amend the Hawaiian Homes Commission Act, 1920, approved July 9, 1921, as amended by Act of February 3, 1923.

Hawaiian Homes Commission.  
Vol. 42, p. 110, amended.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That section 204 of the "Hawaiian Homes Commission Act, 1920" is hereby amended to read as follows:

Lands to be disposed of as home lands.

"**SEC. 204.** Upon the passage of this Act all available lands shall immediately assume the status of Hawaiian home lands and be under the control of the commission to be used and disposed of in accordance with the provisions of this title, except that:

Restriction on leased lands.  
Vol. 42, p. 116.

"(1) In case any available land is under lease by the Territory of Hawaii, by virtue of section 73 of the Hawaiian Organic Act, at the time of the passage of this Act, such land shall not assume the status of Hawaiian home lands until the lease expires or the Commissioner of Public Lands withdraws the lands from the operation of the lease. If the land is covered by a lease containing a withdrawal clause, as provided in subdivision (d) of section 73 of the Hawaiian Organic Act, the Commissioner of Public Lands shall withdraw such lands from the operation of the lease whenever the commission, with the approval of the Secretary of the Interior, gives notice to him that the commission is of the opinion that the lands are required by it for the purposes of this title; and such withdrawal shall be held to be for a public purpose within the meaning of that term as used in subdivision (d) of section 73 of the Hawaiian Organic Act;

If containing withdrawal clause.  
Vol. 42, p. 117.

"(2) Any available land, including land selected by the commission out of a larger area, as provided by this Act, as may not be immediately needed for the purposes of this Act, may be returned to the Commissioner of Public Lands and may be leased by him as provided in subdivision (d) of section 73 of the Hawaiian Organic Act; any lease of Hawaiian home lands hereafter entered into shall contain a withdrawal clause, and the lands so leased shall be withdrawn by the Commissioner of Public Lands, for the purposes of this title, upon the commission giving five years' notice of such withdrawal;

Withdrawal deemed a public purpose.  
Vol. 42, p. 117.

Notice for selection out of larger areas.

"(3) The commission shall not lease, use, nor dispose of more than twenty thousand (20,000) acres of the area of Hawaiian home lands, for settlement by native Hawaiians, in any calendar five-year period."

Leases hereafter to contain withdrawal clause.

Notice to be given for withdrawal.

Annual area disposal limited.

Vol. 42, pp. 112, 1222, amended.

**SEC. 2.** Section 213 of the "Hawaiian Homes Commission Act, 1920, as amended by Act of February 3, 1923," is hereby further amended to read as follows:

Hawaiian Home Loan Fund created.

Moneys to be covered into.

From specified lands added.

"**SEC. 213.** There is hereby established in the treasury of the Territory a revolving fund to be known as the Hawaiian Home Loan Fund. The entire receipts derived from any leasing of the 'available lands' defined in section 203, these receipts including proportionate shares of the receipts from the lands of Humuula Mauka, Piihonua, and Kaohe Hakuu, of which lands portions are yet to be selected and 30 per centum of the Territorial receipts derived from the leasing of cultivated sugar-cane lands under any other provision of law, or from water licenses, shall be covered into the fund until the amount of moneys paid therein from those three sources alone shall equal \$2,000,000. In addition to these moneys and the moneys covered into

Total.

the revolving fund as installments paid by lessees upon loans made to them as provided in paragraph 2 of section 215, there shall be covered into the revolving fund all other moneys received by the commission from any source whatsoever."

Other receipts by the commission added.

Approved, March 7, 1928.

**CHAP. 143.**—Joint Resolution Making an additional appropriation for the eradication or control of the pink bollworm of cotton.

March 7, 1928.  
[H. J. Res. 223.]  
[Pub. Res., No. 12.]

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled,* That to enable the Secretary of Agriculture to meet an emergency caused by a serious outbreak of the pink bollworm of cotton in western Texas, and to prevent its spread to other parts of Texas and to adjoining States, including the same objects and under the same conditions specified under the heading "Eradication of pink bollworm" in the Agricultural Appropriation Act for the fiscal year 1928, there is hereby appropriated, out of any money in the Treasury not otherwise appropriated, the additional sum of \$200,000, to remain available until June 30, 1929.

Pink bollworm of cotton.  
Appropriation to meet emergencies outbreak of, in western Texas, etc.

Approved, March 7, 1928.

**CHAP. 144.**—Joint Resolution To authorize the President to invite the Government of Great Britain to participate in the celebration of the Sesquicentennial of the Discovery of the Hawaiian Islands, and to provide for the participation of the Government of the United States therein.

March 7, 1928.  
[H. J. Res. 141.]  
[Pub. Res., No. 13.]

*Resolved 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 and requested to extend a formal invitation to the Government of Great Britain to participate in the said celebration by sending a man-of-war with delegates representing the Dominions most interested.

Hawaiian Islands Sesquicentennial.  
Great Britain invited to participate in celebration of.

**SEC. 2.** That for the purpose of defraying the expense of participation by the Government of the United States in the said celebration, an appropriation of the sum of \$5,000, or so much thereof as may be necessary, is hereby authorized, to include transportation, subsistence, or per diem in lieu of subsistence (notwithstanding the provisions of any previous Act), and such other expenses as the President shall deem proper.

Amount authorized for expenses of.  
Post, p. 913.

Approved, March 7, 1928.

**CHAP. 148.**—An Act To amend section 5 of the Act of March 2, 1895.

March 8, 1928.  
[H. R. 7030.]  
[Public, No. 106.]

*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 of March 2, 1895, chapter 177 (section 3, title 6, United States Code), is amended by the addition of the following:

Official bonds.  
Vol. 28, p. 807, amended.  
U. S. Code, p. 83.

"*Provided,* That the payment and acceptance of the annual premium on corporate surety bonds furnished by postal officers and employees shall be a compliance with the requirement for the renewal of such bonds within the meaning of this Act."

Payment of annual premium by postal officers, etc., accepted as renewal thereof.

Approved, March 8, 1928.

March 8, 1928.

[H. R. 7213.]

[Public, No. 107.]

**CHAP. 149.**—An Act To grant authority to the Postmaster General to enter into contracts for the transportation of mails by air to foreign countries and insular possessions of the United States for periods of not more than ten years, and to pay for such service at fixed rates per pound or per mile, and for other purposes.

Foreign mails.  
Ten-year contracts  
authorized for trans-  
portation of, by air.  
*Post*, pp. 692, 1449.

*Proviso.*  
Mile rate limited.

Decision of Post-  
master General final.

Regulations to be  
issued.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That when, in his judgment, the public interest will be promoted thereby, the Postmaster General is authorized to enter into contracts for the transportation of mails by air to foreign countries and insular possessions of the United States for periods of not more than ten years, and to pay for such service at fixed rates per pound or per mile; and the Postmaster General is hereby authorized to award such contracts to the bidders that he shall find to be the lowest responsible bidders that can satisfactorily perform the service required to the best advantage of the Government: *Provided*, That the rate to be paid for such service shall not in any case exceed \$2 per mile: *And provided further*, That in the award and interpretation of the contracts herein authorized, the decision of the Postmaster General shall be final, and not subject to review by any officer or tribunal of the United States, except by the President and the Federal courts.

**SEC. 2.** The Postmaster General shall make and issue such rules and regulations as may be necessary to carry out the provisions of this Act.

Approved, March 8, 1928.

March 8, 1928.

[H. R. 204.]

[Public, No. 108.]

**CHAP. 150.**—An Act To authorize an additional appropriation for Fort McHenry, Maryland.

Fort McHenry, Md.  
Additional authori-  
zation for expenses of  
establishing, as a na-  
tional park.  
*Post*, p. 929.  
Vol. 43, p. 1109.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That the sum of \$81,678 is authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, for further carrying out the provisions of the Act, approved March 3, 1925, chapter 425 (Public, Numbered 543), entitled "An Act to repeal and reenact chapter 100, 1914 (Public, Numbered 108), to provide for the restoration of Fort McHenry, in the State of Maryland, and its permanent preservation as a national park and perpetual national memorial shrine as the birthplace of the immortal Star-Spangled Banner, written by Francis Scott Key, for the appropriation of the necessary funds, and for other purposes," approved March 3, 1925 (Forty-third Statutes at Large, page 1109).

Approved, March 8, 1928.

March 8, 1928.

[H. R. 230.]

[Public, No. 109.]

**CHAP. 151.**—An Act To authorize an appropriation for the recovery of bodies of officers, soldiers, and civilian employees.

Army.  
Paying expenses of  
recovery of bodies of  
officers, etc., author-  
ized.  
*Post*, p. 1375.

*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, such sum as may be necessary to pay the expenses incident to the recovery of bodies of officers, cadets, United States Military Academy, acting assistant surgeons, members of the Army Nurse Corps, warrant officers, enlisted men, and civilian employees, under such regulations as the Secretary of War may prescribe.

Approved, March 8, 1928.

**CHAP. 152.**—An Act To authorize the payment of travel expenses from appropriations for investigations and surveys of battle fields.

March 8, 1928.  
[H. R. 235.]  
[Public, No. 110.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That mileage of officers of the Army and actual expenses of civilian employees traveling on duty in connection with the studies, surveys, and field investigations of battle fields shall be paid from the appropriations made from time to time to meet the expenses for these purposes.

Battle fields.  
Allowance of mileage and expenses from appropriations for surveys of.

Approved, March 8, 1928.

**CHAP. 153.**—An Act To amend an Act entitled "An Act to provide for the payment of six months' pay to the widow, children, or other designated dependent relative of any officer or enlisted man of the Regular Army whose death results from wounds or disease not the result of his own misconduct," approved December 17, 1919, so as to include nurses of the Regular Army.

March 8, 1928.  
[H. R. 238.]  
[Public, No. 111.]

*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 December 17, 1919 (Forty-first Statutes at Large, page 367), entitled "An Act to provide for the payment of six months' pay to the widow, children, or other designated dependent relative of any officer or enlisted man of the Regular Army whose death results from wounds or disease not the result of his own misconduct," shall apply to nurses of the Regular Army to the same extent and under the same conditions as to officers and enlisted men of the Regular Army.

Army.  
Allowance of six months' pay of officers, etc., dying in Army, extended to nurses.  
Vol. 41, p. 367, amended.

Approved, March 8, 1928.

**CHAP. 154.**—An Act Granting a right of way to the county of Imperial, State of California, over certain public lands for highway purposes.

March 8, 1928.  
[H. R. 5686.]  
[Public, No. 112.]

*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 hereby is, authorized, subject to valid existing adverse rights, to grant to the county of Imperial, State of California, for use as a public highway all the right, title, and interest of the United States of America in and to all or any of the following described property, situated in the county of Imperial, State of California, being eighty feet in width and lying forty feet northerly and southerly of and parallel with the following described center line:

Public lands.  
Grant to Imperial County, Calif., right of way for highway.

Beginning at the common corner of sections 1, 2, 11, and 12, of township 17 south, range 16 east, San Bernardino base and meridian; thence easterly along the section line between sections 1 and 12 of township 17 south, range 16 east, and between sections 6 and 7, 5 and 8, 4 and 9, 3 and 10, 2 and 11, and 1 and 12, of township 17 south, range 17 east, and along the southerly line of sections 6, 5, and 4 of township 17 south, range 18 east, San Bernardino base and meridian, to a point in the southerly line of the last-mentioned section 4, which point is eight hundred and twenty-eight and forty-two one-hundredths feet westerly of the southeast corner of said section; thence northeasterly around a circular curve having a radius of two thousand feet concave to the northwest, a distance of one thousand five hundred and seventy and eighty one-hundredths feet to a point; thence north forty-five degrees east, five thousand eight hundred and ten and seventeen one-hundredths feet to a point; thence northeasterly around a circular curve having a radius of two

Description.

thousand feet concave to the southeast, a distance of one thousand five hundred and seventy and eighty one-hundredths feet to a point in the northerly line of section 2, township 17 south, range 18 east, San Bernardino base and meridian, which point is eight hundred and twenty-eight and forty-two one-hundredths feet easterly of the northwest corner of the last-mentioned section 2; thence easterly along the northerly line of sections 1 and 2, township 17 south, range 18 east, San Bernardino base and meridian, to its intersection with the center line of the California State highway extending from Holtville, California, to Yuma, Arizona: *Provided*, That the Secretary of the Interior be, and he hereby is, authorized, as a condition precedent to the granting of said parcels of land for the purposes herein specified, to prescribe such conditions, to impose such limitations and reservations and to require such bonds or undertakings as he may deem necessary in order to protect valid existing rights in and to said lands, including reclamation and public water reserve purposes: *Provided further*, That the grant herein made shall not apply to the southwest quarter, section 1, township 17 south, range 16 east, San Bernardino meridian.

*Proviso.*  
Protection of existing rights.

Lands excluded.

Reversion for non-user.

SEC. 2. That the land herein ceded shall revert back to the United States when same shall cease to be used as a public highway.

Approved, March 8, 1928.

March 8, 1928.

[S. J. Res. 66.]

[Pub. Res., No. 14.]

**CHAP. 155.**—Joint Resolution Authorizing an additional appropriation to be used for the memorial building provided for by a joint resolution entitled "Joint resolution in relation to a monument to commemorate the services and sacrifices of the women of the United States of America, its insular possessions, and the District of Columbia in the World War," approved June 7, 1924.

District of Columbia.  
Memorial building to women of the World War.

Additional amount for erection, etc., authorized.

Vol. 43, p. 665.

Post, p. 886.

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled*, That there is authorized to be appropriated, in addition to the sum authorized to be appropriated by a joint resolution entitled "Joint resolution in relation to a monument to commemorate the services and sacrifices of the women of the United States of America, its insular possessions, and the District of Columbia in the World War," approved June 7, 1924, the sum of \$50,000 to be used for the erection and equipment of the memorial building provided for by such joint resolution. Such sum shall be expended under the direction of the commission, consisting of the chairman of the Senate Committee on the Library and the chairman of the House Committee on the Library, created by such joint resolution, and its disbursement shall not be contingent upon any private subscription.

Disbursement not contingent on private subscriptions.

Vol. 43, p. 666.

Approved, March 8, 1928.

March 9, 1928.

[H. R. 5635.]

[Public, No. 113.]

**CHAP. 158.**—An Act To amend the Act approved June 7, 1924, authorizing the Secretary of War to sell a portion of the Carlisle Barracks Reservation.

Carlisle Barracks, Pa.  
Vol. 43, p. 658, amended.

Change authorized of tract to be purchased.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That the Act approved June 7, 1924, entitled "An Act authorizing the Secretary of War to sell a portion of Carlisle Barracks Reservation" (Forty-third Statutes at Large, page 657), is hereby amended by revoking the authority in that Act to purchase the Henderson tract of land and to authorize the proceeds derived from the sale of part of the tract known as farm numbered 2, authorized to be sold by said Act, to be applied to the purchase of the so-called Alexander tract of land adjacent to Carlisle Barracks Reservation and authorized to be purchased by said Act.

Approved, March 9, 1928.



**CHAP. 159.**—An Act To grant extensions of time under coal permits.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That any coal prospecting permit issued under the Act entitled "An Act to promote the mining of coal, phosphate, oil, oil shale, gas, and sodium on the public domain," approved February 25, 1920, as amended, may be extended by the Secretary of the Interior for a period of two years, if he shall find that the permittee has been unable, with the exercise of reasonable diligence, to determine the existence or workability of coal deposits in the area covered by the permit and desires to prosecute further prospecting or exploration, or for other reasons in the opinion of the Secretary warranting such extension.

**SEC. 2.** Upon application to the Secretary of the Interior, and subject to valid intervening rights and to the provisions of section 1 of this Act, any coal permit that has already expired because of lack of authority under existing law to make extensions, may, in the discretion of the Secretary, be extended for a period of two years from the date of the passage of this Act.

Approved, March 9, 1928.

March 9, 1928.  
[S. 1455.]

[Public, No. 114.]

Coal mining.  
Extension of time allowed prospecting permits, if workable deposit not found.  
Vol. 41, p. 438.

Renewal of expired permits.

**CHAP. 160.**—An Act To provide for the purchase of land in connection with the Fort Monmouth Military Reservation, 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 War is hereby authorized and empowered to acquire a strip of land lying along the easterly side of the Red Bank-Eatontown Highway, bordering on and for use of Fort Monmouth Military Reservation, New Jersey, and there is hereby authorized to be appropriated for such purpose a sum not to exceed \$1,000 out of any money in the Treasury, not otherwise appropriated.

Approved, March 9, 1928.

March 9, 1928.  
[H. R. 233.]

• [Public, No. 115.]

Fort Monmouth Military Reservation, N. J.  
Purchase of adjoining land for, authorized.  
Post, p. 927.

**CHAP. 161.**—An Act To amend section 47d of the National Defense Act, as amended, so as to authorize an allowance of 1 cent a mile for subsistence of candidates in going to and returning from camp.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That section 47d of the National Defense Act, as amended by the Act approved June 4, 1920 (Forty-first Statutes, page 779), be, and the same is, further amended by inserting between the words "mile" and "for" in the fourteenth line of said section 47d the following language, to wit:

"Or, at the option of the Secretary of War, transportation in kind may be furnished, and in addition thereto candidates may be paid a subsistence allowance at the rate of 1 cent a mile within such limits as to territory as the Secretary of War may prescribe."

Approved, March 9, 1928.

March 9, 1928.  
[H. R. 234.]

[Public, No. 116.]

Military training camps.  
Traveling expense allowance.  
Vol. 41, p. 779, amended.

Optional transportation in kind, and subsistence allowance, authorized.

**CHAP. 162.**—An Act To Authorize appropriations to be made for the disposition of remains of military personnel and civilian employees of the Army.

*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 from time to time such sums as may be necessary for expenses of interment, cremation (only upon request from relatives of the deceased), or of preparation and transportation to their homes or to such national cemeteries as may be

March 9, 1928.  
[H. R. 248.]

[Public, No. 117.]

Army.  
Authorization for disposition of remains of officers, etc.  
Post, pp. 354, 1375.

designated by proper authority, in the discretion of the Secretary of War, of the remains of officers on the active list and retired officers who die while on active duty, cadets, United States Military Academy, acting assistant surgeons, members of the Army Nurse Corps, and enlisted men in active service and retired enlisted men who die while on active duty, and accepted applicants for enlistment; for interment or preparation and transportation to their homes of the remains of civilian employees of the Army in the employ of the War Department who die abroad, in Alaska, in the Canal Zone, or on Army transports, or who die while on duty in the field; for interment of military prisoners who die at military posts; for the interment and shipment to their homes of remains of enlisted men who are discharged in hospitals in the United States and continue as inmates of said hospitals to the date of their death; for interment of prisoners of war and interned alien enemies who die at prison camps in the United States; for recovery of bodies of the above-mentioned military personnel; for removal of remains from abandoned posts to permanent military posts or national cemeteries, including the remains of Federal soldiers, sailors, or marines interred in fields, abandoned graves, or abandoned private and city cemeteries; and for expenses of the segregation of bodies in permanent American cemeteries in Great Britain and France: *Provided*, That in any case where the expenses of burial or shipment of the remains of officers or enlisted men of the Army who die on the active list, or retired officers or enlisted men who die while on active duty, or of any of the military or civil personnel mentioned above, are borne by individuals, where such expenses would have been lawful claims against the Government, reimbursement to such individuals may be made of the amount allowed by the Government for such services, but no reimbursement shall be made of such expenses incurred prior to July 1, 1910.

Approved, March 9, 1928.

Recovery of bodies.  
Removal from abandoned posts, etc.

Cemeteries in Great Britain and France.  
*Proviso.*  
Reimbursement to individuals for expenses of burial of officers, etc.

March 9, 1928.

[H. R. 5783.]

[Public, No. 118.]

**CHAP. 163.**—An Act To grant extensions of time of oil and gas permits.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That any oil or gas prospecting permit issued under the Act entitled "An Act to promote the mining of coal, phosphate, oil, oil shale, gas, and sodium on the public domain," approved February 25, 1920, or extended under the Act entitled "An Act to authorize the Secretary of the Interior to grant extensions of time under oil and gas permits, and for other purposes," approved January 11, 1922, or as further extended under the Act of April 5, 1926, may be extended by the Secretary of the Interior for an additional period of two years, if he shall find that the permittee has been unable, with the exercise of reasonable diligence, to begin drilling operations or to drill wells of the depth and within the time required by existing law, or has drilled wells of the depth and within the time required by existing law, and has failed to discover oil or gas, and desires to prosecute further exploration.

SEC. 2. Upon application to the Secretary of the Interior, and subject to valid intervening rights and to the provisions of section 1 of this Act, any permit which has already expired because of lack of authority under existing law to make further extensions, may be extended for a period of two years from the date of the passage of this Act.

Approved, March 9, 1928.

Public lands.  
Oil and gas permittees granted further additional time for drilling, etc.

Vol. 41, p. 437.

Vol. 42, p. 356.

Vol. 44, p. 236.

Extension of expired permits.

**CHAP. 164.**—An Act To amend section 2455 of the Revised Statutes of the United States, as amended, relating to isolated tracts of public land.

March 9, 1928.  
[H. R. 6684.]  
[Public, No. 119.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That section 2455 of the Revised Statutes of the United States (section 1171, title 43, United States Code), as amended, be, and is hereby, amended to read as follows:

Public lands.  
R. S., sec. 2455, p. 449, amended.  
U. S. Code, p. 1411.

“SEC. 2455 (section 1171, title 43, United States Code). It shall be lawful for the Secretary of the Interior to order into market and sell at public auction, at the land office of the district in which the land is situated, for not less than \$1.25 an acre, any isolated or disconnected tract or parcel of the public domain not exceeding three hundred and twenty acres which, in his judgment, it would be proper to expose for sale after at least thirty days' notice by the land office of the district in which such land may be situated: *Provided*, That any legal subdivisions of the public land, not exceeding one hundred and sixty acres, the greater part of which is mountainous or too rough for cultivation, may, in the discretion of the said Secretary, be ordered into the market and sold pursuant to this section upon the application of any person who owns land or holds a valid entry of lands adjoining such tract, regardless of the fact that such tract may not be isolated or disconnected within the meaning of this section: *Provided further*, That this section shall not defeat any valid right which has already attached under any pending entry or location.”

Sale at auction of isolated tracts not exceeding a half section.  
Vol. 37, p. 77.

*Provisos.*  
Mountainous or rough lands may be sold to adjoining owner.

No valid rights defeated.

Approved, March 9, 1928.

**CHAP. 165.**—An Act To amend section 8 of the Act entitled “An Act to supplement existing laws against unlawful restraints and monopolies, and for other purposes,” approved October 15, 1914, as amended.

March 9, 1928.  
[H. R. 6491.]  
[Public, No. 120.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the last proviso of the second paragraph of section 8 of the Act entitled “An Act to supplement existing laws against unlawful restraints and monopolies, and for other purposes,” found in title 15, chapter 1, section 19, United States Code, approved October 15, 1914, as amended, is amended to read as follows:

Antitrust Act, 1914.  
Vol. 38, p. 733; Vol. 39, p. 121.  
U. S. Code, p. 353.  
Interlocking directorates.

“*And provided further*, That nothing in this Act shall prohibit any private banker from being an officer, director, or employee of not more than two banks, banking associations, or trust companies, or prohibit any officer, director, or employee of any bank, banking association, or trust company, or any class A director of a Federal reserve bank, from being an officer, director, or employee of not more than two other banks, banking associations, or trust companies, whether organized under the laws of the United States or any State, if in any such case there is in force a permit therefor issued by the Federal Reserve Board; and the Federal Reserve Board is authorized to issue such permit if in its judgment it is not incompatible with the public interest, and to revoke any such permit whenever it finds, after reasonable notice and opportunity to be heard, that the public interest requires its revocation.”

Private bankers, officers of member banks, etc., permitted to serve in not more than two other banks, etc.  
Vol. 41, p. 626, amended.

Authority of Federal Reserve Board, to issue or revoke permits.

Approved, March 9, 1928.

March 9, 1928.  
[H. B. No. 9642.]  
[Public, No. 121.]

**CHAP. 166.**—An Act To provide for the survey, appraisal, and sale of the undisposed lots in the town site of Saint Marks, Florida.

Public lands.  
Town site of Saint  
Marks, Fla., to be sur-  
veyed into lots, etc.

Appraisal.

Sale for cash to high-  
est bidder at public  
sale.

Disposal of unsold  
lots.

Proviso.  
Cemetery for town.

Selection by munic-  
ipality for public park.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of the Interior may cause all public lands within the Government town site of Saint Marks, situated in sections 2, 3, 10, and 11, township 4 south, range 1 east, Tallahassee meridian, Florida, established by the Act of March 2, 1833 (Fourth Statutes, page 664), to be surveyed into lots, blocks, streets, and alleys as he may deem proper and when the survey is completed cause said lots to be appraised by three competent and disinterested persons appointed by him and report their proceedings to him for action thereon. If such appraisement be disapproved the Secretary of the Interior shall again cause the said lands to be appraised as before provided; and when the appraisal has been approved he shall cause the said lots to be sold at public sale to the highest bidder for cash at not less than the appraised value thereof, first having given sixty days' public notice of the time, place, and terms of the sale immediately prior thereto by publication in at least one newspaper having a general circulation in the vicinity of the land and in such other newspapers as he may deem advisable; and any lots remaining unsold may be reoffered for sale at any subsequent time in the same manner at the discretion of the Secretary of the Interior, and if not sold at such second offering for want of bidders, then the Secretary of the Interior may sell the same at private sale for cash at not less than the appraised value thereof: *Provided*, That the square embracing the lands now being used as a burying ground be set aside as a cemetery for the use of the town of Saint Marks, Florida: *Provided further*, That the municipality of Saint Marks, Florida, shall have a right for ninety days subsequent to the filing of the plat of survey of said town site to select and receive patent to any two blocks desired for public park purposes, not exceeding five and five tenths acres in area.

Approved, March 9, 1928.

March 10, 1928.  
[H. R. 7201.]  
[Public, No. 122.]

**CHAP. 167.**—An Act To provide for the settlement of certain claims of American nationals against Germany, Austria, and Hungary, and of nationals of Germany, Austria, and Hungary, against the United States, and for the ultimate return of all property held by the Alien Property Custodian.

Settlement of War  
Claims Act of 1928.

Claims of Americans  
against Germany.

Awards of Mixed  
Claims Commission to  
be certified to Secretary  
of the Treasury.

Vol. 42, p. 2200.

Payment thereof,  
with interest.

Interest annually  
upon unpaid awards.

#### CLAIMS OF NATIONALS OF THE UNITED STATES AGAINST GERMANY

*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 "Settlement of War Claims Act of 1928."

**SEC. 2. (a)** The Secretary of State shall, from time to time, certify to the Secretary of the Treasury the awards of the Mixed Claims Commission, United States and Germany, established in pursuance of the agreement of August 10, 1922, between the United States and Germany (referred to in this Act as the "Mixed Claims Commission").

(b) The Secretary of the Treasury is authorized and directed to pay an amount equal to the principal of each award so certified, plus the interest thereon, in accordance with the award, accruing before January 1, 1928.

(c) The Secretary of the Treasury is authorized and directed to pay annually (as nearly as may be) simple interest, at the rate of

5 per centum per annum, upon the amounts payable under subsection (b) and remaining unpaid, beginning January 1, 1928, until paid.

(d) The payments authorized by subsection (b) or (c) shall be made in accordance with such regulations as the Secretary of the Treasury may prescribe, but only out of the German special deposit account created by section 4, within the limitations hereinafter prescribed, and in the order of priority provided in subsection (c) of section 4.

(e) There shall be deducted from the amount of each payment, as reimbursement for the expenses incurred by the United States in respect thereof, an amount equal to one-half of 1 per centum thereof. The amount so deducted shall be deposited in the Treasury as miscellaneous receipts. In computing the amounts payable under subsection (c) of section 4 (establishing the priority of payments) the fact that such deduction is required to be made from the payment when computed or that such deduction has been made from prior payments, shall be disregarded.

(f) The amounts awarded to the United States in respect of claims of the United States on its own behalf shall not be payable under this section.

(g) No payment shall be made under this section unless application therefor is made, within two years after the date of the enactment of this Act, in accordance with such regulations as the Secretary of the Treasury may prescribe. Payment shall be made only to the person on behalf of whom the award was made, except that—

(1) If such person is deceased or is under a legal disability, payment shall be made to his legal representative, except that if the payment is not over \$500 it may be made to the persons found by the Secretary of the Treasury to be entitled thereto, without the necessity of compliance with the requirements of law in respect of the administration of estates;

(2) In the case of a partnership, association, or corporation, the existence of which has been terminated, payment shall be made, except as provided in paragraphs (3) and (4), to the persons found by the Secretary of the Treasury to be entitled thereto;

(3) If a receiver or trustee for the person on behalf of whom the award was made has been duly appointed by a court in the United States and has not been discharged prior to the date of payment, payment shall be made to the receiver or trustee or in accordance with the order of the court; and

(4) In the case of an assignment of an award, or an assignment (prior to the making of the award) of the claim in respect of which the award was made, by a receiver or trustee for any such person, duly appointed by a court in the United States, such payment shall be made to the assignee.

(h) Nothing in this section shall be construed as the assumption of a liability by the United States for the payment of the awards of the Mixed Claims Commission, nor shall any payment under this section be construed as the satisfaction, in whole or in part, of any of such awards, or as extinguishing or diminishing the liability of Germany for the satisfaction in full of such awards, but shall be considered only as an advance by the United States until all the payments from Germany in satisfaction of the awards have been received. Upon any payment under this section of an amount in respect of an award, the rights in respect of the award and of the claim in respect of which the award was made shall be held to have been assigned pro tanto to the United States, to be enforced by and on behalf of the United States against Germany, in the same manner and to the same extent as such rights would be enforced on behalf of the American national.

Payments from German special deposit fund.

Post, 260.

Expenses to be deducted from payments.

Not considered in computing awards.

Claims of United States excluded.

Time limit for making applications.

Payments authorized.

To legal representative of deceased, etc., person.

To terminated partnerships, etc.

To receiver or trustee.

To assignee of an award.

Payment of awards by United States, not construed as the assumption of a liability.

Rights held as assigned to United States and to be enforced against Germany.

Consent of applicants assumed. (i) Any person who makes application for payment under this section shall be held to have consented to all the provisions of this Act.

Agreement with Germany requested to extend Claims Commission to July 1, 1928. *Post*, p. 2608. (j) The President is requested to enter into an agreement with the German Government by which the Mixed Claims Commission will be given jurisdiction of and authorized to decide claims of the same character as those of which the commission now has jurisdiction, notice of which is filed with the Department of State before July 1, 1928. If such agreement is entered into before January 1, 1929, awards in respect of such claims shall be certified under subsection (a) and shall be in all other respects subject to the provisions of this section.

Awards to be certified. *Ante*, p. 254.

German claims against United States.

#### CLAIMS OF GERMAN NATIONALS AGAINST UNITED STATES

German War Claims Arbitrator to be appointed.

SEC. 3. (a) There shall be a War Claims Arbitrator (hereinafter referred to as the "Arbitrator"), who shall be appointed by the President, by and with the advice and consent of the Senate, without regard to any provision of law prohibiting the holding of more than one office. The Arbitrator, notwithstanding any other provision of law, shall receive a salary to be fixed by the President in an amount, if any, which if added to any other salary will make his total salary from the United States not in excess of \$15,000 a year.

Salary.

Claims for compensation to be determined by Arbitrator.

(b) It shall be the duty of the Arbitrator, within the limitations hereinafter prescribed, to hear the claims of any German national (as hereinafter defined), and to determine the fair compensation to be paid by the United States, in respect of—

Merchant vessels taken by the United States. Vol. 40, p. 75.

(1) Any merchant vessel (including any equipment, appurtenances, and property contained therein), title to which was taken by or on behalf of the United States under the authority of the Joint Resolution of May 12, 1917 (Fortieth Statutes, page 75). Such compensation shall be the fair value, as nearly as may be determined, of such vessel to the owner immediately prior to the time exclusive possession was taken under the authority of such Joint Resolution, and in its condition at such time, taking into consideration the fact that such owner could not use or permit the use of such vessel, or charter or sell or otherwise dispose of such vessel for use or delivery, prior to the termination of the war, and that the war was not terminated until July 2, 1921, except that there shall be deducted from such value any consideration paid for such vessel by the United States. The findings of the Board of Survey appointed under the authority of such Joint Resolution shall be competent evidence in any proceeding before the Arbitrator to determine the amount of such compensation.

Determination of value.

Prior payments deducted.

Findings of Board of Survey accepted as evidence.

Radio station sold to United States.

(2) Any radio station (including any equipment, appurtenances, and property contained therein) which was sold to the United States by or under the direction of the Alien Property Custodian under authority of the Trading with the Enemy Act, or any amendment thereto. Such compensation shall be the fair value, as nearly as may be determined, which such radio station would have had on July 2, 1921, if returned to the owner on such date in the same condition as on the date on which it was seized by or on behalf of the United States, or on which it was conveyed or delivered to, or seized by, the Alien Property Custodian, whichever date is earlier, except that there shall be deducted from such value any consideration paid for such radio station by the United States.

Determination of value.

Prior payments deducted.

Patents sold, etc., to United States by Alien Property Custodian.

(3) Any patent (or any right therein or claim thereto, and including an application therefor and any patent issued pursuant to any such application) which was licensed, assigned, or sold by the

Alien Property Custodian to the United States. Such compensation shall be the amount, as nearly as may be determined, which would have been paid if such patent, right, claim, or application had been licensed, assigned, or sold to the United States by a citizen of the United States, except that there shall be deducted from such amount any consideration paid therefor by the United States (other than consideration which is returned to the United States under section 27 of the Trading with the Enemy Act, as amended).

(4) The use by or for the United States of any invention described in and covered by any patent (including an application therefor and any patent issued pursuant to any such application) which was conveyed, transferred, or assigned to, or seized by, the Alien Property Custodian, but not including any use during any period between April 6, 1917, and November 11, 1918, both dates inclusive, or on or after the date on which such patent was licensed, assigned, or sold by the Alien Property Custodian. In determining such compensation, any defense, general or special, available to a defendant in an action for infringement or in any suit in equity for relief against an alleged infringement, shall be available to the United States.

(c) The proceedings of the Arbiter under this section shall be conducted in accordance with such rules of procedure as he may prescribe. The Arbiter, or any referee designated by him, is authorized to administer oaths, to hold hearings at such places within or without the United States as the Arbiter deems necessary, and to contract for the reporting of such hearings. Any witness appearing for the United States before the Arbiter or any such referee at any place within or without the United States may be paid the same fees and mileage as witnesses in courts of the United States. Such payments shall be made out of any funds in the German special deposit account hereinafter provided for, and may be made in advance.

(d) The Arbiter may, from time to time, and shall, upon the determination by him of the fair compensation in respect of all such vessels, radio stations, and patents, make a tentative award to each claimant of the fair compensation to be paid in respect of his claim, including simple interest, at the rate of 5 per centum per annum, on the amount of such compensation from July 2, 1921, to December 31, 1928, both dates inclusive. If a German national filing a claim in respect of any such vessel fails to establish to the satisfaction of the Arbiter that neither the German Government nor any member of the former ruling family had, at the time of the taking, any interest in such vessel, either directly or indirectly, through stock ownership or control or otherwise, then (whether or not claim has been filed by or on behalf of such Government or individual) no award shall be made to such German national unless and until the extent of such interest of the German Government and of the members of the former ruling family has been determined by the Arbiter. Upon such determination the Arbiter shall make a tentative award in favor of such Government or individual in such amount as the Arbiter determines to be in justice and equity representative of such interest, and reduce accordingly the amount available for tentative awards to German nationals filing claims in respect of the vessel so that the aggregate of the tentative awards (including awards on behalf of the German Government and members of the former ruling family) in respect of the vessel will be within the amount of fair compensation determined under subsection (b) of this section.

(e) The total amount to be awarded under this section shall not exceed \$100,000,000, minus the sum of (1) the expenditures in carrying out the provisions of this section (including a reasonable estimate for such expenditures to be incurred prior to the expiration of the

Determination of compensation for.

Prior payments deducted.  
Exception.  
*Post*, p. 274.

Use by United States of patented inventions, conveyed by Custodian.

Period not included.

Defenses available.

Authority of Arbiter.

Hearings, etc.

Witness fees, etc., payable from German special deposit.

*Post*, p. 260.

Tentative awards of fair compensation, by Arbiter.

Interest allowed.

Action on a vessel claim failing to show that German Government, etc., has no interest therein.

Tentative award on determination of interest of German Government, etc.

Total amount limited.  
Minus expenses and payments heretofore made.

term of office of the Arbiter) and (2) the aggregate consideration paid by the United States in respect of the acquisition of such vessels and radio stations, and the use, license, assignment, and sale of such patents (other than consideration which is returned to the United States under section 27 of the Trading with the Enemy Act, as amended).

**Exception.**

*Post*, p. 274.

Pro rata reduction if tentative awards exceed aggregate authorized.

Awards to be certified.

Payment directed.

Interest allowed on unpaid claims.

Payments from German special deposit fund.

*Post*, p. 260.

No payment to German Government, but award credited upon final payments due for Mixed Claims awards.

Time for making applications.

Payment to beneficiary direct.

Exceptions.

To legal representative of deceased etc., person.

To terminated partnerships, etc.

To receiver or trustee.

To assignee of an award.

(f) If the aggregate amount of the tentative awards exceeds the amount which may be awarded under subsection (e), the Arbiter shall reduce pro rata the amount of each tentative award. The Arbiter shall enter an award of the amount to be paid each claimant, and thereupon shall certify such awards to the Secretary of the Treasury.

(g) The Secretary of the Treasury is authorized and directed to pay the amount of the awards certified under subsection (f).

(h) The Secretary of the Treasury is authorized and directed to pay annually (as nearly as may be) simple interest, at the rate of 5 per centum per annum, upon the amount of any such award remaining unpaid, beginning January 1, 1929, until paid.

(i) The payments in respect of awards under this section shall be made in accordance with such regulations as the Secretary of the Treasury may prescribe, but only out of the German special deposit account created by section 4, within the limitations hereinafter prescribed, and in the order of priority provided in subsections (c) and (d) of section 4.

(j) The Secretary of the Treasury shall not pay any amount in respect of any award made to or on behalf of the German Government or any member of the former ruling family, but the amount of any such award shall be credited upon the final payment due the United States from the German Government for the purpose of satisfying the awards of the Mixed Claims Commission.

(k) No payment shall be made under this section unless application therefor is made, within two years after the date the award is certified, in accordance with such regulations as the Secretary of the Treasury may prescribe. Payment of any amount in respect of any award may be made, in the discretion of the Secretary of the Treasury, either in the United States or in Germany, and either in money of the United States or in lawful German money, and shall be made only to the person on behalf of whom the award was made, except that—

(1) If such person is deceased or is under a legal disability, payment shall be made to his legal representative, except that if the payment is not over \$500 it may be made to the persons found by the Secretary of the Treasury to be entitled thereto, without the necessity of compliance with the requirements of law in respect of the administration of estates;

(2) In the case of a partnership, association, or corporation, the existence of which has been terminated, payment shall be made, except as provided in paragraphs (3) and (4), to the persons found by the Secretary of the Treasury to be entitled thereto;

(3) If a receiver or trustee for the person on behalf of whom the award was made has been duly appointed by a court of competent jurisdiction and has not been discharged prior to the date of payment, payment shall be made to the receiver or trustee or in accordance with the order of the court; and

(4) In the case of an assignment of an award, or of an assignment (prior to the making of the award) of the claim in respect of which such award was made, by a receiver or trustee for any such person, duly appointed by a court of competent jurisdiction, payment shall be made to the assignee.



(l) The head of any executive department, independent establishment, or agency in the executive branch of the Government, including the Alien Property Custodian and the Comptroller General, shall, upon request of the Arbiter, furnish such records, documents, papers, correspondence, and information in the possession of such department, independent establishment, or agency as may assist the Arbiter, furnish them statements and assistance of the same character as is described in section 188 of the Revised Statutes, and may temporarily detail any officers or employees of such department, independent establishment, or agency to assist the Arbiter, or to act as a referee, in carrying out the provisions of this section. The Attorney General shall assign such officers and employees of the Department of Justice as may be necessary to represent the United States in the proceedings under this section.

Information from records, etc., to be afforded by departments, etc.

R. S., sec. 188, p. 29. Temporary details of officials, etc., authorized.

(m) The Arbiter, with the approval of the Secretary of the Treasury, is authorized to (1) appoint and fix the salaries of such officers, referees, and employees, without regard to the civil service laws and regulations or to the Classification Act of 1923, and (2) make such expenditures (including expenditures for the salary of the Arbiter, rent and personal services at the seat of government and elsewhere, law books, periodicals, books of reference, and printing and binding) as may be necessary for carrying out the provisions of this section and within the funds available therefor. Any officer or employee detailed or assigned under subsection (1) shall be entitled to receive (notwithstanding any provision of law to the contrary) such additional compensation as the Arbiter, with the approval of the Secretary of the Treasury, may prescribe. The Arbiter and officers and employees appointed, detailed, or assigned shall be entitled to receive their necessary traveling expenses and actual expenses incurred for subsistence (without regard to any limitations imposed by law) while away from the District of Columbia on business required by this section.

Arbiter authorized to appoint personnel, make expenditures, etc.

Additional pay to persons detailed.

Travel and subsistence expenses allowed.

(n) On the date on which the awards are certified to the Secretary of the Treasury under subsection (f) or the date on which the awards are certified to the Secretary of the Treasury under subsection (e) of section 6 (patent claims of Austrian and Hungarian nationals), whichever date is the later, the terms of office of the Arbiter, and of the officers and employees appointed by the Arbiter, shall expire, and the books, papers, records, correspondence, property, and equipment of the office shall be transferred to the Department of the Treasury.

Office of Arbiter, etc., to cease when awards certified. *Ante*, p. 258.

*Post*, p. 264.

Transfer of records, etc.

(o) No award or tentative award shall be made by the Arbiter in respect of any claim if (1) such claim is filed after the expiration of four months from the date on which the Arbiter takes office, or (2) any judgment or decree awarding compensation or damages in respect thereof has been rendered against the United States, and if such judgment or decree has become final (whether before or after the enactment of this Act), or (3) any suit or proceeding against the United States, or any agency thereof, is commenced or is pending in respect thereof and is not dismissed upon motion of the person by or on behalf of whom it was commenced, made before the expiration of six months from the date on which the Arbiter takes office and before any judgment or decree awarding compensation or damages becomes final.

Restriction on making awards. Claim filed too late.

Judgments rendered against United States.

Suits pending.

(p) There is hereby authorized to be appropriated, to be immediately available and to remain available until expended, the sum of \$50,000,000, and, after the date on which the awards of the Arbiter under this section are certified to the Secretary of the Treasury, such additional amounts as, when added to the amounts previously appropriated, will be equivalent to the aggregate amount of such awards

Sum to be immediately available. *Post*, p. 914.

Additional after awards certified.

plus the amounts necessary for the expenditures authorized by subsections (c) and (m) of this section (expenses of administration), except that the aggregate of such appropriations shall not exceed \$100,000,000.

Aggregate limited.

Provisions exclusive method for presenting and paying claims.

(q) The provisions of this section shall constitute the exclusive method for the presentation and payment of claims arising out of any of the acts by or on behalf of the United States for which this section provides a remedy. Any person who files any claim or makes application for any payment under this section shall be held to have consented to all the provisions of this Act. This subsection shall not bar the presentation of a claim under section 21 (relating to the claims of certain former German nationals in respect of the taking of the vessels "Carl Diederichsen" and "Johanne"); but no award shall be made under section 21 in respect of either of such vessels to or on behalf of any person to whom or on whose behalf an award is made under this section in respect of such vessel.

Claims for "Carl Diederichsen" and "Johanne," not barred.

Post, p. 277.

Restriction.

Award apportioned if two or more claims.

(r) If the aggregate amount to be awarded in respect of any vessel, radio station, or patent is awarded in respect of two or more claims, such amount shall be apportioned among such claims by the Arbiter as he determines to be just and equitable and as the interests of the claimants may appear.

Pro rata payments of tentative awards.

Ante, p. 257.

(s) The Secretary of the Treasury, upon the certification of any of the tentative awards made under subsection (d) of this section and the recommendation of the Arbiter, may make such pro rata payments in respect of such tentative awards as he deems advisable, but the aggregate of such payments shall not exceed \$25,000,000.

Aggregate limited.

German special deposit account.

GERMAN SPECIAL DEPOSIT ACCOUNT

Created for disbursing all payments under Claims Commission and Arbiter.

SEC. 4. (a) There is hereby created in the Treasury a German special deposit account, into which shall be deposited all funds hereinafter specified and from which shall be disbursed all payments authorized by section 2 or 3, including the expenses of administration authorized under subsections (c) and (m) of section 3 and subsection (e) of this section.

Sources.

(b) The Secretary of the Treasury is authorized and directed to deposit in such special deposit account—

Sums from Custodian.

Post, p. 268.

(1) All sums invested or transferred by the Alien Property Custodian, under the provisions of section 25 of the Trading with the Enemy Act, as amended;

Awards to Germans.

(2) The amounts appropriated under the authority of section 3 (relating to claims of German nationals); and

Money received on account of Mixed Claims Commission awards.

(3) All money (including the proceeds of any property, rights, or benefits which may be sold or otherwise disposed of, upon such terms as he may prescribe) received, whether before or after the enactment of this Act, by the United States in respect of claims of the United States against Germany on account of the awards of the Mixed Claims Commission.

Priority of payments directed.

(c) The Secretary of the Treasury is authorized and directed, out of the funds in such special deposit account, subject to the provisions of subsection (d), and in the following order of priority—

Administration expenses.

(1) To make the payments of expenses of administration authorized by subsections (c) and (m) of section 3 or subsection (e) of this section;

Awards for death or personal injury.

Ante, p. 254.

(2) To make so much of each payment authorized by subsection (b) of section 2 (relating to awards of the Mixed Claims Commission), as is attributable to an award on account of death or personal injury, together with interest thereon as provided in subsection (c) of section 2;

(3) To make each payment authorized by subsection (b) of section 2 (relating to awards of the Mixed Claims Commission), if the amount thereof is not payable under paragraph (2) of this subsection and does not exceed \$100,000, and to pay interest thereon as provided in subsection (c) of section 2;

Other awards not exceeding \$100,000.

(4) To pay the amount of \$100,000 in respect of each payment authorized by subsection (b) of section 2 (relating to awards of the Mixed Claims Commission), if the amount of such authorized payment is in excess of \$100,000 and is not payable in full under paragraph (2) of this subsection. No person shall be paid under this paragraph and paragraph (3) an amount in excess of \$100,000 (exclusive of interest beginning January 1, 1928), irrespective of the number of awards made on behalf of such person;

If in excess of that amount, \$100,000.

Limit to one person.

(5) To make additional payments authorized by subsection (b) of section 2 (relating to awards of the Mixed Claims Commission), in such amounts as will make the aggregate payments (authorized by such subsection) under this paragraph and paragraphs (2), (3), and (4) of this subsection equal to 80 per centum of the aggregate amount of all payments authorized by subsection (b) of section 2. Payments under this paragraph shall be prorated on the basis of the amount of the respective payments authorized by subsection (b) of section 2 and remaining unpaid. Pending the completion of the work of the Mixed Claims Commission, the Secretary of the Treasury is authorized to pay such installments of the payments authorized by this paragraph as he determines to be consistent with prompt payment under this paragraph to all persons on behalf of whom claims have been presented to the Commission;

Additional payments on awards equal to 80 per cent of all payments authorized.

Basis of.

Installments authorized pending completion of work of Claims Commission.

(6) To pay amounts determined by the Secretary of the Treasury to be payable in respect of the tentative awards of the Arbitrer, in accordance with the provisions of subsection (s) of section 3 (relating to awards for ships, patents, and radio stations);

Tentative awards of Arbitrer for German ships, etc.

(7) To pay to German nationals such amounts as will make the aggregate payments equal to 50 per centum of the amounts awarded under section 3 (on account of ships, patents, and radio stations). Payments authorized by this paragraph or paragraph (6) may, to the extent of funds available under the provisions of subsection (d) of this section, be made whether or not the payments under paragraphs (1) to (5), inclusive, of this subsection have been completed;

Payments to Germans equal to 50 per cent of aggregate awards.

Funds available.

Post, p. 262.

(8) To pay accrued interest upon the participating certificates evidencing the amounts invested by the Alien Property Custodian under subsection (a) of section 25 of the Trading with the Enemy Act, as amended (relating to the investment of 20 per centum of German property temporarily withheld);

Accrued interest on participating certificates.

Post, p. 268.

(9) To pay the accrued interest payable under subsection (c) of section 2 (in respect of awards of the Mixed Claims Commission) and subsection (h) of section 3 (in respect of awards to German nationals);

Accrued interest on unpaid awards.

(10) To make such payments as are necessary (A) to repay the amounts invested by the Alien Property Custodian under subsection (a) of section 25 of the Trading with the Enemy Act, as amended (relating to the investment of 20 per centum of German property temporarily withheld), (B) to pay amounts equal to the difference between the aggregate payments (in respect of claims of German nationals) authorized by subsections (g) and (h) of section 3 and the amounts previously paid in respect thereof, and (C) to pay amounts equal to the difference between the aggregate payments (in respect of awards of the Mixed Claims Commission) authorized by subsections (b) and (c) of section 2, and the amounts previously paid in respect thereof. If funds available are not sufficient to make the total payments authorized by this paragraph, the amount of

Repay investments in participating certificates.

Difference between German claims and prior payments thereof.

Difference between total of Commission awards and prior payments thereof.

Apportionment, if funds insufficient.

payments made from time to time shall be apportioned among the payments authorized under clauses (A), (B), and (C) according to the aggregate amount remaining unpaid under each clause;

Repay investment of unallocated interest fund.

(11) To make such payments as are necessary to repay the amounts invested by the Alien Property Custodian under subsection (b) of section 25 of the Trading with the Enemy Act, as amended (relating to the investment of the unallocated interest fund); but the amount payable under this paragraph shall not exceed the aggregate amount allocated to the trusts described in subsection (c) of section 26 of such Act;

Limit.

Post, p. 273.

Pay into Treasury awards to United States.

(12) To pay into the Treasury as miscellaneous receipts the amount of the awards of the Mixed Claims Commission to the United States on its own behalf on account of claims of the United States against Germany; and

Funds left in German special deposit.

(13) To pay into the Treasury as miscellaneous receipts any funds remaining in the German special deposit account after the payments authorized by paragraphs (1) to (12) have been completed.

Availability of awards of Arbitrer.

(d) 50 per centum of the amounts appropriated under the authority of section 3 (relating to claims of German nationals) shall be available for payments under paragraphs (6) and (7) of subsection (c) of this section (relating to such claims) and shall be available only for such payments until such time as the payments authorized by such paragraphs have been completed.

Allowance for expenses from German special deposit.

(e) The Secretary of the Treasury is authorized to pay, from funds in the German special deposit account, such amounts, not in excess of \$25,000 per annum, as may be necessary for the payment of the expenses in carrying out the provisions of this section and section 25 of the Trading with the Enemy Act, as amended (relating to the investment of funds by the Alien Property Custodian), including personal services at the seat of government.

Investment of special deposit in Federal securities.

(f) The Secretary of the Treasury is authorized to invest and reinvest, from time to time, in bonds, notes, or certificates of indebtedness of the United States any of the funds in the German special deposit account, and to deposit to the credit of such account the interest or other earnings thereon.

Deduction from award to an American of debt paid by Custodian not credited by Claims Commission.

(g) There shall be deducted from the amounts first payable under this section to any American national in respect of any debt the amount, if any, paid by the Alien Property Custodian in respect of such debt which was not credited by the Mixed Claims Commission in making its award.

American claims against Austria and Hungary.

CLAIMS OF UNITED STATES AND ITS NATIONALS AGAINST AUSTRIA AND HUNGARY

Awards of Tripartite Claims Commission to be certified to Secretary of Treasury.

Vol. 44, p. 2213.

SEC. 5. (a) The Commissioner of the Tripartite Claims Commission (hereinafter referred to as the "Commissioner") selected in pursuance of the agreement of November 26, 1924, between the United States and Austria and Hungary shall, from time to time, certify to the Secretary of the Treasury the judgments and interlocutory judgments (hereinafter referred to as "awards") of the Commissioner.

Payment of awards.

(b) The Secretary of the Treasury is authorized and directed to pay (1) in the case of any such judgment, an amount equal to the principal thereof, plus the interest thereon in accordance with such judgment, and (2) in the case of any such interlocutory judgment, an amount equal to the principal thereof (converted at the rate of exchange specified in the certificate of the Commissioner provided for in section 7), plus the interest thereon in accordance with such certificate.

Payments only from Austrian or Hungarian special deposits.

(c) The payments authorized by subsection (b) shall be made in accordance with such regulations as the Secretary of the Treasury

may prescribe, but only out of the special deposit account (Austrian or Hungarian, as the case may be), created by section 7, and within the limitations hereinafter prescribed.

(d) There shall be deducted from the amount of each payment, as reimbursement for expenses incurred by the United States in respect thereof, an amount equal to one-half of 1 per centum thereof. The amount so deducted shall be deposited in the Treasury as miscellaneous receipts.

(e) The amounts awarded to the United States in respect of claims of the United States on its own behalf shall be payable under this section.

(f) No payment shall be made under this section (other than payments to the United States in respect of claims of the United States on its own behalf) unless application therefor is made within two years after the date of the enactment of this Act in accordance with such regulations as the Secretary of the Treasury may prescribe. Payment shall be made only to the person on behalf of whom the award was made except in the cases specified in paragraphs (1) to (4) of subsection (g) of section 2.

(g) Any person who makes application for payment under this section shall be held to have consented to all the provisions of this Act.

#### CLAIMS OF AUSTRIAN AND HUNGARIAN NATIONALS AGAINST THE UNITED STATES

SEC. 6. (a) It shall be the duty of the Arbiter, within the limitations hereinafter prescribed, to hear the claims of any Austrian or Hungarian national (as hereinafter defined) and to determine the compensation to be paid by the United States, in respect of—

(1) Any patent (or any right therein or claim thereto, and including an application therefor and any patent issued pursuant to any such application) which was licensed, assigned, or sold by the Alien Property Custodian to the United States. Such compensation shall be the amount, as nearly as may be determined, which would have been paid if such patent, right, claim, or application had been licensed, assigned, or sold to the United States by a citizen of the United States, except that there shall be deducted from such amount any consideration paid therefor by the United States (other than consideration which is returned to the United States under section 27 of the Trading with the Enemy Act, as amended).

(2) The use by or for the United States of any invention described in and covered by any patent (including an application therefor and any patent issued pursuant to any such application) which was conveyed, transferred, or assigned to, or seized by, the Alien Property Custodian, but not including any use during any period between December 7, 1917, and November 3, 1918, both dates inclusive, or on or after the date on which such patent was licensed, assigned, or sold by the Alien Property Custodian. In determining such compensation, any defense, general or special, available to a defendant in an action for infringement or in any suit in equity for relief against an alleged infringement, shall be available to the United States.

(b) The proceedings of the Arbiter under this section shall be conducted in accordance with such rules of procedure as he may prescribe. The Arbiter, or any referee designated by him, is authorized to administer oaths, to hold hearings at such places within or without the United States as the Arbiter deems necessary, and to contract for the reporting of such hearings. Any witness appearing for the United States before the Arbiter or any such referee at any place within or without the United States may be paid the

*Post*, p. 265.

Expenses to be deducted, etc.

Deposit in Treasury.

Awards to United States included.

Time limit required for making applications, etc.

Payments restricted.

*Ante*, p. 255.

Consent to provisions by applicants assumed.

Austrian and Hungarian claims against United States.

Compensation for designated claims to be determined by Arbiter.

Patents, etc., sold to United States by Custodian.

Determination of compensation.

Prior payments deducted. Exception. *Post* p. 274.

Use by United States of patented inventions, etc., conveyed by Custodian.

Period excluded.

Defenses available.

Authority of Arbiter.

Hearings, etc.

Witness fees, etc., payable from special deposit accounts.

same fees and mileage as witnesses in courts of the United States. Such payments may be made in advance, and may be made in the first instance out of the German special deposit account, subject to reimbursement from the special deposit account (Austrian or Hungarian, as the case may be) hereinafter provided for.

Tentative award to each claimant of fair compensation, with interest.

(c) The Arbiter shall, upon the determination by him of the fair compensation in respect of all such patents, make a tentative award to each claimant of the fair compensation to be paid in respect of his claim, including simple interest, at the rate of 5 per centum per annum, on the amount of such compensation from July 2, 1921, to December 31, 1928, both dates inclusive.

Interest period.

Total amount limited. Expenses and prior payments deducted.

(d) The total amount to be awarded under this section shall not exceed \$1,000,000, minus the sum of (1) the expenditures in carrying out the provisions of this section (including a reasonable estimate for such expenditures to be incurred prior to the expiration of the term of office of the Arbiter) and (2) the aggregate consideration paid by the United States in respect of the use, license, assignment, and sale of such patents (other than consideration which is returned to the United States under section 27 of the Trading with the Enemy Act, as amended).

Exception.

Post, p. 274.

Pro rata reduction if awards exceed total.

(e) If the aggregate amount of the tentative awards exceeds the amount which may be awarded under subsection (d), the Arbiter shall reduce pro rata the amount of each tentative award. The Arbiter shall enter an award of the amount to be paid each claimant, and thereupon shall certify such awards to the Secretary of the Treasury.

Awards to be certified.

Payments directed.

(f) The Secretary of the Treasury is authorized and directed to pay the amount of the awards certified under subsection (e), together with simple interest thereon, at the rate of 5 per centum per annum, beginning January 1, 1929, until paid.

Regulations for paying from special deposits accounts.

Post, p. 265.

(g) The payments authorized by subsection (f) shall be made in accordance with such regulations as the Secretary of the Treasury may prescribe, but only out of the special deposit account (Austrian or Hungarian, as the case may be), created by section 7, and within the limitations hereinafter prescribed.

Time limit for making applications.

(h) No payment shall be made under this section unless application therefor is made, within two years after the date the award is certified, in accordance with such regulations as the Secretary of the Treasury may prescribe. Payment of any amount in respect of any award may be made, in the discretion of the Secretary of the Treasury, either in the United States or in Austria or in Hungary, and either in money of the United States or in lawful Austrian or Hungarian money (as the case may be), and shall be made only to the person on behalf of whom the award was made, except in the cases specified in paragraphs (1) to (4) of subsection (k) of section 3.

Manner of payment.

Direct to beneficiaries.

Ante, p. 258.

Allocation of expenses from special deposits.

(i) The provisions of subsections (l), (m), and (o) of section 3 shall be applicable in carrying out the provisions of this section, except that the expenditures in carrying out the provisions of section 3 and this section shall be allocated (as nearly as may be) by the Arbiter and paid, in accordance with such allocation, out of the German special deposit account created by section 4 or the special deposit account (Austrian or Hungarian, as the case may be) created by section 7. Such payments may be made in the first instance out of the German special deposit account, subject to reimbursement from the Austrian or the Hungarian special deposit account in appropriate cases.

If from German deposit to be reimbursed from Austrian or Hungarian.

Appropriation authorized.

(j) There is hereby authorized to be appropriated, to remain available until expended, such amount, not in excess of \$1,000,000, as may be necessary for carrying out the provisions of this section.

(k) The provisions of this section shall constitute the exclusive method for the presentation and payment of claims arising out of any of the acts by or on behalf of the United States for which this section provides a remedy. Any person who files any claim or makes application for any payment under this section shall be held to have consented to all the provisions of this Act.

Provisions exclusive method or presenting claims.

Consent of claimant assumed.

(l) If the aggregate amount to be awarded in respect of any patent is awarded in respect of two or more claims, such amount shall be apportioned among such claims by the Arbiter as he determines to be just and equitable and as the interests of the claimants may appear.

Apportionment of awards to two or more claims.

#### AUSTRIAN AND HUNGARIAN SPECIAL DEPOSIT ACCOUNTS

SEC. 7. (a) There are hereby created in the Treasury an Austrian special deposit account and an Hungarian special deposit account, into which, respectively, shall be deposited all funds hereinafter specified and from which, respectively, shall be disbursed all payments and expenditures authorized by section 5 or 6 or this section.

Austrian and Hungarian special deposits accounts.  
Created of funds in the Treasury.

(b) The Secretary of the Treasury is authorized and directed to deposit in the Austrian or the Hungarian special deposit account, as the case may be—

Sources.

(1) The respective amounts appropriated under the authority of section 6 (patent claims of Austrian and Hungarian nationals);

Appropriations for Austrian and Hungarian patent claims.

(2) The respective sums transferred by the Alien Property Custodian, under the provisions of subsection (g) of section 25 of the Trading with the Enemy Act, as amended (property of Austrian and Hungarian Governments);

Moneys, etc., of Austrian and Hungarian Governments transferred by Custodian.  
Post, p. 269.

(3) All money (including the proceeds of any property, rights, or benefits which may be sold or otherwise disposed of, upon such terms as he may prescribe) received, whether before or after the enactment of this Act, by the United States in respect of claims of the United States against Austria or Hungary, as the case may be, on account of awards of the Commissioner.

Money received for American claims against Austria or Hungary.

(c) The Secretary of the Treasury is authorized and directed, out of the funds in the Austrian or the Hungarian special deposit account, as the case may be, subject to the provisions of subsections (d) and (e)—

Payments directed.

(1) To make the payments of expenses of administration authorized by section 6 or this section;

Administration expenses.

(2) To make the payments authorized by subsection (b) of section 5 (relating to awards of the Tripartite Claims Commission); and

Awards of American claims.

(3) To make the payments of the awards of the Arbiter, together with interest thereon, as provided by section 6 (relating to claims of Austrian and Hungarian nationals).

Awards to Austrians and Hungarians.

(d) No payment shall be made in respect of any award of the Commissioner against Austria or of the Arbiter on behalf of an Austrian national, nor shall any money or other property be returned under paragraph (15), (17), (18), or (19) of subsection (b) of section 9 of the Trading with the Enemy Act, as amended (relating to the return of money and other property by the Alien Property Custodian to Austrian nationals), prior to the date upon which the Commissioner certifies to the Secretary of the Treasury—

No Austrian payments, etc., prior to certificate from Commissioner.  
Post, p. 270.

(1) That the amounts deposited in the Austrian special deposit account under paragraph (2) of subsection (b) of this section (in respect of property of the Austrian Government or property of a corporation all the stock of which was owned by the Austrian Government) and under paragraph (3) of subsection (b) of this section (in respect of money received by the United States in respect of claims of the United States against Austria on account of awards

That Austrian special deposit account sufficient to pay awards.

*Ante*, p. 262.

Rate of exchange for interlocutory judgments to be fixed.

of the Commissioner) are sufficient to make the payments authorized by subsection (b) of section 5 in respect of awards against Austria; and

(2) In respect of interlocutory judgments entered by the Commissioner, the rate of exchange at which such interlocutory judgments shall be converted into money of the United States and the rate of interest applicable to such judgments and the period during which such interest shall run. The Commissioner is authorized and requested to fix such rate of exchange and interest as he may determine to be fair and equitable, and to give notice thereof, within thirty days after the enactment of this Act.

No Hungarian payments, etc., prior to certificate from Commissioner.

(e) No payment shall be made in respect of any award of the Commissioner against Hungary or of the Arbiter on behalf of an Hungarian national, nor shall any money or other property be returned under paragraph (15), (20), (21), or (22) of subsection (b) of section 9 of the Trading with the Enemy Act, as amended by this Act (relating to the return of money and other property by the Alien Property Custodian to Hungarian nationals), prior to the date upon which the Commissioner certifies to the Secretary of the Treasury—

That Hungarian special deposit account is sufficient to pay awards.

(1) That the amounts deposited in the Hungarian special deposit account under paragraph (2) of subsection (b) of this section (in respect of property of the Hungarian Government or property of a corporation all the stock of which was owned by the Hungarian Government) and under paragraph (3) of subsection (b) of this section (in respect of money received by the United States in respect of claims of the United States against Hungary on account of awards of the Commissioner), are sufficient to make the payments authorized by subsection (b) of section 5 in respect of awards against Hungary; and

*Ante*, p. 262.

Rate of exchange for interlocutory judgments to be fixed.

(2) In respect of interlocutory judgments entered by the Commissioner, the rate of exchange at which such interlocutory judgments shall be converted into money of the United States and the rate of interest applicable to such judgments and the period during which such interest shall run. The Commissioner is authorized and requested to fix such rate of exchange and interest as he may determine to be fair and equitable, and to give notice thereof, within thirty days after the enactment of this Act.

Payment of administration expenses.

(f) Amounts available under subsection (e) of section 4 (relating to payment of expenses of administration) shall be available for the payment of expenses in carrying out the provisions of this section, including personal services at the seat of government.

Investment of special deposits in Federal securities.

(g) The Secretary of the Treasury is authorized to invest and reinvest, from time to time, in bonds, notes, or certificates of indebtedness of the United States, any of the funds in the Austrian or the Hungarian special deposit account, and to deposit to the credit of such account the interest or other earnings thereon.

Deductions from American awards of debts paid by Custodian, etc.

(h) There shall be deducted from the amounts first payable under this section to any American national in respect of any debt, the amount, if any, paid by the Alien Property Custodian in respect of such debt which was not credited by the Commissioner in making his award.

Awards to United States to be paid into the Treasury.

(i) The payments of the awards of the Commissioner to the United States on its own behalf, on account of claims of the United States against Austria or Hungary, shall be paid into the Treasury as miscellaneous receipts.

Disposal of amounts remaining in deposits.

(j) Any amount remaining in the Austrian or the Hungarian special deposit account after all the payments authorized to be made therefrom have been completed shall be disposed of as follows:



(1) There shall first be paid into the Treasury as miscellaneous receipts the respective amount, if any, by which the appropriations made under the authority of section 6 and deposited in such special deposit account exceed the payments authorized by such section; and

Into the Treasury, if amount received exceeds payments authorized.

(2) The remainder shall be refunded to Austria or Hungary, as their respective interests may appear.

Refund of remainder.

#### FINALITY OF DECISIONS

SEC. 8. (a) Notwithstanding the provisions of section 236 of the Revised Statutes, as amended, the decisions of the Secretary of the Treasury in respect of the funds to be paid into the German, the Austrian, or the Hungarian special deposit account and of the payments therefrom, shall be final and conclusive, and shall not be subject to review by any other officer of the United States, except that payments made under authority of subsection (c) or (m) of section 3 or subsection (e) of section 4 or subsection (f) of section 7 (relating to expenses of administration) shall be accounted for and settled without regard to the provisions of this subsection.

Decisions of the Secretary.

Decisions in respect to special funds not subject to review by any other officer.  
R. S., sec. 236, p. 39.  
Vol. 42, p. 24

(b) The Secretary of the Treasury, in his annual report to the Congress, shall include a detailed statement of all expenditures made in carrying out the provisions of this Act.

Administration accounts excepted.

Report of all expenditures to Congress.

#### EXCESSIVE FEES PROHIBITED

SEC. 9. (a) The Arbiter, the Commissioner of the Mixed Claims Commission appointed by the United States, and the Commissioner of the Tripartite Claims Commission, respectively, are authorized (upon request as hereinafter provided) to fix reasonable fees (whether or not fixed under any contract or agreement) for services in connection with the proceedings before the Arbiter and the Mixed Claims Commission and the Tripartite Claims Commission, respectively, and with the preparations therefor, and the application for payment, and the payment, of any amount under section 2, 3, 5, or 6. Each such official is authorized and requested to mail to each claimant in proceedings before him or the commission, as the case may be, notice (in English, German, or Hungarian) of the provisions of this section. No fee shall be fixed under this subsection unless written request therefor is filed with such official before the expiration of ninety days after the date of mailing of such notice. In the case of nationals of Germany, Austria, and Hungary, such notice may be mailed to, and the written request may be filed by, the duly accredited diplomatic representative of such nation.

Attorneys' fees.

Reasonable fees for services to be fixed by Arbiter and Claims Commissioner.

(b) After a fee has been fixed under subsection (a), any person accepting any consideration (whether or not under a contract or agreement entered into prior to the enactment of this Act) the aggregate value of which (when added to any consideration previously received) is in excess of the amount so fixed, for services in connection with the proceedings before the Arbiter or Mixed Claims Commission or Tripartite Claims Commission, or any preparations therefor, or with the application for payment, or the payment, of any amount under section 2, 3, 5, or 6, shall, upon conviction thereof, be punished by a fine of not more than four times the aggregate value of the consideration accepted by such person therefor.

Notice to claimants.

Written request, to be filed.

Punishment for accepting excess fees.

Amount of fine.

(c) Section 20 of the Trading with the Enemy Act, as amended, is amended by inserting after the word "attorney" wherever it appears in such section the words "at law or in fact".

Meaning of attorney, extended.  
Vol. 42, p. 1515.

## Investment of funds.

## INVESTMENT OF FUNDS BY ALIEN PROPERTY CUSTODIAN

Trading with Enemy Act.  
New section.  
Vol. 42, p. 1518, amended.  
Participating certificates.  
Amount of funds held by Custodian to be invested in.

SEC. 10. The Trading with the Enemy Act, as amended, is amended by adding thereto the following new section:

"SEC. 25. (a) (1) The Alien Property Custodian is authorized and directed to invest, from time to time upon the request of the Secretary of the Treasury, out of the funds held by the Alien Property Custodian or by the Treasurer of the United States for the Alien Property Custodian, an amount not to exceed \$40,000,000 in the aggregate, in one or more participating certificates issued by the Secretary of the Treasury in accordance with the provisions of this section.

Credit of temporarily postponed returned trusts.

"(2) When in the case of any trust written consent under subsection (m) of section 9 has been filed, an amount equal to the portion of such trust the return of which is temporarily postponed under such subsection shall be credited against the investment made under paragraph (1) of this subsection. If the total amount so credited is in excess of the amount invested under paragraph (1) of this subsection, the excess shall be invested by the Alien Property Custodian in accordance with the provisions of this subsection, without regard to the \$40,000,000 limitation in paragraph (1). If the amount invested under paragraph (1) of this subsection is in excess of the total amount so credited, such excess shall, from time to time on request of the Alien Property Custodian, be paid to him out of the funds in the German special deposit account created by section 4 of the Settlement of War Claims Act of 1928, and such payments shall have priority over any payments therefrom other than the payments under paragraph (1) of subsection (c) of such section (relating to expenses of administration).

Investment of excess.

If investment in excess of credited amount, to be paid from German special deposit.

*Ante*, p. 260.

Priority.

Investment from unallocated interest fund.

"(b) The Alien Property Custodian is authorized and directed to invest, in one or more participating certificates issued by the Secretary of the Treasury, out of the unallocated interest fund, as defined in section 28—

*Post*, p. 274.  
Designated amount.  
Additional if amount allocated to trusts is in excess thereof.

"(1) The sum of \$25,000,000. If, after the allocation under section 26 has been made, the amount of the unallocated interest fund allocated to the trusts described in subsection (c) of such section is found to be in excess of \$25,000,000, such excess shall be invested by the Alien Property Custodian in accordance with the provisions of this subsection. If the amount so allocated is found to be less than \$25,000,000 any participating certificate or certificates that have been issued shall be corrected accordingly; and

Correction if less.

Balance remaining after investment and payments.

"(2) The balance of such unallocated interest fund remaining after the investment provided for in paragraph (1) and the payment of allocated earnings in accordance with the provisions of subsection (b) of section 26 have been made.

*Post*, p. 273.

If interest fund insufficient, balance to be paid from German special deposit.

"(c) If the amount of such unallocated interest fund, remaining after the investment required by paragraph (1) of subsection (b) of this section has been made, is insufficient to pay the allocated earnings in accordance with subsection (b) of section 26, then the amount necessary to make up the deficiency shall be paid out of the funds in the German special deposit account created by section 4 of the Settlement of War Claims Act of 1928, and such payment shall have priority over any payments therefrom other than the payments under paragraph (1) of subsection (c) of such section (relating to expenses of administration) and the payments under paragraph (2) of subsection (a) of this section.

*Ante*, p. 260.

Priority given.

Transfer of all money, etc., owned by the German Government, to special deposit.

"(d) The Alien Property Custodian is authorized and directed (after the payment of debts under section 9) to transfer to the Secretary of the Treasury, for deposit in such special deposit account, all money and the proceeds of all property, including all

income, dividends, interest, annuities, and earnings accumulated in respect thereof, owned by the German Government or any member of the former ruling family. All money and other property shall be held to be owned by the German Government (1) if no claim thereto has been filed with the Alien Property Custodian prior to the expiration of one year from the date of the enactment of the Settlement of War Claims Act of 1928, or (2) if any claim has been filed before the expiration of such period (whether before or after the enactment of such Act), then if the ownership thereof under any such claim is not established by a decision of the Alien Property Custodian or by suit in court instituted, under section 9, within one year after the decision of the Alien Property Custodian, or after the date of the enactment of the Settlement of War Claims Act of 1928, whichever date is later. The amounts so transferred under this subsection shall be credited upon the final payment due the United States from the German Government on account of the awards of the Mixed Claims Commission.

Property, etc., considered as owned by German Government.

Transfers credited to German payments.

“(e) The Secretary of the Treasury is authorized and directed to issue to the Alien Property Custodian, upon such terms and conditions and under such regulations as the Secretary of the Treasury may prescribe, one or more participating certificates, bearing interest payable annually (as nearly as may be) at the rate of 5 per centum per annum, as evidence of the investment by the Alien Property Custodian under subsection (a), and one or more non-interest-bearing participating certificates, as evidence of the investment by the Alien Property Custodian under subsection (b). All such certificates shall evidence a participating interest, in accordance with, and subject to the priorities of, the provisions of section 4 of the Settlement of War Claims Act of 1928, in the funds in the German special deposit account created by such section, except that—

Interest-bearing participating certificates for awards temporarily postponed.

*Ante*, p. 268.

Non-interest-bearing certificates for other awards.

Interest of, in German special deposit.

“(1) The United States shall assume no liability, directly or indirectly, for the payment of any such certificates, or of the interest thereon, except out of funds in such special deposit account available therefor, and all such certificates shall so state on their face; and

Certificates payable only from special deposit funds, no Federal liability assumed.

“(2) Such certificates shall not be transferable, except that the Alien Property Custodian may transfer any such participating certificate evidencing the interest of a substantial number of the owners of the money invested, to a trustee duly appointed by such owners.

Transfers limited.

“(f) Any amount of principal or interest paid to the Alien Property Custodian in accordance with the provisions of subsection (c) of section 4 of the Settlement of War Claims Act of 1928 shall be allocated pro rata among the persons filing written consents under subsection (m) of section 9 of this Act, and the amounts so allocated shall be paid to such persons. If any person to whom any amount is payable under this subsection has died (or if, in the case of a partnership, association, or other unincorporated body of individuals, or a corporation, its existence has terminated), payment shall be made to the persons determined by the Alien Property Custodian to be entitled thereto.

Payments allocated to persons consenting to receive 80 per cent of award.

*Post*, p. 272.

In case of death, etc.

“(g) The Alien Property Custodian is authorized and directed (after the payment of debts under section 9) to transfer to the Secretary of the Treasury, for deposit in the special deposit account (Austrian or Hungarian, as the case may be), created by section 7 of the Settlement of War Claims Act of 1928, all money and the proceeds of all property, including all income, dividends, interest, annuities, and earnings accumulated in respect thereof, owned by the Austrian Government or any corporation all the stock of which was owned by or on behalf of the Austrian Government (including the property of the Imperial Royal Tobacco Monopoly, also known

All money and property proceeds of Austrian or Hungarian Governments to be deposited in special accounts.

*Ante*, p. 266.

under the name of K. K. Oesterreichische Tabak Regie), or owned by the Hungarian Government or by any corporation all the stock of which was owned by or on behalf of the Hungarian Government."

Return to Germans, etc., of property held by Custodian.

RETURN TO NATIONALS OF GERMANY, AUSTRIA, AND HUNGARY OF PROPERTY HELD BY ALIEN PROPERTY CUSTODIAN

Additional returns of property directed. Vol. 42, p. 1513, amended.

SEC. 11. Subsection (b) of section 9 of the Trading with the Enemy Act, as amended, is amended by striking out the punctuation at the end of paragraph (11) and inserting in lieu thereof a semicolon and the word "or" and inserting after paragraph (11) the following new paragraphs:

To partnerships, etc., entirely owned by other than Austrians or Hungarians.

"(12) A partnership, association, or other unincorporated body of individuals, or a corporation, and was entirely owned at such time by subjects or citizens of nations, States, or free cities other than Austria or Hungary or Austria-Hungary and is so owned at the time of the return of its money or other property, and has filed the written consent provided for in subsection (m); or

Condition. Post, p. 272.

Partnerships, etc., in business outside of Austria or Hungary.

"(13) A partnership, association, or other unincorporated body of individuals, having its principal place of business at such time within any country other than Austria, Hungary, or Austria-Hungary, or a corporation organized or incorporated within any country other than Austria, Hungary, or Austria-Hungary, and that the written consent provided for in subsection (m) has been filed; or

Condition.

Individual Germans.

"(14) An individual who at such time was a citizen or subject of Germany or who, at the time of the return of any money or other property, is a citizen or subject of Germany or is not a citizen or subject of any nation, State, or free city, and that the written consent provided for in subsection (m) has been filed; or

Condition.

Austro-Hungarian Bank to liquidators.

"(15) The Austro-Hungarian Bank, except that the money or other property thereof shall be returned only to the liquidators thereof; or

Persons consenting to receive 80 per cent, and having no suit against United States, etc. Post, p. 272.

"(16) An individual, partnership, association, or other unincorporated body of individuals, or a corporation, and that the written consent provided for in subsection (m) has been filed, and that no suit or proceeding against the United States or any agency thereof is pending in respect of such return, and that such individual has filed a written waiver renouncing on behalf of himself, his heirs, successors, and assigns any claim based upon the fact that at the time of such return he was in fact entitled to such return under any other provision of this Act; or

Partnerships, etc., entirely owned by Austrians.

"(17) A partnership, association, or other unincorporated body of individuals, or a corporation, and was entirely owned at such time by citizens of Austria and is so owned at the time of the return of its money or other property; or

Partnerships, etc., with principal business in Austria.

"(18) A partnership, association, or other unincorporated body of individuals, having its principal place of business at such time within Austria, or a corporation organized or incorporated within Austria; or

Individual Austrians.

"(19) An individual who at such time was a citizen of Austria or who, at the time of the return of any money or other property, is a citizen of Austria; or

Partnerships, etc., entirely owned by Hungarians.

"(20) A partnership, association, or other unincorporated body of individuals, or a corporation, and was entirely owned at such time by citizens of Hungary and is so owned at the time of the return of its money or other property; or

Partnerships, etc., with principal business in Hungary.

"(21) A partnership, association, or other unincorporated body of individuals, having its principal place of business at such time within Hungary, or a corporation organized or incorporated within Hungary; or

"(22) An individual who at such time was a citizen of Hungary or who, at the time of the return of any money or other property, is a citizen of Hungary;—"

Individual Hungarians.

SEC. 12. (a) Subsection (d) of section 9 of the Trading with the Enemy Act, as amended, is amended to read as follows:

Vol. 42, p. 1514, amended. Property of decedents.

"(d) Whenever an individual, deceased, would have been entitled, if living, to the return of any money or other property without filing the written consent provided for in subsection (m), then his legal representative may proceed for the return of such money or other property in the same manner as such individual might proceed if living, and such money or other property may be returned to such legal representative without requiring the appointment of an administrator, or an ancillary administrator, by a court in the United States, or to any such ancillary administrator, for distribution directly to the persons entitled thereto. Return in accordance with the provisions of this subsection may be made in any case where an application or court proceeding by any legal representative, under the provisions of this subsection before its amendment by the Settlement of War Claims Act of 1928, is pending and undetermined at the time of the enactment of such Act. All bonds or other security given under the provisions of this subsection before such amendment shall be canceled or released and all sureties thereon discharged."

Return to legal representatives without filing 20 per cent reduction consent.

Application to pending claims.

Securities to be returned.

(b) Subsection (e) of section 9 of the Trading with the Enemy Act, as amended, is amended by striking out the period at the end thereof and inserting a semicolon and the following: "nor shall a debt be allowed under this section unless notice of the claim has been filed, or application therefor has been made, prior to the date of the enactment of the Settlement of War Claims Act of 1928."

Returns to nationals of allies.

Vol. 42, p. 1514, amended.

Prior notice of claim required to be filed.

(c) Subsection (g) of section 9 of the Trading with the Enemy Act, as amended, is amended to read as follows:

Vol. 42, p. 1515, amended.

"(g) Whenever an individual, deceased, would have been entitled, if living, to the return of any money or other property upon filing the written consent provided for in subsection (m), then his legal representative may proceed for the return of such money or other property in the same manner as such individual might proceed if living, and such money or other property may be returned, upon filing the written consent provided for in subsection (m), to such legal representative without requiring the appointment of an administrator, or an ancillary administrator, by a court in the United States, or to any such ancillary administrator, for distribution to the persons entitled thereto. This subsection shall not be construed as extinguishing or diminishing any right which any citizen of the United States may have had under this subsection prior to its amendment by the Settlement of War Claims Act of 1928 to receive in full his interest in the property of any individual dying before such amendment."

Return to legal representative of deceased person on filing 20 per cent reduction, consent.

No prior right affected.

SEC. 13. Subsections (j) and (k) of section 9 of the Trading with the Enemy Act, as amended, are amended so as to comprise three subsections, to read as follows:

Patents, etc. Vol. 42, p. 1515, amended.

"(j) The Alien Property Custodian is authorized and directed to return to the person entitled thereto, whether or not an enemy or ally of enemy and regardless of the value, any patent, trade-mark, print, label, copyright, or right therein or claim thereto, which was conveyed, transferred, assigned, or delivered to the Alien Property Custodian, or seized by him, and which has not been sold, licensed, or otherwise disposed of under the provisions of this Act, and to return any such patent, trade-mark, print, label, copyright, or right therein or claim thereto, which has been licensed, except that any patent, trade-mark, print, label, copyright, or right therein or claim thereto, which is returned by the Alien Property Custodian and

Return of patents, etc., not sold, etc.

If licensed, etc.

which has been licensed, or in respect of which any contract has been entered into, or which is subject to any lien or encumbrance, shall be returned subject to the license, contract, lien, or encumbrance.

Subject to license, etc.

Application to patents of Austrians and Hungarians.

“(k) Except as provided in section 27, paragraphs (12) to (22), both inclusive, of subsection (b) of this section shall apply to the proceeds received from the sale, license, or other disposition of any patent, trade-mark, print, label, copyright, or right therein or claim thereto, conveyed, transferred, assigned, or delivered to the Alien Property Custodian, or seized by him.

Royalties under decree of court to be paid. Vol. 40, p. 421. Exception.

“(l) This section shall apply to royalties paid to the Alien Property Custodian, in accordance with a judgment or decree in a suit brought under subsection (f) of section 10; but shall not apply to any other money paid to the Alien Property Custodian under section 10.”

New subsections. Vol. 42, p. 1515, amended.

SEC. 14. Section 9 of the Trading with the Enemy Act, as amended, is amended by adding at the end thereof the following new subsections:

Returns to Germans, etc., only on filing consent to 20 per cent temporary postponement.

“(m) No money or other property shall be returned under paragraph (12), (13), (14), or (16) of subsection (b) or under subsection (g) or (n) or (to the extent therein provided) under subsection (p), unless the person entitled thereto files a written consent to a postponement of the return of an amount equal to 20 per centum of the aggregate value of such money or other property (at the time, as nearly as may be, of the return), as determined by the Alien Property Custodian, and the investment of such amount in accordance with the provisions of section 25. Such amount shall be deducted from the money to be returned to such person, so far as possible, and the balance shall be deducted from the proceeds of the sale of so much of the property as may be necessary, unless such person pays the balance to the Alien Property Custodian, except that no property shall be so sold prior to the expiration of six years from the date of the enactment of the Settlement of War Claims Act of 1928 without the consent of the person entitled thereto. The amounts so deducted shall be returned to the persons entitled thereto as provided in subsection (f) of section 25. The sale of any such property shall be made in accordance with the provisions of section 12, except that the provisions of such section relating to sales or resales to, or for the benefit of, citizens of the United States shall not be applicable. If such aggregate value of the money or other property to be returned under paragraph (12), (13), (14), or (16) of subsection (b) or under subsection (g) is less than \$2,000, then the written consent shall not be required and the money or other property shall be returned in full without the temporary retention and investment of 20 per centum thereof.

Amount to be deducted from money proceeds of sales of property, etc.

Return of retained amount.

Ante, p. 269.

Provisions for sales of property.

If a return less than \$2,000, no reduction consent required.

Return to owner, by assignment, of securities, etc., rights to which, but not actual transfer, conveyed to Custodian.

“(n) In the case of property consisting of stock or other interest in any corporation, association, company, or trust, or of bonded or other indebtedness thereof, evidenced by certificates of stock or by bonds or by other certificates of interest therein or indebtedness thereof, or consisting of dividends or interest or other accruals thereon, where the right, title, and interest in the property (but not the actual certificate or bond or other certificate of interest or indebtedness) was conveyed, transferred, assigned, delivered, or paid to the Alien Property Custodian, or seized by him, if the President determines that the owner thereof or of any interest therein has acquired such ownership by assignment, transfer, or sale of such certificate or bond or other certificate of interest or indebtedness, (it being the intent of this subsection that such assignment, transfer, or sale shall not be deemed invalid hereunder by reason of such conveyance, transfer, assignment, delivery, or payment to the Alien Property

Recognition of assignment, etc.

Custodian or seizure by him) and that the written consent provided for in subsection (m) has been filed, then the President may make in respect of such property an order of the same character, upon the same conditions, and with the same effect, as in cases provided for in subsection (b), including the benefits of subsection (c).

“(o) The provisions of paragraph (12), (13), (14), (17), (18), (19), (20), (21), or (22) of subsection (b), or of subsection (m) or (n) of this section, and (except to the extent therein provided) the provisions of paragraph (16) of subsection (b), shall not be construed as diminishing or extinguishing any right under any other provision of this Act in force immediately prior to the enactment of the Settlement of War Claims Act of 1928.

“(p) The Alien Property Custodian shall transfer the money or other property in the trust of any partnership, association, or other unincorporated body of individuals, or corporation, the existence of which has terminated, to trusts in the names of the persons (including the German Government and members of the former ruling family) who have succeeded to its claim or interest; and the provisions of subsection (a) of this section relating to the collection of a debt (by order of the President or of a court) out of money or other property held by the Alien Property Custodian or the Treasurer of the United States shall be applicable to the debts of such successor and any such debt may be collected out of the money or other property in any of such trusts if not returnable under subsection (a) of this section. Subject to the above provisions as to the collection of debts, each such successor (except the German Government and members of the former ruling family) may proceed for the return of the amount so transferred to his trust, in the same manner as such partnership, association, or other unincorporated body of individuals, or corporation might proceed if still in existence. If such partnership, association, or other unincorporated body of individuals, or corporation, would have been entitled to the return of its money or other property only upon filing the written consent provided for in subsection (m), then the successor shall be entitled to the return under this subsection only upon filing such written consent.

“(q) The return of money or other property under paragraph (15), (17), (18), (19), (20), (21), or (22) of subsection (b) (relating to the return to Austrian and Hungarian nationals) shall be subject to the limitations imposed by subsections (d) and (e) of section 7 of the Settlement of War Claims Act of 1928.”

SEC. 15. The Trading with the Enemy Act, as amended, is amended by adding thereto the following new sections:

“SEC. 26. (a) The Alien Property Custodian shall allocate among the various trusts the funds in the ‘unallocated interest fund’ (as defined in section 28). Such allocation shall be based upon the average rate of earnings (determined by the Secretary of the Treasury) on the total amounts deposited under section 12.

“(b) The Alien Property Custodian, when the allocation has been made, is authorized and directed to pay to each person entitled, in accordance with a final decision of a court of the United States or of the District of Columbia, or of an opinion of the Attorney General, to the distribution of any portion of such unallocated interest fund, the amount allocated to his trust, except as provided in subsection (c) of this section.

“(c) In the case of persons entitled, under paragraph (12), (13), (14), or (16) of subsection (b) of section 9, to such return, and in the case of persons who would be entitled to such return thereunder if all such money or property had not been returned under paragraph (9) or (10) of such subsection, and in the case of persons entitled to such

Consent to 20 per cent temporary reduction, to be filed.

Transfers to Germans, Austrians, and Hungarians not to diminish prior rights.

Transfer in trust, in name of successor in interest of claim.

Applicable to debts of successor.

Provisions for returns by successor.

Limitation, if 20 per cent temporary reduction required.

Returns to Austrians and Hungarians, limited to special deposits provisions.

*Ante*, p. 265.

New sections.

Unallocated interest fund to be allocated among the trusts.

Basis of.

*Ante*, p. 271.

Payments to persons entitled by decision of a court, etc.

Amount allocated to Germans, etc., to be credited against interest-bearing participating certificate.

return under subsection (n) of section 9, an amount equal to the aggregate amount allocated to their trusts shall be credited against the sum of \$25,000,000 invested in participating certificates under paragraph (1) of subsection (b) of section 25. If the aggregate amount so allocated is in excess of \$25,000,000, an amount equal to the excess shall be invested in the same manner. Upon the repayment of any of the amounts so invested, under the provisions of section 4 of the Settlement of War Claims Act of 1928, the amount so repaid shall be distributed pro rata among such persons, notwithstanding any receipts or releases given by them.

"(d) The unallocated interest fund shall be available for carrying out the provisions of this section, including the expenses of making the allocation.

"SEC. 27. The Alien Property Custodian is authorized and directed to return to the United States any consideration paid to him by the United States under any license, assignment, or sale by the Alien Property Custodian to the United States of any patent (or any right therein or claim thereto, and including an application therefor and any patent issued pursuant to any such application).

"SEC. 28. As used in this Act, the term 'unallocated interest fund' means the sum of (1) the earnings and profits accumulated prior to March 4, 1923, and attributable to investments and reinvestments under section 12 by the Secretary of the Treasury, plus (2) the earnings and profits accumulated on or after March 4, 1923, in respect of the earnings and profits referred to in clause (1) of this section.

"SEC. 29. (a) Where the Alien Property Custodian has made demand or requirement for the conveyance, transfer, assignment, delivery, or payment to him of any money or other property of any enemy or ally of enemy (whether or not suit or proceeding for the enforcement thereof has been begun and whether or not any judgment or decree in respect thereof has been made or entered) and where the whole or any part of such money or other property would, if conveyed, transferred, assigned, delivered, or paid to him, be returnable under any provision of this Act, the Alien Property Custodian may, in his discretion, and on such terms and conditions as he may prescribe, waive such demand or requirement, or accept in full satisfaction of such demand, requirement, judgment, or decree, a less amount than that demanded or required by him.

"(b) The Alien Property Custodian shall not make any such waiver or compromise except with the approval of the Attorney General; nor (if any part of such money or property would be returnable only upon the filing of the written consent required by subsection (m) of section 9) unless, after compliance with the terms and conditions of such waiver or compromise, the Alien Property Custodian or the Treasurer of the United States will hold (in respect of such enemy or ally of enemy) for investment as provided in section 25, an amount equal to 20 per centum of the sum of (1) the value of the money or other property held by the Alien Property Custodian or the Treasurer of the United States at the time of such waiver or compromise, plus (2) the value of the money or other property to which the Alien Property Custodian would be entitled under such demand or requirement if the waiver or compromise had not been made.

"(c) Where the Alien Property Custodian has made demand or requirement for the conveyance, transfer, assignment, delivery, or payment to him of any money or other property of any enemy or ally of enemy (whether or not suit or proceeding for the enforcement thereof has been begun and whether or not any judgment or

*Ante*, p. 268.

Distribution pro rata of amounts repaid.

Fund available for expenses, etc.

Amounts paid by United States for patents, etc., to be returned.

Unallocated interest fund.

Constituted by accumulation of earnings and profits of investments.

Vol. 40, p. 423.

If demand has been made for money, etc., of enemy, which would be returnable under this Act, the demand may be waived, etc.

No waiver unless approved by Attorney General.

Unless written consent filed for 20 per cent temporary reduction.

*Ante*, p. 272.

Waiver of demand for property not received by Custodian.



decree in respect thereof has been made or entered) and where the interest or right of such enemy or ally of enemy in such money or property has not, prior to the enactment of the Settlement of War Claims Act of 1928, vested in enjoyment, the Alien Property Custodian may, in his discretion, and on such terms and conditions as he may prescribe, waive such demand and requirement, without compliance with the requirements of subsection (b) of this section, but only with the approval of the Attorney General.

“(d) Nothing in this section shall be construed as requiring the Alien Property Custodian to make any waiver or compromise authorized by this section, and the Alien Property Custodian may proceed in respect of any demand or requirement referred to in subsection (a) or (c) as if this section had not been enacted.

“(e) All money or other property received by the Alien Property Custodian as a result of any action or proceeding (whether begun before or after the enactment of the Settlement of War Claims Act of 1928, and whether or not for the enforcement of a demand or requirement as above specified) shall for the purposes of this Act be considered as forming a part of the trust in respect of which such action or proceeding was brought, and shall be subject to return in the same manner and upon the same conditions as any other money or property in such trust, except as otherwise provided in subsection (b) of this section.

“SEC. 30. Any money or other property returnable under subsection (b) or (n) of section 9 shall, at any time prior to such return, be subject to attachment in accordance with the provisions of the code of law for the District of Columbia, as amended, relating to attachments in suits at law and to attachments for the enforcement of judgments at law and decrees in equity, but any writ of attachment or garnishment issuing in any such suit, or for the enforcement of any judgment or decree, shall be served only upon the Alien Property Custodian, who shall for the purposes of this section be considered as holding credits in favor of the person entitled to such return to the extent of the value of the money or other property so returnable. Nothing in this section shall be construed as authorizing the taking of actual possession, by any officer of any court, of any money or other property held by the Alien Property Custodian or by the Treasurer of the United States.

“SEC. 31. As used in this Act, the term ‘member of the former ruling family’ means (1) any person who was at any time between April 6, 1917, and July 2, 1921, the German Emperor or the ruler of any constituent kingdom of the German Empire, or (2) the wife or any child of such person.”

#### FUGITIVES FROM JUSTICE

SEC. 16. Section 22 of the Trading with the Enemy Act, as amended, is amended to read as follows:

“SEC. 22. No person shall be entitled to the return of any property or money under any provision of this Act, or any amendment of this Act, who is a fugitive from justice of the United States or any State or Territory thereof, or the District of Columbia.”

#### RETURN OF INCOME

SEC. 17. Section 23 of the Trading with the Enemy Act, as amended, is amended to read as follows:

“SEC. 23. The Alien Property Custodian is directed to pay to the person entitled thereto, from and after March 4, 1923, the net income (including dividends, interest, annuities, and other earnings), accruing and collected thereafter, in respect of any money or prop-

Waiver, etc., not required.

Money, etc., received by Custodian, resulting from any action, considered as part of a trust to be returned.

Returnable property subject to attachments.

Service upon Custodian.

Taking actual possession by court officer not authorized.

Member of the former ruling family.

Term defined.

Fugitives from justice.

Vol. 42, p. 1516, amended.

No return of property, etc., to.

Return of income.

Vol. 42, p. 1516, amended.

Payment to persons entitled to income of property held in trust by Custodian.

erty held in trust for such person by the Alien Property Custodian or by the Treasurer of the United States for the account of the Alien Property Custodian, under such rules and regulations as the President may prescribe."

## Taxes.

## TAXES

Payment of, by Custodian.  
Vol. 42, p. 1516, amended.

New matter.

Computation and payment of income, etc., taxes, on property held by Custodian.

Return of money, etc., subject to tax liability.

Tax of 30 per cent on gain from sales of property, etc.

Determination of, as capital net gains.

Vol. 44, p. 19.

Sales by Custodian considered as involuntary conversions.

Laws applicable.

Date determined.

No penalty assessed on tax while property held by Custodian.

SEC. 18. Section 24 of the Trading with the Enemy Act, as amended, is amended by inserting "(a)" after the section number and by adding at the end of such section new subsections to read as follows:

"(b) In the case of income, war-profits, excess-profits, or estate taxes imposed by any Act of Congress, the amount thereof shall, under regulations prescribed by the Commissioner of Internal Revenue with the approval of the Secretary of the Treasury, be computed in the same manner (except as hereinafter in this section provided) as though the money or other property had not been seized by or paid to the Alien Property Custodian, and shall be paid, as far as practicable, in accordance with subsection (a) of this section. Pending final determination of the tax liability the Alien Property Custodian is authorized to return, in accordance with the provisions of this Act, money or other property in any trust in such amounts as may be determined, under regulations prescribed by the Commissioner of Internal Revenue with the approval of the Secretary of the Treasury, to be consistent with the prompt payment of the full amount of the internal-revenue taxes.

"(c) So much of the net income of a taxpayer for the taxable year 1917, or any succeeding taxable year, as represents the gain derived from the sale or exchange by the Alien Property Custodian of any property conveyed, transferred, assigned, delivered, or paid to him, or seized by him, may at the option of the taxpayer be segregated from the net income and separately taxed at the rate of 30 per centum. This subsection shall be applied and the amount of net income to be so segregated shall be determined, under regulations prescribed by the Commissioner of Internal Revenue with the approval of the Secretary of the Treasury, as nearly as may be in the same manner as provided in section 208 of the Revenue Act of 1926 (relating to capital net gains), but without regard to the period for which the property was held by the Alien Property Custodian before its sale or exchange, and whether or not the taxpayer is an individual.

"(d) Any property sold or exchanged by the Alien Property Custodian (whether before or after the date of the enactment of the Settlement of War Claims Act of 1928) shall be considered as having been compulsorily or involuntarily converted, within the meaning of the income, excess-profits, and war-profits tax laws and regulations; and the provisions of such laws and regulations relating to such a conversion shall (under regulations prescribed by the Commissioner of Internal Revenue with the approval of the Secretary of the Treasury) apply in the case of the proceeds of such sale or exchange. For the purpose of determining whether the proceeds of such conversion have been expended within such time as will entitle the taxpayer to the benefits of such laws and regulations relating to such a conversion, the date of the return of the proceeds to the person entitled thereto shall be considered as the date of the conversion.

"(e) In case of any internal-revenue tax imposed in respect of property conveyed, transferred, assigned, delivered, or paid to the Alien Property Custodian, or seized by him, and imposed in respect of any period (in the taxable year 1917 or any succeeding taxable year) during which such property was held by him or by the Treasurer of the United States, no interest or civil penalty shall be assessed

upon, collected from, or paid by or on behalf of, the taxpayer; nor shall any interest be credited or paid to the taxpayer in respect of any credit or refund allowed or made in respect of such tax.

No refund, etc.

“(f) The benefits of subsections (c), (d), and (e) shall be extended to the taxpayer if claim therefor is filed before the expiration of the period of limitations properly applicable thereto, or before the expiration of six months after the date of the enactment of the Settlement of War Claims Act of 1928, whichever date is the later. The benefits of subsection (d) shall also be extended to the taxpayer if claim therefor is filed before the expiration of six months after the return of the proceeds.”

Benefits extended to taxpayer filing claim within stated period.

SEC. 19. Subsection (f) of section 10 of the Trading with the Enemy Act, as amended, is amended by adding at the end thereof the following new paragraph:

Patents, etc.  
Vol. 40, p. 422, amended.

“In the case of any such patent, trade-mark, print, label, or copyright, conveyed, assigned, transferred, or delivered to the Alien Property Custodian or seized by him, any suit brought under this subsection, within the time limited therein, shall be considered as having been brought by the owner within the meaning of this subsection, in so far as such suit relates to royalties for the period prior to the sale by the Alien Property Custodian of such patent, trade-mark, print, label, or copyright, if brought either by the Alien Property Custodian or by the person who was the owner thereof immediately prior to the date such patent, trade-mark, print, label, or copyright was seized or otherwise acquired by the Alien Property Custodian.”

Status of suits brought on royalties, for patents, etc., held by Custodian.

SEC. 20. The proviso of paragraph (10) of subsection (b) of section 9 of the Trading with the Enemy Act, as amended (relating to the return to certain insurance companies), is repealed.

Restriction on return to insurance companies repealed.  
Vol. 42, p. 1513, repealed.

#### SHIP CLAIMS OF FORMER GERMAN NATIONALS

Ship claims of former German nationals.

SEC. 21. (a) It shall be the duty of the Arbitrer to hear the claims of any partnership, association, joint-stock company, or corporation, and to determine the amount of compensation to be paid to it by the United States, in respect of the merchant vessels “Carl Diederichsen” and “Johanne” (including any equipment, appurtenances, and property contained therein), title to which was taken by or on behalf of the United States under the authority of the Joint Resolution of May 12, 1917, and which were subsequently sold by or on behalf of the United States. Such compensation shall be determined as provided in paragraph (1) of subsection (b) of section 3 of this Act, but the aggregate compensation shall not exceed, in the case of the “Carl Diederichsen,” \$166,787.78 and in the case of the “Johanne,” \$174,600 (such amounts being the price for which the vessels were sold, less the cost of reconditioning). The Arbitrer shall not make any award under this section in respect of the claim of any partnership, association, joint-stock company, or corporation unless it appears to his satisfaction that all its members and stockholders who were, on April 6, 1917, citizens or subjects of Germany, became, by virtue of any treaty of peace or plebiscite held or further treaty concluded under such treaty of peace, citizens or subjects of any nation other than Germany, and that all its members and stockholders on the date of the enactment of this Act were on such date citizens or subjects of nations other than Germany.

Arbitrer to hear claims for vessels “Carl Diederichsen” and “Johanne,” taken by United States.

Determination of compensation.  
*Ante*, p. 256.

Conditions if of ownership by Germans, when taken.

Claimants now of other nation than Germany.

Award to be certified to Secretary of the Treasury.

Payment authorized.

(b) Upon the determination by him of such compensation the Arbitrer shall enter an award in favor of such person of the amount of such compensation and shall certify such award to the Secretary of the Treasury. The amount of such award, together with interest thereon, at the rate of 5 per centum per annum, from July 2, 1921,

until the date of such payment, shall be paid by the Secretary of the Treasury, in accordance with such regulations as he may prescribe. There is authorized to be appropriated such amount as may be necessary to make such payment.

Time limit for applying.

(c) No payment shall be made in respect of any award under this section unless application therefor is made, within two years after the date such award is certified, in accordance with such regulations as the Secretary of the Treasury may prescribe, and payment shall be made only to the person on behalf of whom the award was made except in the cases specified in paragraphs (1) to (4) of subsection (k) of section 3. The provisions of subsections (c), (l), (m), (o), and (r) of section 3 shall be applicable in carrying out the provisions of this section.

Restriction on payees.

*Ante*, p. 258.

Provisions, exclusive method for presenting and paying claims.

(d) The provisions of this section shall constitute the exclusive method for the presentation and payment of claims arising out of any of the acts by or on behalf of the United States for which this section provides a remedy. Any person who files any claim or makes application for any payment under this section shall be held to have consented to all the provisions of this Act. This subsection shall not bar the presentation of a claim under section 3 (relating to the ship claims of German nationals) in respect of the taking of the vessel "Carl Diederichsen" or the vessel "Johanne"; but no award shall be made under section 3 in respect of either of such vessels to or on behalf of any person to whom or on whose behalf an award is made under this section in respect of such vessel.

Presenting other claim allowed.

*Ante*, p. 256.

Awards restricted.

Definitions.

#### DEFINITIONS

Terms construed.

SEC. 22. As used in this Act—

"Person."

(a) The term "person" means an individual, partnership, association, or corporation.

"German national."

(b) The term "German national" means—

(1) An individual who, on April 6, 1917, was a citizen or subject of Germany, or who, on the date of the enactment of this Act, is a citizen or subject of Germany.

(2) A partnership, association, or corporation, which, on April 6, 1917, was organized or created under the law of Germany.

"Member of former ruling family."

(3) The Government of Germany.

(c) The term "member of the former ruling family" means (1) any person who was at any time between April 6, 1917, and July 2, 1921, the German Emperor or the ruler of any constituent kingdom of the German Empire, or (2) the wife or any child of such person.

"Austrian national."

(d) The term "Austrian national" means—

(1) An individual who, on December 7, 1917, was a citizen of Austria, or who, on the date of the enactment of this Act, is a citizen of Austria.

(2) A partnership, association, or corporation which, on December 7, 1917, was organized or created under the law of Austria.

"Hungarian national."

(3) The Government of Austria.

(e) The term "Hungarian national" means—

(1) An individual who, on December 7, 1917, was a citizen of Hungary, or who, on the date of the enactment of this Act, is a citizen of Hungary.

(2) A partnership, association, or corporation which, on December 7, 1917, was organized or created under the law of Hungary.

(3) The Government of Hungary.

"United States."

(f) The term "United States" when used in a geographical sense includes the Territories and possessions of the United States and the District of Columbia.

LEGISLATIVE COUNSEL AND SPECIAL ASSISTANT TO THE SECRETARY OF THE TREASURY

SEC. 23. (a) Section 1303(d) of the Revenue Act of 1918, as amended by section 1101 of the Revenue Act of 1924, is amended by adding at the end thereof a sentence to read as follows: "Notwithstanding the foregoing provisions, the compensation of each of the two legislative counsel in office upon the date of the enactment of the Settlement of War Claims Act of 1928 shall, after such date, be at the rate of \$10,000 a year."

Legislative counsel. Vol. 43, p. 353, amended. Salaries established.

(b) The salary of the Special Assistant to the Secretary of the Treasury in matters of legislation, so long as the position is held by the present incumbent, shall be at the rate of \$10,000 a year.

Special assistant to Secretary of the Treasury. Salary established.

Approved, March 10, 1928.

CHAP. 168.—An Act Granting the consent of Congress to the Louisiana Highway Commission to construct, maintain, and operate a toll bridge across the Atchafalaya River at or near Morgan City, Louisiana.

March 10, 1928. [H. R. 449.] [Public, No. 123.]

*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 Louisiana Highway Commission to construct, maintain, and operate a bridge and approaches thereto across the Atchafalaya River, at a point suitable to the interests of navigation, at or near Morgan City, Louisiana, 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.

Atchafalaya River. Louisiana Highway Commission may bridge, at Morgan City, La.

Construction. Vol. 34, p. 84.

SEC. 2. If tolls are charged for the use of such bridge, the rates of toll shall be so adjusted as to provide a fund sufficient to pay the reasonable cost of maintaining, repairing, and operating the bridge and its approaches under economical management, and to provide a sinking fund sufficient to amortize the cost of the bridge and its approaches, including reasonable interest and financing cost, as soon as possible under reasonable charges, but within a period of not to exceed twenty years from the completion thereof. After a sinking fund sufficient for such amortization shall have been so provided, such bridge shall thereafter be maintained and operated free of tolls, or the rates of toll shall thereafter be so adjusted as to provide a fund of not to exceed the amount necessary for the proper maintenance, repair, and operation of the bridge and its approaches under economical management. An accurate record of the costs of the bridge and its approaches, the expenditures for maintaining, repairing, and operating the same, and of the daily tolls collected, shall be kept and shall be available for the information of all persons interested.

Rates of toll to provide for operation, sinking fund, etc.

Maintenance as free bridge, etc., after amortizing costs.

Record of expenditures and receipts.

Amendment.

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

Approved, March 10, 1928.

CHAP. 169.—An Act To extend the times for commencing and completing the construction of a bridge across the Ouachita River at or near Harrisonburg, Louisiana.

March 10, 1928. [H. R. 5727.] [Public, No. 124.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the times for commencing and completing the construction of the bridge authorized by the Act of Congress approved March 10, 1926, to be built

Ouachita River. Time extended for bridging, at Harrisonburg, La.

by the State Highway Commission of Louisiana across the Ouachita River at or near Harrisonburg, Louisiana, are hereby extended one and three years, respectively, from the date of approval hereof.

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

Approved, March 10, 1928.

March 10, 1928.

[H. R. 5803.]

[Public, No. 125.]

**CHAP. 170.**—An Act Authorizing the Interstate Bridge Company, of Lansing, Iowa, its successors and assigns, to construct, maintain, and operate a bridge across the Mississippi River at or near Lansing, Iowa.

*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 Interstate Bridge Company, its successors and assigns, be and is hereby authorized to construct, maintain, and operate a bridge and approaches thereto across the Mississippi River, at a point suitable to the interests of navigation, at or near Lansing, Allamakee County, Iowa, and a point opposite in the State of Wisconsin, 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 Interstate Bridge Company, its successors and assigns, 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 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 Interstate Bridge Company, 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 the authority contained in the Act of March 23, 1906.

SEC. 4. After the completion of such bridge, as determined by the Secretary of War, either the State of Iowa, the State of Wisconsin, any public agency or 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, 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 twenty 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 good will, 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

Vol. 44, p. 201, amended.

Amendment.

Mississippi River.  
Interstate Bridge  
Company may bridge,  
at Lansing, Iowa.

Construction.  
Vol. 34, p. 84.

Right to acquire real  
estate, etc., for location,  
approaches, etc.

Condemnation pro-  
ceedings.

Tolls authorized.

Vol. 34, p. 85.

Acquisition author-  
ized, after completion,  
by Iowa, Wisconsin,  
etc.

Compensation if ac-  
quired by condemna-  
tion.

Limitations.

costs not to exceed 10 per centum of the sum of the cost of constructing the bridge and its approaches and acquiring such interest in real property, and (4) actual expenditures for necessary improvements.

SEC. 5. If such bridge shall be taken over or acquired by the States or public agencies or political subdivisions thereof, or by either of them, as provided in section 4 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 financial 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, or the rates of toll shall thereafter be so adjusted as to provide a fund of not to exceed the amount necessary for the proper maintenance, repair, and operation of the bridge and its approaches under economical management. 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.

Tolls under State, etc., operation.

Rates applied to operation, sinking fund, etc.

Maintenance as free bridge, etc., after amortizing costs.

Record of expenditures and receipts.

SEC. 6. The Interstate Bridge Company, 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 Iowa and Wisconsin, 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 Interstate Bridge Company, 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 4 of this Act, subject only to review in a court of equity for fraud or gross mistake.

Sworn statement of construction costs, etc., to be filed after completion.

Investigation by the Secretary of War.

Findings of Secretary conclusive.

SEC. 7. The right to sell, assign, transfer, and mortgage all the rights, powers, and privileges conferred by this Act, is hereby granted to Interstate Bridge Company, 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.

Right to sell, etc., conveyed.

SEC. 8. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Amendment.

Approved, March 10, 1928.

March 10, 1928.  
[H. R. 6476.]  
[Public, No. 126.]

**CHAP. 171.**—An Act Authorizing the Wabasha Bridge Committee, Wabasha, Minnesota, to construct, maintain, and operate a bridge across the Mississippi River at or near Wabasha, Minnesota.

Mississippi River.  
Wabasha Bridge  
Committee may  
bridge, at Wabasha,  
Minn.

*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, Wabasha Bridge Committee, Wabasha, Minnesota, its successors and assigns, be, and is hereby, authorized to construct, maintain, and operate a bridge and approaches thereto across the Mississippi River, at a point suitable to the interests of navigation, at or near the city of Wabasha, 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.

Construction.  
Vol. 34, p. 84.

Right to acquire real  
estate, etc., for location,  
approaches, etc.

**SEC. 2.** There is hereby conferred upon Wabasha Bridge Committee, Wabasha, Minnesota, its successors and assigns, 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 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.

Condemnation pro-  
ceedings.

Tolls authorized.

**SEC. 3.** The said Wabasha Bridge Committee, Wabasha, Minnesota, its successors and assigns, is hereby authorized to fix and charge tolls for transit over such bridge, and the rates of tolls 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.

Vol. 34, p. 35.

Acquisition author-  
ized, after completion,  
by Minnesota, Wiscon-  
sin, etc.

**SEC. 4.** After the completion of such bridge, as determined by the Secretary of War, either the State of Minnesota, the State of Wisconsin, any public agency or political subdivision of either of such States, within or adjoining which any part of the bridge is located, 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 twenty 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 good will, 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 10 per centum of the sum of the cost of constructing the bridge and its approaches and acquiring such interest in real property, and (4) actual expenditures for necessary improvements.

Compensation if ac-  
quired by condemna-  
tion.

Limitations.

Tolls under State,  
etc., operation.

Rates applied to op-  
eration, sinking fund,  
etc.

**SEC. 5.** If such bridge shall be taken over or acquired by the States or public agencies or political subdivisions thereof, or by either of them, as provided in section 4 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 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 to pay the cost of acquiring the bridge and its approaches shall have been so provided, such bridge shall thereafter be maintained and operated free of tolls, or the rates of tolls shall be so adjusted as to provide a fund of not to exceed the amount necessary for the proper maintenance, repair, and operation of the bridge and its approaches under economical management. 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.

Maintenance as free bridge, etc., after amortizing costs.

Record of expenditures and receipts.

Sworn statement of construction costs, etc., to be filed after completion.

Investigation by Secretary of War.

Findings of Secretary conclusive.

SEC. 6. The Wabasha Bridge Committee, Wabasha, Minnesota, 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 Minnesota and Wisconsin, 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 Wabasha Bridge Committee, Wabasha, Minnesota, its successors and assigns, shall make available all 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 4 of this Act, subject only to review in a court of equity for fraud or gross mistake.

Right to sell, etc., conferred.

SEC. 7. The right to sell, assign, transfer, and mortgage all the rights, powers, and privileges conferred by this Act, is hereby granted to Wabasha Bridge Committee, Wabasha, Minnesota, 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.

Amendment.

SEC. 8. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, March 10, 1928.

March 10, 1928.

[H. R. 6973.]

[Public, No. 127.]

**CHAP. 172.**—An Act Authorizing E. H. Wegener, his heirs, legal representatives, and assigns, to construct, maintain, and operate a bridge across the Mississippi River at or near Chester, Illinois.

Mississippi River.  
E. H. Wegener may bridge, at Chester, Ill.

*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, E. H. Wegener, his heirs, legal representatives, and assigns, be and is hereby authorized to construct,*

maintain, and operate a bridge and approaches thereto across the Mississippi River, at a point suitable to the interests of navigation, at or near Chester, Illinois, 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.

Construction.  
Vol. 34, p. 84.  
Post, p. 1529.

Right to acquire real estate, etc., for location, approaches, etc.

SEC. 2. There is hereby conferred upon E. H. Wegener, his heirs, legal representatives, and assigns, 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 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.

Condemnation proceedings.

Tolls authorized.

SEC. 3. The said E. H. Wegener, his heirs, legal representatives, and assigns, is hereby authorized to fix and charge tolls for transit over such bridge, and the rates of tolls 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.

Vol. 34, p. 85.

Acquisition authorized, after completion, by Illinois, Missouri, etc.

SEC. 4. After the completion of such bridge, as determined by the Secretary of War, either the State of Illinois, the State of Missouri, any public agency or political subdivision of either of such States, within or adjoining which any part of the bridge is located, 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 twenty 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 good will, 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 10 per centum of the sum of the cost of construction of the bridge and its approaches and acquiring such interest in real property, and (4) actual expenditures for necessary improvements.

Compensation if acquired by condemnation.

Limitations.

Tolls under State, etc., operation.

SEC. 5. If such bridge shall be taken over or acquired by the States or public agencies or political subdivisions thereof, or by either of them, as provided in section 4 of this Act, and if tolls are thereafter charged for the use thereof, the rates of tolls 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, or the rates of tolls shall thereafter be so adjusted as to provide a fund of not to exceed the amount necessary for the proper maintenance, repair, and opera-

Rates applied to operation, sinking fund, etc.

Maintenance as free bridge, etc., after amortizing costs.

tion of the bridge and its approaches under economical management. 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.

Record of expenditures and receipts.

Sworn statement of construction costs, etc., to be filed after completion.

Investigation by Secretary of War.

Findings of Secretary conclusive.

Right to sell, etc., conferred.

Amendment.

SEC. 6. The said E. H. Wegener, his heirs, legal representatives, 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 Illinois and Missouri, 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 E. H. Wegener, his heirs, legal representatives, and assigns, shall make available all 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 4 of this act, subject only to review in a court of equity for fraud or gross mistake.

SEC. 7. The right to sell, assign, transfer, and mortgage all the rights, powers, and privileges conferred by this Act, is hereby granted to the said E. H. Wegener, his heirs, legal representatives, 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. 8. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, March 10, 1928.

**CHAP. 173.**—An Act Granting the consent of Congress to the Oregon-Washington Bridge Company to maintain a bridge already constructed across Columbia River near the city of Hood River, Oregon.

March 10, 1928.

[H. R. 7199.]

[Public, No. 128.]

*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 Oregon-Washington Bridge Company, and its successors and assigns, to maintain and operate, in accordance with the provisions of the Act entitled "An Act to regulate the construction of bridges over navigable waters," approved March 23, 1906, a bridge and approaches thereto already constructed across the Columbia River near the city of Hood River, Oregon, which bridge is hereby declared to be a lawful structure to the same extent and in the same manner as if it had been constructed in accordance with the provisions of said Act of March 23, 1906.

Columbia River. Bridge across, by Oregon-Washington Bridge Company, at Hood River, Oreg., legalized.

Construction. Vol. 34, p. 84.

Amendment.

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

Approved, March 10, 1928.

March 10, 1928.  
[H. R. 7371.]  
[Public, No. 129.]

**CHAP. 174.**—An Act To legalize a bridge across the Snake River near Heyburn, Idaho.

Snake River.  
Bridge across, by  
Idaho, at Heyburn,  
legalized.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the free highway bridge now being constructed by the State of Idaho across the Snake River near Heyburn, Idaho, if completed in accordance with plans accepted by the Chief of Engineers and the Secretary of War as providing suitable facilities for navigation, shall be a lawful structure, and shall be subject to the conditions and limitations of the Act entitled "An Act to regulate the construction of bridges over navigable waters," approved March 23, 1906, other than those requiring the approval of plans by the Chief of Engineers and the Secretary of War before the bridge is commenced.

Construction.  
Vol. 34, p. 84.

Amendment.

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

Approved, March 10, 1928.

March 10, 1928.  
[H. R. 7375.]  
[Public, No. 130.]

**CHAP. 175.**—An Act Granting the consent of Congress to the highway department of the State of Alabama to construct, maintain, and operate a free highway bridge across the Tennessee River at or near Guntersville on the Guntersville-Huntsville Road in Marshall County, Alabama.

Tennessee River.  
Alabama may bridge,  
at Guntersville.  
Vol. 44, p. 220.

*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 the State of Alabama to construct, maintain, and operate a free highway bridge and approaches thereto across the Tennessee River at a point suitable to the interests of navigation at or near Guntersville on the Guntersville-Huntsville Road in Marshall County, in the State of Alabama, in accordance with the provisions of the Act entitled "An Act to regulate the construction of bridges over navigable waters," approved March 23, 1906.

Construction.  
Vol. 34, p. 84.

Amendment.

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

Approved, March 10, 1928.

March 10, 1928.  
[H. R. 7909.]  
[Public, No. 131.]

**CHAP. 176.**—An Act To authorize the maintenance and renewal of a timber frame trestle in place of a fixed span at the Wisconsin end of the steel bridge of the Duluth and Superior Bridge Company over the Saint Louis River between the States of Wisconsin and Minnesota.

Saint Louis River.  
Duluth and Superior  
Bridge Company may  
reconstruct bridge  
across, between Rices  
Point, Minn., and Con-  
nors Point, Wis.  
Vol. 28, pp. 64, 228.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Duluth and Superior Bridge Company, a corporation organized under the laws of the State of Wisconsin, and its successors in interest, be, and they are hereby, authorized to replace the three-hundred-foot steel span of the bridge of the said Duluth and Superior Bridge Company across the Saint Louis River between Rices Point, Minnesota, and Connors Point, Wisconsin, built pursuant to Acts of Congress approved, respectively, April 24, 1894, and August 4, 1894, which three-hundred-foot steel span adjoined the Wisconsin end of the draw span of said bridge and was heretofore destroyed by a steamship collision, with a twenty-two span frame trestle, which has now been erected under temporary permit from the Secretary of War of the United States; and to maintain said twenty-two span frame trestle in place of the said metal span and as a part of the bridge provided for in said Acts of Congress; and to replace the said twenty-two span frame trestle from time to time as the same may

be required with a like or similar structure or structures of similar type, notwithstanding any provision to the contrary in the said Acts of Congress: *Provided, however,* That the said present twenty-two span frame trestle shall not be renewed or replaced until detailed plans and specifications for such renewal or replacement shall have been submitted to and approved by the Secretary of War.

*Proviso.*  
Approval of Secretary of War required.

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

Amendment.

Approved, March 10, 1928.

**CHAP. 177.**—An Act Granting the consent of Congress to the highway department of the State of Alabama to construct, maintain, and operate a free highway bridge across the Tennessee River at or near Whitesburg Ferry, on the Huntsville-Laceys Spring Road between Madison and Morgan Counties, Alabama.

March 10, 1928.  
[H. R. 7914.]  
[Public, No. 132.]

*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 the State of Alabama to construct, maintain, and operate a free highway bridge and approaches thereto across the Tennessee River, at a point suitable to the interests of navigation, at or near Whitesburg Ferry on the Huntsville-Laceys Spring Road between Madison and Morgan Counties, in the State of Alabama, in accordance with the provisions of the Act entitled "An Act to regulate the construction of bridges over navigable waters," approved March 23, 1906.

Tennessee River.  
Alabama may bridge,  
at Whitesburg Ferry.

Construction.  
Vol. 34, p. 84.

SEC. 2. The Act of Congress approved March 22, 1926, entitled "An Act granting the consent of Congress to the highway department of the State of Alabama to construct a bridge across the Tennessee River near Whitesburg Ferry on Huntsville-Laceys Spring Road between Madison and Morgan Counties, Alabama," is hereby repealed.

Former Act repealed.  
Vol. 44, p. 215, repealed.

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

Amendment.

Approved, March 10, 1928.

**CHAP. 178.**—An Act Granting the consent of Congress to the highway department of the State of Alabama to construct, maintain, and operate a free highway bridge across the Tennessee River at or near Scottsboro, on the Scottsboro-Fort Payne Road in Jackson County, Alabama.

March 10, 1928.  
[H. R. 7915.]  
[Public, No. 133.]

*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 the State of Alabama to construct, maintain, and operate a free highway bridge and approaches thereto across the Tennessee River at a point suitable to the interests of navigation, at or near Scottsboro, on the Scottsboro-Fort Payne Road in the county of Jackson, in the State of Alabama, in accordance with the provisions of the Act entitled "An Act to regulate the construction of bridges over navigable waters," approved March 23, 1906.

Tennessee River.  
Alabama may bridge,  
at Scottsboro.

Construction.  
Vol. 34, p. 84.

SEC. 2. The Act of Congress approved March 22, 1926, entitled "An Act granting the consent of Congress to the highway department of the State of Alabama to construct a bridge across the Tennessee River near Scottsboro, on the Scottsboro-Fort Payne Road in Jackson County, Alabama," is hereby repealed.

Former Act repealed.  
Vol. 44, p. 215, repealed.

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

Amendment.

Approved, March 10, 1928.

March 10, 1928.  
[H. R. 7925.]

[Public, No. 134.]

Monongahela River.  
Allegheny County  
may bridge, between  
Glassport and Clair-  
ton, Pa.

**CHAP. 179.**—An Act Granting the consent of Congress for the maintenance and operation of a bridge across the Monongahela River between the borough of Glassport and the city of Clairton, in the Commonwealth of Pennsylvania.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the consent of Congress is hereby granted to the County of Allegheny, a corporation, duly authorized under the laws of the Commonwealth of Pennsylvania, and it is hereby authorized and empowered to maintain and operate its existing free highway bridge and the approaches thereto over the Monongahela River between the borough of Glassport and the city of Clairton, county of Allegheny, and Commonwealth of Pennsylvania, in accordance with the provisions of an Act entitled "An Act to regulate the construction of bridges over navigable waters," approved March 23, 1906.

Construction.  
Vol. 34, p. 84.

Amendment.

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

Approved, March 10, 1928.

March 10, 1928.  
[H. R. 8530.]

[Public, No. 135.]

Coosa River.  
Alabama may bridge,  
at Cedar Bluff.

**CHAP. 180.**—An Act Granting the consent of Congress to the highway department of the State of Alabama to construct, maintain, and operate a free highway bridge across the Coosa River near Cedar Bluff in Cherokee County, Alabama.

*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 the State of Alabama and its successors and assigns, to construct, maintain, and operate a free highway bridge and approaches thereto across the Coosa River at a point suitable to the interests of navigation, near Cedar Bluff in Cherokee County, State of Alabama, in accordance with the provisions of the Act entitled "An Act to regulate the construction of bridges over navigable waters," approved March 23, 1906.

Construction.  
Vol. 34, p. 84.

Amendment.

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

Approved, March 10, 1928.

March 10, 1928.  
[H. R. 8531.]

[Public, No. 136.]

Coosa River.  
Alabama may bridge,  
between Talladega and  
Shelby Counties.

**CHAP. 181.**—An Act Granting the consent of Congress to the highway department of the State of Alabama to construct, maintain, and operate a free highway bridge across the Coosa River on the Columbiana-Talladega Road Between Talladega and Shelby Counties, Alabama.

*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 the State of Alabama to construct, maintain, and operate a free highway bridge and approaches thereto across the Coosa River at a point suitable to the interests of navigation, on the Columbiana-Talladega Road between Talladega and Shelby Counties, in the State of Alabama, in accordance with the provisions of the Act entitled "An Act to regulate the construction of bridges over navigable waters," approved March 23, 1906.

Construction.  
Vol. 34, p. 84.

Amendment.

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

Approved, March 10, 1928.

**CHAP. 182.**—An Act Authorizing Oscar Baertch, Christ Buhmann, and Fred Reiter, their heirs, legal representatives, and assigns, to construct, maintain, and operate a bridge across the Mississippi River at or near Alma, Wisconsin.

March 10, 1928.  
[H. R. 8726.]  
[Public, No. 137.]

*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, Oscar Baertch, Christ Buhmann, and Fred Reiter, their heirs, legal representatives, and assigns, be, and are hereby, authorized to construct, maintain, and operate a bridge and approaches thereto across the Mississippi River, at a point suitable to the interests of navigation, at or near Alma, Buffalo County, Wisconsin, and a point opposite thereto in Wabasha County, 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.

Mississippi River.  
Oscar Baertch, etc.,  
may bridge, at Alma,  
Wis.

Construction.  
Vol. 34, p. 84.

Right to acquire real  
estate, etc., for location,  
approaches, etc.

**SEC. 2.** There is hereby conferred upon Oscar Baertch, Christ Buhmann, and Fred Reiter, their heirs, legal representatives, and assigns, 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 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.

Condemnation pro-  
ceedings.

Tolls authorized.

**SEC. 3.** The said Oscar Baertch, Christ Buhmann, and Fred Reiter, their heirs, legal representatives, and assigns, are hereby authorized to fix and charge tolls for transit over such bridge, and the rates of toll so fixed shall be the legal rates until changed by the Secretary of War under the authority contained in the Act of March 23, 1906.

Vol. 34, p. 85.

**SEC. 4.** After the completion of such bridge, as determined by the Secretary of War, either the State of Wisconsin, the State of Minnesota, any public agency or 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, 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 twenty 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 good will, 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 10 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 author-  
ized, after completion,  
by Wisconsin, Min-  
nesota, etc.

Compensation if ac-  
quired by condemna-  
tion.

Limitations.

**SEC. 5.** If such bridge shall be taken over or acquired by the States or public agencies or political subdivisions thereof, or by either of them, as provided in section 4 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 main-

Tolls under State,  
etc., operation.

Rates applied to op-  
eration, sinking fund,  
etc.

taining, 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, or the rates of toll shall thereafter be so adjusted as to provide a fund of not to exceed the amount necessary for the proper maintenance, repair, and operation of the bridge and its approaches under economical management. 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.

Maintenance as free bridge, etc., after amortizing costs.

Record of expenditures and receipts.

Sworn statement of construction costs, etc., to be filed after completion.

Investigation by Secretary of War.

Findings of Secretary conclusive.

Right to sell, etc., conferred.

Amendment.

SEC. 6. The said Oscar Baertch, Christ Buhmann, and Fred Reiter, their heirs, legal representatives, 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 Wisconsin and Minnesota, 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 Oscar Baertch, Christ Buhmann, and Fred Reiter, their heirs, legal representatives, and assigns, shall make available all their records in connection with the construction, financing, and promotion thereof. The finding 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 4 of this Act, subject only to review in a court of equity for fraud or gross mistake.

SEC. 7. The right to sell, assign, transfer, and mortgage all the rights, powers, and privileges conferred by this Act, is hereby granted to Oscar Baertch, Christ Buhmann, and Fred Reiter, their heirs, legal representatives, 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. 8. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, March 10, 1928.

March 10, 1928.  
[H. R. 8740.]

[Public, No. 133.]

**CHAP. 183.**—An Act Granting the consent of Congress to the county of Cook, State of Illinois, to construct, maintain, and operate a free highway bridge across the Little Calumet River in Cook County, State of Illinois.

Little Calumet River,  
Cook County, Ill.,  
may bridge, at Ashland Avenue.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the consent of Congress is hereby granted to the county of Cook, State of Illinois, to construct, maintain, and operate a free highway bridge and approaches thereto across Little Calumet River at Ashland Avenue,



between sections 31 and 32 of township 37 north, range 14 east, in said county and State, in accordance with the provisions of the Act entitled "An Act to regulate the construction of bridges over navigable waters," approved March 23, 1906.

Construction.  
Vol. 34, p. 84.

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

Amendment.

Approved, March 10, 1928.

**CHAP. 184.**—An Act Authorizing the Dravo Contracting Company, its successors and assigns, to construct, maintain, and operate a bridge across the Mississippi River at or near Chester, Illinois.

March 10, 1928.  
[H. R. 8741.]  
[Public, No. 139.]

*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 Dravo Contracting Company, its successors and assigns, be and is hereby authorized to construct, maintain, and operate a bridge and approaches thereto across the Mississippi River, at a point suitable to the interests of navigation, at or near Chester, Illinois, 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.

Mississippi River.  
Dravo Contracting  
Company may bridge,  
at Chester, Ill.

SEC. 2. There is hereby conferred upon the Dravo Contracting Company, its successors and assigns, 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 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.

Construction.  
Vol. 34, p. 84.

Right to acquire real  
estate, etc., for loca-  
tion, approaches, etc.

SEC. 3. The said Dravo Contracting Company, its successors and assigns, is hereby authorized to fix and charge tolls for transit over such bridge, and the rates of tolls 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.

Condemnation pro-  
ceedings.

Tolls authorized.

SEC. 4. After the completion of such bridge, as determined by the Secretary of War, either the State of Illinois, the State of Missouri, any public agency or political subdivision of either of such States, within or adjoining which any part of the bridge is located, 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 twenty 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 good will, 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

Vol. 34, p. 85.

Acquisition author-  
ized, after completion,  
by Illinois, Missouri,  
etc.

Compensation if ac-  
quired by condemna-  
tion.

Limitations.

exceed 10 per centum of the sum of the cost of constructing the bridge and its approaches and acquiring such interest in real property, and (4) actual expenditures for necessary improvements.

Tolls under State, etc., operation.

Rates applied to operation, sinking fund, etc.

Maintenance as free bridge, etc., after amortizing costs.

Record of expenditures and receipts.

Sworn statement of construction costs, etc., to be filed after completion.

Investigation by Secretary of War.

Findings of Secretary conclusive.

Right to sell, etc., conferred.

Amendment.

SEC. 5. If such bridge shall be taken over or acquired by the States or public agencies or political subdivisions thereof, or by either of them, as provided in section 4 of this Act, and if tolls are thereafter charged for the use thereof, the rates of tolls 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, or to amortize the bonds or other securities issued for that purpose with reasonable 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. After a sinking fund sufficient for such amortization shall have been so provided, such bridge shall thereafter be maintained and operated free of tolls, or the rates of tolls shall thereafter be so adjusted as to provide a fund of not to exceed the amount necessary for the proper maintenance, repair, and operation of the bridge and its approaches under economical management. 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.

SEC. 6. The Dravo Contracting Company, 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 Illinois and Missouri, 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 cost 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 Dravo Contracting Company, its successors and assigns, shall make available all 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 4 of this Act, subject only to review in a court of equity for fraud or gross mistake.

SEC. 7. The right to sell, assign, transfer, and mortgage all the rights, powers, and privileges conferred by this Act, is hereby granted to the Dravo Contracting Company, 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. 8. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, March 10, 1928.

**CHAP. 185.**—An Act To extend the times for commencing and completing the construction of a bridge across the Mississippi River at or near Saint Paul and Minneapolis, Minnesota.

March 10, 1928.  
[H. R. 8743.]  
[Public, No. 140.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the times for commencing and completing the construction of the bridge authorized by Act of Congress approved February 16, 1924, and amended by Acts approved February 7, 1925, and March 1, 1926, to be built by the Chicago, Milwaukee and Saint Paul Railway, its successors and assigns, across the Mississippi River, within or near the city limits of Saint Paul, Ramsey County, and Minneapolis, Hennepin County, Minnesota, are hereby extended one and three years, respectively, from February 16, 1928.

Mississippi River.  
Time extended for  
bridging, at Minneap-  
olis and Saint Paul,  
Minn.  
Vol. 44, p. 136, amend-  
ed.  
Post, p. 1185.

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

Amendment

Approved, March 10, 1928.

**CHAP. 186.**—An Act Granting the consent of Congress to the Louisiana Highway Commission to construct, maintain, and operate a free highway bridge across the Red River at or near Moncla, Louisiana.

March 10, 1928.  
[H. R. 8818.]  
[Public, No. 141.]

*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 Louisiana Highway Commission to construct, maintain, and operate a free highway bridge, and approaches thereto, across the Red River, at a point suitable to the interests of navigation, at or near Moncla, in the Parish of Avoyelles and State of Louisiana, and a point opposite thereto, in accordance with the provisions of the Act entitled, "An Act to regulate the construction of bridges over navigable waters," approved March 23, 1906.

Red River.  
Louisiana Highway  
Commission may  
bridge, at Moncla.  
Vol. 44, p. 217.

Construction.  
Vol. 34, p. 84.

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

Amendment.

Approved, March 10, 1928.

**CHAP. 187.**—An Act Authorizing the American Bridge and Ferry Company (Incorporated), its successors and assigns, to construct, maintain, and operate a bridge across the Mississippi River at or near Cassville, Wisconsin.

March 10, 1928.  
[H. R. 8837.]  
[Public, No. 142.]

*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 American Bridge and Ferry Company (Incorporated), its successors and assigns, be, and is hereby, authorized to construct, maintain, and operate a bridge and approaches thereto across the Mississippi River, at a point suitable to the interests of navigation, at or near the village of Cassville, Grant County, Wisconsin, and a point opposite in Clayton County, Iowa, 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.

Mississippi River.  
American Bridge and  
Ferry Company may  
bridge, at Cassville,  
Wis.

Construction.  
Vol. 34, p. 84.

**SEC. 2.** There is hereby conferred upon the American Bridge and Ferry Company (Incorporated), its successors and assigns, 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

Right to acquire real  
estate, etc., for location,  
approaches, etc.

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.

Condemnation proceedings.

Tolls authorized.

SEC. 3. The said American Bridge and Ferry Company (Incorporated), 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 the authority contained in the Act of March 23, 1906.

Vol. 34, p. 85.

Acquisition authorized, after completion, by Wisconsin, Iowa, etc.

SEC. 4. After the completion of such bridge, as determined by the Secretary of War, either the State of Wisconsin, the State of Iowa, any public agency or 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, 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 twenty 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 good will, 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 interest in real property, (3) actual financing and promotion costs, not to exceed 10 per centum of the sum of the cost of constructing the bridge and its approaches and acquiring such interest in real property, and (4) actual expenditures for necessary improvements.

Compensation if acquired by condemnation.

Limitations.

Tolls under State, etc., operation.

SEC. 5. If such bridge shall be taken over or acquired by the States or public agencies or political subdivisions thereof, or by either of them, as provided in section 4 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, or the rates of toll shall thereafter be so adjusted as to provide a fund of not to exceed the amount necessary for the proper maintenance, repair, and operation of the bridge and its approaches under economical management. 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.

Rates applied to operation, sinking fund, etc.

Maintenance as free bridge, etc., after amortizing costs.

Record of expenditures and receipts.

Sworn statement of construction costs, etc., to be filed, after completion.

SEC. 6. The American Bridge and Ferry Company (Incorporated), 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 Wisconsin and Iowa, 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

Investigation by Secretary of War.

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 American Bridge and Ferry Company (Incorporated), 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 4 of this Act, subject only to review in a court of equity for fraud or gross mistake.

Findings of Secretary  
conclusive.

SEC. 7. The right to sell, assign, transfer, and mortgage all the rights, powers, and privileges conferred by this Act, is hereby granted to the American Bridge and Ferry Company (Incorporated), 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.

Right to sell, etc.,  
conferred.

SEC. 8. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Amendment.

Approved, March 10, 1928.

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**CHAP. 188.**—An Act Granting the consent of Congress to the State of Alabama to construct, maintain, and operate a free highway bridge across the Conecuh River on the Brewton-Andalusia Road in Escambia County, Alabama.

March 10, 1928.  
[H. R. 8866.]

[Public, No. 143.]

*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 the State of Alabama to construct, maintain, and operate a free highway bridge and approaches thereto across the Conecuh River at a point suitable to the interests of navigation, on the Brewton-Andalusia Road in Escambia County, in the State of Alabama, in accordance with the provisions of the Act entitled "An Act to regulate the construction of bridges over navigable waters," approved March 23, 1906.

Conecuh River.  
Alabama may bridge,  
in Escambia County.

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

Construction.  
Vol. 34, p. 84.

Amendment.

Approved, March 10, 1928

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**CHAP. 189.**—An Act Granting the consent of Congress to the highway department of the State of Alabama to construct, maintain, and operate a free highway bridge across the Coosa River at or near Pell City on the Pell City-Anniston Road between Calhoun and Saint Clair Counties, Alabama.

March 10, 1928.  
[H. R. 9064.]

[Public, No. 144.]

*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 the State of Alabama to construct, maintain, and operate a free highway bridge and approaches thereto across the Coosa River, at a point suitable to the interests of navigation, at or near Pell City on the Pell City-Anniston Road between Calhoun and Saint Clair Counties, in the State of Alabama, in accordance with the provisions of the Act entitled "An Act to regulate the construction of bridges over navigable waters," approved March 23, 1906.

Coosa River.  
Alabama may bridge,  
at Pell City.

Construction  
Vol. 34, p. 84.

Former Act repealed.  
Vol. 44, p. 221, re-  
pealed.

SEC. 2. The Act of Congress approved March 22, 1926, granting the consent of Congress to the highway department of the State of Alabama to construct a bridge across the Coosa River at or near Pell City, Alabama, is hereby repealed.

Amendment.

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

Approved, March 10, 1928.

March 10, 1928.

[H. R. 9139.]

[Public, No. 145.]

CHAP. 190.—An Act Granting the consent of Congress to the highway department of the State of Tennessee to construct, maintain, and operate a bridge across the Cumberland River on the Lafayette-Celina Road in Clay County, Tennessee.

Cumberland River.  
Tennessee may  
bridge, in Clay  
County.

*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 the State of Tennessee to construct, maintain, and operate a bridge and approaches thereto across the Cumberland River, at a point suitable to the interests of navigation, on the Lafayette-Celina Road in Clay County, in the State of Tennessee, 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.

Construction.  
Vol. 34, p. 84.

Rates of toll to pro-  
vide for operation, sink-  
ing fund, etc.

SEC. 2. If tolls are charged for the use of such bridge, the rates of toll shall be so adjusted as to provide a fund sufficient to pay the reasonable cost of maintaining, repairing, and operating the bridge and its approaches under economical management, and to provide a sinking fund sufficient to amortize the cost of the bridge and its approaches, including reasonable interest and financing cost, as soon as possible under reasonable charges, but within a period of not to exceed twenty-five years from the completion thereof. After a sinking fund sufficient for such amortization shall have been so provided, such bridge shall thereafter be maintained and operated free of tolls, or the rates of toll shall thereafter be so adjusted as to provide a fund of not to exceed the amount necessary for the proper maintenance, repair, and operation of the bridge and its approaches under economical management. An accurate record of the costs of the bridge and its approaches, the expenditures for maintaining, repairing, and operating the same, and of the daily tolls collected, shall be kept and shall be available for the information of all persons interested.

Maintenance as free  
bridge, etc., on amor-  
tizing costs.

Record of expendi-  
tures and receipts.

Amendment.

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

Approved, March 10, 1928.

March 10, 1928.

[H. R. 9849.]

[Public, No. 146.]

CHAP. 191.—An Act To extend the times for commencing and completing the construction of a bridge across the Mississippi River at or near Quincy, Illinois.

Mississippi River.  
Time extended for  
bridging, by Quincy,  
Ill.

*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 Quincy, Illinois, authorized to be built by the city of Quincy by Act of Congress approved February 1, 1927, be, and the same are hereby, extended one and three years respectively from the date of approval hereof.

Vol. 44, p. 1055,  
amended.

Amendment.

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

Approved, March 10, 1928.

**CHAP. 192.**—An Act To revive and reenact the Act entitled “An Act granting the consent of Congress to the State of Illinois and the State of Iowa, or either of them, to construct a bridge across the Mississippi River, connecting the county of Carroll, Illinois, and the county of Jackson, Iowa,” approved May 26, 1924.

March 10, 1928.  
[S. 2483.]  
[Public, No. 147.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Act approved May 26, 1924, granting the consent of Congress to the State of Illinois and the State of Iowa, or either of them, to construct, maintain, and operate a bridge and approaches thereto across the Mississippi River at or near the city of Savanna, in the county of Carroll, State of Illinois, and the city of Sabula, in the county of Jackson, State of Iowa, be, and the same 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.

Mississippi River.  
Time extended for  
bridging, from Sa-  
vanna, Ill., to Sabula,  
Iowa.  
Vol. 43, p. 173.

*Provis.*  
*Condition.*  
*Post*, p. 1158.

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

Amendment.

Approved, March 10, 1928.

**CHAP. 193.**—An Act Granting the consent of Congress to the State of Vermont to construct, maintain, and operate a free highway bridge across an arm of Lake Memphremagog at or near Newport, Vermont.

March 10, 1928.  
[S. 2698.]  
[Public, No. 148.]

*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 Vermont to construct, maintain, and operate a free highway bridge and approaches thereto across an arm of Lake Memphremagog, at a point suitable to the interests of navigation, at or near Newport, Vermont, in accordance with the provisions of an Act entitled “An Act to regulate the construction of bridges over navigable waters,” approved March 23, 1906.

Lake Memphrema-  
gog.  
Vermont may bridge  
an arm of, at Newport.

*Construction.*  
Vol. 34, p. 84.

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

Amendment.

Approved, March 10, 1928.

**CHAP. 194.**—An Act Granting the consent of Congress to the New Martinsville and Ohio River Bridge Company (Incorporated), to construct, maintain, and operate a bridge across the Ohio River, at or near New Martinsville, West Virginia.

March 10, 1928.  
[S. 2801.]  
[Public, No. 149.]

*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 New Martinsville and Ohio River Bridge Company (Incorporated), its successors and assigns, to construct, maintain, and operate a bridge and approaches thereto across the Ohio River at a point suitable to the interests of navigation at or near New Martinsville, Wetzel County, West Virginia, in accordance with the provision 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.

Ohio River.  
New Martinsville and  
Ohio River Bridge  
Company may bridge,  
at New Martinsville,  
W. Va.

*Construction.*  
Vol. 34, p. 84.

**SEC. 2.** There is hereby conferred upon the New Martinsville and Ohio River Bridge Company (Incorporated), its successors and assigns, all such rights and powers to enter upon lands and to acquire, condemn, occupy, possess, and use real estate and other property

Right to acquire real  
estate, etc., for location,  
approaches, etc.

needed for the location, construction, operation, and maintenance of such bridge and its approaches and terminals 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 and expropriation of property in such State.

Condemnation proceedings.

Tolls authorized.

SEC. 3. The said New Martinsville and Ohio River Bridge Company (Incorporated), 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 the authority contained in the Act of March 23, 1906.

Vol. 34, p. 85.

Acquisition authorized, after completion, by West Virginia, Ohio, etc.

SEC. 4. After the completion of such bridge, as determined by the Secretary of War, either the State of West Virginia, the State of Ohio, 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, 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 in accordance with the laws of either of such States governing the acquisition of private property for public purposes by condemnation. If at any time after the expiration of twenty years after the completion of such bridge the same is acquired by condemnation the amount of damages or compensation to be allowed shall not include good will, 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 10 per centum of the sum of the cost of constructing the bridge and its approaches and acquiring such interest in real property; and (4) actual expenditures for necessary improvements.

Compensation if acquired by condemnation.

Limitations.

Tolls under State, operation.

Rates applied to operation, sinking fund, etc.

SEC. 5. If such bridge shall be taken over or acquired by the States or political subdivisions thereof as provided in section 4 of this Act, and if tolls are charged for the use thereof, the rates of toll shall be so adjusted as to provide a fund sufficient to pay for the cost of maintaining, repairing, and operating the bridge and its approaches, to pay an adequate return on the cost thereof, and to provide a sinking fund sufficient to amortize the amount paid therefor 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 to pay the cost of acquiring the bridge and its approaches shall have been provided such bridge shall thereafter be maintained and operated free of tolls, or the rates of toll shall thereafter be so adjusted as to provide a fund of not to exceed the amount necessary for the proper care, repair, maintenance, and operation of the bridge and its approaches. An accurate record of the amount paid for acquiring the bridge and its approaches, the expenditures for operating, repairing, and maintaining the same, and the daily tolls collected shall be kept and shall be available for the information of all persons interested.

Maintenance as free bridge, etc., after amortizing costs.

Record of expenditures and receipts.

Sworn statement of construction costs, etc., to be filed after completion.

SEC. 6. The said New Martinsville and Ohio River Bridge Company (Incorporated), its successors and assigns, shall within ninety days after the completion of such bridge file with the Secretary of War a sworn itemized statement showing the actual original cost of constructing such 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, at any time within three years after the completion of such bridge, investigate the actual cost of constructing the same, and for such purpose the said New Martinsville and Ohio River Bridge Company (Incorporated), its successors and assigns, shall make available all of its records in connection with the financing and the construction thereof. The findings of the Secretary of War as to the actual original cost of the bridge shall be conclusive, subject only to review in a court of equity for fraud or gross mistake.

Investigation by Secretary of War.

Findings of Secretary conclusive.

Right to sell, etc., conferred.

SEC. 7. The right to sell, assign, transfer, and mortgage all the rights, powers, and privileges conferred by this Act is hereby granted to the New Martinsville and Ohio River Bridge Company (Incorporated), 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. 8. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Amendment.

Approved, March 10, 1928.

**CHAP. 195.**—An Act To authorize appropriations for the completion of the transfer of the experimental and testing plant of the Air Corps to a permanent site at Wright Field, Dayton, Ohio, and for other purposes.

March 10, 1928.

[H. R. 7008.]

[Public, No. 150.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That there is hereby authorized to be appropriated not to exceed \$900,000 to be expended for the completion of the transfer of the experimental and testing plant of the Air Corps to a permanent site at Wright Field, Dayton, Ohio, and the construction and installation thereon of the technical buildings and utilities and appurtenances as may be necessary.

Army.  
Amount authorized for transferring Air Corps testing plant to Wright Field, Dayton, Ohio.  
*Post*, p. 928.

Approved, March 10, 1928.

**CHAP. 196.**—An Act To amend an Act entitled "An Act for the relief of Indians occupying railroad lands in Arizona, New Mexico, or California," approved March 4, 1913.

March 10, 1928.

[H. R. 8293.]

[Public, No. 151.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That all of the provisions of an Act entitled "An Act for the relief of Indians occupying railroad lands in Arizona, New Mexico, or California," approved March 4, 1913, and amended by the Act of April 11, 1916, and the Act of June 30, 1919, be, and the same are hereby, extended to March 4, 1931: *Provided*, That the provisions of this Act shall apply only in cases where it is shown that the lands were actually occupied in good faith by Indians prior to March 4, 1913, and the applicants are otherwise entitled to receive such tracts, in allotment under existing law but for the grant to the railroad company.

Railroad grant lands. Time extended for relinquishing to Indians, in Arizona, New Mexico, and California. Vol. 37, p. 1007; Vol. 39, p. 48; Vol. 41, p. 9; Vol. 42, p. 994; Vol. 43, p. 795.

*Proviso.*  
Applicable only to Indian occupants prior to March 4, 1913.

Approved, March 10, 1928.

March 10, 1928.  
[H. R. 9202.]

[Public, No. 152.]

Military Academy.  
New cadet barracks  
at, authorized.  
*Post*, p. 929.  
*Proviso*.  
Employment of arch-  
itects.  
*Ante*, p. 130.

**CHAP. 197.**—An Act To authorize construction at the United States Military Academy, West Point, New York.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That there is hereby authorized the construction of a new cadet barracks at the United States Military Academy, West Point, New York, at a total cost of not to exceed \$825,000: *Provided*, That the Superintendent of the United States Military Academy, West Point, New York, with the approval of the Secretary of War, is authorized to employ architects to draw the necessary plans and specifications from funds herein authorized, when appropriated.

Approved, March 10, 1928.

March 10, 1928.  
[S. 771.]

[Public, No. 153.]

"Dispatch," Navy.  
Gift of, to State of  
Florida.

**CHAP. 198.**—An Act Providing for the gift of the United States ship Dispatch to the State of Florida.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That the Secretary of the Navy is authorized and directed to convey by gift to the State of Florida, for such time and upon such conditions as he deems advisable, for the use of the fisheries department of such State, the United States ship Dispatch, together with all her apparel, charts, books, and instruments of navigation; but no expense shall be caused the United States by the delivery of such vessel.

Approved, March 10, 1928.

March 10, 1928.  
[S. 2545.]

[Public, No. 154.]

Kansas.  
Sale of game preserve  
lands by.  
Vol. 39, p. 233.

*Proviso*.  
Proceeds to purchase  
other lands for game  
preserve.

**CHAP. 199.**—An Act To authorize the sale of certain lands near Garden City, Kansas.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That the State of Kansas be, and it is hereby, authorized to sell all or any part of the following described land granted to said State under the provisions of the Act of Congress approved June 22, 1916, to wit: Sections 25, 26, and 35 in township 24 south, and sections 1 and 2 in township 25 south, all in range 33 west of the sixth principal meridian, notwithstanding the restrictions contained in said Act: *Provided*, That the proceeds of said sale shall be used to purchase land in sections 23 and 24 in township 24, range 33, and in sections 19 and 30 in township 24, range 32, all in Finney County, Kansas, to be used as a State game preserve.

Approved, March 10, 1928.

March 10, 1928.  
[H. J. Res. 176.]

[Pub. Res., No. 15.]

Menominee River.  
Consent given to  
agreement between  
Wisconsin and Michi-  
gan for constructing  
bridge across, between  
Marinette, Wis., and  
Menominee, Mich.  
*Post*, p. 303.

**CHAP. 200.**—Joint Resolution Granting consent of Congress to an agreement or compact entered into between the State of Wisconsin and the State of Michigan for the construction, maintenance, and operation of a highway bridge across the Menominee River.

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled*, That the consent of Congress of the United States be, and it is hereby, given to the States of Wisconsin and Michigan to enter into the agreement or compact executed by the State Highway Commissioner of the State of Wisconsin and the Highway Commission of the State of Michigan pursuant to authority of chapter 87 of the Wisconsin statutes, and the authority of Act 354 of the Public Acts of 1925, and Special Act 98

of the Public Acts of 1927 of the State of Michigan: *Provided*, That nothing therein contained shall be construed as impairing or in any manner affecting any right or jurisdiction of the United States in and over the region which forms the subject of said agreement; which agreement is in words and figures as follows:

*Proviso.*  
Federal jurisdiction  
not affected.

### AGREEMENT

Agreement.

#### MENOMINEE-MARINETTE BRIDGE AT BRIDGE STREET RELOCATION WISCONSIN HIGHWAY COMMISSION WITH MICHIGAN STATE HIGHWAY COMMISSIONER

This agreement, executed this 14th day of January, 1927, by and between Frank F. Rogers, State Highway Commissioner of the State of Michigan with offices at Lansing, Michigan, party of the first part; and the Wisconsin Highway Commission, with offices at Madison, Wisconsin, party of the second part:

Witnesseth that:

Whereas the existing interstate bridge, crossing the Menominee River at Bridge Street and joining the Municipalities of Marinette, Wisconsin, and Menominee, Michigan, is in an unsafe condition and requires early reconstruction; and

Whereas a proper plan for reconstruction involves a relocation and includes a grade separation and expensive approach fills and properly extends as a project from the center of Dunlap Square in the city of Marinette to the center line of Ogden Avenue in the city of Menominee; and

Whereas the State boundary line, as determined by the United States Supreme Court in a late decision, lies entirely north of the proposed actual structure spanning the Menominee River, and thereby complicates the respective responsibilities of the two parties hereto both as regards construction and maintenance obligations.

Now, therefore, It is hereby agreed:

1. That this project shall, subject to changes to be hereafter mutually agreed upon as signified by joint approval of all subsequent plans and estimates, be built in accord with the preliminary plans prepared by the first party and marked "Exhibit A" and approved by the second party and hereto attached and considered as an integral part of this agreement, and that the detailed plans and specifications for the project shall be prepared by the first party subject to the approval of the second party.

2. That each party shall either directly or through the respective cities, townships, and counties within which the work is situated, furnish and bear the full cost of all right of way and abutting and property damages arising from or necessary to the execution of the plans as they may be finally, mutually, and jointly approved by the said parties, as applying to property situated on the side of the existing interstate boundary line subject to the jurisdiction of the respective parties hereto or the respective cities, townships, and counties within the respective States.

3. That aside from the stipulations stated in item 2 above, the entire cost of fully executing the project shall be borne equally by the respective parties hereto and that to this end any contribution or assessment, to be hereafter paid by the Chicago and North Western Railway Company and/or by the Chicago, Milwaukee and Saint Paul Railway Company and/or by any other public utility company affected by the project, shall be credited equally to the shares of the parties hereto and, further,

Agreement—Contd.

that any contribution or assessment, which may be arranged by either party to be paid by a county, township, or municipality within the respective States, shall be guaranteed by the respective parties hereto and that all payments and transactions in the handling of the construction of this project shall be directly between the parties hereto, each of whom agrees to act as its own collecting agent in dealing with the other contributing parties in their respective States.

4. All contracts shall be let jointly by the first and second parties hereto, who shall jointly constitute the first party to all such contracts and no contracts shall be let until after formal approval of awards by each party. The work of construction shall be administered under the joint supervision of the first and second parties as first party of all of the aforesaid contracts to be let under the terms of this agreement, but the second party hereto agrees that its inspection and supervision shall be administered through the representatives of the first party and not through direct dealings with the contractors, and that any matters of dispute in regard to the administration of the contracts shall be adjusted jointly by the bridge engineers of the respective parties hereto. Each party may retain such engineering assistance in supervising the work as it may deem necessary and the cost of such engineering, including office work and administration as may become necessary, shall be considered a legitimate charge to the project. Estimates to the contractor shall be paid direct by each party hereto, each in the amount of 50 per centum of the total estimated amounts due under the provisions of the specifications of the first party and as approved by the second party, all estimates being prepared by the first party at two week intervals or thereabouts, approved by the first party and submitted to the second party for approval, the second party making payment direct to the contractor on approval of estimates and the first party likewise making payment to the contractor on receipt of copies of the estimates after being approved by the second party. Authorizations for extra work will be handled in the same manner as the original contracts. The engineering costs on this project will be considered as including expenditures made by each party prior to the date of the execution of this agreement as well as all such costs subsequent thereto.

5. The work to be covered by this agreement is further indicated in an approximate preliminary estimate of cost known as Exhibit B, based on Exhibit A, attached herewith and considered as an integral part of this agreement. This estimate is for preliminary budget purposes, it being agreed that the shares of the respective parties shall be based upon the actual cost of the work.

6. For the purpose of future maintenance it is hereby agreed that the first and second parties shall, upon completion of this project, each maintain that portion of the project (or bear the expense of doing so) which lies north and south respectively of the center of the third span measured from the north end of the river structure.

7. That the first and second parties shall, through their respective United States Senators and Congressmen from the districts within which the project is situated, take the necessary steps to secure the approval of the United States Congress at the 1928 session, authorizing the construction of said project,

and also the necessary approval of the United States War Department.

Agreement—Contd.

In witness whereof the parties hereto have on the day first above written caused this agreement to be executed by their proper authorities.

FOR THE STATE OF MICHIGAN,

By FRANK F. ROGERS,  
*State Highway Commissioner.*

FOR THE STATE OF WISCONSIN,

By WISCONSIN HIGHWAY COMMISSION,

(Signed) C. R. WEYMOUTH,  
*Secretary.*

[SEAL.]

Approved as to form,  
LINCOLN E. BRADT,  
*Legal Adviser.*

Approved December 1, 1927.

(Signed) C. A. MELICK,  
*Bridge Engineer, Michigan State  
Highway Department.*

SEC. 2. That the right to alter, amend, or repeal this resolution is hereby expressly reserved. Amendment.

Approved, March 10, 1928.

**CHAP. 203.**—An Act Authorizing the States of Wisconsin and Michigan to construct, maintain, and operate a free highway bridge across the Menominee River at or near Marinette, Wisconsin.

March 12, 1928.  
[S. 2902.]  
[Public, No. 155.]

*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 Wisconsin and the State of Michigan be, and are hereby, authorized to construct, maintain, and operate a free highway bridge and approaches thereto across the Menominee River at a point suitable to the interests of navigation at or near Marinette, Wisconsin, in accordance with the provisions of an Act entitled "An Act to regulate the construction of bridges over navigable waters," approved March 23, 1906.

Menominee River.  
Wisconsin and Michigan may bridge, at Marinette, Wis.  
*Anc.*, p. 300.

Construction.  
Vol. 34, p. 84.

SEC. 2. There is hereby conferred upon the State of Wisconsin and the State of Michigan 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 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.

Right to acquire real estate, etc., for location, approaches, etc.

Condemnation proceedings.

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

Amendment.

Approved, March 12, 1928.

March 12, 1928.

[H. R. 437.]

[Public, No. 156.]

**CHAP. 204.**—An Act Authorizing the Maysville Bridge Company, its successors and assigns, to construct, maintain, and operate a bridge across the Ohio River at or near Maysville, Kentucky.

Ohio River.  
Maysville Bridge  
Company may bridge,  
at Maysville, Ky., and  
Aberdeen, Ohio.

Construction.  
Vol. 34, p. 84.  
Post, p. 1430.

Authority for rail-  
way, highway, or com-  
bined bridge.

Right to acquire real  
estate, etc., for location,  
approaches, etc.

Condemnation pro-  
ceedings.

Acquisition author-  
ized, after completion,  
by Kentucky, Ohio,  
etc.

Compensation if ac-  
quired by condemna-  
tion.

Limitations.

Tolls under State,  
etc., operation.

Rates applied to op-  
eration, sinking fund,  
etc.

*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 Maysville Bridge Company, its successors and assigns, 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 interests of navigation, at or near Maysville, Kentucky, and Aberdeen, Ohio, in accordance with the provisions of the Act entitled "An Act to regulate the construction of bridges over navigable waters," approved March 23, 1906, and subject to the conditions and limitations contained in this Act.

**SEC. 2.** The Maysville Bridge Company, its successors and assigns, is authorized to construct, maintain, and operate such bridge and the necessary approaches thereto as a railroad bridge for the passage of railway trains or street cars, or both, or as a highway bridge for the passage of pedestrians, animals, and vehicles, adapted to travel on public highways, or as a combined railroad and highway bridge for all such purposes; and there is hereby conferred upon Maysville Bridge Company, its successors and assigns, 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 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.** After the completion of such bridge, as determined by the Secretary of War, if the same is constructed as a highway bridge only, either the State of Kentucky, the State of Ohio, any public agency or 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, 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 twenty 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 good will, 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 10 per centum of the sum of the cost of constructing the bridge and its approaches and acquiring such interest in real property, and (4) actual expenditures for necessary improvements.

**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 reason-

able 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, or the rates of toll shall thereafter be so adjusted as to provide a fund of not to exceed the amount necessary for the proper maintenance, repair, and operation of the bridge and its approaches under economical management. 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.

Maintenance as free bridge, etc., after amortizing costs.

Record of expenditures and receipts.

SEC. 5. If such bridge is constructed as a combined railroad bridge for the passage of railway trains or street cars, and a highway bridge for the passage of pedestrians, animals, and vehicles, then the right of purchase and condemnation conferred by this act shall apply to a right of way thereover for the passage without cost of persons, animals, and vehicles adapted to travel on public highways; and if the right of purchase or condemnation shall be exercised as to such right of way over the bridge, then the measure of damages or compensation to be allowed or paid for such right of way shall be a sum equal to the difference between the actual fair cash value of such bridge determined in accordance with the provisions of section 3 of this Act, and what its actual fair cash value so determined would have been if such bridge had been constructed as a railroad bridge only. If the right of purchase or condemnation conferred by this Act shall be exercised as to the right of way over such bridge, then that part of the bridge which shall be purchased or condemned and shall be thereafter actually used for the passage of pedestrians, animals, or vehicles, shall be maintained, operated, and kept in repair by the purchaser thereof.

Application of acquisition of right of way for combined bridge.

Maintenance, etc., of highway bridge.

SEC. 6. The Maysville Bridge Company, its successors and assigns, shall within ninety days after the completion of such bridge file with the Secretary of War, and the highway departments of the States of Kentucky and Ohio, 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 Maysville Bridge Company, 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.

Sworn statement of construction costs, etc., to be filed after completion.

Investigation by Secretary of War.

Findings of Secretary conclusive.

SEC. 7. The right to sell, assign, transfer, and mortgage all the rights, powers, and privileges conferred by this Act is hereby granted to the Maysville Bridge Company, its successors and assigns, and

Right to sell, etc., conferred.

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.

Amendment.

SEC. 8. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, March 12, 1928.

March 12, 1928.  
[H. R. 472.]  
[Public, No. 157.]

CHAP. 205.—An Act Authorizing Dwight P. Robinson and Company, Incorporated, its successors and assigns, to construct, maintain, and operate a bridge across the Ohio River at or near Maysville, Kentucky.

Ohio River.  
Dwight P. Robinson  
and Company may  
bridge, at Maysville,  
Ky., and Aberdeen,  
Ohio.

*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, Dwight P. Robinson and Company, Incorporated, its successors and assigns 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 interests of navigation at or near Maysville, Kentucky, and Aberdeen, Ohio, 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.

Construction.  
Vol. 34, p. 84.  
Post, p. 1182.

Right to acquire real  
estate, etc., for location,  
approaches, etc.

SEC. 2. There is hereby conferred upon Dwight P. Robinson and Company, Incorporated, its successors and assigns, 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 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.

Condemnation pro-  
ceedings.

Tolls authorized.

SEC. 3. The said Dwight P. Robinson and Company, Incorporated, its successors and assigns, is hereby authorized to fix and charge tolls for transit over such bridge, and the rates of tolls 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.

Vol. 34, p. 85.

Acquisition author-  
ized, after completion,  
by Kentucky, Ohio,  
etc.

SEC. 4. After the completion of such bridge, as determined by the Secretary of War, either the State of Kentucky, the State of Ohio, any public agency or political subdivision of either of such States within or adjoining which any part of the bridge is located, 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 twenty 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 good will, 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

Compensation if ac-  
quired by condemna-  
tion.

Limitations.



actual depreciation in value, (2) the actual cost of acquiring such interests in real property, (3) actual financing and promotion costs, not to exceed 10 per centum of the sum of the cost of constructing the bridge and its approaches and acquiring such interest in real property, and (4) actual expenditures for necessary improvements.

SEC. 5. If such bridge shall be taken over or acquired by the States or public agencies or political subdivisions thereof, or by either of them, as provided in section 4 of this Act, and if tolls are thereafter charged for the use thereof, the rates of tolls 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 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 to pay the cost of acquiring the bridge and its approaches shall have been so provided, such bridge shall thereafter be maintained and operated free of tolls, or the rates of tolls shall thereafter be so adjusted as to provide a fund of not to exceed the amount necessary for the proper maintenance, repair, and operation of the bridge and its approaches under economical management. 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.

Tolls under State, etc., operation.

Rates applied to operation, sinking fund, etc.

Maintenance as free bridge, etc., after amortizing costs.

Record of expenditures and receipts.

Sworn statement of construction costs to be filed after completion.

SEC. 6. The Dwight P. Robinson and Company, Incorporated, 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 Kentucky and Ohio, 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 Dwight P. Robinson and Company, Incorporated, its successors and assigns, shall make available all 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 4 of this Act, subject only to the review in a court of equity for fraud or gross mistake.

Investigation by Secretary of War.

Findings of Secretary conclusive.

Right to sell, etc., conferred.

SEC. 7. The right to sell, assign, transfer, and mortgage all the rights, powers, and privileges conferred by this Act, is hereby granted to Dwight P. Robinson and Company, Incorporated, 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 upon such corporation or person.

Amendment.

SEC. 8. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, March 12, 1928.

March 12, 1928.  
[H. R. 8899.]  
[Public, No. 158.]

**CHAP. 206.**—An Act Granting the consent of Congress to the highway department of the State of Alabama to construct, maintain, and operate a free highway bridge across the Tombigbee River at or near Epes, Alabama.

Tombigbee River.  
Alabama may bridge,  
at Epes.

*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 the State of Alabama to construct, maintain, and operate a free highway bridge and approaches thereto across the Tombigbee River at a point suitable to the interests of navigation, at or near Epes, in the State of Alabama, in accordance with the provisions of the Act entitled "An Act to regulate the construction of bridges over navigable waters," approved March 23, 1906.

Construction.  
Vol. 34, p. 84.

Amendment.

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

Approved, March 12, 1928.

March 12, 1928.  
[H. R. 8900.]  
[Public, No. 159.]

**CHAP. 207.**—An Act Granting the consent of Congress to the highway department of the State of Alabama to construct, maintain, and operate a free highway bridge across the Tombigbee River near Gainesville on the Gainesville-Eutaw road between Sumter and Green Counties, Alabama.

Tombigbee River.  
Alabama may bridge,  
at Gainesville.

*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 the State of Alabama to construct, maintain, and operate a free highway bridge and approaches thereto across the Tombigbee River at a point suitable to the interests of navigation, at or near Gainesville on the Gainesville-Eutaw road between Sumter and Green Counties, in the State of Alabama, in accordance with the provisions of the Act entitled "An Act to regulate the construction of bridges over navigable waters," approved March 23, 1906.

Construction.  
Vol. 34, p. 84.

Former Act repealed.  
Vol. 44, p. 217, re-  
pealed.

SEC. 2. The Act of Congress approved March 22, 1926, entitled "An Act granting the consent of Congress to the highway department of the State of Alabama to construct a bridge across the Tombigbee River near Gainesville on the Gainesville-Eutaw road between Sumter and Green Counties, Alabama," is hereby repealed.

Amendment.

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

Approved, March 12, 1928.

March 12, 1928.  
[H. R. 9019.]  
[Public, No. 160.]

**CHAP. 208.**—An Act Granting the consent of Congress to the State Highway Commission of Arkansas to construct, maintain, and operate a bridge across the Ouachita River at or near Calion, Arkansas.

Ouachita River.  
Arkansas may bridge,  
at Calion.

*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 Highway Commission of Arkansas to construct, maintain, and operate a bridge and approaches thereto across the Ouachita River at a point suitable to the interests of navigation at or near Calion, within five miles of the bridge of the Chicago, Rock Island and Pacific Railway Company, in the counties of Union and Calhoun in the State of Arkansas, 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.

Construction.  
Vol. 34, p. 84.

Rates of toll to pro-  
vide for operation, sink-  
ing fund, etc.

SEC. 2. If tolls are charged for the use of such bridge, the rates of toll shall be so adjusted as to provide a fund sufficient to pay the reasonable cost of maintaining, repairing, and operating the bridge

and its approaches under economical management, and to provide a sinking fund sufficient to amortize the cost of the bridge and its approaches, including reasonable interest and financing cost, as soon as possible under reasonable charges, but within a period of not to exceed twenty years from the completion thereof. After a sinking fund sufficient for such amortization shall have been so provided, such bridge shall thereafter be maintained and operated free of tolls, or the rates of toll shall thereafter be so adjusted as to provide a fund of not to exceed the amount necessary for the proper maintenance, repair, and operation of the bridge and its approaches under economical management. An accurate record of the costs of the bridge and its approaches, the expenditures for maintaining, repairing, and operating the same, and of the daily tolls collected, shall be kept and shall be available for the information of all persons interested.

Maintenance as free bridge, etc., after amortizing cost.

Record of expenditure and receipts.

Amendment.

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

Approved, March 12, 1928.

**CHAP. 209.**—An Act To extend the times for commencing and completing the construction of a bridge across the Chattahoochee River at or near Alaga, Alabama.

March 12, 1928.

[H. R. 9063.]

[Public, No. 161.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the times for commencing and completing the construction of the bridge authorized by the Act of Congress approved June 7, 1924, to be built across the Chattahoochee River at or near Alaga, Alabama, connecting Houston County, Alabama, and Early County, Georgia, are hereby extended one and three years, respectively, from the date of approval hereof.

Chattahoochee River.  
Time extended for bridging, at Alaga, Ala.  
Vol. 43, p. 663, amended.

Amendment.

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

Approved, March 12, 1928.

**CHAP. 210.**—An Act Granting the consent of Congress to the Arkansas Highway Commission to construct, maintain, and operate a free highway bridge across the Current River at or near Success, Arkansas.

March 12, 1928.

[H. R. 9204.]

[Public, No. 162.]

*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 Arkansas Highway Commission to construct, maintain, and operate a free highway bridge and the approaches thereto across the Current River, at a point suitable to the interests of navigation, at or near Success, in the county of Clay, Arkansas, in accordance with the provisions of an Act entitled "An Act to regulate the construction of bridges over navigable waters," approved March 23, 1906.

Current River.  
Arkansas may bridge, at Success.

Construction.  
Vol. 34, p. 84.

Amendment.

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

Approved, March 12, 1928.

**CHAP. 211.**—An Act Granting the consent of Congress to the board of county commissioners of Trumbull County, Ohio, to construct, maintain, and operate a free highway bridge across the Mahoning River at or near Warren, Trumbull County, Ohio.

March 12, 1928.

[H. R. 9339.]

[Public, No. 163.]

*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 board of county commissioners of

Mahoning River.  
Trumbull County,  
Ohio, may bridge, at Warren.

Construction.  
Vol. 34, p. 84.  
Post, p. 1535.  
Amendment.

Trumbull County, Ohio, to construct, maintain, and operate a free highway bridge, together with the necessary approaches thereto, across the Mahoning River at a point suitable to the interests of navigation at or near the City of Warren, 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.

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

Approved, March 12, 1928.

March 12, 1928.  
[H. R. 9484.]  
[Public, No. 164.]

**CHAP. 212.**—An Act Granting the consent of Congress to the highway department of the State of Alabama to construct, maintain, and operate a free highway bridge across the Tombigbee River at or near Aliceville on the Gainesville-Aliceville Road in Pickens County, Alabama.

Tombigbee River.  
Alabama may bridge,  
at Aliceville.

*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 the State of Alabama to construct, maintain, and operate a free highway bridge and approaches thereto across the Tombigbee River at a point suitable to the interests of navigation, at or near Aliceville on the Gainesville-Aliceville Road in the county of Pickens, in the State of Alabama, in accordance with the provisions of the Act entitled "An Act to regulate the construction of bridges over navigable waters," approved March 23, 1906.

Construction.  
Vol. 34, p. 84.

Former Act repealed.  
Vol. 44, p. 214, re-  
pealed.

SEC. 2. The Act of Congress approved March 22, 1926, granting the consent of Congress to the highway department of the State of Alabama to construct a bridge across the Tombigbee River near Aliceville on the Gainesville-Aliceville Road in Pickens County, Alabama, is hereby repealed.

Amendment.

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

Approved, March 12, 1928.

March 12, 1928.  
[S. 1946.]  
[Public, No. 165.]

**CHAP. 213.**—An Act Relative to the pay of certain retired warrant officers and enlisted men and warrant officers and enlisted men of the reserve forces of the Army, Navy, Marine Corps, and the Coast Guard, fixed under the terms of the Panama Canal Act, as amended.

Panama Canal.  
No reduction of pay,  
etc., of retired warrant  
officers and enlisted  
men, serving in.  
Vol. 37, p. 561.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That section 4 of the Panama Canal Act, as amended, shall not be construed as requiring the deduction of the retired pay or allowances of any retired warrant officer or enlisted man of the Army, Navy, Marine Corps, or Coast Guard, or the training pay, retainer pay, or allowances of any warrant officer or enlisted man of the reserve forces of the Army, Navy, Marine Corps, or Coast Guard, from the amount of the salary or compensation provided by or fixed under the terms of the Panama Canal Act, as amended.

Approved, March 12, 1928.

March 13, 1928.  
[H. R. 9196.]  
[Public, No. 166.]

**CHAP. 216.**—An Act Granting the consent of Congress to the Highway Department of the State of Tennessee to construct, maintain, and operate a bridge across the Tennessee River on the Decatur-Kingston Road in Roane County, Tennessee.

Tennessee River.  
Tennessee may  
bridge, in Roane  
County.

*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 the

State of Tennessee to construct, maintain, and operate a bridge and approaches thereto across the Tennessee River at a point suitable to the interests of navigation, on the Decatur-Kingston Road in Roane County, in the State of Tennessee, in accordance with the provisions of the Act entitled "An Act to regulate the construction of bridges over navigable waters," approved March 23, 1906, and subject to the conditions and limitations contained in this Act.

SEC. 2. If tolls are charged for the use of such bridge, the rates of toll shall be so adjusted as to provide a fund sufficient to pay the reasonable cost of maintaining, repairing, and operating the bridge and its approaches under economical management, and to provide a sinking fund sufficient to amortize the cost of the bridge and its approaches, including reasonable interest and financing cost, as soon as possible under reasonable charges, but within a period of not to exceed twenty-five years from the completion thereof. After a sinking fund sufficient for such amortization shall have been so provided, such bridge shall thereafter be maintained and operated free of tolls, or the rates of toll shall thereafter be so adjusted as to provide a fund of not to exceed the amount necessary for the proper maintenance, repair, and operation of the bridge and its approaches under economical management. An accurate record of the costs of the bridge and its approaches, the expenditures for maintaining, repairing, and operating the same, and of the daily tolls collected shall be kept and shall be available for the information of all persons interested.

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

Approved. March 13, 1928.

Construction.  
Vol. 34, p. 84.

Rates of toll to provide for operation, sinking fund, etc.

Maintenance as free bridge, etc., after amortizing costs, etc.

Record of expenditures and receipts.

Amendment.

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CHAP. 217.—An Act Authorizing the Secretary of Agriculture to sell the Weather Bureau station known as Mount Weather, in the counties of Loudoun and Clarke, in the State of Virginia.

March 13, 1928.  
[S. 1531.]

[Public, No. 167.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of Agriculture be, and he is hereby, authorized and directed to advertise for sale and to sell to the highest responsible bidder the premises known as Mount Weather, in the counties of Loudoun and Clarke, in the State of Virginia, and comprising eighty-four and eighty-one one-hundredths acres of land, more or less, together with the buildings and other improvements thereon, including laboratories, cottages, sheds, stables, shops, heating and power plant, kite shelter, and other buildings of whatever nature, together with all rights, easements, and appurtenances thereto belonging, at such time, in such manner, and upon such terms as he may deem for the best interests of the United States; to convey such property to the purchaser thereof by the usual quitclaim deed, and to deposit the proceeds of such sale in the Treasury of the United States as a miscellaneous receipt, after deducting the expenses incident to such sale, but the Secretary of Agriculture shall reserve the right to reject any and all bids if in his judgment it is in the public interest to do so; and in the event of a general rejection of bids, to readvertise the property under conditions provided herein as often as may be necessary to accomplish sale.

Weather Bureau.  
Sale authorized of  
Mount Weather, Va.,  
station.  
Post, pp. 1065, 1625.

Deposit of proceeds  
as miscellaneous re-  
ceipts.

Approved, March 13, 1928.

March 13, 1928.  
[H. R. 5476.]  
[Public, No. 163.]

**CHAP. 218.**—An Act To authorize the Secretary of War to sell to the Pennsylvania Railroad Company a tract of land situate in the city of Philadelphia and State of Pennsylvania.

Army.  
Sale of tract in Philadelphia to Pennsylvania Railroad Company.

*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 Pennsylvania Railroad Company, or its nominee, a tract of land containing one and five thousand five hundred and twelve thousandths acres, more or less, said tract now forming a part of War Department reservation at Twenty-first Street and Oregon Avenue, being the westerly end of the reservation, situate in the city of Philadelphia and State of Pennsylvania, which said tract is no longer needed for military purposes, and to execute and deliver in the name of the United States and in its behalf, with and to the said the Pennsylvania Railroad Company, or its nominee, any and all contracts, conveyances, or other instruments necessary to effectuate such sale; the proceeds of the sale of the property hereinbefore designated to be deposited in the Treasury to the credit of the fund known as the Military posts construction fund: *Provided*, That the Secretary of War shall have the said tract appraised at the expense of the Pennsylvania Railroad Company: *And provided further*, That the Secretary of War shall not sell said tract for a less consideration than the appraised value hereinbefore referred to.

Proceeds to military posts construction fund.

Provisos.  
Appraisal.

No sale for less than appraised value.

Approved, March 13, 1928.

March 13, 1928.  
[S. 703.]  
[Public, No. 169.]

**CHAP. 219.**—An Act Authorizing the Secretary of the Interior to execute an agreement with the Middle Rio Grande Conservancy District providing for conservation, irrigation, drainage, and flood control for the Pueblo Indian lands in the Rio Grande Valley, New Mexico, and for other purposes.

Middle Rio Grande Conservancy District.  
Agreement with, for irrigation, etc., of Pueblo Indian lands in New Mexico.  
Vol. 44, p. 1098.  
Post, pp. 900, 1640.

*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 enter into an agreement with the Middle Rio Grande Conservancy District, a political subdivision of the State of New Mexico, providing for conservation, irrigation, drainage, and flood control for the Pueblo Indian lands situated within the exterior boundaries of the said Middle Rio Grande Conservancy District, as provided for by plans prepared for this purpose in pursuance to an Act of February 14, 1927 (Forty-fourth Statutes at Large, page 1098). The construction cost of such conservation, irrigation, drainage, and flood-control work apportioned to the Indian lands shall not exceed \$1,593,311, and said sum, or so much thereof as may be required to pay the Indians' share of the cost of the work herein provided for, shall be payable in not less than five installments without interest, which installments shall be paid annually as work progresses: *Provided*, That should at any time it appear to the said Secretary that construction work is not being carried out in accordance with plans approved by him, he shall withhold payment of any sums that may under the agreement be due the conservancy district until such work shall have been done in accordance with the said plans: *Provided further*, That in determining the share of the cost of the works to be apportioned to the Indian lands there shall be taken into consideration only the Indian acreage benefited which shall be definitely determined by said Secretary and such acreage shall include only lands feasibly susceptible of economic irrigation and cultivation, and materially benefited by this work, and in no event shall the average per acre cost for the area of Indian

Indians' share of construction costs payable in installments.

Provisos.  
Payment withheld if work not approved.

Apportionment of cost of work to lands.

lands benefited exceed \$67.50: *Provided further*, That all present water rights now appurtenant to the approximately eight thousand three hundred and forty-six acres of irrigated Pueblo lands owned individually or as pueblos under the proposed plans of the district, and all water for the domestic purposes of the Indians and for their stock shall be prior and paramount to any rights of the district or of any property holder therein, which priority so defined shall be recognized and protected in the agreement between the Secretary of the Interior and the said Middle Rio Grande Conservancy District, and the water rights for the newly reclaimed lands shall be recognized as equal to those of like district lands and be protected from discrimination in the division and use of water, and such water rights, old as well as new, shall not be subject to loss by nonuse or abandonment thereof so long as title to said lands shall remain in the Indians individually or as pueblos or in the United States, and such irrigated area of approximately 8,346 acres shall not be subject by the district or otherwise to any pro rata share of the cost of future operation and maintenance or betterment work performed by the district. The share of the cost paid the district on behalf of the Indian lands under the agreement herein authorized, including any sum paid to the district from the funds authorized to be appropriated by the Act of February 14, 1927 (Forty-fourth Statutes at Large, page 1098), shall be reimbursed to the United States under such rules and regulations as may be prescribed by the Secretary of the Interior: *Provided*, That such reimbursement shall be made only from the proceeds of leases of the newly reclaimed pueblo lands whether leased by Indians or others, Indians, however, to be given the preference in the making of such leases, and the proceeds of such leases to be applied, first, to the reimbursement of the cost of the works apportioned to said irrigated area of approximately 8,346 acres: *Provided further*, That as to not to exceed 4,000 acres of such newly reclaimed lands if cultivated by Indians no rentals shall be charged the Indians: *Provided further*, That there is hereby created against the newly reclaimed lands a first lien for the amount of the cost of the works apportioned to such newly reclaimed lands which lien shall not be enforced during the period that the title to such lands remains in the pueblo or individual Indian ownership: *Provided further*, That said Secretary of the Interior, through the Commissioner of Indian Affairs, or his duly authorized agent, shall be recognized by said district in all matters pertaining to its operation in the same ratio that the Indian lands bear to the total area of lands within the district, and that the district books and records shall be available at all times for inspection by said representative.

Approved, March 13, 1928.

Protection of present water rights, domestic supply, etc.

Recognition of water rights on newly reclaimed land.

Area not subject to cost of future operation, etc.

Reimbursement of share of cost from Indian funds.

Vol. 44, p. 1098.

From leases of newly reclaimed pueblo lands.

No rentals if cultivated by Indians.

Lien for cost of work, not enforced against pueblo lands or on Indian ownership.

Recognition of authority of Secretary of Interior.

**CHAP. 220.**—An Act Granting the consent of Congress to the Highway Department of the State of Tennessee to construct, maintain, and operate a bridge across the Clinch River on the Sneedville-Rogersville Road in Hancock County, Tennessee.

*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 the State of Tennessee to construct, maintain, and operate a bridge and approaches thereto across the Clinch River, at a point suitable to the interests of navigation, on the Sneedville-Rogersville Road in Hancock County, in the State of Tennessee, in accordance with the

March 14, 1928.  
[H. R. 9233.]  
[Public, No. 170.]

Clinch River.  
Tennessee may  
bridge, in Hancock  
County.

Construction.  
Vol. 34, p. 84.

Rates of toll applied  
to operation, sinking  
fund, etc.

Maintenance as free  
bridge, etc., after  
amortizing costs.

Record of expendi-  
tures and receipts.

Former Act repealed.  
Vol. 44, p. 1271, re-  
pealed.

Amendment.

provisions of the Act entitled "An Act to regulate the construction of bridges over navigable waters," approved March 23, 1906, and subject to the conditions and limitations contained in this Act.

SEC. 2. If tolls are charged for the use of such bridge, the rates of tolls shall be so adjusted as to provide a fund sufficient to pay the reasonable cost of maintaining, repairing, and operating the bridge and its approaches under economical management, and to provide a sinking fund sufficient to amortize the cost of the bridge and its approaches, including reasonable interest and financing cost, as soon as possible under reasonable charges, but within a period of not to exceed twenty-five years from the completion thereof. After a sinking fund sufficient for such amortization shall have been so provided, such bridge shall thereafter be maintained and operated free of tolls, or the rates of toll shall thereafter be so adjusted as to provide a fund of not to exceed the amount necessary for the proper maintenance, repair, and operation of the bridge and its approaches under economical management. An accurate record of the costs of the bridge and its approaches, the expenditures for maintaining, repairing, and operating the same, and of the daily tolls collected, shall be kept and shall be available for the information of all persons interested.

SEC. 3. The Act of Congress approved March 2, 1927, for the construction of a bridge by the Highway Department of the State of Tennessee across the Clinch River on the Sneedville-Rogersville Road in Hancock County, Tennessee, is hereby repealed.

SEC. 4. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, March 14, 1928.

March 14, 1928.

[H. R. 9843.]

[Public, No. 171.]

**CHAP. 221.**—An Act To extend the times for commencing and completing the construction of a bridge across the Kanawha River in or near Henderson, West Virginia, to a point opposite thereto in or near Point Pleasant, West Virginia.

Kanawha River.  
Time extended for  
bridging, from Hender-  
son to Point Pleasant,  
W. Va.  
Vol. 44, p. 1267,  
amended.  
Post, p. 1525.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the times for commencing and completing the construction of the bridge authorized by the Act of Congress approved March 2, 1927, to be built across the Kanawha River in or near Henderson, West Virginia, to a point opposite thereto in or near Point Pleasant, West Virginia, are hereby extended one and three years, respectively, from the date of approval hereof.

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

Approved, March 14, 1928.

March 15, 1928.

[S. 2342.]

[Public, No. 172.]

**CHAP. 222.**—An Act Providing for a per capita payment of \$25 to each enrolled member of the Chippewa Tribe of Minnesota from the funds standing to their credit in the Treasury of the United States.

Chippewa Indians,  
Minn.  
Per capita payment  
from principal fund.  
Vol. 25, p. 645.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of the Interior be, and he is hereby, authorized to withdraw from the Treasury of the United States so much as may be necessary of the principal fund 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 (Twenty-fifth Statutes at Large, page 642), entitled "An



Act for the relief and civilization of the Chippewa Indians in the State of Minnesota," and to make therefrom a per capita payment or distribution of \$25 to each of the enrolled Chippewa Indians of Minnesota, under such rules and regulations as the said Secretary may prescribe: *Provided*, That before any payment is made hereunder the Chippewa Indians of Minnesota shall, in such manner as may be prescribed by the Secretary of the Interior, ratify the provisions of this Act and accept same: *Provided further*, That the money paid to the Indians as authorized herein shall not be subject to any lien or claim of attorneys or other parties.

Approved, March 15, 1928.

*Provisos.*  
Acceptance by  
Indians.

Not subject to any  
lien, etc.

**CHAP. 223.**—An Act To authorize the Secretary of War to grant rights of way to the Vicksburg Bridge and Terminal Company, upon, over, and across the Vicksburg National Military Park at Vicksburg, Warren County, Mississippi.

March 15, 1928.  
[H. R. 11197.]  
[Public, No. 173.]

*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 to grant to the Vicksburg Bridge and Terminal Company, a corporation organized and existing under the laws of the State of Delaware, its successors and assigns, rights of way, in such location and under such conditions and regulations as are deemed advisable by the Secretary of War, for the construction, maintenance, and operation of railroad, telegraph, telephone, street car, water, gas, oil, and electric light and power lines, and a highway for vehicular traffic upon, over, and across the Vicksburg National Military Park in the county of Warren, State of Mississippi: *Provided*, That such construction, maintenance, and operation shall not interfere with the use of said military park for the purpose for which established: *And provided further*, That any and all work that may be required by the Secretary of War to be performed by the Vicksburg Bridge and Terminal Company, its successors and assigns, shall be without expense to the United States.

Vicksburg National  
Park, Miss.  
Right of way across,  
granted Vicksburg  
Bridge and Terminal  
Company.

*Provisos.*  
No interference with  
park uses.

Without Govern-  
ment expense.

Use of facilities by  
other utilities.

Compensation.

Use for other pur-  
poses forbidden.

**SEC. 2.** That any other person, firm, corporation, copartnership, or association organized or existing under the laws of any State or Territory of the United States, or the trustees, lessees, or receivers thereof, having a franchise for the operation of railroad, telegraph, telephone, street car, water, gas, oil, and electric light and power line or lines may, upon obtaining a license from the Secretary of War, use the facilities mentioned, or any of them upon payment to the Vicksburg Bridge and Terminal Company of just compensation for such use; and if the parties concerned can not agree upon the amount of such compensation, the sum or sums to be paid for the said use shall be fixed by the Secretary of War.

**SEC. 3.** That no part of such rights of way as may be granted by the Secretary of War under the provisions of this Act for the purposes aforesaid shall be used for any other purpose or purposes, and if any part thereof shall be so used, or shall cease to be used for the purposes for which granted, such part shall revert to the United States.

**SEC. 4.** That the right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, March 15, 1928.

Amendment.

March 16, 1928.

[H. R. 66.]

[Public, No. 174.]

**CHAP. 224.**—An Act Authorizing B. L. Hendrix, G. C. Trammel, and C. S. Miller, their heirs, legal representatives, and assigns, to construct, maintain, and operate a bridge across the Ohio River at or near Mound City, Illinois.

Ohio River.  
B. L. Hendrix, etc.,  
may bridge, at Mound  
City, Ill.

Construction.  
Vol. 34, p. 84.  
Post, p. 1529.

Right to acquire real  
estate, etc., for location,  
approaches, etc.

Condemnation pro-  
ceedings.

Tolls authorized.

Vol. 34, p. 85.

Acquisition author-  
ized, after completion,  
by Illinois, Kentucky,  
etc.

Compensation if ac-  
quired by condemna-  
tion.

Limitations.

Tolls under State,  
etc., operation.

*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, B. L. Hendrix, G. C. Trammel, and C. S. Miller, their heirs, legal representatives and assigns, be and hereby are authorized to construct, maintain, and operate a bridge and approaches thereto across the Ohio River at a point suitable to the interests of navigation between the city of Mound City, Illinois, and a point opposite in the State of 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, and subject to the conditions and limitations contained in this Act.

SEC. 2. There is hereby conferred upon B. L. Hendrix, G. C. Trammel, and C. S. Miller, their heirs, legal representatives and assigns, 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 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 B. L. Hendrix, G. C. Trammel, and C. S. Miller, their heirs, legal representatives, and assigns, are hereby authorized to fix and charge tolls for transit over such bridge, and the rates of toll so fixed shall be the legal rates until changed by the Secretary of War under the authority contained in the Act of March 23, 1906.

SEC. 4. After the completion of such bridge, as determined by the Secretary of War, either the State of Illinois, the State of Kentucky, any public agency or political subdivision of either of such States, within or adjoining which any part of the bridge is located, 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 twenty 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 good will, 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 10 per centum of the sum of the cost of constructing the bridge and its approaches and acquiring such interest in real property, and (4) actual expenditures for necessary improvements.

SEC. 5. If such bridge shall be taken over or acquired by the States or public agencies or political subdivisions thereof, or by either of them, as provided in section 4 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, or the rates of toll shall thereafter be so adjusted as to provide a fund of not to exceed the amount necessary for the proper maintenance, repair, and operation of the bridge and its approaches under economical management. 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.

Rates applied to operation, sinking fund, etc.

Maintenance as free bridge, etc., after amortizing costs.

Record of expenditures and receipts.

Sworn statement of construction costs, etc., to be made after completion.

Investigation by Secretary of War.

Findings of Secretary conclusive.

Right to sell, etc., conferred.

Amendment.

SEC. 6. The said B. L. Hendrix, G. C. Trammel, and C. S. Miller, their heirs, legal representatives, 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 Illinois 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 B. L. Hendrix, G. C. Trammel, and C. S. Miller, their heirs, legal representatives, and assigns, shall make available all of their 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 4 of this Act, subject only to review in a court of equity for fraud or gross mistake.

SEC. 7. The right to sell, assign, transfer, and mortgage all the rights, powers, and privileges conferred by this Act, is hereby granted to B. L. Hendrix, G. C. Trammel, and C. S. Miller, their heirs, legal representatives, 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. 8. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, March 16, 1928.

**CHAP. 225.**—An Act Authorizing E. M. Elliott, of Chicago, his heirs, legal representatives, and assigns, to construct, maintain, and operate a bridge across the Ohio River at or near Ravenswood, West Virginia.

March 16, 1928.  
[H. R. 6073.]  
[Public, No. 175.]

*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 pro-*

Ohio River.  
E. M. Elliott may bridge, at Ravenswood, W. Va.

vide for military and other purposes, E. M. Elliott, Chicago, his heirs, legal representatives, and assigns, 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 interests of navigation, at or near Ravenswood, West Virginia, in accordance with the provisions of the Act entitled "An Act to regulate the construction of bridges over navigable waters," approved March 23, 1906, and subject to the conditions and limitations contained in this Act.

Construction.  
Vol. 34, p. 84.

Right to acquire real estate, etc., for location, approaches, etc.

SEC. 2. There is hereby conferred upon E. M. Elliott, Chicago, his heirs, legal representatives, and assigns, 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 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.

Condemnation proceedings.

Tolls authorized.

SEC. 3. The said E. M. Elliott, Chicago, his heirs, legal representatives, and assigns, is hereby authorized to fix and charge tolls for transit over such bridge, and the rates of tolls 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.

Vol. 34, p. 85.

Acquisition authorized, after completion, by West Virginia, Ohio, etc.

SEC. 4. After the completion of such bridge, as determined by the Secretary of War, either the State of West Virginia, the State of Ohio, any public agency or political subdivision of either of such States within or adjoining which any part of the bridge is located, 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 twenty 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 good will, 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 interest in real property; (3) actual financing and promotion costs, not to exceed 10 per centum of the sum of the cost of constructing the bridge and its approaches and acquiring such interest in real property; and (4) actual expenditures for necessary improvements.

Compensation if acquired by condemnation, etc.

Limitations.

Tolls under State, etc., operation.

SEC. 5. If such bridge shall be taken over or acquired by the States or public agencies or political subdivisions thereof, or by either of them, as provided in section 4 of this Act, and if tolls are thereafter charged for the use thereof, the rates of tolls 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, or the rates of tolls shall

Rates applied to operation, sinking fund, etc.

Maintenance as free bridge, etc., after amortizing costs.

thereafter be so adjusted as to provide a fund of not to exceed the amount necessary for the proper maintenance, repair, and operation of the bridge and its approaches under economical management. 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.

Record of expenditures and receipts.

SEC. 6. E. M. Elliott, Chicago, his heirs, legal representatives, 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 Ohio, 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 E. M. Elliott, Chicago, his heirs, legal representatives, and assigns, shall make available all 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 4 of this Act, subject only to review in a court of equity for fraud or gross mistake.

Sworn statement of construction costs to be made after completion.

Investigation by Secretary of War.

Findings of Secretary conclusive.

Right to sell, etc., conferred.

SEC. 7. The right to sell, assign, transfer, and mortgage all the rights, powers, and privileges conferred by this Act, is hereby granted to E. M. Elliott, Chicago, his heirs, legal representatives, 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.

Amendment.

SEC. 8. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, March 16, 1928.

**CHAP. 226.**—An Act Authorizing C. J. Abbott, his heirs, legal representatives, and assigns, to construct, maintain, and operate a bridge across the Ohio River at or near Golconda, Illinois.

March 16, 1928.

[H. R. 7183.]

[Public No. 176.]

*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, C. J. Abbott, his heirs, legal representatives, and assigns, 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 interests of navigation, at or near Golconda, Pope County, Illinois, and a point opposite thereto in Livingston County, 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, and subject to the conditions and limitations contained in this Act.

Ohio River.  
C. J. Abbott may  
bridge, at Golconda,  
Ill.

Construction.  
Vol. 34, p. 84.  
Post, p. 1527.

Right to acquire real estate, etc., for location, approaches, etc.

SEC. 2. There is hereby conferred upon C. J. Abbott, his heirs, legal representatives, and assigns, 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 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.

Condemnation proceedings.

Tolls authorized.

SEC. 3. The said C. J. Abbott, his heirs, legal representatives, 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 the authority contained in the Act of March 23, 1906.

Vol. 34, p. 85.

Acquisition authorized, after completion, by Illinois, Kentucky, etc.

SEC. 4. After the completion of such bridge, as determined by the Secretary of War, either the State of Illinois, 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, 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 twenty 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 good will, 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 10 per centum of the sum of the cost of constructing the bridge and its approaches and acquiring such interest in real property, and (4) actual expenditures for necessary improvements.

Compensation if acquired by condemnation.

Limitations.

SEC. 5. If such bridge shall be taken over or acquired by the States or public agencies or political subdivisions thereof, or by either of them, as provided in section 4 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, or the rates of toll shall thereafter be so adjusted as to provide a fund of not to exceed the amount necessary for the proper maintenance, repair, and operation of the bridge and its approaches under economical management. 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.

Tolls under State, etc., operation.

Rates applied to operation, sinking fund, etc.

Maintenance as free bridge, etc., after amortizing costs, etc.

Record of expenditures and receipts.

SEC. 6. C. J. Abbott, his heirs, legal representatives 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 Illinois 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 C. J. Abbott, his heirs, legal representatives, and assigns, shall make available all of his 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 4 of this Act, subject only to review in a court of equity for fraud or gross mistake.

Sworn statement of construction costs, etc., to be filed after completion.

Investigation by Secretary of War.

Findings of Secretary, conclusive.

Right to sell, etc., conferred.

SEC. 7. The right to sell, assign, transfer, and mortgage all the rights, powers, and privileges conferred by this Act is hereby granted to C. J. Abbott, his heirs, legal representatives, 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. 8. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Amendment.

Approved, March 16, 1928.

**CHAP. 227.**—An Act Authorizing A. Robbins, of Hickman, Kentucky, his heirs, legal representatives, and assigns, to construct, maintain, and operate a bridge across the Mississippi River at or near Hickman, Fulton County, Kentucky.

March 16, 1928.  
[H. R. 7921.]  
[Public, No. 177.]

*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, A. Robbins, of Hickman, Kentucky, his heirs, legal representatives, and assigns, be, and is hereby, authorized to construct, maintain, and operate a bridge and approaches thereto across the Mississippi River, at a point suitable to the interests of navigation, between a point at or near Hickman, Fulton County, Kentucky, and a point opposite thereto, in Mississippi County, Missouri, in accordance with the provisions of the Act entitled "An Act to regulate the construction of bridges over navigable waters," approved March 23, 1906, and subject to the conditions and limitations contained in this Act.

Mississippi River.  
A. Robbins may  
bridge, at Hickman,  
Ky.

Construction  
Vol. 34, p. 84.  
Post, p. 1532.

SEC. 2. There is hereby conferred upon the said A. Robbins, his heirs, legal representatives, and assigns, 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 and terminals 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

Right to acquire real estate, etc., for location, approaches, etc.

Condemnation proceedings.	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.
Tolls authorized.	SEC. 3. The said A. Robbins, his heirs, legal representatives, 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 the authority contained in the Act of March 23, 1906.
Vol. 34, p. 85.	SEC. 4. After the completion of such bridge, as determined by the Secretary of War, either the State of Kentucky, the State of Missouri, any public agency, or 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, 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 twenty 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 good will, 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 cost, not to exceed 10 per centum of the sum of the cost of constructing the bridge and its approaches and acquiring such interest in real property; and (4) actual expenditures for necessary improvements.
Compensation if acquired by condemnation.	SEC. 5. If such bridge shall be taken over or acquired by the States or public agencies or political subdivisions thereof, or by either of them, as provided in section 4 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, 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 to pay the cost of acquiring the bridge and its approaches shall have been so provided, such bridge shall thereafter be maintained and operated free of tolls, or the rates of toll shall thereafter be so adjusted as to provide a fund of not to exceed the amount necessary for the proper repair, maintenance, and operation of the bridge and its approaches under economical management. An accurate record of the amount paid for acquiring the bridge and its approaches, the actual expenditures for operating, repairing, and maintaining the same, and of the daily tolls collected shall be kept and shall be available for the information of all persons interested.
Limitations.	SEC. 6. A. Robbins, his heirs, legal representatives, 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 Kentucky and Missouri, a sworn itemized statement showing the actual original cost of constructing such 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 either of such highway departments shall, at any time within three years
Tolls under State, etc., operation.	
Rates applied to operation, sinking fund, etc.	
Maintenance as free bridge, etc., after amortizing costs.	
Record of expenditures and receipts.	
Sworn statement of construction costs, etc., to be filed after completion.	
Investigation by the Secretary of War.	



after the completion of such bridge, investigate such costs and determine the accuracy and the reasonableness of the costs alleged in the statement of cost 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 A. Robbins, his heirs, legal representatives, and assigns shall make available all of the 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 4 of this Act, subject only to review in a court of equity for fraud or gross mistake.

Findings of Secretary  
conclusive.

SEC. 7. The right to sell, assign, transfer, and mortgage all the rights, powers, and privileges conferred by this Act is hereby granted to A. Robbins, his heirs, legal representatives, 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.

Right to sell, etc.,  
conferred.

SEC. 8. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Amendment.

Approved, March 16, 1928.

**CHAP. 228.**—An Act Providing for horticultural experiment and demonstration work in the semiarid or dry-land regions of the United States.

March 19, 1928.  
[S. 2569.]

[Public, No. 178.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of Agriculture be, and he is hereby, authorized and directed to cause such shade, ornamental, fruit, and shelter-belt trees, shrubs, vines, and vegetables as are adapted to the conditions and needs of the semiarid or dry-land regions of the United States, to be propagated at an experiment station of the Department of Agriculture to be established at or near Cheyenne, Wyoming, and seedlings and cuttings and seeds of such trees, shrubs, vines, and vegetables to be distributed free of charge under such regulations as he may prescribe for experimental and demonstration purposes within the semiarid or dry-land regions of the United States.*

Horticultural experi-  
ment station, Wyo-  
ming.

Authorized for prop-  
agating seeds and cut-  
tings of trees, etc., for  
semiarid lands.

SEC. 2. That for carrying out the purposes of this Act, including the erection of buildings, there is hereby authorized to be appropriated the sum of \$100,000, out of any money in the Treasury not otherwise appropriated, to be expended under the supervision of the Secretary of Agriculture.

Amount authorized.

SEC. 3. That there is hereby authorized to be appropriated each fiscal year thereafter necessary appropriations to enable the Secretary of Agriculture to carry on the experiments contemplated by this Act.

Annual appropri-  
ation authorized.  
Post, p. 55L.

Approved, March 19, 1928.

**CHAP. 230.**—An Act To authorize the city of Muskogee, Oklahoma, to remove and retain title to the boilers from the Municipal Hospital Building recently conveyed by the city to the United States Veterans' Bureau Hospital Numbered 90, at Muskogee, Oklahoma.

March 21, 1928.  
[H. R. 4964.]

[Public, No. 179.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the city of Muskogee, Oklahoma, through its authorized representatives be, and*

Muskogee, Okla.

May remove boilers from Veterans' Hospital, recently sold thereto by the city.

Vol. 43, p. 1354.

Conditions.

it is hereby, authorized to remove from the Municipal Hospital Building, recently sold by said city to the United States Veterans' Bureau Hospital Numbered 90, at Muskogee, Oklahoma, and retain title to the boilers in said Municipal Hospital Building, having been reserved when the sale of said hospital building was consummated, but which reservation was erroneously omitted from the deed conveying said Municipal Hospital Building from said city to the United States Veterans' Hospital Numbered 90.

That such removal shall be at the expense of the city and shall not be undertaken until other arrangements for heating this hospital have been made by the United States Veterans' Bureau.

Approved, March 21, 1928.

March 22, 1928.  
[S. 2300.]

[Public, No. 130.]

**CHAP. 231.**—An Act Authorizing E. K. Morse, his heirs, legal representatives, and assigns, to construct, maintain, and operate a bridge across the Delaware River at or near Burlington, New Jersey.

Delaware River.  
E. K. Morse may bridge, at Burlington, N. J.

Construction.  
Vol. 34, p. 84.

Right to acquire real estate, etc., for location, approaches, etc.

Condemnation proceedings.

Tolls authorized.

Vol. 34, p. 85.

Acquisition authorized, after completion, by New Jersey, Pennsylvania, etc.

Compensation if acquired by condemnation.

Limitations.

*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, E. K. Morse, his heirs, legal representatives, and assigns, be, and is hereby, authorized to construct, maintain, and operate a bridge and approaches thereto across the Delaware River, at a point suitable to the interests of navigation, at or near Burlington, New Jersey, 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 E. K. Morse, his heirs, legal representatives, and assigns, 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 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 E. K. Morse, his heirs, legal representatives, 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 the authority contained in the Act of March 23, 1906.

**SEC. 4.** After the completion of such bridge, as determined by the Secretary of War, either the State of New Jersey, the State of Pennsylvania, any public agency or 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, 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 twenty 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 good will, 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 10 per centum of the sum of the cost of constructing the bridge and its approaches and acquiring such interest in real property; and (4) actual expenditures for necessary improvements.

SEC. 5. 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 4 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, or the rates of toll shall thereafter be so adjusted as to provide a fund of not to exceed the amount necessary for the proper maintenance, repair, and operation of the bridge and its approaches under economical management. 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.

Tolls under State, etc., operation.

Rates applied to operation, sinking fund, etc.

Maintenance as free bridge, etc., after amortizing costs.

Record of expenditures and receipts.

SEC. 6. E. K. Morse, his heirs, legal representatives, 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 New Jersey and Pennsylvania, 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 E. K. Morse, his heirs, legal representatives, and assigns, shall make available all of his 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 4 of this Act, subject only to review in a court of equity for fraud or gross mistake.

Sworn statement of construction costs, etc., to be filed after completion.

Investigation by the Secretary of War.

Findings of Secretary conclusive.

SEC. 7. The right to sell, assign, transfer, and mortgage all the rights, powers, and privileges conferred by this Act is hereby granted to E. K. Morse, his heirs, legal representatives, 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 though conferred herein directly upon such corporation or person.

Right to sell, etc., conferred.

SEC. 8. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Amendment.

Approved, March 22, 1928.

March 23, 1928.  
[H. R. 10286.]  
[Public, No. 181.]

**CHAP. 232.**—An Act Making appropriations for the military and nonmilitary activities of the War Department for the fiscal year ending June 30, 1929, and for other purposes.

War Department appropriations.

*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 and nonmilitary activities of the War Department for the fiscal year ending June 30, 1929, and for other purposes, namely:

Military activities.

**TITLE I.—MILITARY ACTIVITIES AND OTHER EXPENSES OF THE WAR DEPARTMENT INCIDENT THERETO**

Department salaries.

**SALARIES, WAR DEPARTMENT**

Secretary, Assistants.

Secretary of War, \$15,000; Assistant Secretary of War, \$10,000; Assistant Secretary of War, \$7,500.

Civilian personnel in specified offices.

For compensation for other personal services in the District of Columbia in accordance with the Classification Act of 1923, as follows:

Secretary of War.

Office of Secretary of War, \$193,096.

Chief of Staff.

Office of Chief of Staff, \$217,038.

Adjutant General.

Adjutant General's office, \$1,340,614.

Inspector General.

Office of the Inspector General, \$25,640.

Judge Advocate General.

Office of the Judge Advocate General, \$105,000: *Provided*, That not to exceed \$39,400 may be used for the employment of such experts, at rates of pay to be fixed by the Secretary of War, and other employees as may be required by the Judge Advocate General of the Army for the preparation of evidence for use in behalf of the Government in claims or suits filed in Federal courts on account of alleged patent infringements and other causes and for like services in connection with other patent matters and other causes and for necessary per diem and traveling expenses in connection therewith, as authorized by law.

*Proviso.*  
Experts, etc., for patent infringement suits.

Chief of Finance.

Office of the Chief of Finance, \$351,620.

Quartermaster General.

Office of the Quartermaster General, \$744,076.

Chief Signal Officer.

Office of the Chief Signal Officer, \$94,000.

Chief of Air Corps.

Office of the Chief of Air Corps, \$218,294.

Surgeon General.

Office of the Surgeon General, \$261,347.

Insular Affairs Bureau.

Office of Chief of Bureau of Insular Affairs, \$78,460.

Chief of Engineers.

Office of Chief of Engineers, \$116,820: *Provided*, That the services of skilled draftsmen, civil engineers, and such other services 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, surveys, and preparation for and the consideration of river and harbor estimates and bills, to be paid from such appropriations: *Provided*, That the expenditures on this account for the fiscal year 1929 shall not exceed \$150,000; 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.

*Provisos.*  
Draftsmen, etc., payable from other appropriations.

Limitations, etc.

Post. p. 928.

Chief of Ordnance.

Office of Chief of Ordnance, \$395,685.

Chemical Warfare Service.

Office of Chief of Chemical Warfare Service, \$40,432.

Chief of Coast Artillery.

Office of Chief of Coast Artillery, \$23,520.

Militia Bureau.

Militia Bureau, War Department, \$134,692.

In all, salaries, War Department, \$4,372,834.

Restriction on exceeding average salaries.

Vol. 42, p. 1488.

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, 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, 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, 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 and is specifically authorized by other law.

If only one person in a grade.

Allowance in unusually meritorious cases.

*Proviso.*  
Restriction not applicable to clerical-mechanical service.

No reduction in fixed salaries.

Vol. 42, p. 1490.  
Transfers to another position without reduction.

Higher salary rates allowed.

#### CONTINGENT EXPENSES, WAR DEPARTMENT

For purchase of professional and scientific books, law books, including their exchange; books of reference, pamphlets, periodicals, newspapers, maps; typewriting and adding machines, and other labor-saving devices, including their repair and exchange; furniture and repairs to same; carpets, matting, linoleum, filing equipment, photo supplies, towels, ice, brooms, soap, sponges, fuel, gas, and heating apparatus for buildings, electric power, electric light; repairs to, alterations and installations in, Government-owned buildings (other than those under the supervision of the Director of Public Buildings and Public Parks of the National Capital) occupied by the War Department and its bureaus; maintenance, repair, and operation of motor trucks and motor cycles, and one motor-propelled passenger-carrying vehicle, to be used only for official purposes; freight and express charges; street-car fares, not exceeding \$750; and other absolutely necessary expenses, including traveling expenses, \$88,470.

Department contingent expenses.

For stationery for the department and its bureaus and offices, \$60,000.

Stationery.

For postage stamps for the department and its bureaus, as required under the Postal Union, to prepay postage on matters addressed to Postal Union countries, \$250.

Postage.

For printing and binding for the War Department, its bureaus and offices, and for all printing and binding for the field activities under the War Department, except such as may be authorized in accordance with existing law to be done elsewhere than at the Government Printing Office, \$475,000: *Provided*, That the sum of \$3,000, or so much thereof as may be necessary, may be used for the publication, from time to time, of bulletins prepared under the direction of the Surgeon General of the Army, for the instruction of medical officers, when approved by the Secretary of War, and not exceeding \$64,000 shall be available for printing and binding under the direction of the Chief of Engineers.

Printing and binding.

*Proviso.*  
Medical bulletins.

For Chief of Engineers.

#### MILITARY ACTIVITIES

Military activities.

#### CONTINGENCIES OF THE ARMY

For all contingent expenses of the Army not otherwise provided for and embracing all branches of the military service, including the office of the Chief of Staff; for all emergencies and extraordinary

Army contingencies.

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; to be expended on the approval or authority of the Secretary of War, and for such purposes as he may deem proper, \$12,000: *Provided*, That none of the funds appropriated in this Act shall be used for the payment of expenses connected with the transfer of surplus property of the War Department to any other activity of the Government where the articles or lots of articles to be transferred are located at any place at which the total surplus quantities of the same commodity are so small that their transfer would not, in the opinion of the Secretary of War, be economical.

*Proviso.*  
Transfer of surplus property to other activities restricted.

General Staff Corps.

#### GENERAL STAFF CORPS

Military Intelligence Division.

#### CONTINGENCIES, MILITARY INTELLIGENCE DIVISION

Contingent expenses.

For contingent expenses of the Military Intelligence Division, General Staff Corps, and of the military attachés at the United States embassies and legations abroad, including the purchase of law books, professional books of reference, and subscriptions to newspapers and periodicals; for cost of maintenance of students and attachés; for the hire of interpreters, special agents, and guides, and for such other purposes as the Secretary of War may deem proper, including \$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, \$62,480, to be expended under the direction of the Secretary of War: *Provided*, That section 3648, Revised Statutes, shall apply neither to subscriptions for foreign and professional newspapers and periodicals nor to other payments made from appropriations contained in this Act in compliance with the laws of foreign countries under which the military attachés are required to operate.

Observing military operations of foreign armies.

*Proviso.*  
Periodicals, etc.  
R. S., sec. 3648,  
p. 718.

Army War College.

#### ARMY WAR COLLEGE

Instruction expenses.

For expenses of the Army War College, being for the purchase of the necessary special stationery; textbooks, books of reference, scientific and professional papers and periodicals; maps; police utensils; employment of temporary, technical, or special services and expenses of special lecturers; for the pay of employees; and for all other absolutely necessary expenses, \$73,610.

Employees, etc.

Adjutant General's Department.

#### ADJUTANT GENERAL'S DEPARTMENT

Headquarters of military departments, etc.

#### CONTINGENCIES, HEADQUARTERS OF MILITARY DEPARTMENTS, AND SO FORTH

Contingent expenses.

For contingent expenses at the headquarters of the several territorial departments, corps areas, armies, territorial districts, tactical corps, divisions, and brigades, including the Staff Corps serving thereat, being for the purchase of the necessary articles of office, toilet, and desk furniture, stationery, ice, and potable water for office use, binding, maps, technical books of reference, professional and technical newspapers and periodicals, payment for which may be made in advance, and police utensils, to be allotted by the Secre-

tary of War, and to be expended in the discretion of the commanding officers of the several military departments, corps areas, districts, armies, and tactical commands, \$4,500.

COMMAND AND GENERAL STAFF SCHOOL, FORT LEAVENWORTH, KANSAS Fort Leavenworth, Kans.

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, \$40,599. Command and General Staff School.

#### MILITARY POST EXCHANGES

Post exchanges.

For the equipment and conduct of the post exchange, school, reading, lunch, and amusement rooms, service clubs, chapels, gymnasiums, and libraries, including periodicals and other publications and subscriptions for newspapers for which payment may be made in advance, and including salaries and travel for civilians employed in the hostess and library services, and for transportation of books and equipment for these services; for the 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, \$69,740. Equipment, etc.

#### FINANCE DEPARTMENT

Finance department.

#### PAY, AND SO FORTH, OF THE ARMY

Pay of the Army.

For pay of officers of the line and staff, \$31,168,426; pay of officers, National Guard, \$100; pay of warrant officers, \$2,156,880; aviation increase to commissioned and warrant officers of the Army, \$1,571,326; additional pay to officers for length of service, \$7,778,298; pay of enlisted men of the line and staff, not including the Philippine Scouts, \$51,022,306; pay of enlisted men of National Guard, \$100; aviation increase to enlisted men of the Army, \$460,723; pay of enlisted men of the Philippine Scouts, \$976,854; additional pay for length of service to enlisted men, \$3,286,620; pay of the officers on the retired list, \$7,349,729; increased pay to retired officers on active duty, \$216,638; pay of retired enlisted men, \$10,631,858; increased pay and allowances of retired enlisted men on active duty \$9,878; pay of retired pay clerks, \$6,750; pay of retired veterinarians, \$3,570; pay of not to exceed sixty-five civil-service messengers at \$1,080 each at headquarters of the several Territorial departments, corps areas, Army and corps headquarters, Territorial districts, tactical divisions and brigades, service schools, camps, and ports of embarkation and debarkation, \$70,200; pay and allowances of contract surgeons, \$44,556; pay of nurses, \$823,780; pay of hospital matrons, \$600; rental allowances, including allowances for quarters for enlisted men on duty where public quarters are not available, \$6,598,579; subsistence allowances, \$5,855,602; interest on soldiers' deposits, \$75,000; payment of exchange by officers serving in foreign countries, and when specially authorized by the Secretary of War, by officers disbursing funds pertaining to the War Department, when serving in Alaska, and all foreign money received shall be charged to and paid out by disbursing officers of the Army at the legal valuation fixed by the Secretary of the Treasury, \$1,000; additional pay to officers below the grade of major required to be mounted and who furnish their own mounts, \$225,000; in all, \$130,334,373; and the money herein appropriated for "Pay, and so forth, of the Army" shall be accounted for as one fund. Officers. Aviation increase. Longevity. Enlisted men. Retired list. Officers. Enlisted men. Retired pay clerks. Retired veterinarians. Civil-service messengers at headquarters. Contract surgeons, nurses, etc. Rental and subsistence allowances. Loss by exchange. Officers furnishing mounts. To be one fund.

Assignment of Army clerks, etc., to Department duty forbidden.

No clerk, messenger, or laborer at headquarters of tactical divisions, military departments, brigades, service schools, and office of the Chief of Staff shall be assigned to duty in any bureau of the War Department.

Pay forbidden to retired officer selling supplies to Army.

None of the money appropriated in this Act shall be used to pay any officer on the retired list of the Army who for himself or for others engages in the selling, contracting for the sale of, negotiating for the sale of, or furnishing to the Army or the War Department any supplies, materials, equipment, lands, buildings, plants, vessels, or munitions. None of the money appropriated in this Act shall be paid to any officer on the retired list of the Army who, having been retired before reaching the age of sixty-four, is employed in the United States or its possessions by any individual, partnership, corporation, or association regularly or frequently engaged in making direct sales of any merchandise or material to the War Department or the Army.

To officer retired before 64 years, employed by parties making direct sales to department or Army.

Mileage.

#### MILEAGE OF THE ARMY

Officers, etc.

For mileage, reimbursement of actual traveling expenses, or per diem allowances in lieu thereof, as authorized by law, to commissioned officers, warrant officers, contract surgeons, and expert accountant, Inspector General's Department, \$740,000.

#### EXPENSES OF COURTS-MARTIAL

Courts martial, etc., expenses.

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, \$90,000.

Deserters, etc.

#### APPREHENSION OF DESERTERS, AND SO FORTH

Payment for apprehension, etc., of.

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 \$50 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, \$110,000.

Donations to discharged prisoners.

Finance Service.

#### FINANCE SERVICE

Pay of clerks, etc.

For compensation of clerks and other employees of the Finance Department, \$1,050,000.

Private property damages, etc.

#### CLAIMS FOR DAMAGES TO AND LOSS OF PRIVATE PROPERTY

Payment of claims for.

For payment of claims 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, \$3,000: *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.

*Proviso.*  
Settlement by General Accounting Office.



CLAIMS OF OFFICERS, ENLISTED MEN, AND NURSES OF THE ARMY FOR  
DESTRUCTION OF PRIVATE PROPERTY

Destruction of private property of officers, etc.

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, \$34,000.

Payment of claims for, in the service.

Vol. 41, p. 1436.

QUARTERMASTER CORPS

Quartermaster Corps.

Subsistence. Purchase of supplies, for issue as rations, 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 (including Indians held by the Army as prisoners, but for whose subsistence appropriation is not otherwise made), Indians employed by the Army as guides and scouts, and general prisoners at posts; for the subsistence of the masters, officers, crews, and employees of the vessels of the Army Transport Service; hot coffee for troops traveling when supplied with cooked or travel rations; 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: *Provided*, That the sum of \$12,000 is authorized to be expended for supplying meals or furnishing commutation of rations to enlisted men of the Regular Army while competitors in the national rifle match. For payments: Of the regulation allowances of commutation in lieu of rations to enlisted men on furlough, enlisted men when stationed at places where rations in kind can not be economically issued, including retired enlisted men when ordered to active duty and when traveling on detached duty where it is impracticable to carry rations of any kind, enlisted men selected to contest for places or prizes in department and Army rifle competitions when traveling to and from places of contest, applicants for enlistment, and general prisoners while traveling under orders. For payment of the regulation allowances 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, \$24,351,875.

Sales to officers, etc.

*Proviso.*  
To competitors, national rifle match.

Payments.

Commutation allowances.

Advertising. Prizes for bakers and cooks.

Utilities to include overhead costs on sales of services and supplies therefrom.

None of the funds appropriated in this Act shall be used for payment of expenses of operating any utility of the War Department selling services or supplies at which the cost of the services or supplies so sold does not include all customary overhead costs of labor, rent, light, heat, and other expenses properly chargeable to the conduct of such utility.

Regular quartermaster supplies.

**REGULAR SUPPLIES OF THE ARMY:** Regular supplies of the Quartermaster Corps, including their care and protection; stoves required for the use of the Army for heating offices, hospitals, barracks and quarters, and recruiting stations, and United States disciplinary barracks; also ranges, stoves, coffee roasters, and appliances for cooking and serving food at posts in the field and when traveling, and repair and maintenance of such heating and cooking appliances; authorized issues of candles and matches; for furnishing heat and light for the authorized allowance of quarters for officers, enlisted

Heat and light to quarters, etc.

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, and buildings for a similar purpose on military reservations authorized by War Department regulations; for sale to officers, and including also fuel and engine supplies required in the operation of modern batteries at established posts; for post bakery and bake-oven equipment and apparatus; for 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; authorized issues of soap, toilet paper, and towels; for the necessary furniture, textbooks, paper and equipment for the post schools and libraries, and for schools for noncommissioned officers; for the purchase and issue of instruments, office furniture, stationery, and other authorized articles for the use of officers' schools at the several military posts; for purchase of commercial newspapers, market reports, and so forth; for the tableware and mess 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 blank books and blank forms for the Army, certificates for discharged soldiers, and for printing department orders and reports, \$10,274,278.50, of which amount not exceeding \$3,000,000 shall be available immediately for the procurement of fuel for the service of the fiscal year 1929.

**CLOTHING AND EQUIPAGE:** For cloth, woolens, materials, and for the purchase and manufacture of clothing for the Army, including retired enlisted men when ordered to active duty, for issue and for sale; for payment of commutation of clothing due to warrant officers of the Mine Planter Service and to enlisted men; for altering and fitting clothing and washing and cleaning when necessary; for operation of laundries, including purchase and repair of laundry machinery; 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 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' materials, for use of general prisoners confined at military posts without pay or allowances and applicants for enlistment while held under observation; issue of toilet kits to recruits upon their first enlistment, and issue of housewives to the Army; for expenses of packing and handling and similar necessities; for a suit of citizen's outer clothing and when necessary an overcoat, the cost of all

Recreation buildings.  
Vol. 32, p. 282.

Bakeries, ice, etc.

Supplies for schools.

Forage, etc., for animals.

Stationery, printing, etc.

Amount for fuel immediately available.

Clothing. Purchase, manufacture, etc.

Laundries, etc.

Equipage, toilet articles, etc.

Issue of citizens outer clothing.

not to exceed \$30, to be issued to each soldier discharged otherwise than honorably, to each enlisted man convicted by civil court for an offense resulting in confinement in a penitentiary or other civil prison, and to each enlisted man ordered interned by reason of the fact that he is an alien enemy, or, for the same reason, discharged without internment; for indemnity to officers and men of the Army for clothing and bedding, and so forth, destroyed since April 22, 1898, by order of medical officers of the Army for sanitary reasons, \$6,500,000, of which amount not exceeding \$36,000 shall be available immediately for the procurement of fuel for the service of the fiscal year 1929.

**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, and clerks, foremen, watchmen, and organist for the United States disciplinary barracks, and incidental expenses of recruiting; for the operation of coffee-roasting plants; for payment of entrance fees for Army rifle and pistol teams participating in competitions; for tests and experimental and development work and scientific research to be performed by the Bureau of Standards for the Quartermaster Corps; for lecture fees at the Army Music School and 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 department, \$3,570,640.

**ARMY TRANSPORTATION:** For transportation of the Army and its supplies, including retired enlisted men when ordered to active duty; of authorized baggage, including that of retired officers, warrant officers, and enlisted men when ordered to active duty and upon relief therefrom, and including packing and crating; of recruits and recruiting parties; of applicants for enlistment between recruiting stations and recruiting depots; of necessary agents and other employees, including their traveling expenses; of dependents of officers and enlisted men as provided by law; 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): *Provided*, That the cost in each case shall not be greater than to the place of last enlistment; of horse equipment; and of funds for the Army; for the purchase or construction, not exceeding \$62,000, alteration, operation, and repair of boats and other vessels; for wharfage, tolls, and ferriages; 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 purchase and hire of draft and pack animals, including replacement of unserviceable animals; for travel allowances to officers and enlisted men on discharge; to officers of National Guard on discharge from Federal service as prescribed in the Act of March 2, 1901; to enlisted men of National Guard on discharge from Federal service, as prescribed in amendatory Act of September 22, 1922; and to members of the National Guard who have been mustered into Federal service and discharged on account of physical disability; in all, \$17,464,551, of which amount not exceeding \$2,000,000 shall be available immediately for the procurement and transportation of fuel for the service of the fiscal year 1929.

Indemnity for destroyed clothing.

Amount for fuel immediately available.

Incidental expenses.

Civilian employees.

Tests, etc., by Bureau of Standards.

Transportation of troops and supplies.

Transporting dependents, etc.

*Proviso.*  
Cost restriction.

Boats, etc.

Vehicles, draft and pack animals, etc.

Travel allowances, National Guard, etc., on discharge.

Vol. 31, p. 902.

Vol. 42, p. 102.

Amount for fuel and transportation thereof, immediately available.

Motor vehicle restriction.

None of the funds appropriated by this Act shall be expended for the hire, operation, maintenance, or repair of any motor-propelled vehicle which shall be employed wholly or in part for personal, social, or similar use, except such use as is prescribed by order for the transportation of Army personnel in connection with the recreational activities of the Army.

Purchase of motor vehicles restricted.

None of the funds appropriated or made available in this Act shall be used for the purchase of motor-propelled freight-carrying vehicles for the Army except those that are purchased solely for experimental purposes, nor shall any of such funds be used for the purchase or exchange of more than four hundred and fifty-eight motor-propelled passenger-carrying vehicles (at a cost not to exceed \$1,000 each, including the value of a vehicle exchanged) and ten such vehicles (at a cost not exceeding \$2,500 each, including the value of a vehicle exchanged) for the Army in excess of those that are purchased solely for experimental purposes.

Horses.

#### HORSES FOR CAVALRY, ARTILLERY, ENGINEERS, AND SO FORTH

Purchase, etc. *Ante*, p. 245.

For the purchase of 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 \$150,000 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), \$529,500: *Provided*, That the number of horses purchased under this appropriation shall be limited to the actual needs of the mounted service, including reasonable provision for remounts. When practicable, horses shall be purchased in open market at all military posts or stations, when needed, within a maximum price to be fixed by the Secretary of War: *Provided further*, That no part of this appropriation shall be expended for the purchase of any horse below the standard set by Army Regulations for Cavalry and Artillery horses, except when purchased as remounts or for instruction of cadets at the United States Military Academy, except that not to exceed \$100 of this appropriation shall be available for the purchase of native Chinese horses of specifications to be approved by the Secretary of War for the actual needs of the American forces in China: *And provided further*, That no part of this appropriation shall be expended for polo ponies except for West Point Military Academy, and such ponies shall not be used at any other place.

Encouragement of breeding riding horses.

*Provisos*.  
Number limited.

Open market purchases.

Standards required.

Native horses in China.

Polo ponies limited.

Military posts.

#### MILITARY POSTS

Payment of construction, etc., obligations.

Vol. 44, pp. 878, 1390.

*Ante*, p. 130.

Walter Reed Hospital, D. C.

Restrictions waived. R. S., secs. 1136, 3734, pp. 206, 737.

Engagement of architects, etc.

For construction and installation at military posts of buildings, utilities, and appurtenances thereto, as authorized by an Act entitled "An Act to authorize appropriations for construction at military posts, and for other purposes," approved March 3, 1927, as amended by the Act approved February 18, 1928, and including \$310,000 for Walter Reed General Hospital as authorized by the Act approved February 18, 1928, without reference to sections 1136 and 3734, Revised Statutes, including also the engagement, by contract or otherwise, of the services of architects, or firms, or partnerships thereof, and other technical and professional personnel as may be deemed necessary without regard to civil-service requirements and restrictions of law governing the employment and com-

penation of employees of the United States, \$5,084,000: *Provided*, That the Secretary of War is authorized to enter into contracts for the purposes specified in the said Act of March 3, 1927, to an amount not to exceed \$2,115,000, in addition to the appropriation herein made: *Provided*, That no part of the sums appropriated or authorized to be contracted for in this paragraph shall be available for construction at Scott Field, Illinois.

*Provisos.*  
Additional authorizations.

Vol. 44, p. 1390.

Construction at Scott Field, Ill., prohibited.

#### BARRACKS AND QUARTERS AND OTHER BUILDINGS AND UTILITIES

Barracks, quarters, etc.

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 non-commissioned 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 and grounds for military purposes and lodgings for recruits and applicants for enlistment, water supply, sewer and fire alarm systems, fire apparatus, roads, walks, wharves, drainage, dredging channels, purchase of water, and disposal of sewage, \$12,668,944: *Provided*, That this appropriation shall be available for the rental of offices, garages, and stables for military attachés: *Provided further*, That not exceeding \$100,000 shall be available immediately for the procurement of fuel for the service of the fiscal year 1929 and not exceeding \$80,000 shall be available immediately for making alterations to the barge-office slip, New York City, on Governors Island Ferry: *Provided further*, That not exceeding \$15,000 of this appropriation shall be expended for completing work incident to and of repairing the old building known as the "Castle" at Fort Niagara, New York. In addition to this amount, the Secretary of War is authorized to expend such sums as may be contributed from private sources for the rehabilitation of such old building.

All expenses for construction, repairs, etc., of.

Rentals, etc.

Water, roads, wharves, etc.

*Provisos.*  
Rent for military attachés.

Amounts immediately available for fuel, and barge-office slip, New York City.

"Castle," Fort Niagara, N. Y.  
Repairs.

Additional from private contributions.

#### SHOOTING GALLERIES AND RANGES

Shooting galleries and ranges.

For shelter, grounds, observation towers, shooting galleries, ranges for small-arms target practice, machine-gun practice, field, mobile, and railway artillery practice, repairs, and expenses incident thereto, including flour for paste for marking targets, hire of employees, 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, \$42,000.

Expenses of.

#### RENT OF BUILDINGS, QUARTERMASTER CORPS

Rent.

For rent of buildings and parts of buildings in the District of Columbia for military purposes, \$15,300: *Provided*, That this appropriation shall not be available if space is provided by the Public Buildings Commission in Government-owned buildings.

Buildings, D. C.  
*Proviso.*  
Restriction.

#### SEWERAGE SYSTEM, FORT MONROE, VIRGINIA

Fort Monroe, Va.

For repair and maintenance of wharf and apron of wharf, including all necessary labor and material therefor, fuel for waiting rooms; water, brooms, and shovels, \$20,280; for one-third of said sum, to be supplied by the United States, \$6,760.

Wharf.

## Roads.

For rakes, shovels, and brooms; repairs to roadway, pavements, macadam and asphalt block; repairs to street crossings; repairs to street drains, and labor for cleaning roads, \$8,469; for two-thirds of said sum, to be supplied by the United States, \$5,646.

## Sewer.

For waste, oil, motor and pump repairs, sewer pipe, cement, brick, stone, supplies, and personal services, \$6,690; for two-thirds of said sum, to be supplied by the United States, \$4,460.

## Hospitals.

## CONSTRUCTION AND REPAIR OF HOSPITALS

## Construction, repairs, etc.

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, \$655,000, of which sum \$85,000 shall be available immediately and exclusively for restoring the post hospital at Jefferson Barracks, Missouri: *Provided*, That no part of this appropriation shall be used for the construction of new hospitals.

## Temporary camp hospitals.

## Rentals, etc.

## Jefferson Barracks, Mo. Restoring post hospital.

*Provided*. New construction forbidden.

## Seacoast Defenses.

## SEACOAST DEFENSES

## All expenses of fortifications under specified branches.

For all expenses properly pertaining to the respective branches below stated as may be 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, maintenance of channels to submarine mine wharves, purchase of lands and rights of way as authorized by law, and experimental, test, and development work, as follows:

## United States.

UNITED STATES.—Signal Corps, \$115,000; Corps of Engineers, \$516,000; Ordnance Department, \$1,023,000; Chief of Coast Artillery, \$304,127;

## Insular possessions.

INSULAR POSSESSIONS.—Signal Corps, \$35,000; Corps of Engineers, \$384,610; Ordnance Department, \$332,762; Chief of Coast Artillery, \$221,900, and in addition thereto there is hereby reappropriated and made available for this purpose the sum of \$54,000 of the unexpended balance of the continuing appropriation for "Rock Island Arsenal";

## Balance from "Rock Island Arsenal" appropriation.

## Panama Canal.

PANAMA CANAL.—Signal Corps, \$34,120; Corps of Engineers, \$609,350; Ordnance Department, \$329,000; Chief of Coast Artillery, \$133,847, and in addition thereto there is hereby reappropriated and made available for this purpose the sum of \$68,940 of the unexpended balance of the continuing appropriation for "Frankford Arsenal";  
In all, \$4,038,716.

## Balance from "Frankford Arsenal" appropriation.

## Signal Corps.

## SIGNAL CORPS

## Signal Service.

## SIGNAL SERVICE OF THE ARMY

## Telegraph and telephone systems. Purchase, operation, etc.

Telegraph and telephone systems: Purchase, equipment, operation, and repair of military telegraph, telephone, radio, cable, and signaling systems; signal equipment and stores, heliographs, signal

lanterns, 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; motor cycles, 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 local telephone service for the various bureaus of the War Department in the District of Columbia, and toll messages pertaining to the office of the Secretary of War; electric time service; the rental of commercial telegraph lines and equipment and their operation at or connecting any post, camp, cantonment, depot, arsenal, headquarters, hospital, aviation station, or other office or station of the Army, including payment for official individual telegraph messages transmitted over commercial lines; electrical installations and maintenance thereof at military posts, cantonments, camps, and stations of the Army, fire-control and direction apparatus and material for Field Artillery; salaries of civilian employees, including those necessary as instructors at vocational schools; supplies, general repairs, reserve supplies, and other expenses connected with the collecting and transmitting of information for the Army by telegraph or otherwise; experimental investigation, research, purchase, and development or improvements in apparatus, and maintenance of signaling and accessories thereto, including patent rights and other rights thereto, including machines, instruments, and other equipment for laboratory and repair purposes; lease, alteration, and repair of such buildings required for storing or guarding Signal Corps supplies, equipment, and personnel when not otherwise provided for, including the land therefor, the introduction of water, electric light and power, sewerage, grading, roads and walks, and other equipment required, \$2,797,790.

Telephones.

Local exception.

Electrical installations, etc.

Civilian employees.

Experimental research, etc.

Buildings for supplies.

### AIR CORPS

Air Corps.

#### AIR CORPS, ARMY

For creating, maintaining, and operating at established flying schools and balloon schools courses of instruction for officers, students, and enlisted men, including cost of equipment and supplies necessary for instruction, purchase of tools, equipment, materials, machines, textbooks, books of reference, scientific and professional papers, instruments and materials for theoretical and practical instruction; for maintenance, repair, storage, and operation of airships, war balloons, and other aerial machines, including instruments, materials, gas plants, hangars and repair shops, and appliances of every sort and description necessary for the operation, construction, or equipment of all types of aircraft, and all necessary spare parts and equipment connected therewith and the establishment of landing and take-off runways; for purchase of supplies for securing, developing, printing, and reproducing photographs in connection with aerial photography; improvement, equipment, maintenance, and operation of plants for testing and experimental work, and procuring and introducing water, electric light and power, gas and sewerage, including

Designated purposes. Vol. 44, p. 780.

Aircraft operation, construction, etc.

Landing, etc., runways.

Helium gas. maintenance, operation, and repair of such utilities at such plants; for the procurement of helium gas; salaries and wages of civilian employees as may be necessary, and payment of their traveling and other necessary expenses as authorized by existing law; transportation of materials in connection with consolidation of Air Corps activities; experimental investigation and purchase and development of new types of aircraft, accessories thereto, and aviation engines, including plans, drawings, and specifications thereof, and the purchase of letters patent, applications for letters patent, licenses under letters patent and applications for letters patent; for the purchase, manufacture and construction of balloons, and other aerial machines, including instruments, 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; for the marking of military airways where the purchase of land is not involved; for the purchase, manufacture, and issue of special clothing, wearing apparel, and similar equipment for aviation purposes; for all necessary expenses connected with the sale or disposal of surplus or obsolete aeronautical equipment, and the rental of buildings, and other facilities for the handling or storage of such equipment; for the services of not more than four consulting engineers at experimental stations of the Air Corps as the Secretary of War may deem necessary, at rates of pay to be fixed by him not to exceed \$50 a day for not exceeding fifty days each and necessary traveling expenses; purchase of special apparatus and appliances, repairs and replacements of same used in connection with special scientific medical research in the Air Corps; for maintenance and operation of such Air Corps printing plants outside of the District of Columbia as may be authorized in accordance with law; for publications, station libraries, special furniture, supplies and equipment for offices, shops, and laboratories; for special services, including the salvaging of wrecked aircraft, \$24,630,268: *Provided*, That not to exceed \$2,794,361 from this appropriation may be expended for pay and expenses of civilian employees other than those employed in experimental and research work; not exceeding \$200,000 may be expended for the procurement of helium from the Bureau of Mines, which may be transferred in advance, in amounts as required, to that bureau; not exceeding \$2,200,000 may be expended for experimental and research work with airplanes or lighter-than-air craft and their equipment, including the pay of necessary civilian employees; not exceeding \$13,000 may be expended for the production of lighter-than-air equipment; not exceeding \$1,736,619 may be expended for improvement of stations, hangars, and gas plants for the Regular Army and for such other markings and fuel supply stations and temporary shelter as may be necessary, and in addition to the sum of \$1,736,619 there is hereby reappropriated the following unexpended balances of continuing appropriations: "Cantonment construction, Panama Canal," \$204,546.61, and "Sites for military purposes," \$241,932.39, in all, \$446,479, to be available for the following as authorized by the Act approved February 18, 1928: Steel hangar, \$39,500, and addition to radio hut, \$6,979, Hawaiian Islands; and construction of landing field, Albrook Field, Canal Zone, \$400,000; not less than \$11,257,445 shall be expended for the production or purchase of new airplanes and their equipment, spare parts, and accessories, of which not to exceed \$3,995,000 shall be available for the payment of obligations incurred under the contract authorization for these purposes carried in the War Department Appropriation Act for the fiscal year 1928, approved February

Civilian employees.

Purchase, manufacture, etc., of aircraft.

Balloons, etc.

Marking military airways.

Disposal of surplus equipment, etc.

Consulting engineers.

Outside printing plants, supplies, etc.

Special services.

*Proviso.* Designated allotments.

Civilian employees, etc.

Helium.

Experimental and research work.

Balances reappropriated.

Available for Hawaiian Islands and Albrook Field.

*Ante*, pp. 129, 130.

New airplanes, etc.

Incurred obligations. Vol. 44, p. 1120.



23, 1927, and in addition to the sum of \$11,257,445, there is hereby reappropriated for expenditure for bombardment planes and their equipment, spare parts and accessories, the sum of \$580,000 of the unexpended balance of the appropriation for "Army transportation, 1926"; not more than \$6,000 may be expended for settlement of claims (not exceeding \$250 each) for damages 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: *Provided further*, That the sum of \$45,000 of the appropriation for Air Service, Army, fiscal year 1926, shall remain available until June 30, 1929, for the payment of obligations incurred under contracts executed prior to July 1, 1926: *Provided further*, That section 3648, Revised Statutes, shall not apply to subscriptions for foreign and professional newspapers and periodicals to be paid for from this appropriation: *Provided further*, That none of the funds appropriated under this title shall be used for the purpose of giving exhibition flights to the public other than those under the control and direction of the War Department, and if such flights are given by Army personnel upon other than Government fields a bond of indemnity, in such sum as the Secretary of War may require for damages to person or property, shall be furnished the Government by the parties desiring the exhibition: *Provided further*, That in addition to the amount herein appropriated and specified for expenditure for the production and purchase of new airplanes and their equipment, spare parts, and accessories, the Chief of the Air Corps, when authorized by the Secretary of War, may enter into contracts prior to July 1, 1930, for the production and purchase of new airplanes and their equipment, spare parts, and accessories to an amount not in excess of \$5,000,000, and his action in so doing shall be deemed a contractual obligation of the Federal Government for the payment of the cost thereof.

Reappropriation for bombardment planes, etc., from unexpended balance.  
Vol. 43, p. 900.

Damage claims.

Balance available for contracts prior to July 1, 1926.  
Vol. 43, p. 907.

Periodicals, etc.  
R. S. sec., 3648, p. 718.

Restriction on exhibition flights.

Additional amount authorized for new airplanes, etc.

Action of Secretary a contractual obligation.

## MEDICAL DEPARTMENT

Medical Department.

### ARMY

#### MEDICAL AND HOSPITAL DEPARTMENT

For the manufacture and purchase of medical and hospital supplies, including disinfectants, for military posts, camps, hospitals, hospital ships and transports, for laundry work for enlisted men and Army nurses while patients in a hospital, and supplies required for mosquito destruction in and about military posts in the Canal Zone; for the purchase of veterinary supplies and hire of veterinary surgeons; for expenses of medical supply depots; for medical care and treatment not otherwise provided for, including care and subsistence in private hospitals of officers, enlisted men, and civilian employees of the Army, of applicants for enlistment, and of prisoners of war and other persons in military custody or confinement, when entitled thereto by law, regulation, or contract: *Provided*, That this shall not apply to officers and enlisted men who are treated in private hospitals or by civilian physicians while on furlough; for the proper care and treatment of epidemic and contagious diseases in the Army or at military posts or stations, including measures to prevent the spread thereof, and the payment of reasonable damages not otherwise provided for for bedding and clothing injured or destroyed in such prevention; for the pay of male and female

Medical and hospital supplies.

Private treatment.

*Provisos.*  
Not applicable if on furlough.

Contagious diseases expenses.

nurses, not including the Army Nurse Corps, and of cooks and other civilians employed for the proper care of sick officers and soldiers, under such regulations fixing their number, qualifications, assignments, pay, and allowances as shall have been or shall be prescribed by the Secretary of War; for the pay of civilian physicians employed to examine physically applicants for enlistment and enlisted men and to render other professional services from time to time under proper authority; for the pay of other employees of the Medical Department; for the payment of express companies and local transfers employed directly by the Medical Department for the transportation of medical and hospital supplies, including bidders' samples and water for analysis; for supplies for use in teaching the art of cooking to the enlisted force of the Medical Department; for the supply of the Army and Navy Hospital at Hot Springs, Arkansas; for advertising, laundry, and all other necessary miscellaneous expenses of the Medical Department, \$1,251,197: *Provided*, That no part of this appropriation shall be used for payment of any expense connected with the publication of the Medical and Surgical History of the War with Germany.

Transporting medical supplies, etc.

Hot Springs Hospital, Ark.

*Proviso.*  
Use for Medical, etc., History of War with Germany forbidden.

Canal Zone.

#### HOSPITAL CARE, CANAL ZONE GARRISONS

Care of troops at Panama Canal Hospital.

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, \$40,000: *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.

Army Medical Museum.

#### ARMY MEDICAL MUSEUM

Preservation, etc., of specimens.

For Army Medical Museum, preservation of specimens, and the preparation and purchase of new specimens, \$8,500.

Library.

#### LIBRARY, SURGEON GENERAL'S OFFICE

Purchase of books.

For the library of the Surgeon General's office, including the purchase of the necessary books of reference and periodicals, \$19,500.

Insular Affairs Bureau.

#### BUREAU OF INSULAR AFFAIRS

##### ARMY

Care of insane soldiers.

#### CARE OF INSANE FILIPINO SOLDIERS

In the Philippines.

For care, maintenance, and treatment at asylums in the Philippine Islands of insane natives of the Philippine Islands, conformable to the Act of Congress approved May 11, 1908, \$400.

#### CARE OF INSANE PORTO RICAN SOLDIERS

In Porto Rico.

For care, maintenance, and treatment at asylums in Porto Rico of insane Porto Rican soldiers of the Forty-second and Sixty-fifth Regiment of Infantry, \$50.

## CORPS OF ENGINEERS

Engineer Corps.

## ENGINEER DEPOTS

Depots.

For incidental expenses for the depots, including fuel, lights, chemicals, stationery, hardware, machinery, pay of civilian clerks, mechanics, laborers, and other employees; for lumber and materials and for labor for packing and crating engineer supplies; repairs of, and for materials to repair, public buildings, machinery, and instruments, and for unforeseen expenses, \$90,000.

Incidental expenses.

## ENGINEER SCHOOL

School.

For equipment and maintenance of the Engineer School, including purchase and repair of instruments, machinery, implements, models, boats, and materials for the use of the school and to provide means for the theoretical and practical instruction of Engineer officers and troops in their special duties as sappers and miners; for land mining, pontoniering, and signaling; for purchase and binding of scientific and professional works, papers, and periodicals treating on military engineering and scientific subjects; for textbooks and books of reference for the library of the United States Engineer School; for incidental expenses of the school, including chemicals, stationery, hardware, machinery, and boats; for pay of civilian clerks, draftsmen, electricians, mechanics, and laborers; for compensation of civilian lecturers; for unforeseen expenses; and for travel expenses of officers on journeys approved by the Secretary of War and made for the purpose of instruction, \$22,410: *Provided*, That the traveling expenses herein provided for shall be in lieu of mileage and other allowances; and for other absolutely necessary expenses: *Provided further*, That section 3648, Revised Statutes, shall not apply to subscriptions for foreign and professional newspapers and periodicals to be paid for from this appropriation.

Equipment, maintenance, etc.

Incidental expenses.

Travel expenses of officers.

*Provisos.*  
In lieu of mileage.Periodicals.  
R. S., sec. 3648, p. 718.

## ENGINEER EQUIPMENT OF TROOPS

Equipment of troops.

For pontoon material, tools, instruments, supplies, and appliances required for use in the engineer equipment of troops, for military surveys, and for engineer operations in the field, including the purchase, maintenance, operation, and repair of the necessary motor cycles; the purchase and preparation of engineer manuals and for a reserve supply of above equipment, \$325,000.

Materials, supplies, etc.

## ENGINEER OPERATIONS IN THE FIELD

Field operations.

For expenses incident to military engineer operations in the field, including the purchase of material and a reserve of material for such operations, the rental of storehouses within and outside of the District of Columbia, the operation, maintenance, and repair of horse-drawn and motor-propelled passenger-carrying vehicles, for services of surveyors, survey parties, draftsmen, photographers, master laborers, clerks, and other employees to Engineer officers on the staffs of division, corps area, and department commanders, and such expenses as are ordinarily provided for under appropriations for "Engineer depots" and "Military surveys and maps," \$81,223: *Provided*, That when to the interest of the Government, funds appropriated under this head may be used for the purchase of options on materials for use in engineer operations in the field: *Provided further*, That so much of this appropriation as is necessary to provide facilities for engineer training of troops may be expended for military construction work of a temporary character at camps and cantonments and at training areas, for training purposes only.

Incidental expenses.

Surveyors, assistants, etc.

*Provisos.*  
Purchase of options on materials.

Temporary construction work for training only.

Military maps and surveys.

#### MILITARY SURVEYS AND MAPS

Expenses of executing.

For the execution of topographic and other surveys, the securing of such extra topographic data as may be required, and the preparation and printing of maps required for military purposes and for research and development of surveying by means of aerial photography and in field reproduction methods, to be immediately available and remain available until December 31, 1929, \$80,000: *Provided*, That the Secretary of War is authorized to secure the assistance, wherever practicable, of the United States Geological Survey, the Coast and Geodetic Survey, or other mapping agencies of the Government in this work and to allot funds therefor to them from this appropriation.

*Proviso.*  
Assistance of other offices.

Ordnance Department.

#### ORDNANCE DEPARTMENT

Ordnance service.

#### ORDNANCE SERVICE

Current expenses.

For the current expenses of the Ordnance Department in connection with purchasing, receiving, storing, and issuing ordnance and ordnance stores, comprising police and office duties, rents, tolls, fuel, light, water, and advertising, stationery, typewriting and adding machines, including their exchange, and office furniture, tools, and instruments of service; for incidental expenses of the ordnance service and those attending practical trials and tests of ordnance small arms, and other ordnance stores; for publications for libraries of the Ordnance Department, including the ordnance office; subscriptions to periodicals, which may be paid for in advance; and payment for mechanical labor in the office of the Chief of Ordnance; and for maintenance, repair, and operation of motor-propelled or horse-drawn passenger-carrying vehicles, \$1,010,430: *Provided*, That the Ordnance Department is hereby authorized to employ, under its various appropriations, not exceeding four consulting engineers 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.

*Proviso.*  
Consulting engineers authorized.

Ammunition.

#### ORDNANCE STORES, AMMUNITION

Manufacture of airplane bombs, ammunition for small arms, etc.

For the development, manufacture, purchase, and maintenance of airplane bombs, pyrotechnics, grenades, ammunition for small arms, targets, and accessories for bomb, small arms, and machine-gun target practice; and ammunition for military salutes at Government establishments and institutions to which the issues of arms for salutes are authorized, \$4,000,000.

Manufacture of arms.

#### MANUFACTURE OF ARMS

At arsenals for issue.

For developing, manufacturing, repairing, procuring, and issuing arms at the national armories, \$312,848.

Ordnance stores and supplies.

#### ORDNANCE STORES AND SUPPLIES

Preserving, etc.  
Purchase for troops.

For overhauling, cleaning, repairing, and preserving ordnance and ordnance stores in the hands of troops and at the arsenals, posts, and depots, for purchase and manufacture of ordnance stores to fill requisitions of troops, including materials for cleaning and preserving ordnance and ordnance stores, \$675,310.

## AUTOMATIC RIFLES

Automatic rifles.

For the development, purchase, manufacture, test, repair, and maintenance of automatic machine rifles, or other automatic or semi-automatic guns, including their mounts, sights, and equipments, and the machinery necessary for their manufacture, to remain available until June 30, 1930, \$344,500.

Purchase, manufacture, etc.

## TANKS

Tanks.

For the development, purchase, manufacture, test, maintenance, and repair of tanks and other self-propelled armored vehicles, to remain available until June 30, 1930, \$245,000.

Purchase, etc., of, and other armored vehicles.

## FIELD ARTILLERY ARMAMENT

Field Artillery.

For development, purchase, manufacture, and test of mountain, field, and siege cannon, including their carriages, sights, implements, equipments, and the machinery necessary for their manufacture, \$1,152,750.

Mountain, field, and siege cannon.

For purchase, manufacture, maintenance, and test of ammunition for mountain, field, and siege cannon, including the necessary experiments in connection therewith, the machinery necessary for its manufacture, and the necessary storage facilities, \$823,000.

Ammunition for.

For alteration and maintenance of the mobile artillery, including the purchase and manufacture of machinery, tools, and materials necessary for the work and the expenses of the mechanics engaged thereon, \$561,200.

Altering, etc., mobile artillery.

For purchase, manufacture, and test of subcaliber guns, ammunition, and other accessories for mountain, field, and siege artillery practice, including the machinery necessary for their manufacture, \$496,587.

Ammunition for practice.

## PROVING GROUNDS, ARMY

Proving grounds.

For current expenses of the ordnance proving grounds, comprising the maintenance of rail and water transportation, repairs, alterations, accessories, and service of employees incidental to testing and proving ordnance and ordnance material, hire of assistants for the Ordnance Board, purchase of instruments and articles required for testing and experimental work, building and repairing butts and targets, clearing and grading ranges, \$169,000.

Current expenses.

## ROCK ISLAND BRIDGE, ROCK ISLAND, ILLINOIS

Rock Island, Ill.

For operating, repair, and preservation of Rock Island bridges and viaduct, and maintenance and repair of the arsenal street connecting the bridges, \$35,000.

Operating, etc., bridges.

## MOLINE-ROCK ISLAND BRIDGE

Moline-Rock Island Bridge.

For repairs and alterations, including construction of a draw or lift span in the aid of navigation, of the bridge connecting the city of Moline, Illinois, with Rock Island, Illinois, to be available immediately, \$50,000.

Repairs and alterations.

## TESTING MACHINES

Testing machines.

For necessary professional and skilled labor, purchase of materials, tools, and appliances for operating the testing machines, for investigative test and tests of material in connection with the manufacturing work of the Ordnance Department and for instruments and materials for operating the chemical laboratory in connection therewith, and for maintenance of the establishment, \$20,000.

Operating expenses.

## Arsenals.

## REPAIRS OF ARSENALS

## Repairs, etc.

For repairs and improvement of arsenals and depots, and to meet such unforeseen expenditures as accidents or other contingencies during the year may render necessary, including machinery for manufacturing purposes in the arsenals, \$800,000.

## Gauges, dies, and jigs.

## GAUGES, DIES, AND JIGS FOR MANUFACTURE

## Procuring, for armament manufacture.

Vol. 39, p. 215.

For the development and procurement of gauges, dies, jigs, and other special aids and appliances, including specifications and detailed drawings, to carry out the purpose of section 123 of the National Defense Act, approved June 3, 1916, as amended by the Act approved June 4, 1920, \$75,000.

## Chemical Warfare Service.

## CHEMICAL WARFARE SERVICE

## Purchase, manufacture, etc., of gases.

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, including all necessary investigations, research, design, experimentation, and operations connected therewith; purchase of chemicals, special scientific and technical apparatus and instruments; construction, maintenance, and repair of plants, buildings, and equipment, and the machinery therefor; receiving, storing, and issuing of supplies, comprising police and office duties, rents, tolls, fuels, gasoline, lubricants, paints and oils, rope and cordage, light, water, advertising, stationery, typewriting and adding machines, including their exchange, office furniture, tools, and instruments; for incidental expenses; for civilian employees; for libraries of the Chemical Warfare Service and subscriptions to periodicals, which may be paid for in advance; for expenses incidental to the organization, training, and equipment of special gas troops not otherwise provided for, including the training of the Army in chemical warfare, both offensive and defensive, together with the necessary schools, tactical demonstrations, and maneuvers; for current expenses of chemical projectile filling plants and proving grounds, including construction and maintenance of rail transportation, repairs, alterations, accessories, building and repairing butts and targets, clearing and grading ranges, \$1,304,780.

## Plants, buildings, machinery, etc.

## Organizing special gas troops.

## Current expenses.

## CHIEF OF INFANTRY

## Infantry School, Fort Benning, Ga.

## INFANTRY SCHOOL, FORT BENNING, GEORGIA

## Instruction expenses.

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 the necessary expenses of instruction at the Infantry School, Fort Benning, Georgia, \$37,262.

## Tank service.

## TANK SERVICE

## Civilian employees.

For payment of the necessary civilian employees to assist in handling the clerical work in the office of the tank center, tank schools, and the various tank organization headquarters, including the office of the Chief of Infantry; and for the payment of the necessary mechanics to assist in repairing and preserving tanks in the hands of tank units, \$25,113.

## Tank schools.

Incidental expenses in connection with the operation of the tank schools, \$1,300.

## CHIEF OF CAVALRY

## CAVALRY SCHOOL, FORT RILEY, KANSAS

Cavalry School, Fort Riley, Kans.

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, \$18,650.

Instruction expenses.

## CHIEF OF FIELD ARTILLERY

## FIELD ARTILLERY SCHOOL, FORT SILL, OKLAHOMA

Field Artillery School, Fort Sill, Okla.

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 Field Artillery School at Fort Sill, Oklahoma, \$20,756.

Instruction expenses.

## INSTRUCTION IN FIELD ARTILLERY ACTIVITIES

Field Artillery activities.

To provide means for the theoretical and practical instruction in Field Artillery activities at the two brigade firing centers at Fort Sill, Oklahoma, and Fort Bragg, North Carolina, by the purchase of modern instruments and material for theoretical and practical instruction, and for all other necessary expenses, to be allotted in such proportion as may, in the opinion of the Secretary of War, be for the best interests of the service, \$3,440.

Instruction at brigade firing centers.

## CHIEF OF COAST ARTILLERY

## COAST ARTILLERY SCHOOL, FORT MONROE, VIRGINIA

Chief of Coast Artillery.

Coast Artillery School, Fort Monroe, Va.

For purchase of engines, generators, motors, machines, measuring and nautical instruments, special apparatus, and materials and for experimental purposes for the engineering and artillery and military art departments and enlisted specialists division; for purchase and binding of professional books treating of military and scientific subjects for library, for use of school, and for temporary use in coast defenses; for incidental expenses of the school, including chemicals, stationery, printing and binding; hardware; materials; cost of special instruction of officers detailed as instructors; employment of temporary, technical, or special services; for office furniture and fixtures, machinery, and motor trucks; and unforeseen expenses; in all, \$28,720: *Provided*, That section 3648, Revised Statutes, shall not apply to subscriptions for foreign and professional newspapers and periodicals to be paid for from this appropriation: *Provided further*, That purchase and exchange of typewriting machines, to be paid for from this appropriation, may be made at the special price allowed to schools teaching stenography and typewriting without obligating typewriter companies to supply these machines to all departments of the Government at the same price.

Instruction expenses.

*Provisos.*  
Publications.  
R. S., sec. 3648, p. 718.  
Special typewriter prices.

## UNITED STATES MILITARY ACADEMY

## PAY OF MILITARY ACADEMY

Military Academy.

Pay.

Professors, etc.

Permanent establishment: For eight professors, \$30,500; chaplain, \$4,000; constructing quartermaster, in addition to his regular pay, \$1,000; additional pay of professors and officers for length of service, \$11,750; subsistence allowance of professors and officers, \$3,942; in all, \$51,192.

Cadets. For cadets, \$907,920.  
 Civilians. Civilians: For pay of employees, \$237,718.  
 Disbursing and ac- All of the money hereinbefore appropriated for pay of the Military  
 counting. Academy shall be disbursed and accounted for as pay of the Military  
 Academy, and for that purpose shall constitute one fund.

## Maintenance.

## MAINTENANCE, UNITED STATES MILITARY ACADEMY

## Designated expenses.

For text and reference books for instruction; increase and expense of library (not exceeding \$6,000); office equipment and supplies; stationery, blank books, forms, printing and binding, and periodicals; diplomas for graduates (not exceeding \$1,100); expense of lectures; apparatus, equipment, supplies, and materials for purposes 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; transportation of cadets and accepted cadets from their homes to the Military Academy and discharged cadets, including reimbursement of traveling expenses; for payment of commutation of rations for the cadets of the United States Military Academy in lieu of the regular established ration; maintenance of children's school (not exceeding \$11,400); contingencies for superintendent of the academy (not to exceed \$3,000); expenses of the members of the Board of Visitors (not exceeding \$1,500); contingent fund, to be expended under the direction of the Academic Board (not exceeding \$500); improvement, repair, and maintenance of buildings and grounds (including roads, walls, and fences); shooting galleries and ranges; cooking, heating, and lighting apparatus and fixtures and operation and maintenance thereof; maintenance of water, sewer, and plumbing systems; maintenance of and repairs to cadet camp; fire extinguishing apparatus; machinery and tools and repair of same; purchase (cost not to exceed \$600 each, including the value of a vehicle exchanged), maintenance, repair, and operation of an automobile and one motor truck; policing buildings and grounds; furniture for official purposes at the academy and repair and maintenance thereof; fuel for heat, light, and power; and other necessary incidental expenses in the discretion of the superintendent; in all, \$1,110,221.

Periodicals, etc.  
 R. S. sec., 3648, p.  
 718.

Section 3648, Revised Statutes, shall not apply to subscriptions for foreign, professional, and other newspapers and periodicals to be paid from any of the foregoing appropriations for the Military Academy.

Army surplus material, etc., transferred without expense to, for instruction, etc.

The Secretary of War is hereby directed to turn over to the United States Military Academy without expense all such surplus material as may be available and necessary for the construction of buildings; also surplus tools and material required for use in the instruction of cadets at the academy: *Provided*, That the constructing quartermaster, United States Military Academy, is hereby exempted from all laws and regulations relative to employment and to granting leaves of absence to employees with pay while employed on construction work at the Military Academy: *Provided further*, That the funds appropriated herein for the United States Military Academy may be expended without advertising when in the opinion of the responsible constructing officer and the superintendent it is more economical and advantageous to the Government to dispense with advertising.

Prorisos.  
 Leaves of absence to construction employees.

Expenditures without advertising permitted.



## MILITIA BUREAU

Militia Bureau.

## NATIONAL GUARD

National Guard.

## ARMING, EQUIPPING, AND TRAINING THE NATIONAL GUARD

Arming, etc.

For procurement of forage, bedding, and so forth, for animals used by the National Guard, \$1,404,720.

Forage, etc.

For compensation of help for care of materials, animals, and equipment, \$2,328,553.

Care of animals.

For expenses, camps of instruction, field and supplemental training, \$9,603,532.

Field training, etc.

For expenses, selected officers and enlisted men, military service schools, \$375,000.

Service schools instruction.

For pay of property and disbursing officers for the United States, \$79,500.

Property, etc., officers.

For general expenses, equipment, and instruction, National Guard, \$773,674.

Equipment and instruction expenses.

For travel of officers and noncommissioned officers of the Regular Army in connection with the National Guard, \$340,000: *Provided*, That not to exceed \$2,000 of this sum shall be expended for travel of officers of the War Department General Staff in connection with the National Guard.

Travel, Army officers.

*Proviso.*  
War Department General Staff.

For transportation of equipment and supplies, \$250,000.

Transporting supplies.

For expenses of enlisted men of the Regular Army on duty with the National Guard, including the hiring of quarters in kind, \$488,780.

Army enlisted men.

For pay of National Guard (armory drills), \$10,700,000.

Pay, armory drills.

When approved by the Secretary of War 10 per centum of each of the foregoing amounts under the appropriation for "Arming, equipping, and training the National Guard" shall be available interchangeably for expenditure on the objects named, but no one item shall be increased by more than 10 per centum: *Provided*, That a report of amounts so transferred between appropriations shall be submitted to the Congress at the first regular session after the close of the fiscal year 1929.

Interchangeable appropriations.

*Proviso.*  
Report thereof to Congress.

## ARMS, UNIFORMS, EQUIPMENT, AND SO FORTH, FOR FIELD SERVICE, NATIONAL GUARD

Field service.

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 a reserve supply thereof, including horses conforming to the Regular Army standards for use of the Cavalry, Field Artillery, and mounted organizations of the National Guard, as are necessary to arm, uniform, and equip for field service the National Guard of the several States, Territories, and the District of Columbia, and to repair such of the aforementioned articles of equipage and military stores as are or may become damaged when, under regulations prescribed by the Secretary of War, such repair may be determined to be an economical measure and as necessary for their proper preservation and use, \$5,263,150, of which not less than \$734,288 shall be available only for the production and purchase of new airplanes and their equipment, spare parts, and accessories: *Provided*, That the Secretary of War is hereby directed to issue from surplus or reserve stores and material on hand and purchased for the United States Army such articles of clothing and equipment and Field Artillery, Engineer, and Signal material and ammunition

Procuring arms, etc., for issue.  
Requisitions from governors.

New airplanes, etc.

*Proviso.*  
Clothing, equipment, etc., from Army surplus stores.

Vol. 39, p. 197.	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, as amended by the Act approved June 4, 1920. This issue shall be made without charge against militia appropriations except for actual expenses incident to such issue.
Vol. 41, p. 780.	The mounted, motorized, air, medical, and tank units and motor transport, military police, wagon and service companies of the National Guard shall be so reduced that the appropriations made in this Act shall cover the entire cost of maintenance of such units for the National Guard during the fiscal year 1929.
Without charge to militia appropriations.	
Reduction of mounted, etc., units.	
Organized Reserves.	<b>ORGANIZED RESERVES</b>
Officers' Reserve Corps. Pay, etc., for active duty.	Officers' Reserve Corps: For pay and allowances of members of the Officers' Reserve Corps on active duty for not exceeding fifteen days' training, \$2,583,667;
Mileage, etc., allowances.	For pay and allowances of members of the Officers' Reserve Corps on active duty for more than fifteen days in accordance with law, \$673,552;
Proviso. Limit.	For mileage, reimbursement of actual traveling expenses, or per diem allowances in lieu thereof as authorized by law, \$463,614.
Enlisted Reserve Corps. Pay, etc.	Provided, That the mileage allowance to members of the Officers' Reserve Corps when called into active service for training for fifteen days or less shall not exceed 4 cents per mile;
Correspondence courses.	In all, \$3,720,833.
Training manuals.	Enlisted Reserve Corps: For pay, transportation, subsistence, clothing, and medical and hospital treatment, \$100.
Headquarters and training camps. Establishment, maintenance of, etc.	Correspondence courses: For conducting correspondence courses for instruction of members of the Reserve Corps, including necessary supplies, procurement of maps and textbooks, and transportation, \$23,000.
Purchase of new airplanes, etc.	Manuals: For purchase of training manuals, including Government publications and blank forms, \$20,000.
Medical and hospital treatment, etc., if injured in line of duty.	Headquarters and camps: For establishment, maintenance, and operation of divisional and regimental headquarters and of camps for training of the Organized Reserves; for miscellaneous expenses incident to the administration of the Organized Reserves, including the maintenance and operation of motor-propelled passenger-carrying vehicles; for the actual and necessary expenses, or per diem in lieu thereof, at rates authorized by law, incurred by officers and enlisted men of the Regular Army traveling on duty in connection with the Organized Reserves; for reimbursement for 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, except that not to exceed \$194,087 of this appropriation shall be available for expenditure by the Chief of the Air Corps for the production and purchase of new airplanes and their equipment, spare parts, and accessories; for transportation of baggage, including packing and crating, of reserve officers on active duty for not less than six months; for medical and hospital treatment, continuation of pay and allowances not to exceed six months, and transportation when fit for travel to their homes of members of the Officers' Reserve Corps and Enlisted Reserve Corps of the Army injured in line of duty while on active duty under proper orders or while voluntarily participating in aerial flights in Government-owned aircraft by proper authority as an incident to their military training, and for the preparation and transportation to their homes and burial expenses of the remains of members of the Organized
Burial expenses.	

Reserves who die while on active duty, as provided in section 4 of the Act of June 3, 1924, \$1,539,650 and in addition thereto there is hereby reappropriated and made available for this purpose the sum of \$150,000 of unexpended balances for "Organized Reserves, 1926 and 1927": *Provided*, That not to exceed \$100,000 of this amount may be used for establishment and maintenance of divisional and regimental headquarters.

Vol. 43, p. 364.  
Additional reappropriation.

*Proviso.*  
Divisional, etc., headquarters.

None of the funds appropriated elsewhere in this Act except for printing and binding and for pay and allowances of officers and enlisted men of the Regular Army shall be used for expenses in connection with the Organized Reserves, but available supplies and existing facilities at military posts shall be utilized to the fullest extent possible.

Other funds not to be used.

No portion of the appropriation shall be expended for the pay of a reserve officer on active duty for a longer period than fifteen days, except such as may be detailed for duty with the War Department General Staff under section 3a and section 5 (b) of the Army Reorganization Act approved June 4, 1920, or who may be detailed for courses of instruction at the general or special service schools of the Army, or who may be detailed for duty as instructors at civilian military training camps, appropriated for in this Act, or who may be detailed for duty with tactical units of the Air Corps, as provided in section 37a of the Army Reorganization Act approved June 4, 1920: *Provided*, That the pay and allowances of such additional officers and nurses of the Medical Reserve Corps as are required to supplement the like officers and nurses of the Regular Army in the care of beneficiaries of the United States Veterans' Bureau treated in Army hospitals may be paid from the funds allotted to the War Department by that bureau under existing law.

Pay period for officers.

Department General Staff duty.  
Vol. 41, pp. 760, 765.  
Other details.

Air corps.  
Vol. 41, p. 776.

*Proviso.*  
Medical Reserve Corps for Veterans' Bureau patients in Army hospitals.

Payment from Army funds.

## CITIZENS' MILITARY TRAINING

### RESERVE OFFICERS' TRAINING CORPS

For the procurement, maintenance, and issue, under such regulations as may be prescribed by the Secretary of War, to institutions at which one or more units of the Reserve Officers' Training Corps are maintained, of such public animals, means of transportation, supplies, tentage, equipment, and uniforms as he may deem necessary, including cleaning and laundering of uniforms and clothing at camps; and to forage, at the expense of the United States, public animals so issued, and to pay commutation in lieu of uniforms at a rate to be fixed annually by the Secretary of War; for transporting said animals and other authorized supplies and equipment from place of issue to the several institutions and training camps and return of same to place of issue when necessary; for purchase of training manuals, including Government publications and blank forms; for the establishment and maintenance of camps for the further practical instruction of the members of the Reserve Officers' Training Corps, and for transporting members of such corps to and from such camps, and to subsist them while traveling to and from such camps and while remaining therein so far as appropriations will permit or, in lieu of transporting them to and from such camps and subsisting them while en route, to pay them travel allowance at the rate of 5 cents per mile for the distance by the shortest usually traveled route from the places from which they are authorized to proceed to the camp and for the return travel thereto, and to pay the return travel pay in advance of the actual performance of the travel; for reimbursement for the use, including upkeep and depreciation costs, of supplies, equipment, and matériel furnished in

Citizens' military training.

Reserve Officers' Training Corps.

Quartermaster supplies for units of.

Training camp expenses.

Commutation of travel allowances.

Subsistence commutation to senior division members.

Vol. 39, p. 193; Vol. 41, p. 779.  
Medical and hospital treatment if injured in line of duty.

Vol. 41, pp. 778, 779.

Burial expenses.

Vol. 43, p. 365.

Provisos. Uniforms, etc., from Army surplus stocks.

Price current to govern payments.

Additional mounted units forbidden.

Use of other funds forbidden.

Transporting students to national rifle match.

Other schools and colleges.

Issue of military supplies, equipment, etc., to.  
Vol. 41, p. 780.  
R. S., sec. 1225, p. 216.

Vol. 41, p. 776.

Citizens' Military Training Camps.

Uniforms, transportation expenses, etc., for attendance.  
Vol. 39, p. 193; Vol. 41, p. 779.

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; for medical and hospital treatment, subsistence until furnished transportation, and transportation when fit for travel to their homes of members of the Reserve Officers' Training Corps injured in line of duty while at camps of instruction under the provisions of section 47a and section 47d of the National Defense Act approved June 3, 1916, as amended; and for the cost of preparation and transportation to their homes and burial expenses of the remains of members of the Reserve Officers' Training Corps who die while attending camps of instruction as provided in section 4 of the Act approved June 3, 1924; and for the cost of maintenance, repair, and operation of passenger-carrying vehicles, \$2,970,000, to remain available until December 31, 1929: *Provided*, That uniforms and other equipment or material issued to the Reserve Officers' Training Corps in accordance with law shall be furnished from surplus or reserve stocks of the War Department without payment from this appropriation, except for actual expense incurred in the manufacture or issue: *Provided further*, That in no case shall the amount paid from this appropriation for uniforms, equipment, or material furnished to the Reserve Officers' Training Corps from stocks under the control of the War Department be in excess of the price current at the time the issue is made: *Provided further*, That none of the funds appropriated in this Act shall be used for the organization or maintenance of an additional number of mounted, motor transport, or tank units in the Reserve Officers' Training Corps: *Provided further*, That none of the funds appropriated elsewhere in this Act, except for printing and binding and pay and allowances of officers and enlisted men of the Regular Army, shall be used for expenses in connection with the Reserve Officers' Training Corps: *Provided further*, That not to exceed \$100 of the total appropriated by this Act may be expended for the transportation of authorized Reserve Officers' Training Corps students who may be competitors in the national rifle match, and to subsist them while traveling to and from said match and while remaining thereat.

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, 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.

CITIZENS' MILITARY TRAINING CAMPS

For furnishing, at the expense of the United States, to warrant officers, enlisted men, and civilians attending training camps maintained under the provisions of section 47d of the National Defense Act of June 3, 1916, as amended by the Act of June 4, 1920, uniforms, including altering, fitting, washing, and cleaning when necessary,

subsistence, and transportation, or in lieu of such transportation and of subsistence for travel to and from camps travel allowances at 5 cents per mile, as prescribed in said section 47d; for such expenditures as are authorized by said section 47d as may be necessary for the establishment and maintenance of said camps, including recruiting and advertising therefor, and the cost of maintenance, repair, and operation of passenger-carrying vehicles; for reimbursement for 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 gymnasium and athletic supplies (not exceeding \$15,000); for mileage, reimbursement of traveling expenses, or allowance in lieu thereof as authorized by law, for officers of the Regular Army and Organized Reserves, traveling on duty in connection with citizens' military training camps; for purchase of training manuals, including Government publications and blank forms; for medical and hospital treatment, subsistence until furnished transportation, and when fit for travel, travel allowances at 5 cents per mile to their homes of members of the citizens' military training camps injured in line of duty while attending camps of instruction under the provisions of section 47a and section 47d of the National Defense Act approved June 3, 1916, as amended, and for the cost of preparation and transportation to their homes and burial expenses of the remains of civilians who die while attending camps of instruction, as provided in section 4 of the Act approved June 3, 1924; in all, \$2,801,240, to remain available until December 31, 1929: *Provided*, That the number of trainees shall not exceed the number which can be trained by the expenditure of this sum: *And provided*, That the funds herein appropriated shall not be used for the training of any person in the first year, or lowest course, who shall have reached his twenty-fourth birthday before the date of enrollment: *Provided further*, That none of the funds appropriated elsewhere in this Act except for printing and binding and for pay and allowances of officers and enlisted men of the Regular Army shall be used for expenses in connection with citizens' military training camps: *Provided further*, That uniforms and other equipment or matériel furnished in accordance with law for use at citizens' military training camps shall be furnished from surplus or reserve stocks of the War Department without payment from this appropriation, except for actual expense incurred in the manufacture or issue: *Provided further*, That in no case shall the amount paid from this appropriation for uniforms, equipment, or matériel furnished in accordance with law for use at citizens' military training camps from stocks under control of the War Department be in excess of the price current at the time the issue is made.

Under the authorizations contained in this Act no issues of reserve supplies or equipment shall be made where such issues would impair the reserves held by the War Department for two field armies or one million men.

## NATIONAL BOARD FOR PROMOTION OF RIFLE PRACTICE, ARMY

### NATIONAL MATCHES

For every expenditure requisite for and incident to the conduct of the national matches and the maintenance and operation of the Small Arms Firing School held in conjunction therewith as authorized by section 113 (c) of the National Defense Act (Act of June 3, 1916, as amended by the Act of June 7, 1924, and February 14, 1927), except the pay and allowances of officers and of enlisted men

Maintenance.

Medical and hospital treatment if injured in line of duty.  
Vol. 41, pp. 778, 779.  
Vol. 43, p. 365.

*Provisos.*  
Number of trainees.

Age limitation.

Use of other funds forbidden.

Uniforms, etc., from Army surplus stocks.

Price current to govern payments.

Use of Army reserve supplies restricted.

Promotion of rifle practice.

Expenses of national matches and Small Arms Firing School.  
Vol. 39, p. 211; Vol. 43, p. 510; Vol. 44, p. 1035.

of the Regular Army who are on duty in any capacity in connection with the national matches and the Small Arms Firing School, and except the subsistence of enlisted men of the Regular Army who are not members of authorized teams, which pay, allowances, and subsistence shall be paid from other funds appropriated for that purpose, including procurement and installation of equipment, ammunition, supplies, materials, flooring and frames for tents, construction of shooting galleries, and shelters for rifle practice; nonstructural improvements; repairs and alterations to buildings, water system, sewer and lighting systems; repairs and alterations to equipment and supplies; communication service; pay and allowance of officers and enlisted men of the National Guard participating in the national matches and the Small Arms Firing School from the date of departure from their homes to the date of return thereto; pay and allowance of reserve officers called to active duty in connection with the national matches and the Small Arms Firing School; personal and nonpersonal services; subsistence, including commutation of rations to authorized teams from the National Guard, Organized Reserve, Reserve Officers' Training Corps, citizens' military training camps, and civilian teams representing the States and including the enlisted men of teams from the Regular Army from the date of departure from their homes or stations to the date of return thereto at the rate not exceeding \$1.50 per day each; transportation, including repair, operation, and maintenance of motor-propelled and animal-drawn vehicles; travel of authorized teams representing the Regular Army, National Guard, Organized Reserve, Reserve Officers' Training Corps, citizens' military training camps, and civilian teams representing States, including officers and enlisted men of the Regular Army; travel of commissioned and enlisted personnel of the Regular Army; National Guard, and Organized Reserve on duty in connection with the national matches and the Small Arms Firing School, including mileage of officers; reimbursement of travel expenses or allowance in lieu thereof as authorized by law for officers of the Regular Army and Organized Reserve; travel of civilian employees to and from the national matches, including a per diem allowance in lieu of subsistence while traveling to and from said matches and while on duty thereat; all to be expended under the direction of the Secretary of War, there is hereby reappropriated the sum of \$500,000 of unexpended balances of appropriations and in amounts as follows: "Citizens' Military Training Camps, 1925", \$100,000; "Reserve Officers' Training Corps, 1925", \$290,000; "Reserve Officers' Training Corps, 1926", \$110,000; which funds are in full for the conduct, operation, and maintenance of the national matches and the competitions and Small Arms Firing School held in conjunction therewith, except as may be specifically provided for in other appropriations: *Provided*, That members of authorized civilian teams traveling by train or automobile may be paid travel allowance at the rate of 5 cents per mile, which shall include subsistence while traveling, for the distance by the shortest usually traveled route from the places from which they are authorized to proceed to the national matches and for the return travel thereto: *Provided further*, That the payment of travel pay for the return journey may be made in advance of the actual performance of the return travel.

Equipment, supplies, etc.

Pay and allowances of National Guard, etc., participating in matches.

Subsistence of teams.

Travel of authorized teams, etc.

Reimbursement of travel expenses to and from matches.

Unexpended balances reappropriated.

Vol. 43, pp. 508, 507, 923.

*Provided*. Travel allowance for teams by automobile or train.

Advance for return travel.

Civilian instruction.

QUARTERMASTER SUPPLIES AND SERVICES FOR RIFLE RANGES FOR CIVILIAN INSTRUCTION

Quartermaster supplies for rifle ranges, etc.

To establish and maintain indoor and outdoor rifle ranges for the use of all able-bodied males capable of bearing arms, under reasonable regulations to be prescribed by the National Board for the Pro-

motion of Rifle Practice and approved by the Secretary of War; for the employment of labor in connection with the establishment of outdoor and indoor rifle ranges, including labor in operating targets; for the employment of instructors; for clerical services, including not exceeding \$20,000 in the District of Columbia; for badges and other insignia; for the transportation of employees, instructors, and civilians to engage in practice; for the purchase of materials, supplies, and services, and for expenses incidental to instruction of citizens of the United States in marksmanship, and their participation in national and international matches, to be expended under the direction of the Secretary of War, and to remain available until expended, \$6,875.

Instructors, etc.

Participation in matches.

#### NATIONAL TROPHY AND MEDALS FOR RIFLE CONTESTS

Rifle contests.

Furnishing national trophy, medals, etc.

Vol. 44, p. 1095.

For furnishing a national trophy, medals, prizes, and other necessary expenses for the promotion of rifle practice throughout the United States in accordance with the provisions of the Act approved February 14, 1927, \$7,500.

#### ORDNANCE EQUIPMENT FOR RIFLE RANGES FOR CIVILIAN INSTRUCTION

Ordnance equipment.

Arms, ammunition, etc., for target practice at rifle ranges, etc.

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, in connection with the encouragement of rifle practice, in pursuance of the provisions of law, \$200,000.

No pay to officers, etc., using time measuring devices on work of employees.

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.

Cash rewards restricted.

## TITLE II.—NONMILITARY ACTIVITIES OF THE WAR DEPARTMENT

Nonmilitary activities.

### FINANCE DEPARTMENT

Finance Department.

For amount required to make monthly payments to Jennie Carroll, widow of James Carroll, late major, United States Army, \$1,500.

Jennie Carroll.

For amount required to make monthly payments to Mabel H. Lazear, widow of Jesse W. Lazear, late acting assistant surgeon, United States Army, \$1,500.

Mabel H. Lazear.

For amount required to make monthly payments to John R. Kissinger, late of Company D, One hundred and fifty-seventh Indiana Volunteer Infantry, also late of the Hospital Corps, United States Army, \$1,200.

John R. Kissinger.

For amount required to make monthly payments to Clyde L. West, late of Company B, Eighth Infantry, and Hospital Corps, United States Army, \$1,200.

Clyde L. West.

Quartermaster Corps.

QUARTERMASTER CORPS

National cemeteries.

NATIONAL CEMETERIES

Maintenance.

For maintaining and improving national cemeteries, including fuel for superintendents, pay of superintendents, including the superintendent at Mexico City, laborers and other employees, purchase of tools and materials, and including care and maintenance of the Arlington Memorial Amphitheater and Chapel and grounds in the Arlington National Cemetery, Virginia, and permanent American military cemeteries abroad, \$520,325.

Arlington, Va.

Cemeteries abroad.

Chalmette, La.

Changes authorized.

Chalmette National Cemetery, Louisiana: For moving and construction of buildings, preparing new addition for interments, reinterments, and necessary changes and improvements incident to providing a right of way through the Chalmette National Cemetery, Chalmette, Louisiana, for the construction of a new levee by the State of Louisiana, \$32,000.

Lee Mansion, Arlington, Va. Survey, etc., of, for restoration.

Vol. 43, p. 1356.

Restoration of the Lee Mansion, Arlington National Cemetery, Virginia: For making an investigation and survey to determine the condition of the buildings and the repairs necessary, and for commencing the restoration of the Lee Mansion, as authorized in Public Resolution Numbered 74, approved March 4, 1925, \$10,000.

Repairs to roadways.

For repairs to roadways to national cemeteries which have been constructed by special authority of Congress, \$15,000: *Provided*, That no railroad shall be permitted upon the right of way which may have been acquired by the United States 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 sum shall be used for repairing any roadway not owned by the United States within the corporate limits of any city, town, or village.

*Provisos.* Encroachments by railroads forbidden.

Repairs restricted.

Limited to one approach.

No part of any appropriation for national cemeteries or the repair of roadways thereto shall be expended in the maintenance of more than a single approach to any national cemetery.

Headstones for soldiers', etc., graves.

For continuing the work of furnishing headstones of durable stone or other durable material for unmarked graves of Union and Confederate soldiers, sailors, and marines, and soldiers, sailors, and marines of all other wars in national, post, city, town, and village cemeteries, naval cemeteries at navy yards and stations of the United States, and other burial places, under the Acts of March 3, 1873, February 3, 1879, and March 9, 1906; continuing the work of furnishing headstones for unmarked graves of civilians interred in post cemeteries under the Acts of April 28, 1904, and June 30, 1906; and furnishing headstones for the unmarked graves of Confederate soldiers, sailors, and marines in national cemeteries, \$140,000.

R. S., sec. 4877, p. 944. Vol. 20, p. 281; Vol. 34, p. 56.

Civilians.

Confederates.

Antietam battle field.

Preservation, etc.

For repair and preservation of monuments, tablets, observation tower, roads, and fences, and so forth, made and constructed by the United States upon public lands within the limits of the Antietam battle field, near Sharpsburg, Maryland, and for pay of superintendent, said superintendent to perform his duties under the direction of the Quartermaster Corps and to be selected and appointed by the Secretary of War, at his discretion, the person selected for this position to have been either a commissioned officer or enlisted man who has been honorably mustered out or discharged from the military service of the United States and who may have been disabled for active field service in line of duty, \$6,500.

Superintendent.

Disposition of remains of officers, etc.

DISPOSITION OF REMAINS OF OFFICERS, SOLDIERS, AND CIVILIAN EMPLOYEES: For interment, cremation (only upon request from relatives of the deceased), or of preparation and transportation to their homes or to such national cemeteries as may be designated by proper

*Ante*, p. 251.



authority, in the discretion of the Secretary of War, of the remains of officers, cadets, United States Military Academy, acting assistant surgeons, members of the Army Nurse Corps, and enlisted men in active service, and accepted applicants for enlistment; for interment or preparation and transportation to their homes of the remains of civilian employees of the Army in the employ of the War Department who die abroad, in Alaska, in the Canal Zone, or on Army transports, or who die while on duty in the field; for interment of military prisoners who die at military posts; for the interment and shipment to their homes of remains of enlisted men who are discharged in hospitals in the United States and continue as inmates of said hospitals to the date of their death; for interment of prisoners of war and interned alien enemies who die at prison camps in the United States; for recovery of bodies; for removal of remains from abandoned posts to permanent military posts or national cemeteries, including the remains of Federal soldiers, sailors, or marines interred in fields, abandoned graves, or abandoned private and city cemeteries; and in any case where the expenses of burial or shipment of the remains of officers or enlisted men of the Army who die on the active list are borne by individuals, where such expenses would have been lawful claims against the Government, reimbursement to such individuals may be made of the amount allowed by the Government for such services out of this sum, but no reimbursement shall be made of such expenses incurred prior to July 1, 1910; for expenses of the segregation of bodies in permanent American cemeteries in Great Britain and France, \$100,000: *Provided*, That the above provisions shall be applicable in the cases of officers and enlisted men on the retired list of the Army who have died or may hereafter die while on active duty by proper assignment.

Recovery of bodies.  
*Ante*, p. 248.  
Removal from abandoned posts, etc.

Reimbursement to individuals.

American cemeteries in Great Britain and France.

*Proviso*.  
Retired officers and enlisted men on active duty included.

CONFEDERATE MOUND, OAKWOOD CEMETERY, CHICAGO, ILLINOIS: For care, protection, and maintenance of the plat of ground known as Confederate Mound in Oakwood Cemetery, Chicago, Illinois, \$500.

Confederate Mound, Chicago, Ill.

For care, protection, and maintenance of Confederate Stockade Cemetery, Johnstons Island, in Sandusky Bay, Ohio, \$350.

Confederate Cemetery, Stockade Cemetery, Ohio.

CONFEDERATE BURIAL PLATS: For care, protection, and maintenance of Confederate burial plats, owned by the United States, located and known by the following designations: Confederate Cemetery, North Alton, Illinois; Confederate Cemetery, Camp Chase, Columbus, Ohio; Confederate section, Greenlawn Cemetery, Indianapolis, Indiana; Confederate Cemetery, Point Lookout, Maryland; and Confederate Cemetery, Rock Island, Illinois, \$1,250.

Confederate burial plats.

*Post*, p. 533.

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, \$1,000.

Burial places in Cuba and China.

## NATIONAL MILITARY PARKS

Military Parks.

### CHICKAMAUGA AND CHATTANOOGA NATIONAL MILITARY PARK

Chickamauga and Chattanooga.

For continuing the establishment of the park; compensation and expenses of the superintendent, maps, surveys, clerical and other assistance; maintenance, repair, and operation of one motor-propelled passenger-carrying vehicle; maintenance, repair, and operation of one horse-drawn passenger-carrying vehicle; office and all other necessary expenses; foundations for State monuments; mowing; historical tablets, iron and bronze; iron gun carriages; roads and their maintenance, including posts and guard rails on highways, \$60,000.

Continuing establishment of.

## Gettysburg.

## GETTYSBURG NATIONAL MILITARY PARK

Continuing establishment of.

For continuing the establishment of the park; acquisition of lands, surveys, and maps; constructing, improving, and maintaining avenues, roads, and bridges thereon; fences and gates; marking the lines of battle with tablets and guns, each tablet bearing a brief legend giving historic facts and compiled without censure and without praise; preserving the features of the battle field and the monuments thereon; compensation of superintendent, clerical and other services, expenses, and labor; purchase and preparation of tablets and gun carriages and placing them in position; maintenance, repair, and operation of a motor-propelled passenger-carrying vehicle, and all other expenses incident to the foregoing, \$53,026.

## Guilford Courthouse.

## GUILFORD COURTHOUSE NATIONAL MILITARY PARK

Continuing establishment of.  
Vol. 39, p. 996.

For continuing the establishment of a national military park at the battle field of Guilford Courthouse, in accordance with the Act entitled "An Act to establish a national military park at the battle field of Guilford Courthouse," approved March 2, 1917, \$9,250.

## Moore's Creek.

## MOORE'S CREEK NATIONAL MILITARY PARK

Continuing establishment of.  
Vol. 44, p. 634.

For continuing the establishment of a national military park at the battle field of Moore's Creek, North Carolina, in accordance with the Act entitled "An Act to establish a national military park at the battle field of Moore's Creek, North Carolina," approved June 2, 1926, \$5,000.

## Shiloh.

## SHILOH NATIONAL MILITARY PARK

Continuing establishment of.

For continuing the establishment of the park; compensation of superintendent of the park; clerical and other services; labor; historical tablets; maps and surveys; roads; purchase and transportation of supplies, implements, and materials; foundations for monuments; office and other necessary expenses, including maintenance, repair, and operation of one motor-propelled passenger-carrying vehicle, and replacement by exchange of one such vehicle at a cost not to exceed \$600, including the value of the vehicle exchanged, \$30,472.

## Stones River.

## STONES RIVER NATIONAL MILITARY PARK

Commencing establishment of.  
Vol. 44, p. 1399.

For commencing the establishment of a national military park at the battle field of Stones River, Tennessee, as authorized by the Act approved March 3, 1927, including the condemnation, purchase, or lease of the necessary lands, surveys, maps, marking the boundaries of the park, opening, constructing, or repairing necessary roads; pay and expenses of civilian commissioners, salaries for clerical and other service; traveling expenses, purchase (at a cost not to exceed \$600), maintenance, repair, and operation of one passenger-carrying vehicle, and other necessary expenses, \$95,000, to remain available until expended.

## Vicksburg.

## VICKSBURG NATIONAL MILITARY PARK

Continuing establishment of.

For continuing the establishment of the park; compensation of civilian commissioners; clerical and other services, labor, iron gun carriages, mounting of siege guns, memorials, monuments, markers, and historical tablets giving historical facts, compiled without praise and without censure; maps, surveys, roads, bridges, restoration of

earthworks, purchase of lands, purchase and transportation of supplies and materials; and other necessary expenses, including purchase (not to exceed \$600), maintenance, repair, and operation of one motor-propelled passenger-carrying vehicle, \$23,476.

## NATIONAL MONUMENTS

For maintaining and improving national monuments established by proclamation of the President under the Act of June 8, 1906 (Thirty-fourth Statutes, page 225), and administered by the Secretary of War, including Fort McHenry, Maryland, including pay of the caretakers, laborers, and other employees, purchase of tools and materials, light, heat, and power, \$23,284, of which not to exceed \$300 may be paid to the superintendent of the Shiloh National Military Park, in addition to his salary as such superintendent, for performing the duties of superintendent of the Meriwether Lewis National Monument.

Monument on Kill Devil Hill, Kitty Hawk, North Carolina: To commence the work preliminary to the acquisition of a suitable site, surveys, preparation of designs, and all necessary expenses incident to the erection of a monument on Kill Devil Hill at Kitty Hawk, North Carolina, in commemoration of the first successful human attempt in all history at power-driven airplane flight, in accordance with the Act entitled "An Act providing for the erection of a monument on Kill Devil Hill at Kitty Hawk, North Carolina, commemorative of the first successful human attempt in history at power-driven airplane flight," approved March 2, 1927, \$25,000: *Provided*, That not to exceed \$5,000 of this sum may be expended for the purchase of plans, drawings, and specifications for the erection of this monument by open competition, under such conditions as the commission may prescribe.

Chalmette Monument, Chalmette, Louisiana: For the construction of a roadway and walk on the grounds owned by the United States, to and around the Chalmette Monument at Chalmette, in accordance with the Act entitled "An Act authorizing an appropriation for the construction of a roadway and walk leading to and around the Chalmette Monument, Chalmette, Louisiana," approved March 3, 1927, \$15,000.

## SIGNAL CORPS

## WASHINGTON-ALASKA MILITARY CABLE AND TELEGRAPH SYSTEM

For defraying the cost of such extensions, betterments, operation, and maintenance of the Washington-Alaska Military Cable and Telegraph System as may be approved by the Secretary of War, to be available until the close of the fiscal year 1930, from the receipts of the Washington-Alaska Military Cable and Telegraph System which have been covered into the Treasury of the United States, the extent of such extensions and betterments and the cost thereof to be reported to Congress by the Secretary of War, \$159,080.

## MEDICAL DEPARTMENT

Artificial limbs: For furnishing artificial limbs and apparatus, or commutation therefor, and necessary transportation, \$44,250.

Appliances for disabled soldiers: For furnishing surgical appliances to persons disabled in the military or naval service of the United States prior to April 6, 1917, or subsequent to July 1, 1921, and not entitled to artificial limbs or trusses for the same disabilities, \$600.

National monuments.

Maintaining, etc.  
Vol. 34, p. 225.

Fort McHenry, Md., included.

Meriwether Lewis.  
Superintendent.  
*Post*, p. 3033.Kitty Hawk, N. C.  
Acquiring site, etc.,  
on Kill Devil Hill.  
*Post*, p. 1666.

Vol. 44, p. 1264.

*Proviso*.  
Purchase of plans,  
etc.Chalmette, La.  
Roadway, etc., on  
monument grounds.

Vol. 44, p. 1381.

Signal Corps.

Washington-Alaska  
cable, etc.

Operation, etc.

From receipts.

Medical Department.

Artificial limbs.

Surgical appliances.

## Trusses.

R. S., sec. 1176, p. 211.  
Vol. 20, p. 353.

Trusses for disabled soldiers: For trusses for persons entitled thereto under section 1176, Revised Statutes of the United States, and the Act amendatory thereof, approved March 3, 1879, \$300.

Medical and Surgical  
History of World War.

## MEDICAL AND SURGICAL HISTORY OF THE WORLD WAR

## Preparation of.

Toward the preparation for publication under the direction of the Secretary of War of a medical and surgical history of the war with Germany, including personal services, \$9,480.

## Engineer Corps.

## CORPS OF ENGINEERS

Washington's birth-  
place.

## BIRTHPLACE OF GEORGE WASHINGTON, WAKEFIELD, VIRGINIA

Care of monument,  
etc.

For maintenance, care, and improvement of reservation and monument, \$3,500.

California Débris  
Commission.

## CALIFORNIA DÉBRIS COMMISSION

Expenses.  
Vol. 27, p. 507.

For defraying the expenses of the commission in carrying on the work authorized by the Act approved March 1, 1893, \$15,000.

## Alaska.

## CONSTRUCTION AND MAINTENANCE OF ROADS, BRIDGES, AND TRAILS, ALASKA

Roads, bridges, trails,  
etc., in.  
Construction ex-  
penses, etc., under road  
commissioners.  
Vol. 34, p. 192.

For the construction, repair, and maintenance of roads, tramways, ferries, bridges, and trails, Territory of Alaska, to be expended under the direction of the Board of Road Commissioners described in section 2 of an Act entitled "An Act to provide for the construction and maintenance of roads, the establishment and maintenance of schools, and the care and support of insane persons in the District of Alaska, and for other purposes" approved January 27, 1905, as amended by the Act approved May 14, 1906, and to be expended conformably to the provisions of said Act as amended, \$825,000, to be available immediately.

## Lowell Creek, Alaska.

PROTECTION OF GOVERNMENT PROPERTY ADJACENT TO LOWELL CREEK,  
ALASKAProtection of Gov-  
ernment property.  
Vol. 44, p. 1066.

For every expenditure requisite for and incidental to the regulation of Lowell Creek, Alaska, as authorized by Public Resolution Numbered 52, approved February 9, 1927, to be available immediately, \$100,000: *Provided*, That no part of this appropriation shall be expended or obligated until the sum of \$25,000 shall have been contributed by the town of Seward or other local interests to be benefited.

*Proviso.*  
Local interests to  
contribute.

## Rivers and harbors.

## RIVERS AND HARBORS

Appropriations im-  
mediately available.

To be immediately available and to be expended under the direction of the Secretary of War and the supervision of the Chief of Engineers:

Miami, Fla.  
Reimbursement to,  
for loan for harbor im-  
provement.  
Vol. 43, p. 1187.

Harbor reimbursement: To pay the city of Miami, out of any funds available in the Treasury not otherwise appropriated, for part reimbursement of the \$1,605,000 advanced or loaned to the Government by said city for the improvement of Miami Harbor, under the provisions of the River and Harbor Act approved March 3, 1925, \$605,000.

Preserving, construct-  
ing, etc., authorized  
projects.

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, Lake of the Woods, and other boundary and connecting waters between the said lake and Lake Superior, Lake Champlain, and the natural navigable waters embraced in the navigation system of the New

Boundary waters,  
etc., surveys.

York canals, including all necessary expenses for preparing, correcting, extending, printing, binding, and issuing charts and bulletins and of investigating lake levels with a view to their regulation; for examinations, surveys, and contingencies of rivers and harbors, provided that no funds shall be expended for any preliminary examination, survey, project, or estimate not authorized by law; and for the prevention of obstructive and injurious deposits within the harbor and adjacent waters of New York City, for pay of inspectors, deputy inspectors, crews, and office force, and for maintenance of patrol fleet and expenses of office, \$55,886,310.

Examinations surveys, etc.

New York Harbor deposits.

#### MUSCLE SHOALS

Muscle Shoals.

For operating, maintaining, and keeping in repair the works at Dam Numbered 2, Tennessee River, including the hydroelectrical development, \$275,000, to remain available until June 30, 1929, and to be expended under the direction of the Secretary of War and the supervision of the Chief of Engineers.

Operating, etc., works at Dam No. 2, Tennessee River.

#### FLOOD RELIEF

Flood relief.

Flood relief, Mississippi River: For the reimbursement of funds contributed by local interests to the Mississippi River Commission, and used for emergency levee construction and repair work on the lower Mississippi River on account of the flood of 1927, \$1,500,000, to be immediately available and to be expended by the Mississippi River Commission: *Provided*, That the provisions of the Flood Control Act approved March 1, 1917, in so far as they forbid expenditures by the Mississippi River Commission for levee work unless local interests contribute one-third the cost thereof, shall not apply to emergency levee work done, or to be done, on account of the flood of 1927.

Mississippi River. Reimbursing local interests of funds used for emergency levee work on account of flood of 1927.

*Proviso.* Requirement for contribution by local interests, waived. Vol. 39, p. 948.

#### FLOOD CONTROL

Flood control.

Flood control, Mississippi River: For prosecuting work of flood control in accordance with the provisions of the Flood Control Acts approved March 1, 1917, and March 4, 1923, \$10,000,000.

Mississippi River. Vol. 39, p. 948; Vol. 42, p. 1505.

Flood control, Sacramento River, California: For prosecuting work of flood control in accordance with the provisions of the Flood Control Act approved March 1, 1917, \$400,000.

Sacramento River, Calif. Vol. 39, p. 948.

#### NATIONAL HOME FOR DISABLED VOLUNTEER SOLDIERS

National Home for Disabled Volunteer Soldiers.

For support of the National Home for Disabled Volunteer Soldiers, as follows:

Support.

Central Branch, Dayton, Ohio: Current expenses: For pay of officers and noncommissioned officers of the home, with such exceptions as are hereinafter noted, and their clerks, weighmasters, and orderlies; chaplains, religious instruction, and entertainment for the members of the home, printers, bookbinders, librarians, musicians, telegraph and telephone operators, guards, janitors, watchmen, fire company, and property and materials purchased for their use, including repairs; articles of amusement, library books, magazines, papers, pictures, musical instruments, and repairs not done by the home; stationery, advertising, legal advice, payments due heirs of deceased members: *Provided*, That all receipts on account of the effects of deceased members during the fiscal year shall also be available for such payments; and for such other expenditures as can not properly be included under other heads of expenditure, \$83,500;

Dayton, Ohio. Current expenses.

*Proviso.* Receipts from deceased members.

## Subsistence.

Subsistence: For pay of commissary sergeants, commissary clerks, porters, laborers, bakers, cooks, dishwashers, waiters, and others employed in the subsistence department; food supplies purchased for the subsistence of the members of the home and civilian employees regularly employed and residing at the branch, freight, preparation, and serving; aprons, caps, and jackets for kitchen and dining-room employees; tobacco; dining-room and kitchen furniture and utensils; bakers' and butchers' tools and appliances, and their repair not done by the home, \$430,000;

## Household.

Household: For furniture for officers' quarters; bedsteads, bedding, bedding material, and all other articles, including repairs, required in the quarters of the members and of civilian employees permanently employed and residing at the branch; fuel; water; engineers and firemen, bathhouse keepers, janitors, laundry employees, and for all labor, materials, and appliances required for household use, and repairs, if not repaired by the home, \$200,000;

## Hospital.

Hospital: For pay of medical officers and assistant surgeons, matrons, druggists, hospital clerks and stewards, ward masters, nurses, cooks, waiters, readers, drivers, funeral escort, janitors, and for such other services as may be necessary for the care of the sick; burial of the dead; surgical instruments and appliances, medical books, medicine, liquors, fruits, and other necessaries for the sick not purchased under subsistence; bedsteads, bedding, and all other special articles necessary for the wards; hospital furniture, including special articles and appliances for hospital kitchen and dining room; carriage, hearse, stretchers, coffins; and for all repairs to hospital furniture and appliances not done by the home, \$370,000;

## Transportation.

Transportation: For transportation of members of the home, \$1,000;

## Repairs.

Repairs: For pay of chief engineer, builders, blacksmiths, carpenters, painters, gas fitters, electrical workers, plumbers, tinsmiths, steam fitters, stone and brick masons, and laborers, and for all appliances and materials used under this head; and repairs of roads and other improvements of a permanent character, \$85,000: *Provided*, That no part of the appropriation for repairs for any of the branch homes shall be used for the construction of any new building;

*Proviso.*  
New buildings for-  
bidden.

## Farm.

Farm: For pay of farmer, chief gardener, harness makers, farm hands, gardeners, horseshoers, stablemen, teamsters, dairymen, herders, and laborers; tools, appliances, and materials required for farm, garden, and dairy work; grain and grain products, hay, straw, fertilizers, seed, carriages, wagons, carts, and other conveyances; animals purchased for stock or work (including animals in the park); gasoline; materials, tools, and labor for flower garden, lawn, park, and cemetery; and construction of roads and walks, and repairs not done by the home, \$28,000;

In all, Central Branch, \$1,197,500.

Specified expenses at  
branches.

For "Current expenses," "Subsistence," "Household," "Hospital," "Transportation," "Repairs," and "Farm," at the following branches, including the same objects respectively specified herein under each of such heads for the Central Branch, namely:

## Milwaukee, Wis.

Northwestern Branch, Milwaukee, Wisconsin: Current expenses, \$69,000;

Subsistence, \$290,000;

Household, \$148,000;

Hospital, \$290,000;

Transportation, \$500;

Repairs, \$65,000;

Farm, \$17,000;

In all, Northwestern Branch, \$879,500.

Eastern Branch, Togus, Maine: Current expenses, \$57,500;	Togus, Me.
Subsistence, \$113,000;	
Household, \$105,000;	
Hospital, \$72,000;	
Transportation, \$500;	
Repairs, \$35,000;	
Farm, \$26,000;	
In all, Eastern Branch, \$409,000.	
Southern Branch, Hampton, Virginia: Current expenses, \$65,000;	Hampton, Va.
Subsistence, \$267,000;	
Household, \$130,000;	
Hospital, \$165,000;	
Transportation, \$1,000;	
Repairs, \$50,000;	
Farm, \$16,500;	
In all, Southern Branch, \$694,500.	
Western Branch, Leavenworth, Kansas: Current expenses, \$71,600;	Leavenworth, Kans.
Subsistence, \$245,000;	
Household, \$145,000;	
Hospital, \$150,000;	
Transportation, \$500;	
Repairs, \$66,000;	
Farm, \$25,200;	
In all, Western Branch, \$703,300.	
Pacific Branch, Santa Monica, California: Current expenses, \$80,000;	Santa Monica, Calif.
Subsistence, \$492,000;	
Household, \$145,000;	
Hospital, \$392,000;	
Transportation, \$1,000;	
Repairs, \$70,000;	
Farm, \$30,000;	
For the construction on land now owned by the National Home for Disabled Volunteer Soldiers of a sanitary, fireproof mess hall of a seating capacity of twelve hundred, including kitchen, bakery, and dormitories for employees; such mess hall shall include all necessary buildings with the appropriate mechanical equipment, including service lines, and equipment for heat, light, fuel, water, sewage, and gas, and kitchen, bakery, and mess-hall furniture and equipment, including tableware, as may be approved by the Board of Managers, National Home for Disabled Volunteer Soldiers, \$200,000, to be immediately available: <i>Provided</i> , That the Secretary of the Treasury, upon request of the Board of Managers, may have all architectural and inspection work in connection with such mess hall performed by the Office of the Supervising Architect of the Treasury Department and the proper appropriations of that office may be reimbursed from this appropriation on that account;	Construction of sanitary mess hall, etc.
In all, Pacific Branch, \$1,410,000.	
Marion Branch, Marion, Indiana: Current expenses, \$57,000;	Marion, Ind.
Subsistence, \$260,000;	
Household, \$105,000;	
Hospital, \$1,006,000, of which sum there shall be available immediately \$600,000 for the construction of three cottages, with an aggregate capacity of two hundred beds, and \$100,000 for the construction of a sanitary fireproof annex to the present hospital with a capacity of fifty beds, including on account of each of such projects the construction of such necessary approach work, roadways, and other facilities leading thereto, heating and ventilating apparatus, furniture, equipment, and accessories, as may be approved by the Board of Managers	Construction of additional hospital cottages, etc. Vol. 44, p. 1421.

*Proviso.*  
Work by Architect of the Treasury.

Work by Architect of  
the Treasury.

of the National Home for Disabled Volunteer Soldiers. The Secretary of the Treasury, upon request of the Board of Managers, may have all architectural and inspection work in connection with the work herein provided for performed by the office of the Supervising Architect of the Treasury Department and the proper appropriations of that office may be reimbursed from this appropriation on that account;

Transportation, \$1,000;

Repairs, \$55,000;

Farm, \$20,000;

In all, Marion Branch, \$1,504,000.

Danville, Ill.

Danville Branch, Danville, Illinois: Current expenses, \$67,500;

Subsistence, \$225,000;

Household, \$124,000;

Hospital, \$112,000;

Transportation, \$500;

Repairs, \$55,000;

Farm, \$16,000;

In all, Danville Branch, \$600,000.

Johnson City, Tenn.

Mountain Branch, Johnson City, Tennessee: Current expenses, \$57,000;

Subsistence, \$220,000;

Household, \$94,000;

Hospital, \$230,000;

Transportation, \$500;

Repairs, \$50,000;

Farm, \$31,000;

In all, Mountain Branch, \$682,500.

Hot Springs, S. Dak.

Battle Mountain Sanitarium, Hot Springs, South Dakota: Current expenses, \$45,000;

Subsistence, \$115,000;

Household, \$75,000;

Hospital, \$115,000;

Transportation, \$500;

Repairs, \$24,000;

Farm, \$6,500;

In all, Battle Mountain Sanitarium, \$381,000.

Interchangeable ap-  
propriations.

When approved by the Board of Managers, 10 per centum of each of the foregoing amounts for the support of the National Home for Disabled Volunteer Soldiers shall be available interchangeably for expenditure on the objects named, but the total for each home shall not be increased by more than 10 per centum.

Clothing, all  
branches.

For clothing for all branches; labor, materials, machines, tools, and appliances employed and for use in the tailor shops and shoe shops or other home shops in which any kind of clothing is made or repaired, \$180,000.

Board of Managers.  
Salaries and expenses.

Board of Managers: President, \$4,000; secretary, \$500; general treasurer, who shall not be a member of the Board of Managers, \$5,000; chief surgeon, \$4,500; assistant general treasurer, \$3,500; inspector general, \$3,500; clerical services for the offices of the president, general treasurer, chief surgeon, and inspector general, \$19,500; clerical services for managers, \$2,700; traveling expenses of the Board of Managers, their officers and employees, including officers of branch homes when detailed on inspection work, \$14,000; outside relief, \$100; legal services, medical examinations, stationery, telegrams, and other incidental expenses, \$1,700; in all, \$59,000.

Total, National Home for Disabled Volunteer Soldiers, \$8,700,300.

State or Territorial  
homes.  
Continuing aid to.

State and Territorial homes for disabled soldiers and sailors: For continuing aid to State or Territorial homes for the support of



disabled volunteer soldiers, in conformity with the Act approved August 27, 1888, as amended, including all classes of soldiers admissible to the National Home for Disabled Volunteer Soldiers, \$560,000: *Provided*, That for any sum or sums collected in any manner from inmates of such State or Territorial homes to be used for the support of said homes a like amount shall be deducted from the aid herein provided for, but this proviso shall not apply to any State or Territorial home into which the wives or widows of soldiers are admitted and maintained.

Vol. 25, p. 450.

*Proviso.*  
Collections from inmates.

### THE PANAMA CANAL

Panama Canal.

The limitations on the expenditure of appropriations hereinbefore made in this Act shall not apply to the appropriations for the Panama Canal.

Limitations not applicable to appropriations for.

For every expenditure requisite for and incident to the maintenance and operation, sanitation, and civil government of the Panama Canal and Canal Zone, including the following: Compensation of all officials and employees; foreign and domestic newspapers and periodicals; law books not exceeding \$500; textbooks and books of reference; printing and binding, including printing of annual report; rent and personal services in the District of Columbia; purchase or exchange of 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; 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 sales; expenses incident to conducting hearings and examining estimates for appropriations on the Isthmus; expenses incident to any emergency arising because of calamity by flood, fire, pestilence, or like character not foreseen or otherwise provided for herein; traveling expenses, when prescribed by the Governor of the Panama Canal to persons engaged in field work or traveling on official business; and for such other expenses not in the United States as the Governor of the Panama Canal may deem necessary best to promote the maintenance and operation, sanitation, and civil government of the Panama Canal, all to be expended under the direction of the Governor of the Panama Canal and accounted for as follows:

All expenses.

Objects specified.

Claims for damages, etc.

Disposal of unserviceable material, etc.

Traveling expenses.

For maintenance and operation of the Panama Canal; salary of the governor, \$10,000; purchase, inspection, delivery, handling, and storing of materials, supplies, and equipment for issue to all departments of the Panama Canal, the Panama Railroad, other branches 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, to alien cripples who are now a charge upon the Panama Canal by reason of injuries sustained while employed in the construction of the Panama Canal; in all, \$6,832,000, including \$250,000 for commencing the construction of a dam across the Chagres River at Alhajuella for the storage of water for use in the maintenance and operation of the Panama

Maintenance, etc. Governor.  
Purchase of supplies, etc.

Payment to alien cripples.  
Vol. 39, p. 750.

Constructing new dam, etc., on Chagres River.  
Post, p. 1366.

Additional from receipts.	Canal, together with a hydroelectric plant, roadways, and such other work as in the judgment of the Governor of the Panama Canal may be necessary, to cost in the aggregate not to exceed \$12,000,000, together with all moneys arising from the conduct of business operations authorized by the Panama Canal Act.
Sanitation, etc.	For sanitation, quarantine, hospitals, and medical aid and support of the insane and of lepers and aid and support of indigent persons legally within the Canal Zone, including expenses of their deportation when practicable, and the purchase of artificial limbs or other appliances for persons who were injured in the service of the Isthmian Canal Commission or the Panama Canal prior to September 7, 1916, and including additional compensation to any officer of the United States Public Health Service detailed with the Panama Canal as chief quarantine officer, \$670,000;
Artificial limbs, etc., for injured employees.	For civil government of the Panama Canal and Canal Zone, including salaries of district judge, \$10,000; district attorney, \$5,000; marshal, \$5,000; and gratuities and necessary clothing for indigent discharged prisoners, \$1,158,000;
Civil government expenses.	Total, Panama Canal, \$8,660,000, to be available until expended.
Available until expended. Purchases from Army surplus stocks.	The Governor of the Panama Canal, so far as the expenditure of appropriations contained in this Act may be under his direction, shall, when it is more economical, purchase needed materials, supplies, and equipment from available surplus stocks of the War Department.
Moneys from designated sources credited to original appropriations.	In addition to the foregoing sums there is appropriated for the fiscal year 1929 for expenditures and reinvestment under the several heads of appropriation aforesaid, without being covered into the Treasury of the United States, all moneys received by the Panama Canal from services rendered or materials and supplies furnished to the United States, the Panama Railroad Company, the Canal Zone government, or to their employees, respectively, or to the Panama Government, from hotel and hospital supplies and services; from rentals, wharfage, and like service; from labor, materials, and supplies and other services furnished to vessels other than those passing through the canal, and to others unable to obtain the same elsewhere; from the sale of scrap and other by-products of manufacturing and shop operations; from the sale of obsolete and unserviceable materials, supplies, and equipment purchased or acquired for the operation, maintenance, protection, sanitation, and government of the canal and Canal Zone; and any net profits accruing from such business to the Panama Canal shall annually be covered into the Treasury of the United States.
Net profits to be covered into the Treasury.	In addition there is appropriated for the operation, maintenance, and extension of waterworks, sewers, and pavements in the cities of Panama and Colon, during the fiscal year 1929, the necessary portions of such sums as shall be paid as water rentals or directly by the Government of Panama for such expenses.
Operation of waterworks for Panama and Colon.	<b>REPEAL OF APPROPRIATIONS</b>
Repeal of appropriations.	<b>SEC. 2.</b> That the unexpended balances stated after each of the following-described continuing appropriations shall be carried to the surplus fund and covered into the Treasury immediately upon the approval of this Act, namely:
Specified unexpended balances, covered into the Treasury.	<ul style="list-style-type: none"> <li>Military posts, \$200.</li> <li>Military posts, Hawaiian Islands, \$213.07.</li> <li>Military posts, Panama Canal, \$200.</li> <li>Disciplinary barracks, Fort Leavenworth, Kansas, \$2,452.08.</li> <li>Army quarters, storehouses, and so forth, Canal Zone and Panama Canal, \$51,940.01.</li> </ul>

Buildings, Infantry School, Fort Benning, Georgia, \$2,190.69.  
 Signal Service of the Army, \$1,552.38.  
 Buildings and grounds, Military Academy, \$480.26.  
 Equipment of Coast Artillery armories, Organized Militia, \$488.54.  
 Sites for military purposes, \$93,736.92.  
 Ordnance material, proceeds of sales, \$160,000.  
 Terminal storage and shipping buildings, \$322,381.63.  
 Evacuation of ordnance depots, \$122,904.22.  
 Frankford Arsenal, \$25,183.44.  
 Rock Island Arsenal, \$89,191.48.  
 Vicksburg National Military Park, \$3,281.01.  
 Total appropriations to be covered into the Treasury, \$876,395.73.  
 Approved, March 23, 1928.

**CHAP. 233.**—An Act To authorize the Secretary of War to pay officers and Filipinos formerly enlisted as members of the National Guard of Hawaii for field and armory training during years 1924 and 1925, and to validate payments for such training heretofore made.

March 23, 1928.

[S. 2007.]

[Public, No. 182.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of War is hereby authorized to pay officers of the Hawaiian National Guard and Filipinos who were formerly duly enlisted as members of the Hawaiian National Guard, for field and armory training during the years 1924 and 1925, and for which training they have not been paid because the enlisted Filipinos were not citizens of the United States, as required by sections 57 and 58 of the National Defense Act, as amended. All such payments heretofore made to officers and enlisted men of the Hawaiian National Guard are hereby validated.

Hawaiian National Guard.  
 Payment to officers and Filipinos of, for training in 1924 and 1925.  
*Post*, p. 729.

Vol. 42, p. 1033; Vol. 43, p. 1075.  
 Prior payments validated.

Approved, March 23, 1928.

**CHAP. 234.**—An Act Extending and continuing to January 12, 1930, the provisions of "An Act authorizing the Secretary of the Interior to determine and confirm by patent in the nature of a deed of quitclaim the title to lots in the city of Pensacola, Florida," approved January 12, 1925.

March 23, 1928.

[S. 2021.]

[Public, No. 183.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the provisions of "An Act authorizing the Secretary of the Interior to determine and confirm by patent in the nature of a deed of quitclaim the title to lots in the city of Pensacola, Florida," approved January 12, 1925, be, and the same are hereby, extended and continued to January 12, 1930: *Provided*, That there be paid to the register of the district land office a fee of \$5 for each lot described in an application for a deed of quitclaim under the said Act, which fee shall be considered earned irrespective of the action taken on the application.

Public lands.  
 Pensacola, Fla.  
 Time extended for determining titles to lots in.

Vol. 43, p. 738.

*Proviso*.  
 Fees from applicants.

Approved, March 23, 1928.

**CHAP. 240.**—Joint Resolution to change the name of the Ancon Hospital in the Panama Canal Zone to the Gorgas Hospital.

March 24, 1928.

[H. J. Res. 175.]

[Pub. Res. No. 16.]

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled,* That in recognition of his distinguished services to humanity and as a fitting perpetuation of the name and memory of Major General William Crawford Gorgas, from and after the passage of this Act, the Government hospital within the Canal Zone, near the city of Panama, heretofore known as the Ancon Hospital, shall hereafter be known and designated on the public records as the Gorgas Hospital.

Army.  
 Name of Ancon Hospital, Canal Zone, changed to Gorgas Hospital.

Rights, etc., not affected by change in name.

SEC. 2. That the change in the name of the said hospital shall in no wise affect the rights of the Federal Government, or any municipality, corporation, association, or person; and all records, maps, and public documents of the United States in which said hospital is mentioned or referred to under the name of the Ancon Hospital or otherwise, shall be held to refer to the said hospital under and by the name of the Gorgas Hospital.

Approved, March 24, 1928.

March 26, 1928.

[H. R. 232.]

[Public, No. 184.]

CHAP. 245.—An Act To amend the Act of June 7, 1924, prescribing the persons entitled to the benefits of the National Home for Disabled Volunteer Soldiers and the method of their admission thereto.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Act approved June 7, 1924, is hereby amended to read as follows:

"The following persons shall be entitled to the benefits of the National Home for Disabled Volunteer Soldiers, and may be admitted thereto upon the order of a member of the Board of Managers, namely: Honorably discharged officers, soldiers, sailors, or marines, including women commissioned or enlisted, and Army and Navy nurses under commission, enlistment, appointment, assignment, or contract since April 21, 1898, who served in the regular, volunteer, or other forces of the United States, or in the Organized Militia or National Guard when called into Federal service, and who are disabled by disease or wounds and who have no adequate means of support, and by reason of such disability are either temporarily or permanently incapacitated from earning a living."

Approved, March 26, 1928.

March 26, 1928.

[S. 1478.]

[Public, No. 185.]

CHAP. 246.—An Act To authorize an appropriation for the construction of a road on the Lummi Indian Reservation, Washington.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That not to exceed the sum of \$20,000 is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, for the completion and graveling of the road which has been partially constructed by Whatcom County across Lummi Indian Reservation, in the State of Washington, to be expended under such rules and regulations as the Secretary of the Interior may prescribe: *Provided*, That the proper authorities of the State of Washington or the county of Whatcom shall agree in writing to maintain such road free of expense to the United States.

Approved, March 26, 1928.

March 26, 1928.

[S. 2279.]

[Public, No. 186.]

CHAP. 247.—An Act Authorizing the Secretary of the Interior to purchase certain lands in the city of Bismarck, Burleigh County, North Dakota, for Indian school purposes.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of the Interior is hereby authorized and directed to purchase for the Bismarck (North Dakota) Indian school, from the Dakota Corporation, Bismarck, North Dakota, or its successors in interest, certain adjoining tracts of land within the limits of the city of

National Home for Disabled Volunteer Soldiers.

Specified veterans, including women, entitled to benefits of. Vol. 43, p. 519, amended.

Lummi Indian Reservation, Wash. Appropriation authorized for completing road across. Post, p. 902.

Proviso. Maintenance by State, etc.

Bismarck Indian School, N. Dak. Purchase of land for. Post, p. 901.

Bismarck, Burleigh County, North Dakota, described as follows: The southeast quarter of the southeast quarter, containing forty acres; part of the southwest quarter of the southeast quarter, containing twenty-three acres more or less; and part of the northwest quarter of the southeast quarter, containing thirty acres more or less, all in section 5, township 138 north, range 80 west of the fifth principal meridian, containing ninety-three acres more or less, subject to survey. The purchase price shall not exceed \$120 an acre and the lands shall be warranted free of all encumbrances.

SEC. 2. There is hereby authorized to be appropriated such sums as may be necessary to carry out the purposes of this Act.

Approved, March 26, 1928.

Description.

Price limit, etc.

Appropriation authorized.

**CHAP. 248.**—An Act To establish a national military park at the battle field of Fort Donelson, Tennessee.

March 26, 1928.

[H. R. 5500.]

[Public, No. 187.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That a commission is hereby created, to be composed of the following members, who shall be appointed by the Secretary of War:

Fort Donelson, Tenn.,  
battle field.  
Commission created.

(1) A commissioned officer of the Corps of Engineers, United States Army;

Army Engineer of  
field.

(2) A veteran of the Civil War who served honorably in the military forces of the United States; and

United States Civil  
War veteran.

(3) A veteran of the Civil War who served honorably in the military forces of the Confederate States of America.

Confederate States  
Civil War veteran.

SEC. 2. In appointing the members of the commission created by section 1 of this Act the Secretary of War shall, as far as practicable, select persons familiar with the terrain of the battle field of Fort Donelson, Tennessee, and the historical events associated therewith.

Qualifications of com-  
mission.

SEC. 3. It shall be the duty of the commission, acting under the direction of the Secretary of War, to inspect the battle field of Fort Donelson, Tennessee, and to carefully study the available records and historical data with respect to the location and movement of all troops which engaged in the Battle of Fort Donelson, and the important events connected therewith, with a view of preserving and marking such field for historical and professional military study. The commission shall submit a report of its findings and recommendations to the Secretary of War not later than December 1, 1928. Such report shall describe the portion or portions of land within the area of the battle field which the commission thinks should be acquired and embraced in a national park and the price at which such land can be purchased and its reasonable market value; the report of the commission shall also embrace a map or maps showing the lines of battle and the locations of all troops engaged in the Battle of Fort Donelson and the location of the land which it recommends be acquired for the national park; the report of the commission shall contain recommendations for the location of historical tablets at such points on the battle field, both within and without the land to be acquired for the park, as they may deem fitting and necessary to clearly designate positions and movements of troops and important events connected with the Battle of Fort Donelson.

Duty of commission,  
to inspect battle field,  
etc.

Report of findings to  
Secretary of War.

Subjects to be con-  
sidered.

SEC. 4. The Secretary of War is authorized to assign any officials of the War Department to the assistance of the commission if he deems it advisable. He is authorized to pay the reasonable expenses of the commission and their assistants incurred in the actual performance of the duties herein imposed upon them.

Assignment of of-  
ficials.

Expenses authorized.

Acquiring lands by purchase or condemnation.

Establishment, etc., as a national military park.

*Proviso.*  
Cost limitation.

Upon cession of jurisdiction by Tennessee, etc., to be Fort Donelson National Park.

Control of Secretary of War.

Superintendent.

Agreements with present holders of lands, for protection thereof, etc.

States may mark lines of battle of their troops.

*Proviso.*  
Marking, etc., subject to approval of Secretary of War.

Penalty for destroying, injuring, etc., property.

SEC. 5. That, upon receipt of the report of said commission, the Secretary of War be, and he is hereby, authorized and directed to acquire, by purchase, when purchasable at prices deemed by him reasonable, otherwise by condemnation, such tract or tracts of lands as are recommended by the commission as necessary and desirable for a national park; to establish and substantially mark the boundaries of the said park; to definitely mark all lines of battle and locations of troops within the boundaries of the park and erect substantial historical tablets at such points within the park and in the vicinity of the park and its approaches as are recommended by the commission, together with such other points as the Secretary of War may deem appropriate: *Provided*, That the entire cost of acquiring said land, including cost of condemnation proceedings, if any, ascertainment of title, surveys, and compensation for the land, the cost of marking the battle field, and the expenses of the commission, shall not exceed the sum of \$50,000.

SEC. 6. That, upon the ceding of jurisdiction by the Legislature of the State of Tennessee and the report of the Attorney General of the United States that a perfect title has been acquired, the lands acquired under the provisions of this Act, together with the area already inclosed within the national cemetery at the battle field of Fort Donelson, are hereby declared to be a national park, to be known as the Fort Donelson National Park.

SEC. 7. That the said Fort Donelson National Park shall be under the control of the Secretary of War, and he is hereby authorized to make all needed regulations for the care of the park. The superintendent of the Fort Donelson National Cemetery shall likewise be the superintendent of and have the custody and care of the Fort Donelson National Park, under the direction of the Secretary of War.

SEC. 8. That the Secretary of War is hereby authorized to enter into agreements, upon such nominal terms as he may prescribe, with such present owners of the land as may desire to remain upon it, to occupy and cultivate their present holdings, upon condition that they will preserve the present buildings and roads, and the present outlines of field and forest, and that they will only cut trees or underbrush under such regulations as the Secretary may prescribe, and that they will assist in caring for and protecting all tablets, monuments, or such other artificial works as may from time to time be erected by proper authority.

SEC. 9. That it shall be lawful for the authorities of any State having troops engaged in the Battle of Fort Donelson to enter upon the lands and approaches of the Fort Donelson National Park for the purpose of ascertaining and marking the lines of battle of troops engaged therein: *Provided*, That before any such lines are permanently designated, the position of the lines and the proposed methods of marking them by monuments, tablets, or otherwise shall be submitted to the Secretary of War and shall first receive the written approval of the Secretary.

SEC. 10. That if any person shall willfully destroy, mutilate, deface, injure, or remove any monument, column, statue, memorial structure, or work of art that shall be erected or placed upon the grounds of the park by lawful authority, or shall willfully destroy or remove any fence, railing, inclosure, or other work for the protection or ornament of said park, or any portion thereof, or shall willfully destroy, cut, hack, bark, break down, or otherwise injure any tree, bush, or shrubbery that may be growing upon said park, or shall cut down or fell or remove any timber, battle relic, tree, or trees growing or being upon such park, except by permission of the Sec-

retary of War, or shall willfully remove or destroy any breastworks, earthworks, walls, or other defenses or shelter, or any part thereof, constructed by the armies formerly engaged in the battle on the lands or approaches to the park, any person so offending shall be guilty of a misdemeanor, and upon conviction thereof before any court of competent jurisdiction shall for each and every such offense be fined not less than \$5 nor more than \$100.

SEC. 11. That the sum of \$50,000, or so much thereof as may be necessary, is hereby authorized to be appropriated, out of any moneys in the Treasury not otherwise appropriated, to be expended for the purposes of this Act.

Approved, March 26, 1928.

Amount authorized  
to be expended.  
Post, pp. 929, 1866.

**CHAP. 249.**—An Act To authorize the transfer of a portion of the Hospital Reservation of the United States Veterans' Hospital Numbered 78, North Little Rock, Arkansas, to the Big Rock Stone and Material Company, and the transfer of certain land from the Big Rock Stone and Material Company to the United States.

March 26, 1928.  
[H. R. 10027.]  
[Public, No. 188.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Director of the United States Veterans' Bureau be, and he hereby is, authorized and directed, upon the conveyance to the United States of certain property hereinafter described, to convey by deed containing restrictive covenants to run with the land and reservation to river front rights as described and provided for in section 3 of this Act to the Big Rock Stone and Material Company, a corporation existing under the laws of the State of Arkansas, part of the hospital reservation of the United States Veterans' Hospital Numbered 78, North Little Rock, Arkansas, described as follows:

North Little Rock,  
Ark.  
Exchange of lands of  
Veterans' Hospital at,  
with Big Rock Stone  
and Material Com-  
pany.

Beginning at a point five hundred and twenty-nine and two-tenths feet east of the northwest corner of section 28, township 2 north, range 12 west, which point is the northeast corner of the eighteen and nine one-hundredths acre tract of land purchased from the United States by the Big Rock Stone and Construction Company under authority of an Act of Congress approved March 2, 1923. Thence south along the east boundary of said eighteen and nine one-hundredths acre tract, which is also the east boundary of the Big Rock Stone and Material Company's property, a distance of one thousand nine hundred and twenty-seven and eight-tenths feet. Thence south thirty-three degrees thirty-four minutes east, a distance of four hundred and fifty-seven and seven-tenths feet, thence north six degrees ten minutes west a distance of two thousand three hundred and twenty and eight-tenths feet to the point of beginning, comprising a total area of five and six-tenths acres, more or less.

Lands conveyed by  
United States.

Vol. 42, p. 1375.

SEC. 2. The Big Rock Stone and Material Company shall convey to the United States in exchange for the above-described land the following: A five-acre tract of land in section 20; also an adjoining one and eighty-two one-hundredths acre tract in section 21; all in township 2 north, range 12 west, and more specifically bounded as follows: Beginning at a point five hundred and twenty-nine and two-tenths feet east of the northwest corner of section 28, township 2 north, range 12 west, which point of beginning is the northeast corner of the eighteen and nine one-hundredths acre tract of land purchased from the United States by the Big Rock Stone and Construction Company under authority of an Act of Congress approved March 2, 1923. Thence north sixty degrees twenty-seven minutes west a distance of six hundred and eight and two-tenths feet, to a point three hundred feet north of aforesaid northwest corner of section 28,

Lands conveyed by  
Big Rock Stone and  
Material Company.

Vol. 42, p. 1375.

township 2 north, range 12 west; thence approximately eight hundred and ten feet west to the east bank of the Arkansas River; thence in a southerly direction along the east bank of the Arkansas River to a point approximately six hundred and seventy feet due west of the aforesaid northwest corner of section 28, township 2 north, range 12 west; thence due east through the aforesaid section corner, a distance of one thousand one hundred and ninety-nine and two-tenths feet to the point of beginning, comprising a total area of six and eighty-two one-hundredths acres more or less.

Restriction of blasting operations.

Right of way to river front, etc., conveyed.

SEC. 3. Upon condition that the Big Rock Stone and Material Company will conduct no blasting operations nearer United States Veterans' Hospital Numbered 78 than the extreme southern point of the five and six-tenths acre tract to be conveyed under the authority of this Act from the United States to the Big Rock Stone and Material Company, and upon the further condition that the United States shall have the privilege of using the Arkansas River front of the property heretofore conveyed by the United States to the Big Rock Stone and Construction Company and of the property conveyed under the authority of this Act for the construction of any revetments; piers, wharves, or similar structures along the banks of the Arkansas River abutting on the land and the free passage over the land to such revetments, piers, or wharves, which may be deemed necessary for the use of the said hospital reservations by the United States Government.

Approved, March 26, 1928.

March 26, 1928.

[S. 1886.]

[Public, No. 189.]

CHAP. 250.—An Act For the relief of the Gunnison-Mayfield Land and Grazing Company.

Public lands.  
Exchange of lands  
with Gunnison-May-  
field Land and Grazing  
Company.

Lands given in ex-  
change.

Provisos.  
Lands added to  
Manti National Forest.

Patents for surface  
rights only.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of the Interior is hereby authorized in his discretion to accept title to the following described lands either in whole or in part upon ascertainment that said lands are equal in value to the lands to be given in exchange therefor: The south half of sections 1 and 2, township 20 south, range 2 east of the Salt Lake guide meridian, and to issue to the Gunnison-Mayfield Land and Grazing Company, a corporation, in lieu thereof patents to the following-described areas or to such part thereof as is approximately equal in value to the lands conveyed: The southwest quarter of the northwest quarter of section 22, the southeast quarter of the northeast quarter, the northwest quarter of the northeast quarter and the northeast quarter of the northwest quarter of section 21 and the north half of the northwest quarter of section 33 township 19 south, range 2 east, and lot 4 and the north half of the southwest quarter of section 3, the northeast quarter, the southeast quarter and the southwest quarter of section 4, the southeast quarter of the southeast quarter of section 5, the east half of the northeast quarter and the east half of the southeast quarter, the northwest quarter of the northeast quarter and the southwest quarter of the southeast quarter of section 8, township 20 south, range 2 east, Salt Lake meridian: *Provided*, That the lands conveyed to the Government shall thereupon become parts of the Manti National Forest and subject to all laws and regulations applicable thereto: *Provided further*, That patents be issued only on the surface rights of any of said lands which are included in coal-land withdrawal.

Approved, March 26, 1928.



**CHAP. 251.**—An Act To provide further for the disposal of abandoned military reservations in the Territory of Alaska, including Signal Corps stations and rights of way.

March 27, 1928.  
[H. R. 9031.]  
[Public, No. 190.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That when any lands included within the limits of abandoned or useless military reservations, including Signal Corps stations or rights of way, and not otherwise withdrawn or used for a public purpose, in the Territory of Alaska, have been or may be placed hereafter by order of the President under the jurisdiction of the Secretary of the Interior for disposition, the Secretary may proceed to cause the survey, appraisal, and disposition of such lands or any portions thereof in the manner provided by the Act of July 5, 1884 (Twenty-third Statutes at Large, page 103), or the Secretary may, in his discretion, direct the restoration of such lands or any portions thereof to disposition under the public land laws applicable to the Territory of Alaska: *Provided,* That any person locating, entering, or acquiring title to any such lands shall, in addition to the regular fees, commissions, and purchase price of the land, pay the appraised price of any improvements placed thereon by the Government.

Alaska.  
Disposition of abandoned military reservations in, etc., by Secretary of the Interior.

Survey, etc., directed.

Vol. 23, p. 103.

*Proviso.*  
Payment for Government improvements.

Rules, etc., to be prescribed.

**SEC. 2.** That the Secretary of the Interior is hereby authorized to prescribe all necessary rules and regulations for administering the provisions of this Act.

Approved, March 27, 1928.

**CHAP. 252.**—An Act To provide for the naming of a mountain or peak within the boundaries of the Lassen Volcanic National Park, California, in honor of Honorable John E. Raker, deceased.

March 27, 1928.  
[H. R. 8311.]  
[Public, No. 191.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the United States Geographic Board is hereby authorized to name permanently a prominent mountain or peak within the boundaries of the Lassen Volcanic National Park, California, in honor of the late John E. Raker, deceased, a former Member of Congress of the United States.

Lassen Volcanic National Park, Calif.  
Mountain within, to be named in honor of John E. Raker, deceased Member of Congress.

Approved, March 27, 1928.

**CHAP. 253.**—An Act To amend section 2 of the Act of March 3, 1905, entitled "An Act to ratify and amend an agreement with the Indians residing on the Shoshone or Wind River Indian Reservation, in the State of Wyoming, and to make appropriations to carry the same into effect."

March 27, 1928.  
[H. R. 356.]  
[Public, No. 192.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That section 2 of chapter 1452 of the Statutes of the Fifty-eighth Congress (Thirty-third Statutes at Large, page 1021), being "An Act to ratify and amend an agreement with the Indians on the Shoshone or Wind River Indian Reservation, in the State of Wyoming, and to make appropriations to carry the same into effect," as amended by Joint Resolution Numbered 12 of the Fifty-ninth Congress (Thirty-fourth Statutes at Large, page 825) and chapter 197 of the Statutes of the Sixtieth Congress (Thirty-fifth Statutes at Large, page 650), be, and the same is hereby, amended to read as follows:

Shoshone Indian Reservation, Wyo.  
Mining entries on ceded lands of.

Vol. 33, p. 1021, amended.  
Vol. 34, p. 825; Vol. 35, p. 650.

"That the time for making entry and payment for mineral lands located under the Act of March 3, 1905, shall be extended for the period of ten years from July 1, 1927, and any right, title, or interest in any such mineral lands acquired heretofore under the provisions of the said Act of March 3, 1905; and the mineral land and mining

Time extended for completing entries for mineral lands.

Continuance of  
claims.

Provisos.  
Not applicable to  
coal, oil, and gas.

Placer locations.

laws and regulations of the United States, and not perfected by entry and payment, but subsisting in full force and effect in so far as compliance with the requirements of the said mineral land and mining laws and regulations are concerned, shall, notwithstanding the fact that five years may have elapsed since the location of any claim, continue in full force and effect, without any diminution whatsoever of the right, title, or interest on account of failure to make entry and payment within five years from the date of the location of such claim: *Provided*, That the extension of time hereby granted shall not apply to mineral lands of coal, oil, and gas: *And provided further*, That this Act shall not be construed as reviving any placer mineral location which has lost its validity because of failure to comply with the Federal and State laws."

Approved, March 27, 1928.

March 27, 1928.  
[H. R. 7932.]  
[Public, No. 193.]

**CHAP. 254.**—An Act To authorize appropriations for construction at military posts, and for other purposes.

Schofield Barracks,  
Hawaii.  
Construction of  
nurses' quarters auth-  
orized at.  
Post, p. 926.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That there is hereby authorized to be appropriated not to exceed \$65,000, to be expended for the construction and installation at Schofield Barracks, Hawaii, of nurses' quarters and utilities and appurtenances thereto.

Approved, March 27, 1928

March 27, 1928.  
[H. R. 8824.]  
[Public, No. 194.]

**CHAP. 255.**—An Act To provide for the protection of the watershed within the Carson National Forest from which water is obtained for the Taos Pueblo, New Mexico.

Public lands.  
Withdrawal directed  
of lands within water-  
shed of Rio Pueblo de  
Taos, N. Mex.

Proviso.  
Regulations for use  
of lands, etc., to be  
promulgated.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That upon recommendation of the Secretary of the Interior, the President of the United States be, and he is hereby, authorized to withdraw by Executive order or proclamation, from any or all forms of entry or appropriation under the land laws of the United States, any lands of the United States within the watershed of the Rio Pueblo de Taos, Carson National Forest, New Mexico, from which the Indians of the Taos Pueblo obtain water for irrigation and domestic purposes: *Provided*, That the Secretary of Agriculture may, in his discretion, promulgate regulations to govern the use and occupancy of lands withdrawn under the provisions hereof, and to protect said lands from any act or condition which would impair the purity or volume of the water flowing therefrom.

Approved, March 27, 1928.

March 27, 1928.  
[H. J. Res. 211.]  
[Pub. Res. 17.]

**CHAP. 256.**—Joint Resolution To amend Public Resolution Numbered 65, approved March 3, 1925, authorizing the participation of the United States Government in the International Exposition to be held in Seville, Spain.

Seville Exposition,  
Spain.  
Appropriations for  
representation at, may  
be used for services in  
the District, etc.

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled*, That appropriations heretofore made or hereafter to be made under the authorization of Public Resolution Numbered 65, approved March 3, 1925 (Forty-third Statutes, page 1256), to enable the Government of the United States to participate in an International Exposition at Seville, Spain, may be expended on the certificate of the Secretary of State that the employment of personal services in the District of Columbia or else-

where and that the materials or services are necessary to enable the Government of the United States to participate in said exposition for the purposes enumerated in that resolution without regard to the provisions of section 3709 of the Revised Statutes, or of any other Act regulating or limiting the expenditure of public moneys: *Provided*, That this authority shall not be construed to waive the submission of accounts and vouchers to the General Accounting Office for audit.

Approved, March 27, 1928.

Contracts, etc., waived.  
R. S., sec. 3709, p. 733.  
*Proviso.*  
Accounts and vouchers to be submitted.

**CHAP. 263.**—An Act Continuing for one year the powers and authority of the Federal Radio Commission under the Radio Act of 1927, and for other purposes.

March 28, 1928.  
[S. 2317.]  
[Public No. 195.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That all the powers and authority vested in the Federal Radio Commission by the Radio Act of 1927, approved February 23, 1927, shall continue to be vested in and exercised by the commission until March 16, 1929; and wherever any reference is made in such Act to the period of one year after the first meeting of the commission, such reference shall be held to mean the period of two years after the first meeting of the commission.

Radio Act of 1927.  
Authority of Federal Radio Commission continued until March 16, 1929.  
Vol. 44, p. 1162.

**SEC. 2.** The period during which the members of the commission shall receive compensation at the rate of \$10,000 per annum is hereby extended until March 16, 1929.

Period of salary extended.

**SEC. 3.** Prior to January 1, 1930, the licensing authority shall grant no license or renewal of license under the Radio Act of 1927 for a broadcasting station for a period to exceed three months and no license or renewal of license for any other class of station for a period to exceed one year.

Limitation on licenses prior to January 1, 1930.

**SEC. 4.** The term of office of each member of the commission shall expire on February 23, 1929, and thereafter commissioners shall be appointed for terms of two, three, four, five, and six years, respectively, as provided in the Radio Act of 1927.

Term of present commission.  
Commissioners thereafter.

**SEC. 5.** The second paragraph of section 9 of the Radio Act of 1927 is amended to read as follows:

Vol. 44, p. 1166, amended.

“It is hereby declared that the people of all the zones established by section 2 of this Act are entitled to equality of radio broadcasting service, both of transmission and of reception, and in order to provide said equality the licensing authority shall as nearly as possible make and maintain an equal allocation of broadcasting licenses, of bands of frequency or wave lengths, of periods of time for operation, and of station power, to each of said zones when and in so far as there are applications therefor; and shall make a fair and equitable allocation of licenses, wave lengths, time for operation, and station power to each of the States, the District of Columbia, the Territories and possessions of the United States within each zone, according to population. The licensing authority shall carry into effect the equality of broadcasting service hereinbefore directed, whenever necessary or proper, by granting or refusing licenses or renewals of licenses, by changing periods of time for operation, and by increasing or decreasing station power, when applications are made for licenses or renewals of licenses: *Provided*, That if and when there is a lack of applications from any zone for the proportionate share of licenses, wave lengths, time of operation, or station power to which such zone is entitled, the licensing authority may issue licenses for the balance of the proportion not applied for from any zone, to applicants from other zones for a temporary period of ninety days each, and shall

Equal allocation of broadcasting licenses to all zones.  
Vol. 44, p. 1162.

Allocation proportional to population of each State, etc.

General powers of licensing authority.

*Proviso.*  
Temporary licenses to other zones if proportionate share not applied for.

Allocations charged to location of studio and not of transmitter.

specifically designate that said apportionment is only for said temporary period. Allocations shall be charged to the State, District, Territory, or possession wherein the studio of the station is located and not where the transmitter is located."

Approved, March 28, 1928.

March 28, 1928.

[H. R. 7944.]

[Public No. 196.]

**CHAP. 264.**—An Act To authorize appropriations for construction at military posts, and for other purposes.

Fort Humphreys, Va.  
Construction of barracks, etc., authorized at.

Post, p. 926.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That there is hereby authorized to be appropriated, not to exceed \$80,000, to be expended for the construction, installation, and completion at Fort Humphreys, Virginia, of barracks and utilities and appurtenances thereto.

Approved, March 28, 1928.

March 28, 1928.

[S. 1665.]

[Public No. 197.]

**CHAP. 265.**—An Act To authorize the board of park commissioners of the city and county of San Francisco to construct a recreation pier at the foot of Van Ness Avenue, San Francisco, California.

Fort Mason Military Reservation, Calif.  
San Francisco, Calif., may use portion of, for public park, etc.

*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 grant a permit to the board of park commissioners of the city and county of San Francisco, California, to construct, maintain, and use a recreation pier in connection with the establishment of an aquatic park at the foot of Van Ness Avenue, San Francisco, California, and for such purpose to encroach upon the lands belonging to the United States and comprising a part of the Fort Mason Military Reservation.

Conditions.

**SEC. 2.** The permit shall be conditioned upon the relocation on a suitable site of the present wharf of the Army Transport Service, in such manner as may be determined by the Secretary of War, and without inconvenience or delay to the Army Transport Service, and prior to use of said recreation pier by the city of San Francisco, and shall be subject to such other terms and conditions as may be prescribed by the Secretary of War for the protection of the Fort Mason Military Reservation. The terms and conditions of such permit shall be performed without expense to the United States.

Approved, March 28, 1928.

March 28, 1928.

[H. R. 10083.]

[Public No. 198.]

**CHAP. 266.**—An Act To provide for advances of funds by special disbursing agents in connection with the enforcement of Acts relating to narcotic drugs.

Narcotic Acts.  
Advances of funds for enforcing, by special disbursing agents.  
Vol. 35, p. 785, Vol. 41, p. 300.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Commissioner of Prohibition, with the approval of the Secretary of the Treasury, is authorized to direct the advance of funds by special disbursing agents in connection with the enforcement of the Act entitled "An Act to provide for the registration of, with collectors of internal revenue, and to impose a special tax upon, all persons who produce, import, manufacture, compound, deal in, dispense, sell, distribute, or give away opium or cocoa leaves, their salts, derivatives, or preparations, and for other purposes," approved December 17, 1914, as amended by the Revenue Act of 1918, and the Act entitled "An Act to amend an Act entitled 'An Act to prohibit the importation and use of opium for other than medicinal purposes,'

Vol. 40, p. 1130.

approved February 9, 1909," as amended by the Act of May 26, 1922, known as "The Narcotic Drugs Import and Export Act."

Such advances in connection with the enforcement of the Acts hereinabove stated relating to narcotic drugs may be made, notwithstanding the provisions of section 3648 of the Revised Statutes of the United States (section 529, title 31, United States Code), from the appropriations available for the enforcement of such Acts and Acts amendatory thereof or supplementary thereto.

Approved, March 28, 1928.

Vol. 42, p. 596.

Prohibition against  
advances waived.  
R. S., sec. 3648, p.  
718.

U. S. Code, p. 1009.

**CHAP. 267.**—An Act To provide for the construction of a hospital at the Fort Bidwell Indian School, California.

March 28, 1928.

[H. R. 8542.]

[Public, No. 199.]

*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 cause to be erected a building upon Government property at Fort Bidwell, California, to be used for a hospital for the Indians.

Fort Bidwell Indian  
School, Calif.  
Hospital building to  
be erected for.

**SEC. 2.** For the purpose of erecting such building there is authorized to be appropriated the sum of \$30,000 or so much thereof as may be necessary to carry out the provisions of this Act.

Amount authorized  
for construction.  
Post, p. 901.

Approved, March 28, 1928.

**CHAP. 268.**—An Act To provide for the construction of a school building at the Fort Bidwell Indian School, California.

March 28, 1928.

[H. R. 8543.]

[Public, No. 200.]

*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 cause to be erected a school building upon Government property, Fort Bidwell, California, to be used for the education of Indian children.

Fort Bidwell Indian  
School, Calif.  
School building to be  
erected for.

**SEC. 2.** For the purpose of erecting such building there is authorized to be appropriated the sum of not more than \$30,000 to carry out the provisions of this Act.

Amount authorized  
for constructing.  
Post, p. 901.

Approved, March 28, 1928.

**CHAP. 269.**—An Act To authorize the incorporated town of Seward, Alaska, to issue bonds in any sum not exceeding \$50,000 for the purpose of constructing and equipping a public-school building in the town of Seward, Alaska.

March 28, 1928.

[H. R. 7367.]

[Public, No. 201.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the incorporated town of Seward, Alaska, is hereby authorized and empowered to issue its bonds in any sum not exceeding \$50,000 for the purpose of constructing and equipping a public-school building in the town of Seward, Alaska: *Provided, however,* That no issue of bonds or other instruments of any such indebtedness shall be made, other than such bonds or other instruments of indebtedness in serial form maturing in substantially equal annual installments, the first installment to mature not later than five years from the date of the issue of such series, and the last installment not later than thirty years from the date of such issue.

Seward, Alaska.  
May issue bonds for  
school building.

*Proviso.*  
Form, etc., of bonds.

**SEC. 2.** That before said bonds shall be issued a special election shall be ordered by the common council of the said town of Seward, at which election the question of whether such bonds shall be issued shall be submitted to the qualified electors of said town of Seward whose names appear on the last assessment roll of said town for

Special election to  
authorize.

municipal taxation. Thirty days' notice of such election shall be given by publication thereof in a newspaper printed and published and of general circulation in said town before the day fixed for such election.

Conduct of election.

SEC. 3. That 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 said bonds shall be issued only upon condition that not less than 65 per centum of the votes cast at such election in said town shall be in favor of issuing said bonds.

Interest rate, sale, etc.

SEC. 4. That the bonds above specified, when authorized to be issued as hereinbefore provided, shall bear interest at a rate to be fixed by the common council of the town of Seward, not to exceed 7 per centum per annum, payable semiannually, and shall not be sold for less than their par value, with accrued interest, and shall be in denominations not exceeding \$1,000 each: *Provided, however,* That the common council of the said town of Seward may reserve the right to pay off such bonds in their numerical order at the rate of

*Proviso.*  
Redemption.

\$4,000 thereof per annum from and after the expiration of five years from their date of issue. Principal and interest shall be payable in lawful money of the United States of America at the office of the town treasurer of the town of Seward, or at such bank in the city of New York, in the State of New York, or such place as may be designated by the common council of the town of Seward, the place of payment to be mentioned in the bonds: *Provided further,* That each and every bond shall have the written signature of the mayor and clerk of said town of Seward and also bear the seal of said town.

Payment of principal and interest.

Signatures and seal required.

Use of funds restricted.

Sale of bonds.

SEC. 5. That no part of the funds arising from the sale of said bonds shall be used for any purpose other than specified in this Act. Said bonds shall be sold only in such amounts as the common council shall direct, and the proceeds thereof shall be disbursed for the purposes hereinbefore mentioned and under the order and direction of said common council from time to time as the same may be required for said purposes.

Approved, March 28, 1928.

March 28, 1928.  
[H. R. 340.]  
[Public, No. 202.]

**CHAP. 270.**—An Act To authorize the incorporated town of Anchorage, Alaska, to issue bonds for the construction and equipment of an additional school building, and for other purposes.

Anchorage, Alaska.  
May issue bonds for additional school building.

*Proviso.*  
Form, etc., of bonds.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the incorporated town of Anchorage, Alaska, is hereby authorized and empowered to issue its bonds in any sum not to exceed \$100,000 for the purpose of constructing and equipping an additional school building in said town: *Provided, however,* That no issue of bonds or other instruments of any such indebtedness shall be made, other than such bonds or other instruments of indebtedness in serial form maturing in substantially equal annual installments, the first installment to mature not later than five years from the date of the issue of such series, and the last installment not later than thirty years from the date of such issue.

Special election to authorize.

SEC. 2. That before said bonds shall be issued a special election shall be ordered by the common council of the town of Anchorage, at which election the question whether such bonds shall be issued shall be submitted to the qualified electors of said town of Anchorage. Thirty days' notice of any such election shall be given by publication

thereof in a newspaper printed and published and of general circulation in said town before the day fixed for such election.

SEC. 3. That 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 said bonds shall be issued only upon the condition that not less than 65 per centum of the votes cast at such election in said town shall be in favor of issuing said bonds.

SEC. 4. That the bonds above specified, when authorized to be issued as hereinbefore provided, shall bear interest at a rate not to exceed 6 per centum per annum, payable semiannually, and shall not be sold for less than their par value with accrued interest and shall be in such denominations as the common council of said town may designate, but not exceeding \$1,000 each, from date thereof: *Provided, however,* That the common council of the said town of Anchorage may reserve the right to pay off such bonds in their numerical order at the rate of \$10,000 or less thereof per annum from and after the expiration of four years from their date of issue. Principal and interest shall be payable in lawful money of the United States of America at the office of the town treasurer, town of Anchorage, Alaska, or at such other place as may be designated by the common council of the town of Anchorage, the place of payment to be mentioned in said bonds: *And provided further,* That each and every such bond shall have the written signature of the mayor and clerk of said town of Anchorage and also bear the seal of said town.

SEC. 5. That no part of the funds arising from the sale of said bonds shall be used for any purpose other than that specified in this Act. Said bonds shall be sold only in such amounts as the common council shall direct, and the proceeds thereof shall be disbursed by the treasurer of said town under the limitations hereinbefore imposed and under the direction of said common council from time to time as the same may be required for the purposes aforesaid.

Approved, March 28, 1928.

**CHAP. 271.**—An Act Authorizing an appropriation for the survey and investigation of the placing of water on the Michaud division and other lands in the Fort Hall Indian Reservation.

*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 \$25,000 for surveys and investigation to determine the feasibility and cost of irrigating the Michaud division and other lands on the Fort Hall Indian Reservation: *Provided,* That said sum, or any part thereof that may be expended for this work, shall be reimbursable when this or any other division of the project for which surveys shall be made hereunder is adopted for construction under such rules and regulations as may be prescribed by the Secretary of the Interior, and there is hereby created a first lien against all such lands that may be brought within said division or divisions of the Fort Hall project, which lien shall attach to all lands benefited from the date of the adoption of the particular unit of the project under which such lands lie for construction, and said lien shall include all expenditures made therefor and shall be recited in any patent issued after the adoption of any such unit of the project for construction.

Approved, March 28, 1928.

Conduct of election,

Interest rate, sale etc.

*Provisos.*  
Redemption.

Payment of principal and interest.

Signatures and seal required.

Use of funds restricted.

Sale of bonds.

March 28, 1928  
[H. R. 308.]

[Public, No. 203.]

Fort Hall Indian Reservation, Idaho.  
Sum authorized for surveys, etc., as to feasibility, etc., of irrigating Michaud division, etc., of.

*Post,* p. 900.  
*Proviso.*  
Reimbursement if project adopted, etc.

Lien on benefited lands.

March 28, 1928.  
[H. R. 173.]  
[Public, No. 204.]

**CHAP. 272.**—An Act To provide funds for the upkeep of the Puyallup Indian Cemetery at Tacoma, Washington.

Puyallup Indians,  
Wash.  
Trust fund set aside  
for upkeep of Indian  
Cemetery, in Tacoma,  
Wash.  
Vol. 27, p. 633.  
Post. p. 902.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of the Treasury be, and he is hereby, authorized and directed to set aside on the books of his office under an appropriate designation the sum of \$25,000 from the tribal funds of the Puyallup Indians accruing under the Act of March 3, 1893 (Twenty-seventh Statutes at Large, page 633), as a permanent trust fund at 4 per centum interest, to be credited semiannually and used only for the upkeep of the Puyallup Indian Cemetery in the city of Tacoma, Washington, under the direction of and in conformity with rules and regulations prescribed by the Secretary of the Interior, upon appropriations.

Approved, March 28, 1928.

March 28, 1928.  
[S. J. Res. 31.]  
[Pub. Res., No. 18.]

**CHAP. 273.**—Joint Resolution To provide that the United States extend to the Permanent International Association of Road Congresses an invitation to hold the sixth session of the association in the United States, and for the expenses thereof.

Permanent International Association of Road Congresses.  
Invited to hold session in United States.

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled,* That the President be, and is hereby, authorized and requested to extend to the Permanent International Association of Road Congresses an invitation to hold the sixth session of the association in the United States, either in 1929 or 1930, as the association may determine.

Amount authorized for all expenses.  
Post, p. 912.

SEC. 2. That the sum of \$25,000, or so much thereof as may be necessary, is hereby authorized to be appropriated for the expenses of such session, including printing of reports, compensation of employees, transportation, subsistence or per diem in lieu of subsistence (notwithstanding the provisions of any other Act), and such expenses as may be actually and necessarily incurred by the Government of the United States by reason of such invitation in the observance of appropriate courtesies.

Approved, March 28, 1928.

March 29, 1928.  
[H. R. 10806.]  
[Public, No. 205.]

**CHAP. 275.**—An Act Authorizing the city of Atchison, Kansas, and the county of Buchanan, Missouri, or either of them, to construct, maintain, and operate a toll bridge across the Missouri River at or near Atchison, Kansas.

Missouri River.  
Atchison, Kans., may  
bridge.

*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 city of Atchison, Kansas, and the county of Buchanan, Missouri, or either of them, be, and are hereby, authorized to construct, maintain, and operate a bridge and approaches thereto across the Missouri River, at a point suitable to the interests of navigation, at or near the city of Atchison, 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.

Construction.  
Vol. 34, p. 84.

May acquire real estate, etc., for location, approaches, etc.

SEC. 2. There is hereby conferred upon the city of Atchison, Kansas, and the county of Buchanan, Missouri, or either of them, 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 city of Atchison, Kansas, and county of Buchanan, Missouri, or either of them, are hereby authorized to fix and charge tolls for transit over such bridge, and the rates of toll so fixed shall be the legal rates until changed by the Secretary of War under the authority contained in the Act of March 23, 1906.

SEC. 4. In fixing the rates of toll to be charged for the use of such bridge the same shall be so adjusted as to provide a fund sufficient to pay for the reasonable cost of maintaining, repairing, and operating the bridge and its approaches under economical management, and to provide a sinking fund sufficient to amortize the cost of such bridge and its approaches, including reasonable interest and financing cost, as soon as possible under reasonable charges but within a period of not to exceed twenty years from the completion thereof. After a sinking fund sufficient for such amortization shall have been so provided, such bridge shall thereafter be maintained and operated free of tolls, or the rates of toll shall thereafter be so adjusted as to provide a fund of not to exceed the amount necessary for the proper maintenance, repair, and operation of the bridge and its approaches under economical management. 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, March 29, 1928.

**CHAP. 276.**—An Act Granting the consent of Congress to the Louisiana Highway Commission of the State of Louisiana to construct, maintain, and operate a free highway bridge across the Atchafalaya River at or near Melville, Louisiana.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the consent of Congress is hereby granted to the Louisiana Highway Commission of the State of Louisiana to construct, maintain, and operate a free highway bridge and approaches thereto across the Atchafalaya River, at a point suitable to the interests of navigation at or near Melville, Louisiana, in accordance with the provisions of an Act entitled "An Act to regulate the construction of bridges over navigable waters," approved March 23, 1906.

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

Approved, March 29, 1928.

**CHAP. 277.**—An Act To revive and reenact the Act entitled "An Act granting the consent of Congress to the city of Chicago to construct a bridge across the Calumet River at or near One hundred and thirtieth Street in the city of Chicago, county of Cook, State of Illinois," approved March 21, 1924.

*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 March 21, 1924, granting the consent of Congress to the city of Chicago to construct, maintain, and operate a bridge

Condemnation proceedings.

Tolls authorized.

Vol. 34, p. 85.

Rates applied to operating, sinking fund, etc.

Maintenance as free bridge, etc., after amortizing costs.

Record of expenditures and receipts.

Amendment.

March 29, 1928.  
[H. R. 7927.]  
[Public, No. 206.]

Atchafalaya River.  
Louisiana Highway  
Commission may  
bridge, at Melville, La.

Construction.  
Vol. 34, p. 84.

Amendment.

March 29, 1928.  
[H. R. 8897.]  
[Public, No. 207.]

Calumet River.  
Chicago, Ill., may  
bridge, at One hundred  
and thirtieth Street.  
Vol. 43, p. 29.

*Proviso.*  
Time limit.  
*Post*, p. 1546.

and approaches thereto across the Calumet River, at a point suitable to the interests of navigation, at or near One hundred and thirtieth Street, in the city of Chicago, county of Cook, State of Illinois, be and the same 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.

Amendment.

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

Approved, March 29, 1928.

March 29, 1928.  
[S. 3343.]  
[Public, No. 208.]

**CHAP. 278.**—An Act For the relief of the Arapahoe and Cheyenne Indians, and for other purposes.

Arapahoe and Cheyenne Indians, Wyo., etc.  
Vol. 44, p. 764, amended.  
Time extended for filing separate suits by, in Court of Claims.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That chapter 667 of volume 44 of the Statutes at Large (Forty-fourth Statutes at Large, page 764) be, and it hereby is, amended to read as follows:

“That the time within which suit or suits may be filed under the terms of the Act of Congress of June 3, 1920 (Forty-first Statutes at Large, page 738), is hereby extended for the term of one year from the date of the approval of this Act for the purpose only of permitting the Arapahoe and Cheyenne Tribes of Indians residing in the States of Wyoming, Montana, and Oklahoma, to file a separate petition or suit in the Court of Claims for the determination of any claim or claims of said tribes of Indians to the whole or any part of the subject matter of any pending suit, or to file other suits hereafter under the terms of said Act; and the court is hereby authorized to render final judgment in such suits: *Provided*, That unless such petition be filed in the suit or suits authorized by said Act within the time herein stated all right of intervention by the Arapahoe and Cheyenne Tribes of Indians therein shall be forever barred.”

Approved, March 29, 1928.

Authority of court.  
*Proviso.*  
Rights barred if suit not brought in stated time.

March 29, 1928.  
[S. 3355.]  
[Public, No. 209.]

**CHAP. 279.**—An Act To authorize the cancellation of the balance due on a reimbursable agreement for the sale of cattle to certain Rosebud Indians.

Rosebud Agency Indians.  
Balance due for cattle purchased for, to be canceled.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That with the consent of the tribal council the Secretary of the Interior is hereby authorized to cancel the unpaid balance of \$12,204.46 due on reimbursable agreement numbered 281, signed by seventeen Rosebud Indians for cattle purchased from tribal funds appropriated by the Act of June 30, 1919 (Forty-first Statutes at Large, page 26).

Approved, March 29, 1928.

Vol. 41, p. 26.

March 29, 1928.  
[H. R. 445.]  
[Public, No. 210.]

**CHAP. 280.**—An Act Authorizing the Secretary of the Interior to enter into a cooperative agreement or agreements with the State of Montana and private owners of lands within the State of Montana for grazing and range development, and for other purposes.

Public lands.  
Agreement with Montana and private land owners, for lease of designated area to stockmen.

*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 enter into a cooperative agreement or agreements with the State of Montana and private owners of such lands in townships 4 north of ranges 50 and 51 east; 5 north of ranges 49, 50, and 51 east; and 6 north of ranges 49, 50, and

*Post*, p. 1431.

51 east, Montana principal meridian, as lie between Mizpah and Pumpkin Creeks, in the State of Montana, whereby such lands and lands within the same area belonging to the United States may be jointly leased for a period of not to exceed ten years to stockmen owning lands within or adjacent to the said area, under such rules and regulations as the Secretary of the Interior may prescribe; and to enter into such an agreement and issue such a lease to a regularly organized association of such stockmen as will fulfill the purposes of this Act: *Provided*, That the lands of the United States within the said area shall be withdrawn from all forms of homestead entry during the period of said lease but shall remain subject to the mineral land laws of the United States: *And provided further*, That any lease issued under the provisions of this Act shall be for grazing and range development purposes only: *And provided further*, That the Secretary of the Interior is hereby authorized to cooperate with any department of the Government in carrying out the purposes of this Act with a view to securing the fullest possible benefit to the Government and the livestock industry of such studies as may be made of the operation and results of said cooperative agreements and leases.

Associations authorized.

*Provisos.*  
Lands withdrawn from homestead entry, but subject to minerals.

Leases for grazing and range purposes only.

Cooperation with other departments, for benefit of livestock industry.

Approved, March 29, 1928.

**CHAP. 281.**—An Act Authorizing Henry Thane, his heirs, legal representatives, and assigns, to construct, maintain, and operate a bridge across the Mississippi River at or near Arkansas City, Arkansas.

March 29, 1928.  
[H. R. 7198.]  
[Public, No. 211.]

*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, Henry Thane, his heirs, legal representatives, and assigns, be and is hereby authorized to construct, maintain, and operate a bridge and approaches thereto across the Mississippi River, at a point suitable to the interests of navigation, at or near Arkansas City, Desha County, Arkansas, and a point opposite in Bolivar County, Mississippi, in accordance with the provisions of the Act entitled "An Act to regulate the construction of bridges over navigable waters," approved March 23, 1906, and subject to the conditions and limitations contained in this Act.

Mississippi River.  
Henry Thane may bridge, at Arkansas City, Ark.

Construction.  
Vol. 34, p. 84.  
*Post*, p. 1511.

**SEC. 2.** There is hereby conferred upon Henry Thane, his heirs, legal representatives, and assigns, 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 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.

Right to acquire real estate, etc., for location, approaches, etc.

Condemnation proceedings.

**SEC. 3.** The said Henry Thane, his heirs, legal representatives, 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 the authority contained in the Act of March 23, 1906.

Tolls authorized.

Vol. 34, p. 85.

**SEC. 4.** After the completion of such bridge, as determined by the Secretary of War, either the State of Arkansas, the State of Mississippi, any public agency or political subdivision of either of such States, within or adjoining which any part of such bridge is located,

Acquisition authorized, after completion, by Arkansas, Mississippi, etc.

Compensation if acquired by condemnation.

Limitations.

Tolls under State, etc., operation.

Rates applied to operation, sinking fund, etc.

Maintenance as free bridge, etc., after amortizing costs.

Record of expenditures and receipts.

Sworn statement of construction costs, etc., to be filed after completion.

Examination by Secretary of War.

Findings of Secretary conclusive.

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 twenty 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 good will, 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 interest in real property, (3) actual financing and promotion costs, not to exceed 10 per centum of the sum of the cost of constructing the bridge and its approaches and acquiring such interest in real property, and (4) actual expenditures for necessary improvements.

SEC. 5. If such bridge shall be taken over or acquired by the States or public agencies or political subdivisions thereof, or by either of them, as provided in section 4 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, or the rates of toll shall thereafter be so adjusted as to provide a fund of not to exceed the amount necessary for the proper maintenance, repair, and operation of the bridge and its approaches under economical management. 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.

SEC. 6. The said Henry Thane, his heirs, legal representatives, 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 Arkansas and Mississippi, 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 Henry Thane, his heirs, legal representatives, and assigns, shall make available all his 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 4 of this Act, subject only to review in a court of equity for fraud or gross mistake.

SEC. 7. The right to sell, assign, transfer, and mortgage all the rights, powers, and privileges conferred by this Act, is hereby granted to Henry Thane, his heirs, legal representatives, 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.

Right to sell, etc.,  
conferred.

SEC. 8. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Amendment.

Approved, March 29, 1928.

**CHAP. 282.**—An Act Granting the consent of Congress to Frank E. Merrill, carrying on business under the name and style of Frank E. Merrill and Company's Algonquin Shores Realty Trust, to construct, maintain, and operate a footbridge across the Fox River.

March 29, 1928.  
[H. R. 9350.]  
[Public. No. 212.]

*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 Frank E. Merrill, carrying on business under the name and style of Frank E. Merrill and Company's Algonquin Shores Realty Trust, his heirs, legal representatives, and assigns, to construct, maintain, and operate a free footbridge and approaches thereto across the Fox River at a point suitable to the interests of navigation in the County of Kane, State of Illinois, in section 3, township 42 north, range 8 east of the third principal meridian, and about one-half mile south of the south limits of Algonquin, Illinois, 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.

Fox River.  
Frank E. Merrill  
may construct, etc.,  
free footbridge across,  
near Algonquin, Ill.

Construction.  
Vol. 34, p. 84.

SEC. 2. The right to sell, assign, transfer, and mortgage all the rights, powers, and privileges conferred by this Act is hereby granted to Frank E. Merrill, carrying on business under the name and style of Frank E. Merrill and Company's Algonquin Shores Realty Trust, his heirs, legal representatives, and assigns; and any party 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 to exercise the same as fully as though conferred herein directly upon such party.

Right to sell, etc.,  
conferred.

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

Amendment.

Approved, March 29, 1928.

**CHAP. 283.**—An Act Granting the consent of Congress to the city of Saint Charles, State of Illinois, to widen, maintain, and operate a bridge across the Fox River within the city of Saint Charles, State of Illinois.

March 29, 1928.  
[H. R. 9361.]  
[Public. No. 213.]

*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 city of Saint Charles, State of Illinois, to widen, maintain, and operate a bridge across the Fox River, at or near Main Street within said city and State in accordance with the provisions of the Act entitled "An Act to regulate the construction of bridges over navigable waters," approved March 23, 1906.

Fox River.  
Saint Charles, Ill.,  
may operate, etc.,  
bridge across.  
Vol. 34, p. 84.

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

Amendment.

Approved, March 29, 1928.

March 29, 1928.  
[H. R. 9761.]  
[Public, No. 214.]

Monongahela River.  
Time extended for  
bridging, in Pitts-  
burgh, by Allegheny  
County, Pa.  
Vol. 43, p. 802, amend-  
ed.

**CHAP. 284.**—An Act To extend the time for completing the construction of a bridge across the Monongahela River at or near Pittsburgh, Pennsylvania.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the time for completing the construction of the bridge across the Monongahela River at or near Pittsburgh, Pennsylvania, authorized to be built by the county of Allegheny by an Act of Congress approved January 31, 1925, is hereby extended three years from the date of the approval hereof.

Amendment.

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

Approved, March 29, 1928.

March 29, 1928.  
[H. R. 9773]  
[Public, No. 215.]

Missouri River,  
Manufacturers' Elec-  
trical Terminal Rail-  
way may bridge, at  
mouth of Big Blue  
River, Mo.

Construction.  
Vol. 34, p. 84.

Free highway transit  
provisions.

Right to sell etc.,  
conferred.

Amendment.

**CHAP. 285.**—An Act Granting the consent of Congress to the Manufacturers' Electric Terminal Railway, its successors and assigns, to construct, maintain, and operate a bridge across the Missouri River, at or near the mouth of the Big Blue River, in Jackson County, Missouri.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the consent of Congress is hereby granted to the Manufacturers' Electric Terminal Railway, its successors and assigns, to construct, maintain, and operate a railroad bridge and approaches thereto across the Missouri River, at a point suitable to the interests of navigation, at or near the mouth of the Big Blue River, where the same empties into the Missouri River, in Jackson County, Missouri, in accordance with the provisions of the Act entitled "An Act to regulate the construction of bridges over navigable waters," approved March 23, 1906, and subject to the conditions and limitations contained in this Act. The owners of said bridge shall erect, establish, and maintain in connection therewith a vehicle, wagon, and foot passenger bridge, to be approved by the Secretary of War, for the free transit over said bridge of vehicles, wagons, carriages, animals, and foot passengers, other than those charging fares for passengers carried.

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 Manufacturers' Electric Terminal Railway, its successors and assigns, and any corporation to which or 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 to exercise the same as fully as though conferred herein directly upon such corporation or person.

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

Approved, March 29, 1928.

March 29, 1928.  
[H. R. 9946.]  
[Public, No. 216.]

Wabash River.  
Time extended for  
bridging, at Mount  
Carmel, by Illinois and  
Indiana.  
Vol. 44, p. 1339,  
amended.  
Post, p. 1094.

**CHAP. 286.**—An Act To extend the times for commencing and completing the construction of a bridge across the Wabash River at or near Mount Carmel, Illinois.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the times for commencing and completing the construction of the bridge across the Wabash River, at or near Mount Carmel, Wabash County, Illinois, authorized to be built by the State of Illinois and the State of Indiana by the Act of Congress approved March 3, 1925, and extended by the Acts of Congress, approved July 3, 1926, and March

2, 1927, are hereby extended one and three years, respectively, from the date of approval hereof.

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

Approved, March 29, 1928.

Amendment.

**CHAP. 287.**—An Act Authorizing E. L. Higdon, of Baldwin County, Alabama, his heirs, legal representatives, and assigns to construct, maintain, and operate a bridge across Perdido Bay at or near Bear Point, Baldwin County, Alabama.

March 29, 1928.  
[H. R. 9964.]  
[Public, No. 217.]

*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, E. L. Higdon, his heirs, legal representatives, and assigns be, and is hereby, authorized to construct, maintain, and operate a bridge and approaches thereto across Perdido Bay, at a point suitable to the interests of navigation, at or near Bear Point, Baldwin County, Alabama, in accordance with the provisions of the Act entitled "An Act to regulate the construction of bridges over navigable waters," approved March 23, 1906, and subject to the condition and limitations contained in this Act.

Perdido Bay.  
E. L. Higdon may  
bridge, at Bear Point,  
Ala.

SEC. 2. There is hereby conferred upon the said E. L. Higdon, his heirs, legal representatives, and assigns, 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 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.

Construction.  
Vol. 34, p. 84.

Right to acquire real  
estate, etc., for location,  
approaches, etc.

Condemnation pro-  
ceedings.

SEC. 3. The said E. L. Higdon, his heirs, legal representatives, 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 the authority contained in the Act of March 23, 1906.

Tolls authorized.

Vol. 34, p. 85.

SEC. 4. After the completion of such bridge, as determined by the Secretary of War, either the State of Alabama, the State of Florida, any public agency or 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, 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 twenty 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 good will, 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 10 per centum of the sum of the cost of constructing

Acquisition author-  
ized, after completion,  
by Alabama, Florida,  
etc.

Compensation if ac-  
quired by condemna-  
tion.

Limitations.

the bridge and its approaches and acquiring such interest in real property; and (4) actual expenditures for necessary improvements.

Tolls under State, etc., operation.

Rates applied to operation, sinking fund, etc.

Maintenance as free bridge, etc., after amortizing costs, etc.

Record of expenditures and receipts.

Sworn statement of construction cost, etc., to be filed after completion.

Examination by Secretary of War.

Findings of Secretary conclusive.

Right to sell, etc., conferred.

Amendment.

SEC. 5. If such bridge shall be taken over or acquired by the States or public agencies or political subdivisions thereof, or by either of them, as provided in section 4 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, or the rates of toll shall thereafter be so adjusted as to provide a fund of not to exceed the amount necessary for the proper maintenance, repair, and operation of the bridge and its approaches under economical management. 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.

SEC. 6. The said E. L. Higdon, his heirs, legal representatives, 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 Alabama and Florida, 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 E. L. Higdon, his heirs, legal representatives, and assigns, shall make available all of his 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 4 of this Act, subject only to review in a court of equity for fraud or gross mistake.

SEC. 7. The right to sell, assign, transfer, and mortgage all the rights, powers, and privileges conferred by this Act is hereby granted to the said E. L. Higdon, his heirs, legal representatives, 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. 8. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, March 29, 1928.



**CHAP. 288.**—An Act To extend the time for completing the construction of a bridge across the Monongahela River at or near Cliff Street, McKeesport, Pennsylvania.

March 29, 1928.  
[H. R. 10025.]  
[Public, No. 218.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the time for completing the construction of the bridge authorized by the Act of Congress approved February 26, 1925, to be built across the Monongahela River at or near Cliff Street, McKeesport, Pennsylvania, connecting McKeesport and Duquesne, Allegheny County, Pennsylvania, is hereby extended one year from the date of approval hereof.

Monongahela River.  
Time extended for  
bridging, at McKees-  
port, Pa., by Allegheny  
County.  
Vol. 43, p. 997, amend-  
ed.

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

Amendment.

Approved, March 29, 1928.

**CHAP. 289.**—An Act Granting the consent of Congress to the Louisiana Highway Commission to construct, maintain, and operate a free highway bridge across the Sabine River at or near Merryville, Louisiana, on the Merryville-Newton Highway.

March 29, 1928.  
[H. R. 10143.]  
[Public, No. 219.]

*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 Louisiana Highway Commission to construct, maintain, and operate a free highway bridge and approaches thereto across the Sabine River, at a point suitable to the interests of navigation, at or near Merryville, Louisiana, in accordance with the provisions of an Act entitled "An Act to regulate the construction of bridges over navigable waters," approved March 23, 1906.

Sabine River.  
Louisiana may  
bridge, at Merryville.

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

Construction.  
Vol. 34, p. 84.

Amendment.

Approved, March 29, 1928.

**CHAP. 290.**—An Act Authorizing the B and P Bridge Company, its successors and assigns, to construct, maintain, and operate a bridge across the Rio Grande River at or near Zapata, Texas.

March 29, 1928.  
[H. R. 10144.]  
[Public, No. 220.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That in order to facilitate international commerce, improve the postal service, and provide for military and other purposes, the B and P Bridge Company, its successors and assigns, be, and is hereby, authorized to construct, maintain, and operate a bridge and approaches thereto across the Rio Grande River, so far as the United States has jurisdiction over the waters of such river, at a point suitable to the interests of navigation, at or near Zapata, Texas, in accordance with the provisions of the Act entitled "An Act to regulate the construction of bridges over navigable waters," approved March 23, 1906, subject to the conditions and limitations contained in this Act, and subject to the approval of the proper authorities in Mexico.

Rio Grande.  
B and P Bridge Com-  
pany may bridge, at  
Zapata, Tex.

Construction.  
Vol. 34, p. 84.

Approval of Mexico  
required.

SEC. 2. There is hereby conferred upon the B and P Bridge Company, its successors and assigns, all such rights and powers to enter upon lands and to acquire, condemn, occupy, possess, and use real estate and other property in the State of Texas 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 of Texas, upon making just compensation therefor to be ascertained and

Right to acquire real  
estate, etc., for location,  
approaches, etc.

Condemnation proceedings. 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.

Tolls authorized. Sec. 3. The said B and P Bridge Company, its successors and assigns, is hereby authorized to fix and charge tolls for transit over such bridge in accordance with any laws of Texas applicable thereto, 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.

Vol. 34, p. 85. Right to sell, etc., conferred. SEC. 4. The right to sell, assign, transfer, and mortgage all the rights, powers, and privileges conferred by this Act is hereby granted to the B and P Bridge Company, 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.

Amendment. SEC. 5. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, March 29, 1928.

March 29, 1928.  
[H. R. 10373.]  
[Public, No. 221.]

CHAP. 291.—An Act Authorizing the Plattsmouth Bridge Company, its successors and assigns, to construct, maintain, and operate a bridge across the Missouri River at or near Plattsmouth, Nebraska.

Missouri River Plattsmouth Bridge Company may bridge, at Plattsmouth, Nebr.

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 Plattsmouth Bridge Company, its successors and assigns, be, and is hereby, authorized to construct, maintain, and operate a bridge and approaches thereto across the Missouri River, at a point suitable to the interests of navigation, at or near Plattsmouth, Nebraska, 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.

Construction. Vol. 34, p. 84.

Right to acquire real estate, etc., for location, approaches, etc.

SEC. 2. There is hereby conferred upon the Plattsmouth Bridge Company, its successors and assigns, 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 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.

Condemnation proceedings.

Tolls authorized.

SEC. 3. The said Plattsmouth Bridge Company, 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 the authority contained in the Act of March 23, 1906.

Vol. 34, p. 85.

Acquisition authorized, after completion, by Nebraska, Iowa, etc.

SEC. 4. After the completion of such bridge, as determined by the Secretary of War, either the State of Nebraska, the State of Iowa, any public agency or 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, 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 twenty 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 good will, 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 10 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.

Compensation if acquired by condemnation.

Limitations.

Sec. 5. 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 4 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, or the rates of toll shall thereafter be so adjusted as to provide a fund of not to exceed the amount necessary for the proper maintenance, repair, and operation of the bridge and its approaches under economical management. 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.

Tolls under State, etc., operation.

Rates applied to operation, sinking fund, etc.

Maintenance as free bridge, etc., after amortizing costs, etc.

Record of expenditures and receipts.

Sec. 6. The Plattsmouth Bridge Company, 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 Nebraska and Iowa 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 Plattsmouth Bridge Company, 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 4 of this Act, subject only to review in a court of equity for fraud or gross mistake.

Sworn statement of construction costs, etc., to be filed after completion.

Examination by Secretary of War.

Findings of Secretary conclusive.

Sec. 7. The right to sell, assign, transfer, and mortgage all the rights, powers, and privileges conferred by this Act is hereby granted to the Plattsmouth Bridge Company, its successors and assigns, and

Right to sell, etc., conferred.

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.

Amendment.

SEC. 8. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, March 29, 1928.

March 29, 1928.

[H. R. 10424.]

[Public, No. 222.]

**CHAP. 292.**—An Act Authorizing John C. Mullen, T. L. Davies, John H. Hutchings, and Virgil Falloon, all of Falls City, Nebraska, their heirs, legal representatives, and assigns, to construct, maintain, and operate a bridge across the Missouri River at or near Rulo, Nebraska.

Missouri River.  
John C. Mullen, etc.,  
may bridge, at Rulo,  
Nebr.

*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, John C. Mullen, T. L. Davies, John H. Hutchings, and Virgil Falloon, their heirs, legal representatives, and assigns, be, and are hereby, authorized to construct, maintain, and operate a bridge and approaches thereto across the Missouri River, at a point suitable to the interests of navigation, at or near Rulo, Nebraska, 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.

Construction.  
Vol. 34, p. 84.  
Post, p. 1524.

Right to acquire real  
estate, etc., for location,  
approaches, etc.

SEC. 2. That there is hereby conferred upon John C. Mullen, T. L. Davies, John H. Hutchings, and Virgil Falloon, their heirs, legal representatives, and assigns, 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 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.

Condemnation pro-  
ceedings.

Tolls authorized.

SEC. 3. That the said John C. Mullen, T. L. Davies, John H. Hutchings, and Virgil Falloon, their heirs, legal representatives, and assigns, are hereby authorized to fix and charge tolls for transit over such bridge, and the rates of toll so fixed shall be the legal rates until changed by the Secretary of War under the authority contained in the Act of March 23, 1906.

Vol. 34, p. 85.

Acquisition author-  
ized, after completion,  
by Nebraska, Missouri,  
etc.

SEC. 4. That after the completion of such bridge, as determined by the Secretary of War, either the State of Nebraska, the State of Missouri, any public agency or 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, 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 twenty 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 good will, going value, or prospective revenues or

Compensation if ac-  
quired by condemna-  
tion.

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 interest in real property; (3) actual financing and promotion costs, not to exceed 10 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.

SEC. 5. That 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 4 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, or the rates of toll shall thereafter be so adjusted as to provide a fund of not to exceed the amount necessary for the proper maintenance, repair, and operation of the bridge and its approaches under economical management. An accurate record of the amount paid for acquiring the bridge and its approaches, the actual expenditures for maintaining 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. 6. That the said John C. Mullen, T. L. Davies, John H. Hutchings, and Virgil Falloon, their heirs, legal representatives, 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 Nebraska and Missouri 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 as 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 John C. Mullen, T. L. Davies, John H. Hutchings, and Virgil Falloon, their heirs, legal representatives, and assigns, shall make available all of the 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 4 of this Act, subject only to review in a court of equity for fraud or gross mistake.

SEC. 7. The right to sell, assign, transfer, and mortgage all the rights, powers, and privileges conferred by this Act is hereby granted to John C. Mullen, T. L. Davies, John F. Hutchings, and Virgil Falloon, their heirs, legal representatives, 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

Limitations.

Tolls under State, etc., operations.

Rates applied to operation, sinking fund, etc.

Maintenance as free bridge, etc. after amortizing costs, etc.

Sworn statement of construction costs, etc., to be filed after completion.

Examination by Secretary of War.

Findings of Secretary conclusive.

Right to sell, etc., conferred.

and empowered to exercise the same as fully as though conferred herein directly upon such corporation or person.

Amendment.

SEC. 8. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, March 29, 1928.

March 29, 1928.

[H. R. 10566.]

[Public, No. 223.]

**CHAP. 293.**—An Act Granting the consent of Congress to the city of Peoria, Peoria County, Illinois, to construct, maintain, and operate a free highway bridge across the Illinois River at or near Peoria, Illinois.

Illinois River.  
Peoria, Ill., may  
bridge.

*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 city of Peoria, Peoria County, Illinois, to construct, maintain, and operate a free highway bridge and approaches thereto across the Illinois River, at a point suitable to the interests of navigation, at or near Peoria, Illinois, in accordance with the provisions of an Act entitled "An Act to regulate the construction of bridges over navigable waters," approved March 23, 1906.

Construction.  
Vol. 34, p. 84.

Amendment.

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

Approved, March 29, 1928.

March 29, 1928.

[H. R. 10658.]

[Public, No. 224.]

**CHAP. 294.**—An Act Authorizing the Interstate Bridge Company, its successors and assigns, to construct, maintain, and operate a bridge across the Missouri River at or near Decatur, Nebraska.

Missouri River.  
Interstate Bridge  
Company may bridge,  
at Decatur, Nebr.

*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 Interstate Bridge Company, its successors and assigns, be and is hereby authorized to construct, maintain, and operate a bridge and approaches thereto across the Missouri River, at a point suitable to the interests of navigation, at or near Decatur, 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.

Construction.  
Vol. 34, p. 84.  
Post, p. 1526.

Right to acquire real  
estate, etc., for location,  
approaches, etc.

SEC. 2. There is hereby conferred upon the Interstate Bridge Company, its successors and assigns, 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 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.

Condemnation pro-  
ceedings.

Tolls authorized.

SEC. 3. The said Interstate Bridge Company, 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 the authority contained in the Act of March 23, 1906.

Vol. 34, p. 85.

Acquisition author-  
ized, after completion,  
by Nebraska, Iowa,  
etc.

SEC. 4. After the completion of such bridge, as determined by the Secretary of War, either the State of Nebraska, the State of Iowa, any public agency or 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, 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 twenty 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 good will, 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 10 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.

SEC. 5. 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 4 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, or the rates of toll shall thereafter be so adjusted as to provide a fund of not to exceed the amount necessary for the proper maintenance, repair, and operation of the bridge and its approaches under economical management. 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.

SEC. 6. The Interstate Bridge Company, 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 Nebraska and Iowa, 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 Interstate Bridge Company, 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 4 of this Act, subject only to review in a court of equity for fraud or gross mistake.

SEC. 7. The right to sell, assign, transfer, and mortgage all the rights, powers, and privileges conferred by this Act is hereby granted

Compensation if acquired by condemnation.

Limitations.

Tolls under State, etc., operation.

Rates applied to operation, sinking fund, etc.

Maintenance as free bridge, etc., after amortizing costs, etc.

Record of expenditures and receipts.

Sworn statement of construction costs, etc., to be filed after completion.

Examination by Secretary of War.

Findings of Secretary conclusive.

Right to sell, etc., conferred.

to the Interstate Bridge Company, 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.

Amendment.

SEC. 8. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, March 29, 1928.

March 29, 1928.

[H. R. 10756.]

[Public, No. 225.]

**CHAP. 295.**—An Act Authorizing the State of Indiana to construct, maintain, and operate a toll bridge across the Miami River between Lawrenceburg, Dearborn County, Indiana, and a point in Hamilton County, Ohio, near Columbia Park, Hamilton County, Ohio.

Miami River.  
Indiana may bridge,  
between Lawrence-  
burg, Ind., and Colum-  
bia Park, Ohio.

*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 State of Indiana, acting by and through its State highway commission and the successors of said commission, be, and is hereby, authorized to construct, maintain, and operate a bridge and approaches thereto across the Miami River, at a point suitable to the interests of navigation, between Lawrenceburg, Dearborn County, Indiana, and a point in Hamilton County, Ohio, near Columbia Park, Hamilton County, Ohio, 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.

Construction.  
Vol. 34, p. 84.

Right to acquire real  
estate, etc., for location,  
approaches, etc.

SEC. 2. That there is hereby conferred upon the State of Indiana, acting by and through its State highway commission and 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, 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.

Condemnation pro-  
ceedings.

Tolls authorized.

SEC. 3. That the State of Indiana, acting by and through its State highway commission and the successors of said 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.

Vol. 34, p. 85.

Rates of toll applied  
to operation, sinking  
fund, etc.

SEC. 4. That 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 such bonds or other securities as may be legally issued by said State for the cost of such bridge and its approaches, with reasonable financing charges and redemption provisions, as soon as possible under reasonable tolls, but within a period of not to exceed twenty years from the completion thereof. After a sinking fund, including the earnings thereof from investment or otherwise, sufficient for such amortization shall have been provided, such bridge shall thereafter

Maintenance as free  
bridge, etc., after amor-  
tizing costs.



be maintained and operated free of tolls, or the rates of toll shall thereafter be so adjusted as to provide a fund of not to exceed the amount necessary for the proper maintenance, repair, and operation of the bridge and its approaches under economical management. An accurate record of the cost of the bridge and its approaches, the expenditures for maintaining, repairing, and operating the same, and of daily tolls collected shall be kept, and shall be available for the information of all persons interested.

Record of expenditures and receipts.

SEC. 5. That the right to alter, amend or repeal this Act is hereby expressly reserved.

Amendment.

Approved, March 29, 1928.

**CHAP. 296.**—An Act Authorizing the Point Marion Community Club of Point Marion, Pennsylvania, its successors and assigns, to construct, maintain, and operate a bridge across the Monongahela River at or near Point Marion, Pennsylvania.

March 29, 1928.  
[H. R. 10707.]  
[Public, No. 226.]

*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 Point Marion Community Club, its successors and assigns, be, and is hereby, authorized to construct, maintain, and operate a bridge and approaches thereto across the Monongahela River, at a point suitable to the interests of navigation, at or near Point Marion, 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.

Monongahela River. Point Marion Community Club may bridge, at Point Marion, Pa.

Construction.  
Vol. 34, p. 84.  
*Post*, p. 1486.

SEC. 2. That after the completion of such bridge as determined by the Secretary of War, either the State of Pennsylvania, any political subdivision thereof within or adjoining which any part of such bridge is located, 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 such State governing the acquisition of private property for public purposes by condemnation or expropriation. If at any time after the expiration of twenty 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 good will, 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 cost, not to exceed 10 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 authorized, after completion, by Pennsylvania, etc.

Compensation if acquired by condemnation.

Limitations.

SEC. 3. That if such bridge shall at any time be taken over or acquired by the State of Pennsylvania, or by any municipality or other political subdivision or public agency thereof, under the provisions of section 2 of this Act, and if tolls are thereafter charged for the use thereof the rates of tolls 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 not to exceed twenty years from the date of acquiring the

Tolls under State, etc., operation.

Rates applied to operation, sinking fund, etc.

Maintenance as free bridge, etc., after amortizing costs, etc.

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, or the rates of toll shall thereafter be so adjusted as to provide a fund of not to exceed the amount necessary for the proper maintenance, repair, and operation of the bridge and its approaches under economical management. 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.

Record of expenditures and receipts.

Sworn statement of construction costs, etc., to be filed after completion.

SEC. 4. That the Point Marion Community Club, its successors and assigns, shall, within ninety days after the completion of such bridge, file with the Secretary of War and with the highway department of the State of Pennsylvania, 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 at the request of the highway department of the State of Pennsylvania, 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 Point Marion Community Club, 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 2 of this Act, subject only to review in a court of equity for fraud or gross mistake.

Examination by Secretary of War.

Findings of Secretary conclusive.

Right to sell, etc., conferred.

SEC. 5. That the right to sell, assign, transfer, and mortgage all the rights, powers, and privileges conferred by this Act is hereby granted to the Point Marion Community Club, 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.

Amendment.

SEC. 6. That the right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, March 29, 1928.

March 29, 1928. [H. J. Res. 126.] [Pub. Res., No. 19.]

CHAP. 297.—Joint Resolution To provide for the entry under bond of exhibits for display at the Pacific Southwest Exposition to be held in commemoration of the landing of the Spanish Padres in the Pacific Southwest and the opening of the Long Beach, California, world port, and for other purposes.

Pacific Southwest Exposition. Articles imported solely for display at, admitted free of duty, etc.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That all articles that shall be imported from foreign countries for the sole purpose of display at the Pacific Southwest Exposition to be held during the year 1928 for the purpose of commemorating the landing of the Spanish Padres in the Pacific Southwest and the opening of the Long Beach, California, world port, upon which there shall be a tariff or customs duty, shall be admitted free of the payment of duty, customs fees, or charges, under such regulations as the Secretary of the Treasury shall prescribe; but it shall be lawful at any time during the exhibition to sell any goods or property imported for and actually on

Sales authorized.

exhibition, subject to such regulations for the security of the revenue and for the collection of import duties as the Secretary of the Treasury may prescribe: *Provided*, That all such articles when sold or withdrawn for consumption or use in the United States shall be subject to the duty, if any, imposed upon such articles by the revenue laws in force at the date of withdrawal; and on such articles which shall have suffered diminution or deterioration from incidental handling and exposure, the duty, if payable, shall be assessed according to the appraised value at the time of sale or withdrawal, and the penalties prescribed by law shall be enforced against any person guilty of any illegal sale, use, or withdrawal of such articles.

*Proviso.*  
Duty upon articles sold, etc.

Allowance for diminution, etc.

Exhibits from departments, etc., authorized.

*Proviso.*  
No Government expense.

SEC. 2. The heads of the various executive departments and independent establishments of the Government are authorized to collect, prepare and lend, upon request, to the Pacific Southwest Exposition, articles, specimens, and exhibits which, in their judgment, it may be in the interest of the United States to exhibit at such exposition: *Provided*, That the furnishing of such articles, specimens, and exhibits shall be without expense to the United States.

Approved, March 29, 1928.

CHAP. 300.—An Act To amend section 7 of Public Act Numbered 45, Sixty-ninth Congress, entitled "An Act authorizing the use for permanent construction at military posts of the proceeds from the sale of surplus War Department real property, and authorizing the sale of certain military reservations, and for other purposes."

March 30, 1928.  
[H. R. 6094.]  
[Public, No. 227.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That the second proviso of section 7 of an Act, entitled, "An Act authorizing the use for permanent construction at military posts of the proceeds from the sale of surplus War Department real property, and authorizing the sale of certain military reservations, and for other purposes," (Forty-fourth United States Statutes, page 203) approved March 12, 1926, be, and the same is hereby, amended so as to authorize the Secretary of War to grant to the State of Louisiana a period of six years for the purpose of exercising the State's option in the purchase of Jackson Barracks.

Jackson Barracks, La.  
Time extended for option of Louisiana to purchase.

Vol. 44, p. 207, amended.

Approved, March 30, 1928.

CHAP. 301.—An Act To authorize the Secretary of War to lend War Department equipment for use at the tenth national convention of the American Legion.

March 30, 1928.  
[S. 3387.]  
[Public, No. 228.]

*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 is hereby, authorized to lend at his discretion, to the Tenth National Convention Bureau, American Legion, for use at the tenth national convention of the American Legion to be held at San Antonio, Texas, in the month of October, 1928, ten thousand cots, twenty thousand blankets, twenty thousand bed sheets, ten thousand pillows, ten thousand pillowcases, ten thousand mattresses or bed sacks, and such field kitchens, tables, eating and cooking utensils and appurtenances as may be necessary for use in temporary restaurants: *Provided*, That no expense shall be caused the United States Government by the delivery and return of said property, the same to be delivered at such time prior to the holding of the said convention as may be agreed upon by the Secretary of War and the general director of said tenth national convention bureau, the American Legion, Mr. Philip B. Stapp: *Provided further*, That the Secretary of War before delivering said property shall take from

American Legion.  
Loan of Army cots, etc., for national convention of, at San Antonio, Tex.

*Provisos.*  
No Government expense, etc.

Bond required.

said Philip B. Stapp a good and sufficient bond for the safe return of said property in good order and condition, and whole without expense to the United States.

Approved, March 30, 1928.

March 30, 1928.

[H. R. 7224.]

[Public, No. 229.]

**CHAP. 302.**—An Act To extend the time for the refunding of certain legacy taxes erroneously collected.

Legacy taxes, Revenue Act of 1898.

Time extended for presenting claims for erroneously collected.

Vol. 30, p. 464.

Vol. 37, p. 240.

Consideration, etc., of claims by Commissioner of Internal Revenue.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That claims for the refunding of any legacy taxes erroneously or illegally assessed or collected under the provisions of section 29 of the Act of Congress approved June 13, 1898 (Thirty-seventh Statutes at Large, page 240), may be presented to the Commissioner of Internal Revenue not later than six months after the passage of this Act; and the Commissioner of Internal Revenue is hereby authorized and directed to receive, consider, and determine, in accordance with law but without regard to any statute of limitations, such claims as may have been presented heretofore and not allowed and such claims as may be presented within the period above named, where and when and only when it be found and determined that such taxes were collected upon the erroneous interpretation of the law passed upon and condemned by the United States Supreme Court in decisions rendered in the case of United States against Jones, administrator, and in the case of McCoach, collector, against Pratt, both reported in the Two hundred and thirty-sixth United States Reports: *Provided*, That no interest shall be allowed on any of these claims.

*Proviso.*

No interest allowed.

Payment of amounts allowed.

SEC. 2. That the Secretary of the Treasury is hereby authorized and directed to pay, out of any money in the Treasury not otherwise appropriated, to such claimants as have presented or shall hereafter so present their claims, any amounts allowed in the determination of any claims so defined and which shall have been presented in accordance with this Act.

Approved, March 30, 1928.

March 30, 1928.

[S. 1279.]

[Public, No. 230.]

**CHAP. 303.**—An Act To authorize the Commissioners of the District of Columbia to compromise and settle certain suits at law resulting from the subsidence of First Street east, in the District of Columbia, occasioned by the construction of a railroad tunnel under said street.

District of Columbia. Suits to recover sum paid for work of First Street east, discontinued.

*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 hereby authorized and empowered to discontinue the prosecution of all claims and suits pending in the Supreme Court of the District of Columbia and entitled suits at law numbered 63579, 63580, 63581, and 63582, to recover the sum of \$58,198.80 expended from public funds in resurfacing, repairing, and restoring to grade First Street east, between B Street south and B Street north, which work was rendered necessary by the subsidence of said street occasioned by the construction of a railroad tunnel under the said street incident to the project of elimination of grade crossings and the establishment of a union railroad station in the District of Columbia, authorized by Acts of Congress approved February 12, 1901, and February 28, 1903: *Provided*, That the Philadelphia, Baltimore and Washington Railroad Company, the Pennsylvania Railroad Company, and the Washington Terminal Company, jointly or severally, pay to the collector of taxes of the District of Columbia a sum not less than

Vol. 31, p. 774; Vol. 32, p. 9001.

*Proviso.*

Acceptance of amount from railroad companies, in compromise.

\$30,000 in compromise and settlement of said claim or claims: *Provided further*, That said sum shall be covered into the Treasury of the United States to the credit of the United States and the revenues of the District of Columbia in equal parts.

Credited equally to United States and the District.

Approved, March 30, 1928.

**CHAP. 304.**—An Act To authorize the settlement of the indebtedness of the Kingdom of the Serbs, Croats, and Slovenes.

March 30, 1928.  
[H. R. 367.]  
[Public, No. 231.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That the settlement of the indebtedness of the Kingdom of the Serbs, Croats, and Slovenes to the United States of America made by the World War Foreign Debt Commission and approved by the President upon the terms and conditions as set forth in Senate Document Numbered 106, Sixty-ninth Congress, first session, is hereby approved in general terms as follows:

Kingdom of Serbs, Croats, and Slovenes. Settlement of its World War indebtedness, approved. Vol. 42, p. 363.

**SEC. 2.** The amount of the indebtedness to be funded after allowing for certain cash payments made by the Kingdom of the Serbs, Croats, and Slovenes is \$62,850,000, which has been computed as follows:

Amount of indebtedness.

	Computation.
Principal of obligations acquired for cash advanced under Liberty Bond Acts.....	\$26,126,574.59
Accrued and unpaid interest at 4¼ per centum per annum to December 15, 1922.....	4,073,423.14
	\$30,199,997.73
Principal of obligations acquired by Secretary of War for surplus war supplies sold on credit....	24,978,020.99
Accrued and unpaid interest at 4¼ per centum per annum to December 15, 1922.....	3,358,790.45
	28,336,811.44
	58,536,809.17
Accrued interest at 3 per centum per annum from December 15, 1922, to June 15, 1925.....	4,390,260.69
	62,927,069.86
<b>Credits:</b>	
Payments on account of principal since December 15, 1922.....	66,709.19
Interest thereon at 3 per centum to June 15, 1925.....	3,248.28
	69,957.47
<b>Total net indebtedness as of June 15, 1925.....</b>	<b>62,857,112.39</b>
To be paid in cash upon execution of agreement.....	7,112.39
	7,112.39
<b>Total indebtedness to be funded into bonds.....</b>	<b>62,850,000.00</b>

**SEC. 3.** The principal of the bonds shall be paid in annual installments on June 15 of each year up to and including June 15, 1987, on a fixed schedule subject to the right of the Kingdom of the Serbs, Croats, and Slovenes to postpone such payments falling due after June 15, 1937, for two years, such postponed payment to bear interest at the rate of 4¼ per centum per annum. The amount of the annual principal installments during the first five years shall be \$200,000. Commencing with the sixth year the annual principal installment shall increase \$25,000 a year for the succeeding seven years. Commencing with the thirteenth year the annual principal installment will be \$400,000, the subsequent annual principal installments increasing until in the sixty-second year of the debt funding period the final principal installments shall be \$2,406,000, the aggre-

Principal payable in installments.

Amount for first five years.

Succeeding seven years.

Subsequent yearly increases.

gate principal installments being equal to the total principal of the indebtedness to be funded into bonds.

Prior payments al-  
lowed.

SEC. 4. The Kingdom of the Serbs, Croats, and Slovenes shall have the right to pay off additional amounts of principal of the bonds on June 15 and December 15 in any year.

Interest rates on  
bonds.

SEC. 5. The bonds to be issued shall bear no interest until June 15, 1937, and thereafter shall bear interest at the rate of one-eighth of 1 per centum per annum from June 15, 1937, to June 15, 1940; at the rate of one-half of 1 per centum per annum from June 15, 1940, to June 15, 1954; at the rate of 1 per centum per annum from June 15, 1954, to June 15, 1957; at the rate of 2 per centum per annum from June 15, 1957, to June 15, 1960, and at the rate of 3½ per centum per annum after June 15, 1960, all payable semiannually on June 15 and December 15 of each year, until the principal thereof shall have been paid.

Payments in Federal  
securities accepted.

SEC. 6. Any payment of interest or principal may be made at the option of the Kingdom of the Serbs, Croats, and Slovenes in any United States Government obligations issued after April 6, 1917, such obligations to be taken at par and accrued interest.

Approved, March 30, 1928.

March 31, 1928.

[H. R. 9860.]

[Public, No. 232.]

CHAP. 305.—An Act To amend the Act of April 25, 1922, as amended, entitled "An Act authorizing extensions of time for the payment of purchase money due under certain homestead entries and Government-land purchases within the former Cheyenne River and Standing Rock Indian Reservations, North Dakota and South Dakota."

Cheyenne River and  
Standing Rock Indian  
Reservations, N. Dak.  
and S. Dak.

*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 extensions of time for the payment of purchase money due under certain homestead entries and Government-land purchases within the former Cheyenne River and Standing Rock Indian Reservations, North Dakota and South Dakota," approved April 25, 1922, be amended so as to read as follows:

Vol. 42, p. 499.

Further extension of  
time allowed for pay-  
ments on lands in  
former.

Vol. 43, p. 1184,  
amended.

"That any homestead entryman or purchaser of Government lands within the former Cheyenne River and Standing Rock Indian Reservations in North Dakota and South Dakota who is unable to make payment of purchase money due under his entry or contract of purchase as required by existing law or regulations, on application duly verified showing that he is unable to make payment as required, shall be granted an extension of time for payment of one-fourth the amount, including principal and interest, due and unpaid on his entry or purchase until the 1st day of December, 1928; the remainder to be paid in three equal annual installments falling due on December 1, 1929, December 1, 1930, and December 1, 1931; all such amounts to bear interest at the rate of 5 per centum per annum until the payment dates: *Provided*, That upon failure to make complete payment of any installment the entry shall be canceled and the money paid forfeited."

Approved, March 31, 1928.

*Proviso.*  
Entry canceled if  
complete payment not  
made.

March 31, 1928.

[S. J. Res. 113.]

[Pub. Res., No. 20.]

CHAP. 306.—Joint Resolution To amend subdivisions (b) and (e) of section 11 of the Immigration Act of 1924, as amended.

Immigration Act of  
1924.

Quota ratio deferred  
to 1929.

Vol. 44, p. 1455,  
amended.

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled,* That subdivisions (b) and (e) of section 11 of the Immigration Act of 1924, as amended, are amended by striking out the figures "1928" and inserting in lieu thereof the figures "1929."

Approved, March 31, 1928.

**CHAP. 307.**—An Act To authorize the construction of a dormitory at Riverside Indian School at Anadarko, Oklahoma.

April 2, 1928.  
[H. R. 8326.]  
[Public, No. 233.]

*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 of the United States be, and he is hereby, authorized, empowered, and directed to cause to be erected and constructed upon land now owned by the United States at the Kiowa Indian Agency near Anadarko, Oklahoma, at the Riverside Indian School, a building such as he may determine is necessary for a boys' dormitory at said Riverside Indian School, at a cost not to exceed the sum of \$40,000, which sum is hereby authorized to be appropriated.

Riverside Indian School, Okla.  
Boys' dormitory building authorized at. *Post*, p. 901.

Limit of cost.

Approved, April 2, 1928.

**CHAP. 308.**—An Act To exempt American Indians born in Canada from the operation of the Immigration Act of 1924.

April 2, 1928.  
[S. 716.]  
[Public, No. 234.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Immigration Act of 1924 shall not be construed to apply to the right of American Indians born in Canada to pass the borders of the United States: *Provided*, That this right shall not extend to persons whose membership in Indian tribes or families is created by adoption.

Immigration Act, 1924.  
American Indians born in Canada exempt from restrictions of *Proviso*.  
Adopted members excepted.

Approved, April 2, 1928.

**CHAP. 309.**—Joint Resolution Authorizing certain customs officials to administer oaths.

April 2, 1928.  
[H. J. Res. 253.]  
[Pub. Res., No. 21.]

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled,* That any officer or employee of the customs service designated by the Secretary of the Treasury or by a collector of customs is hereby authorized to administer any oath required or authorized by law or regulation promulgated thereunder in respect of any matter coming before such officer or employee in the performance of his official duties, but no compensation or fee shall be demanded or accepted for administering any such oath.

Customs service.  
Officials of, authorized to administer oaths.

No fee allowed.

Approved, April 2, 1928.

**CHAP. 310.**—Joint Resolution To make immediately available the appropriation for a road across the Kaibab Indian Reservation.

April 2, 1928.  
[H. J. Res. 245.]  
[Pub. Res., No. 22.]

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled,* That the appropriation of \$10,000 for the improvement and maintenance of the road across the Kaibab Indian Reservation, northern Arizona, en route to Grand Canyon National Park, as contained in the Interior Department Appropriation Act for the fiscal year 1929, approved March 7, 1928, shall be available for expenditure upon the approval of this resolution.

Kaibab Indian Reservation, Ariz.  
Appropriation for road across to Grand Canyon Park immediately available.  
*Ante*, p. 225.

Approved, April 2, 1928.

**CHAP. 311.**—Joint Resolution Providing for the remission of duties on certain cattle which have crossed the boundary line into foreign countries.

April 2, 1928.  
[H. J. Res. 217.]  
[Pub. Res., No. 23.]

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled,* That, under regu-

Cattle.

Duties remitted on, admitted under bond.

lations to be prescribed by the Secretary of the Treasury, the duties are hereby remitted on (1) cattle which strayed across the boundary line into any foreign country, or were driven across such boundary line for pasturage purposes only, and which were admitted to the United States under bond at any time between April 1, 1927, and the date of the enactment of this joint resolution, and (2) their offspring and increase so admitted during such period; and the Secretary of the Treasury is authorized to cancel any such bond.

Bonds cancelled.

Approved, April 2, 1928.

April 3, 1928.  
[S. 2310.]

[Public, No. 235.]

**CHAP. 312.**—An Act Supplementary to, and amendatory of, the incorporation of the Catholic University of America, organized under and by virtue of a certificate of incorporation pursuant to class 1, chapter 18, of the Revised Statutes of the United States relating to the District of Columbia.

District of Columbia.  
Catholic University  
of America.

Charter approved.  
R. S. D. C., ch. 18,  
p. 63.

Facilities of, may be  
extended to affiliated  
institutions.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the incorporation of the Catholic University of America under chapter 18, Revised Statutes of the United States relating to the District of Columbia, be, and the same is hereby, approved and confirmed.

**SEC. 2.** That in addition to the rights, duties, and obligations enjoyed and imposed by chapter 18 of the Revised Statutes of the District of Columbia the said university may enter into affiliated agreements with any institutions of learning within or outside of the District of Columbia, for the purpose of giving to students of such institutions the educational facilities of said university, upon such terms as are mutually agreed upon by the said university and the affiliated institutions.

Number of trustees  
may be increased.

**SEC. 3.** That said university shall have, and is hereby given, the power to increase the number of its trustees from time to time by a two-thirds vote of the whole number of the trustees at the time such vote is taken to a number not exceeding fifty.

Certificate to be filed  
with Recorder of  
Deeds.

In case of the increase of the number of trustees a certificate stating the number of the board and the time when it shall go into effect, and that the action so taken was by a two-thirds vote as required by this Act, shall be filed with the Recorder of Deeds of the District of Columbia.

Powers and author-  
ity of board of trustees  
declared.

**SEC. 4.** The said board of trustees shall have, and are hereby given, full power and authority, by a vote of two-thirds of its members, to adopt and change by-laws for the conduct of the business and educational work of said university, to fix the time of meetings, regular and special, and the form of notice to be given; they may appoint an executive committee composed of trustees, designate the number and chairman thereof, with such powers and authority as are usually exercised by an executive committee, and which shall be conferred by the board subject always to the control of the board of trustees; they may create and establish schools and departments of learning to be connected with and become a part of said university, and establish such scholastic boards and officers as may be required for academic operation and direction in education; they may receive, invest, and administer endowments and gifts of money and property absolute or subject to payments by way of annuities during the life of the donor, for the maintenance of educational work by said university and by any department or chair thereof, now established or which may hereafter be created or established by said university, and they shall have all of the powers and authority heretofore granted to or invested in the trustees of said university by chapter 18 of the Revised Statutes of the United States relating to the District of Columbia.



SEC. 5. That nothing in this Act contained shall be so construed as to prevent Congress from altering, amending, or repealing the same.

Amendment, etc.

Approved, April 3, 1928.

**CHAP. 313.**—Joint Resolution To provide for the expenses of participation by the United States in the Second Pan American Conference on Highways at Rio de Janeiro.

April 3, 1928.

[S. J. Res. 30.]

[Pub. Res., No. 24.]

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled,* That there is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, the sum of \$15,000 for the expenses of participation by the United States in the Second Pan American Conference on Highways at Rio de Janeiro, including the compensation of employees, transportation, subsistence or per diem in lieu of subsistence (notwithstanding the provisions of any other Act), including expenses of delegates in visiting Colombia and Venezuela in connection with the conference, and such miscellaneous and other expenses as the President shall deem proper.

Pan American Conference on Highways, Second.

Expenses authorized for participating in, at Rio de Janeiro.

Post, p. 913.

Approved, April 3, 1928.

**CHAP. 314.**—An Act Authorizing J. E. Turner, his heirs, legal representatives, or assigns, to construct, maintain, and operate a bridge across the Ocmulgee River at or near Fitzgerald, Georgia.

April 4, 1928.

[H. R. 9831.]

[Public, No. 236.]

*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, J. E. Turner, his heirs, legal representatives, or assigns, be, and is hereby, authorized to construct, maintain, and operate a bridge and approaches thereto across the Ocmulgee River at a point suitable to the interests of navigation at or near a point on the said Ocmulgee River where a line would cross the said Ocmulgee River were it extended from Fitzgerald, Ben Hill County, Georgia, in a northeasterly direction through McRae in Telfair County, Georgia, 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.

Ocmulgee River. J. E. Turner may bridge, at Fitzgerald, Ga.

Construction. Vol. 34, p. 84. Post, p. 1447.

Acquisition authorized, after completion, by Georgia, etc.

SEC. 2. After the completion of such bridge, as determined by the Secretary of War, either the State of Georgia, any political subdivision thereof within or adjoining which any part of such bridge is located, 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, in accordance with the laws of such State governing the acquisition of private property for public purposes by condemnation or expropriation. If at any time after the expiration of twenty 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 good will, 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 cost,

Condemnation proceedings.

Compensation if acquired by condemnation.

Limitations.

not to exceed 10 per centum of the sum of the cost of constructing the bridge and its approaches and acquiring such interest in real property; and (4) actual expenditures for necessary improvements.

Tolls under State,  
etc., operation.

SEC. 3. If such bridge shall at any time be taken over or acquired by the State of Georgia, or by any municipality or other political subdivision or public agency thereof, under the provisions of section 2 of this Act, and if tolls are charged for the use thereof to 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. After a sinking fund sufficient for such amortization shall have been so provided, such bridge shall thereafter be maintained and operated free of tolls, or the rates of toll shall thereafter be so adjusted as to provide a fund of not to exceed the amount necessary for the proper maintenance, repair, and operation of the bridge and its approaches under economical management. 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.

Rates applied to operation,  
sinking fund,  
etc.

Maintenance as free  
bridge, etc., after amortizing  
costs.

Record of expenditures  
and receipts.

Sworn statement of  
construction costs to be  
filed after completion.

SEC. 4. J. E. Turner, his heirs, legal representatives, or assigns, shall, within ninety days after the completion of such bridge, file with the Secretary of War and with the highway department of the State of Georgia 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, at the request of the highway department of the State of Georgia, 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 J. E. Turner, his heirs, legal representatives, or assigns, shall make available all of his 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 2 of this Act, subject only to review in a court of equity for fraud or gross mistake.

Examination by Secretary  
of War.

Findings of Secretary  
conclusive.

Right to sell, etc.,  
conferred.

SEC. 5. The right to sell, assign, transfer, and mortgage all the rights, powers, and privileges conferred by this Act is hereby granted to J. E. Turner, his heirs, legal representatives, or 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.

Amendment.

SEC. 6. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, April 4, 1928.

**CHAP. 315.**—An Act To amend the War Finance Corporation Act, approved April 5, 1918, as amended.

April 4, 1928.  
[H. R. 12245.]  
[Public, No. 237.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Act entitled "An Act to provide further for the national security and defense, and, for the purpose of assisting in the prosecution of the war, to provide credits for industries and enterprises in the United States necessary or contributory to the prosecution of the war, and to supervise the issuance of securities; and for other purposes," approved April 5, 1918, as amended, be, and the same hereby is, amended so as to extend for one year the period specified in section 1 of said Act during which the War Finance Corporation shall have succession; and the expiration of the period of ten years specified in said section 1 shall not be construed to affect any right or privilege accrued, any penalty or liability incurred, or any civil or criminal proceeding commenced, or to diminish any authority conferred on any official necessary to enable him to carry out the duties remaining to be performed by him under said Act.

War Finance Commission.  
Succession continued one year.  
Vol. 40, p. 506.  
Vol. 42, p. 181, amended.  
Vol. 41, pp. 1084, 1360;  
Vol. 42, pp. 634, 1481.  
Post, p. 1442.

Expiration of ten-year period not to affect any right, penalty, etc.  
Vol. 40, p. 506.

Approved, April 4, 1928.

**CHAP. 319.**—An Act Authorizing Herman Simmonds, junior, his heirs, legal representatives, and assigns, to construct, maintain, and operate a bridge across Tampa Bay from Pinellas Point, Pinellas County, to Piney Point, Manatee County, Florida.

April 5, 1928.  
[H. R. 9663.]  
[Public, No. 238.]

*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, Herman Simmonds, junior, his heirs, legal representatives, and assigns, be, and is hereby, authorized to construct, maintain, and operate a bridge and approaches thereto across Tampa Bay, at a point suitable to the interests of navigation, at or near Pinellas Point, Pinellas County, to Piney Point, Manatee County, Florida, 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.

Tampa Bay.  
Herman Simmonds, jr., may bridge, at Pinellas Point to Piney Point, Fla.

Construction.  
Vol. 34, p. 84.

Acquisition authorized, after completion, by Florida, etc.

**SEC. 2.** After the completion of such bridge, as determined by the Secretary of War, either the State of Florida, any political subdivision thereof, within or adjoining which any part of such bridge is located, 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 such State governing the acquisition of private property for public purposes by condemnation or expropriation. If at any time after the expiration of twenty 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 good will, 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 cost, not to exceed 10 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.

Condemnation proceedings.

Compensation if acquired by condemnation.

Limitations.

**SEC. 3.** If such bridge shall at any time be taken over or acquired by the State of Florida or by any municipality or other political

Tolls under State, etc., operation.

Rates applied to operation, sinking fund, etc.

Maintenance, as free bridge, etc., after amortizing costs, etc.

Record of expenditures and receipts.

Sworn statement of construction costs, etc., to be filed after completion.

Examination by Secretary of War.

Findings of Secretary conclusive.

Right to sell, etc., conferred.

Amendment.

subdivision or public agency thereof, under the provisions of section 2 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, or the rates of toll shall thereafter be so adjusted as to provide a fund of not to exceed the amount necessary for the proper maintenance, repair, and operation of the bridge and its approaches under economical management. 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.

SEC. 4. Herman Simmonds, junior, his heirs, legal representatives, and assigns, shall within 90 days after the completion of such bridge file with the Secretary of War, and with the Highway Department of the State of Florida, 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 at the request of the Highway Department of the State of Florida 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 Herman Simmonds, junior, his heirs, legal representatives, and assigns, shall make available all of his or their 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 2 of this Act, subject only to review in a court of equity for fraud or gross mistake.

SEC. 5. The right to sell, assign, transfer, and mortgage all the rights, powers, and privileges conferred by this Act is hereby granted to Herman Simmonds, junior, his heirs, legal representatives, 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. 6. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, April 5, 1928.

CHAP. 321.—An Act To amend the second paragraph of section 67, National Defense Act, as amended.

*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 67, National Defense Act, as amended, be, and the same is hereby, amended to read as follows:

April 6, 1928.

S. 2950.]

[Public, No. 239.]

National Guard appropriations.  
Vol. 42, p. 1034,  
amended.

"The appropriation provided for in this section shall be apportioned among the several States and Territories under just and equitable procedure to be prescribed by the Secretary of War and in direct ratio to the number of enlisted men in active service in the National Guard existing in such States and Territories at the date of apportionment of said appropriation, and to the District of Columbia, under such regulations as the President may prescribe: *Provided*, That the sum so apportioned among the several States, Territories, and the District of Columbia shall be available under such rules as may be prescribed by the Secretary of War for the actual and necessary expenses incurred by officers and enlisted men of the Regular Army when traveling on duty in connection with the National Guard; for actual and necessary expenses incurred by officers of the Regular Army, and Reserve Officers holding commissions in the National Guard on active duty in the Militia Bureau or the War Department General Staff, while traveling in attending the annual conventions of the National Guard Association of the United States and The Adjutants General Association; for the transportation of supplies furnished to the National Guard for the permanent equipment thereof; for office rent and necessary office expenses of officers of the Regular Army on duty with the National Guard; for the expenses of the Militia Bureau, including clerical services; for expenses of enlisted men of the Regular Army on duty with the National Guard, including an allowance for quarters and subsistence provided in section 11 of the Pay Readjustment Act of June 10, 1922, medicine, and medical attendance; and such expenses shall constitute a charge against the whole sum annually appropriated for the support of the National Guard, and shall be paid therefrom and not from the allotment duly apportioned to any particular State, Territory, or the District of Columbia; for the promotion of rifle practice, including the acquisition, construction, maintenance, and equipment of shooting galleries, and suitable target ranges; for the hiring of horses and draft animals for use of mounted troops, batteries, and wagons for forage for the same; and for such other incidental expenses in connection with lawfully authorized encampments, maneuvers, and field instruction as the Secretary of War may deem necessary, and for such other expenses pertaining to the National Guard as are now or may hereafter be authorized by law."

Approved, April 6, 1928.

**CHAP. 322.**—An Act To amend section 110, National Defense Act, so as to provide better administrative procedure in the disbursements for pay of National Guard officers and enlisted men.

*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 110, National Defense Act, as amended, be, and the same is hereby, amended to read as follows:

"All amounts appropriated for the purpose of this and the last preceding section shall be disbursed and accounted for by the officers and agents of the Finance Department of the Army, and effective as soon as practicable after July 1, 1928, all disbursements under the foregoing provisions of this section shall be made for such three-months periods for the various units of the National Guard as shall be prescribed in regulations issued by the Secretary of War and on pay rolls prepared and authenticated in the manner prescribed in said regulations: *Provided*, That for the period necessary to put into operation the payment plan herein provided for, the Secretary of War is authorized to fix initial pay periods of less

Ratio of apportionments.

*Proviso.*  
Expenses specified.

Attendance of Army officers at conventions of National Guard Association and Adjutants General Association, added.

Quarters and subsistence to Army enlisted men.  
Vol. 42, p. 630.

To be from general fund only.

Promoting rifle practice, field instruction, etc.

April 6, 1928.  
[S. 2537.]  
[Public, No. 240.]

National Guard.  
Pay of officers and enlisted men.

Quarterly disbursements by Army Finance Department, for the various units.  
Vol. 42, p. 1036, amended.

*Provisos.*  
Temporary provision.

Stoppages for lost, etc., property.

than three months for such number of units as he may deem necessary: *And provided further*, That stoppages may be made against the compensation payable to any officer or enlisted man hereunder to cover the cost of public property lost or destroyed by, and chargeable to, such officer or enlisted man."

Approved, April 6, 1928.

April 6, 1928.  
[S. 3558.]

[Public, No. 241.]

**CHAP. 323.**—An Act Authorizing Point Pleasant and Henderson Bridge Company, its successors and assigns, to construct, maintain, and operate a bridge across the Kanawha River at or near Point Pleasant, West Virginia.

Kanawha River.  
Point Pleasant and  
Henderson Bridge  
Company may bridge,  
at Point Pleasant,  
W. Va.

Construction.  
Vol. 34, p. 54.  
Post, p. 1528.

Acquisition author-  
ized, after completion,  
by West Virginia, etc.

Condemnation pro-  
ceedings.

Compensation if ac-  
quired by condemna-  
tion.

Limitations.

Tolls under State,  
etc., operation.

Rates applied to op-  
eration, sinking fund,  
etc.

Maintenance as free  
bridge, etc. after am-  
ortizing costs.

*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 Point Pleasant and Henderson Bridge Company, its successors and assigns, be, and is hereby, authorized to construct, maintain, and operate a bridge and approaches thereto across the Kanawha River, at a point suitable to the interests of navigation, at or near Point Pleasant, West Virginia, in accordance with the provisions of the Act entitled "An Act to regulate the construction of bridges over navigable waters," approved March 23, 1906, and subject to the conditions and limitations contained in this Act.

**SEC. 2.** After the completion of such bridge, as determined by the Secretary of War, either the State of West Virginia, any political subdivision thereof within or adjoining which any part of such bridge is located, 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 such State governing the acquisition of private property for public purposes by condemnation or expropriation. If at any time after the expiration of twenty 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 good will, 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 cost, not to exceed 10 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.

**SEC. 3.** If such bridge shall at any time be taken over or acquired by the State of West Virginia, or by any municipality or other political subdivision or public agency thereof, under the provisions of section 2 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, or the rates of toll shall thereafter be so adjusted as to provide a fund of not to exceed the amount necessary for the

proper maintenance, repair, and operation of the bridge and its approaches under economical management. 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.

Record of disbursements and receipts.

SEC. 4. The Point Pleasant and Henderson Bridge Company, its successors and assigns, shall, within ninety days after the completion of such bridge, file with the Secretary of War and with the highway department of the State of West Virginia, 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 at the request of the highway department of the State of West Virginia, 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 Point Pleasant and Henderson Bridge Company, 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 2 of this Act, subject only to review in a court of equity for fraud or gross mistake.

Sworn statement of construction costs, etc., to be filed after completion.

Examination by Secretary of War.

Findings of Secretary conclusive.

Right to sell, etc., conferred.

SEC. 5. The right to sell, assign, transfer, and mortgage all the rights, powers, and privileges conferred by this Act is hereby granted to Point Pleasant and Henderson Bridge Company, 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.

Amendment.

SEC. 6. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, April 6, 1928.

April 6, 1928.

[S. 2827.]

[Public, No. 242.]

**CHAP. 324.**—An Act Granting the consent of Congress to the States of South Dakota and Nebraska to construct, maintain, and operate a bridge across the Missouri River at or near Niobrara, Nebraska.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the consent of Congress is hereby granted to the States of South Dakota and Nebraska to construct, maintain, and operate a bridge and approaches thereto across the Missouri River, at a point suitable to the interests of navigation, between a point at or near Niobrara, Knox County, Nebraska, and a point opposite in the State of South Dakota, 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.

Missouri River. South Dakota and Nebraska may bridge, at Niobrara, Nebr.

Construction. Vol. 34, p. 84.

SEC. 2. There is hereby conferred upon the States of Nebraska and South Dakota 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

Right to acquire real estate, etc., for location, approaches, etc.

Condemnation proceedings.

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 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 in such State.

Tolls authorized.

SEC. 3. The said States of South Dakota and Nebraska are hereby authorized to fix and charge tolls for transit over such bridge, and the rates of toll so fixed shall be the legal rates until changed by the Secretary of War under the authority contained in the Act of March 23, 1906.

Vol. 34, p. 85.

Rates applied to operation, sinking fund, etc.

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 cost of maintaining, repairing, and operating the bridge and its approaches, and to provide a sinking fund sufficient to amortize the cost, including interest, of such bridge and its approaches as soon as possible under reasonable charges, but within a period of not to exceed ten years from the completion thereof. After a sinking fund sufficient to pay the cost, including interest, of constructing the bridge and its approaches shall have been provided, such bridge shall thereafter be maintained and operated free of tolls, or the rates of toll shall thereafter be so adjusted as to provide a fund of not to exceed the amount necessary for the proper care, repair, maintenance, and operation of the bridge and its approaches. An accurate record of the cost of the bridge and its approaches, the expenditures for operating, repairing, and maintaining the same, and of the daily tolls collected shall be kept and shall be available for the information of all persons interested.

Maintenance as free bridge, etc., after amortizing costs.

Record of expenditures and receipts.

Amendment.

SEC. 5. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, April 6, 1928.

April 6, 1928.

[H. R. 9020.]

[Public, No. 243.]

**CHAP. 325.**—An Act To amend an Act entitled "An Act to establish a Code of Law for the District of Columbia," approved March 3, 1901, and the Acts amendatory thereof and supplementary thereto.

District of Columbia Code Amendments. Supreme Court.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Act to establish a Code of Law for the District of Columbia, approved March 3, 1901, and the Acts amendatory thereof and supplementary thereto, constituting the Code of Law for the District of Columbia, be, and the same are hereby, amended as follows:

Strike out section 1110 and insert in lieu thereof:

Clerk's fees.

Vol. 31, p. 1363, amended.

"SEC. 1110. CLERK'S FEES.—For filing the following named cases and for all services to be performed therein, except as otherwise provided herein, the clerk shall charge and collect the following fees:

Court cases.

"Actions at law, \$10; suits in equity, \$10; lunacy cases, \$10; deportation cases, \$10; requisition cases, \$10; habeas corpus cases, \$10; plea of title cases, \$10; District court cases, \$15; condemnation cases, \$15; libel cases, \$15; feeble-minded cases, \$7.50; adoption cases, \$5; change of name cases, \$5; intervening petitions in any case, \$5; cases substituting trustees, \$4; docketing judgments of the municipal court, \$2.50; and limited partnership cases, \$3.

Appeals to Court of Appeals.

"Upon the perfecting of any appeal to the Court of Appeals of the District of Columbia there shall be charged and collected by the clerk from the party or parties prosecuting such appeal an additional fee in said suit or proceeding of \$5.



"For each additional trial or final hearing, upon a reversal by the Court of Appeals of the District of Columbia, or following a disagreement by a jury or the granting of a new trial or rehearing by the court, there shall be charged and collected by the clerk from the party or parties securing such reversal, new trial, or rehearing the further sum of \$5: *Provided, however,* That the clerk shall not be required to account for any such fee not collected by him in criminal cases: *Provided further,* That nothing herein contained shall prohibit the court from directing by rule or standing order the collection, at the time the services are rendered, of the fees herein enumerated from either party, but all such fees shall be taxed as costs in the respective cases.

Additional trials, etc.

*Provisos.*  
Criminal cases.Collections by order  
of court.

"In any case where attachments, executions, scire facias proceedings, or rules are issued the following fees shall be charged and collected by the clerk in addition to the fees hereinbefore provided: For each writ of attachment, \$1, and each copy, \$1; for each writ of execution, \$1.50; for each writ of scire facias, \$1, and each copy, \$1; for each rule, 50 cents, and each copy certified, 50 cents; for each writ of ne exeat, \$1; for each bench warrant, \$1; for each warrant of arrest, \$1.

Attachment writs,  
etc.

"That in addition to the fees for services rendered in cases hereinbefore enumerated the clerk shall charge and collect, for miscellaneous services performed by him and his assistants, except when on behalf of the United States, the following fees:

Miscellaneous serv-  
ices.

"For issuing any writ or subpoena for a witness not in a case instituted or pending in the court from which it is issued, 50 cents for each writ and copy or subpoena and copy.

"For filing and indexing any paper not in a case or proceeding, 25 cents.

"For administering an oath or affirmation, not in a case or proceeding pending in the court where the oath is administered, 50 cents.

"For an acknowledgment, certificate, affidavit, or countersignature, with seal, 50 cents.

"For taking and certifying depositions to file, 20 cents for each folio of one hundred words, and if taken stenographically, 15 cents per folio additional for the stenographer.

"For copy of any record, entry, or other paper and the comparison thereof, 15 cents for each folio of one hundred words.

"For searching the records of the court for judgments, decrees, or other instruments, or marriage records, 50 cents for each year covered by the search and for certifying the result, 50 cents.

"For receiving, keeping, and disbursing money in pursuance of any statute or order of court, including cash bail or bond or securities authorized by law or order of court to be deposited in lieu of other security, 1 per centum of the amount so received, kept, and disbursed, or of the face value of such bonds or securities.

"For making and comparing a transcript of record on appeal, 15 cents for each folio of one hundred words.

"For comparing any transcript, copy of record, or other paper not made by the clerk with the original thereof, 5 cents for each folio of one hundred words.

"For administering oath of admission of attorneys to practice, \$2 each; for certificate of admission to be furnished upon request, \$2 additional.

"For each marriage license, \$2.

"For each certified copy of marriage license and return, \$1.

"For each certified copy of application for marriage license, \$1.

"For registering clergymen's authorizations to perform marriages and issuing certificate, \$1.

"For each certificate of official character, including the seal, 50 cents.

"For filing and recording each notice of mechanic's lien, \$1.

"For entering release of mechanic's lien, 50 cents for each order of lienor; 75 cents for each undertaking of lienee.

"For recording physicians', optometrists', and midwives' licenses, 50 cents each.

"For the clerk's attendance on the court while actually in session, \$5 per day; and for all services rendered to the United States in cases in which the United States is a party of record, \$5."

Effective April 1,  
1928.

This Act shall take effect on the 1st day of April, 1928, and shall apply to cases or proceedings filed subsequent thereto.

Approved, April 6, 1928.

April 9, 1928.  
[S. 3131.]  
[Public, No. 244.]

**CHAP. 327.**—An Act To provide additional pay for personnel of the United States Navy assigned to duty on submarines and to diving duty.

Navy.  
Additional pay for  
submarine and diving  
duty.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That hereafter all officers of the Navy on duty on board a submarine of the Navy shall, while so serving, receive 25 per centum additional of the pay for their rank and service as now provided by law; and an enlisted man of the United States Navy assigned to duty aboard a submarine of the Navy, or to the duty of diving, shall, in lieu of the additional pay now authorized, receive pay, under such regulations as may be prescribed by the Secretary of the Navy, at the rate of not less than \$5 per month, and not exceeding \$30 per month, in addition to the pay and allowances of his rating and service: *Provided,* That divers employed in actual salvage operations in depths of over ninety feet shall, in addition to the foregoing, receive the sum of \$5 per hour for each hour or fraction thereof so employed.

*Proviso.*  
Extra for salvage diving  
in depths over 90  
feet.

Approved, April 9, 1928.

April 9, 1928.  
[H. R. 7472.]  
[Public, No. 245.]

**CHAP. 328.**—An Act To grant to the town of Cicero, Cook County, Illinois, an easement over certain Government property.

Cicero, Ill.  
Right of way granted  
to, over Government  
property.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of the Treasury is authorized and directed to grant to the town of Cicero, Cook County, Illinois, an easement over the south seven feet of that parcel of land owned by the Government of the United States situated between Fifty-second and Fifty-third Avenues and Twenty-fifth Street and Twenty-fourth Place for the purpose of widening an alley in such township to a width of fourteen feet; said fourteen-foot alley to be repaired and maintained as are other public streets and alleys in the said town. Such easement shall continue only so long as the land shall be used and maintained exclusively for alley purposes.

Approved, April 9, 1928.

April 9, 1928.  
[H. R. 11140.]  
[Public, No. 246.]

**CHAP. 329.**—An Act To provide for the inspection of the battle field of Kings Mountain, South Carolina.

Kings Mountain, S.  
C., battle field.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That, to assist in the studies and investigations of battle fields in the United States

for commemorative purposes, authorized by an Act approved June 11, 1926 (Public Numbered 372, Sixty-ninth Congress), a commission is hereby created, to be composed of the following members, who shall be appointed by the Secretary of War: (1) A commissioned officer of the Corps of Engineers, United States Army; (2) a citizen and resident of York County, State of South Carolina; (3) a citizen and resident of Cleveland County, State of North Carolina; (4) and a citizen of Cherokee County, South Carolina.

Commission created.  
Vol. 44, p. 726.

Army Engineer officer.

A citizen of York, Cleveland, and Cherokee Counties.

Qualifications of commission.

SEC. 2. In appointing the members of the commission created by section 1 of this Act the Secretary of War shall, as far as practicable, select persons familiar with the terrain of the battle field of Kings Mountain, South Carolina, and the historical events associated therewith.

Inspection and report on feasibility of preserving, etc., for historical study, etc.

SEC. 3. It shall be the duty of the commission, acting under the direction of the Secretary of War, to inspect the battle field of Kings Mountain, South Carolina, in order to ascertain the feasibility of preserving and marking for historical and professional military study such field. The commission shall submit a report of its findings and an itemized statement of its expenses to the Secretary of War not later than December 1, 1928.

Amount authorized for expenses.

Post, p. 929.

SEC. 4. There is authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, the sum of \$1,000, or such part thereof as may be necessary, in order to carry out the provisions of this Act.

Approved, April 9, 1928.

**CHAP. 334.**—An Act Authorizing the reporting to the Congress of certain claims and demands asserted against the United States.

April 10, 1928.

[H. R. 9583.]

[Public, No. 247.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That when there is filed in the General Accounting Office a claim or demand against the United States that may not lawfully be adjusted by the use of an appropriation theretofore made, but which claim or demand in the judgment of the Comptroller General of the United States contains such elements of legal liability or equity as to be deserving of the consideration of the Congress, he shall submit the same to the Congress by a special report containing the material facts and his recommendation thereon.

Claims.  
Equitable, not appropriated for, to be submitted to Congress with report of Comptroller General.

Approved, April 10, 1928.

**CHAP. 335.**—An Act To provide for cooperation by the Smithsonian Institution with State, educational, and scientific organizations in the United States for continuing ethnological researches on the American Indians.

April 10, 1928.

[H. R. 5495.]

[Public, No. 248.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of the Smithsonian Institution is hereby authorized to cooperate with any State, educational institution, or scientific organization in the United States for continuing ethnological researches among the American Indians and the excavation and preservation of archaeological remains.

American Indians.  
Cooperation by Smithsonian Institution in ethnological researches among.

SEC. 2. That there is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, the sum of \$20,000, which shall be available until expended for the above pur-

Amount authorized for expenses.  
Post, p. 889.

*Provisos.*  
Allowances to States,  
etc., contributing to  
investigations.

poses: *Provided*, That at such time as the Smithsonian Institution is satisfied that any State, educational institution, or scientific organization in any of the United States is prepared to contribute to such investigation and when in its judgment such investigation shall appear meritorious, the Secretary of the Smithsonian Institution may direct that an amount from this sum equal to that contributed by such State, educational institution, or scientific organization, not to exceed \$2,000, to be expended from such sum in any one State during any calendar year, be made available for cooperative investigation: *Provided further*, That all such cooperative work and division of the result thereof shall be under the direction of the Secretary of the Smithsonian Institution: *Provided further*, That where lands are involved which are under the jurisdiction of the Bureau of Indian Affairs or the National Park Service, cooperative work thereon shall be under such regulations and conditions as the Secretary of the Interior may provide.

Control of work.

Regulations for work  
on lands of Indians.

Approved, April 10, 1928.

April 10, 1928.  
[S. 2549.]

[Public, No. 249.]

**CHAP. 336.**—An Act Providing for payment to the German Government of \$461.59 in behalf of the heirs or representatives of the German nationals, John Adolf, Hermann Pegel, Franz Lipfert, Albert Wittenburg, Karl Behr, and Hans Dechantsreiter.

Germany.  
Payment to, in be-  
half of deceased Ger-  
mans, seamen on Am-  
erican ships.

*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 paid to the German Government, out of any money in the Treasury not otherwise appropriated, the sum of \$461.59 for the heirs or representatives of the German nationals, John Adolf, Hermann Pegel, Franz Lipfert, Albert Wittenburg, Karl Behr, and Hans Dechantsreiter, who lost their lives while in the status of seamen in the American merchant marine; the above sum of \$461.59 having been covered into the general fund of the Treasury Department as required by the statutes relating to the disposition of effects and unpaid wages of deceased seamen on the American vessels.

Approved, April 10, 1928.

April 10, 1928.  
[S. 1498.]

[Public, No. 250.]

**CHAP. 337.**—An Act To extend the time for the construction of a bridge across the Chesapeake Bay, and to fix the location of said bridge.

Chesapeake Bay.  
Time extended for  
bridging, in Baltimore  
and Kent Counties,  
Md.  
Vol. 44, p. 1100,  
amended.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That the times for commencing and completing the construction of a bridge authorized by Act of Congress approved February 15, 1927, to be built by the Chesapeake Bay Bridge Company, a corporation, across the Chesapeake Bay, is hereby extended one and three years, respectively, from the date of approval hereof.

Location fixed.

SEC. 2. That the consent of Congress is hereby granted to the Chesapeake Bay Bridge Company, its successors and assigns, to construct, maintain, and operate said bridge and its approaches across the Chesapeake Bay at a point suitable to the interests of navigation, from a point in Baltimore County, Maryland, south of Back River, to Hart Island, to Miller Island, and thence to some point in Kent County, Maryland, between thirty-nine degrees and twelve minutes and thirty-nine degrees and thirteen minutes and thirty seconds north latitude.

Amendment.

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

Approved, April 10, 1928.

**CHAP. 338.**—An Act To add certain lands to the Idaho National Forest, Idaho.

April 10, 1928.  
[H. R. 142.]  
[Public, No. 251.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the following described areas be, and the same are hereby, included in and made a part of the Idaho National Forest, subject to all prior adverse rights; and the said lands shall hereafter be subject to all laws affecting national forests: All of the eastern two-thirds of townships 24 and 25 north, range 4 east, all of townships 24 north, ranges 5 and 6 east, except sections 7 to 10 inclusive, 15 to 22 inclusive, and 27 to 34 inclusive of township 24 north, range 5 east, and all of townships 25 north, ranges 5 and 6 east, which are not already embraced in the Nezperce National Forest; all Boise meridian.

Idaho National  
Forest.  
Lands added to.

Description.

Approved, April 10, 1928.

**CHAP. 339.**—An Act To add certain lands to the Challis and Sawtooth National Forests, Idaho.

April 10, 1928.  
[H. R. 144.]  
[Public, No. 252.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That subject to any valid existing claim or entry, all lands of the United States within the areas hereafter described be, and the same are hereby, added to and made parts of the Challis and Sawtooth National Forests, Idaho, to be hereafter administered under the laws and regulations relating to the national forests; and the provisions of the Act approved March 20, 1922 (Forty-second Statutes, page 465), as amended, are hereby extended and made applicable to all other lands within said described areas:

Challis and Saw-  
tooth National Forests,  
Idaho.  
Lands added to.  
Vol. 42, p. 465.

Description.

West half section 6, west half section 8, west half section 17, west half section 20, township 8 north, range 14 east, Boise meridian; sections 1, 12, 13, 24, and 25, township 9 north, range 13 east, Boise meridian; west half section 7, west half section 18, west half section 19, west half section 30, west half section 31, township 9 north, range 14 east, Boise meridian; sections 1, 2, 3, 10, 11, 12, 13, 14, 15, 23, and 24, township 10 north, range 12 east (unsurveyed), Boise meridian; section 1, east half section 2, west half section 6, section 7, east half section 11, sections 12, 13, 14, 18, and 19, west half northwest quarter, and south half section 20, south half southwest quarter, south half southeast quarter section 21, sections 23, 24, 25, and 26, south half northeast quarter, northwest quarter, south half section 27, sections 28, 29, 35, and 36, township 10 north, range 13 east, Boise meridian; lot 2 section 25, lots 4 and 5, northeast quarter southeast quarter, south half southeast quarter section 35, lots 1, 4, and 5, northeast quarter northeast quarter, south half northeast quarter, south half section 36, township 11 north, range 13 east, Boise meridian; lots 5, 6, 8, 12, and 13, south half southeast quarter section 30, lots 1, 2, 3, and 4, east half northwest quarter, east half southwest quarter, east half section 31, township 11 north, range 14 east, Boise meridian.

Approved, April 10, 1928.

**CHAP. 340.**—An Act To provide for addition of certain land to the Challis National Forest.

April 10, 1928.  
[H. R. 6056.]  
[Public, No. 253.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the following-described lands are hereby added to the Challis National Forest, Idaho, subject to any valid existing claim or entry, and made subject to all laws made applicable to national forests:

Challis National For-  
est, Idaho.  
Lands added to.

## Description.

All unreserved lands lying south of Salmon River in townships 10 and 11 north, range 16 east, Boise meridian.

Township 10 north, range 17 east, Boise meridian: Sections 1, 2, 3, 4, 5, 6, 10, 11, 12, 15, and 22; west half section 23; sections 26, 27, and 34; west half section 35.

Township 10 north, range 18 east, Boise meridian: South half section 4; sections 5, 6, 7, 8, 9, and 10; west half section 15; sections 16, 17, 18, 20, and 21.

Township 9 north, range 17 east, Boise meridian: Sections 3, 17, 20; south half section 23; sections 24, 25, and 26; east half section 27; sections 29, 32, 33, 34, 35, and 36.

Township 9 north, range 18 east, Boise meridian: Sections 17 to 36, inclusive.

Township 9 north, range 19 east, Boise meridian: Sections 21, and 28 to 33, inclusive.

Township 8 north, range 17 east, Boise meridian: Sections 4, 5, 8, and 9.

Township 8 north, range 18 east, Boise meridian: Sections 1 to 5, inclusive.

Township 8 north, range 19 east, Boise meridian: Section 6.

Approved, April 10, 1928.

April 10, 1928.  
[H. R. 9137.]

[Public, No. 254.]

**CHAP. 341.**—An Act Granting the consent of Congress to the highway department of the State of Tennessee to construct, maintain, and operate a bridge across the Cumberland River on the projected State highway between Lebanon and Hartsville and Gallatin near Hunters Point, in Wilson and Trousdale Counties, Tennessee.

*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 the State of Tennessee to construct, maintain, and operate a bridge and approaches thereto across the Cumberland River at a point suitable to the interests of navigation, on the projected State highway between Lebanon and Hartsville and Gallatin near Hunters Point in Wilson and Trousdale Counties, in the State of Tennessee, in accordance with the provisions of the Act entitled "An Act to regulate the construction of bridges over navigable waters," approved March 23, 1906, and subject to the conditions and limitations contained in this Act.

**SEC. 2.** If tolls are charged for the use of such bridge, the rates of toll shall be so adjusted as to provide a fund sufficient to pay the reasonable cost of maintaining, repairing, and operating the bridge and its approaches under economical management, and to provide a sinking fund which, together with the sinking fund created from the tolls from other bridges authorized by the law of the State of Tennessee which provides for the construction of the bridge to be built under this Act, shall be sufficient to amortize the bonds issued under such Act, as soon as possible under reasonable charges, but within a period of not to exceed twenty-five years from the completion thereof. After a sinking fund sufficient for such amortization shall have been so provided, such bridge shall thereafter be maintained and operated free of tolls, or the rates of toll shall thereafter be so adjusted as to provide a fund of not to exceed the amount necessary for the proper maintenance, repair, and operation of the bridge and its approaches under economical management. An accurate record of the costs of the bridge and its approaches, the expenditures for maintaining, repairing, and operating the same, and of

Cumberland River.  
Tennessee may  
bridge, in Wilson and  
Trousdale Counties.

Construction.  
Vol. 34, p. 84.

Rates of toll applied  
to operation, sinking  
fund, etc.

Maintenance as free  
bridge, etc., after amor-  
tizing costs, etc.

Record of expendi-  
tures and receipts.

the daily tolls collected, shall be kept and shall be available for the information of all persons interested.

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

Approved, April 10, 1928.

Amendment.

**CHAP. 342.**—An Act To provide for the conveyance of certain lands in the State of Wisconsin for State park purposes.

April 10, 1928.  
[H. R. 9144.]  
[Public, No. 255.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of War be, and he is hereby, authorized and directed, upon payment of \$1.25 per acre, to transfer and convey to the State of Wisconsin the following described tracts of land, to wit: Fractional section 25, township 28 north, range 25 east of the fourth principal meridian, fifty-five and four-tenths acres; fractional section 26 in said township and range, five hundred and seventy-eight and three-tenths acres; fractional section 36 in said township and range, four hundred and twelve and four-tenths acres, all in the State of Wisconsin, the same to be held and made available permanently by said State as a State park under such rules and regulations as may be necessary and proper for use thereof by the public: *Provided*, That the Secretary of War may enter upon and utilize for the purpose of obtaining stone for river and harbor work, and other uses of the department any area within said park which he may determine to be necessary for such purpose: *Provided further*, That should the State of Wisconsin fail to keep and hold the said land for park purposes or devote it to any use inconsistent with said purposes, then title to said land shall revert to and be reinstated in the United States.

Public lands.  
Conveyed to Wisconsin for a State park.

Description.

Provisos.  
Government uses retained.

Reversion for non-user.

Approved, April 10, 1928.

**CHAP. 343.**—An Act Granting the consent of Congress to the highway department of the State of Tennessee to construct, maintain, and operate a bridge across the Tennessee River, on the Jasper-Chattanooga Road in Marion County, Tennessee.

April 10, 1928.  
[H. R. 9147.]  
[Public, No. 256.]

*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 the State of Tennessee to construct, maintain, and operate a bridge and approaches thereto across the Tennessee River, at a point suitable to the interests of navigation, on the Jasper-Chattanooga Road, in Marion County, Tennessee, 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.

Tennessee River.  
Tennessee may bridge, in Marion County.

Construction.  
Vol. 34, p. 84.

SEC. 2. If tolls are charged for the use of such bridge, the rates of toll shall be so adjusted as to provide a fund sufficient to pay the reasonable cost of maintaining, repairing, and operating the bridge and its approaches under economical management, and to provide a sinking fund which, together with the sinking fund created from the tolls from other bridges authorized by the law of the State of Tennessee which provides for the construction of the bridge to be built under this Act, shall be sufficient to amortize the bonds issued under such Act, as soon as possible under reasonable charges, but within a period of not to exceed twenty-five years from the completion thereof. After a sinking fund sufficient for such amortization shall have been so provided, such bridge shall thereafter be

Rates of toll applied to operation, sinking fund, etc.

Maintenance as free bridge, etc., after amortizing costs, etc.

maintained and operated free of tolls, or the rates of toll shall thereafter be so adjusted as to provide a fund of not to exceed the amount necessary for the proper maintenance, repair, and operation of the bridge and its approaches under economical management. An accurate record of the costs of the bridge and its approaches, the expenditures for maintaining, repairing, and operating the same, and of the daily tolls collected, shall be kept and shall be available for the information of all persons interested.

Record of expenditures and receipts.

Amendment.

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

Approved, April 10, 1928.

April 10, 1928.  
[H. R. 9197.]

[Public, No. 257.]

**CHAP. 344.**—An Act Granting the consent of Congress to the Highway Department of the State of Tennessee to construct, maintain, and operate a bridge across the Tennessee River on the Knoxville-Maryville Road in Knox County, Tennessee.

Tennessee River.  
Tennessee may  
bridge, in Knox  
County, Tenn.

*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 the State of Tennessee to construct, maintain, and operate a bridge and approaches thereto across the Tennessee River at a point suitable to the interests of navigation, on the Knoxville-Maryville Road in Knox County, in the State of Tennessee, 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.

Construction.  
Vol. 34, p. 84.

Tolls applied to operation, sinking fund, etc.

SEC. 2. If tolls are charged for the use of such bridge, the rates of toll shall be so adjusted as to provide a fund sufficient to pay the reasonable cost of maintaining, repairing, and operating the bridge and its approaches under economical management, and to provide a sinking fund which, together with the sinking fund created from the tolls from other bridges authorized by the law of the State of Tennessee which provides for the construction of the bridge to be built under this Act, shall be sufficient to amortize the bonds issued under such Act, as soon as possible under reasonable charges, but within a period of not to exceed twenty-five years from the completion thereof. After a sinking fund sufficient for such amortization shall have been so provided, such bridge shall thereafter be maintained and operated free of tolls, or the rates of toll shall thereafter be so adjusted as to provide a fund of not to exceed the amount necessary for the proper maintenance, repair, and operation of the bridge and its approaches under economical management. An accurate record of the costs of the bridge and its approaches, the expenditures for maintaining, repairing, and operating the same, and of the daily tolls collected shall be kept and shall be available for the information of all persons interested.

Maintenance as free  
bridge, etc., after amortizing  
costs, etc.

Record of expenditures and receipts.

Amendment.

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

Approved, April 10, 1928.

April 19, 1928.  
[H. R. 9198.]

[Public, No. 258.]

**CHAP. 345.**—An Act Granting the consent of Congress to the Highway Department of the State of Tennessee to construct, maintain, and operate a bridge across the Tennessee River on the Paris-Dover Road in Henry and Stewart Counties, Tennessee.

Tennessee River.

*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 the



State of Tennessee to construct, maintain, and operate a bridge and approaches thereto across the Tennessee River at a point suitable to the interests of navigation, on the Paris-Dover Road in Henry and Stewart Counties, in the State of Tennessee, 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.

Tennessee may bridge, in Henry and Stewart Counties.

Construction.  
Vol. 34, p. 84.

SEC. 2. If tolls are charged for the use of such bridge, the rates of toll shall be so adjusted as to provide a fund sufficient to pay the reasonable cost of maintaining, repairing, and operating the bridge and its approaches, under economical management, and to provide a sinking fund which, together with the sinking fund created from the tolls from other bridges authorized by the law of the State of Tennessee which provides for the construction of the bridge to be built under this Act, shall be sufficient to amortize the bonds issued under such Act, as soon as possible under reasonable charges, but within a period of not to exceed twenty-five years from the completion thereof. After a sinking fund sufficient for such amortization shall have been so provided, such bridge shall thereafter be maintained and operated free of tolls, or the rates of toll shall thereafter be so adjusted as to provide a fund of not to exceed the amount necessary for the proper maintenance, repair, and operation of the bridge and its approaches under economical management. An accurate record of the costs of the bridge and its approaches, the expenditures for maintaining, repairing, and operating the same, and of the daily tolls collected, shall be kept and shall be available for the information of all persons interested.

Rates of toll applied to operation, sinking fund, etc.

Maintenance as free bridge, etc., after amortizing costs, etc.

Record of expenditures and receipts.

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

Amendment.

Approved, April 10, 1928.

**CHAP. 346.**—An Act Granting the consent of Congress to the Highway Department of the State of Tennessee to construct, maintain, and operate a bridge across the Cumberland River on the Dover-Clarksville Road in Stewart County, Tennessee.

April 10, 1928.  
[H. R. 9199.]

[Public, No. 259.]

*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 the State of Tennessee to construct, maintain, and operate a bridge and approaches thereto across the Cumberland River at a point suitable to the interests of navigation, on the Dover-Clarksville Road in Stewart County, in the State of Tennessee, 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.

Cumberland River. Tennessee may bridge, in Stewart County.

Construction.  
Vol. 34, p. 84.

SEC. 2. If tolls are charged for the use of such bridge, the rates of toll shall be so adjusted as to provide a fund sufficient to pay the reasonable cost of maintaining, repairing, and operating the bridge and its approaches under economical management, and to provide a sinking fund which, together with the sinking fund created from the tolls from other bridges authorized by the law of the State of Tennessee which provides for the construction of the bridge to be built under this Act, shall be sufficient to amortize the bonds issued under such Act, as soon as possible under reasonable charges, but within a period of not to exceed twenty-five years from the completion thereof. After a sinking fund sufficient for such amortization shall have been so provided, such bridge shall thereafter be maintained and operated free of tolls, or the rates of toll shall there-

Rates of toll applied to operation, sinking fund, etc.

Maintenance as free bridge, etc., after amortizing costs, etc.

Record of expenditures and receipts.

after be so adjusted as to provide a fund of not to exceed the amount necessary for the proper maintenance, repair, and operation of the bridge and its approaches under economical management. An accurate record of the costs of the bridge and its approaches, the expenditures for maintaining, repairing, and operating the same, and of the daily tolls collected, shall be kept and shall be available for the information of all persons interested.

Amendment.

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

Approved, April 10, 1928.

April 10, 1928,  
[H. J. Res. 215.]  
[Pub. Res., No. 25.]

**CHAP. 347.**—Joint Resolution To authorize the Secretary of Agriculture to accept a gift of certain lands in Clayton County, Iowa, for the purposes of the Upper Mississippi River Wild Life and Fish Refuge Act.

Upper Mississippi Wild Life and Fish Refuge.

Acceptance of gift of lands in Iowa for, from James B. Munn, authorized.

Description.

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of Agriculture be, and hereby is, authorized to accept on behalf of the United States from James B. Munn, of New York City, New York, a gift of certain lands in Clayton County, Iowa, described as Government lot 1, section 23, township 94 north, range 3 west, fifth principal meridian, fifty-eight and fifty one-hundredths acres; north half Government lot 2, section 23, township 94 north, range 3 west, fifth principal meridian, twenty-four and thirty one-hundredths acres; part of Government lot 1, section 11, township 94 north, range 3 west, fifth principal meridian, eleven acres; Government lot 4, section 11, township 94 north, range 3 west, fifth principal meridian, forty-five and forty-five one-hundredths acres; Government lot 3, section 35, township 95 north, range 3 west, fifth principal meridian, sixty-eight and forty one-hundredths acres; Government lot 4 section 35, township 95 north, range 3 west, fifth principal meridian, thirty-five acres; south part Government lot 2, section 35, township 95 north, range 3 west, fifth principal meridian, twenty-eight acres; part of north half, section 27, township 95 north, range 3 west, fifth principal meridian, one hundred and thirty-six and seventy-six one-hundredths acres; part of southwest quarter, section 22, township 95 north, range 3 west, fifth principal meridian, forty-nine acres; part of east half, section 22, township 95 north, range 3 west, fifth principal meridian, thirty-one and fifty-nine one-hundredths acres. Total area, four hundred and eighty-eight acres, including all the buildings and improvements thereon and all rights, easements, and appurtenances thereunto appertaining; and upon acceptance of said lands by the Secretary of Agriculture they shall become a part of the upper Mississippi River wild life and fish refuge established pursuant to the authority contained in the Upper Mississippi River Wild Life and Fish Refuge Act approved June 7, 1924.

Approved, April 10, 1928.

Upon acceptance, lands made a part of wild life and fish refuge.

Vol. 43, p. 650.

April 11, 1928.  
[S. 2301.]  
[Public, No. 260.]

**CHAP. 350.**—An Act To create a commission to be known as the Commission for the enlarging of the Capitol Grounds, and for other purposes.

Capitol Grounds, D. C.  
Commission for enlarging, created.  
Composition.  
Post, p. 1694.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Vice President of the United States, the Speaker of the House of Representatives of the United States, the Chairman and ranking minority member of the Senate Committee on Public Buildings and Grounds, the chairman and ranking minority member of the House Committee

on Public Buildings and Grounds, the minority leader of the Senate, the minority leader of the House of Representatives and the Architect of the Capitol, are hereby created a commission to be known as the Commission for the Enlarging of the Capitol Grounds. The commission is authorized to consider plans and estimates for the creation of a park area to enlarge the Capitol Grounds, including the plans showing the original scheme for the development of this area, and the alternative scheme for the development of this and added areas, and to recommend to the Congress such original and alternative plans or schemes with estimates of costs therefor, together with recommendations for the purchase of such other areas as may be considered necessary to give to the plans for the enlargement of the Capitol Grounds a suitable landscape treatment for the Capitol Building in relation to the landscape treatment with the proposed arrangement of the Mall area.

SEC. 2. If the Commission is unable to submit a final report before the expiration of the Seventieth Congress, those Members of the House of Representatives who are members of the Commission at the date of expiration of such Congress, if Members-elect to the succeeding Congress, shall continue as members of such commission until their successors are determined by the organization of the House of Representatives of the Seventy-first Congress.

Approved, April 11, 1928.

Authorized to consider plans and estimates for development of park area, etc.

Continuation to next Congress, if final report be not submitted before expiration of 70th Congress.

**CHAP. 351.**—An Act To authorize the construction of a temporary railroad bridge across Pearl River at a point in or near section 35, township 10 north, range 6 east, Leake County, Mississippi.

April 11, 1928.  
[S. 3118.]

[Public, No. 261.]

*Be it enacted by the Senate and the House of Representatives of the United States of America in Congress assembled,* That the Pearl River Valley Lumber Company is hereby authorized to construct a temporary railroad bridge connecting its timber holdings and its lands and timber across Pearl River at a point suitable to the interests of navigation in or near section 35, township 10 north, range 6 east, Leake County, Mississippi, in accordance with the provisions of the Act entitled "An Act to regulate the construction of bridges over navigable waters," approved March 23, 1906: *Provided*, That if the bridge authorized by this Act shall at any time be abandoned and no longer used for railroad purposes, the same shall be removed from the river by the Pearl River Valley Lumber Company, or its assigns, at its or their own expense.

Pearl River. Pearl River Valley Lumber Company may bridge, in Leake County, Miss.

Construction. Vol. 34, p. 84.

*Proviso.* Removal when abandoned as railroad bridge.

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

Amendment.

Approved, April 11, 1928.

**CHAP. 352.**—An Act To authorize the construction of a temporary railroad bridge across Pearl River in Rankin County, Mississippi, and between Madison and Rankin Counties, Mississippi.

April 11, 1928.  
[S. 3119.]

[Public, No. 262.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Pearl River Valley Lumber Company is hereby authorized to construct a temporary railroad bridge connecting its timber holdings and its lands and timber across Pearl River at a point between or near sections 33 and 34, township 8 north, range 3 east, in Madison County, Mississippi, and sections 3 and 4, township 7 north, range 3 east, in Rankin County, Mississippi, and between Madison County and Rankin County, Mississippi, in accordance with the provisions

Pearl River. Pearl River Valley Lumber Company may bridge, between Madison and Rankin Counties, Miss.

Construction.  
Vol. 34, p. 84.  
*Proviso.*  
Removal when abandoned as a railroad bridge.

of the Act entitled "An Act to regulate the construction of bridges over navigable waters," approved March 23, 1906: *Provided*, That if the bridge authorized by this Act shall at any time be abandoned and no longer used for railroad purposes, the same shall be removed from the river by the Pearl River Valley Lumber Company, or its assigns, at its or their own expense.

Amendment.

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

Approved, April 11, 1928.

April 11, 1928.  
[H. R. 323.]  
[Public, No. 263.]

CHAP. 353.—An Act To relieve the Territory of Alaska from the necessity of filing bonds or security in legal proceedings in which such Territory is interested.

Alaska.  
Bonds, etc., not required of, in legal proceedings in which interested.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That in all actions or proceedings in any court in which the Territory of Alaska is a party, or in which it is interested, it shall not be required to furnish any bond or undertaking upon appeal or otherwise in any such action or proceeding.

Approved, April 11, 1928.

April 11, 1928.  
[H. R. 343.]  
[Public, No. 264.]

CHAP. 354.—An Act To amend section 128, subdivision (b), paragraph 1, of the Judicial Code as amended February 13, 1925, relating to appeals from district courts.

Circuit Courts of Appeals.  
Appellate jurisdiction.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That section 128, subdivision (b), paragraph 1, of the Judicial Code as amended February 13, 1925, be amended to read as follows:

Reviewing interlocutory orders, etc., of district courts extended to Territories, etc.  
Vol. 43, p. 936, amended.

"First, To review the interlocutory orders or decrees of the district courts, including the District Courts of Alaska, Hawaii, Virgin Islands, and Canal Zone, which are specified in section 129."

Section of Compiled Laws of Alaska repealed.

SEC. 2. Section 1339 of the Compiled Laws of Alaska, 1913, is hereby repealed.

Approved, April 11, 1928.

April 11, 1928.  
[H. R. 359.]  
[Public, No. 265.]

CHAP. 355.—An Act Authorizing the presentation of the iron gates in West Executive Avenue between the grounds of the State, War, and Navy Building and the White House to the Ohio State Archeological and Historical Society for the memorial gateways into the Spiegel Grove State Park.

District of Columbia.  
Gates between White House and State, etc., Department Building given to Spiegel Grove State Park, Fremont, Ohio.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That the Director of Public Buildings and Public Parks of the National Capital is hereby authorized and directed to deliver to the Spiegel Grove State Park, Fremont, Ohio, the iron gates now hanging in West Executive Avenue between the grounds of the State, War, and Navy Building and the White House: *Provided*, That no expense shall be incurred by the United States.

*Proviso.*  
No Government expense.

Approved, April 11, 1928.

April 11, 1928.  
[H. R. 6993.]  
[Public, No. 266.]

CHAP. 356.—An Act Authorizing the Secretary of the Interior to sell and patent certain lands in Louisiana and Mississippi.

Public lands.  
Sale authorized, of designated accreted lands in Mississippi and Louisiana.

*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 judgment and discretion, is hereby authorized to sell, in the manner hereinafter provided, any of those lands which he has found or shall hereafter find are public lands of the United

States that have accreted to section 14 of township 5 north, range 4 west, Washington meridian, in the State of Mississippi, and to sections 65, 66, 67, and 68, of township 5 north, range 9 east, Louisiana meridian, in the State of Louisiana, and which are not lawfully appropriated by a qualified settler or entryman or other adverse claimant claiming under the public land laws.

SEC. 2. That the owners of said above described lots or sections shall have a preferred right to file in the office of the register of the United States Land Office of the district in which the lands are situated an application to purchase the public lands thus formed by accretion at any time within ninety days from the filing of plats of such accreted area in the United States Land Office. Every such application must be accompanied with satisfactory proof that the applicant is entitled to such preference right by virtue of the ownership of said above described lots or sections and that the lands which he applies to purchase are not in the legal possession of any adverse claimant.

Preference right of owners of lots to purchase.

Proof of ownership required.

SEC. 3. That upon the filing of any application to purchase any lands subject to the operation of this Act, together with the required proof, the Secretary of the Interior shall cause the lands described in said application to be appraised, including the timber thereon and the stumpage value of any timber cut or removed by the applicant or his predecessors in interest. Such appraisal shall be exclusive of any increased value resulting from the development or improvement of the land for agricultural purposes by the applicant or his predecessors in interest.

Appraisals to be made upon filing application.

Appraisal exclusive of development, etc., by applicant.

SEC. 4. That an applicant who applies to purchase land under the provisions of this Act, in order to be entitled to receive a patent must, within thirty days from receipt of notice of appraisal by the Secretary of the Interior, pay to the register of the United States Land Office of the district in which the lands are situated the appraised value of the lands, and thereupon patent shall issue to said applicant for such lands as the Secretary of the Interior shall determine that such applicant is entitled to purchase under this Act. The proceeds derived by the Government from the sale of lands hereunder shall be covered into the United States Treasury and applied as provided by law for the disposal of the proceeds from the sale of public lands.

Patent to issue on payment of appraised value.

Disposal of proceeds under land laws.

SEC. 5. If, at the date of the approval of this Act, any of the lots or sections or parts of lots or sections above described are covered by a pending entry on which satisfactory final proof in support thereof has not been submitted, patent based on any application to purchase land subject to the provisions of this Act shall be withheld to await the completion of the pending entry. If, upon completion of the pending entry it shall then be found that applicant has shown due compliance with the law under the said pending unperfected entry and his application to purchase is otherwise satisfactory patent on said application to purchase shall then be issued.

Patent withheld in case of pending unperfected entry on which final proof not submitted.

Patent issued to applicant for purchase on completing entry.

Rules, etc., to be prescribed.

SEC. 6. That the Secretary of the Interior is hereby authorized to prescribe all necessary rules and regulations for administering the provisions of this Act and determining conflicting claims arising hereunder.

Approved, April 11, 1928.

CHAP. 357.—An Act Amending an Act entitled "An Act authorizing the Chippewa Indians of Minnesota to submit claims to the Court of Claims."

April 11, 1928.  
[H. R. 7463.]  
[Public, No. 267.]

*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 authorizing the Chippewa Indians of*

Chippewa Indians of Minnesota.

Claims of, for relinquished lands.  
Vol. 44, p. 555, amended.

Expenses of attorneys in preparation of cases, payable from funds of Indians.

Proviso.  
Restriction on expenses, etc.

Expenses incurred subject to approval of Commissioner of Indian Affairs.

Minnesota to submit claims to the Court of Claims," approved May 14, 1926 (Forty-fourth Statutes at Large, page 555), be, and the same is hereby, amended to read as follows:

"SEC. 8. All actual and necessary expenses incurred by the attorney or attorneys so employed to represent the Chippewa Indians of Minnesota, including court costs, bills for printing required by law or court rules, the cruising and examination of lands and timber, the auditing and tabulation of accounts, travel and subsistence of said attorneys and their employees while engaged solely in the preparation or prosecution of said suit or suits, securing and taking evidence deemed material therein, the compensation of stenographers, and such clerical assistance as shall be reasonably employed solely upon work in connection therewith, fees or commissions of notaries public or commissioners, and any other expense reasonably necessary for the preparation for trial or prosecution of any such suit or suits, shall be paid by the Secretary of the Interior from time to time, as they accrue, out of the funds standing to the credit of said Indians in the Treasury of the United States upon verified accounts submitted in such form as may be required by the Secretary of the Interior: *Provided*, That no payment shall be allowed hereunder for expense incurred for compensation to other attorneys for rendering service as attorneys in assisting in said suits, nor for any item of so-called overhead, office, or other expense not solely and exclusively incurred for or on account of such suit or suits: *And provided further*, That before the attorneys are authorized to incur any expense in excess of \$200 for any purpose they shall first secure the approval of the Commissioner of Indian Affairs and the Secretary of the Interior."

Approved, April 11, 1928.

April 11, 1928.  
[H. R. 8725.]

[Public, No. 268.]

United States Supreme Court.  
Judicial Code, section 224.  
Marshal, salary, duties, etc.  
Vol. 36, p. 1153, amended.  
U. S. Code, p. 904.

**CHAP. 358.**—An Act To amend section 224 of the Judicial Code.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That section 224 of the Judicial Code be, and it is hereby, amended to read as follows:

"SEC. 224. The marshal is entitled to receive a salary of not to exceed \$5,500 per annum, payable monthly, the same to be fixed by the court. He shall attend the court at its sessions; shall serve and execute all process and orders issuing from it, or made by the chief justice or an associate justice in pursuance of law; and shall take charge of all property of the United States used by the court or its members. With the approval of the chief justice he may appoint assistants and messengers to attend the court.

Approved, April 11, 1928.

April 11, 1928.

[H. R. 10483.]  
[Public, No. 269.]

Hawaii National Park.  
Boundary revised.  
Vol. 39, p. 432, amended.  
U. S. Code, p. 413.

**CHAP. 359.**—An Act To revise the boundary of a portion of the Hawaii National Park on the island of Hawaii in the Territory of Hawaii.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That the boundary of that portion of the Hawaii National Park on the island of Hawaii firstly described in the Act of Congress approved August 1, 1916 (Thirty-ninth Statutes, page 432, section 391, title 16, United States Code), entitled "An Act to establish a national park in the Territory of Hawaii," be, and the same is hereby, amended to read as follows:

"All that tract of land comprising portion of the lands of Kapapala and Keauhou, in the District of Kau, and portions of the lands

Description.

of Keaau, Kahaualea, Panaunui, and Apua in the District of Puna, containing approximately thirty-four thousand five hundred and thirty-one acres, bounded as follows:

Description—Continued.

“Beginning at a point on the west edge of the Keamoku Aa Flow (lava flow of 1823), the coordinates of said point of beginning referred to Government Survey Trigonometry Station ‘Uwekahuna,’ being four thousand seven hundred and six and six-tenths feet south and seventeen thousand nine hundred and seventy and three-tenths feet west, and the true azimuth and distance from said point of beginning to Government Survey Trigonometry Station ‘Ohaikea,’ being one hundred and sixty-six degrees and twenty minutes, six thousand three hundred and fifty feet, and running by true azimuths—

“1. Along the west edge of the Keamoku Aa Flow in a northeasterly and northwesterly direction, the direct azimuth and distance being one hundred and ninety-eight degrees and ten minutes fourteen thousand seven hundred feet;

“2. Two hundred and fifty-six degrees, eleven thousand four hundred feet across the land of Kapapala and Keauhou to a marked point on the Humuula Trail;

“3. Three hundred and twenty-eight degrees and fifteen minutes eight thousand seven hundred and twenty-five feet across the land of Keauhou to the top of the fault north and the Kau Road;

“4. Thence along the fault in a northeasterly direction along the remainder of Keauhou to a pipe, the direct azimuth and distance being two hundred and fifty-one degrees and thirty minutes four thousand three hundred and thirty feet;

“5. Two hundred and eighty-six degrees five hundred and thirty feet along the remainder of Keauhou;

“6. Two hundred and ninety-eight degrees nine hundred and sixty feet along same;

“7. Two hundred and eighty-three degrees and forty-eight minutes one thousand one hundred and forty-six and five-tenths feet along same to a pipe;

“8. Two hundred and sixty-seven degrees and twenty minutes one thousand and twenty-seven and five-tenths feet along same;

“9. Two hundred and ninety-three degrees and ten minutes one thousand and fifty feet along same to a pipe;

“10. Three hundred and twenty-one degrees and forty-six minutes one thousand one hundred and eleven and three-tenths feet along same;

“11. Three hundred and thirty-three degrees and fifty minutes one thousand one hundred feet along same;

“12. Three hundred and twenty-seven degrees and twenty minutes one thousand nine hundred and forty feet along same;

“13. Two hundred and eighty-three degrees and thirty-nine minutes two thousand and fifty-seven and four-tenths feet along same to a pipe;

“14. Three hundred and thirty-three degrees and twenty minutes two hundred and fifty feet along same to a pipe on the north side of Government Main Road at junction with the Keauhou Road, said pipe being by true azimuth and distance two hundred and ninety-five degrees and twelve minutes six thousand one hundred and sixty-seven and one-tenth feet from Government Survey Trigonometry Station ‘Volcano House Flag’;

“15. Three hundred and thirty-three degrees and twenty minutes three thousand two hundred and eighty-three and two-tenths feet along the remainder of Keauhou to a pipe;

“16. Three hundred and fifty-four degrees and fifty-four minutes sixty feet along the remainder of Keaau;

Description—Continued.

" 17. Two hundred and thirty-one degrees and thirty-one minutes one thousand six hundred and seventy-eight and eight-tenths feet along same;

" 18. Three hundred and eighteen degrees eight hundred and sixteen and four-tenths feet along same to the boundary between the lands of Keaau and Kahaualea;

" 19. Seventy-two degrees and forty-five minutes one thousand two hundred and thirty-three and three-tenths feet along the land of Kahaualea to a pipe;

" 20. Forty-eight degrees six hundred and thirty-four feet along the remainder of Kahaualea to a pipe on the Kahaualea-Keauhou boundary;

" 21. Three hundred and thirty-two degrees and ten minutes six thousand five hundred and fifty-one and four-tenths feet along the Kahaualea-Keaau boundary to a pipe;

" 22. Two hundred and eighty-one degrees thirty thousand three hundred and one and seven-tenths feet along the remainder of Kahaualea to a pipe;

" 23. Thirty-one degrees and thirty minutes thirteen thousand and seventy-four and seven-tenths feet along the remainder of Kahaualea and Panaunui to a pipe, passing over a pipe at five thousand nine hundred and twenty-two and two-tenths feet on the Kahaualea-Panaunui boundary;

" 24. Eighty-nine degrees and ten minutes thirty-two thousand nine hundred feet along the remainder of Panaunui, across the lands of Apua and Keauhou to 'Palilele-o-Kalihipaa,' at an angle in the Keauhou-Kapapala boundary marked by a pile of stones, passing over pipes at three thousand five hundred and seventy-two and eight-tenths feet on the Panaunui-Apua boundary and eight thousand four hundred and thirty-five and three-tenths feet;

" 25. Fifty-one degrees fifty minutes and thirty seconds five thousand four hundred and thirty feet across the land of Kapapala;

" 26. One hundred and two degrees and fifty minutes nineteen thousand one hundred and fifty feet across same to a small cone about one thousand five hundred feet southwest of 'Puu Koae';

" 27. One hundred and sixty-six degrees and twenty minutes twenty-one thousand feet across the land of Kapapala to the point of beginning"; and all of those lands lying within the boundary above described are hereby included in and made a part of the Hawaii National Park subject to all laws and regulations pertaining to said park.

SEC. 2. That the provisions of the Act of February 27, 1920, entitled "An Act to authorize the Governor of the Territory of Hawaii to acquire privately owned lands and rights of way within the boundaries of the Hawaii National Park," are hereby extended over and made applicable to the lands added to the park and included within the boundary established by the preceding section of this Act.

Approved, April 11, 1928.

Acquiring of privately owned lands authorized.  
Vol. 41, p. 452.

April 12, 1928.  
[H. R. 11579.]  
[Public, No. 270.]

**CHAP. 362.**—An Act Relating to investigation of new uses of cotton.

Cotton.  
Research authorized in American-grown by-products of, and present and new uses.  
Post, p. 1212.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of Agriculture and the Secretary of Commerce are hereby authorized to engage in technical and scientific research in American-grown cotton and its by-products and their present and potential uses, including new and additional commercial and scientific uses for cotton and its by-products, and to diffuse such information among



the people of the United States; and the Secretary of Agriculture and the Secretary of Commerce or their duly authorized representatives may cooperate with any department or agency of the Government, any State, Territory, District, or possession or department, agency, or political subdivision thereof, or any person in carrying out the purposes of this Act in the District of Columbia and elsewhere.

Approved, April 12, 1928.

Cooperation with departments, States, etc., authorized.

**CHAP. 363.**—An Act To authorize the city of Oklahoma City, Oklahoma, to sell certain public squares situated therein.

April 12, 1928.  
[H. R. 465.]  
[Public, No. 271.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the city of Oklahoma City, Oklahoma, be, and it is hereby, authorized, whenever in its judgment the best interests of said city require such action, to sell the two tracts of land designated as public squares, in block 23 and block 62, Oklahoma City, Oklahoma, or any portion thereof, patented to said city on January 10, 1919, for public purposes in accordance with the provisions of section 22 of the Act of May 2, 1890 (Twenty-sixth Statutes at Large, page 81), notwithstanding the restrictions contained in said Act: *Provided,* That the proceeds from the sale of said tracts shall be devoted by said city to the public purpose referred to in said section 22 of the said Act of May 2, 1890.

Oklahoma, City, Okla.  
May sell designated public squares patented to.

Vol. 26, p. 92.

*Proviso.*  
Proceeds for public school uses.

Approved, April 12, 1928.

**CHAP. 364.**—Joint Resolution Authorizing the Secretary of Agriculture to dispose of real property, located in Hernando County, Florida, known as the Brooksville Plant Introduction Garden, no longer required for plant-introduction purposes.

April 12, 1928.  
[S. J. Res. 95.]  
[Pub. Res., No. 26.]

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of Agriculture be, and he is hereby, authorized to sell, or cause to be sold at private sale, to the Hernando Tobacco Company, a corporation existing under the laws of the State of Florida, for the consideration of \$2, being the amount originally paid by the Government to the said Hernando Tobacco Company for the lands hereinafter mentioned, all that tract or parcel of land situate in Hernando County, Florida, ordinarily referred to as the Brooksville Plant Introduction Garden, and more particularly described as follows: The south half southwest quarter southwest quarter of section 30, township 22 south, range 20 east, containing twenty acres, more or less; and the entire portion of the north half southwest quarter southwest quarter of section 30, township 22 south, range 20, which lies south of and adjacent to the county road running through said section and township, consisting of fifteen acres, more or less, in the county of Hernando, State of Florida; together with the buildings and improvements thereon, which said tract or parcel of land with the buildings and improvements aforesaid, is no longer needed for plant-introduction purposes, and to execute and deliver in the name of the United States and in its behalf any and all the contracts, conveyances, or other instruments necessary to effectuate and complete such sale.

Brooksville Plant Introduction Garden, Fla.  
Sale of, to Hernando Tobacco Company authorized.

Description.

Sec. 2. That the net proceeds from the sale of the aforesaid property be deposited in the Treasury of the United States.

Deposit of proceeds.

Approved, April 12, 1928.

April 13, 1928.

[H. R. 5545.]

[Public, No. 272.]

California.  
Dedication as public  
park by, of lands of  
North and South Calaveras  
Big Tree Groves.

**CHAP. 368.**—An Act Granting certain lands to the State of California.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That upon conveyance to and acceptance by the State of California of either the North Calaveras Big Tree Grove, described as the west half of the southwest quarter of section 14; the east half of the southeast quarter; the southwest quarter of the southeast quarter; the southeast quarter of the southwest quarter of section 15; the north half of the northeast quarter; the southwest quarter of the northeast quarter; the east half of the northwest quarter of section 22, township 5 north, range 15 east, Mount Diablo base and meridian; or, the South Calaveras Big Tree Grove, described as the south half of the northwest quarter; the north half of the southwest quarter; the southwest quarter of the southwest quarter of section 28; the southeast quarter; the south half of the southwest quarter of section 29; the north half of the northeast quarter; the southwest quarter of the northeast quarter; the northwest quarter; the north half of the southwest quarter of section 32; the east half of the northeast quarter, the southwest quarter of the northeast quarter; the north half of the southeast quarter; the southwest quarter of section 31, township 5 north, range 16 east, Mount Diablo base and meridian; or, both of the aforesaid groves, and the dedication as a State park of the lands so conveyed and accepted by the State of California, within six years from the passage of this Act, then the Secretary of the Interior shall, upon request of the Governor of California, and with the concurrence of the Secretary of Agriculture issue a patent to the State of California for the following-described lands: The southeast quarter of the southeast quarter of section 22; the north half of the southeast quarter of section 24; the north half; the southwest quarter; the west half of the southeast quarter of section 25; the east half of the west half, the southeast quarter, the south half of the northeast quarter of section 26; the north half of the northeast quarter of section 35, township 5 north, range 15 east, Mount Diablo base and meridian; the southeast quarter of the southeast quarter of section 31, township 5 north, range 16 east, Mount Diablo base and meridian.

**SEC. 2.** That the conveyance hereby authorized shall be subject to the right of the United States to occupy or to authorize the occupancy of so much of the conveyed lands as may be required for rights of way for roads, trails, railroads, transmission lines, conduits or other works constructed and maintained by or under the authority of the United States: *Provided*, That the said State of California shall not have the right to sell or convey the land acquired under the provisions of this Act, or any part thereof, or to devote said land to other than State park purposes, and if the said land is sold or conveyed or is used for other than State park purposes, contrary to the provisions of this Act, the part so conveyed or used shall revert to the United States; the conditions and reservation herein provided for to be expressed in the patent: *Provided further*, That there shall be reserved to the United States all oil, gas, coal, or other mineral deposits found at any time in the land, and the right to prospect for, mine, and remove the same, under such regulations as the Secretary of the Interior shall prescribe.

Approved, April 13, 1928.

Public lands.  
Patent to be issued  
to the State, on dedica-  
tion of park.

Description.

Rights of way for  
Government roads,  
etc., reserved.

*Proviso.*  
Sale, etc., of acquired  
land, forbidden.

Reversion.

Reservation of min-  
eral deposits.

**CHAP. 369.**—An Act Relating to the office of Public Buildings and Public Parks of the National Capital.

April 13, 1928.  
[S. 1628.]  
[Public, No. 273.]

*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 fix the salaries of officers and members of the Metropolitan police force, the United States park police, and the fire department of the District of Columbia," approved May 27, 1924 (United States Statutes at Large, volume 43, page 175), is hereby amended by striking out said section and substituting therefor the following: "Hereafter, the salaries of members of the United States park police force shall be the same as the salaries of the officers and members of the Metropolitan police force of the District of Columbia in similar or corresponding grades."

District of Columbia.  
Park police salaries to correspond with those of Metropolitan police.  
Vol. 43, p. 175, amended.

Approved, April 13, 1928.

**CHAP. 370.**—An Act Extending the provisions of the Recreational Act of June 14, 1926 (Forty-fourth Statutes at Large, page 741), to former Oregon and California Railroad and Coos Bay Wagon Road grant lands in the State of Oregon.

April 13, 1928.  
[H. R. 10563.]  
[Public, No. 274.]

*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 of Congress approved June 14, 1926 (Forty-fourth Statutes at Large, page 741), entitled "An Act to authorize acquisition or use of public lands by States, counties, or municipalities for recreational purposes," are hereby extended to former Oregon and California Railroad grant lands revested in the United States under the Act of June 9, 1916 (Thirty-ninth Statutes at Large, page 218), and to former Coos Bay Wagon Road grant lands reconveyed to the United States under the Act of February 26, 1919 (Fortieth Statutes at Large, page 1179): *Provided*, That any lands leased hereunder shall thereafter be exempt from any further claim by the county wherein such leased lands are located for payment of moneys, the equivalent of taxes, as authorized under the Relief Act of July 13, 1926 (Forty-fourth Statutes at Large, page 915): *Provided further*, That only such lands as are within or contiguous to the former limits of said grants may be accepted in an exchange hereunder for such former grant lands and that all lands and timber secured by virtue of any such exchange shall be disposed of in accordance with the terms and provisions of said Revestment Act of June 9, 1916: *And provided further*, That no sales of lands classified under said Act of June 9, 1916, as of class 3, or agricultural lands, shall be made for less than \$2.50 per acre, and of lands of class 2, or timberlands, for less than the appraised value of the timber thereon.

Public lands.  
Exchanges of, with States, for recreational purposes, extended to revested Oregon and California, and Coos Bay Wagon Road grants.  
Vol. 44, p. 741.  
Vol. 39, p. 218; vol. 40, p. 1179.

*Provisos.*  
Leased lands exempt from county taxes.

Vol. 44, p. 915.

Limitation on acceptance and disposal of exchanged lands.

Vol. 39, p. 219.

Sales prices for agricultural lands and timberlands.

Disposal of receipts.  
Vol. 39, p. 222; Vol. 40, p. 1180.

SEC. 2. That all moneys received from or on account of any lands leased or sold hereunder shall be applied in the manner prescribed by the aforesaid Acts of June 9, 1916, and February 26, 1919.

Approved, April 13, 1928.

**CHAP. 374.**—An Act To authorize an appropriation from tribal funds to pay part of the cost of the construction of a road on the Crow Indian Reservation, Montana.

April 14, 1928.  
[S. 3435.]  
[Public, No. 275.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That an appropriation is hereby authorized in the sum of \$7,500 from the tribal funds on deposit in the United States Treasury to the credit of the Indians of the Crow Reservation in the State of Montana to pay

Crow Indian Reservation, Mont.  
Amount authorized for paying part of cost of road on.  
Post, p. 902.

part of the cost of the construction of a road on said reservation between the towns of Hardin and Saint Xavier, a distance of about twenty-two miles under such rules and regulations as may be prescribed by the Secretary of the Interior: *Provided*, That before any money is expended hereunder the county of Big Horn or the State of Montana shall first set aside \$15,000 to pay the remainder of the cost of said road.

Approved, April 14, 1928.

*Proviso.*  
Subject to payment  
of remainder by county  
or State.

April 16, 1928.  
[H. R. 5817.]  
[Public, No. 276.]

**CHAP. 375.**—An Act To provide for the paving of the Government road extending from Saint Elmo, Tennessee, to Rossville, Georgia.

Government road,  
Saint Elmo, Tenn., to  
Rossville, Ga.  
Amount authorized  
for paving.  
*Post*, p. 929.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That the sum of \$75,000, or so much of said sum as may be necessary, is hereby authorized to be appropriated out of any money in the Treasury not otherwise appropriated, to be expended under the direction of the Secretary of War, in paving the Government road commencing at the pike at the foot of Lookout Mountain at Saint Elmo, Tennessee, and extending to the Rossville Boulevard, at Rossville, Georgia, in the length of three and seven-tenths miles, known as the Hooker Road: *Provided*, That no part of this appropriation shall be expended until the States of Georgia and Tennessee, or the counties or municipalities thereof concerned, have obligated themselves in writing to the satisfaction of the Secretary of War that they will accept title to and maintain said road under the provisions of the Act approved March 3, 1925 (section 418, title 18, United States Code), immediately upon the completion of such improvements as may be made under this appropriation.

Approved, April 16, 1928.

*Proviso.*  
Subject to accept-  
ance of title and main-  
tenance by Georgia,  
Tennessee, etc.

Vol. 45, p. 1104.  
U. S. Code, p. 416.

April 16, 1928.  
[H. R. 5590.]  
[Public, No. 277.]

**CHAP. 376.**—An Act To authorize appropriations for construction of culverts and trestles in connection with the camp railroad at Camp McClellan, Alabama.

Camp McClellan,  
Ala.  
Amount authorized  
for Army camp rail-  
road at.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That there is hereby authorized to be appropriated for the purpose of purchasing the necessary materials and hiring the necessary labor to construct or repair culverts and trestles and other parts of the camp railroad at Camp McClellan, as in the opinion of the Secretary of War may be necessary, a sum not to exceed \$19,830.

Approved, April 16, 1928.

April 16, 1928.  
[H. R. 405.]  
[Public, No. 278.]

**CHAP. 377.**—An Act Providing for horticultural experiment and demonstration work in the southern Great Plains area.

Southern Great  
Plains.  
Propagation directed  
of trees, shrubs, etc.,  
adapted to.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That the Secretary of Agriculture is hereby authorized and directed to cause such shade, ornamental, fruit, and shelter belt trees, shrubs, and vines as are adapted to the conditions and needs of the southern Great Plains area, comprised of those parts of the States of Colorado, Nebraska, Kansas, Texas, Oklahoma, and New Mexico lying west of the ninety-eighth meridian and east of the five thousand-foot contour line, to

be propagated at one of the existing field stations of the Department of Agriculture in such area, and seedlings and cuttings and seeds of such trees, shrubs, and vines to be distributed free of charge under such regulations as he may prescribe for experimental and demonstration purposes within such area.

Distribution from Agricultural Department field station free for experiments, etc.

SEC. 2. That for carrying out the purposes of this Act, including purchase of land and erection of buildings, there is hereby authorized to be appropriated the sum of \$35,000, out of any money in the Treasury not otherwise appropriated, to be expended under the supervision of the Secretary of Agriculture.

Amount authorized for land and buildings. Post, p. 1201. .

SEC. 3. That there is hereby authorized to be appropriated each fiscal year thereafter necessary appropriations to enable the Secretary of Agriculture to carry on the experiments contemplated by this Act.

Annual appropriations authorized for experiments.

Approved, April 16, 1928.

**CHAP. 378.**—An Act To extend the provisions of the Act of Congress approved March 20, 1922, entitled "An Act to consolidate national forest lands."

April 16, 1928.  
[H. R. 9829.]  
[Public, No. 279.]

*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 of Congress approved March 20, 1922 (Forty-second Statutes, page 465), Section 485, Title 16, Code of Laws of the United States, an Act entitled "An Act to consolidate national forest lands," be, and the same are hereby, extended and made applicable to any lands within former Spanish or Mexican land grants which lie partly within or contiguous to the boundaries of the Carson, Manzano, or Sante Fe National Forests in the State of New Mexico. The lands conveyed to the United States under this Act shall, upon acceptance of title, become parts of the national forests within or near whose exterior boundaries they are located.

National forests.  
Exchange of lands authorized within Spanish or Mexican grants, for additions to Carson, Manzano, or Santa Fe, forests, N. Mex.  
Vol. 42, p. 465.  
U. S. Code, p. 420.

Approved, April 16, 1928.

**CHAP. 379.**—An Act To amend the Act entitled "An Act to carry into effect provisions of the convention between the United States and Great Britain to regulate the level of Lake of the Woods concluded on the 24th day of February, 1925," approved May 22, 1926.

April 18, 1928.  
[H. R. 10884.]  
[Public, No. 280.]

*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 entitled "An Act to carry into effect provisions of the convention between the United States and Great Britain to regulate the level of Lake of the Woods concluded on the 24th day of February, 1925," approved May 22, 1926, is amended to read as follows:

Lake of the Woods.  
Vol. 44, p. 617, amended.  
Vol. 44, p. 2108.

"That the Secretary of War be, and he is hereby, authorized and directed to acquire, as soon as practicable after the enactment of this Act, by purchase or by condemnation, in accordance with the provisions of the Act entitled 'An Act to authorize condemnation of land for sites for public buildings, and for other purposes,' approved August 1, 1888, and in accordance with the constitutional provisions of the State of Minnesota which provide that private property shall not be taken, destroyed, or damaged for public use without just compensation therefor first paid or secured, the flowage easements up to elevation one thousand and sixty-four sea-level datum upon all lands in such State bordering on the Lake of the Woods, Warroad River, and Rainy River, and such lands or interests therein as are necessary to provide for the protective

Acquiring flowage, easements, etc., in lands, in Minnesota, bordering said lake, etc., to regulate level thereof, under treaty engagement with Great Britain.  
Vol. 25, p. 357.

Lands for protective works, etc.

works and measures in such State along the shores of the Lake of the Woods and the banks of the Warroad River and the Rainy River as specified in article 8 of the convention signed at Washington on the 24th day of February, 1925, between the Governments of the United States and Great Britain providing for the regulation of the level of the Lake of the Woods."

Treaties, Vol. 44, p. 2110.

Condemnation proceedings.  
Vol. 44, p. 617, amended.

Witness fees, etc., assessed against United States.

Damages.  
Vol. 44, p. 617, amended.

Prior claims for damages due to artificial obstruction to outlets to be investigated.  
Post, p. 930.

Report to Congress.

Proviso.  
Claims to be presented in 30 days.

SEC. 2. Section 1 of such Act approved May 22, 1926, is amended by adding at the end thereof a new sentence to read as follows:

"In such condemnation proceedings fees and mileage of witnesses shall be assessed against the United States to the same extent in any given case as if the proceeding had been initiated by a private corporation."

SEC. 3. Section 3 of such Act approved May 22, 1926, is amended to read as follows:

"SEC. 3. The Secretary of War is hereby authorized and directed to cause to be investigated, as soon as practicable, all claims for damages caused, prior to the acquisition of flowage easements under this Act, to the inhabitants of the United States by fluctuation of the water levels of the Lake of the Woods due to artificial obstructions in outlets of said lake, and after due notice and opportunity for hearing, shall ascertain and determine the loss or injury, if any, that may have been sustained by the respective claimants and to report to Congress for its consideration the amount or amounts he may find to be equitably due such claimants, together with a statement in each case of the substantial facts upon which the conclusion is based: *Provided*, That all claims not presented to the Secretary of War under this provision prior to the expiration of thirty days from the date of the passage of this amendatory Act, shall not be considered by him and shall be forever barred."

Approved, April 18, 1928.

April 19, 1928.  
[H. R. 7191.]  
[Public, No. 281.]

**CHAP. 380.**—An Act To authorize the Secretary of Commerce to convey certain land in Cook County, Illinois, to the Chicago and Western Indiana Railroad Company, its successors or assigns, under certain conditions.

Bureau of Standards.  
Site of master-track scale, etc., depot, in Cook County, Ill., conveyed to Chicago and Western Indiana Railroad Company.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That the Secretary of Commerce be, and he is hereby, authorized to convey by the usual quitclaim deed to the Chicago and Western Indiana Railroad Company, a corporation organized and existing under the laws of the State of Illinois, its successors or assigns, the present site of the master-track scale and test-car depot of the Bureau of Standards, Department of Commerce, in the clearing yard of the Belt Railway Company, of Chicago, more particularly described as follows:

Location.

"A tract of land in the northeast quarter of the southeast quarter of section 20, township 38 north, range 13 east of the third principal meridian, Cook County, Illinois, bounded and described as follows:

Description.

"Beginning at a point seven hundred and seven and forty-six one hundredths feet south of, measured at right angles to the east and west center line of said section 20, from a point therein nine hundred and seventy and eight one-hundredths feet west of the northeast corner of said northeast quarter of the southeast quarter, measured along said east and west center line, thence southeasterly a distance of ninety-four feet to a point seven hundred and thirty-four and twenty-two one-hundredths feet south of said east and west center line, measured at right angles thereto from a point therein eight hundred and seventy-nine and ninety-seven one-hundredths

feet west of said northeast corner, measured along said east and west center line, thence at right angles to last-described course southwesterly a distance of forty-two feet, thence northwesterly forty-two feet from and parallel to first-described course a distance of ninety-four feet, thence northeasterly ninety-four feet from and parallel to second-described course, a distance of twenty-three feet, thence northwesterly nineteen feet southwesterly from and parallel to first-described course, extended a distance of fifty feet, thence at right angles to last-described course, northeasterly ten feet, thence southeasterly nine feet southwesterly from and parallel to first-described course extended fifty feet, thence at right angles northeasterly to point of beginning, containing four thousand four hundred and forty-eight square feet or one-tenth acre, more or less": *Provided, however,* That the above-described lands shall be conveyed to the Chicago and Western Indiana Railroad Company, its successors or assigns, only in the event (1) that the United States, for reasons of its own, shall discontinue or abandon the use of the land for the purpose of a master-track scale and test-car depot, or (2) that the above-described property shall, in the opinion of the Belt Railway Company, of Chicago, become necessary for its own purposes, in which event the said Belt Railway Company, of Chicago, shall furnish to the United States of America, Department of Commerce, in lieu thereof, a suitable site elsewhere, the location thereof to be mutually agreed upon by the said Belt Railway Company, of Chicago, and the Bureau of Standards, Department of Commerce; and the Belt Railway Company, of Chicago, shall then, at its own sole cost and expense, erect upon the site so chosen a building and a foundation for the master-track scale equivalent to the master-track scale and test-car depot and foundation for the said master-track scale erected upon the above-described property, and shall move to said new building and install therein the master-track scale and all machinery appurtenant thereto, and shall deliver or cause to be delivered a deed conveying such land and building in fee simple to the United States of America, Department of Commerce, without cost to the United States, together with evidence of title to said land satisfactory to the United States.

*Proviso.*  
Conditions.

Belt Railway Company to convey site in lieu, and erect, etc., new building thereon.

Deed in fee to be delivered.

Approved, April 19, 1928.

**CHAP. 381.**—An Act To credit retired commissioned officers of the Coast Guard with active duty during the World War performed since retirement.

April 19, 1928.

[H. R. 10540.]

[Public, No. 282.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That all retired commissioned officers of the Coast Guard who served on active duty in the United States Navy or in the Coast Guard during the World War shall be credited with all active duty performed since retirement during the period from April 6, 1917, to March 3, 1921, in the computation of their longevity pay and pay periods; but no person shall be entitled to receive any back pay or allowances by reason of the enactment of this Act.

Coast Guard.  
Retired officers of, serving on active duty during World War, to be credited therefor, in longevity pay.

No back pay, etc.

Approved, April 19, 1928.

**CHAP. 382.**—An Act To authorize the granting of leave to veterans of the Spanish-American War to attend the annual convention of the United Spanish War Veterans and auxiliary in Havana, Cuba, in 1928.

April 19, 1928.

[H. R. 7908.]

[Public, No. 283.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the heads of the executive departments and independent establishments of

Spanish War Veterans.

Extended leave of absence allowed, to attend annual convention thereof, in Habana, Cuba.

*Proviso.*

Annual leave provisions not modified, but accumulation permitted.

Vol. 27, p. 715; Vol. 35, p. 267; Vol. 43, p. 1064.

the Government and the municipal government of the District of Columbia be, and they hereby are, authorized to grant, in their discretion, extended leave not to exceed sixty days in the calendar year 1928 to veterans of the Spanish-American War for the sole purpose of attending the annual convention of the United Spanish War Veterans and auxiliaries in Havana, Cuba: *Provided, however,* That this statute shall not be construed to modify the provisions of the Act approved March 3, 1893, the Act approved May 23, 1908, and the Act approved February 28, 1925, limiting the annual leave which may be granted with pay to fifteen or thirty days in any one year, except that any portion of the fifteen or thirty days' leave not granted or used during the calendar year 1927, or the fiscal year 1928, may be allowed to accumulate and be pyramided for the purpose herein specified in addition to the fifteen or thirty days' leave with pay in the calendar year 1928 or the fiscal year 1929.

Approved, April 19, 1928.

April 20, 1928.

[H. R. 10564.]

[Public, No. 284.]

**CHAP. 384.**—An Act To authorize the Secretary of War to grant and convey to the county of Warren a perpetual easement for public highway purposes over and upon a portion of the Vicksburg National Military Park in the State of Mississippi.

Vicksburg Military Park, Miss.  
Warren County granted easement for highway across.

*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 and convey to the county of Warren, State of Mississippi, a perpetual easement for the construction and maintenance of a public highway on the Vicksburg National Military Park, Vicksburg, Mississippi, at such location and under such conditions as may be approved by the Secretary of War: *Provided,* That the county of Warren shall perform at its own cost and expense such work as the Secretary of War may require incident to the construction and maintenance of said highway.

*Proviso.*  
County to pay cost.

Reversion for non-user.

SEC. 2. No part of the property granted and conveyed by the Secretary of War for the purposes aforesaid shall be used for any other than highway purposes, and when said property shall cease to be so used it shall revert to the United States of America.

Approved, April 20, 1928.

April 20, 1928.

[H. R. 3510.]

[Public, No. 285.]

**CHAP. 385.**—An Act To authorize the President, by and with the advice and consent of the Senate, to appoint Captain George E. Kraul a captain of Infantry, with rank from July 1, 1920.

Army.  
George E. Kraul to be appointed a captain of Infantry.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That, in order to rectify an admitted error of the War Department in the computations of commissioned service, the President of the United States be, and he hereby is, authorized to appoint, by and with the advice and consent of the Senate, George E. Kraul a captain of Infantry in the Regular Army of the United States, with rank from July 1, 1920: *Provided,* That no back pay or allowances shall accrue as a result of the passage of this Act, and there shall be no increase in the total number of captains of the Regular Army now authorized by law by reason of the passage of this Act.

*Proviso.*  
No back pay, etc.

Approved, April 20, 1928.



**CHAP. 386.**—An Act Authorizing and directing the Secretary of the Interior to sell certain public lands to the Cabazon Water Company, issue patent therefor, and for other purposes.

April 20, 1928.  
[H. R. 5687.]  
[Public, No. 286.]

*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 issue patent to the Cabazon Water Company, a nonprofit corporation incorporated under the laws of the State of California and mutually owned by the citizens of the community of Cabazon, Riverside County, California, for the following tract of public land situated in the county of Riverside, State of California, to wit:

Public lands.  
Grant to Cabazon Water Company, in Riverside County, Calif., for watersupply.

The north half of the southwest quarter of section 29 and the south half of the southeast quarter of section 20, township 2 south, range 2 east, San Bernardino base and meridian, for water-supply and water-protection purposes, upon payment therefor of the sum of \$1.25 per acre: *Provided*, That whenever said lands cease to be used for said purposes, then in that event title to said lands shall revert to the United States upon a finding of such failure by the Secretary of the Interior: *Provided further*, That said patent shall contain a reservation to the United States of all gas, oil, coal, and other mineral deposits that may be found in such land and the right to the use of the land for extracting same under such rules and regulations as the Secretary of the Interior may prescribe: *Provided further*, That such patent shall contain a reservation of a right of way over and across said tract for a public road following substantially the location of the present roadway through Millard Canyon, said right of way to be determined by the Secretary of the Interior.

Description, etc.

*Provisos.*  
Reversion if not used for water supply, etc.

Minerals deposits reserved.

Right of way for public road reserved.

Approved, April 20, 1928.

**CHAP. 387.**—An Act Authorizing J. C. Norris, as mayor of the city of Augusta, Kentucky, his successors and assigns, to construct, maintain, and operate a bridge across the Ohio River at Augusta, Kentucky.

April 20, 1928.  
[H. R. 5721.]  
[Public, No. 287.]

*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, J. C. Norris, as mayor of the city of Augusta, Kentucky, his successors and assigns, 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 interests of navigation between a point in the city limits of Augusta, Kentucky, and a point opposite in Ohio, 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.

Ohio River.  
J. C. Norris as Mayor of Augusta, Ky., may bridge, in city limits.

Construction.  
Vol. 34, p. 84.  
Post, p. 1253.

Right to acquire real estate, etc., for location, approaches, etc.

**SEC. 2.** There is hereby conferred upon J. C. Norris, as mayor of the city of Augusta, Kentucky, his successors and assigns, 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 and terminals 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.

Condemnation proceedings.

Tolls authorized.

SEC. 3. The said J. C. Norris, as mayor of the city of Augusta, Kentucky, his 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 the authority contained in the Act of March 23, 1906.

Vol. 34, p. 85.

Acquisition authorized, after completion, by Kentucky, Ohio, etc.

SEC. 4. After the completion of such bridge, as determined by the Secretary of War, either the State of Kentucky, the State of Ohio, any public agency, or 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, 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 fifteen 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 good will, 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 interest in real property; (3) actual financing and promotion cost, not to exceed 10 per centum of the sum of the cost of constructing the bridge and its approaches and acquiring such interest in real property; and (4) actual expenditures for necessary improvements.

Compensation if acquired by condemnation.

Limitations.

Tolls under State, etc., operation.

SEC. 5. If such bridge shall be taken over or acquired by the States or public agencies or political subdivisions thereof, or by either of them, as provided in section 4 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, 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 to pay the cost of acquiring the bridge and its approaches shall have been so provided, such bridge shall thereafter be maintained and operated free of tolls, or the rates of toll shall thereafter be so adjusted as to provide a fund not to exceed the amount necessary for the proper repair, maintenance, and operation of the bridge and its approaches under economical management. An accurate record of the amount paid for acquiring the bridge and its approaches, the actual expenditures for operating, repairing, and maintaining the same, and of the daily tolls collected shall be kept, and shall be available for the information of all persons interested.

Rates applied to operation, sinking fund, etc.

Maintenance as free bridge, etc., after amortizing costs.

Record of expenditures and receipts.

Sworn statement of construction costs, etc., to be filed, after completion.

SEC. 6. J. C. Norris, as mayor of the city Augusta, Kentucky, his 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 Ohio and Kentucky, a sworn itemized statement showing the actual original cost of constructing such 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 either of such Highway Departments 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 cost 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

Examination by Secretary of War.

J. C. Norris, as mayor of the city of Augusta, Kentucky, his successors and assigns, shall make available all 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 4 of this Act, subject only to review in a court of equity for fraud or gross mistake.

Findings of Secretary  
conclusive.

SEC. 7. The right to sell, assign, transfer, and mortgage all rights, powers, and privileges conferred by this Act is hereby granted to J. C. Norris, as mayor of the city of Augusta, Kentucky, his 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.

Right to sell, etc.,  
conferred.

SEC. 8. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Amendment.

Approved, April 20, 1928.

**CHAP. 392.**—An Act To amend an Act entitled “An Act to prohibit the unauthorized wearing, manufacture, or sale of medals and badges awarded by the War Department,” approved February 24, 1923.

April 21, 1928.  
[H. R. 8309.]  
[Public, No. 288.]

*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 prohibit the unauthorized wearing, manufacture, or sale of medals and badges awarded by the War Department,” approved February 24, 1923 (section 1425, title 10, United States Code), be amended so as to read as follows:*

Army medals of  
honor, etc.  
Vol. 42, p. 1286,  
amended.  
U. S. Code, p. 224.

“That hereafter the wearing, manufacturing, or sale of the congressional medal of honor, distinguished-service cross, distinguished-service medal, distinguished-flying cross, soldier’s medal, or any other decoration or medal which has been, or may be, authorized by Congress for the military forces of the United States, or any of the service medals or badges which have been, or may hereafter be, awarded by the War Department, or the ribbon, button, or rosette of any of the said medals, badges or decorations, of the form as is or may hereafter be prescribed by the Secretary of War, or of any colorable imitation thereof, is prohibited, except when authorized under such regulations as the Secretary of War may prescribe.

Unauthorized, wear-  
ing, manufacture, etc.,  
of, authorized by Con-  
gress, prohibited.  
Distinguished-flying  
cross, soldier’s medal,  
etc., added.

“Any person who knowingly offends against the provisions of this section shall, on conviction, be punished by a fine not exceeding \$250 or by imprisonment not exceeding six months, or by both such fine and imprisonment.”

Punishment for.

Approved, April 21, 1928.

**CHAP. 393.**—An Act To amend section 80 of the Judicial Code to create a new judicial district in the State of Indiana, and for other purposes.

April 21, 1928.  
[S. 2752.]  
[Public, No. 289.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 80 of the Judicial Code, as amended, is amended to read as follows:*

United States courts.  
U. S. Code, p. 880.

“SEC. 80. The State of Indiana shall constitute two judicial districts, to be known as the northern and southern districts of Indiana.

Indiana judicial dis-  
tricts.  
Vol. 36, p. 1110,  
amended.

- Southern district. "A. For the purpose of holding terms of court the southern district of Indiana shall be divided into four divisions, constituted as follows: The Indianapolis division, which shall include the territory embraced within the counties of Bartholomew, Boone, Brown, Clinton, Decatur, Delaware, Fayette, Fountain, Franklin, Hamilton, Hancock, Hendricks, Henry, Howard, Johnson, Madison, Marion, Monroe, Montgomery, Morgan, Randolph, Rush, Shelby, Tipton, Union, and Wayne; the Terre Haute division, which shall include the territory embraced within the counties of Clay, Greene, Evansville division. Knox, Owen, Parke, Putnam, Sullivan, Vermilion, and Vigo; the Evansville division, which shall include the territory embraced within the counties of Davies, Dubois, Gibson, Martin, Perry, Pike, New Albany division. Posey, Spencer, Vanderburg, and Warrick; and the New Albany division, which shall include the territory embraced within the counties of Clark, Crawford, Dearborn, Floyd, Harrison, Jackson, Jefferson, Jennings, Lawrence, Ohio, Orange, Ripley, Scott, Switzerland, and Washington.
- Northern district. "B. For the purpose of holding terms of court the northern district shall be divided into three divisions, constituted as follows: Fort Wayne division. The Fort Wayne division, which shall include the territory embraced within the counties of Adams, Allen, Blackford, Dekalb, Grant, Huntington, Jay, Lagrange, Noble, Steuben, Wells, and Whitley; South Bend division. the South Bend division, which shall include the territory embraced within the counties of Cass, Elkhart, Fulton, Kosciusko, Laporte, Marshall, Miami, Pulaski, Saint Joseph, Starke, and Hammond division. Wabash; the Hammond division, which shall include the territory embraced within the counties of Benton, Carroll, Jasper, Lake, Newton, Porter, Tippecanoe, Warren, and White.
- Terms, southern district. "2. Except as hereinafter in this section provided, terms of the District Court for the Southern District shall be held for the Indianapolis division at Indianapolis on the first Mondays of May and November of each year; for the Terre Haute division at Terre Haute on the first Mondays of April and October of each year; for the Evansville division at Evansville on the second Mondays of April and October of each year; for the New Albany division at New Albany on the third Mondays of April and October of each year. The terms of the District Court for the Northern District of Indiana shall be held for the Fort Wayne division at Fort Wayne on the first Mondays of April and December of each year; for the South Bend division at South Bend on the first Mondays of October and February of each year; for the Hammond division at Hammond on the first Mondays of March and November of each year. When the time fixed as above for the sitting of a court shall fall on a legal holiday the terms shall begin upon the next day following. Terms of the district court shall not be limited to any particular number of days nor shall it be necessary for any term to adjourn by reason of the intervention of the term of court elsewhere; but the term about to commence in another division may be postponed or adjourned over until the business of the court in session is concluded. A grand jury summoned to attend a term of court held in any division of either of the districts as above provided, may investigate and find an indictment or make a presentment for, any crime or offense committed in the district, whether or not the crime or offense was committed within the division in which the jury is in session.
- Terms, northern district. "3. A. The senior district judge for the district of Indiana in office immediately prior to the passage of this Act shall be the district judge for the southern district as constituted by this Act; Allowance for holidays. the junior district judge for the district of Indiana immediately prior to the passage of this Act shall be the district judge for the
- Grand jury may investigate, etc., crimes committed in another division.
- Senior judge to be judge for southern district.
- Junior, for northern district.

northern district as constituted by this Act; and the district attorney and marshal for the district of Indiana in office immediately prior to the passage of this Act shall be during the remainder of their present terms of office the district attorney and marshal for the southern district as constituted by this Act.

Present district attorney and marshal assigned to southern district.

"B. The President is authorized and directed to appoint, by and with the advice and consent of the Senate, a district attorney and a marshal for the United States District Court for the Northern District of Indiana.

District attorney and marshal to be appointed for northern district.

"4. A. The clerk of the court for the southern district shall maintain an office in charge of himself or a deputy at Indianapolis, Terre Haute, Evansville, and New Albany, and the clerk of the court for the northern district shall maintain an office in charge of himself or a deputy at Fort Wayne, South Bend, and Hammond. Such offices shall be kept open at all times for the transaction of the business of the court. Each deputy clerk shall keep in his office full records of all transactions and proceedings of the district court held at that place in which the office is located.

Offices of clerks.

"5. A. The following Act is repealed: 'An Act to authorize the appointment of an additional district judge in Indiana for the district of Indiana and to establish judicial division lines and for other purposes, being the Act approved January 16, 1925.'

Former Act repealed. Vol. 43, p. 751, repealed.

Approved, April 21, 1928.

**CHAP. 394.**—An Act To permit taxation of lands of homestead and desert-land entrymen under the Reclamation Act.

April 21, 1928.

[H. R. 475.]

[Public, No. 290.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the lands of any homestead entryman under the Act of June 17, 1902, known as the Reclamation Act, or any Act amendatory thereof or supplementary thereto, may, after satisfactory proof of residence, improvement, and cultivation, and acceptance of such proof by the General Land Office, be taxed by the State or political subdivision thereof in which such lands are located, in the same manner and to the same extent as lands of a like character held under private ownership may be taxed.

Reclamation Act. Vol. 32, p. 388. Lands of homestead entrymen under, subject to State, etc., taxation.

**SEC. 2.** That the lands of any desert-land entryman located within an irrigation project constructed under the Reclamation Act and obtaining a water supply from such project and for whose land water has been actually available for a period of four years, may likewise be taxed by the State or political subdivision thereof in which such lands are located.

Desert-land entrymen receiving water from irrigation project, subject to tax.

**SEC. 3.** That all such taxes legally assessed shall be a lien upon the lands and may be enforced upon said lands by the sale thereof in the same manner and under the same proceeding whereby said taxes are enforced against lands held under private ownership: *Provided,* That the title or interest which the State or political subdivision thereof may convey by tax sale, tax deed, or as a result of any tax proceeding shall be subject to a prior lien reserved to the United States for all the unpaid charges authorized by the said Act of June 17, 1902, whether accrued or otherwise, but the holder of such tax deed or tax title resulting from such tax shall be entitled to all the rights and privileges in the land of an assignee under the provisions of the Act of June 23, 1910 (Thirty-sixth Statutes, page 592).

Enforcement of assessed taxes.

*Provisos.* Title conveyed by tax sale, etc., subject to unpaid irrigation charges.

Rights of holders of tax titles.

Vol. 36, p. 592.

Approved, April 21, 1928.

April 21, 1928.

[H. R. 7011.]

[Public, No. 291.]

**CHAP. 395.**—An Act To detach Okfuskee County from the northern judicial district of the State of Oklahoma and attach the same to the eastern judicial district of the said State.

Okfuskee County,  
Okla.

Transferred from  
northern to eastern  
judicial district of Okla-  
homa.

Vol. 43, p. 945, amend-  
ed.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That Okfuskee County, of the northern judicial district of the State of Oklahoma be, and the same is hereby, detached from the northern judicial district and attached to and made a part of the eastern judicial district of said State.

Approved, April 21, 1928.

April 21, 1928.

[H. R. 350.]

[Public, No. 292.]

**CHAP. 396.**—An Act To extend the time for completing the construction of a bridge across the Delaware River near Trenton, New Jersey.

Delaware River.  
Time extended for  
bridging, at Trenton,  
N. J., by Pennsylvania  
Railroad, etc.

Vol. 43, p. 738, amend-  
ed.

*Proviso.*  
Resubmission of  
plans required.

Amendment.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the time for completing the construction of the bridge authorized by Act of Congress approved August 24, 1912, to be built by the Pennsylvania Railroad Company and the Pennsylvania and Newark Railroad Company across the Delaware River near the city of Trenton, New Jersey, which has heretofore been extended by Congress to August 24, 1928, is hereby extended for a further period of three years from the last-named date: *Provided,* That it shall not be lawful to complete or commence the completion of said bridge until plans thereof shall again be submitted to and approved by the Chief of Engineers and by the Secretary of War.

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

Approved, April 21, 1928.

April 21, 1928.

[H. R. 242.]

[Public, No. 293.]

**CHAP. 397.**—An Act To amend section 90 of the National Defense Act, as amended, so as to authorize employment of additional civilian caretakers for National Guard organizations, under certain circumstances, in lieu of enlisted caretakers heretofore authorized.

National Guard.  
Care of equipment,  
etc.  
Vol. 44, p. 674, amend-  
ed.

Officer for caretaker  
in heavier-than-air  
squadron.

Employment of ci-  
vilian caretakers for  
materials, etc., if none  
competent in person-  
nel.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the second proviso of section 90 of the National Defense Act, as amended by the Act approved May 28, 1926 (Forty-fourth Statutes, pages 673-674), be, and the same is hereby, amended so as to read:

*“Provided further,* That in each heavier-than-air squadron one caretaker may be a commissioned officer not above the grade of first lieutenant: *And provided further,* That in any organization whenever it shall be found impracticable to secure the necessary competent caretakers for the materials, animals, armament, or equipment thereof from the personnel of such organization, the organization commander may employ civilians for any or all except one of the caretakers authorized for the organization, and such civilians shall be entitled to such compensations as may be fixed by the Secretary of War.”

Approved, April 21, 1928.

April 21, 1928.

[H. R. 8915.]

[Public, No. 294.]

**CHAP. 398.**—An Act To provide for the detention of fugitives apprehended in the District of Columbia.

District of Columbia.  
Fugitives from jus-  
tice in.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That whenever any person shall be found within the District of Columbia charged

with any offense committed in any State, Territory, or other possession of the United States, and liable by the Constitution and laws of the United States to be delivered over upon the demand of the governor of such State, Territory, or possession, any judge of the police court of the District of Columbia, may, upon complaint on oath or affirmation of any credible witness, setting forth the offense, that such person is a fugitive from justice, and such other matters as are necessary to bring the case within the provisions of law, issue a warrant to bring the person so charged before the police court, to answer such complaint.

Judge of police court may issue warrant to bring accused before the court.

SEC. 2. If, upon the examination of the person charged, it shall appear to the judge of the police court that there is reasonable cause to believe that the complaint is true, and that such person may be lawfully demanded of the chief justice of the Supreme Court of the District of Columbia, he shall, if not charged with murder in the first degree, be required to give bond or other obligation, with sufficient sureties, in a reasonable sum, to appear before said judge of the police court at a future date, allowing thirty days to obtain a requisition from the governor of the State, Territory, or possession of the United States from which said person is a fugitive, he to abide the order of such judge of the police court in the premises.

If judge believes complaint is true, and surrender may be demanded, he shall require a bond to appear at a future date, etc.

SEC. 3. If such person shall not give bond or other obligation, as herein provided, or if he shall be charged with the crime of murder in the first degree, he shall be committed to the District Jail, and there detained until a day fixed by the court, in like manner as if the offense charged had been committed within the District of Columbia; and, if the person so giving bond or other obligation shall fail to appear according to the condition of his bond or obligation, he shall be defaulted, and the bond or other obligation entered into by him shall be forfeited to the United States.

Commitment to jail if no bond given, or if charged with murder.

Forfeiture of bond on failure to appear.

SEC. 4. If the person so giving bond or other obligation, or committed, shall appear before the judge of the police court upon the day ordered, he shall be discharged, unless he shall be demanded by some person authorized by the warrant of the governor to receive him, or unless the judge of the police court shall see cause to commit him for a further time, or to require him to give bond or other obligation for his appearance at some other day, and if, when ordered, he shall not give bond or other obligation he shall be committed and detained as before: *Provided*, That whether the person so charged shall give bond or other obligation, be committed or discharged, his delivery to any person authorized by the warrant of the governor shall be a discharge of his bond or obligation, if any.

Discharge if appearing in court on day ordered, unless demanded by warrant of governor.

Further detention.

*Proviso.* Discharge of bond on delivery.

SEC. 5. The major and superintendent of the Metropolitan police of the District of Columbia shall give notice to the police official or sheriff of the city or county from which such person is a fugitive that the person is so held in the District of Columbia.

Notice to police official of city, etc., of fugitive.

SEC. 6. A person committed as herein provided shall not be detained in jail longer than to allow a reasonable time to the person receiving the notice herein required to apply for and obtain a proper requisition for such person according to the circumstances of the case and the distance of the place where the offense is alleged to have been committed.

Limitation of jail detention.

SEC. 7. Nothing herein contained shall prevent the voluntary return, in the custody of a proper official, of a person to the jurisdiction of the State, Territory, or other possession of the United States from which he is a fugitive. And nothing herein contained shall prevent a judge of the police court of the District of Columbia, in his discretion, accepting bond or other obligation for the appearance of a person before the proper official in the State, Territory, or possession of the United States from which he is a fugitive.

Voluntary return in custody of official allowed.

Acceptance of bond by judge of police court.

Return of fugitive to Federal district, etc., not affected.

SEC. 8. Nothing herein contained shall repeal, modify, or in any way affect existing law concerning the procedure for the return of any person apprehended in the District of Columbia to a Federal district to answer a Federal charge, or repeal, modify, or affect existing law or treaty concerning the return to a foreign country of a person apprehended in the District of Columbia as a fugitive from justice from a foreign country.

Approved, April 21, 1928.

April 21, 1928.  
[H. R. 9365.]  
[Public, No. 295.]

**CHAP. 399.**—An Act To legalize a bridge across the Saint Francis River at Marked Tree, in the county of Poinsett, Arkansas.

Saint Francis River. Bridge across, by Arkansas, in Poinsett County, legalized.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the free highway bridge now being constructed by the Arkansas Highway Commission across the Saint Francis River at Marked Tree, in the county of Poinsett, Arkansas, if completed in accordance with plans accepted by the Chief of Engineers and the Secretary of War as providing suitable facilities for navigation, shall be a lawful structure and shall be subject to the conditions and limitations of the Act entitled "An Act to regulate the construction of bridges over navigable waters," approved March 23, 1906, other than those requiring the approval of plans by the Chief of Engineers and the Secretary of War before the bridge is commenced.

Construction. Vol. 34, p. 84.

Amendment.

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

Approved, April 21, 1928.

April 21, 1928.  
[H. R. 9483.]  
[Public, No. 296.]

**CHAP. 400.**—An Act To provide for the acquisition of rights of way through the lands of the Pueblo Indians of New Mexico.

Pueblo Indian lands, N. Mex. Rights of way through, may be acquired under laws in force. U. S. Code, pp. 709-711, 1395.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the provisions of the Statutes of the United States governing the acquisition of rights of way through Indian lands, to wit, the Code of Laws of the United States of America, in force December 6, 1926, title 25, Indians, sections 311, 312, 313, 314, 315, 317, 318, 319, and 321 and title 43, Public Lands, section 935, and the basic Acts of Congress cited in such sections, be, and they are hereby, extended over and made applicable to the Pueblo Indians of New Mexico and their lands, under such rules, regulations, and conditions as the Secretary of the Interior may prescribe.

Approved, April 21, 1928.

April 21, 1928.  
[H. R. 9630.]  
[Public, No. 297.]

**CHAP. 401.**—An Act Authorizing the Great Falls Bridge Company, its successors and assigns, to construct, maintain, and operate a bridge across the Potomac River at or near the Great Falls.

Potomac River. Great Falls Bridge Company may bridge, between Fairfax County, Va., and Montgomery County, Md.

*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 Great Falls Bridge Company, its successors and assigns, be, and is hereby, authorized to construct, maintain, and operate a bridge and approaches thereto across the Potomac River at a point suitable to the interests of navigation from a point within one mile below Great Falls, in the county of Fairfax, in the State of Virginia, to a point within one mile



below the Great Falls, in the county of Montgomery, in the State of Maryland, in accordance with the provisions of the Act entitled "An Act to regulate the construction of bridges over navigable waters," approved March 23, 1906, and subject to the conditions and limitations contained in this Act: *Provided*, That in addition to the authority vested in the Secretary of War, the location and design of said bridge shall be subject to the approval of the National Capital Park and Planning Commission, and provided further that no railway shall be operated on and over said bridge: *Provided further*, That the location and design of said bridge shall be such as not to interfere with any power development of said Potomac River that, under specific authorization of Congress or under the provisions of the Federal Water Power Act, may be made in accordance with the project set forth in Senate Document 403, Sixty-sixth Congress, third session, or appropriate modification thereof.

Construction.  
Vol. 34, p. 84.  
Post, p. 1552.

*Provisos.*  
Approval of location  
and design, etc.

Not to interfere with  
power development of  
the river.

SEC. 2. There is hereby conferred upon the Great Falls Bridge Company, its successors and assigns, 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 States 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 States, and the proceedings therefor shall be the same as in the condemnation or expropriation of property for public purposes in such States.

Right to acquire real  
estate, etc., for location,  
approaches, etc.

Condemnation pro-  
ceedings.

SEC. 3. The said Great Falls Bridge Company, 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 the authority contained in the Act of March 23, 1906.

Tolls authorized.

Vol. 34, p. 85.

SEC. 4. After the completion of such bridge, as determined by the Secretary of War, either the State of Virginia, the State of Maryland, any public agency or 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 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 twenty 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 good will, 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 10 per centum of the sum of the cost of constructing the bridge and its approaches and acquiring such interest in real property, and (4) actual expenditures for necessary improvements.

Acquisition author-  
ized, after completion,  
by Virginia, Maryland,  
etc.

Compensation if ac-  
quired by condemna-  
tion.

Limitations.

SEC. 5. If such bridge shall be taken over or acquired by the States or public agencies or political subdivisions thereof, or by either of them, as provided in section 4 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 suffi-

Tolls under State  
etc., operation.

Rates applied to op-  
eration, sinking fund,  
etc.

cient 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, or the rates of toll shall thereafter be so adjusted as to provide a fund of not to exceed the amount necessary for the proper maintenance, repair, and operation of the bridge and its approaches under economical management. 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.

Maintenance as free bridge, etc., after amortizing costs.

Sworn statement of construction costs, etc., to be filed after completion.

Examination by Secretary of War.

Findings of Secretary conclusive.

Right to sell, etc., conferred.

Amendment.

SEC. 6. The Great Falls Bridge Company, 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 Virginia and Maryland 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 Great Falls Bridge Company, 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 4 of this Act, subject only to review in a court of equity for fraud or gross mistake.

SEC. 7. The right to sell, assign, transfer, and mortgage all the rights, powers, and privileges conferred by this Act is hereby granted to the Great Falls Bridge Company, 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. 8. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, April 21, 1928.

April 23, 1928.  
[H. R. 11887.]  
[Public, No. 296.]

**CHAP. 407.**—An Act Authorizing the Interstate Bridge Company, its successors and assigns, to construct, maintain, and operate a bridge across the Missouri River at or near Nebraska City, Nebraska.

Missouri River.  
Interstate Bridge  
Company may bridge,  
at Nebraska City,  
Nebr.

*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 Interstate Bridge Company, its successors and assigns, be and is hereby authorized to construct, maintain, and operate a bridge and approaches thereto across the Missouri River, at a point suitable to the interests of navigation, at or near Nebraska City, Nebraska, in accordance with the provisions of the Act entitled "An Act to regulate the construction of bridges

Construction.  
Vol. 34, p. 84.

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 Interstate Bridge Company, its successors and assigns, 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 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.

Right to acquire real estate, etc., for location, approaches, etc.

Condemnation proceedings.

Tolls authorized.

SEC. 3. The said Interstate Bridge Company, 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 the authority contained in the Act of March 23, 1906.

Vol. 34, p. 85.

SEC. 4. After the completion of such bridge, as determined by the Secretary of War, either the State of Nebraska, the State of Iowa, any public agency or 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, 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 twenty 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 good will, 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 10 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 authorized, after completion, by Nebraska, Iowa, etc.

Compensation if acquired by condemnation.

SEC. 5. 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 4 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, or the rates of toll shall thereafter be so adjusted as to provide a fund of not to exceed the amount necessary for the proper maintenance, repair, and operation of the bridge and its approaches under economical management. An accurate record of the amount paid for acquiring the bridge and its approaches, the actual expenditures for

Tolls under State, etc., operation.

Rates applied to operation, sinking fund, etc.

Maintenance as free bridge etc., after amortizing costs.

Record of expenditures and receipts.

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.

Sworn statement of construction costs, etc., to be filed after completion.

SEC. 6. The Interstate Bridge Company, 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 Nebraska and Iowa, 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 Interstate Bridge Company, 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 4 of this Act, subject only to review in a court of equity for fraud or gross mistake.

Examination by Secretary of War.

Findings of Secretary conclusive.

Right to sell, etc., conferred.

SEC. 7. The right to sell, assign, transfer, and mortgage all the rights, powers, and privileges conferred by this Act is hereby granted to the Interstate Bridge Company, its successors and assigns, and any corporation to which or any person to whom such right, 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.

Amendment.

SEC. 8. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, April 23, 1928.

April 23, 1928.

[H. R. 11203.]

[Public, No. 299.]

CHAP. 408.—An Act Granting the consent of Congress to the counties of Telfair and Coffee to construct, maintain, and operate a free highway bridge across the Ocmulgee River at or near the present Jacksonville ferry in Telfair and Coffee Counties, Georgia.

Ocmulgee River. Telfair and Coffee Counties, Ga., may bridge, at Jacksonville Ferry.

*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 Telfair and Coffee, State of Georgia, to construct, maintain, and operate a free highway bridge across the Ocmulgee River, at a point suitable to the interests of navigation, at or near the present Jacksonville ferry in Telfair and Coffee Counties, Georgia, in accordance with the provisions of an Act entitled "An Act to regulate the construction of bridges over navigable waters," approved March 23, 1906.

Construction. Vol. 34, p. 84.

Amendment.

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

Approved, April 23, 1928.

**CHAP. 409.**—An Act To authorize appropriations for construction at the Pacific Branch, Soldiers' Home, Los Angeles County, California, and for other purposes.

April 23, 1928.  
[H. R. 6990.]  
[Public, No. 300.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That there is hereby authorized to be appropriated not to exceed \$2,100,000 to be expended for the construction and installment at the Pacific Branch, Soldiers' Home, Los Angeles County, California, of twelve barrack buildings and utilities and appurtenances thereto.

Volunteer Soldiers' Home.  
Amount authorized for barracks, etc., Santa Monica Branch, Calif.

Approved, April 23, 1928.

**CHAP. 410.**—An Act To authorize the payment of certain taxes to Okanogan County, in the State of Washington, and for other purposes.

April 23, 1928.  
[H. R. 431.]  
[Public, No. 301.]

*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 pay to Okanogan County, in the State of Washington, as taxes claimed by said county under section 2 of the Act of July 1, 1892, relating to the payment of local taxes on allotted Colville Indian lands, the sum of \$77,435.31: *Provided,* That there may be deducted from said amount by the Secretary of the Interior such sum or sums as he may find to have been paid to said county for Indian tuition; also the excess, if any, where the rate based on the value of Indian allotments may be found to be in excess of the rate on taxable land.

Okanogan County, Wash.  
Payment authorized of taxes on trust allotted Colville Indian lands in.  
Vol. 27, p. 63.

*Proviso.*  
Deductions.

**SEC. 2.** That there is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, \$77,435.31, or so much thereof as may be necessary, for the payment of said sum to said county, as provided in the foregoing section: *Provided,* That the payment of such authorized appropriation to the said Okanogan County, in the State of Washington, shall be in full settlement of all claims arising under and at any time after the passage of the Act of July 1, 1892 (Twenty-seventh Statutes, pages 62, 63).

Amount authorized to be appropriated.  
Post, p. 898.

*Proviso.*  
Payment a full settlement of all claims.

Approved, April 23, 1928.

**CHAP. 411.**—An Act For the relief of certain Porto Rican taxpayers.

April 23, 1928.  
[S. 754.]  
[Public, No. 302.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That if in any suit pending March 4, 1927, but since abated or dismissed solely by reason of the provisions of the Act entitled "An Act to amend and reenact sections 3, 20, 31, 33, 38, and 48 of the Act of March 2, 1917, entitled 'An Act to provide a civil government for Porto Rico, and for other purposes,' as amended by an Act approved June 7, 1924, and for the insertion of a new section in said Act between sections 5 and 6 of said Act, to be designated as '5a' of said Act," approved March 4, 1927, the taxpayer had prior to such date obtained an injunction restraining the assessment or collection of any tax imposed by the laws of Porto Rico after trial on the merits in the District Court of the United States for Porto Rico, or if in any such suit on appeal to the United States Circuit Court of Appeals for the first circuit the right of any taxpayer to an injunction restraining the assessment or collection of any tax imposed by the laws of Porto Rico had been decreed, the treasurer of Porto Rico shall enforce the collection of the tax so enjoined or decreed by a suit at law instead of by attachment, embargo, distraint, or any

Porto Rico.  
Taxpayers having enjoined collection of tax by summary seizure, to have right of collection decreed by action at law.  
Vol. 44, p. 1418.

Time limits for bringing suits.

other form of summary administrative proceeding. Notwithstanding the provisions of any existing statute of limitations, any such suit may be instituted at any time not later than one year after the approval of this Act.

Approved, April 23, 1928.

April 23, 1928.

[S. 2858.]

[Public, No. 303.]

**CHAP. 412.**—An Act To authorize the use of certain public lands by the town of Parco, Wyoming, for a public aviation field.

Public lands.  
Lease of, to Parco,  
Wyo., for aviation field.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of the Interior be, and he is hereby, authorized to lease, subject to valid existing rights, to the incorporated town of Parco, Wyoming, the south half of section 12, township 21 north, range 86 west of the sixth principal meridian, for the establishment and maintenance of a public aviation field: *Provided*, That said lease shall be for a period of twenty years, and shall be subject to renewal for a like period, on condition that the town officials pay to the United States Government a rental of \$1 per annum for the use of said land: *Provided further*, That there shall be reserved to the United States all gas, oil, coal, and other mineral deposits found in the land, and the right to prospect for, mine, and remove the same: *And provided further*, That the mayor and council of Parco shall, in a manner satisfactory to the Secretary of the Interior, agree to assume the expense of clearing and maintaining the aviation field, and shall also agree that Government departments and agencies operating aircraft shall always have free and unrestricted use of said field and the right to erect and install upon said land such structures and improvements as the heads of such departments and agencies may deem advisable, including facilities for maintaining supplies of fuel, oil, and other materials for operating aircraft, and that in case of emergency, or in event it shall be deemed advisable, the Government of the United States may assume absolute control of the management and operation of said field for military purposes.

Approved, April 23, 1928.

Provisos.  
Term and rental.

Mineral deposits reserved.

Maintenance, etc.,  
by town.

Unrestricted Federal  
use for aircraft structures,  
etc.

Absolute Government  
control in case of  
emergency, etc.

April 23, 1928.

[S. 3194.]

[Public, No. 304.]

**CHAP. 413.**—An Act To establish the Bear River Migratory-Bird Refuge.

Bear River Migratory  
Bird Refuge,  
Utah.  
Establishment of.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of Agriculture is hereby authorized to construct, at Bear River Bay and vicinity, Utah, such dikes, ditches, spillways, buildings, and improvements as may be necessary, in his judgment, for the establishment of a suitable refuge and feeding and breeding grounds for migratory wild fowl; also to acquire, by purchase, gift, or lease, water rights and privately-owned lands, including the improvements thereon, deemed necessary by him for the purpose, or, in lieu of purchase, to compensate any owner for any damage sustained by reason of the submergence of his lands.

Lands, etc., to be acquired.

Post, pp. 895, 1186,  
1210.

Lands to constitute  
Bear River Migratory  
Bird Refuge.

**SEC. 2.** That such lands, when acquired in accordance with the provisions of this Act, together with such lands of the United States as may be designated for the purpose by proclamations or Executive orders of the President, shall constitute the Bear River Migratory Bird Refuge and shall be maintained as a refuge and breeding place for 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.

Breeding place for  
migratory birds.  
Vol. 39, 1702.

SEC. 3. That no such area shall be acquired by the Secretary of Agriculture unless or until the Legislature of the State of Utah has consented to the acquisition of lands by the United States for use as a refuge for migratory wild fowl, and shall have provided for the use as a refuge for migratory wild fowl by the United States of any lands owned or controlled by the State in Bear River Bay, Utah, and vicinity, which the Secretary of Agriculture may deem necessary for such purpose, and which the Secretary of Agriculture is hereby authorized to accept on behalf of the United States; and, except in the case of a lease, no payments shall be made by the United States for any such area until title thereto is satisfactory to the Attorney General.

Assent of legislature required.

Acceptance of State lands.

Title, etc., to be secured.

SEC. 4. That the existence of a right-of-way easement or other reservation or exception in respect of such area shall not be a bar to its acquisition (1) if the Secretary of Agriculture determines that any such reservation or exception will in no manner interfere with the use of the area for the purposes of this Act, or (2) if in the deed or other conveyance it is stipulated that any reservation or exception in respect of such area, in favor of the person from whom the United States receives title, shall be subject to regulations prescribed under authority of this Act.

Easement permitted.

Conditions.

SEC. 5. That no person shall take, injure, or disturb any bird, or nest or egg thereof, or injure or destroy any notice, signboard, fence, dike, ditch, dam, spillway, improvement, or other property of the United States on any area acquired or received under this Act, or remove therefrom or cut, burn, injure, or destroy any grass or other natural growth thereon, or enter, use, or occupy the refuge for any purpose, except in accordance with regulations prescribed by the Secretary of Agriculture: *Provided*, That at no time shall less than 60 per centum of the total acreage of the said refuge be maintained as an inviolate sanctuary for such migratory birds.

Prohibitions.

*Proviso.*  
Part to be inviolate sanctuary.

SEC. 6. (a) Any employee of the Department of Agriculture authorized by the Secretary of Agriculture to enforce the provisions of this Act (1) shall have power, without warrant, to arrest any person committing in the presence of such employee a violation of this Act or of any regulation made pursuant thereto, and to take such person immediately for examination or trial before an officer or court of competent jurisdiction, and (2) shall have power to execute any warrant or other process issued by an officer or court of competent jurisdiction to enforce the provisions of this Act or regulations made pursuant thereto. Any judge of a court established under the laws of the United States, or any United States commissioner may, within his respective jurisdiction, upon proper oath or affirmation showing probable cause, issue warrants in all such cases.

Authority of Department employees for enforcement, etc.  
Arrest, etc., without warrant.

Execute warrants, etc.

Issue of warrants by judges or commissioners.

(b) All birds or animals, or parts thereof, captured, injured, or killed, and all grass and other natural growths, and nests and eggs of birds removed contrary to the provisions of this Act or any regulation made pursuant thereto, shall, when found by such employee or by any marshal or deputy marshal, be summarily seized by him, and upon conviction of the offender or upon judgment of a court of the United States that the same were captured, killed, taken, or removed contrary to the provisions of this Act or of any regulation made pursuant thereto, shall be forfeited to the United States and disposed of as directed by the court having jurisdiction.

Summary seizures.

SEC. 7. That the Secretary of Agriculture is authorized to make such expenditures for construction, equipment, maintenance, repairs, and improvements, including necessary investigations, and expenditures for personal services and office expenses at the seat of government and elsewhere, and to employ such means as may be

Expenditures authorized for construction, equipment, etc.

necessary to execute the functions imposed upon him by this Act and as may be provided for by Congress from time to time.

Amount authorized.  
Post, pp. 895, 1210.

SEC. 8. That there is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, the sum of \$350,000, or so much thereof as may be necessary to effectuate the provisions of this Act: *Provided*, That not to exceed \$50,000 may be expended for the purchase of land, including improvements thereon.

*Proviso.*  
Limit for land.

Punishment for violations, etc.

SEC. 9. That any person who shall violate or fail to comply with any provision of, or any regulation made pursuant to, this Act shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be fined not more than \$500 or be imprisoned not more than six months, or both.

Meaning of "person."

SEC. 10. That as used in this Act the term "person" includes an individual, partnership, association, or corporation.

Approved, April 23, 1928.

April 23, 1928.

[S. 3224.]

[Public, No. 305.]

CHAP. 414.—An Act To extend the provisions of the Forest Exchange Act, approved March 20, 1922 (Forty-second Statutes, page 465), to the Crater National Forest, in the State of Oregon.

Crater National Forest, Oreg.  
Exchange of lands authorized for.  
Vol. 42, p. 465.  
U. S. Code, p. 420.

*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 of Congress approved March 20, 1922 (Forty-second Statutes, page 465), section 485, title 16, Code of Laws of the United States, be, and the same are hereby, extended, and made applicable, to any lands within six miles of the boundaries of the Crater National Forest within the State of Oregon. Lands conveyed to the United States under this Act shall, upon acceptance of title, become parts of the Crater National Forest and subject to all laws relating thereto.

Accepted lands added Crater National Forest.

Approved, April 23, 1928.

April 23, 1928.

[S. 3225]

Public, No. 306.]

CHAP. 415.—An Act To enlarge the boundaries of the Crater National Forest.

Crater National Forest, Oreg.  
Public lands added to.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That for the purpose of forest management and municipal watershed protection the boundary of the Crater National Forest, in the State of Oregon, is hereby changed to include the following lands, subject to all the laws and regulations governing the national forests: Township 35 south, range 3 east, south half of sections 15, 16, and 17; all of sections 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 32, 33, 34, 35, and 36; township 36 south, range 3 east, all of sections 1, 2, 3, 4, 5, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 21, 22, 23, 24, 25, 26, 27, 28, 33, 34, 35, and 36: *Provided*, That this section shall, as to all lands which are at this date legally appropriated under the public land laws or reserved for any public purpose, be subject to and shall not interfere with or defeat rights under such appropriation, nor prevent the use for such public purposes of lands so reserved so long as such appropriation is legally maintained or such reservation remains in force.

Description.

*Proviso.*  
Prior rights, etc., not affected.

SEC. 2. That all revested Oregon and California land-grant lands within the exterior limits of the above-described tract of townships 35 and 36 south, range 3 east, shall hereby become part of the Crater National Forest, subject to all the laws and regulations governing the national forests: *Provided*, That this action shall, as to all lands which are now at this date legally appropriated under the public land

Revested Oregon and California grant lands within area, made part of forest.

*Provisos.*  
Prior rights, etc., not affected.



laws or reserved for any public purpose, be subject to and shall not interfere with or defeat legal rights under such appropriation, nor prevent the use for such public purpose of land so reserved so long as such appropriation is legally maintained or such reservation remains in force: *And provided further*, That the Secretaries of the Interior and Agriculture shall jointly appraise and agree on the value of the Oregon and California grant lands and shall certify the same to the Secretary of the Treasury.

Appraisal by Secretaries of Interior and Agriculture.

SEC. 3. That the Secretary of the Treasury be, and hereby is, authorized upon notice of the amount by the Secretaries of the Interior and Agriculture, to transfer an equal amount of money from the national-forest receipts and credit the same to the Oregon and California land-grant fund, subject to all the laws and regulations governing the disposal of moneys received from the Oregon and California land-grant lands.

Transfer of amount from national forest receipts to Oregon-California grant funds.

Approved, April 23, 1928.

**CHAP. 416.**—An Act To add certain lands to the Gunnison National Forest, Colorado.

April 23, 1928.

[H. R. 7223.]

[Public, No. 307.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That the following-described public lands be, and the same are hereby, added to and made a part of the Gunnison National Forest, Colorado, and are to be hereafter administered under the laws and regulations relating to the national forests:

Gunnison National Forest, Colo.  
Lands added to.

Township 14 south, range 85 west, sixth principal meridian: North half northeast quarter, southeast quarter of section 26; all of section 35.

Description.

Township 15 south, range 83 west, sixth principal meridian: West half northeast quarter, west half southeast quarter, northeast quarter southeast quarter of section 7; south half northeast quarter, southeast quarter, east half southwest quarter of section 8; all of section 17; northwest quarter, west half northeast quarter, southeast quarter northeast quarter, south half southeast quarter, northwest quarter southwest quarter, south half southwest quarter of section 18; all of section 19.

Township 15 south, range 84 west, sixth principal meridian: East half of section 7; all of section 13; south half of section 14, southeast quarter of section 15; east half of section 22; all of section 23; all of section 24; northeast quarter of section 27: *Provided*, That the inclusion of any of the aforesaid land in the Gunnison National Forest shall not affect adversely any valid application or entry pending at the date of the approval of this Act.

Proriso.  
Valid entries pending, not affected.

Approved, April 23, 1928.

**CHAP. 417.**—An Act Granting certain lands to the city of Mendon, Utah, to protect the watershed of the water-supply system of said city.

April 23, 1928.

[H. R. 8724.]

[Public, No. 308.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That, upon payment of \$1.25 per acre, there is hereby granted to the city of Mendon, Utah, and the Secretary of the Interior is hereby authorized and directed to issue patent to the city of Mendon, Utah, for certain public lands for the protection of the watershed furnishing the water for said city, the lands being described as follows: The west half of section 12, township 11 north, range 2 west, Salt Lake meridian,

Public lands.  
Granted to Mendon, Utah, to protect water supply.

Description.

and containing approximately three hundred and twenty acres, more or less.

Valid rights not affected.

Provisos. Mineral deposits reserved.

Reversion for non-user, etc.

SEC. 2. The conveyance hereby authorized shall not include any lands which at the date of the issuance of patent shall be covered by a valid existing bona fide right or claim initiated under the laws of the United States: *Provided*, That there shall be reserved to the United States all oil, coal, and other mineral deposits that may be found in the lands so granted and the right to prospect for, mine, and remove the same: *Provided further*, That said city shall not have the right to sell or convey the land herein granted, or any part thereof, or to devote the same to any other purpose than as hereinbefore described; and if the said land shall not be used for such municipal purpose the same, or such parts thereof not so used, shall revert to the United States and the Secretary of the Interior is hereby authorized and empowered to declare a forfeiture of this grant and to cancel the patent issued hereunder after such proceedings as he may prescribe upon a finding by him that the land has not been used for the purpose for which it was granted. The conditions and reservations herein provided for shall be expressed in the patent.

Approved, April 23, 1928.

April 23, 1928.  
[H. R. 8733.]

[Public, No. 309.]

CHAP. 418.—An Act Granting certain lands to the city of Bountiful, Utah, to protect the watershed of the water-supply system of said city.

Public lands. Granted to Bountiful, Utah, to protect water supply.

Description.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That upon payment of \$1.25 per acre, there is hereby granted to the city of Bountiful, Utah, and the Secretary of the Interior is hereby authorized and directed to issue patent to the city of Bountiful, Utah, for certain public lands for the protection of the watershed furnishing the water for said city, the lands being described as follows: The north half, and the south half of the southeast quarter, of section 14; the north half of section 22; and the south half, and the south half of the north half, of section 26, all in township 2 north, of range 1 east, Salt Lake meridian, United States Survey, and containing approximately one thousand two hundred acres, more or less.

Valid rights not affected.

Provisos. Mineral deposits reserved.

Reversion for non-user, etc.

SEC. 2. The conveyance hereby authorized shall not include any lands which at the date of the issuance of patent shall be covered by a valid existing bona fide right or claim initiated under the laws of the United States: *Provided*, That there shall be reserved to the United States all oil, coal, and other mineral deposits that may be found in the lands so granted and the right to prospect for, mine, and remove the same: *Provided further*, That said city shall not have the right to sell or convey the land herein granted, or any part thereof, or to devote the same to any other purpose than as hereinbefore described; and if the said land shall not be used for such municipal purpose the same, or such parts thereof not so used, shall revert to the United States and the Secretary of the Interior is hereby authorized and empowered to declare a forfeiture of this grant and to cancel the patent issued hereunder after such proceedings as he may prescribe upon a finding by him that the land has not been used for the purpose for which it was granted. The conditions and reservations herein provided for shall be expressed in the patent.

Approved, April 23, 1928.

**CHAP. 419.**—An Act To authorize an appropriation to complete construction at Fort Wadsworth, New York.

April 23, 1928.  
[H. R. 11762.]  
[Public, No. 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 not to exceed \$40,000 to be expended for the construction, installation, and completion at Fort Wadsworth, New York, of barracks and such utilities and appurtenances thereto as may be necessary.

Fort Wadsworth,  
N. Y.  
Amount for complet-  
ing barracks, etc., at.  
*Post*, p. 927.

Approved, April 23, 1928.

**CHAP. 420.**—An Act Granting certain lands to the city of Centerville, Utah, to protect the watershed of the water-supply system of said city.

April 23, 1928.  
[H. R. 8734.]  
[Public, No. 311.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That upon payment of \$1.25 per acre, there is hereby granted to the city of Centerville, Utah, and the Secretary of the Interior is hereby authorized and directed to issue patent to the city of Centerville, Utah, for certain public lands for the protection of the watershed furnishing the water for said city, the lands being described as follows: All of section 12, township 2 north, range 1 east, Salt Lake meridian, United States Survey, and also the west half of the west half, the northeast quarter of the northwest quarter, the north half of the northeast quarter, and the southeast quarter of the southeast quarter of section 10, township 2 north, range 1 east, Salt Lake meridian, United States Survey, and containing approximately nine hundred and sixty acres, more or less.

Public lands.  
Granted to Center-  
ville, Utah, to protect  
water supply.

Description.

**SEC. 2.** The conveyance hereby authorized shall not include any lands which at the date of the issuance of patent shall be covered by a valid existing bona fide right or claim initiated under the laws of the United States: *Provided*, That there shall be reserved to the United States all oil, coal, and other mineral deposits that may be found in the lands so granted and the right to prospect for, mine, and remove the same: *Provided further*, That said city shall not have the right to sell or convey the land herein granted, or any part thereof, or to devote the same to any other purpose than as hereinbefore described; and if the said land shall not be used for such municipal purpose the same, or such parts thereof not so used, shall revert to the United States and the Secretary of the Interior is hereby authorized and empowered to declare a forfeiture of this grant and to cancel the patent issued hereunder after such proceedings as he may prescribe upon a finding by him that the land has not been used for the purpose for which it was granted. The conditions and reservations herein provided for shall be expressed in the patent.

Valid rights not af-  
fected.

*Provisos.*  
Mineral deposits re-  
served.

Reversion for non-  
user.

Approved, April 23, 1928.

**CHAP. 421.**—Joint Resolution To grant permission for the erection of a memorial statue of Cardinal Gibbons.

April 23, 1928.  
[S. J. Res. 72.]  
[Pub. Res., No. 27.]

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Director of Public Buildings and Public Parks of the National Capital be, and is hereby, authorized and directed to grant permission to the Knights of Columbus, through Martin H. Carmody, the Supreme Knight of the Knights of Columbus, or his successors in office, for the erection, as a gift to the people of the United States, on public grounds, known as Reservation 309-G, west of square 2675 which said

District of Columbia.  
Memorial statue of  
Cardinal Gibbons may  
be erected on designat-  
ed reservation.

reservation is bounded on the north by Park Road, on the east by Pine Street, and on the west by Sixteenth Street, and immediately in front of Sacred Heart Church in Washington, District of Columbia, a memorial statue of the late James Cardinal Gibbons: *Provided*, That the design for the statue shall be approved by the Commission of Fine Arts: *And provided further*, That such statue shall be erected under the supervision of the Director of Public Buildings and Public Parks of the National Capital and that the United States shall be put to no expense in or by the erection of said statue.

Approved, April 23, 1928.

*Provisos.*  
Approval of design.  
Supervision of erection.

No Government expense.

April 24, 1928.

[H. R. 11404.]

[Public, No. 312.]

**CHAP. 427.**—An Act Authorizing the Port Huron, Sarnia, Point Edward International Bridge Company, its successors and assigns, to construct, maintain, and operate a bridge across the Saint Clair River at or near Port Huron, Michigan.

Saint Clair River.  
Port Huron, Sarnia,  
Point Edward International Bridge Company may bridge, at Port Huron, Mich.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That in order to facilitate international commerce and improve the Postal Service the Port Huron, Sarnia, Point Edward International Bridge Company, a Michigan corporation, hereinafter referred to as the company, its successors and assigns, be and is hereby authorized to construct, maintain, and operate a bridge and approaches thereto across the Saint Clair River, so far as the United States has jurisdiction over the waters of such river, at a point suitable to the interests of navigation, between a point at or near the city of Port Huron, Saint Clair County, State of Michigan, and a point at or near the city of Sarnia, Province of Ontario, Dominion of Canada, in accordance with the provisions of the Act entitled "An Act to regulate the construction of bridges over navigable waters," approved March 23, 1906, subject to the conditions and limitations contained in this Act, and in so far as the company, its successors or assigns, may act in the Dominion of Canada, subject also to the approval of the proper authorities thereof.

Construction,  
Vol. 34, p. 84.

Approval of Canada required.

Right to acquire real estate, etc., in Michigan, for location, approaches, etc.

**SEC. 2.** There is hereby conferred upon the said company, its successors and assigns, all such rights and powers to enter upon lands and to acquire, condemn, occupy, possess, and use real estate and other property in the State of Michigan 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 of Michigan, 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.

Condemnation proceedings.

Tolls authorized.

Vol. 34, p. 85.

**SEC. 3.** The said company, 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 the authority contained in the Act of March 23, 1906.

Standard specifications required.

Inspection by State authorities.

**SEC. 4.** Such bridge shall be constructed in accordance with the standard specifications adopted by the American Association of State Highway Officials. During the construction of such bridge all work thereon shall be subject to inspection and approval by the State highway department of Michigan.

Limitation on indebtedness.

**SEC. 5.** The said company, its successors and assigns, shall not encumber said bridge by the issue of stocks, bonds, notes, mortgages, debentures, or other evidences of indebtedness in an amount which, including all previous encumbrances whether retired or still outstanding, shall at any time exceed in the aggregate the cost as reported to and determined by the Secretary of War in accordance

with section 8 hereof. Not less than two-thirds of all encumbrances or securities other than preferred stock issued against said bridge shall be first mortgage bonds, and not more than one-third may be debentures. None of said bonds issued against said bridge shall be sold for less than 92 per centum of their par value nor bear interest at a fixed rate in excess of 6½ per centum per annum. None of said debentures issued against said bridge shall be sold for less than 90 per centum of their par value nor bear interest at a fixed rate in excess of 7 per centum per annum. Any preferred stock issued shall be at par plus accrued dividend, shall represent value, and shall be entitled to cumulative dividends at not to exceed 7 per centum per annum.

SEC. 6. The proceeds from tolls charged for the use of such bridge shall be used; first, to pay the maintenance, repair, and operation costs; second, to pay dividends or interest on outstanding preferred stocks, bonds, notes, mortgages, debentures, or other obligations issued by the company, its successors and assigns; and, third, 20 per centum of any funds then remaining shall be retained for corporate uses by the said company, its successors and assigns, and the other 80 per centum thereof shall be applied by said company, its successors and assigns, in the purchase and retirement in accordance with section 5 hereof of said bonds, debentures, preferred stock or other outstanding obligations legally incurred against said bridge. At the close of the fiscal year when all bonds, debentures, preferred stock or other obligations legally incurred against said bridge shall have been retired in accordance herewith such bridge and the approaches thereto and all structures, property, property rights, and franchises, so far as the same are located within the United States, shall be conveyed by the said company, its successors and assigns, without cost or expense, to the State of Michigan or to such municipality or agency of the State of Michigan as the legislature of said State may designate, and so far as the same is situated within the Dominion of Canada shall be conveyed, without cost or expense, to the Dominion of Canada or to such province, municipality or agency thereof as the Dominion of Canada may designate, and all right, title, and interest of said company, its successors and assigns, therein shall then cease and determine. After said outstanding obligations of the company have been retired, said 80 per centum of the net earnings shall be held by the company and half thereof shall be turned over to the State of Michigan, or its designated municipality or agency, and half to the Dominion of Canada, or its designated municipality or agency, at the same time as the bridge is turned over. The rates of toll, if any, shall thereafter be so adjusted as to provide a fund of not to exceed the amount necessary for the proper maintenance, repair, and operation of the bridge and its approaches under economical management. If said bridge shall not have become the property of the State of Michigan and the Dominion of Canada, or such agencies as may be authorized by them, in accordance with the provisions of this section, within twenty years after the date that it is completed and formally opened to traffic, the said State of Michigan and the Dominion of Canada, or such agencies as may be authorized by them, shall have the additional right at any time thereafter to acquire said bridge by purchase and retirement, at par plus accrued interest or dividends, of the legally authorized obligations then outstanding against same.

SEC. 7. The said company, its successors and assigns, shall keep an accurate record of the cost of the bridge and its approaches, the expenditures for operating, repairing, and maintaining the bridge,

Limitations on all encumbrances.

Sale price of bonds and debentures.

Preferred stock.

Proceeds from tolls. Use for operations, dividends, or interest on obligations.

Corporate uses.

Retiring obligations.

On retiring all bonds, etc., bridge property, etc., in United States to be conveyed to Michigan, etc.

Property in Canada to be conveyed thereto.

Disposal of revenues thereafter.

Rates of toll to provide for operation.

Acquisition authorized, after completion, by Michigan and Canada.

Record of expenditures and receipts.

Annual itemized statements to highway departments of Michigan and Canada.

Access to records, etc.

Mayors of Port Huron, Mich., and Sarnia, Canada, to attend meetings of directors of operating company.

Sworn statement of construction cost, etc., to be filed after completion.

Examination by Secretary of War.

Findings of Secretary conclusive.

Semiannual reports of maintenance, etc., to highway departments.

Action on expenses not approved.

Submission of reconstruction and betterment costs for approval, etc.

Right to sell, etc., conferred.

the daily traffic, and the tolls collected, and shall annually submit to the State highway department of Michigan and to the department of public highways of the Province of Ontario a sworn itemized statement showing the traffic, the tolls collected, the maintenance, repair, and operation costs, the net earnings, interest, and dividend payments, and the stock, bonds, notes, mortgages, debentures, or other obligations retired during the preceding fiscal year. The State highway department of Michigan and the department of public highways of Ontario shall have access at any time to all records, files, and books of the said company, its successors and assigns. The mayor of the city of Port Huron, State of Michigan, and the mayor of the city of Sarnia, Province of Ontario, Dominion of Canada, ex officio, shall be entitled to receive notice of and attend meetings of the board of directors of any company or corporation now existing or hereafter organized and having the control and operation of said bridge.

SEC. 8. The said company, its successors and assigns, shall within ninety days after the completion of such bridge file with the Secretary of War and with the highway department of the State of Michigan 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 or other property; interest during construction; and the actual financing costs, not to exceed 10 per centum of the total of said items. The Secretary of War may, and upon request of the highway department of the State of Michigan shall, at any time within three years after the completion of such bridge, investigate such costs and determine the accuracy of the costs alleged in the statement of costs so filed, and shall make a finding of the actual costs of constructing and financing such bridge; for the purpose of such investigation the said company, its successors and assigns, shall make available all of its records in connection with the construction and financing thereof. The findings of the Secretary of War as to the costs of the construction and financing of the bridge shall be conclusive for all purposes mentioned in this Act, subject only to review in a court of equity for fraud or gross mistake. A report of the maintenance, repair, and operation costs of said bridge shall be submitted by the said company, its successors and assigns, at the end of each six-month period to the State highway department of Michigan and to the department of public highways of the Province of Ontario, Dominion of Canada. If any class of expenditures therein is disapproved by said highway departments, or either of them, such class of expenditures shall not thereafter, without approval, be an obligation payable out of the proceeds of tolls collected for the use of such bridge. Reconstruction or betterment costs in excess of \$10,000 in any fiscal year must be submitted to and be approved as necessary and reasonable by the State highway department of Michigan and the department of public highways of the Province of Ontario prior to incurring the expenditures therefor, and all betterment and reconstruction costs, duly approved if such approval is required, and actually made may be added to the cost of the bridge, as determined by the Secretary of War in accordance with the provisions of this section, and in order to meet the cost thereof additional obligations or encumbrances not in excess of the amount approved for such reconstruction and betterments actually made plus necessary financing costs, not exceeding 10 per centum, may be issued against said bridge.

SEC. 9. The right to sell, assign, transfer, and mortgage all the rights, powers, and privileges conferred by this Act is hereby granted to the said company, 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, subject to the terms and conditions of this Act, as fully as though conferred herein directly upon such corporation or person.

SEC. 10. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, April 24, 1928.

Amendment.

**CHAP. 428.**—An Act To extend the provisions of section 2455, United States Revised Statutes, to certain public lands in the State of Oklahoma.

April 24, 1928.

[S. 2725.]

[Public No. 313.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That all the provisions of section 2455, United States Revised Statutes (Section 1171, Title 43, United States Code), as amended, be, and they are hereby, extended to surveyed, unreserved, unappropriated nonmineral public lands in that part of the State of Oklahoma formerly comprised in Oklahoma Territory: *Provided,* That this Act shall not apply to any such area where under existing law such lands are now subject to public or private sale: *Provided further,* That the proceeds of all sales hereunder shall be deposited in the Treasury of the United States to the credit of such fund or funds as may be provided by existing law for the disposition of such lands.

Oklahoma.  
Auction sales of isolated tracts in.  
R. S., sec. 2455, p. 449.  
Vol. 37, p. 73.  
U. S. Code, p. 1411.

*Provisos.*  
Areas excepted.

Deposit of proceeds.

Approved, April 24, 1928.

**CHAP. 431.**—An Act Authorizing acceptance from Peter G. Gerry of the gift of the law library of the late Elbridge T. Gerry.

April 25, 1928.

[S. 3640.]

[Public, No. 314.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Chief Justice of the United States is authorized to accept on behalf of the United States, for the use of the Supreme Court, the gift of Peter G. Gerry, a Senator of the United States from the State of Rhode Island, of the law library bequeathed to him by his father, the late Elbridge T. Gerry.

Supreme Court.  
Acceptance authorized of law library of Elbridge T. Gerry, for.

Approved, April 25, 1928.

**CHAP. 432.**—An Act To amend section 98 of the Judicial Code, as amended, to provide for terms of court at Bryson City, North Carolina.

April 25, 1928.

[H. R. 8835.]

[Public, No. 315.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the seventh paragraph of section 98 of the Judicial Code be, and it is hereby, amended to read as follows:

North Carolina western judicial district.  
Vol. 36, p. 1120.  
U. S. Code, p. 886.

Terms of court.  
Vol. 41, p. 533, amended.

“Terms of the district court for the western district shall be held in Charlotte on the first Mondays in April and October; at Shelby on the fourth Monday in September and the third Monday in March; at Statesville on the fourth Mondays in April and October; at Asheville on the second Mondays in May and November; and at Bryson City on the fourth Mondays in May and November: *Provided,* That the cities of Shelby and Bryson City shall each provide and furnish at their own expense suitable and convenient places for holding the court at Shelby and Bryson City. The clerk of the court for the western district shall maintain an office, in charge of himself or a deputy, at Charlotte, at Asheville, at Statesville, at Shelby, and at Bryson City, which shall be kept open at all times for the transaction of the business of the court.”

*Proviso.*  
Rooms at Shelby and Bryson City.

Offices of clerk.

Approved, April 25, 1928.

April 25, 1928.

[H. R. 9368.]

[Public, No. 316.]

**CHAP. 433.**—An Act To authorize the Secretary of War to exchange with the Pennsylvania Railroad Company certain tracts of land situate in the city of Philadelphia, and State of Pennsylvania.

Army.  
Exchange of tracts in  
Philadelphia with  
Pennsylvania Railroad  
Company.  
Location of reserva-  
tion.

Tract to be received  
in return.

Provisos.  
Appraisal.

Payment, if value of  
Army parcel exceeds  
that conveyed therefor.

Difference in favor of  
railroad not a claim  
against the Govern-  
ment.

*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 exchange, upon such terms and conditions as he considers advisable, with the Pennsylvania Railroad Company, or its nominee, a tract of land extending from the west side of Delaware Avenue to the east side of Swanson Street situate and lying between Bigler Street and Packer Avenue, in the thirty-ninth ward, in the city of Philadelphia and State of Pennsylvania, containing eleven and thirty-eight one-hundredths acres, said tract now forming a part of War Department reservation at Oregon and Delaware Avenues, situate in the city of Philadelphia and State of Pennsylvania, which said tract is no longer needed for military purposes, and to execute and deliver in the name of the United States and in its behalf any and all contracts, conveyances, or other instruments necessary to effectuate the conveyance of the fee title thereof to the Pennsylvania Railroad Company, or its nominee; and in return for the said tract of land so conveyed by him, the Secretary of War be, and he is hereby, authorized to receive and take title thereto in the name of the United States and in its behalf, a tract of land situate on the west side of Delaware Avenue between Packer Avenue and Pattison Avenue, in the thirty-ninth ward, in the city of Philadelphia and State of Pennsylvania, containing eleven and thirty-eight one-hundredths acres, which tract upon its acquisition shall form a part of the said War Department reservation and be subject to the same control and right of disposition as other portions of said reservation: *Provided,* That before any such exchange, the War Department shall have both of said parcels of real estate appraised by competent and disinterested persons acquainted with the values of real estate in the vicinity of such property, at the expense of the Pennsylvania Railroad Company, and if such appraisal show that the parcel of real estate to be conveyed to the United States be of less value than the parcel to be conveyed by the United States, then in such event any difference in value shall be paid in money into the Treasury of the United States, and be credited to the Military Post Construction Fund, prior to the conveyance of the title hereby authorized: *Provided further,* That if it should appear by such appraisal that there is a difference in favor of the Pennsylvania Railroad, then said finding shall never constitute the basis of any claim against the Government by said railroad.

Approved, April 25, 1928.

April 25, 1928.

[H. R. 8744.]

[Public, No. 317.]

**CHAP. 434.**—An Act To accept the cession by the State of Colorado of exclusive jurisdiction over the lands embraced within the Mesa Verde National Park, and for other purposes.

Mesa Verde National  
Park.

Acceptance of juris-  
diction of Colorado  
over territory included  
in.

Rights reserved to  
State.

*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 of the Legislature of the State of Colorado, approved May 2, 1927, ceding to the United States exclusive jurisdiction over the territory embraced and included within the Mesa Verde National Park, are hereby accepted, and sole and exclusive jurisdiction is hereby assumed by the United States over such territory, saving, however, to the State of Colorado the right to serve civil or criminal process within the limits of the aforesaid park in suits or prosecutions



for or on account of rights acquired, obligations incurred, or crimes committed outside of said park; and saving further to the said State the right to tax persons and corporations, their franchises and property on the lands included in said tracts; and saving also to the persons residing in said park now or hereafter the right to vote at all elections held within the county or counties in which said tracts are situated. All the laws applicable to places under the sole and exclusive jurisdiction of the United States shall have force and effect in said park. All fugitives from justice taking refuge in said park shall be subject to the same laws as refugees from justice found in the State of Colorado.

Application of United States laws.

Extradition of criminals.

SEC. 2. That said park shall constitute a part of the United States judicial district for the State of Colorado, and the district court of the United States in and for said district shall have jurisdiction of all offenses committed within said boundaries.

Assigned to Colorado judicial district.

SEC. 3. That if any offense shall be committed in the Mesa Verde National Park, which offense is not prohibited or the punishment for which is not specifically provided for by any law of the United States, the offender shall be subject to the same punishment as the laws of the State of Colorado in force at the time of the commission of the offense may provide for a like offense in said State; and no subsequent repeal of any such law of the State of Colorado shall affect any prosecution for said offense committed within said park.

Punishment of offenses against State laws.

SEC. 4. That all hunting or the killing, wounding, or capturing at any time of any wild bird or animal, except dangerous animals when it is necessary to prevent them from destroying human lives or inflicting personal injury, is prohibited within the limits of said park; nor shall any fish be taken out of the waters of the park in any other way than by hook and line, and then only at such seasons and in such times and manner as may be directed by the Secretary of the Interior.

Hunting, fishing, etc., prohibitions.

That the Secretary of the Interior shall make and publish such general rules and regulations as he may deem necessary and proper for the management and care of the park and for the protection of the property therein, especially for the preservation from injury or spoliation of the ruins and other works and relics of prehistoric or primitive man, all timber, natural curiosities, or wonderful objects within said park, and for the protection of the animals and birds in the park from capture or destruction, and to prevent their being frightened or driven from the park; and he shall make rules and regulations governing the taking of fish from the streams or lakes in the park. Possession within said park of the dead bodies, or any part thereof, of any wild bird or animal shall be prima facie evidence that the person or persons having the same are guilty of violating this Act. Any person or persons, or stage or express company, or railway company, who knows or has reason to believe that they were taken or killed contrary to the provisions of this Act and who receives for transportation any of said animals, birds, or fish so killed, caught, or taken, or who shall violate any of the provisions of this Act or any rule or regulation that may be promulgated by the Secretary of the Interior with reference to the management and care of the park or for the protection of the property therein, for the preservation from injury or spoliation of the ruins and other works and relics of prehistoric or primitive man, and timber, natural curiosities, or wonderful objects within said park, or for the protection of the animals, birds, or fish in the park, or who shall within said park commit any damage, injury, or spoliation to or upon any building, fence, hedge, gate, guidepost, tree, wood, underwood, timber, garden, crops, vegetables, plants, land, springs, natural curiosities, or other matter or thing growing or being thereon or situated therein, shall be deemed guilty of a misdemeanor and shall be subject to a fine of not

Regulations, etc., to be prescribed.

Evidence of violations.

Punishment for violating provisions hereof, etc.

*Proviso.*  
Additional punish-  
ment for molesting  
ruins, etc.

more than \$500 or imprisonment not exceeding six months, or both, and be adjudged to pay all costs of the proceedings: *Provided, however,* That any person or persons who may, without permission from the Secretary of the Interior, in any manner willfully remove, disturb, destroy, or molest any of the ruins, mounds, buildings, graves, relics, or other evidences of an ancient civilization from said park shall upon conviction before any court having jurisdiction of such offenses be fined not more than \$1,000 or imprisoned not more than twelve months, or such person or persons may be fined and imprisoned, at the discretion of the judge, and shall be required to restore the property disturbed, if possible.

Forfeiture of guns,  
traps, etc., illegally  
used.

SEC. 5. That all guns, traps, teams, horses, or means of transportation of every nature or description used by any person or persons within said park limits when engaged in killing, trapping, ensnaring, or capturing such wild beasts, birds, or animals shall be forfeited to the United States and may be seized by the officers in said park and held pending the prosecution of any person or persons arrested under charge of violating the provisions of this Act, and upon conviction under this Act of such person or persons using said guns, traps, teams, horses, or other means of transportation, such forfeiture shall be adjudicated as a penalty in addition to the other punishment provided in this Act. Such forfeited property shall be disposed of and accounted for by and under the authority of the Secretary of the Interior.

Commissioner for.  
Appointment, au-  
thority, etc.

SEC. 6. That the United States District Court for the State of Colorado shall appoint a commissioner who shall reside in the park and who shall have jurisdiction to hear and act upon all complaints made of any violations of law or of the rules and regulations made by the Secretary of the Interior for the government of the park and for the protection of the animals, birds, and fish, and objects of interest therein, and for other purposes authorized by this Act.

Judicial powers in  
violations of rules, etc.

Such commissioner shall have power, upon sworn information, to issue process in the name of the United States for the arrest of any person charged with the commission of any misdemeanor, or charged with a violation of the rules and regulations, or with a violation of any of the provisions of this Act prescribed for the government of said park and for the protection of the animals, birds, and fish in said park, and to try the person so charged, and, if found guilty, to impose punishment and to adjudge the forfeiture prescribed.

Appeals to district  
court.

In all cases of conviction an appeal shall lie from the judgment of said commissioner to the United States District Court for the State of Colorado, and the United States district court in said district shall prescribe the rules of procedure and practice for said commissioner in the trial of cases and for appeal to said United States district court.

Procedure in crim-  
inal cases.

SEC. 7. That such commissioner shall also have power to issue process as hereinbefore provided for the arrest of any person charged with the commission within said boundaries of any criminal offense not covered by the provisions of section 4 of this Act to hear the evidence introduced, and if he is of opinion that probable cause is shown for holding the person so charged for trial shall cause such person to be safely conveyed to a secure place of confinement within the jurisdiction of the United States District Court for the State of Colorado, and certify a transcript of the record of his proceedings and the testimony in the case to said court, which court shall have jurisdiction of the case: *Provided,* That the said commissioner shall grant bail in all cases bailable under the laws of the United States or of said State.

*Proviso.*  
Bail.

Service of process.

SEC. 8. That all process issued by the commissioner shall be directed to the marshal of the United States for the district of

Colorado, but nothing herein contained shall be so construed as to prevent the arrest by any officer or employee of the Government or any person employed by the United States in the policing of said reservation within said boundaries without process of any person taken in the act of violating the law or this Act or the regulations prescribed by said Secretary as aforesaid.

SEC. 9. That the commissioner provided for in this Act shall be paid an annual salary as appropriated for by Congress, payable quarterly: *Provided*, That the said commissioner shall reside within the exterior boundaries of said Mesa Verde National Park, at a place to be designated by the court making such appointment: *And provided further*, That all fees, costs, and expenses collected by the commissioner shall be disposed of as provided in section 11 of this Act.

SEC. 10. That all fees, costs, and expenses arising in cases under this Act and properly chargeable to the United States shall be certified, approved, and paid as are like fees, costs, and expenses in the courts of the United States.

SEC. 11. That all fines and costs imposed and collected shall be deposited by said commissioner of the United States, or the marshal of the United States collecting the same, with the clerk of the United States District Court for the State of Colorado.

SEC. 12. That the Secretary of the Interior shall notify, in writing, the Governor of the State of Colorado of the passage and approval of this Act.

Approved, April 25, 1928.

Summary arrests.

Pay of commissioner.

*Provisos.*  
Residence required.

Disposal of fees, etc.

United States fees.

Deposit of fines and costs.

Acceptance of cession.

**CHAP. 436.**—An Act To amend section 6, Act of March 4, 1923, as amended, so as to better provide for care and treatment of members of the civilian components of the Army who suffer personal injury in line of duty, and for other purposes.

April 26, 1928.  
[S. 2948.]

[Public, No. 318.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That section 6 of the Act approved March 4, 1923, entitled "An Act to extend the benefits of section 14 of the Pay Readjustment Act of June 10, 1922, to validate certain payments made to the National Guard and reserve officers and warrant officers, and for other purposes," as amended by an Act approved June 3, 1924, be, and the same is hereby, amended to read as follows:

National Guard.  
Vol. 42, p. 1508.  
U. S. Code, pp. 185, 186, 1044.

Vol. 43, p. 364, amended.

Hospital treatment, etc., allowed, for injury or disease, while on training duty, etc.

Vol. 39, pp. 206, 207.

"SEC. 6. That officers, warrant officers, and enlisted men of the National Guard who suffer personal injury or contract disease in line of duty while en route to or from and while at encampments, maneuvers, or other exercises, or at service schools, under the provisions of sections 94, 97, and 99 of the National Defense Act of June 3, 1916, as amended; members of the Officers' Reserve Corps and of the enlisted reserve corps of the Army who suffer personal injury or contract disease in line of duty while on active duty under proper orders; and persons hereinbefore described who may now be undergoing hospital treatment at Government expense for injuries so sustained; shall, under such regulations as the President may prescribe, when hospital treatment is necessary for appropriate treatment of such injury or disease, be entitled to hospital treatment, including medical treatment, at Government expense, until the disability resulting from such injury or disease can not be materially improved by further hospital treatment, and, during the period of hospitalization, to the same pay and allowances whether in money or in kind that they were entitled to receive at the time such injury

Pay, etc., continued.

Transportation home, and further treatment.

Allowances for injuries in air service.

Vol. 39, p. 206.

Vol. 39, p. 206.

Members of reserve corps injured in aerial flights, allowed hospital treatment, etc.

Limitation on pay, etc.

Allowances to Reserve Officers' Training Corps and civilian trainees injured at instruction camps.

Vol. 41, pp. 778, 779.

Burial expenses and return of body home in case of death.

Previous expenditures validated.

was suffered or disease contracted, and to transportation to their homes at Government expense when discharged from hospital; they shall also be entitled to such further medical treatment for such injury or disease as is reasonably necessary after arrival at their homes under such regulations as may be prescribed by the President. Officers, warrant officers, and enlisted men of the National Guard who suffer personal injury in line of duty when participating in aerial flights prescribed under the provisions of section 92 of said National Defense Act as amended shall, under regulations prescribed as aforesaid, be entitled to the same hospital treatment, including medical treatment, pay and allowances, and transportation to their homes, and further medical treatment after arrival at their homes, as if such injury had been suffered while in line of duty at encampments, maneuvers, or other exercises under the aforementioned section 94 of the National Defense Act; and members of the Officers' Reserve Corps and enlisted reserve corps of the Army injured in line of duty while voluntarily participating in aerial flights in Government-owned aircraft by proper authority as an incident to their military training, but not on active duty, shall, under regulations prescribed as aforesaid, be entitled to the same hospital treatment, including medical treatment, pay and allowances, and transportation to their homes, and further medical treatment after arrival at their homes, as if such injury had been suffered while on active duty under proper orders. No person hospitalized under the foregoing provisions of this section on account of any personal injury suffered or disease contracted shall be entitled to receive, in connection with such injury or disease, pay or allowance other than hospital treatment, including medical treatment, and transportation, as herein provided, for more than six months; but for any remaining period of such hospitalization he shall be entitled to subsistence at Government expense. Members of the Reserve Officers' Training Corps and members of the civilian training camps who suffer personal injury in line of duty while en route to or from and while at camps of instruction under the provisions of section 47a and 47d of said National Defense Act as amended shall, under regulations prescribed as aforesaid, be entitled to hospital treatment, including medical treatment, and transportation to their homes, and further medical treatment after arrival at their homes, as in the case of persons hereinbefore described, and to subsistence during hospitalization. If the death of any person mentioned herein occurs while he is undergoing the training or hospital treatment contemplated by this section, the United States shall, under regulations prescribed as aforesaid, pay for burial expenses and the return of the body to his home a sum not to exceed \$100.

"The validation, under this section as heretofore standing, of certain expenditures previously made by the Government shall not be disturbed."

Approved, April 26, 1928.

April 26, 1928.

[S. 1738].

[Public, No. 319.]

**CHAP. 437.**—An Act For the validation of the acquisition of Canadian properties by the War Department and for the relief of certain disbursing officers for payments made thereon.

Army.  
Validation of acquisition, during World War, of Canadian properties for munitions manufacture.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the action by the War Department for the acquisition, through trustees, of an interest in and title to certain tracts of land on which to erect additional manufacturing buildings and facilities to increase the production of shells under contracts entered into with certain Canadian

contractors for the manufacture of shells and other munitions during the World War is hereby ratified and validated, and that the Comptroller General of the United States is hereby authorized and directed to allow credit in the accounts of the following officers in the amounts stated which now stand as disallowances on the books of the General Accounting office: Captain J. Q. A. Brett, United States Army (now deceased), \$207,223.66; Donald Findley, formerly captain, Ordnance Department, \$14,510.39; Captain Carl Halla, Finance Department (now major), \$65,068.12; Major E. O. Hopkins, Quartermaster Corps (now major, Finance Department), \$14,728.05; Weston Patterson, formerly first lieutenant, Finance Department, \$13,960.16; in all, \$315,490.38.

Approved, April 26, 1928.

Credit allowed designated officers for payments made therefor.

**CHAP. 438.**—An Act To accept the cession by the State of California of exclusive jurisdiction over the lands embraced within the Lassen Volcanic National Park, and for other purposes.

April 26, 1928.  
[H. R. 11685.]  
[Public, No. 320.]

*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 of the legislature of the State of California (approved April 20, 1927) ceding to the United States exclusive jurisdiction over and within the territory which is now or may hereafter be included within the Lassen Volcanic National Park are hereby accepted and sole and exclusive jurisdiction is hereby assumed by the United States over such territory, saving, however, to the State of California the right to serve civil or criminal process within the limits of the aforesaid park in suits or prosecutions for or on account of rights acquired, obligations incurred, or crimes committed in said State outside of said park; and saving further to the said State the right to tax persons and corporations, their franchises and property on the lands included in said park, and the right to fix and collect license fees for fishing in said park; and saving also to the persons residing in said park now, or hereafter, the right to vote at all elections held within the county or counties in which said park is situated. All the laws applicable to places under sole and exclusive jurisdiction of the United States shall have force and effect in said park. All fugitives from justice taking refuge in said park shall be subject to the same laws as refugees from justice found in the State of California.

Lassen Volcanic National Park.  
Acceptance of jurisdiction of California over territory included in.

Rights reserved to the State.

Application of United States laws.

Extradition of criminals.

Assigned to California northern judicial district.

SEC. 2. That said park shall constitute a part of the United States judicial district for the northern district of California, and the district court of the United States in and for said northern district shall have jurisdiction of all offenses committed within the boundaries of the said park.

Punishment for offenses against State laws.

SEC. 3. That if any offense shall be committed in the said park, which offense is not prohibited or the punishment is not specifically provided for by any law of the United States, the offender shall be subject to the same punishment as the laws of the State of California in force at the time of the commission of the offense may provide for a like offense in said State; and no subsequent repeal of any such law of the State of California shall affect any prosecution for said offense committed within said park.

Hunting, fishing, etc., prohibitions.

SEC. 4. That all hunting or the killing, wounding, or capturing at any time of any wild bird or animal, except dangerous animals, when it is necessary to prevent them from destroying human lives or inflicting personal injury, is prohibited within the limits of said park; nor shall any fish be taken out of any of the waters of the

Regulations, etc., to be prescribed.

Evidence of violations.

Punishment for violating provisions hereof, etc.

Forfeiture of guns, traps, etc., illegally used.

Commissioner for Appointment, authority, etc.

Judicial powers in violations of rules, etc.

said park, in any other way than by hook and line, and then only at such seasons and at such times and in such manner as may be directed by the Secretary of the Interior. That the Secretary of the Interior shall make and publish such general rules and regulations as he may deem necessary and proper for the management and care of the park and for the protection of the property therein, especially for the preservation from injury or spoliation of all timber, mineral deposits other than those legally located prior to the passage of the Act creating and establishing said park, natural curiosities or wonderful objects within said park, and for the protection of the animals in the park from capture or destruction, and to prevent their being frightened or driven from the said park; and he shall make rules and regulations governing the taking of fish from the streams or lakes in the said park. Possession within said park of the dead bodies or any part thereof of any wild bird or animal shall be prima facie evidence that the person or persons having same are guilty of violating this Act. Any person or persons, or stage or express company, or railway company, who knows or has reason to believe that they were taken or killed contrary to the provisions of this Act, and who receives for transportation any of said animals, birds, or fish so killed, caught, or taken, or who shall violate any of the other provisions of this Act, or any rule or regulation that may be promulgated by the Secretary of the Interior, with reference to the management and care of the said park, or for the protection of the property therein for the preservation from injury or spoliation of timber, mineral deposits other than those legally located prior to the passage of the Act creating and establishing said park, natural curiosities, or wonderful objects within said park, or for the protection of the animals, birds, or fish in the said park, or who shall within said park commit any damage, injury, or spoliation to or upon any building, fence, hedge, gate, guide post, tree, wood, underwood, timber, garden, crops, vegetables, plants, land, springs, mineral deposits other than those legally located prior to the passage of the Act creating and establishing said park, natural curiosities, or other matter or thing growing or being thereon, or situated therein, shall be deemed guilty of a misdemeanor and shall be subject to a fine of not more than \$500 or imprisonment not exceeding six months, or both, and be adjudged to pay all the costs of the proceedings.

SEC. 5. That all guns, traps, teams, horses, or means of transportation of every nature or description used by any person or persons within the limits of said park when engaged in killing, trapping, ensnaring, or capturing such wild beasts, birds, or animals, shall be forfeited to the United States and may be seized by the officers in said park, and held pending prosecution of any person or persons arrested under the charge of violating the provisions of this Act, and upon conviction under this Act of such person or persons using said guns, traps, teams, horses, or other means of transportation, such forfeiture shall be adjudicated as a penalty in addition to the other punishment prescribed in this Act. Such forfeited property shall be disposed of and accounted for by and under the authority of the Secretary of the Interior.

SEC. 6. That the United States district court for the northern district of California shall appoint a commissioner who shall reside in the park and who shall have jurisdiction to hear and act upon all complaints made of any violations of law, or of the rules and regulations made by the Secretary of the Interior for the government of said park and for the protection of the animals, birds, and fish and objects of interest therein, and for other purposes authorized by this Act. Such commissioner shall have power, upon sworn

information, to issue process in the name of the United States for the arrest of any person charged with the commission of any misdemeanor, or charged with a violation of the rules and regulations, or with a violation of any of the provisions of this Act prescribed for the government of said park, and for the protection of the animals, birds, and fish in said park, and to try persons so charged, and if found guilty to impose punishment and to adjudge the forfeiture prescribed. In all cases of conviction an appeal shall lie from the judgment of said commissioner to the United States district court for the northern district of California and the United States district court in said district shall prescribe the rules of procedure and practice for said commissioner in the trial of cases and for appeals to said United States district court.

Appeals to district court.

SEC. 7. That such commissioner shall also have power to issue process as hereinbefore provided for the arrest of any person charged with the commission within said park of any criminal offense not covered by the provisions of section 4 of this Act, to hear the evidence introduced, and if he is of the opinion that probable cause is shown for holding the person so charged for trial, shall cause such person to be safely conveyed to a secure place of confinement within the jurisdiction of the United States District Court for the Northern District of California and certify a transcript of the record of his proceedings and the testimony in such case to said court, which court shall have jurisdiction of the case: *Provided*, That the said commissioner shall grant bail in all cases bailable under the laws of the United States or of said State.

Procedure in criminal cases.

*Provido.*  
Bail.

SEC. 8. That all process issued by the commissioner shall be directed to the marshal of the United States for the northern district of California but nothing herein contained shall be so construed as to prevent the arrest by any officer or employee of the Government or any person employed by the United States in the policing of said reservation within said park without process of any person taken in the act of violating the law or this Act or the regulations prescribed by the said Secretary as aforesaid.

Service of process.

Summary arrests.

SEC. 9. That the commissioner provided for in this Act shall be paid an annual salary as appropriated for by Congress, payable quarterly: *Provided*, That the said commissioner shall reside within the exterior boundaries of said Lassen Volcanic National Park at a place to be designated by the court making such appointment: *And provided further*, That all fees, costs, and expenses collected by the commissioner shall be disposed of as provided in section 11 of this Act.

Pay of commissioner.

*Providos.*  
Residence required.

Disposal of fees, etc.

SEC. 10. That all fees, costs, and expenses arising in cases under this Act and properly chargeable to the United States shall be certified, approved, and paid as are like fees, costs, and expenses in the courts of the United States.

United States fees.

SEC. 11. That all fines and costs imposed and collected shall be deposited by said commissioner of the United States, or the marshal of the United States collecting the same with the clerk of the United States district court for the northern district of California.

Deposit of fines and costs.

SEC. 12. That the Secretary of the Interior shall notify in writing the Governor of the State of California of the passage and approval of this Act, and of the fact that the United States assumes police jurisdiction over said park as specified in said Act of the State of California.

Acceptance of cession.

April 26, 1928.

[H. R. 11023.]

[Public, No. 321.]

**CHAP. 439.**—An Act To add certain lands to the Lassen Volcanic National Park in the Sierra Nevada Mountains of the State of California.

Lassen Volcanic National Park, Calif.  
Lands added to.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the lands hereafter described, to wit: The southwest quarter of the northwest quarter, section 25, and the southeast quarter of the northeast quarter, section 26, township 29 north, range 3 east, Mount Diablo meridian, in the State of California, are hereby added to and made a part of the Lassen Volcanic National Park for use as an administrative headquarters site.

Park provisions applicable.  
Vol. 39, p. 442.

Vol. 39, p. 535.

*Proviso.*  
Water power Act not applicable.  
Vol. 41, p. 1063.

**SEC. 2.** That the provisions of the Act of August 9, 1916, entitled "An Act to establish the Lassen Volcanic National Park in the Sierra Nevada Mountains in the State of California, and for other purposes," the Act of August 25, 1916, entitled "An Act to establish a National Park Service, and for other purposes," and all Acts supplementary to and amendatory of said Acts are made applicable to and extended over the lands hereby added to the park: *Provided,* That the provisions of the Act of June 10, 1920, entitled "An Act to create a Federal Power Commission, to provide for the improvement of navigation, the development of water power, the use of the public lands in relation thereto, and to repeal section 18 of the Rivers and Harbors Appropriation Act, approved August 8, 1917, and for other purposes," shall not apply to or extend over such lands.

Approved, April 26, 1928.

April 26, 1928.

[H. R. 12441.]

[Public, No. 322.]

**CHAP. 440.**—An Act To amend section 2 of an Act entitled "An Act in reference to writs of error," approved January 31, 1928, Public, Numbered 10, Seventieth Congress.

United States courts.  
Procedure in appeal cases.  
*Ante*, p. 54, amended.

Statutes regulating right to writ of error, etc., made applicable to appeal substituted therefor.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That section 2 of an Act entitled "An Act in reference to writs of error," approved January 31, 1928, Public, Numbered 10, Seventieth Congress, be, and it is hereby, amended to read as follows:

"**SEC. 2.** The statutes regulating the right to a writ of error, defining the relief which may be had thereon, and prescribing the mode of exercising that right and of invoking such relief, including the provisions relating to costs, supersedeas, and mandate, shall be applicable to the appeal which the preceding section substitutes for a writ of error."

Approved, April 26, 1928.

April 27, 1928.

[H. R. 10437.]

[Public, No. 323.]

**CHAP. 446.**—An Act Granting double pension in all cases to widows and dependents when an officer or enlisted man of the Navy dies from an injury in line of duty as the result of a submarine accident.

Navy.  
Double pension allowed widows and dependents when officer or enlisted man dies from submarine accident.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That hereafter in all cases when an officer or enlisted man of the United States Navy is disabled, has died, or shall die as the result of an accident to a submarine vessel, said officer or enlisted man having been employed in duty on or in handling the submarine at the time of such accident the amount of pension to be paid such officer or enlisted man, his widow or dependents, shall be double the amount of that authorized to be paid under existing pension laws should death have occurred by reason of an injury received in service in line of duty, not the result of a submarine accident: *Provided, however,* That in

*Proviso.*



any event the widow shall be paid a pension of not less than \$24 per month and \$4 per month additional for each child under sixteen years of age of the officer or enlisted man, and in the event of death or remarriage of the widow or forfeiture of title by her, or if no widow survives the officer or enlisted man, the rate of pension herein provided for a widow shall be paid to the minor child or children under sixteen years of age of such officer or enlisted man, from the date of such death or remarriage of the widow or forfeiture of her title and in other cases from the date of the death of the officer or enlisted man.

Minimum allowance to widow and children.

Approved, April 27, 1928.

**CHAP. 452.**—An Act To authorize a per capita payment to the Shoshone and Arapahoe Indians of Wyoming from funds held in trust for them by the United States.

April 28, 1928.  
[S. 3366.]  
[Public, No. 324.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of the Interior be, and he is hereby, authorized to withdraw from the Treasury of the United States so much of the money credited to the Shoshone and Arapahoe Indians of Wyoming under the Act of August 21, 1916 (Thirty-ninth Statutes, page 519), as may be necessary to make a \$25 per capita payment to said Indians, and to pay or distribute the same to all recognized members of the tribes under such rules and regulations as may be prescribed.

Shoshone and Arapahoe Indians, Wyo.  
Per capita payment to, from trust funds.

Vol. 39, p. 519.

Approved, April 28, 1928.

**CHAP. 453.**—Joint Resolution Authorizing a modification of the adopted project for Oakland Harbor, California.

April 28, 1928.  
[H. J. Res. 244.]  
[Pub. Res., No. 28.]

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled,* That the project adopted in the River and Harbor Act approved January 21, 1927, for the improvement of Oakland Harbor, California, is hereby so modified as to provide that the requirement "that local interests shall alter or replace the bridges over the tidal canal when, in the opinion of the Secretary of War, such alteration or replacement is necessary in the interests of navigation, and thereafter operate and maintain them," shall apply only to that feature of the project covering the deepening of the tidal canal to twenty-five feet.

Oakland, Calif.  
Harbor project modified.  
Vol. 44, p. 1014.

Approved, April 28, 1928.

**CHAP. 460.**—An Act To amend an Act entitled "An Act making appropriations for sundry civil expenses of the Government for fiscal year ending June 30, 1884," and for other purposes.

April 30, 1928.  
[H. R. 6103.]  
[Public, No. 325.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That so much of chapter 143 of the Act of Congress approved March 3, 1883 (Twenty-second Statutes at Large, page 625), as relates to issue of patents without payment of any fee be, and the same is hereby, amended to read as follows:

Patents.  
Vol. 22, p. 625, amended.  
U. S. Code, p. 1168.

"The Commissioner of Patents is authorized to grant, subject to existing law, to any officer, enlisted man, or employee of the Government, except officers and employees of the Patent Office, a patent for any invention of the classes mentioned in section 4886 of the Revised Statutes, without the payment of any fee when the head of the department or independent bureau certifies such invention is

Issue without fee to Government employees, when certified to be used in public interest.

*Proviso.*  
May be used for Government purposes without paying royalty to be stipulated in application.

used or liable to be used in the public interest: *Provided*, That the applicant in his application shall state that the invention described therein, if patented, may be manufactured and used by or for the Government for governmental purposes without the payment to him of any royalty thereon, which stipulation shall be included in the patent."

Approved, April 30, 1928.

April 30, 1928.  
[S. 1181.]  
[Public, No. 326.]

**CHAP. 461.**—An Act Authorizing an appropriation to be expended under the provisions of section 7 of the Act of March 1, 1911, entitled "An Act to enable any State to cooperate with any other State or States, or with the United States, for the protection of the watersheds of navigable streams, and to appoint a commission for the acquisition of lands for the purpose of conserving the navigability of navigable rivers," as amended.

Conservation of navigable waters.  
Purchase of lands for.

Vol. 36, p. 962; Vol. 38, p. 441; Vol. 43, p. 653.

Amounts available for 1928, 1929, and 1930.

*Proviso.*  
Acreage limit in any one State.

*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 United States Treasury not otherwise appropriated, to be expended under the provisions of section 7 of the Act of March 1, 1911 (Thirty-sixth Statutes, page 961), as amended by the Acts of March 4, 1913 (Thirty-seventh Statutes, page 828), June 30, 1914 (Thirty-eighth Statutes, page 441), and the Act of June 7, 1924 (Public, 270), available July 1, 1928, \$2,000,000; available July 1, 1929, \$3,000,000; available July 1, 1930, \$3,000,000; in all for this period, \$8,000,000, to be available until expended: *Provided*, That, except for the protection of the headwaters of navigable streams or the control and reduction of floods therein, no lands shall be purchased under the appropriations herein authorized in excess of one million acres in any one State.

Approved, April 30, 1928.

May 1, 1928.  
[H. R. 484.]  
[Public, No. 327.]

**CHAP. 462.**—An Act To amend section 10 of the Plant Quarantine Act, approved August 20, 1912.

Plant Quarantine Act.  
Punishment for violations.  
Vol. 37, p. 319; Vol. 39, p. 1165.  
Vol. 37, p. 319, amended.

Agricultural Department employees authorized to stop without warrant suspected persons, etc., and seize and destroy prohibited nursery stock, etc., found.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That section 10 of the Plant Quarantine Act, approved August 20, 1912 (Thirty-seventh Statutes at Large, page 315), as amended by the Act of March 4, 1917 (Thirty-ninth Statutes at Large, page 1165), be, and the same is hereby, amended by adding at the end thereof the following:

"That any employee of the Department of Agriculture, authorized by the Secretary of Agriculture to enforce the provisions of this Act and furnished with and wearing a suitable badge for identification, who has probable cause to believe that any person coming into the United States, or any vehicle, receptacle, boat, ship, or vessel, coming from any country or countries or moving interstate, possesses, carries, or contains any nursery stock, plants, plant products, or other articles the entry or movement of which in interstate or foreign commerce is prohibited or restricted by the provisions of this Act, or by any quarantine or order of the Secretary of Agriculture issued or promulgated pursuant thereto, shall have power to stop and, without warrant, to inspect, search, and examine such person, vehicle, receptacle, boat, ship, or vessel, and to seize, destroy, or otherwise dispose of, such nursery stock, plants, plant products, or other articles found to be moving or to have been moved in interstate commerce or to have been brought into the United States in violation of this Act or of such quarantine or order."

Approved, May 1, 1928.

**CHAP. 463.**—An Act Authorizing the Postmaster General to establish a uniform system of registration of mail matter, and for other purposes.

May 1, 1928.  
[H. R. 11279.]  
[Public, No. 323.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That section 3927 of the Revised Statutes of the United States (section 384, title 39, United States Code), as amended by section 209 of the Act of February 28, 1925 (Forty-third Statutes at Large, page 1058), be, and the same is hereby, amended further to read as follows:

“Mail matter shall be registered on the application of the party posting the same, and the fees chargeable therefor, in addition to the regular postage, shall be, in all cases, prepaid as follows:

Postal Service.  
Registered mail.  
R. S., sec. 3927, p. 763.  
U. S. Code, p. 1259.  
Vol. 43, p. 1068,  
amended.

Application, and indemnity fees.

“For registry indemnity not exceeding \$50, 15 cents.

Rates.

“For registry indemnity exceeding \$50 and not exceeding \$100, 20 cents.

“For registry indemnity exceeding \$100 and not exceeding \$200, 30 cents.

“For registry indemnity exceeding \$200 and not exceeding \$300, 40 cents.

“For registry indemnity exceeding \$300 and not exceeding \$400, 50 cents.

“For registry indemnity exceeding \$400 and not exceeding \$500, 60 cents.

“For registry indemnity exceeding \$500 and not exceeding \$600, 70 cents.

“For registry indemnity exceeding \$600 and not exceeding \$700, 80 cents.

“For registry indemnity exceeding \$700 and not exceeding \$800, 90 cents.

“For registry indemnity exceeding \$800 and not exceeding \$1,000, \$1.

“All such fees shall be accounted for in such manner as the Postmaster General shall direct.”

**SEC. 2.** That the provision of section 3 of the Act entitled “An Act making appropriations for the service of the Post Office Department for the fiscal year ending June 30, 1885, and for other purposes,” approved July 5, 1884 (Twenty-third Statutes at Large, page 158, section 321, title 39, United States Code), with respect to the registration of official matter of the executive departments, is hereby amended by adding the following paragraph, as follows:

Free registration of official mail.  
Vol. 23, p. 158, amended.  
U. S. Code, p. 1256.

“*Provided further,* That any official domestic letter or parcel to be registered by any executive department or bureau thereof, or independent Government institution, located at Washington, District of Columbia, or by the Public Printer, which requires registration may be registered without the payment of any registry fee.”

Additional offices, etc., included.

**SEC. 3.** The Act of February 27, 1897 (chapter 340, Twenty-ninth Statutes at Large, page 599), providing limited indemnity for loss of registered mail matter, and the Act of March 3, 1903 (Thirty-second Statutes at Large, page 1174, section 381, title 39, United States Code), fixing such indemnity at not exceeding \$100, and that portion of the Act of March 4, 1911 (Thirty-sixth Statutes at Large, page 1337, section 383, title 39, United States Code), making appropriations for the service of the Post Office Department and for other purposes and providing indemnity for the loss of third and fourth class domestic registered matter, are amended to read as follows:

Indemnity for loss of first-class mail.  
Vol. 29, p. 599.  
Vol. 32, p. 1174.  
U. S. Code, p. 1259.  
Third and fourth class mail.  
Vol. 36, p. 1337.  
U. S. Code, p. 1259.

“For the greater security of valuable mail matter the Postmaster General may establish a uniform system of registration, and as a part of such system he may provide rules under which the senders or owners of any registered matter shall be indemnified for loss,

Uniform system of registration and indemnity therefor to be established.

rifing, or damage thereof in the mails, the indemnity to be paid out of the postal revenues, but in no case to exceed \$1,000 for any one registered piece, or the actual value thereof when that is less than \$1,000, and for which no other compensation or reimbursement to the loser has been made, the amount of such indemnity to be fixed by the Postmaster General."

Approved, May 1, 1928.

May 1, 1928.  
[H. R. 11583.]  
[Public, No. 329.]

**CHAP. 464.**—An Act Granting the consent of Congress to the State Highway Commission of Arkansas to construct, maintain, and operate a toll bridge across the White River at or near Cotter, Arkansas.

White River.  
Arkansas may  
bridge, at Cotter.

*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 Highway Commission of Arkansas to construct, maintain, and operate a bridge and approaches thereto across White River, at a point suitable to the interests of navigation, at or near Cotter, Arkansas, 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.

Construction.  
Vol. 34, p. 84.

Rates applied to operation, sinking fund, etc.

**SEC. 2.** If tolls are charged for the use of such bridge, the rates of toll shall be so adjusted as to provide a fund sufficient (1) to pay the reasonable cost of maintaining, repairing, and operating the bridge and its approaches; (2) the interest on borrowed money necessarily required and financing charges necessarily incurred in connection with the construction of the bridge and its approaches; and (3) to provide a sinking fund sufficient to retire the bonds issued and sold in connection with such original construction. All revenues received from the bridge shall be applied to the foregoing purposes, and no bonds issued in connection with the construction of the bridge and its approaches shall be made to mature later than twenty years after the date of issue thereof.

Maturity of bonds limited, etc.

Maintenance as free bridge on retirement of bonds.

Record of expenditures, receipts, etc.

After a fund sufficient to retire such bonds in accordance with their provisions shall have been so provided, the bridge shall thereafter be maintained and operated as a free highway bridge upon which no tolls shall be charged. An accurate and itemized record of the original cost of the bridge and its approaches, the expenditures for maintaining, repairing, and operating the same, the interest charges paid, and the tolls charged and the daily revenues received from the bridge, shall be kept by the State Highway Commission of Arkansas, and shall be available at all reasonable times for the information of all persons interested.

Amendment.

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

Approved, May 1, 1928.

May 1, 1928.  
[H. R. 11625.]  
[Public, No. 330.]

**CHAP. 465.**—An Act Granting the consent of Congress to the State of Montana, Valley County, Montana, and Garfield County, Montana, or to any or either of them, jointly or severally, to construct, maintain, and operate a bridge across the Missouri River at or near Glasgow, Montana.

Missouri River.  
Ante, p. 111, amended.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Act entitled "An Act granting the consent of Congress to the State of Montana, Valley County, Montana, and McCone County, Montana, or to any or either of them, jointly or severally, to construct, maintain, and operate a bridge across the Missouri River at or near

Glasgow, Montana," approved February 16, 1928, be amended to read as follows:

"That the consent of Congress is hereby granted to the State of Montana, Valley County, Montana, and Garfield County, Montana, or to any or either of them jointly or severally, to construct, maintain, and operate a free bridge and approaches thereto across the Missouri River, at a point suitable to the interests of navigation, at or near Glasgow, Montana, in township 25 north, range 40 east of the Montana principal meridian, in accordance with the provisions of an Act entitled 'An Act to regulate the construction of bridges over navigable waters,' approved March 23, 1906.

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

Approved, May 1, 1928.

**CHAP. 466.**—An Act Authorizing the B and P Bridge Company, its successors and assigns, to construct, maintain, and operate a bridge across the Rio Grande River at or near Weslaco, Texas.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That in order to facilitate international commerce, improve the postal service, and provide for military and other purposes, the B and P Bridge Company, its successors and assigns, be, and is hereby, authorized to construct, maintain, and operate a bridge and approaches thereto across the Rio Grande River, so far as the United States has jurisdiction over the waters of such river, at a point suitable to the interests of navigation, at or near Weslaco, Texas, in accordance with the provisions of the Act entitled "An Act to regulate the construction of bridges over navigable waters," approved March 23, 1906, subject to the conditions and limitations contained in this Act, and subject to the approval of the proper authorities in Mexico.

SEC. 2. There is hereby conferred upon the B and P Bridge Company, its successors and assigns, all such rights and powers to enter upon lands and to acquire, condemn, occupy, possess, and use real estate and other property in the State of Texas 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 of Texas, 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 appropriation of property for public purposes in such State.

SEC. 3. The said B and P Bridge Company, its successors and assigns, is hereby authorized to fix and charge tolls for transit over such bridge in accordance with any laws of Texas applicable thereto, 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. The right to sell, assign, transfer, and mortgage all the rights, powers, and privileges conferred by this Act is hereby granted to the B and P Bridge Company, 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. 5. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, May 1, 1928.

Montana, Valley and Garfield Counties may bridge, at Glasgow.

Construction.  
Vol. 34, p. 84.

Amendment.

May 1, 1928.  
[H. R. 11578.]  
[Public, No. 331.]

Rio Grande. B and P Bridge Company may bridge, at Weslaco, Tex.

Construction.  
Vol. 34, p. 84.

Approval of Mexico required.

Right to acquire real estate, etc., in Texas for location, approaches, etc.

Condemnation proceedings.

Tolls authorized.

Vol. 34, p. 85.

Right to sell, etc., conferred.

Amendment.

May 1, 1928.

[H. R. 11473.]

[Public, No. 332.]

**CHAP. 467.**—An Act Granting the consent of Congress to the States of North Dakota and Minnesota to construct, maintain, and operate a bridge across the Red River of the North at Fargo, North Dakota.

Red River of the North. North Dakota, Minnesota, etc., may bridge, between Fargo, N. Dak., and Moorhead, Minn.

Construction. Vol. 34, p. 34. Post, p. 1534.

Amendment.

*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 North Dakota, the State of Minnesota, the county of Cass, North Dakota, the county of Clay, Minnesota, the city of Fargo, North Dakota, and the city of Moorhead, Minnesota, or to any one or more of them to construct, maintain, and operate a free highway bridge across the Red River of the North at a point suitable to the interests of navigation between Fargo, North Dakota, and Moorhead, Minnesota, in accordance with the provisions of an Act entitled "An Act to regulate the construction of bridges over navigable waters," approved March 23, 1906.

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

Approved, May 1, 1928.

May 1, 1928.

[H. R. 11356.]

[Public, No. 333.]

**CHAP. 468.**—An Act Authorizing the State of Indiana to construct, maintain, and operate a toll bridge across the Ohio River at or near Rockport, Indiana.

Ohio River. Indiana may bridge, at Rockport.

Construction. Vol. 34, p. 84.

Right to acquire real estate, etc., for location, approaches, etc.

Condemnation proceedings.

Tolls authorized.

Vol. 34, p. 85.

Rates of toll applied to operation, sinking fund, etc.

*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 State of Indiana, acting by and through its State highway commission and the successors of said 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 interests of navigation, at or near the city at Rockport, Indiana, across said river to a point opposite in Daviess County, 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, and subject to the conditions and limitations contained in this Act.

SEC. 2. There is hereby conferred upon the State of Indiana, acting by and through its State highway commission, and 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, 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 State of Indiana, acting by and through its State highway commission and the successors of said 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 such bonds or other securities as may be legally issued by said State for the cost

of such bridge and its approaches, with reasonable financing charges and redemption provisions, as soon as possible under reasonable charges, but within a period of not to exceed twenty years from the completion thereof. After a sinking fund, including the earnings thereof from investment or otherwise, sufficient for such amortization shall have been provided, such bridge shall thereafter be maintained and operated free of tolls, or the rates of toll shall thereafter be so adjusted as to provide a fund of not to exceed the amount necessary for the proper maintenance, repair, and operation of the bridge and its approaches under economical management. 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.

Maintenance as free bridge, etc., after amortizing costs.

Record of expenditures and receipts.

Amendment.

SEC. 5. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, May 1, 1928.

**CHAP. 469.**—An Act Granting the consent of Congress to the board of county commissioners of Itasca County, Minnesota, to construct, maintain, and operate a free highway bridge across the Mississippi River at or near the road between the villages of Cohasset and Deer River, Minnesota.

May 1, 1928.  
[H. R. 11267.]  
[Public, No. 334.]

*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 board of county commissioners of Itasca County, Minnesota, 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 the north line of section 35, township 144 north, range 25 west, on the road between the villages of Cohasset and Deer River, 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.

Mississippi River, Itasca County, Minn., may bridge, between Cohasset and Deer River.

Construction.  
Vol. 34, p. 84.

Amendment.

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

Approved, May 1, 1928.

**CHAP. 470.**—An Act Authorizing the Saint Albans Nitro Bridge Company, its successors and assigns, to construct, maintain, and operate a bridge across the Kanawha River at or near Saint Albans, Kanawha County, West Virginia.

May 1, 1928.  
[H. R. 11268.]  
[Public, No. 335.]

*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 Saint Albans Nitro Bridge Company, its successors and assigns, be, and is hereby, authorized to construct, maintain, and operate a bridge and approaches thereto across the Kanawha River at a point suitable to the interests of navigation at or near Saint Albans, Kanawha County, West Virginia, in accordance with the provisions of the Act entitled "An Act to regulate the construction of bridges over navigable waters," approved March 23, 1906, and subject to the conditions and limitations contained in this Act.

Kanawha River, Saint Albans Nitro Bridge Company may bridge, at Saint Albans, W. Va.

Construction.  
Vol. 34, p. 84.  
Post, p. 1527.

SEC. 2. After the completion of such bridge, as determined by the Secretary of War, either the State of West Virginia, any political subdivision thereof within or adjoining which any part of such bridge is located, or any two or more of them jointly, may

Acquisition authorized, after completion, by West Virginia, etc.

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 such State governing the acquisition of private property for public purposes by condemnation or expropriation. If at any time after the expiration of twenty 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 good will, 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 cost, not to exceed 10 per centum of the sum of the cost of constructing the bridge and its approaches and acquiring such interests in real property; (4) actual expenditures for necessary improvements.

**SEC. 3.** If such bridge shall at any time be taken over or acquired by the State of West Virginia, or by any municipality or other political subdivision or public agency thereof, under the provisions of section 2 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, or the rates of toll shall thereafter be so adjusted as to provide a fund of not to exceed the amount necessary for the proper maintenance, repair, and operation of the bridge and its approaches under economical management. 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.

**SEC. 4.** The Saint Albans Nitro Bridge Company, its successors and assigns, shall, within ninety days after the completion of such bridge, file with the Secretary of War and with the highway department of the State of West Virginia, 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 at the request of the highway department of the State of West Virginia, 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 Saint Albans Nitro Bridge Company, 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 2 of this Act, subject only to review in a court of equity for fraud or gross mistake.

Condemnation proceedings.

Compensation if acquired by condemnation.

Limitations.

Tolls under State, etc., operation.

Rates applied to operation, sinking fund, etc.

Maintenance as free bridge, etc., after amortizing costs.

Record of expenditures and receipts.

Sworn statement of construction costs, etc., to be filed after completion.

Examination by Secretary of War.

Findings of Secretary conclusive.



SEC. 5. The right to sell, assign, transfer, and mortgage all the rights, powers, and privileges conferred by this Act is hereby granted to the Saint Albans Nitro Bridge Company, 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.

Right to sell, etc., conferred.

SEC. 6. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Amendment.

Approved, May 1, 1928.

CHAP. 471.—An Act Authorizing the Cabin Creek Kanawha Bridge Company, its successors and assigns, to construct, maintain, and operate a bridge across the Kanawha River at or near Cabin Creek, West Virginia.

May 1, 1928.  
[H. R. 11265.]  
[Public, No. 336.]

*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 Cabin Creek Kanawha Bridge Company, its successors and assigns, be, and is hereby, authorized to construct, maintain, and operate a bridge and approaches thereto across the Kanawha River, at a point suitable to the interests of navigation, at or near Cabin Creek, 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.

Kanawha River, Cabin Creek Kanawha Bridge Company may bridge, at Cabin Creek, W. Va.

SEC. 2. After the completion of such bridge, as determined by the Secretary of War, either the State of West Virginia, any political subdivision thereof within or adjoining which any part of such bridge is located, 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 such State governing the acquisition of private property for public purposes by condemnation or expropriation. If at any time after the expiration of twenty 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 good will, 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 cost, not to exceed 10 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.

Construction.  
Vol. 34, p. 84.

Acquisition authorized, after completion, by West Virginia, etc.

Condemnation proceedings.

Compensation if acquired by condemnation.

Limitations.

SEC. 3. If such bridge shall at any time be taken over or acquired by the State of West Virginia or by any municipality or other political subdivision or public agency thereof, under the provisions of section 2 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.

Tolls under State, etc., operation.

Rates applied to operation, sinking fund, etc.

Maintenance as free bridge, etc., after amortizing costs.

Record of expenditures and receipts.

Sworn statement of construction costs, etc., to be filed after completion.

Examination by Secretary of War.

Findings of Secretary conclusive.

Right to sell, etc., conferred.

Amendment.

After a sinking fund sufficient for such amortization shall have been so provided, such bridge shall thereafter be maintained and operated free of tolls, or the rates of tolls shall thereafter be so adjusted as to provide a fund of not to exceed the amount necessary for the proper maintenance, repair, and operation of the bridge and its approaches under economical management. 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.

SEC. 4. The Cabin Creek Kanawha Bridge Company, its successors and assigns shall, within ninety days after the completion of such bridge, file with the Secretary of War and with the highway department of the State of West Virginia, 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 at the request of the highway department of the State of West Virginia, 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 Cabin Creek Kanawha Bridge Company, 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 2 of this Act, subject only to review in a court of equity for fraud or gross mistake.

SEC. 5. The right to sell, assign, transfer, and mortgage all the rights, powers, and privileges conferred by this Act is hereby granted to the Cabin Creek Kanawha Bridge Company, 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. 6. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, May 1, 1928.

May 1, 1928.  
[H. R. 11212.]  
[Public, No. 337.]

**CHAP. 472.**—An Act Authorizing Paul Leupp, his heirs, legal representatives, or assigns, to construct, maintain, and operate a bridge across the Missouri River at or near Stanton, North Dakota.

*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, Paul Leupp, his heirs, legal representatives, or assigns, be, and is hereby, authorized to construct, maintain, and operate a bridge and approaches thereto across the Missouri River at a point suitable to the interests of navigation at or near the village of Stanton, Mercer County, North Dakota, 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.

Missouri River.  
Paul Leupp, may  
bridge, at Stanton, N.  
Dak.

Construction.  
Vol. 34, p. 34.  
Post, p. 1475.

SEC. 2. After the completion of such bridge, as determined by the Secretary of War, either the State of North Dakota, any political subdivisions thereof within or adjoining which any part of such bridge is located, 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 such State governing the acquisition of private property for public purposes by condemnation or expropriation. If at any time after the expiration of twenty 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 good will, 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 cost, not to exceed 10 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 authorized, after completion, by North Dakota, etc.

Condemnation proceedings.

Compensation if acquired by condemnation.

Limitations.

Tolls under State, etc., operation.

Rates applied to operation, sinking fund, etc.

Maintenance as free bridge, etc., after amortizing costs.

Record of expenditures and receipts.

SEC. 3. If such bridge shall at any time be taken over or acquired by the State of North Dakota, or by any municipality or other political subdivision or public agency thereof, under the provisions of section 2 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 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. After a sinking fund sufficient for such amortization shall have been so provided, such bridge shall thereafter be maintained and operated free of tolls, or the rates of toll shall thereafter be so adjusted as to provide a fund of not to exceed the amount necessary for the proper maintenance, repair, and operation of the bridge and its approaches under economical management. 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.

Sworn statement of construction costs, etc., to be filed after completion.

Examination by Secretary of War.

SEC. 4. Paul Leupp, his heirs, legal representatives, or assigns, shall, within ninety days after the completion of such bridge, file with the Secretary of War and with the highway department of the State of North Dakota 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, at the request of the highway department of the State of North Dakota, 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 Paul Leupp, his heirs, legal representatives, or assigns, shall make available all of his 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 2

Findings of Secretary conclusive.

of this Act, subject only to review in a court of equity for fraud or gross mistake.

Right to sell, etc.,  
conferred.

SEC. 5. The right to sell, assign, transfer, and mortgage all the rights, powers, and privileges conferred by this Act is hereby granted to Paul Leupp, his heirs, legal representatives, or 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.

Amendment.

SEC. 6. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, May 1, 1928.

May 1, 1928.  
[S. 3437.]

[Public, No. 338.]

CHAP. 473.—An Act To provide for the conservation of fish, and for other purposes.

Fish.  
Investigation of  
means to prevent de-  
struction of, due to  
Government ditches,  
canals, etc.  
Amount authorized  
for.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Department of Commerce be, and it is hereby, authorized to study, investigate and determine the best means and methods of preventing the destruction of fish occasioned by ditches, canals, and other works constructed or maintained by the United States; and for this purpose such sums of money as may be necessary, not exceeding in the aggregate \$25,000 are hereby authorized to be expended out of any money in the Treasury not otherwise appropriated.

Approved, May 1, 1928.

May 1, 1928.  
[H. R. 7184.]

[Public, No. 339.]

CHAP. 474.—An Act Authorizing J. L. Rowan, his heirs, legal representatives, and assigns, to construct, maintain, and operate a bridge across the Ohio River at or near Shawneetown, Illinois.

Ohio River.  
J. L. Rowan may  
bridge, at Shawnee-  
town, Ill.

*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, J. L. Rowan, his heirs, legal representatives, and assigns 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 interests of navigation, at or near Shawneetown, Gallatin County, Illinois, and a point opposite thereto in Union County, 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, and subject to the conditions and limitations contained in this Act.

Construction.  
Vol. 34, p. 84.

Right to acquire real  
estate, etc., for location,  
approaches, etc.

SEC. 2. There is hereby conferred upon J. L. Rowan, his heirs, legal representatives, and assigns, 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 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.

Condemnation pro-  
ceedings.

SEC. 3. The said J. L. Rowan, his heirs, legal representatives, 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 the authority contained in the Act of March 23, 1906.

Tolls authorized.

Vol. 34, p. 85.

SEC. 4. After the completion of such bridge, as determined by the Secretary of War, either the State of Illinois, 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, 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 such States governing the acquisition of private property for public purposes by condemnation or expropriation. If at any time after the expiration of twenty 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 good will, 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 interest in real property, (3) actual financing and promotion costs, not to exceed 10 per centum of the sum of the cost of constructing the bridge and its approaches and acquiring such interest in real property, and (4) actual expenditures for necessary improvements.

Acquisition authorized, after completion, by Illinois, Kentucky, etc.

Compensation if acquired by condemnation.

Limitations.

SEC. 5. If such bridge shall be taken over or acquired by the States or public agencies or political subdivisions thereof, or by either of them, as provided in section 4 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, or the rates of toll shall thereafter be so adjusted as to provide a fund of not to exceed the amount necessary for the proper maintenance, repair, and operation of the bridge and its approaches under economical management. 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.

Tolls under State, etc., operation.

Rates applied to operation, sinking fund, etc.

Maintenance as free bridge, etc., after amortizing costs.

Record of expenditures and receipts.

SEC. 6. J. L. Rowan, his heirs, legal representatives, 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 Illinois 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

Sworn statement of construction costs, etc., to be filed after completion.

Examination by Secretary of War.

purpose of such investigation the said J. L. Rowan, his heirs, legal representatives, and assigns, shall make available all of his 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 4 of this Act, subject only to review in a court of equity for fraud or gross mistake.

**SEC. 7.** The right to sell, assign, transfer, and mortgage all the rights, powers, and privileges conferred by this Act is hereby granted to J. L. Rowan, his heirs, legal representatives, 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 directly upon such corporation or person.

**SEC. 8.** The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, May 1, 1928.

**CHAP. 475.**—An Act Authorizing Roy Clippinger, Ulys Pyle, Edgar Leathers, Groves K. Flescher, Carmen Flescher, their heirs, legal representatives, and assigns, to construct, maintain, and operate a bridge across the Wabash River at or near McGregors Ferry in White County, Illinois.

*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, Roy Clippinger, Ulys Pyle, Edgar Leathers, Groves K. Flescher, Carmen Flescher, their heirs, legal representatives, and assigns, be, and are hereby, authorized to construct, maintain, and operate a bridge and approaches thereto across the Wabash River, at a point suitable to the interests of navigation, at or near McGregors Ferry in White County, Illinois, and a point in Posey 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 Roy Clippinger, Ulys Pyle, Edgar Leathers, Groves K. Flescher, Carmen Flescher, their heirs, legal representatives, and assigns, 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 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 Roy Clippinger, Ulys Pyle, Edgar Leathers, Groves K. Flescher, Carmen Flescher, their heirs, legal representatives, and assigns, are hereby authorized to fix and charge tolls for transit over such bridge, and the rates of toll so fixed shall be the legal rates until changed by the Secretary of War under the authority contained in the Act of March 23, 1906.

**SEC. 4.** After the completion of such bridge, as determined by the Secretary of War, either the State of Illinois, the State of Indiana, any public agency or political subdivision of either of such States,

Findings of Secretary conclusive.

Right to sell, etc., conferred.

Amendment.

May 1, 1928.  
[H. R. 9485.]  
[Public, No. 340.]

Wabash River.  
Roy Clippinger, etc.,  
may bridge, at Mc-  
Gregors Ferry, Ill.

Construction.  
Vol. 34, p. 84.  
Post, p. 1406.

Right to acquire real estate, etc., for location, approaches, etc.

Condemnation proceedings.

Tolls authorized.

Vol. 34, p. 85.

Acquisition authorized, after completion, by Illinois, Indiana, etc.

within or adjoining which any part of such bridge is located, 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 twenty 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 good will, 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 10 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.

SEC. 5. If such bridge shall be taken over or acquired by the States or public agencies or political subdivisions thereof, or by either of them, as provided in section 4 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 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. After a sinking fund sufficient for such amortization shall have been so provided, such bridge shall thereafter be maintained and operated free of tolls, or the rates of toll shall thereafter be so adjusted as to provide a fund of not to exceed the amount necessary for the proper maintenance, repair, and operation of the bridge and its approaches under economical management. 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.

SEC. 6. The said Roy Clippinger, Ulys Pyle, Edgar Leathers, Groves K. Flescher, Carmen Flescher, their heirs, legal representatives, 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 Illinois and Indiana, 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 Roy Clippinger, Ulys Pyle, Edgar Leathers, Groves K. Flescher, Carmen Flescher, their heirs, legal representatives, and assigns, shall make available all of their 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

Compensation if acquired by condemnation.

Limitations.

Tolls under State, etc., operation.

Rates applied to operation, sinking fund, etc.

Maintenance as free bridge, etc., after amortizing costs.

Record of expenditures and receipts.

Sworn statement of construction costs, etc., to be filed after completion.

Examination by Secretary of War.

Findings of Secretary conclusive.

mentioned in section 4 of this Act, subject only to review in a court of equity for fraud or gross mistake.

Right to sell, etc.,  
conferred.

SEC. 7. The right to sell, assign, transfer, and mortgage all the rights, powers, and privileges conferred by this Act, is hereby granted to Roy Clippinger, Ulys Pyle, Edgar Leathers, Groves K. Flescher, Carmen Flescher, their heirs, legal representatives, 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.

Amendment.

SEC. 8. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, May 1, 1928.

May 1, 1928.

[H. J. Res. 152.]

[Pub. Res. No. 29.]

CHAP. 476.—Joint Resolution Authorizing and requesting the President to extend invitations to foreign governments to be represented by delegates at the International Congress of Entomology to be held in the United States in 1928.

International Con-  
gress of Entomology.  
Foreign governments  
invited to send dele-  
gates to.

*Resolved 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 and requested to extend invitations to foreign governments to be represented by delegates at the International Congress of Entomology to be held in the United States in 1928.*

Approved, May 1, 1928.

May 2, 1928.

[H. R. 13331.]

[Public, No. 341.]

CHAP. 480.—An Act To authorize the President to present the distinguished flying cross to Colonel Francesco de Pinedo, Dieudonne Costes, Joseph LeBrix-Ehrenfried Gunther von Huenefeld, James C. FitzMaurice, and Hermann Koehl,

Distinguished fly-  
ing crosses.  
To be presented to  
Colonel Francesco de  
Pinedo.

*Be it enacted 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 present the distinguished flying cross to Colonel Francesco de Pinedo in recognition of his extraordinary achievement in making an aerial journey of twenty-five thousand miles by flying boat in the course of which he arrived in the United States by air from Rome.*

Dieudonne Costes  
and Joseph LeBrix.

That the President be, and is hereby, authorized to present the distinguished flying cross to Dieudonne Costes and Joseph LeBrix in recognition of their extraordinary achievement in an aerial journey of thirty-five thousand miles in the course of which they arrived in the United States by air after making the first nonstop flight across the South Atlantic.

Ehrenfried Gunther  
von Huenefeld, James  
C. FitzMaurice, and  
Hermann Koehl.

That the President be and he is hereby authorized to present the distinguished flying cross to Ehrenfried Gunther von Huenefeld, James C. FitzMaurice, and Hermann Koehl, in recognition of their extraordinary achievement in making the first nonstop westward trans-Atlantic flight by airplane from Europe to North America.

Approved, May 2, 1928.

May 2, 1928.

[H. R. 11478.]

[Public, No. 342.]

CHAP. 481.—An Act To amend an Act to allot lands to children on the Crow Reservation, Montana.

Crow Indians, Mont.  
Vol. 44, p. 566, amend-  
ed.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 1 of an Act entitled "An Act to allot lands to living children on the Crow*



Reservation, Montana," approved May 19, 1926 (Forty-fourth Statutes at Large, page 566), is hereby amended to read as follows:

"That the Secretary of the Interior is hereby authorized to allot lands in severalty to children of the Crow Tribe, now living, not heretofore allotted, from any suitable lands belonging to the tribe now available for allotments or which may become available, including any Crow lands heretofore opened to entry and sale, and to allot land to children hereafter born so long as there are lands of said tribe available for allotment purposes: *Provided*, That the areas allotted shall be as authorized by the General Allotment Act of February 8, 1887 (Twenty-fourth Statutes at Large, page 388), as amended."

Approved, May 2, 1928.

Allotments to living children of.

Children hereafter born.

*Proviso.*  
Areas of allotments.  
Vol. 24, p. 388.

**CHAP. 482.**—An Act Authorizing the attendance of the Marine Band at the Confederate Veterans' Reunion at Little Rock, Arkansas.

May 2, 1928.

[S. 4180.]

[Public, No. 343.]

*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 United States Marine Band to attend and give concerts at the Confederate Veterans' Reunion to be held at Little Rock, Arkansas, May 8 to 11, 1928.

Confederate Veterans' Reunion.  
Marine Band authorized to attend, at Little Rock, Ark.

**SEC. 2.** For the purpose of defraying the expenses of the band in attending such reunion there is hereby appropriated, out of any money in the Treasury not otherwise appropriated, the sum of \$7,872, or so much thereof as may be necessary.

Appropriation for expenses of band.

Approved, May 2, 1928.

**CHAP. 483.**—Joint Resolution Authorizing the erection in the District of Columbia of a monument in memory of Peter Muhlenberg.

May 2, 1928.

[H. J. Res. 239.]

[Pub. Res., No. 30.]

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled*, That the Peter Muhlenberg Memorial Association is authorized to erect, without expense to the United States, a monument in memory of Peter Muhlenberg, eminent statesman, clergyman, and soldier, as a gift to the people of the United States, in the public park lying between Ellicott Street, Connecticut Avenue, and Thirty-sixth Street, northwest, in the District of Columbia. Such monument shall not be erected until the plans and specifications therefor have been submitted to and approved by the Joint Committee on the Library and the Commission of Fine Arts. Such monument shall be erected under the supervision of the Director of Public Buildings and Public Parks of the National Capital.

Peter Muhlenberg.  
Monument in memory of, may be erected in District of Columbia.  
Location.

Conditions.

Approved, May 2, 1928.

**CHAP. 484.**—An Act Authorizing the payment of an indemnity to the British Government on account of the death of Reginald Ethelbert Myrie, alleged to have been killed in the Panama Canal Zone on February 5, 1921, by a United States Army motor truck.

May 3, 1928.

[H. R. 9569.]

[Public, No. 344.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That the Secretary of the Treasury be, and he is hereby, directed to pay to the British Government, as an act of grace and without reference to the question of liability therefor, the sum of \$1,000 as full indemnity for the

British Government.  
Payment directed to, as indemnity for death of Reginald Ethelbert Myrie.

Appropriation authorized.  
Post, p. 912.

death of Reginald Ethelbert Myrie, a British subject, alleged to have been killed in the Panama Canal Zone on February 5, 1921, by a United States Army truck driven by a private in the Motor Transport Corps, as set forth in the message of the President of January 4, 1928, printed as Senate Document Numbered 32, Seventieth Congress, first session; and there is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, a sufficient sum to carry out the purpose of this Act.

Approved, May 3, 1928.

May 3, 1928.  
[H. R. 12179.]  
[Public, No. 345.]

**CHAP. 485.**—An Act To provide for the reimbursement of the Government of Great Britain on account of certain sums expended by the British chaplain in Moscow, the Reverend F. North, for the relief of American nationals in Russia in 1920.

Great Britain.  
Payment to, directed as reimbursement of Reverend F. North, for expenses relieving American nationals in Russia.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of the Treasury be, and he is hereby, directed to pay to the Government of Great Britain, as a matter of grace and without reference to the question of legal liability therefor, the sum of \$19,407.60, being the equivalent of the sum of £3,988, at par exchange, as reimbursement on account of certain sums expended by the British chaplain in Moscow, the Reverend F. North, for the relief of American nationals in Russia in 1920, as set forth in the message of the President of February 27, 1928, printed as Senate Document Numbered 66, Seventieth Congress, first session; and there is hereby authorized to the appropriated, out of any money in the Treasury not otherwise appropriated, a sum sufficient to carry out the purpose of this Act.

Approved, May 3, 1928.

Appropriation authorized.  
Post, p. 912.

May 3, 1928.  
[H. R. 9047.]  
[Public, No. 346.]

**CHAP. 486.**—An Act To authorize appropriations for the construction of roads at the Presidio of San Francisco, California.

Army.  
Amount authorized for completing roads at Presidio of San Francisco, Calif.  
Post, p. 927.

*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 \$47,200 for the purpose of completing the military roads at the Presidio of San Francisco, California.

Approved, May 3, 1928.

May 3, 1928.  
[H. R. 6862.]  
[Public, No. 347.]

**CHAP. 487.**—An Act Authorizing and directing the Secretary of the Interior to investigate, hear, and determine the claims of individual members of the Sioux Tribe of Indians against tribal funds or against the United States.

Sioux Indians.  
Investigation, etc., of claims of enrolled individual, against tribal funds, etc.

*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 investigate, hear, and determine the claims of the individual Indians whose names are enrolled on the approved rolls of the following Indian agencies: Rosebud, Pine Ridge, Lower Brule, Crow Creek, Cheyenne River, Yankton, Sisseton, and Flandreaux, in the State of South Dakota; Fort Peck, in the State of Montana; Fort Totten, in the State of North Dakota; Standing Rock, in the States of North and South Dakota; and Santee, in the State of Nebraska: *Provided,*

Provisos.

That the Secretary of the Interior is authorized to make all rules and regulations necessary to carry out the provisions of this Act: *Provided further*, That the claims which shall be investigated under this Act shall be individual claims for allotments of land and for loss of personal property or improvements where the claimants or those through whom the claims originated were not members of any band of Indians engaged in hostilities against the United States at the time the losses occurred. If any such claims shall be considered meritorious, the Secretary of the Interior shall adjust same where there is existing law to authorize their adjustment, and such other meritorious claims he shall report to Congress with appropriate recommendation.

Regulations to be made.

Nature of claims.

Adjustment, etc., of meritorious claims.

Approved, May 3, 1928.

**CHAP. 488.**—An Act Authorizing the Henderson-Ohio River Bridge Company, its successors and assigns, to construct, maintain, and operate a bridge across the Ohio River at or near Henderson, Kentucky.

May 3, 1928.

[S. 4046.]

[Public, No. 348.]

*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 Henderson-Ohio River Bridge Company, its successors and assigns, 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 interests of navigation, at or near Henderson, Henderson County, Kentucky, across said river to a point opposite in Vanderburgh 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.

Ohio River.  
Henderson-Ohio River Bridge Company may bridge, at Henderson, Ky.

Construction.  
Vol. 34, p. 84.

**SEC. 2.** There is hereby conferred upon Henderson-Ohio River Bridge Company, its successors and assigns, 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 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.

Right to acquire real estate, etc., for location, approaches, etc.

Condemnation proceedings.

**SEC. 3.** The Henderson-Ohio River Bridge Company, 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 the authority contained in the Act of March 23, 1906.

Tolls authorized.

Vol. 34, p. 85.

**SEC. 4.** From the tolls charged for the use of such bridge, the Henderson-Ohio River Bridge Company, its successors and assigns, shall pay all reasonable operating costs, taxes, assessments, insurance, cost of maintenance, repairs, necessary replacements, and interest on the bonds and dividends on the stock issued to procure necessary funds for the construction of such bridge and its approaches and other costs incidental thereto; all other funds received for the use of such bridge, after the payment of the foregoing costs and charges, shall be set aside in the manner hereinafter provided as a sinking fund for retiring the bonds and the stock issued and sold by the

Use of tolls designated.

Other funds set aside as sinking fund for retiring bonds, etc.

Appointment of trustee for mortgage, etc.

Net revenues for redemption of bonds.

Retirement of stock after redemption of bonds.

Interest and dividend rates.

Issue limit.

Upon payment or redemption of all bonds and stock, bridge to become property of Kentucky.

Conveyance by Bridge Company.

To be a free bridge. Record of expenditures and receipts.

Acquisition authorized, after completion, by Kentucky, etc.

Condemnation proceedings.

Compensation if acquired by condemnation.

Henderson-Ohio River Bridge Company, its successors and assigns, for the purpose of providing the funds with which to construct said bridge and its approaches. Any mortgage or deed of trust issued by the Henderson-Ohio River Bridge Company, its successors and assigns, to secure funds for the construction of said bridge and its approaches, shall provide for the appointment of the Kentucky State Highway Commission, or such bank or bank and trust company in Henderson County, Kentucky, as said Commission may designate as trustee, and the net revenues received from the use of such bridge as provided for in this section, shall be paid to the trustee and used for the payment or redemption, at par, as soon as possible, of all bonds issued and sold in connection with the construction of such bridge; after all such bonds have been paid or retired, the trustee shall continue to act as such and shall apply the net proceeds from the use of such bridge as rapidly as possible to the retirement of the outstanding stock at par issued by the Henderson-Ohio River Bridge Company in connection with the construction of such bridge. No bonds or stock issued and sold for the purpose of providing funds for the construction of said bridge, its approaches and appurtenances, shall bear interest or pay dividends at a rate exceeding 7 per centum per annum. Such bonds and stock so issued shall not exceed in the aggregate the total actual cost of constructing such bridge and its approaches and any real estate that may be necessarily required in connection therewith, and organization and financing charges, not exceeding 10 per centum of the actual cost of constructing such bridge and approaches and acquiring such real estate.

SEC. 5. When all of the bonds and stock issued and sold in connection with the construction of said bridge shall have been paid or redeemed, or shall have been called for payment or redemption, and the funds with which to redeem such as shall not have been presented for redemption shall have been provided, the bridge and its approaches and appurtenances shall thereupon be and become the property of the State of Kentucky, and the proper officials or agents of the Henderson-Ohio River Bridge Company, its successors and assigns, shall immediately, by proper deed of conveyance, convey, transfer, and assign to the State Highway Commission of the State of Kentucky, the said bridge and its approaches and all real estate, franchises and other property necessarily held in connection therewith. Thereafter such bridge shall be maintained and operated free of tolls. An accurate record of the costs of the bridge, its approaches and appurtenances, the expenditures for maintaining, repairing, and operating the same and for taxes, insurance, betterments, and other necessary charges and of the daily tolls collected, shall be kept and shall be available for the information of all persons interested.

SEC. 6. After the completion of such bridge, the State of Kentucky, through its State highway commission, or, with the consent and approval of the State highway commission, the County of Henderson, 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 the State of Kentucky governing the acquisition of private property for public purposes by condemnation or expropriation. If the bridge and its approaches and appurtenances are acquired by condemnation, the amount of damages or compensation to be allowed shall be such an amount as will equal the amount necessary to redeem and retire all the bonds and stock outstanding at the time of such condemnation proceedings.

SEC. 7. If such bridge shall at any time be taken over or acquired by the State of Kentucky, or by Henderson County, as provided by section 6 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 to repay for the reasonable cost of maintaining, repairing and operating the bridge and its approaches under economic management and to provide a sinking fund sufficient to amortize the amount paid therefor, including the reasonable interest and financing cost, as soon as possible under reasonable charges. After a sinking fund sufficient for such amortization shall have been so provided, such bridge shall thereafter be maintained and operated free of tolls.

Tolls under State, etc., operation.

Rates applied to operation, sinking fund, etc.

Maintenance as free bridge after amortizing cost.

Right to sell, etc., conferred.

SEC. 8. The right to sell, assign, transfer, and mortgage all the rights, powers, and privileges conferred by this Act is hereby granted to Henderson-Ohio River Bridge Company, 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. 9. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Amendment.

Approved, May 3, 1928.

CHAP. 489.—Joint Resolution To provide for the membership of the United States in the American International Institute for the Protection of Childhood.

May 3, 1928.  
[H. J. Res. 230.]  
[Pub. Res., No. 31.]

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That to enable the United States to become a member of the American International Institute for the Protection of Childhood at Montevideo, Uruguay, there is hereby authorized to be appropriated the sum of \$2,000 per annum for the contribution by the United States toward the support of the institution.*

American International Institute for Protection of Childhood. Annual contribution authorized for membership in.  
*Post*, pp. 913, 1106.

Approved, May 3, 1928.

CHAP. 490.—Joint Resolution Requesting the President to extend to the Republics of America an invitation to attend a Conference of Conciliation and Arbitration to be held at Washington during 1928 or 1929.

May 3, 1928.  
[H. J. Res. 262.]  
[Pub. Res., No. 32.]

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the President be, and he is hereby, requested to extend to the Republics of America an invitation to attend a conference of conciliation and arbitration to be held at Washington during 1928 or 1929, for the purpose of drawing up a convention for the realization of the principle of arbitration for the pacific solution of their international differences of a juridical nature which was adopted in the resolution passed at the Sixth International Conference of American States.*

Conference of Conciliation and Arbitration. American Republics invited to attend, at Washington.

SEC. 2. That the sum of \$60,000, or so much thereof as may be necessary, is hereby authorized to be appropriated for the expenses of such conference, including salaries in the District of Columbia or elsewhere, rent, printing and binding, printing of official visiting cards, travel and subsistence or per diem in lieu of subsistence (notwithstanding the provisions of any other Act), stenographic and other services by contract if deemed necessary, and such other expenses as may be deemed necessary by the Secretary of State by reason of such invitation.

Amount authorized for expenses.  
*Post*, p. 912.

Approved, May 3, 1928.

May 3, 1928.  
[H. J. Res. 145.]  
[Pub. Res. No. 33.]

Chinese Govern-  
ment.  
Payment to, directed  
as indemnity for deaths  
of Chang Lin and Tong  
Huan Yah.

Appropriation au-  
thorized.  
Post, p. 911.

**CHAP. 491.**—Joint Resolution To provide for the payment of an indemnity to the Chinese Government for the death of Chang Lin and Tong Huan Yah, alleged to have been killed by members of the armed forces of the United States.

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of the Treasury be, and he is hereby, directed to pay to the Chinese Government, as a matter of grace and without reference to the question of liability therefor, the sum of \$1,000 as full indemnity for the death of Chang Lin, alleged to have been killed by a member of the United States Infantry at Leichuan, China, on May 4, 1923, the sum to be for the benefit of the family of said Chang Lin, and the sum of \$100 as full indemnity for the death of Tong Huan Yah, alleged to have been killed by members of the crew of the United States ship Elcano while engaged in target practice at Hankow, China, on March 26, 1923, the sum to be for the benefit of the father of said Tong Huan Yah, as set forth in the message of the President of January 4, 1928, printed as Senate Document Numbered 34, Seventieth Congress, first session; and there is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, a sufficient sum to carry out the purpose of this Act.

Approved, May 3, 1928.

May 3, 1928.  
[H. J. Res. 146.]  
[Pub. Res. No. 34.]

Dominican Repub-  
lic.  
Payment to, directed  
as indemnity for death  
of Juan Soriano.

Appropriation au-  
thorized.  
Post, p. 911.

**CHAP. 492.**—Joint Resolution To provide for the payment of an indemnity to the Dominican Republic for the death of Juan Soriano, who was killed by the landing of an airplane belonging to the United States Marine Corps.

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of the Treasury be, and he is hereby, directed to pay to the Dominican Republic, as a matter of grace and without reference to the question of liability therefor, the sum of \$2,000, as full indemnity for the death of Juan Soriano, a Dominican subject, who was killed by the landing of an airplane belonging to the United States Marine Corps, on October 2, 1923, at Guerra, Dominican Republic, as set forth in the message of the President of December 12, 1927, printed as Senate Document Numbered 13, Seventieth Congress, first session; and there is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, a sufficient sum to carry out the purpose of this Act.

Approved, May 3, 1928.

May 3, 1928.  
[H. J. Res. 151.]  
[Pub. Res. No. 35.]

China.  
Payment to, directed  
as indemnity for death  
of Sun Jui-chin.

Appropriation au-  
thorized.  
Post, p. 911.

**CHAP. 493.**—Joint Resolution To provide for payment of the claim of the Government of China for compensation of Sun Jui-chin for injuries resulting from an assault on him by a private in the United States Marine Corps.

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of the Treasury be, and he is hereby, directed to pay to the Government of China, as a matter of grace and without reference to the question of liability therefor, a sum equivalent to \$500 Mexican as full indemnity for injuries to Sun Jui-chin resulting from an assault upon him in China by a private in the United States Marine Corps on June 11, 1923, as recommended in the message of the President of December 17, 1927, printed as Senate Document Numbered 23, Seventieth Congress, first session; and there is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, a sum sufficient to carry out the purpose of this Act.

Approved, May 3, 1928.

**CHAP. 494.**—Joint Resolution To provide for the payment of an indemnity to the British Government to compensate the dependents of Edwin Tucker, a British subject, alleged to have been killed by a United States Army ambulance in Colon, Panama.

May 3, 1928.  
[H. J. Res. 148.]  
[Pub. Res. No. 36.]

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of the Treasury be, and he is hereby, directed to pay to the British Government, as a matter of grace and without reference to the question of liability therefor, the sum of \$2,500 as full indemnity for the death of Edwin Tucker, a British subject alleged to have been killed by a United States Army ambulance in Colon, Panama, on or about December 6, 1924, as set forth in the message of the President of December 17, 1927, and printed as Senate Document Numbered 20, Seventieth Congress, first session; and there is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, a sufficient sum to carry out the purpose of this Act.

Approved, May 3, 1928.

British Government.  
Payment to, directed as indemnity for death of Edwin Tucker.

Appropriation authorized.  
Post, p. 911.

**CHAP. 495.**—Joint Resolution To provide for the payment of an indemnity to the Government of the Netherlands for compensation for personal injuries sustained by two Netherlands subjects, Arend Kamp and Francis Gort, while the United States ship Canibas was loading on May 1, 1919, at Rotterdam.

May 3, 1928.  
[H. J. Res. 150.]  
[Pub. Res. No. 37.]

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of the Treasury be, and he is hereby, directed to pay to the Government of the Netherlands, as a matter of grace and without reference to the question of liability therefor, the sum of \$500 as full compensation for personal injuries sustained by Arend Kamp, a Netherlands subject, and the sum of \$500 as full compensation for personal injuries sustained by Francis Gort, a Netherlands subject, while the United States ship Canibas was loading on May 1, 1919, at Rotterdam, as set forth in the message of the President of December 19, 1927, printed as Senate Document Numbered 30, Seventieth Congress, first session; and there is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, a sufficient sum to carry out the purpose of this Act.

Approved, May 3, 1928.

Netherlands.  
Payment to, authorized as indemnity for personal injuries to Arend Kamp and Francis Gort.

Appropriation authorized.  
Post, p. 912.

**CHAP. 496.**—Joint Resolution To authorize an appropriation for the compensation of William Wiseman.

May 3, 1928.  
[H. J. Res. 149.]  
[Pub. Res. No. 38.]

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of the Treasury be, and he is hereby, directed to pay to Great Britain, as an act of grace and without reference to the question of legal liability, the sum of \$9,200 in recognition of the services of William Wiseman as British vice consul at Salina Cruz, Mexico, in behalf of American interests from April 12, 1914, to December 13, 1917, as set forth in the message of the President of December 17, 1927, printed as Senate Document Numbered 22, Seventieth Congress, first session; and there is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, a sufficient sum to carry out the purpose of this Act.

Approved, May 3, 1928.

Great Britain.  
Payment to, in recognition of services of William Wiseman for American interests in Mexico.

Appropriation authorized.  
Post, p. 912.

May 4, 1928.

[H. R. 12320.]

[Public No. 349.]

**CHAP. 502.**—An Act To amend the Longshoremen's and Harbor Workers' Compensation Act.

Longshoremen's, etc.  
Compensation Act.  
District attorney to  
appear for Commission  
in court cases.

Vol. 44, p. 1437.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That in any court proceedings under section 21 or other provisions of the Longshoremen's and Harbor Workers' Compensation Act, it shall be the duty of the district attorney of the United States in the judicial district in which the case is pending to appear as attorney or counsel on behalf of the United States Employees' Compensation Commission or its deputy commissioner when either is a party to the case or interested, and to represent such commission or deputy in any court in which such case may be carried on appeal.

Approved, May 4, 1928.

May 4, 1928.

[H. J. Res. 192.]

[Pub. Res. No. 39.]

**CHAP. 503.**—Joint Resolution To provide for the coinage of a medal in commemoration of the achievements of Colonel Charles A. Lindbergh.

Colonel Charles A.  
Lindbergh.  
Gold medal to be  
coined and presented  
to.

Appropriation au-  
thorized.

Post, p. 915.

Duplicates in bronze  
to be coined and sold.

Proceeds to reim-  
burse appropriation.

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled,* That in recognition of the achievements of Colonel Charles A. Lindbergh, the Secretary of the Treasury is authorized and directed to cause to be struck and presented to Colonel Charles A. Lindbergh a gold medal with suitable emblems, devices, and inscriptions to be determined by the Secretary. For such purpose there is authorized to be appropriated the sum of \$1,500.

SEC. 2. The Secretary of the Treasury shall cause duplicates in bronze of such medal to be coined and sold, under such regulations as he may prescribe, at a price sufficient to cover the cost thereof (including labor), and the appropriations used for carrying out the provisions of this section shall be reimbursed out of the proceeds of such sale.

Approved, May 4, 1928.

May 4, 1928.

[H. J. Res. 259.]

[Pub. Res. No. 40.]

**CHAP. 504.**—Joint Resolution Authorizing assistance in the construction of an inter-American highway on the Western Hemisphere.

Inter-American  
Highway.

Preamble.  
Resolution of Sixth  
International Confer-  
ence of American  
States.

Whereas the Sixth International Conference of American States, at Habana, Cuba, resolved as follows:

“To recommend to the Pan American Congress of Highways, which will meet at Rio de Janeiro in July of the present year, the consideration and adoption of agreements that will be conducive to the construction of a longitudinal communication highway to traverse the continent, taking into consideration and deciding all questions relative to studies, route, branch connections, technical and economical cooperation of the different countries, and other matters included in the determination of this problem.

“The Pan American Union is entrusted with the compilation of information and the preparation of projects which will serve to give effect to this resolution, submitting this material in due time to the Pan American Congress of Highways.”

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Government of the United States should manifest the utmost interest in the purposes of the aforesaid resolution, and that in order to promote the speedy realization of these purposes and objects the President

Government agencies  
directed to lend co-  
operation and assist-  
ance.

Post, pp. 912, 1697.



is requested to direct the several agencies of the Government, and they are hereby authorized to lend such cooperation and assistance as may be feasible and appropriate with a view to having the matter thoroughly considered by the approaching conference; and he is further requested to advise Congress of any conclusions reached and any action which may be suggested by the conference.

Approved, May 4, 1928.

**CHAP. 505.**—An Act To authorize a permanent annual appropriation for the maintenance and operation of the Gorgas Memorial Laboratory.

May 7, 1928.  
[H. R. 8128.]  
[Public No. 350.]

*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 permanently appropriated for each year, out of any money in the Treasury not otherwise appropriated, the sum of \$50,000, to be paid to the Gorgas Memorial Institute of Tropical and Preventive Medicine, Incorporated (hereinafter referred to as the Gorgas Memorial Institute), for the maintenance and operation by it, of a laboratory to be known as the Gorgas Memorial Laboratory, upon condition (1) that the necessary building or quarters for said laboratory shall be constructed within the five years next ensuing after this Act shall become a law, either upon the site offered by the Republic of Panama therefor, at, or adjacent to, the city of Panama, or upon a site in the Canal Zone to be provided by the United States; (2) that each of the Latin-American Governments be invited and permitted to contribute annually, on a pro rata basis, according to population, toward the maintenance and operation of such laboratory, the total of such contributions not to exceed 75 per centum of the total contributed by the United States; and (3) that in such manner as the President may determine the United States be represented permanently on the board or council directing the administration of such laboratory, with privilege to the Latin-American Governments contributing as aforesaid to have representation on such board or council; all such representation to be based upon, and in proportion to, the actual respective contributions made to the aforesaid maintenance and operation.

Gorgas Memorial Laboratory.  
Amount authorized annually to Gorgas Memorial Institute for maintenance and operation thereof.

Buildings in Panama or Canal Zone.

Latin-American Governments invited to contribute.

United States to be represented on administration board.

Representations by other countries.

Annual appropriation authorized for organization, operation of temporary quarters, etc.  
*Post*, pp. 912, 1106.

**SEC. 2.** That pending the construction of the necessary building or quarters for said Gorgas Memorial Laboratory there is hereby authorized to be appropriated annually, in manner aforesaid, for a period not exceeding the five years hereinbefore named, said sum of \$50,000, payable to the Gorgas Memorial Institute, to enable and permit to be made the organization of the said Gorgas Memorial Laboratory, and its maintenance and operation, in temporary quarters or in any existing laboratory, in the Republic of Panama, or the Canal Zone.

Annual report of Institute to Congress.

**SEC. 3.** The Gorgas Memorial Institute shall make to Congress annually, on the first Monday in December, a full report of the operation and work of the Gorgas Memorial Laboratory up to the first of November next preceding, and shall include therewith a complete statement of the receipts and expenditures of said laboratory for such fiscal year. The books and accounts of the Gorgas Memorial Laboratory shall at all times be open to examination by the Comptroller General of the United States.

Examination by Comptroller General of books, etc.

Approved, May 7, 1928.

May 7, 1928.  
[H. R. 8132.]  
[Public No. 351.]

**CHAP. 506.**—An Act Authorizing the appropriation of \$2,500 for the erection of a tablet or marker at Medicine Lodge, Kansas, to commemorate the holding of the Indian peace council, at which treaties were made with the Plains Indians in October, 1867.

Medicine Lodge,  
Kans.  
Amount authorized  
for tablet to commemo-  
rate Indian peace coun-  
cil there in 1867.  
Post, p. 902.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the sum of \$2,500 is hereby authorized to be appropriated to be expended, under the direction of the Secretary of the Interior, in the erection of a tablet or marker at Medicine Lodge, Kansas, to commemorate the holding at Medicine Lodge, Kansas, of the Indian peace council, at which treaties were made between the United States and the Kiowa, Comanche, Apache, Cheyenne, and Arapahoe Indians in October, 1867.

Approved, May 7, 1928.

May 7, 1928.  
[H. R. 10151.]  
[Public, No. 352.]

**CHAP. 507.**—An Act To amend section 9 of the Federal Reserve Act.

Federal Reserve Act  
Amendment.  
Vol. 40, p. 234, amend-  
ed.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That section 9 of the Federal Reserve Act be amended by adding thereto a new paragraph as follows:

State banks, etc.,  
becoming members of  
system.  
Made depositaries of  
public money and  
Government financial  
agents.

“All banks or trust companies incorporated by special law or organized under the general laws of any State, which are members of the Federal reserve system, when designated for that purpose by the Secretary of the Treasury, shall be depositaries of public money, under such regulations as may be prescribed by the Secretary; and they may also be employed as financial agents of the Government; and they shall perform all such reasonable duties, as depositaries of public money and financial agents of the Government, as may be required of them. The Secretary of the Treasury shall require of the banks and trust companies thus designated satisfactory security, by the deposit of United States bonds or otherwise, for the safe keeping and prompt payment of the public money deposited with them and for the faithful performance of their duties as financial agents of the Government.”

Deposit of security  
required.

Approved, May 7, 1928.

May 8, 1928.  
[H. R. 8229.]  
[Public, No. 353.]

**CHAP. 508.**—An Act For the appointment of an additional circuit judge for the sixth judicial circuit.

United States courts.  
Four judges author-  
ized for sixth circuit.  
Vol. 42, p. 840, amend-  
ed.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That hereafter there shall be in the sixth circuit four circuit judges, to be appointed and to have the powers, salary, and duties prescribed in section 118 of the Judicial Code, as amended.

Approved, May 8, 1928.

May 8, 1928.  
[H. R. 12733.]  
[Public, No. 354.]

**CHAP. 509.**—An Act To authorize the refund of certain taxes on distilled spirits.

Internal revenue.  
Refund to owner of  
excess taxes paid on  
distilled spirits in tax-  
paid warehouse.  
Vol. 43, p. 860.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That in addition to the authority contained in the Act entitled “An Act to refund taxes paid on distilled spirits in certain cases,” approved February 11, 1925, the Commissioner of Internal Revenue may allow the claim of the owner (whether the distiller or his successor or other

person) for the refund of taxes paid (whether by such owner or any other person) in excess of \$2.20 per proof gallon on any domestic distilled spirits which are now in a tax-paid warehouse operated in connection with and contiguous to an internal-revenue bonded warehouse, if proof satisfactory to the Commissioner of Internal Revenue is furnished of the ownership and identity of the distilled spirits as to which the refund is claimed, and of the amount of tax paid thereon. The Commissioner of Prohibition may direct that any spirits on which a refund of tax is paid under this Act shall be removed to and stored in a warehouse designated by him.

Removal to warehouse.

Approved, May 8, 1928.

**CHAP. 510.**—An Act To amend the proviso of the Act approved August 24, 1912, with reference to educational leave to employees of the Indian Service.

May 8, 1928.  
[H. R. 11629.]

[Public, No. 355.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the proviso of the Act approved August 24, 1912 (Thirty-seventh Statutes at Large, page 519, United States Code, title 25, section 275), as amended by the Act approved August 24, 1922 (Forty-second Statutes at Large, page 829, United States Code, title 25, section 275), be, and the same is hereby, amended so that the proviso shall read: "*Provided*, That hereafter teachers of the Indian schools and physicians of the Indian Service may be allowed, in addition to annual leave, educational leave not to exceed thirty days per calendar year, or sixty days in every alternate year, for attendance at educational gatherings, conventions, institutions, or training schools, if the interest of the service require, and under such regulations as the Secretary of the Interior may prescribe, and no additional salary or expense on account of this leave of absence shall be incurred."

Indian Service.  
Vol. 37, p. 519.  
U. S. Code, p. 706,  
Vol. 42, p. 829, amend-  
ed.

Indian schools.

Teachers, and physicians allowed additional educational leaves of absence.

Approved, May 8, 1928.

**CHAP. 512.**—An Act To provide for the paving of the Government road known as the La Fayette Extension Road, commencing at Lee and Gordon's mill, near Chickamauga and Chattanooga National Military Park, and extending to La Fayette, Georgia, constituting an approach road to Chickamauga and Chattanooga National Military Park.

May 9, 1928.  
[H. R. 11723.]

[Public, No. 356.]

*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 improve and pave the Government road, known as the La Fayette Extension Road, commencing at Lee and Gordon's mill, near Chickamauga and Chattanooga National Military Park, and extending to La Fayette, Georgia, in the length of approximately twelve and nine-tenths miles, for which an appropriation of not to exceed \$193,500 is hereby authorized out of any money in the Treasury not otherwise appropriated: *Provided*, That no part of the appropriation herein authorized shall be available until the State of Georgia or any county or municipality or legal subdivision thereof, or any State or county or municipality or legal subdivision thereof, or any State or county or municipal highway commission, or equivalent public authority shall contribute at least an equal amount for the same purpose, and the Secretary of War is hereby authorized to expend such sum as may be contributed by said local interests concurrently with the appropriation herein authorized in the improvement and pavement of said road: *Provided further*, That should the State of Georgia or any county or municipality or legal subdivision thereof, or any State or county or municipal highway commission, or

Chickamauga and Chattanooga Military Park.

Amount authorized for paving Government approach road to Location.  
Post, p. 929.

Provisos.  
Available only when equal amount contributed by Georgia, etc.

Change in position of road permitted.

equivalent public authority desire that the position of said road be changed in any particular from the present Government-owned right of way, and should such local interests acquire title to the land necessary to effect such changes, the Secretary of War may expend the funds herein authorized for the improvement and pavement of such road as changed: *And provided further*, That no part of the appropriation herein authorized shall be expended until the State of Georgia, or the counties or municipalities thereof concerned, have accepted title to the present Government-owned road known as the La Fayette Extension Road and have obligated themselves in writing to the satisfaction of the Secretary of War that they will maintain said road as built under the provisions of the Act approved March 3, 1925 (Forty-third Statutes at Large, page 1104), immediately upon the completion of such improvements as may be made under this appropriation.

Approved, May 9, 1928.

Title and maintenance of the La Fayette Extension Road required of State, etc.

Vol. 43, p. 1104.

May 9, 1928.  
[S. 3791.]

[Public, No. 357.]

**CHAP. 513.**—An Act To aid the Grand Army of the Republic in its Memorial Day services, May 30, 1928.

Memorial Day, 1928.  
Appropriation to aid Grand Army of the Republic services at Arlington Cemetery.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That the sum of \$2,000 be, and the same hereby is, appropriated to aid the Grand Army of the Republic (Incorporated) in its Memorial Day services, May 30, 1928, and in the decoration of the graves of the Union soldiers, sailors, and marines with flags and flowers in the national cemeteries in the District of Columbia and in the Arlington National Cemetery in Virginia.

Disbursement.

**SEC. 2.** That said fund shall be paid to the quartermaster of the Grand Army of the Republic, department of the Potomac, for disbursement.

Approved, May 9, 1928.

May 10, 1928.

[H. R. 11482.]

[Public, No. 358.]

**CHAP. 515.**—An Act To amend section 2 of an Act entitled "An Act to authorize an appropriation for the care, maintenance, and improvement of the burial grounds containing the remains of Zachary Taylor, former President of the United States, and the memorial shaft erected to his memory, and for other purposes," approved February 24, 1925.

Zachary Taylor.  
Burial grounds, etc., of former President.  
Vol. 43, p. 970, amended.  
*Post p. 929.*

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That section 2 of an Act entitled "An Act to authorize an appropriation for the care, maintenance, and improvement of the burial grounds containing the remains of Zachary Taylor, former President of the United States, and the memorial shaft erected to his memory, and for other purposes," approved February 24, 1925, is hereby amended to read as follows:

Title accepted from Kentucky, etc.

**"SEC. 2.** That the Secretary of War be, and he is hereby, authorized to accept, free of cost to the United States, from the State of Kentucky, and from any others having authority to donate the same, the land comprising the aforesaid burial grounds, and such other and additional land contiguous or adjacent thereto as in his judgment may be deemed advisable; and upon the conveyance to the United States of a valid, fee-simple title to said land or lands the Secretary of War is authorized and directed to establish thereon a national cemetery, to be known as the Zachary Taylor National Cemetery."

To be known as Zachary Taylor National Cemetery.

Approved, May 10, 1928.

**CHAP. 516.**—An Act To provide for the times and places for holding court for the Eastern District of North Carolina.

May 10, 1928.

[S. 3947.]

[Public, No. 359.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the terms of the District Court for the Eastern District of North Carolina shall be held at Durham on the first Monday in March and September; at Raleigh a one-week civil term on the second Monday in March and September, and a criminal term only on the second Monday after the fourth Monday in April and October; at Fayetteville on the third Monday in March and September; at Elizabeth City on the fourth Monday in March and September; at Washington on the first Monday in April and October; at New Bern on the second Monday in April and October; at Wilson on the third Monday in April and October, and at Wilmington a two-weeks term on the fourth Monday in April and October: *Provided*, That this Act shall take effect on July 1, 1928: *And provided further*, That at Wilson and Durham it shall be made incumbent upon each place to provide suitable facilities for holding the courts.

North Carolina eastern judicial district.  
Terms of court for.  
Vol. 43, p. 661, amended.

*Proviso.*  
Effective July 1, 1928.  
Court rooms required at Wilson and Durham.

Approved, May 10, 1928.

**CHAP. 517.**—An Act To extend the period of restriction in lands of certain members of the Five Civilized Tribes, and for other purposes.

May 10, 1928.

[S. 3594.]

[Public, No. 360.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the restrictions against the alienation, lease, mortgage, or other encumbrance of the lands allotted to members of the Five Civilized Tribes in Oklahoma, enrolled as of one-half or more Indian blood, be, and they are hereby, extended for an additional period of twenty-five years commencing on April 26, 1931: *Provided*, That the Secretary of the Interior shall have the authority to remove the restrictions, upon the applications of the Indian owners of the land, and may remove such restrictions, wholly or in part, under such rules and regulations concerning terms of sale and disposal of the proceeds for the benefit of the respective Indians as he may prescribe.

Five Civilized Tribes, Okla.  
Restriction on allotments to members of one-half or more Indian blood further extended.

*Proviso.*  
Removal authorized upon application of owners of land.

SEC. 2. That the provisions of section 9 of the Act of May 27, 1908 (Thirty-fifth Statutes at Large, page 312), entitled "An Act for the removal of restrictions from part of the lands of allottees of the Five Civilized Tribes, and for other purposes," as amended by section 1 of the Act of April 12, 1926 (Forty-fourth Statutes at Large, page 239), entitled "An Act to amend section 9 of the Act of May 27, 1908 (Thirty-fifth Statutes at Large, page 312), and for putting in force, in reference to suits involving Indian titles, the statutes of limitations of the State of Oklahoma, and providing for the United States to join in certain actions, and for making judgments binding on all parties, and for other purposes," be, and are hereby, extended and continued in force for a period of twenty-five years from and including April 26, 1931, except, however, the provisions thereof which read as follows:

Provisions for removing restrictions on death of allottees continued 25 years from April 26, 1931.  
Vol. 44, p. 239.

"*Provided further*, That if any member of the Five Civilized Tribes of one-half or more Indian blood shall die leaving issue surviving, born since March 4, 1906, the homestead of such deceased allottee shall remain inalienable, unless restrictions against alienation are removed therefrom by the Secretary of the Interior for the use and support of such issue, during their life or lives, until April 26, 1931; but if no such issue survive, then such allottee, if an adult, may dispose of his homestead by will free from restrictions; if this be not done, or in the event the issue hereinabove provided for die before April 26, 1931, the lands shall then descend to the

Provision for homesteads of decedent allottees repealed.  
Vol. 44, p. 239, repealed.

heirs, according to the laws of descent and distribution of the State of Oklahoma, free from all restrictions: *Provided*, That the word "issue," as used in this section, shall be construed to mean child or children: *Provided further*, That the provisions of section 23 of the Act of April 26, 1906, as amended by this Act, are hereby made applicable to all wills executed under this section:"

Effective, April 26, 1931.

*Proviso.*  
Provisions for disposal of property by wills continued until April 26, 1956.  
Vol. 34, p. 145, Vol. 35, p. 315.  
Vol. 44, p. 240.

Minerals produced from restricted lands subject to taxation after April 26, 1931.

Payment from funds of individual Indian owners.

Restricted lands in excess of 160 acres subject to State taxation after April 26, 1931.

*Proviso.*  
Selection to be made by owner of exempted tracts.

Selection by superintendent on failure of Indian, etc.

Designated lands exempt from taxation.

Exemption period limited.

Not over 160 acres exempt.

No restrictions reimposed nor taxation exempted hereby.

which quoted provisions be, and the same are, repealed, effective April 26, 1931: *Provided further*, That the provisions of section 23 of the Act of Congress approved April 26, 1906 (Thirty-fourth Statutes at Large, page 137), as amended by the provisions of section 8 of the Act of Congress approved May 27, 1908 (Thirty-fifth Statutes at Large, page 312), be, and the same are hereby, continued in force and effect until April 26, 1956.

SEC. 3. That all minerals, including oil and gas, produced on or after April 26, 1931, from restricted allotted lands of members of the Five Civilized Tribes in Oklahoma, or from inherited restricted lands of full-blood Indian heirs or devisees of such lands, shall be subject to all State and Federal taxes of every kind and character the same as those produced from lands owned by other citizens of the State of Oklahoma; and the Secretary of the Interior is hereby authorized and directed to cause to be paid, from the individual Indian funds held under his supervision and control and belonging to the Indian owners of the lands, the tax or taxes so assessed against the royalty interest of the respective Indian owners in such oil, gas, and other mineral production.

SEC. 4. That on and after April 26, 1931, the allotted, inherited, and devised restricted lands of each Indian of the Five Civilized Tribes in excess of one hundred and sixty acres shall be subject to taxation by the State of Oklahoma under and in accordance with the laws of that State, and in all respects as unrestricted and other lands: *Provided*, That the Indian owner of restricted land, if an adult and not legally incompetent, shall select from his restricted land a tract or tracts, not exceeding in the aggregate one hundred and sixty acres, to remain exempt from taxation and shall file with the superintendent for the Five Civilized Tribes a certificate designating and describing the tract or tracts so selected: *And provided further*, That in cases where such Indian fails, within two years from date hereof, to file such certificate, and in cases where the Indian owner is a minor or otherwise legally incompetent, the selection shall be made and certificate prepared by the superintendent for the Five Civilized Tribes; and such certificate, whether by the Indian or by the superintendent for the Five Civilized Tribes, shall be subject to approval by the Secretary of the Interior and, when approved by the Secretary of the Interior, shall be recorded in the office of the superintendent for the Five Civilized Tribes and in the county records of the county in which the land is situated; and said lands, designated and described in the approved certificates so recorded, shall remain exempt from taxation while the title remains in the Indian designated in such approved and recorded certificate, or in any full-blood Indian heir of devisee of the land: *Provided*, That the tax exemption shall not extend beyond the period of restrictions provided for in this Act: *And provided further*, That the tax-exempt land of any such Indian allottee, heir, or devisee shall not at any time exceed one hundred and sixty acres.

SEC. 5. That this Act shall not be construed to reimpose restrictions heretofore or hereafter removed by the Secretary of the Interior or by operation of law, nor to exempt from taxation any lands which are subject to taxation under existing law.

Approved, May 10, 1928.

**CHAP. 518.**—An Act Donating Revolutionary cannon to the New York State Conservation Department.

May 11, 1928.  
[S. 803.]  
[Public, No. 361.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of War, in his discretion, is hereby authorized to deliver to the order of the New York State Conservation Department five Revolutionary cannon stored in the Watervliet Arsenal at Watervliet, New York, and marked "W. A. 60," "W. A. 61," "W. A. 62," "W. A. 63," and "W. A. 64": *Provided*, That the United States shall be put to no expense in connection with the delivery of said cannon.

Army.  
Revolutionary cannon donated to New York Conservation Department.

*Proviso.*  
No Government expense.

Approved, May 11, 1928.

**CHAP. 519.**—An Act Authorizing a per capita payment to the Rosebud Sioux Indians, South Dakota.

May 11, 1928.  
[S. 843.]  
[Public, No. 362.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of the Interior be, and he is hereby, authorized to withdraw from the Treasury of the United States so much of the tribal funds on deposit therein to the credit of the Rosebud Indians, of South Dakota, as may be required to make a \$10 per capita payment to the recognized members of the tribe, and to pay or distribute the same under such rules and regulations as he may prescribe.

Rosebud Sioux Indians, S. Dak.  
Per capita payment to, from tribal funds.

Approved, May 11, 1928.

**CHAP. 520.**—An Act To authorize the Secretary of War to donate to the city of Charleston, South Carolina, a certain bronze cannon.

May 11, 1928.  
[H. R. 6492.]  
[Public, No. 363.]

*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 donate, without expense to the United States, to the city of Charleston, South Carolina, a smooth bore, muzzle loading, bronze field gun, numbered 124, captured from the Confederate forces, and now in the Watervliet Arsenal, Watervliet, New York.

Army.  
Cannon taken from Confederate forces, donated to Charleston, S. C.

Approved, May 11, 1928.

**CHAP. 521.**—An Act To abolish the office of administrative assistant and disbursing officer in the Library of Congress and to reassign the duties thereof.

May 11, 1928.  
[H. R. 10544.]  
[Public, No. 364.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* From and after June 10, 1928, the office of administrative assistant and disbursing officer of the Library of Congress, created by Act of Congress approved June 29, 1922, is abolished and thereafter the duties required to be performed by the administrative assistant and disbursing officer shall be performed, under the direction of the Librarian of Congress, by such persons as the Librarian may appoint for those purposes: *Provided*, That the person who shall disburse the appropriations for the Library of Congress and the Botanic Garden shall give bond payable to the United States in the sum of \$30,000, with sureties approved by the Secretary of the Treasury for the faithful discharge of his duties.

Library of Congress.  
Office of administrative assistant, etc., abolished.  
Vol. 42, p. 715.

*Post*, p. 529.  
Duties conferred upon Librarian.

*Proviso.*  
Bond for disbursements.

Approved, May 11, 1928.

May 11, 1928.

[H. R. 5531.]

[Public, No. 365.]

**CHAP. 522.**—An Act To amend the provision contained in the Act approved August 29, 1916, relating to the assignment to duty of certain officers of the United States Navy as fleet and squadron engineers.

Navy.  
Engineering duty.  
Vol. 39, p. 580,  
amended.

*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 approved August 29, 1916 (Thirty-ninth Statutes at Large, page 580), relating to the assignment to duty of commanders of the Navy as fleet and squadron engineers are hereby amended by striking out the clause "except that commanders may be assigned to duty as fleet and squadron engineers," appearing in lines 8 and 9 of said Thirty-ninth Statutes at Large, page 580, and by substituting therefor the following: "except that, upon their own request, such officers of the ranks of commander and above may be assigned to sea duty as fleet or squadron engineers or as engineer officers of ships," so that said provision will read as follows:

Matter stricken out.

Matter substituted.

Assignment of line  
officers for engineering  
duty only, upon applica-  
tion therefor.

Duties.

Vol. 30, p. 1005.

Assignment as fleet  
or squadron engineers  
or officers of ships,  
of commanders and  
above.

"Officers of the line of the Navy not below the grade of lieutenant may, upon application, and with the approval of the Secretary of the Navy, be assigned to engineering duty only, and that when so assigned and until they reach the grade of commander, they shall perform duty as prescribed in section 4 of the Personnel Act approved March 3, 1899, and thereafter shore duty only as now prescribed for officers transferred to the line from the former Engineer Corps, except that, upon their own request, such officers of the ranks of commander and above may be assigned to sea duty as fleet or squadron engineers or as engineer officers of ships: *Provided*, That when so assigned they shall retain their place with respect to other line officers in the grades they now or may hereafter occupy, and also the right to succession to command on shore in accordance with their seniority, and shall be promoted as vacancies occur subject to physical examination and to such examination in engineering as the Secretary of the Navy may prescribe: *Provided further*, That the number of officers so assigned in any one year shall be in accordance with the requirements of the service as determined by the Secretary of the Navy."

*Provisios.*  
Status in line re-  
tained.

Number of assign-  
ments in any year.

Approved, May 11, 1928.

May 11, 1928.

[H. R. 5465.]

[Public, No. 366.]

**CHAP. 523.**—An Act To amend section 1571 of the Revised Statutes to permit officers of the Navy to count duty on airships as sea duty.

Navy.  
Sea duty.  
R. S., sec. 1571,  
p. 269, amended.  
Duty of officers on  
airships equivalent to  
sea duty.  
U. S. Code, p. 1107.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That section 1571, Revised Statutes, is hereby amended by changing the period at the end of said section to a colon and by adding thereto the following: "*Provided*, That when officers are assigned to airships on duty requiring them to participate regularly and frequently in aerial flights the Secretary of the Navy shall determine and certify whether or not, in his judgment, the service to be performed is equivalent to sea duty. If such service is thus determined to be equivalent to sea duty, it shall be considered to be actual sea service on sea-going ships for all purposes."

Approved, May 11, 1928.

May 11, 1928.

[H. R. 21.]

[Public, No. 367.]

**CHAP. 524.**—An Act To provide for date of precedence of certain officers of the staff corps of the Navy.

Navy.  
Precedence of line  
officers transferred to a  
staff corps.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That any officer of the line of the Navy who, since July 1, 1923, has been transferred



to, and commissioned in, a staff corps of the Navy in the same rank as formerly held by him in the line, shall take precedence with, but next after, that officer of the line immediately above him in the Navy at the time of such transfer, which officer shall be assigned as his running mate for promotion purposes: *Provided*, That no back pay or allowances shall accrue to any officer by reason of the passage of this Act.

*Proviso.*  
No back pay, etc.

Approved, May 11, 1928.

**CHAP. 525.**—An Act To authorize the appraisal of certain Government property, and for other purposes.

May 11, 1928.  
[H. R. 5746.]  
[Public, No. 368.]

*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 cause the property of the Government used under the contract of October 16, 1924, and renewals thereof, for the furnishing of electric current to the naval ordnance plant at South Charleston, West Virginia, to be appraised, as provided for in said contract, by three persons as a preliminary to the purchase of said property by the contractor, the three appraisers to consist of one person selected by the Secretary of the Navy, one by the contractor, and the third by the two first so selected, as stipulated in the contract. The person selected and detailed by the Secretary of the Navy for said purpose, who shall be an officer of the Navy, and such persons as may be detailed by the Secretary to assist him, shall serve without additional compensation, except travel and subsistence in accordance with law. One-half of the fee and expenses of the third appraiser, not in excess of \$10,000, as the Secretary may approve, shall be payable from the appropriation "Ordnance and ordnance stores," under the Navy Department, which is hereby made available for the purpose.

Navy.  
South Charleston,  
W. Va.  
Appraisal and sale of  
property furnishing  
electricity to ordnance  
plant at.

Selection of appraisers.

Allowance for third appraiser.

Approved, May 11, 1928.

**CHAP. 526.**—Joint Resolution Authorizing the erection of a flagstaff at Fort Sumter, Charleston, South Carolina, and for other purposes.

May 11, 1928.  
[H. J. Res. 177.]  
[Pub. Res. No. 41.]

*Resolved 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 select a suitable site and to permit the executors of the estate of Eliza Mackintosh Clinch Anderson Lawton to erect on public grounds of the United States at Fort Sumter, Charleston, South Carolina, a flagstaff, with appropriate landscape and architectural setting, and to place in connection therewith a memorial commemorating the defense of the fort by General Robert Anderson. The design and materials of the flagstaff and memorial shall be subject to the approval of the Secretary of War, with the advice of the Commission of Fine Arts. The United States shall be put to no expense in or by the erection of such flagstaff and memorial. Upon completion thereof the Secretary of War is authorized and directed to accept, on behalf of the United States, the flagstaff and memorial, in lieu of the legacy in the will of Eliza Mackintosh Clinch Anderson Lawton, providing for the erection of a statue of General Robert Anderson at Fort Sumter.

Fort Sumter, S. C.  
Erection of flagstaff,  
etc., at, in commemoration of  
defense thereof by General Robert  
Anderson.

Approval, etc.

Acceptance in lieu of legacy for a statue.

Approved, May 11, 1928.

May 12, 1928.

[H. R. 5789.]

[Public, No. 369.]

Army service medals.  
Issue of, etc., authorized without expense to recipients.

Service designated.

*Proviso.*  
Present service, etc., not required.

Replacement of lost, etc., medals, at cost.

*Proviso.*  
Without cost if persons in service.

Expense from Army appropriations.

Conflicting laws repealed.

**CHAP. 528.**—An Act To provide for the gratuitous issue of service medals and similar devices, for the replacement of the same, and for other purposes.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of War be, and he is hereby, authorized and directed to procure and issue without expense to persons entitled to them, and to the families of such as may be dead, the following service medals, together with the ribbons, clasps, stars, and similar devices as may be prescribed as a part thereof:

(a) Civil War campaign medal; (b) Indian campaign medal; (c) Spanish campaign medal; (d) Spanish War service medal; (e) Cuban occupation medal; (f) Porto Rico occupation medal; (g) Philippine campaign medal; (h) Philippine congressional medal; (i) China campaign medal; (j) Cuban pacification medal; (k) Mexican service medal; (l) Mexican border service medal; (m) Victory medal and clasps; (n) fourragere as an individual decoration; (o) any service medal or similar device hereafter authorized: *Provided,* That the fact that a person is not in or did not die in the service shall not preclude such gratuitous issue.

**SEC. 2.** That whenever any article presented under the provisions of this Act shall have been lost, destroyed, or rendered unfit for use, without fault or neglect on the part of the owner, such article may, under such regulations as the Secretary of War may prescribe, be replaced at cost price: *Provided,* That to persons in the military service of the United States such article may be replaced free of charge.

**SEC. 3.** That the Secretary of War be, and he is hereby, authorized to expend from the appropriations for the support of the Army so much as may be necessary to defray the cost of the issues provided by this Act.

**SEC. 4.** All laws or parts of laws in conflict with the provisions of this Act are hereby repealed.

Approved, May 12, 1928.

May 12, 1928.

[H. R. 239.]

[Public, No. 370.]

National Guard.  
Pay restriction.  
Vol. 42, p. 1036,  
amended.  
Matter stricken out

**CHAP. 529.**—An Act To amend section 110 of the National Defense Act by repealing and striking therefrom certain provisions prescribing additional qualifications for National Guard State staff officers, 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 provisions, to wit, "nor to any State, Territory, or District, or officer or enlisted man in the National Guard thereof, unless and until such State, Territory, or District provides by law that staff officers, including officers of the finance, inspection, quartermaster, and medical departments hereafter appointed shall have had previous military experience and shall hold their positions until they shall have reached the age of sixty-four years, unless retired prior to that time by reason of resignation, disability, or for causes to be determined by a court-martial legally convened for that purpose, and that vacancies among said officers shall be filled by appointment from the militia of such State, Territory, or District," contained in the last paragraph of section 110 of the National Defense Act as amended by the Act approved September 22, 1922 (Forty-second Statutes at Large, page 1036), be, and the same are hereby, repealed and stricken therefrom, so that said paragraph when so amended will read as follows:

"Except as otherwise specifically provided herein no money appropriated under the provisions of this or the last preceding section shall be paid to any person not on the active list, nor to any person

New matter.  
Limitation on payments.

over sixty-four years of age, nor to any person who shall fail to qualify as to fitness for military service under such regulations as the Secretary of War shall prescribe."

Approved, May 12, 1928.

**CHAP. 530.**—An Act To enable members of the Reserve Officers' Training Corps who have interrupted the course of training prescribed in the Act of June 4, 1920, to resume such training and amending accordingly section 47c of that Act.

May 12, 1928.  
[H. R. 244.]  
[Public, No. 371.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That section 47c of the National Defense Act of June 3, 1916, as amended, be, and the same is hereby, amended by adding thereto the following additional proviso:

Army.  
Reserve Officers'  
Training Corps.  
Vol. 41, p. 779,  
amended.

"*Provided further,* That nothing in this Act shall be construed to require that the advanced training provided for herein shall follow without interruption upon the completion of the two years' elective or compulsory course of military training prescribed in section 40 of this Act or to require that such advanced training be pursued without interruption after it has been commenced in those cases where the person selected for advanced training at any institution will, under the rules and regulations thereof, normally require, in order to be graduated therefrom, a period of sufficient duration after any interruption, to complete the advanced course without curtailment."

Advanced training  
not required to follow  
immediately on com-  
pletion of two years'  
course, etc.  
Vol. 41, p. 776.

Approved, May 12, 1928.

**CHAP. 531.**—An Act To authorize an appropriation for a road on the Zuni Indian Reservation, New Mexico.

May 12, 1928.  
[S. 1456.]  
[Public, No. 372.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That there is hereby authorized an appropriation of \$8,000, out of any money in the Treasury not otherwise appropriated, for the construction of that portion of the Gallup-Saint Johns highway within the Zuni Indian Reservation, New Mexico, under the direction of the Secretary of the Interior and in conformity with such rules and regulations as he may prescribe: *Provided,* That Indian labor shall be employed so far as practicable: *And provided further,* That the proper authorities of the State of New Mexico or the county of McKinley shall agree to maintain such road free of expense to the United States.

Zuni Indian Reserva-  
tion, N. Mex.  
Sum authorized for  
constructing road  
through.  
Post, p. 902.

Provisos.  
Indian labor.  
Maintenance by  
New Mexico, etc.

Approved, May 12, 1928.

**CHAP. 532.**—An Act Granting to the State of South Dakota for park purposes the public lands within the Custer State Park, South Dakota.

May 12, 1928.  
[S. 2910.]  
[Public, No. 373.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That there be, and is hereby, granted to the State of South Dakota, for public park purposes, the publicly owned lands within the boundaries of the Custer State Park in townships 3 and 4 south, range 6 east, and the east one-third of townships 3 and 4 south, range 5 east, Black Hills meridian: *Provided,* That in the event of the failure on the part of the State of South Dakota to use the lands hereby granted for public park purposes the title thereto shall revert to the United States, and

Public lands.  
South Dakota  
granted lands for pub-  
lic park, in Custer  
State Park.

Provisos.  
Reversion for non-  
user.

Existing rights not affected.

the Secretary of the Interior is hereby authorized and empowered to determine the facts and to declare such forfeiture and such reversion and to restore said lands to the public domain: *Provided*, That this grant shall not include any land which on the date of the approval of the Act is covered by any existing bona fide right or claim under the laws of the United States, unless and until such right or claim is relinquished or extinguished.

Approved, May 12, 1928.

May 12, 1928.

[S. 3824.]

[Public, No. 374.]

**CHAP. 533.**—An Act To correct the descriptions of land comprising the Bryce Canyon National Park as contained in the Act approved June 7, 1924, entitled "An Act to establish the Utah National Park in the State of Utah," and the Act approved February 25, 1928, entitled "An Act to change the name of the Utah National Park, the establishment of which is provided for by the Act of Congress approved June 7, 1924 (Forty-third Statutes, page 593), to the 'Bryce Canyon National Park,' and for other purposes."

Bryce Canyon National Park, Utah.  
Vol. 43, p. 593, amended.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That the tract of land described in section 1 of the Act approved June 7, 1924, entitled "An Act to establish the Utah National Park in the State of Utah," be, and the same is hereby, amended to read as follows:

New area described.

"Unsurveyed sections 31 and 32, township 36 south, range 3 west; surveyed section 36, township 36 south, range 4 west; north half, southwest quarter and west half of the southeast quarter of partially surveyed section 5; unsurveyed sections 6 and 7, west half, west half of the northeast quarter, and west half of the southeast quarter of partially surveyed section 8, partially surveyed section 17, and unsurveyed section 18, township 37 south, range 3 west; and unsurveyed sections 1, 12, and 13, township 37 south, range 4, all west of the Salt Lake meridian in the State of Utah."

Description modified of lands from Powell National Forest.  
*Ante*, p. 147, amended.

SEC. 2. That the tract of land described in section 2 of the Act approved February 25, 1928, entitled "An Act to change the name of the Utah National Park, the establishment of which is provided for by the Act of Congress approved June 7, 1924 (Forty-third Statutes, page 593), to the 'Bryce Canyon National Park,' and for other purposes," be, and the same is hereby, amended to read as follows:

Corrected description.

"The east half east half section 25, township 36 south, range 4 west; the east half and southwest quarter section 20, and all of sections 21, 29, and 30, township 36 south, range 3 west; all of sections 24 and 25, township 37 south, range 4 west; and all of sections 19 and 30, township 37 south, range 3 west, Salt Lake meridian."

Approved, May 12, 1928.

May 12, 1928.

[H. J. Res. 200.]

[Pub. Res. No. 42.]

**CHAP. 534.**—Joint Resolution To amend section 10 of the Act entitled "An Act to establish the upper Mississippi River wild life and fish refuge," approved June 7, 1924.

Upper Mississippi River Wild Life and Fish Refuge.

Vol. 43, p. 650.

Vol. 43, p. 1354, amended.

Purchase of land, etc.

Proviso. Purchase price increased.

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled*, That section 10 of the Act entitled "An Act to establish the upper Mississippi River wild life and fish refuge," approved June 7, 1924 (Forty-third Statutes at Large, page 650), as amended by joint resolution of March 4, 1925 (Forty-third Statutes at Large, page 1354), be, and the same is hereby amended by substituting in lieu of the proviso therein contained the following: "*Provided*, That the Secretary of Agriculture shall not pay for any land or land and water a price which shall exceed an average cost of \$10 per acre: *Provided further*,

That this provision shall not apply to any land or land and water heretofore acquired or contracted for under the provisions of this Act." Former purchases not affected.

Approved, May 12, 1928.

**CHAP. 540.**—An Act Authorizing the J. K. Mahone Bridge Company, its successors and assigns, to construct, maintain, and operate a bridge across the Ohio River at or near Wellsburg, West Virginia.

May 14, 1928.  
[S. 797.]  
[Public, No. 375.]

*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 J. K. Mahone Bridge Company, its successors and assigns, 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 interests of navigation at or near Wellsburg, Brooke County, West Virginia, in accordance with the provisions of the Act entitled "An Act to regulate the construction of bridges over navigable waters," approved March 23, 1906, and subject to the conditions and limitations contained in this Act.

Ohio River.  
J. K. Mahone Bridge Company may bridge at Wellsburg, W. Va.

Construction.  
Vol. 34, p. 84.  
Post, p. 1530.

**SEC. 2.** There is hereby conferred upon the J. K. Mahone Bridge Company, its successors and assigns, 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 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 in such State.

Right to acquire real estate, etc., for location, approaches, etc.

Condemnation proceedings.

**SEC. 3.** The said J. K. Mahone Bridge Company, 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 the authority contained in the Act of March 23, 1906.

Tolls authorized.

Vol. 34, p. 85.

**SEC. 4.** After the completion of such bridge, as determined by the Secretary of War, either the State of West Virginia, the State of Ohio, any public agency or 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 may at any time acquire or 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 twenty 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 good will, going value, or prospective revenues or profits, but shall be limited to the sum of, first, the actual cost of constructing such bridge and its approaches, less a reasonable deduction for actual depreciation in value; second, the actual cost of acquiring such interests in real property; third, actual financing and promotion cost, not to exceed 10 per centum of the sum of the cost of constructing the bridge and its approaches and acquiring such interests in

Acquisition authorized, after completion, by West Virginia, Ohio, etc.

Compensation if acquired by condemnation.

Limitations.

real property; and fourth, actual expenditures for necessary improvements.

Tolls under State, etc., operation.

Rates applied to operation, sinking fund, etc.

Maintenance as free bridge, etc., after amortizing costs.

Record of expenditures and receipts.

Sworn statement of construction costs, etc., to be filed after completion.

Examination by Secretary of War.

Findings of Secretary conclusive.

Right to sell, etc., conferred.

Amendment.

SEC. 5. If such bridge shall at any time be taken over or acquired by the States or political subdivisions thereof as provided in section 4 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, to pay an adequate return on the cost thereof, 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, or the rates of toll shall thereafter be so adjusted as to provide a fund of not to exceed the amount necessary for the proper maintenance, and operation of the bridge and its approaches under economical management. An accurate record of the amount paid for acquiring the bridge and its approaches, the actual expenditures for operating, repairing, and maintaining the same, and of the daily tolls collected shall be kept, and shall be available for the information of all persons interested.

SEC. 6. The J. K. Mahone Bridge Company, 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 Ohio, a sworn itemized statement showing the actual original cost of constructing such 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 cost so filed, and shall make a finding of the actual and reasonable costs of constructing, financing, and promoting such bridge; and for the purpose of such investigation the said J. K. Mahone Bridge Company, 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 4 of this Act, subject only to review in a court of equity for fraud or gross mistake.

SEC. 7. The right to sell, assign, transfer, and mortgage all the rights, powers, and privileges conferred by this Act is hereby granted to the J. K. Mahone Bridge Company, 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. 8. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, May 14, 1928.

**CHAP. 541.**—An Act Granting the consent of Congress to the county court of Roane County, Tennessee, to construct a bridge across the Emery River at Suddaths Ferry, in Roane County, Tennessee.

May 14, 1928.  
[S. 3571.]  
[Public, No. 376.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the consent of Congress is hereby granted to the county court of Roane County, Tennessee, to construct, maintain, and operate a free highway bridge and approaches thereto across the Emery River, at a point suitable to the interests of navigation, at or near Suddaths Ferry, in Roane County, Tennessee, in accordance with the provisions of the Act entitled "An Act to regulate the construction of bridges over navigable waters," approved March 23, 1906.

Emery River.  
Roane County,  
Tenn., may bridge, at  
Suddaths Ferry.  
Construction.  
Vol. 34, p. 84.

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

Amendment.

Approved, May 14, 1928.

**CHAP. 542.**—An Act Authorizing Dupo Bridge Company, a Missouri corporation, its successors and assigns, to construct, maintain, and operate a combined highway and railroad bridge across the Mississippi River at or near Carondelet, Missouri.

May 14, 1928.  
[S. 3598.]  
[Public, No. 377.]

*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 Dupo Bridge Company, a Missouri corporation, its successors and assigns, be, and is hereby, authorized to construct, maintain, and operate a bridge and approaches thereto across the Mississippi River at a point suitable to the interests of navigation, at or near Carondelet, Missouri, in accordance with the provisions of the Act entitled "An Act to regulate the construction of bridges over navigable waters," approved March 23, 1906, and subject to the conditions and limitations contained in this Act.

Mississippi River.  
Dupo Bridge Com-  
pany may bridge, at  
Carondelet, Mo.

Construction.  
Vol. 34, p. 84.  
Post, p. 1309.

**SEC. 2.** The Dupo Bridge Company, its successors and assigns, is authorized to construct, maintain, and operate such bridge and the necessary approaches thereto as a railroad bridge for the passage of railway trains or street cars, or both, or as a highway bridge for the passage of pedestrians, animals, and vehicles, adapted to travel on public highways, or as a combined railroad and highway bridge for all such purposes; and there is hereby conferred upon the said Dupo Bridge Company, its successors and assigns, 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 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.

Character of bridge.

Right to acquire real  
estate, etc., for location,  
approaches, etc.

Condemnation pro-  
ceedings.

**SEC. 3.** After the completion of such bridge, as determined by the Secretary of War, if the same is constructed as a highway bridge only, either the State of Missouri or the State of Illinois, any public agency or 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, may at any time acquire and take over all right, title, and interest in such bridge and its approaches, and any

Acquisition author-  
ized, as a highway  
bridge, after comple-  
tion, by Missouri, Illi-  
nois, etc.

Compensation, if acquired by condemnation.

Limitations.

Tolls under State, etc., operation.

Rates applied to operation, sinking fund, etc.

Maintenance as free bridge, etc., after amortizing costs.

Record of expenditures and receipts.

Purchase or condemnation of combined railroad and highway bridge.

Compensation for right of way.

Maintenance of highway bridge.

Sworn statement of construction costs, etc., to be filed after completion.

interest in real property necessary therefor, by purchase or by condemnation, 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 ten 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 good will, 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 cost, not to exceed 10 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.

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, under the provisions of 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 ten 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, or the rates of toll shall thereafter be so adjusted as to provide a fund of not to exceed the amount necessary for the proper maintenance, repair, and operation of the bridge and its approaches under economical management. 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.

SEC. 5. If such bridge is constructed as a combined railroad bridge for the passage of railway trains or street cars, and a highway bridge for the passage of pedestrians, animals, and vehicles, then the right of purchase and condemnation conferred by this Act shall apply to a right of way thereover for the passage without cost of persons, animals, and vehicles adapted to travel on public highways; and if the right of purchase or condemnation shall be exercised as to such right of way over the bridge, then the measure of damages or compensation to be allowed or paid for such right of way shall be a sum equal to the difference between the actual fair cash value of such bridge determined in accordance with the provisions of section 3 of this Act, and what its actual fair cash value so determined would have been if such bridge had been constructed as a railroad bridge only. If the right of purchase or condemnation conferred by this Act shall be exercised as to the right of way over such bridge, then that part of the bridge which shall be purchased or condemned and shall be thereafter actually used for the passage of pedestrians, animals, or vehicles, shall be maintained, operated, and kept in repair by the purchaser thereof.

SEC. 6. The Dupo Bridge Company, 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 Missouri and Illinois 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 at the 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 Dupo Bridge Company, 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.

Examination by Secretary of War.

Findings of Secretary conclusive.

Tolls authorized.

Vol. 34, p. 85.

Contracts for use by railway lines, public utilities, etc.

Terms in absence of contract.

Vol. 34, p. 85.  
Right to sell, etc., conferred.

SEC. 7. The Dupo Bridge Company, its successors and assigns, is hereby authorized and empowered to fix and charge just and reasonable tolls for the passage of such bridge of pedestrians, animals, and vehicles adapted to travel on public highways, and the rates so fixed shall be the legal rates until the Secretary of War shall prescribe other rates of toll as provided in the Act of March 23, 1906; and if said bridge is constructed as a railroad bridge, or a joint railroad and highway bridge, as provided in this Act, the said Dupo Bridge Company, its successors and assigns, is hereby authorized to fix by contract with any person or corporation desiring the use of the same for the passage of railway trains, or street cars, or for placing water or gas pipe lines or telephone or telegraph or electric light or power lines, or for any other such purposes, the terms, conditions, and rates of toll for such use; but in the absence of such contract, the terms, conditions, and rates of toll for such use shall be determined by the Secretary of War as provided in said Act of March 23, 1906.

Amendment.

SEC. 8. The right to sell, assign, transfer, and mortgage all the rights, powers, and privileges conferred by this Act is hereby granted to the Dupo Bridge Company, 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. 9. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, May 14, 1928.

May 14, 1928.

[S. 3862.]

[Public, No. 378.]

CHAP. 543.—An Act Authorizing J. T. Burnett, his heirs, legal representatives, and assigns, to construct, maintain, and operate a bridge across the Mississippi River at or near Tiptonville, Tennessee.

*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, J. T. Burnett, his heirs, legal representatives, and assigns, be, and is hereby, authorized to construct, maintain, and operate a bridge and approaches thereto across the Mississippi River, at a point suitable to the interests of navigation, at or near Tiptonville, Tennessee, 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.*

Mississippi River.  
J. T. Burnett may  
bridge, at Tiptonville,  
Tenn.

Construction.  
Vol. 34, p. 84.  
Post, p. 1451.

Right to acquire real estate, etc., for location, approaches, etc.

SEC. 2. There is hereby conferred upon J. T. Burnett, his heirs, legal representatives, and assigns, 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 such real estate or 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.

Condemnation proceedings.

Tolls authorized.

SEC. 3. The said J. T. Burnett, his heirs, legal representatives, 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 the authority contained in the Act of March 23, 1906.

Vol. 34, p. 85.

Acquisition authorized, after completion, by Tennessee, Missouri, etc.

SEC. 4. After the completion of such bridge, as determined by the Secretary of War, either the State of Tennessee, the State of Missouri, any public agency or 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, may at any time acquire and take over all right, title, and interest in such bridge and its approaches and any interest in any 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 fifteen 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 good will, 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 10 per centum of the sum of the cost of constructing the bridge and its approaches and acquiring such interest in real property; and (4) actual expenditures for necessary improvements.

Compensation if acquired by condemnation.

Limitations.

Tolls under State, etc., operation.

SEC. 5. If such bridge shall be taken over or acquired by the States or public agencies or political subdivisions thereof, or by either of them, as provided in section 4 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 fifteen years from the date of acquiring the same. After a sinking fund sufficient for such amortization shall have been provided, such bridge shall thereafter be maintained and operated free of tolls or the rates of toll shall thereafter be so adjusted as to provide a fund of not to exceed the amount necessary for the proper maintenance, repair, and operation of the bridge and its approaches under economical management. 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.

Rates applied to operation, sinking fund, etc.

Maintenance as free bridge, etc., after amortizing costs, etc.

Record of expenditures and receipts.

SEC. 6. J. T. Burnett, his heirs, legal representatives, 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 Tennessee and Missouri, 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 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 J. T. Burnett, his heirs, legal representatives, and assigns, shall make available all of his 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 4 of this Act, subject only to review in a court of equity for fraud or gross mistake.

Sworn statement of construction costs, etc., to be filed after completion.

Examination by Secretary of War.

Findings of Secretary conclusive.

Right to sell, etc. conferred.

SEC. 7. The right to sell, assign, transfer, and mortgage all the rights, powers, and privileges conferred by this Act is hereby granted to J. T. Burnett, his heirs, legal representatives, 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.

Amendment.

SEC. 8. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, May 14, 1928.

CHAP. 544.—An Act To authorize mapping agencies of the Government to assist in preparation of military maps.

May 14, 1928.

[H. R. 7937.]

[Public, No. 379.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That in the execution of topographic and other surveys the securing of extra topographic data, the preparation and printing of maps required for military purposes, in the research and development of surveying by means of aerial photography, and in field reproduction methods, the Secretary of War is authorized to secure the assistance, whenever practicable, of the United States Geological Survey, the Coast and Geodetic Survey, or other mapping agencies of the Government.*

Military maps. Government mapping agencies to assist in preparing.

Approved, May 14, 1928.

CHAP. 545.—An Act Concerning liability for participation in breaches of fiduciary obligations and to make uniform the law with reference thereto.

May 14, 1928.

[H. R. 6844.]

[Public, No. 380.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following provisions concerning liability for participation in breaches of fiduciary obligations, and to make uniform the law with reference thereto, shall be in force in the District of Columbia, namely:*

District of Columbia. Uniform Fiduciaries Act.

“SECTION 1. DEFINITION OF TERMS.—(1) In this Act unless the context or subject matter otherwise requires:

Terms defined.

“‘Bank’ includes any person or association of persons, whether incorporated or not, carrying on the business of banking.

“‘Bank.’”

"Fiduciary."

"'Fiduciary' includes a trustee under any trust, expressed, implied, resulting or constructive, executor, administrator, guardian, conservator, curator, receiver, trustee in bankruptcy, assignee for the benefit of creditors, partner, agent, officer of a corporation, public or private, public officer, or any other person acting in a fiduciary capacity for any person, trust, or estate.

"Person."

"'Person' includes a corporation, partnership, or other association, or two or more persons having a joint or common interest.

"Principal."

"'Principal' includes any person to whom a fiduciary as such owes an obligation.

A thing done "in good faith."

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

Persons paying to fiduciaries not responsible for application thereof.

"SEC. 2. APPLICATION OF PAYMENTS MADE TO FIDUCIARIES.—A person who in good faith pays or transfers to a fiduciary any money or other property which the fiduciary as such is authorized to receive, is not responsible for the proper application thereof by the fiduciary; and any right or title acquired from the fiduciary in consideration of such payment or transfer is not invalid in consequence of a misapplication by the fiduciary.

Rights acquired not invalid by misapplication.

"SEC. 3. REGISTRATION OF TRANSFER OF SECURITIES HELD BY FIDUCIARIES.—If a fiduciary in whose name are registered any shares of stock, bonds, or other securities of any corporation, public or private, or company or other association or of any trust, transfers the same, such corporation or company or other association, or any of the managers of the trust, or its or their transfer agent, is not bound to inquire whether the fiduciary is committing a breach of his obligation as fiduciary in making the transfer, or to see to the performance of the fiduciary obligation, and is liable for registering such transfer only where registration of the transfer is made with actual knowledge that the fiduciary is committing a breach of his obligation as fiduciary in making the transfer, or with knowledge of such facts that the action in registering the transfer amounts to bad faith.

No inquiry required whether fiduciary has committed breach of his obligation in transfer of securities registered in his name as such.

Liability if transfer registered with knowledge of breach.

"SEC. 4. TRANSFER OF NEGOTIABLE INSTRUMENT BY FIDUCIARY.—If any negotiable instrument payable or indorsed to a fiduciary as such is indorsed by the fiduciary, or if any negotiable instrument payable or indorsed to his principal is indorsed by a fiduciary empowered to indorse such instrument on behalf of his principal, the indorsee is not bound to inquire whether the fiduciary is committing a breach of his obligation as fiduciary in indorsing or delivering the instrument, and is not chargeable with notice that the fiduciary is committing a breach of his obligation as fiduciary unless he takes the instrument with actual knowledge of such breach or with knowledge of such facts that his action in taking the instrument amounts to bad faith. If, however, such instrument is transferred by the fiduciary in payment of or as security for a personal debt of the fiduciary to the actual knowledge of the creditor, or is transferred in any transaction known by the transferee to be for the personal benefit of the fiduciary, the creditor or other transferee is liable to the principal if the fiduciary in fact commits a breach of his obligation as fiduciary in transferring the instrument.

Indorsee not bound to inquire if negotiable instrument was indorsed by fiduciary without committing breach of obligation.

Transfers in payment of personal debt of fiduciary.

Responsibility as to checks by fiduciary to a third person.

"SEC. 5. CHECK DRAWN BY FIDUCIARY PAYABLE TO THIRD PERSON.—If a check or other bill of exchange is drawn by a fiduciary as such, or in the name of his principal by a fiduciary empowered to draw such instrument in the name of his principal, the payee is not bound to inquire whether the fiduciary is committing a breach of his obligation as fiduciary in drawing or delivering the instrument, and is not chargeable with notice that the fiduciary is committing a breach of his obligation as fiduciary unless he takes the instrument with actual knowledge of such breach or with knowledge of such facts

that his action in taking the instrument amounts to bad faith. If, however, such instrument is payable to a personal creditor of the fiduciary and delivered to the creditor in payment of or as security for a personal debt of the fiduciary to the actual knowledge of the creditor, or is drawn and delivered in any transaction known by the payee to be for the personal benefit of the fiduciary, the creditor or other payee is liable to the principal if the fiduciary in fact commits a breach of his obligation as fiduciary in drawing or delivering the instrument.

Payable to a personal creditor of fiduciary.

“SEC. 6. CHECK DRAWN BY AND PAYABLE TO FIDUCIARY.—If a check or other bill of exchange is drawn by a fiduciary as such or in the name of his principal by a fiduciary empowered to draw such instrument in the name of his principal, payable to the fiduciary personally, or payable to a third person and by him transferred to the fiduciary, and is thereafter transferred by the fiduciary, whether in payment of a personal debt of the fiduciary or otherwise, the transferee is not bound to inquire whether the fiduciary is committing a breach of his obligation as fiduciary in transferring the instrument, and is not chargeable with notice that the fiduciary is committing a breach of his obligation as fiduciary unless he takes the instrument with actual knowledge of such breach or with knowledge of such facts that his action in taking the instrument amounts to bad faith.

Responsibility for check drawn by and payable to fiduciary, and transferred in payment of his personal debt.

“SEC. 7. DEPOSIT IN NAME OF FIDUCIARY AS SUCH.—If a deposit is made in a bank to the credit of a fiduciary as such, the bank is authorized to pay the amount of the deposit or any part thereof upon the check of the fiduciary, signed with the name in which such deposit is entered, without being liable to the principal, unless the bank pays the check with actual knowledge that the fiduciary is committing a breach of his obligation as fiduciary in drawing the check or with knowledge of such facts that its action in paying the check amounts to bad faith. If, however, such a check is payable to the drawee bank and is delivered to it in payment of or as security for a personal debt of the fiduciary to it, the bank is liable to the principal if the fiduciary in fact commits a breach of his obligation as fiduciary in drawing or delivering the check.

Liability of bank for paying checks drawn on deposits made by fiduciary.

“SEC. 8. DEPOSIT IN NAME OF PRINCIPAL.—If a check is drawn upon the account of his principal in a bank by a fiduciary who is empowered to draw checks upon his principal's account, the bank is authorized to pay such check without being liable to the principal, unless the bank pays the check with actual knowledge that the fiduciary is committing a breach of his obligation as fiduciary in drawing such check, or with knowledge of such facts that its action in paying the check amounts to bad faith. If, however, such a check is payable to the drawee bank and is delivered to it in payment of or as security for a personal debt of the fiduciary to it, the bank is liable to the principal if the fiduciary in fact commits a breach of his obligation as fiduciary in drawing or delivering the check.

Payments for personal debt of fiduciary to the bank.

Authority of bank to pay checks drawn by fiduciary upon principal's account.

Payment, if for personal debt of fiduciary to the bank.

“SEC. 9. DEPOSIT IN FIDUCIARY'S PERSONAL ACCOUNT.—If a fiduciary makes a deposit in a bank to his personal credit of checks drawn by him upon an account in his own name as fiduciary, or of checks payable to him as fiduciary, or of checks drawn by him upon an account in the name of his principal if he is empowered to draw checks thereon, or of checks payable to his principal and indorsed by him, if he is empowered to indorse such checks, or if he otherwise makes a deposit of funds held by him as fiduciary, the bank receiving such deposit is not bound to inquire whether the fiduciary is committing thereby a breach of his obligation as fiduciary; and the bank is authorized to pay the amount of the deposit or any part thereof upon

Responsibility of bank for deposit in personal account by fiduciary of check drawn on account of name of principal, etc.

Liability if bank has knowledge of breach of obligation, etc.

Authority to draw on deposits in name of two or more trustees.

Act not retroactive.

Application of general rules of law and equity to cases not provided for hereby.

Uniformity of interpretation with State laws.

Title of Act.

Inconsistent laws repealed.

Effective upon passage.

the personal check of the fiduciary without being liable to the principal, unless the bank receives the deposit or pays the check with actual knowledge that the fiduciary is committing a breach of his obligation as fiduciary in making such deposit or in drawing such check, or with knowledge of such facts that its action in receiving the deposit or paying the check amounts to bad faith.

"SEC. 10. DEPOSIT IN NAMES OF TWO OR MORE TRUSTEES.—When a deposit is made in a bank in the name of two or more persons as trustees and a check is drawn upon the trust account by any trustee or trustees authorized by the other trustee or trustees to draw checks upon the trust account, neither the payee nor other holder nor the bank is bound to inquire whether it is a breach of trust to authorize such trustee or trustees to draw checks upon the trust account, and is not liable unless the circumstances be such that the action of the payee or other holder or the bank amounts to bad faith.

"SEC. 11. ACT NOT RETROACTIVE.—The provisions of this Act shall not apply to transactions taking place prior to the time when it takes effect.

"SEC. 12. CASES NOT PROVIDED FOR IN ACT.—In any case not provided for in this Act the rules of law and equity, including the law merchant and those rules of law and equity relating to trusts, agency, negotiable instruments, and banking, shall continue to apply.

"SEC. 13. UNIFORMITY OF INTERPRETATION.—This Act shall be so interpreted and construed as to effectuate its general purpose to make uniform the law of those States which enact it.

"SEC. 14. SHORT TITLE.—This Act may be cited as the Uniform Fiduciaries Act.

"SEC. 15. INCONSISTENT LAWS REPEALED.—All Acts or parts of Acts inconsistent with this Act are hereby repealed.

"SEC. 16. TIME OF TAKING EFFECT.—This Act shall take effect upon the date of its passage."

Approved, May 14, 1928.

May 14, 1928.  
[H. R. 9043.]

[Public, No. 381.]

**CHAP. 546.**—An Act To authorize the payment of an indemnity to the Government of France on account of losses sustained by the owners of the French steamship Madeleine as a result of a collision between it and the United States steamship Kerwood.

France.  
Payment authorized to, as indemnity for collision damages to French steamship "Madeleine."

Post, p. 913.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of the Treasury be, and he is hereby, directed to pay to the Government of France a sum equivalent to 3,550 pounds sterling 2 shillings 5 pence, in settlement of a claim presented by the Government of France on account of damages sustained by the French steamship Madeleine in a collision with the United States steamship Kerwood, in the harbor of Brest, France, on May 11, 1918, as set forth in the message of the President of December 17, 1927, printed as Senate Document Numbered 24, Seventieth Congress, first session; and there is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, a sufficient sum to carry out the purpose of this Act.

Approved, May 14, 1928.

May 14, 1928.  
[H. R. 10643.]

[Public, No. 382.]

**CHAP. 547.**—An Act Authorizing the Gulf Coast Properties, Inc., its successors and assigns, to construct, maintain, and operate a bridge across Lake Champlain at or near Rouses Point, New York.

Lake Champlain.

*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 pro-

vide for military and other purposes, the Gulf Coast Properties, Inc., its successors and assigns, be, and is hereby, authorized to construct, maintain, and operate a bridge and approaches thereto across Lake Champlain, at a point suitable to the interests of navigation, between a point at or near Rouses Point, New York, and a point at or near Windmill Point, Vermont, or near Alburg, Vermont, in accordance with the provisions of the Act entitled "An Act to regulate the construction of bridges over navigable waters," approved March 23, 1906, and subject to the conditions and limitations contained in this Act: *Provided*, That such bridge shall not be so located as to interfere with the landings and the cable used for the operation of the existing ferry between Rouses Point and Alburg.

SEC. 2. There is hereby conferred upon Gulf Coast Properties, Inc., its successors and assigns, 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 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 Gulf Coast Properties, Inc., 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 the authority contained in the Act of March 23, 1906.

SEC. 4. After the completion of such bridge, as determined by the Secretary of War, either the State of New York, the State of Vermont, any public agency or 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, 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 twenty 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 good will, 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 10 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.

SEC. 5. 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 4 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 rea-

Gulf Coast Properties, Inc., may bridge, at Rouses Point, N. Y.

Construction.  
Vol. 34, p. 84.  
Post, p. 1532.

*Proviso.*  
No interference with existing ferry.

Right to acquire real estate, etc., for location, approaches, etc.

Condemnation proceedings.

Tolls authorized.

Vol. 34, p. 85.

Acquisition authorized, after completion, by New York, Vermont, etc.

Compensation if acquired by condemnation.

Limitations.

Tolls under State, etc., operation.

Rates applied to operation, sinking fund, etc.

Maintenance of free bridge, etc., after amortizing costs, etc.

Record of expenditures and receipts.

Sworn statement of construction costs, to be filed after completion.

Examination by Secretary of War.

Findings of Secretary conclusive.

Right to sell, etc., conferred.

Amendment.

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, or the rates of toll shall thereafter be so adjusted as to provide a fund of not to exceed the amount necessary for the proper maintenance, repair, and operation of the bridge and its approaches under economical management. 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.

SEC. 6. The Gulf Coast Properties, Inc., 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 New York and Vermont 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 Gulf Coast Properties, Inc., 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 4 of this Act, subject only to review in a court of equity for fraud or gross mistake.

SEC. 7. The right to sell, assign, transfer, and mortgage all the rights, powers, and privileges conferred by this Act is hereby granted to Gulf Coast Properties, Inc., 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. 8. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, May 14, 1928.

May 14, 1928.

[H. R. 11692.]

[Public, No. 383.]

CHAP. 548.—An Act Authorizing the Gulf Coast Properties, Inc., a Florida corporation, of Jacksonville, Duval County, Florida, its successors and assigns, to construct, maintain, and operate a bridge across the Lake Champlain at or near East Alburg, Vermont.

Lake Champlain. Gulf Coast Properties, Inc., may bridge, at East Alburg to West Swanton, Vt.

*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 to provide for military and other purposes, the Gulf Coast Properties, Inc., a Florida corporation, its successors and assigns, be, and is hereby, authorized to construct, maintain, and operate a bridge and approaches thereto across the Lake Champlain, at a point suitable



to the interests of navigation, at or near East Alburg, Vermont, to a point at or near West Swanton, Vermont, 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. After the completion of such bridge, as determined by the Secretary of War, either the State of Vermont, any public agency or any political subdivision thereof within or adjoining which any part of such bridge is located, 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 such State governing the acquisition of private property for public purposes by condemnation or expropriation. If at any time after the expiration of twenty 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 good will, 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 cost, not to exceed 10 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.

SEC. 3. If such bridge shall at any time be taken over or acquired by the State of Vermont, or by any municipality or other political subdivision or public agency thereof, under the provisions of section 2 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, or the rates of toll shall thereafter be so adjusted as to provide a fund of not to exceed the amount necessary for the proper maintenance, repair, and operation of the bridge and its approaches under economical management. 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.

SEC. 4. The Gulf Coast Properties, Inc., its successors and assigns, shall, within ninety days after the completion of such bridge, file with the Secretary of War and with the highway department of the State of Vermont, 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 at the request of the highway department of the State of Vermont 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

Construction.  
Vol. 34, p. 84.  
Post, p. 1533.

Acquisition authorized, after completion, by Vermont, etc.

Condemnation proceedings.

Compensation if acquired by condemnation.

Limitations.

Tolls under State, etc., operation.

Rates applied to operation, sinking fund, etc.

Maintenance as free bridge, etc., after amortizing costs, etc.

Record of expenditures and receipts.

Sworn statement of construction costs, etc., to be filed after completion.

Examination by Secretary of War.

costs of constructing, financing, and promoting such bridge; for the purpose of such investigation the said Gulf Coast Properties, Inc., 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 2 of this Act, subject only to review in a court of equity for fraud or gross mistake.

Findings of Secretary  
conclusive.

Right to sell, etc.,  
conferred.

Sec. 5. The right to sell, assign, transfer, and mortgage all the rights, powers, and privileges conferred by this Act is hereby granted to the Gulf Coast Properties, Inc., 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 persons.

Amendment.

Sec. 6. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, May 14, 1928.

May 14, 1928.  
[H. R. 11797.]  
[Public, No. 384.]

**CHAP. 549.**—An Act Granting the consent of Congress to Columbus County, State of North Carolina, to construct, maintain, and operate a free highway bridge across the Waccamaw River at or near Reeves Ferry, Columbus County, North Carolina.

Waccamaw River.  
Columbus County,  
N. C., may bridge, at  
Reeves Ferry.

*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 Columbus County, State of North Carolina, to construct, maintain, and operate a free highway bridge and approaches thereto across the Waccamaw River, at a point suitable to the interests of navigation, at or near Reeves Ferry, Columbus County, North 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.

Construction.  
Vol. 34, p. 84.

Amendment.

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

Approved, May 14, 1928.

May 14, 1928.  
[H. R. 11992.]  
[Public, No. 385.]

**CHAP. 550.**—An Act Granting the consent of Congress to the Arkansas Highway Commission to construct, maintain, and operate a free highway bridge across the Current River at or near Biggers, Arkansas.

Current River.  
Arkansas Highway  
Commission may  
bridge, at Biggers.

*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 Arkansas Highway Commission to construct, maintain, and operate a free highway bridge and the approaches thereto across the Current River, at a point suitable to the interests of navigation, at or near Biggers, in the county of Randolph, Arkansas, in accordance with the provisions of an Act entitled "An Act to regulate the construction of bridges over navigable waters," approved March 23, 1906.

Construction.  
Vol. 34, p. 84.

Amendment.

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

Approved, May 14, 1928.

**CHAP. 551.**—An Act Making appropriations for the Legislative Branch of the Government for the fiscal year ending June 30, 1929, and for other purposes.

May 14, 1928.  
[H. R. 12375.]  
[Public, No. 386.]

*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, 1929, namely:

Legislative appropriations for fiscal year, 1929.

## SENATE

Senate.

### SALARIES AND MILEAGE OF SENATORS

Senators.

For compensation of Senators, \$960,000.  
For mileage of Senators, \$51,000.  
For compensation of officers, clerks, messengers, and others:

Compensation.

Mileage.

Officers, clerks, messengers, etc.

### OFFICE OF THE VICE PRESIDENT

Vice President's office.

Salaries: Secretary to the Vice President, \$4,200; clerk, \$2,080; assistant clerk, \$1,940; assistant clerk, \$1,830; in all, \$10,050.

Secretary, and clerks.

### CHAPLAIN

For Chaplain, \$1,520.

Chaplain.

### OFFICE OF THE SECRETARY

Secretary's office.

Salaries: Secretary of the Senate, including compensation as disbursing officer of salaries of Senators and of contingent fund of the Senate, \$6,500; assistant secretary, Henry M. Rose, \$4,500; chief clerk, who shall perform the duties of reading clerk, \$5,500; financial clerk, \$5,000; principal clerk, \$3,420; assistant financial clerk, \$4,200; minute and Journal clerk, \$4,500; legislative clerk, \$3,150; chief bookkeeper, \$3,000; librarian, \$3,000; enrolling clerk, \$3,150; printing clerk, \$3,150; executive clerk, \$2,890; file clerk, and assistant Journal clerk, at \$2,880 each; first assistant librarian, and keeper of stationery, \$2,780 each; assistant librarian, \$2,150; skilled laborer, \$1,520; clerks—three at \$2,880 each, one at \$2,590, one at \$2,460, two at \$2,100 each, one at \$1,800, one at \$1,770; two assistant keepers of stationery, at \$1,800 each; assistant in stationery room, \$1,520; messenger in library, \$1,310; special officer, \$2,150; assistant in library, \$1,800; laborers—two at \$1,350 each, two at \$1,140 each, one, \$1,010, one in stationery room, \$1,440; in all, \$106,220.

Secretary, assistant, clerks, etc.

### DOCUMENT ROOM

Document room.

Salaries: Superintendent, \$3,600; first assistant, \$3,000; second assistant, in lieu of employee heretofore paid under Senate Resolution Numbered 90, \$2,400; two clerks, at \$1,770 each; skilled laborer, \$1,520; in all, \$14,060.

Superintendent, etc.

### COMMITTEE EMPLOYEES

Committee employees.

Clerks and messengers to the following committees: Agriculture and Forestry—clerk, \$3,300; assistant clerk, \$2,500; assistant clerk, \$2,150; assistant clerk, 1,830; additional clerk, \$1,520. Appropriations—clerk, \$6,000; assistant clerk, \$3,300; assistant clerk, \$3,000; three assistant clerks, at \$2,700 each; two assistant clerks, at \$2,100 each; messenger, \$1,520. To Audit and Control the Contingent Expenses of the Senate—clerk, \$3,300; assistant clerk, \$1,940; assistant clerk, \$1,830; additional clerk, \$1,520. Banking and Cur-

Clerks and messengers to designated committees.

rency—clerk, \$3,300; assistant clerk, \$2,150; two assistant clerks, at \$1,830 each. Civil Service—clerk, \$3,300; assistant clerk, \$1,940; assistant clerk, \$1,830; additional clerk, \$1,520. Claims—clerk, \$3,300; assistant clerk, \$2,750; assistant clerk, \$2,360; two assistant clerks, at \$1,830 each. Commerce—clerk, \$3,300; assistant clerk, \$2,590; assistant clerk, \$2,150; assistant clerk, \$1,830. Conference Minority of the Senate—clerk, \$3,300; assistant clerk, \$2,150; two assistant clerks, at \$1,830 each. District of Columbia—clerk, \$3,300; assistant clerk, \$2,500; assistant clerk, \$2,480; assistant clerk, \$1,830; additional clerk, \$1,520. Education and Labor—clerk, \$3,300; assistant clerk, \$2,150; assistant clerk, \$1,830; additional clerk, \$1,520. Enrolled Bills—clerk, \$3,300; assistant clerk, \$1,940; assistant clerk, \$1,830; additional clerk, \$1,520. Expenditures in the Executive Departments—clerk, \$3,300; assistant clerk, \$2,150; assistant clerk, \$1,830; additional clerk, \$1,520. Finance—clerk, \$3,600; special assistant to the committee, \$3,150; assistant clerk, \$2,590; assistant clerk, \$2,460; assistant clerk, \$1,940; two assistant clerks, at \$1,830 each; two experts (one for the majority and one for the minority) at \$3,000 each; messenger, \$1,520. Foreign Relations—clerk, \$3,300; assistant clerk, \$2,590; assistant clerk, \$2,150; assistant clerk, \$1,830; additional clerk, \$1,520; messenger, \$1,520. Immigration—clerk, \$3,300; assistant clerk, \$2,150; assistant clerk, \$1,830; additional clerk, \$1,520. Indian Affairs—clerk, \$3,300; assistant clerk, \$2,570; assistant clerk, \$2,040; assistant clerk, \$1,830; additional clerk, \$1,520. Interoceanic Canals—clerk, \$3,300; assistant clerk, \$2,150; assistant clerk, \$1,830; additional clerk, \$1,520. Interstate Commerce—clerk, \$3,300; assistant clerk, \$2,500; two assistant clerks, at \$2,150 each; assistant clerk, \$1,830. Irrigation and Reclamation—clerk, \$3,300; assistant clerk, \$2,150; assistant clerk, \$1,830; additional clerk, \$1,520. Judiciary—clerk, \$3,300; assistant clerk, \$2,590; two assistant clerks, at \$2,150 each; assistant clerk, \$1,830. Library—clerk, \$3,300; assistant clerk, \$1,940; assistant clerk, \$1,830; additional clerk, \$1,520. Manufactures—clerk, \$3,300; assistant clerk, \$2,040; assistant clerk, \$1,830; additional clerk, \$1,520. Military Affairs—clerk, \$3,300; assistant clerk, \$2,590; assistant clerk, \$2,400; additional clerk, \$1,940; two assistant clerks, at \$1,830 each. Mines and Mining—clerk, \$3,300; assistant clerk, \$1,940; assistant clerk, \$1,830; additional clerk, \$1,520. Naval Affairs—clerk, \$3,300; assistant clerk, \$2,590; assistant clerk, \$1,940; two assistant clerks, at \$1,830 each. Patents—clerk, \$3,300; assistant clerk, \$1,940; assistant clerk, \$1,830; additional clerk, \$1,520. Pensions—clerk, \$3,300; assistant clerk, \$2,150; four assistant clerks, at \$1,830 each. Post Offices and Post Roads—clerk, \$3,300; assistant clerk, \$2,460; three assistant clerks, at \$1,830 each; additional clerk, \$1,520, in lieu of clerk paid from contingent fund under Senate resolution of July 17, 1914. Printing—clerk, \$3,300; assistant clerk, \$2,150; assistant clerk, \$1,830; additional clerk, \$1,520. Privileges and Elections—clerk, \$3,300; assistant clerk, \$2,040; assistant clerk, \$1,830; additional clerk, \$1,520. Public Buildings and Grounds—clerk, \$3,300; assistant clerk, \$2,040; assistant clerk, \$1,830; additional clerk, \$1,520. Public Lands and Surveys—clerk, \$3,300; assistant clerk, \$2,360; assistant clerk, \$2,150; two assistant clerks, at \$1,830 each. Revision of the Laws—clerk, \$3,300; assistant clerk, \$1,940; assistant clerk, \$1,830; additional clerk, \$1,520. Rules—clerk, \$3,300, to include full compensation for the preparation biennially of the Senate Manual under the direction of the Committee on Rules; two assistant clerks, at \$2,150 each; assistant clerk, \$1,830; additional clerk, \$1,520. Territories and Insular Possessions—clerk, \$3,300; assistant clerk, \$2,150; assistant clerk, \$1,830; additional clerk, \$1,520; in all \$383,390.

## CLERICAL ASSISTANCE TO SENATORS

For clerical assistance to Senators who are not chairmen of the committees specifically provided for herein: Seventy clerks at \$3,300 each, seventy assistant clerks at \$1,940 each, seventy assistant clerks at \$1,830 each, \$494,900: *Provided*, That 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 \$1,520 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, \$106,400; messenger, \$1,520; in all, \$602,820.

Clerical assistance to Senators.

Allowance to Senators not chairmen of designated committees.

*Proviso.* Authority as committee clerks.

Additional clerks.

## OFFICE OF SERGEANT AT ARMS AND DOORKEEPER

Salaries: Sergeant at Arms and Doorkeeper, \$6,500; two Assistant Sergeants at Arms, at \$4,500 each; two floor assistants, at \$3,600 each; messengers—five (acting as assistant doorkeepers, including one for minority) at \$2,400 each, thirty-seven (including one for minority) at \$1,770 each, one at \$1,310, one at card door, \$2,580; clerk on Journal work for Congressional Record, to be selected by the official reporters, \$2,800; Deputy Sergeant at Arms and storekeeper, \$4,000; clerk, \$2,140; stenographer in charge of furniture accounts and records, \$1,520; upholsterer and locksmith, \$2,100; cabinetmaker, \$1,800; three carpenters, at \$1,800 each; janitor, \$1,800; skilled laborers—four at \$1,440 each, one at \$1,310; laborer in charge of private passage, \$1,440; three female attendants in charge of ladies' retiring rooms, at \$1,240 each; three attendants to women's toilet rooms, Senate Office Building, at \$1,240 each; telephone operators—chief \$2,160, seven at \$1,320 each; night operator, \$1,140; telephone page, \$1,010; laborer in charge of Senate toilet rooms in old library space, \$950; press gallery—superintendent \$3,300, assistant superintendent \$2,240; messenger for service to press correspondents, \$1,500; laborers—three at \$1,100 each, thirty-four at \$1,010 each; twenty-one pages for the Senate Chamber, at the rate of \$3.30 per day each during the session, \$8,385.30; in all, \$209,155.30.

For police force for Senate Office Building under the Sergeant at Arms: Sixteen privates, at \$1,360 each; special officer, \$1,520; in all \$23,280.

Office of Sergeant at Arms.

Sergeant at Arms and Doorkeeper, assistants, etc.

Messengers, etc.

Laborers, etc.

Pages.

Police, Senate Office Building.

Post office.

Postmaster, etc.

Folding room.

Foreman, etc.

Contingent expenses.

Stationery.

Postage stamps.

Vehicles.

## POST OFFICE

Salaries: Postmaster, \$2,740; chief clerk, \$2,150; wagon master, \$1,800; seven mail carriers, at \$1,520 each; two riding pages, at \$1,220 each; in all, \$19,770.

## FOLDING ROOM

Salaries: Foreman, \$2,160; assistant, \$1,940; clerk, \$1,520; folders—chief, \$1,770; seven at \$1,310 each, seven at \$1,140 each; in all, \$24,540.

## CONTINGENT EXPENSES OF THE SENATE

For stationery for Senators and the President of the Senate, including \$7,500 for stationery for committees and officers of the Senate, \$25,000.

Postage stamps: For office of Secretary, \$200; office of Sergeant at Arms, \$100; in all, \$300.

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, \$13,000.

Vice President's automobile.	For driving, maintenance, and operation of an automobile for the Vice President, \$4,000.
Folding.	For materials for folding, \$1,500. For folding speeches and pamphlets, at a rate not exceeding \$1 per thousand, \$10,000.
Fuel, oil, etc.	For fuel, oil, cotton waste, and advertising, exclusive of labor, \$2,000.
Furniture.	For the purchase of furniture, \$5,000. For materials for furniture and repairs of same, exclusive of labor, \$3,000. For services in cleaning, repairing, and varnishing furniture, \$2,000.
Packing boxes.	For packing boxes, \$970.
Document warehouse.	For rent of warehouse for storage of public documents, \$2,000.
Miscellaneous items.	For miscellaneous items, exclusive of labor, \$125,000.
Inquiries and investigations.	For expenses of inquiries and investigations ordered by the Senate, including compensation to stenographers of committees, at such rate as may be fixed by the Committee to Audit and Control the Contingent Expenses of the Senate, but not exceeding 25 cents per hundred words, \$250,000.
Reporting debates.	For reporting the debates and proceedings of the Senate, payable in equal monthly installments, \$55,340.
Senate kitchens and 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, \$40,000.

## HOUSE OF REPRESENTATIVES

## SALARIES AND MILEAGE OF MEMBERS

Members.	
Pay of Members, Delegates, and Resident Commissioners.	For compensation of Members of the House of Representatives, Delegates from Territories, the Resident Commissioner from Porto Rico, and the Resident Commissioners from the Philippine Islands, \$4,407,500.
Mileage.	For mileage of Representatives and Delegates and expenses of Resident Commissioners, \$175,000.
Officers, clerks, etc.	For compensation of officers, clerks, messengers, and others:

## OFFICE OF THE SPEAKER

Secretary, parliamentarian, etc. Digest of the Rules.	Salaries: Secretary to the Speaker, \$4,200; parliamentarian, \$4,000, and for preparing Digest of the Rules, \$1,000 per annum; assistant parliamentarian, \$2,500; clerk to the Speaker, \$1,940; messenger to the Speaker's table, \$1,520; messenger to the Speaker, \$1,440; in all, \$16,600.
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Chaplain.

## CHAPLAIN

For Chaplain, \$1,520.

Clerk's office.

## OFFICE OF THE CLERK

Clerk of the House, clerks, etc.	Salaries: Clerk of the House of Representatives, including compensation as disbursing officer of the contingent fund, \$6,500; Journal clerk and two reading clerks, at \$4,200 each; disbursing clerk, \$3,570; tally clerk, \$3,470; file clerk, \$3,420; enrolling clerk, \$3,200 and \$1,000 additional so long as the position is held by the present incumbent; property custodian and superintendent of furniture and repair shop, who shall be a skilled cabinetmaker or upholsterer and experienced in the construction and purchase of furniture, \$3,600; two assistant custodians at \$3,000 each; chief bill clerk, \$3,150;
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assistant enrolling clerk, \$2,880; assistant to disbursing clerk, \$2,780; stationery clerk, \$2,570; librarian, \$2,460; assistant librarian, \$2,240; assistant file clerk, \$2,250; assistant librarian, and assistant Journal clerk, at \$2,150 each; clerks—one at \$2,150, three at \$2,020 each; bookkeeper, and assistant in disbursing office, at \$1,940 each; four assistants to chief bill clerk, at \$1,830 each; stenographer to the Clerk, \$1,730; locksmith and typewriter repairer, \$1,620; messenger and clock repairer, \$1,520; assistant in stationery room, \$1,520; three messengers, at \$1,410 each; stenographer to Journal clerk, \$1,310; fifteen telephone operators, at \$1,320 each; substitute telephone operator when required, at \$3.30 per day, \$1,200; laborers—three at \$1,200 each, nine at \$1,010 each; purchase, exchange, operation, maintenance, and repair of motor vehicle, \$1,200; in all, \$132,220.

#### COMMITTEE EMPLOYEES

Committee employ-  
ees.

Clerks and janitors.

Clerks, messengers, and janitors to the following committees: Accounts—clerk, \$3,300; assistant clerk, \$2,150; janitor, \$1,310. Agriculture—clerk, \$2,880; assistant clerk, \$2,150; janitor, \$1,310. Appropriations—clerk, \$5,000, and \$1,000 additional so long as the position is held by the present incumbent; assistant clerk, \$4,500, five assistant clerks at \$3,300 each, assistant clerk, \$2,700; janitor, \$1,440. Banking and Currency—clerk, \$2,360; assistant clerk, \$1,520; janitor, \$1,010. Census—clerk, \$2,360; janitor, \$1,010. Civil Service—clerk, \$2,360; janitor, \$1,010. Claims—clerk, \$3,300; assistant clerk, \$1,520; janitor, \$1,010. Coinage, Weights, and Measures—clerk, \$2,360; janitor, \$1,010. Disposition of Useless Executive Papers—clerk, \$2,360. District of Columbia—clerk, \$2,880; assistant clerk, \$2,150; janitor, \$1,010. Education—clerk, \$2,360. Election of President, Vice President, and Representatives in Congress—clerk, \$2,360. Elections Numbered 1—clerk, \$2,360; janitor, \$1,010. Elections Numbered 2—clerk, \$2,360; janitor, \$1,010. Elections Numbered 3—clerk, \$2,360; janitor, \$1,010. Enrolled Bills—clerk, \$2,360; janitor, \$1,010. Expenditures in the Executive Departments—clerk, \$2,880; janitor, \$1,010. Flood Control—clerk, \$2,360; janitor, \$1,010. Foreign Affairs—clerk, \$2,880; assistant clerk, \$2,150; janitor, \$1,010. Immigration and Naturalization—clerk, \$2,880; janitor, \$1,010. Indian Affairs—clerk, \$2,880; assistant clerk, \$2,150; janitor, \$1,010. Insular Affairs—clerk, \$2,360; janitor, \$1,010. Interstate and Foreign Commerce—clerk, \$3,300; additional clerk, \$2,360; assistant clerk, \$1,830; janitor, \$1,310. Irrigation and Reclamation—clerk, \$2,360; janitor, \$1,010. Invalid Pensions—clerk, \$2,880; stenographer, \$2,560; expert examiner (Norman E. Ives), \$2,400; assistant clerk, \$2,360; janitor, \$1,240. Judiciary—clerk, \$3,300; assistant clerk, \$1,940; janitor, \$1,240. Labor—clerk, \$2,360; janitor, \$1,010. Library—clerk, \$2,360; janitor, \$1,010. Merchant Marine and Fisheries—clerk, \$2,360; janitor, \$1,010. Military Affairs—clerk, \$2,880; assistant clerk, \$1,830; janitor, \$1,310. Mines and Mining—clerk, \$2,360; janitor, \$1,010. Naval Affairs—clerk, \$2,880; assistant clerk, \$1,830; janitor, \$1,310. Patents—clerk, \$2,360; janitor, \$1,010. Pensions—clerk, \$2,880; assistant clerk, \$1,940; janitor, \$1,010. Post Office and Post Roads—clerk, \$2,880; assistant clerk, \$1,730; janitor, \$1,310. Printing—clerk, \$2,360; janitor, \$1,310. Public Buildings and Grounds—clerk, \$2,880; assistant clerk, \$1,520; janitor, \$1,010. Public Lands—clerk, \$2,360; assistant clerk, \$1,520; janitor, \$1,010. Revision of the Laws—clerk, \$3,000; janitor, \$1,010; the unexpended balance of the appropriation of \$11,652, for the fiscal year 1928, "to continue the employment of competent persons to assist in compiling and codifying the laws relating to the District of Columbia," is reappropriated and made

Codifying District of  
Columbia laws,  
Balance reappropri-  
ated.  
Vol. 44, p. 1152.

available during the fiscal year 1929. Rivers and Harbors—clerk, \$2,880; assistant clerk, \$2,150; janitor, \$1,310. Roads—clerk, \$2,360; janitor, \$1,010. Rules—clerk, \$2,880; assistant clerk, \$1,830; janitor, \$1,010. Territories—clerk, \$2,360; janitor, \$1,010. War Claims—clerk, \$2,880; assistant clerk, \$1,520; janitor, \$1,010. Ways and Means—clerk, \$4,200; assistant clerk and stenographer, \$2,360; assistant clerk, \$2,250; clerk for the minority, \$2,880; janitors—one \$1,310, one \$1,010. World War Veterans' Legislation—clerk, \$2,880; assistant clerk, \$2,150. In all, \$250,230.

Clerks subject to Clerk of the House at end of the Congress.

Appropriations in the foregoing paragraph shall not be available for the payment of any clerk or assistant clerk to a committee who does not, after the termination of the Congress during which he was appointed, perform his duties under the direction of the Clerk of the House: *Provided*, That the foregoing shall not apply to the Committee on Accounts.

*Proviso.*  
Committee on Accounts excepted.  
Janitors.  
Appointment, etc.

Janitors under the foregoing shall be appointed by the chairmen, respectively, of said committees, and shall perform under the direction of the Doorkeeper all of the duties heretofore required of messengers detailed to said committees by the Doorkeeper, and shall be subject to removal by the Doorkeeper at any time after the termination of the Congress during which they were appointed.

Office of Sergeant at Arms.

#### OFFICE OF SERGEANT AT ARMS

Sergeant at Arms, Deputy, cashier, etc.

Salaries: Sergeant at Arms, \$6,500; Deputy Sergeant at Arms, \$2,880; cashier, \$4,000; two bookkeepers, at \$3,000 each; Deputy Sergeant at Arms in charge of pairs, \$2,500; pair clerk and messenger, \$2,500; messenger, \$1,730; stenographer and typewriter, \$1,200; skilled laborer, \$1,140; hire for automobiles, \$600; in all, \$29,050.

Police, House Office Building.

For police force, House Office Building, under the Sergeant at Arms: Lieutenant, \$1,520; nineteen privates, at \$1,360 each; in all, \$27,360.

Office of Doorkeeper.

#### OFFICE OF DOORKEEPER

Doorkeeper, special employee, etc.

Salaries: Doorkeeper, \$5,000; special employee, \$2,500; superintendent of House press gallery, \$3,300; assistant to the superintendent of the House press gallery, \$2,240; janitor, \$2,400; messengers—seventeen at \$1,500 each, fourteen on soldiers' roll at \$1,520 each; laborers—seventeen at \$1,010 each, two known as cloakroom men at \$1,140 each, eight known as cloakroom men, one at \$1,010, and seven at \$890 each; three female attendants in ladies' retiring rooms, at \$1,440 each; attendant for the ladies' reception room, \$1,200; superintendent of folding room, \$2,880; foreman of folding room, \$2,340; chief clerk to superintendent of folding room, \$2,150; three clerks, at \$1,940 each; janitor, \$1,010; laborer, \$1,010; thirty-one folders, at \$1,200 each; shipping clerk, \$1,520; two drivers, at \$1,140 each; two chief pages, at \$1,740 each; two telephone pages, at \$1,440 each; two floor managers of telephones (one for the minority), at \$2,880 each; two assistant floor managers in charge of telephones (one for the minority) at \$1,830 each; forty-one pages, during the session, including ten pages for duty at the entrances to the Hall of the House, at \$3.30 per day each, \$15,831; press-gallery page, \$1,700; superintendent of document room, Elmer A. Lewis, \$3,500; assistant superintendent of document room, \$2,460, and \$420 additional while the position is held by the present incumbent; clerk, \$2,040; assistant clerk, \$1,940; eight assistants, at \$1,600 each; janitor, \$1,220; messenger to pressroom, \$1,310; maintenance and repair of folding room motor truck, \$500; in all, \$210,141.

Messengers, etc.

Folding room Superintendent, etc.

Pages.

Document room Superintendent, etc.



## SPECIAL AND MINORITY EMPLOYEES

For six minority employees at \$2,500 each, authorized and named in the resolution of December 5, 1927, \$15,000.

To continue employment of the assistant foreman of the folding room, authorized in the resolution of September 30, 1913, \$1,742.16.

To continue employment of the person named in the resolution of April 28, 1914, as a laborer, \$1,140.

To continue employment of the laborer authorized and named in the resolution of December 19, 1901, \$1,140.

Clerk, under the direction of the Clerk of the House, named in the resolution of February 13, 1923, \$2,740.

Successors to any of the employees provided for in the five preceding paragraphs may be named by the House of Representatives at any time.

Office of majority floor leader: Legislative clerk, \$3,600; clerk, \$2,880; assistant clerk, \$1,830; janitor, \$1,310; in all, \$9,620.

Conference minority: Clerk, \$2,880; assistant clerk, \$1,830; janitor, \$1,310; in all, \$6,020. The foregoing employees to be appointed by the minority leader.

To continue the employment of messengers in the majority and minority caucus rooms, to be appointed by the majority and minority whips, respectively, at \$1,520 each; in all, \$3,040.

Special and minority employees.

Minority employees.

Special employees.

Appointment of successors.

Majority floor leader.

Conference minority.

Caucus rooms messengers.

Post office.

## POST OFFICE

Salaries: Postmaster, \$4,200; assistant postmaster, \$2,570; registry and money-order clerk, \$1,830; thirty-four messengers (including one to superintend transportation of mails), at \$1,520 each; for the employment of substitute messengers, and extra services of regular employees at the rate of not to exceed \$125 per month each, \$1,000; laborer, \$1,010; in all, \$62,290.

For the purchase, exchange, maintenance, and repair of motor vehicles for carrying the mails, \$3,400.

Postmaster, assistant, etc.

Mail vehicles.

## OFFICIAL REPORTERS OF DEBATES

Salaries: Six official reporters of the proceedings and debates of the House, at \$7,500 each; assistant (John J. Cameron), \$3,000; clerk, \$2,750; six expert transcribers, at \$1,520 each; janitor, \$1,220; in all, \$61,090.

Official reporters.

## COMMITTEE STENOGRAPHERS

Salaries: Four stenographers to committees, at \$6,500 each; janitor, \$1,220; in all, \$27,220.

Wherever the words "during the session" occur in the foregoing paragraphs they shall be construed to mean the one hundred and twenty-one days from December 1, 1928, to March 31, 1929, both inclusive.

Stenographers to committees.

"During the session" to mean 121 days.

## CLERK HIRE, MEMBERS AND DELEGATES

For clerk hire necessarily employed by each Member, Delegate, and Resident Commissioner, 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 May 24, 1924, \$1,760,000.

Clerk hire of Members, etc.

Vol. 43, p. 152.

## Contingent expenses.

## CONTINGENT EXPENSES OF THE HOUSE

Folding materials.	For materials for folding, \$5,000.
Furniture, etc.	For furniture and materials for repairs of the same, including not to exceed \$13,000 for labor, tools, and machinery for furniture repair shops, and including not to exceed \$10,000 for material and labor to reconstruct office cabinets and to convert roll-top desks into flat-top desks, \$50,000.
Packing boxes.	For packing boxes, \$4,500.
Miscellaneous items.	For miscellaneous items, exclusive of salaries and labor, unless specifically ordered by the House of Representatives, and including reimbursement to the official stenographers to committees for the amounts actually and necessarily paid out by them for transcribing hearings, \$60,000.
Committee reporting.	For stenographic reports of hearings of committees other than special and select committees, \$25,000, to be immediately available.
Special and select committees.	For expenses of special and select committees authorized by the House, \$25,000.
Telegraph and telephone service.	For telegraph and telephone service, exclusive of personal services, \$60,000.
Stationery.	For stationery for Representatives, Delegates, and Resident Commissioners, including \$5,000 for stationery for the use of the committees and officers of the House, \$60,000.
Postage stamps.	For postage stamps: Postmaster, \$250; Clerk, \$450; Sergeant at Arms, \$300; Doorkeeper, \$150; in all, \$1,150.
Speaker's automobile.	For driving, maintenance, repair, and operation of an automobile for the Speaker, \$3,000.
Folding.	For folding speeches and pamphlets, at a rate not exceeding \$1 per thousand, \$20,000, to be immediately available.
Clerical assistance to Clerk of the House.	For assistance rendered during the calendar years 1927 and 1928 in compiling list 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 list 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; and 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, \$5,000.
Specified objects.	To pay William Tyler Page, Clerk of the House of Representatives, for services in compiling, arranging for the printer, reading proof, indexing testimony, stenography and typewriting, supervision of the work, and expenses incurred in the contested-election cases of the Seventieth Congress, as authorized by the Act entitled "An Act relating to contested elections," approved March 2, 1887, \$2,483.68, and an additional sum to such persons as were actually engaged in the work, designated by him, and in such proportions as he may deem just for the assistance rendered in the work, \$1,516.32; in all, \$4,000.
Recording, etc., political statements.	
Vol. 43, p. 1071. William Tyler Page. Corupiling, etc., documents in contested election cases.	
Vol. 24, p. 445.	
Additional, for assistance.	
Capitol police.	

## CAPITOL POLICE

Pay.	Salaries: Captain, \$2,150; three lieutenants, at \$1,520 each; two special officers, at \$1,520 each; three sergeants, at \$1,410 each; forty-four privates, at \$1,360 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, \$73,820.
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For contingent expenses, \$200.

For purchasing and supplying uniforms and motor cycles to Capitol Police, \$3,750.

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.

Contingent expenses.

Uniforms, etc.

Division of disbursements.

### JOINT COMMITTEE ON PRINTING

For clerk, \$4,000; inspector, under section 20 of the Act approved January 12, 1895, \$2,490; assistant clerk and stenographer, \$2,100; for expenses of compiling, preparing, and indexing the Congressional Directory, \$1,600; in all, \$10,190, one-half to be disbursed by the Secretary of the Senate and the other half to be disbursed by the Clerk of the House.

Joint Committee on Printing.

Clerk, etc.

Vol. 28, p. 603.

Congressional Directory.

### OFFICE OF LEGISLATIVE COUNSEL

For salaries and expenses of maintenance of the Office of Legislative Counsel, as authorized by law, \$75,000, of which \$37,500 shall be disbursed by the Secretary of the Senate and \$37,500 by the Clerk of the House of Representatives.

Office of Legislative Counsel.

Salaries, etc.

Vol. 40, p. 1141; Vol. 44, p. 353.

*Ante*, p. 279.

### 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 Seventieth 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 said committees to do the work.

Statement of appropriations.

Preparing, first session Seventieth Congress.

Vol. 25, p. 587.

### ARCHITECT OF THE CAPITOL

#### OFFICE OF THE ARCHITECT OF THE CAPITOL

Salaries: Architect of the Capitol, \$7,500; chief clerk, \$3,150; civil engineer, \$2,770; two clerks, at \$1,840 each; compensation to disbursing clerk, \$1,000; laborers—one at \$1,104, two at \$1,010 each, two at \$950 each; forewoman of charwomen, \$760; twenty-one charwomen, at \$412.80 each; in all, \$32,552.80.

Architect of the Capitol.

Architect, chief clerk, etc.

For forty-eight elevator conductors, including fourteen for the Senate Office Building and fourteen for the House Office Building, at \$1,520 each, \$72,960.

Elevator conductors.

#### CAPITOL BUILDINGS AND GROUNDS

Capitol Buildings: For necessary expenditures for the Capitol Building under the jurisdiction of the Architect of the Capitol, including minor improvements, maintenance, repair, equipment, supplies, material, and appurtenances; personal and other services; cleaning and repairing works of art; purchase or exchange, maintenance, and driving of motor-propelled passenger-carrying office vehicles; and not exceeding \$200 for the purchase of technical and necessary reference books and city directory; \$83,535.80.

Capitol buildings and grounds.

General repairs to buildings, etc.

Senate wing reconstruction: To rearrange and reconstruct the Senate wing of the Capitol in accordance with the report of the Architect of the Capitol contained in Senate Document Numbered 161, Sixty-eighth Congress, second session, with such alterations as

Senate wing. Rearranging and reconstructing.

Available until June 30, 1930.  
 Without advertising or written contracts.  
 R. S., secs. 3709, 3744, pp. 733, 738.  
*Proviso.*  
 Open market contracts, professional assistants, etc.

Vol. 36, p. 669.

“Peace,” oil painting.  
 Purchase of.  
 Vol. 44, p. 1357.

Ventilation of Senate Chamber and Hall of the House.

Immediately available.  
 R. S., secs. 3709, 3744, pp. 733, 738.

Travel allowances.

Improving grounds.

Snow removal.

Repairs, garages, etc.

Senate Office Building.  
 Maintenance.

House Office Building.  
 Maintenance.

Capitol power plant.  
 Maintenance.  
 Buildings supplied.

the Senate Committee on Rules may from time to time approve, to be immediately available, and to remain available until June 30, 1930, \$500,000, to be expended by the Architect of the Capitol, under the direction and supervision of the said Committee on Rules, without compliance with sections 3709 and 3744 of the Revised Statutes of the United States: *Provided*, That the Architect of the Capitol is authorized, within the appropriation herein made to enter into such contracts in the market, to make such expenditures (including expenditures for furniture, material, supplies, equipment, accessories, advertising, travel, and subsistence), and to employ such professional and other assistants without regard to the provisions of section 35 of the Public Buildings Omnibus Act, approved June 25, 1910, as amended, as may be approved by such committee.

For the purchase from the owners, the heirs of its painter, Walter L. Dean, the oil painting known as “Peace,” as authorized by the Act approved March 3, 1927, \$5,000, to be immediately available and to be expended at the direction of the Joint Committee on the Library.

For the purchase and installation for the Senate Chamber and the Hall of the House of Representatives of complete, improved ventilation, dehumidifying air conditioning apparatus with automatically controlled ducts and water piping for the connection of the different units of such apparatus, and for all necessary structural alterations required for such installation, including personal services, advertising, traveling and other necessary expenses incident thereto, \$323,000, to be available immediately and to be expended by the Architect of the Capitol without compliance with sections 3709 and 3744 of the Revised Statutes of the United States.

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 \$1,000.

Capitol Grounds: For care and improvement of grounds surrounding the Capitol, Senate and House Office Buildings; personal and other services; care of trees; plantings; fertilizers; repairs to pavements, walks, and roadways; purchase of waterproof wearing apparel; and for snow removal by hire of men and equipment or under contract without compliance with sections 3709 and 3744 of the Revised Statutes of the United States; \$72,000.

For repairs and improvements to Senate and House garages and Maltby Building, including personal services, \$1,500.

Senate Office Building: For maintenance, miscellaneous items and supplies, including furniture, furnishings, and equipment and for labor and material incident thereto and repairs thereof; and for personal and other services for the care and operation of the Senate Office Building, under the direction and supervision of the Senate Committee on Rules, \$89,854.

House Office Building: For maintenance, including miscellaneous items, and for all necessary services, \$101,078.20.

Capitol power plant: For lighting, heating, and power for the Capitol, Senate and House Office Buildings, Congressional Library Building, and the grounds about the same, Coast and Geodetic Survey, the Union Station group of temporary housing, Botanic Garden, Senate garage, House garage, Maltby Building, folding and storage rooms of the Senate, Government Printing Office, and Washington City post office; pay of superintendent of meters, at the rate of \$1,940 per annum and \$300 additional for the maintenance of an automobile for his use, who shall inspect all gas and electric meters of the Government in the District of Columbia without additional compensation; personal and other services; fuel, oil, materials, labor, advertising, and purchase of waterproof wearing apparel, in connec-

tion with the maintenance and operation of the heating, lighting, and power plant and substations connected therewith, \$373,880.

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, concerning purchases for executive departments.

The Department of the Interior, the Public Health Service, the Coast and Geodetic Survey, the Union Station group of temporary housing, the Government Printing Office, and the Washington City post office shall reimburse the Capitol power plant for heat, light, and power furnished during the fiscal year 1929 and the amounts so reimbursed shall be credited to the appropriation for such plant and be available for the purposes named therein.

#### LIBRARY BUILDING AND GROUNDS

Salaries: Chief engineer, \$2,520; chief electrician, \$2,520; decorator, \$2,000; painter, \$1,728; assistant engineer—one \$1,860, two at \$1,764 each, one \$1,728; two machinists at \$1,764 each; three assistant electricians at \$1,800 each; carpenters—one \$1,800, one \$1,728; plumber, \$1,740; skilled laborers—two at \$1,320 each, five at \$1,260 each; general mechanic, \$1,800; two laborers at \$1,020 each; in all, \$42,860.

For trees, shrubs, plants, fertilizers, and skilled labor for the grounds of Library of Congress, \$1,500.

For necessary expenditures for the Library Building under the jurisdiction of the Architect of the Capitol, including minor improvements, maintenance, repair, equipment, supplies, material, and appurtenances, and personal and other services in connection with the mechanical and structural maintenance of such building, \$45,000.

For alterations and additions to the east and southeast stacks in the Library Building and for the structural modification of adjoining stacks in connection with such work, and for all necessary furnishings, \$387,000.

For furniture, including partitions, screens, shelving, and electrical work pertaining thereto and repairs thereof, \$14,000.

#### BOTANIC GARDEN

Salaries: For the director and other personal services in accordance with the Classification Act of 1923, \$84,797; all under the direction of the Joint Committee on the Library.

Repairs and improvements: For procuring manure, soil, tools, purchasing 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; traveling expenses and per diem in lieu of subsistence of the director and his assistants not to exceed \$475; street-car fares not exceeding \$25; office equipment and contingent expenses in connection with repairs and improvements to Botanic Garden; exchange, care, and maintenance of motor-trucks; purchase and exchange not exceeding \$1,500, and maintenance and repair of a motor-propelled passenger vehicle; purchase of botanical books, periodicals, and books of reference, not to exceed \$100; general repairs to buildings, greenhouses, heating apparatus, packing sheds, storerooms, and stables; painting, glazing; repairs to footwalks and roadways; repairing and putting comfort stations in sanitary condition; repairs and improvements to director's residence; all under the direction of the Joint Committee on the Library, \$47,800.

Purchases independent of Supply Committee.  
Vol. 36, p. 531.

Reimbursement for current, etc., furnished to other Government buildings.

Library Building and grounds.

Operating force.

Trees, plants, etc.

Repairs, etc.

Additions, etc., to stacks.  
*Post*, p. 1397.

Furniture, shelving, etc.

Botanic Garden.

Director, and personnel.

Repairs, improvements, etc.

Emergency repairs,  
etc.

For installing emergency heating pipes and for temporary supports and repairs in the main conservatory, \$10,000, to be immediately available.

Minor purchases  
without advertising.

The sum of \$300 may be expended at any one time by the Botanic Garden for the purchase of plants, trees, shrubs, and other nursery stock, without reference to section 3709 of the Revised Statutes of the United States.

R. S., sec. 3709, p. 733.

Library of Congress.

## LIBRARY OF CONGRESS

### SALARIES

Librarian, and per-  
sonnel.  
*Ante*, p. 197.

For the Librarian, chief assistant librarian, and other personal services in accordance with "The Classification Act of 1923," \$633,265.

Copyright office.

### COPYRIGHT OFFICE

Register, and per-  
sonnel.

For the Register of Copyrights, assistant register, and other personal services in accordance with the Classification Act of 1923, \$209,440.

Legislative Reference  
Service.

### LEGISLATIVE REFERENCE SERVICE

Personnel for desig-  
nated work.

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, including not to exceed \$5,700 for employees engaged on piecework and work by the day or hour at rates to be fixed by the Librarian, \$65,210.

Card indexes.

### DISTRIBUTION OF CARD INDEXES

Distribution service.

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 \$28,000 for employees engaged on piecework and work by the day or hour at rates to be fixed by the Librarian; in all, \$131,490.

### TEMPORARY SERVICES

Temporary services.

For special and temporary service, including extra special services of regular employees, at rates to be fixed by the Librarian, \$3,000.

State legislation.

### INDEX TO STATE LEGISLATION

Preparing index and  
digest of.

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, including personal and other services within and without the District of Columbia (including not to exceed \$2,500 for special and temporary service at rates to be fixed by the Librarian), travel, necessary material and apparatus, stationery, and incidentals, \$30,000.

Vol. 44, p. 1066.

Sunday opening.

### SUNDAY OPENING

Expenses.

To enable the Library of Congress to be kept open for reference use on Sundays and on holidays within the discretion of the Libra-

rian, including the extra services of employees and the services of additional employees under the Librarian, at rates to be fixed by the Librarian, \$15,000.

INCREASE OF THE LIBRARY

For purchase of books, miscellaneous periodicals and newspapers, and all other material, for the increase of the Library, including payment in advance for subscription books and society publications, and for freight, commissions, and traveling expenses including expenses of attendance at meetings when incurred on the written authority and direction of the Librarian in the interest of collections, and all other expenses incidental to the acquisition of books, miscellaneous periodicals and newspapers, and all other material for the increase of the Library, by purchase, gift, bequest, or exchange, to continue available during the fiscal year 1930, \$105,000.

For purchase of books and for periodicals for the law library, under the direction of the Chief Justice, \$3,000.

For purchase of new books of reference 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, \$2,500.

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 Building, \$186,000.

For the publication of the Catalogue of Title Entries of the Copyright Office, \$45,000.

For the printing of catalogue cards, \$105,000.

CONTINGENT EXPENSES OF THE LIBRARY

For miscellaneous and contingent expenses, stationery, 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, \$10,500.

LIBRARY BUILDING

Salaries: For the administrative assistant and disbursing officer and other personal services in accordance with the Classification Act of 1923, \$124,562.

For extra services of employees and additional employees under the Librarian to provide for the opening of the Library Building on Sundays and on legal holidays, at rates to be fixed by the Librarian, \$4,120.

For special and temporary services in connection with the custody, care, and maintenance of the Library Building, including extra special services of regular employees at the discretion of the Librarian, at rates to be fixed by the Librarian, \$500.

For mail, delivery, and telephone services, rubber boots and rubber coats for workmen, uniforms for guards, stationery, miscellaneous supplies, and all other incidental expenses in connection with the custody and maintenance of the Library Building, \$8,900.

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.

Increase of the Library.

Purchase of books, etc.

Law books, etc.

Books for Supreme Court.

Printing and binding.

Catalogue of Title Entries.

Catalogue cards.

Contingent expenses.

Attendance at meetings.

Library building.

Administrative assistant and personnel. *Ante*, p. 497.

Sunday opening.

Temporary services.

Incidental expenses.

Trust Fund Board.

Government Printing Office.

## GOVERNMENT PRINTING OFFICE

Printing and binding.  
Working capital provided.

Public Printer and Deputy.  
Salaries, wages, etc.  
Post, p. 1006.

Holidays.

Leaves of absence.

Contingent expenses.

Machinery, equipment, etc.

Proviso.  
Furnishing supplies to departments, etc.

Inspection.

Indexes, Congressional Record.

Paper, materials, etc.

Charged to Congress.

Architect of the Capitol.

Authority for Congressional work.

**PUBLIC PRINTING AND BINDING:** To provide the Public Printer with a working capital for the following purposes for the execution of printing, binding, lithographing, mapping, engraving, and other authorized work of the Government Printing Office for the various branches of the Government: For salaries of Public Printer, \$7,500, and Deputy Public Printer, \$5,000; 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 Executive orders granting holidays and half holidays with pay to employees; to enable the Public Printer to comply with the provisions of law granting thirty days' annual leave to employees with pay; rents, 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 purchase, exchange, operation, repair, and maintenance of motor-propelled passenger-carrying vehicles for official use of the officers of the Government Printing Office when in writing ordered by the Public Printer (not exceeding \$4,000); freight, expressage, telegraph and telephone service; furniture, typewriters, and carpets; traveling expenses; stationery, postage, and advertising; directories, technical books, newspapers and magazines, and books of reference (not exceeding \$500) subscriptions for which may be paid in advance; adding and numbering machines, time stamps, and other machines of similar character; machinery (not exceeding \$200,000); 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: *Provided*, That inks, glues, and other supplies manufactured by the Government Printing Office in connection with its work may be furnished to departments and other establishments of the Government upon requisition, and payment made from appropriations available therefor; 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 semi-monthly and session indexes of the Congressional Record under the direction of the Joint Committee on Printing (chief indexer at \$3,150, one cataloguer at \$2,880, and two cataloguers at \$2,150 each); and for all the necessary labor, paper, materials, and equipment needed in the prosecution and delivery and mailing of the work; in all, \$2,500,000, to which shall be charged the printing and binding authorized to be done for Congress, the printing and binding for use of the Government Printing Office, and printing and binding (not exceeding \$2,000) for official use of the Architect of the Capitol when authorized by the Secretary of the Senate; in all to an amount not exceeding this sum.

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 1929 any executive department or independent establishment of the Government ordering printing and binding from the Government Printing Office shall pay promptly by check to the Public Printer upon his written request, either in advance or upon completion of the work, all or part of the estimated or actual cost thereof, as the case may be, and bills rendered by the Public Printer in accordance herewith shall not be subject to audit or certification in advance of payment: *Provided*, That proper adjustments on the basis of the actual cost of delivered work paid for in advance shall be made monthly or quarterly and as may be agreed upon by the Public Printer and the department or establishment concerned. All sums paid to the Public Printer for work that he is authorized by law to do shall be deposited to the credit, on the books of the Treasury Department, of the appropriation made for the working capital of the Government Printing Office, for the year in which the work is done, and be subject to requisition by the Public Printer.

All amounts in the Budget for the fiscal year 1930 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 are included as a part of any estimates for any other purposes, such amounts shall be set forth in detail in a note immediately following the general estimate for printing and binding: *Provided*, That the foregoing requirements shall not apply to work to be executed at the Bureau of Engraving and Printing.

No part of any money appropriated in this Act shall be paid to any person employed in the Government Printing Office while detailed for or performing service in any other executive branch of the public service of the United States unless such detail be authorized by law.

Section 91, Chapter 5, Title 20 of the Code of Laws of the United States is hereby amended so as to include and apply to the Government Printing Office.

#### OFFICE OF SUPERINTENDENT OF DOCUMENTS

For the Superintendent of Documents, assistant superintendent, and other personal services in accordance with the Classification Act of 1923, 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, \$450,000: *Provided*, That for the purpose of conforming to section 3 of this Act this appropriation shall be considered a separate appropriation unit.

For furniture and fixtures, typewriters, carpets, labor-saving machines and accessories, time stamps, adding and numbering machines, awnings, curtains, books of reference (subscriptions to which may be paid in advance); directories, books, miscellaneous office and desk supplies, paper, twine, glue, envelopes, postage, car fares, soap, towels, disinfectants, and ice; drayage, express, freight, telephone and telegraph service; traveling expenses (not to exceed \$200); repairs to building, elevators, and machinery; preserving sanitary condition of building, light, heat, and power; stationery and office printing, including blanks, price lists, and bibliographies, \$77,000; for catalogues and indexes, not exceeding \$25,000; for

Payment for work ordered by departments, etc.

*Proviso.* Adjustment of accounts.

Sums paid for work to be credited to working capital.

Estimates for departments, etc., to be incorporated in single items.

Details to be given, if part of other items.

*Proviso.* Engraving and Printing Bureau excepted.

Restriction on paying detailed employees.

Office accessible for students, etc. U. S. Code, p. 615, amended.

Office of Superintendent of Documents.

Superintendent, and personnel.

Vol. 43, p. 658.

*Proviso.* Item a separate unit. *Post*, p. 532.

Contingent expenses.

*Proviso.*  
Supplying depository libraries restricted.

Printing reports, of departments, etc., may be discontinued.

*Proviso.*  
Originals to be kept for public inspection.

Purchases allowed without reference to Supply Committee.  
Vol. 28, p. 601.  
Vol. 36, p. 531.

Private vehicles restriction.

Restriction on exceeding average salaries in designated offices.  
Vol. 42 p. 1488.

If only one position in a grade.

Advances allowed in unusually meritorious cases.

*Proviso.*  
Not applicable to clerical-mechanical services.  
No fixed salary reduction.  
Vol. 42, p. 1490.

Transfers to another position without reduction.

Higher salary rates permitted.

supplying books to depository libraries, \$85,000; in all, \$187,000: *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.

In order to keep the expenditures for printing and binding for the fiscal year 1929 within or under the appropriations for such fiscal year, the heads of the various executive departments and independent establishments are authorized to discontinue the printing of annual or special reports under their respective jurisdictions: *Provided*, That, where the printing of such reports is discontinued, the original copy thereof shall be kept on file in the offices of the heads of the respective departments or independent establishments for public inspection.

Purchases may be made from the foregoing appropriations under the "Government Printing Office," as provided for in the Printing Act approved January 12, 1895, and without reference to section 4 of the Act approved June 17, 1910, 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, 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, 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, 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, and is specifically authorized by other law.

Approved, May 14, 1928.

May 14, 1928.  
[H. R. 11245.]

[Public, No. 387.]

CHAP. 552.—An Act To cancel certain notes of the Panama Railroad Company held by the Treasurer of the United States.

Panama Railroad Company.  
Notes of, held by the Treasurer, to be canceled.  
Vol. 36, p. 1451.  
U. S. Code, p. 1641.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That the Treasurer of the United States is authorized and directed to cancel and surrender to the Panama Railroad Company the notes given by such company to the United States prior to March 4, 1911, with respect to which payment of interest and principal was discontinued by section 2 of the Act approved March 4, 1911 (United States Code, title 48, section 1333).

Approved, May 14, 1928.

**CHAP. 566.**—An Act To provide for the removal of the Confederate monument and tablets from Greenlawn Cemetery to Garfield Park.

May 15, 1928.  
[H. R. 7475.]  
Public, No. 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 provide for the removal of the Confederate monument and tablets erected by the United States from Greenlawn Cemetery, Indianapolis, Indiana, to Garfield Park, Indianapolis, Indiana.

Greenlawn Cemetery, Indianapolis, Ind.  
Removal of Confederate monument, etc., to Garfield Park, from.

SEC. 2. That there is hereby appropriated, out of any money in the Treasury not otherwise appropriated, the sum of \$3,000, or so much thereof as may be necessary to carry out the provisions of this Act.

Sum appropriated.

Approved, May 15, 1928.

**CHAP. 567.**—An Act Authorizing the Secretary of the Treasury to accept a franchise from the government of the city of New York to change the routing of the pneumatic-tube service between the customhouse and the present appraisers' stores building, and for other purposes.

May 15, 1928.  
[H. R. 13171.]  
[Public, No. 389.]

*Be 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, incident to the acquisition of a new appraisers' stores building in the city of New York, under the Act of Congress approved March 4, 1927, to accept a franchise from the government of the city of New York to change the routing of the pneumatic-tube service between the customhouse and the present appraisers' stores building to connect with the new appraisers' stores building, and to enter into a contract with said city to abide by the terms, conditions, and requirements of said franchise.

New York, N. Y.  
Franchise accepted from, for rerouting pneumatic tube service from customhouse to new appraisers' stores.  
Vol. 44, p. 1042.

Approved, May 15, 1928.

**CHAP. 568.**—An Act Relating to the payment or delivery by banks or other persons or institutions in the District of Columbia of deposits of money and property held in the names of two or more persons, and for other purposes.

May 15, 1928.  
[H. R. 6356.]  
[Public, No. 390.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That when a deposit shall have been made or shall hereafter be made in, or any collection item shall have been placed or shall hereafter be placed with, any bank, trust company, savings bank, building association, or other banking institution, including national banks, transacting business in the District of Columbia, or when any shares of stock shall have been issued or shall hereafter be issued by any building association, transacting business in the District of Columbia, in the names of two or more persons, including husband and wife, payable to either, or payable to either or the survivor or survivors, such deposit, or in any part thereof, or any interest or dividend thereon, and such collection item or its proceeds, or any interest or dividend thereon, or such shares of stock issued by a building association or any interest or dividend thereon, may be paid or delivered to either of said persons whether the other or others be living or not; and the receipt or acquittance of the person to whom such payment or delivery is made shall be a valid, sufficient and complete release and discharge of the bank, trust company, savings bank, building association, or other banking institution, including national banks, for any payment or delivery so made.

District of Columbia.  
Deposits in banks, or building associations, in the names of two or more persons or either of them.

Payments may be made, etc., to either person whether other living or not.

Release and discharge of bank, etc., for payment or delivery so made.

Safe deposit box hired from any bank, etc., or property delivered for safe-keeping, in names of two or more persons, with right of access or delivery to either, or survivor.

Bank, etc., exempt from liability for permitting such access, or delivery to such person or persons.

Service of writ of attachment on bank, etc., holding credit or property of two or more persons including one whose property is attached.

No withdrawal, etc., until action of court.

Payment, etc., upon order of court a complete discharge of bank, etc.

Credit or property of partnership not affected.

SEC. 2. That when a safety deposit box or vault shall have been hired or shall hereafter be hired from any bank, trust company, savings bank, building association, or other banking institution, including national banks, or any other corporation, transacting business in the District of Columbia, in the names of two or more persons, including husband and wife, with the right of access being given to either, or with access to either or the survivor or survivors of said persons, or property is held for safe-keeping by any such bank, trust company, savings bank, building association, or other corporation or banking institution, including national banks, for two or more persons, including husband and wife, with the right of delivery being given to either, or with the right of delivery to either or the survivor or survivors of said persons, any one or more of such persons, whether the other or others be living or not, shall have the right of access to such safety deposit box or vault and to remove the contents thereof, or any part of such contents, or to have delivered to him or them, the property so held for safe-keeping, or any part thereof, and in case of such removal or delivery the said bank, trust company, savings bank, building association, or other corporation or banking institution, including national banks, shall be exempt from any liability for permitting such access or removal or for the delivery to such person or persons.

SEC. 3. Whenever a writ of attachment shall be served on any bank, trust company, savings bank, or other banking institution, including national banks, or on any other corporation, association, or person as garnishee, and such garnishee holds a credit or property for two or more persons, including the person whose credit or property is sought to be attached, or holds a credit or property for any person as agent or trustee or in any other representative capacity without designation of the principal or beneficiary, such credit or property shall not be subject to withdrawal by any person, but shall be held by the garnishee until the attachment shall have been dismissed or otherwise disposed of by the court. If the credit or property is condemned, payment or delivery thereof as ordered by the court shall be a complete discharge of the garnishee from all liability to any person in respect of said credit or property. The provisions of this section shall not be construed to apply to a credit or property of a partnership.

Approved, May 15, 1928.

May 15, 1928.  
[S. 3740.]

[Public, No. 391.]

CHAP. 569.—An Act For the control of floods on the Mississippi River and its tributaries, and for other purposes.

Floods on Mississippi River, etc.

Engineering plan of Chief of Engineers for control of, etc., adopted and authorized to be prosecuted.

Provisos.  
Board created, composition.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the project for the flood control of the Mississippi River in its alluvial valley and for its improvement from the Head of Passes to Cape Girardeau, Missouri, in accordance with the engineering plan set forth and recommended in the report submitted by the Chief of Engineers to the Secretary of War dated December 1, 1927, and printed in House Document Numbered 90, Seventieth Congress, first session, is hereby adopted and authorized to be prosecuted under the direction of the Secretary of War and the supervision of the Chief of Engineers: *Provided,* That a board to consist of the Chief of Engineers, the president of the Mississippi River Commission, and a civil engineer chosen from civil life to be appointed by the President, by and with the advice and consent of the Senate, whose compensation shall be fixed by the President and be paid out of the appropriations made

to carry on this project, is hereby created; and such board is authorized and directed to consider the engineering differences between the adopted project and the plans recommended by the Mississippi River Commission in its special report dated November 28, 1927, and after such study and such further surveys as may be necessary, to recommend to the President such action as it may deem necessary to be taken in respect to such engineering differences and the decision of the President upon all recommendations or questions submitted to him by such board shall be followed in carrying out the project herein adopted. The board shall not have any power or authority in respect to such project except as hereinbefore provided. Such project and the changes therein, if any, shall be executed in accordance with the provisions of section 8 of this Act. Such surveys shall be made between Baton Rouge, Louisiana, and Cape Girardeau, Missouri, as the board may deem necessary to enable it to ascertain and determine the best method of securing flood relief in addition to levees, before any flood-control works other than levees and revetments are undertaken on that portion of the river: *Provided*, That all diversion works and outlets constructed under the provisions of this Act shall be built in a manner and of a character which will fully and amply protect the adjacent lands: *Provided further*, That pending completion of any floodway, spillway, or diversion channel, the areas within the same shall be given the same degree of protection as is afforded by levees on the west side of the river contiguous to the levee at the head of said floodway, but nothing herein shall prevent, postpone, delay, or in anywise interfere with the execution of that part of the project on the east side of the river, including raising, strengthening, and enlarging the levees on the east side of the river. The sum of \$325,000,000 is hereby authorized to be appropriated for this purpose.

All unexpended balances of appropriations heretofore made for prosecuting work of flood control on the Mississippi River in accordance with the provisions of the Flood Control Acts approved March 1, 1917, and March 4, 1923, are hereby made available for expenditure under the provisions of this Act, except section 13.

SEC. 2. That it is hereby declared to be the sense of Congress that the principle of local contribution toward the cost of flood-control work, which has been incorporated in all previous national legislation on the subject, is sound, as recognizing the special interest of the local population in its own protection, and as a means of preventing inordinate requests for unjustified items of work having no material national interest. As a full compliance with this principle in view of the great expenditure estimated at approximately \$292,000,000, heretofore made by the local interests in the alluvial valley of the Mississippi River for protection against the floods of that river; in view of the extent of national concern in the control of these floods in the interests of national prosperity, the flow of interstate commerce, and the movement of the United States mails; and, in view of the gigantic scale of the project, involving flood waters of a volume and flowing from a drainage area largely outside the States most affected, and far exceeding those of any other river in the United States, no local contribution to the project herein adopted is required.

SEC. 3. Except when authorized by the Secretary of War upon the recommendation of the Chief of Engineers, no money appropriated under authority of this Act shall be expended on the construction of any item of the project until the States or levee districts have given assurances satisfactory to the Secretary of War that they will (a) maintain all flood-control works after their completion, except controlling and regulating spillway structures, including special relief

Differences between adopted project and plans of Mississippi River Commission to be considered by.

Decision of the President on recommendations of Board to be followed.

Limit on power of board.

Execution of project by Mississippi River Commission.

*Post*, 537.

Surveys between Baton Rouge, La., and Cape Girardeau before undertaking flood control other than levees.

Protection of adjacent lands by diversion works, etc.

Areas within floodways, etc., to be protected pending completion.

No interference with project on east side of the river.

Sum authorized to be appropriated.

*Post*, p. 930.

Unexpended balances for Mississippi River flood control available.

Vol. 39, p. 948; Vol. 42, p. 1505.

Exception.

*Post*, p. 539.

Local contribution toward cost of flood control declared a sound principle.

Considerations for not requiring it for adopted project.

Great expenditures heretofore made by local interests, national concern in control of the flood, gigantic scale of the project, etc.

Assurances required of States, etc., before expenditure on any item of the project.

Maintain flood control works after completion.

levees; maintenance includes normally such matters as cutting grass, removal of weeds, local drainage, and minor repairs of main river levees; (b) agree to accept land turned over to them under the provisions of section 4; (c) provide without cost to the United States, all rights of way for levee foundations and levees on the main stem of the Mississippi River between Cape Girardeau, Missouri, and the Head of Passes.

Accept lands turned over to them. Provide right of way for levees etc. on main river from Cape Girardeau to Head of Passes.

No Federal liability for flood damages.

Proviso. Land or flowage rights to be acquired where levees not practicable, and lands subject to overflow, but are not now subject thereto by levees on opposite bank.

Flowage rights for additional flood waters caused by diverting main river channel. Proviso. Consideration of resulting benefits.

Proceedings in district courts to condemn lands needed for project.

Assessment of value.

Purchase from owner fixing a reasonable price.

Donations accepted.

Condemnation procedure. Vol. 40, p. 911.

Proviso. Acquired land given to ownership of States, etc.

Mapping agencies to assist in preparing necessary maps.

Payment for services.

Application of funds for flood work heretofore authorized, and not included on present project.

No liability of any kind shall attach to or rest upon the United States for any damage from or by floods or flood waters at any place: *Provided, however,* That if in carrying out the purposes of this Act it shall be found that upon any stretch of the banks of the Mississippi River it is impracticable to construct levees, either because such construction is not economically justified or because such construction would unreasonably restrict the flood channel, and lands in such stretch of the river are subjected to overflow and damage which are not now overflowed or damaged by reason of the construction of levees on the opposite banks of the river it shall be the duty of the Secretary of War and the Chief of Engineers to institute proceedings on behalf of the United States Government to acquire either the absolute ownership of the lands so subjected to overflow and damage or floodage rights over such lands.

SEC. 4. The United States shall provide flowage rights for additional destructive flood waters that will pass by reason of diversions from the main channel of the Mississippi River: *Provided,* That in all cases where the execution of the flood-control plan herein adopted results in benefits to property such benefits shall be taken into consideration by way of reducing the amount of compensation to be paid.

The Secretary of War may cause proceedings to be instituted for the acquirement by condemnation of any lands, easements, or rights of way which, in the opinion of the Secretary of War and the Chief of Engineers, are needed in carrying out this project, the said proceedings to be instituted in the United States district court for the district in which the land, easement, or right of way is located. In all such proceedings the court, for the purpose of ascertaining the value of the property and assessing the compensation to be paid, shall appoint three commissioners, whose award, when confirmed by the court, shall be final. When the owner of any land, easement, or right of way shall fix a price for the same which, in the opinion of the Secretary of War is reasonable, he may purchase the same at such price; and the Secretary of War is also authorized to accept donations of lands, easements, and rights of way required for this project. The provisions of sections 5 and 6 of the River and Harbor Act of July 18, 1918, are hereby made applicable to the acquisition of lands, easements, or rights of way needed for works of flood control: *Provided,* That any land acquired under the provisions of this section shall be turned over without cost to the ownership of States or local interests.

SEC. 5. Subject to the approval of the heads of the several executive departments concerned, the Secretary of War, on the recommendation of the Chief of Engineers, may engage the services and assistance of the Coast and Geodetic Survey, the Geological Survey, or other mapping agencies of the Government, in the preparation of maps required in furtherance of this project, and funds to pay for such services may be allotted from appropriations made under authority of this Act.

SEC. 6. Funds appropriated under authority of section 1 of this Act may be expended for the prosecution of such works for the control of the floods of the Mississippi River as have heretofore been authorized and are not included in the present project, including

levee work on the Mississippi River between Rock Island, Illinois, and Cape Girardeau, Missouri, and on the outlets and tributaries of the Mississippi River between Rock Island and Head of Passes in so far as such outlets or tributaries are affected by the backwaters of the Mississippi: *Provided*, That for such work on the Mississippi River between Rock Island, Illinois, and Cape Girardeau, Missouri, and on such tributaries, the States or levee districts shall provide rights of way without cost to the United States, contribute 33 $\frac{1}{3}$  per centum of the costs of the works, and maintain them after completion: *And provided further*, That not more than \$10,000,000 of the sums authorized in section 1 of this Act, shall be expended under the provisions of this section.

In an emergency, funds appropriated under authority of section 1 of this Act may be expended for the maintenance of any levee when it is demonstrated to the satisfaction of the Secretary of War that the levee can not be adequately maintained by the State or levee district.

SEC. 7. That the sum of \$5,000,000 is authorized to be appropriated as an emergency fund to be allotted by the Secretary of War on the recommendation of the Chief of Engineers, in rescue work or in the repair or maintenance of any flood-control work on any tributaries of the Mississippi River threatened or destroyed by flood including the flood of 1927.

SEC. 8. The project herein authorized shall be prosecuted by the Mississippi River Commission under the direction of the Secretary of War and supervision of the Chief of Engineers and subject to the provisions of this Act. It shall perform such functions and through such agencies as they shall designate after consultation and discussion with the president of the commission. For all other purposes the existing laws governing the constitution and activities of the commission shall remain unchanged. The commission shall make inspection trips of such frequency and duration as will enable it to acquire first-hand information as to conditions and problems germane to the matter of flood control within the area of its jurisdiction; and on such trips of inspection ample opportunity for hearings and suggestions shall be afforded persons affected by or interested in such problems. The president of the commission shall be the executive officer thereof and shall have the qualifications now prescribed by law for the Assistant Chief of Engineers, shall have the title brigadier general, Corps of Engineers, and shall have the rank, pay, and allowances of a brigadier general while actually assigned to such duty: *Provided*, That the present incumbent of the office may be appointed a brigadier general of the Army, retired, and shall be eligible for the position of president of the commission if recalled to active service by the President under the provisions of existing law.

The salary of the president of the Mississippi River Commission shall hereafter be \$10,000 per annum, and the salary of the other members of the commission shall hereafter be \$7,500 per annum. The official salary of any officer of the United States Army or other branch of the Government appointed or employed under this Act shall be deducted from the amount of salary or compensation provided by, or which shall be fixed under, the terms of this Act.

SEC. 9. The provisions of sections 13, 14, 16, and 17 of the River and Harbor Act of March 3, 1899, are hereby made applicable to all lands, waters, easements, and other property and rights acquired or constructed under the provisions of this Act.

Levees specified.

*Proviso.*  
Share in costs of rights of way, etc., by States, etc., between Rock Island and Cape Girardeau, etc.

Expenditure limited.

Funds in emergency for maintenance of a levee, if State, etc., unable to do so.

Emergency fund authorized in rescue work, etc., on tributaries subject to flood. *Post*, pp. 930, 1380, 1381.

Mississippi River Commission to prosecute project.

Inspection trips by, to acquire information of conditions and flood control problems, etc.

Title, rank, etc., of president as executive officer.

*Proviso.*  
Appointment in Army of present president.

Salaries.

Deduction of official salary from amount fixed herewith.

Application of navigable waters, restrictions and penalties. *Vol. 30*, pp. 1152, 1153.

Surveys previously authorized of the Mississippi and tributaries to be speedily prosecuted.

Vol. 44, p. 1015.

Projects for flood control on all tributary streams to be submitted.

Rivers, etc., specified.

Reports to include effect of further flood control of the lower Mississippi, etc., by establishing reservoir systems in drainage basins of the tributaries.

**Proviso.**

Reports to be transmitted to Congress with conclusions, etc., of Commission thereon.

Additional sum authorized for preparing these projects.

**Provisos.**

Surveys simultaneously with flood control projects.

Extent, etc., of forestry practice on flood control to be ascertained.

Survey, etc., of the Mississippi below Cape Girardeau.

To report on constructing levees to protect lands subject to greater overflow by levees on opposite side of the river.

To determine, etc., effect on lands between river and adjacent hills by overflow caused by levees at other points.

SEC. 10. That it is the sense of Congress that the surveys of the Mississippi River and its tributaries, authorized pursuant to the Act of January 21, 1927, and House Document Numbered 308, Sixty-ninth Congress, first session, be prosecuted as speedily as practicable, and the Secretary of War, through the Corps of Engineers, United States Army, is directed to prepare and submit to Congress at the earliest practicable date projects for flood control on all tributary streams of the Mississippi River system subject to destructive floods which projects shall include: The Red River and tributaries, the Yazoo River and tributaries, the White River and tributaries, the Saint Francis River and tributaries, the Arkansas River and tributaries, the Ohio River and tributaries, the Missouri River and tributaries, and the Illinois River and tributaries; and the reports thereon, in addition to the surveys provided by said House Document 308, Sixty-ninth Congress, first session, shall include the effect on the subject of further flood control of the lower Mississippi River to be attained through the control of the flood waters in the drainage basins of the tributaries by the establishment of a reservoir system; the benefits that will accrue to navigation and agriculture from the prevention of erosion and siltage entering the stream; a determination of the capacity of the soils of the district to receive and hold waters from such reservoirs; the prospective income from the disposal of reservoir waters; the extent to which reservoir waters may be made available for public and private uses; and inquiry as to the return flow of waters placed in the soils from reservoirs, and as to their stabilizing effect on stream flow as a means of preventing erosion, siltage, and improving navigation: *Provided*, That before transmitting such reports to Congress the same shall be presented to the Mississippi River Commission, and its conclusions and recommendations thereon shall be transmitted to Congress by the Secretary of War with his report.

The sum of \$5,000,000 is hereby authorized to be used out of the appropriation herein authorized in section 1 of this Act, in addition to amounts authorized in the River and Harbor Act of January 21, 1927, to be expended under the direction of the Secretary of War and the supervision of the Chief of Engineers for the preparation of the flood-control projects authorized to be submitted to Congress under this section: *Provided further*, That the flood surveys herein provided for shall be made simultaneously with the flood-control work on the Mississippi River provided for in this Act: *And provided further*, That the President shall proceed to ascertain through the Secretary of Agriculture and such other agencies as he may deem proper, the extent to and manner in which the floods in the Mississippi Valley may be controlled by proper forestry practice.

SEC. 11. That the Secretary of War shall cause the Mississippi River Commission to make an examination and survey of the Mississippi River below Cape Girardeau, Missouri, (a) at places where levees have heretofore been constructed on one side of the river and the lands on the opposite side have been thereby subjected to greater overflow, and where, without unreasonably restricting the flood channel, levees can be constructed to reduce the extent of this overflow, and where the construction of such levees is economically justified, and report thereon to the Congress as soon as practicable with such recommendations as the commission may deem advisable; (b) with a view to determining the estimated effects, if any, upon lands lying between the river and adjacent hills by reason of overflow of such lands caused by the construction of levees at other points along the Mississippi River, and determining the equities of the owners of such lands and the value of the same, and the commission



shall report thereon to the Congress as soon as practicable with such recommendation as it may deem advisable: *Provided*, That inasmuch as the Mississippi River Commission made a report on the 26th day of October, 1912, recommending a levee to be built from Tiptonville, Tennessee, to the Obion River in Tennessee, the said Mississippi River Commission is authorized to make a resurvey of said proposed levee and a relocation of the same if necessary, and if such levee is found feasible, and is approved by the board created in section 1 of this Act, and by the President the same shall be built out of appropriations hereafter to be made.

SEC. 12. All laws or parts of laws inconsistent with the above are hereby repealed.

SEC. 13. That the project for the control of floods in the Sacramento River, California, adopted by section 2 of the Act approved March 1, 1917, entitled "An Act to provide for the control of the floods of the Mississippi River and of the Sacramento River, California, and for other purposes," is hereby modified in accordance with the report of the California Débris Commission submitted in Senate Document Numbered 23, Sixty-ninth Congress, first session: *Provided*, That the total amounts contributed by the Federal Government, including the amounts heretofore contributed by it, shall in no event exceed in the aggregate \$17,600,000.

SEC. 14. In every contract or agreement to be made or entered into for the acquisition of land either by private sale or condemnation as in this Act provided the provisions contained in section 3741 of the Revised Statutes being section 22 of title 41 of the United States Code shall be applicable.

Approved, May 15, 1928.

CHAP. 572.—An Act Making appropriations for the Department of Agriculture for the fiscal year ending June 30, 1929, and for other purposes.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That 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, 1929, namely:

## OFFICE OF THE SECRETARY

### SALARIES

For Secretary of Agriculture, \$15,000; Assistant Secretary and other personal services in the District of Columbia, including \$7,294 for extra labor and emergency employments, in accordance with the Classification Act of 1923, and for personal services in the field, \$642,000; in all, \$657,000, of which amount not to exceed \$633,800 may be expended for personal services in the District of Columbia: *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, 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, 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 com-

*Proviso.*  
Resurvey for levee from Tiptonville to the Obion River in Tennessee.

If feasible, to be built.

Inconsistent laws repealed.  
Sacramento River, Calif.  
Project for flood control of, modified.  
Vol. 39, p. 948.  
Post, p. 1381.

*Proviso.*  
Total amounts restricted.

Interest of Members of Congress in acquisition of lands, prohibited.  
R. S., sec. 3741, p. 737.  
U. S. Code, p. 1310.

May 16, 1928.

[H. R. 11577.]

[Public, No. 392.]

Department of Agriculture appropriations for fiscal year, 1929.

Secretary's Office.

Secretary, Assistant, office personnel, labor, etc.

*Provisos.*  
Salaries limited to average rates under Classification Act.  
Vol. 42, p. 1488.

If only one position in a grade.

Advances for unusually meritorious cases.

Restriction not applicable to clerical-mechanical service. No reduction in fixed salaries. Vol. 42, p. 1490.

Transfers to another position without reduction.

Payments under higher rates allowed.

Contracts for stenographic reporting.

No payment to officer or employee issuing prediction, etc., of future prices of cotton.

Mechanical, etc., employees.

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, 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, and is specifically authorized by other law: *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 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.

For salaries and compensation of necessary employees in the mechanical shops and power plant of the Department of Agriculture, \$91,000.

#### MISCELLANEOUS EXPENSES, DEPARTMENT OF AGRICULTURE

Contingent expenses.

For stationery, blank books, twine, paper, gum, dry goods, soap, brushes, brooms, mats, oils, paints, glass, lumber, hardware, ice, fuel, water and gas pipes, heating apparatus, furniture, carpets, and mattings; for lights, freight, express charges, advertising and press clippings, telegraphing, telephoning, postage, washing towels, and necessary repairs and improvements to buildings and heating apparatus; for the maintenance, repair, and operation of not to exceed four motor-propelled passenger-carrying vehicles and one motor cycle for official purposes only; for the payment of the Department of Agriculture's proportionate share of the expense of the dispatch agent in New York; for official traveling expenses; and for other miscellaneous supplies and expenses not otherwise provided for and necessary for the practical and efficient work of the department, \$142,300.

#### RENT OF BUILDINGS IN THE DISTRICT OF COLUMBIA

Rent. Buildings, etc., in the District.

Reappropriation, etc. Vol. 43, p. 823; Vol. 44, p. 501.

*Proviso.* Restriction.

For rent of buildings and parts of buildings in the District of Columbia, for use of the various bureaus, divisions, and offices of the Department of Agriculture, \$228,116.88, of which \$30,676.88, together with the unexpended balances of the appropriations for this purpose, for the fiscal years 1926 and 1927, which are hereby reappropriated, shall be immediately available: *Provided*, That only such part of this sum shall be available to pay rent for space which can not be furnished by the Public Buildings Commission in Government buildings located in the District of Columbia.

Total, office of Secretary, \$1,118,416.88.

Information Office.

#### OFFICE OF INFORMATION

##### SALARIES AND GENERAL EXPENSES

Salaries and general expenses.

For necessary expenses in connection with the publication, indexing, illustration, and distribution of bulletins, documents, and reports, including labor-saving machinery and supplies, envelopes, stationery

and materials, office furniture and fixtures, photographic equipment and materials, artists' tools and supplies, telephone and telegraph service, freight and express charges; purchase and maintenance of bicycles; purchase of manuscripts; traveling expenses; electrotypes, illustrations, and other expenses not otherwise provided for, \$379,500, of which not to exceed \$338,000 may be used for personal services in the District of Columbia in accordance with the Classification Act of 1923.

Services in the District.

#### 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, \$742,000, including the Annual Report of the Secretary of Agriculture, as required by the Act approved January 12, 1895, and in pursuance of the joint resolution numbered 13, approved March 30, 1906, and also including not to exceed \$250,000 for farmers' bulletins, which shall be adapted to the interests of the people of the different sections of the country, an equal proportion of four-fifths of which shall be delivered to or sent out under the addressed franks furnished by the Senators, Representatives, and Delegates in Congress, as they shall direct, but not including work done at the field printing plants of the Weather Bureau and the Forest Service authorized by the Joint Committee on Printing, in accordance with the Act approved March 1, 1919.

Printing and binding.

Annual Reports.  
Vol. 28, p. 616; Vol. 34, p. 825.

Farmers' bulletins.

Work excepted.  
Vol. 40, p. 1270.

Total, Office of Information, \$1,121,500, of which amount not to exceed \$338,000 may be expended for personal services in the District of Columbia.

Services in the District.

#### LIBRARY, DEPARTMENT OF AGRICULTURE

Salaries and expenses: For books of reference, law books, technical and scientific books, periodicals, and for expenses incurred in completing imperfect series; not to exceed \$1,200 for newspapers for which payment may be made in advance; for salaries in the city of Washington and elsewhere; for official traveling expenses, and for library fixtures, library cards, supplies, and for all other necessary expenses, \$90,300, of which amount not to exceed \$63,720 may be expended for personal services in the District of Columbia.

Library.

Salaries and expenses.

Services in the District.

#### OFFICE OF EXPERIMENT STATIONS—PAYMENTS TO STATES

To carry into effect the provisions of an Act approved March 2, 1887, 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, and of the Acts supplementary thereto," the sums apportioned to the several States, to be paid quarterly in advance, \$720,000.

Experiment Stations Office.

Support of experiment stations.  
Vol. 24, p. 440.

Vol. 12, p. 503.

Allotment of additional appropriations.  
Vol. 34, p. 63.

To carry into effect the provisions of an Act approved March 16, 1906, entitled "An Act to provide for an increased annual appropriation for agricultural experiment stations and regulating the expenditure thereof," the sums apportioned to the several States, to be paid quarterly in advance, \$720,000.

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, \$2,400,000.

Additional allotments.  
Vol. 43, p. 970.

In all, payments to States for agricultural experiment stations, \$3,840,000.

## SALARIES AND GENERAL EXPENSES

Administration ex-  
penses.  
Vol. 24, p. 440; Vol.  
34, p. 63; Vol. 43, p. 970.  
Territorial and insular  
possessions.  
*Post*, p. 571.

Outside rent.  
Annual statement  
forms.

Maintenance of sta-  
tions in Territories and  
insular possessions.

Allotments.

Sale of products.

*Provisos.*  
Extension work in  
Hawaii.

Buildings in Alaska.

Services in the Dis-  
trict.

Extension Service.

Administrative ex-  
penses.

Farmers' cooperative  
demonstration work.

Labor in the District.

*Proviso.*  
Acceptance of volun-  
tary contributions  
within a State.

To enable the Secretary of Agriculture to enforce the provisions of the Acts approved March 2, 1887, March 16, 1906, and February 24, 1925, relative to their administration and for the administration of agricultural experiment stations in Alaska, Hawaii, Porto Rico, the island of Guam, and the Virgin Islands of the United States, including the employment of clerks, assistants, and other persons in the city of Washington and elsewhere, freight and express charges, official traveling expenses, office fixtures, supplies, apparatus, telegraph and telephone service, gas, electric current, and rent outside of the District of Columbia, \$130,000; 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 work of the Department of Agriculture with that of the State agricultural colleges and experiment stations in the lines authorized in said Acts, and make report thereon to Congress.

To enable the Secretary of Agriculture to establish and maintain agricultural experimental stations in Alaska, Hawaii, Porto Rico, the island of Guam, and the Virgin Islands of the United States, including the erection of buildings, the preparation, illustration, and distribution of reports and bulletins, and all other necessary expenses, \$246,400, as follows: Alaska, \$85,000; Hawaii, \$54,940; Porto Rico, \$56,460; Guam, \$25,000; and the Virgin Islands of the United States, \$25,000; and the Secretary of Agriculture is authorized to sell such products as are obtained on the land belonging to the agricultural experiment stations in Alaska, Hawaii, Porto Rico, the island of Guam, and the Virgin Islands of the United States, and the amount obtained from the sale thereof shall be covered into the Treasury of the United States as miscellaneous receipts: *Provided*, That of the sum herein appropriated for the experiment station in Hawaii \$10,000 may be used in agricultural extension work in Hawaii: *Provided further*, That of the sum herein appropriated for the experiment stations in Alaska, \$10,000 shall be immediately available only for the erection of buildings.

In all, salaries and expenses, \$376,400.

Total, Office of Experiment Stations, \$4,216,400, of which amount not to exceed \$122,574, may be expended for personal services in the District of Columbia.

## EXTENSION SERVICE—SALARIES AND GENERAL EXPENSES

For necessary expenses for general administrative purposes, including personal services in the District of Columbia, \$11,540.

For farmers' cooperative demonstration work, including special suggestions of plans and methods for more effective dissemination of the results of the work of the Department of Agriculture and the agricultural experiment stations and of improved methods of agricultural practice, at farmers' institutes and in agricultural instruction, and including not to exceed \$38,640 for such work on Government reclamation projects, and for the employment of labor in the city of Washington and elsewhere, supplies, and all other necessary expenses, \$1,462,640: *Provided*, That the expense of such service shall be defrayed from this appropriation and such cooperative funds as may be voluntarily contributed by State, county, and municipal agencies, associations of farmers, and individual farmers, universities, colleges, boards of trade, chambers of commerce, other local associations of business men, business organizations, and individuals within the State.

For cooperative agricultural extension work, to be allotted, paid, and expended in the same manner, upon the same terms and conditions, and under the same supervision as the additional appropriations made by the Act of May 8, 1914 (Thirty-eighth Statutes at Large, page 372), entitled "An Act to provide for cooperative agricultural extension work between the agricultural colleges in the several States receiving the benefits of an Act of Congress approved July 2, 1862, and of Acts supplementary thereto, and the United States Department of Agriculture," \$1,580,000; and all sums appropriated by this Act for use for demonstration or extension work within any State shall be used and expended in accordance with plans mutually agreed upon by the Secretary of Agriculture and the proper officials of the college in such State which receives the benefits of said Act of May 8, 1914: *Provided*, That of the above appropriation not more than \$300,000 shall be expended for purposes other than salaries of county agents.

Additional cooperative extension work.  
Vol. 38, p. 372.  
Post, p. 571.

Plans of expenditures.

*Proviso.*  
County agents.

Agricultural exhibits at State, etc., fairs.

Assistance in the District, etc.

To enable the Secretary of Agriculture to make suitable agricultural exhibits at State, interstate, and international fairs held within the United States; for the purchase of necessary supplies and equipment; for telephone and telegraph service, freight and express charges; for travel, and for every other expense necessary, including the employment of assistance in or outside the city of Washington, \$103,300.

In all, salaries and expenses, \$3,157,480.

**COOPERATIVE FARM FORESTRY**

Farm forestry.

Cooperation with States, etc., to assist farm owners in wood lots, timber crops, etc.

Vol. 43, p. 654.

For cooperation with appropriate officials of the various States or with other suitable agencies to assist the owners of farms in establishing, improving, and renewing wood lots, shelter belts, wind-breaks, and other valuable forest growth, and in growing and renewing useful timber crops under the provisions of section 5 of the Act entitled "An Act to provide for the protection of forest lands, for the reforestation of denuded areas, for the extension of national forests, and for other purposes, in order to promote the continuous production of timber on lands chiefly suitable therefor," approved June 7, 1924, \$60,000, of which amount not to exceed \$3,000 may be expended for personal services in the District of Columbia.

**FLOOD-DEVASTATED FARM AREA RELIEF**

Flood-devastated farm area.

To enable the Secretary of Agriculture to carry into effect the provisions of the Act entitled "An Act for the purpose of rehabilitating farm lands in the flood areas," approved January 26, 1928, including the employment of persons and for traveling, subsistence, and other necessary expenses, \$400,000, of which amount \$110,000 shall be immediately available.

Cooperative use of county agents in rehabilitating.

*Ante*, p. 53.

Amount immediately available.

Services in the District.

Total, Extension Service, \$3,617,480, of which amount not to exceed \$414,000 may be expended for personal services in the District of Columbia.

Grand total, office of the Secretary of Agriculture, \$10,164,096.88.

**WEATHER BUREAU**

Weather Bureau.

**SALARIES AND GENERAL EXPENSES**

Salaries and general expenses.

For carrying into effect in the District of Columbia and elsewhere in the United States, in the West Indies, in the Panama Canal, the Caribbean Sea, and on adjacent coasts, in the Hawaiian Islands, in Bermuda, and in Alaska the provisions of an Act approved October 1, 1890, so far as they relate to the weather service transferred thereby

Classification of.

Vol. 26, p. 653.

Air service reports.  
Vol. 44, p. 571.

to the Department of Agriculture, and the amendment thereof contained in section 5 (e) of the Air Commerce Act of 1926, for the employment of professors of meteorology, district forecasters, local forecasters, meteorologists, section directors, observers, apprentices, operators, skilled mechanics, instrument makers, foremen, assistant foremen, proof readers, compositors, pressmen, lithographers, folders and feeders, repair men, station agents, messengers, messenger boys, laborers, special observers, display men, and other necessary employees; for fuel, gas, electricity, freight and express charges, furniture, stationery, ice, dry goods, twine, mats, oil, paints, glass, lumber, hardware, and washing towels; for advertising; for purchase, subsistence, and care of horses and vehicles, the purchase and repair of harness, for official purposes only; for instruments, shelters, apparatus, storm-warning towers and repairs thereto; for rent of offices; for repair, alterations, and improvements to existing buildings and care and preservation of grounds, including the construction of necessary outbuildings and sidewalks on public streets abutting Weather Bureau grounds; and the erection of temporary buildings for living quarters of observers; for official traveling expenses; for telephone rentals, and for telegraphing, telephoning, and cabling reports and messages, rates to be fixed by the Secretary of Agriculture by agreement with the companies performing the service; for the maintenance and repair of Weather Bureau telegraph, telephone, and cable lines; and for every other expenditure required for the establishment, equipment, and maintenance of meteorological offices and stations and for the issuing of weather forecasts and warnings of storms, cold waves, frosts, and heavy snows, the gauging and measuring of the flow of rivers and the issuing of river forecasts and warnings; for observations and reports relating to crops, and for other necessary observations and reports, including cooperation with other bureaus of the Government and societies and institutions of learning for the dissemination of meteorological information, as follows:

Telegraph and telephone expenses.

Cooperation with other bureaus.

Chief of Bureau, and office personnel.

Expenses in Washington City.

Printing office.

Proviso. Limitation of work.

Expenses elsewhere.

Forecasts, warnings, etc.

Aerological stations.

Services in the District.

For necessary expenses for general administrative purposes, including the salary of chief of bureau and other personal services in the District of Columbia, \$127,000.

For necessary expenses in the city of Washington incident to collecting and disseminating meteorological, climatological, and marine information, and for investigations in meteorology, climatology, seismology, evaporation, and aerology, \$329,000, of which 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.

For necessary expenses outside of the city of Washington incident to collecting and disseminating meteorological, climatological, and marine information, and for investigations in meteorology, climatology, seismology, evaporation, and aerology, \$1,962,000.

For investigations, observations and reports, forecasts, warnings, and advices for the protection of horticultural interests, \$31,500.

For the maintenance of stations, for observing, measuring, and investigating atmospheric phenomena, including salaries and other expenses in the city of Washington and elsewhere, \$315,000.

Total, Weather Bureau, \$2,764,500, of which amount not to exceed \$431,000 may be expended for personal services in the District of Columbia.

## BUREAU OF ANIMAL INDUSTRY

## SALARIES AND GENERAL EXPENSES

For carrying out the provisions of the Act approved May 29, 1884, establishing a Bureau of Animal Industry, and the provisions of the Act approved March 3, 1891, providing for the safe transport and humane treatment of export cattle from the United States to foreign countries, and for other purposes; the Act approved August 30, 1890, providing for the importation of animals into the United States, and for other purposes; and the provisions of the Act of May 9, 1902, extending the inspection of meats to process butter, and providing for the inspection of factories, marking of packages, and so forth; and the provisions of the Act approved February 2, 1903, to enable the Secretary of Agriculture to more effectually suppress and prevent the spread of contagious and infectious diseases of livestock, and for other purposes; and also the provisions of the Act approved March 3, 1905, to enable the Secretary of Agriculture to establish and maintain quarantine districts, to permit and regulate the movement of cattle and other livestock therefrom, and for other purposes; and for carrying out the provisions of the Act of June 29, 1906, entitled "An Act to prevent cruelty to animals while in transit by railroad or other means of transportation"; and for carrying out the provisions of the Act approved March 4, 1913, regulating the preparation, sale, barter, exchange, or shipment of any virus, serum, toxin, or analogous products manufactured in the United States and the importation of such products intended for use in the treatment of domestic animals; and for carrying out the provisions of the Packers and Stockyards Act, approved August 15, 1921; and to enable the Secretary of Agriculture to collect and disseminate information concerning livestock, dairy, and other animal products; to prepare and disseminate reports on animal industry; to employ and pay from the appropriation herein made as many persons in the city of Washington or elsewhere as he may deem necessary; to purchase in the open market samples of all tuberculin, serums, antitoxins, or analogous products, of foreign or domestic manufacture, which are sold in the United States, for the detection, prevention, treatment, or cure of diseases of domestic animals, to test the same, and to disseminate the results of said tests in such manner as he may deem best; to purchase and destroy diseased or exposed animals, including poultry, or quarantine the same whenever in his judgment essential to prevent the spread of pleuro-pneumonia, tuberculosis, contagious poultry diseases, or other diseases of animals from one State to another, as follows:

For necessary expenses for general administrative purposes, including the salary of chief of bureau and other personal services in the District of Columbia, \$161,315.

For inspection and quarantine work, including all necessary expenses for the eradication of scabies in sheep and cattle, 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, \$714,600, together with \$20,000 of the unexpended balance of the appropriation for this purpose for the fiscal year 1927.

Animal Industry Bureau.

Salaries and general expenses.

Vol. 23, p. 31.  
Vol. 26, p. 833.

Vol. 26, p. 414.

Vol. 32, p. 193.

Vol. 32, p. 791.

Contagious diseases.  
Vol. 33, p. 1264.  
Cattle quarantine.

Vol. 34, p. 607.  
Twenty-eight hour law.  
Vol. 37, p. 832.  
Animal viruses, etc.

Vol. 42, p. 159.  
Packers and Stockyards Act.

Collecting and disseminating information.

Pay of employees.

Tuberculin, serums, etc., tests.

Purchase, destruction, etc., of diseased animals.

Chief of Bureau, and office personnel.

Inspection and quarantine work.

Unexpended balance available.  
Vol. 44, p. 982.

Tuberculosis, etc., of animals.  
Investigating, etc., for control, eradication, etc.

Application of fund.  
Balance available.  
Vol. 44, p. 506.

Provisos.  
Reimbursing owners for animals destroyed.

Cooperation of States, etc., required.

Restriction on payments.

Compensation limited.

Southern cattle ticks eradication.  
Balance available.  
Vol. 44, p. 506.

Proviso.  
Purchase of animals, etc., limited.

Animal husbandry, feeding, breeding, etc., experiments.

For investigating the diseases of tuberculosis and paratuberculosis of animals for their control and eradication, for the tuberculin testing of animals, and for researches concerning the causes of the diseases, their modes of spread, and methods of treatment and prevention, including demonstrations, the formation of organizations, and such other means as may be necessary, either independently or in cooperation with farmers, associations, or State, Territory, or county authorities, \$5,726,710, together with \$18,000 of the unexpended balance of the appropriation for this purpose for the fiscal year 1927, of which \$1,123,580 shall be set aside for administrative and operating expenses and \$4,621,130 for the payment of indemnities, of which \$623,000 shall be immediately available: *Provided, however,* 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 animals, if such animals have been destroyed, condemned, or die after condemnation, he may, in his discretion, and in accordance with such rules and regulations as he may prescribe, expend in the city of Washington or elsewhere such sums as he shall determine to be necessary, within the limitations above provided, for the payment of indemnities, for the reimbursement of owners of such animals, in cooperation with such States, Territories, counties, or municipalities, as shall by law or by suitable action in keeping with its authority in the matter, and by rules and regulations adopted and enforced in pursuance thereof, provide inspection of tuberculous or paratuberculous animals and for compensation to owners of animals so condemned, but no part of the money hereby appropriated shall be used in compensating owners of such animals except in cooperation with and supplementary to payments to be made by State, Territory, county, or municipality where condemnation of such animals 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 animal condemned for slaughter shall exceed one-third of the difference between the appraised value of such animal and the value of the salvage thereof; that no payment hereunder shall exceed the amount paid or to be paid by the State, Territory, county, and municipality where the animal shall be condemned; that in no case shall any payment hereunder be more than \$25 for any grade animal or more than \$50 for any purebred animal, and that no payment shall be made unless the owner has complied with all lawful quarantine regulations.

For all necessary expenses for the eradication of southern cattle ticks, \$710,500, together with \$9,900 of the unexpended balance of the appropriation for this purpose for the fiscal year 1927: *Provided,* That 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.

Animal husbandry: For all necessary expenses for investigations and experiments in animal husbandry; for experiments in animal feeding and breeding, including cooperation with the State agricul-



tural experiment stations, including repairs and additions to and erection of buildings absolutely necessary to carry on the experiments, including the employment of labor in the city of Washington and elsewhere, rent outside of the District of Columbia, and all other necessary expenses, \$515,200: *Provided*, That of the sum thus appropriated \$105,650 may be used for experiments in poultry feeding and breeding: *Provided further*, That of the sum thus appropriated \$8,000 is made available for the erection of necessary buildings at the United States sheep experiment station in Clark County, Idaho, to furnish facilities for the investigation of problems pertaining to the sheep and wool industry on the farms and ranges of the Western States.

Diseases of animals: For all necessary expenses for scientific investigations in diseases of animals, including the maintenance and improvement of the bureau experiment station at Bethesda, Maryland, and the necessary alterations of buildings thereon, and the necessary expenses for investigations of tuberculin, serums, anti-toxins, and analogous products, \$277,140, together with \$9,000 of the unexpended balance of the appropriation for this purpose for the fiscal year 1927: *Provided*, That of said sum \$50,625 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.

For investigating the disease of hog cholera, and for its control or eradication 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, \$442,670, together with \$22,000 of the unexpended balance of the appropriation for this purpose for the fiscal year 1927: *Provided*, That of said sum \$257,310 shall be available for expenditure in carrying out the provisions of the Act approved March 4, 1913, 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: *Provided further*, That of said sum \$28,990 shall be available for researches concerning the cause, modes of spread, and methods of treatment and prevention of this disease.

For all necessary expenses for the investigation, treatment, and eradication of dourine, \$23,000, together with \$4,800 of the unexpended balance of the appropriation for this purpose for the fiscal year 1927.

Packers and Stockyards Act: For necessary expenses in carrying out the provisions of the Packers and Stockyards Act, approved August 15, 1921, \$374,000, together with \$36,000 of the unexpended balance of the appropriation for this purpose for the fiscal year 1927: *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 provision 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.

In all, salaries and expenses, \$8,945,135.

Outside rent.

*Provisos.*

Poultry.

Sheep experiment station in Idaho.

Animal diseases investigation.  
Bethesda, Md., station, maintenance, etc.

Balance available.

Vol. 44, p. 507.

*Proviso.*

Contagious abortion of animals.

Hog cholera.  
Cooperative investigations, demonstrations, etc.

Balance available.

Vol. 44, p. 507.

*Provisos.*

Regulating trade in animal viruses, etc.  
Vol. 37, p. 832.

Pathological researches.

Dourine eradication, etc.

Balance available.

Vol. 44, p. 507.

Packers and Stockyards Act.  
Enforcement expenses.

Vol. 42, p. 159.

*Proviso.*

Bonds from agencies and dealers.

Suspension for violations.

## Meat inspection.

## MEAT INSPECTION

Additional expenses.  
Vol. 34, pp. 674, 1260.

Equine meat.  
Vol. 41, p. 241.

Balance available.  
Vol. 44, p. 507.

*Proviso.*  
Food, etc., inspection for other Federal branches, from their appropriations.

For additional expenses in carrying out the provisions of the Meat Inspection Act of June 30, 1906 (Thirty-fourth Statutes at Large, page 674), as amended by the Act of March 4, 1907 (Thirty-fourth Statutes at Large, page 1256), and as extended to equine meat by the Act of July 24, 1919 (Forty-first Statutes at Large, page 241), including the purchase of tags, labels, stamps, and certificates printed in course of manufacture, \$2,202,660, together with \$42,000 of the unexpended balance of the appropriation for this purpose for the fiscal year 1927: *Provided*, That the Department of Agriculture may, upon request of any branch of the Federal Government, perform inspections of food and other products and receive reimbursement of the cost of such inspections, including salaries and expenses, out of appropriations available therefor.

Contagious diseases of animals.

## ERADICATION OF FOOT-AND-MOUTH AND OTHER CONTAGIOUS DISEASES OF ANIMALS

Emergency appropriation for eradicating foot-and-mouth disease, etc.

Use of unexpended balances.  
Vol. 44, p. 1006.

Payment for destroyed diseased animals, etc.

*Provisos.*  
Appraisement of meat, etc., values.

Unexpended balance available.  
Vol. 43, p. 682.

For eradicating European fowl pest, etc.

Services in the District.

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, the sum of \$100, together with 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 \$10,000 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 1929 to enable the Secretary of Agriculture to control and eradicate the European fowl pest and similar diseases in poultry.

Total, Bureau of Animal Industry, \$11,147,895, of which amount not to exceed \$775,000 may be expended for departmental personal services in the District of Columbia.

Dairy Industry Bureau.

## BUREAU OF DAIRY INDUSTRY

General expenses.

## SALARIES AND GENERAL EXPENSES

Investigations, etc.  
Vol. 43, p. 243.

For carrying out the provisions of the Act approved May 29, 1924, establishing a Bureau of Dairying, for salaries in the city of Washington and elsewhere, and for all other necessary expenses, including repairs and additions to buildings and not to exceed \$7,600 for

construction of buildings absolutely necessary to carry on the experiments herein authorized, as follows:

For necessary expenses for general administrative purposes, including the salary of chief of bureau and other personal services in the District of Columbia, \$62,300.

Chief of Bureau, and office personnel.

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, \$452,000.

Investigations, demonstrations, etc.

In all, salaries and expenses, \$514,300.

FIELD STATION, WOODWARD, OKLAHOMA

Woodward, Okla.

For the maintenance, repairs, and construction of buildings, in connection with the Woodward, Oklahoma, field station of a livestock department, through which experiments and demonstrations in livestock breeding, growing, and feeding, including both beef and dairy animals, may be made, \$12,300.

Livestock department in field station at.

Total, Bureau of Dairy Industry, \$526,600, of which amount not to exceed \$287,800 may be expended for personal services in the District of Columbia.

Services in the District.

BUREAU OF PLANT INDUSTRY

Plant Industry Bureau.

SALARIES AND GENERAL EXPENSES

General expenses.

For all necessary expenses in the investigation of fruits, fruit trees, grain, cotton, tobacco, vegetables, grasses, forage, drug, medicinal, poisonous, fiber, and other plants and plant industries in cooperation with other branches of the department, the State experiment stations, and practical farmers, and for the erection of necessary farm buildings: *Provided*, That the cost of any building erected shall not exceed \$1,500; for field and station expenses, including fences, drains, and other farm improvements; for repairs in the District of Columbia and elsewhere; for rent outside of the District of Columbia; and for the employment of all investigators, local and special agents, agricultural explorers, experts, clerks, illustrators, assistants, and all labor and other necessary expenses in the city of Washington and elsewhere required for the investigations, experiments, and demonstrations herein authorized as follows:

Investigation of agricultural products, etc.

For necessary expenses for general administrative purposes, including the salary of chief of bureau and other personal services in the District of Columbia, \$193,120.

*Proviso.*  
Limit for buildings.  
Field expenses.

Pathological laboratory: For investigations of plant diseases and pathological collections, including the maintenance of a plant-disease survey, \$114,440.

Outside rent.  
Employing investigators.

Fruit diseases: For the investigation of diseases of orchard and other fruits, including the diseases of the pecan, \$184,400.

Chief of Bureau, and office personnel.

Citrus canker eradication: For conducting such investigations of the nature and means of communication of the disease of citrus trees known as citrus canker, and for applying such methods of eradication or control of the disease as in the judgment of the Secretary of Agriculture may be necessary, including the payment of such expenses and the employment of such persons and means, in the city of Washington and elsewhere, and cooperation with such authorities of the States concerned, organizations of growers, or individuals, as he may deem necessary to accomplish such purposes, \$45,000, and, in the discretion of the Secretary of Agriculture, no expenditures shall be made for these purposes until a sum or sums at least equal to such expenditures shall have been appropriated, subscribed, or contributed by State, county, or local authorities, or by individuals

Pathological laboratory.

Orchard fruits, etc.

Citrus canker.  
Eradication, etc.

Cooperation expenses.

Limited to local, etc., contributions.

*Proviso.*  
No pay for destroyed trees, etc.

or organizations for the accomplishment of such purposes: *Provided*, That no part of the money herein appropriated shall be used to pay the cost or value of trees or other property injured or destroyed.

Forest pathology.  
Trees, shrubs, etc.  
Chestnut-tree bark disease, etc.

**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, \$150,000.

Blister rust control.  
White-pine blister rust eradication methods.

**Blister rust control:** For applying such methods of eradication or control of the white-pine blister rust as in the judgment of the Secretary of Agriculture may be necessary, including the payment of such expenses and the employment of such persons and means in the city of Washington and elsewhere, in cooperation with such authorities of the States concerned, organizations, or individuals as he may deem necessary to accomplish such purposes, and in the discretion of the Secretary of Agriculture no expenditures shall be made for these purposes until a sum or sums at least equal to such expenditures shall have been appropriated, subscribed, or contributed by States, county or local authorities, or by individuals or organizations for the accomplishment of such purposes, \$445,020: *Provided*, That no part of this appropriation shall be used to pay the cost or value of trees or other property injured or destroyed.

Local contribution required.

*Proviso.*  
No pay for trees destroyed, etc.

**Vegetable and forage diseases:** For the investigation of diseases of cotton, potatoes, truck crops, forage crops, drug and related plants, \$200,500.

Crop plant physiology.

**Crop physiology:** For investigating the physiology of crop plants and for testing and breeding varieties thereof, \$90,160.

Plant nutrition.

For plant-nutrition investigations, \$16,780.

Acclimatization of tropical plants, etc.

**Cotton, rubber, and other tropical plants:** For acclimatization and adaptation investigations of cotton, corn, and other crops introduced from tropical regions, and for the improvement of cotton and other fiber plants by cultural methods, breeding, and selection, and for determining the feasibility of increasing the production of hard fibers outside of the continental United States, \$255,800: *Provided*, That not more than \$7,500 of this sum may be used for experiments in cottonseed interbreeding: *Provided further*, That of this sum \$105,000 may be used for explorations, research, and field experiments relating to potential rubber-producing plants.

Hard fibers, etc.

*Provisos.*  
Cottonseed interbreeding.

Rubber-producing plants.

Drug plants, etc.

**Drug and other plants:** For the investigation, testing, and improvement of plants yielding drugs, spices, poisons, oils, and related products and by-products and for general physiological and fermentation investigations, \$58,200.

Nematology.

**Nematology:** For crop technological investigations, including the study of plant-infesting nematodes, \$54,340.

Commercial seeds and grasses.  
Testing, etc., samples.

**Seed laboratory:** For studying and testing commercial seeds, including the testing of samples of seeds of grasses, clover, or alfalfa, and lawn-grass seeds secured in the open market, and where such samples are found to be adulterated or misbranded the results of the tests shall be published, together with the names of the persons by whom the seeds were offered for sale, and for carrying out the provisions of the Act approved August 24, 1912, entitled "An Act to regulate foreign commerce by prohibiting the admission into the United States of certain adulterated grain and seeds unfit for seeding purposes" (Thirty-seventh Statutes at Large, page 506), \$74,000: *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

Preventing admission of adulterated seeds, etc.  
Vol. 37, p. 506.  
Vol. 44, p. 325.

*Proviso.*  
International Seed Testing Congress.

problems relating to seed analysis or other subjects which the congress may determine to be necessary in the interest of international seed trade.

**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, including barberry eradication, and for the investigation of the cultivation and breeding of flax for seed purposes, including a study of flax diseases, and for the investigation and improvement of broomcorn and methods of broomcorn production, \$733,000, together with \$17,000 of the unexpended balance of the appropriation for this purpose for the fiscal year 1927: *Provided*, That \$375,000 shall be set aside for the location of and destruction of the barberry bushes and other vegetation from which rust spores originate: *Provided further*, That \$75,000 of this amount shall be available for expenditure only when an equal amount shall have been appropriated, subscribed, or contributed by States, counties, or local authorities, or by individuals or organizations, for the accomplishment of such purposes.

**Tobacco:** For the investigation and improvement of tobacco and the methods of tobacco production and handling, \$60,000.

**Alkali and drought resistant crops:** For the breeding and physiological study of alkali-resistant and drought-resistant crops, \$23,920.

**Sugar plants:** For sugar-plant investigations, including studies of diseases and the improvement of sugar beets and sugar-beet seed, \$183,179, together with \$18,076 of the unexpended balance of the appropriation for this purpose for the fiscal year 1927.

**Botany:** For investigation, improvement, and utilization of wild plants and grazing lands, and for determining the distribution of weeds and means of their control, \$50,280.

**Dry-land agriculture:** For the investigation and improvement of methods of crop production under subhumid, semiarid, or dry-land conditions, \$218,050: *Provided*, That the limitations in this Act as to the cost of farm buildings shall not apply to this paragraph: *Provided further*, That no part of this appropriation shall be used in the free distribution or propagation for free distribution of cuttings, seedlings, or trees of willow, box elder, ash, caragana, or other common varieties of fruit, ornamental, or shelter-belt trees in the Northern Great Plains area except for experimental or demonstration purposes in the States of North and South Dakota, and in Montana and Wyoming east of the five-thousand-foot contour line: *Provided further*, That no part of this appropriation shall be used for the establishment of any new field station except \$10,000 in Umatilla County, Oregon.

**Horticultural experiment station, Cheyenne, Wyoming:** To enable the Secretary of Agriculture to carry into effect the provisions of the Act entitled "An Act providing for horticultural experiment and demonstration work in the semiarid or dry-land regions of the United States," approved March 19, 1928, including the erection of buildings and fences, the construction of irrigation facilities, the employment of persons, and for other necessary expenses, to be immediately available, \$100,000: *Provided*, That the limitations in this Act as to the cost of buildings shall not apply to this paragraph.

**Western irrigation agriculture:** For investigations in connection with western irrigation agriculture, the utilization of lands reclaimed under the Reclamation Act, and other areas in the arid and semiarid regions, \$142,095.

**Nut culture:** For the investigation, improvement, encouragement, and determination of the adaptability to different soils and climatic conditions of pecans, almonds, Persian walnuts, black walnuts,

Cereal crops and diseases.

Investigation and improvement, eradicating diseases, etc.

Balance available.  
Vol. 44, p. 510.

*Prorisos.*  
Rust spores destruction.

Contributions from States, etc.

Tobacco production.

Arid land crops.

Sugar-plant investigations.

Balance available.  
Vol. 44, p. 510.

Wild plants, grazing lands, etc.

Dry land, etc., crop production.

*Prorisos.*  
Buildings.

Free tree distribution limited.

New field station restriction.

Horticultural experiment station, Cheyenne, Wyo.

Establishment of.  
*Ante*, p. 323.

*Proriso.*  
Buildings cost not applicable.

Utilizing western reclaimed lands.

Edible nuts.  
Growing, harvesting, utilizing, etc.

hickory nuts, butternuts, chestnuts, filberts, and other nuts, and for methods of growing, harvesting, packing, shipping, storing, and utilizing the same, \$44,040.

Fruits.  
Growing, handling,  
marketing, etc.

**Pomology:** For the investigation and improvement of fruits, and the methods of fruit growing, harvesting, handling, and studies of the physiological and related changes of fruits and vegetables during the processes of marketing and while in commercial storage, \$245,000.

Experimental gar-  
dens and grounds,  
D. C.

**Gardens and grounds:** To cultivate and care for the gardens and grounds of the Department of Agriculture in the city of Washington, including the upkeep and lighting of the grounds and the construction, surfacing, and repairing of roadways and walks; and to erect, manage, and maintain conservatories, greenhouses, and plant and fruit propagating houses on the grounds of the Department of Agriculture in the city of Washington, \$89,500.

Horticultural investi-  
gations.  
Marketing of vege-  
tables, etc.

**Horticulture:** For horticultural investigations, including the study of producing and harvesting truck and related crops, including potatoes, and studies of physiological and related changes of vegetables while in the processes of marketing and in commercial storage, and the study of landscape and vegetable gardening, floriculture, and related subjects, \$140,000.

Nursery plants.  
Cooperative investi-  
gations of American  
sources of stocks, cut-  
tings, etc.

**Nursery stock:** For investigating, in cooperation with States or privately owned nurseries, methods of propagating fruit trees, ornamental and other plants, the study of stocks used in propagating such plants and methods of growing stocks, for the purpose of providing American sources of stocks, cuttings, or other propagating materials, \$21,800.

Arlington, Va., ex-  
perimental farm, etc.  
Maintenance.  
Vol. 31, p. 135.

**Arlington Farm:** For continuing the necessary improvements to establish and maintain a general experiment farm and agricultural station on the Arlington estate, in the State of Virginia, in accordance with the provisions of the Act of Congress approved April 18, 1900, \$57,000: *Provided*, That the limitations in this Act as to the cost of farm buildings shall not apply to this paragraph.

Proviso.  
Buildings.

Foreign seed and  
plant introduction.

**Foreign plant introduction:** For investigations in foreign seed and plant introduction, including the study, collection, purchase, testing, propagation, and distribution of rare and valuable seeds, bulbs, trees, shrubs, vines, cuttings, and plants from foreign countries and from our possessions, and for experiments with reference to their introduction and cultivation in this country, \$190,000.

New and rare seeds,  
forage plants, etc.

**Forage crops:** For the purchase, propagation, testing, and distribution of new and rare seeds; for the investigation and improvement of grasses, alfalfa, clover, and other forage crops, including the investigation of the utilization of cacti and other dry-land plants, \$165,000.

Biophysical investi-  
gations.

**Biophysical laboratory:** For biophysical investigations in connection with the various lines of work herein authorized, \$35,812.

Services in the Dis-  
trict.

Total, Bureau of Plant Industry, \$4,380,436, of which amount not to exceed \$1,488,400 may be expended for personal services in the District of Columbia.

Forest Service.

## FOREST SERVICE

General expenses.

### SALARIES AND GENERAL EXPENSES

Experiments, etc.  
Restricted to United  
States.

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 shall not exceed \$1,500, except as provided by the Act of March 3, 1925; to pay all expenses necessary to protect, administer, and improve the national forests, including tree planting in the forest reserves to prevent erosion, drift, surface wash, and soil waste and the formation of floods, and including the payment of rewards under regulations of the Secretary of Agriculture for information leading to the arrest and conviction for violation of the laws and regulations relating to fires in or near national forests, or for the unlawful taking of, or injury to, Government property; to ascertain the natural conditions upon and utilize the national forests; to transport and care for fish and game supplied to stock the national forests or the waters therein; to employ agents, clerks, assistants, and other labor required in practical forestry and in the administration of national forests in the city of Washington and elsewhere; to collate, digest, report, and illustrate the results of experiments and investigations made by the Forest Service; to purchase necessary supplies, apparatus, office fixtures, law books, reference and technical books and technical journals for officers of the Forest Service stationed outside of Washington, and for medical supplies and services and other assistance necessary for the immediate relief of artisans, laborers, and other employees engaged in any hazardous work under the Forest Service; to pay freight, express, telephone, and telegraph charges; for electric light and power, fuel, gas, ice, and washing towels, and official traveling and other necessary expenses, including traveling expenses for legal and fiscal officers while performing Forest Service work; and for rent outside of the District of Columbia, as follows:

For necessary expenses for general administrative purposes, including the salary of the Chief Forester and other personal services in the District of Columbia, \$340,600.

For the employment of forest supervisors, deputy forest supervisors, forest rangers, forest guards, and administrative clerical assistants on the national forests, and for additional salaries and field-station expenses, including the maintenance of nurseries, collecting seed, and planting, necessary for the use, maintenance, improvement, and protection of the national forests and of additional national forests created or to be created under section 11 of the Act of March 1, 1911 (Thirty-sixth Statutes at Large, page 963), and under the Act of June 7, 1924 (Forty-third Statutes at Large, pages 653-655), and lands under contract for purchase or for the acquisition of which condemnation proceedings have been instituted for the purposes of said Acts, and for necessary miscellaneous expenses incident to the general administration of the Forest Service and of the national forests:

In national forest district one, Montana, Washington, Idaho, and South Dakota, \$1,352,790: *Provided*, That the Secretary of Agriculture is authorized to use not to exceed \$200 in caring for the graves of fire fighters buried at Wallace, Idaho; Priest River, Idaho; Newport, Washington; and Saint Maries, Idaho;

In national forest district two, Colorado, Wyoming, South Dakota, Nebraska, Michigan, Oklahoma, and Minnesota, \$763,771: *Provided*, That not to exceed \$500 of this appropriation may be expended for the maintenance of the herd of long-horned cattle on the Wichita National Forest;

In national forest district three, Arizona and New Mexico, \$674,172;

*Proviso.*  
Cost, etc., of buildings.  
Vol. 43, p. 1132.

Protection of national forests, etc.

Care of fish and game.

Station supplies, etc.

Outside rent.

Chief Forester, and office personnel.

Forest supervisors, rangers, guards, etc.

Vol. 36, p. 963; Vol. 43, p. 653.

District expenses allotted.  
*Proviso.*  
Care of graves of fire fighters.

*Proviso.*  
Herd of breed of cattle in Wichita Forest, Okla.

In national forest district four, Utah, Idaho, Wyoming, Nevada, Arizona, and Colorado, \$870,957;

In national forest district five, California and Nevada, \$1,024,247;

In national forest district six, Washington, Oregon, and California, \$1,075,973;

In national forest district seven, Arkansas, Alabama, Florida, Georgia, South Carolina, North Carolina, Pennsylvania, Tennessee, Virginia, West Virginia, New Hampshire, Maine, Porto Rico, Maryland, New York, New Jersey, Kentucky, and Illinois, \$460,593;

In national forest district eight, Alaska, \$121,497;

Aggregate amounts.  
*Proviso.*  
Interchangeable allotments for emergencies.

In all, for the use, maintenance, improvement, protection, and general administration of the national forests, \$6,344,000: *Provided*, That the foregoing amounts appropriated for such purposes shall be available interchangeably in the discretion of the Secretary of Agriculture for the necessary expenditures for fire protection and other unforeseen exigencies: *Provided further*, That the amount so interchanged shall not exceed in the aggregate 10 per centum of all the amounts so appropriated.

Limit.

Fighting forest fires.

Revested Oregon-California Railroad lands, etc.  
Vol. 39, p. 218.

For fighting forest fires on or threatening the national forests and for the establishment and maintenance of a patrol to prevent trespass and to guard against and check fires upon the lands revested in the United States by the Act approved June 9, 1916, and the lands known as the Coos Bay Wagon Road lands involved in the case of Southern Oregon Company against United States (numbered 2711), in the Circuit Court of Appeals of the Ninth Circuit, \$100,000, which amount shall be immediately available.

Airplane patrol.

*Proviso.*  
Purchases forbidden.

For cooperation with the War Department, or for contract airplane service, in the maintenance and operation of an airplane patrol to prevent and suppress forest fires on national forests and adjacent lands, \$50,000: *Provided*, That no part of this appropriation shall be used for the purchase of land or airplanes.

Selecting, etc., lands for homestead entries, etc.

For the selection, classification, and segregation of lands within the boundaries of national forests that may be opened to homestead settlement and entry under the homestead laws applicable to the national forests; for the examination and appraisal of lands in effecting exchanges authorized by law and for the survey thereof by metes and bounds or otherwise, by employees of the Forest Service, under the direction of the Commissioner of the General Land Office; and for the survey and platting of certain lands, chiefly valuable for agriculture, now listed or to be listed within the national forests, under the Act of June 11, 1906 (Thirty-fourth Statutes, page 233), and the Act of March 3, 1899 (Thirtieth Statutes, page 1095), as provided by the Act of March 4, 1913, \$50,000.

Surveying, etc., agricultural lands in national forests.  
Vol. 34, p. 233.  
Vol. 30, pp. 34, 1095.  
Vol. 37, p. 843.

Public camp ground facilities.

For the construction of sanitary facilities and for fire preventive measures on public camp grounds within the national forests when necessary for the protection of the public health or the prevention of forest fires, \$40,000.

Equipments, supplies, etc.

For the purchase and maintenance of necessary field, office, and laboratory supplies, instruments, and equipments, \$130,000.

Investigating wood distillation, forest products, etc.

For investigations of methods for wood distillation and for the preservative treatment of timber, for timber testing, and the testing of such woods as may require test to ascertain if they be suitable for making paper, for investigations and tests within the United States of foreign woods of commercial importance to industries in the United States, and for other investigations and experiments to promote economy in the use of forest and fiber products, and for commercial demonstrations of improved methods or processes, in cooperation with individuals and companies, \$505,000: *Provided*, That not to exceed \$15,000 of this amount may be used for the investigation by the Forest Products Laboratory of the United States Department

*Proviso.*  
Item for pulp manufactures.



of Agriculture of hemp as a source of supply for the manufacture of pulp and paper.

For experiments and investigations of range conditions within the national forests or elsewhere on the public range, and of methods for improving the range by reseeding, regulation of grazing, and other means, \$49,755.

For the purchase of tree seed, cones, and nursery stock, for seeding and tree planting within national forests, and for experiments and investigations necessary for such seeding and tree planting, \$210,000.

For silvicultural, dendrological, and other experiments and investigations, independently or in cooperation with other branches of the Federal Government, with States, and with individuals, to determine the best methods for the conservative management of forests and forest land, \$354,300.

For estimating and appraising timber and other resources on the national forests preliminary to disposal by sale or to the issue of occupancy permits, and for emergency expenses incident to their sale or use, \$108,550.

For the construction and maintenance of roads, trails, bridges, fire lanes, telephone lines, cabins, fences, and other improvements necessary for the proper and economical administration, protection, and development of the national forests, \$587,900, of which amount \$125,000 is reserved for expenditure on the Angeles, Cleveland, Santa Barbara, and San Bernardino National Forests in southern California: *Provided*, That such sum of \$125,000 shall not be expended unless an equal amount is contributed for such work by State, county, municipal, and/or other local interests, to be paid, in whole or in part, in advance of the performance of the work for which this appropriation provides: *Provided further*, That where, in the opinion of the Secretary of Agriculture, direct purchase will be more economical than construction, telephone lines, cabins, fences, and other improvements may be purchased: *Provided further*, That not to exceed \$50,000 may be expended for the construction and maintenance of boundary and range division fences, counting corrals, stock driveways and bridges, the development of stock-watering places, and the eradication of poisonous plants on the national forests: *Provided further*, That not to exceed \$11,000 of this appropriation may be used for the construction of a dam at Cass Lake, Minnesota.

In all, salaries and general expenses, \$8,870,105; 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, which funds shall be covered into the Treasury and constitute a part of the special funds provided by the Act of June 30, 1914: *Provided*, That not to exceed \$444,000 may be expended for departmental personal services in the District of Columbia.

#### 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, including also the study of the effect of tax laws and the investigation of timber insurance as provided in section 3 of said Act, \$1,200,000, of which \$41,900 shall be available for personal services in the District of Columbia and not

Range conditions and improvements.

Seeding, tree planting, etc.

Management of forest lands.

Appraising timber for sale.

Permanent improvements.

Amount for forests in southern California.

Provisos. Local contributions required.

Purchase of telephone lines, etc.

Division fences, stock driveways, watering places, etc.

Dam at Cass Lake, Minn. Vol. 44, p. 618.

Additional from cooperative forest protection fund. Vol. 43, p. 1132.

Vol. 38, p. 430.

Proviso. Services in the District.

Forest fire prevention, etc.

Cooperation with States, etc., for protection of timber, cut-over lands, etc.

Vol. 43, p. 653.

Tax laws and timber insurance.

Services, etc., in the District.

to exceed \$3,000 for the purchase of supplies and equipment required for the purposes of said Act in the District of Columbia.

Forest planting stock.

COOPERATIVE DISTRIBUTION OF FOREST PLANTING STOCK

Cooperation with States, in procuring forest-tree seeds, etc., for planting denuded or nonforested lands.

For cooperation with the various States in the procurement, production, and distribution of forest-tree seeds and plants in establishing windbreaks, shelter belts, and farm wood lots upon denuded or nonforested lands within such cooperating States, under the provisions of section 4 of the Act entitled "An Act to provide for the protection of forest lands, for the reforestation of denuded areas, for the extension of national forests, and for other purposes, in order to promote the continuous production of timber on lands chiefly suitable therefor," approved June 7, 1924, \$75,000, of which amount not to exceed \$2,860 may be expended for personal services in the District of Columbia.

Vol. 43, p. 654.

Services in the District.

Additional forest lands.

ACQUISITION OF ADDITIONAL FOREST LANDS

Acquiring, under Forest Conservation Act. Vol. 36, p. 961; Vol. 43, p. 654.

For the acquisition of additional lands at headwaters of navigable streams, to be expended under the provisions of the Act of March 1, 1911 (Thirty-sixth Statutes at Large, page 961), as amended, \$1,000,000, to be immediately available, of which amount not to exceed \$31,000 may be expended for personal services and supplies and equipment in the District of Columbia.

Services, etc., in the District.

Total, Forest Service, \$11,145,105.

Chemistry and Soils Bureau.

BUREAU OF CHEMISTRY AND SOILS

General expenses.

SALARIES AND GENERAL EXPENSES

Investigations, apparatus, supplies, employees, etc.

For all necessary expenses connected with the investigations and experiments hereinafter authorized, including the employment of investigators, local and special agents, assistants, experts, clerks, draftsmen, and labor in the city of Washington and elsewhere; official traveling expenses, materials, tools, instruments, apparatus, repairs to apparatus, chemicals, furniture, office fixtures, stationery, gas, electric current, telegraph and telephone service, express and freight charges, rent outside the District of Columbia, and for all other necessary supplies and expenses, as follows:

Chief of Bureau, and office personnel.

For necessary expenses for general administrative purposes, including the salary of chief of bureau and other personal services in the District of Columbia, \$54,280.

General subjects. Vol. 12, p. 387.

For conducting the investigations contemplated by the Act of May 15, 1862, relating to the application of chemistry to agriculture; for the biological investigation of food and drug products and substances used in the manufacture thereof, including investigations of the physiological effects of such products on the human organism; to cooperate with associations and scientific societies in the development of methods of analysis, \$259,000.

Biological food and drug investigations, etc.

Utilizing native raw materials for colorants, etc.

For investigation and experiment in the utilization, for coloring, medicinal, and technical purposes, of raw materials grown or produced in the United States, in cooperation with such persons, associations, or corporations as may be found necessary, including repairs, alterations, improvements, or additions to a building on the Arlington Experimental Farm, \$72,921.

Arlington Farm building.

Table sirup, etc.

For the investigation and development of methods for the manufacture of table sirup and sugar and of methods for the manufacture of sweet sirups by the utilization of new agricultural sources, \$35,234.

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, \$44,800.

Insecticides and fungicides investigations, etc.

For the investigation and development of methods for the prevention of farm fires and of grain-dust, smut-dust, and other plant-dust explosions and resulting fires, including fires in cotton gins and cotton-oil mills, independently or in cooperation with individuals, associations, or corporations, \$52,743, of which sum \$10,000 shall be immediately available.

Plant dust explosions, etc.  
Methods for preventing.

For the investigation and demonstration of improved methods or processes of preparing naval stores, the weighing, handling, transportation, and the uses of same, in cooperation with individuals and companies, including the employment of necessary persons and means in the city of Washington and elsewhere, \$15,000.

Naval stores. Investigations, demonstrations, etc.

For chemical investigations of soil types, soil composition, and soil minerals, the soil solution, solubility of soil and all chemical properties of soils in their relation to soil formation, soil texture, and soil productivity, including all routine chemical work in connection with the soil survey, \$31,720.

Soil types, composition, etc., investigations.

For physical investigations of the important properties of soil which determine productivity, such as moisture relations, aerations, heat conductivity, texture, and other physical investigations of the various soil classes and soil types, \$17,225.

Physical productivity of soils, etc.

For investigations within the United States of fertilizers and other soil amendments and their suitability for agricultural use, \$290,000.

Fertilizers.

For the investigation of soils, in cooperation with other branches of the Department of Agriculture, other departments of the Government, State agricultural experiment stations, and other State institutions, and for indicating upon maps and plats, by coloring or otherwise, the results of such investigations, \$253,000.

Cooperative soil mapping.

For soil-bacteriology investigations, including the testing of samples procured in the open market, of cultures for inoculating legumes, 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, \$40,840.

Soil bacteriology investigations.

Publishing tests of cultures.

For soil-fertility investigations into organic causes of infertility and remedial measures, maintenance of productivity, properties and composition of soil humus, and the transformation and formation of soil humus by soil organisms, \$126,850, of which \$7,000 shall be immediately available.

Soil fertility.

Total, Bureau of Chemistry and Soils, \$1,293,613, of which amount not to exceed \$966,000 may be expended for personal services in the District of Columbia.

Services in the District.

**BUREAU OF ENTOMOLOGY**

Entomology Bureau.

**SALARIES AND GENERAL EXPENSES**

General expenses.

For necessary expenses connected with the investigations, experiments, and demonstrations in reference to the items hereinafter enumerated for the promotion of economic entomology, independently or in cooperation with other branches of the Federal Government, States, counties, and municipalities, organizations and individuals concerned, including the employment of necessary persons and means in the city of Washington and elsewhere, rent outside of the District of Columbia, and not to exceed \$3,000 for the erection of insectaries

Investigations of insects, etc.

Outside rent.

<p><i>Proviso.</i> Buildings, etc.</p> <p>Chief of Bureau, and office personnel.</p> <p>Specific investigations. Fruits, Japanese and Asiatic beetles, etc. Tropical, etc., plants, Parlatoria date scale, etc.</p> <p>Truck crops, etc.</p> <p>Gypsy and brown-tail moths, etc.</p> <p>Cereal and forage crops, European corn borer, etc. Cotton, pink bollworm.</p> <p>Man and domestic animals. Stored products. Useful insects, insect-pest survey.</p> <p>Bee culture. Balance available. Vol. 44, p. 517.</p> <p>Services in the District.</p>	<p>and other buildings: <i>Provided</i>, That the cost of any such building shall not exceed \$1,500, as follows:</p> <p>For general administrative purposes, including the salary of chief of bureau and other personal services in the District of Columbia, \$81,458.</p> <p>For insects affecting deciduous fruits, grapes, and nuts, and including research on the Japanese and Asiatic beetles, \$324,500.</p> <p>For insects affecting tropical, subtropical, and ornamental plants and including research on the Parlatoria date scale and the Mediterranean and other fruit flies, \$113,000.</p> <p>For insects affecting truck and garden crops and including insects affecting tobacco and sugar beets, \$232,500.</p> <p>For insects affecting forests and including research on the gypsy and brown-tail moths, \$185,000.</p> <p>For insects affecting cereal and forage crops, including sugar cane and rice, and including research on the European corn borer, \$438,740.</p> <p>For insects affecting cotton and including research on the pink bollworm of cotton, \$280,000, of which \$10,000 shall be immediately available.</p> <p>For insects affecting man and domestic animals, \$80,180.</p> <p>For insects affecting stored products, \$51,900.</p> <p>For taxonomy and interrelations of insects, and including the importation and exchange of useful insects and an insect pest survey, \$130,000.</p> <p>For bee culture, \$49,380, together with \$3,000 of the unexpended balance of the appropriation for this purpose for the fiscal year 1927.</p> <p>Total, Bureau of Entomology, \$1,966,658, of which amount not to exceed \$351,300 may be expended for personal services in the District of Columbia.</p>
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## BUREAU OF BIOLOGICAL SURVEY

### SALARIES AND GENERAL EXPENSES

<p>Biological Survey Bureau.</p> <p>General expenses.</p> <p>Salaries, supplies, etc.</p> <p>Chief of Bureau, and office personnel.</p> <p>Reservations for game.</p> <p>Protection of bird preserves. Vol. 35, p. 1104.</p> <p>Dam, Cold Springs Creek. <i>Proviso.</i> Game purchase, etc.</p> <p>North American birds and animals. Food habits investigations, etc.</p>	<p>For salaries and employment of labor in the city of Washington and elsewhere, furniture, supplies, including the purchase of bags, tags, and labels printed in the course of manufacture, traveling and all other expenses necessary in conducting investigations and carrying out the work of the bureau, as follows:</p> <p>For necessary expenses for general administrative purposes, including the salary of chief of bureau and other personal services in the District of Columbia, \$68,500.</p> <p>For the maintenance of the Montana National Bison Range and other reservations and for the maintenance of game introduced into suitable localities on public lands, under supervision of the Biological Survey, including construction of fencing, wardens' quarters, shelters for animals, landings, roads, trails, bridges, ditches, telephone lines, rockwork, bulkheads, and other improvements necessary for the economical administration and protection of the reservations, and for the enforcement of section 84 of the Act approved March 4, 1909, entitled "An Act to codify, revise, and amend the penal laws of the United States," \$99,000, of which sum \$30,000 shall be available for increase of the water supply by the construction of a dam across Cold Springs Creek: <i>Provided</i>, That \$2,500 may be used for the purchase, capture, and transportation of game for national reservations.</p> <p>For investigating the food habits of North American birds and other animals in relation to agriculture, horticulture, and forestry; for investigations, experiments, and demonstrations in connection with rearing fur-bearing animals; for experiments, demonstrations,</p>
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and cooperation in destroying mountain lions, wolves, coyotes, bobcats, prairie dogs, gophers, ground squirrels, jack rabbits, and other animals injurious to agriculture, horticulture, forestry, animal husbandry, and wild game; and for the protection of stock and other domestic animals through the suppression of rabies in predatory wild animals, \$650,000, together with \$12,000 of the unexpended balance of the appropriation for this purpose for the fiscal year, 1927.

For biological investigations, including the relations, habits, geographic distribution, and migration of animals and plants, and the preparation of maps of the life zones, \$45,000.

For all necessary expenses for enforcing the provisions of the Migratory Bird Treaty Act of July 3, 1918 (Fortieth Statutes at Large, page 755), and for cooperation with local authorities in the protection of migratory birds, and for necessary investigations connected therewith, \$163,000: *Provided*, That of this sum not more than \$20,500 may be used for the enforcement of sections 241, 242, 243, and 244 of the Act approved March 4, 1909, entitled "An Act to codify, revise, and amend the penal laws of the United States," and for the enforcement of section 1 of the Act approved May 25, 1900, entitled "An Act to enlarge the powers of the Department of Agriculture, prohibit the transportation by interstate commerce of game killed in violation of local laws, and for other purposes," including all necessary investigations in connection therewith.

For investigations, experiments, and demonstrations for the welfare, improvement, and increase of the reindeer industry in Alaska, including the erection of necessary buildings and other structures and cooperation with the Bureau of Education, and for all expenses necessary for the enforcement of the provisions of the Alaska game law, approved January 13, 1925, \$100,000.

In all, salaries and expenses, \$1,125,500: *Provided*, That the Secretary of Agriculture shall investigate and report to the next regular session of Congress as to the feasibility of a five-year cooperative program, or a program extending over such term of years as to him shall seem most advisable for the purposes in view, for the eradication, suppression, or bringing under control of predatory animals within the United States, and the estimated cost thereof as compared to the present method.

#### UPPER MISSISSIPPI RIVER REFUGE

For the acquisition of areas of land or land and water pursuant to the Act entitled "An Act to establish the Upper Mississippi River Wild Life and Fish Refuge," approved June 7, 1924, and amendment thereto approved March 4, 1925, and for all necessary expenses incident thereto, including the employment of persons and means in the city of Washington and elsewhere, \$1,000, which shall be available until expended, being part of the sum of \$1,500,000 authorized to be appropriated for such purpose by section 10 of said Act; and for all necessary expenses of the Secretary of Agriculture authorized by section 9 of said Act, \$39,000; in all, \$40,000: *Provided*, That the Secretary of Agriculture may incur obligations and enter into contracts for the acquisition of additional areas to an amount which, inclusive of the amounts heretofore and herein appropriated, shall not exceed a total of \$1,500,000, and such contracts shall be deemed contractual obligations of the Federal Government.

Total, Bureau of Biological Survey, \$1,165,000, of which amount not to exceed \$211,000 may be expended for departmental personal services in the District of Columbia.

Destroying predatory animals.

Suppressing rabies.  
Balance available.  
Vol. 44, p. 519.

Biological investigations.

Migratory bird protection.  
Vol. 40, p. 755.

*Proviso.*  
Preventing shipment of prohibited birds, etc.  
Vol. 35, pp. 1135-1138.  
Carrying illegally killed game.  
Vol. 31, p. 187.

Reindeer in Alaska.  
Improving industry, etc.

Vol. 43, p. 739.

*Proviso.*  
Investigation and report on feasibility of cooperative program for predatory animals eradication, etc.

Upper Mississippi River Refuge.

Acquiring areas for.  
Vol. 43, pp. 650, 1354.

*Proviso.*  
Contracts authorized for additional areas.

Deemed Federal obligations.

Services in the District.

Public Roads Bureau.

## BUREAU OF PUBLIC ROADS

General expenses.

## SALARIES AND GENERAL EXPENSES

Salaries, supplies, etc.

For the following expenses, including salaries and the employment of labor in the city of Washington and elsewhere, supplies, office fixtures, apparatus, traveling, and all other necessary expenses, for conducting investigations and experiments, and for collating, reporting, and illustrating the results of same, and for preparing, publishing, and distributing bulletins and reports, in addition to any moneys available from the funds provided under the Act of July 11, 1916, as amended:

Vol. 39, p. 355.  
Vol. 42, p. 217.

Chief of Bureau, and office personnel.

For necessary expenses for general administrative purposes, including the salary of chief of bureau and other personal services in the District of Columbia, \$64,530.

Road management systems.

For inquiries in regard to systems of road management and economic studies of highway construction, operation, maintenance, and value, either independently or in cooperation with the State highway departments and other agencies, and for giving expert advise on these subjects, \$62,060.

Materials, plants, etc., investigations.

For investigations of the best methods of road making, especially by the use of local materials; for studying the types of mechanical plants and appliances used for road building and maintenance; for studying methods of road repair and maintenance suited to the needs of different localities; for maintenance and repairs of experimental highways, including the purchase of materials and equipment; for furnishing expert advice on these subjects; and for the employment of assistants and labor, \$70,000.

Experimental highways.

For investigating and reporting upon the utilization of water in farm irrigation, including the best methods to apply in practice; the different kinds of power and appliances; the flow of water in ditches, pipes, and other conduits; the duty, apportionment, and measurement of irrigation water, the customs, regulations, and laws affecting irrigation; for investigating and reporting upon farm drainage and upon the drainage of swamp and other wet lands which may be made available for agricultural purposes; for preparing plans for the removal of surplus water by drainage; for the development of equipment for farm irrigation and drainage and for giving expert advice and assistance; for field experiments and investigations and the purchase and installation of equipment for experimental purposes; for the preparation and illustration of reports and bulletins; for investigating farm domestic water supply and drainage disposal, the construction of farm buildings and other rural engineering problems involving mechanical principles, including the erection of such structures outside of the District of Columbia as may be necessary for experimental purposes only; for rent outside the District of Columbia; the employment of assistants and labor in the city of Washington and elsewhere; and for supplies and all other necessary expenses, \$244,290.

Farm irrigation, etc., investigations.

Drainage of farms, swamp lands, etc.

Domestic water supply, farm buildings construction, etc.

Outside rent.

Services in the District.

Total, Bureau of Public Roads, \$440,880, of which amount not to exceed \$200,000 may be expended for personal services in the District of Columbia.

Agricultural Economics Bureau.

## BUREAU OF AGRICULTURAL ECONOMICS

General expenses.

## SALARIES AND GENERAL EXPENSES

Salaries, supplies, etc.

For salaries and the employment of labor in the city of Washington and elsewhere, furniture, supplies, traveling expenses, rent outside of the District of Columbia, and all other expenses necessary

in conducting investigations, experiments, and demonstrations, as follows:

For necessary expenses for general administrative purposes, including the salary of chief of bureau and other personal services in the District of Columbia, \$268,000.

To investigate and encourage the adoption of improved methods of farm management and farm practice, \$372,250: *Provided*, That of this amount \$150,000 may be used in ascertaining the cost of production of the principal staple agricultural products.

For acquiring and diffusing among the people of the United States useful information on subjects connected with the marketing, handling, utilization, grading, transportation, and distributing of farm and nonmanufactured food products and the purchasing of farm supplies, including the demonstration and promotion of the use of uniform standards of classification of American farm products throughout the world, including scientific and technical research into American-grown cotton and its by-products and their present and potential uses including new and additional commercial and scientific uses for cotton and its by-products, and for collecting and disseminating information on the adjustment of production to probable demand for the different farm and animal products, independently and in cooperation with other branches of the department, State agencies, purchasing and consuming organizations, and persons engaged in the marketing, handling, utilization, grading, transportation, and distributing of farm and food products, and for investigation of the economic costs of retail marketing of meat and meat products, \$725,000: *Provided*, That practical forms of the grades recommended or promulgated by the Secretary for wool and mohair may be sold under such rules and regulations as he may prescribe, and the receipts therefrom deposited in the Treasury to the credit of miscellaneous receipts.

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, \$738,000: *Provided*, That \$99,660 shall be available for collecting and disseminating to American producers, importers, exporters, and other interested persons information relative to the world supply of and need for American agricultural products, marketing methods, conditions, prices, and other factors, a knowledge of which is necessary to the advantageous disposition of such products in foreign countries, independently and in cooperation with other branches of the Government, State agencies, purchasing and consuming organizations, and persons engaged in the transportation, marketing, and distribution of farm and food products, including the purchase of such books and periodicals as may be necessary in connection with this work: *Provided further*, That no part of the funds herein appropriated shall be available for any expense incident to ascertaining, collating, or publishing a report stating the intentions of farmers as to the acreage to be planted in cotton: *Provided further*, That no part of the funds herein appropriated shall be available for the preparation of mid-monthly reports of cotton estimates for the months of July, August, and November.

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 business men or trade organizations, and persons or corporations engaged in the production,

Chief of Bureau, and office personnel.

Farm management and practice.  
*Proviso.*  
Cost of producing staples.

Distributing acquired information of farm products, marketing, etc.

Promoting classification standards.

Cotton and by-products research.  
*Ante*, p. 426.

Cost of retail marketing of meat, etc.

*Proviso.*  
Forms of wool and mohair grades to be sold.  
*Post*, p. 865.

General agricultural and livestock information.  
Designated data.

Cooperation.

*Provisos.*  
Disseminating information of world supply and need of American agricultural products, etc.

Intended cotton acreage planting excluded.

Not available for specified cotton estimates.

Perishable farm products.  
Certifying conditions of shipments of, at central markets.

transportation, marketing, and distribution of farm and food products, whether operating in one or more jurisdictions, to investigate and certify to shippers and other interested parties the class, quality, and/or condition of cotton and fruits, vegetables, 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, \$388,455.

*Proviso.*  
Legal effect of certificates.

Livestock, dairy, agriculture, etc., products.

Collecting, distributing, etc., information of market condition thereof.

Cooperative marketing.

Administering provisions of Act relating to. Vol. 44, p. 802.

Cotton. Statistics of grade and staple length. Vol. 44, p. 1372.

Cotton Futures and Cotton Standards Act.

Enforcement expenses.

Vol. 39, p. 476; Vol. 40, p. 1351. Vol. 42, p. 1517.

Outside rent.

Agreements to effect use of standards, arbitration of disputes, etc., in foreign countries.

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, 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, \$1,076,355.

Cooperative marketing: To enable the Secretary of Agriculture to carry into effect the Act entitled "An Act to create a division of cooperative marketing in the Department of Agriculture; to provide for the acquisition and dissemination of information pertaining to cooperation; to promote the knowledge of cooperative principles and practices; to provide for calling advisers to counsel with the Secretary of Agriculture on cooperative activities; to authorize cooperative associations to acquire, interpret, and disseminate crop and market information, and for other purposes," approved July 2, 1926, \$260,000.

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, \$400,000.

In all, salaries and expenses, \$4,228,060.

#### ENFORCEMENT OF THE UNITED STATES COTTON FUTURES ACT AND UNITED STATES COTTON STANDARDS ACT

To enable the Secretary of Agriculture to carry into effect the provisions of the United States Cotton Futures Act, as amended March 4, 1919, and to carry into effect the provisions of the United States Cotton Standards Act, approved March 4, 1923, including all expenses necessary for the purchase of equipment and supplies; for travel; for the employment of persons in the city of Washington and elsewhere; and for all other expenses, including rent outside of the District of Columbia, that may be necessary in executing the provisions of these Acts, including such means as may be necessary for effectuating agreements heretofore or hereafter made with cotton associations, cotton exchanges, and other cotton organizations in foreign countries, for the adoption, use, and observance of universal standards of cotton classification, for the arbitration or settlement of disputes with respect thereto, and for the preparation, distribution, inspection, and protection of the practical forms or copies thereof under such agreements, \$207,000.



## ENFORCEMENT OF THE UNITED STATES GRAIN STANDARDS ACT

Grain Standards Act.

To enable the Secretary of Agriculture to carry into effect the provisions of the United States Grain Standards Act, including rent outside of the District of Columbia and the employment of such persons and means as the Secretary of Agriculture may deem necessary, in the city of Washington and elsewhere, \$758,650.

Enforcement ex-  
penses.  
Vol. 39, p. 482.

## ADMINISTRATION OF THE UNITED STATES WAREHOUSE ACT

Warehouse Act.

To enable the Secretary of Agriculture to carry into effect the provisions of the United States Warehouse Act, including the payment of such rent outside of the District of Columbia and the employment of such persons and means as the Secretary of Agriculture may deem necessary, in the city of Washington and elsewhere, \$240,320.

Administration ex-  
penses.  
Vol. 39, p. 486; vol.  
42, p. 1282.

## ENFORCEMENT OF THE STANDARD CONTAINER AND PRODUCE AGENCY ACTS

Standard Container  
and Produce Agency  
Acts.

To enable the Secretary of Agriculture to carry into effect the Act entitled "An Act to fix standards for Climax baskets for grapes and other fruits and vegetables, and to fix standards for baskets and other containers for small fruits, berries, and vegetables, and for other purposes," approved August 31, 1916, 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, including the purchase of such perishable farm products as may be necessary for detection of violations of the latter Act: *Provided*, That all receipts from the sale of such products shall be credited to this appropriation, and shall be reexpendable therefrom, and including the employment of such persons and means as the Secretary of Agriculture may deem necessary in the city of Washington and elsewhere, \$30,000.

Enforcement ex-  
penses.  
Vol. 39, p. 673.  
Vol. 44, p. 1355.

Purchase of perish-  
able farm products.

*Proviso.*  
Receipts from sales to  
be credited to the ap-  
propriation.

## COMPLETION OF WOOL WORK

Wool clip of 1918.

To enable the Bureau of Agricultural Economics to complete the work of the Domestic Wool Section of the War Industries Board and to enforce Government regulations for handling the wool clip of 1918 as established by the Wool Division of said board, pursuant to the Executive order dated December 31, 1918, transferring such work to the said bureau, \$8,000, and to continue, as far as practicable, the distribution among the growers of the wool clip of 1918 of all sums heretofore or hereafter collected or recovered with or without suit by the Government from all persons, firms, or corporations which handled any part of the wool clip of 1918.

Completing the dis-  
tribution among own-  
ers, of sums collected.  
*Post*, p. 895.

## CENTER MARKET, DISTRICT OF COLUMBIA

Center Market, D. C.

Operation and Management: To enable the Secretary of Agriculture, in carrying out the provisions of the Act of March 4, 1921 (Forty-first Statutes at Large, page 1441), to pay for ice, electricity, gas, fuel, travel, stationery, printing, telegrams, telephones, labor, supplies, materials, equipment, miscellaneous expenses, necessary repairs and alterations, to be reimbursed by any person for whose account any such expenditure may be made: *Provided*, That the Secretary of Agriculture may purchase necessary supplies and equipment for use at Center Market, without regard to awards made by General Supply Committee; to continue the employment of the necessary persons under the conditions in existence at the time of the taking over of the property by the Secretary of Agriculture, with

Operation and man-  
agement expenses.  
Vol. 41, p. 1441.

*Provisos.*  
Purchases for, with-  
out regard to Supply  
Committee awards.

Fund for charges,  
etc.

such changes thereof as he may find necessary; to provide a fund for the payment of freight, express, drayage, and other charges and claims against the commodities accepted for storage, and to require reimbursement thereof with interest at the rate of 6 per centum per annum under such rules as the Secretary of Agriculture may prescribe, and to remove, sell, or otherwise dispose of such commodities held as security for such payment when such reimbursement is not made when due, all reimbursement of such payments and all receipts from such disposition of commodities to be credited to such fund and to be reexpendable therefrom; and to use such other means as the Secretary of Agriculture may find necessary for the proper occupancy and use by the Government and its tenants of said property, \$96,250: *Provided*, That not more than \$500 may be used for the payment of claims for the loss of or damage to goods while in storage in Center Market that have accrued or may accrue at any time during the operation thereof by the Secretary of Agriculture in accordance with such regulations as he may prescribe.

Claims for storage  
loss or damages.

Services in the Dis-  
trict.

Total, Bureau of Agricultural Economics, \$5,568,280, of which amount not to exceed \$2,024,700 may be expended for personal services in the District of Columbia.

Home Economics  
Bureau.

## BUREAU OF HOME ECONOMICS

General expenses.

### SALARIES AND GENERAL EXPENSES

Chief of Bureau, and  
office personnel.

For necessary expenses for general administrative purposes, including the salary of chief of bureau and other personal services in the District of Columbia, \$17,281.

Utilizing farm prod-  
ucts in the home, etc.

To enable the Secretary of Agriculture to investigate 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 to disseminate useful information on this subject, including the employment of labor in the city of Washington and elsewhere, supplies, and all other necessary expenses, \$120,000.

Employment of  
labor.

Services in the Dis-  
trict.

Total, Bureau of Home Economics, \$137,281, of which amount not to exceed \$127,000 may be expended for personal services in the District of Columbia.

Plant Quarantine  
and Control Admin-  
istration.

## PLANT QUARANTINE AND CONTROL ADMINISTRATION

### SALARIES AND GENERAL EXPENSES

Enforcing nursery  
plant quarantine, etc.  
Vol. 37, pp. 315, 850.

To enable the Secretary of Agriculture to carry into effect the provisions of the plant quarantine Act of August 20, 1912, as amended, and to conduct the other activities hereinafter authorized, independently or in cooperation with the States and other agencies, organizations, and individuals concerned, including necessary expenses for supplies and equipment, rent outside the District of Columbia, and the employment of necessary persons and means in the city of Washington and elsewhere, as follows:

Chief of Administra-  
tion, and office person-  
nel.

For necessary expenses for general administrative purposes, including the salary of chief of administration and other personal services in the District of Columbia, \$68,610.

Enforcing plant quar-  
antines and preventing  
entry of Mexican cot-  
ton and cottonseed.

For enforcement of foreign plant quarantines and to prevent the movement of cotton and cotton seed 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, \$500,000: *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.

For the control and prevention of spread of the pink bollworm, including the establishment of such cotton-free areas as may be necessary to stamp out any infestation, the erection and repair of necessary inspection stations, and for necessary surveys and control operations in Mexico in cooperation with the Mexican Government or local Mexican authorities, \$487,800: *Provided*, That the cost of each such station shall not exceed \$500, and that the total amount expended for such stations in one year shall not exceed \$2,500: *Provided further*, That not to exceed \$200,000 may be available for reimbursement to cotton-growing States for expenses incurred by them in connection with losses due to enforced nonproduction of cotton in certain zones in the manner and upon the terms and conditions set forth in Senate Joint Resolution 72, approved August 9, 1921: *Provided further*, That no part of the money herein appropriated shall be used to pay the cost or value of crops or other property injured or destroyed.

For the control and prevention of spread of the Parlatoria date scale, \$15,500.

For the control and prevention of spread of the Thurberia weevil, \$32,800.

For the control and prevention of spread of the gypsy and brown-tail moths, \$556,380.

For the control and prevention of spread of the European corn borer, \$887,660.

For the control and prevention of spread of the Japanese and Asiatic beetles, \$265,800.

For the control and prevention of spread of the white-pine blister rust, \$26,500.

For the control and prevention of spread of the Mexican fruit worm, including necessary surveys and control operations in Mexico in cooperation with the Mexican Government or local Mexican authorities, \$100,000.

For the inspection under such rules and regulations as the Secretary of Agriculture may prescribe of domestic fresh fruits, vegetables, and seeds and nursery stock and other plants for propagation 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, \$30,000: *Provided*, That moneys received on account of such inspection and certification shall be covered into the Treasury as miscellaneous receipts.

Hereafter the functions of the Federal Horticultural Board shall devolve upon and be exercised by the Plant Quarantine and Control Administration, the chief of which shall serve ex officio as chairman of an advisory Federal Plant Quarantine Board of five members, the four additional members to be designated by the Secretary of Agriculture from existing bureaus and offices of the Department of Agriculture, including the Bureau of Entomology, the Bureau of Plant Industry, and the Forest Service, and who shall serve without additional compensation.

Total, Plant Quarantine and Control Administration, \$2,971,050, of which amount not to exceed \$205,400 may be expended for personal services in the District of Columbia.

*Proviso.*  
Receipts for cleaning, etc., to be deposited in the Treasury.

Pink bollworm of cotton.  
Control, etc.  
Cooperation with Mexico.  
*Post*, p. 895.

*Provisos.*  
Inspection stations.

Reimbursing nonproduction losses.

Vol. 42, p. 158.

No pay for crops, etc., destroyed.

Controls, etc.  
Parlatoria date scale.

Thurberia weevil.

Gypsy and brown-tail moths.

European corn borer.

Japanese and Asiatic beetles.

White-pine blister rust.

Mexican fruit worm.

Inspection and certifying domestic fresh fruits, etc., for export.

*Proviso.*  
Moneys received to be covered into the Treasury.

Federal Horticultural Board.  
Plant Quarantine and Control Administration to exercise functions of.  
Quarantine Board.  
Members designated.

Services in the District.

## Grain Futures Act.

## ENFORCEMENT OF THE GRAIN FUTURES ACT

Enforcement expenses.  
Vol. 42, p. 998.  
Services in the District.

To enable the Secretary of Agriculture to carry into effect the provisions of the Grain Futures Act, approved September 21, 1922, \$135,000, of which amount not to exceed \$25,000 may be expended for personal services in the District of Columbia.

Food, Drug, and Insecticide Administration.

## FOOD, DRUG, AND INSECTICIDE ADMINISTRATION

General expenses.

## SALARIES AND GENERAL EXPENSES

Expenses specified.

For all necessary expenses, for chemical apparatus, chemicals and supplies, repairs to apparatus, gas, electric current, official traveling expenses, telegraph and telephone service, express and freight charges, for the employment of such assistants, clerks, and other persons as the Secretary of Agriculture may consider necessary for the purposes named, in the city of Washington and elsewhere, in conducting investigations; collecting, reporting, and illustrating the results of such investigations; and for rent outside of the District of Columbia for carrying out the investigations and work herein authorized as follows:

Outside rent.

Chief of Administration, and office personnel.

For necessary expenses for general administrative purposes, including the salary of chief of administration and other personal services in the District of Columbia, \$98,000.

Collaboration with other departments, etc.

For collaboration with other departments of the Government desiring chemical investigations and whose heads request the Secretary of Agriculture for such assistance, and for other miscellaneous work, \$15,725.

Pure food inspection, etc.  
Vol. 34, p. 768.

For enabling the Secretary of Agriculture to carry into effect the provisions of the Act of June 30, 1906, entitled "An Act for preventing the manufacture, sale, or transportation of adulterated, or misbranded, or poisonous, or deleterious foods, drugs, medicines, and liquors, and for regulating traffic therein, and for other purposes"; to cooperate with associations and scientific societies in the revision of the United States Pharmacopœia 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, \$938,000: *Provided*, That not more than \$4,280 shall be used for travel outside of the United States.

Revision of Pharmacopœia.  
Examining foreign tests of American food products.

For enabling the Secretary of Agriculture to carry into effect the provisions of the Act approved March 2, 1897, entitled "An Act to prevent the importation of impure and unwholesome tea," as amended, including payment of compensation and expenses of the members of the board appointed under section 2 of the Act and all other necessary officers and employees, \$41,055.

*Proviso.*  
Foreign travel.

Impure tea imports.  
Expenses preventing, etc.  
Vol. 29, p. 604; Vol. 41, p. 712.

For enabling the Secretary of Agriculture to carry into effect the provisions of the Naval Stores Act of March 3, 1923, \$37,825.

Naval Stores Act.  
Vol. 42, p. 1435.

Insecticides and fungicides.  
Preventing sale, etc., of adulterated.  
Vol. 36, p. 331.

For enabling the Secretary of Agriculture to carry into effect the provisions of the Act of April 26, 1910, 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," \$215,000.

Milk and cream, etc.  
Regulating importing of, etc.  
Vol. 44, p. 1101.

For enabling the Secretary of Agriculture to carry into effect the provisions of an Act approved February 15, 1927, 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," \$50,000.

For enabling the Secretary of Agriculture to carry into effect the provisions of an Act approved March 4, 1927, 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," \$25,000.

Federal Caustic Poison Act.  
Administration expenses.  
Vol. 44, p. 1406.

To enable the Secretary of Agriculture to dismantle and move laboratory equipment, office fixtures and supplies of the food, drug, and insecticide administration from the old United States appraiser's stores building and install same in the new United States appraiser's stores building, New York City, including the purchase and installation of additional furniture, equipment, and apparatus as may be necessary to equip the new quarters, \$50,000.

Pure food, etc., laboratory, New York.  
Expenses of removing, to new quarters, etc.

Total, Food, Drug, and Insecticide Administration, \$1,470,605, of which amount not to exceed \$460,000 may be expended for personal services in the District of Columbia.

Services in the District.

### INTERCHANGE OF APPROPRIATIONS

Not to exceed 10 per centum of the foregoing amounts for the miscellaneous expenses of the work of any bureau, division, or office herein provided for shall be available interchangeably for expenditures on the objects included within the general expenses of such bureau, division, or office, but no more than 10 per centum shall be added to any one item of appropriation except in cases of extraordinary emergency, and then only upon the written order of the Secretary of Agriculture.

Interchange of appropriations.

Allowed for miscellaneous expenses of bureaus.

### MISCELLANEOUS

#### EXPERIMENTS IN LIVESTOCK PRODUCTION IN SOUTHERN UNITED STATES

To enable the Secretary of Agriculture, in cooperation with the authorities of the States concerned, or with individuals, to make such investigations and demonstrations as may be necessary in connection with the development of livestock production in the cane-sugar and cotton districts of the United States, \$54,000, of which amount \$13,000 shall be available only for the construction of a bridge across Bayou Teche at the New Iberia Livestock Experiment Station, Louisiana.

Miscellaneous.

Livestock production in Southern States.

Cooperative experiments, etc., in development of.

Bridge, Bayou Teche.

#### EXPERIMENTS IN DAIRYING AND LIVESTOCK PRODUCTION IN WESTERN UNITED STATES

To enable the Secretary of Agriculture to conduct investigations and experiments in problems connected with the establishment of dairying and meat-production enterprises on the semiarid and irrigated lands of the western United States, including the purchase of livestock and the employment of necessary persons and means in the city of Washington and elsewhere, \$60,000.

Dairying and livestock production in western States.

Experiments in, on semiarid and irrigated lands.

#### PASSENGER-CARRYING VEHICLES

That not to exceed \$175,000 of the lump-sum appropriations herein made for the Department of Agriculture shall be available for the purchase, maintenance, repair, and operation 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 not to exceed \$60,000 of this amount shall be expended for the purchase of such vehicles, and that such vehicles shall be used only for official service outside the District

Passenger vehicles.

Allowance for, from lump-sum appropriations, for field work.  
Post, p. 896.

Provisions.  
Purchase and use limited.

Purchase to replace vehicles transferred from War Department for roads, etc.

Limit for maintenance, upkeep, etc.

Report to Congress.

Exchanges authorized for new vehicles.

Travel expenses.

Allowance for, by motor vehicles.

Seed-grain loans.

Collection expenses. Vol. 41, p. 1347; Vol. 42, p. 467; Vol. 43, p. 110; Vol. 44, p. 1251.

Services in the District.

European corn borer.

Sum authorized for special research work, in meeting infestation of, available for fiscal year 1929.

Vol. 41, p. 1177.

of Columbia, but this shall not prevent the continued use for official service of motor trucks in the District of Columbia: *Provided further*, That the Secretary of Agriculture is authorized to expend, from the funds provided for carrying out the provisions of the Federal Highway Act of November 9, 1921 (Forty-second Statutes at Large, page 212) not to exceed \$40,000 for the purchase of motor-propelled passenger-carrying vehicles to replace such vehicles heretofore acquired and used by the Secretary of Agriculture in the construction and maintenance of national-forest roads or other roads constructed under his direct supervision which are or may become unserviceable, including the replacement of not to exceed two such vehicles for use in the administrative work of the Bureau of Public Roads in the District of Columbia: *Provided further*, That expenditures from appropriations contained in this Act for the maintenance, upkeep, and repair, exclusive of garage rent, pay of operator, tires, fuel, and lubricants, on any one vehicle used by the Department of Agriculture shall not exceed one-third of the market price of a new vehicle of the same make or class, and in any case not more than \$500: *Provided further*, That the Secretary of Agriculture shall, on the first day of each regular session of Congress, make a report to Congress showing the amount expended under the provisions of this paragraph during the preceding fiscal year: *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.

#### MILEAGE RATES FOR MOTOR VEHICLES

Whenever, during the fiscal year ending June 30, 1929, the Secretary of Agriculture shall find that the expenses of travel, including travel at official stations, can be reduced thereby, he may, in lieu of actual operating expenses, under such regulations as he may prescribe, authorize the payment of not to exceed 3 cents per mile for motor cycle or 7 cents per mile for an automobile, used for necessary travel on official business.

#### COLLECTION OF SEED-GRAIN LOANS

To enable the Secretary of Agriculture to collect moneys due the United States on account of loans made to farmers under the seed-grain loan provisions of the Act of March 3, 1921, the Seed Grain Loan Act of March 20, 1922, the Seed and Feed Loan Act of April 26, 1924, and the Florida seed and fertilizer loans approved by the Act of February 28, 1927, \$15,000, of which amount not to exceed \$10,500 may be expended for personal services in the District of Columbia.

#### SPECIAL CORN-BORER RESEARCH

Not to exceed \$150,000 of the \$10,000,000 appropriated by the joint resolution making an appropriation for the eradication or control of the European corn borer, approved February 23, 1927, is hereby made available for the fiscal year ending June 30, 1929, to enable the Secretary of Agriculture to conduct special research work, not otherwise provided for, with a view to meeting any situation arising out of the infestation of the European corn borer, independently or in cooperation with agricultural colleges or other agencies, includ-

ing the employment of persons and means in the city of Washington and elsewhere, and other necessary expenses: *Provided*, That the expenditures for personal services in the District of Columbia shall not exceed \$56,000.

*Proviso.*  
Services in the District.

AGRICULTURAL INVESTIGATIONS IN COOPERATION WITH SOUTH CAROLINA  
EXPERIMENT STATION

South Carolina Experiment Station.

To enable the Secretary of Agriculture to carry into effect the Act entitled "An Act authorizing an appropriation to enable the Secretary of Agriculture to cooperate with the South Carolina Experiment Station," approved March 3, 1927, including the employment of such persons and means as the Secretary of Agriculture may deem necessary, \$25,000.

Cooperation with, in dairying and livestock experiments.  
Vol. 44, p. 1397.

FOREST ROADS AND TRAILS

Federal Highway Act.

For carrying out the provisions of section 23 of the Federal Highway Act approved November 9, 1921, including not to exceed \$47,000 for departmental personal services in the District of Columbia, \$7,500,000, which sum is composed of \$3,945,000, part of the sum of \$7,500,000 authorized to be appropriated for the fiscal year 1928 by the Act approved June 22, 1926, and \$3,555,000, part of the amount authorized to be appropriated for the fiscal year 1929 by the Act approved June 22, 1926: *Provided*, That the Secretary of Agriculture shall, upon the approval of this Act, apportion and prorate among the several States, Alaska, and Porto Rico, as provided in section 23 of said Federal Highway Act, the sum of \$7,500,000 authorized to be appropriated for the fiscal year ending June 30, 1929, by the Act approved June 22, 1926: *Provided further*, That the Secretary of Agriculture shall incur obligations, approve projects, or enter into contracts under his apportionment and prorating of this authorization, and his action in so doing shall be deemed a contractual obligation on the part of the Federal Government for the payment of the cost thereof: *Provided further*, That the appropriations heretofore, herein, and hereafter made for the purpose of carrying out the provisions of section 8 of the Act of July 11, 1916, and of section 23 of the Federal Highway Act of November 9, 1921, and Acts amendatory thereof and supplemental thereto, shall be considered available for the purpose of discharging the obligations created thereunder in any State or Territory: *Provided further*, That the total expenditures on account of any State or Territory shall at no time exceed its authorized apportionment: *Provided further*, That this appropriation shall be available for the rental, purchase, or construction of buildings necessary for the storage of equipment and supplies used for road and trail construction and maintenance, but the total cost of any such building purchased or constructed under this authorization shall not exceed \$1,500.

Roads and trails in forests.  
Vol. 42, pp. 218, 660.  
Vol. 43, p. 889.  
Vol. 44, p. 530.

*Provisos.*  
Apportionment to States, etc.

Approved projects deemed Federal contractual obligations.

Payment of incurred obligations.  
Vol. 39, p. 358.  
Vol. 42, pp. 218, 660.  
Vol. 43, pp. 889, 1328.  
Vol. 44, p. 530.

Limit to any State or Territory.

Storage buildings.

FEDERAL AID HIGHWAY SYSTEM

Federal aid highway system.

For carrying out the provisions of the Act entitled "An Act to provide that the United States shall aid the States in the construction of rural post roads, and for other purposes," approved July 11, 1916, 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 \$420,000 for departmental personal services in the District of Columbia, \$71,000,000, to remain available until expended, which sum is composed of \$27,800,000, the remainder of the sum of \$75,000,000 authorized to be appropriated for the fiscal

Cooperation with States in constructing rural post roads.

Vol. 39, p. 355.  
Vol. 40, p. 1201.  
Vol. 42, pp. 660, 1157.  
Vol. 43, p. 889.  
Vol. 44, pp. 760, 1398.

Departmental service in the District.

Use of annual allotments.

year ending June 30, 1927, by paragraph 1 of the Act approved February 12, 1925, and \$43,200,000, part of the sum of \$75,000,000 authorized to be appropriated for the fiscal year ending June 30, 1928, by paragraph 1 of the Act approved June 22, 1926.

Flood relief, Vermont, New Hampshire, and Kentucky.

FLOOD RELIEF, VERMONT, NEW HAMPSHIRE, AND KENTUCKY

Aid to States as contribution to damages to roads, etc., by floods of 1927.

For the relief of the following States as a contribution in aid from the United States, induced by the extraordinary conditions of necessity and emergency resulting from the unusually serious financial loss to such States through the damage to or destruction of roads and bridges by the floods of 1927, imposing a public charge against the property of said States beyond their reasonable capacity to bear, and without acknowledgment of any liability on the part of the United States in connection with the restoration of such local improvements, namely: Vermont, \$2,654,000; New Hampshire, \$653,300; Kentucky, \$1,889,994; in all, \$5,197,294, to be immediately available and to remain available until expended: *Provided*, That the sums hereby appropriated shall be expended by the State highway departments of the respective States with the approval of the Secretary of Agriculture for the restoration, including relocation, of roads and bridges so damaged or destroyed, in such manner as to give the largest measure of permanent relief, under rules and regulations to be prescribed by the Secretary of Agriculture: *Provided further*, That the amount herein appropriated for each State shall be available when such State shall have or make available a like sum from State funds for the purposes contained herein.

Allotments immediately available.

*Provisos.*  
Expenditures by State highway departments.

Contribution from State funds required.

Eighth International Dairy Congress.

EIGHTH INTERNATIONAL DAIRY CONGRESS

Participation expenses.  
*Ante*, p. 148.

For the expenses of the United States in participating in the Eighth International Dairy Congress, to be held in Great Britain during June and July, 1928, as authorized by Public Resolution Numbered 10, Seventieth Congress, approved February 25, 1928, including the compensation of employees, transportation, subsistence, or per diem in lieu of subsistence (notwithstanding the provisions of any other Act), and such other expenses as the President shall deem proper, to be expended under the direction of the Secretary of State, to be immediately available, \$10,000.

Total, Department of Agriculture, \$139,138,793.88.

Approved, May 16, 1928.

May 16, 1928.  
[S. 3456.]

[Public, No. 393.]

**CHAP. 573.**—An Act Allowing the rank, pay, and allowances of a colonel, Medical Corps, United States Army, to the medical officer assigned to duty as personal physician to the President.

Army.  
Temporary rank of medical officer, assigned as personal physician to the President.

*Proviso.*  
Rank, etc., to date from assignment.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That the officer of the Medical Corps, United States Army, who is now assigned to duty as the personal physician to the President, shall have the temporary rank and the pay, and allowances of a colonel, Medical Corps, United States Army, while so serving: *Provided*, That the officer now assigned to that duty shall have the rank, pay, and allowances herein provided from the date of his assignment.

Approved, May 16, 1928.



**CHAP. 574.**—An Act Granting the consent of Congress to Howard Seabury to construct, maintain, and operate a dam to retain tidal waters in an unnamed cove which is situated and extends from Cases Inlet into section 28, township 21 north, range 1 west, Willamette meridian, in Pierce County, State of Washington.

May 16, 1928.  
[H. R. 12379.]  
[Public, No. 394.]

*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 granted to Howard Seabury to construct, maintain, and operate, at a point suitable to the interests of navigation, a dam for the purpose of retaining tidal waters in an unnamed cove which is situated and extends from Cases Inlet into section 28, township 21 north, range 1 west, Willamette meridian, in Pierce County, State of Washington. Work shall not be commenced on such dam until the plans therefor, including plans for all accessory works, are submitted to and approved by the Secretary of War and the Chief of Engineers, who may impose such conditions and stipulations as they deem necessary to protect the interests of the United States, which may include the condition that Howard Seabury shall construct, maintain, and operate, in connection with such dam, and without expense to the United States, a lock, boom, sluice, or any other structure or structures which the Secretary of War and the Chief of Engineers at any time may deem necessary in the interests of navigation, in accordance with such plans as they may approve. This Act shall not be construed to authorize the use of such dam to develop water power or to generate hydroelectric energy.

Cases Inlet, Wash.  
Howard Seabury may construct dam for retaining tidal waters in cove extending from.

Plans, etc., subject to approval of Secretary of War.

Use restriction.

Time limit.

Amendment.

**SEC. 2.** The authority granted by this Act shall terminate if the actual construction of the dam hereby authorized is not commenced within one year and completed within three years from the date of the passage of this Act.

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

Approved, May 16, 1928.

**CHAP. 575.**—An Act To extend the benefits of certain Acts of Congress to the Territory of Hawaii.

May 16, 1928.  
[S. 757.]  
[Public, No. 395.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That beginning with the fiscal year ending June 30, 1929, the Territory of Hawaii shall be entitled to share in the benefits of the Act 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, and of the Acts supplementary thereto," approved March 2, 1887, as amended and supplemented, and of the Act entitled "An Act to provide for cooperative agricultural extension work between the agricultural colleges in the several States receiving the benefits of an Act of Congress approved July 2, 1862, and of Acts supplementary thereto, and the United States Department of Agriculture," approved May 8, 1914, and of Acts supplementary thereto: *Provided*, That the experiment station so established shall be conducted jointly and in collaboration with the existing Federal experiment station in Hawaii in enlarging and expanding the work of the said Federal station on cooperative plans approved by the Secretary of Agriculture; and the Secretary of Agriculture shall coordinate the work of the Territorial station with that of the Federal station and of the United States Department of Agriculture in the islands: *Provided further*, That the Territory of Hawaii shall make provision for such additional buildings and permanent equipment as may be necessary for the development of the work.

Hawaii.  
Benefits of designated laws extended to.  
Agricultural experiment stations.  
Vol. 24, p. 440; Vol. 34, p. 63; Vol. 43, p. 970.  
Cooperative agricultural extension.  
Vol. 33, p. 372.

*Provisos.*  
Cooperation of Federal and Territorial experiment stations.

Additional buildings, etc., to be provided by Hawaii.

Sums authorized in addition to regular Department appropriations for stations.

Fiscal years designated.

After 1941, a sum equal to that of each State and Territory.

Permanent annual appropriations increased.

SEC. 2. To carry into effect the above provisions for extending to Hawaii the benefits of the Act of March 2, 1887, and supplementary Acts in the order and amounts designated by these Acts, the following sums are hereby authorized to be appropriated in addition to the amounts appropriated to the Department of Agriculture for use in Hawaii: \$15,000 for the fiscal year ending June 30, 1930; \$20,000 for the fiscal year ending June 30, 1931; \$22,000 for the fiscal year ending June 30, 1932; \$24,000 for the fiscal year ending June 30, 1933; \$26,000 for the fiscal year ending June 30, 1934; \$28,000 for the fiscal year ending June 30, 1935; \$30,000 for the fiscal year ending June 30, 1936; \$50,000 for the fiscal year ending June 30, 1937; \$60,000 for the fiscal year ending June 30, 1938; \$70,000 for the fiscal year ending June 30, 1939; \$80,000 for the fiscal year ending June 30, 1940; and \$90,000 for the fiscal year ending June 30, 1941, and thereafter a sum equal to that provided for each State and Territory for agricultural experiment stations established under the Act of March 2, 1887.

SEC. 3. The permanent annual appropriations provided for in section 3 of said Act of May 8, 1914, and of Acts supplementary thereto are hereby authorized to be increased by an amount necessary to carry out the provisions of this Act but without diminishing or increasing the amount which any State is entitled to under the provisions of said Act of May 8, 1914, and of Acts supplementary thereto.

Approved, May 16, 1928.

May 16, 1928.  
[S. 2978.]

[Public, No. 396.]

CHAP. 576.—An Act Authorizing the Secretary of War to donate certain buildings to the city of Tucson, Arizona.

Army.  
Donation to Tucson, Ariz., buildings, etc., on old aviation field.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of War is hereby authorized to donate to the city of Tucson, State of Arizona, without cost to the said city, for public use, all of buildings numbered 1, 3, and 4 now located on the old Army aviation field in said city of Tucson, including heating and plumbing fixtures and excluding water heater and hot-water tank, which said buildings are now located on property of the said city of Tucson formerly leased to the United States.

Approved, May 16, 1928.

May 16, 1928.

[H. R. 11808.]  
[Public, No. 397.]

CHAP. 577.—An Act To authorize an appropriation for the purchase of land at Selfridge Field, Michigan.

Selfridge Field, Mich.  
Purchase of land for railroad right of way at.

*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 empowered to acquire by purchase or condemnation approximately one acre of land at Selfridge Field, Michigan, for a railroad right of way; and there is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, a sum not to exceed \$1,750 for that purpose.

Approved, May 16, 1928.

May 16, 1928.

[H. R. 5806.]  
[Public, No. 398.]

CHAP. 578.—An Act To authorize the purchase of real estate by the War Department.

Hawaii.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of War, under such conditions as he shall determine, is author-

ized to acquire by purchase or condemnation real estate at Opaulea Gulch and Gilbert, Hawaii, for the purpose of providing four sites for firing installations for heavy artillery, and there is hereby authorized to be appropriated for this purpose a sum not exceeding \$10,125.

Purchase of designated real estate in, for army artillery installations.

Approved, May 16, 1928.

**CHAP. 579.**—An Act To fix the pay and allowances of chaplain at the United States Military Academy.

May 16, 1928.  
[H. R. 6652.]  
[Public, No. 399.]

*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 of February 18, 1896, as provides that the chaplain at the United States Military Academy shall, while so serving, receive the same pay and allowances as a captain, mounted, is hereby amended to read as follows: "The chaplain at the United States Military Academy shall, while so serving, receive a salary of \$4,000 per annum and be entitled to the same allowances with respect to public quarters, fuel, and light as those allowed to a captain."

Military Academy.  
Chaplain at.  
Vol. 29, p. 8, amended

Salary, etc., provided for.

Approved, May 16, 1928.

**CHAP. 580.**—An Act Making appropriations for the Executive Office and sundry independent executive bureaus, boards, commissions, and offices, for the fiscal year ending June 30, 1929, and for other purposes.

May 16, 1928.  
[H. R. 9481.]  
[Public, No. 400.]

*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, 1929, namely:

Independent Offices Act, 1929.  
Appropriations for fiscal year 1929.

## EXECUTIVE OFFICE

Executive Office.

### COMPENSATION OF THE PRESIDENT AND VICE PRESIDENT

Compensation.

For compensation of the President of the United States, \$75,000.

President.

For compensation of the Vice President of the United States, \$15,000.

Vice President.

### OFFICE OF THE PRESIDENT

Office of the President.

Salaries: For Secretary to the President, \$10,000; personal services in the office of the President in accordance with the Classification Act of 1923, \$86,480; in all, \$96,480: *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.

Secretary, and office personnel.

*Proviso.*  
Detail of employees to office.

Contingent expenses: For contingent expenses of the Executive Office, including stationery, record books, telegrams, telephones, books for library, furniture and carpets for offices, automobiles, expenses of garage, including labor, special services, and miscellaneous items, to be expended in the discretion of the President, \$35,000.

Contingent expenses.

For printing and binding, \$2,800.

Printing and binding.

Traveling expenses: For traveling and official entertainment expenses of the President of the United States, to be expended in his discretion and accounted for on his certificate solely, \$25,000.

Traveling, etc., expenses.

Executive Mansion,  
etc.

#### EXECUTIVE MANSION AND GROUNDS

Care, repairs, etc.

For the care, maintenance, repair, 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 not to exceed \$100 for traveling expenses, to be expended by contract or otherwise as the President may determine, \$102,000.

White House police.

#### WHITE HOUSE POLICE

Salaries.

Salaries: First sergeant, \$2,700; three sergeants at \$2,400 each; and thirty-five privates at \$2,100 each; in all, \$83,400.

Uniforms and equip-  
ment.

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, \$2,500.

Total, Executive Office, \$437,180.

Independent estab-  
lishments.

### INDEPENDENT ESTABLISHMENTS

Alien Property Custodian.

#### ALIEN PROPERTY CUSTODIAN

All office expenses.  
Vol. 40, p. 415; Vol.  
41, pp. 35, 977, 1147;  
Vol. 42, p. 351, 1511;  
Vol. 44, p. 406.

All expenses of the office of the Alien Property Custodian authorized by the Act entitled "An Act to define, regulate, and punish trading with the enemy, and for other purposes," approved October 6, 1917, as amended, including compensation of the Alien Property Custodian at not to exceed \$10,000 per annum; shall be paid from interest and collections on trust funds and other properties under the control of such Custodian.

*Ante*, p. 254.  
Payment from funds  
under control of Custo-  
dian.

American Battle  
Monuments Commis-  
sion.

#### AMERICAN BATTLE MONUMENTS COMMISSION

All expenses.  
Vol. 42, p. 1509.

For every expenditure requisite for or incident to the work of the American Battle Monuments Commission authorized by the Act entitled "An Act for the creation of an American Battle Monuments Commission to erect suitable memorials commemorating the services of the American soldier in Europe, and for other purposes," approved March 4, 1923, including the acquisition of land or interest in land in foreign countries for carrying out the purposes of said Act without submission to the Attorney General of the United States under the provisions of section 355 of the Revised Statutes; employment of personal services in the District of Columbia and elsewhere; the transportation of, mileage of, reimbursement of actual travel expenses or per diem in lieu thereof to the personnel engaged upon the work of the commission; the reimbursement of actual travel expenses (not exceeding an average of \$8 per day for subsistence) or per diem in lieu thereof (not exceeding \$7 per day) to, and the transportation of the members of the commission, while engaged upon the work of the commission; the establishment of offices and the rent of office space in foreign countries; the purchase of motor-propelled passenger-carrying vehicles for the official use of the commission and its personnel in foreign countries, at a total cost of not to exceed \$2,000; 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; the purchase of maps, textbooks, news-

Title to land in for-  
eign countries.

Travel expenses.

Office expenses  
abroad.

Printing, etc.

papers, and periodicals, \$700,000, to be immediately available and to remain available until expended: *Provided*, That the commission may incur obligations and enter into contracts for building materials and supplies and for construction work, which, inclusive of the amounts herein and heretofore made available, shall not exceed a total of \$3,000,000: *Provided further*, That notwithstanding the requirements of existing laws or regulations and under such terms and conditions as the commission may in its discretion deem necessary and proper, the commission may contract for work in Europe, and engage, by contract or otherwise, the services of architects, firms of architects, and other technical and professional personnel: *Provided further*, That 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 other members of the commission.

*Provisos.*  
Contracts, etc., authorized.

Technical work abroad.

Traveling expenses, etc., of Army officers.

### ARLINGTON MEMORIAL BRIDGE COMMISSION

For continuing the construction of the Arlington Memorial Bridge across the Potomac River at Washington, authorized in an Act entitled "An Act to provide for the construction of a memorial bridge across the Potomac River from a point near the Lincoln Memorial in the city of Washington to an appropriate point in the State of Virginia, and for other purposes," approved February 24, 1925, to be expended in accordance with the provisions and conditions of the said Act, \$2,300,000, including all necessary incidental and contingent expenses, the maintenance and repair of one motor-propelled passenger-carrying vehicle, printing and binding, and traveling expenses, to remain available until expended.

Arlington Memorial Bridge Commission.

Continuing construction of Memorial Bridge.  
Vol. 43, p. 974.

### BOARD OF MEDIATION

For five members of the board, at \$12,000 each, \$60,000.

For other authorized expenditures of the Board of Mediation in performing the duties imposed by law, including not to exceed \$90,080 for personal services in the District of Columbia in accordance with the Classification Act of 1923; personal services in the field; contract stenographic reporting services; supplies and equipment; law books and books of reference; not to exceed \$200 for newspapers, for which payment may be made in advance; periodicals; traveling expenses; rent of quarters in the District of Columbia, if space is not provided by the Public Buildings Commission, and rent of quarters outside the District of Columbia, \$155,102.

Board of Mediation.

Members of board.

All other expenses.  
Vol. 44, p. 579.  
Services in the District.

Rent in the District and outside.

Expenses of arbitration boards.  
Vol. 44, p. 582.

Arbitration boards: To enable the Board of Mediation to pay necessary expenses of arbitration boards, including compensation of members and employees of such boards, together with their necessary traveling expenses and expenses actually incurred for subsistence while so employed, and printing of awards, together with proceedings and testimony relating thereto, as authorized by the Railway Labor Act, including also contract stenographic reporting service and rent of quarters when suitable quarters can not be supplied in any Federal building, \$80,000, to be immediately available.

Emergency boards: For expenses of emergency boards appointed by the President to investigate and report respecting disputes between carriers and their employees, as authorized by section 10, Railway Labor Act, approved May 20, 1926, \$50,000.

Emergency boards, expenses.  
Vol. 44, p. 586.

Printing and binding.

For all printing and binding for the Board of Mediation, \$2,800.  
Total, Board of Mediation, \$347,902.

Board of Tax Appeals.

## BOARD OF TAX APPEALS

All expenses.  
Vol. 43, p. 336.  
Vol. 44, p. 105.

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, including personal services and contract stenographic reporting services to be obtained by renewal of existing contract, or otherwise, rent at the seat of government and elsewhere, traveling expenses, car fare, stationery, furniture, office equipment, purchase and exchange of typewriters, law books and books of reference, periodicals, and all other necessary supplies, \$682,740, of which amount not to exceed \$511,940 may be expended for personal services in the District of Columbia: *Provided*, That this appropriation shall not be available for rent of buildings in the District of Columbia if suitable space is provided by the Public Buildings Commission.

Services in the District.  
*Proviso.*  
Rent restriction.

Printing and binding.

For all printing and binding for the Board of Tax Appeals, \$38,000.

Total, Board of Tax Appeals, \$720,740.

Efficiency Bureau.

## BUREAU OF EFFICIENCY

Chief of Bureau, and office personnel.  
Expenses.

For chief of bureau and other personal services in the District of Columbia in accordance with the Classification Act of 1923; contract stenographic reporting services; contingent expenses, including traveling expenses; supplies, stationery; purchase and exchange of equipment; not to exceed \$100 for law books, books of reference, and periodicals; and not to exceed \$150 for street-car fare; in all \$210,000, of which amount not to exceed \$202,540 may be expended for personal services in the District of Columbia.

Services in the District.

Printing and binding.

Investigations extended to District municipal government.

For all printing and binding for the Bureau of Efficiency, \$350.

That the duties and powers of the Bureau of Efficiency prescribed by law with reference to investigations in the executive departments and independent establishments of the Federal Government are hereby extended to include the municipal government of the District of Columbia.

Total, Bureau of Efficiency, \$210,350.

Civil Service Commission.

## CIVIL SERVICE COMMISSION

Commissioners, and office personnel.

Salaries: For three commissioners, at \$7,500 each per annum, and other personal services in the District of Columbia in accordance with the Classification Act of 1923, \$578,160.

Field force.

Field force: For salaries of the field force, \$334,000.

Details from departments, etc., in the District forbidden.

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, 1929; but this shall not affect the making of details for service as members of boards of examiners outside the immediate offices of the district secretaries. The Civil Service Commission shall have power in case of emergency to transfer or detail any of its employees herein provided for to or from its office or field force.

Emergency transfers of office and field work.

Expert examiners.

For employment of expert examiners not in the Federal service to prepare questions and rate papers in examinations on special subjects for which examiners within the service are not available, \$2,000.

Examining presidential postmasters.

For examination of presidential postmasters, including travel, stationery, contingent expenses, additional examiners and investigators, and other necessary expenses of examinations, \$26,000, of which amount not to exceed \$22,000 may be expended for personal services in the District of Columbia.

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 and including not exceeding \$1,000 for expenses of attendance at meetings of public officials when specifically directed by the commission, \$32,000.

Traveling expenses, etc.

For contingent and miscellaneous expenses of the Civil Service Commission, including furniture and other equipment and repairs thereto; supplies; advertising; telegraph, telephone, and laundry service; freight and express charges; street-car fares not to exceed \$200; stationery; purchase and exchange of law books, books of reference, directories, payment in advance for subscriptions to newspapers and periodicals, not to exceed \$1,000; charts; purchase, exchange, maintenance and repair of motor trucks, motor cycles, and bicycles; maintenance, and repair of a motor-propelled passenger-carrying vehicle to be used only for official purposes; 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; in all, \$44,000.

Contingent expenses.

For rent of building for the Civil Service Commission, \$24,592, if space can not be assigned by the Public Buildings Commission in other buildings under the control of that commission.

Rent.

For all printing and binding of the Civil Service Commission, including all of its bureaus, offices, institutions, and services located in Washington, District of Columbia, and elsewhere, \$58,000.

Printing and binding.

Total, Civil Service Commission, \$1,098,752.

### COMMISSION OF FINE ARTS

Commission of Fine Arts.

For expenses made necessary by the Act entitled "An Act establishing a Commission of Fine Arts," approved May 17, 1910, 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 of the commission either within or outside of the District of Columbia, to be disbursed on vouchers approved by the commission, \$7,000, of which amount not to exceed \$4,000 may be expended for personal services in the District of Columbia.

Expenses. Vol. 36, p. 371.

For all printing and binding for the Commission of Fine Arts, \$300.

Printing and binding.

Total, Commission of Fine Arts, \$7,300.

### EMPLOYEES' COMPENSATION COMMISSION

Employees Compensation Commission.

For three commissioners and other personal services in the District of Columbia in accordance with the Classification Act of 1923, including not to exceed \$1,000 for temporary experts and assistants in the District of Columbia and elsewhere, to be paid at a rate not exceeding \$8 per day, and for personal services in the field; for furniture and other equipment and repairs thereto; law books, books of reference, periodicals; stationery and supplies; traveling expenses; fees and mileage of witnesses; contract stenographic reporting services; rent and miscellaneous items, \$460,000.

Commissioners, and office personnel.

Contingent expenses.

For all printing and binding for the Employees' Compensation Commission, \$15,000.

Printing and binding.

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, includ-

Employees' compensation fund. Allowances from. Vol. 39, pp. 743, 745.

Burial expenses.

Recoveries.  
Vol. 39, p. 747.

ing medical examinations, traveling and other expenses, and loss of wages payable to employees under sections 21 and 22; all services, appliances, and supplies provided by section 9, as amended, including payments to Army and Navy hospitals; the transportation and burial expenses provided by sections 9 and 11; and advancement of costs for the enforcement of recoveries provided in sections 26 and 27 where necessary, accruing during the fiscal year 1929 or in prior fiscal years, \$3,200,000.

Total, Employees' Compensation Commission, \$3,675,000.

Vocational Education Board.

## FEDERAL BOARD FOR VOCATIONAL EDUCATION

### VOCATIONAL EDUCATION

Hawaii.

Vocational education extended to.  
Vol. 39, p. 929.

For extending to the Territory of Hawaii the benefits of the Act entitled "An Act to provide for the promotion of vocational education; to provide for cooperation with the States in the promotion of such education in agriculture and the trades and industries; to provide for cooperation with the States in the preparation of teachers of vocational subjects; and to appropriate money and regulate its expenditure," approved February 23, 1917, 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, \$30,000.

Vol. 43, p. 18.

Vocational rehabilitation.

### VOCATIONAL REHABILITATION

Expenses of providing.  
Vol. 41, p. 735; Vol. 43, p. 430.

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, as amended by the Act of June 5, 1924, \$750,000: *Provided*, That the apportionment to the States shall be computed on the basis of not to exceed \$1,034,000, as authorized by the Act approved June 2, 1920, as amended by the Act approved June 5, 1924.

*Proviso.*  
Basis of apportionment to States.

Administrative expenses.  
Investigating placements, etc.  
Vol. 41, p. 735; Vol. 43, p. 432.

For the purpose of making studies, investigations, and reports regarding the vocational rehabilitation of disabled persons and their placements in suitable or gainful occupations, and for the administrative expenses of said board incident to performing the duties imposed by the Act of June 2, 1920, as amended by the Act of June 5, 1924, including salaries of such assistants, experts, clerks, and other employees in the District of Columbia or elsewhere, as the board may deem necessary, actual traveling and other necessary expenses incurred by the members of the board and by its employees, under its orders; including attendance at meetings of educational associations and other organizations, rent and equipment of offices in the District of Columbia and elsewhere, purchase of books of reference, law books, and periodicals, payment in advance for subscriptions to newspapers not to exceed \$50 per annum, stationery, typewriters and exchange thereof, miscellaneous supplies, postage on foreign mail, printing and binding to be done at the Government Printing Office, and all other necessary expenses, \$73,000, of which amount not to exceed \$53,720 may be expended for personal services in the District of Columbia.

Office personnel, etc.

Attendance at meetings.  
Rent, etc.

Printing and binding.

Services in the District.

Attendance at meetings allowed from expenses of board.

Appropriations available to the Federal Board for Vocational Education for salaries and expenses shall be available for expenses of attendance at meetings of educational associations and other organizations which in the discretion of the board are necessary for the efficient discharge of its responsibilities.

Total, Federal Board for Vocational Education, \$853,000.



## FEDERAL POWER COMMISSION

For every expenditure requisite for and incident to the work of the Federal Power Commission as authorized by law, including traveling expenses; contract stenographic reporting services, and not exceeding \$500 for press-clipping service, law books, books of reference, and periodicals, \$108,840, of which amount not to exceed \$87,840 shall be available for personal services, and of this amount not to exceed \$83,840 shall be available for personal services, in the District of Columbia in accordance with the Classification Act of 1923: *Provided*, That the transfer of civilian employees to the rolls of the Federal Power Commission on July 1, 1928, may be made without reduction in salary.

For all printing and binding for the Federal Power Commission, \$3,800.

Total, Federal Power Commission, \$112,640.

Federal Power Commission.

All expenses.  
Vol. 41, p. 1063.

Personnel.

Services in the District.

*Proviso.*  
Transfer of civilians to rolls without salary reduction.

Printing and binding.

## FEDERAL RADIO COMMISSION

For five commissioners, at \$30 each per diem, \$18,000.

For all other authorized expenditures of the Federal Radio Commission in performing the duties imposed by the Radio Act of 1927, including personal services, contract stenographic reporting services, printing and binding, supplies and equipment, travel and other necessary expenses, \$62,560, of which amount not to exceed \$40,260 may be expended for personal services in the District of Columbia.

Total, Federal Radio Commission, \$80,560.

Federal Radio Commission.

Commissioners.

All other expenses.  
Vol. 44, p. 1162.

Services in the District.

## FEDERAL TRADE COMMISSION

For five commissioners at \$10,000 each per annum, \$50,000.

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 to be obtained on and after the approval of this Act by the commission, in its discretion, through the civil service or by contract, or renewal of existing contract, or otherwise, supplies and equipment, law books, books of reference, periodicals, garage rental, traveling expenses, not to exceed \$225 for newspapers, foreign postage, and witness fees and mileage in accordance with section 9 of the Federal Trade Commission Act, \$895,000, of which amount not to exceed \$771,030 may be expended for personal services in the District of Columbia, including witness fees.

For all printing and binding for the Federal Trade Commission, \$18,000.

Total, Federal Trade Commission, \$963,000.

Federal Trade Commission.

Commissioners.

All other expenses.  
Vol. 38, p. 717.

Vol. 38, p. 722.

Services in the District, etc.

Printing and binding.

## GENERAL ACCOUNTING OFFICE

Salaries: Comptroller General, \$10,000; Assistant Comptroller General, \$7,500; and for other personal services in the District of Columbia in accordance with the Classification Act of 1923, \$3,557,500; in all, \$3,575,000.

Contingent expenses: For traveling expenses, materials, supplies, equipment, and services; rent of buildings and equipment; purchase and exchange of books, books of reference, and periodicals, tabulating cards, typewriters, calculating machines, and other office appliances, including their development, repairs and maintenance, including motor-propelled passenger-carrying vehicles; and miscellaneous items, \$220,000.

General Accounting Office.

Comptroller General, Assistant, and office personnel.

Contingent expenses.

Printing and binding.

For all printing and binding for the General Accounting Office, including monthly and annual editions of selected decisions of the Comptroller General, \$25,000.

Total, General Accounting Office, \$3,820,000.

Housing Corporation.

## HOUSING CORPORATION

Salaries in the District, for specified purposes.

Salaries: For officers, clerks, and other employees in the District of Columbia necessary to collect and account for the receipts from the sale of properties and the receipts from the operation of unsold properties of the United States Housing Corporation, the Bureau of Industrial Housing and Transportation, property commandeered by the United States through the Secretary of Labor, and to collect the amounts advanced to transportation facilities and others, \$40,300: *Provided*, That no person shall be employed hereunder at a rate of compensation exceeding \$5,000 per annum, and only one person may be employed at that rate.

*Proviso.*  
Pay restriction.

Contingent expenses.

Contingent expenses: For contingent and miscellaneous expenses of the offices at Washington, District of Columbia, including purchase of blank books, maps, stationery, file cases, towels, ice, brooms, soap, freight and express charges; telegraph and telephone service; and all other miscellaneous items and necessary expenses not included in the foregoing, and necessary to collect moneys and loans due the corporation, \$5,000.

Printing and binding.

For all printing and binding for the United States Housing Corporation, including all its bureaus, offices, institutions, and services located in Washington, District of Columbia, and elsewhere, \$800.

Collections from sales, etc.  
Vol. 41, p. 224.

Collections: For the collection of money due from the sale of real and other property under the provision of the Act approved July 19, 1919, the collection of rentals from unsold properties, including necessary office and travel expenses outside of the District of Columbia, \$22,000.

Government Hotel,  
D. C.

Washington, District of Columbia, Government hotel for Government workers: For maintenance, operation, and management of the hotel and restaurants therein, including purchase and replacement of equipment and personal services and including not to exceed \$300 for the repair and maintenance of an automobile for official use, \$403,250, of which amount not to exceed \$238,590 may be expended for personal services in the District of Columbia in addition to any meals and lodging allowed employees: *Provided*, That no person shall be employed hereunder at a rate of compensation exceeding \$5,000 per annum, in addition to any meals and lodging, and only one person may be employed at that rate.

Personal services in the District.

*Proviso.*  
Pay restriction.

Maintenance of unsold property.

Maintenance, unsold property: To maintain and repair houses, buildings, and improvements which are unsold, \$400.

Miscellaneous property expenses.

Miscellaneous expenses account of property sold: To pay taxes, special assessments, and other utility, municipal, State, and county charges or assessments unpaid by purchasers and which have been assessed against property in which the United States Housing Corporation has an interest, and to defray expenses incident to foreclosing mortgages, conducting sales under deeds of trust, or reacquiring title or possession of real property under default proceeding, including attorney fees, witness fees, court costs, charges, and other miscellaneous expenses, \$4,000.

Use of former appropriations restricted.

No part of the appropriations heretofore made and available for expenditure by the United States Housing Corporation shall be expended for the purposes for which appropriations are made herein.

Total, Housing Corporation, \$475,750.

INTERSTATE COMMERCE COMMISSION

For eleven commissioners, at \$12,000 each; secretary, \$7,500; in all, \$139,500.

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, traveling expenses, and stenographic reporting services to be obtained on and after the approval of this Act by the commission, in its discretion, through the civil service or by contract, or renewal of existing contract, or otherwise, \$2,564,500, of which amount not to exceed \$2,008,010 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 necessary books, reports, and periodicals; not exceeding \$100 in the open market for the purchase of office furniture similar in class or kind to that listed in the general supply schedule; and not exceeding \$139,000 for rent of buildings in the District of Columbia: *Provided*, That this appropriation shall not be available for rent of buildings in the District of Columbia if suitable space is provided by the Public Buildings Commission.

To enable the Interstate Commerce Commission to enforce compliance with section 20 and other sections of the Act to regulate commerce as amended by the Act approved June 29, 1906, and as amended by the Transportation Act, 1920, including the employment of necessary special accounting agents or examiners, and traveling expenses, \$1,327,745, of which amount not to exceed \$200,000 may be expended for personal services in the District of Columbia.

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, and the provision of the Sundry Civil Act approved May 27, 1908, to investigate, test experimentally, and report on the use and need of any appliances or systems intended to promote the safety of railway operation, including the employment of a chief inspector at \$6,000 per annum, and two assistant chief inspectors at \$5,000 each per annum, and such other inspectors as may be necessary, and for traveling expenses, \$515,824, of which amount not to exceed \$80,000 may be expended for personal services in the District of Columbia.

For all authorized expenditures under section 26 of the Act to regulate commerce as amended by the Transportation Act, 1920, 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, and including the employment of the necessary engineers, and for traveling expenses, \$148,320, of which amount not to exceed \$100,000 may be expended for personal services in the District of Columbia.

For all authorized expenditures under the provisions of the Act of February 17, 1911, "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," as amended by the Act of March

Interstate Commerce Commission.

Commissioners and secretary.

Personnel, and expenses.

Stenographic reporting.

Services in the District.

Special counsel, etc.

Rent, D. C.

*Proviso.*  
Rental restrictions.

Enforcing accounting by railroads.

Vol. 34, p. 593; Vol. 36, p. 556; Vol. 41, p. 498.

Services in the District.

Railway safety appliances.

Vol. 27, p. 531; Vol. 29, p. 85; Vol. 32, p. 943; Vol. 39, p. 298.

Accidents.  
Vol. 36, p. 350.  
Safety signals.  
Vol. 34, p. 838; Vol. 35, p. 324; Vol. 38, p. 212.

Inspectors.

Services in the District.

Automatic train-control devices, etc.  
Vol. 41, p. 498.

Vol. 34, p. 838.

Safe locomotive boilers, etc.  
Vol. 36, p. 913; Vol. 38, p. 1192; Vol. 40, p. 616.

Vol. 43, p. 659.

4, 1915, extending "the same powers and duties with respect to all parts and appurtenances of the locomotive and tender," and amendment of June 7, 1924, 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, including such legal, technical, stenographic, and clerical help as the business of the offices of the chief inspector and his two assistants may require, and for traveling expenses, \$493,856, of which amount not to exceed \$70,000 may be expended for personal services in the District of Columbia.

Vol. 36, p. 914.

Services in the District.  
Physical valuation of  
railroads.

Vol. 37, p. 701; Vol.  
40, p. 271; Vol. 42, p.  
624.

Issue of stock, etc.  
Officials.

Proviso.  
Rent restriction,  
D. C.

Printing and bind-  
ing.

Proviso.  
Schedule of Sailings  
excepted.  
Vol. 41, p. 498.

Attendance at meet-  
ings.

National Advisory  
Committee for Aero-  
nautics.

All expenses.  
Post, p. 1627.

Langley Laboratory.

Services in the field  
and the District.

Wind tunnel.

Printing and bind-  
ing.

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, including one director of valuation at \$10,000 per annum, one supervisor of land appraisals, one supervising engineer, and one supervisor of accounts, at \$9,000 each per annum, and one principal valuation examiner at \$7,500 per annum, and traveling expenses, \$2,200,000: *Provided*, That this appropriation shall not be available for rent of buildings in the District of Columbia if suitable space is provided by the Public Buildings Commission.

For all printing and binding for the Interstate Commerce Commission, including reports in all cases proposing general changes in transportation rates and not to exceed \$10,000 to print and furnish to the States at cost report form blanks, and the receipts from such reports and blanks shall be credited to this appropriation, \$265,000: *Provided*, That no part of this sum shall be expended for printing the Schedule of Sailings required by section 25 of the Interstate Commerce Act.

Not to exceed \$5,000 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.

Total, Interstate Commerce Commission, \$7,654,745.

## NATIONAL ADVISORY COMMITTEE FOR AERONAUTICS

For scientific research, technical investigations, and special reports in the field of aeronautics, including the necessary laboratory and technical assistants; contracts for personal services in the making of special investigations and in the preparation of special reports; traveling expenses of members and employees; including not to exceed \$500 for expenses, except membership fees, of attendance upon meetings of technical and professional societies; office supplies and other miscellaneous expenses, including technical periodicals and books of reference; equipment, maintenance, and operation of the Langley Memorial Aeronautical Laboratory; purchase, maintenance, operation, and exchange of motor-propelled passenger-carrying vehicles; personal services in the field and in the District of Columbia; in all, \$587,000, of which amount not to exceed \$72,560 may be expended for personal services in the District of Columbia and not to exceed \$5,000 may be expended for the development and procurement of a design of a wind tunnel suitable for research on full-sized airplanes.

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, \$13,000.

Total, National Advisory Committee for Aeronautics, \$600,000.

## PUBLIC BUILDINGS AND PUBLIC PARKS OF THE NATIONAL CAPITAL

Public Buildings and Parks of the National Capital.

For personal services in the District of Columbia, in accordance with the Classification Act of 1923, \$1,724,530, including not to exceed \$25,000 for intermittent and seasonal employees at per diem rates of compensation to be fixed by the director.

Personal services.  
Vol. 43, p. 983.

For general expenses in connection with the maintenance, care, improvement, protection, operation, repair, cleaning, heating, and lighting of the Washington Monument and grounds; the Lincoln Memorial and reflecting pool; the house where Abraham Lincoln died; grounds surrounding executive departments; and public buildings in the District of Columbia under the jurisdiction of the Office of Public Buildings and Public Parks of the National Capital, including the installation of an electric elevator in the Winder Building, not to exceed \$10,000; per diem employees at rates of pay approved by the director, not exceeding current rates for similar employment in the District of Columbia; rent of buildings in the District of Columbia; city directories; contingent expenses; traveling expenses and car fare not exceeding \$300; communication service; professional, scientific, technical, and law books; periodicals and reference books; blank books and forms; photographs; maps; leather and rubber articles and gas masks for the protection of public property and employees; not exceeding \$7,000 for uniforms for employees; the maintenance, repair, exchange, storage, and operation of not to exceed one motor-propelled passenger-carrying vehicle; the purchase, maintenance, and repair of equipment and fixtures; \$857,000.

Maintenance, care, etc., of designated buildings, grounds, etc.

Rent, etc.

For all printing and binding for the Office of Public Buildings and Public Parks of the National Capital, \$3,450.

Printing and binding.

A plot of ground comprising not to exceed forty-two thousand square feet in the southwest corner of square numbered 3530, being a portion of the site of the McKinley High School and the Langley Junior High School, is hereby made available for one of the bathing pools authorized by the Act approved May 4, 1926.

Ground for bathing pool.

Vol. 44, p. 394.

Total, Office of Public Buildings and Public Parks of the National Capital, \$2,584,980.

## SMITHSONIAN INSTITUTION

Smithsonian Institution.

For expenses of the general administrative office, Smithsonian Institution, including an additional assistant secretary at \$7,500 per annum during the present incumbency, compensation of necessary employees, traveling expenses, purchase of books and periodicals, supplies and equipment, and any other necessary expenses, \$32,500.

Administrative office expenses.

International exchanges: For the system of international exchanges between the United States and foreign countries, under the direction of the Smithsonian Institution, including necessary employees, and purchase of necessary books and periodicals, and traveling expenses, \$48,208.

International exchanges.

American ethnology: For continuing ethnological researches among the American Indians and the natives of Hawaii, the excavation and preservation of archaeological remains under the direction of the Smithsonian Institution, including necessary employees, the preparation of manuscripts, drawings, and illustrations, the purchase of books and periodicals, and traveling expenses, \$60,300.

American ethnology.

International Catalogue of Scientific Literature.

International Catalogue of Scientific Literature: For the cooperation of the United States in the work of the International Catalogue of Scientific Literature, including the preparation of a classified index catalogue of American scientific publications for incorporation in the International Catalogue, clerk hire, purchase of books and periodicals, traveling expenses, and other necessary incidental expenses, \$7,460.

Astrophysical Observatory.

Astrophysical Observatory: For maintenance of the Astrophysical Observatory, under the direction of the Smithsonian Institution, including assistants, purchase of books, periodicals, and apparatus, making necessary observations in high altitudes, repairs and alterations of buildings, preparation of manuscripts, drawings and illustrations, traveling expenses, and miscellaneous expenses, \$33,200.

National Museum.

#### NATIONAL MUSEUM

Furniture, etc.

For cases, furniture, fixtures, and appliances required for the exhibition and safe-keeping of collections, including necessary employees, \$29,560.

Heating, lighting, etc.

For heating, lighting, electrical, telegraphic, and telephonic service, and traveling expenses, \$84,040.

Preserving collections, etc.

For continuing preservation, exhibition, and increase of collections from the surveying and exploring expeditions of the Government, and from other sources, including necessary employees, travel, and all other necessary expenses and not exceeding \$5,500 for preparation of manuscripts, drawings, and illustrations for publications, \$502,546.

Repairs, etc.

For repairs of buildings, shops, and sheds, including all necessary labor and material, \$17,730.

Books, etc.

For purchase of books, pamphlets, and periodicals for reference, \$2,000.

Postage.

For postage stamps and foreign postal cards, \$450.

National Gallery of Art.

#### NATIONAL GALLERY OF ART

Administration expenses.

For the administration of the National Gallery of Art by the Smithsonian Institution, including compensation of necessary employees, purchase of books of reference and periodicals, traveling expenses, and necessary incidental expenses, \$31,168.

#### PRINTING AND BINDING

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, \$95,000, of which not to exceed \$7,000 shall be available for printing the report of the American Historical Association: *Provided*, That the expenditure of this sum shall not be restricted to a pro rata amount in any period of the fiscal year.

American Historical Association.  
*Proviso.*  
No pro rata restriction.

Services in the District.

Total, Smithsonian Institution, \$944,162, of which amount not to exceed \$727,500 may be expended for personal services in the District of Columbia.

Tariff Commission.

#### TARIFF COMMISSION

Salaries and expenses.

For salaries and expenses of the United States Tariff Commission, including purchase and exchange of labor-saving devices, the purchase of professional and scientific books, law books, books of reference, gloves and other protective equipment for photostat and other

machine operators, payment in advance for subscriptions to newspapers and periodicals, and contract stenographic reporting services, as may be necessary, as authorized under Title VII of the Act entitled "An Act to increase the revenue, and for other purposes," approved September 8, 1916, and under sections 315, 316, 317, and 318 of the Act entitled "An Act to provide revenue to regulate commerce with foreign countries, to encourage the industries of the United States, and for other purposes," approved September 21, 1922, \$738,000, of which amount not to exceed \$562,470 may be expended for personal services in the District of Columbia and not to exceed \$2,000 for expenses, except membership fees, of attendance at meetings concerned with subjects under investigation by the commission: *Provided*, That no part of this appropriation shall be used to pay the salary of any member of the United States Tariff Commission who shall hereafter participate in any proceedings under said sections 315, 316, 317, and 318 of said Act, approved September 21, 1922, wherein he or any member of his family has any special, direct, and pecuniary interest, or in which he has acted as attorney or special representative.

For all printing and binding for the Tariff Commission, \$16,000.  
Total, Tariff Commission, \$754,000.

Vol. 39, p. 799.

Vol. 42, pp. 941-947.

Services in the District.

*Proviso.*  
Salary restriction.

Printing and binding.

### UNITED STATES GEOGRAPHIC BOARD

For salaries and expenses of the United States Geographic Board, including personal services in the District of Columbia, in accordance with the Classification Act of 1923, and for stationery and office supplies, \$3,660.

For stationery and printing and binding, \$640.  
Total, United States Geographic Board, \$4,300.

Geographic Board.

Salaries and expenses.

Stationery, printing and binding.

### UNITED STATES SHIPPING BOARD

For seven commissioners at \$12,000 each per annum, in all, \$84,000.

For all other expenditures authorized by the Act approved September 7, 1916, as amended, and by the Act approved June 5, 1920, including the compensation of a secretary to the board, attorneys, officers, naval architects special experts, examiners, and clerks, including one admiralty counsel at \$10,000 per annum, and other employees in the District of Columbia and elsewhere; and for all other expenses of the board, including the rental of quarters outside the District of Columbia, law books, books of reference, periodicals, and traveling expenses of members of the board, its special experts, and other employees, while upon official business away from their designated posts of duty, and for the employment by contract or otherwise of expert stenographic reporters for its official reporting work, and including the investigation of foreign discrimination against vessels and shippers of the United States and for the investigation of transportation of immigrants in vessels of the United States Shipping Board, \$195,750, of which amount not to exceed \$172,500 may be expended for personal services in the District of Columbia: *Provided*, That the annual estimates of the Shipping Board for the fiscal year 1930 shall include the salaries of all employees whose service with the board has become permanent through detail from the Merchant Fleet Corporation.

Shipping Board.

Commissioners.

All other expenses.  
Vol. 39, p. 728; Vol. 41, p. 988.

Personnel included.

Outside rent.

Investigating discrimination against American vessels, etc.

*Proviso.*  
Estimates to include employees permanently detailed from Fleet Corporation.

Printing and binding.

For all printing and binding for the United States Shipping Board, including all of its bureaus, offices, institutions, and services located in Washington, District of Columbia, and elsewhere, \$9,000.

## Shipping fund.

## UNITED STATES SHIPPING BOARD SHIPPING FUND

Merchant Fleet Corporation expenses payable from.

Vol. 44, p. 1451.  
Vol. 41, p. 988.  
Sources of Post, p. 690.

For expenses of the United States Shipping Board Merchant Fleet Corporation during the fiscal year ending June 30, 1929, for administrative purposes, miscellaneous adjustments, losses due to the maintenance and operation of ships, for the repair of ships, and for carrying out the provisions of the Merchant Marine Act, 1920, (a) the amount on hand July 1, 1928, but not in excess of the sums sufficient to cover all obligations incurred prior to July 1, 1928, and then unpaid; (b) \$13,400,000, of which \$1,000,000, or so much thereof as may be necessary, may be used for reconditioning and operating ships for carrying coal to foreign ports; (c) the amount received during the fiscal year ending June 30, 1929, from the operation of ships: *Provided*, That no part of these sums shall be used for the payment of claims other than those resulting from current operation and maintenance; (d) so much of the total proceeds of all sales pertaining to liquidation received during the fiscal year 1929, but not exceeding \$2,225,000, as is necessary to meet the expenses of liquidation, including also the cost of the tie-up and the salaries and expenses of the personnel directly engaged in liquidation: *Provided*, That no part of this sum shall be used for the payment of claims; (e) all interest earned on the funds, excepting the construction loan fund, of the United States Shipping Board Merchant Fleet Corporation is to accrue to these funds and is made available for the purposes hereinbefore set forth subject to the limitations herein established.

*Proviso.*  
Payment of claims limited.  
Liquidation expenses.

No payment of claims.

Earned interest included in fund.

Unexpended balance for claims continued.  
Vol. 42, p. 647.

Operation of ships taken back from purchasers.

Reappropriation of balance.  
Vol. 44, p. 318.

*Proviso.*  
Approval of President required.

Attorneys subject to approval of Attorney General.

Pay restriction.

Rent restriction in the District.

"Mount Vernon" and "Monticello," steamships.  
Reconditioning of, directed.

That portion of the special claims appropriation, contained in the Independent Offices Appropriation Act for the fiscal year 1923, committed prior to July 1, 1923, and remaining unexpended on June 30, 1928, shall continue available until June 30, 1929, for the same purposes and under the same conditions.

To enable the United States Shipping Board Merchant Fleet Corporation to operate ships or lines of ships which have been or may be taken back from purchasers by reason of competition or other methods employed by foreign ship owners or operators, there is hereby reappropriated the unexpended balance of the appropriation of \$10,000,000 made for similar purposes in the Independent Offices Appropriation Act for the fiscal year 1927: *Provided*, That no expenditure shall be made for the purposes of this paragraph from this sum without the prior approval of the President of the United States.

No part of the sums appropriated in this Act shall be used to pay the compensation of any attorney, regular or special, for the United States Shipping Board or the United States Shipping Board Merchant Fleet Corporation unless the contract of employment has been approved by the Attorney General of the United States.

No officer or employee of the United States Shipping Board or the United States Shipping Board Merchant Fleet Corporation shall be paid a salary or compensation at a rate per annum in excess of \$10,000 except the following: One at not to exceed \$18,000, three at not to exceed \$15,000 each, and one at not to exceed \$12,000.

No part of the funds of the United States Shipping Board Merchant Fleet Corporation shall be available for the rent of buildings in the District of Columbia during the fiscal year 1929 if suitable space is provided for said corporation by the Public Buildings Commission.

For the reconditioning of the steamships Mount Vernon and Monticello at a total cost not in excess of \$12,000,000, not to exceed \$10,000,000 is made available from the Construction Loan Fund and shall be reimbursed to such fund with interest at such rate and within such period as the board may determine, but not exceeding ten years



after the date of commission of such reconditioned vessels: *Provided*, That after such reconditioning neither of said steamships shall be sold for less than the cost of reconditioning, less a deduction of 5 per centum per annum for depreciation from the date of completion of such reconditioning to the date of sale.

*Proviso.*  
Selling price limited.

Total, United States Shipping Board, \$13,688,750: *Provided*, That of the sums herein made available under the United States Shipping Board, not to exceed an aggregate of \$350,000 shall be expended for compensation of regular attorneys employed on a yearly salary basis and for fees and expenses of attorneys employed in special cases.

*Proviso.*  
Compensation of attorneys.

## UNITED STATES VETERANS' BUREAU

Veterans' Bureau.

For carrying out the provisions of an Act entitled "An Act to establish a Veterans' Bureau and to improve the facilities and services of such bureau and to further amend and modify the War Risk Insurance Act approved August 9, 1921," and to carry out the provisions of the Act entitled "World War Veterans' Act, 1924," approved June 7, 1924, as amended, and for administrative expenses in carrying out the provisions of the World War Adjusted Compensation Act of May 19, 1924, including salaries of personnel in the District of Columbia and elsewhere in accordance with the Classification Act of 1923, and expenses of the central office at Washington, District of Columbia, and regional offices and suboffices, and including salaries, stationery, and minor office supplies, furniture, equipment and supplies, rentals, and alterations, heat, light, and water, miscellaneous expenses, including telephones, telegrams, freight, express, law books, books of reference, periodicals, ambulance service, towel service, laundry service, repairs to equipment, storage, ice, taxi service, car fare, stamps and box rent, traveling and subsistence, including not to exceed \$4,000 for the expenses, except membership fees, of employees detailed by the director to attend meetings of associations for the promotion of medical science and annual national conventions of such organizations as may be recognized by the director in the presentation or adjudication of claims under authority of section 500 of the World War Veterans' Act as amended, and traveling expenses of employees transferred from one official station to another when incurred on the written order of the director, salaries and expenses of employees engaged in field investigation and supervision, passenger-carrying and other motor vehicles, including purchase, maintenance, repairs, and operation of same, salaries and operating expenses of the Arlington Building and annex, including repairs and mechanical equipment, fuel, electric current, ice, ash removal, and miscellaneous items; and including the salaries and allowances, where applicable, wages, travel and subsistence of civil employees at the United States veterans' hospitals, supply depots, dispensaries, and clinics, including the furnishing and laundering of white duck suits, and white canvas shoes to employees whose duties make necessary the wearing of same, \$40,000,000: *Provided*, That physicians, dentists, and nurses of the medical service of the United States Veterans' Bureau, in addition to their compensation, when transferred from one official station to another for permanent duty, may be allowed, within the discretion and under written order of the director, the expenses incurred for packing, crating, drayage, and transportation of their household effects and other personal property not exceeding in all 5,000 pounds.

Salaries and expenses.  
Vol. 42, p. 147.

Vol. 43, pp. 607, 1302;  
Vol. 44, p. 826.

Adjusted Compensation Act.  
Vol. 43, p. 121; Vol. 44, p. 826.

Other expenses.

Attendance at meetings.

Vol. 43, p. 1311.

Arlington Building.

*Proviso.*  
Allowance for transferring household effects of medical service employees on changes of stations.

Allotment to Public Health Service details.

Such portion of this appropriation as may be necessary shall be allotted from time to time by the United States Veterans' Bureau to the Public Health Service and shall be available for expenditure by

the Public Health Service for necessary personnel, the pay, allowances, and travel of commissioned officers of the Public Health Service detailed to the United States Veterans' Bureau for duty.

Printing and binding.

For printing and binding for the United States Veterans' Bureau, including all of its bureaus, offices, institutions, and services located in Washington, District of Columbia, and elsewhere, \$135,000.

Military and naval compensation.

Vol. 41, p. 371.  
Vol. 43, pp. 615, 1304.  
Vol. 44, p. 793.

Compensation: For the payment of military and naval compensation accruing during the fiscal year 1929 or in prior fiscal years for death or disability provided by the Act approved October 6, 1917, as amended, and the World War Veterans' Act 1924, approved June 7, 1924, as amended, \$195,000,000.

Medical, hospital, etc., services to beneficiaries.

Medical and hospital services: For medical, surgical, dental, dispensary, and hospital services and facilities, convalescent care, necessary and reasonable after care, welfare of, nursing, prosthetic appliances (including special clothing made necessary by the wearing of prosthetic appliances prescribed by the bureau), medical examinations, funeral, burial, and other incidental expenses (including preparation for shipment and transportation of remains) accruing during the fiscal year 1929, or in prior fiscal years, traveling expenses, and supplies, and not exceeding \$100,000 for library books, magazines, and papers for beneficiaries of the United States Veterans' Bureau, court or other expenses incident to any investigation or court proceeding for the appointment or removal of any guardian, curator, conservator, or other person legally vested with the care of the claimant, or his estate, or in connection with the administration of such estate by such fiduciaries, including 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, \$31,675,000.

Books, magazines, etc.

Court expenses for guardians, etc.

Disposal of allotted appropriation.

This appropriation shall be disbursed by the United States Veterans' Bureau, and such portion thereof as may be necessary shall be allotted from time to time to the Public Health Service, and the War, Navy, and Interior Departments, and transferred to their credit for disbursement by them for the purposes set forth in the foregoing paragraph.

Use for new hospitals, sites, etc., forbidden.  
Amount for alterations, etc.

No part of this appropriation shall be expended for the purchase of any site for a new hospital, for or toward the construction of any new hospital, or for the purchase of any hospital; and not more than \$3,309,384 of this appropriation may be used to alter, improve, or provide facilities in the several hospitals under the jurisdiction of the United States Veterans' Bureau so as to furnish adequate accommodations for its beneficiaries either by contract or by the hire of temporary employees and the purchase of materials.

Expenditure authorized from allotments to other agencies.

The allotments made to the Public Health Service, War, Navy, and Interior Departments shall be available for expenditure for care and treatment of beneficiaries of the United States Veterans' Bureau, and for necessary minor repairs and improvements of existing facilities, under the various headings of appropriations made to said departments as may be necessary.

Adjusted service certificate fund.  
Payment of.  
Vol. 43, p. 128.  
Vol. 44, p. 826.

Adjusted service certificate fund: For an amount necessary under section 505 of the World War Adjusted Compensation Act of May 19, 1924, to provide for the payment of the face value of each adjusted service certificate in twenty years from its date or on the prior death of the veteran, \$112,000,000, to remain available until expended.

Military and naval insurance.

For military and naval insurance accruing during the fiscal year 1929 or in prior fiscal years, \$106,750,000.

Total, United States Veterans' Bureau, \$485,560,000.

Personal services in District of Columbia.  
Vol. 42, p. 1488.

SEC. 2. 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, 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, 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, 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, and is specifically authorized by other law.

Restriction on exceeding average salaries.

If only one position in a grade.

Allowance in unusually meritorious cases.

*Proviso.*  
Restriction not applicable to clerical-mechanical service.  
No fixed salary reduction.

Vol. 42, p. 1490.  
Transfer to another position without reduction.

Higher salary rates allowed.

Title of Act.

SEC. 3. This Act hereafter may be referred to as the "Independent Offices Act, 1929."

Total appropriated by this Act, \$527,593,111.

Approved, May 16, 1928.

CHAP. 581.—An Act Authorizing the paving of the Federal strip known as International Street, adjacent to Nogales, Arizona.

May 16, 1928.  
[S. 2004.]

[Public, No. 401.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That the Secretary of the Treasury be, and he is hereby, authorized and directed to cause the grading and paving of the Federal strip of land known as International Street, belonging to the United States, along the international boundary line between Mexico and the United States and adjacent to the city of Nogales, Arizona, said paving to extend from the east side of Nelson Avenue to the top of the hill beyond West Street, with the necessary retaining walls, storm sewers, the installation of an ornamental lighting system, and other items necessary in connection therewith, at a limit of cost of \$40,000.

International Street, Ariz.

Paving, etc., of Federal strip of land between Mexico and United States at Nogales authorized.  
*Post*, pp. 925, 1408, 1663.

Limit of cost.

Approved, May 16, 1928.

CHAP. 582.—An Act To authorize an appropriation to pay half the cost of a bridge and road on the Hoopa Valley Reservation, California.

May 16, 1928.  
[H. R. 441.]

[Public, No. 402.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That an appropriation of not more than \$35,000 is hereby authorized out of any money in the Treasury not otherwise appropriated, to pay not more than half the cost of the construction of a free bridge and approaches thereto across the Trinity River within the Hoopa Valley Indian Reservation, California, and of a road leading over said bridge from the Weitchpec Road on the north to the public highway at the south line of said reservation, including the cost of surveys, plans, estimates, and specifications, and other necessary expenses connected therewith, on condition that the State of California or the County of Humboldt furnish the balance; and under rules and regulations prescribed by the Secretary of the Interior, who

Hoopa Valley Indian Reservation, Calif.

Half of cost of constructing bridge and road on, authorized.  
*Post*, p. 902.

California, etc., to furnish the balance.

*Proviso.*  
Maintenance, etc.,  
of, by State or county  
required.

shall also approve the plans and specifications therefor: *Provided*, That before any money is spent hereunder, said State or county shall agree, in writing, to maintain the bridge and road without expense to the United States or the Indians.

Approved, May 16, 1928.

May 16, 1928.  
[H. R. 4588.]  
[Public, No. 403.]

**CHAP. 583.**—An Act Authorizing an appropriation for the repair and resurfacing of roads on the Fort Baker Military Reservation, California.

Fort Baker Military  
Reservation, Calif.  
Sum authorized for  
repair of roads, etc.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That there is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, the sum of \$35,000 for the repair and resurfacing of the roads on the Fort Baker Military Reservation, California.

Approved, May 16, 1928.

May 16, 1928.  
[H. R. 12899.]  
[Public, No. 404.]

**CHAP. 584.**—An Act Authorizing the erection for the sole use of the Pan American Union of an office building on the square of land lying between Eighteenth Street, C Street, and Virginia Avenue northwest, in the city of Washington, District of Columbia.

Pan American Union.  
Building for use of,  
authorized on Govern-  
ment land in Washing-  
ton, D. C.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That there is hereby authorized and permitted to be erected an office building for the sole use of the Pan American Union on the triangular piece of ground owned by the United States, bounded on the north by C Street northwest, on the east by Eighteenth Street northwest, and on the south by Virginia Avenue northwest, the plans for the said building to be subject to the approval of the National Commission of Fine Arts.

Removal of tempo-  
rary buildings.

**SEC. 2.** The Director of Public Buildings and Public Parks of the National Capital is hereby authorized and directed to remove at the proper time the temporary Government buildings now on the site described in section 1.

Exempt from taxa-  
tion.

**SEC. 3.** The building which may be erected under the authority of this Act shall be exempt from all taxation so long as it is occupied and used for the purposes herein authorized.

Approved, May 16, 1928.

May 16, 1928.  
[H. R. 10799.]  
[Public, No. 405.]  
Philippi, W. Va.

**CHAP. 585.**—An Act For the lease of land and the erection of a post office at Philippi, West Virginia, and for other purposes.

Philippi Improve-  
ment Company author-  
ized to erect a building  
for post office at.

*Be 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 (1) authorize the Philippi Improvement Company to erect upon the lot of land at the corner of Main and Masons Streets in the City of Philippi, West Virginia, a building to be used as a post office of a design, plan and specification approved by the Postmaster General and by the Secretary of the Treasury, and (2) require of the Philippi Improvement Company the execution of such bonds to the United States as are required of contractors for the erection of public buildings.

Bonds required.

Lease of building to  
Postmaster General for  
10 years, authorized.

**SEC. 2.** That the Postmaster General is authorized and directed to lease such building from the Philippi Improvement Company for a term of ten years after its occupancy at an annual rental of one-

tenth of the total cost of such building, plus taxes, and plus interest at 6 per centum upon the difference between the total cost of the building and the quarterly installments of rent already paid not including interest or taxes, but in no case shall the total payments provided for by this section exceed \$52,600.

SEC. 3. That the expenses of such repairs, maintenance, and operation of the building as the Postmaster General may find necessary and proper during the period of the lease shall be borne by the Post Office Department.

Repairs, etc., during lease.

SEC. 4. That upon the termination of the lease provided for in section 2, or upon payment by the Post Office Department at any time prior to the termination of such lease of the total cost of such building minus installments of rent already paid, such building shall become the property of the United States free and clear of all encumbrances.

To become Federal property upon termination of lease, etc.

SEC. 5. That there is authorized to be appropriated the amount necessary to pay the installments of rent provided for by section 2, and the expenses of repairs, maintenance, and operation provided for by section 3.

Amounts for rent specified.

Approved, May 16, 1928.

CHAP. 586.—An Act To authorize an appropriation to complete the purchase of real estate in Hawaii.

May 16, 1928.

[H. R. 11809.]

[Public, No. 406.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That there is hereby authorized to be appropriated not more than \$34,700 to complete the acquisition of a tract of land known as the Kalena tract, which is embraced within the boundaries of the Schofield Barracks Reservation, Territory of Hawaii.

Schofield Barracks, Hawaii.

Sum authorized for purchase of tract within.

Post, p. 927.

Approved, May 16, 1928.

CHAP. 587.—Joint Resolution Authorizing the United States Bureau of Public Roads to make a survey of the uncompleted bridges of the Oversea Highway from Key West to the mainland, in the State of Florida, with a view of ascertaining the cost of the construction of said bridges, and report their findings to Congress.

May 16, 1928.

[H. J. Res. 256.]

[Pub. Res., No. 43.]

Whereas Munroe County, in the State of Florida, has bonded for large sums for the purpose of constructing an Oversea Highway from Key West to the mainland; and

Oversea Highway, Fla.

Preamble.

Whereas the State of Florida, out of the road fund, has spent large sums of money assisting Munroe County in the construction of said road; and

Whereas Dade County has completed her part of the road, which is the main highway from Canada to Key West, known as United States Highway Numbered 1; and

Whereas this road is now completed except the construction of several bridges: Therefore be it

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled,* That the United States Bureau of Public Roads is hereby authorized and directed to make a survey with a view of ascertaining the cost of the construction of said bridges and report the findings to the Congress at the earliest possible moment.

Bureau of Public Roads directed to survey, and report on cost of bridges on, from Key West to mainland.

Approved, May 16, 1928.

May 16, 1928.  
[S. J. Res. 135.]  
[Pub. Res., No. 44.]

**CHAP. 588.**—Joint Resolution Making an emergency appropriation for flood protection on White River, Arkansas.

White River, Ark.  
Appropriation for  
flood protection on.

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled,* That there is hereby appropriated out of any money in the Treasury not otherwise appropriated the sum of \$25,000, or so much thereof as may be required, to be expended under the direction of the Chief of Engineers of the United States Army and the Mississippi River Commission to strengthen and hold levees on the White River in Woodruff and Monroe Counties, Arkansas.

Expenditure by  
Chief of Engineers of  
Mississippi River Com-  
mission.

**SEC. 2.** The Chief of Engineers of the United States Army or the Mississippi River Commission, or both, are hereby authorized to expend said sum, or so much thereof as may be required, to strengthen or hold said levees.

Approved, May 16, 1928.

May 17, 1928.  
[H. R. 13037.]  
[Public, No. 407.]

**CHAP. 600.**—An Act To amend section 1, rule 2, rule 3, subdivision (e), and rule 9 of an Act to regulate navigation on the Great Lakes, and their connecting and tributary waters, enacted February 8, 1895 (chapter 64, Twenty-eighth Statutes at Large, section 645).

Great Lakes, etc.  
Rules to prevent col-  
lisions on.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That rule 2, rule 3, subdivision (e), and rule 9 of section 1 of an Act entitled "An Act to regulate navigation on the Great Lakes and their connecting and tributary waters," enacted February 8, 1895, and being chapter 64, Twenty-eighth Statutes at Large, section 645, be, and the same are, respectively, hereby amended so as to read as follows:

Lights required.  
Vol. 28, p. 645, amend-  
ed.

"Rule 2. The lights mentioned in the following rules, and no others which may be mistaken for the prescribed lights, shall be exhibited in all weathers from sunset to sunrise. The word 'visible' in these rules, when applied to lights, shall mean visible on a dark night with a clear atmosphere.

On steam vessels.  
Additional, for large  
vessels.  
Vol. 28, p. 646, amend-  
ed.

"Rule 3, subdivision (e). A steamer of over one hundred and fifty feet register length shall carry also, when under way, a bright white light so fixed as to throw the light all around the horizon, and of such character as to be visible at a distance of at least three miles. Such light shall be placed in line with the keel at least fifteen feet higher from the deck and more than seventy-five feet abaft the light mentioned in subdivision (e); or in lieu thereof two such lights of the same character and height as herein described placed not over thirty inches apart horizontally, one on either side of the keel, and so arranged that one or the other or both shall be visible from any angle of approach.

Substitute lights.

Vessels at anchor.

"Rule 9. A vessel under one hundred and fifty feet register length, when at anchor, shall carry forward, where it can best be seen, but at a height not exceeding twenty feet above the hull, a white light constructed so as to show a clear, uniform, and unbroken light visible all around the horizon at a distance of at least one mile.

Large vessels.  
Positions modified.  
Vol. 28, p. 647, amend-  
ed.

"A vessel of one hundred and fifty feet or upward in register length, when at anchor, shall carry in the forward part of the vessel two white lights at the same height of not less than twenty and not exceeding forty feet above the hull and not less than ten feet apart horizontally and athwartships, except that each need not be visible all around the horizon but so arranged that one or the other, or both, shall show a clear, uniform, and unbroken light and be visible from any angle of approach at a distance of at least one mile; and at or near the stern of the vessel two similar lights, similarly arranged and

at such a height that they shall not be less than fifteen feet lower than the forward lights. In addition the four anchor lights above specified, at least one white deck light shall be displayed in every interval of one hundred feet along the deck measuring from the forward lights, said deck lights to be not less than two feet above the deck and arranged, so far as intervening structures will permit, so as to be visible from any angle of approach."

Approved, May 17, 1928.

**CHAP. 601.**—An Act To amend the Act of February 8, 1895, entitled "An Act to regulate navigation on the Great Lakes and their connecting and tributary waters."

May 17, 1928.  
[H. R. 13032.]  
[Public, No. 408.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That Rule 7 of the Act of Congress approved February 8, 1895, entitled "An Act to regulate navigation on the Great Lakes and their connecting and tributary waters," be amended so as to read as follows:

Great Lakes, etc.  
Lights required.

"**RULE 7.** The lights for tugs under one hundred tons register (net), whose principal business is harbor towing, and for boats navigating only on the River Saint Lawrence, also ferryboats, rafts, and canal boats, shall be regulated by rules which have been or may hereafter be prescribed by the Board of Supervising Inspectors of Steam Vessels."

Tugs, etc.  
Regulations, etc.  
Vol. 28, p. 646, amend-  
ed.

**SEC. 2.** All laws, or parts of laws, inconsistent herewith are hereby repealed.

Inconsistent laws re-  
pealed.

**SEC. 3.** This Act shall take effect on and after its approval.

Effective on approval.

Approved, May 17, 1928.

**CHAP. 602.**—An Act To authorize the appropriation for use by the Secretary of Agriculture of certain funds for wool standards, and for other purposes.

May 17, 1928.  
[H. R. 7459.]  
[Public, No. 409.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That there is hereby authorized to be appropriated for expenditure by the Secretary of Agriculture, for the purposes hereinafter stated, all funds heretofore or hereafter collected by suit, or otherwise, pursuant to appropriations for the completion of the work of the domestic wool section of the War Industries Board, and for enforcing Government regulations for handling the wool clip of 1918 as established by the wool division of said board, pursuant to the Executive order dated December 31, 1918, transferring such work to the Bureau of Markets, now a part of the Bureau of Agricultural Economics of the Department of Agriculture, and for continuing as far as practicable the distribution among the growers of the wool clip of 1918 of all sums heretofore or hereafter collected or recovered with or without suit by the Government from all persons, firms, or corporations which handled any part of the wool clip of 1918, which he finds it impracticable to distribute among said growers, provided that not to exceed \$50,000 may be expended in any fiscal year.

Wool clip of 1918.  
Use authorized for  
expenditure of funds  
from, not distributed  
to growers.  
*Ante*, p. 563.  
*Post*, pp. 895, 1214.

Limitation.

**SEC. 2.** Said funds may be used for the purpose of acquiring and diffusing among the people of the United States useful information relative to the standardization, grading, preparation for market, marketing, utilization, transportation, handling, and distribution of wool, and of approved methods and practices relative thereto, including the demonstration and promotion of the use of grades for wool in accordance with standards therefor which the Secretary of Agri-

Acquiring and dif-  
fusing information of  
standardization, etc., of  
wool.

*Post*, p. 1214.

Promoting use of es-  
tablished standards.

Fees chargeable for grading, forms, etc.

culture is hereby authorized to establish. Said funds may be used for the grading of wool, and for such grading or other service rendered hereunder reasonable fees may be charged, and provided further that hereafter reasonable charges may be made for practical forms of grades for wool.

Rules to be made.

SEC. 3. The Secretary of Agriculture may make such rules and regulations as he deems advisable for carrying out any of the provisions of this Act. All receipts hereunder shall be deposited in the Treasury to the credit of miscellaneous receipts.

Deposit of receipts.

Approved, May 17, 1928.

May 17, 1928.  
[H. R. 8337.]  
[Public, No. 410.]

**CHAP. 603.**—An Act To amend the Air Mail Act of February 2, 1925, as amended by the Act of June 3, 1926.

Air Mail Act.  
Vol. 43, p. 806, amended.  
U. S. Code, p. 1264.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That section 3 of the Air Mail Act of February 2, 1925 (United States Code, Title 39, section 463), as amended by the Act of June 3, 1926, is hereby amended to read as follows:

Postage rate reduced.

“SEC. 3. That the rates of postage on air mail shall not be less than 5 cents for each ounce or fraction thereof.”

Vol. 43, p. 806, amended.

SEC. 2. That after section 5 of said Act (United States Code, Title 39, section 465) a new section shall be added as follows:

U. S. Code, p. 1264.

Air mail route certificates.

“SEC. 6. That the Postmaster General may by negotiation with an air mail contractor who has satisfactorily operated under the authority of this Act for a period of two years or more, arrange, with the consent of the surety for the contractor and the continuation of the obligation of the surety during the existence or life of the certificate provided for hereinafter, for the surrender of the contract and the substitution therefor of an air mail route certificate, which shall be issued by the Postmaster General in the name of such air mail contractor, and which shall provide that the holder shall have the right of carriage of air mail over the route set out in the certificate so long as he complies with such rules, regulations, and orders as shall from time to time be issued by the Postmaster General for meeting the needs of the Postal Service and adjusting air mail operations to the advances in the art of flying: *Provided*, That such certificate shall be for a period not exceeding ten years from the beginning of carrying mail under the contract. Said certificate may be canceled at any time for willful neglect on the part of the holder to carry out such rules, regulations, or orders; notice of such intended cancellation to be given in writing by the Postmaster General and sixty days provided to the holder in which to answer such written notice of the Postmaster General. The rate of compensation to the holder of such an air mail route certificate shall be determined by periodical negotiation between the certificate holder and the Postmaster General, but shall never exceed the rate of compensation provided for in the original contract of the air mail route certificate holder.”

Arrangement authorized with present satisfactory contractors to substitute, for former contracts.

Rights acquired thereby.

“SEC. 6. That the Postmaster General may by negotiation with an air mail contractor who has satisfactorily operated under the authority of this Act for a period of two years or more, arrange, with the consent of the surety for the contractor and the continuation of the obligation of the surety during the existence or life of the certificate provided for hereinafter, for the surrender of the contract and the substitution therefor of an air mail route certificate, which shall be issued by the Postmaster General in the name of such air mail contractor, and which shall provide that the holder shall have the right of carriage of air mail over the route set out in the certificate so long as he complies with such rules, regulations, and orders as shall from time to time be issued by the Postmaster General for meeting the needs of the Postal Service and adjusting air mail operations to the advances in the art of flying: *Provided*, That such certificate shall be for a period not exceeding ten years from the beginning of carrying mail under the contract. Said certificate may be canceled at any time for willful neglect on the part of the holder to carry out such rules, regulations, or orders; notice of such intended cancellation to be given in writing by the Postmaster General and sixty days provided to the holder in which to answer such written notice of the Postmaster General. The rate of compensation to the holder of such an air mail route certificate shall be determined by periodical negotiation between the certificate holder and the Postmaster General, but shall never exceed the rate of compensation provided for in the original contract of the air mail route certificate holder.”

Approved, May 17, 1928.

Proviso.  
Period of certificate.

Canceled for neglect.

Determination of compensation periodically.

May 17, 1928.  
[H. R. 12383.]  
[Public, No. 411.]

**CHAP. 604.**—An Act To amend section 11 of an Act approved February 28, 1925 (Forty-third Statutes, page 1064, United States Code, title 39, section 823), granting sick leave to employees in the Postal Service, and for other purposes.

Postal Service.  
Reclassification of salaries.

*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 11 of the Act entitled “An Act reclassifying



the salaries of postmasters and employees of the Postal Service, readjusting their salaries and compensation on an equitable basis, increasing postal rates to provide for such readjustment, and for other purposes," approved February 28, 1925 (Forty-third Statutes, page 1064, United States Code, title 39, section 823), is amended to read as follows:

"Employees in the Postal Service shall be granted fifteen days' leave of absence with pay exclusive of Sundays and holidays, each fiscal year, and sick leave with pay at the rate of ten days a year, exclusive of Sundays and holidays, to be cumulative, but no sick leave with pay in excess of six months shall be granted during any one fiscal year. Sick leave shall be granted only upon satisfactory evidence of illness in accordance with the regulations to be prescribed by the Postmaster General."

SEC. 2. This Act shall become effective July 1, 1928.

Approved, May 17, 1928.

Vol. 43, p. 1064,  
amended.  
U. S. Code, p. 1286.

Leaves of absence to  
employees.

Sick leave cumula-  
tions extended to six  
months.

Effective July 1, 1928.

**CHAP. 605.**—An Act Providing for the confirmation of grant of lands formerly the United States barracks at Baton Rouge, Louisiana, to the board of supervisors of the Louisiana State University and Agricultural and Mechanical College.

May 17, 1928.

[H. R. 11852.]

[Public, No. 412.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the patent issued by the United States General Land Office to the board of supervisors of the Louisiana State University and Agricultural and Mechanical College in trust for the Louisiana State University and Agricultural and Mechanical College under date of February 20, 1903, by virtue of the authority conferred by an Act of Congress approved April 28, 1902, entitled "An Act providing for the transfer of the title to the military reservation at Baton Rouge, Louisiana, to the Louisiana State University and Agricultural and Mechanical College," which conveyed full and complete title to the buildings and grounds of the United States barracks at Baton Rouge, Louisiana, for the purpose of said university and college, being sections 44 and 71 of township 7 south, range 1 west, Saint Helena meridian, State of Louisiana, containing two hundred and eleven and fifty-six one-hundredths acres, be, and the same is hereby, approved and confirmed; and the right of the board of supervisors of the Louisiana State University and Agricultural and Mechanical College to sell or lease any of the said grounds or buildings in its development of said university is fully recognized, the proceeds to form part of the funds of the said Louisiana State University and Agricultural and Mechanical College and to be used for the purposes of said university and college, excepting from the force and effect of this Act the parcel of ground containing about two and forty-five one-hundredths acres granted to the Roman Catholic congregation of Saint Joseph's Church of the city of Baton Rouge, by Act of Congress approved September 30, 1890 (Twenty-sixth Statutes, page 503); and further excepting that portion of land that lies westward of a line one hundred feet east of the center of the railroad tract of the Louisville, New Orleans, and Texas Railroad Company: *Provided*, That if the said railroad company shall cease to use and occupy such land it shall thereupon become subject to all the provisions of this Act.

Louisiana State Uni-  
versity, etc.  
Patent to, of lands of  
former Baton Rouge  
barracks, confirmed.

Vol. 32, p. 172.

Right to sell, etc.,  
recognized.

Parcels excepted.  
To Saint Joseph's  
Church.  
Vol. 23, p. 503.  
Post, p. 751.  
Used by railroad  
company.

*Provido.*  
Disposal when occu-  
pation of railroad ceases.

Approved, May 17, 1928.

May 17, 1928.  
[H. R. 11475.]

[Public, No. 413.]  
Canal Zone.  
Revision and codifi-  
cation of laws of, au-  
thorized.

**CHAP. 606.**—An Act To revise and codify the laws of the Canal Zone.

*Be it enacted 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 have all of the laws now in force in the Canal Zone revised and codified, and when such revision and codification has been completed to report the same to Congress for its approval.

President to employ,  
etc., skilled persons  
therefor.

Assistance of Canal  
Zone court officials.

Other assistance au-  
thorized.

Report to Congress.

Sum authorized for  
salaries and expenses.

Post, pp. 931, 1386.

**SEC. 2.** In order to carry out the purpose of this Act as early as practicable, the President is authorized to employ such persons skilled in the codification of laws as he may deem necessary and to fix their compensation; he may call upon the judge of the district court of the Canal Zone and the district attorney thereof for such assistance as they can render, and the said judge and district attorney are hereby authorized to render such assistance as they can in the performance of such duties. The President is also further authorized to employ such members of the district bar of the Canal Zone and such clerks, stenographers, and other assistants as he may deem necessary for the proper and early completion of such work and to fix their compensation.

**SEC. 3.** As soon as a proper code of all the laws now in force in the Canal Zone shall have been prepared, the President is authorized to report the same to Congress with his recommendation; and the President is further authorized to report with such code such changes in the laws now in force in the Canal Zone as he deems necessary or wise for the proper administration of justice therein and the proper maintenance and operation of the Panama Canal.

**SEC. 4.** There is hereby authorized to be appropriated, out of any funds in the Treasury not otherwise appropriated, the sum of not more than \$25,000 to be used by the President for the payment of salaries of persons employed, for necessary travel and other expenses of such employees, going to and from the Canal Zone, and while in the Canal Zone, engaged in the performance of such duties, and for necessary printing, books, stationery, and other expenditures incidental to the performance of such work.

Approved, May 17, 1928.

May 17, 1928.  
[H. R. 9363.]

[Public, No. 414.]

**CHAP. 607.**—An Act To provide for the completion and repair of customs buildings in Porto Rico.

Porto Rico.  
Completion, etc.,  
of specified customs  
buildings in, author-  
ized.

San Juan.

Ponce.

Mayaguez.

Humacao.

Payment from duties  
collected.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of the Treasury be, and he is hereby, authorized and directed to contract for:

(1) The completion of the customhouse at San Juan, Porto Rico, at a cost not to exceed \$41,019.91;

(2) The pavement of the roadways and approaches on the customhouse property around said building, at a cost not to exceed \$25,000;

(3) The repairing of the customhouse at Ponce, Porto Rico, at a cost of not to exceed \$4,500;

(4) The repairing of the customs warehouse shed and customs office building at Mayaguez, Porto Rico, at a cost not to exceed \$1,500;

(5) The repairing of the customhouse at Humacao, Porto Rico, at a cost not to exceed \$4,000.

That all said amounts are to be paid out of duties collected in Porto Rico, as an expense of collection, under such rules and regulations as may be prescribed by the Secretary of the Treasury.

Approved, May 17, 1928.

**CHAP. 608.**—An Act Amending section 5 of the Act approved June 9, 1916 (Thirty-ninth Statutes at Large, page 218), so as to authorize the sale of timber on class three of the Oregon and California Railroad and Coos Bay wagon-road grant lands.

May 17, 1928.  
[H. R. 8307.]  
[Public, No. 415.]

*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 of June 9, 1916 (Thirty-ninth Statutes at Large, page 218), and as amended and extended by section 3 of the Act of February 26, 1919 (Fortieth Statutes at Large, page 1179), be, and the same is hereby, amended by adding thereto the following paragraph:

Oregon-California  
railroad, etc., revested  
grant lands.  
Vol. 39, p. 220, amend-  
ed.  
Vol. 40, p. 1180.

“*And provided further,* That the Secretary of the Interior may, in his discretion and in the manner now provided for the sale of timber on lands of class two, sell the timber on any of the lands of class three which at the time application to purchase the timber is filed have been subject to entry for a period of at least two years and are not embraced in an application or entry, such sale of the timber not to preclude the disposal of the land under laws applicable thereto, subject to the right of the purchaser of the timber to cut and remove the same.”

Timber sales on agri-  
cultural lands, author-  
ized.

Approved, May 17, 1928.

**CHAP. 609.**—An Act To provide for the membership of the Board of Visitors, United States Military Academy, and for other purposes.

May 17, 1928.  
[H. R. 8105.]  
[Public, No. 416.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That hereafter the Board of Visitors to the United States Military Academy shall consist of five members of the Committee on Military Affairs of the Senate, two members of the Committee on Appropriations of the Senate, seven members of the Committee on Military Affairs of the House of Representatives, and five members of the Committee on Appropriations of the House of Representatives, to be appointed by the respective chairmen thereof; the members so appointed shall visit the United States Military Academy at least once annually at such time or times as the chairmen of said committee shall appoint, and the members from each of said committees may visit said academy together or separately as the respective chairmen of said committees may elect; and the superintendent of the academy and the members of the Board of Visitors shall be notified of such date by the chairmen of the said committees: *Provided,* That members chosen by the respective chairmen of the said committees who have been reelected to the Senate or House of Representatives may continue to serve as members of the Board of Visitors and visit the United States Military Academy, notwithstanding the expiration of Congress. The expenses of the members of the board shall be their actual expenses while engaged upon their duties as members of said board and their actual expenses of travel.

Military Academy.  
Board of Visitors.  
Composition.  
Vol. 37, p. 257, amend-  
ed.  
U. S. Code, p. 208.

*Proviso.*  
Continuance of re-  
elected members.

Expenses limited.

Approved, May 17, 1928.

**CHAP. 610.**—An Act To amend chapter 137 of volume 39 of the United States Statutes at Large, Sixty-fourth Congress, first session.

May 17, 1928.  
[H. R. 158.]  
[Public, No. 417.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the sentence in lines 17 to 20, page 220 of volume 39, United States Statutes at Large, chapter 137, Sixty-fourth Congress, first session, reading as follows: “The timber thus purchased may be cut and removed by the purchaser, his heirs or assigns, within such period as may be

Oregon-California  
Railroad land grant.  
Sale of timber from  
revested lands.  
Vol. 39, p. 220, amend-  
ed.  
Matter stricken out.

Rules, etc., for cutting to be prescribed.

fixed by the Secretary of the Interior, which period shall be designated in the patent," be amended to read as follows: "The timber thus purchased may be cut and removed by the purchaser, his heirs or assigns, within such period and under such rules, regulations, and conditions as may be prescribed by the Secretary of the Interior, which period and conditions shall be designated in the patent."

Approved, May 17, 1928.

May 17, 1928.

[H. R. 126.]

[Public, No. 418.]

**CHAP. 611.**—An Act To add certain lands to the Missoula National Forest, Montana.

Missoula National  
Forest, Mont.  
Public lands added  
to.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That, subject to any valid existing claim or entry, all lands of the United States within the areas hereinafter described be, and the same are hereby, added to and made parts of the Missoula National Forest to be hereafter administered under the laws and regulations relating to the national forests; and the provisions of the Act approved March 20, 1922 (Forty-second Statutes, page 465), as amended, are hereby extended and made applicable to all other lands within said described areas:

Vol. 42, p. 465.

Description.

East half section 19, township 11 north, range 7 west; sections 2 and 12, township 11 north, range 8 west; west half section 1, sections 2 to 11, inclusive, west half section 12, township 12 north, range 7 west; sections 1 to 17, inclusive, lots 5, 8, 9, 10, 11, 12, 13, 16, and 17, section 18, lots 3, 4, 5, 8, 9, southwest quarter northeast quarter section 20, sections 21 to 28, inclusive, lots 1, 2, 3, 5, 6, 7, 8, 9, 10, 11, and 12, section 33, sections 34, 35, and 36, township 12 north, range 8 west; lots 1, 2, 3, and 7, section 1, north half section 2, section 6, township 12 north, range 9 west; west half section 4, sections 5 and 6, township 13 north, range 6 west; all township 13 north, range 7 west; sections 1 to 5, inclusive, and 7 to 36, inclusive, township 13 north, range 8 west; west half northeast quarter, northwest quarter, lots 3 and 4, section 6, east half, southwest quarter section 8, south half section 10, north half northeast quarter, southwest quarter northeast quarter, northwest quarter, north half southwest quarter, southeast quarter southeast quarter section 12, sections 13 to 36, inclusive, township 13 north, range 9 west; sections 1 to 5, inclusive, east half section 8, sections 9 to 16, inclusive, north half northeast quarter, southeast quarter southeast quarter section 17, east half northeast quarter, northeast quarter southeast quarter section 20, sections 21 to 27, inclusive, east half and north half northwest quarter section 28, section 33 north half, north half south half, section 34, section 35, and section 36, township 13 north, range 10 west; lots 4, 5, 6, and 7, section 6, west half section 18 township 14 north, range 5 west; sections 1 to 3, inclusive, north half, southeast quarter section 4, south half northeast quarter, lots 2, 3, and 4, southeast quarter section 7, south half section 8, southeast quarter northeast quarter, southeast quarter, south half southwest quarter section 9, sections 10 to 13, inclusive, north half southwest quarter, north half southeast quarter, southeast quarter southeast quarter section 14, sections 15 to 21, inclusive, north half southwest quarter, north half southeast quarter, southwest quarter southeast quarter section 22, east half northeast quarter, north half northwest quarter, southwest quarter northwest quarter, southeast quarter southwest quarter, southeast quarter section 23, sections 24, 25, and 26, north half and southwest quarter section 27, sections 28 to 33, inclusive, east half northeast

quarter, northwest quarter, north half southwest quarter, lot 1, northeast quarter southeast quarter, lot 4, section 34, all section 35, township 14 north, range 6 west; west half northeast quarter, northwest quarter, east half southwest quarter, south half southeast quarter, northwest quarter southeast quarter section 2, south half southwest quarter section 3, south half northeast quarter, south half section 4, lots 5, 6, 7, and 8, section 7, northeast quarter, southwest quarter, north half southeast quarter, southwest quarter southeast quarter section 8, sections 9 and 10, northeast quarter northeast quarter, west half northwest quarter, southwest quarter, west half southeast quarter, southeast quarter southeast quarter section 11, north half northwest quarter, southwest quarter northwest quarter, east half southwest quarter, southeast quarter section 12, sections 13 to 36, inclusive, township 14 north, range 7 west; lots 1, 2, west half section 4, section 24, south half southwest quarter section 32 township 14 north, range 8 west; sections 5 to 8, inclusive, west half section 17, section 18, west half northeast quarter, northwest quarter, southeast quarter, section 20, northeast quarter section 29, township 14 north, range 9 west; section 2, southwest quarter northeast quarter, lot 4, south half northwest quarter, southeast quarter section 4, section 10, north half, north half south half, all section 12, east half, east half west half and southwest quarter southwest quarter section 24, south half south half section 26, southwest quarter northeast quarter and south half section 30, north half and southwest quarter section 32, east half northeast quarter, southwest quarter northeast quarter, southeast quarter northwest quarter, and south half section 34, township 14 north, range 10 west; southwest quarter northeast quarter, west half, west half southeast quarter section 18, north half, north half southwest quarter section 30, township 15 north, range 5 west; lot 2, west half, west half southeast quarter, southeast quarter southeast quarter section 2, sections 3 to 6, inclusive, northeast quarter, lots 1 and 2, east half southeast quarter section 7, sections 8 to 11, inclusive, west half northeast quarter, west half, southeast quarter section 12, sections 13 to 17, inclusive, east half east half section 18, east half, lots 2, 3, and 4, section 19, sections 20 and 28, inclusive, north half, north half south half section 29, northeast quarter, northeast quarter southeast quarter section 30, sections 33, 34, and 35, township 15 north, range 6 west; lots 1, 2, 7, and 8, section 2, lots 1 to 14, inclusive, east half southwest quarter section 6, township 15 north, range 7 west; southwest quarter, west half southeast quarter section 2, sections 3 to 10, inclusive, southwest quarter northwest quarter and southwest quarter section 12, sections 14 to 22, inclusive, sections 26 to 34, inclusive, township 15 north, range 8 west; all township 15 north, range 9 west; sections 1 to 5, inclusive, northeast quarter, north half southeast quarter, southeast quarter southeast quarter section 6, northeast quarter northeast quarter, south half northeast quarter, northeast quarter southwest quarter, lots 5, 6, and 7, northwest quarter southeast quarter, section 7, lot 4, north half, east half southwest quarter, southeast quarter, section 8, sections 9 to 15, inclusive, east half, southwest quarter section 17, sections 20 to 28, inclusive, north half, northeast quarter southwest quarter, southeast quarter, lots 3 and 5, section 29, east half northeast quarter, southeast quarter southeast quarter section 32, sections 33 to 36, inclusive, township 15 north, range 10 west; east half, east half southwest quarter and lot 3, section 2, west half section 4, west half northeast quarter, northwest quarter, northwest quarter southwest quarter, northwest quarter southeast quarter section 12, township 15 north, range 11 west, all Montana base and meridian.

Prior stock-raising homestead entries in, allowed.

Vol. 39, p. 862.

SEC. 2. The Secretary of the Interior is hereby authorized to consider and allow applications affecting any lands described in this Act which were filed prior to April 1, 1926, under the Stock-raising Homestead Act of December 29, 1916 (Thirty-ninth Statutes, page 862).

Approved, May 17, 1928.

May 17, 1928.

[S. 3565.]

[Public, No. 419.]

**CHAP. 612.**—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.

District of Columbia. Compensation for injuries to employees in any employment. Vol. 44, p. 1424.

Meaning of "employer" and "employee."

Employments excepted. Vessel crews. Railroad employees.

Government employees. Vol. 39, p. 742. U. S. Code, p. 77.

Agricultural, domestic, etc., service.

Effective July 1, 1928.

*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 "Longshoremen's and Harbor Workers' Compensation Act," approved March 4, 1927, including all amendments that may hereafter be made thereto, shall apply in respect to the injury or death of an employee of an employer carrying on any employment in the District of Columbia, irrespective of the place where the injury or death occurs; except that in applying such provisions the term "employer" shall be held to mean every person carrying on any employment in the District of Columbia, and the term "employee" shall be held to mean every employee of any such person.

SEC. 2. This Act shall not apply in respect to the injury or death of (1) a master or member of a crew of any vessel; (2) an employee of a common carrier by railroad when engaged in interstate or foreign commerce or commerce solely within the District of Columbia; (3) 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, as amended; and (4) an employee engaged in agriculture, domestic service, or any employment that is casual and not in the usual course of the trade, business, occupation, or profession of the employer.

SEC. 3. This Act shall take effect July 1, 1928.

Approved, May 17, 1928.

May 17, 1928.

[S. 2410.]

[Public, No. 420.]

**CHAP. 613.**—An Act To transfer to the city of Duluth, Minnesota, the old Federal Building, together with the site thereof.

Duluth, Minn. Transfer of old public building at, on completion of new.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That upon completion of the new Federal building authorized to be erected under the provisions of the Act of March 2, 1907, in the city of Duluth, Minnesota, the Secretary of the Treasury is hereby authorized to transfer to the city of Duluth, Minnesota, the old Federal building, together with the site thereof, at such price and on such terms as he deems to be reasonable, and to convey such property to the city of Duluth by the usual quitclaim deed and deposit the proceeds of such sale in the Treasury of the United States as a miscellaneous receipt.

Approved, May 17, 1928.

May 17, 1928.

[S. 1662.]

[Public, No. 421.]

**CHAP. 614.**—An Act To change the boundaries of the Tule River Indian Reservation, California.

Tule River Indian Reservation, Calif. Boundaries changed.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the boundaries of the Tule River Indian Reservation, California, created by Executive order dated January 9, 1873, are hereby changed so as

to exclude from said reservation the following tracts of land, which were shown by the plat of survey approved on the 2d day of February, 1884, to be a part of the public domain, and were duly patented or granted by the United States as such, but were shown by the plat of resurvey approved on the 12th day of March, 1927, to be within the outer boundaries of the said Indian reservation, to wit: Southwest quarter southwest quarter section 7; all sections 16 and 17; east half northeast quarter, southwest quarter northeast quarter, southeast quarter northwest quarter, east half southeast quarter section 18; east half northwest quarter, northwest quarter northwest quarter, northeast quarter section 20; northwest quarter northwest quarter section 21; and tract numbered 48 in the southeast quarter section 28, all in township 21 south, range 31 east, of the Mount Diablo meridian in California.

Approved, May 17, 1928.

**CHAP. 615.**—Joint Resolution Granting an easement to the city of Duluth, Minnesota.

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That in carrying into effect existing legislation providing for the granting of an easement to the city of Duluth, Minnesota, for the use of lots 81 and 83, in block 20, in exchange for the conveyance to the United States in fee simple of lots 86 and 88 in such block 20, as an addition to the new Federal building site in said city, the Secretary of the Treasury is hereby authorized, in his discretion, to accept a title to said lots 86 and 88, in block 20, subject to the reservation of all iron ore and other valuable minerals in and upon said land, with the right to explore for, mine and remove the same, required by section 638 of the General Statutes of Minnesota of 1923.*

Approved, May 17, 1928.

**CHAP. 623.**—An Act To confer additional jurisdiction upon the Court of Claims under an Act entitled "An Act authorizing the Chippewa Indians of Minnesota to submit claims to the Court of Claims," approved May 14, 1926.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That in case numbered H-76 heretofore filed in the Court of Claims under and in pursuance of an Act of Congress entitled "An Act authorizing the Chippewa Indians of Minnesota to submit claims to the Court of Claims," approved May 14, 1926 (Forty-fourth Statutes at Large, page 555), wherein the Chippewa Indians of Minnesota are parties plaintiff and the United States is party defendant, if the Court of Claims shall determine that the said Chippewa Indians are entitled to recover a judgment against the United States upon the cause of action therein set forth, the said court shall further determine whether such judgment, or any part thereof, shall be paid by the United States out of funds held by the United States in trust for the Red Lake Band of Chippewa Indians of Minnesota, and if the court shall so determine and said funds are found inadequate, then the unsatisfied portion of said judgment shall be paid by the United States, but in no event shall any part of the land of the Red Lake Reservation be used in any way in payment thereof; and the said Red Lake Band of Chippewa Indians is hereby authorized, on the approval of this Act, to appear in said suit by their attorneys employed in accordance with the provisions of existing law, and defend their rights in the matter.*

Approved, May 18, 1928.

Description.

May 17, 1928.  
[S. J. Res. 119.]  
[Pub. Res., No. 45.]

Duluth, Minn.  
Granted easement on  
site for new public  
building.  
*Ante*, p. 600.

May 18, 1928.  
[H. R. 10360.]  
[Public, No. 422.]

Chippewa Indians of  
Minnesota.  
Court of Claims, if  
judgment in favor of  
claim of, to determine  
whether payment be  
made from trust funds  
of Red Lake Band.  
Vol. 44, p. 555.

Use of Red Lake  
Reservation land for-  
bidden.  
Attorneys author-  
ized.

May 18, 1928.

[H. R. 491.]

[Public, No. 423.]

**CHAP. 624.**—An Act Authorizing the attorney general of the State of California to bring suit in the Court of Claims on behalf of the Indians of California.

Indians in California.  
Definition of.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That for the purposes of this Act the Indians of California shall be defined to be all Indians who were residing in the State of California on June 1, 1852, and their descendants now living in said State.

Suit for compensation for lands, etc., taken from, by United States to be brought in Court of Claims, by attorney general of California for the Indians in.

**SEC. 2.** All claims of whatsoever nature the Indians of California as defined in section 1 of this Act may have against the United States by reason of lands taken from them in the State of California by the United States without compensation, or for the failure or refusal of the United States to compensate them for their interest in lands in said State which the United States appropriated to its own purposes without the consent of said Indians, may be submitted to the Court of Claims by the attorney general of the State of California acting for and on behalf of said Indians for determination of the equitable amount due said Indians from the United States; and jurisdiction is hereby conferred upon the Court of Claims of the United States, with the right of either party to appeal to the Supreme Court of the United States, to hear and determine all such equitable claims of said Indians against the United States and to render final decree thereon.

Appeal to Supreme Court.

Declaration of ground for equitable relief.

It is hereby declared that the loss to the said Indians on account of their failure to secure the lands and compensation provided for in the eighteen unratified treaties is sufficient ground for equitable relief.

Settlement notwithstanding lapse of time, etc.

**SEC. 3.** If any claim or claims be submitted to said courts, they shall settle the equitable rights therein, notwithstanding lapse of time or statutes of limitation or the fact that the said claim or claims have not been presented to any other tribunal, including the commission created by the Act of March 3, 1851 (Ninth Statutes at Large, page 631): *Provided*, That any decree for said Indians shall be for an amount equal to the just value of the compensation provided or proposed for the Indians in those certain eighteen unratified treaties executed by the chiefs and head men of the several tribes and bands of Indians of California and submitted to the Senate of the United States by the President of the United States for ratification on the 1st day of June, 1852, including the lands described therein at \$1.25 per acre. Any payment which may have been made by the United States or moneys heretofore or hereafter expended to date of award for the benefit of the Indians of California, made under specific appropriations for the support, education, health, and civilization of Indians in California, including purchases of land, shall not be pleaded as an estoppel but may be pleaded by way of set-off.

Vol. 9, p. 631.

*Proriso.*  
Decree to equal compensation as provided by unratified treaties.

Prior payments as set-offs.

Time for filing claims, etc.

**SEC. 4.** The claims of the Indians of California under the provisions of this Act shall be presented by petition, which shall be filed within three years after the passage of this Act. Said petition shall be subject to amendment. The petition shall be signed and verified by the attorney general of the State of California. Verification may be upon information and belief as to the facts alleged. Official letters, papers, documents, and public records, or certified copies thereof, may be used in evidence, and the departments of the Government shall give the said attorney access to such papers, correspondence, or furnish such certified copies of record as may be necessary in the premises free of cost.

Evidence admitted.

Allowance to reimburse the State for court costs, etc.

**SEC. 5.** In the event that the court renders judgment against the United States under the provisions of this Act, it shall decree such amount as it finds reasonable to be paid to the State of California



to reimburse the State for all necessary costs and expenses incurred by said State, other than attorney fees: *Provided*, That no reimbursement shall be made to the State of California for the services rendered by its attorney general.

*Proviso.*  
No reimbursement for attorney general's services.

SEC. 6. The amount of any judgment shall be placed in the Treasury of the United States to the credit of the Indians of California and shall draw interest at the rate of 4 per centum per annum and shall be thereafter subject to appropriation by Congress for educational, health, industrial, and other purposes for the benefit of said Indians, including the purchase of lands and building of homes, and no part of said judgment shall be paid out in per capita payments to said Indians: *Provided*, That the Secretary of the Treasury is authorized and directed to pay to the State of California, out of the proceeds of the judgment when appropriated, the amount decreed by the court to be due said State, as provided in section 5 of this Act.

Judgment to be placed to credit of the Indians.

Use of fund.

No per capita payment.

*Proviso.*  
Payment to California for costs.

SEC. 7. For the purpose of determining who are entitled to be enrolled as Indians of California, as provided in section 1 hereof, the Secretary of the Interior, under such rules and regulations as he may prescribe, shall cause a roll to be made of persons entitled to enrollment. Any person claiming to be entitled to enrollment may within two years after the approval of this Act, make an application in writing to the Secretary of the Interior for enrollment. At any time within three years of the approval of this Act the Secretary shall have the right to alter and revise the roll, at the expiration of which time said roll shall be closed for all purposes and thereafter no additional names shall be added thereto: *Provided*, That the Secretary of the Interior, under such rules and regulations as he may prescribe, shall also cause to be made, within the time specified herein, a roll of all Indians in California other than Indians that come within the provisions of section 1 of this Act.

Roll to be prepared.  
*Post*, p. 1640.

Applications for enrollment.

Revision within three years.

*Proviso.*  
Rules, etc., to be prescribed.

Approved, May 18, 1928.

**CHAP. 625.**—An Act To extend medical and hospital relief to retired officers and retired enlisted men of the United States Coast Guard.

May 18, 1928.

[H. R. 11022.]

[Public, No. 424.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That hereafter retired officers and retired enlisted men of the United States Coast Guard shall be entitled to medical treatment at Marine hospitals and out-patient offices of the Public Health Service.

Coast Guard.  
Retired officers and retired enlisted men of, to have medical treatment at Public Health hospitals, etc.

Approved, May 18, 1928.

**CHAP. 626.**—An Act Authorizing an appropriation to enable the Secretary of the Interior to carry out the provisions of the Act of May 26, 1926 (Forty-fourth Statutes at Large, page 655), to make additions to the Absaroka and Gallatin National Forests, and to improve and extend the winter-feed facilities of the elk, antelope, and other game animals of Yellowstone National Park and adjacent land.

May 18, 1928.

[H. R. 15.]

[Public, No. 425.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That there is hereby authorized to be appropriated, out of any money in the Treasury of the United States not otherwise appropriated, the sum of \$150,000, which sum shall continue available until expended, to enable the Secretary of the Interior to carry out the provisions of the Act of May 26, 1926 (Forty-fourth Statutes at Large, page 655), entitled "An Act to make additions to the Absaroka and Gallatin

Absaroka and Gallatin Forests, and Yellowstone Park.  
Sum authorized for additions to.

Vol. 44, p. 655.  
*Post*, p. 1601.

Extension of winter-feed facilities of game animals.

*Proviso.*  
Expenditures not to exceed the contribution of combined total with private, etc., agencies.

National Forests and the Yellowstone National Park, and to improve and extend the winter-feed facilities of the elk, antelope, and other game animals of Yellowstone National Park and adjacent land, and for other purposes" : *Provided*, That the total expenditures from this appropriation shall not exceed the combined total of the sums contributed by private or other agencies under the provisions of clause (a) of section 1 of said Act, and the appraised values of land donated or bequeathed under the provisions of clause (b) of section 1 of said Act.

Approved, May 18, 1928.

May 18, 1928.

[S. 4034.]

[Public, No. 426.]

**CHAP. 627.**—An Act Authorizing the Calhoun Bridge Company, an Illinois corporation, its successors and assigns, to construct, maintain, and operate a bridge across the Illinois River at or near Grafton, Illinois.

Illinois River.  
Calhoun Bridge  
Company may bridge,  
at Grafton, Ill.

*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 Calhoun Bridge Company, an Illinois corporation, its successors and assigns, be, and is hereby, authorized to construct, maintain, and operate a bridge and approaches thereto across the Illinois River, at a point suitable to the interests of navigation, at or near Grafton, Illinois, 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.

Construction.  
Vol. 34, p. 84.

Construction as rail-  
road or highway bridge,  
or both.

**SEC. 2.** The Calhoun Bridge Company, its successors and assigns, is authorized to construct, maintain, and operate such bridge and the necessary approaches thereto as a railroad bridge for the passage of railway trains or street cars, or both, or as a highway bridge for the passage of pedestrians, animals, and vehicles, adapted to travel on public highways, or as a combined railroad and highway bridge for all such purposes; and there is hereby conferred upon the said Calhoun Bridge Company, its successors and assigns, 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 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.

Right to acquire real  
estate, etc., for location,  
approaches, etc.

Condemnation pro-  
ceedings.

Acquiring of high-  
way bridge author-  
ized, after completion,  
by Illinois, etc.

**SEC. 3.** After the completion of such bridge, as determined by the Secretary of War, if the same is constructed as a highway bridge only, either the State of Illinois, any political subdivision thereof, within or adjoining which any part of such bridge is located, 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, in accordance with the laws of such State governing the acquisition of private property for public purposes by condemnation or expropriation. If at any time after the expiration of twenty 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 good will, going value, or prospective revenues or profits, but shall be limited to the sum

Compensation if ac-  
quired by condemna-  
tion.

Limitations.

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 cost, not to exceed 10 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.

SEC. 4. If such bridge shall at any time be taken over or acquired by the State of Illinois or by any municipality or other political subdivision or public agency thereof, under the provisions of section 3 of this Act, and if tolls are 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, or the rates of toll shall thereafter be so adjusted as to provide a fund of not to exceed the amount necessary for the proper maintenance, repair, and operation of the bridge and its approaches under economical management. 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.

Tolls under State, etc., operation.

Rates applied to operation, sinking fund, etc.

Maintenance as free bridge, etc., after amortizing costs.

Record of expenditures and receipts.

SEC. 5. If such bridge is constructed as a combined railroad bridge for the passage of railway trains or street cars, and a highway bridge for the passage of pedestrians, animals, and vehicles, then the right of purchase and condemnation conferred by this Act shall apply to a right of way thereover for the passage without cost of persons, animals, and vehicles adapted to travel on public highways; and if the right of purchase or condemnation shall be exercised as to such right of way over the bridge, then the measure of damages or compensation to be allowed or paid for such right of way shall be a sum equal to the difference between the actual fair cash value of such bridge determined in accordance with the provisions of section 3 of this Act, and what its actual fair cash value so determined would have been if such bridge had been constructed as a railroad bridge only. If the right of purchase or condemnation conferred by this Act shall be exercised as to the right of way over such bridge, then that part of the bridge which shall be purchased or condemned and shall be thereafter actually used for the passage of pedestrians, animals, or vehicles, shall be maintained, operated, and kept in repair by the purchaser thereof.

Right of way for free passage over highway bridge.

Compensation for acquiring.

Maintenance by purchaser.

SEC. 6. The Calhoun Bridge Company, its successors and assigns, shall, within ninety days after the completion of such bridge, file with the Secretary of War and with the highway department of the State of Illinois 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 at the request of the highway department of the State of Illinois 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 construction, financing, and promoting such bridge. For the purpose of

Statement of construction cost, etc., to be filed after completion.

Examination by Secretary of War.

Findings of Secretary  
conclusive.

such investigation the said Calhoun Bridge Company, 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.

Tolls authorized.

Vol. 34, p. 85.  
Contract with public  
utilities for use of  
bridge authorized.

SEC. 7. The Calhoun Bridge Company, its successors and assigns, is hereby authorized and empowered to fix and charge just and reasonable tolls for the passage of such bridge of pedestrians, animals, and vehicles adapted to travel on public highways, and the rates so fixed shall be the legal rates until the Secretary of War shall prescribe other rates of toll as provided in the Act of March 23, 1906; and if said bridge is constructed as a railroad bridge, or a joint railroad and highway bridge, as provided in this Act, the said Calhoun Bridge Company, its successors and assigns, is hereby authorized to fix by contract with any person or corporation desiring the use of the same for the passage of railway trains or street cars, or for placing water or gas pipe lines or telephone or telegraph or electric light or power lines, or for any other such purposes, the terms, conditions, and rates of toll for such use; but in the absence of such contract, the terms, conditions, and rates of toll for such use shall be determined by the Secretary of War as provided in said Act of March 23, 1906.

Tolls in absence of  
contract.

Vol. 34, p. 85.  
Right to sell, etc.,  
conferred.

SEC. 8. The right to sell, assign, transfer, and mortgage all the rights, powers, and privileges conferred by this Act is hereby granted to the Calhoun Bridge Company, 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.

Amendment.

SEC. 9. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, May 18, 1928.

May 18, 1928.  
[S. 4045.]  
[Public, No. 427.]

**CHAP. 628.**—An Act Granting the consent of Congress to the highway department of the State of Tennessee to construct a bridge across the French Broad River on the Newport-Asheville (North Carolina) Road near the town of Del Rio in Cocke County, Tennessee.

French Broad River,  
Tennessee may  
bridge, at Del Rio.

*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 the State of Tennessee, and its successors and assigns, to construct, maintain, and operate a free highway bridge and approaches thereto across the French Broad River, at a point suitable to the interests of navigation, on the Newport-Asheville (North Carolina) Road near the town of Del Rio, in Cocke County, in the State of Tennessee, in accordance with the provisions of the Act entitled "An Act to regulate the construction of bridges over navigable waters," approved March 23, 1906.

Construction.  
Vol. 34, p. 84.

Amendment.

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

Approved, May 18, 1928.

**CHAP. 629.**—An Act Authorizing the State highway commission, Commonwealth of Kentucky, to construct, maintain, and operate a bridge across the Tennessee River at or near the mouth of Clarks River.

May 18, 1928.  
[S. 4059.]  
[Public, No. 428.]

*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 highway commission, Commonwealth of Kentucky, to construct, maintain, and operate a bridge and approaches thereto across the Tennessee River, at a point suitable to the interests of navigation, at or near where Clarks River empties into the Tennessee River, 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.

Tennessee River.  
Kentucky may  
bridge, at mouth of  
Clarke River.

Construction.  
Vol. 34, p. 84.  
Post, p. 1524.

**SEC. 2.** If tolls are charged for the use of such bridge, the rates of toll shall be so adjusted as to provide a fund sufficient to pay the reasonable cost of maintaining, repairing, and operating the bridge and its approaches under economical management, and to provide a sinking fund sufficient to amortize the cost of the bridge and its approaches, including reasonable interest and financing cost, as soon as possible under reasonable charges, but within a period of not to exceed twenty years from the completion thereof. After a sinking fund sufficient for such amortization shall have been so provided, such bridge shall thereafter be maintained and operated free of tolls, or the rates of toll shall thereafter be so adjusted as to provide a fund of not to exceed the amount necessary for the proper maintenance, repair, and operation of the bridge and its approaches under economical management. An accurate record of the costs of the bridge and its approaches, the expenditures for maintaining, repairing, and operating the same, and of the daily tolls collected, shall be kept and shall be available for the information of all persons interested.

Rates of tolls applied  
to operation, sinking  
fund, etc.

Maintenance as free  
bridge, etc., after amor-  
tizing costs.

Record of expendi-  
tures and receipts.

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

Amendment.

Approved, May 18, 1928.

**CHAP. 630.**—An Act Authorizing the State highway commission, Commonwealth of Kentucky, to construct, maintain, and operate a bridge across the Cumberland River at or near Canton, Kentucky.

May 18, 1928.  
[S. 4060.]  
[Public, No. 429.]

*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 highway commission, Commonwealth of Kentucky, to construct, maintain, and operate a bridge and approaches thereto across the Cumberland River, at a point suitable to the interests of navigation, at or near the town of Canton, Kentucky, 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.

Cumberland River.  
Kentucky may  
bridge, at Canton.

Construction.  
Vol. 34, p. 84.  
Post, p. 1501.

**SEC. 2.** If tolls are charged for the use of such bridge the rates of toll shall be so adjusted as to provide a fund sufficient to pay the reasonable cost of maintaining, repairing, and operating the bridge and its approaches under economical management, and to provide a sinking fund sufficient to amortize the cost of the bridge and its approaches, including reasonable interest and financing cost, as soon as possible under reasonable charges, but within a period of not to exceed twenty years from the completion thereof. After a sinking fund sufficient for such amortization shall have been so provided, such bridge shall thereafter be maintained and operated free of tolls,

Rates of tolls applied  
to operation, sinking  
fund, etc.

Maintenance as free  
bridge, etc., after amor-  
tizing costs.

or the rates of toll shall thereafter be so adjusted as to provide a fund of not to exceed the amount necessary for the proper maintenance, repair, and operation of the bridge and its approaches under economical management. An accurate record of the costs of the bridge and its approaches, the expenditures for maintaining, repairing, and operating the same, and of the daily tolls collected shall be kept and shall be available for the information of all persons interested.

Record of expenditures and receipts.

Amendment.

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

Approved, May 18, 1928.

May 18, 1928.

[S. 4061.]

[Public, No. 430.]

**CHAP. 631.**—An Act Authorizing the State highway commission, Commonwealth of Kentucky, to construct, maintain, and operate a bridge across the Cumberland River at or near Smithland, Kentucky.

Cumberland River.  
Kentucky may  
bridge, at Smithland.

*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 highway commission, Commonwealth of Kentucky, to construct, maintain, and operate a bridge and approaches thereto across the Cumberland River, at a point suitable to the interests of navigation, at or near the city of Smithland, Kentucky, 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.

Construction.  
Vol. 34, p. 84.  
Post, p. 1501.

Rates of toll applied  
to operation, sinking  
fund, etc.

SEC. 2. If tolls are charged for the use of such bridge, the rates of toll shall be so adjusted as to provide a fund sufficient to pay the reasonable cost of maintaining, repairing, and operating the bridge and its approaches under economical management, and to provide a sinking fund sufficient to amortize the cost of the bridge and its approaches, including reasonable interest and financing cost, as soon as possible under reasonable charges, but within a period of not to exceed twenty years from the completion thereof. After a sinking fund sufficient for such amortization shall have been so provided, such bridge shall thereafter be maintained and operated free of tolls, or the rates of toll shall thereafter be so adjusted as to provide a fund of not to exceed the amount necessary for the proper maintenance, repair, and operation of the bridge and its approaches under economical management. An accurate record of the costs of the bridge and its approaches, the expenditures for maintaining, repairing, and operating the same, and of the daily tolls collected, shall be kept and shall be available for the information of all persons interested.

Maintenance as free  
bridge, etc., after amortizing costs.

Record of expenditures and receipts.

Amendment.

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

Approved, May 18, 1928.

May 18, 1928.

[S. 4062.]

[Public, No. 431.]

**CHAP. 632.**—An Act Authorizing the State highway commission, Commonwealth of Kentucky, to construct, maintain, and operate a bridge across the Tennessee River at or near Eggners Ferry, Kentucky.

Tennessee River.  
Kentucky may  
bridge, at Eggners  
Ferry.

*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 highway commission, Commonwealth of Kentucky, to construct, maintain, and operate a bridge and approaches thereto across the Tennessee River, at a point suitable to the interests of navigation, at or near Eggners Ferry, 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.

Construction.  
Vol. 34, p. 84.  
Post, p. 1524.

SEC. 2. If tolls are charged for the use of such bridge, the rates of toll shall be so adjusted as to provide a fund sufficient to pay the reasonable cost of maintaining, repairing, and operating the bridge and its approaches under economical management, and to provide a sinking fund sufficient to amortize the cost of the bridge and its approaches, including reasonable interest and financing cost, as soon as possible under reasonable charges, but within a period of not to exceed twenty years from the completion thereof. After a sinking fund sufficient for such amortization shall have been so provided, such bridge shall thereafter be maintained and operated free of tolls, or the rates of toll shall thereafter be so adjusted as to provide a fund of not to exceed the amount necessary for the proper maintenance, repair, and operation of the bridge and its approaches under economical management. An accurate record of the costs of the bridge and its approaches, the expenditures for maintaining, repairing, and operating the same, and of the daily tolls collected, shall be kept and shall be available for the information of all persons interested.

Rates of toll applied to operation, sinking fund, etc.

Maintenance as free bridge, etc., after amortizing costs.

Record of expenditures and receipts.

Amendment.

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

Approved, May 18, 1928.

CHAP. 633.—An Act Authorizing H. L. McKee, his heirs, legal representatives, and assigns, to construct, maintain, and operate a bridge across Lake Sabine at or near Port Arthur, Texas.

May 18, 1928.  
[S. 4253.]  
[Public, No. 432.]

*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, H. L. McKee, his heirs, legal representatives, and assigns, be, and is hereby, authorized to construct, maintain, and operate a bridge and approaches thereto, across Lake Sabine, at a point suitable to the interests of navigation, between a point at or near Port Arthur, Texas, and a point opposite in Cameron Parish, Louisiana, in accordance with the provisions of the Act entitled "An Act to regulate the construction of bridges over navigable waters," approved March 23, 1906, and subject to the conditions and limitations contained in this Act.

Lake Sabine.  
H. L. McKee may bridge, at Port Arthur, Tex.

Construction.  
Vol. 34, p. 84.  
Post, p. 1524.

SEC. 2. There is hereby conferred upon H. L. McKee, his heirs, legal representatives, and assigns, 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 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: *Provided*, That no part of the present Pleasure Pier on the east side of the Sabine-Neches Canal belonging to the city of Port Arthur and/or leased to the Port Arthur Chamber of Commerce and Shipping shall be condemned, nor shall the same be acquired or occupied by the said H. L. McKee, his heirs, legal representatives, or assigns, except upon terms and conditions to be stipulated by said

Right to acquire real estate, etc., for location, approaches, etc.

Condemnation proceedings.

*Proviso.*  
Restriction as to present Pleasure Pier.

city of Port Arthur and the Port Arthur Chamber of Commerce and Shipping.

Tolls authorized.

SEC. 3. The said H. L. McKee, his heirs, legal representatives, 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 the authority contained in the Act of March 23, 1906.

Vol. 34, p. 85.

Acquisition authorized, after completion, by Texas, Louisiana, etc.

SEC. 4. After the completion of such bridge, as determined by the Secretary of War, either the State of Texas, the State of Louisiana, any public agency or 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, 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

Compensation if acquired by condemnation.

after the expiration of ten 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 good will, 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 10 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.

Limitations.

Tolls under State, etc., operation.

SEC. 5. If such bridge and its approaches 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 4 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 fifteen 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, or rates of toll shall thereafter be so adjusted as to provide a fund of not to exceed the amount necessary for the proper maintenance, repair, and operation of the bridge and its approaches under economical management. 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.

Rates applied to operation, sinking fund, etc.

Maintenance as free bridge, etc., after amortizing costs.

Record of expenditures and receipts.

Sworn statement of construction costs, etc., to be filed after completion.

Examination by Secretary of War.

SEC. 6. The said H. L. McKee, his heirs, legal representatives, 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 Texas and Louisiana, 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 cost 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 H. L. McKee, his heirs, legal representatives, and assigns, shall make available all of his 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 4 of this Act, subject only to review in a court of equity for fraud or gross mistake.

Findings of Secretary conclusive.

SEC. 7. The right to sell, assign, transfer, and mortgage all the rights, powers, and privileges conferred by this Act is hereby granted to H. L. McKee, his heirs, legal representatives, 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.

Right to sell, etc., conferred.

SEC. 8. There is hereby granted to H. L. McKee, his heirs, legal representatives, and assigns, a right of way not to exceed one hundred feet in width across the spoil bank of the ship canal at such location, to be approved by the Chief of Engineers, as will provide a highway connection or connections between the bridge authorized by this Act and any bridge or bridges that are or may hereafter be constructed across the ship canal, the United States to retain such free use of the right of way as does not interfere with the bridge approach: *Provided*, That no toll shall be charged for use of the approach to be built on United States property. The duration of such right of way shall terminate with the termination of the franchise granted by this Act for the construction of the bridge and shall attach to and become a part of such bridge, and shall pass with the same in any transfer thereof.

Right of way granted across bank of ship canal.

*Proviso.* No toll on Federal property.

SEC. 9. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Amendment.

Approved, May 18, 1928.

**CHAP. 634.**— An Act Authorizing the State of Texas and the State of Louisiana to construct, maintain, and operate a free highway bridge across the Sabine River at or near Pendleton's Ferry.

May 18, 1928.  
[S. 4254.]  
[Public, No. 433.]

*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 Highway Commission of Texas and the Louisiana Highway Commission be and are hereby authorized to construct, maintain, and operate a free highway bridge and approaches thereto across the Sabine River, between Sabine County, Texas, and Sabine Parish, Louisiana, at a point suitable to the interests of navigation, at or near Pendleton's Ferry, in accordance with the provisions of an Act entitled "An Act to regulate the construction of bridges over navigable waters," approved March 23, 1906.

Sabine River. Texas and Louisiana may bridge, at Pendleton's Ferry, Tex. and La.

Construction. Vol. 34, p. 84.

SEC. 2. There is hereby conferred upon the State Highway Commission of Texas and the Louisiana Highway Commission all such rights and powers to enter upon lands and to acquire, condemn, occupy, possess, and use real estate and other property, needed for the location, construction, 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

Right to acquire real estate, etc., for location, approaches, etc.

Condemnation pro-  
ceedings.

Amendment.

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

Approved, May 18, 1928.

May 18, 1928.  
[S. 4288.]

[Public, No. 434.]

**CHAP. 635.**—An Act Authorizing the State highway commission, Commonwealth of Kentucky, to construct, maintain, and operate a bridge across the South Fork of the Cumberland River at or near Burnside, Pulaski County, Kentucky.

Cumberland River,  
South Fork of.  
Kentucky may  
bridge, at Burnside.  
*Post*, p. 1501.

Construction.  
Vol. 34, p. 84.

Rates of toll applied  
to operation, sinking  
fund, etc.

Maintenance as free  
bridge, etc., after am-  
ortizing costs.

Record of expendi-  
tures and receipts.

Amendment.

*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 highway commission, Commonwealth of Kentucky, to construct, maintain, and operate a bridge and approaches thereto across the South Fork of the Cumberland River, at a point suitable to the interests of navigation, at or near Burnside, Pulaski County, Kentucky, 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.

SEC. 2. If tolls are charged for the use of such bridge, the rates of toll shall be so adjusted as to provide a fund sufficient to pay the reasonable cost of maintaining, repairing, and operating the bridge and its approaches under economical management, and to provide a sinking fund sufficient to amortize the cost of the bridge and its approaches, including reasonable interest and financing cost, as soon as possible under reasonable charges, but within a period of not to exceed twenty years from the completion thereof. After a sinking fund sufficient for such amortization shall have been so provided, such bridge shall thereafter be maintained and operated free of tolls, or the rates of toll shall thereafter be so adjusted as to provide a fund of not to exceed the amount necessary for the proper maintenance, repair, and operation of the bridge and its approaches under economical management. An accurate record of the costs of the bridge and its approaches, the expenditures for maintaining, repairing, and operating the same, and of the daily tolls collected, shall be kept and shall be available for the information of all persons interested.

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

Approved, May 18, 1928.

May 18, 1928.  
[S. 4289.]

[Public, No. 435.]

**CHAP. 636.**—An Act Authorizing the State highway commission, Commonwealth of Kentucky, to construct, maintain, and operate a bridge across the Cumberland River at or near Neelys Ferry in Cumberland County, Kentucky.

Cumberland River.  
Kentucky may  
bridge, at Neelys  
Ferry.

Construction.  
Vol. 34, p. 84.  
*Post*, p. 1528.

*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 highway commission, Commonwealth of Kentucky, to construct, maintain, and operate a bridge and approaches thereto across the Cumberland River, at a point suitable to the interests of navigation, at or near Neelys Ferry, Cumberland County, Kentucky, 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.

SEC. 2. If tolls are charged for the use of such bridge, the rates of toll shall be so adjusted as to provide a fund sufficient to pay the reasonable cost of maintaining, repairing, and operating the bridge and its approaches under economical management, and to provide a sinking fund sufficient to amortize the cost of the bridge and its approaches, including reasonable interest and financing cost, as soon as possible under reasonable charges, but within a period of not to exceed twenty years from the completion thereof. After a sinking fund sufficient for such amortization shall have been so provided, such bridge shall thereafter be maintained and operated free of tolls, or the rates of toll shall thereafter be so adjusted as to provide a fund of not to exceed the amount necessary for the proper maintenance, repair, and operation of the bridge and its approaches under economical management. An accurate record of the costs of the bridge and its approaches, the expenditures for maintaining, repairing, and operating the same, and of the daily tolls collected, shall be kept and shall be available for the information of all persons interested.

Rates of toll applied to operation, sinking fund, etc.

Maintenance as free bridge, etc., after amortizing costs.

Record of expenditure and receipts.

Amendment.

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

Approved, May 18, 1928.

**CHAP. 637.**—An Act Authorizing the State highway commission, Commonwealth of Kentucky, to construct, maintain, and operate a bridge across the Cumberland River at or near Burkesville, Cumberland County, Kentucky.

May 18, 1928.  
[S. 4290.]

[Public, No. 436.]

*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 highway commission, Commonwealth of Kentucky, to construct, maintain, and operate a bridge and approaches thereto across the Cumberland River, at a point suitable to the interests of navigation, at or near Burkesville, Cumberland County, Kentucky, 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.

Cumberland River. Kentucky may bridge, at Burkesville.

Construction. Vol. 34, p. 84. Post, p. 1523.

Rates of toll applied to operation, sinking fund, etc.

Maintenance as free bridge, etc., after amortizing costs.

Record of expenditure and receipts.

Amendment.

SEC. 2. If tolls are charged for the use of such bridge, the rates of toll shall be so adjusted as to provide a fund sufficient to pay the reasonable cost of maintaining, repairing, and operating the bridge and its approaches under economical management, and to provide a sinking fund sufficient to amortize the cost of the bridge and its approaches, including reasonable interest and financing cost, as soon as possible under reasonable charges, but within a period of not to exceed twenty years from the completion thereof. After a sinking fund sufficient for such amortization shall have been so provided, such bridge shall thereafter be maintained and operated free of tolls, or the rates of toll shall thereafter be so adjusted as to provide a fund of not to exceed the amount necessary for the proper maintenance, repair, and operation of the bridge and its approaches under economical management. An accurate record of the costs of the bridge and its approaches, the expenditures for maintaining, repairing, and operating the same, and of the daily tolls collected shall be kept, and shall be available for the information of all persons interested.

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

Approved, May 18, 1928.

May 18, 1928.

[S. 4291.]

[Public, No. 437.]

**CHAP. 638.**—An Act Authorizing the State highway commission, Commonwealth of Kentucky, to construct, maintain, and operate a bridge across the Cumberland River, at or near Arat, Cumberland County, Kentucky.

Cumberland River.  
Kentucky may  
bridge, at Arat.

*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 highway commission, Commonwealth of Kentucky, to construct, maintain, and operate a bridge and approaches thereto across the Cumberland River, at a point suitable to the interests of navigation, at or near Arat, Cumberland County, Kentucky, 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.

Construction.  
Vol. 34, p. 84.  
Post, p. 1527.

Rates of toll applied  
to operation, sinking  
fund, etc.

**SEC. 2.** If tolls are charged for the use of such bridge, the rates of toll shall be so adjusted as to provide a fund sufficient to pay the reasonable cost of maintaining, repairing, and operating the bridge and its approaches under economical management, and to provide a sinking fund sufficient to amortize the cost of the bridge and its approaches, including reasonable interest and financing cost, as soon as possible under reasonable charges, but within a period of not to exceed twenty years from the completion thereof. After a sinking fund sufficient for such amortization shall have been so provided, such bridge shall thereafter be maintained and operated free of tolls, or the rates of toll shall thereafter be so adjusted as to provide a fund of not to exceed the amount necessary for the proper maintenance, repair, and operation of the bridge and its approaches under economical management. An accurate record of the costs of the bridge and its approaches, the expenditures for maintaining, repairing, and operating the same, and of the daily tolls collected, shall be kept and shall be available for the information of all persons interested.

Maintenance as free  
bridge, etc., after amor-  
tizing costs.

Record of expendi-  
tures and receipts.

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

Amendment.

Approved, May 18, 1928.

May 18, 1928.

[S. 4292.]

[Public, No. 438.]

**CHAP. 639.**—An Act Authorizing the State highway commission, Commonwealth of Kentucky, to construct, maintain, and operate a bridge across the Cumberland River at or near Center Point in Monroe County, Kentucky.

Cumberland River.  
Kentucky may  
bridge, at Center Point.

*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 highway commission, Commonwealth of Kentucky, to construct, maintain, and operate a bridge and approaches thereto across the Cumberland River, at a point suitable to the interests of navigation, at or near Center Point, Monroe County, Kentucky, 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.

Construction.  
Vol. 34, p. 84.  
Post, p. 1500.

Rates of toll applied  
to operation, sinking  
fund, etc.

**SEC. 2.** If tolls are charged for the use of such bridge, the rates of toll shall be so adjusted as to provide a fund sufficient to pay the reasonable cost of maintaining, repairing, and operating the bridge and its approaches under economical management, and to provide a sinking fund sufficient to amortize the cost of the bridge and its approaches, including reasonable interest and financing cost, as soon as possible under reasonable charges, but within a period of not to exceed twenty years from the completion thereof. After a sinking fund sufficient for such amortization shall have been so provided, such bridge shall thereafter be maintained and operated free of tolls, or the rates of toll shall thereafter be so adjusted as to provide a fund

Maintenance as free  
bridge, etc., after amor-  
tizing costs.

of not to exceed the amount necessary for the proper maintenance, repair, and operation of the bridge and its approaches under economical management. An accurate record of the costs of the bridge and its approaches, the expenditures for maintaining, repairing, and operating the same, and of the daily tolls collected, shall be kept and shall be available for the information of all persons interested.

Record of expenditures and receipts.

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

Amendment.

Approved, May 18, 1928.

**CHAP. 640.**—An Act Authorizing the State highway commission, Commonwealth of Kentucky, to construct, maintain, and operate a bridge across the Cumberland River at or near Creelsboro, in Russell County, Kentucky.

May 18, 1928.  
[S. 4293.]  
[Public, No. 439.]

*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 highway commission, Commonwealth of Kentucky, to construct, maintain, and operate a bridge and approaches thereto across the Cumberland River, at a point suitable to the interests of navigation, at or near Creelsboro, Russell County, Kentucky, 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.

Cumberland River. Kentucky may bridge, at Creelsboro.

SEC. 2. If tolls are charged for the use of such bridge, the rates of toll shall be so adjusted as to provide a fund sufficient to pay the reasonable cost of maintaining, repairing, and operating the bridge and its approaches under economical management, and to provide a sinking fund sufficient to amortize the cost of the bridge and its approaches, including reasonable interest and financing cost, as soon as possible under reasonable charges, but within a period of not to exceed twenty years from the completion thereof. After a sinking fund sufficient for such amortization shall have been so provided, such bridge shall thereafter be maintained and operated free of tolls, or the rates of toll shall thereafter be so adjusted as to provide a fund of not to exceed the amount necessary for the proper maintenance, repair, and operation of the bridge and its approaches under economical management. An accurate record of the costs of the bridge and its approaches, the expenditures for maintaining, repairing, and operating the same, and of the daily tolls collected, shall be kept and shall be available for the information of all persons interested.

Construction. Vol. 34, p. 84. Post, p. 1528.

Rates of toll applied to operation, sinking fund, etc.

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

Maintenance as free bridge, etc., after amortizing costs.

Record of expenditures and receipts.

Amendment.

Approved, May 18, 1928.

**CHAP. 641.**—An Act Authorizing the State highway commission, Commonwealth of Kentucky, to construct, maintain, and operate a bridge across the Cumberland River at or near Burnside, Pulaski County, Kentucky.

May 18, 1928.  
[S. 4294.]  
[Public, No. 440.]

*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 highway commission, Commonwealth of Kentucky, to construct, maintain, and operate a bridge and approaches thereto across the Cumberland River, at a point suitable to the interests of navigation, at or near Burnside, Pulaski County, Kentucky, in accordance with the provisions of an

Cumberland River. Kentucky may bridge, at Burnside.

Construction.  
Vol. 34, p. 84.  
Post, p. 1488.

Rates of toll applied  
to operation, sinking  
fund, etc.

Maintenance as free  
bridge, etc., after amor-  
tizing costs.

Record of expendi-  
tures and receipts.

Amendment.

Act entitled "An Act to regulate the construction of bridges over navigable waters," approved March 23, 1906, and subject to the conditions and limitations contained in this Act.

SEC. 2. If tolls are charged for the use of such bridge, the rates of toll shall be so adjusted as to provide a fund sufficient to pay the reasonable cost of maintaining, repairing, and operating the bridge and its approaches under economical management, and to provide a sinking fund sufficient to amortize the cost of the bridge and its approaches, including reasonable interest and financing cost, as soon as possible under reasonable charges, but within a period of not to exceed twenty years from the completion thereof. After a sinking fund sufficient for such amortization shall have been so provided, such bridge shall thereafter be maintained and operated free of tolls, or the rates of toll shall thereafter be so adjusted as to provide a fund of not to exceed the amount necessary for the proper maintenance, repair, and operation of the bridge and its approaches under economical management. An accurate record of the costs of the bridge and its approaches, the expenditures for maintaining, repairing, and operating the same, and of the daily tolls collected, shall be kept and shall be available for the information of all persons interested.

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

Approved, May 18, 1928.

May 18, 1928.

[S. 4295.]

[Public, No. 441.]

**CHAP. 642.**—An Act Authorizing the State highway commission, Commonwealth of Kentucky, to construct, maintain, and operate a bridge across the Cumberland River at or near the mouth of Indian Creek in Russell County, Kentucky.

Cumberland River.  
Kentucky may  
bridge, at mouth of  
Indian Creek.

Construction.  
Vol. 34, p. 84.  
Post, p. 1525.

Rates of toll applied  
to operation, sinking  
fund, etc.

Maintenance as free  
bridge, etc., after amor-  
tizing costs.

Record of expendi-  
tures and receipts.

*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 highway commission, Commonwealth of Kentucky, to construct, maintain, and operate a bridge and approaches thereto across the Cumberland River, at a point suitable to the interests of navigation, at or near the mouth of Indian Creek, Russell County, Kentucky, 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.

SEC. 2. If tolls are charged for the use of such bridge, the rates of toll shall be so adjusted as to provide a fund sufficient to pay the reasonable cost of maintaining, repairing, and operating the bridge and its approaches under economical management, and to provide a sinking fund sufficient to amortize the cost of the bridge and its approaches, including reasonable interest and financing cost, as soon as possible under reasonable charges but within a period of not to exceed twenty years from the completion thereof. After a sinking fund sufficient for such amortization shall have been so provided, such bridge shall thereafter be maintained and operated free of tolls, or the rates of toll shall thereafter be so adjusted as to provide a fund of not to exceed the amount necessary for the proper maintenance, repair, and operation of the bridge and its approaches under economical management. An accurate record of the costs of the bridge and its approaches, the expenditures for maintaining, repairing, and operating the same, and of the daily tolls collected shall be kept and shall be available for the information of all persons interested.

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

Approved, May 18, 1928.

Amendment.

**CHAP. 643.**—Joint Resolution Designating May 1 as Child Health Day.

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled,* That the President of the United States is hereby authorized and requested to issue annually a proclamation setting apart May 1 of each year as Child Health Day and inviting all agencies and organizations interested in child welfare to unite upon that day in the observance of such exercises as will awaken the people of the Nation to the fundamental necessity of a year-round program for the protection and development of the health of the Nation's children.

Approved, May 18, 1928.

May 18, 1928.  
[H. J. Res. 184.]  
[Pub. Res., No. 46.]  
Child Health Day.  
President authorized to issue annual proclamation designating May 1, as.

Post, p. 3046.

**CHAP. 644.**—An Act To authorize allotments to unallotted Indians on the Shoshone or Wind River Reservation, Wyoming.

*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, under such rules and regulations as he may prescribe, to allot lands classified as nonirrigable, nontimbered grazing lands on the diminished Shoshone or Wind River Reservation, Wyoming, to all unallotted living children enrolled or entitled to be enrolled on said reservation, in areas not exceeding three hundred and twenty acres each, and to issue therefor trust patents of the form and legal effect authorized by the general allotment Act of February 8, 1887 (Twenty-fourth Statutes, page 388), as amended: *Provided,* That all minerals, including oil and gas, on any of the lands allotted hereunder are reserved in common for the benefit of the Indians having rights on the reservation, and may be leased for mining purposes under existing law.

SEC. 2. That there is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, the sum of \$50,000 or so much thereof as may be necessary to pay the expenses for necessary surveys, classification of lands, and all other expenses in connection with the allotment work.

Approved, May 21, 1928.

May 21, 1928.  
[S. 3365.]  
[Public, No. 442.]  
Shoshone Reservation, Wyo.  
Trust patents to unallotted children enrolled on.

Areas.

Vol. 24, p. 388.

*Proviso.*  
Mineral deposits reserved for the Indians.

Sum authorized for surveys, etc.  
Post, pp. 899, 1641.

**CHAP. 645.**—An Act Authorizing the construction of a fence along the east boundary of the Papago Indian Reservation, Arizona.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the sum of \$15,000, or so much thereof as may be necessary, is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, for expenditure under the direction of the Secretary of the Interior for the purchase of barbed wire and posts and transportation of the same for use in the construction of a fence on or near the east boundary of the Papago Indian Reservation, Arizona, beginning at the international boundary line and extending in a northerly direction for approximately sixty miles: *Provided,* That no part of said appropriation shall be expended in payment of labor for the erection of said fence.

Approved, May 21, 1928.

May 21, 1928.  
[S. 3026.]  
[Public, No. 443.]  
Papago Indian reservation, Ariz.  
Fence along eastern boundary of, authorized.  
Post, p. 899.

*Proviso.*  
No labor expenditure.

May 21, 1928.  
[S. 2084.]

[Public, No. 444.]

Winnemucca, Nev.  
Purchase of land  
near, for an Indian  
colony.

Sum authorized for  
moving cabins etc., to  
new location.

**CHAP. 646.**—An Act For the purchase of land in the vicinity of Winnemucca, Nevada, for an Indian colony, 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 the sum of \$500, for the purchase of land in the vicinity of Winnemucca, Nevada, described as the north half of the northeast quarter of the southwest quarter of section 29, township 36 north, range 38 east, Mount Diablo meridian, containing twenty acres, more or less, to be used as an Indian colony.

**SEC. 2.** That there is also authorized to be appropriated out of any money in the Treasury not otherwise appropriated the sum of \$2,000 for moving the cabins of Indians residing in the vicinity of Winnemucca, Nevada, to the above described location, for making necessary repairs to said cabins, building roads in colony, and for erecting new cabins.

Approved, May 21, 1928.

May 21, 1928.

[S. 1828.]

[Public, No. 445.]

National Defense  
Act Amendments.  
Vol. 42, p. 1032,  
amended.

General Staff Corps.  
Eligibility require-  
ments for assignment  
thereto.

To War Department  
General Staff.

Prorogs.  
Graduates of other  
Army schools may be  
added to eligible list.

Additions from quali-  
fied National Guard  
and reserve officers.

Publication of eligi-  
ble list.

Details as acting  
General Staff officers to  
fill vacancies.

**CHAP. 647.**—An Act To amend the second paragraph of section 5 of the National Defense Act, as amended by the Act of September 22, 1922, by adding thereto a provision that will authorize the names of certain graduates of the General Service Schools and of the Army War College, not at present eligible for selection to the General Staff Corps eligible list, to be added to that list.

*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 5 of the National Defense Act, as amended by the Act approved June 4, 1920, and further amended by the Act of September 22, 1922, be, and the same is hereby amended to read as follows:

“After the completion of the initial General Staff Corps eligible list, the name of no officer shall be added thereto unless upon graduation from the General Staff School he is specifically recommended as qualified for General Staff duty, and hereafter no officer of the General Staff Corps, except the Chief of Staff, shall be assigned as a member of the War Department General Staff unless he is a graduate of the General Staff College or his name is borne on the initial eligible list: *Provided,* That nothing herein shall operate to debar the name of any graduate of the Army War College, the Command and General Staff School, or the former General Staff College, General Staff School, Army Staff College, the Staff College, the School of the Line, the Army School of the Line, or the Infantry-Cavalry School from being added to the General Staff Corps eligible list if the manner of the performance of his duties and quality of his work is such as to indicate that he has since become well qualified for General Staff duty, and he is so recommended by a board of general officers: *And provided further,* That the name of any National Guard or reserve officer who has demonstrated by actual service with the War Department General Staff during a period of not less than six months, as hereinafter provided for, that he is qualified for General Staff duty, may, upon the recommendation of a board consisting of the general officers of the War Department General Staff, assistants to the Chief of Staff, be added to said eligible list at any time. The Secretary of War shall publish annually the list of officers eligible for General Staff duty, and such eligibility shall be noted in the annual Army Register. If at any time the number of officers available and eligible for detail to the General Staff is not sufficient to fill all vacancies therein, majors or captains may be detailed as acting General Staff



officers under such regulations as the President may prescribe: *Provided*, That in order to insure intelligent cooperation between the General Staff and the several noncombatant branches, officers of such branches may be detailed as additional members of the General Staff Corps under such special regulations as to eligibility and redetail as may be prescribed by the President, but not more than two officers from each such branch shall be detailed as members of the War Department General Staff."

Approved, May 21, 1928.

Additional details from noncombatant branches.

Limit to War Department General Staff.

**CHAP. 648.**—An Act Authorizing the Secretary of the Navy, in his discretion, to deliver to the custody of the Louisiana State Museum, of the city of New Orleans, Louisiana, the silver bell in use on the cruiser New Orleans.

May 21, 1928.  
[H. R. 5826.]

[Public, No. 446.]

*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 deliver to the custody of the Louisiana State Museum, of the city of New Orleans, Louisiana, for preservation and exhibition the silver bell which was in use on the cruiser New Orleans: *Provided*, That no expenses shall be incurred by the United States for the delivery of such silver bell.

"New Orleans," U. S. Cruiser.  
Silver bell of, to be delivered to Louisiana State Museum.

*Proviso.*  
No Federal expense.

Approved, May 21, 1928.

**CHAP. 649.**—An Act Authorizing the Secretary of the Interior to equitably adjust disputes and claims of settlers and others against the United States and between each other arising from incomplete or faulty surveys in township 19 south, range 26 east, and in sections 7, 8, 17, 18, 19, 30, 31, township 19 south, range 27 east, Tallahassee meridian, Lake County, in the State of Florida.

May 21, 1928.  
[H. R. 5695.]

[Public, No. 447.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That the Secretary of the Interior be, and he is hereby, authorized to equitably adjust disputes and claims of settlers, entrymen, selectors, grantees, and patentees of the United States, their heirs or assigns, against the United States and between each other arising from incomplete or faulty surveys in township 19 south, range 26 east, and in sections 7, 8, 17, 18, 19, 30, 31, township 19 south, range 27 east, Tallahassee meridian, Lake County, in the State of Florida, and to issue directly or in trust as may be found necessary or advisable patent to such settlers, entrymen, selectors, grantees, and patentees, their heirs or assigns, for land claimed through settlement, occupation, purchase, or otherwise in said described area, preserving, as far as he may deem equitable, to those claimants now in possession of public land the right to have patented to them the areas so occupied: *Provided*, That a charge of not less than the appraised value of the land, exclusive of any improvements placed thereon, be made for each acre or fraction thereof of Government land patented under the provisions of this Act, except that adjustment may be effected by exchange of lands patented for lands substantially equal in area, in which event payment shall be required of the difference in appraised values where the value of the land owned by the Government exceeds that of the land offered in exchange: *Provided further*, That rights acquired subsequent to the withdrawal of December 23, 1925, shall not be recognized or be subject to adjustment hereunder.

Public lands.  
Adjustment of claims of lands in Lake County, Fla., arising from faulty surveys, etc.

Patents to settlers, etc., for land claimed through settlement, etc.

Rights of possessors.

*Proviso.*  
Not less than appraised value to be charged.

Adjustment by exchanges.

Rights not recognized.

Acceptance of conveyances.

**SEC. 2.** That the Secretary of the Interior is authorized to accept any and all conveyances of land and to cause all necessary surveys to be made, to effect the purposes of this Act. All adjustments hereunder shall conform to the approved plats of such survey or resurvey, and no other survey will be recognized.

Appraisal of lands.

SEC. 3. That in fixing the appraised price of such lands the Secretary of the Interior shall consider and give effect to the good faith and equities of the occupants of any of the areas found to be public land; and if the whole or any part of such land be within the corporate limits of the town of Tavares, the survey of the lots, blocks, streets, and alleys shall be considered as executed under the provisions of section 2384, Revised Statutes, but as far as practicable shall conform to the existing surveys and plats of the lots in such town: *Provided*, That the Secretary may, in his discretion, issue a patent to Lake County, Florida, to not exceeding one acre upon which the county courthouse is located, such patent to provide that the land shall revert to the Government of the United States if the county sells any part thereof or devotes it to any use other than as a site for a courthouse and grounds.

Tavares, Fla.  
Town site survey of lots, etc., accepted.

R. S., sec. 2384, p. 436.  
U. S. Code, p. 1378.

*Proviso.*  
Patent to Lake County of courthouse, etc.

Reversion if sold, etc.

Tavares.  
Town site provisions extended to.  
R. S., secs. 2382, 2384, 2385, p. 436.  
U. S. Code, pp. 1377, 1378.

*Proviso.*  
Purchase allowed actual possessor.

Town site provisions hereof extended to other towns in area hereof.

SEC. 4. That the provisions of section 2382, Revised Statutes, as modified by sections 2384 and 2385, Revised Statutes, shall extend to all areas surveyed as within and a part of the town of Tavares: *Provided*, That subject to adverse rights any person entitled to a preference right to purchase under the provisions of this Act may secure under this section lands in his actual possession, whether in a single tract or in surveyed lots, of a maximum area of eighty-four thousand square feet, upon payment therefor at a rate not exceeding \$10 for four thousand two hundred square feet, but any applicant may elect to proceed under section 1 of this Act: *Provided further*, That all the provisions hereof applicable to the town of Tavares shall be extended to any other established town within the area affected by this Act.

Approved, May 21, 1928.

May 21, 1928.  
[H. R. 5644.]  
[Public, No. 448.]

CHAP. 650.—An Act To enable an enlisted man in the naval service to make good time lost in excess of one day under certain conditions.

Navy.  
Enlisted men absent without leave, etc., for more than one day, permitted to make good time lost.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That every enlisted man in the naval service who, without proper authority, absents himself from his ship, station, or duty for more than one day, or who is confined for more than one day under sentence, or while awaiting trial and disposition of his case, if the trial results in conviction, may be permitted to serve, after his return to a full-duty status, for such period as shall, with the time he may have served prior to such unauthorized absence or confinement, amount to the full term of his enlistment.

Approved, May 21, 1928.

May 21, 1928.  
[S. 4405.]  
[Public, No. 449.]

CHAP. 651.—An Act Authorizing the Detroit River Canadian Bridge Company, its successors and assigns, to construct, maintain, and operate a bridge across the Detroit River at or near Stony Island, Wayne County, State of Michigan.

Detroit River.  
Detroit River Canadian Bridge Company may bridge, at Stony Island, Mich.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That in order to facilitate international commerce, improve the postal service, and provide for military and other purposes, the Detroit River Canadian Bridge Company, its successors and assigns, be, and is hereby, authorized to construct, maintain, and operate a bridge and approaches thereto across the Detroit River, so far as the United States has jurisdiction over the waters of such river, at a point

suitable to the interests of navigation, at or near Stony Island, Wayne County, State of Michigan, in accordance with the provisions of the Act entitled "An Act to regulate the construction of bridges over navigable waters," approved March 23, 1906, subject to the conditions and limitations contained in this Act, and subject to the approval of the proper authorities in the Dominion of Canada.

SEC. 2. There is hereby conferred upon the Detroit River Canadian Bridge Company, its successors and assigns, all such rights and powers to enter upon lands and to acquire, condemn, occupy, possess, and use real estate and other property in the State of Michigan 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 of Michigan, 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 Detroit River Canadian Bridge Company, its successors and assigns, is hereby authorized to fix and charge tolls for transit over such bridge in accordance with any laws of the State of Michigan applicable thereto, 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. The right to sell, assign, transfer, and mortgage all the rights, powers, and privileges conferred by this Act is hereby granted to the Detroit River Canadian Bridge Company, 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. 5. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, May 21, 1928.

**CHAP. 652.**—An Act Withdrawing from entry the northwest quarter section 12, township 30 north, range 19 east, Montana meridian.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the northwest quarter section 12, township 30 north, range 19 east, Montana meridian, is hereby withdrawn from all forms of entry under the public land laws of the United States, for the purpose of preserving the site of the battle between Nez Perces Indians under Chief Joseph and the command of Nelson A. Miles.

SEC. 2. That the Secretary of the Interior is hereby authorized to enter into an agreement with the State of Montana, or Blaine County, Montana, or citizens of Montana, or either or any of them, for the care and upkeep of the herein-described lands.

SEC. 3. That the lands hereby withdrawn from entry shall be designated and known as the Chief Joseph Battle Ground of the Bear's Paw.

Approved, May 21, 1928.

Construction.  
Vol. 34, p. 84.

Approval of Canada  
required.

Right to acquire real  
estate, etc., in Michi-  
gan for location, ap-  
proaches, etc.

Condemnation pro-  
ceedings.

Tolls authorized.

Vol. 34, p. 85.

Right to sell, etc.,  
conferred.

Amendment.

May 21, 1928.  
[H. R. 8110.]  
[Public, No. 450.]

Public lands.  
Site of battle between  
Nez Perces Indians and  
Army under Nelson A.  
Miles withdrawn from  
entry.

Agreement with  
Montana, etc., for care,  
etc.

Designated as Chief  
Joseph Battle Ground  
of the Bear's Paw.

May 21, 1928.  
[H. R. 7946.]  
[Public, No. 451.]

**CHAP. 653.**—An Act To repeal an Act entitled "An Act to extend the provisions of the homestead laws to certain lands in the Yellowstone forest reserve," approved March 15, 1906.

Yellowstone National Forest. Act authorizing homestead entries in, repealed. Vol. 34, p. 62, repealed. *Proviso.* Existing rights not affected.

*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 extend the provisions of the homestead laws to certain lands in the Yellowstone forest reserve," approved March 15, 1906, Thirty-fourth United States Statutes at Large, page 62, be, and the same is hereby, repealed: *Provided,* That the passage of this Act shall in nowise affect valid existing rights.

Approved, May 21, 1928.

May 21, 1928.  
[H. R. 8126.]  
[Public, No. 452.]

**CHAP. 654.**—An Act To repeal the proviso of section 6 and the last proviso of section 7 of "An Act to establish the Mount McKinley National Park, in the Territory of Alaska," approved February 26, 1917.

Mount McKinley National Park, Alaska. Limit on appropriations for, repealed. Vol. 39, p. 939, repealed.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the last proviso of section 7 of an Act entitled "An Act to establish the Mount McKinley National Park, in the Territory of Alaska," approved February 26, 1917, which is in the words and figures following: "*Provided,* That no appropriation for the maintenance of said park in excess of \$10,000 annually shall be made, unless the same shall have first been expressly authorized by law," be, and the same is hereby, repealed.

Provision allowing killing of game for food in, repealed. Vol. 39, p. 939, repealed.

**SEC. 2.** That the proviso of section 6 of an Act entitled "An Act to establish the Mount McKinley National Park, in the Territory of Alaska," approved February 26, 1917, which is in the words and figures following: "*Provided,* That prospectors and miners engaged in prospecting or mining in said park may take and kill therein so much game or birds as may be needed for their actual necessities when short of food; but in no case shall animals or birds be killed in said park for sale or removal therefrom, or wantonly," be, and the same is hereby repealed.

Approved, May 21, 1928.

May 21, 1928.  
[H. R. 9355.]  
[Public, No. 453.]

**CHAP. 655.**—An Act To provide for the acquisition of certain property in the District of Columbia for the Library of Congress, and for other purposes.

Library of Congress. Joint commission created. Composition of.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That there is hereby created a joint commission to be composed of the chairman and ranking minority member of the Committee on the Library of the Senate, the chairman and ranking minority member of the Committee on the Library of the House of Representatives, and the Architect of the Capitol. The chairman of the Commission on the Library of the Senate shall act as chairman of the commission. The commission is authorized to sit and act at such time and places within the District of Columbia as it deems advisable. The chairman and ranking minority member of the Committee on the Library of the House of Representatives shall continue to serve upon the commission if they have been reelected to the House of Representatives, notwithstanding the expiration of the Congress. The members of the commission shall receive no additional compensation for their services as such members, but they shall be reimbursed for necessary expenses incurred by them in the performance of the duties vested in

Chairman, etc.

Continuation of services of reelected Members of the House.

No compensation for service, but necessary expenses to be reimbursed.

the commission. The commission shall cease to exist six months after the date of final acquisition of the property under the provisions of section 2 of this Act.

SEC. 2. For the purpose of providing a site for additional buildings for the Library of Congress, the commission is authorized and directed to acquire on behalf of the United States, by purchase, condemnation, or otherwise, at a cost not to exceed \$600,000, all the privately owned land, including buildings and other structures, in square numbered 761 and so much thereof in square numbered 760 as is south of the north side of the alley, being lots numbered 15 to 30, inclusive, and including any easements or rights of reversion, in the District of Columbia, as such squares appear on the records in the office of the surveyor of the District of Columbia as of the date of the enactment of this Act. Any condemnation proceedings necessary to be instituted under the authority of this Act shall be in accordance with the provisions of section 3 of the Act entitled "An Act making appropriations for sundry civil expenses of the Government for the fiscal year ending June 30, 1891, and for other purposes," approved August 30, 1890, as amended.

SEC. 3. All such land, buildings, and structures, when acquired, shall be under the jurisdiction and control of the Architect of the Capitol, who is authorized, pending the demolition of such buildings and structures and the use of the land for Library purposes (a) to lease any or all of such property for such periods and under such terms and conditions as he may deem most advantageous to the United States, (b) out of such appropriations as may be made therefor, to provide for the maintenance, repair, and protection of such property and to incur such other expenses as may be necessarily incident to such jurisdiction and control, and (c) to render available for the use of the Library, upon the request of the librarian, such portions thereof as may be suitable temporarily for storage or other purposes.

The proceeds of any leases hereunder shall be covered into the Treasury as miscellaneous receipts, and the Architect of the Capitol shall include in his annual report a detailed statement of his action under this section during the period covered by such report.

SEC. 4. The Architect of the Capitol is authorized to remove or to provide for the removal of such buildings and structures or such part thereof as may be necessary, upon request of the Joint Committee on the Library, when it shall become apparent to such committee that such land or any part thereof is needed for the purpose of commencing the construction of any additional building or buildings for the Library of Congress.

SEC. 5. After the demolition of the buildings and structures acquired hereunder, the Commissioners of the District of Columbia, upon request of the Joint Committee on the Library, are authorized and directed to close and vacate that part of A Street southeast, lying between the east side of Second Street and the west side of Third Street southeast, and also the alley intersecting square numbered 760 as described above in section 2, and the portion of such street and the whole of said alley so closed and vacated, together with the land acquired under this Act, shall thereupon become a part of the grounds of the Library of Congress.

SEC. 6. Appropriations made for carrying out the provisions of this Act shall be disbursed by the disbursing officer of the Interior Department.

Approved, May 21, 1928.

After acquisition of property, existence to cease.

Acquisition authorized by purchase, etc., of designated privately owned land.  
Cost limit.  
Post, p. 1397.

Condemnation proceedings.

Vol. 26, p. 412.

Architect of the Capitol.  
Property when acquired to be under his control.  
Leases pending demolition of buildings, etc.

Maintenance, etc., to be provided for.

Temporary use for Library storage, etc.

Proceeds of leases to be covered into the Treasury.

Removal of buildings, etc., when land needed for constructing buildings for the Library.

Vacation of street and alleys upon demolition of acquired buildings.

To become part of grounds of the Library.

Disbursements.

May 21, 1928.  
[H. R. 12286.]  
[Public, No. 454.]

**CHAP. 656.**—An Act Making appropriations for the Navy Department and the naval service for the fiscal year ending June 30, 1929, and for other purposes.

Navy Department  
appropriations for fiscal  
year, 1929.

*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, 1929, namely:

## NAVAL ESTABLISHMENT

Naval Establish-  
ment.

### OFFICE OF THE SECRETARY

Secretary's Office.

### PAY, MISCELLANEOUS

Pay, miscellaneous.

Expenses designated.

Attendance at meet-  
ings.

For commissions and interest; transportation of funds; exchange; for traveling expenses of civilian employees; for the expenses of the attendance of two representatives of the Navy Department who may be designated as delegates from the United States to attend the meetings of the International Research Council or of its branches; for the expenses for the attendance of one representative of the Navy Department who may be designated as a delegate of the United States to attend the International Hydrographic Conference; not to exceed \$2,000 for the part time or intermittent employment in the District of Columbia or elsewhere of such experts and at such rates of compensation as may be contracted for by and in the discretion of the Secretary of the Navy; actual expenses of officers and midshipmen while on shore patrol duty; hire of launches or other small boats in Asiatic waters; for rent of buildings and offices not in navy yards; expenses of courts-martial, including law and reference books, prisoners and prisons, and courts of inquiry, boards of inspection, examining boards, with clerks, and witnesses' fees, and traveling expenses and costs; expenses of naval defense districts; stationery and recording; religious books; newspapers and periodicals for the naval service; all advertising for the Navy Department and its bureaus (except advertising for recruits for the Bureau of Navigation); copying; ferriage; tolls; costs of suits; relief of vessels in distress; recovery of valuables from shipwrecks; quarantine expenses; reports; professional investigation; cost of special instruction at home and abroad, including maintenance of students and attachés; information from abroad and at home, and the collection and classification thereof; all charges pertaining to the Navy Department and its bureaus for ice for the cooling of drinking water on shore (except at naval hospitals), and not to exceed \$177,000 for telephone rentals and tolls, telegrams and cablegrams; postage, foreign and domestic, and post-office box rentals; for 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, and for payment of claims for damages under Naval Act approved July 11, 1919; and other necessary and incidental expenses; in all, \$1,510,000: *Provided*, That no part of this appropriation shall be available for the expense of any naval district unless the commandant thereof shall be also the commandant of a navy yard, naval training station, or naval operating base: *Provided further*, That the sum to be paid out of this appropriation, under the direction of the Secretary of the Navy, for clerical, inspection, and messenger service in navy yards and naval stations, for the fiscal year ending June 30, 1929, shall not exceed \$495,000.

Advertising, etc.

Information from  
abroad, etc.

Interned prisoners of  
war, etc.

Damages claims.  
Vol. 41, p. 132.

*Provisos.*  
Restriction on use in  
naval districts.

Clerical, etc., services  
at yards and stations.

## CONTINGENT, NAVY

For all emergencies and extraordinary expenses, exclusive of personal services in the Navy Department or any of its subordinate bureaus or offices at Washington, District of Columbia, arising at home or abroad, but impossible to be anticipated or classified, to be expended on the approval and authority of the Secretary of the Navy, and for such purposes as he may deem proper, and for examination of estimates for appropriations in the field for any branch of the naval service, \$40,000.

Contingent, Navy.

## TEMPORARY GOVERNMENT FOR WEST INDIAN ISLANDS

For expenses incident to the occupation of the Virgin Islands and to the execution of the provisions of the Act providing a temporary government for the West Indian Islands acquired by the United States from Denmark, and for other purposes, approved March 3, 1917, to be applied under the direction of the President, \$260,000, and in addition thereto such an amount (not in excess of \$20,000) as may be equivalent to (a) the total of the unobligated balances of the revenues collected and paid into the treasuries of such islands during the fiscal year 1928, and of the appropriation "Temporary Government for West Indian Islands, 1928," plus (b) the sum by which the revenues collected and paid into the treasuries of such islands during the fiscal year 1929 exceed the sum of \$260,000: *Provided*, That no part of the \$260,000 shall be paid to anyone holding office in the Colonial Councils of the Virgin Islands or other public office under the government of said islands who owes allegiance to any country other than the United States of America.

Virgin Islands.

Temporary government in.  
Vol. 39, p. 1132.Additional, from un-  
expended balances.  
Vol. 44, p. 1277.From insular reve-  
nue.*Proviso.*  
Officials holding alle-  
giances to any other  
country, excluded pay  
herefrom.

## STATE MARINE SCHOOLS, ACT MARCH 4, 1911

To reimburse the State of New York, \$25,000; the State of Massachusetts, \$25,000; and the State of Pennsylvania, \$25,000, for expenses incurred in the maintenance and support of marine schools in those States in accordance with section 2 of the Act entitled "An Act for the establishment of marine schools, and for other purposes," approved March 4, 1911; in all, \$75,000.

Marine schools.

Reimbursing New  
York, Massachusetts,  
and Pennsylvania, for.  
Vol. 36, p. 1353.

## 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 Cullion, in the Philippines, and their maintenance, \$22,000; for educational purposes, \$13,000; in all, \$35,000.

Lepers, etc.

Care, etc., Cullion,  
P. I.

## NAVAL RESEARCH LABORATORY

For laboratory and research work and other necessary work of the naval research laboratory for the benefit of the naval service, including operation and maintenance of a laboratory, additions to equipment necessary properly to carry on work in hand, maintenance of buildings and grounds, the temporary employment of such scientific civilian assistants as may become necessary, and subscriptions to technical periodicals, to be expended under the direction of the Secretary of the Navy, \$200,400: *Provided*, That \$15,000 of this appropriation shall be available for the temporary employment of civilian scientists and technicians required on special problems: *Provided further*, That the sum to be paid out of this appropriation for technical, drafting, clerical, and messenger service shall not exceed \$85,400 in addition to the amount authorized by the preceding proviso.

Research laboratory.

Work of, for naval  
service.*Proviso.*  
Temporary scientists.Technical, etc., serv-  
ices.

Bureau of Navigation.

## BUREAU OF NAVIGATION

### RECREATION FOR ENLISTED MEN, NAVY

Recreation for enlisted men.

For the recreation, amusement, comfort, contentment, and health of the Navy, to be expended in the discretion of the Secretary of the Navy, under such regulations as he may prescribe, \$400,000: *Provided*, That the amount paid from this appropriation for personal services of field employees, exclusive of temporary services, shall not exceed \$35,000.

*Proviso.*  
Pay restriction.

### CONTINGENT, BUREAU OF NAVIGATION

Contingent.

For continuous-service certificates, commissions, warrants, diplomas, discharges, good-conduct badges, and medals for men and boys; purchase of gymnastic apparatus; 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; books for training apprentice seamen and landsmen; packing boxes and materials; books and models; stationery; and other contingent expenses and emergencies arising under cognizance of the Bureau of Navigation, unforeseen and impossible to classify, \$10,000.

Gunnery and engineering exercises.

### GUNNERY AND ENGINEERING EXERCISES, BUREAU OF NAVIGATION

Badges, ranges, etc.

For trophies and badges for excellence in gunnery, target practice, 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, \$50,650.

### INSTRUMENTS AND SUPPLIES, BUREAU OF NAVIGATION

Equipment supplies, etc.

For supplies for seamen's quarters; and for the purchase of all other articles of equipment at home and abroad; and for the payment of labor in equipping vessels therewith and manufacture of such articles in the several navy yards; all pilotage and towage of ships of war; canal tolls, wharfage, dock and port charges, and other necessary incidental expenses of a similar nature; services and materials in repairing, correcting, adjusting, and testing compasses on shore and on board ship; nautical and astronomical instruments and repairs to same, and pay of chronometer caretakers; libraries for ships of war, professional books, schoolbooks, and papers; maintenance of gunnery and other training classes; compasses, compass fittings, including binnacles, tripods, and other appendages of ship's compasses; logs and other appliances for measuring the ship's way and leads and other appliances for sounding; photographs, photographic instruments and materials, printing outfit and materials; and for the necessary civilian electricians for gyrocompass testing and inspection; in all, \$580,000.

### OCEAN AND LAKE SURVEYS, BUREAU OF NAVIGATION

Ocean and lake surveys.

For hydrographic surveys, including the pay of the necessary hydrographic surveyors, cartographic draftsmen, and recorders, and for the purchase of nautical books, charts, and sailing directions, \$80,000.



## NAVAL TRAINING STATIONS, BUREAU OF NAVIGATION

For maintenance, including labor and material, heat, light, water, general care, repairs, and improvements; schoolbooks; and all other incidental expenses for the naval training stations that follow:

San Diego, California, \$170,000;  
Newport, Rhode Island, \$245,000;  
Great Lakes, Illinois, \$270,000;  
Hampton Roads, Virginia, \$245,000;

*Provided*, That the amount to be paid out of each of the foregoing sums under the direction of the Secretary of the Navy for clerical, drafting, inspection, and messenger service for the fiscal year ending June 30, 1929, shall not exceed \$12,600, except for Great Lakes, which shall not exceed \$13,750.

## NAVAL RESERVE

For expenses of organizing, administering, and recruiting the Naval Reserve and Naval Militia; pay and allowances of officers and enrolled and enlisted men of the Naval Reserve when employed on authorized training duty; mileage for officers while traveling under orders to and from training duty; transportation of enrolled and enlisted men to and from training duty, and subsistence and transfers en route, or cash in lieu thereof; subsistence of enrolled and enlisted men during the actual period of training duty; subsistence of officers and enrolled and enlisted men of the Fleet Naval Reserve while performing authorized training or other duty without pay; pay, mileage, and allowances of officers of the Naval Reserve and pay, allowances, and subsistence of enrolled and enlisted men of the Naval Reserve when ordered to active duty in connection with the instruction, training, and drilling of the Naval Reserve; pay of officers and enrolled and enlisted men of the Fleet Naval Reserve for the performance of drills or other equivalent instruction or duty, or appropriate duties, and administrative duties, \$4,075,820, of which amount not more than \$180,000 shall be available for maintenance and rental of armories, including pay of necessary janitors, and for wharfage, not more than \$73,531 shall be available for clerical and messenger services for Naval Reserve administration in naval stations and districts for the fiscal year ending June 30, 1929, not more than \$609,555 shall be available, in addition to other appropriations, for aviation material, equipment, fuel, and rental of hangars, and not more than \$790,000 shall be available in addition to other appropriations, for fuel and the transportation thereof, and for all other expenses in connection with the maintenance, operation, repair, and upkeep of vessels assigned for training the Naval Reserve.

## NAVAL RESERVE OFFICERS' TRAINING CORPS

For the procurement, maintenance, and issue, under such regulations as may be prescribed by the Secretary of the Navy, to institutions at which one or more units of the Naval Reserve Officers' Training Corps are established, of such means of transportation, books, supplies, tentage, equipment, and uniforms as he may deem necessary, and all other miscellaneous items, including cleaning and laundering of uniforms and clothing at camps or on board ship; and to pay commutation in lieu of uniforms at a rate to be fixed annually by the Secretary of the Navy; for transporting supplies and equipment from place of issue to the several institutions, training camps, and ships and return of same to place of issue when necessary; for

Training stations.

Maintenance, etc.

California.

Rhode Island.

Illinois.

Virginia.

*Proviso.*  
Clerical, etc., services.

Naval Reserve.

Organizing, recruiting, etc., expenses.  
Pay, etc., on active duty.

Fleet Naval Reserve, subsistence.

Pay, etc.

Armories, wharfage, etc.

Aviation expenses.

Fuel, etc.

Naval Reserve Officers' Training Corps.

Procuring supplies, etc., for units of.

Expenses of instruction camps and ship schools.

the establishment and maintenance of camps of instruction, and schools on ships for the further practical instruction of members of the Naval Reserve Officers' Training Corps, and for transporting members of such corps to and from such camps or ships and to subsist them while traveling to and from such camps or ships and while remaining therein so far as appropriations will permit or, in lieu of transporting them to and from such camps or ships 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 or ship and for the return journey thereto, and to pay the return travel pay in advance of the actual performance of the travel; for pay for students attending advanced camps or advanced schools on ships at the rate prescribed for enlisted men of the seventh pay grade; for the payment of commutation of subsistence to members of the senior division of the Naval Reserve Officers' Training Corps, at a rate not exceeding the cost of the commuted ration of the Navy; for medical and hospital treatment, subsistence until furnished transportation, and transportation when fit for travel to their homes of members of the Naval Reserve Officers' Training Corps injured in line of duty while at camps of instruction or on ships; and for the cost of preparation and transportation to their homes and burial expenses of the remains of the members of the Naval Reserve Officers' Training Corps who die while attending camps of instruction or on ships; and for the cost of maintenance, repair, and operation of motor-propelled passenger-carrying vehicles \$89,200, to remain available until December 31, 1929: *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 from this appropriation, except for actual expenses 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 Naval Reserve Officers' Training Corps from stocks under the control of the Navy be in excess of the price current at the time the issue is made.

Commutation of travel allowance.

Subsistence commutation.

Medical, etc., treatment.

*Provided*. Uniforms, etc., from Navy stock.

Price current to govern payments.

War College.

#### NAVAL WAR COLLEGE, BUREAU OF NAVIGATION

Maintenance.

For maintenance of the Naval War College on Coasters Harbor Island, including care of grounds, \$101,400; services of a professor of international law, \$2,000; services of civilian lecturers, rendered at the War College, \$2,000; care and preservation of the library, including the purchase, binding, and repair of books of reference and periodicals, \$5,000; in all, \$110,400: *Provided*, That the sum to be paid out of this appropriation under the direction of the Secretary of the Navy for clerical, inspection, drafting, and messenger service for the fiscal year ending June 30, 1929, shall not exceed \$68,518.

*Provided*. Clerical, etc., services.

Naval Home.

#### NAVAL HOME, PHILADELPHIA, PENNSYLVANIA

Pay of employees.

For pay of employees at rates of pay to be fixed by the Secretary of the Navy, \$73,425.

Maintenance.

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 entertainments 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, \$101,575;

In all, Naval Home, \$175,000, which sum shall be paid out of the income from the naval pension fund.

From naval pension fund.

## BUREAU OF ENGINEERING

Bureau of Engineering.

### ENGINEERING

For repairs, preservation, and renewal of machinery, auxiliary machinery, and boilers of naval vessels, yard craft, and ships' boats, distilling and refrigerating apparatus; repairs, preservation, and renewals of electric interior and exterior signal communications and all electrical appliances of whatsoever nature on board naval vessels, except range finders, battle order and range transmitters and indicators, and motors and their controlling apparatus used to operate machinery belonging to other bureaus; searchlights and fire-control equipments for antiaircraft defense at shore stations; maintenance and operation of coast signal service; equipage, supplies, and materials under the cognizance of the bureau required for the maintenance and operation of naval vessels, yard craft, and ships' boats; care, custody, and operation of the naval petroleum reserves; purchase, installation, repair, and preservation of machinery, tools, and appliances in navy yards and stations, pay of classified field force under the bureau; incidental expenses for naval vessels, navy yards, and stations, inspectors' offices, the engineering experiment station, such as photographing, technical books and periodicals, stationery, and instruments; services, instruments and apparatus, supplies, and technical books and periodicals necessary to carry on experimental 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 \$20 per diem for any person so employed; in all, \$19,421,700: *Provided*, That the sum to be paid out of this appropriation, under the direction of the Secretary of the Navy, for clerical, drafting, inspection, and messenger service in navy yards, naval stations, and offices of United States inspectors of machinery and naval material for the fiscal year ending June 30, 1929, shall not exceed \$1,596,700.

Engineering repairs, machinery, etc.

Equipment supplies.

Proviso. Clerical, etc., services.

### ENGINEERING EXPERIMENTAL STATION, ANNAPOLIS, MARYLAND

For original investigation and extended experimentation of naval appliances, testing implements and apparatus; purchase and installation of such machines and auxiliaries considered applicable for test and use in the naval service; and for maintenance and equipment of buildings and grounds, \$175,000.

Engineering experiment station.

Experimental work, etc.

## BUREAU OF CONSTRUCTION AND REPAIR

Bureau of Construction and Repair.

### CONSTRUCTION AND REPAIR, BUREAU OF CONSTRUCTION AND REPAIR

Construction and repair of vessels: For preservation and completion of vessels on the stocks and in ordinary; purchase of materials and stores of all kinds; steam steerers, steam capstans, steam wind-

Construction and repair of vessels.

lasses, and all other auxiliaries; labor in navy yards and on foreign stations; purchase of machinery and tools for use in shops; carrying on work of experimental model tank and wind tunnel; designing naval vessels; construction and repair of yard craft, lighters, and barges; wear, tear, and repair of vessels afloat; general care and protection of the Navy in the line of construction and repair; incidental expenses for vessels and navy yards, inspectors' offices, such as photographing, books, professional magazines, plans, stationery, and instruments for drafting room, and for pay of classified field force under the bureau; services, instruments and apparatus, supplies, and technical books and periodicals necessary to carry on experimental and research work; 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 \$20 per diem for any person so employed; for hemp, wire, iron, and other materials for the manufacture of cordage, anchors, cables, galleys, and chains; specifications for purchase thereof shall be so prepared as shall give fair and free competition; canvas for the manufacture of sails, awnings, hammocks, and other work; interior appliances and tools for manufacturing purposes in navy yards and naval stations; and for the purchase of all other articles of equipage at home and abroad; and for the payment of labor in equipping vessels therewith and manufacture of such articles in the several navy yards; naval signals and apparatus, other than electric, namely, signals, lights, lanterns, running lights, and lamps and their appendages for general use on board ship for illuminating purposes; and oil and candles used in connection therewith; bunting and other materials for making and repairing flags of all kinds; for all permanent galley fittings and equipage; rugs, carpets, curtains, and hangings on board naval vessels, \$17,228,000, of which sum \$200,000 shall be available immediately: *Provided*, That the sum to be paid out of this appropriation, under the direction of the Secretary of the Navy, for clerical, drafting, inspection, watchmen (ship keepers), and messenger service in navy yards, naval stations, and offices of superintending naval constructors for the fiscal year ending June 30, 1929, shall not exceed \$1,828,000.

Equipment supplies.

*Provided*,  
Clerical, etc., serv-  
ices.

Bureau of Ordnance.

## BUREAU OF ORDNANCE

### ORDNANCE AND ORDNANCE STORES, BUREAU OF ORDNANCE

Procuring, etc., ord-  
nance and ordnance  
stores.

For procuring, producing, preserving, and handling ordnance material, for the armament of ships; for fuel, material, and labor to be used in the general work under the cognizance of the Bureau of Ordnance; for furniture at naval ammunition depots, torpedo stations, naval ordnance plants, and proving grounds; for technical books; plant appliances as now defined by the "Navy Classification of Accounts"; for machinery and machine tools; for experimental work in connection with the development of ordnance material for the Navy; for maintenance of proving grounds, powder factory, torpedo stations, gun factory, ammunition depots, and naval ordnance plants, and for target practice; not to exceed \$15,000 for minor improvements to buildings, grounds, and appurtenances of a character which can be performed by regular station labor; for payment of part time or intermittent employment in the District of Columbia, or elsewhere, of such scientists and technicians as may be contracted for by the Secretary of the Navy in his discretion at a rate of pay not exceeding \$20 per diem for any person so employed; for the maintenance, repair, and operation of horse-drawn and motor-

Plant appliances.  
Experimental work.

Vehicles, etc.

propelled freight and passenger-carrying vehicles, to be used only for official purposes at naval ammunition depots, naval proving grounds, naval ordnance plants, and naval torpedo stations; for the pay of chemists, clerical, drafting, inspection, and messenger service in navy yards, naval stations, naval ordnance plants, and naval ammunition depots, and for care and operation of schools during the fiscal year 1929 at ordnance stations at Indianhead, Maryland, Dahlgren, Virginia, and South Charleston, West Virginia, \$11,952,050: *Provided*, That the sum to be paid out of this appropriation under the direction of the Secretary of the Navy for chemists, clerical, drafting, inspection, watchmen, and messenger service in navy yards, naval stations, naval ordnance plants, and naval ammunition depots for the fiscal year ending June 30, 1929, shall not exceed \$960,800.

For purchase and manufacture of smokeless powder, \$1,000,000.

Torpedoes and appliances, Bureau of Ordnance: For the purchase and manufacture of torpedoes and appliances, to be available until expended, \$450,000.

## BUREAU OF SUPPLIES AND ACCOUNTS

### PAY, SUBSISTENCE, AND TRANSPORTATION OF NAVAL PERSONNEL

Pay of naval personnel: For pay and allowances prescribed by law of officers on sea duty and other duty, and officers on waiting orders—pay, \$28,748,197; rental allowance, \$6,073,789; subsistence allowance, \$3,631,327; in all, \$38,453,313; officers on the retired list, \$5,239,000; for hire of quarters for officers serving with troops where there are no public quarters belonging to the Government, and where there are not sufficient quarters possessed by the United States to accommodate them, and hire of quarters for officers and enlisted men on sea duty at such times as they may be deprived of their quarters on board ship due to repairs or other conditions which may render them uninhabitable, \$3,000; pay of enlisted men on the retired list, \$2,011,017; extra pay to men reenlisting after being honorably discharged, \$1,596,175; interest on deposits by men, \$1,800; pay of petty officers, seamen, landsmen, and apprentice seamen, including men in the engineer's force and men detailed for duty with the Fish Commission, enlisted men, men in trade schools, pay of enlisted men of the Hospital Corps, extra pay to men for diving and cash prizes for men for excellence in gunnery, target practice, and engineering competitions, \$66,596,350; outfits for all enlisted men and apprentice seamen of the Navy on first enlistment at not to exceed \$100 each, 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 airborne craft, and the authorized issue of clothing and equipment to the members of the Nurse Corps, \$1,889,160; pay of enlisted men undergoing sentence of court-martial, \$213,000, and as many machinists as the President may from time to time deem necessary to appoint; and apprentice seamen under training at training stations and on board training ships, at the pay prescribed by law, \$1,530,000; pay and allowances of the Nurse Corps, including assistant superintendents, directors, and assistant directors—pay \$675,220, rental allowance \$24,000, subsistence allowance \$20,805, pay retired list \$10,803; in all, \$730,828; rent of quarters for members of the Nurse Corps; pay and allowances of Fleet Naval Reservists of the classes defined in sections 22, 23, 24, and 26 of the Act of February 28, 1925, \$9,232,572; reimbursement for losses of property under Act of October 6, 1917, \$5,000; payment of six months' death gratuity, \$150,000; in all, \$127,651,215;

Schools at designated stations.

*Proviso.*  
Chemical, etc., services.

Smokeless powder.  
Torpedoes, etc.

Bureau of Supplies and Accounts.

Pay, etc., of the Navy.

Officers.

Pay, rental, subsistence allowance.

Retired.

Hire of quarters.

Enlisted men.

Outfits, etc.

Clothing reimbursements, etc.

Machinists, apprentice seamen under training.

Nurse Corps.

Fleet Naval Reservists.

Vol. 43, pp. 1086, 1087.

Property losses.

Death gratuity.

Subsistence.  
Provisions, com-  
muted rations, etc.

Subsistence while ab-  
sent from duty.

Naval Reserve, etc.

Transportation.

Recruiting.

Dependents.

Aggregate amount.

Accounting, etc.

*Prorisos.*  
Additional medical,  
etc., personnel for Veter-  
ans' Bureau patients  
at naval hospitals.

Restriction on admis-  
sions to Naval Acade-  
my.

Subsistence of naval personnel: For provisions and commuted rations for enlisted men of the Navy, which commuted rations may be paid to caterers of messes in case of death or desertion upon orders of the commanding officers, at 50 cents per diem, and midshipmen at 80 cents per diem, and commuted rations stopped on account of sick in hospital and credited at the rate of 75 cents per ration to the naval hospital fund; subsistence of men unavoidably detained or absent from vessels to which attached under orders (during which subsistence rations to be stopped on board ship and no credit for commutation therefor to be given); quarters and subsistence of men on detached duty; subsistence of members of the Naval Reserve during period of active service; subsistence in kind at hospitals and on board ship in lieu of subsistence allowance of female nurses and Navy and Marine Corps general courts-martial prisoners undergoing imprisonment with sentences of dishonorable discharge from the service at the expiration of such confinement; in all, \$18,845,502.

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; for mileage, at 5 cents per mile, to midshipmen entering the Naval Academy while proceeding from their homes to the Naval Academy for examination and appointment as midshipmen, and not more than \$2,500 shall be available for transportation of midshipmen, including reimbursement of traveling expenses while traveling under orders after appointment as midshipmen; for actual traveling expenses of female nurses; for travel allowance or for transportation and subsistence as authorized by law of enlisted men upon discharge; transportation of enlisted men and apprentice seamen and applicants for enlistment at home and abroad, with subsistence and transfers en route, or cash in lieu thereof; transportation to their homes, if residents of the United States, of enlisted men and apprentice seamen discharged on medical survey, with subsistence and transfers en route, or cash in lieu thereof; transportation of sick or insane enlisted men and apprentice seamen and insane supernumerary patients to hospitals, with subsistence and transfers en route, or cash in lieu thereof; apprehension and delivery of deserters and stragglers, and for railway guides and other expenses incident to transportation; expenses of recruiting for the naval service; rent of rendezvous and expenses of maintaining the same; advertising for and obtaining men and apprentice seamen; actual and necessary expenses in lieu of mileage to officers on duty with traveling recruiting parties; transportation of dependents of officers and enlisted men; in all, \$4,400,240;

In all, for pay, subsistence, and transportation of naval personnel, \$150,896,957, of which sum \$500,000 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' Bureau in naval hospitals, may be employed in addition to the numbers appropriated for in this Act: *Provided further*, That no part of this appropriation shall be available for the pay of any midshipmen whose admission subsequent to March 21, 1928, would result in exceeding at any time an allowance of four midshipmen for each Senator, Representative, and Delegate in Congress; of one midshipman for Porto Rico, a native of the island, appointed on nomination of the governor, and of four midshipmen from Porto Rico, appointed on nomination of the Resident Commissioner; and

of two midshipmen for the District of Columbia: *Provided further*, That nothing herein shall be construed to repeal or modify in any way existing laws relative to the appointment of midshipmen at large, from the enlisted personnel of the naval service or from the Naval Reserve.

Appointments at large or from enlisted men not affected.

#### MAINTENANCE, BUREAU OF SUPPLIES AND ACCOUNTS

For equipage, supplies, and services under the cognizance of the Bureau of Supplies and Accounts, including stationery for commanding, executive, and navigating officers of ships, boards and courts on ships, and chaplains; services of civilian employees under the cognizance of the Bureau of Supplies and Accounts; freight, express, and parcel-post charges pertaining to the Navy Department and Naval Establishment, \$9,647,000: *Provided*, That the sum to be paid out of this appropriation, under the direction of the Secretary of the Navy, for chemists and for clerical, inspection, and messenger service in the supply and accounting departments of the navy yards, naval stations, and disbursing offices for the fiscal year ending June 30, 1929, shall not exceed \$2,975,000: *Provided further*, That hereafter the cost of transporting material purchased free on board cars or on wharf or free alongside vessels at points specified in contracts to the activities to which initial delivery is to be made shall be charged to the naval supply account fund, and after June 30, 1929, the cost of such transportation shall be added to the cost of material.

Maintenance.

Freight, etc., Department and Bureaus.

Provisos.  
Chemical, etc., services.

Cost of transporting material purchased free on board cars, etc., added to cost.

Clothing and small-stores fund.  
Issues to Naval Reserve.

Clothing.  
Agreements for manufacture of, from Government materials.

The clothing and small-stores fund shall be charged with the value of all issues of clothing and small stores made to enlisted men of the Naval Reserve and the uniform gratuity paid to officers of the Naval Reserve.

The Paymaster General of the Navy is authorized to enter into agreements with the proprietors of the piecework shops carried on the rolls of the Naval Clothing Factory during the calendar year 1927 for the manufacture of clothing from materials furnished by the Government, at such prices as may be approved by the Secretary of the Navy.

#### FUEL AND TRANSPORTATION, BUREAU OF SUPPLIES AND ACCOUNTS

For coal and other fuel for submarine bases and steamers' and ships' use, including expenses of transportation, storage, and handling the same and the removal of fuel refuse from ships; maintenance and general operation of machinery of naval fuel depots and fuel plants; water for all purposes on board naval vessels, and ice for the cooling of water, including the expense of transportation and storage of both, \$10,319,656: *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.

Fuel, transportation of, etc.

Provisos.  
Issue of, charged to appropriation applicable.

Prices for fuel on hand.

#### BUREAU OF MEDICINE AND SURGERY

Bureau of Medicine and Surgery.

##### MEDICAL DEPARTMENT

For surgeon's necessaries for vessels in commission, navy yards, naval stations, and Marine Corps; and for the civil establishment at the several naval hospitals, navy yards, naval medical supply depots, Naval Medical School and dispensary, Washington, and Naval

Surgeons' necessaries.  
Civil establishment.

Academy; for tolls and ferriages; purchase of books and stationery; hygienic and sanitary investigation and illustration; sanitary, hygienic, administrative, and special instruction, including the issuing of naval medical bulletins and supplements; purchase and repairs of nonpassenger-carrying wagons, automobile ambulances, and harness; purchase of and feed for horses and cows; maintenance, repair, and operation of three passenger-carrying motor vehicles for naval dispensary, Washington, District of Columbia, and of one motor-propelled vehicle for official use only for the medical officer on out-patient medical service at the Naval Academy; trees, plants, care of grounds, garden tools, and seeds; incidental articles for the Naval Medical School and naval dispensary, Washington, naval medical supply depots, sick quarters at Naval Academy and marine barracks; washing for medical department at 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 United States Naval Medical School and naval medical supply depots; rent of rooms for naval dispensary, Washington, District of Columbia, not to exceed \$1,200; for the care, maintenance, and treatment of the insane of the Navy and Marine Corps on the Pacific coast, including supernumeraries held for transfer to the Government Hospital for the Insane; for dental outfits and dental material; and all other necessary contingent expenses; in all, \$2,032,250: *Provided*, That the sum to be paid out of this appropriation, under the direction of the Secretary of the Navy, for clerical service in naval hospitals, dispensaries, medical supply depots, and Naval Medical School, for the fiscal year ending June 30, 1929, shall not exceed \$150,000.

Vehicles, etc.

Care of insane on Pacific coast.

*Proviso.*  
Clerical, etc., services.

Care of the dead.

#### CARE OF THE DEAD

Expenses of interment of officers, etc., dying in the service.

Civilian employees dying abroad.

*Proviso.*  
Retired officers, etc., on active duty, included.

For the care of the dead; for funeral expenses and interment or transportation to their homes or to designated cemeteries of the remains of officers (including officers who die within the United States) and enlisted men of the Navy and Marine Corps, of members of the Nurse Corps, reservists on active or training duty, and accepted applicants for enlistment, civilian employees of the Navy Department and Naval Establishment who die outside of the continental limits of the United States, and former enlisted men who are discharged while in naval hospitals and are inmates of said hospitals on the date of their death; for funeral expenses and interment of the remains of pensioners and destitute patients who die in naval hospitals; for purchase and care of cemetery lots; for removal of remains from abandoned cemeteries to naval or national cemeteries, or to their homes, including remains interred in isolated graves at home and abroad, and remains temporarily interred, \$60,000: *Provided*, That the above provision shall apply in the case of officers and enlisted men of the Navy and Marine Corps on the retired list who die while on active duty.

Bureau of Yards and Docks.

#### BUREAU OF YARDS AND DOCKS

##### MAINTENANCE, BUREAU OF YARDS AND DOCKS

General maintenance.

Vehicles.

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 the purchase, exchange (including parts), maintenance, repair, and operation of passenger-



carrying vehicles for the Navy Department (not to exceed nine in number) and the Naval Establishment not otherwise provided for, and including not to exceed \$1,008,800 for clerical, inspection, drafting, messenger, and other classified work in the field, \$7,500,000: *Provided*, That during the fiscal year 1929, the motor-propelled passenger-carrying vehicles to be purchased hereunder shall not exceed the following respective numbers and costs: Six at \$2,000 each, six at \$1,500 each, seventeen at \$650 each, and twelve at \$450 each: *Provided further*, That the Secretary of the Navy shall sell, or exchange in part payment for such new vehicles to cost \$1,200 or more, the following respective numbers of motor-propelled passenger-carrying vehicles in use and of makes which now cost in excess of the following respective prices per vehicle to replace: Ten at \$2,000 each and two at \$1,200 each: *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 operators, shall not exceed in the aggregate \$100,000, exclusive of such vehicles owned and operated by the Marine Corps in connection with expeditionary duty without the continental limits of the United States, and on any one vehicle shall not exceed for maintenance, upkeep, and repair, exclusive of garage rent, pay of operator, fuel and lubricants, one-third of the market price of a new vehicle of the same make or class, and in any case more than \$500.

Clerical, etc., services.

*Provisos.*  
Purchase of passenger vehicles limited.

Sale or exchange of vehicles now in use for new ones.

Limit for operation, etc.

Marine Corps, outside continental limits, excluded.

#### CONTINGENT, BUREAU OF YARDS AND DOCKS

For contingent expenses and minor extensions and improvements of public works at navy yards and stations, \$125,000.

Contingent.

#### PUBLIC WORKS, BUREAU OF YARDS AND DOCKS

Public works.

Navy yard, Portsmouth, New Hampshire: Improvement of power plant, \$75,000.

Portsmouth, N. H.

Navy yard, Boston, Massachusetts: Improvement of water front, \$77,000; improvement of power plant, \$90,000; improvement of electric system for Dry Dock Numbered 3, \$30,000; in all, \$197,000.

Boston, Mass.

Navy yard, New York, New York: Improvement of electric systems, \$75,000; dredging, to continue, \$60,000; reconstruction of Dry Dock Numbered 3, \$200,000; in all, \$335,000.

New York, N. Y.

Navy yard, Philadelphia, Pennsylvania: Dredging, to continue, \$100,000.

Philadelphia, Pa.

Engineering Experiment Station, Annapolis, Maryland: Replacement of boiler house, boiler and auxiliaries, \$157,000.

Annapolis, Md.

Navy yard, Norfolk, Virginia: Improvement of electric system, \$75,000; improvement of blocking, Dry Docks Numbered 3 and 4, \$55,000; lean-to addition to building numbered 171, \$15,000; toilet facilities, Dry Docks Numbered 6 and 7, \$8,000; in all, \$153,000.

Norfolk, Va.

Navy yard, Charleston, South Carolina: Dredging, to continue, \$36,000.

Charleston, S. C.

Navy yard, Mare Island, California: Dredging, to continue, \$100,000; improvement of old buildings, \$75,000; improvement of shipbuilding facilities, \$75,000; improvement of power plant and distributing systems, \$95,000; in all, \$345,000.

Mare Island, Calif.

Navy yard, Puget Sound, Washington: Dredging, to continue, \$100,000; improvement of washing and toilet facilities, \$20,000; improvement of electric system, \$83,000; in all, \$203,000.

Puget Sound, Wash.

Naval Operating Base, Hampton Roads, Virginia: Rebuilding pier numbered 7 and west breakwater, \$210,000; dredging, to continue, \$130,000; in all, \$340,000.

Hampton Roads, Va.

- Guantanamo, Cuba. Naval Station, Guantanamo, Cuba: Dredging, \$30,000.
- Pearl Harbor, Hawaii. Naval Station, Pearl Harbor, Hawaii: Improvements to channel and harbor, to continue, \$1,250,000; improvement of water front, \$300,000; for additional necessary costs and expenses of condemnation proceedings authorized by the Act approved June 28, 1921, entitled "An Act to provide for the acquisition by the United States of private rights of fishery in and about Pearl Harbor, Territory of Hawaii," to be available immediately, \$20,000; in all, \$1,570,000.
- Newport, R. I. Naval Torpedo Station, Newport, Rhode Island: Replacement of fresh-water mains, \$12,000.
- Lake Denmark, N. J. Naval Ammunition Depot, Lake Denmark, New Jersey: Replacement of two magazine buildings, \$66,000; improvement of fence, \$9,500; in all, \$75,500.
- Fort Mifflin, Pa. Naval Ammunition Depot, Fort Mifflin, Pennsylvania: Improvement of lightning protection, \$35,000; replacement of cables under Schuylkill River, \$6,000; in all, \$41,000.
- Saint Juliens Creek, Va. Naval Ammunition Depot, Saint Juliens Creek, Virginia: Improvement of lightning protection, \$55,000.
- Mare Island, Calif. Naval Ammunition Depot, Mare Island, California: Improvement to lightning protection and electric system, \$70,000.
- Dahlgren, Va. Naval Proving Ground, Dahlgren, Virginia: Improvement of water system \$23,500.
- Yorktown, Va. Navy Mine Depot, Yorktown, Virginia: Improvement of lightning protection, \$17,750.
- San Diego, Calif. Naval Training Station, San Diego, California: Improvement of mess hall unit, \$65,000.
- Melville, R. I. Naval Fuel Depot, Melville, Rhode Island: Toward replacement of boiler plant (limit of cost \$150,000), \$65,000.
- Coco Solo, Canal Zone. Submarine Base, Coco Solo, Canal Zone: Improvement to water front, \$200,000.
- Pearl Harbor, Hawaii, submarine base. Submarine Base, Pearl Harbor, Hawaii: Improvement of distributing system, \$25,000; improvement of water front, \$275,000; improvement of streets, grounds, and tracks, \$50,000; in all, \$350,000.
- Pensacola, Fla., Air Station. Naval Air Station, Pensacola, Florida: Of the appropriation of \$800,000 for repairs due to hurricane damage, Naval Air Station, Pensacola, Florida, contained in the First Deficiency Act, fiscal year 1927, an amount not exceeding \$165,000 shall be available immediately and remain available until June 30, 1929, for the erection of a concrete bridge at such Naval Air Station.
- Coco Solo, Canal Zone, Air Station. Naval Air Station, Coco Solo, Canal Zone: Hangar, \$185,000; barracks and mess hall, \$400,000; water-front development, \$15,000; distributing system, \$20,000; in all, \$620,000.
- Sand Point, Wash., Air Station. Naval Air Station, Sand Point, Washington: Barracks and mess hall, \$227,000; distributing system, \$18,000; flying-field development, \$30,000; in all, \$275,000.

Bureau of Aeronautics.

## BUREAU OF AERONAUTICS

### AVIATION, NAVY

Designated aviation expenses.

Aircraft factory, etc.

Catapults, etc. Helium.

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, 1928, \$1,250,000; for maintenance, repair, and operation of aircraft factory, air stations, fleet, and all other aviation activities, testing laboratories, for overhauling of planes, and for the purchase for aviation purposes only of special clothing, wearing apparel, and special equipment, \$9,675,000, including \$400,000 for the equipment of vessels with catapults and including not to exceed \$300,000 for the procurement of helium of which such amounts as may be required

may be transferred in advance to the Bureau of Mines; 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 \$20 per diem for any person so employed, \$2,000,000; for drafting, clerical, inspection, and messenger service, \$731,000; for new construction and procurement of aircraft and equipment, \$16,500,000, including not to exceed \$635,000 for the Naval Reserve, of which amount not to exceed \$9,480,000 shall be available for the payment of obligations incurred under the contract authorization for these purposes carried in the Navy Appropriation Act for the fiscal year 1928, approved March 2, 1927; toward the construction of the rigid airships authorized in Public Act Numbered 422, Sixty-ninth Congress, approved June 24, 1926 (total limit of cost \$8,000,000), irrespective of the date fixed in said Act for the beginning of the construction of one of such airships, \$1,800,000, and the sum of \$200,000 of the appropriation, "Aviation, Navy, 1928," toward the construction of one of such airships is hereby made available until June 30, 1929, toward the construction of two such rigid airships: *Provided*, That the contract for such rigid airships shall (a) reserve to the Government the right of cancellation of the construction of the second airship if changed circumstances, in the judgment of the Secretary of the Navy, shall suggest that course as being in the best interests of the Government, such right of cancellation to continue until the first airship shall have been tested in flight and accepted, and (b) provide that in the event of such cancellation, the total cost of the first airship, and all payments under, and expenses incident to the cancellation of, the contract for the second airship, shall not exceed \$5,500,000; in all, \$31,956,000; 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 in addition to the amount herein appropriated and specified for expenditure for new construction and procurement of aircraft and equipment, the Secretary of the Navy may, prior to July 1, 1930, 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 \$10,000,000: *Provided further*, That no part of this appropriation shall be expended for maintenance of more than six heavier-than-air stations on the coasts of the continental United States: *Provided further*, That no part of this appropriation shall be used for the construction of a factory for the manufacture of airplanes: *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 \$250: *Provided further*, That all claims adjusted under this authority during the fiscal year shall be reported in detail to the Congress by the Secretary of the Navy.

### NAVAL ACADEMY

Pay, Naval Academy: Pay for professors and others, Naval Academy: Pay of professors and instructors, including one professor as librarian, \$259,000: *Provided*, That not more than \$36,500 shall be paid for masters and instructors in swordsmanship and physical training;

New types of aircraft.

New construction, etc.

Incurred obligations.

Vol. 44, p. 1291.

Rigid airships.  
Vol. 44, p. 766.

Vol. 44, p. 1291.

Provisos.  
Contract reservations.

Accounting.

Contracts authorized for new airplanes, etc.

Shore stations limited.

Airplane factory construction forbidden.

Determination of damages claims.

Report to Congress.

Naval Academy.

Pay of professors, etc.

Proviso.  
Pay restriction.

Employees.	For pay of employees at rates to be fixed by the Secretary of the Navy, \$586,483.
Current expenses.	Current and miscellaneous expenses, Naval Academy: For text and reference books for use of instructors; stationery, blank books and forms, models, maps, and periodicals; apparatus and materials for instruction in physical training and athletics; expenses of lectures and entertainments, not exceeding \$1,000, including pay and expenses of lecturer; chemicals, philosophical apparatus and instruments, stores, machinery, tools, fittings, apparatus, and materials for instruction purposes, \$72,800; for purchase, binding, and repair of books for the library (to be purchased in the open market on the written order of the superintendent), \$5,000; for expenses of the Board of Visitors to the Naval Academy, \$1,400; 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 \$1,800; in all, \$85,000, to be accounted for as one fund.
Library.	
Board of Visitors. Superintendent.	
Commandant.	
General maintenance and repairs.	Maintenance and repairs, Naval Academy: For necessary repairs of public buildings, wharves, and walls inclosing the grounds of the Naval Academy, improvements, repairs, and fixtures; for books, periodicals, maps, models, and drawings; purchase and repair of fire engines; fire apparatus and plants, machinery; purchase and maintenance of all horses and horse-drawn vehicles for use at the academy, including the maintenance, operation, and repair of three horse-drawn passenger-carrying vehicles to be used only for official purposes; seeds and plants; tools and repairs of the same; stationery; furniture for Government buildings and offices at the academy, including furniture for midshipmen's rooms; coal and other fuels; candles, oil, and gas; attendance on light and power plants; cleaning and clearing up station and care of buildings; attendance on fires, lights, fire engines, fire apparatus, and plants, and telephone, telegraph, and clock systems; incidental labor; advertising, water tax, postage, telephones, telegrams, tolls, and ferriage; flags and awnings; packing boxes; fuel for heating and lighting bandmen's quarters; pay of inspectors and draftsmen; music and astronomical instruments; and for pay of employees on leave, \$1,075,000.
Horse-drawn vehi- cles, etc.	
Boathouse construc- tion.	Construction of boathouse (limit of cost \$250,000), \$250,000.

## Marine Corps.

## MARINE CORPS

## Pay, etc.

## PAY, MARINE CORPS

Officers, active list.	Pay of officers, active list: For pay and allowances prescribed by law for all officers on the active list—pay and allowances, \$3,618,043; subsistence allowance, \$486,618; rental allowance, \$658,246; in all, \$4,762,907.
Retired list.	For pay of officers prescribed by law on the retired list, \$591,273.
Enlisted men, active list.	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, and including additional compensation for enlisted men of the Marine Corps qualified as expert riflemen, sharpshooters, marksmen, or regularly detailed as gun captains, gun pointers, cooks, messmen, including interest on deposits by enlisted men, post exchange debts of deserters and of men discharged or sentenced to terms of imprisonment while in debt to the United States, under such rules as the Secretary of the Navy may prescribe, and the authorized travel allowance of discharged enlisted men, and for prizes for excellence in gunnery exercises and target practice, and 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, \$8,250,557; allowance for lodging and subsistence, \$793,875; in all, \$9,044,432.

For pay and allowances prescribed by law of enlisted men on the retired list, \$451,177. Retired enlisted men.

Undrawn clothing: For payment to discharged enlisted men for clothing undrawn, \$200,495. Undrawn clothing.

For pay and allowances of the Marine Corps Reserve (a) excluding transferred and assigned men, \$182,000; (b) transferred men, \$243,532; (c) assigned men, \$65,000; in all, \$490,532. 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, \$125,000. Mileage, etc.

In all, \$15,665,816, 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. Disbursing and accounting.

#### PAY OF CIVIL EMPLOYEES, MARINE CORPS

Pay of civil force: For personal services in the District of Columbia, in accordance with the Classification Act of 1923, as follows: Civilian personnel at headquarters.

Offices of the major general commandant and adjutant and inspector, \$61,890;

Office of the paymaster, \$21,855;

Office of the quartermaster, \$76,275; in all, \$160,020: *Provided*, That the total number of enlisted men on duty at Marine Corps headquarters on the date of the approval of this Act 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, 1929, their places may be filled by civilians, for the pay of whom, in accordance with the Classification Act of 1923, either or both the appropriations "Pay, Marine Corps," and "General Expenses, Marine Corps," shall be available. *Proviso.*  
Number of enlisted men at headquarters not to be increased, on termination of services, civilians to fill their places.

#### GENERAL EXPENSES, MARINE CORPS

For every expenditure requisite for, and incident to, the authorized work of the Marine Corps, other than as appropriated for under the headings of pay and salaries, as follows: General expenses.

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, \$3,300,000; Authorized objects.

For clothing for enlisted men, \$800,000; Provisions, etc.

For fuel, heat, light, and power, including sales to officers, \$500,000; Clothing.  
Fuel, 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 Military supplies.  
Purchase, repairs, etc.

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, \$825,000; Prizes, badges, medals, 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 Transportation and recruiting.

of the recruiting service; and transportation for dependents of officers and enlisted men, \$570,000; Dependents.

Repairs to barracks, etc.	For repairs and improvements to barracks, quarters, and other public buildings at posts and stations; for the renting, leasing, and improvement of buildings in the District of Columbia with the approval of the Public Buildings Commission and at such other places as the public exigencies require, and the erection of temporary buildings upon the approval of the Secretary of the Navy at a total cost of not to exceed \$10,000 during the year, \$375,000;
Forage, etc.	For forage and stabling of public animals and the authorized number of officers' horses, \$40,000;
Contingent.	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; purchase, exchange, and repair of motor-propelled and horse-drawn passenger-carrying and other vehicles, including parts; veterinary services and medicines for public animals and the authorized number of officers' horses; purchase of mounts and horse equipment for all officers below the grade of major required to be mounted; shoeing for public animals and the authorized number of officers' horses; books, newspapers, and periodicals; printing and binding; packing and crating of officers' allowance of baggage;
Vehicles.	
Horses, etc.	funeral expenses of officers and enlisted men and accepted applicants for enlistment and retired officers on active duty and retired enlisted men of the Marine Corps, including the transportation of their bodies, arms, and wearing apparel from the place of demise to the homes of the deceased in the United States; construction, operation, and maintenance of laundries; and for all emergencies and extraordinary expenses, \$1,900,000: <i>Provided</i> , That there may be expended out of this appropriation not to exceed \$17,650 for the purchase of thirteen motor-propelled passenger-carrying vehicles subject at least to an equal number of such vehicles being sold or exchanged in part payment, the gross cost of any one vehicle not to be in excess of the respective amounts which follow: Three to cost not to exceed \$2,000 each; two to cost not to exceed \$1,200 each; eight to cost not to exceed \$650 each; also fifteen motor cycles, cost not to exceed \$270 each: <i>Provided further</i> , That the sum to be paid out of this appropriation under the direction of the Secretary of the Navy for clerical, drafting, inspection, watchman, interpreter, and messenger service in the classified field service of the Marine Corps, for the fiscal year ending June 30, 1929, shall not exceed \$80,000;
Funeral expenses.	
Laundries.	
<i>Proviso.</i> Purchase of motor passenger vehicles.	
Clerical, etc., field service.	
Marine Corps Re- serve.	Marine Corps Reserve: For clothing, subsistence, heat, light, transportation, and miscellaneous expenses, \$60,000; In all, \$8,370,000, to be accounted for as one fund.

### ALTERATIONS TO NAVAL VESSELS

Major alterations to ships.	Toward the alterations and repairs required for the purpose of modernizing the United States ships Oklahoma and Nevada, as authorized by the Act entitled "An Act to authorize an increase in the limit of cost of certain naval vessels, and for other purposes," approved March 2, 1927, \$6,575,000: <i>Provided</i> , That no part of any other appropriation for the fiscal years 1928 and 1929 shall be available for altering, improving, or repairing such ships.
"Oklahoma" and "Nevada." Modernizing. Vol. 44, p. 1343.	
<i>Proviso.</i> No other appropriation to be used.	

### INCREASE OF THE NAVY

Increase of the Navy.	Construction and machinery: On account of hulls and outfits of vessels and machinery of vessels heretofore authorized, \$31,500,000, to remain available until expended.
Construction and machinery of vessels heretofore authorized.	

Armor, armament, and ammunition: Toward the armor, armament, and ammunition for vessels heretofore authorized, to remain available until expended, \$16,500,000.

Armor, etc., vessels under construction.

The cost of the armor, armament, and ammunition of each of the light cruisers numbered 29, 30, and 31 shall not exceed \$5,650,000.

Limitation on cost for light cruisers.

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.

Purchase of equipment patents, etc.

No part of any appropriation made for the Navy shall be expended for any of the purposes herein provided for on account of the Navy Department in the District of Columbia, including personal services of civilians and of enlisted men of the Navy, except as herein expressly authorized: *Provided*, That there may be detailed to the Bureau of Navigation not to exceed at any one time five enlisted men of the Navy: *Provided further*, That enlisted men detailed to the naval dispensary and the radio-communication service shall not be regarded as detailed to the Navy Department in the District of Columbia.

Use for Department expenses limited.

*Proviso.* Details to Navigation Bureau.

Specified service not a Department detail.

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; and that 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 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.

No pay to officers, etc., using time measuring devices on work of employees.

Cash rewards, etc., restricted.

Restriction on repair and equipment of vessels, machinery, etc., at other than navy yards and arsenals.

NAVY DEPARTMENT

Navy Department.

SALARIES

Salaries.

Secretary of the Navy, \$15,000; two Assistant Secretaries of the Navy, at \$7,500 each.

Secretary. Assistant Secretaries.

For compensation for other personal services in the District of Columbia in accordance with the Classification Act of 1923, as follows:

Civilian personnel in offices, etc. Vol. 42, p. 1488.

Office of the Secretary of the Navy, \$146,260.

Secretary's Office.

General board, \$11,000.

General Board.

Naval examining and retiring boards, \$9,620.

Examining and Retiring Boards.

Compensation board, \$15,760.

Compensation Board.

Office of Naval Records and Library, including employees engaged in the collection or copying and classification, with a view to publi-

Naval Records and Library.

Naval records, war with Central Powers.

Judge Advocate General.

Chief of Naval Operations.

Board of Inspection and Survey.

Director of Naval Communications.

Naval Intelligence.

Bureau of Navigation.

*Proviso.*  
Adjusted Compensation Act balances available.

Hydrographic Office. Additional employes.

Naval Observatory.

Nautical Almanac Office.

Computers on piece work.

Bureau of Engineering.

Bureau of Construction and Repair.

Bureau of Ordnance.

Bureau of Supplies and Accounts.

Bureau of Medicine and Surgery.

Bureau of Yards and Docks.

Bureau of Aeronautics.

Salaries limited to average rates under Classification Act.

Vol. 42, p. 1438.

If only one position in a grade.

Allowance in unusually meritorious cases.

*Proviso.*

Restriction not applicable to clerical-mechanical services.

No reduction in fixed salaries.

Vol. 42, p. 1490.

Transfers to another position without reduction.

Payments under higher rates permitted.

Department contingent expenses.

Library, etc.

Naval records of the World War.

of the naval records of the war with the Central Powers of Europe, \$38,700.

Office of Judge Advocate General, \$112,280.

Office of Chief of Naval Operations, \$67,460.

Board of Inspection and Survey, \$19,660.

Office of Director of Naval Communications, \$127,760.

Office of Naval Intelligence, \$38,180.

Bureau of Navigation, \$456,740: *Provided*, That the unexpended balance of the appropriation of \$450,000 for administrative expenses, World War Adjusted Compensation Act, fiscal year 1924, approved December 5, 1924, shall remain available until June 30, 1929.

Hydrographic Office, including \$23,000 for use exclusively for the pay of additional employees, \$353,460.

Naval Observatory, \$112,680.

Nautical Almanac Office, \$33,280, 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.

Bureau of Engineering, including \$10,000 for use exclusively for the pay of additional employees, \$290,200.

Bureau of Construction and Repair, \$355,850.

Bureau of Ordnance, \$144,440.

Bureau of Supplies and Accounts, \$807,330.

Bureau of Medicine and Surgery, \$73,860.

Bureau of Yards and Docks, \$261,420.

Bureau of Aeronautics, \$233,560.

In all, salaries, Navy Department, \$3,739,500.

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, 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, 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, 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 and is specifically authorized by other law.

#### CONTINGENT EXPENSES

For professional and technical books and periodicals, law books, and necessary reference books, including city directories, railway guides, freight, passenger, and express tariff books and photostating, for department library; for purchase of photographs, maps, documents, and pictorial records of the Navy, photostating and other necessary incidental expenses in connection with the preparation for



publication of the naval records of the war with the Central Powers of Europe; for stationery, furniture, newspapers (for which payment may be made in advance), plans, drawings, and drawing materials; purchase and exchange of motor trucks or motor delivery wagons, maintenance, repair, and operation of motor trucks or motor delivery wagons, and one motor-propelled passenger-carrying vehicle, to be used only for official purposes; garage rent; street-car fares not exceeding \$500; freight, expressage, postage, typewriters, and computing machines and other absolutely necessary expenses of the Navy Department and its various bureaus and offices, \$81,500; it shall not be lawful to expend, unless otherwise specifically provided herein, for any of the offices or bureaus of the Navy Department in the District of Columbia, any sum out of appropriations made for the naval service for any of the purposes mentioned or authorized in this paragraph.

Stationery, furniture, vehicles, etc.

Naval service appropriations not to be used for Department expenses.

#### PRINTING AND BINDING

For printing and binding for the Navy Department and the Naval Establishment executed at the Government Printing Office, \$520,000, including not exceeding \$85,000 for the Hydrographic Office and \$2,800 for the Naval Reserve Officers' Training Corps.

Printing and binding.

#### CONTINGENT AND MISCELLANEOUS EXPENSES, HYDROGRAPHIC OFFICE

Hydrographic Office.

For purchase and printing of nautical books, charts, and sailing directions, copperplates, steel plates, chart paper, packing boxes, chart portfolios, electrotyping copperplates, cleaning copperplates; 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 repairs 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, \$70,000.

Contingent and miscellaneous expenses.

Pilot charts.

#### BRANCH HYDROGRAPHIC OFFICES

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 (Porto Rico), Los Angeles, 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, car fare 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, \$15,700.

Branch offices. Contingent expenses of designated.

For services of necessary employees at branch offices, \$40,500.

Employees.

Naval Observatory.

## CONTINGENT AND MISCELLANEOUS EXPENSES, NAVAL OBSERVATORY

Computations.

Miscellaneous computations: For personal services in the District of Columbia, in accordance with the Classification Act of 1923, \$9,760.

Library, apparatus,  
repairs, miscellaneous  
supplies, etc.  
Grounds and roads.

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 for offices and officers' quarters, gas, chemicals, paints, and stationery, including transmission of public documents through the Smithsonian exchange, foreign postage, and all contingent expenses; 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 plant, and water-supply system; purchase and maintenance of teams; maintenance, repair, and operation of motor truck and passenger automobile, and of horse-drawn vehicles; material for boxing nautical instruments for transportation; telegraph and telephone service, and incidental labor, \$21,700, of which sum not to exceed \$3,058 may be expended for personal services in the District of Columbia.

Approved, May 21, 1928.

May 21, 1928.

[H. R. 12192.]

[Public, No. 455.]

**CHAP. 657.**—An Act Authorizing the Secretary of the Interior to accept a deed to certain land and issue patent therefor to the city of Buhl, Twin Falls County, Idaho.

Public lands.  
Patent to Buhl,  
Idaho, of lands deeded  
by Governor of the  
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 Interior be, and he is hereby, authorized to accept a deed from H. C. Baldrige, Governor of the State of Idaho, to the following-described lands: The southeast quarter of the southeast quarter of section 23, township 9 south, range 14 east, Boise meridian, Idaho, containing forty acres, and to issue a patent for said lands to the city of Buhl, Twin Falls County, Idaho, for use as a public dumping ground.

Approved, May 21, 1928.

May 21, 1928.

[H. R. 11405.]

[Public, No. 456.]

**CHAP. 658.**—An Act To acquire an area of State land situate in Lassen Volcanic National Park, State of California, by exchange.

Lassen Volcanic Na-  
tional Park.  
Acceptance of desig-  
nated land from Cali-  
fornia.

Land given in ex-  
change.

Acquired land added  
to the Park.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of the Interior be, and he is hereby, authorized to accept on behalf of the United States, title to the northeast quarter northeast quarter section 27, township 30 north, range 5 east, Mount Diablo base and meridian, situate within the exterior boundaries of Lassen Volcanic National Park, from the State of California, and in exchange therefor may patent an area of unreserved, vacant, nonmineral public land of equal value situate in the same State. The land which may be acquired by the United States under this Act shall, upon acceptance of title, become a part of Lassen Volcanic National Park.

Approved, May 21, 1928.

**CHAP. 659.**—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, 1929, and for other purposes.

May 21, 1928.  
[H. R. 11133.]  
[Public, No. 457.]

*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, 1929, 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, \$9,000,000 is appropriated, out of any money in the Treasury not otherwise appropriated, to be advanced July 1, 1928, and all the remainder out of the combined revenues of the District of Columbia and such advances from the Federal Treasury as are authorized in the District of Columbia Appropriation Act for the fiscal year 1923, namely:

District of Columbia. Appropriations for expenses of, from District revenues, and \$9,000,000 from the Treasury.

Revenues from activities from all sources to be credited to the District.

Advances.  
Vol. 42, p. 668.

## GENERAL EXPENSES

### EXECUTIVE OFFICE

For personal services in accordance with the Classification Act of 1923, \$43,890, plus so much as may be necessary to make salary of engineer commissioner \$7,500: *Provided*, That in expending appropriations or portions of appropriations contained in this Act for the payment for personal services in accordance with the Classification Act of 1923, 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, 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; 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, and is specifically authorized by other law;

**Purchasing division:** For personal services in accordance with the Classification Act of 1923, \$54,080.

**Building inspection division:** For personal services in accordance with the Classification Act of 1923, \$113,160.

**Plumbing inspection division:** For personal services in accordance with the Classification Act of 1923, \$30,950; for temporary employment of additional assistant inspectors of plumbing and laborers for such time as their services may be required, \$5,000; two members of plumbing board at \$150 each; in all, \$36,250.

General expenses.

Executive office.

Office personnel.

*Proviso.*  
Salaries limited to average rates under Classification Act.  
Vol. 42, p. 1488.

If only one position in a grade.

Advances in unusually meritorious cases.

Restriction not applicable to clerical-mechanical services.  
No reduction in fixed salaries.  
Vol. 42, p. 1490.  
Transfers to another position without reduction.

Payments under higher rates permitted.

Purchasing division.

Building inspection division.

Plumbing inspection division.

## District Building.

## CARE OF DISTRICT BUILDING

## Operating force.

*Proviso.*  
Assistant engineers  
or watchmen.

For personal services in accordance with the Classification Act of 1923, \$49,070; services of cleaners as necessary, not to exceed 48 cents per hour, \$14,000, in all, \$63,070: *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 Building.

## Operating expenses.

For fuel, light, power, repairs, laundry, mechanics, and labor not to exceed \$5,000, and miscellaneous supplies, including not to exceed \$1,800 for purchase and installation of elevator hatchway door interlocks, \$34,500.

## ASSESSOR'S OFFICE

## Assessor's office.

For personal services in accordance with the Classification Act of 1923, \$186,770; temporary clerk hire, \$3,000; in all, \$189,770.

## LICENSE BUREAU

License bureau.  
*Proviso.*  
Phrenology license  
required.  
Vol. 32, p. 626.

For personal services in accordance with the Classification Act of 1923, \$17,820; temporary clerk hire, \$1,500; in all, \$19,320: *Provided*, That hereafter no person shall practice phrenology in the District of Columbia without paying the license tax named in paragraph 32, section 7, of the District of Columbia Appropriation Act approved July 1, 1902, subject to the proviso contained in said paragraph.

## COLLECTOR'S OFFICE

## Collector's office.

For personal services in accordance with the Classification Act of 1923, including \$1,000 for temporary clerk hire, \$43,550.

## AUDITOR'S OFFICE

Auditor's office.  
Other duties per-  
mitted disbursing of-  
ficers.

For personal services in accordance with the Classification Act of 1923, \$104,210, and the compensation of the present incumbent of the position of disbursing officer of the District of Columbia shall be exclusive of his compensation as United States property and disbursing officer for the National Guard of the District of Columbia.

## OFFICE OF CORPORATION COUNSEL

Corporation coun-  
sel's office.

Corporation counsel, including extra compensation as general counsel of the Public Utilities Commission, \$7,500, and other personal services in accordance with the Classification Act of 1923, \$50,840; in all, \$58,340.

## CORONER'S OFFICE

## Coroner's office.

For personal services in accordance with the Classification Act of 1923, \$9,190.

Expenses of morgue,  
inquests, etc.

Reconstructing  
wharf.

For the maintenance of a nonpassenger-carrying motor wagon for the morgue, jurors' fees, witness fees, making autopsies, ice, disinfectants, telephone service, and other necessary supplies, repairs to the morgue, including not to exceed \$6,000 for reconstructing the morgue wharf, and the necessary expenses of holding inquests, including stenographic services in taking testimony, and photographing unidentified bodies, \$10,000.

Office of superin-  
tendent of weights, etc.

## OFFICE OF SUPERINTENDENT OF WEIGHTS, MEASURES, AND MARKETS

## Personal services.

For personal services in accordance with the Classification Act of 1923, \$42,545.

For purchase of commodities, including personal services, in connection with investigation and detection of sales of short weight and measure, \$500.

Inspection, etc.

For maintenance and repairs to markets, \$7,500.

Markets, etc.

For repairs, alterations, additions, and purchase and installment of equipment, Western Market, \$35,000.

Western market.

For maintenance and repair of seven nonpassenger-carrying motor vehicles, \$2,500.

Motor vehicles.

For the purchase of one nonpassenger-carrying motor vehicle, \$475.

#### HIGHWAYS DEPARTMENT

For personal services in accordance with the Classification Act of 1923, \$197,850.

Highways department.

#### SEWER DEPARTMENT

For personal services in accordance with the Classification Act of 1923, \$178,360.

Sewer department.

#### TREES AND PARKING DEPARTMENT

For personal services in accordance with the Classification Act of 1923, \$19,720.

Trees and parking department.

#### OFFICE OF CHIEF CLERK, ENGINEER DEPARTMENT

For personal services in accordance with the Classification Act of 1923, \$26,040.

Engineering department, office of chief clerk.

#### CENTRAL GARAGE

For personal services in accordance with the Classification Act of 1923, \$4,890.

Central garage.

#### MUNICIPAL ARCHITECT'S OFFICE

For personal services in accordance with the Classification Act of 1923, \$53,740.

Municipal architect's office.

All apportionments of appropriations for the use of the municipal architect in payment for the services of draftsmen, assistant engineers, clerks, copyists, and inspectors, 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 2½ per centum of a total of the appropriations in excess of \$2,000,000.

Limit for services of draftsmen, etc.

Amount increased.

#### PUBLIC UTILITIES COMMISSION

For two commissioners at \$7,500 each; people's counsel, \$7,500; and for other personal services in accordance with the Classification Act of 1923; in all, \$72,230; and no part of this appropriation shall be available for the compensation of any person giving less than full time from nine o'clock antemeridian to four thirty o'clock postmeridian to his official duties.

Public Utilities Commission.

Commissioners, people's counsel, and personnel.

Time requirements.

For incidental and all other general necessary expenses authorized by law, \$4,200.

Incidental expenses.

#### BOARD OF EXAMINERS, STEAM ENGINEERS

Salaries: Three members, at \$150 each, \$450.

Examiners, steam engineers.

#### DEPARTMENT OF INSURANCE

For personal services in accordance with the Classification Act of 1923, \$18,090.

Insurance department.

## SURVEYOR'S OFFICE

Surveyor's office.

For personal services in accordance with the Classification Act of 1923, \$79,050.

Revision of highway plans.

For revision of the highway plan, including the surveying and permanent marking on the ground of the system of highways, \$3,000.

Employees' compensation fund.

## DISTRICT OF COLUMBIA EMPLOYEES' COMPENSATION FUND

Payment for injuries.  
Vol. 41, p. 104.

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, \$28,000.

Vol. 39, p. 742.

Director of Traffic.

## OFFICE OF THE DIRECTOR OF TRAFFIC

Personal services.

For personal services in accordance with the Classification Act of 1923, \$29,600.

Necessary expenses.

For purchase of traffic signals and markers, painting white lines, labor, and such other expenses as may be necessary in the judgment of the commissioners, \$45,000: *Provided*, That no part of this or any other appropriation contained in this Act or that is now available shall be expended for building, installing, and maintaining street-car loading platforms and lights of any description employed to distinguish same.

*Proviso.*  
Not available for street car loading platforms, etc.

Public Library.

## FREE PUBLIC LIBRARY

Personal services.

For personal services in accordance with the Classification Act of 1923, \$240,035.

Substitutes, etc.

For substitutes and other special and temporary service, at the discretion of the librarian, \$6,000: *Provided*, That no money appropriated by this Act shall be expended in conducting library stations not now in operation, but this restriction shall not apply to the Conduit Road School subbranch.

*Proviso.*  
Library stations restriction.

Conduit Road School subbranch excepted.

Sunday, etc., openings.

For extra services on Sundays, holidays, and Saturday half holidays, \$3,000.

Miscellaneous.

Miscellaneous: For books, periodicals, and newspapers, including payment in advance for subscriptions to periodicals, newspapers, subscription books, and society publications, \$38,000: *Provided*, That the disbursing officer of the District of Columbia is authorized to advance to the librarian of the free Public Library, upon requisition previously approved by the auditor of the District of Columbia, sums of money not exceeding \$25 at the first of each month, to be expended for the purchase of certain books, pamphlets, numbers of periodicals or newspapers, and to be accounted for on itemized vouchers.

Binding.

For binding, including necessary personal services, \$14,000.

Contingent expenses.

For maintenance, alterations, repairs, fuel, lighting, fitting up buildings, lunch-room equipment, care of grounds, purchase, exchange, and maintenance of motor delivery vehicles, and other contingent expenses, \$29,500.

Chevy Chase branch, rent.

For rent of suitable quarters for branch library in Chevy Chase, \$2,400.

Register of Wills.

## REGISTER OF WILLS

Personal services.

For personal services in accordance with the Classification Act of 1923, \$67,560.

Contingent expenses.

For miscellaneous and contingent expenses, telephone bills, printing, typewriters, photostat paper and supplies, towels, towel service,

window washing, street-car tokens, furniture and equipment and repairs thereto, and purchase of books of reference, law books, and periodicals, and including \$1,500 for the purchase of a cash register, in all, \$10,000.

RECORDER OF DEEDS

Recorder of Deeds.

For personal services in accordance with the Classification Act of 1923, \$96,000.

Personal services.

For miscellaneous and contingent expenses, including telephone service, printing, binding, rebinding, repairing, and preservation of records; typewriters, towels, towel service, furniture and equipment and repairs thereto; books of reference, law books and periodicals, street-car tokens, postage, not exceeding \$100 for rest room for sick and injured employees and the equipment of and medical supplies for said rest room, and all other necessary incidental expenses, \$14,500.

Contingent expenses.

For rent of offices of the recorder of deeds, \$14,000.

Rent of offices.

CONTINGENT AND MISCELLANEOUS EXPENSES

Contingent expenses.

For printing, checks, books, law books, books of reference, periodicals, stationery; surveying instruments and implements; drawing materials; binding, rebinding, repairing, and preservation of records; purchase of laboratory apparatus and equipment and maintenance of laboratory in the office of the inspector of asphalt and cement; damages; livery, purchase, and care of horses and carriages or buggies and bicycles not otherwise provided for; horseshoeing; ice; repairs to pound and vehicles; use of bicycles by inspectors in the engineer department not to exceed \$800 in the aggregate; 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; and other general necessary expenses of District offices, \$50,000: *Provided*, That no part of this or any other appropriation contained in this Act or of any appropriation which may now be available 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.

Objects specified.

*Proviso.*  
Printing list of supplies schedules forbidden.

For printing all annual and special reports of the government of the District of Columbia for the fiscal year ending June 30, 1928, for submission to Congress, \$4,800: *Provided*, That authority is hereby given the Commissioners of the District of Columbia to discontinue the printing of any annual or special reports of the government of the District of Columbia in order to keep the expenditures within this appropriation. In all cases where the printing of said reports is discontinued, the original copy thereof shall be kept on file in the offices of the Commissioners of the District of Columbia for public inspection.

Printing reports for fiscal year 1928.

*Proviso.*  
Discretionary discontinuance.

Preservation of originals.

For maintenance, care, repair, and operation of passenger-carrying automobiles owned by the District of Columbia, \$76,670; for exchange of such passenger-carrying automobiles now owned by the District of Columbia as, in the judgment of the commissioners of said District, have or shall become unserviceable, \$15,530; and for the purchase of passenger-carrying automobiles as follows: Executive office, one, \$1,800; District Training School, one autobus, \$1,500; Public Utilities Commission, one, \$1,500; in all, \$97,000.

Automobiles.  
Maintenance, etc.

Purchases allowed.

For allowances for furnishing privately owned motor vehicles in the performance of official duties at the rate of not to exceed \$312 per year for each automobile and \$156 per year for each motor cycle, \$15,000.

Allowances for privately owned motor vehicles.

Use by officials restricted.

All of said motor vehicles and all other motor vehicles provided for in this Act and all horse-drawn carriages and buggies owned by the District of Columbia shall be used only for 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: *Provided*, That with the exception of motor vehicles for the police and fire departments, no automobile 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, except as may be herein specifically authorized. No motor vehicles shall be transferred from the police or fire departments to any other branch of the government of the District of Columbia.

*Proviso.*  
Cost restriction.

Transfers forbidden.

Use of other appropriations for horses, etc., forbidden.

Appropriations in this Act shall not be used for the purchase, livery, or maintenance of horses, or for the purchase, maintenance, or repair of buggies or carriages and harness, except as provided for in the appropriation for contingent and miscellaneous expenses or unless the appropriation from which the same is proposed to be paid shall specifically authorize such purchase, livery, maintenance, and repair, and except also as hereinafter authorized.

Fire insurance prohibited.

Appropriations in this Act shall not be used for the payment of premiums or other cost of fire insurance.

Telephones allowed at residences of designated officials.

Telephones may be maintained in the residences of the superintendent of the water department, sanitary engineer, chief inspector of the street-cleaning division, assistant superintendent of the street-cleaning division, inspector of plumbing, Director of Public Welfare, health officer, assistant health officer, chief of the bureau of preventable diseases, chief engineer of the fire department, superintendent of police, electrical inspector in charge of the fire-alarm system, one fire-alarm operator, and two fire-alarm repair men, the superintendent of machinery, and the fire marshal, under appropriations contained in this Act. The commissioners may connect any or all of these telephones either to the system of the Chesapeake and Potomac Telephone Company or the telephone system maintained by the District of Columbia or to both of such systems.

Connections permitted.

Postage.

For postage for strictly official mail matter, \$21,000.

Car fares, etc.

The commissioners are authorized, in their discretion, to furnish necessary transportation in connection with strictly official business of the District of Columbia by the purchase of street-car and bus fares from appropriations contained in this Act: *Provided*, That the expenditures herein authorized shall be so apportioned as not to exceed a total of \$8,000: *Provided further*, That the provisions of this paragraph shall not include the appropriations herein made for the fire and police departments.

*Provisos.*  
Limit.

Firemen and police excepted.

Judicial expenses.

For judicial expenses, including procurement of chains of title, the printing of briefs in the Court of Appeals of the District of Columbia, witness fees, and expert services in District cases before the Supreme Court of said District, \$4,500.

General advertising.

For general advertising, authorized and required by law, and for tax and school notices and notices of changes in regulations, \$8,000.

Taxes in arrears.  
Vol. 30, p. 250.

For advertising notice of taxes in arrears July 1, 1928, 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, \$6,000: *Provided*, That the printing of tax-sale pamphlets shall be discontinued and in lieu thereof the notice of sale and the delinquent tax list shall hereafter be advertised once a week for two weeks in the regular issue of one morning and one evening news-

*Provisos.*  
Tax sale pamphlet discontinued.

Advertising delinquent tax in newspapers.



paper published in the District of Columbia; and notice shall be given, by advertising twice a week for two successive weeks in the regular issue of two daily newspapers published in the District of Columbia, that such delinquent tax list has been published in two daily newspapers, giving the name of each and the dates and the issues containing said list, and such notice shall be published in the two weeks immediately following the week in which the delinquent tax list shall have been published: *Provided further*, That competitive proposals shall be invited by the commissioners from the several newspapers published in the District of Columbia for publishing the said delinquent tax list.

Competitive proposals for publishing list.

**EMPLOYMENT SERVICE**

For personal services and miscellaneous and contingent expenses required for maintaining a public employment service for the District of Columbia, \$9,650.

Employment service expenses.

**HISTORICAL PLACES**

For purchase and erection of suitable tablets to mark historical places in the District of Columbia, \$500.

Historical tablets.

**EMERGENCY FUND**

To be expended only in case of emergency, such as riot, pestilence, public insanitary conditions, calamity by flood or fire or storm, and of like character, and in all other cases of emergency not otherwise sufficiently provided for, in the discretion of the commissioners, \$4,000: *Provided*, That in making purchases under this fund not more than the market price shall be paid, and all bids above the market price shall be rejected and new bids received or purchases made in open market, as may, in the judgment of the commissioners, be most economical and advantageous to the District of Columbia.

Emergency fund.

Expenses under, restricted.

*Proviso*.  
Purchases.

**REFUND OF ERRONEOUS COLLECTIONS**

To enable the commissioners, in any case where special assessments, school tuition charges, payments for lost library books, rents, fees, or collections of any character have been erroneously covered into the Treasury to the credit of the United States and the District of Columbia in the proportion required by law, 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, \$3,000: *Provided*, That this appropriation shall be available for such refunds of payments made within the past three years.

Refund of erroneous collections.

Payments authorized from.

Building permits.  
Vol. 38, p. 967.

*Proviso*.  
Prior years.

To aid in support of the National Conference of Commissioners on Uniform State Laws, \$250.

Conference on Uniform State Laws.

**STREET AND ROAD IMPROVEMENT AND REPAIR**

For assessment and permit work, including maintenance of non-passenger-carrying motor vehicles, \$300,000.

Street, etc., improvement and repairs.

Assessment and permit work.

Paving roadways.

For paving roadways under the permit system, \$40,000.

**GASOLINE TAX ROAD AND STREET FUND**

Gasoline tax road and street fund.

For paving, repaving, grading, and otherwise improving streets, avenues, and roads, including personal services and the maintenance of motor vehicles used in this work, and including curbing and

Paving, etc., streets, and roads from.

	gutters and replacement of curb-line trees where necessary, as follows, to be paid from the special fund created by section 1 of the Act entitled "An Act to provide for a tax on motor-vehicle fuels sold within the District of Columbia, and for other purposes," approved April 23, 1924, and accretions by repayment of assessments:
Vol. 43, p. 106.	
Wisconsin Avenue NW.	Northwest: Forty-first Street, Wisconsin Avenue to Davenport Street, \$9,400;
Quincy Street NW.	Northwest: Quincy Street, Tenth Street to Georgia Avenue, \$9,300;
Kansas Avenue NW.	Northwest: Kansas Avenue, Shepherd Street to Georgia Avenue, \$17,400;
Thirteenth Street NW.	Northwest: Thirteenth Street, Kennedy Street to Longfellow Street, \$6,600;
Sixteenth Street NW.	Northwest: Sixteenth Street, Alaska Avenue to Kalmia Road, \$80,000;
Fern Street NW.	Northwest: Fern Street, Georgia Avenue to Blair Road, \$15,700;
Sheridan Street NW.	Northwest: Sheridan Street, Third Street to Fourth Street, \$6,300;
Fourth Street NW.	Northwest: Fourth Street, pavement south of Quackenbos Street to Rittenhouse Street, \$8,000;
Fifth Street NW.	Northwest: Fifth Street, Grant Circle to Decatur Street, \$22,000;
Georgia Avenue NW.	Northwest: Georgia Avenue, Fern Street to District line, \$36,200;
Cathedral Avenue NW.	Northwest: Cathedral Avenue, Conduit Road to Potomac Avenue, \$12,300;
Garfield Street NW.	Northwest: Garfield Street, Wisconsin Avenue to Bellevue Terrace, \$9,500;
Bellevue Terrace NW.	Northwest: Bellevue Terrace, Fulton Street to Cathedral Avenue, \$13,100;
Reno Road NW.	Northwest: Reno Road, Quebec Street to Rodman Street, \$4,800;
Forty-third Street NW.	Northwest: Forty-third Street, Chesapeake Street to Brandywine Street, \$6,000;
Brandywine Street NW.	Northwest: Brandywine Street, Forty-third Street to Forty-third Place, \$4,600;
Forty-third Place NW.	Northwest: Forty-third Place, Chesapeake Street to Murdock Mill Road, \$12,400;
Tennyson Street NW.	Northwest: Tennyson Street west of Thirty-third Street, \$6,700;
Randolph Street NW.	Northwest: Randolph Street, Thirteenth Street to Kansas Avenue, \$4,000;
Ninth Street NW.	Northwest: Ninth Street, Longfellow Street to Madison Street, \$4,600;
Eighth Street NW.	Northwest: Eighth Street, Longfellow Street to Marietta Place, \$8,400;
Madison Street NW.	Northwest: Madison Street, Seventh Street to Ninth Street, \$12,500;
Ninth Street NW.	Northwest: Ninth Street, Quackenbos Street to Rittenhouse Street, \$5,400;
Eighth Street NW.	Northwest: Eighth Street, Rittenhouse Street to Sheridan Street, \$6,300;
Sheridan Street NW.	Northwest: Sheridan Street, Fifth Street to Ninth Street, \$21,400;
Fifth Street NW.	Northwest: Fifth Street, Rittenhouse Street to Sheridan Street, \$5,800;
Ninth Street NW.	Northwest: Ninth Street, Sheridan Street to Tuckerman Street, \$8,000;
Aspen Street NW.	Northwest: Aspen Street, Georgia Avenue to Piney Branch Road, \$11,600;
	Northwest: Aspen Street, Piney Branch Road to Blair Road, \$27,000;
Whittier Street NW.	Northwest: Whittier Street, Fourth Street to Seventh Street, \$15,700;
Sixth Street NW.	Northwest: Sixth Street, Whittier Street to Aspen Street, \$5,200;
Fifth Street NW.	Northwest: Fifth Street, Van Buren Street to Aspen Street, \$11,300;

Northwest: Fourth Street, Whittier Street to Aspen Street, \$5,200;	Fourth Street NW.
Northwest: Second Street, Blair Road to Rittenhouse Street, \$11,700;	Second Street NW.
Northwest: Allison Street, New Hampshire Avenue to Illinois Avenue, \$7,500;	Allison Street NW.
Northwest: N Street, Twenty-fourth Street to Twenty-fifth Street, \$6,300;	N Street NW.
Northwest: Warren Street, Thirty-eighth Street to Wisconsin Avenue, \$6,300;	Warren Street NW.
Northwest: Hertford Place, Oak Street to Ogden Street, \$5,600;	Hertford Place NW.
Northwest: Ingraham Street, Thirteenth Street west to end of pavement, \$5,900;	Ingraham Street NW.
Northwest: Jefferson Street, Fifth Street to Seventh Street, \$9,100;	Jefferson Street NW.
Northwest: Fifth Street, Jefferson Street to Longfellow Street, \$9,400;	Fifth Street NW.
Northwest: Ninth Street, Gallatin Street to Hamilton Street, \$4,400;	Ninth Street NW.
Northwest: Seventh Place, Farragut Street to Gallatin Street, \$3,800;	Seventh Place NW.
Northwest: Fifth Street, Emerson Street to Kansas Avenue, and east side of Kansas Avenue, Emerson Street to Fifth Street, \$2,500;	Fifth Street NW. Kansas Avenue NW.
Northwest: Delafield Place, Fourth Street to Fifth Street, \$7,400;	Delafield Place NW.
Northwest: Delafield Place, Kansas Avenue to Seventh Street, \$4,400;	
Northwest: Crittenden Street, Fourth Street to Fifth Street, \$7,400;	Crittenden Street NW.
Northwest: Twenty-third Street, M Street to N Street, \$12,000;	Twenty-third Street NW.
Northwest: H Street, First Street to Massachusetts Avenue, \$7,200;	H Street NW.
Northwest: First Street, G Street to H Street, \$3,000;	First Street NW.
Northwest: Ninth Street, Rock Creek Church Road to Quincy Street, \$6,400;	Ninth Street NW.
Northwest: Marietta Place, Eighth Street to Ninth Street, \$5,600;	Marietta Place NW.
Northwest: Seventeenth Street, Varnum Street to Webster Street, \$4,500;	Seventeenth Street NW.
Northwest: For paving Wisconsin Avenue, River Road to District line, sixty feet wide, including necessary relocation of street-car tracks, sewers and water mains, refund to be obtained from street railway company so far as provided under existing law, \$149,300;	Wisconsin Avenue NW. Relocating street-car tracks, sewers, etc. Refund from street railway.
Northeast: Franklin Street, Sixth Street to Seventh Street, \$7,700;	Franklin Street NE.
Northeast: Thirteenth Street, Quincy Street to Michigan Avenue, \$14,300;	Thirteenth Street NE.
Northeast: Upshur Street, Twelfth Street to Sargent Road, \$9,200;	Upshur Street NE.
Northeast: Thirteenth Street, Upshur Street to Varnum Street, \$4,600;	Thirteenth Street NE.
Northeast: Lawrence Street, Twelfth Street to Fourteenth Street, \$16,000;	Lawrence Street NE.
Northeast: Twentieth Street, Monroe Street to Otis Street, \$8,900;	Twentieth Street NE.
Northeast: Newton Street, Twenty-second Street to Twenty-sixth Street, \$15,000;	Newton Street NE.
Northeast: Twenty-fourth Street, Rhode Island Avenue to Otis Street, \$20,300;	Twenty-fourth Street NE.
Northeast: Carlton Avenue, South Dakota Avenue to Central Avenue, \$10,700;	Carlton Avenue NE.
Northeast: Monroe Street, Rhode Island Avenue to Clinton Avenue, \$15,000;	Monroe Street NE.
Northeast: Channing Street, Bladensburg Road to South Dakota Avenue, \$26,000;	Channing Street NE.

Cromwell Terrace NE.	Northeast: Cromwell Terrace, Second Street to Third Street, \$4,000;
V Street NE.	Northeast: V Street, Second Street to Fourth Street, \$10,000;
Third Street NE.	Northeast: Third Street, U Street to Adams Street, \$15,000;
W Street NE.	Northeast: W Street, Fourth Street to Rhode Island Avenue, \$5,000;
Adams Street NE.	Northeast: Adams Street, Third Street to Fourth Street, \$5,200;
Sixth Street NE.	Northeast: Sixth Street, Franklin Street to property line north of Girard Street, \$6,400;
Girard Street NE.	Northeast: Girard Street, Sixth Street to Seventh Street, \$7,900;
Tenth Street NE.	Northeast: Tenth Street, Girard Street to Jackson Street, \$14,500;
Hamlin Street NE.	Northeast: Hamlin Street, Ninth Street to Twelfth Street, \$11,700;
Girard Street NE.	Northeast: Girard Street, Tenth Street to Twelfth Street, \$6,300;
Thirty-fifth Street NE.	Northeast: Thirty-fifth Street, Bladensburg Road to Reform School, \$4,500;
Trinidad Avenue NE.	Northeast: Trinidad Avenue, Queen Street to Childress Street, \$4,700;
Queen Street NE.	Northeast: Queen Street, Trinidad Avenue to alley west of Holbrook Terrace, \$7,000;
Holbrook Street NE.	Northeast: Holbrook Street, Florida Avenue to Morse Street, \$4,700;
Corbin Place NE.	Northeast: Corbin Place, Tennessee Avenue to Thirteenth Street, \$4,500;
D Street NE.	Northeast: D Street, Fourteenth Street to Fifteenth Street, \$6,500;
Pierce Street NE.	Northeast: Pierce Street, North Capitol Street to First Street, \$11,500;
Yost Place NE.	Northeast: Yost Place west of Bladensburg Road, \$7,500;
Holbrook Terrace NE.	Northeast: Holbrook Terrace west of Queen Street, \$4,200;
Penn Street NE.	Northeast: Penn Street west of Queen Street, \$5,000;
Duncan Street NE.	Northeast: Duncan Street, Fourteenth Street to Fifteenth Street, \$4,500;
B Street SE.	Southeast: B Street, Fifteenth Street to Eighteenth Street, \$16,300;
Eighteenth Street SE.	Southeast: Eighteenth Street, D Street to E Street, \$6,400;
D Street SE.	Southeast: D Street, Seventeenth Street to Nineteenth Street, \$13,300;
Potomac Avenue SE.	Southeast: Potomac Avenue, E Street to Nineteenth Street, \$10,000;
Seventeenth Street SE.	Southeast: Seventeenth Street, Admiral Barney Circle to E Street, \$13,800;
L Street SE.	Southeast: L Street, South Capitol Street to Cushing Place, \$10,100;
Half Street SE.	Southeast: Half Street, L Street to M Street, \$4,800;
Sixteenth Street SE.	Southeast: Sixteenth Street, E Street to G Street, \$5,000;
Minnesota Avenue SE.	Southeast: Minnesota Avenue, Pennsylvania Avenue to Eighteenth Street, \$49,500;
U Street SE.	Southeast: U Street, Fourteenth Street to Sixteenth Street, \$11,000;
Fourteenth Street SE.	Southeast: Fourteenth Street, Good Hope Road to S Street, \$7,200;
Ridge Place SE.	Southeast: Ridge Place, Thirteenth Street to Sixteenth Street, \$17,700;
Thirteenth Street SE.	Southeast: Thirteenth Street, S Street to Ridge Place, \$3,400;
T Street SE.	Southeast: T Street, Thirteenth Street to Minnesota Avenue, \$15,500;
Sixteenth Street SE.	Southeast: Sixteenth Street, U Street to Good Hope Road, \$3,800;
	Southeast: Sixteenth Street, Good Hope Road to Ridge Place, \$12,900;
Twelfth Street SW.	Southwest: Twelfth Street, Virginia Avenue to D Street, \$7,800;

For grading, including necessary culverts, drains, and retaining walls, the following:

Northwest: Thirteenth Street, Longfellow Street to Madison Street, \$3,900;

Northwest: Hurst Terrace, Fulton Street northward, \$8,400;

Northeast: Ames Street, Fiftieth Street to Division Avenue; Blaine Street, Forty-ninth Street to Division Avenue; Division Avenue, Ames Street to Blaine Street; and Fiftieth Street, Ames Street to Blaine Street, \$6,000;

Northeast: Grant Street, Minnesota Avenue to Forty-sixth Street, \$2,400;

Southeast: First Street, Atlantic Street to Halley Place; Halley Place, First Street to Halley Terrace; Halley Terrace north of Mississippi Avenue and Mississippi Avenue, First Street to Halley Terrace, \$4,000;

Southeast: Fields Place, Nichols Avenue to Sheridan Road, \$4,000;

Southeast: Thirty-second Street, Alabama Avenue to V Place; V Place, Thirty-first Street to Thirty-second Street and Thirty-first Street, V Place to U Place, \$10,000;

Northwest: For widening and repaving the roadway of Connecticut Avenue by seven feet on the west side from M Street to Eighteenth Street, adjacent to United States reservation numbered 150; by fifteen feet on the east side from Eighteenth Street to N Street, adjacent to United States reservation numbered 150A; including the necessary adjustment in line and grade of the statue occupying this reservation; by fifteen feet on the west side from Eighteenth Street to N Street; and by fifteen feet on each side from N Street to Dupont Circle, \$65,000;

Northwest: For widening and repaving the roadway of Seventeenth Street by ten feet on the west side from H Street to K Street; by ten feet on the east side from H Street to I Street and by seven feet on the east side from I Street to K Street, including replacement of defective sewer and such alterations as may be necessary to Farragut Square, \$46,000;

Northwest: For widening to eighty feet and repaving the roadway of Connecticut Avenue from Florida Avenue to Columbia Road, \$46,000;

Northwest: For widening to fifty-six feet and repaving the roadway of Water Street from Wisconsin Avenue to Thirty-fifth Street, including replacement of defective sewer, \$45,000;

Northwest: For widening by twelve feet on the east side and repaving the roadway of Seventh Street, from Massachusetts Avenue to New York Avenue, \$4,000;

Northwest: For widening and repaving the west roadway of Fourteenth Street from Park Road to Monroe Street on plans to be approved by the Commissioners of the District of Columbia, \$6,000;

Northwest: For widening to forty-five feet and repaving the roadway of Tenth Street from F Street to New York Avenue, \$43,000;

Northwest: For widening to fifty feet and repaving the roadway of H Street from Seventeenth Street to Pennsylvania Avenue, \$30,000, and those portions of Public Act Numbered 688, Sixty-ninth Congress making appropriations for the government of the District of Columbia for the fiscal year 1928, approved March 2, 1927, which appropriated \$10,000 for widening and repaving this street from Seventeenth Street to Eighteenth Street, together with the provisions therein in respect to the assessments of the cost of said work are hereby repealed;

In the widening and repaving of roadways hereinbefore provided for, 40 per centum of the entire cost thereof in each case shall be assessed against and collected from the owners of abutting property

Grading, etc.

Thirteenth Street NW.

Hurst Terrace NW.

Ames Street NE.; Blaine Street; Division Avenue; Fiftieth Street.

Grant Street NE.

First Street SE.; Halley Place; Halley Terrace; Mississippi Avenue.

Fields Place SE.

Thirty-second Street SE.; V Place; Thirty-first Street.

Widening and repaving. Connecticut Avenue NW., from M Street to Dupont Circle.

Seventeenth Street NW., from H to K Streets.

Connecticut Avenue NW., from Florida Avenue to Columbia Road.

Water Street NW., from Wisconsin Avenue to Thirty-fifth Street.

Seventh Street NW., from Massachusetts Avenue to New York Avenue.

Fourteenth Street NW., from Park Road to Monroe Street.

Tenth Street NW., from F Street to New York Avenue.

H Street NW., from Seventeenth Street to Pennsylvania Avenue.

Former authorization, etc., repealed. Vol. 44, p. 1306, repealed.

Assessment of 40 per cent of cost of widening, etc., against abutting property.

Vol. 38, p. 524; Vol. 39, p. 716.	in the manner provided in the Act approved July 1, 1914 (Thirty-eighth Statutes, page 524), as amended by section 8 of the Act approved September 1, 1916 (Thirty-ninth Statutes, page 716). The owners of abutting property also shall be required to modify, at their own expense, the roofs of any vaults that may be under the sidewalk or parking on said street if it be found necessary to change such vaults to permit of the roadway being widened;
Vault roofs to be modified.	
Minor changes in roadways, etc.	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, \$10,000;
Curbs and gutters.	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 of such roadways where necessary, \$250,000;
Disbursements, etc.	In all, \$1,802,900; to be disbursed and accounted for as "Gasoline tax, road and street improvements," and for that purpose shall constitute one fund and be available immediately: <i>Provided</i> , That no part of such fund shall be used for the improvement of any street or section thereof not herein specified: <i>Provided further</i> , That assessments in accordance with existing law shall be made for paving and repaving roadways where such roadways are paved or repaved with funds derived from the collection of the tax on motor-vehicle fuels and accretions by repayment of assessments: <i>Provided further</i> , That in the performance of the street-paving work specially provided for in this Act priority shall be given to those streets which are more in the nature of through thoroughfares or arterial highways.
Provisos. Restricted to specified improvements.	
Assessments under existing law.	
Priority to through thoroughfares.	

## STREET REPAIR, GRADING, AND EXTENSION

Grading.	Grading, streets, alleys, and roads: For labor, purchase and repair of carts, tools or hire of same, and horses, \$50,000.
Condemnation.	Condemnation: For purchase or condemnation of streets, roads, and alleys, and for the condemnation of small park areas at the intersection of streets, avenues, or roads in the District of Columbia, to be selected by the commissioners, \$5,000.
Opening streets, etc., under permanent high-ways system. Vol. 37, p. 950. Exception.	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, except Fourteenth Street extension beyond the southern boundary of Walter Reed Hospital Reservation, in accordance with the plan of the permanent system of highways for the District of Columbia there is appropriated such sum as is necessary for said purpose during the fiscal year 1929, to be paid wholly out of the revenues of the District of Columbia.
Wholly from District revenues.	
Repairs.	Repairs: For current work of repairs to streets, avenues, roads, and alleys, including purchase, exchange, maintenance, and operation of nonpassenger-carrying motor vehicles used in this work, and the rental of necessary garage space therefor; and including the surfacing and resurfacing, or replacement, with the same or other approved materials, of such asphalt or concrete pavements as may be done within the funds available under this appropriation, \$1,475,000: <i>Provided</i> , That the amount expended for purchase and exchange of nonpassenger-carrying motor vehicles shall not exceed \$40,000.
Proviso. Nonpassenger vehicles.	
Street railways pavements. Vol. 20, p. 105.	This appropriation shall be available for repairing pavements of street railways when necessary; the amounts thus expended shall be collected from such railroad companies as 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 they are collected.

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.

Changing sidewalk widths, etc.

For construction and repair of sidewalks and curbs around public reservations and municipal and United States buildings, \$10,000.

Sidewalks, etc.

No part of any appropriation contained in this Act shall be available for repairing, resurfacing, or newly paving any street, avenue, or roadway by private contract unless the specifications for such work shall be so prepared as to permit of fair and open competition in paving material as well as in price.

Open competition for street improvement contracts.

In addition to the provision of existing law requiring contractors to keep new pavements in repair for a period of one year from the date of the completion of the work, the Commissioners of the District 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.

Repairs for inferior work, etc., by contractors, required for additional period.

#### BRIDGES

Bridges.

For construction and repair of bridges, including maintenance of nonpassenger-carrying motor vehicles, \$50,000.

Construction, repair, etc.

Highway Bridge across Potomac River: For personal services in accordance with the Classification Act of 1923, \$9,780; labor, \$1,920; power, miscellaneous supplies, and expenses of every kind necessarily incident to the operation and maintenance of the bridge and approaches, \$7,360; in all, \$19,060.

Highway Bridge.

Anacostia River Bridge: For employees, miscellaneous supplies, and expenses of every kind necessary to operation and maintenance of the bridge, \$6,000.

Anacostia Bridge.

Francis Scott Key Bridge: For miscellaneous supplies and expenses of every kind necessarily incident to the maintenance of the bridge and approaches, including personal services, \$2,000.

Francis Scott Key Bridge.

For reconstruction of the floor system of the Highway Bridge across the Potomac River, including personal services and other necessary expenses, \$178,000, to be immediately available.

Reconstructing floor system, Highway Bridge.

#### TREES AND PARKINGS

Trees and parking.

For contingent expenses, including laborers, trimmers, nurserymen, repairmen, teamsters, hire of carts, wagons, or motor trucks, trees, tree boxes, tree stakes, tree straps, tree labels, planting and care of trees on city and suburban streets, care of trees, tree spaces, purchase and maintenance of nonpassenger-carrying motor vehicles, and miscellaneous items, \$112,500.

Contingent expenses.

#### PUBLIC CONVENIENCE STATIONS

Public convenience stations.

For maintenance of public convenience stations, including compensation of necessary employees, \$28,000.

Station at Thirty-second and M Streets NW.

The unexpended balance of appropriations now available for the construction of a public convenience station numbered 5 at Ninth and F Streets, northwest, is reappropriated for the construction of a public convenience station in the vicinity of Thirty-second and M Streets, northwest.

Balance for Ninth and F Streets station made available therefor.

## Sewers.

## SEWERS

## Cleaning, etc.

For cleaning and repairing sewers and basins, including the replacement of three motor trucks at not to exceed \$1,250 each for operation and maintenance of the sewage pumping service, including repairs to boilers, machinery, and pumping stations, and employment of mechanics and laborers, purchase of coal, oils, waste, and other supplies, and for the maintenance of nonpassenger-carrying motor vehicles used in this work, \$255,000.

## Pumping service.

## Main and pipe.

For main and pipe sewers and receiving basins, \$195,000.

## Suburban.

For suburban sewers, including the maintenance of nonpassenger-carrying motor vehicles used in this work, \$600,000.

## Assessment and permit work.

Balance available.  
Vol. 44, p. 1309.

For assessment and permit work, sewers, \$410,000; and the unexpended balance of the appropriation for this purpose for the fiscal year 1928 shall remain available until June 30, 1929.

## Rights of way.

For purchase or condemnation of rights of way for construction, maintenance, and repair of public sewers, \$1,000.

## Upper Potomac interceptor.

For continuing the construction of the Upper Potomac main interceptor, \$50,000.

## Upper Anacostia interceptor.

For continuing construction of the Upper Anacostia main interceptor along the Anacostia River between Benning Road and the District line, \$15,000.

## City refuse.

## COLLECTION AND DISPOSAL OF REFUSE

## Personal services.

For personal services in accordance with the Classification Act of 1923, \$126,740.

## Sweeping, cleaning, snow and ice removal, etc.

For dust prevention, sweeping, and cleaning streets, avenues, alleys, and suburban streets, under the immediate direction of the commissioners, and for cleaning snow and ice from streets, sidewalks, crosswalks, and gutters in the discretion of the commissioners, including services and purchase and maintenance of equipment, rent of storage rooms; maintenance and repairs of stables; hire, purchase, and maintenance of horses; hire, purchase, maintenance, and repair of wagons, harness, and other equipment; maintenance and repair of nonpassenger-carrying motor-propelled vehicles necessary in cleaning streets and purchase of motor-propelled street-cleaning equipment; purchase, maintenance, and repair of bicycles; and necessary incidental expenses, \$500,000.

## Vehicles, etc.

Garbage, ashes, dead animals, etc.  
Collection and disposal of.  
Post, p. 1274.

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 (no contract shall be let for the collection of dead animals), including inspection; fencing of public and private property designated by the commissioners as public dumps; and incidental expenses, \$950,000, including not to exceed \$25,000 for repair and improvement of the garbage reduction plant: *Provided*, That any proceeds received from the disposal of city refuse or garbage shall be paid into the Treasury of the United States to the credit of the United States and the District of Columbia in the manner provided by law: *Provided further*, 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 reduction plant.  
Provisos.  
Deposit of receipts.

## Use restricted.

## Public playgrounds.

## PUBLIC PLAYGROUNDS

## Personal services.

Proviso.  
Employments restricted.

For personal services in accordance with the Classification Act of 1923, \$101,230: *Provided*, That employments hereunder, except directors who shall be employed for twelve months, shall be dis-



tributed as to duration in accordance with corresponding employments provided for in the District of Columbia Appropriation Act for the fiscal year 1924.

For general maintenance, improvement, equipment, supplies, incidental and contingent expenses of playgrounds, including labor, purchase and exchange at not exceeding \$675, and maintenance of one motor truck, under the direction and supervision of the commissioners, \$51,500.

For the maintenance and contingent expenses of keeping open during the summer months the public-school playgrounds, under the direction and supervision of the commissioners; for special and temporary services, directors, assistants, and janitor service during the summer vacation, and, in the larger yards, daily after school hours during the school term, \$25,000.

For supplies, installing electric lights, repairs, maintenance, and necessary expenses of operating three swimming pools, including \$3,000 for additional lockers and recementing pools, \$6,000.

**BATHING POOLS:** For superintendence, \$600; for temporary services, supplies, and maintenance, \$4,500; for repairs to buildings, pools, and upkeep of grounds, \$1,780; in all, \$6,880: *Provided*, That section 6 of the Legislative, Executive, and Judicial Appropriation Act approved May 10, 1916, as amended, shall not apply to the position of superintendent of these bathing pools during the fiscal year 1929.

**ELECTRICAL DEPARTMENT**

For personal services in accordance with the Classification Act of 1923, \$117,160.

For general supplies, repairs, new batteries and battery supplies, telephone rental and purchase, telephone service charges, wire and cable for extension of telegraph and telephone service, repairs of lines and instruments, purchase of poles, tools, insulators, brackets, pins, hardware, cross arms, ice, record book, stationery, printing, livery, purchase and repair of bicycles, blacksmithing, extra labor, new boxes, maintenance of motor trucks, and other necessary items, \$33,000.

For placing wires of fire alarm, police patrol, and telephone services underground, extension and relocation of police-patrol and fire-alarm systems, purchase and installing additional lead-covered cables, labor, material, appurtenances, and other necessary equipment and expenses, including not to exceed \$6,000 for replacing obsolete type of police-patrol signal system in the eleventh precinct, and including not to exceed \$5,600 for replacement of forty-one obsolete fire-alarm boxes by new type boxes, \$34,000.

**LIGHTING:** For purchase, installation, and maintenance of public lamps, lamp-posts, street designations, lanterns, and fixtures of all kinds on streets, avenues, roads, alleys, and public spaces, part cost of maintenance of lights at Bolling Field necessary for operation of the air mail, and for all necessary expenses in connection therewith, including rental of stables and storerooms, livery and extra labor, 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, and with the provisions of the District of Columbia Appropriation Act for the fiscal year 1913, and other laws applicable thereto, including not to exceed \$950 for purchase of two light non-passenger-carrying motor vehicles and including not to exceed \$20,000 for the purchase, installation, and maintenance of electric traffic lights, signals, and controls, \$949,450: *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

Vol. 42, p. 1340.

Maintenance, etc.

Public school grounds during the summer.

Swimming pools.

Bathing pools.

*Proviso.*  
Double pay restriction not applicable to superintendent.  
Vol. 39, p. 120.

Electrical department.

Personal services.

Supplies, contingent expenses, etc.

Placing wires underground, police patrol, fire alarm systems, etc.

Lighting streets, etc.

Air mail lights at Bolling Field.

Vol. 36, p. 1006.

Vol. 37, p. 181.

*Proviso.*  
Electric lighting rates.

Awards of contracts to lowest bidders.

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.

Improving system, etc., in fifteenth precinct.  
Post, p. 1276.

For rearranging and improving police-patrol signal system in proposed number fifteen police precinct and extending telephone system to proposed number fifteen police station house, including the purchase, installation, and relocation of boxes, instruments, wire, cable, conduit connections, extra labor, and other necessary items, \$4,570.

Completing addition to electrical storehouse.

For additional amount to complete the erection and equipment of an addition to storehouse, on land belonging to the District of Columbia, in square 298, to be used for the examination, repair, and storage of material and supplies of the electrical department, including the inclosing, grading, and improving of the ground, to be immediately available, \$2,000.

#### Public schools.

### PUBLIC SCHOOLS

Administrative and supervisory officers.  
Vol. 43, p. 368.

**Salaries:** 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, \$633,900.

Clerical, etc., personnel.

For personal services of clerks and other employees in accordance with the Classification Act of 1923, \$127,540.

School attendance and work permits department.

For personal services in the department of school attendance and work permits in accordance with the Act approved June 4, 1924, and the Act approved February 5, 1925, \$32,800.

#### Teachers.

### TEACHERS

Salaries.

**Salaries:** For personal services of teachers and librarians in accordance with the Act approved June 4, 1924, \$5,841,920.

Vol. 43, p. 367.

Soliciting subscriptions, etc., prohibited.

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.

Exception.

Vacation schools.

For the instruction and supervision of children in the vacation schools and playgrounds, and supervisors and teachers of vacation schools and playgrounds may also be supervisors and teachers of day schools, \$33,000.

Annuities.  
Vol. 44, p. 728.

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," \$380,000.

Night schools.

### NIGHT SCHOOLS

Salaries.

**Salaries:** 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, \$95,000.

Contingent expenses: For contingent and other necessary expenses, including equipment and purchase of all necessary articles and supplies for classes in industrial, commercial, and trade instruction, \$4,500.

Contingent.

## THE DEAF, DUMB, AND BLIND

For expenses attending the 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, and under a contract to be entered into with the said institution by the commissioners, \$27,500.

Deaf, dumb, and blind.

Instruction expenses.  
R. S., 4864, p. 942.  
Vol. 31, p. 884.

For maintenance and tuition 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, \$6,500: *Provided*, That all expenditures under this appropriation shall be made under the supervision of the Board of Education.

Colored deaf-mutes.  
Tuition of, under contract.*Proviso.*  
Supervision.

For 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, \$10,500: *Provided*, That all expenditures under this appropriation shall be made under the supervision of the Board of Education.

Blind children.  
Instruction of, under contract.*Proviso.*  
Supervision.

## 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, \$10,000.

Americanization work.

Instructing foreigners of all ages.

For contingent and other necessary expenses, including books, equipment, and supplies, \$1,000.

Equipment, etc.

## COMMUNITY CENTER DEPARTMENT

For personal services of the director, general secretaries, and community secretaries in accordance with the Act approved June 4, 1924; part-time employees, including janitors on account of meetings of parent-teacher associations and other activities, and contingent expenses, equipment, supplies, and lighting fixtures, \$41,000.

Community centers.

Salaries and expenses.  
Vol. 43, p. 375.

## CARE OF BUILDINGS AND GROUNDS

Salaries: For personal services in accordance with the Classification Act of 1923, \$619,260.

Care of buildings and grounds.

Salaries.

For care of smaller buildings and rented rooms, including cooking and manual-training schools, wherever located, at a rate not to exceed \$96 per annum for the care of each schoolroom, other than those occupied by atypical or ungraded classes, for which service an amount not to exceed \$120 per annum may be allowed, \$7,000.

Smaller buildings and rented rooms.

For the maintenance of schools for tubercular pupils, \$7,000.

Schools for tubercular pupils.

For transportation for pupils attending schools for tubercular pupils, \$5,000: *Provided*, That expenditures for street-car and bus fares from this fund shall not be subject to the general limitations on the use of street-car and bus fares covered by this Act.

Transportation.

*Proviso.*  
Car fares allowed.

For purchase and repair of furniture, tools, machinery, material, and books, and apparatus to be used in connection with instruction in manual training, and incidental expenses connected therewith, \$85,000.

Manual training expenses.

For fuel, gas, and electric light and power, \$270,000.

Fuel, light, and power.

## Furniture, etc.

## FURNITURE

For designated schools.

For completely furnishing and equipping buildings and additions to buildings, as follows: Combination assembly hall and gymnasium, Wheatley School, \$3,000; eight-room addition, including combination assembly hall and gymnasium, Morgan School, including repair, replacement, and extension of equipment of old building, \$16,000; combination assembly hall and gymnasium, Takoma School, \$3,000; in all, \$22,000, to continue available until June 30, 1930.

McKinley Technical High. Completing equipment, etc.

For completing the furniture and equipment, including pianos and window shades and repair, remodeling, and refinishing of existing equipment, for the McKinley Technical High School, \$350,000.

Contingent expenses, flags, etc.

For contingent expenses, including furniture and repairs of same, stationery, printing, ice, United States flags, paper towels, and other necessary items not otherwise provided for, and including not exceeding \$3,000 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 \$5,000 for labor, \$155,000: *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.

Supplies to pupils.

For textbooks and school supplies for use of pupils of the first eight grades and for the necessary expenses of purchase, distribution, and preservation of said textbooks and supplies, including necessary labor not to exceed \$1,000, \$125,000: *Provided*, That the Commissioners of the District of Columbia, in their discretion, are authorized to exchange any badly damaged book for a new one, the new one to be similar in text to the old one when it was new.

*Proviso.*  
Exchanges.

Kindergartens.

For maintenance of kindergartens, including not to exceed \$3,000 for furnishing and equipping three additional kindergartens, \$10,000.

School gardens.

For utensils, material, and labor, for establishment and maintenance of school gardens, \$3,000.

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 the work of instruction in nature study and school gardens.

Supplies for physics, etc., departments.

For purchase of apparatus, fixtures, specimens, technical books, and for extending the equipment and for the maintenance of laboratories of the departments of physics, chemistry, biology, and general science in the several high and junior high schools and normal schools, and for the installation of the same, \$14,000.

Children of Army, Navy, etc., admitted free.

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.

Improving grounds of new buildings. Unexpended balances available for. Vol. 43, pp. 1320, 1233; Vol. 44, pp. 168, 433.

Not to exceed \$100,000 of the unexpended balances of appropriations for buildings and grounds, public schools, contained in the second Deficiency Act fiscal year 1925, the District of Columbia Appropriation Act fiscal year 1926, the first Deficiency Act fiscal year 1926, and the District of Columbia Appropriation Act fiscal year 1927, is hereby made available until June 30, 1929, for the improvement of grounds surrounding public-school buildings, constructed under appropriation for the fiscal year 1927 and prior fiscal years, such work to be performed by day labor or otherwise in the discretion of the Commissioners of the District of Columbia.

Repairs, etc., to buildings and grounds.

For repairs and improvements to school buildings, repairing and renewing heating, plumbing, and ventilating apparatus, installation and repair of electric lighting equipment, and installation of sanitary

drinking fountains, and maintenance of motor trucks, including not to exceed \$1,500 for purchase of two dump trucks, \$529,610, of which \$60,000 shall be immediately available.

For necessary remodeling, painting, and completely equipping the old McKinley Technical High School for use as the Shaw Junior High School and the old Shaw Junior High School for use as a business high school, including the repair and refinishing of existing equipment, \$70,500.

Remodeling McKinley High, and Shaw Junior High, etc.

For rent of school buildings and grounds, storage and stock rooms, \$11,000.

Rent.

For purchase, installation, and maintenance of equipment, for school yards for the purposes of play of pupils, \$10,000: *Provided*, That such playgrounds shall be kept open for play purposes in accordance with the schedule maintained for playgrounds under the jurisdiction of the playground department.

School yards playgrounds. *Proviso.* Use, etc.

BUILDINGS AND GROUNDS

Buildings and grounds.

For completing the construction of the McKinley Technical High School, \$250,000;

McKinley Technical High.

For erection of an eight-room extensible building, including a combination gymnasium and assembly hall, on a site on Grant Road now owned by the District of Columbia, \$175,000;

Grant Road.

For erection of the E. A. Paul Junior High School building in Brightwood, in accordance with the plans of the Macfarland Junior High School, modified as the limits of the site may require, \$250,000, and the commissioners are authorized to enter into contract or contracts as in this Act provided for such building, at a cost not to exceed \$500,000;

E. A. Paul Junior High.

For erection of an eight-room extensible building, including a combination gymnasium and assembly hall, on a site now owned by the District of Columbia at Fourteenth and Upshur Streets, including the moving of the residence of the superintendent of the Tuberculosis Hospital, \$185,000;

Fourteenth and Upshur Streets.

For construction of a combination gymnasium and assembly hall at the Takoma School, \$60,000;

Takoma. Gymnasium, etc.

For construction of an eight-room addition, including a combination gymnasium and assembly hall, to the Raymond School, including the necessary remodeling of the present building, \$185,000;

Raymond. Addition, etc.

For erection of an elementary school building, including a combination gymnasium and assembly hall, on a site already purchased at Nineteenth Street and Columbia Road, to replace the Force, Adams, and Morgan Schools, \$250,000, and the commissioners are authorized to enter into contract or contracts as in this Act provided, for such building at a cost not to exceed \$500,000;

Nineteenth Street and Columbia Road. To replace Force, Adams, and Morgan Schools.

Not to exceed \$60,000 of the unexpended balances in the appropriations for the construction of combined gymnasiums and assembly halls at the Petworth School and the West School are hereby made available for the construction of a combined gymnasium and assembly hall at the Wheatley School in accordance with the original plans for the construction of said building;

Wheatley. Gymnasium, etc., for, from balances for Petworth and West Schools. *Post*, p. 1279.

For construction of an eight-room addition to the Morgan School, including a combination gymnasium and assembly hall, and the necessary remodeling of the present building, \$157,000;

Morgan. Addition.

For construction of a ten-room addition, including gymnasium and lunch room at the Francis Junior High School, and the necessary remodeling of the present building, \$250,000;

Francis Junior High. Addition.

For construction of an eight-room addition to the Burrville School, including a combination gymnasium and assembly hall and the necessary remodeling of the present building, \$180,000;

Burrville. Addition.

S. J. Bowen.  
Addition from appro-  
priation for Amidon.  
Vol. 44, p. 433.

The appropriation of \$80,000 for a third-story addition to the Amidon School contained in the District of Columbia Appropriation Act for the fiscal year 1927 is hereby made available for the construction of a four-room addition to the S. J. Bowen School;

Bell and Cardozo.  
Replacement.

For construction of an eight-room extensible building, including a combination gymnasium and assembly hall, to commence the replacement of the old Bell School and the Cardozo School, \$175,000;

Langley Junior High  
and McKinley High.  
Athletic grounds for.

For proper grading, seeding, and sodding; for the construction of roads, walks, and steps; for seating; for running track, baseball diamond, tennis courts, and other athletic facilities; for fencing and other necessary work to fit up for athletic purposes the ground purchased as a joint site for the Langley Junior High School and the McKinley High School, \$250,000, to be immediately available;

Disbursed as one  
fund, etc.

In all, \$2,367,000, 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.

*Proviso.*  
Restricted to speci-  
fied buildings.

Awarding contracts  
restricted.

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.*  
Rejection of bids.

Purchase of building  
and playground sites.

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

Health school for  
colored pupils.

For the purchase of land for a new health school for colored pupils, to be located on a site to be selected by the Board of Education and the Commissioners of the District of Columbia;

Replacing Bell and  
Cardozo.

For the purchase of land in the vicinity of the old Bell School and the Cardozo School, to provide for the erection of a new building to replace the present old Bell School and the Cardozo School;

Additional sites.  
Vol. 43, p. 986.

For the purchase of additional school-building and playground sites authorized to be acquired in the five-year School Building Program Act;

Addition from unex-  
pended balance.  
Vol. 44, p. 435.

In all, \$245,000, and in addition thereto the sum of \$100,000 of the unexpended balance of the appropriation of \$703,500 contained in the District of Columbia Appropriation Act for the fiscal year 1927, is reappropriated and made available for the purposes of this paragraph, to remain available until June 30, 1930: *Provided*, That, with the exception of \$80,000, no part of this appropriation shall be expended for the purchase of any site the cost of which shall exceed the full value assessment of such property last made before purchase thereof plus 25 per centum of such assessed value.

*Proviso.*  
Cost restriction.

Unexpended balance  
continued available un-  
til June 30, 1929.

The unexpended balance of the appropriation of \$703,500 for the purchase of school building and playground sites, contained in the District of Columbia Appropriation Act for the fiscal year 1927, is continued available until June 30, 1929, for the purchase of school building and playground sites authorized to be acquired in the five-year school building program Act, provided that part or parts of a site may be purchased under the 125 per centum limitation if the total cost of the part or parts acquired does not at the time of such purchase exceed 125 per centum of the assessed value.

Purchase of part of  
site under 125 per cent  
limitation.

Preparation of plans.

The plans and specifications for all buildings provided for in this Act under appropriations administered by the Commissioners

of the District of Columbia shall be prepared under the supervision of the municipal architect, and those for school buildings after consultation with the Board of Education, and shall be approved by the commissioners and shall be constructed in conformity thereto.

The school buildings authorized and appropriated for herein shall be constructed with all doors intended to be used as exits or entrances opening outward, and each of said buildings having an 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.

Exits required.

Doors to open outward, etc.

Unlocking outside doors.

## METROPOLITAN POLICE

Police.

### SALARIES

For the pay and allowances of officers and members of the Metropolitan police force, in accordance with the Act entitled "An Act to fix the salaries of the Metropolitan police force, the United States park police force, and the fire department of the District of Columbia," including compensation at the rate of \$1,860 per annum for the present assistant property clerk of the police department, \$2,740,700.

Salaries, officers, etc. Vol. 43, p. 174.

For personal services in accordance with the Classification Act of 1923, \$99,770.

Personal services.

### MISCELLANEOUS

For fuel, \$8,500.

Fuel.

For repairs and improvements to police stations and station grounds, \$9,500.

Repairs, etc.

For miscellaneous and contingent expenses, including rewards for fugitives, purchase of modern revolvers and other firearms, maintenance of card system, stationery, city directories, books of reference, periodicals, telegraphing, telephoning photographs, printing, binding, gas, ice, washing, meals for prisoners, not to exceed \$200 for car tickets, furniture and repairs thereto, beds and bed clothing, insignia of office, motor cycles, police equipments and repairs to same, repairs to vehicles, van, patrol wagons, and saddles, mounted equipment, flags and halyards, storage of stolen or abandoned property, and expenses incurred in prevention and detection of crime, and other necessary expense, \$60,000; of which amount a sum not exceeding \$2,000 may be expended by the major and superintendent of police for prevention and detection of crime, under his certificate, approved by the commissioners, and every such certificate shall be deemed a sufficient voucher for the sum therein expressed to have been expended: *Provided*, That the War Department may, in its discretion, furnish the commissioners, for use of the police, upon requisition, such worn mounted equipment as may be required: *Provided further*, That the commissioners are authorized to employ the electrician of the District Building to repair speedometers at such cost not exceeding \$250 as they may approve, payment to be in addition to his regular compensation, and such services to be performed after regular working hours.

Contingent expenses.

*Provisos.*  
Army mounted equipment.

Repairs of speedometers.

For purchase and maintenance of motor vehicles and the replacement of those worn out in the service and condemned, \$60,000.

Motor 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, \$67,075.

Uniforms.

For additional amount for heavy-duty Diesel-engine police boat, to be immediately available, \$10,000.

Police boat.

For a garage for the fourteenth police precinct station, \$8,000.

Garage, fourteenth precinct.

Fifteenth precinct.  
Building for.  
Post, p. 1282.

For the erection of a building to be known as the fifteenth police precinct station house, including garage, on land owned by the District of Columbia described as parcel 175/20 in square 5087, \$52,000.

Ninth precinct heating plant.

For the installation of a steam-heating plant for the ninth precinct station house, \$3,000.

House of detention.

#### HOUSE OF DETENTION

Maintenance.

For maintenance of a suitable place for the reception and detention of girls and women over seventeen years of age, arrested by the police on charge of offense against any laws in force in the District of Columbia, or held as witnesses or held pending final investigation or examination, or otherwise, including transportation, the purchase and maintenance of necessary motor vehicles, clinic supplies, food, upkeep and repair of building, fuel, gas, ice, laundry, supplies, and equipment, electricity, and other necessary expenses, \$11,000; for personal services in accordance with the Classification Act of 1923, \$10,000; in all, \$21,000: *Provided*, That no part of this appropriation shall be expended for the maintenance of a House of Detention in the territory abutting or adjacent to the grounds of the Capitol Building, the Senate and House Office Buildings, and the Library of Congress.

*Proviso.*  
Location barred.

#### HARBOR PATROL

Harbor patrol.

For fuel, construction, maintenance, repairs, and incidentals, \$2,000.

Policemen, etc., relief fund.

#### POLICEMEN AND FIREMEN'S RELIEF FUND

Payments from.

To pay the relief and other allowances as authorized by law, a sum not to exceed \$650,000 is appropriated from the policemen and firemen's relief fund.

Fire department.

#### FIRE DEPARTMENT

##### SALARIES

Salaries, officers, etc.  
Vol. 43, p. 175.

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, \$1,895,000.

Personal services.

For personal services in accordance with the Classification Act of 1923, \$9,040.

##### MISCELLANEOUS

Repairs, etc., to buildings.  
Uniforms.

For repairs and improvements to buildings and grounds, \$25,000.  
Uniforms: For furnishing uniforms and other official equipment prescribed by department regulations as necessary and requisite in the performance of duty to officers and members of the fire department, \$30,975.

Repairs to apparatus, etc.

For repairs to apparatus motor vehicles and other motor-driven apparatus, fire boat and for new apparatus, new motor vehicles, new appliances, employment of mechanics, helpers, and laborers in the fire department repair shop, and for the purchase of necessary supplies, materials, equipment, and tools, \$51,000: *Provided*, That the commissioners are authorized, in their discretion, to build or construct, in whole or in part, fire-fighting apparatus in the fire department repair shop.

*Proviso.*  
Construction at repair shop.

Hose and fuel.

For hose, \$4,500.  
For fuel, \$30,000.



For contingent expenses, furniture, fixtures, oil, blacksmithing, gas and electric lighting, flags, and halyards, and other necessary items, \$30,000.

For one aerial hook and ladder truck, motor driven, \$15,500.

For one pumping engine, triple combination, motor driven, \$11,000.

For one rescue-squad wagon, motor driven, \$12,000.

For two automobiles at \$2,000 each, \$4,000.

For a site for an engine company to be located in the vicinity of Connecticut and Nebraska Avenues, northwest, \$12,000: *Provided*, That no part of this appropriation shall be expended for the purchase of any site the cost of which shall exceed the full value assessment of such property last made before purchase thereof plus 25 per centum of such assessed value.

The Commissioners of the District of Columbia are hereby authorized and directed to sell the property at the corner of Sixteenth and Webster Streets, heretofore acquired for a fire engine house site at public or private sale at not less than the purchase price paid therefor by the District of Columbia and pay the proceeds thereof into the Treasury of the United States, to the credit of the District of Columbia; and the Commissioners are hereby authorized and directed to erect a fire engine house, with furniture and furnishings for a fire engine company, at the northwest corner of Sixteenth Street and Colorado Avenue, on property belonging to the United States, and there is hereby set aside for such purpose a plot of ground running north from the junction of Sixteenth Street and Colorado Avenue, as now publicly owned, one hundred (100) feet on Sixteenth Street, thence west at right angles to the street, one hundred and sixty feet (160), thence south at right angles to the line of Colorado Avenue. The balance of the appropriations carried in the Acts of May 10, 1926, and March 2, 1927, for an engine house in the vicinity of Sixteenth Street and Piney Branch Road Northwest, is made available for the purpose aforesaid.

## HEALTH DEPARTMENT

### SALARIES

For personal services in accordance with the Classification Act of 1923, \$166,430.

### PREVENTION OF CONTAGIOUS DISEASES

For contingent expenses incident to the enforcement of the provisions of an Act to prevent the spread of contagious diseases in the District of Columbia, approved March 3, 1897, and an Act for the prevention of scarlet fever, diphtheria, measles, whooping cough, chicken pox, epidemic cerebrospinal meningitis, and typhoid fever in the District of Columbia, approved February 9, 1907, and an Act to provide for registration of all cases of tuberculosis in the District of Columbia, for free examination of sputum in suspected cases, and for preventing the spread of tuberculosis in said District of Columbia, approved May 13, 1908, under the direction of the health officer of said District, manufacture of serums, including their use in indigent cases, and for the prevention of infantile paralysis and other communicable diseases, and of an Act for the prevention of venereal diseases in the District of Columbia, and for other purposes, approved February 26, 1925, including salaries or compensation for personal services, when ordered in writing by the commissioners and necessary for the enforcement and execution of said Acts, and for the prevention of such other communicable diseases as hereinbefore provided, purchase and maintenance of necessary horses, wagons,

Contingent expenses.

New apparatus.

Site near Connecticut and Nebraska Avenues.  
*Proviso.*  
Purchase price restriction.

Sale of site acquired for engine house at Sixteenth and Webster Streets.

Deposit of proceeds.

New company house at Sixteenth Street and Colorado Avenue.

Balance of appropriations available.  
Vol. 44, pp. 437, 1318.

Health department.

Personal services.

Contagious diseases prevention.

Enforcement expenses.  
Vol. 29, p. 635.  
Vol. 34, p. 889.

Tuberculosis registration.  
Vol. 35, p. 123.

Infantile paralysis.  
Venereal diseases.  
Vol. 43, p. 1001.

Smallpox hospital, etc. <i>Provido.</i> Bacteriological exam- inations.	and harness, purchase of reference books and medical journals, and maintenance of quarantine station and smallpox hospital, \$43,000: <i>Provided</i> , That any bacteriologist employed under this appropriation may be assigned by the health officer to the bacteriological examination of milk and other dairy products and of the water supplies of dairy farms, and to such other sanitary work as in the judgment of the health officer will promote the public health, whether such examinations be or be not directly related to contagious diseases.
Isolating wards, Gar- field and Providence Hospitals.	For isolating wards for minor contagious diseases at Garfield Memorial and Providence Hospitals, maintenance, \$15,000 and \$8,000, respectively, or so much thereof as in the opinion of the commissioners may be necessary; in all, \$23,000.
Tuberculosis and ve- neral dispensaries.	For the maintenance of a dispensary or dispensaries for the treatment of indigent persons suffering from tuberculosis and of indigent persons suffering from venereal diseases, including payment for personal services, supplies, and contingent expenses, \$20,000: <i>Provided</i> , That the commissioners may accept such volunteer services as they deem expedient in connection with the establishment and maintenance of the dispensaries herein authorized: <i>Provided further</i> , That this shall not be construed to authorize the expenditure or the payment of any money on account of any such volunteer service.
<i>Provido.</i> Volunteer services.	For rental, repair, and alteration of quarters for Health Department clinics, including installation of necessary equipment, to be immediately available, \$8,000.
No pay authorized therefor.	For maintenance of disinfecting service, including salaries or compensation for personal services when ordered in writing by the commissioners and necessary for maintenance of said service, and for purchase and maintenance of necessary horses, wagons, and harness, and contingent expenses, \$5,500.
Health department clinics.	For enforcement of the provisions of an Act to provide for the drainage of lots in the District of Columbia, approved May 19, 1896, and an Act to provide for the abatement of nuisances in the District of Columbia by the commissioners, and for other purposes, approved April 14, 1906, \$3,000.
Disinfecting service.	For special services in connection with the detection of the adulteration of drugs and of foods, including candy and milk, \$100.
Drainage of lots. Vol. 29, p. 125.	<b>HYGIENE AND SANITATION, PUBLIC SCHOOLS</b>
Abating nuisances. Vol. 34, p. 114.	Salaries: For personal services in accordance with the Classification Act of 1923, \$67,340: <i>Provided</i> , That the person employed in the capacity of chief medical and sanitary inspector shall, under the direction of the health officer of the District of Columbia, give his whole time from nine o'clock antemeridian to four thirty o'clock postmeridian, to, and exercise the direction and control of the medical inspection and sanitary conditions of the public schools of the District of Columbia: <i>Provided further</i> , That of the persons employed as medical inspectors one shall be a woman, four shall be dentists, and four shall be of the colored race, and that of the graduate nurses employed as public-school nurses three shall be of the colored race.
Food, etc., adultera- tion.	For maintenance of free dental clinics in the public schools, \$1,000.
Hygiene, etc., public schools.	<b>LABORATORIES</b>
Personal services. <i>Provido.</i> Day duty, etc., of in- spectors.	For maintenance of laboratories, including reference books and periodicals, apparatus, equipment, and necessary contingent and miscellaneous expenses, \$2,500.
Division of inspectors and nurses.	<b>DAIRY FARM INSPECTION</b>
Free dental clinics.	For necessary expenses of inspection of dairy farms, including necessary traveling expenses, \$5,000.
Laboratories.	
Maintenance, etc.	
Dairy farms.	
Inspection expenses.	

For contingent expenses incident to the enforcement of an Act relating to the adulteration of foods and drugs in the District of Columbia approved February 17, 1898; an Act to prevent the adulteration of candy in the District of Columbia, approved May 5, 1898; an Act for preventing the manufacture, sale, or transportation of adulterated or misbranded or poisonous or deleterious foods, drugs, medicines, and liquors, and for regulating traffic therein, and for other purposes, approved June 30, 1906, and an Act to regulate, within the District of Columbia, the sale of milk, cream, and ice cream, and for other purposes, approved February 27, 1925, \$1,000.

For maintenance, including personal services, of the public crematorium, \$3,000: *Provided*, That the health officer is authorized to provide and furnish 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, which ashes remain unclaimed after twelve months from date of such cremation.

For maintenance and operation of motor ambulances and motor vehicles, including not to exceed \$475 for the purchase of one non-passenger-carrying motor vehicle, \$2,225.

For maintaining a child hygiene service, including the establishment and maintenance of child-welfare stations for the clinical examinations, advice, care, and maintenance of children under six years of age, payment for personal services, rent, fuel, periodicals, and supplies, \$48,360: *Provided*, That the commissioners may accept such volunteer services as they may deem expedient in connection with the establishment and maintenance of the service herein authorized: *Provided further*, That this shall not be construed to authorize the expenditure or the payment of any money on account of any such volunteer service.

Preventing food, candy, etc., adulteration.  
Vol. 30, pp. 246, 398.

Pure food law.  
Vol. 34, p. 768.

Milk regulations.  
Vol. 43, p. 1004.

Crematorium.  
*Proviso.*  
Containers, etc., to be furnished.

Motor vehicles.

Child hygiene service.  
Maintenance, etc., of welfare stations.

*Provisos.*  
Volunteer services.

No payment therefor.

## COURTS AND PRISONS

### JUVENILE COURT

**Salaries:** For personal services in accordance with the Classification Act of 1923, \$54,910.

**Miscellaneous:** For compensation of jurors, \$2,000.

For fuel, ice, gas, laundry work, stationery, printing, books of reference, periodicals, typewriters and repairs thereto, binding and rebinding, preservation of records, mops, brooms, and buckets, removal of ashes and refuse, telephone service, traveling expenses, meals of jurors and prisoners, repairs to courthouse and grounds, furniture, fixtures, and equipment, and other incidental expenses not otherwise provided for, \$5,000.

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.

Courts and prisons.

Juvenile court.

Personal services.

Jurors.

Contingent expenses.

Advances authorized for returning, etc., absconding probationers.

### POLICE COURT

**Salaries:** For personal services in accordance with the Classification Act of 1923, including \$300 additional for presiding judge, \$88,050: *Provided*, That no part of the appropriations made herein for the Police Court shall be expended for the holding of court on any day after six o'clock postmeridian for the trial of cases involving violations of traffic laws and regulations.

Police court.

Personal services.

*Proviso.*  
Time restriction for traffic violations cases.

Contingent expenses.	For printing, law books, books of reference, directories, periodicals, stationery, binding and rebinding, preservation of records, typewriters and repairs thereto, fuel, ice, gas, electric lights and power, telephone service, laundry work, removal of ashes and rubbish, mops, brooms, buckets, dusters, sponges, painter's and plumber's supplies, toilet articles, medicines, soap and disinfectants, lodging and meals for jurors and bailiffs when ordered by the court, United States flags and halcyards, and all other necessary and incidental expenses of every kind not otherwise provided for, \$8,700.
Witnesses.	For witness fees, \$1,500.
Jurors.	For compensation of jurors, \$40,000.
Building repairs, etc.	For repairs and alterations to building, \$2,500.

## Municipal court.

## MUNICIPAL COURT

Personal services.	Salaries: For personal services in accordance with the Classification Act of 1923, including \$300 additional for presiding judge, \$58,736.
Jurors. <i>Provido.</i> Deposits for jury trials earned, unless new date set by court, etc. Vol. 41, p. 1312.	For compensation of jurors, \$6,000: <i>Provided</i> , 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 (Forty-first Statutes, page 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.

## Rent.

For rent of building, \$4,800.

## Contingent expenses.

For contingent expenses, including books, law books, books of reference, fuel, light, telephone, blanks, dockets, 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, \$5,000.

## District Supreme Court.

## SUPREME COURT, DISTRICT OF COLUMBIA

Salaries.	Salaries: Chief justice, \$10,500; five associate justices, at \$10,000 each; six stenographers, one for the chief justice and one for each associate justice, \$14,400; in all, \$74,900.
Witnesses.	FEEs OF WITNESSES: For mileage and per diem of witnesses and for per diems in lieu of subsistence, and payment of the actual expenses of witnesses in said court as provided by section 850, Revised Statutes of the United States, \$33,000.
R. S., sec. 850, p. 160. Vol. 44, p. 323. U. S. Code, p. 2035.	FEEs OF JURORS: For mileage and per diems of jurors, \$82,000.
Jurors.	PAY OF BAILIFFS: For not exceeding one crier in each court, of office deputy marshals who act as bailiffs or criers, and for expenses of meals and lodging for jurors in United States cases and of bailiffs in attendance upon same when ordered by the court, clerk of jury commissioners, and per diems of jury commissioners, \$41,903: <i>Provided</i> , That the compensation of each jury commissioner for the fiscal year 1929 shall not exceed \$250.
Bailiffs, etc.	PROBATION SYSTEM: For personal services, \$8,920; contingent expenses, \$500; in all, \$9,420.
<i>Provido.</i> Jury commissioners.	COURTHOUSE: For personal services for care and protection of the courthouse, under the direction of the United States marshal of the District of Columbia, \$29,704, to be expended under the direction of the Attorney General.
Probation system.	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, \$2,500, to be expended under the direction of the Architect of the Capitol.
Courthouse. Care, etc., of.	
Repairs, etc.	

## COURT OF APPEALS

Salaries: Chief justice and two associate justices, at \$12,500 each; all other officers and employees of the court, including reporting service, \$24,190; necessary expenditures in the conduct of the clerk's office, \$950; in all, \$62,640: *Provided*, That the reports of the court shall not be sold for a price exceeding that approved by the court and for not more than \$6.50 per volume.

Building: For personal services for care and protection of the Court of Appeals Building, including one mechanician, under the direction of the Architect of the Capitol, \$7,020: *Provided*, That the clerk of the court of appeals shall be the custodian of said building, under the direction and supervision of the justices of said court.

For mops, brooms, buckets, disinfectants, removal of refuse, electrical supplies, books, and all other necessary and incidental expenses not otherwise provided for, \$780.

## MISCELLANEOUS

Support of convicts: For support, maintenance, and transportation of convicts transferred from the District of Columbia; expenses of shipping remains of deceased convicts to their homes in the United States, and expenses of interment of unclaimed remains of deceased convicts; expenses incurred in identifying and pursuing escaped convicts and rewards for their recapture; and discharge gratuities provided by law; to be expended under the direction of the Attorney General, \$120,000.

Writ of lunacy: For expenses attending the execution of writs de lunatico inquirendo and commitments thereunder in all cases of indigent insane persons committed or sought to be committed to Saint Elizabeths Hospital by order of the executive authority of the District of Columbia under the provisions of existing law, and expenses of commitments to the District Training School, including personal services, \$8,530.

Miscellaneous court expenses: For such miscellaneous expenses as may be authorized by the Attorney General for the Supreme Court of the District of Columbia and its officers, including the furnishing and collecting of evidence where the United States is or may be a party in interest, and including such expenses other than for personal services as may be authorized by the Attorney General for the Court of Appeals, District of Columbia, \$35,000.

Printing and binding: For printing and binding for the Supreme Court and the Court of Appeals of the District of Columbia, except records and briefs in cases in which the United States is a party, \$4,500.

## PUBLIC WELFARE

## BOARD OF PUBLIC WELFARE

For personal services in accordance with the Classification Act of 1923, \$97,770.

## DIVISION OF CHILD WELFARE

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, \$5,000; 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

District Court of Appeals.

Salaries, etc.

*Proviso.*  
Sale of reports.

Care, etc., of buildings.

*Proviso.*  
Custodian.

Incidental expenses.

Support of convicts out of the District, etc.

Lunacy writs.  
Expenses of executing.  
Vol. 33, p. 740.

Miscellaneous expenses authorized by Attorney General.

Printing and binding for the courts.

Public welfare.

Board of Public Welfare.

Personal services.

Child welfare division.

Administration expenses.

Limitation on visiting wards outside the District, etc.

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.

Board, etc., of children.

For board and care of all children committed to the guardianship of said board by the courts of the District, and for temporary care of children pending investigation or while being transferred from place to place, with authority to pay not more than \$1,500 each to institutions under sectarian control and not more than \$400 for burial of children dying while under charge of the board, \$160,000.

Home care of dependent children.  
Vol. 44, p. 758.

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, including not to exceed \$12,470 for personal services in the District of Columbia in accordance with the Classification Act of 1923, \$125,290.

Building apart from House of Detention, for detention of children under 17 arrested by police, etc.  
Expenses of maintenance, etc.

For the maintenance, under the jurisdiction of the Board of Public Welfare, of a suitable place in a building entirely separate and apart from the House of Detention for the reception and detention of children under seventeen years of age arrested by the police on charge of offense against any laws in force in the District of Columbia, or committed to the guardianship of the board, or held as witnesses, or held temporarily, or pending hearing, or otherwise, including transportation, purchase of one passenger-carrying motor vehicle at a cost not to exceed \$750, operation and maintenance of motor vehicles, food, clothing, medicine and medical supplies, rental and repair and upkeep of buildings, fuel, gas, electricity, ice, supplies and equipment, and other necessary expenses, including personal services in accordance with the Classification Act of 1923, \$25,000, to be immediately available: *Provided*, That such portion as the Commissioners of the District of Columbia may determine of the appropriation of \$25,000 for rent, under the heading "Contingent and miscellaneous expenses, District of Columbia," contained in the First Deficiency Act, fiscal year 1928, shall be available for the purposes of this paragraph.

*Proviso.*  
Use of deficiency appropriation for District contingent expenses.  
*Ante*, p. 8.

Advances to director.

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.

Limit.

Jail.

#### JAIL

Personal services.

Salaries: For personal services in accordance with the Classification Act of 1923, \$63,710.

Maintenance and support of prisoners.

For maintenance and support of prisoners of the District of Columbia at the jail, expenses incurred in identifying and pursuing escaped prisoners, and rewards for their recapture, repair and improvements to buildings, cells, and locking devices, \$64,600.

Workhouse and reformatory.

#### WORKHOUSE AND REFORMATORY

Personal services.

Salaries: For personal services in accordance with the Classification Act of 1923, \$15,400.

Advances authorized for returning escaped prisoners.

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 \$100 at one time, to be used only for expenses in returning escaped prisoners, payable from the maintenance appropriations for the workhouse and reformatory, all such expenditures to be accounted for to the accounting officers of the District of Columbia within one month on itemized vouchers properly approved.

Limit.

For the purchase of approximately one and one-half acres of land to provide suitable switching connections and switching yards for industrial railroad adjacent to main line of the Richmond, Fredericksburg and Potomac Railroad, \$150; and for the purchase of approximately eight acres of land in close proximity to permanent buildings at the reformatory, \$2,500; in all, \$2,650, to be immediately available.

Purchase of additional land for reformatory.

**WORKHOUSE**

Workhouse.

For personal services in accordance with the Classification Act, 1923, \$75,760.

Personal services.

For maintenance, custody, clothing, guarding, care, and support of prisoners; rewards for fugitives; provisions, subsistence, medicine, and hospital instruments, furniture, and quarters for guards and other employees and inmates; purchase of tools and equipment; purchase and maintenance of farm implements, livestock, tools, equipment, and miscellaneous items; transportation; maintenance and operation of nonpassenger-carrying motor vehicles; supplies and labor; and all other necessary items, \$120,000.

Maintenance.

For fuel for maintenance and manufacturing, \$47,500.

Fuel.

For the reconditioning of barges, repairing the wharves at Occoquan and Washington, and purchase of brick-handling equipment, \$28,000.

Reconditioning barges, wharves, etc.

For continuing construction of permanent buildings, including sewers, water mains, and roads; for equipment for new buildings; for material for repairs to buildings, roads, and walks; and not to exceed \$36,000 for reconditioning and enlarging brick plant, including the purchase and installation of machinery and equipment, \$116,000.

Construction, repairs, etc.

Brick plant.

For purchase and exchange of one nonpassenger-carrying motor vehicle, \$475.

Motor vehicle.

In all, \$387,735, which sum shall be expended under the direction of the commissioners.

**REFORMATORY**

Reformatory.

Salaries: For personal services in accordance with the Classification Act of 1923, \$63,980.

Personal services.

For continuing construction of permanent buildings, including sewers, water mains, roads, and necessary equipment of industrial railroad; for equipment for new buildings; for material for repairs to buildings, roads, and walks; and not to exceed \$12,000 for a water-supply tank and connecting pipe, \$62,000.

Buildings, construction, etc.

For maintenance, custody, clothing, care, and support of inmates; rewards for fugitives; discharge gratuities provided by law; provisions, subsistence, medicine and hospital instruments, furniture, and quarters for guards and other employees and inmates; purchase of tools and equipment; purchase and maintenance of farm implements, livestock, tools, equipment; transportation; purchase of material for the manufacture of metal tags, signs and markers, and cast-iron products; maintenance and operation of nonpassenger-carrying motor vehicles; supplies and labor, and all other necessary items, \$83,000.

Maintenance.

**Fuel.** For fuel, \$10,000;  
In all, \$218,980, which sum shall be expended under the direction of the commissioners.

**Working capital fund.** **Working Capital:** To provide working capital for industrial enterprises at the workhouse and the reformatory, the commissioners shall transfer to a fund, to be known as the working-capital fund, such amounts appropriated herein for the workhouse and reformatory, not to exceed \$25,000 as are available for industrial work at these institutions. 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 industrial or farm products as meet their requirements. Receipts from the sale of such products shall be deposited to the credit of said working-capital fund, and the said fund, including all receipts credited thereto, may be used as a revolving fund during the fiscal year 1929. This fund shall be available for the purchase and repair of machinery and equipment, for the purchase of raw materials and manufacturing supplies, for personal services in accordance with the Classification Act of 1923, and for the payment to the inmates or their dependents of such pecuniary earnings as the commissioners may deem proper.

**Created by transfers from appropriations for industrial work of these institutions.**

**Purchase of products by departments, etc.**

**Receipts deposited to, as revolving fund.**

**Availability of fund.**

**Report to Congress.** The commissioners shall include in their annual report to Congress a detailed report of the receipts and expenditures on account of said working-capital fund.

**National Training School for Boys.**

**NATIONAL TRAINING SCHOOL FOR BOYS**

**Care, etc., of boys committed thereto.**

For care and maintenance of boys committed to the National Training School for Boys by the courts of the District of Columbia under a contract to be made by the Board of Public Welfare with the authorities of said National Training School for Boys, \$40,000.

**National Training School for Girls.**

**NATIONAL TRAINING SCHOOL FOR GIRLS**

**Personal services.**

**Salaries:** For personal services in accordance with the Classification Act of 1923, \$34,140.

**Contingent expenses.**

For groceries, provisions, light, fuel, soap, oil, lamps, candles, clothing, shoes, forage, horseshoeing, medicines, medical attendance, transportation, labor, sewing machines, fixtures, books, magazines, and other supplies which represent greater educational advantages, stationery, horses, vehicles, harness, cows, pigs, fowls, sheds, fences, repairs, typewriting, stenography, and other necessary items, including compensation not exceeding \$1,500 for additional labor or services, for identifying and pursuing escaped inmates and for rewards for their capture, for transportation and other necessary expenses incident to securing suitable homes for paroled or discharged girls, and for maintenance of nonpassenger-carrying motor vehicles, \$38,000.

**Medical charities.**

**MEDICAL CHARITIES**

**Care, etc., of indigent patients at designated hospitals.**

For care and treatment of indigent patients under contracts to be made by the Board of Public Welfare with the following institutions and for not to exceed the following amounts, respectively:

Columbia Hospital for Women and Lying-in Asylum, \$17,000.

Children's Hospital, \$27,000.

Providence Hospital, \$15,300.

Garfield Memorial Hospital, \$15,300.

Central Dispensary and Emergency Hospital, \$23,000.

Eastern Dispensary and Casualty Hospital, \$15,000.

Washington Home for Incurables, \$10,000.

Georgetown University Hospital, \$7,200.

George Washington University Hospital, \$7,200.



## COLUMBIA HOSPITAL AND LYING-IN ASYLUM

For general repairs and for additional construction, including labor and material, and for expenses of heat, light, and power required in and about the operation of the hospital, including not to exceed \$15,000 for replacement of elevators, to be expended in the discretion and under the direction of the Architect of the Capitol, \$30,000, of which \$15,000 shall be immediately available.

For payment to the Columbia Hospital for Women and Lying-in Asylum in accordance with the provisions of the Act entitled "An Act to authorize the refund of \$25,000 to the Columbia Hospital for Women and Lying-in Asylum," approved March 4, 1927, \$25,000, to be immediately available.

Columbia Hospital.

Repairs, etc.

Refund.

Vol. 44, p. 1423.

## TUBERCULOSIS HOSPITAL

Salaries: For personal services in accordance with the Classification Act of 1923, \$61,360.

For provisions, fuel, forage, harness, and vehicles, and repairs to same, gas, ice, shoes, clothing, dry goods, tailoring, drugs and medical supplies, furniture and bedding, kitchen utensils, books and periodicals not to exceed \$50, temporary services not to exceed \$1,000, maintenance of motor truck, and other necessary items, \$58,500.

For repairs and improvements to buildings and grounds including roads and sidewalks, \$6,000.

Tuberculosis Hospital.

Personal services.

Contingent expenses.

Repairs, etc.

## GALLINGER MUNICIPAL HOSPITAL

Salaries: For personal services in accordance with the Classification Act of 1923, \$198,180.

For maintenance, maintenance of horses and horse-drawn vehicles, books of reference and periodicals, not to exceed \$50, maintenance of nonpassenger-carrying motor vehicles, and all other necessary expenses, \$147,000.

For repairs to buildings, \$5,000.

Purchase of books, musical instruments and music, expense of commencement exercises, entertainments, and other incidental expenses of the training school for nurses, \$500.

For purchase and exchange of one nonpassenger-carrying motor vehicle, \$475.

For completing the construction of the domestic service and ward buildings at Gallinger Municipal Hospital, subject to the limitations prescribed in the District of Columbia appropriation Act for the fiscal year 1927; for purchase and installation of new boiler and accessories; and for sewer and water connections, roads, walks, and improvement of grounds, \$465,000, to be immediately available.

Gallinger Hospital.

Personal services.

Maintenance.

Repairs.

Incidental expenses.

Motor vehicle.

Domestic service and ward buildings.

Completion, etc.

Vol. 44, p. 445.

## DISTRICT TRAINING SCHOOL

For personal services in accordance with the Classification Act of 1923, \$57,350.

For maintenance and other necessary expenses, including the maintenance of nonpassenger-carrying motor vehicles, the purchase and maintenance of horses and wagons, \$68,000.

For repairs and improvements to buildings and grounds, including purchase of machinery and tools for same, \$5,000.

For artesian wells, pumps, and necessary water lines, \$9,000.

For a steel-girder bridge across Little Patuxent River, \$18,500.

For furnishing and installing high-pressure steam boiler in power house, \$10,000.

For furnishings and equipment for two schoolrooms and for two new dormitories, \$7,000.

District Training School.

Personal services.

Maintenance.

Repairs to buildings, etc.

Water supply.

Bridge.

Power house boiler.

Schoolrooms and dormitories.

Industrial Home  
School for Colored  
Children.

## INDUSTRIAL HOME SCHOOL FOR COLORED CHILDREN

Personal services.  
Maintenance.  
Repairs.  
Manual training.  
Motor vehicle.  
Deposit of receipts  
from sale of products.

Salaries: For personal services in accordance with the Classification Act of 1923, \$29,900; temporary labor, \$500; in all, \$30,400.  
For maintenance, including horses, wagons, and harness, and maintenance of nonpassenger-carrying motor vehicles, \$22,500.  
For repairs and improvements to buildings and grounds, \$2,500.  
For manual-training equipment and materials, \$1,250.  
For purchase of one nonpassenger-carrying motor vehicle, \$475.  
All moneys received at said school as income from sale of products and from payment of board or of instruction or otherwise shall be paid into the Treasury of the United States to the credit of the District of Columbia.

Industrial Home  
School.

## INDUSTRIAL HOME SCHOOL

Personal services.  
Maintenance.  
Repairs.

Salaries: For personal services in accordance with the Classification Act of 1923, \$22,050; temporary labor, \$500; in all, \$22,550.  
For maintenance, including care of horses, purchase and care of wagon and harness, \$24,600.  
For repairs and improvement to buildings and grounds, \$6,000.

Home for Aged and  
Infirm.

## HOME FOR AGED AND INFIRM

Personal services.  
Contingent expenses.  
Repairs, etc.

Salaries: For personal services in accordance with the Classification Act of 1923, \$45,910; temporary labor, \$2,000; in all, \$47,910.  
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 nonpassenger-carrying motor vehicles, \$53,000.  
For repairs and improvements to buildings and grounds, such work to be performed by day labor or otherwise in the discretion of the commissioners, \$15,000, of which \$3,000 shall be immediately available.

## MUNICIPAL LODGING HOUSE AND WOOD YARD

Municipal lodging  
house.

For personal services in accordance with the Classification Act of 1923, \$3,360; maintenance, \$3,000; in all, \$6,360.

TEMPORARY HOME FOR UNION EX-SOLDIERS AND SAILORS (DEPARTMENT  
OF THE POTOMAC, G. A. R.)Grand Army soldiers,  
etc., temporary home.

For personal services in accordance with the Classification Act of 1923, \$3,360, maintenance and repairs to building, \$9,500; in all, \$12,860, to be expended under the direction of the commissioners; and Union ex-soldiers, sailors, or marines of the Civil War, ex-soldiers, sailors, or marines of the Spanish War, Philippine insurrection, or China relief expedition and 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

Hope and Help Mis-  
sion.

For care and maintenance of women and children under a contract to be made with the Florence Crittenton Home by the Board of Public Welfare, maintenance, \$4,000.

## SOUTHERN RELIEF SOCIETY

Southern Relief So-  
ciety for needy Confed-  
erate veterans.

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.

National Library for the Blind.

## COLUMBIA POLYTECHNIC INSTITUTE

To aid the Columbia Polytechnic Institute for the Blind, located at 1808 H Street northwest, to be expended under the direction of the Commissioners of the District of Columbia, \$3,000.

Columbia Polytechnic Institute.

## SAINT ELIZABETHS HOSPITAL

For support of indigent insane of the District of Columbia in Saint Elizabeths Hospital, as provided by law, \$1,448,250.

Saint Elizabeths Hospital.

Support of District insane in.

## NONRESIDENT INSANE

For deportation of nonresident insane persons, in accordance with the Act of Congress "to change the proceedings for admission to the Government Hospital for the Insane in certain cases, and for other purposes," approved January 31, 1899, \$5,000.

Deporting nonresident insane.  
Vol. 30, p. 811.

In expending the foregoing sum the disbursing officer of the District of Columbia is authorized to advance to the Director of Public Welfare, upon requisitions previously approved by the auditor of the District of Columbia, and upon such security as the commissioners may require of said director, sums of money not exceeding \$300 at one time, to be used only for deportation of nonresident insane persons, and to be accounted for monthly on itemized vouchers to the accounting officer of the District of Columbia.

Advances authorized to Director of Public Welfare.

Limit.

## RELIEF OF THE POOR

For relief of the poor, including medical and surgical supplies, artificial limbs, and for pay of physicians to the poor, to be expended under the direction of the Board of Public Welfare, \$8,000.

Relief of the poor.

For payment to beneficiaries named in section 3 of "An Act making it a misdemeanor in the District of Columbia to abandon or willfully neglect to provide for the support and maintenance by any person of his wife or his or her minor children in destitute or necessitous circumstances," approved March 23, 1906, to be disbursed by the disbursing officer of the District of Columbia on itemized vouchers duly audited and approved by the auditor of said District, \$2,500.

Payment to abandoned families.  
Vol. 34, p. 87.  
Vol. 44, p. 753.

## BURIAL OF EX-SERVICE MEN

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 die 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, \$225.

Burial of indigent, in Arlington Cemetery, etc.

## TRANSPORTATION OF INDIGENT PERSONS

For transportation of indigent persons, including indigent veterans of the World War and their families, \$3,500.

Transporting indigent persons.

Militia.

## MILITIA

Expenses authorized.

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:

Personal services.

For personal services in accordance with the Classification Act of 1923, \$17,170; temporary labor, \$7,000; in all, \$24,170.

Expenses of camps, drills, etc.

For expenses of camps, including hire of horses for officers required to be mounted, and for the payment of commutation of subsistence for enlisted men who may be detailed to guard or move the United States property at home stations on days immediately preceding and immediately following the annual encampments, damages to private property incident to encampment, 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, dredging alongside of dock, construction of buildings for storage and other purposes at target range, telephone service, horses and mules for mounted organizations, maintenance and operation of passenger and nonpassenger motor vehicles, street car fares (not to exceed \$200) necessarily used in the transaction of official business, not exceeding \$400 for traveling expenses, including attendance at meetings or conventions of associations pertaining to the National Guard, and for general incidental expenses of the service, \$12,780.

Printing, etc.

For printing, stationery, and postage, \$750.

Contingent expenses.

For cleaning and repairing uniforms, arms, and equipments, and contingent expenses, \$1,200.

Target practice matches.

For expenses of target practice matches, including matches held outside of the District of Columbia and travel incident thereto, \$2,500.

Pay of troops.

For pay of troops other than Government employees, to be disbursed under the authority and direction of the commanding general, \$9,000.

Anacostia Park.

## ANACOSTIA RIVER AND FLATS

Continuing development.

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, \$180,000.

Public Buildings and Parks.

## PUBLIC BUILDINGS AND PUBLIC PARKS

## SALARIES, PUBLIC PARKS, DISTRICT OF COLUMBIA

Personal services.

For personal services in accordance with the Classification Act of 1923, \$355,460.

Public parks.

## GENERAL EXPENSES, PUBLIC PARKS

Maintenance, services, and general expenses.

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 Office of Public Buildings and Public Parks of the National Capital, including \$5,000 for the maintenance of the tourists' camp on its present site in East Potomac Park, and including personal services of seasonal or intermittent employees at per diem rates of pay approved by the director, not exceeding current rates of pay for similar employment in the District of Columbia; the hire of draft animals

Tourists' camp, East Potomac Park.

with or without drivers at local rates approved by the director; the purchase and maintenance of draft animals, harness, and wagons; contingent expenses; city directories; communication service; car fare; 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 four motor-propelled passenger-carrying vehicles and all necessary bicycles, motor cycles, and self-propelled machinery; the purchase, maintenance, and repair of equipment and fixtures, and so forth; and not to exceed \$475 for the purchase and exchange of a motor-propelled passenger-carrying vehicle, \$486,975: *Provided*, That not exceeding \$35,000 of the amount herein appropriated may be expended for placing and maintaining portions of the parks in condition for outdoor sports and for expenses incident to the conducting of band concerts in the parks; not exceeding \$25,000 for the improvement and maintenance as recreation parks of Sections C and D, Anacostia Park; not exceeding \$93,000 for the improvement of the Rock Creek and Potomac connecting parkway and the continuation of construction of sea wall; not exceeding \$100,000 for the improvement of Meridian Hill Park; and not exceeding \$5,000 for the erection of minor auxiliary structures: *Provided*, That not to exceed \$5,000 may be expended by contract or otherwise for architectural or other professional services without reference to the Classification Act of 1923 or civil-service rules, as approved by the director.

*Provisos.*  
Outdoor sports, band concerts.

Anacostia Park, recreation.  
Rock Creek and Potomac parkway.

Meridian Hill Park, etc.

Architectural, etc., services.

Not exceeding \$2,000 of the appropriation contained in Public Act Numbered 688, Sixty-ninth Congress, making appropriation for the government of the District of Columbia for the fiscal year 1928 for General Expenses, Public Parks, is hereby made available for the necessary alteration to the Franklin Park comfort station and storage yard, to permit the widening of Thirteenth Street northwest provided for in the District of Columbia Appropriation Act for the fiscal year 1928.

Franklin Park comfort station and widening Thirteenth Street.

Amount available.  
Vol. 44, p. 1329.

#### PARK POLICE

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, \$143,300.

Pay, etc.  
Vol. 43, p. 175; Vol. 44, p. 834.

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 cycles, uniforms and ammunition and including the purchase, not to exceed \$475, and operation and maintenance of one passenger-carrying motor vehicle, \$13,900.

Uniforms and equipment.

#### NATIONAL CAPITAL PARK AND PLANNING COMMISSION

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 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, as amended, including not to exceed \$100 for technical books and periodicals, not to exceed \$40,530 for personal services in the District of Columbia in accordance with the Classification Act of 1923, and the Act approved April 30, 1926 (Forty-fourth Statutes at Large, page 374), and not to exceed \$3,500 for printing and binding, \$850,000, to be immediately available and to remain

Incidental, etc., expenses.  
Vol. 43, p. 463; Vol. 44, p. 374.

*Proviso.*  
Limitation on prices  
for sites.

available until expended: *Provided*, That not more than \$300,000 of this appropriation shall be available for the purchase of sites without limitation as to price based on assessed value and that the purchase price to be paid for any site out of the remainder of the appropriation shall not exceed the full value assessment of such property last made before purchase thereof plus 25 per centum of such assessed value.

Connecting parkway.  
Balance available.  
Vol. 44, p. 849.

The unexpended balance of the appropriation contained in the "second deficiency act, fiscal year 1926," for continuing the acquisition of lands for a connecting parkway between Potomac Park, Zoological Park, and Rock Creek Park shall remain available until June 30, 1929.

National Zoological  
Park.

## NATIONAL ZOOLOGICAL PARK

Expenses.

For roads, walks, bridges, water supply, sewerage, and drainage; grading, planting, and otherwise improving the grounds, erecting and repairing buildings and inclosures; care, subsistence, purchase, and transportation of animals; necessary employees; traveling and incidental expenses not otherwise provided for, including maintenance and operation of one motor-propelled passenger-carrying vehicle required for official purposes; 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, \$182,050, no part of which sum shall be available for architect's fees or compensation.

Water service.

## WATER SERVICE

From water reve-  
nues.

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 of water department, namely:

Washington Aque-  
duct.

## WASHINGTON AQUEDUCT

Maintenance, etc.,  
of, and accessories.

For operation, including salaries of all necessary employees, maintenance and repair of Washington Aqueduct and their accessories, including Dalecarlia, Georgetown, McMillan Park, First, Second, and Third High Service Reservoirs, Washington Aqueduct tunnel, the filtration plants, the pumping plants, and the plant for the preliminary treatment of the water supply, ordinary repairs, grading, opening ditches, and other maintenance of Conduit Road, purchase, installation, and maintenance of water meters on Federal services, purchase, care, repair and operation of vehicles, including the purchase and exchange of one passenger-carrying motor vehicle at a cost not to exceed \$1,200; purchase and repair of rubber boots and protective apparel, and for each and every purpose connected therewith, \$425,000.

Control 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.

Revenue, inspection,  
and distribution  
branches.

For revenue and inspection and distribution branches: For personal services in accordance with the Classification Act of 1923, \$144,360.

Operation expenses.

For maintenance of the water department distribution system, including pumping stations and machinery, water mains, valves, fire and public hydrants, water meters, and all buildings and accessories, and the purchase and maintenance of motor trucks, purchase of fuel, oils, waste, and other materials, and the employment of all labor necessary for the proper execution of this work; and for con-

tingent expenses, including books, blanks, stationery, printing, postage, damages, purchase of technical reference books, and periodicals, not to exceed \$75, and other necessary items, \$7,500; in all for maintenance, \$335,000.

For extension of the water department distribution system, laying of such service mains as may be necessary under the assessment system, \$250,000; to be available immediately.

Distribution extension.

For installing 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, \$30,000.

Meters in residences, etc.

For installing fire and public hydrants, \$50,000.

Hydrants.

For replacement of old mains in various locations, on account of inadequate size and bad condition of pipe on account of age, and laying mains in advance of payment, \$50,000.

Replacing old mains.

For five thousand nine hundred feet of thirty-six-inch main in M Street from Eleventh Street to New Hampshire Avenue northwest, \$177,000.

New mains.

For nine hundred feet of twelve-inch water main in Eighteenth Street northwest from Pennsylvania Avenue to F Street, \$5,600.

For two thousand eight hundred feet of twelve-inch water main in Georgia Avenue northwest, Fairmont Street to Park Road, \$21,350.

For one thousand nine hundred feet of sixteen-inch water main in Wisconsin Avenue northwest, P Street to Reservoir Street, and in Reservoir Street, Wisconsin Avenue to Thirty-fourth Street, \$23,400.

For two thousand nine hundred and fifty feet of twelve-inch water main in Tenth Street northwest, K Street to Pennsylvania Avenue, \$20,000.

SEC. 2. That the services of draftsmen, assistant engineers, levelers, transitmen, rodmen, chainmen, computers, copyists, overseers, and inspectors temporarily required in connection with sewer, 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 \$20,000 during the fiscal year 1929: *Provided further*, That, excluding five inspectors in the sewer department no person shall be employed in pursuance of the authority contained in this paragraph for a longer period than nine months in the aggregate during the fiscal year.

Construction work, etc., under Commissioners. Draftsmen, inspectors, etc., temporarily employed.

Provisos. Limit.

Employment period limited.

The commissioners are further authorized to employ temporarily such laborers, skilled laborers, drivers, hostlers, and mechanics as may be required exclusively in connection with sewer, 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.

Temporary laborers, mechanics, etc.

Horses, vehicles, etc.  
Special authority  
from Commissioners,  
for using.

SEC. 3. That all horses, harness, horse-drawn vehicles necessary for use in connection with construction and supervision of sewer, street, street lighting, road work, and street-cleaning work, including maintenance of said horses and harness, and maintenance and repair of said vehicles, and purchase of all necessary articles and supplies in connection therewith, or on construction and repair of buildings and bridges, or any general or special engineering or construction work authorized by appropriations, may be purchased, hired, and maintained and motor trucks may be hired exclusively to carry into effect said appropriations, when specifically and in writing ordered by the commissioners; and all such expenditures necessary for the proper execution of said work, exclusive of personal services, shall be paid from and equitably charged against the sums appropriated for said work; and the commissioners in the Budget estimates shall report the number of horses, vehicles, and harness purchased, and horses and vehicles hired, and the sums paid for same, and out of what appropriation; and all horses owned or maintained by the District shall, so far as may be practicable, be provided for in stables owned or operated by said District: *Provided*, That such horses, horse-drawn vehicles, and carts as may be temporarily needed for hauling and excavating material in connection with works authorized by appropriations may be temporarily employed for such purposes under the conditions named in section 2 of this Act in relation to the employment of laborers, skilled laborers, and mechanics.

Report.

*Proviso.*  
Temporary work for  
excavations.

Temporary laborers,  
etc., water department.

SEC. 4. The commissioners are further authorized to employ temporarily such laborers, skilled laborers, and mechanics as may be required in connection with water-department 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, and mechanics to be employed to perform such work as may not be required by existing law to be done under contract, and to pay for such services and expenses from the appropriation under which such services are rendered and expenses incurred.

Miscellaneous trust  
funds.  
Expenses payable  
from.  
Vol. 33, p. 368.

SEC. 5. 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," all necessary inspectors, overseers, foremen, sewer tappers, skilled laborers, mechanics, laborers, special policemen stationed at street-railway crossings, one inspector of gas fittings, two janitors for laboratories of the Washington and Georgetown Gas Light Companies, market master, assistant market master, watchman, two bookkeepers in the auditor's office, clerk in the office of the collector of taxes, horses, carts, and wagons, and to hire therefor motor trucks when specifically and in writing authorized by the commissioners, and to incur all necessary expenses incidental to carrying on such work and necessary for the proper execution thereof, including the purchase of one passenger-carrying motor vehicle at a cost not to exceed \$475, purchase, exchange, maintenance, and operation of motor vehicles for inspection and transportation purposes, such services and expenses to be paid from said appropriation account.

Leaves of absence for  
persons employed ten  
months consecutively.

Any person employed under any of the provisions of this Act who has been employed for ten consecutive months or more shall not be denied the leave of absence with pay for which the law provides.

Materials, supplies,  
vehicles, etc.  
Purchases of, directed  
from stock of Govern-  
ment activities no  
longer needing them.

SEC. 6. 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 General Supply Committee or from the various services of the Government of the United States possessing material, supplies, passenger-carrying and other motor vehicles, and equipment no longer required because of the cessation of war activities. 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.

Price stipulation.

Sales authorized.

*Proviso.*  
Transfers under Executive order not affected.

Approved, May 21, 1928.

**CHAP. 660.**—An Act To amend the Act entitled "An Act to provide that the United States shall aid the States in the construction of rural post roads, and for other purposes," approved July 11, 1916, as amended and supplemented, and for other purposes.

May 21, 1928.

[S. 1341.]

[Public, No. 458.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That section 11 of the Federal Highway Act, approved November 9, 1921 (Forty-second Statutes at Large, page 212), as amended or supplemented, be further amended by adding at the end of the second paragraph thereof the following:

Federal Highway Act.  
Vol. 42, p. 215, amended.

"*And provided further*, That in the case of any State containing unappropriated public lands and nontaxable Indian lands, individual and tribal, exceeding 5 per centum of the total area of all lands in the State in which the population, as shown by the latest available Federal census, does not exceed ten per square mile of area, the Secretary of Agriculture, upon request from the State highway department of such State, may increase the share payable by the United States to any percentage up to and including the whole cost on projects on the primary system of Federal-aid highways and on projects on the secondary system when the latter is a continuation of a route on the primary system or directly connects with a route on the primary system of an adjoining State, but such State shall allocate and expend during the same fiscal year upon some other project or projects on the Federal-aid system, under the direction of the Secretary of Agriculture, the amount it would have been required to expend upon such project."

Federal aid increased to State, with unappropriated public lands and nontaxable Indian lands, exceeding 5 per cent of area.

Amount by State, to be expended on other projects.

**SEC. 2.** In every case in which, in the judgment of the Secretary of Agriculture and the highway department of the State in question, it shall be practicable to plant and maintain shade trees along the highways authorized by said Act of November 9, 1921, and by this Act, the planting of such trees shall be included in the specifications provided in section 8 of said Act of November 9, 1921.

Planting of shade trees to be included in project specifications.  
Vol. 42, p. 214.

**SEC. 3.** The system of Federal-aid highways on which Federal funds may be expended in any State may exceed 7 per centum of the total highway mileage of such State by the mileage of roads on said system within national forest, Indian, or other Federal reservations therein.

Federal funds may be increased by mileage of roads in national forests, etc.

**SEC. 4.** Federal funds may be expended on that portion of a highway or street within a municipality having a population of two thousand five hundred or more, along which from a point on

Allowance in small municipalities.

*Proviso.*  
Expenditures for  
bridge construction  
limited.

the corporate limits inwardly the houses average more than two hundred feet apart: *Provided*, That no Federal funds shall be expended for the construction of any bridge within or partly within any municipality having a population of more than thirty thousand, as shown by the latest available Federal or State census; but this limitation shall not apply in the case of an interstate bridge, including approaches, connecting such municipality in one State with a point in an adjoining State which may be within a municipality having a population of not more than ten thousand.

Inconsistent Acts re-  
pealed.

SEC. 5. All Acts or parts of Acts in any way inconsistent with the provisions of this Act are hereby repealed, and this Act shall take effect on its passage.

Approved, May 21, 1928.

May 21, 1928.

[S. 766.]

[Public, No. 459.]

**CHAP. 661.**—An Act To fix the compensation of registers of local land offices, and for other purposes.

Public lands.  
Compensation of  
registers.  
Vol. 42, p. 208, amend-  
ed.  
U. S. Code, p. 1330.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That from and after the beginning of the next fiscal year the compensation of registers of local land offices shall be a salary of \$1,000 per annum each and all fees and commissions now allowed by law to such registers, but the salary, fees, and commissions of such registers shall not exceed \$3,600 each per annum: *Provided*, That the salary of the register, of the Juneau land district, Alaska, shall be \$3,600 per annum.

*Proviso.*  
Juneau, Alaska.

Approved, May 21, 1928.

May 21, 1928.

[H. R. 9046.]

[Public, No. 460.]

**CHAP. 662.**—An Act To continue the allowance of Sioux benefits.

Sioux Indians.  
Allowance of articles  
or commutation to all  
allottees under Act of  
May 29, 1908.  
Vol. 25, p. 894; Vol.  
29, p. 334; Vol. 35, p.  
451.

*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, directed to continue the allowance of the articles enumerated in section 17 of the Act of March 2, 1889 (Twenty-fifth Statutes at Large, page 894), or their commuted cash value under the Act of June 10, 1896 (Twenty-ninth Statutes at Large, page 334), to all Sioux Indians who shall have taken or may hereafter take allotments of land in severalty under section 19 of the Act of May 29, 1908 (Thirty-fifth Statutes at Large, page 451), and who have the prescribed status of the head of a family or single person over the age of eighteen years, and his approval shall be final and conclusive, claims therefor to be paid as formerly from the permanent appropriation made by said section 17 and carried on the books of the Treasury for this purpose. No person shall receive more than one allowance of the benefits, and application must be made and approved during the lifetime of the allottee or the right shall lapse.

Restricted on one al-  
lowance to a person,  
etc.

Approved, May 21, 1928.

May 21, 1928.

[H. R. 12067.]

[Public, No. 461.]

**CHAP. 663.**—An Act To set aside certain lands for the Chippewa Indians in the State of Minnesota.

Chippewa Indians of  
Minnesota.  
Lands of permanent-  
ly set aside for a village  
etc.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That the Commissioner of Indian Affairs having recommended to the Secretary of the Interior on February 8, 1899, that certain Chippewa Indian lands be withheld from entry and settlement, described as follows: The

southwest quarter and the south half of the southeast quarter, section 21, township 145, range 26 west of the fifth principal meridian, in Minnesota, consisting of two hundred and forty acres, and reserved as a village site made to the Indians residing on the reservation of the Mississippi Chippewas, known as the Chippewa Reservation, and approved by the Secretary of the Interior on February 9, 1899, are hereby permanently reserved for said village site for said Indians.

Approved, May 21, 1928.

**CHAP. 664.**—An Act To fix standards for hampers, round stave baskets, and splint baskets for fruits and vegetables, and for other purposes.

May 21, 1928.  
[S. 2148.]  
[Public, No. 462.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the standard hampers and round stave baskets for fruits and vegetables shall be of the following capacities: One-eighth bushel, one-fourth bushel, one-half bushel, five-eighths bushel, three-fourths bushel, one bushel, one-and-one-fourth bushels, one-and-one-half bushels, and two bushels, which, respectively, shall be of the cubic content set forth in this section. For the purposes of this Act a bushel, standard dry measure, has a capacity of two thousand one hundred and fifty and forty-two one-hundredths cubic inches.

Fruits and vegetables containers.  
Standards fixed for hampers and round stave baskets.  
Capacities specified.

(a) The standard one-eighth-bushel hamper or round stave basket shall contain two hundred and sixty-eight and eight-tenths cubic inches.

Contents of standard sizes.

(b) The standard one-fourth-bushel hamper or round stave basket shall contain five hundred and thirty-seven and six-tenths cubic inches.

(c) The standard one-half-bushel hamper or round stave basket shall contain one thousand and seventy-five and twenty-one one-hundredths cubic inches.

(cc) The standard five-eighths-bushel hamper or round stave basket shall contain one thousand three hundred and forty-four cubic inches.

(d) The standard three-fourths-bushel hamper or round stave basket shall contain one thousand six hundred and twelve and eight-tenths cubic inches.

(e) The standard one-bushel hamper or round stave basket shall contain two thousand one hundred and fifty and forty-two one-hundredths cubic inches.

(f) The standard one-and-one-fourth-bushel hamper or round stave basket shall contain two thousand six hundred and eighty-eight cubic inches.

(g) The standard one-and-one-half-bushel hamper or round stave basket shall contain three thousand two hundred and twenty-five and sixty-three one-hundredths cubic inches.

(h) The standard two-bushel hamper or round stave basket shall contain four thousand three hundred and eighty-four one-hundredths cubic inches.

**SEC. 2.** That the standard splint baskets for fruits and vegetables shall be the four-quart basket, eight-quart basket, twelve-quart basket, sixteen-quart basket, twenty-four-quart basket, and thirty-two-quart basket, standard dry measure. For the purposes of this Act a quart standard dry measure has a capacity of sixty-seven and two-tenths cubic inches.

Standards fixed for splint baskets.  
Capacities specified.

(a) The four-quart splint basket shall contain two hundred and sixty-eight and eight-tenths cubic inches.

Contents of standard sizes.

(b) The eight-quart splint basket shall contain five hundred and thirty-seven and six-tenths cubic inches.

(c) The twelve-quart splint basket shall contain eight hundred and six and four-tenths cubic inches.

(d) The sixteen-quart splint basket shall contain one thousand and seventy-five and twenty-one one-hundredths cubic inches.

(e) The twenty-four quart splint basket shall contain one thousand six hundred and twelve and eight-tenths cubic inches.

(f) The thirty-two quart splint basket shall contain two thousand one hundred and fifty and forty-two one-hundredths cubic inches.

Tolerances allowed.

Cover conditions.

Dimension specifications to be approved by Secretary of Agriculture.

Manufacture, etc., of containers not complying with Act, unlawful.

Proviso. Climax baskets, etc., not included.

Vol. 39, p. 673.

Penalty for violations.

Immunity of guaranty from manufacturer, etc.

Contents of guaranty.

Seizure, etc., of illegal containers.

SEC. 3. That the Secretary of Agriculture shall in his regulations under this Act prescribe such tolerances as he may find necessary to allow in the capacities for hampers, round stave baskets, and splint baskets set forth in sections 1 and 2 of this Act in order to provide for reasonable variations occurring in the course of manufacturing and handling. If a cover be used upon any hamper or basket mentioned in this Act, it shall be securely fastened or attached in such a manner, subject to the regulations of the Secretary of Agriculture, as not to reduce the capacity of such hamper or basket below that prescribed therefor.

SEC. 4. That no manufacturer shall manufacture hampers, round stave baskets, or splint baskets for fruits and vegetables unless the dimension specifications for such hampers, round stave baskets, or splint baskets shall have been submitted to and approved by the Secretary of Agriculture, who is hereby directed to approve such specifications if he finds that hampers, round stave baskets, or splint baskets for fruits and vegetables made in accordance therewith would not be deceptive in appearance and would comply with the provisions of sections 1 and 2 of this Act.

SEC. 5. That it shall be unlawful to manufacture for sale or shipment, to offer for sale, to sell, to offer for shipment, or to ship, hampers, round stave baskets, or splint baskets for fruits or vegetables, either filled or unfilled, or parts of such hampers, round stave baskets, or splint baskets that do not comply with this Act: *Provided*, That this Act shall not apply to Climax baskets, berry boxes, and till baskets which comply with the provisions of the Act approved August 31, 1916, 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" (Thirty-ninth United States Statutes at Large, page 673), and the regulations thereunder. Any individual, partnership, association, or corporation that violates this section shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished by a fine not exceeding \$500: *Provided further*, That no person shall be prosecuted under the provisions of this Act when he can establish a guaranty signed by the manufacturer, wholesaler, shipper, or other party residing within the United States from whom the hampers, round stave baskets, or splint baskets, as defined in this Act, were purchased, to the effect that said hampers, round stave baskets, or splint baskets are correct, within the meaning of this Act. Said guaranty, to afford protection, shall contain the name and address of the party or parties making the sale of the hampers, round stave baskets, or splint baskets to such person, and in such case such party or parties making such sale shall be amenable to the prosecution, fines, and other penalties which would attach in due course under the provisions of this Act to the person who made the purchase.

SEC. 6. That any hamper, round stave basket, or splint basket for fruits or vegetables, whether filled or unfilled, or parts of such hampers, round stave baskets, or splint baskets not complying with

this Act, which shall be manufactured for sale or shipment, offered for sale, sold, or shipped, may be proceeded against in any district court of the United States within the district where the same shall be found and may be seized for confiscation by a process of libel for condemnation. Upon request the person entitled shall be permitted to retain or take possession of the contents of such hampers or baskets, but in the absence of such request, or when the perishable nature of such contents makes such action immediately necessary, the same shall be disposed of by destruction or sale, as the court or a judge thereof may direct. If such hampers, round stave baskets, splint baskets, or parts thereof be found in such proceeding to be contrary to this Act, the same shall be disposed of by destruction, except that the court may by order direct that such hampers, baskets, or parts thereof be returned to the owner thereof or sold upon the payment of the costs of such proceedings and the execution and delivery of a good and sufficient bond to the effect that such hampers, baskets, or parts thereof shall not be sold or used contrary to law. The proceeds of any sale under this section, less legal costs and charges, shall be paid over to the person entitled thereto. The proceedings in such seizure cases shall conform as near as may be to the proceedings in admiralty, except that either party may demand trial by jury of any issue of fact joined in such case, and all such proceedings shall be at the suit and in the name of the United States.

SEC. 7. That this Act shall not prohibit the manufacture for sale or shipment, offer for sale, sale, or shipment of hampers, round stave baskets, splint baskets, or parts thereof, to any foreign country in accordance with the specifications of a foreign consignee or customer not contrary to the law of such foreign country; nor shall this Act prevent the manufacture or use of banana hampers of the shape and character now in commercial use as shipping containers for bananas.

SEC. 8. That it shall be the duty of each United States district attorney to whom satisfactory evidence of any violation of this Act is presented to cause appropriate proceedings to be commenced and prosecuted in the proper courts of the United States in his district for the enforcement of the provisions of this Act.

SEC. 9. That the Secretary of Agriculture shall prescribe such regulations as he may find necessary for carrying into effect the provisions of this Act, and shall cause such examinations and tests to be made as may be necessary in order to determine whether hampers, round stave baskets, and splint baskets, or parts thereof, subject to this Act, meet its requirements, and may take samples of such hampers, baskets, or parts thereof, the cost of which samples, upon request, shall be paid to the person entitled.

SEC. 10. That for carrying out the purposes of this Act the Secretary of Agriculture is authorized to cooperate with State, county, and municipal authorities, manufacturers, dealers, and shippers, to employ such persons and means, and to pay such expenses, including rent, printing publications, and the purchase of supplies and equipment in the District of Columbia and elsewhere, as he shall find to be necessary, and there are hereby authorized to be appropriated, out of any moneys in the Treasury not otherwise appropriated, such sums as may be necessary for such purposes.

SEC. 11. That sections 5 and 6 of this Act shall become effective at but not before the expiration of one year following the 1st day of November, next, succeeding the passage of this Act.

Approved, May 21, 1928.

Disposal of contents.

Disposal of condemned containers.

Procedure in seizure cases.

Foreign shipments not affected.

Banana hampers allowed.

District attorneys to prosecute violations.

Regulations, tests, etc., to be prescribed.

Cooperation authorized with States, manufacturers, etc., for employees, expenses, etc.

Necessary sums authorized to be appropriated.

Post, pp. 895, 1214.

Seizure, etc., proceedings effective one year after 1st day of next November.

May 21, 1928.  
[S. J. Res. 129]  
[Pub. Res., No. 47.]

Pink bollworm of  
cotton.  
Preamble.

**CHAP. 665.**—Joint Resolution To provide for eradication of pink bollworm and authorizing an appropriation therefor.

Whereas a very serious emergency has arisen by reason of an outbreak of the pink bollworm involving some seven counties in the western extension of cotton in Texas which threatens one of the primary industries of the Nation and demands immediate action; and

Whereas there are only two possible means of meeting this situation, one by regulating the movement of cotton and cottonseed from the newly infested counties with the idea of preventing long-distance spread through the agency of such products, and the other to declare and enforce noncotton zones as to such areas with the idea of the immediate eradication of the pest, with the object of saving the cotton crop of the Nation from general invasion and future enormous annual losses; and

Whereas regulation does not eradicate nor does it prevent spread except as to districts so completely isolated from other cotton as to eliminate the possibility of the natural spread of the pest, and, therefore, the regulation of these new areas in contact with continuous cotton cultivation will necessarily permit the natural and probably very wide spread of this pest yearly, and will amount, therefore, to giving up the battle to save Texas and the rest of the Cotton Belt from general and probably wide invasion by the pink bollworm, accompanied by annual and greatly increasing costs of such regulation; and

Whereas the only known means of eradication is by the establishment of noncotton zones for one or two years—a method which has a long record of successes, but which may become impossible as to such west Texas areas on account of natural spread and mounting costs if postponed; and

Whereas the losses due to such zones must fall primarily and heavily upon a small group of farmers, and inasmuch as these losses are in the interest of the cotton crop of the Nation, compensation of such farmers for actual and necessary losses due to the enforced nonproduction of cotton would seem to be fully warranted; and

Whereas the cost of the establishment of such noncotton zones in these new areas will be necessarily very large on account of the considerable cotton acreage involved—some three hundred and sixty thousand acres—costs which are in the interest of the entire Cotton Belt; and

Whereas the State of Texas has now no funds available for such compensation of farmers and its legislature is not now in session and will not normally come in session for another year, and, further, the securing of such funds by the State would involve new legislation and new taxation very unlikely to be obtained in view of the amount involved, and the fact, as indicated, that such expenditure would be for the protection of the entire Cotton Belt: Therefore be it

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled,* That when any State shall have enacted legislation and taken measures, including the establishment and enforcement of noncotton zones, adequate, in the opinion of the Secretary of Agriculture, to eradicate the pink bollworm in any area thereof actually infested, or threatened, by such pest, the said Secretary, under regulations to be prescribed by him, is authorized to pay, out of \$5,000,000 hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, to be expended in cooperation with the proper authorities of the State concerned in compensating any farmer for his actual and necessary loss due to the enforced nonproduction of cotton within said zones:

Appropriation authorized to pay farmers for loss due to nonproduction, in noncotton zones established by a State to eradicate bollworm in affected area.  
Post, p. 895.

In cooperation with State authorities.

*Provided*, That no part of the funds herein authorized to be appropriated shall be available for compensation in connection with the establishment of a noncotton zone in any county unless and until the live pink bollworm is found within such county or within a radius of five miles thereof: *Provided further*, That such loss as to noncotton zones established by the State of Texas shall be determined as provided for in existing statutes of that State, and similarly by similar statutes which may later be provided by other States concerned, and that in estimating such loss due account shall be taken of the value of other crops which may be produced on said land, so that the loss shall not exceed the difference in return to the farmer from cotton over such other crops: *Provided further*, That such determination of actual and necessary loss shall be subject to the review and approval of the Secretary of Agriculture: *And provided further*, That no reimbursement shall be made with respect to any farmer who has not complied in good faith with all of the quarantine and control regulations prescribed by said Secretary of Agriculture and such State relative to the pink bollworm: *And provided further*, That the appropriation herein authorized shall be available only for compensation for the crop of 1928 unless the State in which any noncotton zone is established shall thereafter appropriate and pay a sum in each year equal to the amount expended in such State by the United States under this authorization.

*Provisos.*  
Not available unless live bollworm be found in county, etc.

Determination of loss in Texas as provided by laws thereof.

Similar legislation by other States.

Subject to approval of Secretary.

Compliance with all quarantine regulations required.

Available only for crop of 1928.  
Post, p. 1216.

Approved, May 21, 1928.

**CHAP. 666.**—Joint Resolution Authorizing the president and fellows of Harvard College to erect on public grounds in the District of Columbia a monument to Major General Artemas Ward.

May 21, 1928.  
[H. J. Res. 263.]

[Pub. Res., No. 48.]

*Resolved by the Senate and House of Representatives of the United State of America in Congress assembled*, That the Director of Public Buildings and Public Parks of the National Capital be, and he hereby is, authorized and directed to select a suitable site and to grant permission to the president and fellows of Harvard College to erect, as a gift to the people of the United States, on public grounds of the United States in the city of Washington, District of Columbia, a monument in memory of Major General Artemas Ward commemorative of the services rendered by him to his country during the war of Independence: *Provided*, That the site chosen and the design of the memorial shall be approved by the Commission of Fine Arts, that it shall be erected under the supervision of the Director of Public Buildings and Public Parks of the National Capital, and that the United States shall be put to no expense in or by the erection of the monument.

Major General Artemas Ward.

Monument authorized to be erected to, in District of Columbia.

*Proviso.*  
Approval of site and design.

No Federal expense.

Approved, May 21, 1928.

**CHAP. 675.**—An Act To further develop an American merchant marine, to assure its permanence in the transportation of the foreign trade of the United States, and for other purposes.

May 22, 1928.  
[S. 744.]

[Public, No. 463.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*,

Merchant Marine Act, 1923.

## TITLE I—DECLARATION OF POLICY

Sec. 1. The policy and the primary purpose declared in section 1 of the Merchant Marine Act, 1920 [U. S. C., Title 46, § 861], are hereby confirmed.

Policy of former Act confirmed.  
Vol. 41, p. 988.  
U. S. Code, p. 1537.

## TITLE II—SHIPPING BOARD VESSELS

Shipping Board, ves-  
sels.

Sales by the Board.

## SALES BY BOARD

Restrictions on.

SEC. 201. The United States Shipping Board shall not sell any vessel or any line of vessels except when in its judgment the building up and maintenance of an adequate merchant marine can be best served thereby, and then only upon the affirmative vote of five members of the board duly recorded.

Remodeling and im-  
proving.

## REMODELING AND IMPROVING

Vessels of United  
States to be remodeled  
etc.Vol. 41, p. 993, Vol.  
43, p. 468.  
U. S. Code, p. 1539.

SEC. 202. In addition to its power to recondition and repair vessels under section 12 of the Merchant Marine Act, 1920, as amended [U. S. C., Title 46, § 871], the board may remodel and improve vessels owned by the United States and in its possession or under its control, so as to equip them adequately for competition in the foreign trade of the United States. Any vessel so remodeled or improved shall be documented under the laws of the United States and shall remain documented under such laws for not less than five years from the date of the completion of the remodeling or improving and so long as there remains due the United States any money or interest on account of such vessel, and during such period it shall be operated only on voyages which are not exclusively coastwise.

Documenting, etc.

Replacements.

## REPLACEMENTS

Recommendations to  
Congress as to new  
vessels required in for-  
eign trade.

SEC. 203. The necessity for the replacement of vessels owned by the United States and in the possession or under the control of the board and the construction for the board of additional up-to-date cargo, combination cargo and passenger, and passenger ships, to give the United States an adequate merchant marine, is hereby recognized, and the board is authorized and directed to present to Congress from time to time, recommendations setting forth what new vessels are required for permanent operation under the United States flag in foreign trade, and the estimated cost thereof, to the end that Congress may, from time to time, make provision for replacements and additions. All vessels built for the board shall be built in the United States, and they shall be planned with reference to their possible usefulness as auxiliaries to the naval and military services of the United States.

Construction to be in  
United States.Construction loan  
fund.

## TITLE III—CONSTRUCTION LOAN FUND

Terms and condi-  
tions of loans.

## TERMS AND CONDITIONS OF LOANS

Vol. 44, p. 1451,  
amended.  
U. S. Code, p. 1539.  
Ante, p. 586.Revenues from sales,  
etc., of board to be set  
aside for fund.  
Post, p. 889.

SEC. 301. (a) Section 11 of the Merchant Marine Act, 1920, as amended [U. S. C., Title 46, § 870; 44 Statutes at Large, pt. 2, 1451], is amended to read as follows:

"SEC. 11. (a) That the board may set aside, out of the revenues from sales, including proceeds of securities consisting of notes, letters of credit, or other evidences of debt, taken by it for deferred payments on purchase money from sales by the board, whether such securities are to the order of the United States, the United States Shipping Board, the United States Shipping Board Emergency Fleet Corporation, or the United States Shipping Board Merchant Fleet Corporation, either directly or by indorsement, until the amounts thus set aside from time to time aggregate \$125,000,000. The amount thus set aside shall be known as the construction loan fund. The board may use such fund to the extent it thinks proper, upon such terms as the board may prescribe, in making loans to aid persons citizens of the United States in the construction by them in private shipyards or navy yards in the United States of vessels of

Aggregate amount.

Loans from, to citi-  
zens for ship construc-  
tion in United States of  
best type, equipment,  
etc.



the best and most efficient type for the establishment or maintenance of service on lines deemed desirable or necessary by the board, provided such vessels shall be fitted and equipped with the most modern, the most efficient, and the most economical engines, machinery, and commercial appliances; or in the outfitting and equipment by them in private shipyards or navy yards in the United States of vessels already built, with engines, machinery, and commercial appliances of the type and kind mentioned; or in the reconditioning, remodeling, or improvement by them in private shipyards or navy yards in the United States of vessels already built.

“(b) The term ‘vessel’ or ‘vessels’, where used in this section, shall be construed to mean a vessel or vessels to aid in whose construction, equipment, reconditioning, remodeling, or improvement, a loan is made from the construction loan fund of the board. All such vessels shall be documented under the laws of the United States and shall remain documented under such laws for not less than twenty years from the date the loan is made, and so long as there remains due the United States any principal or interest on account of such loan.

“(c) No loan shall be made for a longer time than twenty years. If it is not to be repaid within two years from the date when the first advance on the loan is made by the board, the principal shall be payable in equal annual installments to be definitely prescribed in the instruments. The loan may be paid at any time, on thirty days’ written notice to the board, with interest computed to date of payment.

“(d) All such loans shall bear interest at rates as follows, payable not less frequently than annually: During any period in which the vessel is operated exclusively in coastwise trade, or is inactive, the rate of interest shall be as fixed by the board, but not less than 5¼ per centum per annum. During any period in which the vessel is operated in foreign trade the rate shall be the lowest rate of yield (to the nearest one-eighth of 1 per centum) of any Government obligation bearing a date of issue subsequent to April 6, 1917 (except postal-savings bonds), and outstanding at the time the loan is made by the board, as certified by the Secretary of the Treasury to the board upon its request. The board may prescribe rules for determining the amount of interest payable under the provisions of this paragraph.

“(e) No loan shall be for a greater sum than three-fourths the cost of the vessel or vessels to be constructed or than three-fourths the cost of the reconditioning, remodeling, improving, or equipping hereinbefore authorized for a vessel already built.

“(f) The board shall require such security as it shall deem necessary to insure the completion of the construction, reconditioning, remodeling, improving, or equipping of the vessel within a reasonable time and the repayment of the loan with interest; when the construction, reconditioning, remodeling, improving, or equipping of the vessel is completed the security shall include a preferred mortgage on the vessel, complying with the provisions of the Ship Mortgage Act, 1920 [U. S. C., Title 46, Chap. 25], which mortgage shall contain appropriate covenants and provisions to insure the proper physical maintenance of the vessel, and its protection against liens for taxes, penalties, claims, or liabilities of any kind whatever, which might impair the security for the debt. It shall also contain any other covenants and provisions the board may prescribe, including a provision for the summary maturing of the entire debt, for causes to be enumerated in the mortgage.

Outfitting in American yards of vessels already built, with engines, etc.

Reconditioning, etc., in private or navy yards.

Term of “vessel” construed to be one aided by loan.

Vol. 43, p. 467, amended.

Documenting for twenty years under United States laws.

Time limit for loans. Vol. 43, p. 467, amended.

Installment intervals.

Payment in full allowed.

Interest rates.

While in coastwise trade, or inactive.

Vol. 43, p. 468, amended.

In foreign trade.

Limit of loans.

Security for completion and repayments.

Preferred mortgage on completion of vessel.

Vol. 41, p. 1000. U. S. Code, p. 1543.

Additional covenants to be prescribed.

Insurance against all insurable risks required.

“(g) The board shall also require and the security furnished shall provide that the owner of the vessel shall keep the same insured against loss or damage by fire, and against marine risks and disasters, and against any and all other insurable risks the board specifies, with such insurance companies, associations, or underwriters, and under such forms of policies, and to such an amount, as the board may prescribe or approve; such insurance shall be made payable to the board and/or to the parties, as interest may appear. The board is authorized to enter into any agreement that it deems wise in respect to the payment and for the guaranty of premiums of insurance.”

Premium payments agreements.

Prior loans not disturbed.  
Vol. 41, p. 993.

(b) Section 11 of the Merchant Marine Act, 1920, as in force immediately prior to the enactment of this Act, shall remain in force in respect of all loans made before the enactment of this Act.

Increase of loan fund.

#### INCREASE OF CONSTRUCTION LOAN FUND

Additional appropriation of \$250,000,000 authorized for.  
*Ante*, p. 586.  
*Post*, pp. 889, 910.

SEC. 302. (a) There is authorized to be appropriated, to be credited to and for the purposes of the construction loan fund created by section 11 of the Merchant Marine Act, 1920, as amended, such amounts as will, when added to the amounts credited to such fund by the United States Shipping Board under authority of law (exclusive of repayments on loans from the fund), make the aggregate of the amounts credited to such fund (exclusive of such repayments) equal to \$250,000,000.

No further credit to the fund.

(b) When \$250,000,000 has been credited to such fund (whether by the board under authority of law or from appropriations authorized by this section, but exclusive of repayments on loans from the fund) then no further sums (except such repayments) shall be credited by the board to such fund.

To be a revolving fund.

(c) The construction loan fund shall continue to be a revolving fund. Repayments on loans from the fund shall be credited to the fund, but interest on such loans shall be covered into the Treasury as miscellaneous receipts.

Ocean mail service.

#### TITLE IV.—OCEAN MAIL SERVICE

Scope of title.

##### SCOPE OF TITLE

All mails between ports, excluding Canadian, to be carried on contract vessels.

SEC. 401. All mails of the United States carried on vessels between ports (exclusive of ports in the Dominion of Canada other than ports in Nova Scotia) between which it is lawful under the navigation laws for a vessel not documented under the laws of the United States to carry merchandise shall, if practicable, be carried on vessels in respect of which a contract is made under this title.

Requirements of Postal Service.

##### REQUIREMENTS OF POSTAL SERVICE

Postmaster General to certify to Board what ocean mail routes be established between ports now served by foreign vessels.

SEC. 402. As soon as practicable after the enactment of this Act, and from time to time thereafter, it shall be the duty of the Postmaster General to certify to the United States Shipping Board what ocean mail routes, in his opinion, should be established and/or operated for the carrying of mails of the United States between ports (exclusive of ports in the Dominion of Canada other than ports in Nova Scotia) between which it is lawful under the navigation laws for a vessel not documented under the laws of the United States to carry merchandise, distributed so as equitably to serve the Atlantic, Mexican Gulf, and Pacific coast ports, the volume of mail then moving over such routes and the estimated volume thereof during the next five years, the times deemed by him advisable for the departure of the vessels carrying such mails, and other

Distribution, etc.

requirements necessary to provide an adequate postal service between such ports.

RECOMMENDATIONS BY SHIPPING BOARD

SEC. 403. The board shall, as soon as practicable after receipt of such certification from the Postmaster General, determine and certify to him the type, size, speed, and other characteristics of the vessels which should be employed on each such route, the frequency and regularity of their sailings, and all other facts which bear upon the capacity of the vessels to meet the requirements of the service stated by the Postmaster General. The board in making its determination shall take into consideration the desirability of having the mail service performed by vessels constructed in accordance with the latest and most approved types, with modern improvements and appliances.

Recommendations by Board.

Determination of type, etc., of vessels, sailings, etc.

Latest and most approved types, etc.

AUTHORITY TO MAKE CONTRACTS

SEC. 404. The Postmaster General is authorized to enter into contracts with citizens of the United States whose bids are accepted, for the carrying of mails between ports (exclusive of ports in the Dominion of Canada other than ports in Nova Scotia) between which it is lawful under the navigation laws for a vessel not documented under the laws of the United States to carry merchandise. He shall include in such contracts such requirements and conditions as in his best judgment will insure the full and efficient performance thereof and the protection of the interests of the Government. Performance under any such contract shall begin not more than three years after the contract is let, and the term of the contract shall not exceed ten years.

Contracts.

Postmaster General may make, with American citizens for carrying foreign mails.

Requirements and conditions.

Term, etc.

VESSELS

SEC. 405. (a) The vessels employed in ocean mail service under a contract made under this title shall be steel vessels, shall be steam or motor vessels, and shall be either (1) American-built and registered under the laws of the United States during the entire time of such employment, or (2) registered under the laws of the United States not later than February 1, 1928, and so registered during the entire time of such employment, or (3) actually ordered and under construction for the account of citizens of the United States prior to February 1, 1928, and registered under the laws of the United States during the entire time of such employment.

Vessels.

Steel vessels.

American built and registered.

Registered not later than February 1, 1928.

Under construction for American citizens.

Construction hereafter with reference to use by the Navy.

Useful in national emergency.

Licensed officers to be American citizens.

Citizenship of crew.

(b) A vessel for the services of which a contract is entered into under authority of this title, and the construction of which is hereafter begun, shall be either (1) a vessel constructed, according to plans and specifications approved by the Secretary of the Navy, with particular reference to economical conversion into an auxiliary naval vessel, or (2) a vessel which will be otherwise useful to the United States in time of national emergency.

(c) From and after the enactment of this Act, all licensed officers of vessels documented under the laws of the United States, as now required by law, shall be citizens of the United States; from and after the enactment of this Act and for a period of four years, upon each departure from the United States of a vessel employed in ocean mail service under this title, one-half of the crew (crew including all employees of the ship other than officers) shall be citizens of the United States and, thereafter, two-thirds of the crew as above defined shall be citizens of the United States.

Advertising for bids.

ADVERTISING FOR BIDS

Public notice in daily newspapers of specified cities.

SEC. 406. Before making any contract for carrying ocean mails under this title the Postmaster General shall give public notice by advertisement once a week for three weeks in such daily newspapers as he shall select in each of the cities of Boston, New York, Philadelphia, Baltimore, New Orleans, Charleston, Norfolk, Savannah, Jacksonville, Galveston, Houston, and Mobile, calling for bids for carrying of such ocean mails; or when the proposed service is to be on the Pacific Ocean then in Los Angeles, San Francisco, Portland, Tacoma, and Seattle. Such notice shall describe the proposed route, the time when such contract will be made, the number of trips a year, the schedule required, the time when the service shall commence, the character of the vessels required, and all other information deemed by the Postmaster General to be necessary to inform prospective bidders as to the character of the service to be required.

For Pacific Ocean service.

Contents of notice.

Awarding contracts.

AWARDING CONTRACTS

Lowest qualified bidder accepted.

SEC. 407. Each contract for the carrying of ocean mails under this title shall be awarded to the lowest bidder who, in the judgment of the Postmaster General, possesses such qualifications as to insure proper performance of the mail service under the contract.

Classification of vessels.

CLASSIFICATION OF VESSELS

Determined by speed and tonnage.

SEC. 408. (a) The vessels employed in ocean mail service under this title shall be divided into classes as follows:

Class 7.

Class 7. Vessels capable of maintaining a speed of 10 knots at sea in ordinary weather, and of a gross registered tonnage of not less than 2,500 tons.

Class 6.

Class 6. Vessels capable of maintaining a speed of 10 knots at sea in ordinary weather, and of a gross registered tonnage of not less than 4,000 tons.

Class 5.

Class 5. Vessels capable of maintaining a speed of 13 knots at sea in ordinary weather, and of a gross registered tonnage of not less than 8,000 tons.

Class 4.

Class 4. Vessels capable of maintaining a speed of 16 knots at sea in ordinary weather, and of a gross registered tonnage of not less than 10,000 tons.

Class 3.

Class 3. Vessels capable of maintaining a speed of 18 knots at sea in ordinary weather, and of a gross registered tonnage of not less than 12,000 tons.

Class 2.

Class 2. Vessels capable of maintaining a speed of 20 knots at sea in ordinary weather, and of a gross registered tonnage of not less than 16,000 tons.

Class 1.

Class 1. Vessels capable of maintaining a speed of 24 knots at sea in ordinary weather, and of a gross registered tonnage of not less than 20,000 tons.

Classification may be based on speed without regard to tonnage on particular routes.

(b) The classification of a vessel may be based upon its speed without regard to its tonnage if the Postmaster General is of opinion that speed is especially important on the particular route on which the vessel is to be employed, and that a suitable vessel documented under the laws of the United States of a higher classification is not available on reasonable terms and conditions, or, on account of the character of the ports served or for other reasons, can not be safely or economically employed on such route.

Compensation under contracts.

COMPENSATION UNDER CONTRACTS

Rates.

SEC. 409. (a) The rate of compensation to be paid under this title for ocean-mail service shall be fixed in the contract. Such rate

shall not exceed: For vessels of Class 7, \$1.50 per nautical mile; for vessels of Class 6, \$2.50 per nautical mile; for vessels of Class 5, \$4 per nautical mile; for vessels of Class 4, \$6 per nautical mile; for vessels of Class 3, \$8 per nautical mile; for vessels of Class 2, \$10 per nautical mile; and for vessels of Class 1, \$12 per nautical mile. As used in this section the term "nautical mile" means 6,080 feet.

(b) When the Postmaster General is of opinion that the interests of the postal service will be served thereby, he may, in the case of a vessel of class 1 capable of maintaining a speed in excess of 24 knots at sea in ordinary weather, contract for the payment of compensation in excess of the maximum compensation authorized in subsection (a), but the compensation per nautical mile authorized by this subsection shall not be greater than an amount which bears the same ratio to \$12 as the speed which such vessel is capable of maintaining at sea in ordinary weather bears to 24 knots.

(c) If the Postmaster General is of opinion that to expedite and maintain satisfactory service under a contract made under this title, airplanes or airships are required to be used in conjunction with vessels, he may allow additional compensation, in amounts to be determined by him, on account of the use of such airplanes or airships. Such airplanes or airships shall be American-built and owned, officered, and manned by citizens of the United States.

(d) The Postmaster General shall determine the number of nautical miles by the shortest practicable route between the ports involved and payments under any contract made under this title shall be made for such number of miles on each outward voyage regardless of the actual mileage traveled.

Extra pay for class I vessels maintaining excess speed.

Airplane or airship service allowance.

Conditions.

Determining miles between ports.

VIOLATION OF CONTRACTS

SEC. 410. In the case of failure of a vessel from any cause to perform any regular voyage required by a contract made under this title, a pro rata deduction shall be made from the contract price on account of such omitted voyage; and suitable deductions, to be determined by the Postmaster General, may be made from the compensation payable under the contract for delays, failures to properly safeguard the mails, or other irregularities in the performance of the contract. Deductions so determined upon shall be deducted by the Postmaster General from the payments otherwise due and payable under the terms of the contract. The Postmaster General may, in case of emergency, permit the substitution for a particular voyage of a vessel not within the provisions of the contract, even though not conforming to the requirements of section 405.

Violation of contracts.

Deductions to be made for failure to perform regular voyage, etc.

PASSENGERS, FREIGHT, AND EXPRESS

SEC. 411. Any vessel operating under a contract made under this title may carry passengers and their baggage, and freight and express, and may do all ordinary business done by similar vessels.

Passengers, freight, and express.

Contract vessels may carry.

NAVAL OFFICERS

SEC. 412. Naval officers of the United States on the active list may volunteer for service on any vessel employed in mail service under a contract made under the provisions of this title, and when accepted by the owner or master thereof may be assigned to such duty by the Secretary of the Navy. While in such employment such officers shall receive from the Government half pay, exclusive of allowances, and such other compensation from the owner or master as may be agreed upon by the parties; but such officers while in such employment shall be required to perform only such duties as appertain to the merchant marine.

Naval officers.

On active list may volunteer for service on mail vessels.

Compensation, etc.

Mail messengers.

## MAIL MESSENGERS

Transportation, etc., of, on contract vessels.

SEC. 413. Upon each vessel employed in ocean mail service under a contract made under this title, the Postmaster General shall be entitled to have transported such mail messengers as he may require, for whom shall be provided subsistence, suitable staterooms, and working quarters, all free of charge.

Amendments and repeals.

## AMENDMENTS AND REPEALS

Vol. 41, p. 998, amended.

U. S. Code, p. 1541.  
Mails to be shipped on American vessels.

SEC. 414. (a) Section 24 of the Merchant Marine Act, 1920 [U. S. C., Title 46, § 880], is amended to read as follows:

"SEC. 24. That all mails of the United States shipped or carried on vessels shall, if practicable, be shipped or carried on American-built vessels documented under the laws of the United States. No contract hereafter made with the Postmaster General for carrying mails on vessels so built and documented shall be assigned or sublet, and no mails covered by such contract shall be carried on any vessel not so built and documented. No money shall be paid out of the Treasury of the United States on or in relation to any such contract for carrying mails on vessels so built and documented when such contract has been assigned or sublet or when mails covered by such contract are in violation of the terms thereof carried on any vessel not so built and documented. This section shall not be applicable in the case of contracts made under Title IV of the Merchant Marine Act, 1928."

Contract assignments, etc., forbidden.

No payment on assigned contracts.

Not applicable to contracts under this Act.

Act, p. 693.

Allowance of former rates repealed.

Vol. 41, p. 991, amended.

U. S. Code, p. 1633.

(b) Section 7 of the Merchant Marine Act, 1920 [U. S. C., Title 46, § 866], is amended by striking out so much thereof as reads as follows: "The Postmaster General is authorized, notwithstanding the Act entitled 'An Act to provide for ocean mail service between the United States and foreign ports, and to promote commerce,' approved March 3, 1891, to contract for the carrying of the mails over such lines at such price as may be agreed upon by the board and the Postmaster General."

Ocean mail service Act of 1891, repealed.

Vol. 26, pp. 830-832, repealed.

U. S. Code, pp. 1274, 1275.

(c) The Act entitled "An Act to provide for ocean mail service between the United States and foreign ports, and to promote commerce," approved March 3, 1891 [U. S. C., Title 39, §§ 657-665], is repealed.

Contracts for carry-mails to Great Britain, repealed.

Vol. 39, p. 1066, repealed.

U. S. Code, p. 1275.

(d) So much of the Act entitled "An Act making appropriations for the service of the Post Office Department for the fiscal year ending June 30, 1918, and for other purposes," approved March 3, 1917, as provides for contracts for the carrying of mails between the United States and Great Britain [U. S. C., Title 39, § 666], is repealed.

Contract transportation.

R. S. sec. 4009, p. 774 amended.

Vol. 44, p. 900, amended.

Compensation not limited to specified contracts.

R. S. sec. 4007, p. 774.

Vol. 41, p. 998.

U. S. Code, pp. 1274, 1541.

Act, p. 693.

(e) Subdivision (b) of section 4009 of the Revised Statutes, as amended [44 Statutes at Large, pt. 2, 900], is amended to read as follows:

"(b) The provisions of subdivision (a) of this section shall not limit the compensation for transportation of mail which the Postmaster General may pay under contracts entered into in accordance with the provisions of section 4007 of the Revised Statutes [U. S. C., Title 39, § 652], section 24 of the Merchant Marine Act, 1920 [U. S. C., Title 46, § 880], or Title IV of the Merchant Marine Act, 1928."

Prior contracts continued.

(f) Any contract made prior to the enactment of this Act shall remain in force and effect in the same manner and to the same extent as though this Act had not been enacted. Any such contract which expires on June 30, 1928, may be extended for a period of not more than one year from such date.

TITLE V—INSURANCE FUND

Insurance fund.

SEC. 501. Section 10 of the Merchant Marine Act, 1920 [U. S. C., Title 46, § 869], is amended to read as follows:

Vol. 41, p. 992, amend ed. U. S. Code, p. 1536.

“SEC. 10. That the board may create out of insurance premiums, and revenue from operations and sales, and maintain and administer separate insurance funds which it may use to insure in whole or in part against all hazards commonly covered by insurance policies in such cases, any legal or equitable interest of the United States (1) in any vessel constructed or in process of construction; and (2) in any plants or property in the possession or under the authority of the board. The United States shall be held to have such an interest in any vessel toward the construction, reconditioning, remodeling, improving, or equipping of which a loan has been made under the authority of this Act, in any vessel upon which it holds a mortgage or lien of any character, or in any vessel which is obligated by contract with the owner to perform any service in behalf of the United States, to the extent of the Government’s interest therein.”

Authorized for Government interest in vessels, plants, etc.

Extent of interest stated.

TITLE VI—TRANSPORTATION OF GOVERNMENT OFFICIALS

Transportation of Government officials.

SEC. 601. Any officer or employee of the United States traveling on official business overseas to foreign countries, or to any of the possessions of the United States, shall travel and transport his personal effects on ships registered under the laws of the United States when such ships are available, unless the necessity of his mission requires the use of a ship under a foreign flag: *Provided*, That the Comptroller General of the United States shall not credit any allowance for travel or shipping expenses incurred on a foreign ship in the absence of satisfactory proof of the necessity therefor.

Use of American ships when traveling to foreign countries.

*Proviso.* Proof of necessity required for travel on foreign ships.

TITLE VII—MISCELLANEOUS

AUTHORIZATION OF APPROPRIATIONS

SEC. 701. The appropriations necessary to carry out the provisions and accomplish the purposes of this Act are hereby authorized.

Appropriations authorized.

REQUISITION OF VESSELS

Requisition of vessels.

SEC. 702. (a) The following vessels may be taken and purchased or used by the United States for national defense or during any national emergency declared by proclamation of the President:

For national defense.

(1) Any vessel in respect of which, under a contract hereafter entered into, a loan is made from the construction loan fund created by section 11 of the Merchant Marine Act, 1920, as amended—at any time until the principal and interest of the loan has been paid; and

Vessels under contract from loan fund.

*Ante*, p. 690.

(2) Any vessel in respect of which an ocean mail contract is made under Title IV of this Act—at any time during the period for which the contract is made.

Ocean mail contract vessels.

(b) In such event the owner shall be paid the fair actual value of the vessel at the time of taking, or paid the fair compensation for her use based upon such fair actual value; but in neither case shall such fair actual value be enhanced by the causes necessitating the taking. In the case of a vessel taken and used, but not purchased, the vessel shall be restored to the owner in a condition at least as good as when taken, less reasonable wear and tear, or the owner shall be paid an amount for reconditioning sufficient to place the vessel in such condition. The owner shall not be paid for any consequential damages arising from such taking and purchase or use.

Compensation, if bought.

Used, but not purchased.

No consequential damages.

Certification of amount to Congress.

Suit if amount unsatisfactory.

Vol. 36, pp. 1093, 1136.  
U. S. Code, pp. 867, 897.

Definitions.

Meaning of "foreign trade."

*Proviso.*  
Loading or unloading at any port in any territory, construed as foreign trade.

Inclusion of corporation, etc., as "citizen of the United States."

Vol. 41, p. 1008.  
U. S. Code, p. 1530.

Reaffirmation of policy.

Vol. 41, p. 991.  
U. S. Code, p. 1538.

Ship operations.

Allocation of service among various ports.

Short title.

Merchant Marine Act, 1928.

(c) The President shall ascertain the fair compensation for such taking and purchase or use and shall certify to Congress the amount so found by him to be due, for appropriation and payment to the person entitled thereto. If the amount found by the President to be due is unsatisfactory to the person entitled thereto, such person shall be entitled to sue the United States for the amount of such fair compensation and such suit shall be brought in the manner provided by paragraph 20 of section 24 or by section 145 of the Judicial Code, as amended [U. S. C., Title 28, §§ 41, 250].

#### DEFINITIONS

SEC. 703. (a) When used in this Act, and for the purposes of this Act only, the words "foreign trade" mean trade between the United States, its Territories or possessions, or the District of Columbia and a foreign country: *Provided, however,* That the loading or the unloading of cargo, mail, or passengers at any port in any territory or possession of the United States shall be construed to be foreign trade if the stop at such territory or possession is an intermediate stop on what would otherwise be a voyage in foreign trade.

(b) When used in this Act the term "citizen of the United States" includes 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 [U. S. C., Title 46, § 802].

#### REAFFIRMATION OF POLICY

SEC. 704. The policy and the primary purpose declared in section 7 of the Merchant Marine Act, 1920 [U. S. C., Title 46, § 866], are hereby reaffirmed.

#### SHIP OPERATIONS

SEC. 705. In the allocations of the operations of the ships, the Shipping Board shall distribute them as far as possible and without detriment to the service among the various ports of the country.

#### SHORT TITLE

SEC. 706. This Act may be cited as the "Merchant Marine Act, 1928".

Approved, May 22, 1928.

May 22, 1928.

[S. 1829.]

[Public, No. 464.]

CHAP. 676.—An Act To authorize the collection, in monthly installments, of indebtedness due the United States from enlisted men, and for other purposes.

Army.  
Indebtedness of enlisted men may be deducted in monthly installments from pay rolls.

*Provisos.*  
Aggregate deduction from month's pay, limited.

Limitation, if pay forfeited by court martial sentence, etc.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That under such regulations as the Secretary of War shall prescribe, when it has been administratively ascertained that an enlisted man of the Army is indebted to the United States or any of its instrumentalities, the amount of such indebtedness may be collected in monthly installments by deduction from his pay on current pay rolls: *Provided,* That the aggregate sum of such deductions for any month shall not exceed two-thirds of the soldier's rate of pay for that month: *And provided further,* That whenever any part of the pay of a soldier for a certain month shall have been legally forfeited by sentence of court-martial, or otherwise legally authorized to be withheld, then no deduction under this Act shall be so applied as to reduce the actual pay received by the soldier for that month below one-third



of his authorized rate of pay therefor: *And provided further*, That the Secretary of War, under such regulations as he shall prescribe, may cause to be remitted and canceled, upon honorable discharge of the enlisted man from the service, any such indebtedness incurred during the current enlistment and remaining unpaid at the time of discharge: *And provided further*, That nothing in this Act shall be construed to prevent collections of such indebtedness on final statements from pay, in the proportions hereinbefore indicated, or from clothing allowance savings.

Remission, on honorable discharge, of unpaid indebtedness, authorized.

Collections on final statements from pay, etc.

Approved, May 22, 1928.

**CHAP. 677.**—An Act Authorizing the Secretary of War to transfer and convey to the Portland Water District, a municipal corporation, the water pipe line including the submarine water main connecting Fort McKinley, Maine, with the water system of the Portland Water District, and for other purposes.

May 22, 1928.  
[S. 3057.]

[Public, No. 465.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That the Secretary of War be, and he is hereby, authorized to transfer or cause to be conveyed to the Portland Water District, a municipal corporation of Portland, Maine, organized and existing under the laws of the State of Maine, the Government-owned water pipe line, including the submarine main connecting the Fort McKinley Military Reservation located on Great Diamond Island, Maine, with the water system of the said Portland Water District on the mainland and to enter into a contract with the said Portland Water District for the furnishing of potable water to Fort McKinley, upon such terms as the Secretary of War may deem expedient, including payment to the said Portland Water District of an annual charge, payable quarterly, for the putting of the water line in good condition and the relocation of the submarine main so as to furnish at all seasons of the year ample supply of potable water to the Fort McKinley Military Reservation, and that said annual charge to be agreed upon and the rates to be paid for the water furnished shall be paid from appropriations heretofore made and to be made for "Water and Sewers at Military Posts": *Provided*, That before exercising the authority conferred by this Act, the Secretary of War shall require and receive from the Portland Water District, of Portland, Maine, the execution and delivery of an obligation in such terms and with such surety as shall satisfy the Secretary of War that the Portland Water District will at all times in the future maintain a good and sufficient water line to Fort McKinley, and will furnish by means of said water line, an abundant supply of suitable water for use for all purposes at Fort McKinley, at fair and reasonable prices.

Fort McKinley Military Reservation, Me. Conveyance authorized of Government-owned water pipe line of, to Portland Water District.

Contract for furnishing potable water to Fort McKinley, etc.

Annual charge.

Proviso. Obligation required of Portland Water District.

Approved, May 22, 1928.

**CHAP. 678.**—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 other purposes.

May 22, 1928.  
[S. 3556.]

[Public, No. 466.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That the Secretary of Agriculture is hereby authorized and directed to conduct such investigations, experiments, and tests as he may deem necessary under sections 2 to 10, inclusive, in order to determine, demonstrate, and

Forest products, timber growing, etc.

Investigations, experiments, etc., of best methods of reforestation, protection from fires, insects, etc.

promulgate the best methods of reforestation and of growing, managing, and utilizing timber, forage, and other forest products, of maintaining favorable conditions of water flow and the prevention of erosion, of protecting timber and other forest growth from fire, insects, disease, or other harmful agencies, of obtaining the fullest and most effective use of forest lands, and to determine and promulgate the economic considerations which should underlie the establishment of sound policies for the management of forest land and the utilization of forest products: *Provided*, That in carrying out the provisions of this Act the Secretary of Agriculture may cooperate with individuals and public and private agencies, organizations, and institutions, and, in connection with the collection, investigation, and tests of foreign woods; he may also cooperate with individuals and public and private agencies, organizations, and institutions in other countries; and receive money contributions from cooperators under such conditions as he may impose, such contributions to be covered into the Treasury as a special fund which is hereby appropriated and made available until expended as the Secretary of Agriculture may direct, for use in conducting the activities authorized by this Act, and in making refunds to contributors: *Provided further*, That the cost of any building purchased, erected, or as improved in carrying out the purposes of this Act shall not exceed \$2,500, exclusive in each instance of the cost of constructing a water supply or sanitary system and of connecting the same with any such building: *Provided further*, That the amounts specified in sections 2, 3, 4, 5, 6, 7, 8, and 10 of this Act are authorized to be appropriated up to and including the fiscal year 1938, and such annual appropriations as may thereafter be necessary to carry out the provisions of said sections are hereby authorized: *Provided further*, That during any fiscal year the amounts specified in sections 3, 4, and 5 of this Act making provision for investigations of forest tree and wood diseases, forest insects, and forest wild life, respectively, may be exceeded to provide adequate funds for special research required to meet any serious public emergency relating to epidemics: *And provided further*, That the provisions of this Act shall be construed as supplementing all other Acts relating to the Department of Agriculture, and except as specifically provided shall not limit or repeal any existing legislation or authority.

**Sec. 2.** That for conducting fire, silvicultural, and other forest investigations and experiments the Secretary of Agriculture is hereby authorized, in his discretion, to maintain the following forest experiment stations for the regions indicated, and in addition to establish and maintain one such station for the Intermountain region in Utah and adjoining States, one in Alaska, and one in the tropical possessions of the United States in the West Indies:

Northeastern forest experiment station, in New England, New York, and adjacent States;

Allegheny forest experiment station, in Pennsylvania, New Jersey, Delaware, Maryland, and in neighboring States;

Appalachian forest experiment station, in the southern Appalachian Mountains and adjacent forest regions;

Southern forest experiment station, in the Southern States;

Central States forest experiment station, in Ohio, Indiana, Illinois, Kentucky, Missouri, Iowa, and in adjacent States;

Lake States forest experiment station, in the Lake States and adjoining States;

California forest experiment station, in California and in adjoining States;

Northern Rocky Mountain forest experiment station, in Idaho, Montana, and adjoining States;

*Provisos.*  
Cooperation with individuals, agencies, etc.

Tests of foreign woods.

Special fund for this purpose.

Building construction, limit.

Amounts for specified objects authorized annually up to 1938.

Special emergency increases for tree diseases, insects, and wild life.

Provisions supplemental to, and not limiting Departmental Acts, etc.

Experiment stations for fire, silvicultural, etc., investigations to be maintained.

Names, etc., of stations.

Northwestern forest experiment station, in Washington, Oregon, and adjoining States, and in Alaska;

Northwestern.

Rocky Mountain forest experiment station, in Colorado, Wyoming, Nebraska, South Dakota, and in adjacent States; and

Rocky Mountain.

Southwestern forest experiment station, in Arizona, and New Mexico, and in adjacent States, and in addition to establish and maintain one such station for the intermountain region of Utah and adjoining States, one for Alaska, one in Hawaii, and one in the tropical possessions of the United States in the West Indies, and one additional station in the Southern States.

Southwestern.

Additional in Utah, Alaska, Hawaii, West Indies, and in Southern States.

There is hereby authorized to be appropriated annually out of any money in the Treasury not otherwise appropriated, not more than \$1,000,000 to carry out the provisions of this section.

Annual appropriation authorized.

SEC. 3. That for investigations of the diseases of forest trees and of diseases causing decay and deterioration of wood and other forest products, and for developing methods for their prevention and control at forest experiment stations, the Forest Products Laboratory, or elsewhere, there is hereby authorized to be appropriated annually, out of any money in the Treasury not otherwise appropriated, not more than \$250,000.

Diseases of forest trees, etc.

Amount for developing methods for prevention, etc.

SEC. 4. That for investigations of forests insects, including gypsy and browntail moths, injurious or beneficial to forest trees or to wood or other forest products, and for developing methods for preventing and controlling infestations, at forest experiment stations, the Forest Products Laboratory, or elsewhere, there is hereby authorized to be appropriated annually, out of any money in the Treasury not otherwise appropriated, not more than \$350,000.

Forest insects. Amount for developing method for preventing infestations.

SEC. 5. That for such experiments and investigations as may be necessary in determining the life histories and habits of forest animals, birds, and wild life, whether injurious to forest growth or of value as supplemental resource, and in developing the best and most effective methods for their management and control at forest experiment stations, or elsewhere, there is hereby authorized to be appropriated annually, out of any money in the Treasury not otherwise appropriated, not more than \$150,000.

Forest animals, birds, etc.

Amount for developing methods of management, etc.

SEC. 6. That for such investigations at forest experiment stations, or elsewhere, of the relationship of weather conditions to forest fires as may be necessary to make weather forecasts, there is hereby authorized to be appropriated annually, out of any money in the Treasury not otherwise appropriated, not more than \$50,000.

Forest fires. Amount for investigation of weather conditions, etc.

SEC. 7. That for such experiments and investigations as may be necessary to develop improved methods of management, consistent with the growing of timber and the protection of watersheds, of forest ranges and of other ranges adjacent to the national forests, at forest or range experiment stations, or elsewhere, there is hereby authorized to be appropriated annually, out of any money in the Treasury not otherwise appropriated, not more than \$275,000.

Timber, watersheds, etc.

Amount for improved methods of management, protection, etc.

SEC. 8. That for experiments, investigations, and tests with respect to the physical and chemical properties and the utilization and preservation of wood and other forest products, including tests of wood and other fibrous material for pulp and paper making, and such other experiments, investigations, and tests as may be desirable, at the Forest Products Laboratory or elsewhere, there is hereby authorized to be appropriated annually, out of any money in the Treasury not otherwise appropriated, not more than \$1,000,000, and an additional appropriation of not more than \$50,000 annually for similar experiments, investigations, and tests of foreign woods and forest products important to the industries of the United States, including necessary field work in connection therewith.

Wood and wood products.

Amount for tests, etc., of physical and chemical properties, pulp and paper making, etc.

Additional for tests, etc., of foreign woods, etc.

Timber and other forest products.  
Cooperation authorized with States for survey of present, and prospective requirements for, etc.

Amount annually authorized.  
*Proviso.*  
Total appropriation limited.  
*Post*, p. 1205.

Reforestation.  
Amount authorized for investigations of costs and returns, and possibility of profitable, timber growing, etc.  
*Post*, p. 1205.

SEC. 9. That the Secretary of Agriculture is hereby authorized and directed, under such plans as he may determine to be fair and equitable, to cooperate with appropriate officials of each State of the United States, and either through them or directly with private and other agencies, in making a comprehensive survey of the present and prospective requirements for timber and other forest products in the United States, and of timber supplies, including a determination of the present and potential productivity of forest land therein, and of such other facts as may be necessary in the determination of ways and means to balance the timber budget of the United States. There is hereby authorized to be appropriated annually, out of any money in the Treasury not otherwise appropriated, not more than \$250,000: *Provided*, That the total appropriation of Federal funds under this section shall not exceed \$3,000,000.

SEC. 10. That for such investigations of costs and returns and the possibility of profitable reforestation under different conditions in the different forest regions, of the proper function of timber growing in diversified agriculture and in insuring the profitable use of marginal land, in mining, transportation, and in other industries, of the most effective distribution of forest products in the interest of both consumer and timber grower, and for such other economic investigations of forest lands and forest products as may be necessary, there is hereby authorized to be appropriated annually, out of any money in the Treasury not otherwise appropriated, not more than \$250,000.

Approved, May 22, 1928.

May 22, 1928.

[H. 3793.]

[Public, No. 467.]

CHAP. 679.—An Act Authorizing the Saint Croix Interstate Bridge Company, its successors and assigns, to construct, maintain, and operate a bridge across the Saint Croix River near Grantsburg, Wisconsin.

Saint Croix River.  
Saint Croix Interstate Bridge Company may bridge, near Grantsburg, Wis.

*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 Saint Croix Interstate Bridge Company, of Grantsburg, State of Wisconsin, its successors and assigns, is hereby authorized to construct, maintain, and operate a bridge and approaches thereto across the Saint Croix River, at a point suitable to the interests of navigation, at or near the Grantsburg Road, near the village of Grantsburg, State of Wisconsin, 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.

Construction.  
Vol. 34, p. 84.

Right to acquire real estate, etc., for location, approaches, etc.

SEC. 2. There is hereby conferred upon the Saint Croix Interstate Bridge Company, its successors and assigns, 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 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.

Condemnation proceedings.

Tolls authorized.

SEC. 3. The said Saint Croix Interstate Bridge Company, 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 the authority contained in the Act of March 23, 1906.

Vol. 34, p. 85.

SEC. 4. After the completion of such bridge, as determined by the Secretary of War, either the State of Wisconsin, the State of Minnesota, any public agency or 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, 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 twenty 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 good will, 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 10 per centum of the sum of the cost of constructing the bridge and its approaches and acquiring such interest in real property; and (4) actual expenditures for necessary improvements.

Acquisition authorized, after completion, by Wisconsin, Minnesota, etc.

Compensation if acquired by condemnation.

Limitations.

Tolls under State, etc., operation.

SEC. 5. 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 4 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, or the rates of toll shall thereafter be so adjusted as to provide a fund of not to exceed the amount necessary for the proper maintenance, repair, and operation of the bridge and its approaches under economical management. 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.

Rates applied to operation, sinking fund, etc.

Maintenance as free bridge, etc., after amortizing costs, etc.

Record of expenditures and receipts.

SEC. 6. The Saint Croix Interstate Bridge Company, 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 Wisconsin and Minnesota 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 Saint Croix Interstate Bridge Company, its successors and assigns, shall make available all of its records in connection with the

Sworn statement of construction costs to be filed after completion.

Examination by Secretary of War.

Findings of Secretary  
conclusive.

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 4 of this Act, subject only to review in a court of equity for fraud or gross mistake.

Right to sell, etc.,  
conferred.

SEC. 7. The right to sell, assign, transfer, and mortgage all the rights, powers, and privileges conferred by this Act is hereby granted to the Saint Croix Interstate Bridge Company, 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.

Amendment.

SEC. 8. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, May 22, 1928.

May 22, 1928.

[S. 4216.]

[Public, No. 468.]

**CHAP. 680.**—An Act To authorize the adjustment and settlement of claims for armory drill pay.

National Guard.  
Adjustment of ar-  
mory drill pay directed.  
Vol. 39, p. 199; Vol.  
41, p. 1034; Vol. 43, p.  
363.  
*Post*, p. 1649.

*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 adjust and settle claims for pay for services rendered during the fiscal years 1917, 1918, and 1919, or any portion thereof, for which appropriations are now being made pursuant to sections 67 and 92 of the National Defense Act, approved June 3, 1916, as amended, and certify such settlements to Congress from time to time.

Approved, May 22, 1928.

May 22, 1928.

[S. 4345.]

[Public, No. 469.]

**CHAP. 681.**—An Act Authorizing the Interstate Bridge Company, its successors and assigns, to construct, maintain, and operate a bridge across the Missouri River at or near Kansas City, Kansas.

Missouri River.  
Interstate Bridge  
Company may bridge,  
at Kansas City, Kans.

*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 Interstate Bridge Company, its successors and assigns, be, and is hereby, authorized to construct, maintain, and operate a bridge and approaches thereto across the Missouri River, at a point suitable to the interests of navigation, at or near Kansas City, Kansas, 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.

Construction.  
Vol. 34, p. 84.  
*Post*, p. 1530.

Right to acquire real  
estate, etc., for location,  
approaches, etc.

SEC. 2. There is hereby conferred upon the Interstate Bridge Company, its successors and assigns, 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 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.

Condemnation pro-  
ceedings.

SEC. 3. The said Interstate Bridge Company, 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 the authority contained in the Act of March 23, 1906.

Tolls authorized.

Vol. 34, p. 85.

SEC. 4. After the completion of such bridge, as determined by the Secretary of War, either the State of Kansas, the State of Missouri, any public agency or 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, 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 twenty 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 good will, 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 10 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 authorized, after completion, by Kansas, Missouri, etc.

Compensation if acquired by condemnation.

Limitations.

SEC. 5. 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 4 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, or the rates of toll shall thereafter be so adjusted as to provide a fund of not to exceed the amount necessary for the proper maintenance, repair, and operation of the bridge and its approaches under economical management. 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.

Tolls under State, etc., operation.

Rates applied to operation, sinking fund, etc.

Maintenance as free bridge, etc., after amortizing costs.

Record of expenditures and receipts.

SEC. 6. The Interstate Bridge Company, 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 Kansas and Missouri, 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

Sworn statement of construction costs, etc., to be filed after completion.

Examination by Secretary of War.

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 Interstate Bridge Company, 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 4 of this Act, subject only to review in a court of equity for fraud or gross mistake.

Findings of Secretary  
conclusive.

Right to sell, etc.,  
conferred.

SEC. 7. The right to sell, assign, transfer, and mortgage all the rights, powers, and privileges conferred by this Act is hereby granted to the Interstate Bridge Company, 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.

Amendment.

SEC. 8. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, May 22, 1928.

May 22, 1928.  
[S. 4357.]  
[Public, No. 470.]

CHAP. 682.—An Act Authorizing Henry Horsey, Winfield Scott, A. L. Ballegoin, and Frank Schee, their heirs, legal representatives, and assigns, to construct, maintain, and operate a bridge across the Des Moines River at or near Croton, Iowa.

Des Moines River.  
Henry Horsey, etc.,  
may bridge, at Croton,  
Iowa.

*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, Henry Horsey, Winfield Scott, A. L. Ballegoin, and Frank Schee, their heirs, legal representatives, and assigns, be, and are hereby, authorized to construct, maintain, and operate a bridge and approaches thereto across the Des Moines River, at a point suitable to the interests of navigation, at or near Croton, Iowa, 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 condition and limitations contained in this Act.

Construction.  
Vol. 34, p. 84.  
Post, p. 1535.

Right to acquire real  
estate, etc., for location,  
approaches, etc.

SEC. 2. There is hereby conferred upon Henry Horsey, Winfield Scott, A. L. Ballegoin, and Frank Schee, their heirs, legal representatives, and assigns, 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 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.

Condemnation pro-  
ceedings.

Tolls authorized.

SEC. 3. The said Henry Horsey, Winfield Scott, A. L. Ballegoin, and Henry Schee, their heirs, legal representatives and assigns, are hereby authorized to fix and charge tolls for transit over such bridge, and the rates of toll so fixed shall be the legal rates until changed by the Secretary of War under the authority contained in the Act of March 23, 1906.

Vol. 34, p. 85.

Acquisition author-  
ized, after completion,  
by Iowa, Missouri, etc.

SEC. 4. After the completion of such bridge, as determined by the Secretary of War, either the State of Iowa, the State of Missouri, any public agency or 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, 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 ten 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 good will, 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 10 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.

Compensation if acquired by condemnation.

Limitations.

Tolls under State, etc., operation.

Rates applied to operation, sinking fund, etc.

SEC. 5. 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 4 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 ten 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, or the rates of toll shall thereafter be so adjusted as to provide a fund of not to exceed the amount necessary for the proper maintenance, repair, and operation of the bridge and its approaches under economical management. 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.

Maintenance as free bridge, etc., after amortizing costs.

Record of expenditures and receipts.

SEC. 6. The said Henry Horsey, Winfield Scott, A. L. Ballegoin, and Frank Schee, their heirs, legal representatives, 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 Iowa and Missouri, 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 Henry Horsey, Winfield Scott, A. L. Ballegoin, and Frank Schee, their heirs, legal representatives, and assigns, shall make available all of their 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

Sworn statement of construction costs, etc., to be filed after completion.

Examination by Secretary of War.

Findings of Secretary conclusive.

for the purposes mentioned in section 4 of this Act, subject only to review in a court of equity for fraud or gross mistake.

Right to sell, etc., conferred.

SEC. 7. The right to sell, assign, transfer, and mortgage all the rights, powers, and privileges conferred by this Act is hereby granted to Henry Horsey, Winfield Scott, A. L. Ballegoin, and Frank Schee, their heirs, legal representatives, 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.

Amendment.

SEC. 8. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, May 22, 1928.

May 22, 1928.

[S. 4381]

[Public, No. 471.]

**CHAP. 683.**—An Act Authorizing H. A. Rinder, his heirs, legal representatives, and assigns, to construct, maintain, and operate a bridge across the Missouri River at or near Niobrara, Nebraska.

Missouri River.  
H. A. Rinder may  
bridge, at Niobrara,  
Nebr.

*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, H. A. Rinder, his heirs, legal representatives, and assigns, be, and is hereby, authorized to construct, maintain, and operate a bridge and approaches thereto across the Missouri River, at a point suitable to the interests of navigation, at or near Niobrara, Nebraska, 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.

Construction.

Vol. 34, p. 84.

Post, p. 1562.

Right to acquire real  
estate, etc., for location,  
approaches, etc.

SEC. 2. There is hereby conferred upon H. A. Rinder, his heirs, legal representatives, and assigns, 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 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.

Condemnation pro-  
ceedings.

Tolls authorized.

SEC. 3. The said H. A. Rinder, his heirs, legal representatives, 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 the authority contained in the Act of March 23, 1906.

Vol. 34, p. 85.

Acquisition author-  
ized, after completion,  
by Nebraska, South  
Dakota, etc.

SEC. 4. After the completion of such bridge, as determined by the Secretary of War, either the State of Nebraska, the State of South Dakota, any public agency or 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, 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 twenty years after the completion of such bridge the same is acquired by condemnation or expropria-

Compensation, if ac-  
quired by condemna-  
tion.

tion, the amount of damages or compensation to be allowed shall not include good will, 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 10 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.

Sec. 5. 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 4 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, or the rates of toll shall thereafter be so adjusted as to provide a fund of not to exceed the amount necessary for the proper maintenance, repair, and operation of the bridge and its approaches under economical management. 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.

Sec. 6. H. A. Rinder, his heirs, legal representatives, 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 Nebraska and South Dakota, 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 H. A. Rinder, his heirs, legal representatives, and assigns, shall make available all of his 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 4 of this Act, subject only to review in a court of equity for fraud or gross mistake.

Sec. 7. The right to sell, assign, transfer, and mortgage all the rights, powers, and privileges conferred by this Act is hereby granted to H. A. Rinder, his heirs, legal representatives, 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.

Limitations.

Tolls under State, etc., operation.

Rates applied to operation, sinking fund, etc.

Maintenance as free bridge, etc., after amortizing costs.

Record of expenditures and receipts.

Sworn statement of construction costs, etc., to be filed after completion.

Examination by Secretary of War.

Findings of Secretary conclusive.

Right to sell, etc., conferred.

Amendment.

SEC. 8. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, May 22, 1928.

May 22, 1928.

[H. R. 457.]

[Public, No. 472.]

**CHAP. 684.**—An Act To create a board of local inspectors, Steamboat Inspection Service, at Hoquiam, Washington.

Steamboat Inspection Service.  
Hoquiam, Wash.  
Board of local inspectors created at.  
Additional allowances.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That a board of local inspectors, Steamboat Inspection Service, consisting of a local inspector of hulls and a local inspector of boilers, be, and is hereby, created at the port of Hoquiam, Washington. Such inspector of hulls and inspector of boilers shall each be entitled, in addition to his authorized pay and traveling allowances, to his actual and reasonable expenses for transportation of instruments, which shall be certified and sworn to under such instructions as shall be given by the Secretary of Commerce.

Approved, May 22, 1928.

May 22, 1928.

[H. R. 5548.]

[Public, No. 473.]

**CHAP. 685.**—An Act To authorize payment of six months' death gratuity to dependent relative of officers, enlisted men, or nurses whose death results from wounds or disease not resulting from their own misconduct.

Navy.  
Vol. 41, p. 824, amended.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the provision contained in the Act approved June 4, 1920 (Forty-first Statutes at Large, page 824; section 943, title 34, United States Code), is hereby amended to read as follows:

Allowance for death in service.

U. S. Code, p. 1143, amended.

Six month's pay to widow, child, or dependent relative.

“943. ALLOWANCE ON DEATH OF OFFICER OR ENLISTED MAN OR NURSE, TO WIDOW, CHILD, OR DEPENDENT RELATIVE.—Immediately upon official notification of the death from wounds or disease, not the result of his or her own misconduct, of any officer, enlisted man, or nurse on the active list of the regular Navy or regular Marine Corps, or on the retired list when on active duty, the Paymaster General of the Navy shall cause to be paid to the widow, and if there be no widow to the child or children, and if there be no widow or child, to any other dependent relative of such officer, enlisted man, or nurse previously designated by him or her, an amount equal to six months' pay at the rate received by such officer, enlisted man, or nurse at the date of his or her death. The Secretary of the Navy shall establish regulations requiring each officer and enlisted man or nurse having no wife or child to designate the proper dependent relative to whom this amount shall be paid in case of his or her death. Said amount shall be paid from funds appropriated for the pay of the Navy and pay of the Marine Corps, respectively: *Provided*, That if there be no widow, child, or previously designated dependent relative, the Secretary of the Navy shall cause the amount herein provided to be paid to any grandparent, parent, sister, or brother shown to have been actually dependent upon such officer, enlisted man, or nurse prior to his or her death, and the determination of such fact by the Secretary of the Navy shall be final and conclusive upon the accounting officers of the Government: *Provided*, That nothing in this section or in other existing legislation shall be construed as making the provisions of this section applicable to officers, enlisted men, or nurses of any forces of the Navy of the United States other than those of the regular Navy and Marine Corps, and nothing in this section shall be construed to apply in commissioned grades to any officers except those holding permanent or probationary ap-

Beneficiary to be designated.

Funds available.

*Precisos.*  
Grandparent, etc., if no widow, child, etc., designated.

Applicable only to regular Navy and Marine Corps.

pointments in the Regular Navy or Marine Corps, *Provided*, That the provisions of this section shall apply to the officers and enlisted men of the Coast Guard, and the Secretary of the Treasury will cause payment to be made accordingly."

Approved, May 22, 1928.

Provisions applicable to Coast Guard.

**CHAP. 686.**—An Act To add certain lands to the Montezuma National Forest, Colorado, and for other purposes.

May 22, 1928.  
[H. R. 6854.]  
[Public, No. 474.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That the following-described lands be, and the same are hereby, included in and made a part of the Montezuma National Forest, subject to all prior valid, adverse rights, and that said land shall hereafter be subject to all the laws affecting national forests:

Public lands.  
Added to Montezuma National Forest, Colo.

Southwest quarter section 16, southeast quarter section 17, sections 19, 20, 21, 22, southwest quarter section 25, sections 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, township 42 north, range 17 west; east half section 8, sections 9, 10, 15, east half and northwest quarter section 16, northeast quarter section 17, east half section 21, sections 22, 23, 24, 25, 26, 27, east half section 28, east half section 33, sections 34, 35, 36, township 42 north, range 18 west; and sections 1, 2, and 3 of township 41 north, range 18 west, all from the New Mexico principal meridian.

Description.

**SEC. 2.** The Secretary of the Interior is hereby directed to determine, from the official records of the General Land Office, the number of acres of public land in the tracts described in section 1 of this Act, and to compute the value thereof at the rate of \$1.25 per acre, and he shall certify the computed value of said lands to the Secretary of the Treasury.

Determination of area.

Value to be certified to Secretary of Treasury.

**SEC. 3.** The Secretary of the Treasury is hereby directed to place to the credit of the confederated bands of Ute Indians for their benefit, as provided in the Act of Congress approved June 15, 1880 (Twenty-first Statutes at Large, page 199), the amount certified to him by the Secretary of the Interior under section 2 hereof, which amount shall be taken from the unobligated portion of the net receipts from the Montezuma National Forest, beginning with the fiscal year in which this Act is approved.

Confederated bands of Utes.  
Amount to be credited to benefit of.  
Vol. 21, p. 199.

From receipts of the forest.

Approved, May 22, 1928.

**CHAP. 687.**—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 the mechanic arts," approved July 2, 1862, and all Acts supplementary thereto, and the United States Department of Agriculture.

May 22, 1928.  
[H. R. 9495.]  
[Public, No. 475.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That in order to further develop the cooperative extension system as inaugurated under the Act entitled "An Act to provide for cooperative agricultural extension work between the agricultural colleges in the several States receiving the benefits of the Act of Congress approved July 2, 1862, and all Acts supplementary thereto, and the United States Department of Agriculture," approved May 8, 1914, there is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, for the purpose of paying the expenses of the cooperative extension work in agriculture and home economics,

Agricultural extension work.  
Further cooperation of State colleges and Agricultural Department in.  
Vol. 33, p. 372.  
Post, p. 1193.

Work in agriculture and home economics, etc.  
Amount authorized annually.

Payment annually on assent of legislature.

Assent of governor if legislature not in session.

Additional increasing appropriations.

Conditions.

Vol. 38, p. 372.

County agent to develop extension system, with men, women, boys, and girls.

Fair proportion of men and women.

Agricultural trains.

Sums in addition to, and not substitute for, former Act.  
Vol. 38, p. 372.  
Ante, p. 543.

and the necessary printing and distributing of information in connection with the same, the sum of \$980,000 for each year, \$20,000 of which shall be paid annually, in the manner hereinafter provided, to each State and the Territory of Hawaii which shall by action of its legislature assent to the provisions of this Act. The payment of such installments of the appropriations hereinbefore made as shall become due to any State or Territory before the adjournment of the regular session of the legislature meeting next after the passage of this Act may, in the absence of prior legislative assent, be made upon the assent of the governor thereof, duly certified to the Secretary of the Treasury. There is hereby authorized to be appropriated for the fiscal year following that in which the foregoing appropriation first becomes available, and for each year thereafter, the sum of \$500,000. The additional sums appropriated under the provisions of this Act shall be subject to the same conditions and limitations as the additional sums appropriated under such Act of May 8, 1914, except that (1) at least 80 per centum of all appropriations under this Act shall be utilized for the payment of salaries of extension agents in counties of the several States to further develop the cooperative extension system in agriculture and home economics with men, women, boys, and girls; (2) funds available to the several States and the Territory of Hawaii under the terms of this Act shall be so expended that the extension agents appointed under its provisions shall be men and women in fair and just proportions; (3) the restriction on the use of these funds for the promotion of agricultural trains shall not apply.

SEC. 2. The sums appropriated under the provisions of this Act shall be in addition to, and not in substitution for, sums appropriated under such Act of May 8, 1914, or sums otherwise annually appropriated for cooperative agricultural extension work.

Approved, May 22, 1928.

May 22, 1928.  
[H. R. 11621]  
[Public, No. 476.]

CHAP. 688.—An Act To authorize the Secretary of the Navy to advance public funds to naval personnel under certain conditions.

Navy.  
Advance to personnel to meet expenses on emergency shore duty.

Proviso.  
Limit.

*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, in accordance with such regulations as may be approved by the President, to advance public funds to naval personnel when required to meet expenses of officers and men detailed on emergency shore duty: *Provided,* That the funds so advanced shall not exceed a reasonable estimate of the actual expenditures to be made and for which reimbursement is authorized by law.

Approved, May 22, 1928.

May 22, 1928.  
[H. R. 11724.]  
[Public, No. 477.]

CHAP. 689.—An Act To provide for the paving of the Government road, known as the Ringgold Road, extending from Chickamauga and Chattanooga National Military Park, in the State of Georgia, to the town of Ringgold, Georgia, constituting an approach road to the Chickamauga and Chattanooga National Military Park.

Ringgold Road, Ga.  
Amount authorized for paving, an approach to Chickamauga and Chattanooga Military Park.  
Post, p. 930.

*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 improve and pave the Government road, known as the Ringgold Road, commencing at the Chickamauga and Chattanooga National Military Park and extending to Ringgold, Georgia, in the length of approximately seven and eight-tenths miles;

for which an appropriation of not to exceed \$117,000 is hereby authorized out of any money in the Treasury not otherwise appropriated: *Provided*, That no part of the appropriation herein authorized shall be available until the State of Georgia or any county or municipality or local subdivision thereof, or any State or county or municipal highway commission or equivalent public authority, shall contribute at least an equal amount for the same purpose and the Secretary of War is hereby authorized to expend such sum as may be contributed by said local interests concurrently with the appropriation herein authorized in the improvement and pavement of said road: *Provided further*, That should the State of Georgia or any county or municipality or legal subdivision thereof, or any State or county or municipal highway commission, or equivalent public authority desire that the position of said road be changed in any particular from the present Government-owned right of way, and should such local authorities acquire title to the land necessary to effect such changes, the Secretary of War may expend the funds herein authorized for the improvement and pavement of such road as changed: *And provided further*, That no part of the appropriation herein authorized shall be expended until the State of Georgia or the counties or municipalities thereof concerned have accepted title to the present Government-owned road known as Ringgold Road and have obligated themselves in writing to the satisfaction of the Secretary of War that they will maintain said road as built under the provisions of the Act approved March 3, 1925 (Forty-third Statutes at Large, page 1104), immediately upon the completion of such improvements as may be made under this appropriation.

Approved, May 22, 1928.

*Provisos.*  
Equal amount to be contributed by Georgia, etc.

To be expended by Secretary of War.

Changes in position permitted.

Acceptance of road by Georgia, etc., and its maintenance after completion, required.

Vol. 43, p. 1104.

**CHAP. 690.**—Joint Resolution Authorizing the President of the United States to accept a monumental urn to be presented by the Republic of Cuba, and providing for its erection on an appropriate site on the public grounds in the city of Washington, District of Columbia.

*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 to accept as a gift from the Republic of Cuba, a monumental urn which shall be erected on a site on the public grounds of the United States in the city of Washington, District of Columbia, other than those of the Capitol, the Library of Congress, the White House, or the grounds south of the White House: *Provided*, That the site shall be chosen by the Director of Public Buildings and Public Parks of the National Capital with the approval of the Joint Committee on the Library of Congress and the National Commission of Fine Arts: *Provided further*, That the urn shall be erected under the direction and supervision of the said Director of Public Buildings and Public Parks, and there is hereby authorized to be appropriated, out of any money in the Treasury of the United States not otherwise appropriated, a sufficient sum to cover the entire cost of the erection and dedication of the said urn.

Approved, May 22, 1928.

May 22, 1928.  
[S. J. Res. 125.]  
[Pub. Res., No. 49.]

Cuba.  
Acceptance of a monumental urn from, to be erected on public grounds in Washington, D. C.

*Provisos.*  
Site to be chosen.

Supervision of erection.

Sum authorized for erection, etc.

**CHAP. 704.**—An Act To amend sections 57 and 61 of the Act entitled "An Act to amend and consolidate the Acts respecting copyright," approved March 4, 1909.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That sections 57 and 61 of the Act entitled "An Act to amend and consolidate the Acts

May 23, 1928.  
[H. R. 6104.]  
[Public, No. 478.]

Copyrights.

Catalogues of copy-  
right entries.

Distribution of, as is-  
sued, to Federal offi-  
cials.

Vol. 35, p. 1086,  
amended.

U. S. Code, p. 455.

Sales in whole or in  
part.

Consolidated cata-  
logues and indexes sup-  
plied by Superintend-  
ent of Documents.

Fees.

Vol. 35, p. 1087,  
amended.

U. S. Code, p. 456.

Provisions.

Unpublished works,  
etc., not for sale.

Vol. 35, p. 1087.

Single registration fee  
for same book.

Effective July 1, 1928.

respecting copyright," approved March 4, 1909 (section 57 and section 61, title 17, United States Code), be, and the same are hereby, amended so as to read as follows:

"SEC. 57. That the said printed current catalogues as they are issued shall be promptly distributed by the copyright office to the collectors of customs of the United States and to the postmasters of all exchange offices of receipt of foreign mails, in accordance with revised lists of such collectors of customs and postmasters prepared by the Secretary of the Treasury and the Postmaster General, and they shall also be furnished in whole or in part to all parties desiring them at a price to be determined by the register of copyrights for each part of the catalogue not exceeding \$10 for the complete yearly catalogue of copyright entries. The consolidated catalogues and indexes shall also be supplied to all persons ordering them at such prices as may be determined to be reasonable, and all subscriptions for the catalogues shall be received by the Superintendent of Public Documents, who shall forward the said publications; and the moneys thus received shall be paid into the Treasury of the United States and accounted for under such laws and Treasury regulations as shall be in force at the time.

"SEC. 61. That the register of copyrights shall receive, and the persons to whom the services designated are rendered shall pay, the following fees: For the registration of any work subject to copyright, deposited under the provisions of this Act, \$2, which sum is to include a certificate of registration under seal: *Provided*, That in the case of any unpublished work registered under the provisions of section 11, the fee for registration with certificate shall be \$1, and in the case of a published photograph the fee shall be \$1 where a certificate is not desired. For every additional certificate of registration made, \$1. For recording and certifying any instrument of writing for the assignment of copyright, or any such license specified in section 1, subsection (e), or for any copy of such assignment or license, duly certified, \$2 for each copyright office record-book page or additional fraction thereof over one-half page. For recording the notice of user or acquiescence specified in section 1, subsection (e), \$1 for each notice of not more than five titles. For comparing any copy of an assignment with the record of such document in the copyright office and certifying the same under seal, \$2. For recording the renewal of copyright provided for in sections 23 and 24, \$1. For recording the transfer of the proprietorship of copyrighted articles, 10 cents for each title of a book or other article, in addition to the fee prescribed for recording the instrument of assignment. For any requested search of copyright office records, indexes, or deposits, \$1 for each hour of time consumed in making such search: *Provided*, That only one registration at one fee shall be required in the case of several volumes of the same book deposited at the same time."

SEC. 2. This Act shall go into effect on July 1, 1928.

Approved, May 23, 1928.

May 23, 1928.  
[H. R. 10159.]  
[Public, No. 479.]

CHAP. 705.—An Act Granting pensions and increase of pensions to widows and former widows of certain soldiers, sailors, and marines of the Civil War, and for other purposes.

Widow's pensions.  
Rate for Civil War  
service if married prior  
June 27, 1905, and over  
75 years old.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That the widow or former widow of any person who served in the Army, Navy, or Marine Corps of the United States during the Civil War for ninety days or more, and was honorably discharged from all contracts of



service, or regardless of the length of service was discharged for disability incurred in service and in the line of duty, such widow or former widow having been married to the soldier, sailor, or marine prior to the 27th day of June, 1905, who is now or may hereafter attain the age of 75 years and is pensioned as such widow or former widow under the general pension law, or whose name may hereafter be placed on the pension roll under existing laws, shall be paid a pension at the rate of \$40 a month, but nothing in this Act shall be construed as decreasing the rate of pension granted by any other Act.

SEC. 2. That the pension or increase of the rate of pension herein provided for, as to all persons whose names are now on the pension roll, or who are now in receipt of a pension under existing law, shall commence at the rate herein provided, on the fourth day of the month next after the approval of this Act; and as to persons whose names are not now on the pension roll, or who are not now in receipt of a pension under existing law but who may be entitled to a pension under the general pension laws, such pensions shall commence from the date of filing application therefor in the Bureau of Pensions after the approval of this Act in such form as may be prescribed by the Secretary of the Interior: *Provided*, That the issue of a check in payment of a pension for which the execution and submission of a voucher was not required shall constitute payment in the event of the death of the pensioner on or after the last day of the period covered by such check, and it shall not be canceled, but shall become an asset of the estate of the deceased pensioner.

SEC. 3. That no claim agent, attorney or other person shall demand, receive or accept fees or compensation for the presentation or preparation of any such claim for increase in pension under this Act, or be recognized as agent or attorney in the prosecution or adjudication of a claim for increase under this Act, and any such person who shall violate any of the provisions of this section, or wrongfully withholds from a pensioner the whole or any part of the pension allowed or due a pensioner under this Act, shall be deemed guilty of a misdemeanor, and upon conviction thereof shall, for each and every offense, be fined not to exceed \$500 or imprisonment not to exceed one year, or both, in the discretion of the court.

SEC. 4. That all Acts and parts of Acts in conflict with or inconsistent with the provisions of this Act are hereby modified and amended only so far and to the extent herein specifically provided and stated.

Approved, May 23, 1928.

**CHAP. 706.**—An Act To authorize an appropriation to provide additional hospital, domiciliary, and out-patient dispensary facilities for persons entitled to hospitalization under the World War Veterans' Act, 1924, as amended, and for other purposes.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That in order to provide sufficient hospital, domiciliary, and out-patient dispensary facilities to care for the increasing load of mentally afflicted World War veterans and to enable the United States Veterans' Bureau to care for its beneficiaries in Veterans' Bureau hospitals rather than in contract temporary facilities and other institutions, the Director of the United States Veterans' Bureau, subject to the approval of the President, is hereby authorized to provide additional hospital, domiciliary, and out-patient dispensary facilities for persons entitled to hospitalization under the World War Veterans' Act, 1924, as

Commencement, if now on pension roll.

Of new applicants.

*Provided.*  
Payment of check issued to pensioner on day of death.

Fees, etc., prohibited.

Punishment for violations.

Inconsistent laws modified.

May 23, 1928.  
[H. R. 12821.]  
[Public, No. 480.]

Hospital, etc., facilities for mentally afflicted, etc., Veterans' Bureau beneficiaries. Additional facilities to be provided in Bureau hospitals.

Purchase of existing plants, construction on sites owned or acquired, etc.

Hospitals, domiciliary, and out-patient dispensary facilities, equipment, etc., included.

Accommodations for personnel, recreational centers, etc.

Acceptance of donations.

Construction requirements, etc.

Technical, etc., services for construction purposes authorized.

Amount authorized to be appropriated.  
Post, pp. 889, 1247.

Allowance for technical assistants, etc.

Acceptance authorized of suitable buildings, grounds, etc., from States, corporations, individuals, etc.

Garages for privately owned automobiles, of hospital personnel, to be built, etc.

Legion, Tex.  
Sale of portion of hospital reservation at.

amended, by purchase, replacement, and remodeling, or extension of existing plants, and by construction on sites now owned by the Government or on sites to be acquired by purchase, condemnation, gift, or otherwise, of such hospitals, domiciliary, and out-patient dispensary facilities, to include the necessary buildings and auxiliary structures, mechanical equipment, approach work, roads, and track-age facilities leading thereto; vehicles, livestock, furniture, equipment, and accessories; and also to provide accommodations for officers, nurses, and attending personnel; and also to provide proper and suitable recreational centers; and the Director of the United States Veterans' Bureau is authorized to accept gifts or donations for any of the purposes named herein. Such hospital and domiciliary plants to be constructed shall be of fireproof construction, and existing plants purchased shall be remodeled to be fireproof, and the location and nature thereof, whether for domiciliary care or the treatment of tuberculosis, neuropsychiatric, or general medical and surgical cases, shall be in the discretion of the Director of the United States Veterans' Bureau, subject to the approval of the President.

SEC. 2. The construction of new hospitals, domiciliary facilities or dispensaries, or the replacement, extension, alteration, remodeling, or repair of all hospitals, domiciliary facilities or dispensaries heretofore or hereafter constructed shall be done in such manner as the President may determine, and he is authorized to require the architectural, engineering, constructing, or other forces of any of the departments of the Government to do or assist in such work, and to employ individuals and agencies not now connected with the Government, if in his opinion desirable, at such compensation as he may consider reasonable.

SEC. 3. For carrying into effect the preceding sections relating to additional hospitals and domiciliary and out-patient dispensary facilities there is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, the sum of \$15,000,000, to be immediately available and to remain available until expended. That not to exceed 3 per centum of this sum shall be available for the employment in the District of Columbia and in the field of necessary technical and clerical assistants at the customary rates of compensation, exclusively to aid in the preparation of the plans and specifications for the projects authorized herein and for the supervision of the execution thereof, and for traveling expenses, field-office equipment, and supplies in connection therewith.

SEC. 4. The President is further authorized to accept from any State or other political subdivision, or from any corporation, association, individual or individuals, any building, structure, equipment, or grounds suitable for the care of the disabled, with due regard to fire or other hazards, state of repair, and all other pertinent considerations, and to designate what department, bureau, board, commission, or other governmental agency shall have the control and management thereof.

SEC. 5. The director is hereby authorized to construct and maintain on hospital reservations of the bureau garages for the accommodation of privately owned automobiles of employees at such hospitals. Employees using such garages shall make such reimbursement therefor as the director may deem reasonable. Money received from the use of such garages shall be covered into the Treasury of the United States as miscellaneous receipts.

SEC. 6. The Director of the United States Veterans' Bureau is hereby authorized to sell at private sale not more than fifty acres of the hospital reservation of the United States Veterans' Hospital

Numbered 93, Legion, Texas, the size, price, and location thereof to be determined by the director.

SEC. 7. The Director of the United States Veterans' Bureau is hereby authorized to have appraised and, after advertisement, to sell to the highest bidder or bidders, as a whole or in parcels in his discretion and on such terms as he may deem proper, the United States Veterans' Bureau Hospital reservation in the county of Dekalb, State of Georgia, acquired by the United States by deed dated April 15, 1920, and to make, execute, and deliver all needful conveyances. The director shall have the right to reject any and all bids. The net proceeds of such sale or sales shall be covered into the Treasury of the United States as miscellaneous receipts.

Dekalb County, Ga.  
Appraisal and sale of  
hospital reservation, et.

SEC. 8. Section 4 of the Act entitled "An Act to authorize an appropriation to provide additional hospital and out-patient dispensary facilities for persons entitled to hospitalization under the World War Veterans' Act, 1924," approved March 3, 1925 (United States Code, title 38, section 438), is hereby repealed.

Restriction on build-  
ings repealed.  
Vol. 43, p. 1213 re-  
pealed.  
U. S. Code, p. 1217.

Approved, May 23, 1928.

CHAP. 707.—An Act To reserve certain lands on the public domain in Valencia County, New Mexico, for the use and benefit of the Acoma Pueblo Indians.

May 23, 1928.  
[H. R. 11479.]  
[Public, No. 481.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That all vacant, unappropriated, and undisposed of lands within township 7 north, ranges 7 and 8 west, and fractional township 8 north, range 8 west, New Mexico principal meridian, in New Mexico, be, and they are hereby, reserved for the sole use and occupancy of the Indians of the Acoma Pueblo: *Provided,* That the rights and claims of any bona fide settler initiated under the public land laws prior to October 3, 1927, the date of withdrawal of the lands from all forms of entry, shall not be affected by this Act.

Acoma Pueblo In-  
dians.  
Lands in New Mex-  
ico reserved for use of.

*Proviso.*  
Existing rights not  
affected.

Approved, May 23, 1928.

CHAP. 708.—An Act To provide for the construction or purchase of one heavy seagoing Air Corps retriever for the War Department.

May 23, 1928.  
[H. R. 10365.]  
[Public, No. 482.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That there is hereby authorized to be appropriated not to exceed \$40,000 to be expended by the Secretary of War for the construction or purchase of one heavy seagoing Air Corps retriever for use at France Field, Canal Zone.

Army.  
Sum authorized for  
a heavy seagoing Air  
Corps retriever, at  
France Field, Canal  
Zone.

Approved, May 23, 1928.

CHAP. 709.—An Act To provide for the construction or purchase of two motor mine yawls for the War Department.

May 23, 1928  
[H. R. 10364.]  
[Public, No. 483.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That there is hereby authorized to be appropriated not to exceed \$10,000 to be expended by the Secretary of War for the construction or purchase of two motor mine yawls for replacement purposes, at a cost not to exceed \$5,000 each.

Army.  
Sum authorized for  
two motor mine yawls.

Approved, May 23, 1928.

May 23, 1928.  
[H. R. 10363.]  
[Public, No. 484.]

Army.  
Sum authorized for  
two L boats.

**CHAP. 710.**—An Act To provide for the construction or purchase of two L boats for the War Department.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That there is hereby authorized to be appropriated not to exceed \$50,000 to be expended by the Secretary of War for the construction or purchase of two L boats, for replacing boats of a similar type destroyed, at a cost not to exceed \$25,000 each.

Approved, May 23, 1928.

May 23, 1928.  
[H. R. 8563.]  
[Public, No. 485.]

Battle of Brandywine.  
Sum authorized for  
tablet at Lititz, Pa., to  
mark burial place of  
Revolutionary soldiers  
wounded at.  
*Post*, p. 1666.

*Proviso.*  
Site to be acquired  
by Lititz.

Design by American  
citizen.

**CHAP. 711.**—An Act Authorizing an appropriation of \$2,500 for the erection of a tablet or marker at Lititz, Pennsylvania, to commemorate the burial place of one hundred and ten American soldiers who were wounded in the Battle of Brandywine and died in the military hospital at Lititz.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the sum of \$2,500, or so much thereof as may be necessary, is hereby authorized to be appropriated, to be expended under the direction of the Secretary of War, in the erection of an appropriate tablet or marker at or near the spot in or near the borough of Lititz, in Pennsylvania, where one hundred and ten American soldiers of the Revolution, who were wounded in the Battle of Brandywine and were cared for in the military hospital at Lititz, lie buried: *Provided*, That the site on which the proposed tablet or marker is to be erected shall be acquired by the borough of Lititz.

**SEC. 2.** The design of said marker or tablet shall be the work of an artist who is a citizen of the United States.

Approved, May 23, 1928.

May 23, 1928.  
[H. R. 9965.]  
[Public, No. 486.]

Battle of Kettle  
Creek, Ga.  
Sum authorized for  
tablet on site of, in  
Revolutionary War.  
*Post*, p. 1378.

**CHAP. 712.**—An Act To erect a tablet or marker to mark the site of the Battle of Kettle Creek, in Wilkes County, Georgia, where, on February 14, 1779, Elijah Clarke, of Georgia, and Colonel Pickens, of South Carolina, overtook the Tories under Colonel Boyd, killing him and many of his followers, thus ending British dominion in Georgia.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the sum of \$2,500 be, and is hereby, authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, for the purpose of erecting a tablet or marker on the grounds of the Battle of Kettle Creek, in Wilkes County, Georgia, where, on February 14, 1779, Elijah Clarke, of Georgia, and Colonel Pickens, of South Carolina, overtook the Tories under Colonel Boyd, killing him and many of his followers, thus ending British dominion in Georgia, said tablet or marker to be placed on the portion of this battle ground now owned by the Daughters of the American Revolution, said sum to be dispensed by the Secretary of War after he shall have approved the plans of said tablet or marker.

Approved, May 23, 1928.

May 23, 1928.  
[H. R. 8314.]  
[Public, No. 487.]

Army.  
Vol. 44. p. 1416,  
amended.

**CHAP. 713.**—An Act To amend an Act of Congress approved March 4, 1927 (Public, numbered 795, Sixty-ninth Congress), to provide for appointment as warrant officers of the Regular Army of such persons as would have been eligible therefor but for the interruption of their status, caused by military service rendered by them as commissioned officers during the World War.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of War be, and he hereby is, authorized and directed to appoint as

warrant officers of the Regular Army any persons whose commissioned service in the Army during the World War, added to their service as quartermaster clerk, amounted to twelve years or more of service prior to June 4, 1920, and who were not eligible for appointment as field clerks, Quartermaster Corps, under the provisions of the Act of August 29, 1916, because of the interruption of their twelve years' requisite service as quartermaster clerks to render commissioned service in the World War: *Provided*, That for the purposes of this Act, the period of commissioned service during the World War prior to June 4, 1920, be deemed equivalent to a like period of detached service away from permanent station or duty beyond the continental limits of the United States: *Provided further*, That in determining length of service for longevity pay and retirement they shall be credited with and entitled to count the same military service as authorized for warrant officers, and all classified service rendered as clerks in the military establishment: *Provided further*, That the limitation in the Act of June 30, 1922, on the number of warrant officers, United States Army, shall not apply to the appointees hereunder.

Warrant officers.  
Appointment as, persons whose commission in World War, interrupted requisite Quartermaster Corps service.

Vol. 39, p. 625.

*Provisos.*  
Recognition of World War commission.

Credit of service for longevity pay.

Number limitation not applicable.  
Vol. 42, p. 723.

Approved, May 23, 1928.

**CHAP. 714.**—An Act To authorize the erection at Clinton, Sampson County, North Carolina, of a tablet or marker in commemoration of William Rufus King, former Vice President of the United States.

May 23, 1928.  
[H. R. 7903.]  
[Public, No. 488.]

*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 erect a tablet or marker in commemoration of William Rufus King, former Vice President of the United States, at the place of his birth, Clinton, Sampson County, North Carolina, on ground furnished by such town, after the plans and specifications for such tablet or marker have been submitted to and approved by the Commission of Fine Arts.

William Rufus King.  
Tablet authorized at Clinton, N. C., the birthplace of former Vice President.

Approval of plans.

SEC. 2. There is authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, the sum of \$2,500, or so much thereof as may be necessary, to carry out the provisions of this Act.

Sum authorized to be appropriated.  
Post, p. 1378.

Approved, May 23, 1928.

**CHAP. 715.**—An Act To amend 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."

May 23, 1928.  
[H. R. 5718.]  
[Public, No. 489.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That paragraph 5, section 1, of the Act approved June 10, 1922 (volume 42, Statutes at Large, chapter 212, page 626), 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," be, and the same is hereby, amended to read as follows: "The pay of the fourth period shall be paid to lieutenant colonels of the Army, commanders of the Navy, and officers of corresponding grade who are not entitled to the pay of the fifth or sixth period; to majors of the Army, lieutenant commanders of the Navy, and officers of corresponding grade who have completed fourteen years' service, or whose first appointment in the permanent service was in a grade above that corresponding to second

Army, Navy, etc., pay readjustment.

Vol. 42, p. 626, amended.

Rates of pay.  
Fourth period.  
Grade and service entitling to.

Exemptions.  
Post, p. 788.

Coast Guard.

Provisos.  
Effective July 1, 1926.  
No back pay, etc.

lieutenant in the Army, or who were appointed to the Regular Army to fill vacancies created by the increase of the commissioned personnel thereof in 1920; to captains of the Army, lieutenants of the Navy, and officers of corresponding grade who have completed seventeen years' service, except those whose promotion is limited by law to this grade and who are not entitled under existing law to the pay and allowances of a higher grade; and to lieutenant commanders and lieutenants of the Staff Corps of the Navy, and lieutenant commanders, lieutenants, and lieutenants (junior grade) of the line and engineer corps of the Coast Guard whose total commissioned service equals that of lieutenant commanders of the line of the Navy, drawing the pay of this period." : *Provided*, That this amendment shall be effective from July 1, 1926: *Provided*, That no back pay or allowance shall accrue by reason of the passage of this Act.

Approved, May 23, 1928.

May 23, 1928.  
[S. 3463.]  
[Public, No. 490.]

**CHAP. 716.**—An Act To recognize commissioned service in the Philippine Constabulary in determining rights of officers of the Regular Army.

Army.  
Officers credited with  
service in Philippine  
Constabulary, for re-  
tirement pay, etc.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That in determining the pay period and rights of retirement in the case of officers of the Regular Army, active duty performed as an officer of the Philippine Constabulary shall be credited to the same extent as service under a Regular Army commission or other active duty recognized under the provisions of section 127a of the National Defense Act of June 3, 1916, as amended by the Act of June 4, 1920.

Vol. 41, p. 785.

Approved, May 23, 1928.

May 23, 1928.  
[S. 2542.]  
[Public No. 491.]

**CHAP. 717.**—An Act For the construction of a private conduit across Lincoln Road northeast, in the District of Columbia.

District of Columbia.  
Conduit for power  
transmission author-  
ized across Lincoln  
Road N.E.

*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 they are hereby, authorized to grant permission to Trinity College to lay a conduit for the transmission of power from their power house under and across Lincoln Road northeast, between Michigan Avenue and Fourth Street, in the District of Columbia, into and upon the property of Trinity College, which is located on both sides of Lincoln Road, under the regulations and subject to the limitations prescribed in the Act entitled "An Act regulating permits for private conduits in the District of Columbia," approved May 26, 1900.

Vol. 31, p. 217.

Amendment.

Sec. 2. That Congress reserves the right to alter, amend, or repeal this Act.

Approved, May 23, 1928.

May 23, 1928.  
[S. 2463.]  
[Public, No. 492.]

**CHAP. 718.**—An Act To amend an Act entitled "An Act for the purchase of a tract of land adjoining the United States target range at Auburn, Maine," approved May 19, 1926.

Auburn, Me.  
Vol. 44, p. 565, amend-  
ed.

*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 for the purchase of a tract of land adjoining the United States target range at Auburn, Maine," approved May 19, 1926, is amended by inserting after the figures "\$3,000," where they appear in said Act, the words "and the sum or sums necessary to be expended for the investigation of title, and for the required survey

and plan of said tract of land," so that said Act as amended shall read as follows:

"That the Secretary of War be, and he is hereby, authorized to purchase the tract of land adjoining the United States target range at Auburn, Maine, comprising eighty-four acres, more or less, the property of the heirs of John Barron, for the purpose of adding to said rifle range, and to purchase said property the Secretary of War is authorized to expend a sum not to exceed \$3,000 and the sum or sums necessary to be expended for the investigation of title, and for the required survey and plan of said tract of land, from funds allotted to the State of Maine by the United States from the appropriation 'Arming, equipping, and training the National Guard,' for the fiscal year ending June 30, 1927."

Approved, May 23, 1928.

**CHAP. 719.**—An Act To authorize and direct the survey, construction, and maintenance of a memorial highway to connect Mount Vernon, in the State of Virginia, with the Arlington Memorial Bridge across the Potomac River at Washington.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the United States Commission for the Celebration of the Two Hundredth Anniversary of the Birth of George Washington (hereinafter referred to as the commission), created by Public Resolution Numbered 38, approved December 2, 1924, be, and the same is hereby, authorized and directed to take such steps as may be necessary to construct a suitable memorial highway to connect Mount Vernon, the home and burial place of George Washington, in the State of Virginia, with the south end of the Arlington Memorial Bridge, now being constructed across the Potomac River at the city of Washington, District of Columbia, acting through and by utilizing the services of the United States Department of Agriculture.

**SEC. 2.** That the Secretary of Agriculture is hereby authorized and directed to cooperate with said commission in carrying out the provisions of this Act. He shall cause to be made such surveys as may be deemed necessary of the route, or routes, between the points named in section 1 hereof. The said commission shall determine the route on which said highway shall be constructed. The Secretary of Agriculture shall cause to be prepared such plans, specifications, and estimates for the construction of said highway as may be necessary, which shall include provision for the planting of shade trees and shrubbery and for such other landscape treatment, parking, and ornamental structures as he may prescribe, such plans and specifications to be subject to approval by the commission. He shall advertise for bids and enter into contracts for and supervise the work of constructing said highway.

**SEC. 3.** That the highway authorized to be constructed under the provisions of this Act shall have a right of way of such minimum width as the commission shall determine, and shall be constructed only of such durable type of surfacing as will adequately meet the present and probable future traffic needs and conditions thereon. The Secretary of Agriculture is hereby authorized to occupy such lands belonging to the United States or to the District of Columbia as may be necessary for the location, construction, and maintenance of the highway authorized herein.

**SEC. 4.** That the Secretary of Agriculture is hereby authorized to acquire such lands as may be necessary for the proper location, construction, and maintenance of said highway, including parking,

Purchase of land adjoining Army target range at, authorized.

Investigation of title, and survey to be made.

From National Guard allotment to Maine.

May 23, 1928.

[S. 1369.]

[Public, No. 493.]

Mount Vernon Memorial Highway, Va.

Commission directed to construct, from Mount Vernon, Va., to Arlington Memorial Bridge across Potomac River.

Vol. 43, p. 671.

Under services of Agricultural Department.

Secretary of Agriculture to cause necessary surveys.

Commission to determine route.

Plans, specifications, and estimates to be prepared.

Contracts for construction, etc.

Width of right of way, and surfacing type, required.

Occupation of Government and District lands, authorized.

Acquiring necessary lands by purchase, condemnation, gift, etc.

Acceptance of funds from States, etc.

Payment for acquired lands.

Condemnation proceedings in Virginia subject to laws thereof.

Title requirements.

Maintenance by Secretary of Agriculture from annual appropriations hereby authorized

Traffic regulations to be issued.

*Proviso.*

Concurrent jurisdiction of Virginia not interfered with.

Annual appropriation authorized.  
Post, pp. 895, 1221.

Employment of assistants, engineers, etc., authorized.

by purchase, condemnation, gift, grant, dedication, devise, or otherwise, from any source whatsoever. The Secretary of Agriculture may accept funds from any State, county, or political subdivision of a State, or from any individual or association, for the purpose of aiding in carrying out the provisions of this Act. Such lands as may be acquired by purchase or condemnation may be paid for from funds authorized to be appropriated under this Act, or from funds that may be donated for the purpose of aiding in carrying out the provisions hereof. Whenever it becomes necessary to acquire by condemnation proceedings any lands in the State of Virginia for the purpose of carrying out the provisions of this Act, such proceedings shall conform to the laws of said State now in force in reference to Federal condemnation proceedings. No payment shall be made for any such lands until the title thereto in the United States shall be satisfactory to the Attorney General of the United States.

SEC. 5. That after the construction of said highway, the Secretary of Agriculture shall cause the same to be properly maintained, and shall pay the cost thereof from funds to be appropriated annually for that purpose, which appropriations are hereby authorized to be made. The Secretary of Agriculture shall have control over the vehicular and pedestrian movement on and over the highway constructed hereunder and may issue rules and regulations to govern such traffic and all uses of said highway, including limitations on the size, kind, weight, and speed of vehicles: *Provided*, That nothing herein shall be so construed as to conflict or interfere with the concurrent jurisdiction of the State of Virginia reserved by the laws of said State now in force over property acquired therein by the United States, or with chapter 494 of the Acts of the General Assembly of Virginia, approved March 25, 1926, authorizing cooperation on the part of the State and interested subdivisions thereof in the construction of the highway herein provided for.

SEC. 6. That for the purpose of carrying out the provisions of this Act, there is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, the following sums, or so much thereof as may be necessary, to be available until expended: The sum of \$500,000 for the fiscal year ending June 30, 1928; the sum of \$2,000,000 for the fiscal year ending June 30, 1929; the sum of \$1,000,000 for the fiscal year ending June 30, 1930; the sum of \$1,000,000 for the fiscal year ending June 30, 1931.

SEC. 7. That out of the appropriations made under this Act, or Acts amendatory thereof or supplemental thereto, the Secretary of Agriculture is authorized to employ such assistants, engineers, clerks, and other persons, in the city of Washington and elsewhere, to pay the salaries of like persons regularly employed by the Government whose services may be utilized hereunder and to incur such travel and other expenses as he may deem necessary for carrying out the purpose of this Act.

Approved, May 23, 1928.

May 23, 1928.  
[S. 3699]  
[Public, No. 494.]

CHAP. 720.—An Act For the relief of the land-grant railroad operated between the station formerly known as East Portland, in the State of Oregon, and Roseville, in the State of California.

Land grant railroad.  
Rate of Army transportation on, from East Portland, Oreg., to Roseville, Calif.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That the land-grant railroad heretofore operated, and now being operated, between the station formerly known as East Portland, in the State of Oregon,



and Roseville, in the State of California, shall hereafter receive compensation for transportation of property and troops of the United States at the same rate as is paid to land-grant railroads organized under the Land Grant Act of March 3, 1863, and the Act of July 27, 1866 (chapter 278): *Provided*, That the Congress hereby reserves the right at any time by law to prescribe such charges as it deems advisable for such Government transportation.

Approved, May 23, 1928.

Vol. 14, p. 272.

*Proviso.*  
Right to prescribe charges reserved.

**CHAP. 721.**—Joint Resolution Authorizing the President to appoint three delegates to the Twenty-third International Congress of Americanists, and making an appropriation for the expenses of such congress.

May 23, 1928.  
[S. J. Res. 97]  
[Pub. Res., No. 50]

Whereas the Twenty-third International Congress of Americanists will be held in New York City during the week beginning September 17, 1928, for the consideration of (1) the aboriginal races of America and their relationship to other peoples, (2) the archæological remains found in America and time relations as revealed by them, (3) the habits and customs of the various groups of American Indians and questions of the origin and distribution of these in the Old and New Worlds, (4) the native languages of America, (5) the early history of America, especially in regard to its discovery and early settlement, and (6) geographical and geological questions, especially as related to human activities: Therefore be it

International Congress of Americanists.  
Preamble.

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled*, That the President is authorized to appoint three delegates to represent the United States at the Twenty-third International Congress of Americanists, to be held in New York City during the week beginning September 17, 1928.

Appointment authorized of three delegates to.

SEC. 2. There is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, the sum of \$5,000, to be paid by the Secretary of State to the proper officials of such congress as the contribution of the United States toward defraying the expenses of such congress.

Sum authorized as contribution to expenses.  
Post, p. 914.

Approved, May 23, 1928.

**CHAP. 722.**—Joint Resolution Providing for the participation of the United States in the celebration in 1929 and 1930 of the one hundred and fiftieth anniversary of the conquest of the Northwest Territory by General George Rogers Clark and his army, and authorizing an appropriation for the construction of a permanent memorial of the Revolutionary War in the West, and of the accession of the Old Northwest to the United States on the site of Fort Sackville, which was captured by George Rogers Clark and his men February 25, 1779.

May 23, 1928.  
[S. J. Res. 23.]  
[Pub. Res., No. 51.]

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled*, That there is hereby established a commission to be known as the George Rogers Clark Sesquicentennial Commission (hereinafter referred to as the commission) and to be composed of fifteen commissioners, as follows: Three persons to be appointed by the President of the United States; three Senators by the President of the Senate; three Members of the House of Representatives by the Speaker of the House of Representatives; and six members of the George Rogers Clark Memorial Commission of Indiana to be selected by such commission.

Northwest Territory Sesquicentennial.  
Commission established.  
Composition.

Sum authorized for a memorial in Vincennes, Ind., commemorating winning of Old Northwest, and achievements of George Rogers Clark in Revolutionary War.

Post, p. 887.

*Proviso.*  
State of Indiana to furnish site, and assume maintenance of the memorial.

Acceptance of gifts authorized.

Approval of expenditures.

No Federal liability for debts of State, etc.

Plans, etc., to be approved by Commission of Fine Arts.

No fees to be imposed.

Termination of Commission.

SEC. 2. There is hereby authorized to be appropriated, out of money in the Treasury not otherwise appropriated, the sum of \$1,000,000 to be expended by the commission in cooperation with the George Rogers Clark Memorial Commission of Indiana, the county of Knox, Indiana, the city of Vincennes, Indiana, and such other agencies, public or private, as the commission may determine, for the purpose of designing and constructing at or near the site of Fort Sackville in the city of Vincennes, Indiana, a permanent memorial, commemorating the winning of the Old Northwest and the achievements of George Rogers Clark and his associates in the war of the American Revolution: *Provided*, That the State of Indiana shall furnish the site for such memorial and that full, complete, and absolute title to the land shall be vested in the State of Indiana, free and clear of all liens and encumbrances, and that the State of Indiana shall assume, without expense to the Federal Government, the perpetual care and maintenance of said site and the memorial constructed thereon, after such memorial shall have been constructed.

SEC. 3. The commission may in its discretion accept from any source, public or private, sums of money to be added to the amount herein authorized to be appropriated for said memorial, or gifts for its embellishment.

SEC. 4. All expenditures of the commission shall be allowed and paid upon the presentation of itemized vouchers therefor approved by the chairman of the commission, but no expenditure shall be made or authorized by the commission except with the approval of a majority of the commissioners.

SEC. 5. The United States shall not be held liable for any obligation or indebtedness incurred by the State of Indiana, the George Rogers Clark Memorial Commission of Indiana, the county of Knox, Indiana, the city of Vincennes, Indiana, or any other agency or officer, employee or agent thereof, for any purpose for which the commission may under the provisions of this resolution make expenditures.

SEC. 6. Before any of the funds herein authorized to be appropriated shall be expended, the plans and designs of the said memorial shall be approved by the National Commission of Fine Arts.

SEC. 7. No fee or charge of any character shall be imposed or made for admission to the said memorial or the grounds on which it may stand after the memorial shall have been completed and accepted by the commission.

SEC. 8. The commission shall cease and terminate June 30, 1931.  
Approved, May 23, 1928.

May 24, 1928.  
[H. R. 7900.]  
[Public, No. 495.]

**CHAP. 724.**—An Act Granting allowances for rent, fuel, light, and equipment to postmasters of the fourth class, and for other purposes.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That after July 1, 1928, postmasters of the fourth class shall be paid as allowances for rent, fuel, light, and equipment an amount equal to 15 per centum of the compensation earned in each quarter, such allowances to be paid at the end of each quarter at the same time and in the same manner as their regular compensation.

NICHOLAS LONGWORTH  
*Speaker of the House of Representatives.*

CHARLES G. DAWES  
*Vice President of the United States and  
President of the Senate.*

Postal Service.  
Allowance of rent, fuel, light, and equipment to fourth class postmasters.

## IN THE HOUSE OF REPRESENTATIVES, UNITED STATES

May 22, 1928

The House having proceeded, in pursuance of the Constitution, to reconsider the bill (H. R. 7900) entitled "An Act granting allowances for rent, fuel, light, and equipment to postmasters of the fourth class, and for other purposes," returned to the House by the President of the United States, with his objections thereto, with the message of the President returning the bill; and

*Resolved*, That the bill do pass, two-thirds of the House of Representatives agreeing to pass the same.

Attest:

WM. TYLER PAGE  
*Clerk.*

Passage by the House  
of Representatives.

## IN THE SENATE OF THE UNITED STATES

May 3 (calendar day, May 24), 1928

The Senate having proceeded, in pursuance of the Constitution, to reconsider the bill (H. R. 7900) entitled "An Act granting allowances for rent, fuel, light, and equipment to postmasters of the fourth class, and for other purposes," returned by the President of the United States to the House of Representatives, in which it originated, with his objections, and passed by the House of Representatives on a reconsideration of the same, it was

*Resolved*, That the bill pass, two-thirds of the Senators present having voted in the affirmative.

Attest:

EDWIN P. THAYER  
*Secretary.*

Passage by the Sen-  
ate.

**CHAP. 725.**—An Act To provide a differential in pay for night work in the Postal Service.

May 24, 1928.  
[H. R. 5681.]  
[Public, No. 406.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That after July 1, 1928, supervisory employees, special clerks, clerks, substitute clerks, watchmen, messengers, laborers, and employees of the motor-vehicle service, in first and second class post offices; carriers and substitute carriers in the City Delivery Service; and railway postal clerks, substitute railway postal clerks, and laborers in the Railway Mail Service, who are required to perform night work, shall be paid extra for such work at the rate of 10 per centum of their hourly pay per hour: *Provided*, That night work is defined as any work done between the hours of six o'clock postmeridian and six o'clock antemeridian.

Postal Service.  
Extra pay to em-  
ployees for night work.

*Proviso.*  
Night work defined.

NICHOLAS LONGWORTH  
*Speaker of the House of Representatives.*

CHARLES G. DAWES  
*Vice President of the United States and  
President of the Senate.*

## IN THE HOUSE OF REPRESENTATIVES, UNITED STATES

May 22, 1928

Passage by the House  
of Representatives.

The House having proceeded, in pursuance of the Constitution, to reconsider the bill (H. R. 5681) entitled "An Act to provide a differential in pay for night work in the Postal Service," returned to the House by the President of the United States, with his objections thereto, with the message of the President returning the bill; and

*Resolved*, That the bill do pass, two-thirds of the House of Representatives agreeing to pass the same.

Attest:

WM. TYLER PAGE  
*Clerk.*

## IN THE SENATE OF THE UNITED STATES

May 3 (calendar day, May 24), 1928.

Passage by the Sen-  
ate.

The Senate having proceeded, in pursuance of the Constitution, to reconsider the bill (H. R. 5681) entitled "An Act to provide a differential in pay for night work in the Postal Service," returned by the President of the United States to the House of Representatives, in which it originated, with his objections, and passed by the House of Representatives on a reconsideration of the same, it was

*Resolved*, That the bill pass, two-thirds of the Senators present having voted in the affirmative.

Attest:

EDWIN P. THAYER  
*Secretary.*

May 24, 1928.  
[S. 1284.]

[Public, No. 497.]

**CHAP. 726.**—An Act Amending the Act approved April 30, 1926, entitled "An Act amending the Act entitled 'An Act providing for a comprehensive development of the park and playground system of the National Capital,' approved June 6, 1924."

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That the proviso in section 1 (a) in the Act approved April 30, 1926, entitled "An Act amending the Act entitled 'An Act providing for a comprehensive development of the park and playground system of the National Capital,' approved June 6, 1924" (Statutes at Large, volume 44, page 374), is hereby amended by striking out the words "subsistence not in excess of \$10 per day and of travel when attending meetings of said commission or engaged in investigations pertaining to its activities," and inserting in lieu thereof the following: "travel when attending meetings of said commission or engaged in investigations pertaining to its activities and an allowance of \$8 per day in lieu of subsistence during such travel and services," and is hereby reenacted so as to read as follows: "*Provided*, That the first members appointed under this Act shall continue in office for terms of three, four, five, and six years, respectively, from the date of the passage of this Act, the terms of each to be designated by the President; but their successors shall be appointed for terms of six years, except that any person chosen to fill a vacancy shall be appointed only for the unexpired term of the member whom he

District of Columbia.  
National Capital  
Park and Planning  
Commission.  
Vol. 44, p. 375, amend-  
ed.  
Matter stricken out.

New matter.  
Terms of appointive  
members.

shall succeed. All members of the said commission shall serve without compensation therefor, but each shall be paid actual expenses of travel when attending meetings of said commission or engaged in investigations pertaining to its activities, and an allowance of \$8 per day in lieu of subsistence during such travel and services. At the close of each Congress the presiding officer of the Senate and the Speaker of the House of Representatives shall appoint, respectively, a Senator and a Representative elect to the succeeding Congress to serve as members of this commission until the chairmen of the committees of the succeeding Congress shall be chosen. The Director of Public Buildings and Public Parks of the National Capital shall be executive and disbursing officer of said commission."

Approved, May 24, 1928.

No pay, but actual expenses of travel and \$8 in lieu of subsistence.

Temporary appointments at close of each Congress.

Executive and disbursing officer.

**CHAP. 727.**—An Act Authorizing Elmer J. Cook, his heirs, legal representatives, and assigns, to construct, maintain, and operate a bridge across Bear Creek at or near Lovel Point, Baltimore County, Maryland.

May 24, 1928.

[S. 4401.]

[Public, No. 498.]

*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, Elmer J. Cook, his heirs, legal representatives, and assigns, be, and is hereby, authorized to construct, maintain, and operate a bridge and approaches thereto across Bear Creek, at a point suitable to the interests of navigation, at or near Lovel Point, Baltimore County, Maryland, in accordance with the provisions of the Act entitled "An Act to regulate the construction of bridges over navigable waters," approved March 23, 1906, and subject to the conditions and limitations contained in this Act.

Bear Creek.  
Elmer J. Cook may bridge at Lovel Point, Md.

Construction.  
Vol. 34, p. 84.

Acquisition authorized, after completion, by Maryland, etc.

**SEC. 2.** After the completion of such bridge, as determined by the Secretary of War, either the State of Maryland, any political subdivisions thereof within or adjoining which any part of such bridge is located, 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 interests in real property necessary therefor, by purchase or condemnation in accordance with the laws of such State governing the acquisition of private property for public purposes by condemnation. If at any time after the expiration of twenty years after the completion of such bridge and its approaches the same is acquired by condemnation, the amount of damages or compensation to be allowed shall not include good will, 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 cost, not to exceed 10 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.

Condemnation proceedings.

Compensation if acquired by condemnation.

Limitations.

**Sec. 3.** If such bridge shall at any time be taken over or acquired by any municipality or other political subdivision or subdivisions of the State of Maryland under the provisions of section 2 of this Act, and if tolls are charged for the use thereof, the rates of toll shall be so adjusted as to provide a fund sufficient to pay for the cost of maintaining, repairing, and operating the bridge and its approaches, and to provide a sinking fund sufficient to amortize the amount paid for such bridge and its approaches as soon as possible under reasonable charges, but within a period of not to exceed twenty years from

Tolls under State, etc., operation.

Rates applied to operation, sinking fund, etc.

Maintenance as free bridge, etc., after amortizing costs.

Record of expenditures and receipts.

Sworn statement of construction costs, etc., to be filed after completion.

Examination by Secretary of War.

Findings of Secretary conclusive.

Right to sell, etc., conferred.

Amendment.

the date of acquiring same. After a sinking fund sufficient to amortize the cost of acquiring the bridge and its approaches shall have been provided, such bridge shall thereafter be maintained and operated free of tolls, or the rates of toll shall thereafter be so adjusted as to provide a fund of not to exceed the amount necessary for the proper care, repair, maintenance, and operation of the bridge and its approaches. An accurate record of the amount paid for the bridge and its approaches, the expenditures for operating, repairing, and maintaining the same, and of daily tolls collected shall be kept and shall be available for the information of all persons interested.

SEC. 4. Elmer J. Cook, his heirs, legal representatives, and assigns, shall, within ninety days after the completion of such bridge, file with the Secretary of War, and with the highway department of the State of Maryland, 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 at the request of the highway department of the State of Maryland 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 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 Elmer J. Cook, his heirs, legal representatives, and assigns shall make available all 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 2 of this Act, subject only to review in a court of equity for fraud or gross mistake.

SEC. 5. The right to sell, assign, transfer, and mortgage all rights, powers, and privileges conferred by this Act is hereby granted to Elmer J. Cook, his heirs, legal representatives, 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. 6. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, May 24, 1928.

May 24, 1928.  
[H. R. 11900.]  
[Public, No. 499.]

**CHAP. 728.**—An Act To authorize the leasing of public lands for use as public aviation fields.

Public lands.  
Leases of, for public airports authorized.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of the Interior is authorized, in his discretion and under such regulations as he may prescribe, to lease for use as a public airport any contiguous public lands, unreserved and unappropriated, not to exceed six hundred and forty acres in area, subject to valid rights in such lands under the public land laws.

Term of lease.

SEC. 2. Any lease under this Act shall be for a period not to exceed twenty years, subject to renewal for like periods upon agreement of the Secretary of the Interior and the lessee. Any such lease shall be subject to the following conditions:

Conditions.

(a) That an annual rental of such sum as the Secretary of the Interior may fix for the use of the lands, shall be paid to the United States.

Annual rental.

(b) That the lessee shall maintain the lands in such condition, and provide for the furnishing of such facilities, service, fuel, and other supplies, as are necessary to make the lands available for public use as an airport of a rating which may be prescribed by the Secretary of Commerce.

Maintenance, facilities, etc.

(c) That the lessee shall make reasonable regulations to govern the use of the airport, but such regulations shall take effect only upon approval by the Secretary of Commerce.

Regulations to govern use.

(d) That all departments and agencies of the United States operating aircraft (1) shall have free and unrestricted use of the airport, and (2) with the approval of the Secretary of the Interior, shall have the right to erect and install therein such structures and improvements as the heads of such departments and agencies deem advisable, including facilities for maintaining supplies of fuel, oil, and other materials for operating aircraft.

Unrestricted use, etc., by Federal aircraft agencies.

(e) That whenever the President may deem it necessary for military purposes, the Secretary of War may assume full control of the airport.

Full control for military purposes if necessary.

SEC. 3. With the consent of the lessee, the Secretary of the Interior is authorized to cancel any lease of public lands for use as public aviation fields or airports, made under law in force upon the date of the approval of this Act, and to lease such lands to the lessee upon the conditions prescribed by this Act.

Cancelling present leases, and issuing new ones under this Act, authorized.

SEC. 4. The Secretary of the Interior is hereby authorized, in his discretion and under such rules as he may prescribe, to grant permission for the establishment of beacon lights and other air-navigation facilities, except terminal airports, upon tracts of unreserved and unappropriated public lands of the United States of appropriate size, and may withdraw the lands for such purposes.

Discretionary permission for beacon lights, etc., on unreserved public lands.

Approved, May 24, 1928.

**CHAP. 729.**—An Act Authorizing The Kansas City Southern Railway Company, its successors and assigns, to construct, maintain, and operate a bridge across the Missouri River near Randolph, Missouri.

May 24, 1928.  
[H. R. 11338.]  
[Public, No. 500.]

*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 Kansas City Southern Railway Company, its successors and assigns, be, and is hereby, authorized to construct, maintain, and operate a bridge and approaches thereto across the Missouri River, at a point suitable to the interests of navigation, at or near a point approximately one mile southeast of Randolph, Missouri, in accordance with the provisions of the Act entitled "An Act to regulate the construction of bridges over navigable waters," approved March 23, 1906, and subject to the conditions and limitations contained in this Act.

Missouri River.  
Kansas City Southern Railway Company may bridge, at Randolph, Mo.

SEC. 2. The Kansas City Southern Railway Company, its successors and assigns, is authorized to construct, maintain, and operate such bridge and the necessary approaches thereto as a railroad bridge for the passage of railway trains or street cars, or both, or as a highway bridge for the passage of pedestrians, animals, and vehicles, adapted to travel on public highways, or as a combined railroad and highway bridge for all such purposes; and there is hereby conferred upon the said The Kansas City Southern Railway Company, its successors and assigns, all such rights and powers to enter upon lands

Construction.  
Vol. 34, p. 84.  
Post, p. 1431.

Character of bridge.

Right to acquire real estate, etc., for location, approaches, etc.

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 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.

Condemnation proceedings.

Acquisition of highway bridge authorized, after completion, by Missouri, etc.

SEC. 3. After the completion of such bridge, as determined by the Secretary of War, if the same is constructed as a highway bridge, only, either the State of Missouri, any political subdivision thereof, within or adjoining which any part of such bridge is located, 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, in accordance with the laws of such State governing the acquisition of private property for public purposes by condemnation or expropriation. If at any time after the expiration of twenty 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 good will, 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 cost, not to exceed 10 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.

Compensation if acquired by condemnation.

Limitations.

Tolls under State, etc., operation.

Rates applied to operation, sinking fund, etc.

SEC. 4. If such bridge shall at any time be taken over or acquired by the State of Missouri or by any municipality or other political subdivision or public agency thereof, under the provisions of section 3 of this Act, and if tolls are 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, or the rates of toll shall thereafter be so adjusted as to provide a fund of not to exceed the amount necessary for the proper maintenance, repair, and operation of the bridge and its approaches under economical management. 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.

Maintenance as a free bridge, etc., after amortizing costs.

Record of expenditures and receipts.

Purchase or condemnation of combined railroad and highway bridge.

Compensation for right of way.

SEC. 5. If such bridge is constructed as a combined railroad bridge for the passage of railway trains or street cars, and a highway bridge for the passage of pedestrians, animals, and vehicles, then the right of purchase and condemnation conferred by this Act shall apply to a right of way thereover for the passage without cost of persons, animals, and vehicles adapted to travel on public highways; and if the right of purchase or condemnation shall be exercised as to such right of way over the bridge, then the measure of damages or compensation to be allowed or paid for such right of way shall be a sum equal



to the difference between the actual fair cash value of such bridge determined in accordance with the provisions of section 3 of this Act and what its actual fair cash value so determined would have been if such bridge had been constructed as a railroad bridge only. If the right of purchase or condemnation conferred by this Act shall be exercised as to the right of way over such bridge, then that part of the bridge which shall be purchased or condemned and shall be thereafter actually used for the passage of pedestrians, animals, or vehicles shall be maintained, operated, and kept in repair by the purchaser thereof.

Maintenance, etc., of highway bridge.

Sec. 6. The Kansas City Southern Railway Company, its successors and assigns, shall, within ninety days after the completion of such bridge, file with the Secretary of War and with the highway department of the State of Missouri 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 at the request of the highway department of the State of Missouri 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 The Kansas City Southern Railway Company, 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.

Sworn statement of construction costs, etc., to be filed after completion.

Examination by Secretary of War.

Findings of Secretary conclusive.

Sec. 7. The Kansas City Southern Railway Company, its successors and assigns, is hereby authorized and empowered to fix and charge just and reasonable tolls for the passage of such bridge of pedestrians, animals, and vehicles adapted to travel on public highways, and the rates so fixed shall be the legal rates until the Secretary of War shall prescribe other rates of toll as provided in the Act of March 23, 1906; and if said bridge is constructed as a railroad bridge, or a joint railroad and highway bridge, as provided in this Act, the said The Kansas City Southern Railway Company, its successors and assigns, is hereby authorized to fix by contract with any person or corporation desiring the use of the same for the passage of railway trains, or street cars, or for placing water or gas pipe lines or telephone or telegraph or electric light or power lines, or for any other such purposes, the terms, conditions, and rates of toll for such use; but in the absence of such contract, the terms, conditions, and rates of toll for such use shall be determined by the Secretary of War as provided in said Act of March 23, 1906.

Tolls authorized.

Vol. 34, p. 85.

If a joint railroad and highway bridge, contract authorized for use for railway trains, and other public utilities.

Determination in absence of contract.

Vol. 34, p. 85.

Right to sell, etc., conferred.

Sec. 8. The right to sell, assign, transfer, and mortgage all the rights, powers, and privileges conferred by this Act is hereby granted to The Kansas City Southern Railway Company, 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.

Amendment.

Sec. 9. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, May 24, 1928.

May 24, 1928.  
[S. 2823].

[Public, No. 501.]

Patents.  
U. S. Code, p. 1170.

Reissue of any inoperative patent if error inadvertent and without any fraud.  
R. S., sec. 4916, p. 950, amended.

Several patents may be issued for separate parts of the thing patented.

Effect as if originally filed in corrected form.

No new matter to be introduced.

**CHAP. 730.**—An Act Amending the Statutes of the United States with respect to reissue of defective patents.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That section 4916 of the Revised Statutes of the United States be, and the same is hereby, amended to read as follows:

“SEC. 4916. Whenever any patent is wholly or partly inoperative or invalid, by reason of a defective or insufficient specification, or by reason of the patentee claiming as his own invention or discovery more than he had a right to claim as new, if the error has arisen by inadvertence, accident, or mistake, and without any fraudulent or deceptive intention, the commissioner shall, on the surrender of such patent and the payment of the duty required by law, cause a patent for the same invention, and in accordance with the corrected specification, to be reissued to the patentee or to his assigns or legal representatives, for the unexpired part of the term of the original patent. Such surrender shall take effect upon the issue of the reissued patent, but in so far as the claims of the original and reissued patents are identical, such surrender shall not affect any action then pending nor abate any cause of action then existing, and the reissued patent to the extent that its claims are identical with the original patent shall constitute a continuation thereof and have effect continuously from the date of the original patent. The commissioner may, in his discretion, cause several patents to be issued for distinct and separate parts of the thing patented, upon demand of the applicant, and upon payment of the required fee for a reissue for each of such reissued letters patent. The specifications and claims in every such case shall be subject to revision and restriction in the same manner as original applications are. Every patent so reissued, together with the corrected specifications, shall have the same effect and operation in law, on the trial of all actions for causes thereafter arising, as if the same had been originally filed in such corrected form; but no new matter shall be introduced into the specification, nor in case of a machine patent shall the model or drawings be amended, except each by the other; but when there is neither model nor drawing, amendments may be made upon proof satisfactory to the commissioner that such new matter or amendment was a part of the original invention, and was omitted from the specification by inadvertence, accident, or mistake, as aforesaid.”

Approved, May 24, 1928.

May 24, 1928.  
[S. 4229].

[Public, No. 502.]

**CHAP. 731.**—An Act To extend the time for completing the constructing of a bridge across the Mississippi River near and above the city of New Orleans, Louisiana.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the time for completing the construction of a bridge across the Mississippi River near and above the city of New Orleans, Louisiana, authorized by Act of Congress approved April 17, 1924, to be built by the city of New Orleans, a municipal corporation existing under the laws of the State of Louisiana, its successors and assigns, through its Public Belt Railroad Commission, is hereby extended five years from the date of the approval hereof: *Provided,* That it shall not be lawful to continue the construction of said bridge until plans thereof shall again be submitted to and approved by the Chief of Engineers and by the Secretary of War.

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

Approved, May 24, 1928.

Mississippi River.  
Time extended for bridging by New Orleans, La.  
Vol. 43, p. 103, amended.

Proviso.  
Resubmission of plans required.

Amendment.

**CHAP. 732.**—An Act Authorizing the city of Council Bluffs, Iowa, and the city of Omaha, Nebraska, or either of them, to construct, maintain, and operate a free highway bridge across the Missouri River between Council Bluffs, Iowa, and Omaha, Nebraska.

May 24, 1928.  
[S. 3693.]  
[Public, No. 503.]

*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 city of Council Bluffs, a municipal corporation of the State of Iowa, and the city of Omaha, a municipal corporation of the State of Nebraska, or either of them, are hereby authorized to construct, maintain, and operate a free highway bridge and approaches thereto across the Missouri River, at a point suitable to the interests of navigation, between Council Bluffs, Iowa, and Omaha, Nebraska, in accordance with the provisions of an Act entitled "An Act to regulate the construction of bridges over navigable waters," approved March 23, 1906.

Missouri River.  
Council Bluffs, Iowa,  
and Omaha, Nebr.,  
may bridge.

**SEC. 2.** There are hereby conferred upon the city of Council Bluffs and the city of Omaha, or either of them, 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 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.

Construction.  
Vol. 34, p. 84.

Right to acquire real  
estate, etc., for location,  
approaches, etc.

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

Condemnation pro-  
ceedings.

Approved, May 24, 1928.

Amendment.

**CHAP. 733.**—An Act To amend section 4 of the Act entitled "An Act to extend the period of restrictions in lands of certain members of the Five Civilized Tribes, and for other purposes," approved May 10, 1928.

May 24, 1928.  
[S. 4448.]  
[Public, No. 504.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That section 4 of an Act approved May 10, 1928, entitled "An Act to extend the period of restrictions in lands of certain members of the Five Civilized Tribes, and for other purposes" (Public Numbered 360, Seventieth Congress, first session), be, and the same is hereby, amended so as to read as follows:

Five Civilized  
Tribes, Okla.  
Allotments.  
Ante. p. 496, amend-  
ed.

**"SEC. 4.** That on and after April 26, 1931, the allotted, inherited, and devised restricted lands of each Indian of the Five Civilized Tribes in excess of one hundred and sixty acres shall be subject to taxation by the State of Oklahoma under and in accordance with the laws of that State, and in all respects as unrestricted and other lands: *Provided*, That the Indian owner of restricted land, if an adult and not legally incompetent, shall select from his restricted land a tract or tracts, not exceeding in the aggregate one hundred and sixty acres, to remain exempt from taxation, and shall file with the Superintendent of the Five Civilized Tribes a certificate designating and describing the tract or tracts so selected: *Provided further*, That in cases where such Indian fails, within two years from date hereof, to file such certificate, and in cases where the Indian owner is a minor or otherwise legally incompetent, the selection shall be made and certificate prepared by the Superintendent for the Five Civilized Tribes; and such certificate, whether by the Indian or by the Superintendent for the Five Civilized Tribes, shall be subject to approval

Restricted lands, in  
excess of 160 acres, sub-  
ject to State taxation  
after April 26, 1931.

*Provisos.*  
Selection of exempt-  
ed tracts by Indian  
owners.

Superintendent to se-  
lect on failure of Indian,  
etc.

Designated lands exempt from taxation while title in the Indian, etc.

Exemption period limited.

Not over 160 acres exempt.

by the Secretary of the Interior; and, when approved by the Secretary of the Interior, shall be recorded in the office of the Superintendent for the Five Civilized Tribes, and in the county records of the county in which the land is situated; and said lands, designated and described in the approved certificates so recorded, shall remain exempt from taxation while the title remains in the Indian designated in such approved and recorded certificate, or in any full-blood Indian heir or devisee of the land: *Provided*, That the tax exemption shall not extend beyond the period of restrictions provided for in this Act: *And provided further*, That the tax-exempt land of any such Indian allottee, heir, or devisee shall not at any time exceed one hundred and sixty acres."

Approved, May 24, 1928.

May 24, 1928.

[H. R. 12632.]

[Public, No. 505.]

**CHAP. 734.**—An Act To provide for the eradication or control of the European corn borer.

European corn borer. Amount authorized for methods of eradication.

*Ante*, p. 568.

*Post*, pp. 1208, 1216.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That to enable the Secretary of Agriculture to apply such methods of eradication or control of the European corn borer over such area or areas as in his judgment may be necessary, including the employment of persons and means in the District of Columbia and elsewhere and all other necessary expenses, the sum of \$7,000,000 is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, to be expended in cooperation with such authorities of the States concerned, organizations, or individuals as the Secretary may deem necessary to accomplish such purposes: *Provided*, That no part of the appropriation herein authorized shall be expended for the purchase of new machinery unless the Secretary of Agriculture deems such expenditure necessary by reason of an emergency, and in such case an amount not to exceed 1 per centum may be so expended: *Provided further*, That an amount not to exceed 9 per centum of the appropriation herein authorized may be expended for the employment of persons and means in the District of Columbia and elsewhere and all other necessary expenses other than necessary expenses for farm clean-up incidental to such eradication or control: *Provided further*, That in the discretion of the Secretary of Agriculture no expenditure shall be made hereunder until the States wherein the European corn borer exists shall have provided necessary regulatory legislation and until a sum or sums adequate to State cooperation shall have been appropriated, subscribed, or contributed by States, county, or local authorities or individuals or organizations: *Provided further*, That expenditures from the appropriation herein authorized for any necessary farm clean-up incidental to such eradication or control shall include only such as are, in the judgment of the Secretary of Agriculture, additional to those normal and usual in farm operations, and shall not exceed 90 per centum: *Provided further*, That no part of the appropriation herein authorized shall be used to pay the cost or value of corn or other farm crops or other property injured or destroyed: *And provided further*, That the Secretary of Agriculture may receive, and shall cover into the Treasury as miscellaneous receipts, any and all moneys authorized by the law of any State to be paid to the United States out of amounts assessed against and collected from any owner of premises who refuses or neglects to carry out State-control requirements when such moneys represent expenditures made on such premises by the United States under the provisions of this Act.

Cooperation of States, etc.

*Proviso*. Purchase of new machinery restricted.

Services, etc., in the District and elsewhere.

No expenditure until States affected provide regulatory legislation and money be contributed by and authorized.

Farm clean-up expenditures.

No pay for corn, etc., destroyed.

Moneys received from States to be deposited into the Treasury.

Approved, May 24, 1928.

**CHAP. 735.**—An Act Making eligible for retirement, under certain conditions, officers and former officers of the Army, Navy, and Marine Corps of the United States, other than officers of the Regular Army, Navy, or Marine Corps, who incurred physical disability in line of duty while in the service of the United States during the World War.

May 24, 1928.

[S. 777.]

[Public, No. 506.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That all persons who have served as officers of the Army, Navy, or Marine Corps of the United States during the World War, other than as officers of the Regular Army, Navy, or Marine Corps who during such service have incurred physical disability in line of duty, and who have been, or may hereafter, within one year, be, rated in accordance with law at not less than 30 per centum permanent disability by the United States Veterans' Bureau for disability resulting directly from such war service, shall, from date of receipt of application by the Director of the United States Veterans' Bureau, be placed upon, and thereafter continued on, separate retired lists, hereby created as part of the Army, Navy, and Marine Corps of the United States, to be known as the emergency officers' retired list of the Army, Navy, or Marine Corps of the United States, respectively, with the rank held by them when discharged from their commissioned service, and shall be entitled to the same privileges as are now or may hereafter be provided for by law or regulations for officers of the Regular Army, Navy, or Marine Corps who have been retired for physical disability incurred in line of duty, and shall be entitled to all hospitalization privileges and medical treatment as are now or may hereafter be authorized by the United States Veterans' Bureau, and shall receive from date of receipt of their application retired pay at the rate of 75 per centum of the pay to which they were entitled at the time of their discharge from their commissioned service, except pay under the Act of May 18, 1920: *Provided*, That all pay and allowances to which such persons or officers may be entitled under the provisions of this law shall be paid solely out of the military and naval compensation appropriation fund of the United States Veterans' Bureau, and shall be in lieu of all disability compensation benefits to such officers or persons provided in the World War Veterans' Act, 1924, and amendments thereto, except as otherwise authorized herein, and except as provided by the Act of December 18, 1922: *Provided further*, That all persons who have served as officers of the Army, Navy, or Marine Corps of the United States during the World War, other than as officers of the Regular Army, Navy, or Marine Corps, who during such service have incurred physical disability in line of duty, and who have heretofore or may hereafter be rated less than 30 per centum and more than 10 per centum permanent disability by the United States Veterans' Bureau, for disability resulting directly from such war service, shall, from date of receipt of application by the Director of the United States Veterans' Bureau, be placed upon, and thereafter continued on, the appropriate emergency officers' retired list, created by this Act, with the rank held by them when discharged from their commissioned service, but without retired pay, and shall be entitled only to such compensation and other benefits as are now or may hereafter be provided by law or regulations of the United States Veterans' Bureau, together with all privileges as are now or may hereafter be provided by law or regulations for officers of the Regular Army, Navy, or Marine Corps who have been retired for physical disability incurred in line of duty: *And provided further*, That the retired list created by this Act of officers of the Army shall be published annually in the Army Register, and said retired lists of officers

Emergency officers, retired list of Army, Navy, and Marine Corps.

Created for officers serving in World War other than as of Regular Army, etc., having incurred disability, rated not less than 30 per cent permanent by Veterans' Bureau.

Given rank held when discharged, and privileges of Regular Army, etc., officers retired for physical disability.

To have hospitalization, etc., authorized by Veterans' Bureau, and retired pay at rate of 75 per cent of pay at time of discharge.

Exception.

Vol. 41, p. 601.

Provisos.

Payments solely from military and naval compensation fund of Veterans' Bureau, in lieu of all disability compensation benefits.

Vol. 43, pp. 607, 1302;

Vol. 44, p. 790.

Exception.

Vol. 42, p. 1064.

If disability rated at less than 30 and more than 10 per cent permanent, to be placed on the retired list with rank held when discharged, but without retired pay.

To have only compensation, etc., provided by Veterans' Bureau, etc.

Lists to be published annually in the Army and Navy Registers.

of the Navy and Marine Corps, respectively, shall be published annually in the Navy Register.

Applications must be made in 12 months.

*Proviso.*  
Register to be kept in Veterans' Bureau in order of receipt.

Period of "World War" defined.

SEC. 2. No person shall be entitled to benefits under the provisions of this Act except he make application as hereinbefore provided and his application is received in the United States Veterans' Bureau within twelve months after the passage of this Act: *Provided*, That the said director shall establish a register, and applications made hereunder shall be entered therein as of the actual date of receipt, in the order of receipt in the Veterans' Bureau, and such register shall be conclusive as to date of receipt of any application filed under this Act. The term "World War," as used herein, is defined as including the period from April 6, 1917, to July 2, 1921.

NICHOLAS LONGWORTH  
*Speaker of the House of Representatives.*

CHARLES G. DAWES  
*Vice President of the United States and  
President of the Senate.*

IN THE SENATE OF THE UNITED STATES

*May 3 (calendar day May 24), 1928*

Passage by Senate.

The Senate having proceeded, in pursuance of the Constitution, to reconsider the bill (S. 777) entitled "An Act making eligible for retirement, under certain conditions, officers and former officers of the Army, Navy, and Marine Corps of the United States, other than officers of the Regular Army, Navy, or Marine Corps, who incurred physical disability in line of duty while in the service of the United States during the World War," returned to the Senate by the President of the United States, with his objections thereto, with the message of the President returning the bill; and

*Resolved*, That the bill do pass, two-thirds of the Senate agreeing to pass the same.

Attest:

EDWIN P. THAYER  
*Secretary.*

IN THE HOUSE OF REPRESENTATIVES, UNITED STATES

*May 24, 1928*

Passage by the House of Representatives.

The House having proceeded, in pursuance of the Constitution, to reconsider the bill (S. 777) entitled "An Act making eligible for retirement, under certain conditions, officers and former officers of the Army, Navy, and Marine Corps of the United States, other than officers of the Regular Army, Navy, or Marine Corps, who incurred physical disability in line of duty while in the service of the United States during the World War," returned by the President of the United States to the Senate, in which it originated, with his objections, and passed by the Senate on a reconsideration of the same, it was

*Resolved*, That the bill pass, two-thirds of the Representatives present having voted in the affirmative.

Attest:

WM. TYLER PAGE  
*Clerk.*

**CHAP. 736.**—Joint Resolution Authorizing the Secretary of War to receive, for instruction at the United States Military Academy at West Point, two Siamese subjects, to be designated hereafter by the Government of Siam.

May 24, 1928.  
[H. J. Res. 40.]  
[Pub. Res., No. 52.]

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of War be, and he is hereby, authorized to permit two Siamese subjects, to be designated hereafter by the Government of Siam, to receive instruction at the United States Military Academy at West Point: *Provided,* That no expense shall be caused to the United States thereby, and that the said Siamese subjects shall agree to comply with all regulations for the police and discipline of the academy, to be studious, and to give their utmost efforts to accomplish the courses in the various departments of instruction, and that the said Siamese subjects shall not be admitted to the academy until they shall have passed the mental and physical examinations prescribed for candidates from the United States, and that they shall be immediately withdrawn if deficient in studies or in conduct and so recommended by the academic board: *And provided further,* That in the case of the said Siamese subjects the provisions of sections 1320 and 1321 of the Revised Statutes shall be suspended.

Military Academy.  
Admission of two  
Siamese subjects to,  
authorized.

*Provisos.*  
No Government ex-  
pense.  
Conditions.

Oath and service.  
R. S., secs. 1320, 1321,  
p. 227.

Approved, May 24, 1928.

**CHAP. 737.**—Joint Resolution Authorizing the Secretary of War to receive, for instruction at the United States Military Academy at West Point, two Chinese subjects, to be designated hereafter by the Government of China.

May 24, 1928.  
[H. J. Res. 39.]  
[Pub. Res., No. 53.]

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of War be, and he is hereby, authorized to permit two Chinese subjects, to be designated hereafter by the Government of China, to receive instruction at the United States Military Academy at West Point: *Provided,* That no expense shall be caused to the United States thereby, and that the said Chinese subjects shall agree to comply with all regulations for the police and discipline of the academy, to be studious, and to give their utmost efforts to accomplish the courses in the various departments of instruction, and that the said Chinese subjects shall not be admitted to the academy until they shall have passed the mental and physical examinations prescribed for candidates from the United States, and that they shall be immediately withdrawn if deficient in studies or in conduct and so recommended by the academic board: *And provided further,* That in the case of the said Chinese subjects the provisions of sections 1320 and 1321 of the Revised Statutes shall be suspended.

Military Academy.  
Admission of two  
Chinese subjects to,  
authorized.

*Provisos.*  
No Government ex-  
pense.  
Conditions.

Oath and service.  
R. S., secs. 1320, 1321,  
p. 227.

Approved, May 24, 1928.

**CHAP. 741.**—An Act To provide for the extension of the time of certain mining leases of the coal and asphalt deposits in the segregated mineral land of the Choctaw and Chickasaw Nations, and to permit an extension of time to the purchasers of the coal and asphalt deposits within the segregated mineral lands of the said nations to complete payments of the purchase price, and for other purposes.

May 25, 1928.  
[S. 3967.]  
[Public, No. 507.]

*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 hereby is, authorized, in his discretion and under such rules, regulations, terms, and conditions as he may prescribe, to extend to September 25, 1932, existing developed mining leases of the segregated coal and asphalt lands and deposits of the

Choctaw and Chick-  
asaw coal and asphalt  
lands.

Extension of existing  
leases of.

*Provisos.*  
Applications to be made.  
All royalties due must be paid.

Authorization for sale of coal and asphalt deposits.  
Vol. 40, p. 433, amended.  
Vol. 41, p. 1107.

Purchasers to pay within 60 days all balances due from them.

*Provisos.*  
Discretionary extension permitted.

Time limited.

Monthly installments required.

Security for payments to be furnished.

Forfeitures of all rights on failure to pay an installment in one month after becoming due.

Notification to representatives of Chickasaws and Choctaws of applications for extensions of time.

Possession to be taken of all expired, forfeited, etc., leased deposits.

Choctaw and Chickasaw Nations which by their terms would expire prior to that date: *Provided*, That application is made by the owners of the leases for such extension of time: *And provided further*, That no lease shall be extended until the owner of such lease shall have paid all royalties due thereunder.

SEC. 2. That the Act of Congress approved February 8, 1918 (Fortieth Statutes at Large, page 433), as amended and modified by the Act of Congress approved February 22, 1921 (Forty-first Statutes at Large, page 1107), authorizing the sale of the leased and unleased coal and asphalt deposits in the segregated mineral land of the Choctaw and Chickasaw Nations, Oklahoma, be, and the same is hereby, amended and modified as follows:

"That the purchasers of any coal or asphalt deposits in the segregated mineral land of the Choctaw and Chickasaw Nations heretofore sold to them are hereby required to pay, within sixty days from the approval of this Act, to the superintendent of the Five Civilized Tribes Agency, or such other official as the Secretary may designate, for the benefit of the Choctaw and Chickasaw Nations, all balances of principal and interest due from said purchasers on the purchase price: *Provided*, That in any case, upon application of the purchaser and showing made by him in support thereof, the Secretary of the Interior may, in his discretion and under such rules, regulations, terms, and conditions as he may prescribe, extend to such purchaser the time within which the purchaser may pay the balances of principal and interest due from him: *Provided, however*, That the time so allowed shall not in any case extend beyond the period of four years from the date of the approval of this Act: *And provided further*, That said purchaser shall be required to pay in equal monthly installments, during the extended periods, the balances of principal and interest due from him: *Provided further*, That each purchaser, before allowing an extension, shall furnish the Secretary of the Interior security for payment of the amounts due under such extension, and upon application and showing made by said purchaser, the Secretary of the Interior may allow such purchaser to pay said balances in quarterly or semiannual installments: *Provided further*, That upon failure of any purchaser to pay any installment within one month after the same becomes due under the terms of the time extension, the Secretary of the interior is hereby authorized to and shall declare the sale of the coal and asphalt deposits forfeited and canceled in accordance with the terms and conditions under which the sale was made, and, upon such forfeiture and cancellation, all amounts paid by such purchaser, principal and interest, shall become the property of the tribes. It is herein further provided that when application is made by any purchaser for extension of time within which to make payment of deferred installments of the purchase price and interest thereon, and before action is taken thereon by the Secretary of the Interior under the provisions of this Act, the governor of the Chickasaw Nation and the principal chief of the Choctaw Nation, or other legal representatives of said Indian nations, shall be notified thereof and afforded an opportunity to be heard or to file a written statement of their views in the case: *Provided*, That if any developed coal or asphalt lease shall expire and the owner of the lease shall not apply for the renewal thereof, or if the sale of any developed coal or asphalt lease shall be declared forfeited and canceled, the Secretary of the Interior is hereby authorized to take possession of said leased deposits and lease the same until September 25, 1932, or take whatever steps may be necessary to preserve and protect such property."

Approved, May 25, 1928.



**CHAP. 742.**—An Act Authorizing surveys and investigations to determine the best methods and means of utilizing the waters of the Gila River and its tributaries above the San Carlos Reservoir in New Mexico and Arizona.

May 25, 1928.  
[H. R. 10786.]  
[Public No. 508.]

*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 empowered to make all necessary surveys and investigations to ascertain the best methods and means of utilizing the waters of the Gila River and its tributaries above the San Carlos Reservoir for irrigation and other purposes in the States of New Mexico and Arizona. The Secretary of the Interior is further authorized and empowered to prepare plans and make estimates of the cost of constructing dams, canals, and other works necessary for the utilization of such waters.

Gila River.  
Survey, etc., to determine methods of using, and tributaries above San Carlos Reservoir, for irrigation in New Mexico and Arizona.

Preparation of plans, estimates, etc.

Sum authorized from reclamation fund.

Proviso.  
Equal amount from local sources.

**SEC. 2.** That there is hereby authorized to be appropriated for this purpose a sum of not to exceed \$12,500 from any money in the reclamation fund: *Provided, however,* That the appropriation herein authorized shall not be available unless or until contributions of equal amounts shall have been provided from local sources.

Approved, May 25, 1928.

**CHAP. 743.**—An Act To authorize the Secretary of the Interior to transfer the Okanogan project, in the State of Washington, to the Okanogan irrigation district upon payment of charges stated.

May 25, 1928.  
[S. 1661.]  
[Public, No. 509.]

*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 contract with the Okanogan irrigation district for the transfer of the control of the Okanogan project, in the State of Washington, constructed pursuant to the Act of June 17, 1902 (Thirty-second Statutes at Large, page 388), and Acts amendatory thereof or supplementary thereto, known as the reclamation law, upon the district agreeing to pay to the United States in discharge of all obligations the sum of \$10,000 per annum for the period of thirty-one consecutive years, beginning with the year 1928 such installments to be due on December 1 of each year and bear interest at the rate of 6 per centum per annum after due. Upon such payments being completed, the said Secretary is authorized to convey to the district all the right, title, and interest of the United States in and to said Okanogan project.

Okanogan irrigation project, Wash.  
Transfer authorized of, to Okanogan irrigation district.  
Vol. 32, p. 388.

Yearly payments.

Upon completion of payments all rights transferred.

Assignment of Federal claims under contracts.

**SEC. 2.** The Secretary is authorized to assign to the district all claims that the United States now holds under contracts with water users and others owning land outside the boundaries of the said district, or owning land within the boundaries of said district but not consenting expressly or impliedly to the modifications in their water-right contracts necessary to conform to the terms of said proposed contract between the United States and the Okanogan irrigation district. During the irrigation season of 1928, prior to the execution of such contract with the Okanogan irrigation district, the district may, at its own expense, operate the canals and other works of the Okanogan project for the delivery of water to the water users thereunder, and during such irrigation season may deliver water regardless of the restrictions now imposed by the reclamation law relating to delinquency in payment of charges.

Operation during irrigation season of 1928.

**SEC. 3.** The contract between the United States and the said district shall reserve to the United States the power to resume control of said project at any time when necessary to shut off water to enforce payment of the annual installments provided for in the first section hereof.

Power reserved to resume control to enforce payments.

Control to be resumed if annual installment not paid before March 1 after due.

The Secretary of the Interior is directed to resume control and shut off water to enforce payment whenever any such annual installment is not paid on or before March 1 after due.

Approved, May 25, 1928.

May 25, 1928.

[S. 2965.]

[Public, No. 510.]

**CHAP. 744.**—An Act Authorizing the State of Indiana, acting by and through the State highway commission, to construct, maintain, and operate a toll bridge across the Wabash River, at or near Vincennes, Indiana.

Wabash River.  
Indiana may bridge,  
at Vincennes.

*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 State of Indiana, acting by and through the State highway commission, be, and is hereby, authorized to construct, maintain, and operate a bridge and approaches thereto across the Wabash River, at a point suitable to the interests of navigation, at or near Vincennes, 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.

Construction.  
Vol. 34, p. 84.

Right to acquire real estate, etc., for location, approaches, etc.

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

Condemnation proceedings.

Tolls authorized.

**SEC. 3.** The said State of Indiana, acting by and through the State highway commission, is hereby authorized to fix and charge tolls for transit over such bridge, and the rates of tolls 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.

Vol. 34, p. 85.

Rates applied to operation, sinking fund, etc.

**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 an amount not to exceed the cost of such bridge and its approaches as soon as possible under reasonable charges, but within a period of not to exceed ten years from the completion thereof. After a sinking fund sufficient to pay an amount not to exceed the cost of constructing the bridge and its approaches shall have been so 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 daily tolls collected shall be kept and shall be available for the information of all persons interested.

Maintenance as a free bridge after amortizing costs.

Record of expenditures and receipts.

Former Act repealed.  
Vol. 43, p. 945, repealed.

**SEC. 5.** The Act of Congress approved February 13, 1925, authorizing the States of Indiana and Illinois to construct a bridge over the Wabash River at Vincennes, Indiana, is hereby repealed.

Amendment.

**SEC. 6.** The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, May 25, 1928.

**CHAP. 745.**—An Act Authorizing the New Cumberland Bridge Company, its successors and assigns, to construct, maintain, and operate a bridge across the Ohio River at or near New Cumberland, West Virginia.

May 25, 1928.

[H. R. 5475.]

[Public, No. 511.]

*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 New Cumberland Bridge Company, its successors and assigns, 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 interests of navigation, at or near the city of New Cumberland, West Virginia, in accordance with the provisions of the Act entitled "An Act to regulate the construction of bridges over navigable waters," approved March 23, 1906, and subject to the conditions and limitations contained in this Act.

Ohio River.  
New Cumberland  
Bridge Company may  
bridge, at New Cum-  
berland, W. Va.

Construction.  
Vol. 34, p. 84

**SEC. 2.** There is hereby conferred upon the New Cumberland Bridge Company, its successors and assigns, 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 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.

Right to acquire real  
estate, etc., for loca-  
tion, approaches, etc.

Condemnation pro-  
ceedings.

**SEC. 3.** The said New Cumberland Bridge Company, 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 the authority contained in the Act of March 23, 1906.

Tolls authorized.

Vol. 34, p. 85.

**SEC. 4.** After the completion of such bridge, as determined by the Secretary of War, either the State of West Virginia, the State of Ohio, any public agency or 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, 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 twenty 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 good will, 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 10 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 author-  
ized, after completion,  
by West Virginia,  
Ohio, etc.

Condemnation pro-  
ceedings.

Compensation if ac-  
quired by condemna-  
tion.

Limitations.

**SEC. 5.** If such bridge shall be taken over or acquired by the States or public agencies or political subdivisions thereof, or by either of them, as provided in section 4 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

Tolls under State,  
etc., operation.

Rates applied to op-  
eration, sinking fund,  
etc.

Maintenance as free bridge, etc., after amortizing costs.

Record of expenditures and receipts.

Sworn statement of construction costs, etc., to be filed after completion.

Examination by Secretary of War.

Findings of Secretary conclusive.

Right to sell, etc., conferred.

Amendment.

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, or the rates of toll shall thereafter be so adjusted as to provide a fund of not to exceed the amount necessary for the proper maintenance, repair, and operation of the bridge and its approaches under economical management. 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.

SEC. 6. The said New Cumberland Bridge Company, 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 Ohio, 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 New Cumberland Bridge Company, 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 4 of this Act, subject only to review in a court of equity for fraud or gross mistake.

SEC. 7. The right to sell, assign, transfer, and mortgage all the rights, powers, and privileges conferred by this Act is hereby granted to the New Cumberland Bridge Company, 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. 8. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, May 25, 1928.

May 25, 1928.  
[H. R. 3926.]  
[Public, No. 512.]

**CHAP. 746.**—An Act Granting the consent of Congress to the State Highway Commission of Arkansas to construct, maintain, and operate a bridge across Red River at or near Garland City, Arkansas.

Red River.  
Arkansas State Highway Commission may bridge, at Garland City, Ark.  
Construction.  
Vol 34, p. 84.

*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 Highway Commission of Arkansas to construct, maintain, and operate a bridge and approaches thereto across the Red River, at a point suitable to the interests of navigation, at or near Garland City, within five miles

of the bridge of the Saint Louis, Southwestern Railway Company, 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. If tolls are charged for the use of the bridge constructed under authority of this Act, the State Highway Commission of Arkansas may so adjust the rate of toll to be charged as to produce sufficient revenue to maintain, operate, and repair the bridge and repay the original cost of constructing the same, including any interest paid on borrowed money and discounts necessarily required in financing such original construction, and shall, after the repayment thereof, operate such a bridge as a free bridge, provided that no bonds shall be issued for the building of said bridge that will mature more than twenty-five years from the date of said bonds.

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

Approved, May 25, 1928.

Tolls applied to operation, original cost, etc.

Maintenance as free bridge after repayment.

Amendment.

CHAP. 747.—An Act To amend section 2 of an Act approved February 14, 1926, granting consent of Congress for the construction of a bridge across Red River at or near Fulton, Arkansas.

May 25, 1928.  
[H. R. 12676.]

[Public, No. 513.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That section 2 of an Act approved February 14, 1926, granting consent of Congress for the construction of a bridge across Red River at or near Fulton, Arkansas, shall read as follows:

Red River.  
Bridge across, by Arkansas, at Fulton.

"SEC. 2. If tolls are charged for the use of such bridge, the rates of toll shall be so adjusted as to provide a fund sufficient (1) to pay the reasonable cost of maintaining, repairing, and operating the bridge and its approaches; (2) the interest on borrowed money necessarily required and financing charges necessarily incurred in connection with the construction of the bridge and its approaches; and (3) to provide a sinking fund sufficient to retire the bonds issued and sold in connection with such original construction. All revenue received from the bridge shall be applied to the foregoing purposes, and no bonds issued in connection with the construction of the bridge and its approaches shall be made to mature later than twenty years after the date of issue thereof.

Application of rates of toll.  
Vol. 44, p. 4, amended.

All revenues to be so applied.

"After a fund sufficient to retire such bonds in accordance with their provisions shall have been so provided, the bridge shall thereafter be maintained and operated as a free highway bridge, upon which no tolls shall be charged. An accurate and itemized record of the original cost of the bridge and its approaches, the expenditures for maintaining, repairing and operating the same, the interest charges paid and the tolls charged and the daily revenues received from the bridge shall be kept by the State highway commission of Arkansas, and shall be available at all reasonable times for the information of all persons interested."

Maintenance as free bridge, when fund to retire bonds provided.

Record of expenditures and receipts.

Approved, May 25, 1928.

CHAP. 748.—An Act To amend section 2 of an Act approved March 12, 1928, granting consent of Congress for the construction of a bridge across the Ouachita River at or near Calion, Arkansas.

May 25, 1928.  
[H. R. 12677.]

[Public, No. 514.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That section 2 of an Act approved March 12, 1928, granting consent of Congress

Ouachita River.  
Bridge across, by Arkansas, at Calion.

for the construction of a bridge across Ouachita River at or near Calion, Arkansas, shall read as follows:

Application of rates of toll.  
Anle, p. 308, amended.

"SEC. 2. If tolls are charged for the use of such bridge, the rates of toll shall be so adjusted as to provide a fund sufficient (1) to pay the reasonable cost of maintaining, repairing and operating the bridge and its approaches; (2) the interest on borrowed money necessarily required and financing charges necessarily incurred in connection with the construction of the bridge and its approaches; and (3) to provide a sinking fund sufficient to retire the bonds issued and sold in connection with such original construction. All revenue received from the bridge shall be applied to the foregoing purposes and no bonds issued in connection with the construction of the bridge and its approaches shall be made to mature later than twenty years after the date of issue thereof.

All revenue to be so applied.

Maintenance as free bridge, when fund to retire bonds provided.

Record of expenditures and receipts.

"After a fund sufficient to retire such bonds in accordance with their provisions shall have been so provided, the bridge shall thereafter be maintained and operated as a free highway bridge, upon which no tolls shall be charged. An accurate and itemized record of the original cost of the bridge, and its approaches, the expenditures for maintaining, repairing and operating the same, the interest charges paid and the tolls charged and the daily revenues received from the bridge shall be kept by the State Highway Commission of Arkansas, and shall be available at all reasonable times for the information of all persons interested."

Approved, May 25, 1928.

May 26, 1928.  
[H. R. 5898.]  
[Public, No. 515.]

**CHAP. 751.**—An Act To authorize certain officers of the United States Army, Navy, and Marine Corps to accept such decorations, orders, and medals as have been tendered them by foreign governments in appreciation of services rendered.

Decorations tendered by foreign governments to designated officers of Army, Navy, and Marine Corps, may be accepted.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the following-named officers of the United States Army, Navy, and Marine Corps are hereby authorized to accept such decorations, orders, and medals as have been tendered them by foreign governments in appreciation of services rendered:

List of Navy officers.

United States Navy: Vice Admiral G. H. Burrage, Rear Admiral H. P. Jones, Rear Admiral P. Andrews, Rear Admiral C. F. Hughes, Rear Admiral T. P. Magruder, Rear Admiral W. C. Cole, Rear Admiral J. H. Dayton, Rear Admiral Louis M. Nulton, Rear Admiral Y. Stirling, junior, Rear Admiral Thomas Washington, Rear Admiral W. L. Howard, retired, Rear Admiral H. Rodman, retired, Rear Admiral J. D. McDonald, retired, Rear Admiral T. Snowden, retired, Rear Admiral C. L. Hussey, retired, Rear Admiral A. P. Niblack, retired, Rear Admiral R. Welles, retired, Captain C. A. Abele, Captain T. L. Johnson, Captain H. E. Lackey, Captain S. W. Bryant, Captain C. S. Freeman, Captain K. G. Castleman, Captain F. T. Evans, Captain H. K. Cage, Captain A. Andrew, Captain D. C. Hanrahan, retired, Captain F. B. Freyer, Captain W. F. Halsey, junior, Captain D. W. Bagley, Captain C. H. Woodward, Captain W. P. Scott, Captain H. Laning, Captain V. A. Kimberly, Captain H. L. Brinser, Captain F. D. Berrien, Captain R. D. White, Captain L. R. Leahy, Captain E. H. Durell, retired, Commander J. S. McCain, Commander G. C. Logan, Commander S. S. Kennedy, Commander R. E. Byrd, retired, Commander A. T. Church, Commander H. Delano, Commander W. L. Beck, Commander R. A. Spruance, Commander A. G. Stirling, Commander W. T. Smith, Commander J. F. Shafroth, junior, Commander J. James, Commander G. H. Laird, Lieutenant Commander M. Collins, Lieutenant Commander J. M.

Deem, Lieutenant Commander J. R. Peterson, junior, Lieutenant Commander A. Macomb, Lieutenant Commander H. F. Kingman, Lieutenant Commander D. C. Ramsey, Lieutenant Commander A. W. Dunn, junior, Lieutenant Commander H. O'D. Hunter, Lieutenant Commander G. E. Brandt, Lieutenant Commander W. C. Hayes, Lieutenant Commander J. B. Will, Lieutenant Commander R. Pfaff, Lieutenant Commander W. E. Whitehead, retired, Lieutenant R. Welles, Lieutenant B. T. Talbott, Lieutenant D. L. Maderia, Lieutenant R. A. Ofstie, Lieutenant W. A. Brooks, Lieutenant D. J. Sinnott, Lieutenant F. B. Stoddert, Lieutenant W. E. Moore, Lieutenant E. D. Snare, Lieutenant C. L. Green, Lieutenant C. J. Marshall, Lieutenant E. J. Norcott, retired, Lieutenant (Junior Grade) J. K. Lynch, Rear Admiral A. M. D. McCormick (Medical Corps), Captain W. N. McDonnell (Medical Corps), Captain C. S. Butler (Medical Corps), Captain J. S. Woodward (Medical Corps), Captain A. B. Clifford (Medical Corps), Commander M. Boland (Medical Corps), Commander R. H. Laning (Medical Corps), Lieutenant Commander P. W. Wilson (Medical Corps), Lieutenant Commander R. W. Hutchinson (Medical Corps), Lieutenant Commander E. P. Huff (Medical Corps), Lieutenant Commander R. H. Miller (Medical Corps), retired, Lieutenant J. J. Kaveney (Medical Corps), Rear Admiral S. McGowan (Supply Corps), retired, Captain D. Potter (Supply Corps), Captain N. B. Farwell (Supply Corps), Captain J. D. Robnett (Supply Corps), Captain E. D. Stanley (Supply Corps), Captain W. J. Hine (Supply Corps), Commander Eugene H. Tricou (Supply Corps), Lieutenant M. J. Stubbs (Supply Corps), Captain E. W. Scott (Chaplain Corps), Commander W. A. Maguire (Chaplain Corps), Commander J. W. Moore (Chaplain Corps), Commander E. A. Brodman (Chaplain Corps), Lieutenant Commander T. L. Wood (Chaplain Corps), Chief Pharmacist C. E. Alexander, Commander R. E. Tod, United States Naval Reserve, and Commander J. L. Callan, United States Naval Reserve.

List of Navy officers—Continued.

United States Marine Corps: Colonel Julius S. Turrill, Colonel Douglas C. McDougal, Lieutenant Colonel James K. Tracy, Lieutenant Colonel James J. Meade, Major Calvin B. Matthews, Major Samuel M. Harrington, Major Alexander A. Vandegrift, Major Harry L. Smith, Major William H. Rupertus, Major Allen H. Turnage, Major M. B. Humphrey, Captain William F. Beattie, Captain Louis J. Hughes, and Marine Gunner Theodore C. Laitsch.

List of Marine Corps officers.

United States Army: Colonel Bailey K. Ashford, Medical Corps; Major General Edwin B. Babbitt, retired; Lieutenant Colonel Joseph H. Barnard, Field Artillery; Captain Alfred Ilko Barton, Adjutant General Reserve; Major Joseph E. Barzynski, Quartermaster Corps; Captain James D. Basey, retired; Major William M. Beaman, Engineer Reserves; First Lieutenant William C. Bennett, junior, Corps of Engineers; Major General Charles W. Berry, senior, Reserves; Major General Tasker H. Bliss, retired; Lieutenant Colonel Stephen Bonsal, Military Intelligence Division Reserves; Lieutenant Colonel Allan L. Briggs, Infantry; Major General Robert L. Bullard, retired; Captain Benjamin F. Caffey, junior, Infantry; Captain Daniel J. Cauty, Quartermaster Corps; Major James E. Chaney, Air Corps; Lieutenant Colonel Harry N. Cootes, Cavalry; Major General Enoch H. Crowder, retired; Major Fred T. Cruse, Field Artillery; Lieutenant Colonel Guy Cushman, retired; Major Herbert A. Dargue, Air Corps; Major Howard C. Davidson, Air Corps; Captain Anthony Bigelow Day, Medical Reserves; Colonel Edward T. Donnelly, retired; Major Lee Roy Dunbar, Medical Corps; Major John M. Eager, Field Artillery; Captain Ira C. Eaker, Air Corps; Major

List of Army officers.

List of Army officers—Continued. off-

General Clarence R. Edwards, retired; Major Henry W. T. Eglin, Coast Artillery; First Lieutenant Muir S. Fairchild, Air Corps; Colonel John P. Finley, retired; Major Allen S. Fletcher, Philippine Scouts; Colonel Frederick S. Foltz, retired; Lieutenant Colonel Clyde S. Ford, retired; Lieutenant Colonel William F. H. Godson, Cavalry; Lieutenant Colonel David Marvin Goodrich, Cavalry Reserves; Major Ephriam F. Graham, retired; Lieutenant Colonel Ulysses S. Grant, third, Corps of Engineers; Captain Samuel A. Greenwell, Cavalry; Major General James G. Harbord, retired; Major William Lee Hart, Medical Corps; Brigadier General William W. Harts; Colonel Guy V. Henry, Cavalry; Major William Joseph Hillas, Medical Reserves; Brigadier General Roy Hoffman, Reserves; Captain Nelson M. Holderman, retired; Major Otto Holstein, Military Intelligence Division Reserves; Lieutenant Colonel Harry S. Howland, retired; Major Edgar Erskine Hume, Medical Corps; Major General Merritte W. Ireland; Major Leroy Hodges, Ordnance Reserves; Captain William W. Jenna, Infantry; Major Herbert Spencer Johnson, Infantry Reserves; Colonel Wait C. Johnson, Infantry; Major William A. Jones, Infantry; Colonel Charles E. Kilbourne, Coast Artillery; Lieutenant Colonel Wallace Whitney Kirby, Engineer Reserves; Lieutenant Colonel Arthur B. Kratz, Engineer Reserves; Lieutenant Colonel Ben Lear, junior, Cavalry; Major General Hunter Liggett, retired; Colonel Charles A. Lindbergh, Air Corps Reserves; Captain Arthur B. McDaniel, Air Corps; Major Dale F. McDonald, Infantry; Captain William McFarland, Medical Administrative Corps; Colonel Joseph Wallace McIntosh, Quartermaster Corps Reserves; Major Rufus F. Maddux, Chemical Warfare Service; Captain Walter Mulford Mann, Infantry; Captain Clarence Augustus Manning, Military Intelligence Division Reserves; Lieutenant Colonel John C. Montgomery, retired; Major Horace Morison, Quartermaster Corps Reserves; Lieutenant Colonel Charles G. Mortimer, Quartermaster Corps; Colonel T. Bentley Mott, retired; Lieutenant Colonel Hugh A. Parker, Infantry; Major Albro L. Parsons, junior, Medical Corps; Major General Mason M. Patrick, retired; Major George S. Patton, Cavalry; Colonel Robert U. Patterson, Medical Corps; General John J. Pershing, retired; Lieutenant Colonel Arthur Poillon, Cavalry; Major George W. L. Prettyman, Field Artillery Reserves; First Lieutenant Chas. McK. Robinson, Air Corps; Colonel Kyle Rucker, Judge Advocate General's Department; Lieutenant Colonel Francis A. Ruggles, Field Artillery; Captain Saint Clair Streett, Air Corps; Colonel John Guy Strohm, Medical Reserves; Major General Harry Taylor, retired; First Lieutenant Bernard S. Thompson, Air Corps; Major Harold Thompson, Cavalry; Colonel Francis Bowen Upham, Adjutant General Reserves; Major Frank Clayton Vincent, Infantry Reserves; Major Roland F. Walsh, Quartermaster Corps; First Lieutenant Leonard D. Weddington, Air Corps; First Lieutenant Ennis C. Whitehead, Air Corps; Major Franklin L. Whitley, Adjutant General's Department; Captain Royden Williamson, Cavalry; Captain Charles A. Willoughby, Infantry; Captain Ira Ayer, Medical Reserves; Major General David Prescott Barrows, Reserves; Colonel William Merriam Chadbourne, Chemical Warfare Reserves; Major General B. Frank Cheatham, The Quartermaster General; Major Sherman Montrose Craiger, Finance Reserves; Major Edmund L. Daley, Corps of Engineers; Lieutenant Colonel Warren Jefferson Davis, Signal Reserves; Captain John H. Dawson, Medical Administrative Corps; Brigadier General John Ross Delafield, Ordnance Reserves; Colonel Andrew J. Dougherty, Infantry; Major General William Nafew Haskell, Reserves; Colonel John Philip Hill, Cavalry



Reserves; Lieutenant Colonel Campbell B. Hodges, Infantry; Colonel Noble B. Judah, Field Artillery Reserves; Lieutenant Colonel James I. Mabee, retired; Major General Charles H. Martin; Captain Jeremiah Joseph Murphy, Engineer Reserves; Brigadier General William J. Nicholson, retired; Brigadier General William Barclay Parsons, Auxiliary Reserves; First Lieutenant Nathan Philip Ruditsky, Military Intelligence Division Reserves; Colonel Lucius A. Salisbury, Medical Reserves; Major William H. Shutan, Quartermaster Corps; Major General Robert Henry Tundall, Reserves; Major James A. Ulio, Adjutant General's Department; Colonel Leroy Hodges, Reserve Corps.

List of Army officers—Continued.

That all recommendations for decoration by the United States of America now pending before the War Department, Navy Department, or Marine Corps for services rendered during the World War be considered by the proper boards or authorities, and awards made in such cases as the conduct of those recommended shows them to be entitled and deserving of the same.

Pending recommendations for decorations for World War services of Army, Navy, and Marine Corps to be considered, and awards made.

Approved, May 26, 1928.

**CHAP. 752.**—An Act To create a new division of the District Court of the United States for the Northern District of Texas.

May 26, 1928.

[S. 3864.]

[Public, No. 516.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That there is hereby created, in addition to those now provided by law, a new division of the District Court of the United States for the Northern District of Texas, which shall include the territory now embraced in the counties of Bailey, Borden, Lamb, Floyd, Kent, Motley, Hale, Dickens, Crosby, Lubbock, Scurry, Hockley, Cochran, Yoakum, Terry, Lynn, Garza, Dawson, and Gaines, which shall constitute the Lubbock division of said district. Terms of the district court for the Lubbock division shall be held at Lubbock on the third Monday in May and the second Monday in December: *Provided,* That suitable accommodations for holding court at Lubbock shall be provided by the county or municipal authorities without expense to the United States.

Texas northern judicial district.  
Lubbock division of, created.  
Vol. 36, p. 1125, amended.  
Counties constituting.

Terms of court.

*Provided.*  
Room to be furnished.

Office of clerk.

The clerk of the court for the northern district shall maintain an office in charge of himself or a deputy, in addition to the places now provided, at Lubbock, which shall be kept open at all times for the transaction of the business of the court.

Sec. 2. All laws and parts of laws in conflict herewith are hereby repealed.

Conflicting laws repealed.

Approved, May 26, 1928.

**CHAP. 753.**—An Act To authorize a per capita payment to the Pine Ridge Sioux Indians of South Dakota.

May 26, 1928.

[H. R. 13342.]

[Public, No. 517.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of the Interior be, and he is hereby, authorized to withdraw from funds on deposit in the Treasury of the United States to the credit of the Pine Ridge Sioux Indians of South Dakota a sum sufficient to make a \$10 per capita payment to said Indians, under such rules and regulations as he may prescribe.

Pine Ridge Sioux Indians, S. Dak.  
Per capita payment to, from tribal funds.

Approved, May 26, 1928.

May 26, 1928.

[H. R. 11134.]

[Public, No. 518.]

**CHAP. 754.**—An Act To authorize appropriations for construction at military posts, and for other purposes.

Army.  
Authorizations for appropriations for buildings, etc., at designated military posts.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That there is hereby authorized to be appropriated not to exceed \$13,268,284, to be expended for the construction and installation at military posts of such buildings and utilities and appurtenances thereto as may be necessary, as follows: Albrook Field, Panama, noncommissioned officers' quarters, \$413,000, officers' quarters, \$378,000; Fort Kamehameha, Hawaii, barracks, \$35,000; San Juan, Porto Rico, barracks, \$10,000, officers' quarters, \$140,000; Schofield Barracks, Hawaii, barracks, \$830,000; Wheeler Field, Hawaii, barracks, \$504,000, noncommissioned officers' quarters, \$300,000, officers' quarters, \$666,000; Alcatraz Island, California, addition to utilities building, \$15,000; Fort Benning, Georgia, noncommissioned officers' quarters, \$130,000, officers' quarters, \$370,000; Fort Bliss, Texas, noncommissioned officers' quarters, \$150,000; Fort Bragg, North Carolina, barracks, \$186,000, noncommissioned officers' quarters, \$102,000, officers' quarters, \$212,000; Chanute Field, Illinois, barracks, \$150,000, officers' quarters, \$70,000; Camp Devens, Massachusetts, noncommissioned officers' quarters, \$100,000, officers' quarters, \$150,000; Fort Humphreys, Virginia, noncommissioned officers' quarters, \$180,000; Fort Douglas, Utah, officers' quarters, \$75,000, noncommissioned officers' quarters, \$54,000; Fort Jay, New York, barracks, \$300,000; Langley Field, Virginia, noncommissioned officers' quarters, \$300,000; Letterman General Hospital, California, nurses' quarters, \$70,000, hospital, \$50,000; Fort Lewis, Washington, barracks, \$350,000, noncommissioned officers' quarters, \$68,000, officers' quarters, \$50,000, nurses' quarters, \$32,000; March Field, California, noncommissioned officers' quarters, \$150,000; Camp McClellan, Alabama, officers' quarters, \$225,000, noncommissioned officers' quarters, \$48,000; Fort McPherson, Georgia, hospital, \$150,000; Camp Meade, Maryland, noncommissioned officers' quarters, \$150,000; officers' quarters, \$250,000, hospital, \$150,000; Mitchel Field, New York, barracks, \$280,000, noncommissioned officers' quarters, \$120,000; Fort Monmouth, New Jersey, officers' quarters, \$350,000; Fort Monroe, Virginia, officers' quarters, \$268,000; Fort Riley, Kansas, noncommissioned officers' quarters, \$125,000, officers' quarters, \$125,000; Fort Sam Houston, Texas, barracks, \$870,000, post signal communication center building, \$30,000; New Primary Flying School, San Antonio, Texas, barracks, \$180,950, noncommissioned officers' quarters, \$540,000, officers' quarters, \$1,250,000; Presidio of San Francisco, California, chapel, \$40,000; Scott Field, Illinois, noncommissioned officers' quarters, \$150,000; Selfridge Field, Michigan, noncommissioned officers' quarters, \$100,000, officers' quarters, \$250,000, completion of hospital, \$50,000; Fort Slocum, New York, barracks, \$246,000, noncommissioned officers' quarters, \$54,000; Fort Wadsworth, New York, barracks, \$250,000; Walter Reed General Hospital, Washington, District of Columbia, nurses' quarters, \$300,000: *Provided*, That the north center of the building shall be approximately six hundred feet east of the north and south line which forms the western boundary of the reservation, and approximately two hundred and sixty feet north of the line which forms the south boundary of the reservation; for completing the construction of the new cadet mess hall, cadet store, dormitories, and drawing academy, including equipment, United States Military Academy, West Point, New York, \$126,334.

Walter Reed Hospital, D. C.  
*Proviso.*  
Location of nurses' quarters.  
*Post*, p. 927.

Military Academy.  
New buildings, etc.  
*Post*, pp. 929, 1368.

Authorization for Air Corps technical buildings, etc.

That there is hereby authorized to be appropriated not to exceed \$6,499,500, to be expended for the construction and installa-

tion at military posts of such technical buildings and utilities and appurtenances thereto as may be necessary, as follows:

Albrook Field, Canal Zone: Hangars, \$200,000; Air Corps shops and warehouse, \$126,000; headquarters and operations building, \$40,000; radio, parachute, and armament building, \$25,000; gasoline and oil storage, \$75,000; paint, oil, and dope warehouse, \$5,000; improvement of landing field, \$600,000.

France Field, Canal Zone: Hangars, \$80,000; operations building, \$30,000; photo, radio, parachute, and armament buildings, \$61,000; air-depot shops, \$160,000; air-depot warehouse, \$200,000; improvement of landing field, \$103,000.

Hawaiian Department, Wheeler Field, Hawaii: Hangars, \$240,000; Air Corps field warehouse, \$45,000; Air Corps field shops, \$81,000; headquarters and operations building, \$40,000; photo, radio, parachute, and armament buildings, \$61,000; gasoline and oil storage, \$15,000; paint, oil, and dope warehouse, \$5,000; improvement landing field, \$110,000.

Bolling Field, District of Columbia: Hangars, \$160,000; gasoline and oil storage, \$12,000; paint, oil, and dope warehouse, \$5,000; improvement landing field, \$100,000.

Chanute Field, Illinois: Hangars, \$120,000; Air Corps shops and warehouse, \$126,000; headquarters and operations building, \$40,000; photo, radio, parachute, and armament buildings, \$61,000; school building, \$80,000; gasoline and oil storage, \$10,000; paint, oil, and dope warehouse, \$5,000.

Crissy Field, California: Hangar, \$40,000; photo building, \$36,000; gasoline and oil storage, \$5,000; paint, oil, and dope warehouse, \$5,000.

Duncan Field, Texas: Hangars, \$80,000; air-depot shops, \$243,000.

Fairfield Air Depot, Ohio: Air-depot shops, \$243,000.

Fort Sam Houston, Texas: Hangar, \$40,000; Air Corps field shops and warehouse, \$60,000; headquarters building, \$20,000; photo, radio, parachute, and armament buildings, \$61,000; gasoline and oil storage, \$5,000; improvement landing field, \$20,000.

Marshall Field, Kansas: Hangar, \$40,000; Air Corps field shops and warehouse, \$60,000; headquarters building, \$20,000; photo, radio, parachute, and armament buildings, \$61,000; gasoline and oil storage, \$5,000; paint, oil, and dope warehouse, \$5,000; improvement of landing field, \$15,000.

Maxwell Field, Alabama: Gasoline and oil storage, \$5,000; paint, oil, and dope warehouse, \$5,000; improvement of landing field, \$13,000.

Mitchell Field, New York: Hangars, \$80,000; photo building, \$36,000; gasoline and oil storage, \$10,000; paint, oil, and dope warehouse, \$5,000.

Post Field, Oklahoma: Hangar, \$40,000; Air Corps field shops and warehouse, \$60,000; headquarters building, \$20,000; radio, parachute, and armament buildings, \$25,000; gasoline and oil storage, \$5,000; paint, oil, and dope warehouse, \$5,000.

Rockwell Field, California: Hangars, \$160,000; Air Corps warehouse, \$45,000; headquarters and operations building, \$40,000; radio, parachute, and armament buildings, \$25,000; gasoline and oil storage, \$10,000; paint, oil, and dope warehouse, \$5,000.

Rockwell Air Depot, Rockwell Field, California: Air-depot shops, \$243,000; air-depot warehouses, \$500,000.

San Antonio Primary Training School, San Antonio, Texas: Hangars, \$440,000; Air Corps shops and warehouse, \$126,000; headquarters and operations building, \$40,000; wing headquarters building, \$60,000; photo, radio, parachute, and armament buildings, \$61,000; school building, \$40,000; gasoline and oil storage, \$9,500;

Albrook Field, Canal Zone.

France Field, Canal Zone.

Wheeler Field, Hawaii.

Bolling Field, D. C.

Chanute Field, Ill.

Crissy Field, Calif.

Duncan Field, Tex.  
Fairfield Depot, Ohio.  
Fort Sam Houston, Tex.

Marshall Field, Kans.

Maxwell Field, Ala.

Mitchell Field, N. Y.

Post Field, Okla.

Rockwell Field, Calif.

Rockwell Air Depot, Calif.

San Antonio Primary Training School, Tex.

paint, oil, and dope warehouse, \$5,000; improvement of landing field, \$150,000.

Selfridge Field,  
Mich.

Selfridge Field, Michigan: Air Corps warehouse, \$45,000; photo building, \$36,000; gasoline and oil storage, \$10,000; paint, oil, and dope warehouse, \$5,000; improvement of landing field, \$50,000.

'Fort Kamehameha,  
Hawaii.  
Acquisition of lands  
for a flying field near.

That the Secretary of War is hereby authorized to cause condemnation proceedings to be instituted for the purpose of acquiring certain tracts of land in the vicinity of Fort Kamehameha Reservation, Territory of Hawaii, hereinafter described, for use as a flying field, and that a sum not exceeding \$1,145,000 is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, for the acquisition of the fee simple title to said land either by purchase or condemnation, to wit: That portion of the Queen Emma and Damon Estates lying directly north of and adjoining Fort Kamehameha Reservation, east of the Fort Kamehameha-Puuloa Junction Road, south of the plantation road just north of Loco-Lelepaua and extending to the Rodgers Airport and Keehii Lagoon on the east consisting approximately of one thousand four hundred and thirty-four acres, at a cost not exceeding \$420,000, and also a portion of the Halawa district consisting of about eight hundred and sixty-two acres and immediately adjoining the Queen Emma and Damon Estates at a cost not exceeding \$725,000.

Description.

Approved, May 26, 1928.

May 26, 1928.

[S. 2327.]

[Public, No. 519.]

**CHAP. 755.**—An Act To amend the Act entitled "An Act to provide that the United States shall aid the States in the construction of rural post roads, and for other purposes," approved July 11, 1916, as amended and supplemented, and for other purposes.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That for the purposes of 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, and all Acts amendatory thereof and supplementary thereto, there is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, the following additional sums, to be expended according to the provisions of such Act as amended:

The sum of \$75,000,000 for the fiscal year ending June 30, 1930.

The sum of \$75,000,000 for the fiscal year ending June 30, 1931.

**SEC. 2.** For carrying out the provisions of section 23 of the Federal Highway Act, approved November 9, 1921, there is hereby authorized to be appropriated for forest roads and trails, out of any money in the Treasury not otherwise appropriated, the following additional sums, to be available until expended in accordance with the provisions of said section 23:

The sum of \$7,500,000 for the fiscal year ending June 30, 1930.

The sum of \$7,500,000 for the fiscal year ending June 30, 1931.

**SEC. 3.** All Acts or parts of Acts in any way inconsistent with the provisions of this Act are hereby repealed, and this Act shall take effect on its passage.

Approved, May 26, 1928.

May 26, 1928.

[S. 1145.]

[Public, No. 520.]

**CHAP. 756.**—An Act To authorize an appropriation for roads on Indian reservations.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That appropriations are hereby authorized out of any money in the Treasury not

Rural post roads.  
Additional authori-  
zations of appropri-  
ations for.

Vol. 39, p. 356; Vol.  
40, p. 1201; Vol. 42, pp.  
660, 1157; Vol. 43, p. 889;  
Vol. 44, p. 760.

For 1930.

For 1931.

Federal Highway.  
Act.

Additional authori-  
zations for roads and  
trails in national forests.

Vol. 42, p. 218.  
Post, p. 1220.

For 1930.

For 1931.

Inconsistent laws re-  
pealed.

Indian Reservations.

otherwise appropriated for material, equipment, supervision and engineering, and the employment of Indian labor in the survey, improvement, construction, and maintenance of Indian reservation roads not eligible to Government aid under the Federal Highway Act and for which no other appropriation is available, under such rules and regulations as may be prescribed by the Secretary of the Interior.

Approved, May 26, 1928.

**CHAP. 757.**—An Act Granting certain land to the congregation of Saint Joseph's Roman Catholic Church in the parish of East Baton Rouge, Louisiana.

Appropriations authorized for construction roads in, not eligible under Federal Highway Act, etc.  
Vol. 42, p. 212.

May 26, 1928.

[S. 3620.]

[Public, No. 521.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That there is hereby granted to the congregation of Saint Joseph's Roman Catholic Church in the parish of East Baton Rouge, Louisiana, all the proprietary right, title, and interest of the United States to and in that certain tract of land in the United States Reservation or Garrison Grounds in the city of Baton Rouge, Louisiana, formerly used as a grave yard or burial ground by the congregation of St. Joseph's Church of said city in the parish of East Baton Rouge, which is not included in any of the lots or streets of said city, but lies on North Street and between Uncle Sam Street and the lot of the private property of H. E. Hausey, measuring two hundred and fourteen and five-tenths American measure, on line of said Hausey, running north by a depth of four hundred and ninety-seven feet, more or less, running east to the west line of Uncle Sam Street between parallel lines, and containing approximately two and forty-five one-hundredths acres, as described in the Act entitled "An Act to provide for the disposal of a portion of the United States Military Reservation at Baton Rouge, Louisiana," approved September 30, 1890; and the Secretary of the Interior, after such survey as he may deem necessary, shall, as a further evidence of title, direct the issuance of a patent in accordance with the provisions of this Act.

Baton Rouge, La.  
Patent to Saint Joseph's Roman Catholic Church for tract of land in Garrison Grounds at.

*Ante*, p. 595.

Description.

Vol. 26, p. 503.

**SEC. 2.** That the provisions "unless hereafter required by the Secretary of War for the use of the United States for military purposes" be, and it is hereby, stricken from the Act of September 30, 1890 (Twenty-sixth Statutes, page 503), and any implied conditions of reversion of title to the Government of the United States contained in said Act be, and the same are hereby, repealed, it being the purpose and intent of this Act to grant to the congregation of Saint Joseph's Roman Catholic Church of Baton Rouge, Louisiana, free from restriction, reservation, or condition, full and complete title in and to the lands described in section 1 hereof.

Former reservation for military purposes repealed.  
Vol. 26, p. 503, repealed.

Complete title to the church.

Approved, May 26, 1928.

**CHAP. 758.**—An Act Authorizing the South Carolina and the Georgia State highway departments to construct, maintain, and operate a toll bridge across the Savannah River at or near Burtons Ferry, near Sylvania, Georgia.

May 26, 1928.

[S. 4474.]

[Public, No. 522.]

*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 State highway departments of the respective States of Georgia and South Carolina, jointly and severally, or either of them, be and are hereby authorized to construct, maintain, and operate a bridge and approaches thereto across

Savannah River.  
Georgia and South Carolina may bridge, at Burtons Ferry, Ga.

Construction.  
Vol. 34, p. 84.

the Savannah River at a point suitable to the interests of navigation, at or near Burtons Ferry, near Sylvania, Georgia, 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.

Right to acquire real estate, etc., for location, approaches, etc.

SEC. 2. There is hereby conferred upon the State highway departments of the respective States of Georgia and South Carolina, jointly and severally, or either of them, 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 States.

Condemnation proceedings.

Tolls authorized.

SEC. 3. The said State highway departments of the respective States of Georgia and South Carolina, jointly and severally, or either of them, are hereby authorized to fix and charge tolls for transit over such bridge, and the rates of toll so fixed shall be the legal rates until changed by the Secretary of War under the authority contained in the Act of March 23, 1906.

Vol. 34, p. 85.

Rates of toll applied to operation, sinking fund, etc.

SEC. 4. In fixing the rates of toll to be charged for the use of such bridge the same shall be so adjusted as to provide a fund sufficient to pay for the reasonable cost of maintaining, repairing, and operating the bridge and its approaches under economical management, and to provide a sinking fund sufficient to amortize the cost of such bridge and its approaches, including reasonable interest and financing cost, as soon as possible, under reasonable charges, but within a period of not to exceed ten years from the completion thereof. After a sinking fund sufficient for such amortization shall have been so provided, such bridge shall thereafter be maintained and operated free of tolls, or the rates of toll shall thereafter be so adjusted as to provide a fund of not to exceed the amount necessary for the proper maintenance, repair, and operation of the bridge and its approaches under economical management. 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.

Maintenance as free bridge, etc., after amortizing costs.

Record of expenditures and receipts.

Amendment.

SEC. 5. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, May 26, 1928.

May 26, 1928.  
[S. 4456.]  
[Public, No. 523.]

CHAP. 759.—An Act Granting the consent of Congress to the boards of county commissioners of the counties of Escambia and Santa Rosa, in the State of Florida, to construct, maintain, and operate a free bridge across Santa Rosa Sound in the State of Florida.

Santa Rosa Sound.  
Escambia and Santa  
Rosa Counties, Fla.,  
may construct, etc., a  
free bridge across.

*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 boards of county commissioners of the counties of Escambia and Santa Rosa, in the State of Florida, to construct, maintain, and operate a free bridge across Santa Rosa Sound, at a point suitable to the interests of navigation, at or near Deer Point in Santa Rosa County or at or near Sharp Point on Santa Rosa Island, 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 alter, amend, or repeal this Act is hereby expressly reserved.

Approved, May 26, 1928.

Construction.  
Vol. 34, p. 84.

Amendment.

**CHAP. 760.**—An Act To authorize the Secretary of War to transfer or loan aeronautical equipment to museums and educational institutions.

May 26, 1928.

[S. 1822.]

[Public, No. 524.]

*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 transfer or loan to museums or properly accredited schools, colleges, and universities, for exhibition or instructional purposes, any aircraft, aircraft parts, instruments, or engines that have become obsolete or impaired to the extent that repair would not be economical: *Provided*, That such aircraft, aircraft parts, or engines will not be used in actual flight: *Provided further*, That no expense shall be caused the United States Government by the transfer or loan or return of said property.

Army.  
Obsolete aeronautical equipment may be loaned, etc., to museums and educational institutions.

*Provided*.  
Not to be used in actual flight.  
No Government expense.

Approved, May 26, 1928.

**CHAP. 761.**—An Act To authorize the construction of a temporary railroad bridge across Bogue Chitto River at or near a point in township 5 south, range 13 east, Saint Helena meridian, Saint Tammany Parish, Louisiana.

May 26, 1928.

[S. 3908.]

[Public, No. 525.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Lamar Lumber Company (Incorporated) is hereby authorized to construct a temporary railroad bridge across Bogue Chitto River at or near a point in township 5 south, range 13 east, Saint Helena meridian, Saint Tammany Parish, Louisiana, some few miles below where the New Orleans Great Northern Railroad crosses that stream, in accordance with the provisions of the Act entitled "An Act to regulate the construction of bridges over navigable waters," approved March 23, 1906: *Provided*, That if the bridge authorized by this Act shall at any time be abandoned and no longer used for railroad purposes, the same shall be removed from the river by the Lamar Lumber Company (Incorporated), or its assigns, at its or their own expense.

Bogue Chitto River.  
Lamar Lumber Company (Incorporated), may bridge, in Saint Tammany Parish, La.

Construction.  
Vol. 34, p. 84.

*Provided*.  
Removal when abandoned.

Amendment.

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

Approved, May 26, 1928.

**CHAP. 762.**—An Act Granting the consent of Congress to the Alabama State Bridge Corporation to construct, maintain, and operate bridges across the Tennessee, Tombigbee, Warrior, Alabama, and Coosa Rivers, within the State of Alabama.

May 26, 1928.

[H. R. 13481.]

[Public, No. 526.]

Rivers in Alabama.

*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 Alabama State Bridge Corporation, a body corporate organized and existing under an act of the Legislature of Alabama approved August 31, 1927, to construct, maintain, and operate toll bridges at or near the following points within the State of Alabama, to wit:

Alabama State Bridge Corporation may construct toll bridges across designated rivers.

One across the Tennessee River at or near Whitesburg Ferry on the Huntsville-Cullman Road, between Madison and Morgan Counties; one across the Tennessee River at or near Guntersville on

Tennessee River, at Whitesburg Ferry.

At Guntersville.

At Scottsboro.  
Tombigbee River,  
near Butler.  
At Epes.  
At Gainesville.  
At Cochrane.  
Warrior River, at  
Demopolis.  
At Eutaw.  
Alabama River, at  
Claiborne.  
Near Camden.  
Coosa River at  
Childersburg.  
At Riverside.  
At Cedar Bluff.  
Tombigbee River, at  
Jackson.  
Construction.  
Vol. 34, p. 84.

Rates of toll applied  
to operation, sinking  
fund, etc.

Maintenance as free  
bridges after amortiz-  
ing costs, etc.

Use of tolls restricted.

Uniformity of toll  
charges.

Proviso.  
Charges for different  
bridges.

Record of cost, ex-  
penditures, receipts,  
etc.

Huntsville-Guntersville Road, in Marshall County; one across the Tennessee River at or near Scottsboro on the Scottsboro-Fort Payne Road, in Jackson County; one across the Tombigbee River near Butler on the Butler-Linden Road, between Choctaw and Marengo Counties; one across the Tombigbee River at or near Epes on the Eutaw-Livingston Road, between Sumter and Greene Counties; one across the Tombigbee River at or near Gainesville, on the Gainesville-Eutaw Road, between Sumter and Greene Counties; one across the Tombigbee River at or near Cochrane on the Aliceville-Cochrane Road, in Pickens County; one across the Warrior River, between Eutaw and Linden, at or near Demopolis, Alabama, between Greene and Marengo Counties or between Greene and Hale Counties; one across the Warrior River at or near Eutaw on the Eutaw-Greensboro Road, between Greene and Hale Counties; one across the Alabama River at or near Claiborne on the Monroeville-Grove Hill Road, between Monroe and Clarke Counties; one across the Alabama River near Camden on the Camden-Linden Road, in Wilcox County; one across the Coosa River at or near Childersburg on the Columbiana-Talladega Road, between Shelby and Talladega Counties; one across the Coosa River at or near Riverside on the Anniston-Birmingham Road, between Saint Clair and Talladega Counties; one across the Coosa River at or near Cedar Bluff on the Center to Georgia State-Line Road, in Cherokee County; one across the Tombigbee River at or near Jackson, between Clarke and Washington Counties; all of said bridges shall be located at points suitable to the interests of navigation and shall be constructed in accordance with the provisions of the Act entitled "An Act to regulate the construction of bridges over navigable waters," approved March 23, 1906, and subject to the conditions and limitations contained in this Act.

SEC. 2. If tolls are charged for the use of such bridges, the rates of toll shall be so adjusted as to provide a fund sufficient to pay the reasonable cost of maintaining, repairing, and operating the bridges under economical management, and to provide a sinking fund sufficient to amortize the costs of the bridges, including reasonable interest on bonds issued to provide funds for constructing the same, as soon as possible, under reasonable charges, but within a period of not to exceed eighteen years from the date of approval of this Act. After a sinking fund sufficient for such amortization shall have been so provided, and in any event after such period of eighteen years, all of said bridges shall thereafter be maintained and operated free of tolls. All tolls collected for the use of said bridges shall be kept in a separate fund by the proper authorities of the State of Alabama, according to the law of said State, and no part of said funds shall be used for any purpose except for paying for the reasonable cost of maintaining, repairing, and operating the bridges and amortizing the costs of constructing the same, including interest, as provided in this Act. The tolls charged by the Alabama State Bridge Corporation, its successors or assigns, shall be uniform as between persons, and as between vehicles of the same type, using each of such bridges, and the corporation shall not authorize or permit any discrimination between persons or between vehicles of the same type transiting any particular bridge constructed under the provisions of this Act: *Provided*, That nothing herein shall be construed to prevent different tolls being charged at different bridges, but in fixing the rate of tolls there shall be no discrimination as between persons and none as between vehicles of the same type. An accurate record of the cost of the bridges, the amount of notes or bonds issued for the construction of the same, and the expenditures for maintaining, repairing, and operating the same, the daily tolls



collected, and the sinking fund on hand shall be kept and shall be available for the information of all persons interested.

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

Approved, May 26, 1928.

**CHAP. 763.**—An Act Authorizing T. S. Hassell, his heirs, legal representatives, and assigns, to construct, maintain, and operate a bridge across the Tennessee River at or near Clifton, Wayne County, Tennessee.

*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, T. S. Hassell, his heirs, legal representatives, and assigns, be, and is hereby, authorized to construct, maintain, and operate a bridge and approaches thereto across the Tennessee River, at a point suitable to the interests of navigation, at or near Clifton, Wayne County, Tennessee, 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. After the completion of such bridge, as determined by the Secretary of War, either the State of Tennessee, any political subdivision thereof within or adjoining which any part of such bridge is located, 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 interests in real property necessary therefor, by purchase or by condemnation or expropriation in accordance with the laws of such State governing the acquisition of private property for public purposes by condemnation or expropriation. If at any time after the expiration of twenty 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 good will, 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 cost, not to exceed 10 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.

SEC. 3. If such bridge shall at any time be taken over or acquired by the State of Tennessee or any municipality or political subdivision or subdivisions thereof under the provisions of section 2 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 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, or the rates of tolls shall thereafter be so adjusted as to provide a fund of not to exceed the amount necessary for the proper maintenance, repair, and operation of the bridge and its

Amendment.

May 26, 1928.  
[H. R. 13141.]  
[Public, No. 527.]

Tennessee River.  
T. S. Hassell may  
bridge, at Clifton,  
Tenn.

Construction.  
Vol. 34, p. 84.

Acquisition authorized,  
after completion,  
by Tennessee, etc.

Condemnation proceedings.

Compensation if acquired by condemnation.

Limitations.

Tolls under State, etc., operation.

Rates applied to operation, sinking fund, etc.

Maintenance as free bridge, etc., after amortizing costs.

Record of expenditures and receipts.

approaches, under economical management. An accurate record of the amount paid for acquiring the bridge and its approaches, the expenditures for operating, repairing, and maintaining the same, and of daily tolls collected shall be kept and shall be available for the information of all persons interested.

Sworn statement of construction costs, etc., to be filed after completion.

SEC. 4. T. S. Hassell, his heirs, legal representatives, and assigns, shall within ninety days after the completion of such bridge file with the Secretary of War, and with the highway department of the State of Tennessee, 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 at the request of the highway department of the State of Tennessee 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 T. S. Hassell, his heirs, legal representatives, and assigns, shall make available all of his 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 2 of this Act, subject only to review in a court of equity for fraud or gross mistake.

Examination by Secretary of War.

Findings of Secretary conclusive.

Right to sell, etc., conferred.

SEC. 5. The right to sell, assign, transfer, and mortgage all the rights, powers, and privileges conferred by this Act is hereby granted to T. S. Hassell, his heirs, legal representatives, 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.

Amendment.

SEC. 6. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, May 26, 1928.

May 26, 1928.  
[H. R. 12571.]  
[Public, No. 528.]

**CHAP. 764.**—An Act Granting the consent of Congress to the State highway commission, Commonwealth of Kentucky, to construct, maintain, and operate a toll bridge across the Cumberland River at or near Iuka, Kentucky.

Cumberland River.  
Kentucky may  
bridge, at Iuka.

*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 highway commission, Commonwealth of Kentucky, to construct, maintain, and operate a bridge and approaches thereto across the Cumberland River, at a point suitable to the interests of navigation, at or near the town of Iuka, Kentucky, 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.

Construction.  
Vol. 34, p. 84.  
Post, p. 1523.

Rates of toll applied to operation, sinking fund, etc.

SEC. 2. If tolls are charged for the use of such bridge, the rates of toll shall be so adjusted as to provide a fund sufficient to pay the reasonable cost of maintaining, repairing, and operating the bridge and its approaches under economical management, and to provide a sinking fund sufficient to amortize the cost of the bridge and its approaches, including reasonable interest and financing cost, as soon

as possible under reasonable charges, but within a period of not to exceed twenty years from the completion thereof. After a sinking fund sufficient for such amortization shall have been so provided, such bridge shall thereafter be maintained and operated free of tolls, or the rates of toll shall thereafter be so adjusted as to provide a fund of not to exceed the amount necessary for the proper maintenance, repair, and operation of the bridge and its approaches under economical management. An accurate record of the costs of the bridge and its approaches, the expenditures for maintaining, repairing, and operating the same, and of the daily tolls collected, shall be kept and shall be available for the information of all persons interested.

Maintenance as free bridge, etc., after amortizing costs.

Record of expenditures and receipts.

Amendment.

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

Approved, May 26, 1928.

**CHAP. 765.**—An Act Granting the consent of Congress to the State of Arkansas, through its State highway department, to construct, maintain, and operate a toll bridge across White River at or near Augusta, Arkansas.

May 26, 1928.  
[S. 4504.]

[Public, No. 520.]

*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 Arkansas, through its State highway department, to construct, maintain, and operate a bridge and approaches thereto across the White River, at a point suitable to the interests of navigation, at or near Augusta, Arkansas, 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.

White River.  
Arkansas may  
bridge, at Augusta.

Construction.  
Vol. 34, p. 84.

SEC. 2. If tolls are charged for the use of such bridge, the rates of toll shall be so adjusted as to provide a fund sufficient (1) to pay the reasonable cost of maintaining, repairing, and operating the bridge and its approaches; (2) the interest on borrowed money necessarily required and financing charges necessarily incurred in connection with the construction of the bridge and its approaches; and (3) to provide a sinking fund sufficient to retire the bonds issued and sold in connection with such original construction. All revenue received from the bridge shall be applied to the foregoing purposes, and no bonds issued in connection with the construction of the bridge and its approaches shall be made to mature later than twenty years after the date of issue thereof.

Application of rates  
of toll.

All revenues to be so  
applied.

After a fund sufficient to retire such bonds in accordance with their provisions shall have been so provided, the bridge shall thereafter be maintained and operated as a free highway bridge, upon which no tolls shall be charged. An accurate and itemized record of the original cost of the bridge and its approaches, the expenditures for maintaining, repairing, and operating the same, the interest charges paid, and the tolls charged, and the daily revenues received from the bridge shall be kept by the State highway commission of Arkansas, and shall be available at all reasonable times for the information of all persons interested.

Maintenance as free  
bridge when fund to  
retire bonds provided.

Record of expenditures  
and receipts.

Amendment.

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

Approved, May 26, 1928.

May 26, 1928.

[H. R. 8742.]

[Public, No. 530.]

**CHAP. 766.**—An Act To authorize the Secretary of War to convey to the city of Baton Rouge, Louisiana, a portion of the Baton Rouge national cemetery for use as a public street.

Baton Rouge National Cemetery, La. Portion of, conveyed to Baton Rouge, for use as public street.

Description.

*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, subject to such conditions as may seem to him proper, to convey by proper quitclaim deed, to the city of Baton Rouge, Louisiana, a municipal corporation of the State of Louisiana, for use as a public street, all the right, title, and interest of the United States in and to a parcel of ground thirty-one and five-tenths feet by three hundred and twenty-two feet between parallel lines and fronting thirty-one and five-tenths on the north side of Convention Street and thirty-one and five-tenths on the south side of Florida Street, being the east thirty-one and five-tenths feet of square 21 in that part of the city of Baton Rouge, Louisiana, known as Hickey Duncan and Mather Town as shown on map made by William G. Waller, civil engineer, dated July 18, 1878, on file with clerk of the court in the courthouse of East Baton Rouge Parish, State of Louisiana, being that small portion of land belonging to the national cemetery at Baton Rouge, Louisiana, lying outside the cemetery wall: *Provided*, That prior to the delivery of any conveyance under this Act the city of Baton Rouge, Louisiana, shall notify the Secretary of War, in writing, of its willingness to accept and maintain as a public street the parcel of ground 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, which has been heretofore ceded to the United States by the State of Louisiana over such parcel of ground, shall hereby cease and determine and shall hereafter vest and be in the State of Louisiana.

*Provisos.*  
Written notice of acceptance required.

Jurisdiction of United States to cease, and vest in State of Louisiana.

Reversion if property cease to be used for street purposes.

**SEC. 2.** No part of the property granted and conveyed by the Secretary of War for the purposes aforesaid shall be used for any other than street purposes, and when said property shall cease to be so used it shall revert to the United States of America together with jurisdiction over such parcel of ground.

Approved, May 26, 1928.

May 26, 1928.

[H. R. 12953.]

[Public, No. 531.]

**CHAP. 767.**—An Act To authorize the Board of Managers of the National Home for Disabled Volunteer Soldiers to accept title to the State camp for veterans at Bath, New York.

Volunteer Soldiers' Home. Board of Managers may accept State camp for veterans at Bath, N. Y.

To become branch home of National Home for Disabled Volunteer Soldiers.

Acceptance of cemetery to be maintained as a national cemetery. R. S., sec. 355, p. 60.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Board of Managers of the National Home for Disabled Volunteer Soldiers, when directed by the President, is authorized to accept on behalf of the United States, free from all encumbrances and without cost to the United States, title in fee simple to the land, including buildings and structures, constituting the camp for veterans at Bath, New York. Upon acceptance of such land by such Board of Managers, such land, buildings, and structures shall become a branch home of the National Home for Disabled Volunteer Soldiers.

**SEC. 2.** That the Secretary of War is hereby authorized to accept a conveyance, free of cost to the United States, but subject otherwise to the provisions of section 355 of the Revised Statutes, of the cemetery at the New York Camp for Veterans, containing approximately twenty acres, and located near Bath, State of New York, to be maintained as a national cemetery.

Approved, May 26, 1928.

**CHAP. 768.**—An Act Providing for the transfer of a portion of the military reservation known as Camp Sherman, Ohio, to the Department of Justice.

May 26, 1928.

[H. R. 10649.]

[Public, No. 532.]

*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 transfer to the jurisdiction of the Department of Justice, for use as a site for the industrial reformatory established under authority of the Act of January 7, 1925, chapter 32, entitled "An Act for the establishment of a United States Industrial Reformatory," all that portion of the United States military reservation known as Camp Sherman, Ohio, lying west of the Scioto River and south of a line beginning at a point in the center line of Portsmouth Street at the Scioto River and running thence southwesterly along the center line of Portsmouth Street to the center line of Columbus Avenue; thence southeasterly along the center line of Columbus Avenue to the center line of Moundville Street; thence southwesterly along the center line of Moundville Street to the center line of Egypt Pike; thence northwesterly along the center line of Egypt Pike to its intersection with the center line of Sandusky Boulevard; thence due west to the boundary line of the Government reservation.

Army.  
Portion of Camp Sherman, Ohio, transferred to Department of Justice as site for Industrial Reformatory.  
Vol. 43, p. 724.

Description.

Approved, May 26, 1928.

**CHAP. 769.**—An Act Authorizing B. F. Peek, G. A. Shallberg, and C. I. Josephson, of Moline, Illinois; J. W. Bettendorf, A. J. Russell, and J. L. Hecht, of Bettendorf and Davenport, Iowa, their heirs, legal representatives, and assigns, to construct, maintain, and operate a bridge across the Mississippi River, at or near Tenth Street in Bettendorf, State of Iowa.

May 26, 1928.

[H. R. 12235.]

[Public, No. 533.]

*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, B. F. Peek, G. A. Shallberg, and C. I. Josephson, of Moline, Illinois; J. W. Bettendorf, A. J. Russell, and J. L. Hecht, of Bettendorf and Davenport, Iowa, their heirs, legal representatives, and assigns, be, and they are hereby, authorized to construct, maintain, and operate a bridge and approaches thereto across the Mississippi River, at a point suitable to the interests of navigation, at or near Tenth Street in Bettendorf, State of Iowa, 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.

Mississippi River.  
B. F. Peek, etc., may bridge, at Bettendorf, Iowa.

Construction.

Vol. 34, p. 84.

Post, p. 1512.

Sec. 2. There is hereby conferred upon B. F. Peek, G. A. Shallberg, and C. I. Josephson, of Moline, Illinois; J. W. Bettendorf, A. J. Russell, and J. L. Hecht, of Bettendorf and Davenport, Iowa, their heirs, legal representatives, and assigns, 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 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.

Right to acquire real estate, etc., for location, approaches, etc.

Condemnation proceedings.

Sec. 3. The said B. F. Peek, G. A. Shallberg, and C. I. Josephson, of Moline, Illinois; J. W. Bettendorf, A. J. Russell, and J. L. Hecht, of Bettendorf and Davenport, Iowa, their heirs, legal representatives,

Toll authorized.

and assigns, are hereby authorized to fix and charge tolls for transit over such bridge, and the rates of toll so fixed shall be the legal rates until changed by the Secretary of War under the authority contained in the Act of March 23, 1906.

Vol. 34, p. 85.

Acquisition authorized, after completion, by Illinois, Iowa, etc.

Condemnation proceedings.

Compensation if acquired by condemnation.

Limitations.

Tolls under State, etc., operation.

Rates applied to operation, sinking fund, etc.

Maintenance as free bridge, etc., after amortizing costs.

Record of expenditures and receipts.

Sworn statement of construction costs, etc., to be filed after completion.

Examination by Secretary of War.

SEC. 4. After the completion of such bridge, as determined by the Secretary of War, either the State of Illinois, the State of Iowa, any public agency or 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, 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 twenty 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 good will, 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 10 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.

SEC. 5. 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 4 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, or the rates of toll shall thereafter be so adjusted as to provide a fund of not to exceed the amount necessary for the proper maintenance, repair, and operation of the bridge and its approaches under economical management. 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.

SEC. 6. The said B. F. Peek, G. A. Shallberg, and C. I. Josephson, of Moline, Illinois; J. W. Bettendorf, A. J. Russell, and J. L. Hecht, of Bettendorf and Davenport, Iowa, their heirs, legal representatives, 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 Illinois and Iowa, 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 B. F. Peek, G. A. Shallberg, and C. I. Josephson, of Moline, Illinois; and J. W. Bettendorf, A. J. Russell, and J. L. Hecht, of Bettendorf and Davenport, Iowa, their heirs, legal representatives, 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 4 of this Act, subject only to review in a court of equity for fraud or gross mistake.

Findings of Secretary  
conclusive.

SEC. 7. The right to sell, assign, transfer, and mortgage all the rights, powers, and privileges conferred by this Act is hereby granted to B. F. Peek, G. A. Shallberg, and C. I. Josephson, of Moline, Illinois; J. W. Bettendorf, A. J. Russell, and J. L. Hecht, of Bettendorf and Davenport, Iowa, their heirs, legal representatives, 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.

Right to sell, etc.,  
conferred.

SEC. 8. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Amendment.

Approved, May 26, 1928.

CHAP. 770.—An Act To extend the times for commencing and completing the construction of an overhead viaduct across the Mahoning River at or near Niles, Ohio.

May 26, 1928.  
[H. R. 12894.]  
[Public, No. 534.]

*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 overhead viaduct across the Mahoning River at or near Niles, Trumbull County, Ohio, authorized to be built by the board of county commissioners of Trumbull County, Ohio, by the Act of Congress approved July 1, 1926, are hereby extended one and three years, respectively, from the date of approval hereof, and the said Act of Congress approved July 1, 1926, is hereby revived and reenacted for such purpose.

Mahoning River.  
Time extended for  
viaduct across, at Niles,  
by Trumbull County,  
Ohio.  
Vol. 44, p. 780, amend-  
ed.

Post, p. 1535.

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

Amendment.

Approved, May 26, 1928.

CHAP. 771.—An Act Granting the consent of Congress to the State of Minnesota to construct, maintain, and operate a free highway bridge across the Mississippi River at or near Aitkin, Minnesota.

May 26, 1928.  
[H. R. 13069.]  
[Public, No. 535.]

*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 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 Aitkin, Minnesota, in accordance with the provisions of an Act entitled "An Act to regulate the construction of bridges over navigable waters," approved March 23, 1906.

Mississippi River.  
Minnesota may  
bridge at Aitkin.

Construction.  
Vol. 34, p. 84.

Amendment.

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

Approved, May 26, 1928.

May 26, 1928.  
[H. R. 13380.]  
[Public, No. 536.]

**CHAP. 772.**—An Act Authorizing D. T. Hargraves and John W. Dulaney, their heirs, legal representatives, and assigns, to construct, maintain, and operate a bridge across the Mississippi River at or near Helena, Arkansas.

Mississippi River.  
D. T. Hargraves and  
John W. Dulaney may  
bridge, at Helena, Ark.

*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, D. T. Hargraves and John W. Dulaney, their heirs, legal representatives, and assigns, be, and they are hereby, authorized to construct, maintain, and operate a bridge and approaches thereto across the Mississippi River, at a point suitable to the interests of navigation, at or near Helena, Phillips County, Arkansas, 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.

**Construction.**

Vol. 34, p. 84.  
*Post*, p. 1529.

Right to acquire real  
estate, etc., for location,  
approaches, etc.

**SEC. 2.** There is hereby conferred upon the said D. T. Hargraves and John W. Dulaney, their heirs, legal representatives, and assigns, 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 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.

Condemnation pro-  
ceedings.

**Tolls authorized.**

Vol. 34, p. 85.

Acquisition author-  
ized, after completion,  
by Arkansas, Missis-  
sippi, etc.

**SEC. 3.** The said D. T. Hargraves and John W. Dulaney, their heirs, legal representatives, and assigns, are hereby authorized to fix and charge tolls for transit over such bridge, and the rates of toll so fixed shall be the legal rates until changed by the Secretary of War under the authority contained in the Act of March 23, 1906.

**SEC. 4.** After the completion of such bridge, as determined by the Secretary of War, either the State of Arkansas, the State of Mississippi, any public agency or 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, 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 twenty 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 good will, 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 cost, not to exceed 10 per centum of the sum of the cost of constructing the bridge and its approaches and acquiring such interest in real property; and (4) actual expenditures for necessary improvements.

Compensation if ac-  
quired by condemna-  
tion.

**Limitations.**

Tolls under State,  
etc., operation.

Rates applied to op-  
eration, sinking fund,  
etc.

**SEC. 5.** 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 4 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, or the rates of toll shall thereafter be so adjusted as to provide a fund of not to exceed the amount necessary for the proper maintenance, repair, and operation of the bridge and its approaches under economical management. 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.

Maintenance as free bridge, etc., after amortizing costs.

Record of expenditures and receipts.

Sworn statement of construction costs, etc., to be filed after completion.

SEC. 6. D. T. Hargraves and John W. Dulaney, their heirs, legal representatives, 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 Arkansas and Mississippi, a sworn itemized statement showing the actual original cost of constructing such 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 D. T. Hargraves and John W. Dulaney, their heirs, legal representatives, and assigns, shall make available all of their 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 4 of this Act, subject only to review in a court of equity for fraud or gross mistake.

Examination by Secretary of War.

Findings of Secretary conclusive.

SEC. 7. The right to sell, assign, transfer, and mortgage all the rights, powers, and privileges conferred by this Act, is hereby granted to D. T. Hargraves and John W. Dulaney, their heirs, legal representatives, 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.

Right to sell, etc. conferred.

SEC. 8. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Amendment.

Approved, May 26, 1928.

CHAP. 773.—An Act Granting the consent of Congress to the county of Cook, State of Illinois, to widen, maintain, and operate the existing bridge across the Little Calumet River in Cook County, State of Illinois.

May 26, 1928.  
[H. R. 11917.]  
[Public, No. 537.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the consent of Congress is hereby given to the county of Cook, State of Illinois, to widen, maintain, and operate the existing highway bridge and approaches thereto across Little Calumet River, at or near Halsted Street, within section 8, township 36 north, range 14 east, in said county and State, in accordance with the provisions of the Act

Little Calumet River, Cook County, Ill., may widen, etc., bridge across, at Halsted Street.

Construction.  
Vol. 34, p. 84.

Amendment.

entitled "An Act to regulate the construction of bridges over navigable waters," approved March 23, 1906.

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

Approved, May 26, 1928.

May 26, 1928.

[H. R. 11950.]

[Public, No. 538.]

CHAP. 774.—An Act To legalize a pier and wharf in Deer Island thoroughfare on the northerly side at the southeast end of Buckmaster Neck at the town of Stonington, Maine.

Deer Island Thoroughfare, Me.

Pier and wharf in, built by Marguerite S. Morrison, legalized.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the pier and wharf built by Marguerite S. Morrison in the Deer Island thoroughfare, State of Maine, on the northerly side at the southeast end of Buckmaster Neck, which is about two miles north of the wharf at the town of Stonington, in the State of Maine, be, and the same is hereby, legalized to the same extent and with like effect as to all existing or future laws and regulations of the United States as if the permit required by the existing laws of the United States in such cases made and provided had been regularly obtained prior to the erection of said pier and wharf: *Provided*, That any changes in said pier which the Secretary of War may deem necessary and order in the interest of navigation shall be promptly made by the owner thereof.

*Proviso.*  
Owner to make changes if necessary.

Amendment.

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

Approved, May 26, 1928.

May 26, 1928.

[H. R. 12100.]

[Public, No. 539.]

CHAP. 775.—An Act To amend the Act entitled "An Act granting the consent of Congress to the Gateway Bridge Company for construction of a bridge across the Rio Grande between Brownsville, Texas, and Matamoros, Mexico," approved February 26, 1926.

Rio Grande.  
Vol. 44, p. 133, amended.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Act entitled "An Act granting the consent of Congress to the Gateway Bridge Company for construction of a bridge across the Rio Grande between Brownsville, Texas, and Matamoros, Mexico," approved February 26, 1926, is amended to read as follows:

Gateway Bridge Company may bridge, between Brownsville, Tex., and Matamoros, Mexico.

"That in order to facilitate international commerce, improve the postal service, and provide for military and other purposes, the Gateway Bridge Company, a corporation organized under the laws of Delaware, its successors and assigns, be, and is hereby, authorized to construct, maintain, and operate a bridge and approaches thereto across the Rio Grande River, so far as the United States has jurisdiction over the waters of such river, at a point suitable to the interests of navigation, between Brownsville, Texas, and Matamoros, Mexico, in accordance with the provisions of the Act entitled 'An Act to regulate the construction of bridges over navigable waters,' approved March 23, 1906, subject to the conditions and limitations contained in this Act, and subject to the approval of the proper authorities in the Republic of Mexico.

Construction.  
Vol. 34, p. 84.

Approval of Mexico required.

Right to acquire real estate, etc., in Texas for location, approaches, etc.

"SEC. 2. There is hereby conferred upon the Gateway Bridge Company, its successors and assigns, all such rights and powers to enter upon lands and to acquire, condemn, occupy, possess, and use real estate and other property in the State of Texas 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 of Texas, 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.

Condemnation proceedings.

"SEC. 3. The said Gateway Bridge Company, its successors and assigns, is hereby authorized to fix and charge tolls for transit over such bridge in accordance with any laws of Texas applicable thereto, 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.

Tolls authorized.

Vol. 34, p. 85.

"SEC. 4. The right to sell, assign, transfer, and mortgage all the rights, powers, and privileges conferred by this Act is hereby granted to the Gateway Bridge Company, 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.

Right to sell, etc., conferred.

"SEC. 5. The right to alter, amend, or repeal this Act is hereby expressly reserved."

Amendment.

Approved, May 26, 1928.

**CHAP. 776.**—An Act To extend the times for commencing and completing the construction of a bridge across the Rio Grande at or near a point two miles south of the town of Tornillo, Texas.

May 26, 1928.  
[H. R. 12031.]  
[Public, No. 540.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the times for commencing and completing the construction of the bridge across the Rio Grande, at or near a point two miles south of the town of Tornillo, Texas, authorized to be built by W. J. Stahmann, Edgar D. Brown, L. N. Shafer, and associates, their successors and assigns, by the Act of Congress approved March 3, 1925, are hereby extended one and three years, respectively, from the date of approval hereof.

Rio Grande.  
Time extended for bridging, near Tornillo, Tex.

Vol. 43, p. 1214,  
amended.

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

Amendment.

Approved, May 26, 1928.

**CHAP. 777.**—An Act Granting the consent of Congress to the Fisher Lumber Corporation to construct, maintain, and operate a railroad bridge across the Tensas River in Louisiana.

May 26, 1928.  
[H. R. 11980.]  
[Public, No. 541.]

*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 Fisher Lumber Corporation, incorporated under the laws of the State of Delaware, its successors and assigns, to construct, maintain, and operate a railroad bridge and approaches thereto across the Tensas River, in Louisiana, at a point suitable to the interests of navigation at or near the dividing line between sections 1 and 12, township 12 north, range 9 east, Louisiana meridian, in accordance with the provisions of an Act entitled "An Act to regulate the construction of bridges over navigable waters," approved March 23, 1906.

Tensas River.  
Fisher Lumber Company may bridge, in Louisiana.

Location.

Construction.  
Vol. 34, p. 84.

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 Fisher Lumber Corporation, its successors and assigns, and any corporation to which or any person to whom such rights, powers,

Right to sell, etc., conferred.

and privileges may be sold, assigned, or transferred, or who 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.

Amendment.

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

Approved, May 26, 1928.

May 26, 1928.

[H. R. 12479.]

[Public, No. 542.]

CHAP. 778.—An Act Authorizing the sale of all of the interest and rights of the United States of America in the Columbia Arsenal property, situated in the ninth civil district of Maury County, Tennessee, and providing that the net fund be deposited in the military post construction fund.

Columbia Arsenal,  
Tenn.

Sale of, authorized to  
The Columbia Military  
Academy, with  
full title, etc.  
Vol. 33, p. 296.

*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 upon such terms and conditions as he considers advisable and to make proper deed of conveyance to The Columbia Military Academy, a corporation organized under the laws of the State of Tennessee, all of the title, interest, limitations, conditions, restrictions, reservations, and rights owned and held by the United States of America as defined in Public Act Numbered 152 of the second session of the Fifty-eighth Congress and in the deed of the United States of America to the lands conveyed therein to The Columbia Military Academy of record in book 105, volume 4, page 495 in the register's office of Maury County, Tennessee. Said limitations, conditions, restrictions, reservations, and rights are defined in said Public Act and deed as follows:

Former limitations.

That the Secretary of War shall be a visitor to said school, and have and exercise full rights of visitation, and he shall have the right and authority in his discretion, as the public interest requires, to prescribe the military curriculum of said school, and to enforce compliance therewith, and upon refusal or failure of the authorities of said school to comply with the rules and regulations so prescribed by the Secretary of War, or the terms of the Act, he is authorized to declare that the estate of the grantee has terminated and the property shall revert to the United States, and the Secretary of War is authorized thereupon to take possession of said property in behalf of the United States, and shall further reserve to the United States the right to use such lands for military purposes at any time upon demand of the President of the United States.

Said lands to which said limitations, conditions, restrictions, reservations, and rights attach are described as situated in the ninth civil district of Maury County, Tennessee, and were formerly used as an arsenal and known as the Columbia Arsenal property, the same comprising about sixty-seven acres more or less, and generally bounded by the Hampshire Pike, and Louisville and Nashville Railroad, the Mount Pleasant Pike, and a public road connecting the two pikes above named.

All limitations,  
rights, etc., to pass to  
the purchaser.

All of said limitations, conditions, restrictions, reservations, and rights of the United States of America, whether legal or equitable, vested or contingent, in and to said lands as specified and defined in said public law and deed and belonging to the United States of America will pass to the purchaser under the sale herein authorized.

Appraisal of land to  
be made.

SEC. 2. The Secretary of War shall have said tract of land appraised, the appraisal being of the land alone, and without regard to the buildings thereon. And the Secretary of War shall not sell the rights and interests of the Government herein above defined in said Columbia Arsenal property for a less consideration than the appraised value herein provided for.

Consideration.

SEC. 3. That the proceeds of said sale shall be deposited in the Treasury to the fund known as the military post construction fund, after first paying the expenses of and incident to the sale including appraisal fees, but no appraiser shall be paid in excess of \$100 for such services as he may render under the terms of this Act.

Approved, May 26, 1928.

Proceeds to be deposited in military post construction fund.

CHAP. 779.—An Act Authorizing the Secretary of the Navy to provide an escort for the bodies of deceased officers, enlisted men, and nurses.

*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, in his discretion, is hereby authorized to furnish an escort not to exceed one person to the place of burial for the bodies of officers, enlisted men, or nurses who have lost their lives in the naval service. Such expenses as are incurred for this purpose shall be paid from the proper appropriation: *Provided*, That section 1587 of the Revised Statutes of the United States is hereby repealed.

Approved, May 26, 1928.

May 26, 1928.  
[H. R. 12694.]  
[Public, No. 543.]

Navy.  
Escort for burial of officers, etc., dying in service, authorized.

Proviso.  
R. S., sec. 1587, p. 271, repealed.  
U. S. Code, p. 1142.

CHAP. 780.—An Act Granting the consent of Congress to the Louisiana Highway Commission to construct, maintain, and operate a free highway bridge across the Sabine River, at or near Starks, Louisiana.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the consent of Congress is hereby granted to the Louisiana Highway Commission to construct, maintain, and operate a free highway bridge and approaches thereto across the Sabine River, at a point suitable to the interests of navigation, at or near Starks, Louisiana, in accordance with the provisions of an Act entitled, "An Act to regulate the construction of bridges over navigable waters," approved March 23, 1906.

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

Approved, May 26, 1928.

May 26, 1928.  
[H. R. 12623.]  
[Public, No. 544.]

Sabine River.  
Louisiana Highway Commission may bridge, at Starks.

Construction.  
Vol. 34, p. 84.

Amendment.

CHAP. 781.—An Act Authorizing J. H. Harvell, his heirs, legal representatives, and assigns, to construct, maintain, and operate a bridge across New River at or near McCreery, Raleigh County, West Virginia.

*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, J. H. Harvell, his heirs, legal representatives, and assigns, be, and is hereby, authorized to construct, maintain, and operate a bridge and approaches thereto across New River, at a point suitable to the interests of navigation, at or near McCreery, Raleigh County, West Virginia, in accordance with the provisions of the Act entitled "An Act to regulate the construction of bridges over navigable waters," approved March 23, 1906, and subject to the conditions and limitations contained in this Act.

SEC. 2. After the completion of such bridge, as determined by the Secretary of War, either the State of West Virginia, any political subdivision thereof within or adjoining which any part of such bridge is located, or any two or more of them jointly, may at any time acquire and take over all right, title, and interest in such bridge

May 26, 1928.  
[H. R. 12806.]  
[Public, No. 545.]

New River.  
J. H. Harvell may bridge, at McCreery, W. Va.

Construction.  
Vol. 34, p. 84.

Acquisition authorized, after completion, by West Virginia, etc.

<p>Condemnation proceedings.</p>	<p>Compensation if acquired by condemnation.</p>	<p>Limitations.</p>	<p>and its approaches, and any interest in real property necessary therefor, by purchase or by condemnation or expropriation, in accordance with the laws of such State governing the acquisition of private property for public purposes by condemnation or expropriation. If at any time after the expiration of twenty 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 good will, going value, or prospective revenues, or profit, 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 cost, not to exceed 10 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.</p>
<p>Tolls under State, etc., operation.</p>	<p>Rates applied to operation, sinking fund, etc.</p>	<p>Maintenance as free bridge, etc., after amortizing costs.</p>	<p>SEC. 3. If such bridge shall at any time be taken over or acquired by the State of West Virginia or by any municipality or other political subdivision or public agency thereof, under the provisions of section 2 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, or the rates of toll shall thereafter be so adjusted as to provide a fund of not to exceed the amount necessary for the proper maintenance, repair, and operation of the bridge and its approaches under economical management. 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.</p>
<p>Record of expenditures and receipts.</p>	<p>Sworn statement of construction costs, etc., to be filed after completion.</p>	<p>Examination by Secretary of War.</p>	<p>SEC. 4. J. H. Harvell, his heirs, legal representatives, and assigns, shall within ninety days after the completion of such bridge file with the Secretary of War and with the highway department of the State of West Virginia, 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 at the request of the highway department of the State of West Virginia 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 reasonable cost of constructing, financing, and promoting such bridge. For the purpose of such investigation the said J. H. Harvell, his heirs, legal representatives, 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 2 of this Act, subject only to review in a court of equity for fraud or gross mistake.</p>
<p>Findings of Secretary conclusive.</p>	<p>Right to sell, etc., conferred.</p>	<p>SEC. 5. The right to sell, assign, transfer, and mortgage all the rights, powers, and privileges conferred by this Act is hereby granted to J. H. Harvell, his heirs, legal representatives, and assigns, and</p>	

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

Approved, May 26, 1928.

Amendment.

**CHAP. 782.**—An Act To extend the times for commencing and completing the construction of a bridge across the Allegheny River at or near the borough of Eldred, McKean County, Pennsylvania.

May 26, 1928.

[H. R. 12913.]

[Public, No. 546.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the times for commencing and completing the construction of the bridge across the Allegheny River at or near the borough of Eldred, McKean County, Pennsylvania, authorized to be built by the commissioners of McKean County, Pennsylvania, by the Act of Congress approved May 13, 1926, are hereby extended one and three years, respectively, from the date of approval hereof.

Allegheny River.  
Time extended for  
bridging, at Eldred,  
Pa.  
Vol. 44, p. 553, amend-  
ed.

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

Amendment.

Approved, May 26, 1928.

**CHAP. 783.**—An Act Authorizing the Ripley Bridge Company, its successors and assigns, to construct, maintain, and operate a bridge across the Ohio River at or near Ripley, Ohio.

May 26, 1928.

[S. 4450.]

[Public, No. 547.]

*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 Ripley Bridge Company, its successors and assigns, 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 interests of navigation, at or near Ripley, Ohio, 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.

Ohio River.  
Ripley Bridge Com-  
pany may bridge, at  
Ripley, Ohio.

SEC. 2. There is hereby conferred upon the Ripley Bridge Company, its successors and assigns, 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 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.

Construction.  
Vol. 34, p. 84.

Right to acquire real  
estate, etc., for loca-  
tion, approaches, etc.

Condemnation pro-  
ceedings.

SEC. 3. The said Ripley Bridge Company, 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 the authority contained in the Act of March 23, 1906.

Tolls authorized.

Vol. 34, p. 85.

SEC. 4. After the completion of such bridge, as determined by the Secretary of War, either the State of Ohio, the State of Kentucky,

Acquisition author-  
ized, after completion,  
by Ohio, Kentucky,  
etc.

any public agency or 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, 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 twenty 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 good will, 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 10 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.

Compensation if acquired by condemnation.

Limitations.

Tolls under State, etc., operation.

Rates applied to operation, sinking fund, etc.

Maintenance as free bridge, etc., after amortizing costs.

Record of expenditures and receipts.

Sworn statement of construction costs, etc., to be filed after completion.

Examination by Secretary of War.

Findings of Secretary conclusive.

SEC. 5. 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 4 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, or the rates of toll shall thereafter be so adjusted as to provide a fund of not to exceed the amount necessary for the proper maintenance, repair, and operation of the bridge and its approaches under economical management. 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.

SEC. 6. The Ripley Bridge Company, 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 Ohio 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 Ripley Bridge Company, 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 4 of this Act,



subject only to review in a court of equity for fraud or gross mistake.

SEC. 7. The right to sell, assign, transfer, and mortgage all the rights, powers, and privileges conferred by this Act is hereby granted to the Ripley Bridge Company, 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.

Right to sell, etc., conferred.

SEC. 8. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Amendment.

Approved, May 26, 1928.

CHAP. 784.—An Act Authorizing the Northwest Florida Corporation, its successors and assigns, to construct, maintain, and operate a bridge across Perdido Bay, at or near Inerarity Point in Escambia County, Florida, to the mainland of Baldwin County, Alabama.

May 26, 1928.  
[S. 4457.]  
[Public, No. 548.]

*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 Northwest Florida Corporation, its successors and assigns, be, and is hereby, authorized to construct, maintain, and operate a bridge and approaches thereto across the Perdido Bay, at a point suitable to the interests of navigation, at or near Inerarity Point in Escambia County, Florida, to the mainland of Baldwin County, Alabama, in accordance with the provisions of the Act entitled "An Act to regulate the construction of bridges over navigable waters," approved March 23, 1906, and subject to the conditions and limitations contained in this Act.

Perdido Bay. Northwest Florida Corporation may bridge, at Inerarity Point, Fla., to Baldwin County, Ala.

Construction. Vol. 34, p. 84.

SEC. 2. There is hereby conferred upon the Northwest Florida Corporation, its successors and assigns, 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 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.

Right to acquire real estate, etc., for location, approaches, etc.

Condemnation proceedings.

SEC. 3. The said Northwest Florida Corporation, 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 the authority contained in the Act of March 23, 1906.

Tolls authorized.

Vol. 34, p. 85.

SEC. 4. After the completion of such bridge, as determined by the Secretary of War, either the State of Florida, the State of Alabama, any public agency or 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, 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 twenty 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

Acquisition authorized, after completion, by Florida, Alabama, etc.

Compensation if acquired by condemnation.

Limitations.	include good will, 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 10 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.
Tolls under State, etc., operation.	<p>SEC. 5. 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 4 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, or the rates of toll shall thereafter be so adjusted as to provide a fund of not to exceed the amount necessary for the proper maintenance, repair, and operation of the bridge and its approaches under economical management. 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.</p> <p>SEC. 6. The Northwest Florida Corporation, 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 Florida and Alabama, 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 Northwest Florida Corporation, 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 4 of this Act, subject only to review in the court of equity for fraud or gross mistake.</p> <p>SEC. 7. The right to sell, assign, transfer, and mortgage all the rights, powers, and privileges conferred by this Act is hereby granted to Northwest Florida Corporation, 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.</p> <p>SEC. 8. The right to alter, amend, or repeal this Act is hereby expressly reserved.</p>
Rates applied to operation, sinking fund, etc.	
Maintenance as free bridge, etc., after amortizing costs.	
Record of expenditures and receipts.	
Sworn statement of construction costs, etc., to be filed after completion.	
Examination by Secretary of War.	
Findings of Secretary conclusive.	
Right to sell, etc., conferred.	
Amendment.	

**CHAP. 785.**—An Act To amend an Act to authorize the Secretary of War and the Secretary of the Navy to make certain disposition of condemned ordnance, guns, projectiles, and other condemned material in their respective departments.

May 26, 1928.

[H. R. 6049.]

[Public No. 549.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That an Act to authorize the Secretary of War and the Secretary of the Navy to make certain disposition of condemned ordnance, guns, and cannon balls in their respective departments, approved May 22, 1896 (chapter 231, Twenty-ninth Statutes, page 133; section 546, title 34, United States Code; section 67, title 50, United States Code), be, and is hereby, amended so that the Act when amended shall read:

Army and Navy condemned ordnance, etc.

Vol. 29, p. 133, amended.

U. S. Code, pp. 1124, 1693.

“That the Secretary of War and the Secretary of the Navy are each hereby authorized, in their discretion, to loan or give to soldiers' monument associations, posts of the Grand Army of the Republic, posts of the American Legion, and other recognized war veteran associations, State museums, and municipal corporations condemned or obsolete ordnance, guns, projectiles, and other condemned or obsolete material which may not be needed in the service of either of said departments.

Loans or gifts of, to soldiers' monument associations. Grand Army of the Republic, American Legion, etc.

“Such loan or gift shall be made subject to rules and regulations covering the same in each department, and the Government shall be at no expense in connection with any such loan or gift.”

No Government expenses.

Approved, May 26, 1928.

**CHAP. 786.**—An Act To amend section 3 of an Act entitled “An Act authorizing the use for permanent construction at military posts of the proceeds from the sale of surplus War Department real property, and authorizing the sale of certain military reservations, and for other purposes,” approved March 12, 1926.

May 26, 1928.

[S. 3752.]

[Public, No. 550.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That section 3 of an Act authorizing the use for permanent construction at military posts of the proceeds from the sale of surplus War Department real property, and authorizing the sale of certain military reservations, and for other purposes, be, and the same is hereby, amended to read as follows:

Land for military purposes.

Sale of tracts, etc., no longer needed.

Vol. 44, p. 205, amended.

“**SEC. 3.** The Secretary of War is hereby authorized, directed, and empowered, in the event it be found that any citizen of the United States, or the ancestors, the assignors, or the predecessors in title of a citizen, either separately or by tacking, shall have for a period of twenty or more years immediately preceding the approval of this Act resided upon and occupied adversely or improved any part or parcel of the aforesaid designated property; or exercised ownership thereof based upon a deed of conveyance, purporting to convey a fee simple title and executed twenty years or more prior to the passage of this Act, and theretofore made by one claiming title to such part or parcel, to have such part or parcel so claimed separately surveyed if requested in writing by a claimant within sixty days after the service of written notice on such person or his tenant or agent that the United States claims such land, and to thereafter convey title to the claimant by quitclaim deed upon payment of 10 per centum of the appraised value thereof: *Provided*, That any claimant who fails or refuses for more than sixty days after the notice herein provided to make written application for survey and submit satisfactory record and other evidence required by the Secretary of War to substantiate the claim that he is entitled to a quitclaim deed under the provisions of this section shall forever be estopped from exercising any claim of title or right of possession to the property: *Provided further*, That the

Survey of parcel on request of adverse possessor thereof on notice of Government claim.

Authority for quitclaim deed.

*Provided.* Claimant estopped if no application made, etc.

Option to citizens who have occupied property for more than 15 years under lease from War Department, to buy at appraised value.

Secretary of War may, in his discretion, extend to citizens of the United States who have themselves or whose predecessors in interest have occupied and improved portions of such reservations under leases from or with the consent of the War Department for more than fifteen years prior to the approval of this Act, an option to buy the portions of such reservations so occupied and improved at the appraised value of the land exclusive of improvements placed thereon; and the Secretary of War is hereby authorized to convey title to such persons by quitclaim deed upon payment of the appraised value of any such portions: *Provided further*, That in carrying out the provisions of this section the Secretary of War shall not incur any expense other than that incident and necessary to giving the notices required and surveying and platting such of the property as may be claimed by a citizen of the United States."

Expenses limited.

Approved, May 26, 1928.

May 26, 1928.

[H. R. 12624.]

[Public, No. 551.]

**CHAP. 787.**—An Act To amend section 17 of the Act of June 10, 1922, 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," as amended.

Pay readjustment, Army, etc.  
Vol. 42, p. 632, amended.

Retired pay.  
Active duty since retirement included in longevity pay, etc.

Pay, etc., while on leave or sick, as officers on active duty.

Benefits to dependents, if dying on leave or sick.

Vol. 41, pp. 367, 785.

*Proviso.*

No back pay, etc.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That section 17 of the Act approved June 10, 1922, 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," as amended, is hereby further amended by inserting after the words "provided in this Act," and before the next proviso, line 3 of said section, the following: "which pay shall include increases for all active duty performed since retirement in the computation of their longevity pay and pay periods."

And after the phrase, "receive full pay and allowances," at the end of the last line of said section, by changing the period to a comma and inserting thereafter the following: "and when on active-duty status, shall have the same pay and allowance rights while on leave of absence or sick as officers on the active list, and if death occurs when on active-duty status, while on leave of absence or sick, their dependents shall not thereby be deprived of the benefits provided in Act approved December 17, 1919, as amended, and in the Act of June 4, 1920: *Provided*, That no back pay or allowances shall accrue by reason of the passage of this Act."

Approved, May 26, 1928.

May 28, 1928.

[S. 3593.]

[Public, No. 552.]

**CHAP. 811.**—An Act To authorize the leasing or sale of lands reserved for agency, schools, and other purposes on the Fort Peck Indian Reservation, Montana.

Fort Peck Indian Reservation, Mont.

Sale or lease of reserved agency, etc., lands with consent of the Indians.

Vol. 44, p. 1402.

*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 lease or sell any of the tribal lands on the Fort Peck Indian Reservation, Montana, the lands that were reserved and title thereto reinvested in the Indians by the Act of March 3, 1927 (Forty-fourth Statutes at Large, page 1402), and now reserved for agency, schools, and other purposes, upon such terms and conditions as he may prescribe with the consent and approval of the Indians through the general council of the Fort Peck Indians in the State of Montana at general council meeting when duly called and assembled: *Provided*, That no part

*Provisos.*

of said tribal lands shall be sold until the Secretary of the Interior shall determine that said lands are no longer required for such purposes with the consent and approval of the said general council, and in case of the sale of said tribal lands the mineral rights, including oil, gas, and other minerals, shall be reserved to the Fort Peck Indians: *Provided further*, That the proceeds derived from the sale or lease of said tribal lands shall be deposited in the Treasury of the United States to the credit of the Fort Peck Indians under the title of "Fort Peck 4 per cent fund," and shall be subject to disposition under the Act of May 30, 1908 (Thirty-fifth Statutes at Large, page 558).

Approved, May 28, 1928.

Subject to determination of Secretary of the Interior.

Mineral rights reserved.

Proceeds to credit of "Fort Peck 4 per cent fund."

Disposition. Vol. 35, p. 563.

**CHAP. 812.**—An Act Granting to the State of New Mexico certain lands for reimbursement of the counties of Grant, Luna, Hidalgo, and Santa Fe for interest paid on railroad-aid bonds, and for the payment of the principal of railroad-aid bonds issued by the town of Silver City and to reimburse said town for interest paid on said bonds, and for other purposes.

May 28, 1928.  
[S. 2535.]

[Public, No. 553.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That there is hereby granted to the State of New Mexico two hundred and fifty thousand acres of the surveyed nonmineral unappropriated and unreserved public lands of the United States within said State, in trust, for the reimbursement of Grant, Luna, and Hidalgo Counties for interest paid by said counties on the bonds of Grant County, and for the reimbursement of Santa Fe County for interest paid by said county on the bonds of Santa Fe County, all of which said bonds were validated, approved, and confirmed by Act of Congress of January 16, 1897 (Twenty-ninth Statutes, page 487); and also for the payment of the principal of the bonds issued by the town of Silver City and likewise validated by said Act of January 16, 1897, and to reimburse said town of Silver City for interest paid by said town on said bonds: *Provided*, That if there shall remain any of the two hundred and fifty thousand acres of land so granted, or of the proceeds of the sale or lease thereof, or rents, issues, or profits therefrom, after the payment of said items and debt, such remainder of lands and the proceeds of sales thereof shall be added to and become a part of the permanent school fund of said State.

Public lands. New Mexico granted, in trust, for reimbursing designated counties for interest paid on bonds, etc.

Vol. 29, p. 487. Also for reimbursing Silver City.

*Proviso.* Remainder of land, etc., added to State school fund.

**SEC. 2.** That the said lands shall be selected in the same manner as provided for the selection of lands granted to the State of New Mexico by an Act of the Congress of the United States approved June 20, 1910, entitled "An Act to enable the people of New Mexico to form a constitution and State government and be admitted into the Union on an equal footing with the original States; and to enable the people of Arizona to form a constitution and State government and be admitted into the Union on an equal footing with the original States," and such lands shall be leased and sold in such manner and under such limitations and restrictions as are provided in the said Act of June 20, 1910.

Selection and disposal of lands. Vol. 36, p. 561.

**SEC. 3.** Said State of New Mexico through its State board of finance shall determine the interest paid by said counties on said indebtedness, and the manner of liquidating the same, and likewise the amount of the principal due on the bonds issued by the town of Silver City, and the interest paid by said town and the manner of liquidating the same.

Determination of distribution.

Approved, May 28, 1928.

May 28, 1928.  
[H. R. 12877.]  
[Public, No. 554.]

**CHAP. 813.**—An Act Authorizing the Los Olmos International Bridge Company, its successors and assigns, to construct, maintain, and operate a bridge across the Rio Grande at or near Weslaco, Texas.

Rio Grande.  
Los Olmos International Bridge Company may bridge, at Weslaco, Tex.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That in order to facilitate international commerce, improve the postal service, and provide for military and other purposes, the Los Olmos International Bridge Company, its successors and assigns, be, and is hereby authorized to construct, maintain, and operate a bridge and approaches thereto across the Rio Grande, so far as the United States has jurisdiction over the waters of such river, at a point suitable to the interests of navigation, at or near Weslaco, Texas, in accordance with the provisions of the Act entitled "An Act to regulate the construction of bridges over navigable waters," approved March 23, 1906, subject to the conditions and limitations contained in this Act and subject to the approval of the proper authorities in Mexico.

Construction.  
Vol. 34, p. 84.

Approval of Mexico required.

Right to acquire real estate, etc., in Texas, for location, approaches, etc.

**SEC. 2.** There is hereby conferred upon the Los Olmos International Bridge Company, its successors and assigns, all such rights and powers to enter upon lands and to acquire, condemn, occupy, possess, and use real estate and other property in the State of Texas 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 of Texas, 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.

Condemnation proceedings.

Tolls authorized.

**SEC. 3.** The said Los Olmos International Bridge Company, its successors and assigns, is hereby authorized to fix and charge tolls for transit over such bridge in accordance with any laws of Texas applicable thereto, 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.

Vol. 34, p. 95.

Right to sell, etc., conferred.

**SEC. 4.** The right to sell, assign, transfer, and mortgage all the rights, powers, and privileges conferred by this Act is hereby granted to the Los Olmos International Bridge Company, 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.

Amendment.

**SEC. 5.** The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, May 28, 1928.

May 28, 1928.  
[H. R. 6518.]  
[Public, No. 555.]

**CHAP. 814.**—An Act To amend the salary rates contained in the compensation schedules of the Act of March 4, 1923, entitled "An Act to provide for the classification of civilian positions within the District of Columbia and in the field services."

Classification of civilian positions.  
Vol. 42, p. 1491, amended.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That section 13 of the Act of March 4, 1923, entitled "An Act to provide for the classification of civilian positions within the District of Columbia and in the field services," be amended to read as follows:

Compensation schedules.

**SEC. 13.** That the compensation schedules be as follows:

Professional and scientific service.

#### PROFESSIONAL AND SCIENTIFIC SERVICE

Classes of positions included.

The professional and scientific service shall include all classes of positions the duties of which are to perform routine, advisory, ad-

ministrative, or research work which is based upon the established principles of a profession or science, and which requires professional, scientific, or technical training equivalent to that represented by graduation from a college or university of recognized standing.

Grade 1 in this service, which may be referred to as the junior professional grade, shall include all classes of positions the duties of which are to perform, under immediate supervision, simple and elementary work requiring professional, scientific, or technical training as herein specified but little or no experience.

The annual rates of compensation for positions in this grade shall be \$2,000, \$2,100, \$2,200, \$2,300, \$2,400, and \$2,500.

Grade 2 in this service, which may be referred to as the assistant professional grade, shall include all classes of positions the duties of which are to perform, under immediate or general supervision, individually or with a small number of subordinates, work requiring professional, scientific, or technical training as herein specified, previous experience, and, to a limited extent, the exercise of independent judgment.

The annual rates of compensation for positions in this grade shall be \$2,600, \$2,700, \$2,800, \$2,900, \$3,000, and \$3,100.

Grade 3 in this service, which may be referred to as the associate professional grade, shall include all classes of positions the duties of which are to perform, individually or with a small number of trained assistants, under general supervision but with considerable latitude for the exercise of independent judgment, responsible work requiring extended professional, scientific, or technical training and considerable previous experience.

The annual rates of compensation for positions in this grade shall be \$3,200, \$3,300, \$3,400, \$3,500, \$3,600, and \$3,700.

Grade 4 in this service, which may be referred to as the full professional grade, shall include all classes of positions the duties of which are to perform, under general supervision, difficult and responsible work requiring considerable professional, scientific, or technical training and experience, and the exercise of independent judgment.

The annual rates of compensation for positions in this grade shall be \$3,800, \$4,000, \$4,200, and \$4,400.

Grade 5 in this service, which may be referred to as the senior professional grade, shall include all classes of positions the duties of which are to perform, under general administrative supervision, important specialized work requiring extended professional, scientific, or technical training and experience, the exercise of independent judgment, and the assumption of responsibility for results, or for the administration of a small scientific or technical organization.

The annual rates of compensation for positions in this grade shall be \$4,600, \$4,800, \$5,000, and \$5,200, unless a higher rate is specifically authorized by law.

Grade 6 in this service, which may be referred to as the principal professional grade, shall include all classes of positions the duties of which are to act as assistant head of a major professional or scientific organization, or to act as administrative head of a major subdivision of such an organization, or to act as head of a small professional or scientific organization, or to serve, as consulting specialist, or independently to plan, organize, and conduct investigations in original research or development work in a professional, scientific, or technical field.

The annual rates of compensation for positions in this grade shall be \$5,600, \$5,800, \$6,000, \$6,200, and \$6,400, unless a higher rate is specifically authorized by law.

Grade 1.  
Junior professional.

Annual pay.

Grade 2.  
Assistant professional.

Annual pay.

Grade 3.  
Associate professional.

Annual pay.

Grade 4.  
Full professional.

Annual pay.

Grade 5.  
Senior professional.

Annual pay.

Grade 6.  
Principal professional.

Annual pay.

Grade 7.  
Head professional.

Grade 7 in this service, which may be referred to as the head professional grade, shall include all classes of positions the duties of which are to act as assistant head of one of the largest and most important professional or scientific bureaus, or to act as the scientific and administrative head of a major professional or scientific bureau, or to act as professional consultant to a department head or a commission or board dealing with professional, scientific, or technical problems, or to perform professional or scientific work of equal importance, difficulty, and responsibility.

Annual pay.

The annual rates of compensation for positions in this grade shall be \$6,500, \$7,000, and \$7,500, unless a higher rate is specifically authorized by law.

Grade 8.  
Chief professional.

Grade 8 in this service, which may be referred to as the chief professional grade, shall include all classes of positions the duties of which are to act as the administrative head of one of the largest and most important professional or scientific bureaus, or to perform professional or scientific work of equal importance, difficulty, and responsibility.

Annual pay.

The annual rates of compensation for positions in this grade shall be \$8,000, \$8,500, and \$9,000, unless a higher rate is specifically authorized by law.

Grade 9.  
Special professional.

Grade 9 in this service, which may be referred to as the special professional grade, shall include all positions which are or may be specifically authorized or appropriated for at annual rates of compensation in excess of \$9,000.

Annual pay.

Subprofessional services.

#### SUBPROFESSIONAL SERVICE

Classes of positions included.

The subprofessional service shall include all classes of positions the duties of which are to perform work which is incident, subordinate, or preparatory to the work required of employees holding positions in the professional and scientific service, and which requires or involves professional, scientific, or technical training of any degree inferior to that represented by graduation from a college or university of recognized standing.

Grade 1.  
Minor subprofessional.

Grade 1 in this service, which may be referred to as the minor subprofessional grade, shall include all classes of positions the duties of which are to perform, under immediate supervision, the simplest routine work in a professional, scientific, or technical organization.

Annual pay.

The annual rate of compensation for positions in this grade shall be \$1,020, \$1,080, \$1,140, \$1,200, \$1,260, and \$1,320.

Grade 2.  
Under subprofessional.

Grade 2 in this service, which may be referred to as the under-subprofessional grade, shall include all classes of positions the duties of which are to perform, under immediate supervision, assigned subordinate work of a professional, scientific, or technical character, requiring limited training or experience, but not the exercise of independent judgment.

Annual pay.

The annual rates of compensation for positions in this grade shall be \$1,260, \$1,320, \$1,380, \$1,440, \$1,500, and \$1,560.

Grade 3.  
Junior subprofessional.

Grade 3 in this service, which may be referred to as the junior subprofessional grade, shall include all classes of positions the duties of which are to perform, under immediate supervision, subordinate work of a professional, scientific, or technical character, requiring considerable training or experience, but not the exercise of independent judgment.

Annual pay.

The annual rates of compensation for positions in this grade shall be \$1,440, \$1,500, \$1,560, \$1,620, \$1,680, and \$1,740.

Grade 4.  
Assistant subprofessional.

Grade 4 in this service, which may be referred to as the assistant subprofessional grade, shall include all classes of positions the duties of which are to perform, under immediate supervision, subordinate



work of a professional, scientific, or technical character, requiring considerable training or experience, and, to a limited extent, the exercise of independent judgment.

The annual rates of compensation for positions in this grade shall be \$1,620, \$1,680, \$1,740, \$1,800, \$1,860, and \$1,920.

Grade 5 in this service, which may be referred to as the main sub-professional grade, shall include all classes of positions the duties of which are to perform, under immediate or general supervision, subordinate work of a professional, scientific, or technical character requiring a thorough knowledge of a limited field of professional, scientific, or technical work, and the exercise of independent judgment, or to supervise the work of a small number of employees performing duties of an inferior grade in the subprofessional service.

The annual rates of compensation for positions in this grade shall be \$1,800, \$1,860, \$1,920, \$1,980, \$2,040, and \$2,100.

Grade 6 in this service, which may be referred to as the senior sub-professional grade, shall include all classes of positions the duties of which are to perform, under immediate or general supervision, subordinate but difficult and responsible work of a professional, scientific, or technical character, requiring a thorough knowledge of a limited field of professional, scientific, or technical work, and the exercise of independent judgment, or to supervise the work of a small number of employees holding positions in grade 5 of this service.

The annual rates of compensation for positions in this grade shall be \$2,000, \$2,100, \$2,200, \$2,300, \$2,400, and \$2,500.

Grade 7 in this service, which may be referred to as the principal subprofessional grade, shall include all classes of positions the duties of which are to perform, under general supervision, subordinate but responsible work of a professional, scientific, or technical character requiring a working knowledge of the principles of the profession, art, or science involved, and the exercise of independent judgment; or to supervise the work of a small number of employees holding positions in grade 6 of this service.

The annual rates of compensation for positions in this grade shall be \$2,300, \$2,400, \$2,500, \$2,600, \$2,700, and \$2,800.

Grade 8 in this service, which may be referred to as the chief sub-professional grade, shall include all classes of positions the duties of which are to perform, under general supervision, subordinate but difficult and responsible work of a professional, scientific, or technical character, requiring a thorough working knowledge of the principles of the profession, art, or science involved, and the exercise of independent judgment, or to supervise the work of a small number of employees holding positions in grade 7 of this service.

The annual rates of compensation for positions in this grade shall be \$2,600, \$2,700, \$2,800, \$2,900, \$3,000, and \$3,100.

CLERICAL, ADMINISTRATIVE, AND FISCAL SERVICE

The clerical, administrative, and fiscal service shall include all classes of positions the duties of which are to perform clerical, administrative, or accounting work, or any other work commonly associated with office, business, or fiscal administration.

Grade 1 in this service, which may be referred to as the under-clerical grade, shall include all classes of positions the duties of which are to perform, under immediate supervision, the simplest routine office work.

The annual rates of compensation for positions in this grade shall be \$1,260, \$1,320, \$1,380, \$1,440, \$1,500, and \$1,560.

Grade 2 in the service, which may be referred to as the junior clerical grade, shall include all classes of positions the duties of

Annual pay.

Grade 5.  
Main subprof-  
essional.

Annual pay.

Grade 6.  
Senior subprofes-  
sional.

Annual pay.

Grade 7.  
Principal subprofes-  
sional.

Annual pay.

Grade 8.  
Chief subprofes-  
sional.

Annual pay.

Clerical, administra-  
tive, and fiscal service.

Classes of positions  
included.

Grade 1.  
Under clerical.

Annual pay.

Grade 2.  
Junior clerical.

which are to perform under immediate supervision, assigned office work requiring training or experience but not the exercise of independent judgment.

Annual pay.

The annual rates of compensation for positions in this grade shall be \$1,440, \$1,500, \$1,560, \$1,620, \$1,680, and \$1,740.

Grade 3.  
Assistant clerical.

Grade 3 in the service, which may be referred to as the assistant clerical grade, shall include all classes of positions the duties of which are to perform, under immediate or general supervision, assigned office work requiring training and experience and knowledge of a specialized subject matter or the exercise of independent judgment or to supervise a small section performing simple clerical operations.

Annual pay.

The annual rates of compensation for positions in this grade shall be \$1,620, \$1,680, \$1,740, \$1,800, \$1,860, and \$1,920.

Grade 4.  
Main clerical.

Grade 4 in this service, which may be referred to as the main clerical grade, shall include all classes of positions the duties of which are to perform, under immediate or general supervision, responsible office work requiring training and experience, the exercise of independent judgment or knowledge of a specialized subject matter or both, and an acquaintance with office procedure and practice, or to supervise a small stenographic section or a small section performing clerical operations of corresponding difficulty.

Annual pay.

The annual rates of compensation for positions in this grade shall be \$1,800, \$1,860, \$1,920, \$1,980, \$2,040, and \$2,100.

Grade 5.  
Senior clerical.

Grade 5 in this service, which may be referred to as the senior clerical grade, shall include all classes of positions the duties of which are to perform, under general supervision, difficult and responsible office work requiring considerable training and experience, the exercise of independent judgment or knowledge of a specialized subject matter or both, and a thorough knowledge of office procedure and practice, or to supervise a large stenographic section or any large section performing simple clerical operations or to supervise a small section engaged in difficult but routine office work.

Annual pay.

The annual rates of compensation for positions in this grade shall be \$2,000, \$2,100, \$2,200, \$2,300, \$2,400, and \$2,500.

Grade 6.  
Principal clerical.

Grade 6 in this service, which may be referred to as the principal clerical grade, shall include all classes of positions, the duties of which are to perform, under general supervision, exceptionally difficult and responsible office work requiring extended training and experience, the exercise of independent judgment or knowledge of a specialized and complex subject matter, or both, and a thorough knowledge of office procedure and practice, or to serve as the recognized authority or adviser in matters requiring long experience and an exceptional knowledge of the most difficult and complicated procedure or of a very difficult and complex subject, or to supervise a large or important office organization engaged in difficult or varied work.

Annual pay.

The annual rates of compensation for positions in this grade shall be \$2,300, \$2,400, \$2,500, \$2,600, \$2,700, and \$2,800.

Grade 7.  
Assistant administrative.

Grade 7 in this service, which may be referred to as the assistant administrative grade, shall include all classes of positions the duties of which are to perform, under general supervision, responsible office work along specialized and technical lines requiring specialized training and experience and the exercise of independent judgment, or as chief clerk to supervise the general business operations of a small, independent establishment or a minor bureau or division of an executive department, or to supervise a large or important office organization engaged in difficult and specialized work.

Annual pay.

The annual rates of compensation for positions in this grade shall be \$2,600, \$2,700, \$2,800, \$2,900, \$3,000, and \$3,100.

Grade 8 in this service, which may be referred to as the associate administrative grade, shall include all classes and positions the duties of which are to perform, under general supervision, difficult and responsible office work along specialized and technical lines requiring specialized training and experience and the exercise of independent judgment, or to supervise a large or important office organization engaged in work involving specialized training on the part of the employees.

Grade 8.  
Associate administrative.

The annual rates of compensation for positions in this grade shall be \$2,900, \$3,000, \$3,100, \$3,200, \$3,300, and \$3,400.

Annual pay.

Grade 9 in this service, which may be referred to as the full administrative grade, shall include all classes of positions the duties of which are to perform, under general supervision, exceptionally difficult and responsible office work along specialized and technical lines, requiring considerable specialized training and experience and the exercise of independent judgment, or as chief clerk, to supervise the general business operations of a large independent establishment or a major bureau or division of an executive department, or to supervise a large or important office organization engaged in work involving technical training on the part of the employees.

Grade 9.  
Full administrative.

The annual rates of compensation for positions in this grade shall be \$3,200, \$3,300, \$3,400, \$3,500, \$3,600, and \$3,700.

Annual pay.

Grade 10 in this service, which may be referred to as the senior administrative grade, shall include all classes of positions the duties of which are to perform, under general supervision, the most difficult and responsible office work along specialized and technical lines, requiring extended training, considerable experience, and the exercise of independent judgment, or to supervise a large or important office organization engaged in work involving considerable technical training and experience on the part of the employees.

Grade 10.  
Senior administrative.

The annual rates of compensation for positions in this grade shall be \$3,500, \$3,600, \$3,700, \$3,800, \$3,900, and \$4,000.

Annual pay.

Grade 11 in this service, which may be referred to as the principal administrative grade, shall include all classes of positions the duties of which are to perform the most difficult and responsible office work along specialized and technical lines requiring extended training and experience, and the exercise of independent judgment, or to supervise a large or important office organization engaged in work involving extended training and considerable experience on the part of the employees.

Grade 11.  
Principal administrative.

The annual rates of compensation for positions in this grade shall be \$3,800, \$4,000, \$4,200, and \$4,400.

Annual pay.

Grade 12 in this service, which may be referred to as the head administrative grade, shall include all classes of positions the duties of which are to perform the most difficult and responsible office work along specialized and technical lines requiring extended training and experience, the exercise of independent judgment, and the assumption of full responsibility for results, or to supervise a large and important office organization engaged in work involving extended training and experience on the part of the employees.

Grade 12.  
Head administrative.

The annual rates of compensation for positions in this grade shall be \$4,600, \$4,800, \$5,000, and \$5,200, unless a higher rate is specifically authorized by law.

Annual pay.

Grade 13 in this service, which may be referred to as the chief administrative grade, shall include all classes of positions the duties of which are to act as assistant head of a major bureau, or to act as administrative head of a major subdivision of such a bureau, or to act as head of a small bureau, in case professional or scientific training is not required, or to supervise the design and installation of office

Grade 13.  
Chief administrative.

systems, methods, and procedures, or to perform work of similar importance, difficulty, and responsibility.

Annual pay.

The annual rates of compensation for positions in this grade shall be \$5,600, \$5,800, \$6,000, \$6,200, and \$6,400, unless a higher rate is specifically authorized by law.

Grade 14.  
Executive.

Grade 14 in this service, which may be referred to as the executive grade, shall include all classes of positions the duties of which are to act as assistant head of one of the largest and most important bureaus, or to act as head of a major bureau, in case professional or scientific training is not required, or to supervise the design of systems of accounts for use by private corporations subject to regulation by the United States, or to act as the technical consultant to a department head or a commission or board in connection with technical or fiscal matters, or to perform work of similar importance, difficulty, and responsibility.

Annual pay.

The annual rates of compensation for positions in this grade shall be \$6,500, \$7,000, and \$7,500, unless a higher rate is specifically authorized by law.

Grade 15.  
Senior executive.

Grade 15 in this service, which may be referred to as the senior executive grade, shall include all classes of positions, the duties of which are to act as the head of one of the largest and most important bureaus, in case professional or scientific training is not required, or to perform work of similar importance, difficulty, and responsibility.

Annual pay.

The annual rates of compensation for positions in this grade shall be \$8,000, \$8,500, and \$9,000, unless a higher rate is specifically authorized by law.

Grade 16.  
Special executive.

Grade 16 in this service, which may be referred to as the special executive grade, shall include all positions which are or may be specifically authorized or appropriated for at annual rates of compensation in excess of \$9,000.

Custodial service.

#### CUSTODIAL SERVICE

Classes of positions included.

The custodial service shall include all classes of positions, the duties of which are to supervise or to perform manual work involved in the custody, maintenance, and protection of public buildings, premises, and equipment, the transportation of public officers, employees or property, and the transmission of official papers.

Grade 1.  
Junior messenger.

Grade 1 in this service, which may be referred to as the junior messenger grade, shall include all classes of positions, the duties of which are to run errands, to check parcels, or to perform other light manual or mechanical tasks with little or no responsibility.

Annual pay.

The annual rate of compensation for positions in this grade shall be \$600, \$660, \$720, \$780, and \$840.

Grade 2.  
Office laborer.

Grade 2 in this service, which may be referred to as the office-laborer grade, shall include all classes of positions the duties of which are to handle desks, mail sacks, and other heavy objects, and to perform similar work ordinarily required of unskilled laborers; to operate elevators; to clean office rooms; or to perform other work of similar character.

Annual pay.  
*Proviso.*  
Charwomen.

The annual rate of compensation for positions in this grade shall be \$1,080, \$1,140, \$1,200, \$1,260, \$1,320, and \$1,380: *Provided*, That charwomen working part time be paid at the rate of 45 cents an hour and head charwomen at the rate of 50 cents an hour.

Grade 3.  
Minor custodial.

Grade 3 in this service, which may be referred to as the minor custodial grade, shall include all classes of positions the duties of which are to perform, under immediate supervision, custodial, or manual office work with some degree of responsibility, such as guarding office or storage buildings; operating paper-cutting, canceling, envelope-opening, or envelope-sealing machines; firing and keeping

up steam in boilers used for heating purposes in office buildings, cleaning boilers, and oiling machinery and related apparatus; operating passenger or freight automobiles; packing goods for shipment; supervising a large group of charwomen; running errands and doing light manual or mechanical tasks with some responsibility; carrying important documents from one office to another; or attending the door and private office of a department head or other public officer.

The annual rates of compensation for positions in this grade shall be \$1,200, \$1,260, \$1,320, \$1,380, \$1,440, and \$1,500.

Grade 4 in this service, which may be referred to as the under-custodial grade, shall include all classes of positions the duties of which are to perform, under general supervision, custodial work of a responsible character, such as supervising a small force of unskilled laborers, directly supervising a small detachment of watchmen or building guards, firing and keeping up steam in heating apparatus and operating the boilers and other equipment used for heating purposes, or performing general semimechanical new or repair work requiring some skill with hand tools.

The annual rates of compensation for positions in this grade shall be \$1,320, \$1,380, \$1,440, \$1,500, \$1,560, and \$1,620.

Grade 5 in this service, which may be referred to as the junior custodial grade, shall include all classes of positions the duties of which are to have general supervision over a small force of watchmen or building guards, or to have direction of a considerable detachment of such employees, to supervise the operation and maintenance of a small heating plant and its auxiliary equipment, or to perform other work of similar character.

The annual rates of compensation for positions in this grade shall be \$1,500, \$1,560, \$1,620, \$1,680, \$1,740, and \$1,800.

Grade 6 in this service, which may be referred to as the assistant custodial grade, shall include all classes of positions the duties of which are to assist in the supervision of large forces of watchmen and building guards, or to have general supervision over smaller forces, to supervise a large force of unskilled laborers, to repair office appliances, or to perform other work of similar character.

The annual rates of compensation for positions in this grade shall be \$1,680, \$1,740, \$1,800, \$1,860, \$1,920, and \$1,980.

Grade 7 in this service, which may be referred to as the main custodial grade, shall include all classes of positions the duties of which are to supervise the work of skilled mechanics; to supervise the operation and maintenance of a large heating, lighting, and power plant and all auxiliary mechanical and electrical devices and equipment; to have general supervision over large forces of watchmen and building guards; or to perform other work of similar character.

The annual rates of compensation for positions in this grade shall be \$1,860, \$1,920, \$1,980, \$2,040, \$2,100, and \$2,200.

Grade 8 in this service, which may be referred to as the senior custodial grade, shall include all classes of positions the duties of which are to direct supervisory and office assistants, mechanics, watchmen, elevator conductors, laborers, janitors, messengers, and other employees engaged in the custody, maintenance, and protection of a small building, or to assist in the direction of such employees when engaged in similar duties in a large building, or to perform other custodial work of equal difficulty and responsibility.

The annual rates of compensation for positions in this grade shall be \$2,000, \$2,100, \$2,200, \$2,300, \$2,400, and \$2,500.

Grade 9 in this service, which may be referred to as the principal custodial grade, shall include all classes of positions the duties of which are to direct supervisory and office assistants, mechanics,

Annual pay.

Grade 4.  
Under custodial.

Annual pay.

Grade 5.  
Junior custodial.

Annual pay.

Grade 6.  
Assistant custodial.

Annual pay.

Grade 7.  
Main custodial.

Annual pay.

Grade 8.  
Senior custodial.

Annual pay.

Grade 9.  
Principal custodial.

watchmen, elevator conductors, laborers, janitors, messengers, and other employees engaged in the custody, maintenance, and protection of a large building, or to assist in the direction of such employees when engaged in similar duties in a group of buildings; or to perform other custodial work of equal difficulty and responsibility.

Annual pay.

The annual rates of compensation for positions in this grade shall be \$2,300, \$2,400, \$2,500, \$2,600, \$2,700, and \$2,800.

Grade 10.  
Chief custodial.

Grade 10 in this service, which may be referred to as the chief custodial grade, shall include all classes of positions the duties of which are to direct supervisory and office assistants, mechanics, watchmen, elevator conductors, laborers, janitors, messengers, and other employees engaged in the custody, maintenance, and protection of a group of buildings, or to perform other custodial work of equal difficulty and responsibility.

Annual pay.

The annual rates of compensation for positions in this grade shall be \$2,600, \$2,700, \$2,800, \$2,900, \$3,000, and \$3,100.

Clerical-mechanical service.

#### CLERICAL-MECHANICAL SERVICE

Classes of positions not in a recognized trade or craft included.

The clerical-mechanical service shall include all classes of positions which are not in a recognized trade or craft and which are located in the Bureau of Engraving and Printing, the mail equipment shop, the duties of which are to perform or to direct manual or machine operations requiring special skill or experience, or to perform or direct the counting, examining, sorting, or other verification of the product of manual or machine operations.

Grade 1.  
Classes included.

Grade 1 shall include all classes of positions in this service the duties of which are to perform the simplest operations or processes requiring special skill and experience.

Compensation.

The rates of compensation for classes of positions in this grade shall be 50 to 55 cents an hour.

Grade 2.  
Classes included.

Grade 2 shall include all classes of positions in this service the duties of which are to operate simple machines or to perform operations or processes requiring a higher degree of skill than those in grade 1.

Compensation.

The rates of compensation for classes of positions in this grade shall be 60 to 65 cents an hour.

Grade 3.  
Classes included.

Grade 3 shall include all classes of positions in this service the duties of which are to operate machines or to perform operations or processes requiring the highest degree of skill, or supervise a small number of subordinates.

Compensation.

The rates of compensation for classes of positions in this grade shall be 70 to 75 cents an hour.

Grade 4.  
Classes included.

Grade 4 shall include all classes of positions in this service the duties of which are to perform supervisory work over a large unit of subordinates.

Compensation.

The rates of compensation for classes of positions in this grade shall be 85 to 95 cents an hour.

Relative positions in grades retained.

The heads of the several executive departments and independent establishments of the Government whose duty it is to carry into effect the provisions of this Act are hereby directed to so administer the same that the positions and employees affected herein shall retain in the classification schedules herein provided the same relative position or positions within their respective grades as they hold at the time this law goes into effect: *Provided*, That nothing herein shall prevent the promotion or allocation for an employee to a higher grade: *Provided further*, That nothing contained in this Act shall operate to decrease the pay of any present employee, nor deprive any employee of any advancement authorized by law and for which funds are available.

*Provisos.*  
Promotions, etc., not affected.

No reduction in present pay.  
Advancement permitted.

Whenever in any case the basic qualifications of any already existing grade or subdivision of a service are by this Act made the basic qualifications of a higher grade or subdivision, the positions of all employees in said existing grade or subdivision are by this Act advanced to said higher grade or subdivision of a service.

SEC. 2. Upon the passage of this Act the board shall forthwith make a survey of the classes of civilian positions in the various field services, exclusive of the Postal Service, Foreign Service, and employees in the mechanical and drafting groups whose wages are now or have heretofore been fixed by wage boards or similar authority, and shall present a report to Congress at its first regular session following the passage of this Act, such report to contain: (a) Compensation schedules for such classes of positions, which shall follow the principles and general form of the compensation schedules contained in the Classification Act of 1923; (b) such additional services and grades as may be necessary according to the fields of work peculiar to the establishments concerned; (c) adequate descriptions of all the classes of positions within the scope of this Act, including the title of the class, a statement of its characteristic duties and responsibilities, illustrated where desirable by examples of typical tasks or of typical positions included in the class, a statement of the minimum qualifications as to education, experience, knowledge, and ability required for the satisfactory performance of the duties and the discharge of the responsibilities of the class and the salary rates for the class; (d) a list prepared by the head of each department, after consultation with the board, and in accordance with a uniform procedure prescribed by it, showing the allocation of all positions covered by this Act to their respective classes and grades and fixing the proposed rate of compensation of each employee thereunder in accordance with the rules prescribed in section 6 of the Classification Act of 1923; (e) recommendations as to principles and procedures for putting such compensation schedules into effect, for assuring uniform compensation of like positions under like employment and local economic conditions, and for carrying out the administrative steps necessary to keep the descriptions of classes and the allocations of positions to classes current accordingly as positions may be abolished or created or their duties or responsibilities changed; and (f) such statistical or other information as is necessary or desirable in exposition of the board's findings of fact as a result of its survey, or in explanation of its recommendations.

SEC. 3. The heads of the several executive departments and independent establishments are authorized to adjust the compensation of certain civilian positions in the field services, the compensation of which was adjusted by the Act of December 6, 1924, to correspond, so far as may be practicable, to the rates established by this Act for positions in the departmental services in the District of Columbia.

SEC. 4. The provisions of this Act shall not apply to employees in the Government Printing Office whose rates of pay are set under authority of the "Act to regulate and fix rates of pay for employees and officers of the Government Printing Office," approved June 7, 1924. (United States Code, page 1417, section 40.)

SEC. 5. This Act shall take effect July 1, 1928.

Approved, May 28, 1928.

Employees advanced when their grade made basic of higher grade.

Survey directed of classes of positions in field services.

Report to be made. Compensation schedules for.

Additional services and grades.

Detailed description of all classes of positions, qualifications, etc.

List of allocation of all positions, etc., in each department.

Vol. 42, p. 1490.

Recommendations for assuring uniform compensation under like employment, etc.

Statistical information, etc.

Adjustment of field services pay to correspond with this Act. Vol. 43, p. 704.

Government Printing Office employees not affected hereby. Vol. 43, p. 658.

U. S. Code, p. 1417.

Effective, July 1, 1928.

CHAP. 815.—An Act Extending the time of construction payments on the Rio Grande Federal irrigation project, New Mexico-Texas.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior be, and he is hereby, authorized and directed to enter

Rio Grande Irrigation project, N. Mex.-Tex.

May 28, 1928.  
[H. R. 11471.]  
[Public, No. 556.]

Amended contracts with irrigation districts, extending time for paying first construction charges.

Charge per acre.

Payments continued until total paid.

Existing contracts continued except as herein modified.

into amended contracts with the Elephant Butte Irrigation District, of New Mexico, and El Paso County Water Improvement District Numbered 1, of Texas, whereby, after the payment of the first four annual installments, as now provided for in existing contracts, upon the construction charge under the Rio Grande Federal irrigation project, New Mexico-Texas, the remaining unpaid construction charge per irrigable acre shall be payable annually in installments of \$3.60.

SEC. 2. These annual payments shall continue until the total construction charge against said districts is paid.

SEC. 3. The existing contracts between the United States and Elephant Butte Irrigation District, of New Mexico, and between the United States and El Paso County Water Improvement District Numbered 1 shall remain unaltered except as herein otherwise directed.

Approved, May 28, 1928.

May 28, 1928.

[H. R. 13446.]

[Public, No. 557.]

**CHAP. 816.—An Act To amend the National Defense Act.**

Rifle practice. Vol. 44, p. 1095, amended. Vol. 39, p. 211.

Annual national matches to be held.

Rifle and pistol matches for national trophy, etc.

Competing organizations.

Sum authorized annually as part of appropriation for national defense.

Provisions. Limitation on commutation of rations, etc.

Travel pay to civilian competitors.

National Board for Promotion of Rifle Practice.

Sum authorized annually for incidental expenses of.

*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 for the promotion of rifle practice throughout the United States," approved February 14, 1927 (Forty-fourth Statutes, page 1095), which adds an additional paragraph to section 113 of the National Defense Act, is hereby amended to read as follows: "That there shall be held an annual competition, known as the national matches, for the purpose of competing for a national trophy, medals, and other prizes to be provided, together with a small-arms firing school, which competition and school shall be held annually under such regulations as may be prescribed by the Secretary of War."

SEC. 2. The national matches contemplated in this Act shall consist of rifle and pistol matches for the national trophy, medals, and other prizes mentioned in section 1 above, to be open to the Army, Navy, Marine Corps, National Guard, or Organized Militia of the several States, Territories, and District of Columbia, the Reserve Officers' Training Corps, and the citizens' military training camps, rifle clubs, and civilians, together with a small-arms firing school to be connected therewith and competitions for which trophies and medals are provided by the National Rifle Association of America; and for the cost and expenditures required for and incident to the conduct of the same, including the personal expenses of the members of the National Board for the Promotion of Rifle Practice, the sum necessary for the above-named purposes is hereby authorized to be appropriated annually as a part of the total sum appropriated for national defense: *Provided*, That no competitor shall be entitled to commutation of rations in excess of \$1.50 per day, and when meals are furnished no greater expenses than that sum per man per day for the period the contest is in progress: *Provided further*, That in lieu of traveling expense and commutation of rations while traveling the sum of 5 cents per mile may be paid to civilian competitors, and such travel pay for the return trip may be paid in advance of the performance of the travel.

SEC. 3. For the incidental expenses of the National Board for the Promotion of Rifle Practice, including books, pamphlets, badges, trophies, prizes, and medals to be expended for such purposes, the sum of not more than \$7,500 is hereby authorized to be appropriated annually.

Approved, May 28, 1928.



**CHAP. 817.**—An Act To authorize the acquisition of certain patented land adjoining the Yosemite National Park boundary by exchange, and for other purposes.

May 28, 1928.  
[H. R. 12038.]  
[Public, No. 558.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That for the purpose of protecting park deer along the western boundary of the Yosemite National Park, the Secretary of the Interior be, and he is hereby, authorized to acquire as part of said park, by exchange as hereinafter provided, title in fee for and on behalf of the United States of America to all that land in sections 21 and 28 in township 3 south, range 20 east, Mount Diablo meridian, lying between the abandoned railroad grade running from a point in the Wawona Road near Chinquapin to the top of the abandoned incline hoist in the northeast quarter of the southwest quarter of section 21, and the east and west center line of section 21, and in sections 22, 23, 24, 25, 26, and 27 lying between said abandoned railroad grade and the existing park boundary, containing one thousand three hundred and fifty acres, more or less, now held in private ownership, which lands upon acquisition shall be, and are hereby, added to the park; and in exchange therefor the said Secretary be, and he is hereby, authorized to issue patent to the owner of said lands, for the Government lands described as follows: That part of the north half of northeast quarter lying south of abandoned railroad grade hereinbefore mentioned, north half of southwest quarter of northeast quarter, southwest quarter of southwest quarter of northeast quarter, southwest quarter, west half of northeast quarter of southeast quarter, and southwest quarter of southeast quarter of section 25, township 3 south, range 20 east; north half section 36, township 3 south, range 20 east; southwest quarter northeast quarter, south half northeast quarter northwest quarter, west half northwest quarter, southeast quarter northwest quarter, northwest quarter southeast quarter, and west half southwest quarter southeast quarter section 32, township 3 south, range 21 east; and northwest quarter section 5, township 4 south, range 21 east; containing one thousand and ten acres, more or less, which lands upon issuance of patent shall be, and are hereby, eliminated from said park.

Approved, May 28, 1928.

Yosemite National Park.  
Acquisition of lands in private ownership to be added to, for protecting park deer.

Description.

Lands in exchange, to be eliminated from the park.

Description.

**CHAP. 818.**—An Act For the relief of the town of Springdale, Utah.

May 28, 1928.  
[H. R. 12706.]  
[Public, No. 559.]

*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, under such reasonable regulations as he may prescribe, to grant permission to the town of Springdale, Utah, to divert through such piping facilities as may be necessary, for domestic and other uses within the limits of said town of Springdale, Utah, water from certain springs in the Zion National Park, Utah, situated at the head of what is known as Oak Creek, which crosses the main highway about one-half mile below the park boundary, and located in approximately section 20, township 41 south, range 10 west, Salt Lake meridian.

Springdale, Utah.  
May divert water from springs in Zion National Park.

Approved, May 28, 1928.

May 28, 1928.  
[H. R. 12110.]  
[Public, No. 560.]

**CHAP. 819.**—An Act To amend 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, as amended.

Pay readjustment,  
Army, etc.

*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 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, as amended, is hereby further amended by striking out in paragraph 5 of section 1 of said Act, relating to the pay of the fourth period, the following words appearing in lines 11, 12, and 13 of said paragraph (volume 42, Statutes at Large, page 626): "except those whose promotion is limited by law to this grade and who are not entitled under existing law to the pay and allowances of a higher grade."

Approved, May 28, 1928.

Fourth period pay.  
Vol. 42, p. 626, amended.

Exception repealed.  
*Ante*, p. 720.

May 28, 1928.  
[S. 2802.]  
[Public, No. 561.]

**CHAP. 820.**—An Act To provide for the appointment of midshipmen at large by the Vice President of the United States.

Naval Academy.  
Midshipmen to be  
appointed by the Vice  
President.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That hereafter there shall be allowed at the United States Naval Academy, in addition to those allowed by existing law, midshipmen appointed at large by the Vice President of the United States, equivalent in number to those allowed for each United States Senator.

Approved, May 28, 1928.

May 28, 1928.  
[H. J. Res. 292.]  
[Pub. Res., No. 54.]

**CHAP. 821.**—Joint Resolution Authorizing the President to invite the States of the Union and foreign countries to participate in the International Petroleum Exposition at Tulsa, Oklahoma, to begin October 20, 1928.

International Petroleum  
Exposition, Tulsa,  
Okla.  
Foreign countries  
invited to participate in.

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled,* That the President of the United States is authorized to invite by proclamation, or in such other manner as he may deem proper, the States of the Union and all foreign countries to participate in the proposed International Petroleum Exposition, to be held at Tulsa, Oklahoma, beginning October 20, 1928, for the purpose of exhibiting samples of fabricated and raw products of all countries used in the petroleum industry and bringing together buyers and sellers for promotion of trade and commerce in such products.

Articles for exhibi-  
tion admitted free of  
duty, etc.

**SEC. 2.** All articles that shall be imported from foreign countries for the sole purpose of exhibition at the International Petroleum Exposition upon which there shall be a tariff or customs duty shall be admitted free of the payment of duty, customs fees, or charges, under such regulations as the Secretary of the Treasury shall prescribe; but it shall be lawful at any time during the exhibition to sell any goods or property imported for and actually on exhibition, subject to such regulations for the security of the revenue and for the collection of import duties as the Secretary of the Treasury may prescribe: *Provided*, That all such articles when sold or withdrawn for consumption or use in the United States shall be subject to the duty, if any, imposed upon such articles by the revenue laws in force at the date of withdrawal; and on such articles which shall have suffered diminution or deterioration from incidental handling and necessary exposure, the duty, if paid, shall be assessed according to

Sales permitted sub-  
ject to revenue regula-  
tions.

*Proriso.*  
Payment of duty.

Allowance for dete-  
rioration, etc.

the appraised value at the time of withdrawal for consumption or use, and the penalties prescribed by law shall be enforced against any person guilty of any illegal sale, use, or withdrawal.

Penalty for illegal sales, etc.

Approved, May 28, 1928.

**CHAP. 822.**—Joint Resolution Amending the joint resolution entitled "Joint resolution directing the Secretary of the Interior to withhold his approval of the adjustment of the Northern Pacific land grants, and for other purposes," approved June 5, 1924 (Forty-third Statutes, page 461), as amended by the joint resolution approved March 3, 1927 (Forty-fourth Statutes, page 1405).

May 28, 1928.  
[H. J. Res. 318.]  
[Pub. Res., No. 55.]

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled,* That the joint resolution entitled "Joint resolution directing the Secretary of the Interior to withhold his approval of the adjustment of the Northern Pacific land grants, and for other purposes," approved June 5, 1924, as amended by joint resolution approved March 3, 1927, be, and the same is hereby amended as follows:

Northern Pacific land grants.  
Withholding approval of.  
Vol. 43, p. 461.  
Post, p. 1221.

"That wherein said joint resolution approved June 5, 1924, as amended by the said joint resolution approved March 3, 1927, there appears the word and figures June 1, 1928, the same shall be amended to read June 30, 1929."

Extended to June 30, 1929.  
Vol. 44, p. 1405.

**SEC. 2.** That the joint committee provided for in the above resolution approved June 5, 1924, shall have leave to report at any time by bill or otherwise.

Joint Committee continued.  
Vol. 43, p. 462.

Approved, May 28, 1928.

**CHAP. 823.**—Joint Resolution Requesting the President to negotiate with the nations with which there is no such agreement treaties for the protection of American citizens of foreign birth, or parentage, from liability to military service in such nations.

May 28, 1928.  
[H. J. Res. 268.]  
[Pub. Res., No. 56.]

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled,* That the President be, and he is hereby, respectfully requested to endeavor as soon as possible to negotiate treaties with the remaining nations with which we have no such agreement, providing that persons born in the United States of foreign parentage, and naturalized American citizens, shall not be held liable for military service or any other act of allegiance during a stay in the territory subject to the jurisdiction of any such nation while citizens of the United States of America under the laws thereof.

Foreign military service.  
Negotiations requested for protection of citizens of foreign parentage from, by treaty.

Approved, May 28, 1928.

**CHAP. 824.**—Joint Resolution To amend sections 1 and 2 of the Act of March 3, 1891.

May 28, 1928.  
[H. J. Res. 140.]  
[Pub. Res., No. 57.]

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled,* That sections 1 and 2 of the Act of March 3, 1891 (Twenty-sixth Statutes at Large, page 833), be amended by adding, after the word "cattle," as it occurs in lines 4 and 6 of section 1 and in lines 2 and 5 of section 2, a comma followed by the words "horses, mules, asses, sheep, goats, or swine," so that said sections as hereby amended shall read as follows:

Export of cattle.  
Vol. 26, p. 833, amended.

"That the Secretary of Agriculture is hereby authorized to examine all vessels which are to carry export cattle, horses, mules, asses, sheep, goats, or swine from the ports of the United States to foreign countries, and to prescribe by rules and regulations or orders

Examination of all vessels exporting cattle, horses, sheep, swine, etc.

Rules prescribing humane treatment, etc., to be made.

For violations owner may be prohibited from carrying cattle, for prescribed period, etc.

Clearance of vessel refused.

the accommodations which said vessels shall provide for export cattle, horses, mules, asses, sheep, goats, or swine as to space, ventilation, fittings, food and water supply, and such other requirements as he may decide to be necessary for the safe and proper transportation and humane treatment of such animals.

"SEC. 2. That whenever the owner, owners, or master of any vessel carrying export cattle, horses, mules, asses, sheep, goats, or swine shall willfully violate or cause or permit to be violated any rule, regulation, or order made pursuant to the foregoing section the vessel in respect of which such violation shall occur may be prohibited from again carrying cattle, horses, mules, asses, sheep, goats, or swine from any port of the United States for such length of time, not exceeding one year, as the Secretary of Agriculture may direct, and such vessel shall be refused clearance from any port of the United States accordingly."

Approved, May 28, 1928.

May 28, 1928.  
[S. J. Res. 51.]  
[Pub. Res., No. 53.]

**CHAP. 825.**—Joint Resolution Tendering the thanks of Congress to Commander Albert Cushing Read, United States Navy, for his achievement in completing the first trans-Atlantic aeroplane flight, and providing for his advancement on the list of commanders of the Navy.

Commander Albert Cushing Read, Navy.  
Thanks of Congress tendered, for trans-Atlantic aeroplane flight.

Advance in numbers on Navy list authorized.

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled,* That the thanks of Congress are hereby tendered to Commander Albert Cushing Read, United States Navy, for his success in accomplishing the first trans-Atlantic aeroplane flight.

SEC. 2. The President is hereby authorized to advance Commander Albert Cushing Read, United States Navy, ten numbers on the list of commanders of the Navy, to rank next after Commander Aubrey Wray Fitch. Said Albert Cushing Read shall be an additional number in the grade of commander, and in any grade to which he may hereafter be promoted.

Approved, May 28, 1928.

May 28, 1928.  
[S. J. Res. 120.]  
[Pub. Res., No. 59.]

Army.  
New Orleans Quartermaster Intermediate Depot.  
Lease of, to New Orleans Association of Commerce, La., for exhibition purposes.

Proviso.  
Right to void lease.

Alterations permitted.

**CHAP. 826.**—Joint Resolution Authorizing the Secretary of War to lease to the New Orleans Association of Commerce New Orleans Quartermaster Intermediate Depot Unit Numbered 2.

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of War is authorized to lease for a period of three years, to run from September 16, 1927, without consideration or on such terms or conditions as he deems it advisable, to the New Orleans Association of Commerce (a nonprofit corporation organized under the laws of Louisiana), its successors and assigns, the New Orleans Quartermaster Intermediate Depot Unit Numbered 2 for general exhibition purposes in respect of fabricated and raw products of the United States and similar products of foreign countries; but if such corporation, its successors or assigns, shall cease to use and occupy the depot for such purposes the lease shall become null and void: *Provided,* That the United States may void the lease any time within the lease period by giving thirty days' notice to the lessees.

SEC. 2. That the New Orleans Association of Commerce, under regulations prescribed by the Secretary of War, may, without expense to the United States, make such alterations in respect to such depot as may be necessary for the purposes for which the building is leased and in so far as may be compatible with the public interest.

Approved, May 28, 1928.

**CHAP. 852.**—An Act To reduce and equalize taxation, provide revenue, and for other purposes.

May 29, 1928.  
[H. R. 1.]  
[Public, No. 562.]

*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 1928":

Revenue Act of 1928.

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# TITLE I—INCOME TAX

## INCOME TAX

### SUBTITLE A—INTRODUCTORY PROVISIONS

Introductory provisions.

#### SEC. 1. APPLICATION OF TITLE.

Application of title.

The provisions of this title shall apply only to the taxable year 1928 and succeeding taxable years. Income, war-profits, and excess-profits taxes for taxable years preceding the taxable year 1928 shall not be affected by the provisions of this title, but shall remain subject to the applicable provisions of prior revenue Acts, except as such provisions are modified by Titles III, IV, and V of this Act or by legislation enacted subsequent to this Act.

To 1928, and succeeding years.

Previous years not affected.

Exceptions.

#### SEC. 2. CROSS REFERENCES.

Cross references.

The cross references in this title to other portions of the title, where the word "see" is used, are made only for convenience, and shall be given no legal effect.

Merely for convenience.

#### SEC. 3. CLASSIFICATION OF PROVISIONS.

Classification of provisions.  
Designation.

The provisions of this title are herein classified and designated as—

- Subtitle A—Introductory provisions,
- Subtitle B—General provisions, divided into Parts and sections,
- Subtitle C—Supplemental provisions, divided into Supplements and sections.

#### SEC. 4. SPECIAL CLASSES OF TAXPAYERS.

Special classes of taxpayers.

The application of the General Provisions and of Supplements A to D, inclusive, to each of the following special classes of taxpayers, shall be subject to the exceptions and additional provisions found in the Supplement applicable to such class, as follows:

Application of Supplements.

(a) Estates and trusts and the beneficiaries thereof,—Supplement E.

Estates and trusts, p. 838.

(b) Members of partnerships,—Supplement F.

Partnerships, p. 840.  
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(c) Insurance companies,—Supplement G.

(d) Nonresident alien individuals,—Supplement H.

Nonresident aliens, p. 847.

(e) Foreign corporations,—Supplement I.

Foreign corporations, p. 849.

(f) Individual citizens of any possession of the United States who are not otherwise citizens of the United States and who are not residents of the United States,—Supplement J.

Citizens of possessions, not citizens of United States, p. 850.

(g) Individual citizens of the United States or domestic corporations, satisfying the conditions of section 251 by reason of deriving a large portion of their gross income from sources within a possession of the United States,—Supplement J.

Citizens deriving large part of income from United States possessions, p. 851.

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China Trade Act corporations, p. 851.

### SUBTITLE B—GENERAL PROVISIONS

General provisions.

#### Part I—Rates of Tax

Rates of tax.

#### SEC. 11. NORMAL TAX ON INDIVIDUALS.

Normal tax on individuals.

There shall be levied, collected, and paid for each taxable year upon the net income of every individual a normal tax equal to the sum of the following:

Rate on net income.

(a) 1½ per centum of the first \$4,000 of the amount of the net income in excess of the credits against net income provided in section 25;

(b) 3 per centum of the next \$4,000 of such excess amount; and

(c) 5 per centum of the remainder of such excess amount.

INCOME TAX  
Surtax on individ-  
uals.

## SEC. 12. SURTAX ON INDIVIDUALS.

(a) **Rates of surtax.**—There shall be levied, collected, and paid for each taxable year upon the net income of every individual a surtax as follows:

Rates.

Upon a net income of \$10,000 there shall be no surtax; upon net incomes in excess of \$10,000 and not in excess of \$14,000, 1 per centum of such excess.

\$40 upon net incomes of \$14,000; and upon net incomes in excess of \$14,000 and not in excess of \$16,000, 2 per centum in addition of such excess.

\$80 upon net incomes of \$16,000; and upon net incomes in excess of \$16,000 and not in excess of \$18,000, 3 per centum in addition of such excess.

\$140 upon net incomes of \$18,000; and upon net incomes in excess of \$18,000 and not in excess of \$20,000, 4 per centum in addition of such excess.

\$220 upon net incomes of \$20,000; and upon net incomes in excess of \$20,000 and not in excess of \$22,000, 5 per centum in addition of such excess.

\$320 upon net incomes of \$22,000; and upon net incomes in excess of \$22,000 and not in excess of \$24,000, 6 per centum in addition of such excess.

\$440 upon net incomes of \$24,000; and upon net incomes in excess of \$24,000 and not in excess of \$28,000, 7 per centum in addition of such excess.

\$720 upon net incomes of \$28,000; and upon net incomes in excess of \$28,000 and not in excess of \$32,000, 8 per centum in addition of such excess.

\$1,040 upon net incomes of \$32,000; and upon net incomes in excess of \$32,000 and not in excess of \$36,000, 9 per centum in addition of such excess.

\$1,400 upon net incomes of \$36,000; and upon net incomes in excess of \$36,000 and not in excess of \$40,000, 10 per centum in addition of such excess.

\$1,800 upon net incomes of \$40,000; and upon net incomes in excess of \$40,000 and not in excess of \$44,000, 11 per centum in addition of such excess.

\$2,240 upon net incomes of \$44,000; and upon net incomes in excess of \$44,000 and not in excess of \$48,000, 12 per centum in addition of such excess.

\$2,720 upon net incomes of \$48,000; and upon net incomes in excess of \$48,000 and not in excess of \$52,000, 13 per centum in addition of such excess.

\$3,240 upon net incomes of \$52,000; and upon net incomes in excess of \$52,000 and not in excess of \$56,000, 14 per centum in addition of such excess.

\$3,800 upon net incomes of \$56,000; and upon net incomes in excess of \$56,000 and not in excess of \$60,000, 15 per centum in addition of such excess.

\$4,400 upon net incomes of \$60,000; and upon net incomes in excess of \$60,000 and not in excess of \$64,000, 16 per centum in addition of such excess.

\$5,040 upon net incomes of \$64,000; and upon net incomes in excess of \$64,000 and not in excess of \$70,000, 17 per centum in addition of such excess.

\$6,060 upon net incomes of \$70,000; and upon net incomes in excess of \$70,000 and not in excess of \$80,000, 18 per centum in addition of such excess.

\$7,860 upon net incomes of \$80,000; and upon net incomes in excess of \$80,000 and not in excess of \$100,000, 19 per centum in addition of such excess.

\$11,660 upon net incomes of \$100,000; and upon net incomes in excess of \$100,000, in addition 20 per centum of such excess.

(b) **Sale of mines and oil or gas wells.**—For limitation of surtax attributable to sale of mines and oil or gas wells, see section 102.

(c) **Capital net gains and losses.**—For rate and computation of tax in lieu of normal and surtax in case of net incomes of not less than \$30,000, approximately, or in case of net incomes, excluding items of capital gain, capital loss, and capital deductions, of not less than \$30,000, approximately, see section 101.

(d) **Evasion of surtaxes by incorporation.**—For tax on corporations which accumulate surplus to evade surtax on stockholders, see section 104.

### SEC. 13. TAX ON CORPORATIONS.

(a) **Rate of tax.**—There shall be levied, collected, and paid for each taxable year upon the net income of every corporation, a tax of 12 per centum of the amount of the net income in excess of the credits against net income provided in section 26.

(b) **Exempt corporations.**—For corporations exempt from tax, see section 103.

(c) **Improper accumulation of surplus.**—For tax on corporations which accumulate surplus to evade surtax on stockholders, see section 104.

### SEC. 14. TAXABLE PERIOD EMBRACING YEARS WITH DIFFERENT LAWS.

If a taxable period embraces portions of two calendar years for which the laws are different, the tax shall be computed as provided in section 105.

## Part II—Computation of Net Income

### SEC. 21. NET INCOME.

“Net income” means the gross income computed under section 22, less the deductions allowed by section 23.

### SEC. 22. GROSS INCOME.

(a) **General definition.**—“Gross income” includes gains, profits, and income derived from salaries, wages, or compensation for personal service, of whatever kind and in whatever form paid, or from professions, vocations, trades, businesses, commerce, or sales, or dealings in property, whether real or personal, growing out of the ownership or use of or interest in such property; also from interest, rent, dividends, securities, or the transaction of any business carried on for gain or profit, or gains or profits and income derived from any source whatever.

(b) **Exclusions from gross income.**—The following items shall not be included in gross income and shall be exempt from taxation under this title:

(1) **LIFE INSURANCE.**—Amounts received under a life insurance contract paid by reason of the death of the insured, whether in a single sum or in installments (but if such amounts are held by the insurer under an agreement to pay interest thereon, the interest payments shall be included in gross income);

(2) **ANNUITIES, ETC.**—Amounts received (other than amounts paid by reason of the death of the insured and interest payments

#### INCOME TAX

Sale of mines, etc.  
Post, p. 812.

Capital net gains and losses.  
Post, p. 811.

Evasion by incorporation.  
Post, p. 814.

Tax on corporations.

Rate.

Exempt corporations.  
Post, p. 812.  
Accumulating surplus to avoid surtax.  
Post, p. 814.

Period embracing years with different laws.

Computing tax.  
Post, 815.

Computation of net income.

Net income.

Meaning of.

Gross income.

General definition.

Items exempt from taxation.

Life insurance policies.

Amounts from annuities.

## INCOME TAX

- Transfers for value. on such amounts) under a life insurance, endowment, or annuity contract, but if such amounts (when added to amounts received before the taxable year under such contract) exceed the aggregate premiums or consideration paid (whether or not paid during the taxable year) then the excess shall be included in gross income. In the case of a transfer for a valuable consideration, by assignment or otherwise, of a life insurance, endowment, or annuity contract, or any interest therein, only the actual value of such consideration and the amount of the premiums and other sums subsequently paid by the transferee shall be exempt from taxation under paragraph (1) or this paragraph;
- Value of gifts, etc. (3) GIFTS, BEQUESTS, AND DEVISES.—The value of property acquired by gift, bequest, devise, or inheritance (but the income from such property shall be included in gross income);
- Interest on State, etc., bonds. (4) TAX-FREE INTEREST.—Interest upon (A) the obligations of a State, Territory, or any political subdivision thereof, or the District of Columbia; or (B) securities issued under the provisions of the Federal Farm Loan Act, or under the provisions of such Act as amended; or (C) the obligations of the United States or its possessions. Every person owning any of the obligations or securities enumerated in clause (A), (B), or (C) shall, in the return required by this title, submit a statement showing the number and amount of such obligations and securities owned by him and the income received therefrom, in such form and with such information as the Commissioner may require. In the case of obligations of the United States issued after September 1, 1917 (other than postal savings certificates of deposit), the interest shall be exempt only if and to the extent provided in the respective Acts authorizing the issue thereof as amended and supplemented, and shall be excluded from gross income only if and to the extent it is wholly exempt to the taxpayer from income taxes;
- Farm loan bonds. Federal, etc., obligations. Statement required in returns. (5) COMPENSATION FOR INJURIES OR SICKNESS.—Amounts received, through accident or health insurance or under workmen's compensation acts, as compensation for personal injuries or sickness, plus the amount of any damages received whether by suit or agreement on account of such injuries or sickness;
- Limitation on Liberty bonds, etc. (6) PENSIONS AND WORLD WAR COMPENSATION PAYMENTS.—Amounts received as compensation, family allotments and allowances under the provisions of the War Risk Insurance and the Vocational Rehabilitation Acts or the World War Veterans' Act, 1924, or as pensions from the United States for service of the beneficiary or another in the military or naval forces of the United States in time of war, or as a State pension for services rendered by the beneficiary or another for which the State is paying a pension;
- Payments for personal injuries or sickness. (7) BUILDING AND LOAN ASSOCIATIONS.—The amount received by an individual as dividends or interest from domestic building and loan associations, substantially all the business of which is confined to making loans to members, but the amount excluded from gross income under this paragraph in any taxable year shall not exceed \$300;
- Amounts received as World War compensation payments, or pensions. (8) MINISTERS.—The rental value of a dwelling house and appurtenances thereof furnished to a minister of the gospel as part of his compensation;
- Dividends, etc., from domestic building associations. (9) MISCELLANEOUS ITEMS.—The following items, to the extent provided in section 116:
- Limit. Earned income from sources without the United States; Salaries of certain Territorial employees; The income of foreign governments;
- Rent of ministers' dwelling. Miscellaneous items. Post, p. 823.

**INCOME TAX**

Income of States, municipalities and other political subdivisions;

Receipts of ship owners' mutual protection and indemnity associations;

Dividends from China Trade Act corporations.

(c) **Inventories.**—Whenever in the opinion of the Commissioner the use of inventories is necessary in order clearly to determine the income of any taxpayer, inventories shall be taken by such taxpayer upon such basis as the Commissioner, with the approval of the Secretary, may prescribe as conforming as nearly as may be to the best accounting practice in the trade or business and as most clearly reflecting the income.

Inventories to determine income may be taken.

(d) **Distributions by corporations.**—Distributions by corporations shall be taxable to the shareholders as provided in section 115.

Distributions by corporations. *Post*, p. 822.

(e) **Determination of gain or loss.**—In the case of a sale or other disposition of property, the gain or loss shall be computed as provided in sections 111, 112, and 113.

Computation of gain or loss on sale, etc., of property. *Post*, pp. 815-822.

(f) **Gross income from sources within and without United States.**—For computation of gross income from sources within and without the United States, see section 119.

Sources within and without United States. *Post*, p. 826.

**SEC. 23. DEDUCTIONS FROM GROSS INCOME.**

Deductions from gross income.

In computing net income there shall be allowed as deductions:

Items specified.

(a) **Expenses.**—All the ordinary and necessary expenses paid or incurred during the taxable year in carrying on any trade or business, including a reasonable allowance for salaries or other compensation for personal services actually rendered; traveling expenses (including the entire amount expended for meals and lodging) while away from home in the pursuit of a trade or business; and rentals or other payments required to be made as a condition to the continued use or possession, for purposes of the trade or business, of property to which the taxpayer has not taken or is not taking title or in which he has no equity.

Business expenses.

Travel, etc., included.

(b) **Interest.**—All interest paid or accrued within the taxable year on indebtedness, except on indebtedness incurred or continued to purchase or carry obligations or securities (other than obligations of the United States issued after September 24, 1917, and originally subscribed for by the taxpayer) the interest upon which is wholly exempt from taxation under this title.

Interest on debts. Exception.

(c) **Taxes generally.**—Taxes paid or accrued within the taxable year, except—

Taxes paid.

Exceptions.

(1) income, war-profits, and excess-profits taxes imposed by the authority of the United States;

(2) so much of the income, war-profits, and excess-profits taxes imposed by the authority of any foreign country or possession of the United States as is allowed as a credit against the tax under section 131; and

*Post*, p. 829.

(3) 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.

For the purpose of this subsection, estate, inheritance, legacy, and succession taxes accrue on the due date thereof, except as otherwise provided by the law of the jurisdiction imposing such taxes, and shall be allowed as a deduction only to the estate.

Accrual of estate, etc. Limitations.

(d) **Taxes of shareholder paid by corporation.**—The deduction for taxes allowed by subsection (c) shall be allowed to a corporation in the case of taxes imposed upon a shareholder of the corporation upon his interest as shareholder which are paid by the corporation

Taxes of shareholder paid by the corporation.

INCOME TAX	without reimbursement from the shareholder, but in such cases no deduction shall be allowed the shareholder for the amount of such taxes.
Losses by individuals.	(e) <b>Losses by individuals.</b> —In the case of an individual, losses sustained during the taxable year and not compensated for by insurance or otherwise—
Business. Not connected with trade or business.	(1) if incurred in trade or business; or (2) if incurred in any transaction entered into for profit, though not connected with the trade or business; or
Casualty losses not connected with business.	(3) of property not connected with the trade or business, if the loss arises from fires, storms, shipwreck, or other casualty, or from theft.
Losses by corporations.	(f) <b>Losses by corporations.</b> —In the case of a corporation, losses sustained during the taxable year and not compensated for by insurance or otherwise.
Basis for determining loss. <i>Post</i> , p. 818.	(g) <b>Basis for determining loss.</b> —The basis for determining the amount of deduction for losses sustained, to be allowed under subsection (e) or (f), shall be the same as is provided in section 113 for determining the gain or loss from the sale or other disposition of property.
Disallowance of loss on sale of stock.	(h) <b>Loss on sale of stock or securities.</b> —For disallowance of loss deduction in the case of sales of stock or securities where within thirty days before or after the date of the sale the taxpayer has acquired substantially identical property, see section 118.
<i>Post</i> , p. 826. Losses for prior years. <i>Post</i> , p. 825.	(i) <b>Net losses.</b> —The special deduction for net losses of prior years, to the extent provided in section 117.
Worthless debts.	(j) <b>Bad debts.</b> —Debts ascertained to be worthless and charged off within the taxable year (or, in the discretion of the Commissioner, a reasonable addition to a reserve for bad debts); and when satisfied that a debt is recoverable only in part, the Commissioner may allow such debt to be charged off in part.
Exhaustion, etc., of business property. Real estate in life tenancy.	(k) <b>Depreciation.</b> —A reasonable allowance for the exhaustion, wear and tear of property used in the trade or business, including a reasonable allowance for obsolescence. In the case of property held by one person for life with remainder to another person, the deduction shall be computed as if the life tenant were the absolute owner of the property and shall be allowed to the life tenant. In the case of property held in trust the allowable deduction shall be apportioned between the income beneficiaries and the trustee in accordance with the pertinent provisions of the instrument creating the trust, or, in the absence of such provisions, on the basis of the trust income allocable to each.
Property in trust.	(l) <b>Depletion.</b> —In the case of mines, oil and gas wells, other natural deposits, and timber, a reasonable allowance for depletion and for depreciation of improvements, according to the peculiar conditions in each case; such reasonable allowance in all cases to be made under rules and regulations to be prescribed by the Commissioner, with the approval of the Secretary. In the case of leases the deduction shall be equitably apportioned between the lessor and lessee. In the case of property held by one person for life with remainder to another person, the deduction shall be computed as if the life tenant were the absolute owner of the property and shall be allowed to the life tenant. In the case of property held in trust the allowable deduction shall be apportioned between the income beneficiaries and the trustee in accordance with the pertinent provisions of the instrument creating the trust, or, in the absence of such provisions, on the basis of the trust income allocable to each. (For percentage depletion in case of oil and gas wells, see section 114(b)(3).)
Mines, oil and gas wells, timber, etc. Reasonable allowance for depletion, etc.	(m) <b>Basis for depreciation and depletion.</b> —The basis upon which depletion, exhaustion, wear and tear, and obsolescence are to be
In leases.	
Held in life tenancy.	
Property in trust.	
Oil and gas wells. <i>Post</i> , p. 821.	
Basis for depletion, etc.	

allowed in respect of any property shall be as provided in section 114.

(n) **Charitable and other contributions.**—In the case of an individual, contributions or gifts made within the taxable year to or for the use of:

(1) the United States, any State, Territory, or any political subdivision thereof, or the District of Columbia, for exclusively public purposes;

(2) any corporation, or trust, or community chest, fund, or foundation, organized and operated exclusively for religious, charitable, scientific, literary, or educational purposes, or for the prevention of cruelty to children or animals, no part of the net earnings of which inures to the benefit of any private shareholder or individual;

(3) the special fund for vocational rehabilitation authorized by section 7 of the Vocational Rehabilitation Act;

(4) posts or organizations of war veterans, or auxiliary units or societies of any such posts or organizations, if such posts, organizations, units, or societies are organized in the United States or any of its possessions, and if no part of their net earnings inures to the benefit of any private shareholder or individual; or

(5) a fraternal society, order, or association, operating under the lodge system, but only if such contributions or gifts are to be used exclusively for religious, charitable, scientific, literary, or educational purposes, or for the prevention of cruelty to children or animals;

to an amount which in all the above cases combined does not exceed 15 per centum of the taxpayer's net income as computed without the benefit of this subsection. Such contributions or gifts shall be allowable as deductions only if verified under rules and regulations prescribed by the Commissioner, with the approval of the Secretary. (For unlimited deduction if contributions and gifts exceed 90 per centum of the net income, see section 120.)

(o) **Future expenses in case of casual sales of real property.**—In the case of a casual sale or other casual disposition of real property by an individual, a reasonable allowance for future expense liabilities, incurred under the provisions of the contract under which such sale or other disposition was made, under such regulations as the Commissioner, with the approval of the Secretary, may prescribe, including the giving of a bond, with such sureties and in such sum (not less than the estimated tax liability computed without the benefit of this subsection) as the Commissioner may require, conditioned upon the payment (notwithstanding any statute of limitations) of the tax, computed without the benefit of this subsection, in respect of any amounts allowed as a deduction under this subsection and not actually expended in carrying out the provisions of such contract.

(p) **Dividends received by corporations.**—In the case of a corporation, the amount received as dividends—

(1) from a domestic corporation, or

(2) from any foreign corporation when it is shown to the satisfaction of the Commissioner that more than 50 per centum of the gross income of such foreign corporation for the three-year period ending with the close of its taxable year preceding the declaration of such dividends (or for such part of such period as the foreign corporation has been in existence) was derived from sources within the United States as determined under section 119.

INCOME TAX  
Post, p. 821.

Gifts.

For public uses.

Corporations, community chests, religious, scientific, etc., organizations.

Vocational rehabilitation.  
Vol. 41, p. 737.

War veterans' organizations, etc.

Fraternal lodges, etc.  
Conditions.

Limit.

Unlimited deductions.  
Post, p. 828.

On casual sale of real property, reserve for future liabilities under contract, allowed.

Dividends received by corporations.

From a domestic corporation.

From a foreign corporation, if more than 50 per cent derived from United States sources.

Post, p. 826.

**INCOME TAX**  
 Dividends from  
 China Trade Act cor-  
 porations, etc., ex-  
 cepted.  
*Post, p. 850.*

The deduction allowed by this subsection shall not be allowed in respect of dividends received from a corporation organized under the China Trade Act, 1922, or from a corporation which under section 251 is taxable only on its gross income from sources within the United States by reason of its receiving a large percentage of its gross income from sources within a possession of the United States.

Amount transferred  
 to a pension trust in  
 excess of contributions.

(q) **Pension trusts.**—An employer establishing or maintaining a pension trust to provide for the payment of reasonable pensions to his employees (if such trust is exempt from tax under section 165, relating to trusts created for the exclusive benefit of employees) shall be allowed as a deduction (in addition to the contributions to such trust during the taxable year to cover the pension liability accruing during the year, allowed as a deduction under subsection (a) of this section) a reasonable amount transferred or paid into such trust during the taxable year in excess of such contributions, but only if such amount (1) has not theretofore been allowable as a deduction, and (2) is apportioned in equal parts over a period of ten consecutive years beginning with the year in which the transfer or payment is made.

Items not deductible.  
 Objects specified.

**SEC. 24. ITEMS NOT DEDUCTIBLE.**

Personal, etc., ex-  
 penses.  
 Property improve-  
 ments.

(a) **General rule.**—In computing net income no deduction shall in any case be allowed in respect of—

Restoring property.

- (1) Personal, living, or family expenses;
- (2) Any amount paid out for new buildings or for permanent improvements or betterments made to increase the value of any property or estate;
- (3) Any amount expended in restoring property or in making good the exhaustion thereof for which an allowance is or has been made; or
- (4) Premiums paid on any life insurance policy covering the life of any officer or employee, or of any person financially interested in any trade or business carried on by the taxpayer, when the taxpayer is directly or indirectly a beneficiary under such policy.

Life insurance for  
 employees, etc.

Deductions on in-  
 come from life interests,  
 etc., by gifts, bequests,  
 or inheritance.

(b) **Holders of life or terminable interest.**—Amounts paid under the laws of any State, Territory, District of Columbia, possession of the United States, or foreign country as income to the holder of a life or terminable interest acquired by gift, bequest, or inheritance shall not be reduced or diminished by any deduction for shrinkage (by whatever name called) in the value of such interest due to the lapse of time, nor by any deduction allowed by this Act (except the deductions provided for in subsections (k) and (l) of section 23) for the purpose of computing the net income of an estate or trust but not allowed under the laws of such State, Territory, District of Columbia, possession of the United States, or foreign country for the purpose of computing the income to which such holder is entitled.

*Ante, p. 800.*

Tax-free covenant  
 bonds.  
*Post, p. 834.*

(c) **Tax withheld on tax-free covenant bonds.**—For tax withheld on tax-free covenant bonds, see section 144(a) (4).

Credits allowed indi-  
 viduals.  
 Against net income.

**SEC. 25. CREDITS OF INDIVIDUAL AGAINST NET INCOME.**

There shall be allowed for the purpose of the normal tax, but not for the surtax, the following credits against the net income:

Dividends.  
 From domestic cor-  
 poration.  
 Foreign corporation,  
 with more than 50 per  
 cent of income from  
 United States sources.

- (a) **Dividends.**—The amount received as dividends—
  - (1) from a domestic corporation, or
  - (2) from a foreign corporation when it is shown to the satisfaction of the Commissioner that more than 50 per centum of the gross income of such foreign corporation for the three-year



period ending with the close of its taxable year preceding the declaration of such dividends (or for such part of such period as the corporation has been in existence) was derived from sources within the United States as determined under the provisions of section 119.

The credit allowed by this subsection shall not be allowed in respect of dividends received from a corporation organized under the China Trade Act, 1922, or from a corporation which under section 251 is taxable only on its gross income from sources within the United States by reason of its receiving a large percentage of its gross income from sources within a possession of the United States.

(b) **Interest on United States obligations.**—The amount received as interest upon obligations of the United States which is included in gross income under section 22.

(c) **Personal exemption.**—In the case of a single person, a personal exemption of \$1,500; or in the case of the head of a family or a married person living with husband or wife, a personal exemption of \$3,500. A husband and wife living together shall receive but one personal exemption. The amount of such personal exemption shall be \$3,500. If such husband and wife make separate returns, the personal exemption may be taken by either or divided between them.

(d) **Credit for dependents.**—\$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.

(e) **Change of status.**—

(1) The credit for dependents shall be determined by the status of the taxpayer on the last day of his taxable year.

(2) The personal exemption allowed by subsection (c) of this section shall, in case the status of the taxpayer changes during his taxable year, be the sum of an amount which bears the same ratio to \$1,500 as the number of months during which the taxpayer was single bears to twelve months, plus an amount which bears the same ratio to \$3,500 as the number of months during which the taxpayer was a married person living with husband or wife or was the head of a family bears to twelve months. For the purposes of this paragraph a fractional part of a month shall be disregarded unless it amounts to more than half a month, in which case it shall be considered as a month.

(3) In the case of an individual who dies during the taxable year, the personal exemption and the credit for dependents shall be determined by his status at the time of his death, and in such case full credits shall be allowed to the surviving spouse, if any, according to his or her status at the close of the taxable year.

## SEC. 26. CREDITS OF CORPORATION AGAINST NET INCOME.

For the purpose only of the tax imposed by section 13 there shall be allowed the following credits:

(a) The amount received as interest upon obligations of the United States which is included in gross income under section 22; and

(b) In the case of a domestic corporation the net income of which is \$25,000 or less, a specific credit of \$3,000; but if the net income is more than \$25,000 the tax imposed by section 13 shall not exceed the tax which would be payable if the \$3,000 credit were allowed, plus the amount of the net income in excess of \$25,000.

### INCOME TAX

*Post*, p. 826.

From China trade Act corporation, etc., excepted.

*Post*, p. 850.

Interest on Federal securities.

Personal exemption.

Husband and wife living together.

Separate returns.

Credit for dependents.

Status of taxpayer for personal credit.

Personal exemption on change of taxable year, computed.

Allowance in case of death in taxable year.

Credits allowed corporations.

Designation of *Act*, p. 797.

Interest from Federal obligations.

Specific money credit to domestic.

INCOME TAX  
Credits against tax.

Part III—Credits Against Tax

Earned income.

**SEC. 31. EARNED INCOME CREDIT.**

Definitions

(a) **Definitions.**—For the purposes of this section—

“Earned income” means wages, etc., for personal services.

(1) “Earned income” means wages, salaries, professional fees, and other amounts received as compensation for personal services actually rendered, but does not include that part of the compensation derived by the taxpayer for personal services rendered by him to a corporation which represents a distribution of earnings or profits rather than a reasonable allowance as compensation for the personal services actually rendered. In the case of a taxpayer engaged in a trade or business in which both personal services and capital are material income producing factors, a reasonable allowance as compensation for the personal services actually rendered by the taxpayer, not in excess of 20 per centum of his share of the net profits of such trade or business, shall be considered as earned income.

Allowance for personal services if combined with capital in business.

“Earned income deductions” allowed for computing net income.

(2) “Earned income deductions” means such deductions as are allowed by section 23 for the purpose of computing net income, and are properly allocable to or chargeable against earned income.

“Earned net income,” excess over deductions.

(3) “Earned net income” means the excess of the amount of the earned income over the sum of the earned income deductions. If the taxpayer’s net income is not more than \$5,000, his entire net income shall be considered to be earned net income, and if his net income is more than \$5,000, his earned net income shall not be considered to be less than \$5,000. In no case shall the earned net income be considered to be more than \$30,000.

Maximum.

Individual allowed credit for normal tax for earned income.

(b) **Allowance of credit.**—In the case of an individual the tax shall be credited with 25 per centum of the amount of tax which would be payable if his earned net income constituted his entire net income; but in no case shall the credit allowed under this subsection exceed 25 per centum of his normal tax plus 25 per centum of the surtax which would be payable if his earned net income constituted his entire net income. This credit shall be in addition to all other credits against the tax.

Limitations.

Addition to all other credits.

Taxes of foreign countries, etc.

**SEC. 32. TAXES OF FOREIGN COUNTRIES AND POSSESSIONS OF UNITED STATES.**

Extent of credit for.

The amount of income, war-profits, and excess-profits taxes imposed by foreign countries or possessions of the United States shall be allowed as a credit against the tax, to the extent provided in section 131.

Post, p. 829.

Taxes withheld at source.

**SEC. 33. TAXES WITHHELD AT SOURCE.**

Credit for.  
Post, p. 833.

The amount of tax withheld at the source under section 144 shall be allowed as a credit against the tax.

Erroneous payments.

**SEC. 34. ERRONEOUS PAYMENTS.**

Credit allowed.

(a) **Credit for overpayments.**—For credit against the tax of overpayments of taxes imposed by this title for other taxable years, see section 322.

Post, p. 861.

Credit for year beginning in 1927 and ending in 1928.  
Post, p. 830.

(b) **Fiscal year ending in 1928.**—For credit against the tax of amounts of tax paid for a fiscal year beginning in 1927 and ending in 1928, see section 132.

## Part IV—Accounting Periods and Methods of Accounting

INCOME TAX  
Accounting periods  
and methods.

### SEC. 41. GENERAL RULE.

The net income shall be computed upon the basis of the taxpayer's annual accounting period (fiscal year or calendar year, as the case may be) in accordance with the method of accounting regularly employed in keeping the books of such taxpayer; but if no such method of accounting has been so employed, or if the method employed does not clearly reflect the income, the computation shall be made in accordance with such method as in the opinion of the Commissioner does clearly reflect the income. If the taxpayer's annual accounting period is other than a fiscal year as defined in section 48 or if the taxpayer has no annual accounting period or does not keep books, the net income shall be computed on the basis of the calendar year. (For use of inventories, see section 22(c).)

General rule.

Net income computed on basis of annual accounting period.

If no accounting period, on calendar year.

Inventories.  
*Ante*, p. 799.  
Gross income.

### SEC. 42. PERIOD IN WHICH ITEMS OF GROSS INCOME INCLUDED.

The amount of all items of gross income shall be included in the gross income for the taxable year in which received by the taxpayer, unless, under methods of accounting permitted under section 41, any such amounts are to be properly accounted for as of a different period.

Items for taxable year in which received.

### SEC. 43. PERIOD FOR WHICH DEDUCTIONS AND CREDITS TAKEN.

The deductions and credits provided for in this title shall be taken for the taxable year in which "paid or accrued" or "paid or incurred", dependent upon the method of accounting upon the basis of which the net income is computed, unless in order to clearly reflect the income the deductions or credits should be taken as of a different period.

Deductions and credits.

For taxable year in which "paid or accrued" or "paid or incurred."

### SEC. 44. INSTALLMENT BASIS.

(a) **Dealers in personal property.**—Under regulations prescribed by the Commissioner with the approval of the Secretary, a person who regularly sells or otherwise disposes of personal property on the installment plan may return as income therefrom in any taxable year that proportion of the installment payments actually received in that year which the gross profit realized or to be realized when payment is completed, bears to the total contract price.

Installment basis.

Dealers in personal property may make returns on, of payments actually received.

(b) **Sales of realty and casual sales of personalty.**—In the case (1) of a casual sale or other casual disposition of personal property (other than property of a kind which would properly be included in the inventory of the taxpayer if on hand at the close of the taxable year), for a price exceeding \$1,000, or (2) of a sale or other disposition of real property, if in either case the initial payments do not exceed 40 per centum of the selling price, the income may, under regulations prescribed by the Commissioner with the approval of the Secretary, be returned on the basis and in the manner above prescribed in this section. As used in this section the term "initial payments" means the payments received in cash or property other than evidences of indebtedness of the purchaser during the taxable period in which the sale or other disposition is made.

Returns of income from casual sale of personalty or of realty.

(c) **Change from accrual to installment basis.**—If a taxpayer entitled to the benefits of subsection (a) elects for any taxable year to report his net income on the installment basis, then in computing his income for the year of change or any subsequent year, amounts actually received during any such year on account of sales or other dispositions of property made in any prior year shall not be excluded.

Computation of income on change to installment basis.

INCOME TAX  
Recognition of gain  
or loss on disposition of  
installment obligations.

(d) Gain or loss upon disposition of installment obligations.—If an installment obligation is satisfied at other than its face value or distributed, transmitted, sold, or otherwise disposed of, gain or loss shall result to the extent of the difference between the basis of the obligation and (1) in the case of satisfaction at other than face value or a sale or exchange—the amount realized, or (2) in case of a distribution, transmission, or disposition otherwise than by sale or exchange—the fair market value of the obligation at the time of such distribution, transmission, or disposition. The basis of the obligation shall be the excess of the face value of the obligation over an amount equal to the income which would be returnable were the obligation satisfied in full.

Basis computed.

Allocation of income  
and deductions.

Provisions if same  
interests control two  
or more businesses.

#### SEC. 45. ALLOCATION OF INCOME AND DEDUCTIONS.

In any case of two or more trades or businesses (whether or not incorporated, whether or not organized in the United States, and whether or not affiliated) owned or controlled directly or indirectly by the same interests, the Commissioner is authorized to distribute, apportion, or allocate gross income or deductions between or among such trades or businesses, if he determines that such distribution, apportionment, or allocation is necessary in order to prevent evasion of taxes or clearly to reflect the income of any of such trades or businesses.

Change of accounting  
period.

Net income com-  
puted on basis of new  
period.

#### SEC. 46. CHANGE OF ACCOUNTING PERIOD.

If a taxpayer changes his accounting period from fiscal year to calendar year, from calendar year to fiscal year, or from one fiscal year to another, the net income shall, with the approval of the Commissioner, be computed on the basis of such new accounting period, subject to the provisions of section 47.

Returns for less than  
a year.

#### SEC. 47. RETURNS FOR A PERIOD OF LESS THAN TWELVE MONTHS.

Basis for determin-  
ing, when accounting  
periods change.

(a) Returns for short period resulting from change of accounting period.—If a taxpayer, with the approval of the Commissioner, changes the basis of computing net income from fiscal year to calendar year a separate return shall be made for the period between the close of the last fiscal year for which return was made and the following December 31. If the change is from calendar year to fiscal year, a separate return shall be made for the period between the close of the last calendar year for which return was made and the date designated as the close of the fiscal year. If the change is from one fiscal year to another fiscal year a separate return shall be made for the period between the close of the former fiscal year and the date designated as the close of the new fiscal year.

Income to be based  
on period of separate  
return.

(b) Income computed on basis of short period.—Where a separate return is made under subsection (a) on account of a change in the accounting period, and in all other cases where a separate return is required or permitted, by regulations prescribed by the Commissioner with the approval of the Secretary, to be made for a fractional part of a year, then the income shall be computed on the basis of the period for which separate return is made.

Computation of tax-  
able income.

(c) Income placed on annual basis.—If a separate return is made under subsection (a) on account of a change in the accounting period, the net income, computed on the basis of the period for which separate return is made, shall be placed on an annual basis by multiplying the amount thereof by twelve and dividing by the number of months included in the period for which the separate return is made. The tax shall be such part of the tax computed

on such annual basis as the number of months in such period is of twelve months.

INCOME TAX

(d) **Capital net gains and losses—earned income.**—The Commissioner with the approval of the Secretary shall by regulations prescribe the method of applying the provisions of subsections (b) and (c) (relating to computing income on the basis of a short period, and placing such income on an annual basis) to cases where the taxpayer makes a separate return under subsection (a) on account of a change in the accounting period, and it appears that for the period for which the return is so made he has derived a capital net gain, or sustained a capital net loss, or received earned income.

Application of capital gain or loss, or earned income.

(e) **Reduction of credits against net income.**—In the case of a return made for a fractional part of a year, except a return made under subsection (a), on account of a change in the accounting period, the personal exemption and credit for dependents, and the specific credit for corporations, shall be reduced respectively to amounts which bear the same ratio to the full credits provided as the number of months in the period for which return is made bears to twelve months.

Reduction of personal credits for fractions of a year.

(f) **Closing of taxable year in case of jeopardy.**—For closing of taxable year in case of jeopardy, see section 147.

Closing taxable year. Post, p. 836.

**SEC. 48. DEFINITIONS.**

When used in this title—

(a) **Taxable year.**—“Taxable year” means the calendar year, or the fiscal year ending during such calendar year, upon the basis of which the net income is computed under this Part. “Taxable year” includes, in the case of a return made for a fractional part of a year under the provisions of this title or under regulations prescribed by the Commissioner with the approval of the Secretary, the period for which such return is made. The first taxable year, to be called the taxable year 1928, shall be the calendar year 1928 or any fiscal year ending during the calendar year 1928.

Definitions.

Meaning of terms.

“Taxable year.”

(b) **Fiscal year.**—“Fiscal year” means an accounting period of twelve months ending on the last day of any month other than December.

First taxable year, calendar year 1928.

“Fiscal year.”

(c) **Paid, incurred, accrued.**—The terms “paid or incurred” and “paid or accrued” shall be construed according to the method of accounting upon the basis of which the net income is computed under this Part.

“Paid or incurred” and “paid or accrued.”

**Part V—Returns and Payment of Tax**

Returns and payment.

**SEC. 51. INDIVIDUAL RETURNS.**

Individual returns.

(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 title—

Sworn statement of gross income, deductions, and credits.

(1) Every individual having a net income for the taxable year of \$1,500 or over, if single, or if married and not living with husband or wife;

Net income \$1,500 or over, if single, etc.

(2) Every individual having a net income for the taxable year of \$3,500 or over, if married and living with husband or wife; and

Net income \$3,500, if married, and living with husband or wife.

(3) Every individual having a gross income for the taxable year of \$5,000 or over, regardless of the amount of his net income.

Gross income \$5,000, or over.

INCOME TAX  
Husband and wife  
living together.

(b) **Husband and wife.**—If a husband and wife living together have an aggregate net income for the taxable year of \$3,500 or over, or an aggregate gross income for such year of \$5,000 or over—

Separate.

(1) Each shall make such a return, or

Joint.

(2) The income of each shall be included in a single joint return, in which case the tax shall be computed on the aggregate income.

By agent, etc.

(c) **Persons under disability.**—If the taxpayer is unable to make his own return, the return shall be made by a duly authorized agent or by the guardian or other person charged with the care of the person or property of such taxpayer.

Fiduciaries.  
Post, p. 833.

(d) **Fiduciaries.**—For returns to be made by fiduciaries, see section 143.

Corporation returns.

## SEC. 52. CORPORATION RETURNS.

Specific requirements  
for making.

(a) **Requirement.**—Every corporation subject to taxation under this title shall make a return, stating specifically the items of its gross income and the deductions and credits allowed by this title. The return shall be sworn to by the president, vice president, or other principal officer and by the treasurer or assistant treasurer. In cases where receivers, trustees in bankruptcy, or assignees are operating the property or business of corporations, such receivers, trustees, or assignees shall make returns for such corporations in the same manner and form as corporations are required to make returns. Any tax due on the basis of such returns made by receivers, trustees, or assignees shall be collected in the same manner as if collected from the corporations of whose business or property they have custody and control.

Receivers, trustees,  
etc.

Collection of tax.

(b) **Consolidated returns.**—For provision as to consolidated returns of affiliated corporations, see sections 141 and 142.

Consolidated returns.  
Post, pp. 831, 832.

Time and place for  
filing returns.

## SEC. 53. TIME AND PLACE FOR FILING RETURNS.

Time designated.

(a) **Time for filing.**—

(1) **GENERAL RULE.**—Returns made on the basis of the calendar year shall be made on or before the 15th day of March following the close of the calendar year. Returns made on the basis of a fiscal year shall be made on or before the 15th day of the third month following the close of the fiscal year.

Extension granted on  
application.

(2) **EXTENSION OF TIME.**—The Commissioner may grant a reasonable extension of time for filing returns, under such rules and regulations as he shall prescribe with the approval of the Secretary. Except in the case of taxpayers who are abroad, no such extension shall be for more than six months.

Limit.

(b) **To whom return made.**—

By individuals to  
collector of the district.

(1) **INDIVIDUALS.**—Returns (other than corporation returns) shall be made to the collector for the district in which is located the legal residence or principal place of business of the person making the return, or, if he has no legal residence or principal place of business in the United States, then to the collector at Baltimore, Maryland.

At Baltimore Md.

Corporations to col-  
lector of district where  
principal office located.

(2) **CORPORATIONS.**—Returns of corporations shall be made to the collector of the district in which is located the principal place of business or principal office or agency of the corporation, or, if it has no principal place of business or principal office or agency in the United States, then to the collector at Baltimore, Maryland.

At Baltimore Md.

Records and special  
returns.

## SEC. 54. RECORDS AND SPECIAL RETURNS.

Required of taxpayer.

(a) **By taxpayer.**—Every person liable to any tax imposed by this title or for the collection thereof, shall keep such records, render

under oath such statements, make such returns, and comply with such rules and regulations, as the Commissioner, with the approval of the Secretary, may from time to time prescribe.

(b) **To determine liability to tax.**—Whenever in the judgment of the Commissioner necessary he may require any person, by notice served upon him, to make a return, render under oath such statements, or keep such records, as the Commissioner deems sufficient to show whether or not such person is liable to tax under this title.

(c) **Information at the source.**—For requirement of statements and returns by one person to assist in determining the tax liability of another person, see sections 148 to 151.

#### SEC. 55. PUBLICITY OF RETURNS.

Returns made under this title shall be open to inspection in the same manner, to the same extent, and subject to the same provisions of law, including penalties, as returns made under Title II of the Revenue Act of 1926.

#### SEC. 56. PAYMENT OF TAX.

(a) **Time of payment.**—The total amount of tax imposed by this title shall be paid on the fifteenth day of March following the close of the calendar year, or, if the return should be made on the basis of a fiscal year, then on the fifteenth day of the third month following the close of the fiscal year.

(b) **Installment payments.**—The taxpayer may elect to pay the tax in four equal installments, in which case the first installment shall be paid on the date prescribed for the payment of the tax by the taxpayer, the second installment shall be paid on the fifteenth day of the third month, the third installment on the fifteenth day of the sixth month, and the fourth installment on the fifteenth day of the ninth month, after such date. If any installment is not paid on or before the date fixed for its payment, the whole amount of the tax unpaid shall be paid upon notice and demand from the collector.

(c) **Extension of time for payment.**—At the request of the taxpayer, the Commissioner may extend the time for payment of the amount determined as the tax by the taxpayer, or any installment thereof, for a period not to exceed six months from the date prescribed for the payment of the tax or an installment thereof. In such case the amount in respect of which the extension is granted shall be paid on or before the date of the expiration of the period of the extension.

(d) **Voluntary advance payment.**—A tax imposed by this title, or any installment thereof, may be paid, at the election of the taxpayer, prior to the date prescribed for its payment.

(e) **Advance payment in case of jeopardy.**—For advance payment in case of jeopardy, see section 147.

(f) **Tax withheld at source.**—For requirement of withholding tax at the source in the case of nonresident aliens and foreign corporations, and in the case of so-called "tax-free covenant bonds," see sections 144 and 145.

(g) **Fractional parts of cent.**—In the payment of any tax under this title a fractional part of a cent shall be disregarded unless it amounts to one-half cent or more, in which case it shall be increased to 1 cent.

(h) **Receipts.**—Every collector to whom any payment of any income tax is made shall upon request give to the person making such payment a full written or printed receipt, stating the amount paid and the particular account for which such payment was made; and whenever any debtor pays taxes on account of payments made or to be made by him to separate creditors the collector shall, if

#### INCOME TAX

Special statements.

Information at the source.  
*Post*, pp. 836, 837.

Publicity of returns.

Inspection of, as in Revenue Act of 1926.

*Vol. 44 p. 51.*

Payment of tax.

Time designated.

Allowed in four installments.

Whole amount on default.

Extension allowed on request.

Payment on expiration.

Prior to prescribed date.

Jeopardy payments.  
*Post*, p. 836.

Tax withheld at source.

*Post*, pp. 833-835.

Fractions of a cent disregarded.

Receipts on request.

**INCOME TAX**  
Evidence of tax paid.

requested by such debtor, give a separate receipt for the tax paid on account of each creditor in such form that the debtor can conveniently produce such receipts separately to his several creditors in satisfaction of their respective demands up to the amounts stated in the receipts; and such receipt shall be sufficient evidence in favor of such debtor to justify him in withholding from his next payment to his creditor the amount therein stated; but the creditor may, upon giving to his debtor a full written receipt acknowledging the payment to him of any sum actually paid and accepting the amount of tax paid as aforesaid (specifying the same) as a further satisfaction of the debt to that amount, require the surrender to him of such collector's receipt.

Surrender to creditor as a payment on debt.

Examination of return and determination of tax.

**SEC. 57. EXAMINATION OF RETURN AND DETERMINATION OF TAX.**

To be made as soon as practicable.

As soon as practicable after the return is filed the Commissioner shall examine it and shall determine the correct amount of the tax.

Additions to tax and penalties.

**SEC. 58. ADDITIONS TO TAX AND PENALTIES.**

Negligences, etc., pp. 857, 860.

(a) For additions to the tax in case of negligence or fraud in the nonpayment of tax or failure to file return therefor, see Supplement M.

Criminal penalties, p. 835.

(b) For criminal penalties for nonpayment of tax or failure to file return therefor, see section 146.

Administrative proceedings.

**SEC. 59. ADMINISTRATIVE PROCEEDINGS.**

For administrative proceedings in respect of the nonpayment or overpayment of a tax imposed by this title, see as follows:

Deficiencies, pp. 852-857.

(a) Supplement L, relating to assessment and collection of deficiencies.

Additions, pp. 858, 859.

(b) Supplement M, relating to interest and additions to tax.

Transferees and fiduciaries, pp. 860, 861.

(c) Supplement N, relating to claims against transferees and fiduciaries.

Overpayments, pp. 861, 862.

(d) Supplement O, relating to overpayments.

Miscellaneous provisions.

**Part VI—Miscellaneous Provisions**

Laws made applicable.

**SEC. 61. LAWS MADE APPLICABLE.**

All administrative, special, or stamp provisions of law, including the law relating to the assessment of taxes, so far as applicable, are hereby extended to and made a part of this title.

Administrative provisions, etc., extended to.

Rules and regulations.

**SEC. 62. 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 title.

To be published.

Taxes in lieu of 1926 Act. Table.

**SEC. 63. TAXES IN LIEU OF TAXES UNDER 1926 ACT.**

The taxes imposed by this title shall be in lieu of the corresponding taxes imposed by Title II of the Revenue Act of 1926, in accordance with the following table:

Vol. 44, p. 21.  
Vol. 44, p. 39.  
Vol. 44, pp. 47, 48.  
Vol. 44, p. 34.  
Vol. 44, p. 32.  
Vol. 44, p. 19.

Taxes under this Title		Taxes under 1926 Act
Secs. 11 and 211	in lieu of	Sec. 210
Sec. 12	in lieu of	Sec. 211
Sec. 13	in lieu of	Sec. 230
Secs. 201 and 204	in lieu of	Secs. 243 and 246
Sec. 104	in lieu of	Sec. 220
Supp. E	in lieu of	Sec. 219
Sec. 101	in lieu of	Sec. 208



**SEC. 64. SHORT TITLE.**

This title may be cited as the "Income Tax Act of 1928."

INCOME TAX  
Short title.  
"Income Tax Act of 1928."  
Effective date.

**SEC. 65. EFFECTIVE DATE OF TITLE.**

This title shall take effect as of January 1, 1928, except that sections 146 and 151, and this section, shall take effect on the enactment of this Act.

January 1, 1928.  
Exceptions.  
Post, pp. 835, 838.

**SUBTITLE C—SUPPLEMENTAL PROVISIONS**

Supplemental provision.

**Supplement A—Rates of Tax**

Rates of tax.

[Supplementary to Subtitle B, Part I]

**SEC. 101. CAPITAL NET GAINS AND LOSSES.**

Capital net gains and losses.

(a) **Tax in case of capital net gain.**—In the case of any taxpayer, other than a corporation, who for any taxable year derives a capital net gain (as hereinafter defined in this section), there shall, at the election of the taxpayer, be levied, collected, and paid, in lieu of all other taxes imposed by this title, a tax determined as follows: a partial tax shall first be computed upon the basis of the ordinary net income at the rates and in the manner as if this section had not been enacted and the total tax shall be this amount plus 12½ per centum of the capital net gain.

Computation of tax of net gain.

(b) **Tax in case of capital net loss.**—In the case of any taxpayer, other than a corporation, who for any taxable year sustains a capital net loss (as hereinafter defined in this section), there shall be levied, collected, and paid, in lieu of all other taxes imposed by this title, a tax determined as follows: a partial tax shall first be computed upon the basis of the ordinary net income at the rates and in the manner as if this section had not been enacted, and the total tax shall be this amount minus 12½ per centum of the capital net loss; but in no case shall the tax of a taxpayer who has sustained a capital net loss be less than the tax computed without regard to the provisions of this section.

Computation of tax of net loss.

(c) **Definitions.**—For the purposes of this title—

Meaning of terms.

"Capital gain."

(1) "Capital gain" means taxable gain from the sale or exchange of capital assets consummated after December 31, 1921.

(2) "Capital loss" means deductible loss resulting from the sale or exchange of capital assets.

"Capital loss."

(3) "Capital deductions" means such deductions as are allowed by section 23 for the purpose of computing net income, and are properly allocable to or chargeable against capital assets sold or exchanged during the taxable year.

"Capital deductions."

(4) "Ordinary deductions" means the deductions allowed by section 23 other than capital losses and capital deductions.

"Ordinary deductions."

(5) "Capital net gain" means the excess of the total amount of capital gain over the sum of (A) the capital deductions and capital losses, plus (B) the amount, if any, by which the ordinary deductions exceed the gross income computed without including capital gains.

"Capital net gain."

(6) "Capital net loss" means the excess of the sum of the capital losses plus the capital deductions over the total amount of capital gain.

"Capital net loss."

(7) "Ordinary net income" means the net income, computed in accordance with the provisions of this title, after excluding all items of capital gain, capital loss, and capital deductions.

"Ordinary net income."

(8) "Capital assets" means property held by the taxpayer for more than two years (whether or not connected with his

"Capital assets."

INCOME TAX  
Property not included.

trade or business), but does not include stock in trade of the taxpayer or other property of a kind which would properly be included in the inventory of the taxpayer if on hand at the close of the taxable year, or property held by the taxpayer primarily for sale in the course of his trade or business. For the purposes of this definition—

Property received on an exchange.

(A) In determining the period for which the taxpayer has held property received on an exchange there shall be included the period for which he held the property exchanged, if under the provisions of section 113, the property received has, for the purpose of determining gain or loss from a sale or exchange, the same basis in whole or in part in his hands as the property exchanged.

*Post*, p. 818.

Period of property holding.

(B) In determining the period for which the taxpayer has held property however acquired there shall be included the period for which such property was held by any other person, if under the provisions of section 113, such property has, for the purpose of determining gain or loss from a sale or exchange, the same basis in whole or in part in his hands as it would have in the hands of such other person.

*Post*, p. 818.

Stock received on re-organization distribution.

(C) In determining the period for which the taxpayer has held stock or securities received upon a distribution where no gain is recognized to the distributee under the provisions of section 112(g) of this title or under the provisions of section 203(c) of the Revenue Act of 1924 or 1926, there shall be included the period for which he held the stock or securities in the distributing corporation prior to the receipt of the stock or securities upon such distribution.

*Post*, p. 818.  
Vol. 44, p. 13.

Collection and payment as other taxes.

(d) **Collection and payment of tax.**—The total tax determined under subsection (a) or (b) shall be collected and paid in the same manner, at the same time, and subject to the same provisions of law, including penalties, as other taxes under this title.

Sales of mines and oil or gas wells.

## SEC. 102. SALE OF MINES AND OIL OR GAS WELLS.

Tax on selling price.

(a) In the case of a bona fide sale of mines, oil or gas wells, or any interest therein, where the principal value of the property has been demonstrated by prospecting or exploration and discovery work done by the taxpayer, the portion of the tax imposed by section 12 of this title attributable to such sale shall not exceed 16 per centum of the selling price of such property or interest.

*Ante*, p. 797.

(b) For limitation to 12½ per centum rate of tax, see section 101.

Limitation.  
*Ante*, p. 811.

Exemptions from tax on corporations.

## SEC. 103. EXEMPTIONS FROM TAX ON CORPORATIONS.

Designated organizations.

The following organizations shall be exempt from taxation under this title—

Labor, agricultural, etc.  
Mutual savings banks.

- (1) Labor, agricultural, or horticultural organizations;
- (2) Mutual savings banks not having a capital stock represented by shares;
- (3) Fraternal beneficiary societies, orders, or associations, (A) operating under the lodge system or for the exclusive benefit of the members of a fraternity itself operating under the lodge system; and (B) providing for the payment of life, sick, accident, or other benefits to the members of such society, order, or association or their dependents;

Fraternal beneficiary societies, lodges, etc.

Domestic building and loan associations; cooperative banks.

- (4) Domestic building and loan associations substantially all the business of which is confined to making loans to members; and cooperative banks without capital stock organized and operated for mutual purposes and without profit;

(5) Cemetery companies owned and operated exclusively for the benefit of their members or which are not operated for profit; and any corporation chartered solely for burial purposes as a cemetery corporation and not permitted by its charter to engage in any business not necessarily incident to that purpose, no part of the net earnings of which inures to the benefit of any private shareholder or individual;

INCOME TAX  
Mutual cemetery  
companies.

(6) Corporations, and any community chest, fund, or foundation, organized and operated exclusively for religious, charitable, scientific, literary, or educational purposes, or for the prevention of cruelty to children or animals, no part of the net earnings of which inures to the benefit of any private shareholder or individual;

Corporations, community chests, etc., for religious, scientific, purposes, etc.

(7) Business leagues, chambers of commerce, real estate boards, or boards of trade, not organized for profit and no part of the net earnings of which inures to the benefit of any private shareholder or individual;

Business leagues, etc.

(8) Civic leagues or organizations not organized for profit but operated exclusively for the promotion of social welfare, or local associations of employees, the membership of which is limited to the employees of a designated person or persons in a particular municipality, and the net earnings of which are devoted exclusively to charitable, educational, or recreational purposes;

Civic leagues, employees' associations, etc.

(9) Clubs organized and operated exclusively for pleasure, recreation, and other nonprofitable purposes, no part of the net earnings of which inures to the benefit of any private shareholder;

Pleasure clubs.

(10) Benevolent life insurance associations of a purely local character, mutual ditch or irrigation companies, mutual or cooperative telephone companies, or like organizations; but only if 85 per centum or more of the income consists of amounts collected from members for the sole purpose of meeting losses and expenses;

Local life insurance, mutual ditch, etc., companies.

(11) Farmers' or other mutual hail, cyclone, casualty, or fire insurance companies or associations (including interinsurers and reciprocal underwriters) the income of which is used or held for the purpose of paying losses or expenses;

Farmers' mutual casualty insurance companies.

(12) Farmers', fruit growers', or like associations organized and operated on a cooperative basis (a) for the purpose of marketing the products of members or other producers, and turning back to them the proceeds of sales, less the necessary marketing expenses, on the basis of either the quantity or the value of the products furnished by them, or (b) for the purpose of purchasing supplies and equipment for the use of members or other persons, and turning over such supplies and equipment to them at actual cost, plus necessary expenses. Exemption shall not be denied any such association because it has capital stock, if the dividend rate of such stock is fixed at not to exceed the legal rate of interest in the State of incorporation or 8 per centum per annum, whichever is greater, on the value of the consideration for which the stock was issued, and if substantially all such stock (other than nonvoting preferred stock, the owners of which are not entitled or permitted to participate, directly or indirectly, in the profits of the association, upon dissolution or otherwise, beyond the fixed dividends) is owned by producers who market their products or purchase their supplies and equipment through the association; nor shall exemption be denied any such association because there is accumulated and maintained by it a reserve required by State

Cooperative associations of farmers, etc., for marketing their products.

Purchasing supplies and equipment for members.

Capital stock associations restricted.

**INCOME TAX**  
Limitation on marketing products of nonmembers.

Organization by exempt associations for financing crop operations of members.

Restriction as to dividend rate of stock, etc.

Reserve allowed.

As trustees for exempted organizations.

Federal land banks, etc.  
Vol. 39, p. 362.

Voluntary employees' beneficiary associations for life, accident, etc., benefits.

Teachers' retirement fund associations.

Accumulation of surplus to evade surtaxes.  
Tax on income of corporations accumulating gains, etc., to avoid surtax on its shareholders.

Addition to corporation tax.  
*Ante*, p. 797.

law or a reasonable reserve for any necessary purpose. Such an association may market the products of nonmembers in an amount the value of which does not exceed the value of the products marketed for members, and may purchase supplies and equipment for nonmembers in an amount the value of which does not exceed the value of the supplies and equipment purchased for members, provided the value of the purchases made for persons who are neither members nor producers does not exceed 15 per centum of the value of all its purchases;

(13) Corporations organized by an association exempt under the provisions of paragraph (12), or members thereof, for the purpose of financing the ordinary crop operations of such members or other producers, and operated in conjunction with such association. Exemption shall not be denied any such corporation because it has capital stock, if the dividend rate of such stock is fixed at not to exceed the legal rate of interest in the State of incorporation or 8 per centum per annum, whichever is greater, on the value of the consideration for which the stock was issued, and if substantially all such stock (other than non-voting preferred stock, the owners of which are not entitled or permitted to participate, directly or indirectly, in the profits of the corporation, upon dissolution or otherwise, beyond the fixed dividends) is owned by such association, or members thereof; nor shall exemption be denied any such corporation because there is accumulated and maintained by it a reserve required by State law or a reasonable reserve for any necessary purpose;

(14) Corporations organized for the exclusive purpose of holding title to property, collecting income therefrom, and turning over the entire amount thereof, less expenses, to an organization which itself is exempt from the tax imposed by this title;

(15) Federal land banks, national farm-loan associations, and Federal intermediate credit banks, as provided in the Federal Farm Loan Act, as amended;

(16) Voluntary employees' beneficiary associations providing for the payment of life, sick, accident, or other benefits to the members of such association or their dependents, if (A) no part of their net earnings inures (other than through such payments) to the benefit of any private shareholder or individual, and (B) 85 per centum or more of the income consists of amounts collected from members for the sole purpose of making such payments and meeting expenses;

(17) Teachers' retirement fund associations of a purely local character, if (A) no part of their net earnings inures (other than through payment of retirement benefits) to the benefit of any private shareholder or individual, and (B) the income consists solely of amounts received from public taxation, amounts received from assessments upon the teaching salaries of members, and income in respect of investments.

#### SEC. 104. ACCUMULATION OF SURPLUS TO EVADE SURTAXES.

(a) If any corporation, however created or organized, is formed or availed of for the purpose of preventing the imposition of the surtax upon its shareholders through the medium of permitting its gains and profits to accumulate instead of being divided or distributed, there shall be levied, collected, and paid for each taxable year upon the net income of such corporation a tax equal to 50 per centum of the amount thereof, which shall be in addition to the tax imposed by section 13 and shall be computed, collected, and paid upon the same basis and in the same manner and subject to the same provisions of law, including penalties, as that tax.

(b) The fact that any corporation is a mere holding or investment company, or that the gains or profits are permitted to accumulate beyond the reasonable needs of the business, shall be prima facie evidence of a purpose to escape the surtax.

**INCOME TAX**  
Evidence of purpose of evasion.

(c) As used in this section the term "net income" means the net income as defined in section 21, increased by the sum of the amount of the dividend deduction allowed under section 23(p) and the amount of the interest on obligations of the United States issued after September 1, 1917, which would be subject to tax in whole or in part in the hands of an individual owner.

Meaning of "net income" as used.  
*Ante*, pp. 797, 801.

(d) The tax imposed by this section shall not apply if all the shareholders of the corporation include (at the time of filing their returns) in their gross income their entire distributive shares, whether distributed or not, of the net income of the corporation for such year. Any amount so included in the gross income of a shareholder shall be treated as a dividend received. Any subsequent distribution made by the corporation out of the earnings or profits for such taxable year shall, if distributed to any shareholder who has so included in his gross income his distributive share, be exempt from tax in the amount of the share so included.

Additional tax not applicable if distributive share included in income of shareholders.

Subsequent distributions.

**SEC. 105. TAXABLE PERIOD EMBRACING YEARS WITH DIFFERENT LAWS.**

Taxable period embracing years with different laws.

If it is necessary to compute the tax for a period beginning in one calendar year (hereinafter in this section called "first calendar year") and ending in the following calendar year (hereinafter in this section called "second calendar year") and the law applicable to the second calendar year is different from the law applicable to the first calendar year, then the tax under this title for the period ending during the second calendar year shall be the sum of: (1) the same proportion of a tax for the entire period, determined under the law applicable to the first calendar year and at the rates for such year, which the portion of such period falling within the first calendar year is of the entire period; and (2) the same proportion of a tax for the entire period, determined under the law applicable to the second calendar year and at the rates for such year, which the portion of such period falling within the second calendar year is of the entire period.

Computation of tax for period beginning in one calendar year and ending in the following.

**Supplement B—Computation of Net Income**

Computation of net income.

[Supplementary to Subtitle B, Part II]

**SEC. 111. DETERMINATION OF AMOUNT OF GAIN OR LOSS.**

Gain or loss.

(a) **Computation of gain or loss.**—Except as hereinafter provided in this section, the gain from the sale or other disposition of property shall be the excess of the amount realized therefrom over the basis provided in section 113, and the loss shall be the excess of such basis over the amount realized.

Basis of determining, on disposal of property.

*Post*, p. 818.

(b) **Adjustment of basis.**—In computing the amount of gain or loss under subsection (a)—

Computation.

(1) Proper adjustment shall be made for any expenditure, receipt, loss, or other item, properly chargeable to capital account, and

Adjustment of capital loss.

(2) The basis shall be diminished by the amount of the deductions for exhaustion, wear and tear, obsolescence, amortization, and depletion which have since the acquisition of the property been allowable in respect of such property under this Act or prior income tax laws; but in no case shall the amount of the diminution in respect of depletion exceed a depletion deduc-

Deduction for exhaustion, etc., of property.

Limitation.

INCOME TAX  
 Post, p. 821.  
 If acquired before  
 March 1, 1913.

tion computed without reference to discovery value under section 114(b)(2) or to percentage depletion under section 114(b)(3). In addition, if the property was acquired before March 1, 1913, the basis (if other than the fair market value as of March 1, 1913) shall be diminished in the amount of exhaustion, wear and tear, obsolescence, and depletion actually sustained before such date, and

In case of stock.

(3) In the case of stock the basis shall be diminished by the amount of distributions previously made in respect of such stock, to the extent provided under the law applicable to the year in which the distribution was made.

From sale, etc., of  
 property.

(c) **Amount realized.**—The amount realized from the sale or other disposition of property shall be the sum of any money received plus the fair market value of the property (other than money) received.

On sale or exchange.

(d) **Recognition of gain or loss.**—In the case of a sale or exchange, the extent to which the gain or loss determined under this section shall be recognized for the purposes of this title, shall be determined under the provisions of section 112.

*Infra.*  
 Installment pay-  
 ments taxable.

(e) **Installment sales.**—Nothing in this section shall be construed to prevent (in the case of property sold under contract providing for payment in installments) the taxation of that portion of any installment payment representing gain or profit in the year in which such payment is received.

Gain or loss from  
 sales or exchanges.

#### SEC. 112. RECOGNITION OF GAIN OR LOSS.

Entire amount recog-  
 nized.

(a) **General rule.**—Upon the sale or exchange of property the entire amount of the gain or loss, determined under section 111, shall be recognized, except as hereinafter provided in this section.

Exceptions.  
 No gain or loss.  
 On exchanges for  
 similar uses.

(b) **Exchanges solely in kind.**—

(1) **PROPERTY HELD FOR PRODUCTIVE USE OR INVESTMENT.**—No gain or loss shall be recognized if property held for productive use in trade or business or for investment (not including stock in trade or other property held primarily for sale, nor stocks, bonds, notes, choses in action, certificates of trust or beneficial interest, or other securities or evidences of indebtedness or interest) is exchanged solely for property of a like kind to be held either for productive use in trade or business or for investment.

For similar stock in  
 same corporation.

(2) **STOCK FOR STOCK OF SAME CORPORATION.**—No gain or loss shall be recognized if common stock in a corporation is exchanged solely for common stock in the same corporation, or if preferred stock in a corporation is exchanged solely for preferred stock in the same corporation.

Stock received on re-  
 organization.

(3) **STOCK FOR STOCK ON REORGANIZATION.**—No gain or loss shall be recognized if stock or securities in a corporation a party to a reorganization are, in pursuance of the plan of reorganization, exchanged solely for stock or securities in such corporation or in another corporation a party to the reorganization.

Property for stock of  
 party to reorganization.

(4) **SAME—GAIN OF CORPORATION.**—No gain or loss shall be recognized if a corporation a party to a reorganization exchanges property, in pursuance of the plan of reorganization, solely for stock or securities in another corporation a party to the reorganization.

Transfers for stock of  
 corporation under same  
 control.

(5) **TRANSFER TO CORPORATION CONTROLLED BY TRANSFEROR.**—No gain or loss shall be recognized if property is transferred to a corporation by one or more persons solely in exchange for stock or securities in such corporation, and immediately after the exchange such person or persons are in control of the corporation;

but in the case of an exchange by two or more persons this paragraph shall apply only if the amount of the stock and securities received by each is substantially in proportion to his interest in the property prior to the exchange.

**(c) Gain from exchanges not solely in kind.—**

(1) If an exchange would be within the provisions of subsection (b)(1), (2), (3), or (5) of this section if it were not for the fact that the property received in exchange consists not only of property permitted by such paragraph to be received without the recognition of gain, but also of other property or money, then the gain, if any, to the recipient shall be recognized, but in an amount not in excess of the sum of such money and the fair market value of such other property.

(2) If a distribution made in pursuance of a plan of reorganization is within the provisions of paragraph (1) of this subsection but has the effect of the distribution of a taxable dividend, then there shall be taxed as a dividend to each distributee such an amount of the gain recognized under paragraph (1) as is not in excess of his ratable share of the undistributed earnings and profits of the corporation accumulated after February 28, 1913. The remainder, if any, of the gain recognized under paragraph (1) shall be taxed as a gain from the exchange of property.

**(d) Same—gain of corporation.—**If an exchange would be within the provisions of subsection (b)(4) of this section if it were not for the fact that the property received in exchange consists not only of stock or securities permitted by such paragraph to be received without the recognition of gain, but also of other property or money, then—

(1) If the corporation receiving such other property or money distributes it in pursuance of the plan of reorganization, no gain to the corporation shall be recognized from the exchange, but

(2) If the corporation receiving such other property or money does not distribute it in pursuance of the plan of reorganization, the gain, if any, to the corporation shall be recognized, but in an amount not in excess of the sum of such money and the fair market value of such other property so received, which is not so distributed.

**(e) Loss from exchanges not solely in kind.—**If an exchange would be within the provisions of subsection (b)(1) to (5), inclusive, of this section if it were not for the fact that the property received in exchange consists not only of property permitted by such paragraph to be received without the recognition of gain or loss, but also of other property or money, then no loss from the exchange shall be recognized.

**(f) Involuntary conversions.—**If property (as a result of its destruction in whole or in part, theft or seizure, or an exercise of the power of requisition or condemnation, or the threat or imminence thereof) is compulsorily or involuntarily converted into property similar or related in service or use to the property so converted, or into money which is forthwith in good faith, under regulations prescribed by the Commissioner with the approval of the Secretary, expended in the acquisition of other property similar or related in service or use to the property so converted, or in the acquisition of control of a corporation owning such other property, or in the establishment of a replacement fund, no gain or loss shall be recognized. If any part of the money is not so expended, the gain, if any, shall be recognized, but in an amount not in excess of the money which is not so expended.

**INCOME TAX  
Limitation.**

Gain from exchanges not solely in kind. Recognized if property received additional to that on which none recognized.

Reorganization distribution construed as a taxable dividend.

Reorganization with property and other stock received.

No gain if distributed on reorganization.

Gain recognized if not distributed.

No loss if property received other than that on which gain or loss recognized, etc.

Involuntary conversions.

No gain or loss, if involuntarily converted into similar property, etc.

Gain recognized on part not used.

## INCOME TAX

No gain recognized if additional stock received on reorganization, and holding not surrendered.

Stock distributed on reorganization not construed as earnings, etc.

Reorganization.

Corporation acts constituting.

Corporation included as "a party to a reorganization."

Ownership of stock constituting "control."

Basis for determining gain or loss. On cost value on sales acquired after February 28, 1913.

Exceptions. Inventory value.

Gifts after December 31, 1920.

Ascertainment.

Or fair market value when acquired by donor, etc.

(g) **Distribution of stock on reorganization.**—If there is distributed, in pursuance of a plan of reorganization, to a shareholder in a corporation a party to the reorganization, stock or securities in such corporation or in another corporation a party to the reorganization, without the surrender by such shareholder of stock or securities in such a corporation, no gain to the distributee from the receipt of such stock or securities shall be recognized.

(h) **Same—effect on future distributions.**—The distribution, in pursuance of a plan of reorganization, by or on behalf of a corporation a party to the reorganization, of its stock or securities or stock or securities in a corporation a party to the reorganization, shall not be considered a distribution of earnings or profits within the meaning of section 115(b) for the purpose of determining the taxability of subsequent distributions by the corporation.

(i) **Definition of reorganization.**—As used in this section and sections 113 and 115—

(1) The term "reorganization" means (A) a merger or consolidation (including the acquisition by one corporation of at least a majority of the voting stock and at least a majority of the total number of shares of all other classes of stock of another corporation, or substantially all the properties of another corporation), or (B) a transfer by a corporation of all or a part of its assets to another corporation if immediately after the transfer the transferor or its stockholders or both are in control of the corporation to which the assets are transferred, or (C) a recapitalization, or (D) a mere change in identity, form, or place of organization, however effected.

(2) The term "a party to a reorganization" includes a corporation resulting from a reorganization and includes both corporations in the case of an acquisition by one corporation of at least a majority of the voting stock and at least a majority of the total number of shares of all other classes of stock of another corporation.

(j) **Definition of control.**—As used in this section the term "control" means the ownership of at least 80 per centum of the voting stock and at least 80 per centum of the total number of shares of all other classes of stock of the corporation.

### SEC. 113. BASIS FOR DETERMINING GAIN OR LOSS.

(a) **Property acquired after February 28, 1913.**—The basis for determining the gain or loss from the sale or other disposition of property acquired after February 28, 1913, shall be the cost of such property; except that—

(1) **INVENTORY VALUE.**—If the property should have been included in the last inventory, the basis shall be the last inventory value thereof;

(2) **GIFT AFTER DECEMBER 31, 1920.**—If the property was acquired by gift after December 31, 1920, the basis shall be the same as it would be in the hands of the donor or the last preceding owner by whom it was not acquired by gift. If the facts necessary to determine such basis are unknown to the donee, the Commissioner shall, if possible, obtain such facts from such donor or last preceding owner, or any other person cognizant thereof. If the Commissioner finds it impossible to obtain such facts, the basis shall be the fair market value of such property as found by the Commissioner as of the date or approximate date at which, according to the best information that the Commissioner is able to obtain, such property was acquired by such donor or last preceding owner;



(3) **TRANSFER IN TRUST AFTER DECEMBER 31, 1920.**—If the property was acquired after December 31, 1920, by a transfer in trust (other than by a transfer in trust by a bequest or devise) the basis shall be the same as it would be in the hands of the grantor, increased in the amount of gain or decreased in the amount of loss recognized to the grantor upon such transfer under the law applicable to the year in which the transfer was made;

**INCOME TAX**  
Trust property acquired after December 31, 1920, as in hands of grantor.

(4) **GIFT OR TRANSFER IN TRUST BEFORE JANUARY 1, 1921.**—If the property was acquired by gift or transfer in trust on or before December 31, 1920, the basis shall be the fair market value of such property at the time of such acquisition. The provisions of this paragraph shall apply to the acquisition of such property interests as are specified in section 402(e) of the Revenue Act of 1921, or in section 302(f) of the Revenue Act of 1924 or the Revenue Act of 1926 (relating to property passing under power of appointment) regardless of the time of acquisition;

Gifts or trusts before December 31, 1920, fair market value.

Under power of appointment.

Vol. 42, p. 279; Vol. 43, p. 305; Vol. 44, p. 71.

(5) **PROPERTY TRANSMITTED AT DEATH.**—If personal property was acquired by specific bequest, or if real property was acquired by general or specific devise or by intestacy, the basis shall be the fair market value of the property at the time of the death of the decedent. If the property was acquired by the decedent's estate from the decedent, the basis in the hands of the estate shall be the fair market value of the property at the time of the death of the decedent. In all other cases if the property was acquired either by will or by intestacy, the basis shall be the fair market value of the property at the time of the distribution to the taxpayer. In the case of property transferred in trust to pay the income for life to or upon the order or direction of the grantor, with the right reserved to the grantor at all times prior to his death to revoke the trust, the basis of such property in the hands of the persons entitled under the terms of the trust instrument to the property after the grantor's death shall, after such death, be the same as if the trust instrument had been a will executed on the day of the grantor's death;

Property acquired by bequests, devises, etc.

Transfers in trust with right of revocation.

(6) **TAX-FREE EXCHANGES GENERALLY.**—If the property was acquired upon an exchange described in section 112(b) to (e), inclusive, the basis shall be the same as in the case of the property exchanged, decreased in the amount of any money received by the taxpayer and increased in the amount of gain or decreased in the amount of loss to the taxpayer that was recognized upon such exchange under the law applicable to the year in which the exchange was made. If the property so acquired consisted in part of the type of property permitted by section 112(b) to be received without the recognition of gain or loss, and in part of other property, the basis provided in this paragraph shall be allocated between the properties (other than money) received, and for the purpose of the allocation there shall be assigned to such other property an amount equivalent to its fair market value at the date of the exchange. This paragraph shall not apply to property acquired by a corporation by the issuance of its stock or securities as the consideration in whole or in part for the transfer of the property to it;

Acquired on exchange, etc.

Partly by exchange, and partly by other property.

Stock issued as consideration excepted.

(7) **TRANSFERS TO CORPORATION WHERE CONTROL OF PROPERTY REMAINS IN SAME PERSONS.**—If the property was acquired after December 31, 1917, by a corporation in connection with a reorganization, and immediately after the transfer an interest or control in such property of 80 per centum or more remained

Property other than stock acquired by same corporation after December 31, 1917.

## INCOME TAX

Stock issues excepted.

Acquired after December 31, 1920, on reorganization and same party still in control.

Stock, etc., distributed on reorganization after December 31, 1923.

Acquired by involuntary conversion.

Wash sales, of property acquired for stock disposed of, on which no loss allowed.

Post, p. 826.  
Vol. 44, pp. 26, 42.

Property acquired during affiliation.

in the same persons or any of them, then the basis shall be the same as it would be in the hands of the transferor, increased in the amount of gain or decreased in the amount of loss recognized to the transferor upon such transfer under the law applicable to the year in which the transfer was made. This paragraph shall not apply if the property acquired consists of stock or securities in a corporation a party to the reorganization, unless acquired by the issuance of stock or securities of the transferee as the consideration in whole or in part for the transfer;

(8) **SAME—CORPORATION CONTROLLED BY TRANSFEROR.**—If the property was acquired after December 31, 1920, by a corporation by the issuance of its stock or securities in connection with a transaction described in section 112(b)(5) (including, also, cases where part of the consideration for the transfer of such property to the corporation was property or money, in addition to such stock or securities), then the basis shall be the same as it would be in the hands of the transferor, increased in the amount of gain or decreased in the amount of loss recognized to the transferor upon such transfer under the law applicable to the year in which the transfer was made;

(9) **TAX-FREE DISTRIBUTIONS.**—If the property consists of stock or securities distributed after December 31, 1923, to a taxpayer in connection with a transaction described in section 112(g), the basis in the case of the stock in respect of which the distribution was made shall be apportioned, under rules and regulations prescribed by the Commissioner with the approval of the Secretary, between such stock and the stock or securities distributed;

(10) **INVOLUNTARY CONVERSION.**—If the property was acquired as the result of a compulsory or involuntary conversion described in section 112(f), the basis shall be the same as in the case of the property so converted, decreased in the amount of any money received by the taxpayer which was not expended in accordance with the provisions of law (applicable to the year in which such conversion was made) determining the taxable status of the gain or loss upon such conversion, and increased in the amount of gain or decreased in the amount of loss to the taxpayer recognized upon such conversion under the law applicable to the year in which such conversion was made;

(11) **WASH SALES OF STOCK.**—If substantially identical property was acquired after December 31, 1920, in place of stock or securities which were sold or disposed of and in respect of which loss was not allowed as a deduction under section 118 of this Act, or under section 214(a)(5) or 234(a)(4) of the Revenue Act of 1921, the Revenue Act of 1924, or the Revenue Act of 1926, the basis in the case of the property so acquired shall be the basis in the case of the stock or securities so sold or disposed of, except that if the repurchase price was in excess of the sale price such basis shall be increased in the amount of the difference, or if the repurchase price was less than the sale price such basis shall be decreased in the amount of the difference;

(12) **PROPERTY ACQUIRED DURING AFFILIATION.**—In the case of property acquired by a corporation, during a period of affiliation, from a corporation with which it was affiliated, the basis of such property, after such period of affiliation, shall be determined, in accordance with regulations prescribed by the Commissioner with the approval of the Secretary, without regard to inter-company transactions in respect of which gain

or loss was not recognized. For the purposes of this paragraph, the term "period of affiliation" means the period during which such corporations were affiliated (determined in accordance with the law applicable thereto) but does not include any taxable year beginning on or after January 1, 1922, unless a consolidated return was made, nor any taxable year after the taxable year 1928. The basis in case of property acquired by a corporation during any period, in the taxable year 1929 or any subsequent taxable year, in respect of which a consolidated return is made by such corporation under section 141 of this Act, shall be determined in accordance with regulations prescribed under section 141(b).

**INCOME TAX**  
Period of affiliation determined.

Basis in subsequent years.

(b) **Property acquired before March 1, 1913.**—The basis for determining the gain or loss from the sale or other disposition of property acquired before March 1, 1913, shall be:

Property acquired before March 1, 1913.  
Gain or loss.

(1) the cost of such property (or, in the case of such property as is described in subsection (a)(1), (4), (5), or (12) of this section, the basis as therein provided), or

Based on cost.

(2) the fair market value of such property as of March 1, 1913,

Fair market value.

whichever is greater. In determining the fair market value of stock in a corporation as of March 1, 1913, due regard shall be given to the fair market value of the assets of the corporation as of that date.

Whichever greater.

**SEC. 114. BASIS FOR DEPRECIATION AND DEPLETION.**

Basis for depreciation and depletion.

(a) **Basis for depreciation.**—The basis upon which exhaustion, wear and tear, and obsolescence are to be allowed in respect of any property shall be the same as is provided in section 113 for the purpose of determining the gain or loss upon the sale or other disposition of such property.

Depreciation.  
Same as upon sale, etc.  
*Act*, p. 818.

(b) **Basis for depletion.**—

Depletion.  
Allowance same as for sale, etc.

(1) **GENERAL RULE.**—The basis upon which depletion is to be allowed in respect of any property shall be the same as is provided in section 113 for the purpose of determining the gain or loss upon the sale or other disposition of such property, except as provided in paragraphs (2) and (3) of this subsection.

Exceptions.

(2) **DISCOVERY VALUE IN CASE OF MINES.**—In the case of mines discovered by the taxpayer after February 28, 1913, the basis for depletion shall be the fair market value of the property at the date of discovery or within thirty days thereafter, if such mines were not acquired as the result of purchase of a proven tract or lease, and if the fair market value of the property is materially disproportionate to the cost. The depletion allowance based on discovery value provided in this paragraph shall not exceed 50 per centum of the net income of the taxpayer (computed without allowance for depletion) from the property upon which the discovery was made, except that in no case shall the depletion allowance be less than it would be if computed without reference to discovery value. Discoveries shall include minerals in commercial quantities contained within a vein or deposit discovered in an existing mine or mining tract by the taxpayer after February 28, 1913, if the vein or deposit thus discovered was not merely the uninterrupted extension of a continuing commercial vein or deposit already known to exist, and if the discovered minerals are of sufficient value and quantity that they could be separately mined and marketed at a profit.

Mines discovered by taxpayer after February 28, 1913, fair market value.

Maximum depletion allowance.

Minerals included.

(3) **PERCENTAGE DEPLETION FOR OIL AND GAS WELLS.**—In the case of oil and gas wells the allowance for depletion shall be 27½ per centum of the gross income from the property during the taxable year. Such allowance shall not exceed 50 per centum of

Oil and gas allowance.

Maximum.

## INCOME TAX

the net income of the taxpayer (computed without allowance for depletion) from the property, except that in no case shall the depletion allowance be less than it would be if computed without reference to this paragraph.

**SEC. 115. DISTRIBUTIONS BY CORPORATIONS.**

Distributions by corporations.

From earnings, etc., after February 28, 1913, deemed dividends.

To insurance reserve excepted.

(a) **Definition of dividend.**—The term "dividend" when used in this title (except in section 203(a)(4) and section 208(c)(1), relating to insurance companies) means any distribution made by a corporation to its shareholders, whether in money or in other property, out of its earnings or profits accumulated after February 28, 1913.

Sources.

Accumulations, etc., before March 1, 1913, tax free.

Condition.

(b) **Source of distributions.**—For the purposes of this Act every distribution is made out of earnings or profits to the extent thereof, and from the most recently accumulated earnings or profits. Any earnings or profits accumulated, or increase in value of property accrued, before March 1, 1913, may be distributed exempt from tax, after the earnings and profits accumulated after February 28, 1913, have been distributed, but any such tax-free distribution shall be applied against and reduce the basis of the stock provided in section 113.

Distribution in liquidation a payment for stock.

Determination of gain or loss to distributee.  
Partial liquidation distribution.

(c) **Distributions in liquidation.**—Amounts distributed in complete liquidation of a corporation shall be treated as in full payment in exchange for the stock, and amounts distributed in partial liquidation of a corporation shall be treated as in part or full payment in exchange for the stock. The gain or loss to the distributee resulting from such exchange shall be determined under section 111, but shall be recognized only to the extent provided in section 112. In the case of amounts distributed in partial liquidation (other than a distribution within the provisions of section 112(h) of stock or securities in connection with a reorganization) the part of such distribution which is properly chargeable to capital account shall not be considered a distribution of earnings or profits within the meaning of subsection (b) of this section for the purpose of determining the taxability of subsequent distributions by the corporation.

Distributions not from increase of value before March 1, 1913, nor out of earnings or profits.

(d) **Other distributions from capital.**—If any distribution (not in partial or complete liquidation) made by a corporation to its shareholders is not out of increase in value of property accrued before March 1, 1913, and is not out of earnings or profits, then the amount of such distribution shall be applied against and reduce the basis of the stock provided in section 113, and if in excess of such basis, such excess shall be taxable in the same manner as a gain from the sale or exchange of property. The provisions of this subsection shall also apply to distributions from depletion reserves based on the discovery value of mines.

Depletion reserves of mines.

Exemption of distributees of previously taxable earnings of personal service corporations.

(e) **Distributions by personal service corporations.**—Any distribution made by a corporation, which was classified as a personal service corporation under the provisions of the Revenue Act of 1918 or the Revenue Act of 1921, out of its earnings or profits which were taxable in accordance with the provisions of section 218 of the Revenue Act of 1918 or section 218 of the Revenue Act of 1921, shall be exempt from tax to the distributees.

Vol. 42, p. 245, Vol. 44, p. 32.

Stock dividends not taxable.

(f) **Stock dividends.**—A stock dividend shall not be subject to tax.

Redemption of stock.

Proceeds of, treated as taxable dividends.

(g) **Redemption of stock.**—If a corporation cancels or redeems its stock (whether or not such stock was issued as a stock dividend) at such time and in such manner as to make the distribution and cancellation or redemption in whole or in part essentially equivalent to the distribution of a taxable dividend, the amount so distributed in redemption or cancellation of the stock, to the extent

that it represents a distribution of earnings or profits accumulated after February 28, 1913, shall be treated as a taxable dividend. In the case of the cancellation or redemption of stock not issued as a stock dividend this subsection shall apply only if the cancellation or redemption is made after January 1, 1926.

(h) **Definition of partial liquidation.**—As used in this section the term “amounts distributed in partial liquidation” means a distribution by a corporation in complete cancellation or redemption of a part of its stock, or one of a series of distributions in complete cancellation or redemption of all or a portion of its stock.

#### SEC. 116. EXCLUSIONS FROM GROSS INCOME.

In addition to the items specified in section 22(b), the following items shall not be included in gross income and shall be exempt from taxation under this title:

(a) **Earned income from sources without United States.**—In the case of an individual citizen of the United States, a bona fide nonresident of the United States for more than six months during the taxable year, amounts received from sources without the United States if such amounts constitute earned income as defined in section 31; but such individual shall not be allowed as a deduction from his gross income any deductions properly allocable to or chargeable against amounts excluded from gross income under this subsection.

(b) **Teachers in Alaska and Hawaii.**—In the case of an individual employed by Alaska or Hawaii or any political subdivision thereof as a teacher in any educational institution, the compensation received as such. This subsection shall not exempt compensation paid directly or indirectly by the Government of the United States.

(c) **Income of foreign governments.**—The income of foreign governments received from investments in the United States in stocks, bonds, or other domestic securities, owned by such foreign governments, or from interest on deposits in banks in the United States of moneys belonging to such foreign governments, or from any other source within the United States.

(d) **Income of States, municipalities, etc.**—Income derived from any public utility or the exercise of any essential governmental function and accruing to any State, Territory, or the District of Columbia, or any political subdivision of a State or Territory, or income accruing to the Government of any possession of the United States, or any political subdivision thereof.

Whenever any State, Territory, or the District of Columbia, or any political subdivision of a State or Territory, prior to September 8, 1916, entered in good faith into a contract with any person, the object and purpose of which is to acquire, construct, operate, or maintain a public utility—

(1) If by the terms of such contract the tax imposed by this title is to be paid out of the proceeds from the operation of such public utility, prior to any division of such proceeds between the person and the State, Territory, political subdivision, or the District of Columbia, and if, but for the imposition of the tax imposed by this title, a part of such proceeds for the taxable year would accrue directly to or for the use of such State, Territory, political subdivision, or the District of Columbia, then a tax upon the net income from the operation of such public utility shall be levied, assessed, collected, and paid in the manner and at the rates prescribed in this title, but there shall be refunded to such State, Territory, political subdivision, or the District of Columbia (under rules and regulations to be prescribed by the Commissioner with the approval of the Secretary) an amount

#### INCOME TAX.

Stock canceled after January 1, 1926.

Meaning of “amounts distributed in partial liquidation.”

Exclusions from gross income.

Additional items exempt from taxation.

Earned income of nonresident citizens, from sources outside United States.

Teachers in Alaska and Hawaii.

Federal compensation excepted.

Income of foreign governments from investments in United States, etc.

Income of States, etc., from public utilities.

If under prior contracts for operation thereof.

Tax levied on proceeds prior to division thereof with State, etc.

Refund to States, etc.

## INCOME TAX

which bears the same relation to the amount of the tax as the amount which (but for the imposition of the tax imposed by this title) would have accrued directly to or for the use of such State, Territory, political subdivision, or the District of Columbia, bears to the amount of the net income from the operation of such public utility for such taxable year.

(2) If by the terms of such contract no part of the proceeds from the operation of the public utility for the taxable year would, irrespective of the tax imposed by this title, accrue directly to or for the use of such State, Territory, political subdivision, or the District of Columbia, then the tax upon the net income of such person from the operation of such public utility shall be levied, assessed, collected, and paid in the manner and at the rates prescribed in this title.

(e) **Bridges to be acquired by State or political subdivision.**—Whenever any State or political subdivision thereof, in pursuance of a contract to which it is not a party entered into before the enactment of this Act, is to acquire a bridge—

(1) If by the terms of such contract the tax imposed by this title is to be paid out of the proceeds from the operation of such bridge prior to any division of such proceeds, and if, but for the imposition of the tax imposed by this title, a part of such proceeds for the taxable year would accrue directly to or for the use of or would be applied for the benefit of such State or political subdivision, then a tax upon the net income from the operation of such bridge shall be levied, assessed, collected, and paid in the manner and at the rates prescribed in this title, but there shall be refunded to such State or political subdivision (under rules and regulations to be prescribed by the Commissioner with the approval of the Secretary) an amount which bears the same relation to the amount of the tax as the amount which (but for the imposition of the tax imposed by this title) would have accrued directly to or for the use of or would be applied for the benefit of such State or political subdivision, bears to the amount of the net income from the operation of such bridge for such taxable year. No such refund shall be made unless the entire amount of the refund is to be applied in part payment for the acquisition of such bridge.

(2) If by the terms of such contract no part of the proceeds from the operation of the bridge for the taxable year would, irrespective of the tax imposed by this title, accrue directly to or for the use of or be applied for the benefit of such State or political subdivision, then the tax upon the net income from the operation of such bridge shall be levied, assessed, collected, and paid in the manner and at the rates prescribed in this title.

(f) **Dividends from "China Trade Act" corporation.**—In the case of a person, amounts distributed as dividends to or for his benefit by a corporation organized under the China Trade Act, 1922, if, at the time of such distribution, he is a resident of China, and the equitable right to the income of the shares of stock of the corporation is in good faith vested in him.

(g) **Shipowners' protection and indemnity associations.**—The receipts of shipowners' mutual protection and indemnity associations not organized for profit, and no part of the net earnings of which inures to the benefit of any private shareholder; but such corporations shall be subject as other persons to the tax upon their net income from interest, dividends, and rents.

If no part accruing to State, etc., the net income of persons taxable.

Bridges to be acquired by State, etc.

Tax levied on operation proceeds, prior to division thereof.

Refund to State, etc.

Restriction.

If no part accruing to State, etc., the net income from operation taxable.

Dividends to Chinese residents from China Trade corporations.

Receipts of shipowners' mutual associations.

**SEC. 117. NET LOSSES.**

(a) **Definition of "net loss."**—As used in this section the term "net loss" means the excess of the deductions allowed by this title over the gross income, with the following exceptions and limitations:

**INCOME TAX**  
 Net losses.  
 Determined by excess of deductions over gross income.

Exceptions.  
 Losses not connected with business.

Capital losses, of other than a corporation.

Depletion.

*Ante*, p. 821.

On corporation dividends not allowed.  
*Ante*, p. 801.

Interest included in gross income.

*Ante*, p. 799.

Net loss for prior year not allowed.

Net loss to be deducted from tax for succeeding taxable years.

(1) **NON-BUSINESS DEDUCTIONS.**—Deductions otherwise allowed by law not attributable to the operation of a trade or business regularly carried on by the taxpayer shall be allowed only to the extent of the amount of the gross income not derived from such trade or business; .

(2) **CAPITAL LOSSES.**—In the case of a taxpayer other than a corporation, deductions for capital losses otherwise allowed by law shall be allowed only to the extent of the capital gains;

(3) **DEPLETION.**—The deduction for depletion shall not exceed the amount which would be allowable if computed without reference to discovery value, or to percentage depletion under section 114(b)(3);

(4) **DIVIDENDS.**—The deduction provided for in section 23(p) of amounts received as dividends shall not be allowed;

(5) **INTEREST.**—There shall be included in computing gross income the amount of interest received free from tax under this title, decreased by the amount of interest paid or accrued which is not allowed as a deduction by section 23(b);

(6) **NET LOSS NOT TO PRODUCE NET LOSS.**—In computing the net loss for any taxable year a net loss for a prior year shall not be allowed as a deduction.

(b) **Net loss as a deduction.**—If, for any taxable year, it appears upon the production of evidence satisfactory to the Commissioner that any taxpayer has sustained a net loss, the amount thereof shall be allowed as a deduction in computing the net income of the taxpayer for the succeeding taxable year (hereinafter in this section called "second year"), and if such net loss is in excess of such net income (computed without such deduction), the amount of such excess shall be allowed as a deduction in computing the net income for the next succeeding taxable year (hereinafter in this section called "third year"); the deduction in all cases to be made under regulations prescribed by the Commissioner with the approval of the Secretary.

Capital gain or loss.

Application if capital loss sustained in second year.

(c) **Capital net gain or loss in second year.**—

(1) **CAPITAL NET LOSS.**—If in the second year the taxpayer (other than a corporation) sustains a capital net loss, the deduction allowed by subsection (b) of this section shall first be applied as a deduction in computing the ordinary net income for such year. If the deduction is in excess of the ordinary net income (computed without such deduction) then the amount of such excess shall be allowed as a deduction in computing net income for the third year.

Application to capital gain for second year.

(2) **CAPITAL NET GAIN.**—If in the second year the taxpayer (other than a corporation) has a capital net gain, the deduction allowed by subsection (b) of this section shall first be applied as a deduction in computing the ordinary net income for such year. If the deduction is in excess of the ordinary net income (computed without such deduction) the amount of such excess shall next be applied against the capital net gain for such year, and if in excess of the capital net gain the amount of that excess shall be allowed as a deduction in computing net income for the third year.

Application to third year.

(d) **Capital net gain or loss in third year.**—If any portion of a net loss is allowed as a deduction in computing net income for the third year, under the provisions of either subsection (b) or (c)

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of this section and the taxpayer (other than a corporation) has in such year a capital net gain or a capital net loss, then the method of allowing such deduction in such third year shall be the same as provided in subsection (c).

Application to net loss for 1926 or 1927.

(e) **Net loss for 1926 or 1927.**—If for the taxable year 1926 or 1927 a taxpayer sustained a net loss within the provisions of the Revenue Act of 1926, the amount of such net loss shall be allowed as a deduction in computing net income for the two succeeding taxable years to the same extent and in the same manner as a net loss sustained for one taxable year is, under this Act, allowed as a deduction for the two succeeding taxable years.

Fiscal years. Returns, if period begins in first calendar year and ends in second.

(f) **Fiscal year returns.**—If a taxpayer makes return for a period beginning in one calendar year (hereinafter in this subsection called "first calendar year") and ending in the following calendar year (hereinafter in this subsection called "second calendar year") and the law applicable to the second calendar year is different from the law applicable to the first calendar year, then his net loss for the period ending during the second calendar year shall be the sum of: (1) the same proportion of a net loss for the entire period, determined under the law applicable to the first calendar year, which the portion of such period falling within such calendar year is of the entire period; and (2) the same proportion of a net loss for the entire period, determined under the law applicable to the second calendar year, which the portion of such period falling within such calendar year is of the entire period.

Proportion for different rates.

Loss on sale of stock or securities.

### SEC. 118. LOSS ON SALE OF STOCK OR SECURITIES.

Restriction on claim for, if taxpayer has acquired substantially identical property within 30 days.

In the case of any loss claimed to have been sustained in any sale or other disposition of shares of stock or securities where it appears that within thirty days before or after the date of such sale or other disposition the taxpayer has acquired (otherwise than by bequest or inheritance) or has entered into a contract or option to acquire substantially identical property, and the property so acquired is held by the taxpayer for any period after such sale or other disposition, no deduction for the loss shall be allowed under section 23(e)(2) of this title; nor shall such deduction be allowed under section 23(f) unless the claim is made by a corporation, a dealer in stocks or securities, and with respect to a transaction made in the ordinary course of its business. If such acquisition or the contract or option to acquire is to the extent of part only of substantially identical property, then only a proportionate part of the loss shall be disallowed.

Ante, p. 800.

Allowance to corporations, etc. Ante, p. 800.

Acquisition in part only.

Income from sources within United States.

### SEC. 119. INCOME FROM SOURCES WITHIN UNITED STATES.

Items treated as such.

(a) **Gross income from sources in United States.**—The following items of gross income shall be treated as income from sources within the United States:

Interest on bonds, etc., of residents.

(1) **INTEREST.**—Interest on bonds, notes, or other interest-bearing obligations of residents, corporate or otherwise, not including—

Exceptions. Paid persons not in business in United States.

(A) interest on deposits with persons carrying on the banking business paid to persons not engaged in business within the United States and not having an office or place of business therein, or

If less than 20 per cent from United States sources.

(B) interest received from a resident alien individual, a resident foreign corporation, or a domestic corporation, when it is shown to the satisfaction of the Commissioner that less than 20 per centum of the gross income of such resident payor or domestic corporation has been derived from sources within the United States, as determined under



the provisions of this section, for the three-year period ending with the close of the taxable year of such payor preceding the payment of such interest, or for such part of such period as may be applicable, or

(C) income derived by a foreign central bank of issue from bankers' acceptances;

(2) **DIVIDENDS.**—The amount received as dividends—

(A) from a domestic corporation other than a corporation entitled to the benefits of section 251, and other than a corporation less than 20 per centum of whose gross income is shown to the satisfaction of the Commissioner to have been derived from sources within the United States, as determined under the provisions of this section, for the three-year period ending with the close of the taxable year of such corporation preceding the declaration of such dividends (or for such part of such period as the corporation has been in existence), or

(B) from a foreign corporation unless less than 50 per centum of the gross income of such foreign corporation for the three-year period ending with the close of its taxable year preceding the declaration of such dividends (or for such part of such period as the corporation has been in existence) was derived from sources within the United States as determined under the provisions of this section;

(3) **PERSONAL SERVICES.**—Compensation for labor or personal services performed in the United States;

(4) **RENTALS AND ROYALTIES.**—Rentals or royalties from property located in the United States or from any interest in such property, including rentals or royalties for the use of or for the privilege of using in the United States, patents, copyrights, secret processes and formulas, good will, trade-marks, trade brands, franchises, and other like property; and

(5) **SALE OF REAL PROPERTY.**—Gains, profits, and income from the sale of real property located in the United States.

(b) **Net income from sources in United States.**—From the items of gross income specified in subsection (a) of this section there shall be deducted the expenses, losses, and other deductions properly apportioned or allocated thereto and a ratable part of any expenses, losses, or other deductions which can not definitely be allocated to some item or class of gross income. The remainder, if any, shall be included in full as net income from sources within the United States.

(c) **Gross income from sources without United States.**—The following items of gross income shall be treated as income from sources without the United States:

(1) Interest other than that derived from sources within the United States as provided in subsection (a)(1) of this section;

(2) Dividends other than those derived from sources within the United States as provided in subsection (a)(2) of this section;

(3) Compensation for labor or personal services performed without the United States;

(4) Rentals or royalties from property located without the United States or from any interest in such property, including rentals or royalties for the use of or for the privilege of using without the United States, patents, copyrights, secret processes and formulas, good will, trade-marks, trade brands, franchises, and other like properties; and

(5) Gains, profits, and income from the sale of real property located without the United States.

**INCOME TAX**

From foreign bank acceptances.

Dividends.

From domestic corporations.  
Exceptions.  
Post, p. 850.

From foreign corporations.  
Exception.

Personal services in United States.

Rentals, royalties, etc., from United States sources.

Real estate sales.

Deductions therefrom of designated expenses, etc., constitute net income from United States sources.

Gross income from without United States.

Other interest.

Other dividends.

Labor, etc., without United States.

Rentals, royalties, etc., without United States.

Real estate sales without United States.

**INCOME TAX**

Deductions therefrom of designated expenses, etc., constitute net income from sources without United States.

Apportionment of items within and without United States.

From United States sources.

Derived partly within and partly without.

Determination of United States income.

From transportation and other services.

Sales of personal property within and without.

Purchase and sale of personal property.

Exceptions.

Synonymous meaning of words.

Charitable, etc., contributions.

Unlimited deduction allowed if, exceed 90 per cent of net income. *Ante*, p. 801.

(d) **Net income from sources without United States.**—From the items of gross income specified in subsection (c) of this section there shall be deducted the expenses, losses, and other deductions properly apportioned or allocated thereto, and a ratable part of any expenses, losses, or other deductions which can not definitely be allocated to some item or class of gross income. The remainder, if any, shall be treated in full as net income from sources without the United States.

(e) **Income from sources partly within and partly without United States.**—Items of gross income, expenses, losses and deductions, other than those specified in subsections (a) and (c) of this section, shall be allocated or apportioned to sources within or without the United States, under rules and regulations prescribed by the Commissioner with the approval of the Secretary. Where items of gross income are separately allocated to sources within the United States, there shall be deducted (for the purpose of computing the net income therefrom) the expenses, losses and other deductions properly apportioned or allocated thereto and a ratable part of other expenses, losses or other deductions which can not definitely be allocated to some item or class of gross income. The remainder, if any, shall be included in full as net income from sources within the United States. In the case of gross income derived from sources partly within and partly without the United States, the net income may first be computed by deducting the expenses, losses or other deductions apportioned or allocated thereto and a ratable part of any expenses, losses or other deductions which can not definitely be allocated to some items or class of gross income; and the portion of such net income attributable to sources within the United States may be determined by processes or formulas of general apportionment prescribed by the Commissioner with the approval of the Secretary. Gains, profits and income from—

(1) transportation or other services rendered partly within and partly without the United States, or

(2) from the sale of personal property produced (in whole or in part) by the taxpayer within and sold without the United States, or produced (in whole or in part) by the taxpayer without and sold within the United States,

shall be treated as derived partly from sources within and partly from sources without the United States. Gains, profits and income derived from the purchase of personal property within and its sale without the United States or from the purchase of personal property without and its sale within the United States, shall be treated as derived entirely from sources within the country in which sold, except that gains, profits and income derived from the purchase of personal property within the United States and its sale within a possession of the United States or from the purchase of personal property within a possession of the United States and its sale within the United States shall be treated as derived partly from sources within and partly from sources without the United States.

(f) **Definitions.**—As used in this section the words “sale” or “sold” include “exchange” or “exchanged”; and the word “produced” includes “created,” “fabricated,” “manufactured,” “extracted,” “processed,” “cured,” or “aged.”

## SEC. 120. UNLIMITED DEDUCTION FOR CHARITABLE AND OTHER CONTRIBUTIONS.

In the case of an individual if in the taxable year and in each of the ten preceding taxable years the amount of the contributions or gifts described in section 23(n) plus the amount of income, war-profits, or excess-profits taxes paid during such year in respect of

preceding taxable years, exceeds 90 per centum of the taxpayer's net income for each such year, as computed without the benefit of section 23(n), then the 15 per centum limit imposed by such section shall not be applicable.

INCOME TAX

## Supplement C—Credits Against Tax

Credits against tax.

[Supplementary to Subtitle B, Part III]

### SEC. 131. TAXES OF FOREIGN COUNTRIES AND POSSESSIONS OF UNITED STATES.

Taxes of foreign countries, and United States possessions.

(a) Allowance of credit.—The tax imposed by this title shall be credited with:

Allowances.

(1) CITIZEN AND DOMESTIC CORPORATION.—In the case of a citizen of the United States and of a domestic corporation, the amount of any income, war-profits, and excess-profits taxes paid or accrued during the taxable year to any foreign country or to any possession of the United States; and

To citizens and domestic corporations, of taxes to foreign countries.

(2) RESIDENT OF UNITED STATES.—In the case of a resident of the United States, the amount of any such taxes paid or accrued during the taxable year to any possession of the United States; and

Residents, to United States possessions.

(3) ALIEN RESIDENT OF UNITED STATES.—In the case of an alien resident of the United States, the amount of any such taxes paid or accrued during the taxable year to any foreign country, if the foreign country of which such alien resident is a citizen or subject, in imposing such taxes, allows a similar credit to citizens of the United States residing in such country; and

Alien residents, to foreign countries allowing similar credit.

(4) PARTNERSHIPS AND ESTATES.—In the case of any such individual who is a member of a partnership or a beneficiary of an estate or trust, his proportionate share of such taxes of the partnership or the estate or trust paid or accrued during the taxable year to a foreign country or to any possession of the United States, as the case may be.

Partnerships, or trust beneficiaries, to foreign countries.

(b) Limit on credit.—In no case shall the amount of credit taken under this section exceed the same proportion of the tax (computed on the basis of the taxpayer's net income without the deduction of any income, war-profits, or excess-profits tax any part of which may be allowed to him as a credit by this section), against which such credit is taken, which the taxpayer's net income (computed without the deduction of any such income, war-profits, or excess-profits tax) from sources without the United States bears to his entire net income (computed without such deduction) for the same taxable year.

Limitation of credits.

(c) Adjustments on payment of accrued taxes.—If accrued taxes when paid differ from the amounts claimed as credits by the taxpayer, or if any tax paid is refunded in whole or in part, the taxpayer shall notify the Commissioner, who shall redetermine the amount of the tax for the year or years affected, and the amount of tax due upon such redetermination, if any, shall be paid by the taxpayer upon notice and demand by the collector, or the amount of tax overpaid, if any, shall be credited or refunded to the taxpayer in accordance with the provisions of section 322. In the case of such a tax accrued but not paid, the Commissioner as a condition precedent to the allowance of this credit may require the taxpayer to give a bond with sureties satisfactory to and to be approved by the Commissioner in such sum as the Commissioner may require, conditioned upon the payment by the taxpayer of any amount of tax found due upon any such redetermination; and the bond herein prescribed shall contain such further conditions as the Commissioner may require.

Adjustments if tax paid differ from credits claimed.

If tax accrued but not paid.

Bond required.

## INCOME TAX

Credits for foreign taxes may be taken in the year accrued.

On same basis for subsequent years.

Evidence required of foreign income.

Taxes of foreign subsidiary.

Proportion of foreign tax on dividends received deemed to have been paid.

Proviso. Limit on credit allowed.

Meaning of "accumulated profits."

Determination of, by Commissioner.

Accounting period for foreign corporations.

Corporations treated as foreign.

In United States possessions.  
Post, p. 850.

China Trade Act corporations.  
Post, p. 851.

Payments under 1926 Act.

Credit or refund for.

Post, p. 861.

(d) **Year in which credit taken.**—The credits provided for in this section may, at the option of the taxpayer and irrespective of the method of accounting employed in keeping his books, be taken in the year in which the taxes of the foreign country or the possession of the United States accrued, subject, however, to the conditions prescribed in subsection (c) of this section. If the taxpayer elects to take such credits in the year in which the taxes of the foreign country or the possession of the United States accrued, the credits for all subsequent years shall be taken upon the same basis.

(e) **Proof of credits.**—These credits shall be allowed only if the taxpayer furnishes evidence satisfactory to the Commissioner showing the amount of income derived from sources without the United States, and all other information necessary for the verification and computation of such credits.

(f) **Taxes of foreign subsidiary.**—For the purposes of this section a domestic corporation which owns a majority of the voting stock of a foreign corporation from which it receives dividends (not deductible under section 23(p)) in any taxable year shall be deemed to have paid the same proportion of any income, war-profits, or excess-profits taxes paid by such foreign corporation to any foreign country or to any possession of the United States, upon or with respect to the accumulated profits of such foreign corporation from which such dividends were paid, which the amount of such dividends bears to the amount of such accumulated profits: *Provided*, That the credit allowed to any domestic corporation under this subsection shall in no case exceed the same proportion of the taxes against which it is credited, which the amount of such dividends bears to the amount of the entire net income of the domestic corporation in which such dividends are included. The term "accumulated profits" when used in this subsection in reference to a foreign corporation, means the amount of its gains, profits, or income in excess of the income, war-profits, and excess-profits taxes imposed upon or with respect to such profits or income; and the Commissioner with the approval of the Secretary shall have full power to determine from the accumulated profits of what year or years such dividends were paid; treating dividends paid in the first sixty days of any year as having been paid from the accumulated profits of the preceding year or years (unless to his satisfaction shown otherwise), and in other respects treating dividends as having been paid from the most recently accumulated gains, profits, or earnings. In the case of a foreign corporation, the income, war-profits, and excess-profits taxes of which are determined on the basis of an accounting period of less than one year, the word "year" as used in this subsection shall be construed to mean such accounting period.

(g) **Corporations treated as foreign.**—For the purposes of this section the following corporations shall be treated as foreign corporations:

(1) A corporation entitled to the benefits of section 251, by reason of receiving a large percentage of its gross income from sources within a possession of the United States;

(2) A corporation organized under the China Trade Act, 1922, and entitled to the credit provided for in section 261.

### SEC. 132. PAYMENTS UNDER 1926 ACT.

Any amount paid before or after the enactment of this Act on account of the tax imposed for a fiscal year beginning in 1927 and ending in 1928 by Title II of the Revenue Act of 1926 shall be credited toward the payment of the tax imposed for such fiscal year by this Act, and if the amount so paid exceeds the amount of such tax imposed by this Act, the excess shall be credited or refunded in accordance with the provisions of section 322.

**Supplement D—Returns and Payment of Tax**INCOME TAX  
Returns and pay-  
ment of tax.

[Supplementary to Subtitle B, Part V]

**SEC. 141. CONSOLIDATED RETURNS OF CORPORATIONS—1929 AND SUBSEQUENT TAXABLE YEARS.**Consolidated returns,  
1929, and subsequent  
years.

(a) **Privilege to file consolidated returns.**—An affiliated group of corporations shall, subject to the provisions of this section, have the privilege of making a consolidated return for the taxable year 1929 or any subsequent taxable year, in lieu of separate returns. The making of a consolidated return shall be upon the condition that all the corporations which have been members of the affiliated group at any time during the taxable year for which the return is made consent to all the regulations under subsection (b) prescribed prior to the making of such return; and the making of a consolidated return shall be considered as such consent. In the case of a corporation which is a member of the affiliated group for a fractional part of the year the consolidated return shall include the income of such corporation for such part of the year as it is a member of the affiliated group.

Affiliated corpora-  
tions may make, in lieu  
of separate.Consent of all mem-  
bers.

(b) **Regulations.**—The Commissioner, with the approval of the Secretary, shall prescribe such regulations as he may deem necessary in order that the tax liability of an affiliated group of corporations making a consolidated return and of each corporation in the group, both during and after the period of affiliation, may be determined, computed, assessed, collected, and adjusted in such manner as clearly to reflect the income and to prevent avoidance of tax liability.

Regulations to deter-  
mine tax liability.

(c) **Computation and payment of tax.**—In any case in which a consolidated return is made the tax shall be determined, computed, assessed, collected, and adjusted in accordance with the regulations under subsection (b) prescribed prior to the date on which such return is made. Only one specific credit, computed as provided in section 26(b), shall be allowed in computing the tax.

Computation of as-  
sessments.Only one specific  
credit.  
*Ante*, p. 803.

(d) **Definition of "affiliated group."**—As used in this section an "affiliated group" means one or more chains of corporations connected through stock ownership with a common parent corporation if—

Corporations deemed  
affiliated.

(1) At least 95 per centum of the stock of each of the corporations (except the common parent corporation) is owned directly by one or more of the other corporations; and

Stock ownership of  
members.

(2) The common parent corporation owns directly at least 95 per centum of the stock of at least one of the other corporations.

Of parent corpora-  
tion.

As used in this subsection the term "stock" does not include nonvoting stock which is limited and preferred as to dividends.

Nonvoting stock not  
included.

(e) A consolidated return shall be made only for the domestic corporations within the affiliated group. An insurance company subject to the tax imposed by section 201 or 204 shall not be included in the same consolidated return with a corporation subject to the tax imposed by section 13.

Applicable only for  
domestic corporations.  
Insurance companies  
not included.

(f) **China Trade Act corporations.**—A corporation organized under the China Trade Act, 1922, shall not be deemed to be affiliated with any other corporation within the meaning of this section.

China trade corpora-  
tions not affiliated.

(g) **Corporations deriving income from possessions of United States.**—For the purposes of this section a corporation entitled to the benefits of section 251, by reason of receiving a large percentage of its income from possessions of the United States, shall be treated as a foreign corporation.

Corporations in  
United States posses-  
sions deemed foreign.  
*Post*, p. 850.

## INCOME TAX

Subsidiary of domestic corporation formed to comply with foreign law, deemed domestic.

(h) **Subsidiary formed to comply with foreign law.**—In the case of a domestic corporation owning or controlling, directly or indirectly, 100 per centum of the capital stock (exclusive of directors' qualifying shares) of a corporation organized under the laws of a contiguous foreign country and maintained solely for the purpose of complying with the laws of such country as to title and operation of property, such foreign corporation may, at the option of the domestic corporation, be treated for the purpose of this title as a domestic corporation.

Application of suspension of statute of limitation.

*Post*, pp. 852, 857.

(i) **Suspension of running of statute of limitations.**—If a notice under section 272(a) in respect of a deficiency for any taxable year is mailed to a corporation, the suspension of the running of the statute of limitations, provided in section 277, shall apply in the case of corporations with which such corporation made a consolidated return for such taxable year.

Allocation of income and deductions.  
*Ante*, p. 866.

(j) **Allocation of income and deductions.**—For allocation of income and deductions of related trades or businesses, see section 45.

Consolidated returns, 1928.

### SEC. 142. CONSOLIDATED RETURNS OF CORPORATIONS—TAXABLE YEAR 1928.

Affiliated corporations may make, or separate.  
Vol. 44, p. 46.

(a) **Consolidated returns permitted.**—Corporations which are affiliated within the meaning of this section may, for the taxable year 1928, make separate returns or, under regulations prescribed by the Commissioner with the approval of the Secretary, make a consolidated return of net income for the purpose of this title, in which case the taxes thereunder shall be computed and determined upon the basis of such return. If return for the taxable year 1927 was made upon either of such bases, return for the taxable year 1928 shall be upon the same basis unless permission to change the basis is granted by the Commissioner.

Computation of proportionate assessments.

(b) **Computation and payment of tax.**—In any case in which a tax is assessed upon the basis of a consolidated return, the total tax shall be computed in the first instance as a unit and shall then be assessed upon the respective affiliated corporations in such proportions as may be agreed upon among them, or, in the absence of any such agreement, then on the basis of the net income properly assignable to each. There shall be allowed in computing the income tax only one specific credit computed as provided in section 26(b).

Only one specific credit.  
*Ante*, p. 803.

Corporations deemed affiliated.

(c) **Definition of affiliation.**—For the purpose of this section two or more domestic corporations shall be deemed to be affiliated (1) if one corporation owns at least 95 per centum of the stock of the other or others, or (2) if at least 95 per centum of the stock of two or more corporations is owned by the same interests. As used in this subsection the term "stock" does not include nonvoting stock which is limited and preferred as to dividends.

China trade corporations deemed not affiliated.

(d) **China Trade Act corporations.**—A corporation organized under the China Trade Act, 1922, shall not be deemed to be affiliated with any other corporation within the meaning of this section.

Corporations in United States possessions, deemed foreign.

(e) **Corporations deriving income from possessions of United States.**—For the purposes of this section a corporation entitled to the benefits of section 251, by reason of receiving a large percentage of its income from possessions of the United States, shall be treated as a foreign corporation.

Application of suspension of statute of limitations.  
*Post*, pp. 852, 857.

(f) **Suspension of running of statute of limitations.**—If a notice under section 272(a) in respect of a deficiency for the taxable year 1928 is mailed to a corporation, the suspension of the running of the statute of limitations, provided in section 277, shall apply in the case of corporations with which such corporation made a consolidated return for such taxable year.

(g) Allocation of income and deductions.—For allocation of income and deductions of related trades or businesses, see section 45.

**INCOME TAX**  
Allocation of income and deductions.  
*Ante*, p. 806.  
Fiduciary returns.

**SEC. 143. FIDUCIARY RETURNS.**

(a) Requirement of return.—Every fiduciary (except a receiver appointed by authority of law in possession of part only of the property of an individual) shall make under oath a return for any of the following individuals, estates, or trusts for which he acts, stating specifically the items of gross income thereof and the deductions and credits allowed under this title—

Sworn statement of income, etc., of beneficiaries.

(1) Every individual having a net income for the taxable year of \$1,500 or over, if single, or if married and not living with husband or wife;

With net income of \$1,500 or over, and single, etc.

(2) Every individual having a net income for the taxable year of \$3,500 or over, if married and living with husband or wife;

Married, etc., with \$3,500 or over.

(3) Every individual having a gross income for the taxable year of \$5,000 or over, regardless of the amount of his net income;

Gross income of \$5,000 or over.

(4) Every estate or trust the net income of which for the taxable year is \$1,500 or over;

Estates or trusts of \$1,500 net income or over.

(5) Every estate or trust the gross income of which for the taxable year is \$5,000 or over, regardless of the amount of the net income; and

Gross income of \$5,000 or over.

(6) Every estate or trust of which any beneficiary is a non-resident alien.

Nonresident alien beneficiaries.

(b) Joint fiduciaries.—Under such regulations as the Commissioner with the approval of the Secretary may prescribe a return made by one of two or more joint fiduciaries and filed in the office of the collector of the district where such fiduciary resides shall be sufficient compliance with the above requirement. Such fiduciary shall make oath (1) that he has sufficient knowledge of the affairs of the individual, estate or trust for which the return is made, to enable him to make the return, and (2) that the return is, to the best of his knowledge and belief, true and correct.

By joint fiduciaries.

Oath required.

(c) Law applicable to fiduciaries.—Any fiduciary required to make a return under this title shall be subject to all the provisions of law which apply to individuals.

Subject to provisions applicable to individuals.

**SEC. 144. WITHHOLDING OF TAX AT SOURCE.**

(a) Tax-free covenant bonds.—

Withholding tax at source.

(1) REQUIREMENT OF WITHHOLDING.—In any case where bonds, mortgages, or deeds of trust, or other similar obligations of a corporation contain a contract or provision by which the obligor agrees to pay any portion of the tax imposed by this title upon the obligee, or to reimburse the obligee for any portion of the tax, or to pay the interest without deduction for any tax which the obligor may be required or permitted to pay thereon, or to retain therefrom under any law of the United States, the obligor shall deduct and withhold a tax equal to 2 per centum of the interest upon such bonds, mortgages, deeds of trust, or other obligations, whether such interest is payable annually or at shorter or longer periods, if payable to an individual, a partnership, or a foreign corporation not engaged in trade or business within the United States and not having any office or place of business therein: *Provided*, That if the liability assumed by the obligor does not exceed 2 per centum of the interest, then the deduction and withholding shall, after the date of the enactment of this Act, be at the following rates: (A) 5 per centum in the case of a nonresident alien individual, or of

Tax-free covenant bonds.

By corporations agreeing to pay interest free from tax, etc.

Tax to be withheld.

*Provisos.*  
Rates to be withheld.

From nonresident alien individuals, etc.

## INCOME TAX

From foreign corporations.  
Other individuals, etc.  
Of unknown owners.

any partnership not engaged in trade or business within the United States and not having any office or place of business therein and composed in whole or in part of nonresident aliens, (B) 12 per centum in the case of such a foreign corporation, and (C) 2 per centum in the case of other individuals and partnerships: *Provided further*, That if the owners of such obligations are not known to the withholding agent the Commissioner may authorize such deduction and withholding to be at the rate of 2 per centum, or, if the liability assumed by the obligor does not exceed 2 per centum of the interest, then at the rate of 5 per centum.

Exception on notice of credit withheld by individual.

(2) **BENEFIT OF CREDITS AGAINST NET INCOME.**—Such deduction and withholding shall not be required in the case of a citizen or resident entitled to receive such interest, if he files with the withholding agent on or before February 1 a signed notice in writing claiming the benefit of the credits provided in section 25(c) and (d); nor in the case of a nonresident alien individual if so provided for in regulations prescribed by the Commissioner under section 215.

Nonresident alien individual.  
*Post*, p. 848.

Lower rate on notice of income not exceeding \$4,000.

(3) **WITHHOLDING AT LOWER RATE.**—Such deduction and withholding shall be at the rate of 1½ per centum instead of at the rate of 2 per centum in the case of a citizen or resident entitled to receive such interest if he files with the withholding agent on or before February 1 a signed notice in writing that his net income in excess of the credits against net income provided in section 25 does not exceed \$4,000.

Restriction on obligor and obligee.

(4) **INCOME OF OBLIGOR AND OBLIGEE.**—The obligor shall not be allowed a deduction for the payment of the tax imposed by this title, or any other tax paid pursuant to the tax-free covenant clause, nor shall such tax be included in the gross income of the obligee.

Normal tax of nonresident aliens payable at source.

(b) **Nonresident aliens.**—All persons, in whatever capacity acting, including lessees or mortgagors of real or personal property, fiduciaries, employers, and all officers and employees of the United States, having the control, receipt, custody, disposal, or payment of interest (except interest on deposits with persons carrying on the banking business paid to persons not engaged in business in the United States and not having an office or place of business therein), rent, salaries, wages, premiums, annuities, compensations, remunerations, emoluments, or other fixed or determinable annual or periodical gains, profits, and income, of any nonresident alien individual, or of any partnership not engaged in trade or business within the United States and not having any office or place of business therein and composed in whole or in part of nonresident aliens, (other than income received as dividends of the class allowed as a credit by section 25(a)) shall (except in the cases provided for in subsection (a) of this section and except as otherwise provided in regulations prescribed by the Commissioner under section 215) deduct and withhold from such annual or periodical gains, profits, and income a tax equal to 5 per centum thereof: *Provided*, That the Commissioner may authorize such tax to be deducted and withheld from the interest upon any securities the owners of which are not known to the withholding agent.

Exceptions.  
*Ante*, p. 802.

*Post*, p. 848.

*Proviso.*  
Interest of unknown owners included.

Returns, etc., by withholding agent required.

*Ante*, p. 809.

(c) **Return and payment.**—Every person required to deduct and withhold any tax under this section shall make return thereof on or before March 15 of each year and shall on or before June 15, in lieu of the time prescribed in section 56, pay the tax to the official of the United States Government authorized to receive it. Every such person is hereby made liable for such tax and is hereby indemnified



against the claims and demands of any person for the amount of any payments made in accordance with the provisions of this section.

INCOME TAX

(d) **Income of recipient.**—Income upon which any tax is required to be withheld at the source under this section shall be included in the return of the recipient of such income, but any amount of tax so withheld shall be credited against the amount of income tax as computed in such return.

Returns by recipient of tax withheld.

(e) **Tax paid by recipient.**—If any tax required under this section to be deducted and withheld is paid by the recipient of the income, it shall not be re-collected from the withholding agent; nor in cases in which the tax is so paid shall any penalty be imposed upon or collected from the recipient of the income or the withholding agent for failure to return or pay the same, unless such failure was fraudulent and for the purpose of evading payment.

Tax paid by recipient not recollectible.

(f) **Refunds and credits.**—Where there has been an overpayment of tax under this section any refund or credit made under the provisions of section 322 shall be made to the withholding agent unless the amount of such tax was actually withheld by the withholding agent.

Refunds and credits to withholding agent.

Post, p. 861.

**SEC. 145. PAYMENT OF CORPORATION INCOME TAX AT SOURCE.**

Payment at source.

In the case of foreign corporations subject to taxation under this title not engaged in trade or business within the United States and not having any office or place of business therein, there shall be deducted and withheld at the source in the same manner and upon the same items of income as is provided in section 144 a tax equal to 13½ per centum thereof in respect of all payments of income made before the enactment of this Act, and equal to 12 per centum thereof in respect of all payments of income made after the enactment of this Act, and such tax shall be returned and paid in the same manner and subject to the same conditions as provided in that section: *Provided*, That in the case of interest described in subsection (a) of that section (relating to tax-free covenant bonds) the deduction and withholding shall be at the rate specified in such subsection.

By foreign corporations not in business in United States.

Ante, p. 834.

Rates.

*Proviso.*  
Rate when interest granted free of tax.

**SEC. 146. PENALTIES.**

Penalties.

(a) Any person required under this title to pay any tax, or required by law or regulations made under authority thereof to make a return, keep any records, or supply any information, for the purposes of the computation, assessment, or collection of any tax imposed by this title, who willfully fails to pay such tax, make such return, keep such records, or supply such information, at the time or times required by law or regulations, shall, in addition to other penalties provided by law, be guilty of a misdemeanor and, upon conviction thereof, be fined not more than \$10,000, or imprisoned for not more than one year, or both, together with the costs of prosecution.

For willful failure to pay tax, make returns, etc.

Punishment for.

(b) Any person required under this title to collect, account for, and pay over any tax imposed by this title, who willfully fails to collect or truthfully account for and pay over such tax, and any person who willfully attempts in any manner to evade or defeat any tax imposed by this title or the payment thereof, shall, in addition to other penalties provided by law, be guilty of a felony and, upon conviction thereof, be fined not more than \$10,000, or imprisoned for not more than five years, or both, together with the costs of prosecution.

For willful failure to collect tax, evading payment, etc.

Punishment for.

(c) The term "person" as used in this section includes an officer or employee of a corporation or a member or employee of a partner-

"Person" liable for acts.

## INCOME TAX

Closing of taxable year.

Tax in jeopardy. Immediate payment demanded if Commissioner finds acts of taxpayer prejudice collection.

Notice to be given of finding, demand, etc.

Finding of Commissioner, presumption of intent.

Bond accepted if taxpayer not in default.

Condition of acceptance.

Enforcement proceedings suspended on approval of bond.

Discretionary waiving of requirements as to citizens.

Aliens must furnish tax-paid certificate before going abroad.

Additional tax for violations hereof.

Information at source.

Persons making fixed payments to others of \$1,500 or more, to render returns thereof.

ship, who as such officer, employee, or member is under a duty to perform the act in respect of which the violation occurs.

**SEC. 147. CLOSING BY COMMISSIONER OF TAXABLE YEAR.**

(a) **Tax in jeopardy.**—If the Commissioner finds that a taxpayer designs quickly to depart from the United States or to remove his property therefrom, or to conceal himself or his property therein, or to do any other act tending to prejudice or to render wholly or partly ineffectual proceedings to collect the tax for the taxable year then last past or the taxable year then current unless such proceedings be brought without delay, the Commissioner shall declare the taxable period for such taxpayer immediately terminated and shall cause notice of such finding and declaration to be given the taxpayer, together with a demand for immediate payment of the tax for the taxable period so declared terminated and of the tax for the preceding taxable year or so much of such tax as is unpaid, whether or not the time otherwise allowed by law for filing return and paying the tax has expired; and such taxes shall thereupon become immediately due and payable. In any proceeding in court brought to enforce payment of taxes made due and payable by virtue of the provisions of this section the finding of the Commissioner, made as herein provided, whether made after notice to the taxpayer or not, shall be for all purposes presumptive evidence of the taxpayer's design.

(b) **Security for payment.**—A taxpayer who is not in default in making any return or paying income, war-profits, or excess-profits tax under any Act of Congress may furnish to the United States, under regulations to be prescribed by the Commissioner, with the approval of the Secretary, security approved by the Commissioner that he will duly make the return next thereafter required to be filed and pay the tax next thereafter required to be paid. The Commissioner may approve and accept in like manner security for return and payment of taxes made due and payable by virtue of the provisions of this section, provided the taxpayer has paid in full all other income, war-profits, or excess-profits taxes due from him under any Act of Congress.

(c) **Same—exemption from section.**—If security is approved and accepted pursuant to the provisions of this section and such further or other security with respect to the tax or taxes covered thereby is given as the Commissioner shall from time to time find necessary and require, payment of such taxes shall not be enforced by any proceedings under the provisions of this section prior to the expiration of the time otherwise allowed for paying such respective taxes.

(d) **Citizens.**—In the case of a citizen of the United States or of a possession of the United States about to depart from the United States the Commissioner may, at his discretion, waive any or all of the requirements placed on the taxpayer by this section.

(e) **Departure of alien.**—No alien shall depart from the United States unless he first procures from the collector or agent in charge a certificate that he has complied with all the obligations imposed upon him by the income, war-profits, and excess-profits tax laws.

(f) **Addition to tax.**—If a taxpayer violates or attempts to violate this section there shall, in addition to all other penalties, be added as part of the tax 25 per centum of the total amount of the tax or deficiency in the tax, together with interest at the rate of 1 per centum a month from the time the tax became due.

**SEC. 148. INFORMATION AT SOURCE.**

(a) **Payments of \$1,500 or more.**—All persons, in whatever capacity acting, including lessees or mortgagors of real or personal property, fiduciaries, and employers, making payment to another person,

of interest, rent, salaries, wages, premiums, annuities, compensations, remunerations, emoluments, or other fixed or determinable gains, profits, and income (other than payments described in section 149 (a) or 150), of \$1,500 or more in any taxable year, or, in the case of such payments made by the United States, the officers or employees of the United States having information as to such payments and required to make returns in regard thereto by the regulations hereinafter provided for, shall render a true and accurate return to the Commissioner, under such regulations and in such form and manner and to such extent as may be prescribed by him with the approval of the Secretary, setting forth the amount of such gains, profits, and income, and the name and address of the recipient of such payment.

**INCOME TAX**  
 Exceptions.  
*Infra.*

(b) **Returns regardless of amount of payment.**—Such returns may be required, regardless of amounts, (1) in the case of payments of interest upon bonds, mortgages, deeds of trust, or other similar obligations of corporations, and (2) in the case of collections of items (not payable in the United States) of interest upon the bonds of foreign countries and interest upon the bonds of and dividends from foreign corporations by persons undertaking as a matter of business or for profit the collection of foreign payments of such interest or dividends by means of coupons, checks, or bills of exchange.

Regardless of amounts.  
 Interest on corporation bonds, etc.  
 Collecting foreign coupons, etc.

(c) **Recipient to furnish name and address.**—When necessary to make effective the provisions of this section the name and address of the recipient of income shall be furnished upon demand of the person paying the income.

Names and addresses of recipients.

(d) **Obligations of United States.**—The provisions of this section shall not apply to the payment of interest on obligations of the United States.

Not applicable to Federal securities.

**SEC. 149. INFORMATION BY CORPORATIONS.**

(a) **Dividend payments.**—Every corporation subject to the tax imposed by this title shall, when required by the Commissioner, render a correct return, duly verified under oath, of its payments of dividends, stating the name and address of each shareholder, the number of shares owned by him, and the amount of dividends paid to him.

Information by corporations.

To make specific returns of dividend payments.

(b) **Profits of taxable year declared as dividends.**—There shall be included in the return or appended thereto a statement of such facts as will enable the Commissioner to determine the portion of the earnings or profits of the corporation (including gains, profits and income not taxed) accumulated during the taxable year for which the return is made, which have been distributed or ordered to be distributed, respectively, to its shareholders during such year.

Detailed statement of profits, etc., declared as dividends.

(c) **Accumulated gains and profits.**—When requested by the Commissioner, or any collector, every corporation shall forward to him a correct statement of accumulated gains and profits and the names and addresses of the individuals or shareholders who would be entitled to the same if divided or distributed, and of the amounts that would be payable to each.

Accumulated gains and profits and names of persons entitled thereto if distributed.

**SEC. 150. RETURNS OF BROKERS.**

Every person doing business as a broker shall, when required by the Commissioner, render a correct return duly verified under oath, under such rules and regulations as the Commissioner, with the approval of the Secretary, may prescribe, showing the names of customers for whom such person has transacted any business, with such details as to the profits, losses, or other information which the

Returns of brokers.

Sworn returns of all business transactions to be made.

## INCOME TAX

Commissioner may require, as to each of such customers, as will enable the Commissioner to determine whether all income tax due on profits or gains of such customers has been paid.

Collection of foreign items.

**SEC. 151. COLLECTION OF FOREIGN ITEMS.**

Licenses required for collecting foreign coupons, dividends, etc.

All persons undertaking as a matter of business or for profit the collection of foreign payments of interest or dividends by means of coupons, checks, or bills of exchange shall obtain a license from the Commissioner and shall be subject to such regulations enabling the Government to obtain the information required under this title as the Commissioner, with the approval of the Secretary, shall prescribe; and whoever knowingly undertakes to collect such payments without having obtained a license therefor, or without complying with such regulations, shall be guilty of a misdemeanor and shall be fined not more than \$5,000 or imprisoned for not more than one year, or both.

Punishment for collecting, without a license.

Estates and trusts.

**Supplement E—Estates and Trusts**

Imposition of tax.

**SEC. 161. IMPOSITION OF TAX.**

Income of, taxed.

(a) **Application of tax.**—The taxes imposed by this title upon individuals shall apply to the income of estates or of any kind of property held in trust, including—

Trust accumulations.

(1) Income accumulated in trust for the benefit of unborn or unascertained persons or persons with contingent interests, and income accumulated or held for future distribution under the terms of the will or trust;

Periodically distributed.

(2) Income which is to be distributed currently by the fiduciary to the beneficiaries, and income collected by a guardian of an infant which is to be held or distributed as the court may direct;

Received during administration.

(3) Income received by estates of deceased persons during the period of administration or settlement of the estate; and

For discretionary distribution.

(4) Income which, in the discretion of the fiduciary, may be either distributed to the beneficiaries or accumulated.

Payment by fiduciary.

(b) **Computation and payment.**—The tax shall be computed upon the net income of the estate or trust, and shall be paid by the fiduciary, except as provided in section 166 (relating to revocable trusts) and section 167 (relating to income for benefit of the grantor). For return made by beneficiary, see section 143.

Exceptions. *Post*, p. 840.

*Ante*, p. 833.

Net incomes

**SEC. 162. NET INCOME.**

Computed as of individuals.

The net income of the estate or trust shall be computed in the same manner and on the same basis as in the case of an individual, except that—

Exceptions.

Deduction without limitation of gifts, etc., under will or trust.

(a) There shall be allowed as a deduction (in lieu of the deduction for charitable, etc., contributions authorized by section 23(n)) any part of the gross income, without limitation, which pursuant to the terms of the will or deed creating the trust, is during the taxable year paid or permanently set aside for the purposes and in the manner specified in section 23(n), or is to be used exclusively for religious, charitable, scientific, literary, or educational purposes, or for the prevention of cruelty to children or animals, or for the establishment, acquisition, maintenance or operation of a public cemetery not operated for profit;

Additional deductions for current distributions by fiduciary.

(b) There shall be allowed as an additional deduction in computing the net income of the estate or trust the amount of the income of the estate or trust for its taxable year which is to be distributed currently by the fiduciary to the beneficiaries, and the amount of the income collected by a guardian of an infant which is to be held or

distributed as the court may direct, but the amount so allowed as a deduction shall be included in computing the net income of the beneficiaries whether distributed to them or not. Any amount allowed as a deduction under this paragraph shall not be allowed as a deduction under subsection (c) of this section in the same or any succeeding taxable year;

(c) In the case of income received by estates of deceased persons during the period of administration or settlement of the estate, and in the case of income which, in the discretion of the fiduciary, may be either distributed to the beneficiary or accumulated, there shall be allowed as an additional deduction in computing the net income of the estate or trust the amount of the income of the estate or trust for its taxable year which is properly paid or credited during such year to any legatee, heir, or beneficiary, but the amount so allowed as a deduction shall be included in computing the net income of the legatee, heir, or beneficiary.

**INCOME TAX**

Limitation.

Additional deduction for payment made or credited to beneficiaries.

Included in income of beneficiary.

**SEC. 163. CREDITS AGAINST NET INCOME.**

(a) Credits of estate or trust.—For the purpose of the normal tax the estate or trust shall be allowed the same personal exemption as is allowed to a single person under section 25(c), and, if no part of the income of the estate or trust is included in computing the net income of any legatee, heir, or beneficiary, then in addition the same credits against net income for dividends and interest as are allowed by section 25(a) and (b).

(b) Credits of beneficiary.—If any part of the income of an estate or trust is included in computing the net income of any legatee, heir, or beneficiary, such legatee, heir, or beneficiary shall, for the purpose of the normal tax, be allowed as credits against net income, in addition to the credits allowed to him under section 25, his proportionate share of such amounts of dividends and interest specified in section 25(a) and (b) as are, under this Supplement, required to be included in computing his net income. Any remaining portion of such amounts specified in section 25(a) and (b) shall, for the purpose of the normal tax, be allowed as credits to the estate or trust.

Credits against net income.

Normal tax personal exemptions allowed to heirs, etc.

*Ante*, p. 806.

*Ante*, p. 805.

Credits allowed beneficiaries in computing income.

Credits allowed estate or trust.

**SEC. 164. DIFFERENT TAXABLE YEARS.**

If the taxable year of a beneficiary is different from that of the estate or trust, the amount which he is required, under section 162(b), to include in computing his net income, shall be based upon the income of the estate or trust for any taxable year of the estate or trust ending within his taxable year.

Different taxable years.

Computation, if taxable year of estate or trust and beneficiary differ.

**SEC. 165. EMPLOYEES' TRUSTS.**

A trust created by an employer as a part of a stock bonus, pension, or profit-sharing plan for the exclusive benefit of some or all of his employees, to which contributions are made by such employer, or employees, or both, for the purpose of distributing to such employees the earnings and principal of the fund accumulated by the trust in accordance with such plan, shall not be taxable under section 161, but the amount contributed to such fund by the employer and all earnings of such fund shall be taxed to the distributee in the year in which distributed or made available to him. Such distributees shall for the purpose of the normal tax be allowed as credits against net income such part of the amount so distributed or made available as represents the items of dividends and interest specified in section 25(a) and (b).

Employees' trusts.

Profit-sharing trusts, etc., for employees not taxed.

Distributees taxed on amount received.

Credits allowed.

*Ante*, pp. 805, 806.

**INCOME TAX**  
Revocable trusts.

Income from, included in that of grantor.

**SEC. 166. REVOCABLE TRUSTS.**

Where the grantor of a trust has, at any time during the taxable year, either alone or in conjunction with any person not a beneficiary of the trust, the power to revest in himself title to any part of the corpus of the trust, then the income of such part of the trust for such taxable year shall be included in computing the net income of the grantor.

Income for benefit of grantor.

Distribution of, from trust, included in his income.

**SEC. 167. INCOME FOR BENEFIT OF GRANTOR.**

Where any part of the income of a trust may, in the discretion of the grantor of the trust, either alone or in conjunction with any person not a beneficiary of the trust, be distributed to the grantor or be held or accumulated for future distribution to him, or where any part of the income of a trust is or may be applied to the payment of premiums upon policies of insurance on the life of the grantor (except policies of insurance irrevocably payable for the purposes and in the manner specified in section 23(n), relating to the so-called "charitable contribution" deduction), such part of the income of the trust shall be included in computing the net income of the grantor.

*Ante*, p. 801.

Capital net gains and losses.

Determination of, and to be separately shown in returns.

**SEC. 168. CAPITAL NET GAINS AND LOSSES.**

In the case of an estate or trust, or of a beneficiary of an estate or trust, the proper part of each share of the net income which consists, respectively, of ordinary net income, capital net gain, or capital net loss, shall be determined under rules and regulations to be prescribed by the Commissioner with the approval of the Secretary, and shall be separately shown in the return of the estate or trust, and shall be taxed to the beneficiary or to the estate or trust as provided in this Supplement, but at the rates and in the manner provided in section 101(a) and (b), relating to capital net gains and losses.

*Ante*, p. 811.

Net losses.

**SEC. 169. NET LOSSES.**

Allowance of special deduction for.

*Ante*, p. 825.

The benefit of the special deduction for net losses allowed by section 117 shall be allowed to an estate or trust under regulations prescribed by the Commissioner with the approval of the Secretary.

Taxes of foreign countries.

**SEC. 170. TAXES OF FOREIGN COUNTRIES AND POSSESSIONS OF UNITED STATES.**

Allowance against tax of beneficiary.

*Ante*, p. 829.

The amount of income, war-profits, and excess-profits taxes imposed by foreign countries or possessions of the United States shall be allowed as credit against the tax of the beneficiary of an estate or trust to the extent provided in section 131.

Partnerships.

**Supplement F—Partnerships**

Not taxable.

**SEC. 181. PARTNERSHIP NOT TAXABLE.**

Partners taxed as individuals.

Individuals carrying on business in partnership shall be liable for income tax only in their individual capacity.

Tax of partners.

**SEC. 182. TAX OF PARTNERS.**

Distributive share included in net income.

(a) **General rule.**—There shall be included in computing the net income of each partner his distributive share, whether distributed or not, of the net income of the partnership for the taxable year. If the taxable year of a partner is different from that of the partnership, the amount so included shall be based upon the income of the partnership for any taxable year of the partnership ending within his taxable year.

(b) **Partnership year embracing calendar years with different laws.**—If a fiscal year of a partnership begins in one calendar year and ends in another calendar year, and the law applicable to the second calendar year is different from the law applicable to the first calendar year, then

**INCOME TAX**  
Partnership year embracing calendar with different laws.

Rates for year in which fiscal year begins.

(1) the rates for the calendar year during which such fiscal year begins shall apply to an amount of each partner's share of such partnership net income (determined under the law applicable to such calendar year) equal to the proportion which the part of such fiscal year falling within such calendar year bears to the full fiscal year, and

In which fiscal year ends.

(2) the rates for the calendar year during which such fiscal year ends shall apply to an amount of each partner's share of such partnership net income (determined under the law applicable to such calendar year) equal to the proportion which the part of such fiscal year falling within such calendar year bears to the full fiscal year.

In such cases the part of such income subject to the rates in effect for the most recent calendar year shall be added to the other income of the taxpayer subject to such rates and the resulting amount shall be placed in the lower brackets of the rate schedule applicable to such year, and the part of such income subject to the rates in effect for the next preceding calendar year shall be placed in the next higher brackets of the rate schedule applicable to such year.

Computation of rates.

**SEC. 183. COMPUTATION OF PARTNERSHIP INCOME.**

The net income of the partnership shall be computed in the same manner and on the same basis as in the case of an individual, except that the so-called "charitable contribution" deduction provided in section 23(n) shall not be allowed.

Partnership income.  
Computed same as individual.  
Charitable deduction not allowed.  
*Ante*, p. 801.

**SEC. 184. CREDITS AGAINST NET INCOME.**

The partner shall, for the purpose of the normal tax, be allowed as a credit against his net income, in addition to the credits allowed to him under section 25, his proportionate share of such amounts of dividends and interest specified in section 25(a) and (b) as are received by the partnership.

Credits against net income.  
Additional, from partnership exemptions.

*Ante*, pp. 805, 806.

**SEC. 185. EARNED INCOME.**

In the case of the members of a partnership the proper part of each share of the net income which consists of earned income shall be determined under rules and regulations to be prescribed by the Commissioner with the approval of the Secretary and shall be separately shown in the return of the partnership and shall be taxed to the member as provided in this Supplement.

Earned income.  
Determination of partner's.

**SEC. 186. CAPITAL NET GAINS AND LOSSES.**

In the case of the members of a partnership the proper part of each share of the net income which consists, respectively, of ordinary net income, capital net gain, or capital net loss, shall be determined under rules and regulations to be prescribed by the Commissioner with the approval of the Secretary, and shall be separately shown in the return of the partnership and shall be taxed to the member as provided in this Supplement, but at the rates and in the manner provided in section 101(a) and (b), relating to capital net gains and losses.

Capital net gains and losses.

Application of, to income of partners.

*Ante*, p. 811.

INCOME TAX  
Net losses.  
Deduction for, al-  
lowed partners.  
*Ante*, 825.

**SEC. 187. NET LOSSES.**

The benefit of the special deduction for net losses allowed by section 117 shall be allowed to the members of a partnership under regulations prescribed by the Commissioner with the approval of the Secretary.

Foreign taxes, etc.  
  
Credit for, allowed  
partners.  
  
*Ante*, p. 829.

**SEC. 188. TAXES OF FOREIGN COUNTRIES AND POSSESSIONS OF UNITED STATES.**

The amount of income, war-profits, and excess-profits taxes imposed by foreign countries or possessions of the United States shall be allowed as a credit against the tax of the member of a partnership to the extent provided in section 131.

Partnership returns.  
  
Sworn statement of  
gross income, etc.

**SEC. 189. PARTNERSHIP RETURNS.**

Every partnership shall make a return for each taxable year, stating specifically the items of its gross income and the deductions allowed by this title, and shall include in the return the names and addresses of the individuals who would be entitled to share in the net income if distributed and the amount of the distributive share of each individual. The return shall be sworn to by any one of the partners.

**Supplement G—Insurance Companies**

Insurance companies.  
  
Tax on life insurance  
companies.  
Meaning of term.

**SEC. 201. TAX ON LIFE INSURANCE COMPANIES.**

(a) Definition.—When used in this title the term “life insurance company” means an insurance company engaged in the business of issuing life insurance and annuity contracts (including contracts of combined life, health, and accident insurance), the reserve funds of which held for the fulfillment of such contracts comprise more than 50 per centum of its total reserve funds.

Tax on net incomes.  
  
*Ante*, p. 797.

(b) Rate of tax.—In lieu of the tax imposed by section 13, there shall be levied, collected, and paid for each taxable year upon the net income of every life insurance company a tax as follows:

Domestic life.  
  
Foreign life.

- (1) In the case of a domestic life insurance company, 12 per centum of its net income;
- (2) In the case of a foreign life insurance company, 12 per centum of its net income from sources within the United States.

Gross income.  
Sources of.

**SEC. 202. GROSS INCOME OF LIFE INSURANCE COMPANIES.**

(a) In the case of a life insurance company the term “gross income” means the gross amount of income received during the taxable year from interest, dividends, and rents.

Application of “re-  
serve fund required by  
law”; to assessment  
companies.

(b) The term “reserve funds required by law” includes, in the case of assessment insurance, sums actually deposited by any company or association with State or Territorial officers pursuant to law as guaranty or reserve funds, and any funds maintained under the charter or articles of incorporation of the company or association exclusively for the payment of claims arising under certificates of membership or policies issued upon the assessment plan and not subject to any other use.

Net income.  
  
Deductions from  
gross income.  
  
Exempt interest.

**SEC. 203. NET INCOME OF LIFE INSURANCE COMPANIES.**

(a) General rule.—In the case of a life insurance company the term “net income” means the gross income less—

- (1) TAX-FREE INTEREST.—The amount of interest received during the taxable year which under section 22(b) is exempt from taxation under this title;



(2) **RESERVE FUNDS.**—An amount equal to the excess, if any, over the deduction specified in paragraph (1) of this subsection, of 4 per centum of the mean of the reserve funds required by law and held at the beginning and end of the taxable year, plus (in case of life insurance companies issuing policies covering life, health, and accident insurance combined in one policy issued on the weekly premium payment plan, continuing for life and not subject to cancellation) 4 per centum of the mean of such reserve funds (not required by law) held at the beginning and end of the taxable year, as the Commissioner finds to be necessary for the protection of the holders of such policies only;

**INCOME TAX**  
Reserve funds for  
weekly payment as-  
sessments.

(3) **DIVIDENDS.**—The amount received as dividends (A) from a domestic corporation other than a corporation entitled to the benefits of section 251, and other than a corporation organized under the China Trade Act, 1922, or (B) from any foreign corporation when it is shown to the satisfaction of the Commissioner that more than 50 per centum of the gross income of such foreign corporation for the three-year period ending with the close of its taxable year preceding the declaration of such dividends (or for such part of such period as the foreign corporation has been in existence) was derived from sources within the United States as determined under section 119;

Dividends from do-  
mestic corporations.

From foreign.

*Ante*, p. 827.

(4) **RESERVE FOR DIVIDENDS.**—An amount equal to 2 per centum of any sums held at the end of the taxable year as a reserve for dividends (other than dividends payable during the year following the taxable year) the payment of which is deferred for a period of not less than five years from the date of the policy contract;

Percentage of reserves  
for deferred dividends.

(5) **INVESTMENT EXPENSES.**—Investment expenses paid during the taxable year: *Provided*, That if any general expenses are in part assigned to or included in the investment expenses, the total deduction under this paragraph shall not exceed one-fourth of 1 per centum of the book value of the mean of the invested assets held at the beginning and end of the taxable year;

Investment expenses.  
*Proviso.*  
Limitation.

(6) **REAL ESTATE EXPENSES.**—Taxes and other expenses paid during the taxable year exclusively upon or with respect to the real estate owned by the company, not including taxes assessed against local benefits of a kind tending to increase the value of the property assessed, and not including any amount paid out for new buildings, or for permanent improvements or betterments made to increase the value of any property. The deduction allowed by this paragraph shall be allowed in the case of taxes imposed upon a shareholder of a company upon his interest as shareholder, which are paid by the company without reimbursement from the shareholder, but in such cases no deduction shall be allowed the shareholder for the amount of such taxes;

Real estate taxes.

Exceptions.

If taxes paid on inter-  
est of shareholder.

(7) **DEPRECIATION.**—A reasonable allowance for the exhaustion, wear and tear of property, including a reasonable allowance for obsolescence;

Exhaustion of prop-  
erty.

(8) **INTEREST.**—All interest paid or accrued within the taxable year on its indebtedness, except on indebtedness incurred or continued to purchase or carry obligations or securities (other than obligations of the United States issued after September 24, 1917, and originally subscribed for by the taxpayer) the interest upon which is wholly exempt from taxation under this title; and

Interest on debts.  
Exception.

(9) **SPECIFIC EXEMPTION.**—In the case of a domestic life insurance company, the net income of which (computed without the benefit of this paragraph) is \$25,000 or less, the sum of \$3,000;

Specific  
credits. money

## INCOME TAX

but if the net income is more than \$25,000 the tax imposed by section 201 shall not exceed the tax which would be payable if the \$3,000 credit were allowed, plus the amount of the net income in excess of \$25,000.

Rental value of real estate.  
Deductions limited.

(b) **Rental value of real estate.**—No deduction shall be made under subsection (a) (6) and (7) of this section on account of any real estate owned and occupied in whole or in part by a life insurance company unless there is included in the return of gross income the rental value of the space so occupied. Such rental value shall be not less than a sum which in addition to any rents received from other tenants shall provide a net income (after deducting taxes, depreciation, and all other expenses) at the rate of 4 per centum per annum of the book value at the end of the taxable year of the real estate so owned or occupied.

Foreign life insurance companies.  
Computation of net income on business in United States.

(c) **Foreign life insurance companies.**—In the case of a foreign life insurance company the amount of its net income for any taxable year from sources within the United States shall be the same proportion of its net income for the taxable year from sources within and without the United States, which the reserve funds required by law and held by it at the end of the taxable year upon business transacted within the United States is of the reserve funds held by it at the end of the taxable year upon all business transacted.

Insurance companies other than life or mutual.

#### SEC. 204. INSURANCE COMPANIES OTHER THAN LIFE OR MUTUAL.

Tax imposed.  
*Ante*, p. 797.

(a) **Imposition of tax.**—In lieu of the tax imposed by section 13 of this title, there shall be levied, collected, and paid for each taxable year upon the net income of every insurance company (other than a life or mutual insurance company) a tax as follows:

Domestic companies.

(1) In the case of such a domestic insurance company, 12 per centum of its net income;

Foreign companies.

(2) In the case of such a foreign insurance company, 12 per centum of its net income from sources within the United States.

Meaning of terms.

(b) **Definition of income, etc.**—In the case of an insurance company subject to the tax imposed by this section—

“Gross income.”

(1) **GROSS INCOME.**—“Gross income” means the sum of (A) the combined gross amount earned during the taxable year, from investment income and from underwriting income as provided in this subsection, computed on the basis of the underwriting and investment exhibit of the annual statement approved by the National Convention of Insurance Commissioners, and (B) gain during the taxable year from the sale or other disposition of property;

“Net income.”

(2) **NET INCOME.**—“Net income” means the gross income as defined in paragraph (1) of this subsection less the deductions allowed by subsection (c) of this section.

“Investment income.”

(3) **INVESTMENT INCOME.**—“Investment income” means the gross amount of income earned during the taxable year from interest, dividends, and rents, computed as follows:

Sources of.

To all interest, dividends and rents received during the taxable year, add interest, dividends and rents due and accrued at the end of the taxable year, and deduct all interest, dividends and rents due and accrued at the end of the preceding taxable year;

“Underwriting income.”

(4) **UNDERWRITING INCOME.**—“Underwriting income” means the premiums earned on insurance contracts during the taxable year less losses incurred and expenses incurred;

“Premiums earned.”

(5) **PREMIUMS EARNED.**—“Premiums earned on insurance contracts during the taxable year” means an amount computed as follows:

From the amount of gross premiums written on insurance contracts during the taxable year, deduct return premiums and premiums paid for reinsurance. To the result so obtained add unearned premiums on outstanding business at the end of the preceding taxable year and deduct unearned premiums on outstanding business at the end of the taxable year;

INCOME TAX  
Computation of.

(6) LOSSES INCURRED.—“Losses incurred” means losses incurred during the taxable year on insurance contracts, computed as follows:

“Losses incurred.”

To losses paid during the taxable year, add salvage and reinsurance recoverable outstanding at the end of the preceding taxable year, and deduct salvage and reinsurance recoverable outstanding at the end of the taxable year. To the result so obtained add all unpaid losses outstanding at the end of the taxable year and deduct unpaid losses outstanding at the end of the preceding taxable year;

Computation of.

(7) EXPENSES INCURRED.—“Expenses incurred” means all expenses shown on the annual statement approved by the National Convention of Insurance Commissioners, and shall be computed as follows:

“Expenses incurred.”

To all expenses paid during the taxable year add expenses unpaid at the end of the taxable year and deduct expenses unpaid at the end of the preceding taxable year. For the purpose of computing the net income subject to the tax imposed by this section there shall be deducted from expenses incurred as defined in this paragraph all expenses incurred which are not allowed as deductions by subsection (c) of this section.

Computation of.

(c) Deductions allowed.—In computing the net income of an insurance company subject to the tax imposed by this section there shall be allowed as deductions:

Net income.  
Deductions allowed.

(1) All ordinary and necessary expenses incurred, as provided in section 23(a);

Business expenses.  
*Act*, pp. 799, 800.

(2) All interest as provided in section 23(b);

Interest.

(3) Taxes as provided in section 23(c);

Taxes.

(4) Losses incurred as defined in subsection (b)(6) of this section;

Losses.

(5) Losses sustained during the taxable year from the sale or other disposition of property;

Losses from sales.

(6) Bad debts in the nature of agency balances and bills receivable ascertained to be worthless and charged off within the taxable year;

Worthless debts.

(7) The amount received as dividends from corporations as provided in section 23(p);

Dividends from corporations.

(8) The amount of interest earned during the taxable year which under section 22(b)(4) is exempt from taxation under this title, and the amount of interest allowed as a credit under section 26;

Exempt interest.

(9) A reasonable allowance for the exhaustion, wear and tear of property, as provided in section 23(k);

Exhaustion, etc., of property.

(10) In the case of such a domestic insurance company, the net income of which (computed without the benefit of this paragraph) is \$25,000 or less, the sum of \$3,000; but if the net income is more than \$25,000 the tax imposed by this section shall not exceed the tax which would be payable if the \$3,000 credit were allowed, plus the amount of the net income in excess of \$25,000.

Specific money credit to domestic company.

(d) Deductions of foreign corporations.—In the case of a foreign corporation the deductions allowed in this section shall be allowed to the extent provided in Supplement I.

Foreign corporations.  
Deductions for United States business.  
*Post*, p. 849.

**INCOME TAX**  
No duplication.

Net losses.

Allowance of special deduction for.  
*Ante*, pp. 825, 842, 844.

Foreign taxes, etc.

Credit for, allowed domestic insurance companies.  
*Ante*, pp. 842, 844.

Gross income.

Determination of, restricted.

*Ante*, p. 826.

Mutual insurance companies other than life.  
Taxable, as other corporations.

Gross income includes premiums less reinsurance.

Additional deductions.

Addition to reserve funds.

Policy and annuity contracts.  
Mutual marine companies.  
Repayments to policyholders, etc.

Companies other than life or marine.  
Premium deposits returned, etc.

(e) **Double deductions.**—Nothing in this section shall be construed to permit the same item to be twice deducted.

#### SEC. 205. NET LOSSES.

The benefit of the special deduction for net losses allowed by section 117 shall be allowed to insurance companies subject to the tax imposed by section 201 or 204, under regulations prescribed by the Commissioner with the approval of the Secretary.

#### SEC. 206. TAXES OF FOREIGN COUNTRIES AND POSSESSIONS OF UNITED STATES.

The amount of income, war-profits, and excess-profits taxes imposed by foreign countries or possessions of the United States shall be allowed as a credit against the tax of a domestic insurance company subject to the tax imposed by section 201 or 204, to the extent provided in the case of a domestic corporation in section 131, and in such cases "net income" as used in that section means the net income as defined in this Supplement.

#### SEC. 207. COMPUTATION OF GROSS INCOME.

The gross income of insurance companies subject to the tax imposed by section 201 or 204 shall not be determined in the manner provided in section 119.

#### SEC. 208. MUTUAL INSURANCE COMPANIES OTHER THAN LIFE.

(a) **Application of title.**—Mutual insurance companies, other than life insurance companies, shall be taxable in the same manner as other corporations, except as hereinafter provided in this section.

(b) **Gross income.**—Mutual marine insurance companies shall include in gross income the gross premiums collected and received by them less amounts paid for reinsurance.

(c) **Deductions.**—In addition to the deductions allowed to corporations by section 23 the following deductions to insurance companies shall also be allowed, unless otherwise allowed—

(1) **MUTUAL INSURANCE COMPANIES OTHER THAN LIFE INSURANCE.**—In the case of mutual insurance companies other than life insurance companies—

(A) the net addition required by law to be made within the taxable year to reserve funds (including in the case of assessment insurance companies the actual deposit of sums with State or Territorial officers pursuant to law as additions to guarantee or reserve funds); and

(B) the sums other than dividends paid within the taxable year on policy and annuity contracts.

(2) **MUTUAL MARINE INSURANCE COMPANIES.**—In the case of mutual marine insurance companies, in addition to the deductions allowed in paragraph (1) of this subsection, unless otherwise allowed, amounts repaid to policyholders on account of premiums previously paid by them, and interest paid upon such amounts between the ascertainment and the payment thereof;

(3) **MUTUAL INSURANCE COMPANIES OTHER THAN LIFE AND MARINE.**—In the case of mutual insurance companies (including interinsurers and reciprocal underwriters, but not including mutual life or mutual marine insurance companies) requiring their members to make premium deposits to provide for losses and expenses, the amount of premium deposits returned to their policyholders and the amount of premium deposits retained for the payment of losses, expenses, and reinsurance reserves.

**Supplement H—Nonresident Alien Individuals**

**SEC. 211. NORMAL TAX.**

(a) **General rule.**—In the case of a nonresident alien individual who is not a resident of a contiguous country, the normal tax shall be 5 per centum of the amount of the net income in excess of the credits against net income allowed to such individual.

(b) **Aliens resident in contiguous countries.**—In the case of an alien individual resident in a contiguous country, the normal tax shall be an amount equal to the sum of the following:

(1) 1½ per centum of the amount by which the part of the net income attributable to wages, salaries, professional fees, or other amounts received as compensation for personal services actually performed in the United States, exceeds the personal exemption and credit for dependents; but the amount taxable at such 1½ per centum rate shall not exceed \$4,000;

(2) 3 per centum of the amount by which such part of the net income exceeds the sum of (A) the personal exemption and credit for dependents, plus (B) \$4,000; but the amount taxable at such 3 per centum rate shall not exceed \$4,000; and

(3) 5 per centum of the amount of the net income in excess of the sum of (A) the amount taxed under paragraphs (1) and (2) of this subsection plus (B) the total credits against net income allowed to such individual.

(c) **In lieu of normal tax under section 11.**—The tax imposed by this section shall be in lieu of the normal tax imposed by section 11.

**SEC. 212. GROSS INCOME.**

(a) **General rule.**—In the case of a nonresident alien individual gross income includes only the gross income from sources within the United States.

(b) **Ships under foreign flag.**—The income of a nonresident alien individual which consists exclusively of earnings derived from the operation of a ship or ships documented under the laws of a foreign country which grants an equivalent exemption to citizens of the United States and to corporations organized in the United States, shall not be included in gross income and shall be exempt from taxation under this title.

**SEC. 213. DEDUCTIONS.**

(a) **General rule.**—In the case of a nonresident alien individual the deductions shall be allowed only if and to the extent that they are connected with income from sources within the United States; and the proper apportionment and allocation of the deductions with respect to sources of income within and without the United States shall be determined as provided in section 119, under rules and regulations prescribed by the Commissioner with the approval of the Secretary.

(b) **Losses.**—

(1) The deduction, for losses not connected with the trade or business if incurred in transactions entered into for profit, allowed by section 23(e) (2) shall be allowed whether or not connected with income from sources within the United States, but only if the profit, if such transaction had resulted in a profit, would be taxable under this title.

(2) The deduction for losses of property not connected with the trade or business if arising from certain casualties or theft, allowed by section 23(e) (3), shall be allowed whether or not

INCOME TAX  
Nonresident alien individuals.

Normal tax.

Rate.  
*Ante*, p. 795.

Residents in contiguous countries.

Compensation for personal services in United States.

Maximum.

Additional, if exceeding family credits and \$4,000.

If in excess thereof.

In lieu of other tax.  
*Ante*, p. 795.

Gross income.

Includes only United States sources.

Earnings from foreign ships, etc., exempt from taxation.

Deductions.

Allowed only if connected with income from United States sources.

Losses.

Not connected with trade or business.

Casualty losses not connected with business.

**INCOME TAX**

Charitable, etc., contribution allowed only to domestic corporations, etc.

connected with income from sources within the United States, but only if the loss is of property within the United States.

(c) Charitable, etc., contributions.—The so-called "charitable contribution" deduction allowed by section 23(n) shall be allowed whether or not connected with income from sources within the United States, but only as to contributions or gifts made to domestic corporations, or to community chests, funds, or foundations, created in the United States, or to the vocational rehabilitation fund.

Credits against net income.

**SEC. 214. CREDITS AGAINST NET INCOME.**

Personal exemption.

In the case of a nonresident alien individual the personal exemption allowed by section 25(c) of this title shall be only \$1,500. The credit for dependents allowed by section 25(d) shall not be allowed in the case of a nonresident alien individual unless he is a resident of a contiguous country. These credits shall be determined by the status of the taxpayer on the last day of the taxable year, except that in case of death the rule provided in section 25(e) (3) shall be applied.

*Ante*, p. 803.  
For dependents, if of contiguous country.

Allowance of deductions and credits.

**SEC. 215. ALLOWANCE OF DEDUCTIONS AND CREDITS.**

By filing return of his total income from United States sources, etc.

(a) Return to contain information.—A nonresident alien individual shall receive the benefit of the deductions and credits allowed to him in this title only by filing or causing to be filed with the collector a true and accurate return of his total income received from all sources in the United States, in the manner prescribed in this title; including therein all the information which the Commissioner may deem necessary for the calculation of such deductions and credits.

Personal exemption, credits, etc., by filing claim with withholding agent.

(b) Tax withheld at source.—The benefit of the personal exemption and credit for dependents, and of the reduced rate of tax provided for in section 211(b), may, in the discretion of the Commissioner and under regulations prescribed by him with the approval of the Secretary, be received by a nonresident alien individual entitled thereto, by filing a claim therefor with the withholding agent.

*Ante*, p. 847.

Credits against tax.

**SEC. 216. CREDITS AGAINST TAX.**

No allowance for, of foreign governments.

A nonresident alien individual shall not be allowed the credits against the tax for taxes of foreign countries and possessions of the United States allowed by section 131.

*Ante*, p. 829.

Returns.

**SEC. 217. RETURNS.**

Time for filing.

In the case of a nonresident alien individual the return, in lieu of the time prescribed in section 53(a)(1), shall be made on or before the fifteenth day of the sixth month following the close of the fiscal year, or, if the return is made on the basis of the calendar year, then on or before the fifteenth day of June.

*Ante*, p. 808.

Payment of tax.

**SEC. 218. PAYMENT OF TAX.**

Time designated.

(a) Time of payment.—In the case of a nonresident alien individual the total amount of tax imposed by this title shall be paid, in lieu of the time prescribed in section 56(a), on the fifteenth day of June following the close of the calendar year, or, if the return should be made on the basis of a fiscal year, then on the fifteenth day of the sixth month following the close of the fiscal year.

*Ante*, p. 809.

Withholding at source.

(b) Withholding at source.—For withholding at source of tax on income of nonresident aliens, see section 144.

*Ante*, p. 833.

## Supplement I—Foreign Corporations

### SEC. 231. GROSS INCOME.

(a) **General rule.**—In the case of a foreign corporation gross income includes only the gross income from sources within the United States.

(b) **Ships under foreign flag.**—The income of a foreign corporation, which consists exclusively of earnings derived from the operation of a ship or ships documented under the laws of a foreign country which grants an equivalent exemption to citizens of the United States and to corporations organized in the United States, shall not be included in gross income and shall be exempt from taxation under this title.

### SEC. 232. DEDUCTIONS.

In the case of a foreign corporation the deductions shall be allowed only if and to the extent that they are connected with income from sources within the United States; and the proper apportionment and allocation of the deductions with respect to sources within and without the United States shall be determined as provided in section 119, under rules and regulations prescribed by the Commissioner with the approval of the Secretary.

### SEC. 233. ALLOWANCE OF DEDUCTIONS AND CREDITS.

A foreign corporation shall receive the benefit of the deductions and credits allowed to it in this title only by filing or causing to be filed with the collector a true and accurate return of its total income received from all sources in the United States, in the manner prescribed in this title; including therein all the information which the Commissioner may deem necessary for the calculation of such deductions and credits.

### SEC. 234. CREDITS AGAINST TAX.

Foreign corporations shall not be allowed the credits against the tax for taxes of foreign countries and possessions of the United States allowed by section 131.

### SEC. 235. RETURNS.

In the case of a foreign corporation not having any office or place of business in the United States the return, in lieu of the time prescribed in section 53(a)(1), shall be made on or before the fifteenth day of the sixth month following the close of the fiscal year, or, if the return is made on the basis of the calendar year then on or before the fifteenth day of June. If any foreign corporation has no office or place of business in the United States but has an agent in the United States, the return shall be made by the agent.

### SEC. 236. PAYMENT OF TAX.

(a) **Time of payment.**—In the case of a foreign corporation the total amount of tax imposed by this title shall be paid, in lieu of the time prescribed in section 56(a), on the fifteenth day of June following the close of the calendar year, or, if the return should be made on the basis of a fiscal year, then on the fifteenth day of the sixth month following the close of the fiscal year.

(b) **Withholding at source.**—For withholding at source of tax on income of foreign corporations, see section 144.

### SEC. 237. FOREIGN INSURANCE COMPANIES.

For special provisions relating to foreign insurance companies, see Supplement G.

INCOME TAX  
Foreign corporations.

Gross income.

Only from United States sources.

Exemption of ships under foreign flag.

Conditions.

Deductions.

Allowed only on income from United States sources.

Apportionment.

*Ante*, p. 826.

Allowance of deductions and credits.

Benefit of, only by filing return of all income from United States sources.

Credits against tax.

No allowance for, of foreign governments.

*Ante*, p. 829.

Returns.

Time for filing.

*Ante*, p. 808.

Payment of tax.

Time designated.

*Ante*, p. 809.

Withholding tax at source.

*Ante*, p. 833.

Foreign insurance companies.

Special provisions.

*Ante*, p. 842.

**INCOME TAX**  
Affiliation.  
Not applicable to  
foreign corporations.

**SEC. 238. AFFILIATION.**

A foreign corporation shall not be deemed to be affiliated with any other corporation within the meaning of section 141 or 142.

Possessions of the  
United States.

**Supplement J—Possessions of the United States**

Income from sources  
within.

**SEC. 251. INCOME FROM SOURCES WITHIN POSSESSIONS OF UNITED STATES.**

Gross income of citi-  
zens, etc., deemed  
sources within United  
States.

(a) **General rule.**—In the case of citizens of the United States or domestic corporations, satisfying the following conditions, gross income means only gross income from sources within the United States—

If 80 per cent derived  
from United States pos-  
sessions sources.

(1) If 80 per centum or more of the gross income of such citizen or domestic corporation (computed without the benefit of this section), for the three-year period immediately preceding the close of the taxable year (or for such part of such period immediately preceding the close of such taxable year as may be applicable) was derived from sources within a possession of the United States; and

If corporation de-  
rived 50 per cent from  
business therein.

(2) If, in the case of such corporation, 50 per centum or more of its gross income (computed without the benefit of this section) for such period or such part thereof was derived from the active conduct of a trade or business within a possession of the United States; or

If citizen derived 50  
per cent from active  
business therein.

(3) If, in case of such citizen, 50 per centum or more of his gross income (computed without the benefit of this section) for such period or such part thereof was derived from the active conduct of a trade or business within a possession of the United States either on his own account or as an employee or agent of another.

All amounts received  
in United States in-  
cluded in gross income.

(b) **Amounts received in United States.**—Notwithstanding the provisions of subsection (a) there shall be included in gross income all amounts received by such citizens or corporations within the United States, whether derived from sources within or without the United States.

Virgin Islands not  
included.

(c) **Definition.**—As used in this section the term "possession of the United States" does not include the Virgin Islands of the United States.

**Deductions.**

Citizens allowed  
same benefits as non-  
resident aliens.  
*Ante*, p. 847.

(d) **Deductions.**—

(1) Citizens of the United States entitled to the benefits of this section shall have the same deductions as are allowed by Supplement H in the case of a nonresident alien individual.

Domestic corpora-  
tion.  
*Ante*, p. 849.

(2) Domestic corporations entitled to the benefits of this section shall have the same deductions as are allowed by Supplement I in the case of a foreign corporation.

Credits against net  
income.  
Personal exemption  
to citizens limited.  
*Ante*, p. 803.

(e) **Credits against net income.**—

(1) **CITIZENS.**—A citizen of the United States entitled to the benefits of this section shall be allowed a personal exemption of only \$1,500 and shall not be allowed the credit for dependents provided in section 25(d). The personal exemption shall be determined by the status of the taxpayer on the last day of the taxable year, except that in case of death the rule provided in section 25(e)(3) shall be applied.

Domestic corpora-  
tions not allowed spe-  
cific credit.  
*Ante*, p. 803.

(2) A domestic corporation entitled to the benefits of this section shall not be allowed the specific credit of \$3,000 provided in section 26.

Allowance of deduc-  
tions by filing return of  
total income.

(f) **Allowance of deductions and credits.**—Citizens of the United States and domestic corporations entitled to the benefits of this section shall receive the benefit of the deductions and credits



allowed to them in this title only by filing or causing to be filed with the collector a true and accurate return of their total income received from all sources in the United States, in the manner prescribed in this title; including therein all the information which the Commissioner may deem necessary for the calculation of such deductions and credits.

(g) **Credits against tax.**—Persons entitled to the benefits of this section shall not be allowed the credits against the tax for taxes of foreign countries and possessions of the United States allowed by section 131.

(h) **Affiliation.**—A corporation entitled to the benefits of this section shall not be deemed to be affiliated with any other corporation within the meaning of section 141 or 142.

## SEC. 252. CITIZENS OF POSSESSIONS OF UNITED STATES.

(a) Any individual who is a citizen of any possession of the United States (but not otherwise a citizen of the United States) and who is not a resident of the United States, shall be subject to taxation under this title only as to income derived from sources within the United States, and in such case the tax shall be computed and paid in the same manner and subject to the same conditions as in the case of other persons who are taxable only as to income derived from such sources.

(b) Nothing in this section shall be construed to alter or amend the provisions of the Act entitled "An Act making appropriations for the naval service for the fiscal year ending June 30, 1922, and for other purposes," approved July 12, 1921, relating to the imposition of income taxes in the Virgin Islands of the United States.

## Supplement K—China Trade Act Corporations

### SEC. 261. CREDIT AGAINST NET INCOME.

(a) **Allowance of credit.**—For the purpose only of the tax imposed by section 13 there shall be allowed, in the case of a corporation organized under the China Trade Act, 1922, in addition to the credits provided in section 26, a credit against the net income of an amount equal to the proportion of the net income derived from sources within China (determined in a similar manner to that provided in section 119) which the par value of the shares of stock of the corporation owned on the last day of the taxable year by (1) persons resident in China, the United States, or possessions of the United States, and (2) individual citizens of the United States or China wherever resident, bears to the par value of the whole number of shares of stock of the corporation outstanding on such date: *Provided*, That in no case shall the amount by which the tax imposed by section 13 is diminished by reason of such credit exceed the amount of the special dividend certified under subsection (b) of this section.

(b) **Special dividend.**—Such credit shall not be allowed unless the Secretary of Commerce has certified to the Commissioner—

(1) The amount which, during the year ending on the date fixed by law for filing the return, the corporation has distributed as a special dividend to or for the benefit of such persons as on the last day of the taxable year were resident in China, the United States, or possessions of the United States, or were individual citizens of the United States or China, and owned shares of stock of the corporation;

(2) That such special dividend was in addition to all other amounts, payable or to be payable to such persons or for their benefit, by reason of their interest in the corporation; and

#### INCOME TAX

Credits against tax.  
No allowance for, of foreign governments.  
*Ante*, p. 829.

Affiliation.  
Not applicable to corporations hereof.  
*Ante*, pp. 831, 832.

Citizens of possessions of United States.  
Nonresidents of United States taxable only on income from United States sources.

Virgin Islands.  
Payment of taxes in, not affected.  
Vol. 42, p. 123.

China Trade Act corporations.

Credit against net income.

Allowance only for proportion of income from China sources bears to shares of residents in China.

*Ante*, p. 803.

*Ante*, p. 826.

*Proviso.*  
Limitation.  
*Ante*, p. 797.

Condition.

Credit subject to special dividend to residents of China, etc.

Additional to all other payments.

**INCOME TAX**

Dividends in proportion to stock owned.

(3) That such distribution has been made to or for the benefit of such persons in proportion to the par value of the shares of stock of the corporation owned by each; except that if the corporation has more than one class of stock, the certificates shall contain a statement that the articles of incorporation provide a method for the apportionment of such special dividend among such persons, and that the amount certified has been distributed in accordance with the method so provided.

Ownership of stock defined.

(c) **Ownership of stock.**—For the purposes of this section shares of stock of a corporation shall be considered to be owned by the person in whom the equitable right to the income from such shares is in good faith vested.

Meaning of "China." Vol. 42, p. 856.

(d) **Definition of China.**—As used in this section the term "China" shall have the same meaning as when used in the China Trade Act, 1922.

Credits against tax.

**SEC. 262. CREDITS AGAINST THE TAX.**

No allowance for, of foreign governments. *Ante*, p. 829.

A corporation organized under the China Trade Act, 1922, shall not be allowed the credits against the tax for taxes of foreign countries and possessions of the United States allowed by section 131.

Affiliation.

**SEC. 263. AFFILIATION.**

Not applicable to corporations hereof.

A corporation organized under the China Trade Act, 1922, shall not be deemed to be affiliated with any other corporation within the meaning of section 141 or 142.

*Ante*, pp. 831, 832.

Income of shareholders. Exclusion from gross income. *Ante*, p. 824.

**SEC. 264. INCOME OF SHAREHOLDERS.**

For exclusion of dividends from gross income, see section 116.

Assessment and collection of deficiencies.

**Supplement L—Assessment and Collection of Deficiencies**

Definition of deficiency. Meaning of term.

**SEC. 271. DEFINITION OF DEFICIENCY.**

As used in this title in respect of a tax imposed by this title "deficiency" means—

The amount the tax imposed exceeds return by taxpayer.

(a) The amount by which the tax imposed by this title exceeds the amount shown as the tax by the taxpayer upon his return; but the amount so shown on the return shall first be increased by the amounts previously assessed (or collected without assessment) as a deficiency, and decreased by the amounts previously abated, credited, refunded, or otherwise repaid in respect of such tax; or

Amount of tax exceeding previous assessment.

(b) If no amount is shown as the tax by the taxpayer upon his return, or if no return is made by the taxpayer, then the amount by which the tax exceeds the amounts previously assessed (or collected without assessment) as a deficiency; but such amounts previously assessed, or collected without assessment, shall first be decreased by the amounts previously abated, credited, refunded, or otherwise repaid in respect of such tax.

Procedure in general.

**SEC. 272. PROCEDURE IN GENERAL.**

Notice of deficiency to taxpayer.

(a) **Petition to Board of Tax Appeals.**—If in the case of any taxpayer, the Commissioner determines that there is a deficiency in respect of the tax imposed by this title, the Commissioner is authorized to send notice of such deficiency to the taxpayer by registered mail. Within 60 days after such notice is mailed (not counting Sunday as the sixtieth day), the taxpayer may file a petition with the Board of Tax Appeals for a redetermination of the deficiency.

Petition to Board of Tax Appeals for redetermination.

No assessment of a deficiency in respect of the tax imposed by this title and no distraint or proceeding in court for its collection shall be made, begun, or prosecuted until such notice has been mailed to the taxpayer, nor until the expiration of such 60-day period, nor, if a petition has been filed with the Board, until the decision of the Board has become final. Notwithstanding the provisions of section 3224 of the Revised Statutes the making of such assessment or the beginning of such proceeding or distraint during the time such prohibition is in force may be enjoined by a proceeding in the proper court.

For exceptions to the restrictions imposed by this subsection, see—

- (1) Subsection (d) of this section, relating to waivers by the taxpayer;
- (2) Subsection (f) of this section, relating to notifications of mathematical errors appearing upon the face of the return;
- (3) Section 273, relating to jeopardy assessments;
- (4) Section 274, relating to bankruptcy and receiverships; and
- (5) Section 1001 of the Revenue Act of 1926, as amended, relating to assessment or collection of the amount of the deficiency determined by the Board pending court review.

(b) **Collection of deficiency found by Board.**—If the taxpayer files a petition with the Board, the entire amount redetermined as the deficiency by the decision of the Board which has become final shall be assessed and shall be paid upon notice and demand from the collector. No part of the amount determined as a deficiency by the Commissioner but disallowed as such by the decision of the Board which has become final shall be assessed or be collected by distraint or by proceeding in court with or without assessment.

(c) **Failure to file petition.**—If the taxpayer does not file a petition with the Board within the time prescribed in subsection (a) of this section, the deficiency, notice of which has been mailed to the taxpayer, shall be assessed, and shall be paid upon notice and demand from the collector.

(d) **Waiver of restrictions.**—The taxpayer shall at any time have the right, by a signed notice in writing filed with the Commissioner, to waive the restrictions provided in subsection (a) of this section on the assessment and collection of the whole or any part of the deficiency.

(e) **Increase of deficiency after notice mailed.**—The Board shall have jurisdiction to redetermine the correct amount of the deficiency even if the amount so redetermined is greater than the amount of the deficiency, notice of which has been mailed to the taxpayer, and to determine whether any penalty, additional amount or addition to the tax should be assessed—if claim therefor is asserted by the Commissioner at or before the hearing or a rehearing.

(f) **Further deficiency letters restricted.**—If the Commissioner has mailed to the taxpayer notice of a deficiency as provided in subsection (a) of this section, and the taxpayer files a petition with the Board within the time prescribed in such subsection, the Commissioner shall have no right to determine any additional deficiency in respect of the same taxable year, except in the case of fraud, and except as provided in subsection (e) of this section, relating to assertion of greater deficiencies before the Board, or in section 273(c), relating to the making of jeopardy assessments. If the taxpayer is notified that, on account of a mathematical error appearing upon the face of the return, an amount of tax in excess of that shown upon the return is due, and that an assessment of the tax has been or will be made on the basis of what would have

**INCOME TAX**  
No assessment, etc., until notice has been mailed or appeal filed.

Injunction by court procedure allowed.

Exceptions to restrictions.

Waivers.  
*Infra.*

Errors.  
*Infra.*

Jeopardy assessments, p. 854.

Bankruptcy, p. 856.

Assessment, etc., of deficiency.

Vol. 44, p. 109.

Collection of deficiency found by Board.

Disallowed amount not collectible.

Payment on demand if petition not filed.

Waiver of restrictions by taxpayer.

Increase of deficiency after notice mailed.

Condition.

Restriction hereafter on determining deficiency after notice by Commissioner, etc.

Exceptions.

Post, p. 854.

Mathematical error not considered a notice of deficiency.

<p><b>INCOME TAX</b></p> <p>Effect of.</p> <p>Post, p. 862.</p> <p>Jurisdiction over other taxable years.</p> <p>Limitation.</p> <p>Date of final decision of Board.</p> <p>Vol. 44, p. 110.</p> <p>Prorating of deficiency to installments.</p> <p>Infra.</p> <p>Extension for payment allowed, to avoid undue hardship to taxpayer.</p> <p>Bond required.</p> <p>Address for notice of deficiency.</p> <p>Jeopardy assessments.</p> <p>Deficiency immediately assessed, etc., if jeopardized by delay.</p>	<p>be the correct amount of tax but for the mathematical error, such notice shall not be considered (for the purposes of this subsection, or of subsection (a) of this section, prohibiting assessment and collection until notice of deficiency has been mailed, or of section 322(c), prohibiting credits or refunds after petition to the Board of Tax Appeals) as a notice of a deficiency, and the taxpayer shall have no right to file a petition with the Board based on such notice, nor shall such assessment or collection be prohibited by the provisions of subsection (a) of this section.</p> <p>(g) <b>Jurisdiction over other taxable years.</b>—The Board in redetermining a deficiency in respect of any taxable year shall consider such facts with relation to the taxes for other taxable years as may be necessary correctly to redetermine the amount of such deficiency, but in so doing shall have no jurisdiction to determine whether or not the tax for any other taxable year has been overpaid or underpaid.</p> <p>(h) <b>Final decisions of Board.</b>—For the purposes of this title the date on which a decision of the Board becomes final shall be determined according to the provisions of section 1005 of the Revenue Act of 1926.</p> <p>(i) <b>Prorating of deficiency to installments.</b>—If the taxpayer has elected to pay the tax in installments and a deficiency has been assessed, the deficiency shall be prorated to the four installments. Except as provided in section 273 (relating to jeopardy assessments), that part of the deficiency so prorated to any installment the date for payment of which has not arrived, shall be collected at the same time as and as part of such installment. That part of the deficiency so prorated to any installment the date for payment of which has arrived, shall be paid upon notice and demand from the collector.</p> <p>(j) <b>Extension of time for payment of deficiencies.</b>—Where it is shown to the satisfaction of the Commissioner that the payment of a deficiency upon the date prescribed for the payment thereof will result in undue hardship to the taxpayer the Commissioner, with the approval of the Secretary (except where the deficiency is due to negligence, to intentional disregard of rules and regulations, or to fraud with intent to evade tax), may grant an extension for the payment of such deficiency or any part thereof for a period not in excess of eighteen months, and, in exceptional cases, for a further period not in excess of twelve months. If an extension is granted, the Commissioner may require the taxpayer to furnish a bond in such amount, not exceeding double the amount of the deficiency, and with such sureties, as the Commissioner deems necessary, conditioned upon the payment of the deficiency in accordance with the terms of the extension.</p> <p>(k) <b>Address for notice of deficiency.</b>—In the absence of notice to the Commissioner under section 312(a) of the existence of a fiduciary relationship, notice of a deficiency in respect of a tax imposed by this title, if mailed to the taxpayer at his last known address, shall be sufficient for the purposes of this title even if such taxpayer is deceased, or is under a legal disability, or, in the case of a corporation, has terminated its existence.</p> <p><b>SEC. 273. JEOPARDY ASSESSMENTS.</b></p> <p>(a) <b>Authority for making.</b>—If the Commissioner believes that the assessment or collection of a deficiency will be jeopardized by delay, he shall immediately assess such deficiency (together with all interest, additional amounts, or additions to the tax provided for by law) and notice and demand shall be made by the collector for the payment thereof.</p>
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(b) **Deficiency letters.**—If the jeopardy assessment is made before any notice in respect of the tax to which the jeopardy assessment relates has been mailed under section 272(a), then the Commissioner shall mail a notice under such subsection within 60 days after the making of the assessment.

INCOME TAX  
Notice to be mailed.

(c) **Amount assessable before decision of Board.**—The jeopardy assessment may be made in respect of a deficiency greater or less than that notice of which has been mailed to the taxpayer, despite the provisions of section 272(f) prohibiting the determination of additional deficiencies, and whether or not the taxpayer has theretofore filed a petition with the Board of Tax Appeals. The Commissioner shall notify the Board of the amount of such assessment, if the petition is filed with the Board before the making of the assessment or is subsequently filed, and the Board shall have jurisdiction to redetermine the entire amount of the deficiency and of all amounts assessed at the same time in connection therewith.

Amount assessable  
before decision of  
Board.

Board to redeter-  
mine, on notice.

(d) **Amount assessable after decision of Board.**—If the jeopardy assessment is made after the decision of the Board is rendered such assessment may be made only in respect of the deficiency determined by the Board in its decision.

Amount assessable  
after decision of Board.

(e) **Expiration of right to assess.**—A jeopardy assessment may not be made after the decision of the Board has become final or after the taxpayer has filed a petition for review of the decision of the Board.

Not allowed after  
final decision of Board,  
etc.

(f) **Bond to stay collection.**—When a jeopardy assessment has been made the taxpayer, within 10 days after notice and demand from the collector for the payment of the amount of the assessment, may obtain a stay of collection of the whole or any part of the amount of the assessment by filing with the collector a bond in such amount, not exceeding double the amount as to which the stay is desired, and with such sureties, as the collector deems necessary, conditioned upon the payment of so much of the amount, the collection of which is stayed by the bond, as is not abated by a decision of the Board which has become final, together with interest thereon as provided in section 297.

Stay of collection  
upon filing bond.

Conditions.

(g) **Same—Further conditions.**—If the bond is given before the taxpayer has filed his petition with the Board under section 272(a), the bond shall contain a further condition that if a petition is not filed within the period provided in such subsection, then the amount the collection of which is stayed by the bond will be paid on notice and demand at any time after the expiration of such period, together with interest thereon at the rate of 6 per centum per annum from the date of the jeopardy notice and demand to the date of notice and demand under this subsection.

Further conditions,  
if bond given before  
filing petition.

(h) **Waiver of stay.**—Upon the filing of the bond the collection of so much of the amount assessed as is covered by the bond shall be stayed. The taxpayer shall have the right to waive such stay at any time in respect of the whole or any part of the amount covered by the bond, and if as a result of such waiver any part of the amount covered by the bond is paid, then the bond shall, at the request of the taxpayer, be proportionately reduced. If the Board determines that the amount assessed is greater than the amount which should have been assessed, then when the decision of the Board is rendered the bond shall, at the request of the taxpayer, be proportionately reduced.

Stay of collection of  
part covered by bond.

Effect of waiver of  
stay, etc.

(i) **Collection of unpaid amounts.**—When the petition has been filed with the Board and when the amount which should have been assessed has been determined by a decision of the Board which has become final, then any unpaid portion, the collection of which has been stayed by the bond, shall be collected as part of the tax upon notice and demand from the collector, and any remaining portion of the assessment shall be abated. If the amount already collected

Collection of unpaid  
amounts when decision  
of Board final.

**INCOME TAX**

Credit or refund.  
*Post*, p. 861.

Collection of greater  
assessment.

No other abatement  
claim to be filed.

Bankruptcy and re-  
ceiverships.

Immediate assess-  
ment of tax deficiency  
in bankruptcy and  
receivership cases.

Adjudication of claim  
by court.

Collection of claims  
allowed in court pro-  
ceedings.

Time extension may  
be had.

Period of limitation  
on assessment and col-  
lection.

*Post*, p. 857.

Periods designated.  
Income tax to be  
assessed in two years.

Income received dur-  
ing life of decedent, in  
one year on request of  
executor, etc.

Application to re-  
quest by a corporation.

exceeds the amount determined as the amount which should have been assessed, such excess shall be credited or refunded to the taxpayer as provided in section 322, without the filing of claim therefor. If the amount determined as the amount which should have been assessed is greater than the amount actually assessed, then the difference shall be assessed and shall be collected as part of the tax upon notice and demand from the collector.

(j) **Claims in abatement.**—No claim in abatement shall be filed in respect of any assessment in respect of any tax imposed by this title.

**SEC. 274. BANKRUPTCY AND RECEIVERSHIPS.**

(a) **Immediate assessment.**—Upon the adjudication of bankruptcy of any taxpayer in any bankruptcy proceeding or the appointment of a receiver for any taxpayer in any receivership proceeding before any court of the United States or of any State or Territory or of the District of Columbia, any deficiency (together with all interest, additional amounts, or additions to the tax provided for by law) determined by the Commissioner in respect of a tax imposed by this title upon such taxpayer shall, despite the restrictions imposed by section 272(a) upon assessments be immediately assessed if such deficiency has not theretofore been assessed in accordance with law. Claims for the deficiency and such interest, additional amounts and additions to the tax may be presented, for adjudication in accordance with law, to the court before which the bankruptcy or receivership proceeding is pending, despite the pendency of proceedings for the redetermination of the deficiency in pursuance of a petition to the Board; but no petition for any such redetermination shall be filed with the Board after the adjudication of bankruptcy or the appointment of the receiver.

(b) **Unpaid claims.**—Any portion of the claim allowed in such bankruptcy or receivership proceeding which is unpaid shall be paid by the taxpayer upon notice and demand from the collector after the termination of such proceeding, and may be collected by distraint or proceeding in court within six years after termination of such proceeding. Extensions of time for such payment may be had in the same manner and subject to the same provisions and limitations as are provided in section 272(j) and section 297 in the case of a deficiency in a tax imposed by this title.

**SEC. 275. PERIOD OF LIMITATION UPON ASSESSMENT AND COLLECTION.**

Except as provided in section 276—

(a) **General rule.**—The amount of income taxes imposed by this title shall be assessed within two years after the return was filed, and no proceeding in court without assessment for the collection of such taxes shall be begun after the expiration of such period.

(b) **Request for prompt assessment.**—In the case of income received during the lifetime of a decedent, or by his estate during the period of administration, or by a corporation, the tax shall be assessed, and any proceeding in court without assessment for the collection of such tax shall be begun, within one year after written request therefor (filed after the return is made) by the executor, administrator, or other fiduciary representing the estate of such decedent, or by the corporation, but not after the expiration of two years after the return was filed. This subsection shall not apply in the case of a corporation unless—

(1) Such written request notifies the Commissioner that the corporation contemplates dissolution at or before the expiration of such year; and

INCOME TAX

(2) The dissolution is in good faith begun before the expiration of such year; and

(3) The dissolution is completed.

(c) Corporation and shareholder.—If a corporation makes no return of the tax imposed by this title, but each of the shareholders includes in his return his distributive share of the net income of the corporation, then the tax of the corporation shall be assessed within four years after the last date on which any such shareholder's return was filed.

Corporation making no return, tax assessed in four years, after returns of shareholders.

SEC. 276. SAME—EXCEPTIONS.

Exceptions.

(a) False return or no return.—In the case of a false or fraudulent return with intent to evade tax or of a failure to file a return the tax may be assessed, or a proceeding in court for the collection of such tax may be begun without assessment, at any time.

Assessment, etc., in case of fraud, or of no return.

(b) Waivers.—Where before the expiration of the time prescribed in section 275 for the assessment of the tax, both the Commissioner and the taxpayer have consented in writing to its assessment after such time, the tax may be assessed at any time prior to the expiration of the period agreed upon. The period so agreed upon may be extended by subsequent agreements in writing made before the expiration of the period previously agreed upon.

At any time with written consent of Commissioner and taxpayer.

(c) Collection after assessment.—Where the assessment of any income tax imposed by this title has been made within the period of limitation properly applicable thereto, such tax may be collected by distraint or by a proceeding in court, but only if begun (1) within six years after the assessment of the tax, or (2) prior to the expiration of any period for collection agreed upon in writing by the Commissioner and the taxpayer before the expiration of such six-year period. The period so agreed upon may be extended by subsequent agreements in writing made before the expiration of the period previously agreed upon.

Collection of income tax by distraint, etc.

Time limit.

Extension.

SEC. 277. SUSPENSION OF RUNNING OF STATUTE.

Statute of limitations.

The running of the statute of limitations provided in section 275 or 276 on the making of assessments and the beginning of distraint or a proceeding in court for collection, in respect of any deficiency, shall (after the mailing of a notice under section 272(a)) be suspended for the period during which the Commissioner is prohibited from making the assessment or beginning distraint or a proceeding in court (and in any event, if a proceeding in respect of the deficiency is placed on the docket of the Board, until the decision of the Board becomes final), and for 60 days thereafter.

Suspension of running of, during period of prohibition of assessment, etc.

Ante, p. 852.

Until decision of Board, etc.

Supplement M—Interest and Additions to the Tax

Interest and addition to the tax.

SEC. 291. FAILURE TO FILE RETURN.

Failure to file return.

In case of any failure to make and file a return required by this title, within the time prescribed by law or prescribed by the Commissioner in pursuance of law, 25 per centum of the tax shall be added to the tax, except that when a return is filed after such time and it is shown that the failure to file it was due to reasonable cause and not due to willful neglect no such addition shall be made to the tax. The amount so added to any tax shall be collected at the same time and in the same manner and as a part of the tax unless the tax has been paid before the discovery of the neglect, in which case the amount so added shall be collected in the same manner as the tax. The amount added to the tax under this section shall be in lieu of the 25 per centum addition to the tax provided in section 3176 of the Revised Statutes, as amended.

Additional tax imposed on.

Exception, if failure not willful neglect.

Collection, etc.

In lieu of former addition. Vol. 44, p. 112.

## INCOME TAX

Interest in deficiencies.  
Assessment and rate.

**SEC. 292. INTEREST ON DEFICIENCIES.**

Interest upon the amount determined as a deficiency shall be assessed at the same time as the deficiency, shall be paid upon notice and demand from the collector, and shall be collected as a part of the tax, at the rate of 6 per centum per annum from the date prescribed for the payment of the tax (or, if the tax is paid in installments, from the date prescribed for the payment of the first installment) to the date the deficiency is assessed, or, in the case of a waiver under section 272(d), to the thirtieth day after the filing of such waiver or to the date the deficiency is assessed whichever is the earlier.

Additions to tax in case of deficiency.

If due to negligence.  
Rate.

**SEC. 293. ADDITIONS TO THE TAX IN CASE OF DEFICIENCY.**

(a) **Negligence.**—If any part of any deficiency is due to negligence, or intentional disregard of rules and regulations but without intent to defraud, 5 per centum of the total amount of the deficiency (in addition to such deficiency) shall be assessed, collected, and paid in the same manner as if it were a deficiency, except that the provisions of section 272(i), relating to the prorating of a deficiency, and of section 292, relating to interest on deficiencies, shall not be applicable.

If due to fraud, etc.  
Rate.

(b) **Fraud.**—If any part of any deficiency is due to fraud with intent to evade tax, then 50 per centum of the total amount of the deficiency (in addition to such deficiency) shall be so assessed, collected, and paid, in lieu of the 50 per centum addition to the tax provided in section 3176 of the Revised Statutes, as amended.

Vol. 44, p. 112.

Additions in case of nonpayment.

**SEC. 294. ADDITIONS TO THE TAX IN CASE OF NONPAYMENT.****(a) Tax shown on return.—**

Interest prescribed if tax not paid when due.

(1) **GENERAL RULE.**—Where the amount determined by the taxpayer as the tax imposed by this title, or any installment thereof, or any part of such amount or installment, is not paid on or before the date prescribed for its payment, there shall be collected as a part of the tax, interest upon such unpaid amount at the rate of 1 per centum a month from the date prescribed for its payment until it is paid.

If tax and interest not paid in full, when extension granted.

(2) **IF EXTENSION GRANTED.**—Where an extension of time for payment of the amount so determined as the tax by the taxpayer, or any installment thereof, has been granted, and the amount the time for payment of which has been extended, and the interest thereon determined under section 295, is not paid in full prior to the expiration of the period of the extension, then, in lieu of the interest provided for in paragraph (1) of this subsection, interest at the rate of 1 per centum a month shall be collected on such unpaid amount from the date of the expiration of the period of the extension until it is paid.

Interest, if deficiency, etc., not paid on notice and demand.

(b) **Deficiency.**—Where a deficiency, or any interest or additional amounts assessed in connection therewith under section 292, or under section 293, or any addition to the tax in case of delinquency provided for in section 291, is not paid in full within ten days from the date of notice and demand from the collector, there shall be collected as part of the tax, interest upon the unpaid amount at the rate of 1 per centum a month from the date of such notice and demand until it is paid. If any part of a deficiency prorated to any unpaid installment under section 272(i) is not paid in full on or before the date prescribed for the payment of such installment, there shall be collected as part of the tax interest upon the unpaid amount at the rate of 1 per centum a month from such date until it is paid.

Nonpayment of prorated installments.  
Anle, p. 854.



(c) **Fiduciaries.**—For any period an estate is held by a fiduciary appointed by order of any court of competent jurisdiction or by will, there shall be collected interest at the rate of 6 per centum per annum in lieu of the interest provided in subsections (a) and (b) of this section.

**INCOME TAX**  
Interest rate payable by fiduciaries.

(d) **Filing of jeopardy bond.**—If a bond is filed, as provided in section 273, the provisions of subsections (b) and (c) of this section shall not apply to the amount covered by the bond.

Not applicable to amount covered by jeopardy bond.  
*Ante*, p. 855.

**SEC. 295. TIME EXTENDED FOR PAYMENT OF TAX SHOWN ON RETURN.**

Time extended for payment of tax shown on return.

If the time for payment of the amount determined as the tax by the taxpayer, or any installment thereof, is extended under the authority of section 56(c), there shall be collected as a part of such amount, interest thereon at the rate of 6 per centum per annum from the date when such payment should have been made if no extension had been granted, until the expiration of the period of the extension.

Interest to be collected.

**SEC. 296. TIME EXTENDED FOR PAYMENT OF DEFICIENCY.**

Time extended for payment of deficiency.

If the time for the payment of any part of a deficiency is extended, there shall be collected, as a part of the tax, interest on the part of the deficiency the time for payment of which is so extended, at the rate of 6 per centum per annum for the period of the extension, and no other interest shall be collected on such part of the deficiency for such period. If the part of the deficiency the time for payment of which is so extended is not paid in accordance with the terms of the extension, there shall be collected, as a part of the tax, interest on such unpaid amount at the rate of 1 per centum a month for the period from the time fixed by the terms of the extension for its payment until it is paid, and no other interest shall be collected on such unpaid amount for such period.

Interest for period of extension.

Additional, if not paid.

**SEC. 297. INTEREST IN CASE OF JEOPARDY ASSESSMENTS.**

Interest on jeopardy assessments.

In the case of the amount collected under section 273(i) there shall be collected at the same time as such amount, and as a part of the tax, interest at the rate of 6 per centum per annum upon such amount from the date of the jeopardy notice and demand to the date of notice and demand under section 273(i), or, in the case of the amount collected in excess of the amount of the jeopardy assessment, interest as provided in section 292. If the amount included in the notice and demand from the collector under section 273(i) is not paid in full within ten days after such notice and demand, then there shall be collected, as part of the tax, interest upon the unpaid amount at the rate of 1 per centum a month (or, for any period the estate of the taxpayer is held by a fiduciary appointed by any court of competent jurisdiction or by will, at the rate of 6 per centum per annum) from the date of such notice and demand until it is paid.

Rate of, on amount collected.  
*Ante*, p. 855.

Additional, if amount of deficiency not paid in full.

**SEC. 298. BANKRUPTCY AND RECEIVERSHIPS.**

Bankruptcy and receiverships.

If the unpaid portion of the claim allowed in a bankruptcy or receivership proceeding, as provided in section 274, is not paid in full within 10 days from the date of notice and demand from the collector, then there shall be collected as a part of such amount interest upon the unpaid portion thereof at the rate of 1 per centum a month from the date of such notice and demand until payment.

Interest, if not paid on demand.  
*Ante*, p. 856.

INCOME TAX  
Removal of property.

**SEC. 299. REMOVAL OF PROPERTY OR DEPARTURE FROM UNITED STATES.**

Additions to tax for, etc.  
*Ante*, p. 836.

For additions to tax in case of leaving the United States or concealing property in such manner as to hinder collection of the tax, see section 147.

Claims against transferees and fiduciaries.

**Supplement N—Claims against Transferees and Fiduciaries**

Transferred assets.

**SEC. 311. TRANSFERRED ASSETS.**

Method of collection of tax similar to deficiency.

(a) **Method of collection.**—The amounts of the following liabilities shall, except as hereinafter in this section provided, be assessed, collected, and paid in the same manner and subject to the same provisions and limitations as in the case of a deficiency in a tax imposed by this title (including the provisions in case of delinquency in payment after notice and demand, the provisions authorizing distraint and proceedings in court for collection, and the provisions prohibiting claims and suits for refunds):

Transferees.

(1) **TRANSFEREES.**—The liability, at law or in equity, of a transferee of property of a taxpayer, in respect of the tax (including interest, additional amounts, and additions to the tax provided by law) imposed upon the taxpayer by this title.

Fiduciaries.  
R. S., sec. 3467, p. 687.

(2) **FIDUCIARIES.**—The liability of a fiduciary under section 3467 of the Revised Statutes in respect of the payment of any such tax from the estate of the taxpayer.

Determination of amount.

Any such liability may be either as to the amount of tax shown on the return or as to any deficiency in tax.

Limitation periods.

(b) **Period of limitation.**—The period of limitation for assessment of any such liability of a transferee or fiduciary shall be as follows:

One year after taxpayer's assessment.

(1) In the case of the liability of an initial transferee of the property of the taxpayer,—within one year after the expiration of the period of limitation for assessment against the taxpayer;

Transferee of a transferee, within one year after period of first transferee.

(2) In the case of the liability of a transferee of a transferee of the property of the taxpayer,—within one year after the expiration of the period of limitation for assessment against the preceding transferee, but only if within three years after the expiration of the period of limitation for assessment against the taxpayer;—

One year after court proceedings.

except that if before the expiration of the period of limitation for the assessment of the liability of the transferee, a court proceeding for the collection of the tax or liability in respect thereof has been begun against the taxpayer or last preceding transferee, respectively,—then the period of limitation for assessment of the liability of the transferee shall expire one year after the return of execution in the court proceeding.

Fiduciary, one year after liability arises.

(3) In the case of the liability of a fiduciary,—not later than one year after the liability arises or not later than the expiration of the period for collection of the tax in respect of which such liability arises, whichever is the later.

Provision for death of taxpayer or terminated corporation.

(c) **Period for assessment against taxpayer.**—For the purposes of this section, if the taxpayer is deceased, or in the case of a corporation, has terminated its existence, the period of limitation for assessment against the taxpayer shall be the period that would be in effect had the death or termination of existence not occurred.

Suspension of running of statute of limitation, after notice mailed, etc.  
*Ante*, p. 852.

(d) **Suspension of running of statute of limitations.**—The running of the statute of limitations upon the assessment of the liability of a transferee or fiduciary shall, after the mailing to the transferee or fiduciary of the notice provided for in section 272(a),

be suspended for the period during which the Commissioner is prohibited from making the assessment in respect of the liability of the transferee or fiduciary (and in any event, if a proceeding in respect of the liability is placed on the docket of the Board, until the decision of the Board becomes final), and for 60 days thereafter.

(e) **Address for notice of liability.**—In the absence of notice to the Commissioner under section 312(b) of the existence of a fiduciary relationship, notice of liability enforceable under this section in respect of a tax imposed by this title, if mailed to the person subject to the liability at his last known address, shall be sufficient for the purposes of this title even if such person is deceased, or is under a legal disability, or, in the case of a corporation, has terminated its existence.

(f) **Definition of "transferee."**—As used in this section, the term "transferee" includes heir, legatee, devisee, and distributee.

**SEC. 312. NOTICE OF FIDUCIARY RELATIONSHIP.**

(a) **Fiduciary of taxpayer.**—Upon notice to the Commissioner that any person is acting in a fiduciary capacity such fiduciary shall assume the powers, rights, duties, and privileges of the taxpayer in respect of a tax imposed by this title (except as otherwise specifically provided and except that the tax shall be collected from the estate of the taxpayer), until notice is given that the fiduciary capacity has terminated.

(b) **Fiduciary of transferee.**—Upon notice to the Commissioner that any person is acting in a fiduciary capacity for a person subject to the liability specified in section 311, the fiduciary shall assume, on behalf of such person, the powers, rights, duties, and privileges of such person under such section (except that the liability shall be collected from the estate of such person), until notice is given that the fiduciary capacity has terminated.

(c) **Manner of notice.**—Notice under subsection (a) or (b) shall be given in accordance with regulations prescribed by the Commissioner with the approval of the Secretary.

**Supplement O—Overpayments**

**SEC. 321. OVERPAYMENT OF INSTALLMENT.**

If the taxpayer has paid as an installment of the tax more than the amount determined to be the correct amount of such installment, the overpayment shall be credited against the unpaid installments, if any. If the amount already paid, whether or not on the basis of installments, exceeds the amount determined to be the correct amount of the tax, the overpayment shall be credited or refunded as provided in section 322.

**SEC. 322. REFUNDS AND CREDITS.**

(a) **Authorization.**—Where there has been an overpayment of any tax imposed by this title, the amount of such overpayment shall be credited against any income, war-profits, or excess-profits tax or installment thereof then due from the taxpayer, and any balance shall be refunded immediately to the taxpayer.

(b) **Limitation on allowance.**—

(1) **PERIOD OF LIMITATION.**—No such credit or refund shall be allowed or made after two years from the time the tax was paid, unless before the expiration of such period a claim therefor is filed by the taxpayer.

INCOME TAX

Until decision of Board, etc.

Address for notice of liability.

Meaning of "transferee."

Notice of fiduciary relationship.

Powers, etc., of taxpayer transferred to fiduciary on notice to Commissioner.

Powers assumed by fiduciary of transferee.

Manner of notice.

Overpayments.

Of installment.

Credit, if installment payment exceeds correct amount.

Credit or refund for amount already paid.

Infra.

Refunds and credits.

Credit against tax then due.

Period of limitation.

**INCOME TAX**  
Amount of credit or refund limited.

Restriction on credit or refund if deficiency notice mailed taxpayer and petition filed with Board.

Exceptions.  
Overpayments decided by Board.

Excess collected.

Collection after statutory limitation.

Decision by Board of overpayment.

Limitation.

Refund or credit of tax withheld at source. *Ante*, p. 533.

Miscellaneous taxes.

Estate tax.

Nonresident decedents.

Limit on deductions from gross estate of, repealed. Vol. 44, p. 73, amended.

Application to deaths hereafter.

Statute of limitations. Vol. 44, p. 77, amended.

Suspension of, during period of prohibition of assessment, etc.

Vol. 44, p. 75.

(2) **LIMIT ON AMOUNT OF CREDIT OR REFUND.**—The amount of the credit or refund shall not exceed the portion of the tax paid during the two years immediately preceding the filing of the claim, or if no claim was filed, then during the two years immediately preceding the allowance of the credit or refund.

(c) **Effect of petition to Board.**—If the Commissioner has mailed to the taxpayer a notice of deficiency under section 272(a) and if the taxpayer files a petition with the Board of Tax Appeals within the time prescribed in such subsection, no credit or refund in respect of the tax for the taxable year in respect of which the Commissioner has determined the deficiency shall be allowed or made and no suit by the taxpayer for the recovery of any part of such tax shall be instituted in any court except—

(1) As to overpayments determined by a decision of the Board which has become final; and

(2) As to any amount collected in excess of an amount computed in accordance with the decision of the Board which has become final; and

(3) As to any amount collected after the period of limitation upon the beginning of distraint or a proceeding in court for collection has expired; but in any such claim for credit or refund or in any such suit for refund the decision of the Board which has become final, as to whether such period has expired before the notice of deficiency was mailed, shall be conclusive.

(d) **Overpayment found by Board.**—If the Board finds that there is no deficiency and further finds that the taxpayer has made an overpayment of tax in respect of the taxable year in respect of which the Commissioner determined the deficiency, the Board shall have jurisdiction to determine the amount of such overpayment, and such amount shall, when the decision of the Board has become final, be credited or refunded to the taxpayer. No such credit or refund shall be made of any portion of the tax paid more than two years before the filing of the claim or the filing of the petition, whichever is earlier.

(e) **Tax withheld at source.**—For refund or credit in case of excessive withholding at the source, see section 144(f).

## TITLE II—MISCELLANEOUS TAXES

### Part I—Estate Tax

#### SEC. 401. DEDUCTIONS IN CASE OF NONRESIDENT DECEDENTS.

(a) Section 303(b)(1) of the Revenue Act of 1926 (relating to deductions from the gross estate of a nonresident decedent) is amended by striking out: “, but in no case shall the amount so deducted exceed 10 per centum of the value of that part of his gross estate which at the time of his death is situated in the United States.”

(b) Subsection (a) of this section shall apply in the case of nonresident decedents dying after the enactment of this Act.

#### SEC. 402. SUSPENSION OF RUNNING OF STATUTE OF LIMITATIONS.

(a) Section 310(b) of the Revenue Act of 1926 is amended to read as follows:

“(b) The running of the statute of limitations provided in this section or in section 311 on the making of assessments and the beginning of distraint or a proceeding in court for collection, in respect of any deficiency, shall (after the mailing of a notice under subdivision (a) of section 308) be suspended for the period during which the Commissioner is prohibited from making the assessment or

beginning distraint or a proceeding in court (and in any event, if a proceeding in respect of the deficiency is placed on the docket of the Board, until the decision of the Board becomes final), and for 60 days thereafter."

(b) Subsection (a) of this section shall apply in all cases where the period of limitation has not expired prior to the enactment of this Act.

**ESTATE TAX**  
Until decision of Board, etc.

Applicable to present cases.

Transferee cases.

Vol. 44, p. 81, amended.

Suspension of running of statute, during prohibition of assessment, etc.

Until decision of Board, etc.

Applicable to present cases.

**SEC. 403. SAME—TRANSFEREE CASES.**

(a) Section 316(c) of the Revenue Act of 1926 is amended to read as follows:

"(c) The running of the statute of limitations upon the assessment of the liability of a transferee or fiduciary shall, after the mailing of the notice under subdivision (a) of section 308 to the transferee or fiduciary, be suspended for the period during which the Commissioner is prohibited from making the assessment in respect of the liability of the transferee or fiduciary (and in any event, if a proceeding in respect of the liability is placed on the docket of the Board, until the decision of the Board becomes final), and for 60 days thereafter."

(b) Subsection (a) of this section shall apply in all cases where the period of limitation has not expired prior to the enactment of this Act.

Gift tax, etc.

Provisions revived. Vol. 43, p. 315.

Vol. 44, p. 86.

**SEC. 404. CREDIT OF GIFT TAX.**

Section 322 of the Revenue Act of 1924 (relating to the credit of gift tax against estate tax where the amount of the gift is required to be included in the gross estate of the decedent) is revived as of January 1, 1926 (the effective date of its repeal by the Revenue Act of 1926). Such section shall also be applied in the case of the estate tax imposed by Title III of the Revenue Act of 1926, in the same manner and to the same extent as in the case of the estate tax imposed by Title III of the Revenue Act of 1924.

**Part II—Tax on Admissions and Dues**

**TAX ON ADMISSIONS AND DUES**

**SEC. 411. ADMISSIONS TAX.**

Admissions tax.

(a) The first two paragraphs of section 500 of the Revenue Act of 1926 are amended to read as follows:

Vol. 44, p. 91, amended.

"SEC. 500. (a) There shall be levied, assessed, collected, and paid—

Rates.

"(1) 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, to be paid by the person paying for such admission; except that in case the amount paid for admission is \$3 or less, no tax shall be imposed, and except that in case of admission to a prize fight, or boxing, sparring, or other pugilistic match or exhibition, for which the amount paid for admission is \$5 or more, the tax shall be 25 per centum of such amount: *Provided*, That an equivalent tax shall be collected on all free or complimentary tickets or admissions to such prize fight, or boxing, sparring, or other pugilistic match or exhibition and the tax shall be on the amount for which a similar seat or box is sold at the said match or exhibition. Amounts paid for admission by season ticket or subscription shall be exempt only if the amount which would be charged to the holder or subscriber for a single admission is \$3 or less;"

No tax if admission \$3 or less. For prize fights, etc.

*Proviso.* Equivalent for complimentary tickets, etc.

Season tickets.

Effective in 30 days.

(b) Subsection (a) of this section shall take effect on the expiration of thirty days after the enactment of this Act.

TAX ON ADMISSIONS  
AND DUESSales by brokers.  
Vol. 44, p. 91, amend-  
ed.Additional, on sales  
at advanced prices at  
other than theater  
ticket offices.

Effective in 30 days.

## Club dues tax.

Vol. 44, p. 92, amend-  
ed.

Rates.

Membership dues.

Initiation fees.

Payment by mem-  
bers.Fraternal lodges, etc.,  
exempt.Life membership pay-  
ments.Terms "dues" and  
"initiation fees" con-  
strued.

Effective in 30 days.

Returns.

"Monthly returns"  
struck out, and "re-  
turns" in lieu.  
Vol. 44, p. 93, amend-  
ed.**SEC. 412. TAX ON SALE OF TICKETS BY BROKERS.**

(a) Paragraph (2) of subdivision (a) of section 500 of the Revenue Act of 1926 is amended to read as follows:

"(2) Upon tickets or cards of admission to theaters, operas, and other places of amusement, sold at news stands, hotels, and places other than the ticket offices of such theaters, operas, or other places of amusement, at not to exceed 75 cents in excess of the sum of the established price therefor at such ticket offices plus the amount of any tax imposed under paragraph (1), a tax equivalent to 5 per centum of the amount of such excess; and if sold for more than 75 cents in excess of the sum of such established price plus the amount of any tax imposed under paragraph (1), a tax equivalent to 50 per centum of the whole amount of such excess, such taxes to be returned and paid, in the manner and subject to the interest provided in section 502, by the person selling such tickets;"

(b) Subsection (a) of this section shall take effect on the expiration of thirty days after the enactment of this Act.

**SEC. 413. CLUB DUES TAX.**

(a) Section 501 of the Revenue Act of 1926 is amended to read as follows:

"**SEC. 501. (a)** There shall be levied, assessed, collected, and paid a tax equivalent to 10 per centum of any amount paid—

"(1) 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 \$25 per year; or

"(2) 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 \$25 per year.

(b) Such taxes shall be paid by the person paying such dues or fees.

"(c) There shall be exempted from the provisions of this section all amounts paid as dues or fees to a fraternal society, order, or association, operating under the lodge system, or to any local fraternal organization among the students of a college or university. In the case of life memberships a life member shall pay annually, at the time for the payment of dues by active resident annual members, a tax equivalent to the tax upon the amount paid by such a member for dues or membership fees other than assessments, but shall pay no tax upon the amount paid for life membership.

"(d) As used in this section, the term 'dues' includes any assessment irrespective of the purpose for which made; and the term 'initiation fees', includes any payment, contribution, or loan required as a condition precedent to membership, whether or not any such payment, contribution, or loan is evidenced by a certificate of interest or indebtedness or share of stock, and irrespective of the person or organization to whom paid, contributed, or loaned."

(b) Subsection (a) of this section shall take effect on the expiration of thirty days after the enactment of this Act.

**SEC. 414. RETURNS OF ADMISSIONS AND DUES TAX.**

(a) Section 502(a) of the Revenue Act of 1926 is amended by striking out "monthly returns" and inserting in lieu thereof "returns".

(b) Section 502(b) of such Act is amended by striking out "monthly return" and inserting in lieu thereof "return".

## PART III—EXCISE TAXES

## EXCISE TAXES

## SEC. 421. AUTOMOBILE TAX.

Automobile tax.

Section 600(1) of the Revenue Act of 1926 is repealed.

Repealed.  
Vol. 44, p. 93, repealed.

## SEC. 422. REFUND OF AUTOMOBILE TAX TO MANUFACTURER, PRODUCER, OR IMPORTER.

Refund of automobile tax.

(a) Where prior to the date of the enactment of this Act any article subject to the tax imposed by section 600(1) of the Revenue Act of 1926 has been sold by the manufacturer, producer, or importer, and is on such date held by a dealer and intended for sale, there shall be refunded to the manufacturer, producer, or importer the amount of the tax, or if the tax has not been paid, the tax shall be abated.

Refund or abatement on prior sale by manufacturer, etc., to dealer, and held for sale.

(b) As used in this section the term "dealer" includes a wholesaler, jobber, or distributor. For the purposes of this section, an article shall be considered as "held by a dealer" if title thereto has passed to such dealer (whether or not delivery to him has been made), and if for purposes of consumption title to such article or possession thereof has not at any time been transferred to any person other than a dealer.

Terms "dealer," construed.

"Held by dealer."

(c) Under regulations prescribed by the Commissioner, with the approval of the Secretary, the refund provided by this section (1) may be applied as a credit against the tax shown by subsequent returns of the manufacturer, producer, or importer, and (2) may be made to the dealer instead of to the manufacturer, producer, or importer, if the manufacturer, producer, or importer waives any claim for the amount so to be refunded.

Application of refund.

(d) When the refund, credit, or abatement provided for in this section has been allowed to the manufacturer, producer, or importer, he shall remit to the dealer to whom was sold the article in respect of which the refund, credit, or abatement was allowed, so much of that amount of the tax corresponding to the refund, credit, or abatement, as was paid or agreed to be paid by the dealer. Upon the failure of the manufacturer, producer, or importer to make such remission he shall be liable to the dealer for damages in the amount of three times the amount thereof, and the court shall include in any judgment in favor of the dealer in any suit for the recovery of such damages, costs of the suit and a reasonable attorney's fee to be fixed by the court.

Manufacturer, etc., to remit refund, etc., to dealer.

Treble damages for failure.

## SEC. 423. REFUND OF AUTOMOBILE TAX TO VENDEE.

Refund to vendee.

(a) If (1) any person has, prior to January 1, 1928, made a bona fide contract with any other person for the sale or lease, after the enactment of this Act, of any article in respect of which a tax is imposed by section 600(1) of the Revenue Act of 1926, and (2) the contract price includes the amount of the tax imposed by such section, and (3) such contract does not permit the deduction from the amount to be paid thereunder of the whole of the tax imposed by such section, then the vendor or lessor shall refund so much of the amount of such tax as is not so permitted to be deducted from the contract price.

Contract for sale. Vendor to refund tax to vendee if price included in contract, and deduction not permitted thereby.

(b) Any refund by the vendor or lessor under subsection (a) shall be made at the time the sale or lease is consummated. Upon the failure of the vendor or lessor so to refund, he shall be liable to the vendee or lessee for damages in the amount of three times the amount of such refund, and the court shall include in any judgment in favor of the vendee or lessee in any suit for the recovery of such damages, costs of the suit and a reasonable attorney's fee to be fixed by the court.

Refund at time of sale. Treble damages on failure.

## EXCISE TAXES

Refund of automobile accessories tax. None to be made on tax imposed.

Vol. 43, p. 322; Vol. 42, p. 291; Vol. 40, p. 1112.

Exceptions.

Judgment of court.

If in excess of proper amount.

On bond for repayment by manufacturer, etc., of refund not distributed to dealer.

## SEC. 424. REFUND OF AUTOMOBILE ACCESSORIES TAX.

(a) No refund shall be made of any amount paid by or collected from any manufacturer, producer, or importer in respect of the tax imposed by subdivision (3) of section 600 of the Revenue Act of 1924, or subdivision (3) of section 900 of the Revenue Act of 1921 or of the Revenue Act of 1918, unless either—

(1) Pursuant to a judgment of a court in an action duly begun prior to April 30, 1928; or

(2) It is established to the satisfaction of the Commissioner that such amount was in excess of the amount properly payable upon the sale or lease of an article subject to tax, or that such amount was not collected, directly or indirectly, from the purchaser or lessee, or that such amount, although collected from the purchaser or lessee, was returned to him; or

(3) The Commissioner certifies to the proper disbursing officer that such manufacturer, producer, or importer has filed with the Commissioner, under regulations prescribed by the Commissioner with the approval of the Secretary, a bond in such sum and with such sureties as the Commissioner deems necessary, conditioned upon the immediate repayment to the United States of such portion of the amount refunded as is not distributed by such manufacturer, producer, or importer, within six months after the date of the payment of the refund, to the persons who purchased for purposes of consumption (whether from such manufacturer, producer, importer, or from any other person) the articles in respect of which the refund is made, as evidenced by the affidavits (in such form and containing such statements as the Commissioner may prescribe) of such purchasers, and that such bond, in the case of a claim allowed after February 28, 1927, was filed before the allowance of the claim by the Commissioner.

(b) The second proviso under the heading "Internal Revenue" in section 1 of the First Deficiency Act, fiscal year 1928, and the second proviso of the fourth paragraph under the heading "Internal Revenue Service" in section 1 of the Treasury and Post Office Appropriation Act for the fiscal year 1929, are repealed.

Refunding tax on automobile accessories, repealed.

Ante, pp. 30, 169, repealed.

Cigar packages.

R. S., sec. 3392, p. 686, amended.

Packages required.

Vol. 44, p. 88, amended.

Punishment for violations.

Provisos. Retail sales from boxes.

Number allowed each employee without stamps.

## SEC. 425. CIGAR PACKAGES.

(a) Section 3392 of the Revised Statutes, as amended, is amended to read as follows:

"SEC. 3392. All cigars weighing more than three pounds per thousand shall be packed in boxes not before used for that purpose containing, respectively, three, five, seven, ten, twelve, thirteen, twenty, twenty-five, fifty, one hundred, two hundred, two hundred and fifty, or five hundred cigars each; and every person who sells, or offers for sale, or delivers, or offers to deliver, any cigars in any other form than in new boxes as above described, or who packs in any box any cigars in excess of or less than the number provided by law to be put in each box, respectively, or who falsely brands any box, or affixes a stamp on any box denoting a less amount of tax than that required by law, shall be fined for each offense not more than \$1,000 and be imprisoned not more than two years: *Provided*, That nothing in this section shall be construed as preventing the sale of cigars at retail by retail dealers from boxes packed, stamped, and branded in the manner prescribed by law: *Provided further*, That each employee of a manufacturer of cigars shall be permitted to use, for personal consumption and for experimental purposes, not to exceed twenty-one cigars per week without the manufacturer of cigars being required to pack the same in boxes or to stamp or pay any internal-



revenue tax thereon, such exemption to be allowed under such rules and regulations as the Secretary of the Treasury may prescribe.”

(b) This section shall take effect on the expiration of thirty days after the enactment of this Act.

Effective in 30 days.

**PART IV—SPECIAL TAXES**

**SEC. 431. TAX ON USE OF FOREIGN BUILT BOATS.**

Section 702 of the Revenue Act of 1926 (imposing a tax on the use of certain foreign-built boats) is repealed, to take effect July 1, 1928.

**SPECIAL TAXES**  
Foreign-built boats.  
Tax on, repealed.  
Vol. 44, p. 95, repealed.

**SEC. 432. TAX ON NARCOTICS.**

The fourth paragraph of section 1 of the Act entitled “An Act to provide for the registration of, with collectors of internal revenue, and to impose a special tax upon all persons who produce, import, manufacture, compound, deal in, dispense, sell, distribute, or give away opium or coca leaves, their salts, derivatives, or preparations, and for other purposes,” approved December 17, 1914, as amended, is amended to read as follows, effective July 1, 1928:

Tax on narcotics.  
Vol. 44, p. 96, amended.

“Importers, manufacturers, producers, or compounders, \$24 a year; wholesale dealers, \$12 a year; retail dealers, \$3 a year; physicians, dentists, veterinary surgeons, and other practitioners lawfully entitled to distribute, dispense, give away, or administer any of the aforesaid drugs to patients upon whom they in the course of their professional practice are in attendance, shall pay \$1 each year or fraction thereof during which they engage in any of such activities.”

Rates.  
Fraction of a year.

**PART V—STAMP TAXES**

**SEC. 441. INSTRUMENTS OF AGRICULTURAL COOPERATIVE ASSOCIATIONS EXEMPT.**

Section 801 of the Revenue Act of 1926 is amended by striking out the period at the end thereof and inserting a semicolon and the following: “or stocks and bonds and other certificates of indebtedness issued by any farmers’ or fruit growers’ or like associations organized and operated on a cooperative basis for the purposes, and subject to the conditions, prescribed in paragraph (12) of section 231.”

**STAMP TAXES**  
Agricultural cooperative associations.  
Stamp exemptions.  
Vol. 44, p. 99, amended.  
Stocks, etc., of agricultural cooperative associations.  
Vol. 44, p. 40.

**SEC. 442. TAX ON STEAMSHIP TICKETS.**

(a) Subdivision 5 of Schedule A of Title VIII of the Revenue Act of 1926 is amended to read as follows:

“5. Passage ticket, one way or round trip, for each passenger, sold or issued in the United States for passage by any vessel to a port or place not in the United States, Canada, Mexico, or Cuba, if costing not exceeding \$30, \$1; costing more than \$30 and not exceeding \$60, \$3; costing more than \$60, \$5. This subdivision shall not apply to passage tickets costing \$10 or less.”

Steamship tickets.  
Vol. 44, p. 103, amended.

(b) Subsection (a) of this section shall take effect on the expiration of thirty days after the enactment of this Act.

Foreign passage tickets.  
Cuba, added.  
Exemption.  
Effective in 30 days.

**SEC. 443. SALE OF STAMPS AT POST OFFICES.**

Title VIII of the Revenue Act of 1926 is amended by adding after section 807 a new section to read as follows:

“SEC. 808. The Commissioner shall furnish to the Postmaster General without prepayment a suitable quantity of adhesive stamps to be distributed to and kept on sale by the various postmasters in the

Sale of stamps at post offices.  
Vol. 44, p. 106, amended.  
To be kept on sale at cities of over 25,000 inhabitants.

STAMP TAXES  
Bond and account-  
ability.

United States in cities of over 25,000 inhabitants. The Postmaster General may require each such postmaster to give additional or increased bond as postmaster for the value of the stamps so furnished, and each such postmaster shall deposit the receipts from the sale of such stamps 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."

Monthly transfer of  
collections.

LIQUOR TAXES

PART VI—LIQUOR TAXES

Tax on still wines.

SEC. 451. TAX ON STILL WINES.

Former law.

(a) So much of section 611 of the Revenue Act of 1918 as reads as follows:

Vol 40, p. 1110, amend-  
ed.

"On wines containing not more than 14 per centum of absolute alcohol, 16 cents per wine gallon, the per centum of alcohol taxable under this section to be reckoned by volume and not by weight;

"On wines containing more than 14 per centum and not exceeding 21 per centum of absolute alcohol, 40 cents per wine gallon;

"On wines containing more than 21 per centum and not exceeding 24 per centum of absolute alcohol, \$1 per wine gallon;"

is amended to read as follows:

New rates.

"On wines containing not more than 14 per centum of absolute alcohol, 4 cents per wine gallon, the per centum of alcohol taxable under this section to be reckoned by volume and not by weight;

"On wines containing more than 14 per centum and not exceeding 21 per centum of absolute alcohol, 10 cents per wine gallon;

"On wines containing more than 21 per centum and not exceeding 24 per centum of absolute alcohol, 25 cents per wine gallon;"

(b) Such section is further amended by adding at the end thereof two new paragraphs to read as follows:

Tax free, if for vinegar  
or dealcoholized wines.

"Any such wines may, under such regulations as the Secretary may prescribe, be sold or removed tax free for the manufacture of vinegar, or for the production of dealcoholized wines containing less than one-half of 1 per centum of alcohol by volume.

Dealcoholized with  
less than one-half of 1  
per cent, not taxed.

"The taxes imposed by this section shall not apply to dealcoholized wines containing less than one-half of 1 per centum of alcohol by volume."

In effect in 30 days.

(c) Subsections (a) and (b) of this section shall take effect on the expiration of thirty days after the enactment of this Act.

Grape brandy.

SEC. 452. TAX ON GRAPE BRANDY USED IN FORTIFYING.

Reduction of tax on.

(a) Section 612 of the Revenue Act of 1918 (imposing tax on grape brandy or wine spirits used for the fortification of wines) is amended by striking out "60 cents per proof gallon" and inserting in lieu thereof "10 cents per proof gallon" and by adding at the end of the first proviso a colon and the following: "Provided further, That when such wines are sold or removed for the manufacture of vinegar, or the production of dealcoholized wines containing less than one-half of 1 per centum of alcohol by volume, the tax on such grape brandy or wine spirits under this section, shall, under such regulations as the Secretary may prescribe, be abated or refunded."

Vol. 40, p. 1110,  
amended.

Proviso.  
Tax exemption if  
used for vinegar, etc.

Effective in 30 days.

(b) Subsection (a) of this section shall take effect on the expiration of thirty days after the enactment of this Act.

Cereal beverages.

SEC. 453. TAX ON CEREAL BEVERAGES.

Tax repealed in 30  
days.  
Vol. 44, p. 105, re-  
pealed.

Section 903 of the Revenue Act of 1926 is repealed, to take effect on the expiration of thirty days after the enactment of this Act.

## TITLE III—AMENDMENTS TO 1926 INCOME TAX

AMENDMENTS TO 1926  
INCOME TAX

### SEC. 501. AFFILIATED CORPORATIONS—STATUTE OF LIMITATIONS.

Affiliated corporations.

(a) Section 240 of the Revenue Act of 1926 is amended by adding at the end thereof a new subdivision to read as follows:

Vol. 44, p. 46, amended.

“(h)(1) If a notice under subdivision (a) of section 274 in respect of a deficiency for the taxable year 1922, 1923, 1924, 1925, 1926, or 1927, has been mailed to a corporation, the suspension of the running of the statute of limitations, provided in subdivision (b) of section 277 and in subdivision (1) of section 283, shall apply in the case of corporations with which such corporation made a consolidated return for such taxable year.

If notice of deficiency for former years has been mailed to corporation, suspension of running of statute of limitations, applies.

Vol. 44, pp. 55, 58, 66.

“(2) If a notice under subdivision (a) of section 274 in respect of a deficiency for the taxable year 1921 or any previous taxable year has been mailed to a corporation, the suspension of the running of the statute of limitations provided in subdivision (b) of section 277 and in subdivision (1) of section 283, shall apply in the case of the corporations with which such corporation was affiliated, determined in accordance with the law applicable to the year in respect of which the deficiency is asserted.”

For 1921 and prior years.

(b) Subsection (a) of this section shall apply in all cases where the period of limitation has not expired prior to the enactment of this Act.

Application if limitation period not expired.

### SEC. 502. EXTENSION OF TIME FOR PAYMENT OF DEFICIENCIES.

Extension of time for payment of deficiencies.

Section 274(k) of the Revenue Act of 1926 is amended by striking out “may grant an extension for the payment of such deficiency or any part thereof for a period not in excess of 18 months” and inserting in lieu thereof “may grant an extension for the payment of such deficiency or any part thereof for a period not in excess of 18 months, and, in exceptional cases, for a further period not in excess of 12 months.”

Vol. 44, p. 57, amended.

Further time in exceptional cases.

### SEC. 503. REQUEST FOR PROMPT ASSESSMENT.

Request for prompt assessment.

Section 277(a)(4) of the Revenue Act of 1926 is amended to read as follows:

Vol. 44, p. 58, amended.

“(4) In the case of income received during the lifetime of a decedent, or by his estate during the period of administration, or by a corporation, the tax shall be assessed, and any proceeding in court without assessment for the collection of such tax shall be begun, within one year after written request therefor (filed after the return is made), by the executor, administrator, or other fiduciary representing the estate of such decedent, or by the corporation, but not after the expiration of the period prescribed for the assessment of the tax in paragraph (1), (2), or (3) of this subdivision. This paragraph shall not apply in the case of a corporation unless (A) such written request notifies the Commissioner that the corporation contemplates dissolution at or before the expiration of such year; and (B) the dissolution is in good faith begun before the expiration of such year; and (C) the dissolution is completed; nor shall it apply in the case of income of a corporation or of an estate during the period of administration unless the written request is filed after the enactment of the Revenue Act of 1928.”

Assessment, etc., within one year after written request by executors, etc.

Application to a corporation intending dissolution.

Not applicable unless request filed.

AMENDMENTS TO 1926  
INCOME TAX  
Statute of limita-  
tions.  
Vol. 44, p. 58, amend-  
ed.

Suspension of run-  
ning of, on assessments  
and collections, during  
prohibited period.

Vol. 44, p. 55.

Until decision of  
Board, etc.

Application if period  
not expired.

Statute of limita-  
tions.

Vol. 44, p. 61, amend-  
ed.

Suspension of run-  
ning of, upon liabili-  
ties of transferees, etc.,  
during prohibited per-  
iod.

Vol. 44, p. 55.

Until decision of  
Board, etc.

Application of period  
not expired.

Waivers after expira-  
tion of period of limita-  
tion.

Vol. 44, p. 59, amend-  
ed.

At any time before  
assessment, by written  
consent of Commis-  
sioner and taxpayer.

Vol. 44, p. 58.

Agreement in writ-  
ing, for extending col-  
lection of income tax,  
etc., by court action.

New subdivision.  
Vol. 44, p. 59, amend-  
ed.

Agreements valid  
hereafter.

#### SEC. 504. SUSPENSION OF RUNNING OF STATUTE OF LIMITATIONS.

(a) Section 277(b) of the Revenue Act of 1926 is amended to read as follows:

“(b) The running of the statute of limitations provided in this section or in section 278 on the making of assessments and the beginning of distraint or a proceeding in court for collection, in respect of any deficiency, shall (after the mailing of a notice under subdivision (a) of section 274) be suspended for the period during which the Commissioner is prohibited from making the assessment or beginning distraint or a proceeding in court (and in any event, if a proceeding in respect of the deficiency is placed on the docket of the Board, until the decision of the Board becomes final), and for 60 days thereafter.”

(b) Subsection (a) of this section shall apply in all cases where the period of limitation has not expired prior to the enactment of this Act.

#### SEC. 505. SAME—TRANSFEREE CASES.

(a) Section 280(d) of the Revenue Act of 1926 is amended to read as follows:

“(d) The running of the statute of limitations upon the assessment of the liability of a transferee or fiduciary shall, after the mailing of the notice under subdivision (a) of section 274 to the transferee or fiduciary, be suspended for the period during which the Commissioner is prohibited from making the assessment in respect of the liability of the transferee or fiduciary (and in any event, if a proceeding in respect of the liability is placed on the docket of the Board, until the decision of the Board becomes final), and for 60 days thereafter.”

(b) Subsection (a) of this section shall apply in all cases where the period of limitation has not expired prior to the enactment of this Act.

#### SEC. 506. WAIVERS AFTER EXPIRATION OF PERIOD OF LIMITATION.

(a) Section 278(c) and (d) of the Revenue Act of 1926 are amended to read as follows:

“(c) Where before the expiration of the time prescribed in section 277 for the assessment of the tax, both the Commissioner and the taxpayer have consented in writing to its assessment after such time, the tax may be assessed at any time prior to the expiration of the period agreed upon. The period so agreed upon may be extended by subsequent agreements in writing made before the expiration of the period previously agreed upon.

“(d) Where the assessment of any income, excess-profits, or war-profits taxes imposed by this title or by prior Act of Congress has been made (whether before or after the enactment of this Act) within the period of limitation properly applicable thereto, such tax may be collected by distraint or by a proceeding in court (begun before or after the enactment of this Act), but only if begun (1) within six years after the assessment of the tax, or (2) prior to the expiration of any period for collection agreed upon in writing by the Commissioner and the taxpayer before the expiration of such six-year period. The period so agreed upon may be extended by subsequent agreements in writing made before the expiration of the period previously agreed upon.”

(b) Section 278 of the Revenue Act of 1926 is further amended by adding at the end thereof a new subdivision to read as follows:

“(f) Any agreement which would be within the provisions of subdivision (c) or (d) of this section but for the fact that it was

executed after the expiration of the period of limitation extended by such agreement, shall be valid and effective according to its terms if entered into after the enactment of the Revenue Act of 1928 and before January 1, 1929."

AMENDMENTS TO 1926  
INCOME TAX

(c) The amendments made by this section to the Revenue Act of 1926 shall not be construed as in any manner affecting the validity of waivers made prior to the enactment of this Act, which shall be determined according to the law in existence at the time such waiver was filed.

Validity of prior  
waivers not affected.

**SEC. 507. OVERPAYMENTS FOUND BY BOARD OF TAX APPEALS.**

Overpayments.

Section 284(e) of the Revenue Act of 1926 is amended to read as follows:

Vol. 44, p. 67, amend-  
ed.

"(e) If the Board finds that there is no deficiency and further finds that the taxpayer has made an overpayment of tax in respect of the taxable year in respect of which the Commissioner determined the deficiency, the Board shall have jurisdiction to determine the amount of such overpayment, and such amount shall, when the decision of the Board has become final, be credited or refunded to the taxpayer as provided in subdivision (a). Unless claim for credit or refund, or the petition, was filed within the time prescribed in subdivision (g) for filing claims, no such credit or refund shall be made of any portion of the tax paid more than four years (or, in the case of a tax imposed by this title, more than three years) before the filing of the claim or the filing of the petition, whichever is earlier."

Credit or refund to  
taxpayer of, found by  
Board.

Time limitation.

**TITLE IV—ADMINISTRATIVE PROVISIONS**

Administrative provisions.

**SEC. 601. BOARD OF TAX APPEALS—PROCEDURE.**

Board of Tax Appeals.

Sections 906 and 907(a) and (b) of the Revenue of 1924, as amended, are further amended to read as follows:

Amendments.

"SEC. 906. (a) The chairman may from time to time divide the Board into divisions of one or more members, assign the members of the Board thereto, and in case of a division of more than one member, designate the chief thereof. If a division, as a result of a vacancy or the absence or inability of a member assigned thereto to serve thereon, is composed of less than the number of members designated for the division, the chairman may assign other members to the division or direct the division to proceed with the transaction of business without awaiting any additional assignment of members thereto. A division shall hear, and make a determination upon, any proceeding instituted before the Board and any motion in connection therewith, assigned to such division by the chairman, and shall make a report of any such determination which constitutes its final disposition of the proceeding.

Divisions to be assigned.  
Vol. 44, p. 106, amend-  
ed.

Filling vacancies.

"(b) The report of the division shall become the report of the Board within 30 days after such report by the division, unless within such period the chairman has directed that such report shall be reviewed by the Board. Any preliminary action by a division which does not form the basis for the entry of the final decision shall not be subject to review by the Board except in accordance with such rules as the Board may prescribe. The report of a division shall not be a part of the record in any case in which the chairman directs that such report shall be reviewed by the Board.

Duties of divisions.

Report of determina-  
tions.

Effect of report.

Preliminary action.

Review by Board.

"(c) If a petition for a redetermination of a deficiency has been filed by the taxpayer, a decision of the Board dismissing the proceeding shall be considered as its decision that the deficiency is the amount determined by the Commissioner. An order specify-

Effect of dismissing  
petition for redeter-  
mination of deficiency.

REVENUE ACT OF 1928	ing such amount shall be entered in the records of the Board unless the Board can not determine such amount from the record in the proceeding, or unless the dismissal is for lack of jurisdiction.
Dates of decisions, etc.	“(d) A decision of the Board (except a decision dismissing a proceeding for lack of jurisdiction) shall be held to be rendered upon the date that an order specifying the amount of the deficiency is entered in the records of the Board. If the Board dismisses a proceeding for reasons other than lack of jurisdiction and is unable from the record to determine the amount of the deficiency determined by the Commissioner, or if the Board dismisses a proceeding for lack of jurisdiction, an order to that effect shall be entered in the records of the Board, and the decision of the Board shall be held to be rendered upon the date of such entry.
If proceedings are dismissed.	“(e) If the assessment or collection of any tax is barred by any statute of limitations, the decision of the Board to that effect shall be considered as its decision that there is no deficiency in respect of such tax.
Decision if assessment barred by limitation.	“(f) The findings of the Board made in connection with any decision prior to the enactment of the Revenue Act of 1926 shall, notwithstanding the enactment of such Act, continue to be prima facie evidence of the facts therein stated.
Effect of prior findings.	“SEC. 907. (a) Notice and opportunity to be heard upon any proceeding instituted before the Board shall be given to the taxpayer and the Commissioner, and a report upon the proceeding and a decision thereon shall be made as quickly as practicable. The decision shall be made by a member in accordance with the report of the Board, and such decision so made shall, when entered, be the decision of the Board. If an opportunity to be heard upon the proceeding is given before a division of the Board, neither the taxpayer nor the Commissioner shall be entitled to notice and opportunity to be heard before the Board upon review, except upon a specific order of the chairman. Hearings before the Board and its divisions shall be open to the public, and the testimony, and, if the Board so requires, the argument shall be stenographically reported. The Board is authorized to contract (by renewal of contract or otherwise) for the reporting of such hearings, and in such contract to fix the terms and conditions under which transcripts will be supplied by the contractor to the Board and to other persons and agencies. The proceedings of the Board and its divisions shall be conducted in accordance with such rules of practice and procedure (other than rules of evidence) as the Board may prescribe and in accordance with the rules of evidence applicable in courts of equity of the District of Columbia. In any proceeding involving the issue whether the petitioner has been guilty of fraud with intent to evade tax, where no hearing has been held before the enactment of the Revenue Act of 1928, the burden of proof in respect of such issue shall be upon the Commissioner. The mailing by registered mail of any pleading, decision, order, notice, or process in respect of proceedings before the Board shall be held sufficient service of such pleading, decision, order, notice, or process.
Early hearings and procedure.	“(b) It shall be the duty of the Board and of each division to include in its report upon any proceeding its findings of fact or opinion or memorandum opinion. The Board shall report in writing all its findings of fact, opinions and memorandum opinions.”
Restriction on review of decision.	“(b) It shall be the duty of the Board and of each division to include in its report upon any proceeding its findings of fact or opinion or memorandum opinion. The Board shall report in writing all its findings of fact, opinions and memorandum opinions.”
Reporting of testimony, etc.	“(b) It shall be the duty of the Board and of each division to include in its report upon any proceeding its findings of fact or opinion or memorandum opinion. The Board shall report in writing all its findings of fact, opinions and memorandum opinions.”
Rules to be prescribed.	<b>SEC. 602. BOARD OF TAX APPEALS—TRANSFEREE PROCEEDINGS.</b>
Proceedings involving fraudulent evasion of tax.	Title IX of the Revenue Act of 1924, as amended, is further amended by adding at the end thereof two new sections to read as follows:
Notices.	
Written report of findings, etc.	
Transferee proceedings.	
New sections. Vol. 44, p. 109, amended.	

## "TRANSFEREE PROCEEDINGS

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"Sec. 912. In proceedings before the Board the burden of proof shall be upon the Commissioner to show that a petitioner is liable as a transferee of property of a taxpayer, but not to show that the taxpayer was liable for the tax.

Burden of proof on Commissioner to show liability of transferee.

"Sec. 913. Upon application to the Board, a transferee of property of a taxpayer shall be entitled, under rules prescribed by the Board, to a preliminary examination of books, papers, documents, correspondence, and other evidence of the taxpayer or a preceding transferee of the taxpayer's property, if the transferee making the application is a petitioner before the Board for the redetermination of his liability in respect of the tax (including interest, penalties, additional amounts, and additions to the tax provided by law) imposed upon the taxpayer. Upon such application the Board may require by subpoena, ordered by the Board or any division thereof and signed by a member, the production of all such books, papers, documents, correspondence, and other evidence within the United States the production of which, in the opinion of the Board or division thereof, is necessary to enable the transferee to ascertain the liability of the taxpayer or preceding transferee and will not result in undue hardship to the taxpayer or preceding transferee. Such examination shall be had at such time and place as may be designated in the subpoena."

Preliminary examination of taxpayer's books, etc., allowed transferee applying for redetermination of liability.

Production by subpoena.

**SEC. 603. BOARD OF TAX APPEALS—COURT REVIEW OF DECISION.**

Review of decisions of Board.

Subdivisions (c) and (d) of section 1001 of the Revenue Act of 1926 are amended to read as follows:

Vol. 44, p. 109, amended.

"(c) Notwithstanding any provision of law imposing restrictions on the assessment and collection of deficiencies, such review shall not operate as a stay of assessment or collection of any portion of the amount of the deficiency determined by the Board unless a petition for review in respect of such portion is duly filed by the taxpayer, and then only if the taxpayer (1) on or before the time his petition for review is filed has filed with the Board a bond in a sum fixed by the Board not exceeding double the amount of the portion of the deficiency in respect of which the petition for review is filed, and with surety approved by the Board, conditioned upon the payment of the deficiency as finally determined, together with any interest, additional amounts, or additions to the tax provided for by law, or (2) has filed a jeopardy bond under the income or estate tax laws. If as a result of a waiver of the restrictions on the assessment and collection of a deficiency any part of the amount determined by the Board is paid after the filing of the review bond, such bond shall, at the request of the taxpayer, be proportionately reduced.

No stay of collection, etc., unless appeal filed with bond.

Conditions of bond.

Jeopardy bond. Proportionate reduction for payments.

"(d) In cases where assessment or collection has not been stayed by the filing of a bond, then if the amount of the deficiency determined by the Board is disallowed in whole or in part by the court, the amount so disallowed shall be credited or refunded to the taxpayer, without the making of claim therefor, or, if collection has not been made, shall be abated."

Refund of deficiency disallowed by court.

**SEC. 604. SUITS TO RESTRAIN ENFORCEMENT OF LIABILITY OF TRANSFEREE OR FIDUCIARY.**

Suits to restrain enforcement of liability of transferee or fiduciary.

No suit shall be maintained in any court for the purpose of restraining the assessment or collection of (1) the amount of the liability, at law or in equity, of a transferee of property of a taxpayer in respect of any income, war-profits, excess-profits, or estate tax, or (2) the amount of the liability of a fiduciary under section 3467 of the Revised Statutes in respect of any such tax.

Not to be maintained in any court.

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Retroactive regula-  
tions.

Vol. 44, p. 114, amend-  
ed.

Amended Treasury  
decision may be with-  
out retroactive effect.

### SEC. 605. RETROACTIVE REGULATIONS.

Section 1108(a) of the Revenue Act of 1926 is amended to read as follows:

"SEC. 1108. (a) In case a regulation or Treasury decision relating to the internal-revenue laws is amended by a subsequent regulation or Treasury decision, made by the Secretary or by the Commissioner with the approval of the Secretary, such subsequent regulation or Treasury decision may, with the approval of the Secretary, be applied without retroactive effect."

Closing agreements.

Authorization for, re-  
lating to tax liability.

### SEC. 606. CLOSING AGREEMENTS.

(a) **Authorization.**—The Commissioner (or any officer or employee of the Bureau of Internal Revenue, including the field service, authorized in writing by the Commissioner) is authorized to enter into an agreement in writing with any person relating to the liability of such person (or of the person or estate for whom he acts) in respect of any internal-revenue tax for any taxable period ending prior to the date of the agreement.

Finality of agree-  
ments, except for fraud.

(b) **Finality of agreements.**—If such agreement is approved by the Secretary, or the Undersecretary, within such time as may be stated in such agreement, or later agreed to, such agreement shall be final and conclusive, and, except upon a showing of fraud or malfeasance, or misrepresentation of a material fact—

Reopening not al-  
lowed.

(1) the case shall not be reopened as to the matters agreed upon or the agreement modified, by any officer, employee, or agent of the United States, and

No annulment, etc.,  
in any suit.

(2) in any suit, action, or proceeding, such agreement, or any determination, assessment, collection, payment, abatement, refund, or credit made in accordance therewith, shall not be annulled, modified, set aside, or disregarded.

Former provision for  
settlement repealed.  
Vol. 44, p. 113, re-  
pealed.

(c) Section 1106(b) of the Revenue Act of 1926 is repealed, effective on the expiration of 30 days after the enactment of this Act, but such repeal shall not affect any agreement made before such repeal takes effect.

Period of limitation  
against United States.

### SEC. 607. EFFECT OF EXPIRATION OF PERIOD OF LIMITATION AGAINST UNITED STATES.

Tax paid after limi-  
tation expired, deemed  
overpayment, and to be  
refunded.

Any tax (or any interest, penalty, additional amount, or addition to such tax) assessed or paid (whether before or after the enactment of this Act) after the expiration of the period of limitation properly applicable thereto shall be considered an overpayment and shall be credited or refunded to the taxpayer if claim therefor is filed within the period of limitation for filing such claim.

Limitation against  
taxpayer.

### SEC. 608. EFFECT OF EXPIRATION OF PERIOD OF LIMITATION AGAINST TAXPAYER.

Erroneous refunds of  
tax.

A refund of any portion of an internal-revenue tax (or any interest, penalty, additional amount, or addition to such tax) made after the enactment of this Act, shall be considered erroneous—

(a) if made after the expiration of the period of limitation for filing claim therefor, unless within such period claim was filed; or

(b) in the case of a claim filed within the proper time and disallowed by the Commissioner after the enactment of this Act, if the refund was made after the expiration of the period of limitation for filing suit, unless—

Exceptions.

(1) within such period suit was begun by the taxpayer, or

(2) within such period, the taxpayer and the Commissioner agreed in writing to suspend the running of the statute of limitations for filing suit from the date of the agreement to the



date of final decision in one or more named cases then pending before the United States Board of Tax Appeals or the courts.

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**SEC. 609. ERRONEOUS CREDITS.**

(a) **Credit against barred deficiency.**—Any credit against a liability in respect of any taxable year shall be void if any payment in respect of such liability would be considered an overpayment under section 607.

(b) **Credit of barred overpayment.**—A credit of an overpayment in respect of any tax shall be void if a refund of such overpayment would be considered erroneous under section 608.

(c) **Application of section.**—The provisions of this section shall apply to any credit made before or after the enactment of this Act.

Erroneous credits.

Against barred deficiency.

*Ante*, p. 874.

Barred overpayment.

*Ante*, p. 874.

Application.

Recovery of amounts erroneously refunded.

By suit brought hereafter, within two years of refund.

**SEC. 610. RECOVERY OF AMOUNTS ERRONEOUSLY REFUNDED.**

(a) Any portion of an internal-revenue tax (or any interest, penalty, additional amount, or addition to such tax) refund of which is erroneously made, within the meaning of section 608, after the enactment of this Act, may be recovered by suit brought in the name of the United States, but only if such suit is begun within two years after the making of such refund.

(b) Any portion of an internal-revenue tax (or any interest, penalty, additional amount, or addition to such tax) which has been erroneously refunded (if such refund would not be considered as erroneous under section 608) may be recovered by suit brought in the name of the United States, but only if such suit is begun before the expiration of two years after the making of such refund or before May 1, 1928, whichever date is later.

Former refunds.

**SEC. 611. COLLECTIONS STAYED BY CLAIM IN ABATEMENT.**

If any internal-revenue tax (or any interest, penalty, additional amount, or addition to such tax) was, within the period of limitation properly applicable thereto, assessed prior to June 2, 1924, and if a claim in abatement was filed, with or without bond, and if the collection of any part thereof was stayed, then the payment of such part (made before or within one year after the enactment of this Act) shall not be considered as an overpayment under the provisions of section 607, relating to payments made after the expiration of the period of limitation on assessment and collection.

Collections stayed by claim in abatement.

Payment of any part, not deemed an overpayment.

**SEC. 612. REPEAL OF SECTION 1106(a) OF 1926 ACT.**

Section 1106(a) of the Revenue Act of 1926 is repealed as of February 26, 1926.

Repeal of section 1106 (a) of 1926 Act.

Limitations against United States. Vol. 44, p. 113, amended.

**SEC. 613. LIEN FOR TAXES.**

(a) Section 3186 of the Revised Statutes, as amended, is amended to read as follows:

“SEC. 3186. (a) If any person liable to pay any tax neglects or refuses to pay the same after demand, the amount (including any interest, penalty, additional amount, or addition to such tax, together with any costs that may accrue in addition thereto) shall be a lien in favor of the United States upon all property and rights to property, whether real or personal, belonging to such person. Unless another date is specifically fixed by law, the lien shall arise at the time the assessment list was received by the collector and shall continue until the liability for such amount is satisfied or becomes unenforceable by reason of lapse of time.

Lien for taxes.

R. S., sec. 3186, p. 612.

Unpaid taxes a lien on all property. Vol. 43, p. 994, amended.

Time of.

“(b) Such lien shall not be valid as against any mortgagee, purchaser, or judgment creditor until notice thereof has been filed by the collector—

Notice required to mortgagee, etc. Filing.

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Under State or Ter-  
ritorial laws.

"(1) in accordance with the law of the State or Territory in which the property subject to the lien is situated, whenever the State or Territory has by law provided for the filing of such notice; or

In office of clerk of  
district court.

"(2) in the office of the clerk of the United States District Court for the judicial district in which the property subject to the lien is situated, whenever the State or Territory has not by law provided for the filing of such notice; or

In office of District of  
Columbia Supreme  
Court.

"(3) in the office of the clerk of the Supreme Court of the District of Columbia, if the property subject to the lien is situated in the District of Columbia.

Issue of certificate of  
release by collector.

"(c) Subject to such regulations as the Commissioner of Internal Revenue, with the approval of the Secretary of the Treasury, may prescribe, the collector of internal revenue charged with an assessment in respect of any tax—

Lien satisfied or un-  
enforceable.

"(1) May issue a certificate of release of the lien if the collector finds that the liability for the amount assessed, together with all interest in respect thereof, has been satisfied or has become unenforceable;

On acceptance of  
bond.

"(2) May issue a certificate of release of the lien if there is furnished to the collector and accepted by him a bond that is conditioned upon the payment of the amount assessed, together with all interest in respect thereof, within the time prescribed by law (including any extension of such time), and that is in accordance with such requirements relating to terms, conditions, and form of the bond and sureties thereon, as may be specified in the regulations;

Partial discharge.

"(3) May issue a certificate of partial discharge of any part of the property subject to the lien if the collector finds that the fair market value of that part of such property remaining subject to the lien is at least double the amount of the liability remaining unsatisfied in respect of such tax and the amount of all prior liens upon such property.

Effect of certificate.

"(d) A certificate of release or of partial discharge issued under this section shall be held conclusive that the lien upon the property covered by the certificate is extinguished.

Acceptance of a sin-  
gle bond.

"(e) The Commissioner of Internal Revenue, with the approval of the Secretary of the Treasury, may by regulation provide for the acceptance of a single bond complying both with the requirements of section 272(j) of the Revenue Act of 1928 (relating to the extension of time for the payment of a deficiency), or of any similar provisions of any prior law, and the requirements of subsection (c) of this section.

*Ante*, p. 854.

Application of certifi-  
cate and bond.

"(f) Subsections (c), (d), and (e) of this section shall apply to a lien in respect of any internal-revenue tax, whether or not the lien is imposed by this section."

Release under former  
Act repealed.  
Vol. 44, p. 80, amend-  
ed.

(b) The second sentence of section 315(a) of the Revenue Act of 1926 is repealed.

Interest on overpay-  
ments.

#### SEC. 614. INTEREST ON OVERPAYMENTS.

Rate allowed.

(a) Interest shall be allowed and paid upon any overpayment in respect of any internal-revenue tax, at the rate of 6 per centum per annum, as follows:

In case of a credit.

(1) In the case of a credit, from the date of the overpayment to the due date of the amount against which the credit is taken, but if the amount against which the credit is taken is an additional assessment of a tax imposed by the Revenue Act of 1921 or any subsequent revenue Act, then to the date of the assessment of that amount.

(2) In the case of a refund, from the date of the overpayment to a date preceding the date of the refund check by not more than 30 days, such date to be determined by the Commissioner.

(b) As used in this section the term "additional assessment" means a further assessment for a tax of the same character previously paid in part, and includes the assessment of a deficiency of any income or estate tax imposed by the Revenue Act of 1924 or by any subsequent revenue Act.

(c) Section 1116 of the Revenue Act of 1926 is repealed.

(d) Subsections (a), (b), and (c) shall take effect on the expiration of thirty days after the enactment of this Act, and shall be applicable to any credit taken or refund paid after the expiration of such period, even though allowed prior thereto.

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In case of a refund.

Meaning of "additional assessment."

Former provisions repealed.  
Vol. 44, p. 119.  
Effective date, etc.

**SEC. 615. INTEREST ON JUDGMENTS.**

(a) Section 177 of the Judicial Code, as amended, is amended to read as follows:

"SEC. 177. (a) No interest shall be allowed on any claim up to the time of the rendition of judgment by the Court of Claims, unless upon a contract expressly stipulating for the payment of interest, except as provided in subdivision (b).

"(b) In any judgment of any court rendered (whether against the United States, a collector or deputy collector of internal revenue, a former collector or deputy collector, or the personal representative in case of death) for any overpayment in respect of any internal-revenue tax, interest shall be allowed at the rate of 6 per centum per annum upon the amount of the overpayment, from the date of the payment or collection thereof to a date preceding the date of the refund check by not more than thirty days, such date to be determined by the Commissioner of Internal Revenue."

(b) Subsection (a) of this section shall take effect on the expiration of thirty days after the enactment of this Act.

Interest on judgments.  
Judicial Code.  
Vol. 36, p. 1141, amended.

Allowance restricted on Court of Claims judgments.  
Vol. 44, p. 119, amended.

Rate on judgments, in any court, for overpayment of internal revenue tax.

Date.

Effective in 30 days.

**SEC. 616. COMPROMISES—CONCEALMENT OF ASSETS.**

Any person who, in connection with any compromise under section 3229 of the Revised Statutes, as amended, or offer of such compromise, or in connection with any closing agreement under section 606 of this Act, or offer to enter into any such agreement, willfully

(1) conceals from any officer or employee of the United States any property belonging to the estate of a taxpayer or other person liable in respect of the tax, or (2) receives, destroys, mutilates, or falsifies any book, document, or record, or makes under oath any false statement, relating to the estate or financial condition of the taxpayer or other person liable in respect of the tax, shall, upon conviction thereof, be fined not more than \$10,000 or imprisoned for not more than one year, or both.

Compromise, concealment of assets, etc.

Punishment for concealing property, false statements, etc., in compromises of internal revenue cases.  
R. S., sec. 3229, p. 620.  
Act, p. 874.

**SEC. 617. JURISDICTION OF COURTS.**

(a) If any person is summoned under the internal-revenue laws to appear, to testify, or to produce books, papers, or other data, the district court of the United States for the district in which such person resides shall have jurisdiction by appropriate process to compel such attendance, testimony, or production of books, papers, or other data.

(b) The district courts of the United States at the instance of the United States are hereby invested with such jurisdiction to make and issue, both in actions at law and suits in equity, writs and orders of injunction, and of ne exeat republica, orders appointing receivers, and such other orders and process, and to render such judgments and decrees, granting in proper cases both legal and equitable relief

Jurisdiction of courts.

Power to secure testimony, etc.

District courts to issue orders and processes, render judgments, etc., for enforcing internal revenue laws.  
Vol. 44, p. 121, amended.

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Additional to other  
remedies.

together, as may be necessary or appropriate for the enforcement of the internal-revenue laws. The remedies hereby provided are in addition to and not exclusive of any and all other remedies of the United States in such courts or otherwise to enforce such laws.

Examination of books  
and witnesses.

#### SEC. 618. EXAMINATION OF BOOKS AND WITNESSES.

Vol. 44, p. 113, amend-  
ed.

Section 1104 of the Revenue Act of 1926 is amended to read as follows:

Powers conferred on  
revenue officers to se-  
cure information, etc.

"SEC. 1104. The Commissioner, for the purpose of ascertaining the correctness of any return or for the purpose of making a return where none has been made, is hereby authorized, by any officer or employee of the Bureau of Internal Revenue, including the field service, designated by him for that purpose, to examine any books, papers, records, or memoranda bearing upon the matters required to be included in the return, and may require the attendance of the person rendering the return or of any officer or employee of such person, or the attendance of any other person having knowledge in the premises, and may take his testimony with reference to the matter required by law to be included in such return, with power to administer oaths to such person or persons."

Minor amendments.

#### SEC. 619. MINOR ADMINISTRATIVE AMENDMENTS.

Assessments.  
Statement modified.  
Vol. 44, p. 114, amend-  
ed.

(a) Section 1109 of the Revenue Act of 1926 is amended by striking out "Except as provided in sections 277, 278, 310, and 311" and inserting in lieu thereof "Except in the case of income, war-profits, excess-profits, estate, and gift taxes".

Refunds.  
Statement modified.  
Vol. 44, p. 115, amend-  
ed.

(b) Section 3220 of the Revised Statutes, as amended by section 1111 of the Revenue Act of 1926, is amended by striking out "Except as otherwise provided in sections 284 and 319 of the Revenue Act of 1926" and inserting in lieu thereof "Except as otherwise provided by law in the case of income, war-profits, excess-profits, estate, and gift taxes".

Erroneously collected  
taxes.  
Exception modified.  
Vol. 44, p. 115, amend-  
ed.

(c) Section 3228 of the Revised Statutes, as amended by section 1112 of the Revenue Act of 1926, is amended by striking out "except as provided in sections 284 and 319 of the Revenue Act of 1926" and inserting "except as otherwise provided by law in the case of income, war-profits, excess-profits, estate, and gift taxes".

Returns.  
Exception modified.  
Vol. 44, p. 112, amend-  
ed.

(d) Section 3176 of the Revised Statutes, as amended by section 1103 of the Revenue Act of 1926, is amended by striking out "other than a return under Title II of the Revenue Act of 1924 or Title II of the Revenue Act of 1926" and inserting in lieu thereof "other than a return of income tax".

General provisions.

## TITLE V—GENERAL PROVISIONS

Definitions.

#### SEC. 701. DEFINITIONS.

Meaning of terms.

(a) When used in this Act—

"Person."

(1) The term "person" means an individual, a trust or estate, a partnership, or a corporation.

"Corporation."

(2) The term "corporation" includes associations, joint-stock companies, and insurance companies.

"Domestic."

(3) The term "domestic" when applied to a corporation or partnership means created or organized in the United States or under the law of the United States or of any State or Territory.

"Foreign."

(4) The term "foreign" when applied to a corporation or partnership means a corporation or partnership which is not domestic.

(5) The term "fiduciary" means a guardian, trustee, executor, administrator, receiver, conservator, or any person acting in any fiduciary capacity for any person.

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"Fiduciary."

(6) The term "withholding agent" means any person required to deduct and withhold any tax under the provisions of section 144 or 145.

"Withholding agent."

(7) The term "stock" includes the share in an association, joint-stock company, or insurance company.

"Stock."

(8) The term "shareholder" includes a member in an association, joint-stock company, or insurance company.

"Shareholder."

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

"United States."

(10) The term "Secretary" means the Secretary of the Treasury.

"Secretary."

(11) The term "Commissioner" means the Commissioner of Internal Revenue.

"Commissioner."

(12) The term "collector" means collector of internal revenue.

"Collector."

(13) The term "taxpayer" means any person subject to a tax imposed by this Act.

"Taxpayer."

(14) The term "military or naval forces of the United States" includes the Marine Corps, the Coast Guard, the Army Nurse Corps, Female, and the Navy Nurse Corps, Female.

"Military or naval forces of the United States."

(b) The terms "includes" and "including" when used in a definition contained in this Act shall not be deemed to exclude other things otherwise within the meaning of the term defined.

"Includes" and "including."

**SEC. 702. BASIS OF PROPERTY UPON SALE BY ESTATE—RETROACTIVE.**

Retroactive provision.

(a) If in the return of any decedent's estate for any taxable year preceding the taxable year 1928, the basis, upon which gain or loss realized upon the sale or other disposition of property acquired by the estate from the decedent was computed, was the value of the property at the time of the death of the decedent or was in accordance with the regulations in force at the time such return was filed, then the computation of such gain or loss shall be made upon such basis, unless claim for refund or credit in respect of such basis, or a written election not to come within the provisions of this subsection, has been filed by the estate before the expiration of the period of limitation for filing claims.

Computation for preceding years of value of sale of property acquired by decedent.

(b) In every other case the computation of the gain or loss realized by an estate in any taxable year preceding the taxable year 1928 from the sale or other disposition by it of property acquired by the estate from the decedent, shall be made on such basis as is in accordance with the law properly applicable thereto, without regard to any provision of this Act.

By preceding years.

**SEC. 703. DEDUCTION OF ESTATE AND INHERITANCE TAXES—RETROACTIVE.**

Estate and inheritance taxes.

(a) In determining the net income of an heir, devisee, legatee, distributee, or beneficiary (hereinafter in this section referred to as "beneficiary") or of an estate for any taxable year, under the Revenue Act of 1926 or any prior revenue Act, the amount of estate, inheritance, legacy, or succession taxes paid or accrued within such taxable year shall be allowed as a deduction as follows:

Deductions allowed net income of heir, etc.

Under Revenue Act of 1926, etc.

(1) If the deduction has been claimed by the estate, but not by the beneficiary, it shall be allowed to the estate;

To the estate.

(2) If the deduction has been claimed by the beneficiary, but not by the estate, it shall be allowed to the beneficiary;

To the beneficiary.

REVENUE ACT OF 1928  
If claimed by estate,  
and the beneficiary.

(3) If the deduction has been claimed by the estate and also by the beneficiary, it shall be allowed to the estate (and not to the beneficiary) if the tax was actually paid by the legal representative of the estate to the taxing authorities of the jurisdiction imposing the tax; and it shall be allowed to the beneficiary (and not to the estate) if the tax was actually paid by the beneficiary to such taxing authorities;

To the person paying  
the tax.

(4) If the deduction has not been claimed by the estate nor by the beneficiary, it shall be allowed as a deduction only to the person (either the estate or the beneficiary) by whom the tax was paid to such taxing authorities, and only if a claim for refund or credit is filed within the period of limitation properly applicable thereto;

Claims barred by  
statute of limitations.

(5) Notwithstanding the provisions of paragraphs (1), (2), (3), and (4) of this subsection, if the claim of the deduction by the estate is barred by the statute of limitations, but such claim by the beneficiary is not so barred, the deduction shall be allowed to the beneficiary, and if such claim by the beneficiary is barred by the statute of limitations, but such claim by the estate is not so barred, the deduction shall be allowed to the estate.

Meaning of  
"claimed."

(b) As used in this section, the term "claimed" means claimed—

(1) In the return; or

(2) In a claim in abatement filed in respect of an assessment made on or before June 2, 1924.

Prior cases not af-  
fected.

(c) This section shall not affect any case in which a decision of the Board of Tax Appeals or any court has been rendered prior to the enactment of this Act, whether or not such decision has become final.

Taxability of trusts  
as corporations.

**SEC. 704. TAXABILITY OF TRUSTS AS CORPORATIONS—RETROACTIVE.**

Return by taxpayer  
prior to 1925, taxable as  
a trust and not a cor-  
poration.

(a) If a taxpayer filed a return as a trust for any taxable year prior to the taxable year 1925 such taxpayer shall be taxable as a trust for such year and not as a corporation, if such taxpayer was considered to be taxable as a trust and not as a corporation either (1) under the regulations in force at the time the return was made or at the time of the termination of its existence, or (2) under any ruling of the Commissioner or any duly authorized officer of the Bureau of Internal Revenue applicable to any of such years, and interpretative of any provision of the Revenue Act of 1918, 1921, or 1924, which had not been reversed or revoked prior to the time the return was made, or under any such ruling made after the return was filed which had not been reversed or revoked prior to the time of the termination of the taxpayer's existence.

Trust, at option of  
trustee, to be considered  
as a trust, the income  
taxable to beneficiaries.

(b) For the purpose of the Revenue Act of 1926 and prior Revenue Acts, a trust shall, at the option of the trustee exercised within one year after the enactment of this Act, be considered as a trust the income of which is taxable (whether distributed or not) to the beneficiaries, and not as an association, if such trust (1) had a single trustee, and (2) was created and operated for the sole purpose of liquidating real property as a single venture (with such powers of administration as are incidental thereto, including the acquisition, improvement, conservation, division, and sale of such property), distributing the proceeds therefrom in due course to or for the benefit of the beneficiaries, and discharging indebtedness secured by the trust property, and (3) has not made a return for the taxable year as an association.

Conditions.

**SEC. 705. INSTALLMENT SALES—RETROACTIVE.**

(a) If any taxpayer by an original return made prior to February 26, 1926, changed the method of reporting his net income for the taxable year 1924 or any prior taxable year to the installment basis, then, if his income for such year is properly to be computed on the installment basis—

REVENUE ACT OF 1928  
Installment sales.  
Computing tax on installment basis, if method changed thereto.

(1) No refund or credit of income, war-profits, or excess-profits taxes for the year in respect of which the change is made or any subsequent year shall be made or allowed, unless the taxpayer has overpaid his taxes for such year, computed by including, in computing income, amounts received during such year on account of sales or other dispositions of property made in any prior year; and

No refund unless taxes overpaid on sales in prior years.

(2) No deficiency shall be determined or found in respect of any such taxes unless the taxpayer has underpaid his taxes for such year, computed by excluding, in computing income, amounts received during such year on account of sales or other dispositions of property made in any year prior to the year in respect of which the change was made.

No deficiency found unless taxes underpaid by excluding sales in prior years.

(b) Nothing in this section shall be construed as in any manner modifying section 607, 608, 609, or 610 of this Act, relating to the effect of the running of the statute of limitations.

No modification of statute of limitations.  
*Ante*, pp. 874, 875.

**SEC. 706. CONTRIBUTIONS TO CHARITY—RETROACTIVE.**

In computing the net income of any individual, other than a non-resident alien, for the taxable year 1923, there shall be allowed as a deduction (subject to the percentage limitation prescribed by section 214(a)(11) of the Revenue Act of 1921) any contributions or gifts to or for the use of a trust organized and operated exclusively for religious, charitable, scientific, literary, or educational purposes, if such individual made during the taxable year 1924 contributions or gifts to the same trust and in the aggregate of substantially the same amount. In no case shall there be allowed as a deduction under this section contributions or gifts to an amount in excess of \$50,000. Any tax paid in respect of such deduction shall, subject to the statutory period of limitation applicable thereto, be credited or refunded.

Contributions to charity.

In net income of individuals for 1923, deduction allowed for any, to a trust for religious etc., purposes.

Condition.

Maximum.

Credit or refund of tax paid.

**SEC. 707. INCOME TAX ON SALE OF VESSELS BUILT BEFORE 1914.**

The second paragraph of section 23 of the Merchant Marine Act, 1920, is amended, to take effect as of June 5, 1920, to read as follows:

“During the period of ten years from June 5, 1920, any person, a citizen of the United States, who may sell a vessel documented under the laws of the United States and built prior to January 1, 1914, shall be exempt from all income taxes that would be payable upon any of the proceeds of such sale under the Revenue Act of 1918, or under any subsequent Revenue Act in force during such ten-year period, if the entire proceeds thereof shall be invested in the building of new ships in American shipyards, such ships to be documented under the laws of the United States and to be of a type approved by the board. The basis of any such new ship shall be reduced by the amount of the gain from such sale exempt from taxation under this paragraph.”

Income tax on sale of vessels built before 1914.

Amendment to Merchant Marine Act, 1920. Vol. 41, p. 998, amended.

Income tax exemption on sales by citizens of American ships built prior to January 1, 1914.

New American ships to be built from proceeds thereof.

Basis of new ships.

**SEC. 708. DEFINITION OF THE TERM “MOTOR BOAT.”**

The term “motor boat,” when used in the Act of September 21, 1922, includes a yacht or pleasure boat, regardless of length or tonnage, whether sail, steam, or motor propelled, owned by a resident of the United States or brought into the United States for

Definition of “motor boat.”

Pleasure boats of residents included in. Vol. 42, p. 885.

**REVENUE ACT OF 1928**

sale or charter to a resident thereof, whether or not such yacht or boat is brought into the United States under its own power, but does not include a yacht or boat used or intended to be used in trade or commerce, nor a yacht or boat built, or for the building of which a contract was entered into, prior to December 1, 1927.

Remission or mitigation of forfeitures.

**SEC. 709. REMISSION OR MITIGATION OF FORFEITURES.**

Provisions for, under customs laws made applicable to internal revenue.

The provisions of law applicable to the remission or mitigation by the Secretary of the Treasury of forfeitures under the customs laws shall apply to forfeitures incurred or alleged to have been incurred, before or after the enactment of this Act, under the internal-revenue laws.

Refunds and credits to be referred to Joint Committee.

**SEC. 710. REFUNDS AND CREDITS TO BE REFERRED TO JOINT COMMITTEE.**

No refund, etc., over \$75,000, until after submission to Joint Committee on Internal Revenue.

No refund or credit of any income, war-profits, excess-profits, estate or gift tax, in excess of \$75,000, shall be made after the enactment of this Act, until after the expiration of thirty days from the date upon which a report giving the name of the person to whom the refund or credit is to be made, the amount of such refund or credit, and a summary of the facts and the decision of the Commissioner of Internal Revenue is submitted to the Joint Committee on Internal Revenue Taxation. A report to Congress shall be made annually by such committee of such refunds and credits, including the names of all persons and corporations to whom amounts are credited or payments are made, together with the amounts credited or paid to each.

Report to Congress.

Commissioners of Court of Claims.

**SEC. 711. COMMISSIONERS OF COURT OF CLAIMS.**

Salaries increased. Vol. 43, p. 964, amended.

The salary of the commissioners of the Court of Claims provided for in the Act entitled "An Act to authorize the appointment of commissioners by the Court of Claims and to prescribe their powers and compensation," approved February 24, 1925, as continued in force by Public Resolution 4, Seventieth Congress, approved January 11, 1928, shall after the date of the enactment of this Act be at the rate of \$7,500 a year.

Ante, p. 51.

Bureau of Internal Revenue.

**SEC. 712. BUREAU OF INTERNAL REVENUE—DETAILS TO WASHINGTON.**

Details of field employees to Washington, etc., authorized.

The Commissioner may order any officer or employee of the internal-revenue service engaged in field work to duty with the Bureau of Internal Revenue in the District of Columbia, for such periods as the Secretary may prescribe, and to any designated post of duty outside the District of Columbia, upon the completion of such duty.

Collectors of internal revenue.

**SEC. 713. SALARIES OF COLLECTORS OF INTERNAL REVENUE.**

Vol. 40, p. 1140, amended.

Section 1301(b) of the Revenue Act of 1918 is amended to read as follows:

Salaries increased, etc.

"(b) The salaries of collectors may be readjusted and increased under such regulations as may be prescribed by the Commissioner, subject to the approval of the Secretary, but no collector shall receive a salary in excess of \$7,500 a year."

Repeals.

**SEC. 714. REPEALS.**

Parts of Act of 1926 repealed hereby to remain in force for accrued taxes, etc., thereof.

The parts of the Revenue Act of 1926 which are repealed by this Act shall remain in force for the assessment and collection of all taxes imposed thereby, and for the assessment, imposition, and collection of all interest, penalties, or forfeitures which have accrued or may accrue in relation to any such taxes.



**SEC. 715. SEPARABILITY CLAUSE.**

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

REVENUE ACT OF 1928  
Separability.  
Invalidity of any provision not to affect remainder of Act.

**SEC. 716. EFFECTIVE DATE OF ACT.**

Except as otherwise provided, this Act shall take effect upon its enactment.

Effective date.  
Upon enactment, except as otherwise provided.

Approved, May 29, 1928, 8 a. m.

**CHAP. 853.**—An Act Making appropriations to supply deficiencies in certain appropriations for the fiscal year ending June 30, 1928, and prior fiscal years, to provide supplemental appropriations for the fiscal years ending June 30, 1928, and June 30, 1929, and for other purposes.

May 29, 1928.  
[H. R. 13873.]  
[Public, No. 563.]

*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, 1928, and prior fiscal years, to provide supplemental appropriations for the fiscal years ending June 30, 1928, and June 30, 1929, and for other purposes, namely:

Second Deficiency Act, 1928.

**LEGISLATIVE**

Legislative.

**SENATE**

Senate.

To pay Natalia S. Jones, widow of Honorable Andrieus A. Jones, late a Senator from the State of New Mexico, \$10,000.

Andrieus A. Jones.  
Pay to widow.

To enable the Secretary of the Senate to pay to Natalia S. Jones, widow of Honorable Andrieus A. Jones, from the appropriation for "Mileage of Senators, fiscal year 1928," \$839.20 for mileage of the said Honorable Andrieus A. Jones, late a Senator from the State of New Mexico.

Mileage.

To pay Mary E. Ferris, widow of Honorable Woodbridge N. Ferris, late a Senator from the State of Michigan, \$10,000.

Woodbridge N. Ferris.  
Pay to widow.  
Frank B. Willis.  
Pay to widow.

To pay Allie D. Willis, widow of Honorable Frank B. Willis, late a Senator from the State of Ohio, \$10,000.

Vernon V. Thompson.  
Services.

To enable the Secretary of the Senate to pay from the appropriation "Salaries of officers and employees of the Senate, fiscal year 1928," to Vernon V. Thompson for services as a folder in the folding room of the Senate from February 6 to March 2, 1928, both dates inclusive, at the rate of \$1,140 per annum.

To enable the Secretary of the Senate to pay from the appropriation for "Salaries of officers and employees of the Senate, fiscal year 1927," to Florence L. Gulliver, for services rendered as assistant clerk to Honorable Frank L. Smith, of Illinois, from June 1 to 30, 1927, both dates inclusive, at the rate of \$1,830 per annum.

Florence L. Gulliver.  
Services.

To pay William A. Folger for extra and expert services rendered the Committee on Pensions during the first session of the Seventieth Congress as an assistant clerk to said committee, by detail from the Bureau of Pensions, \$1,200.

William A. Folger.  
Services.

For payment to Hicklin Yates for services rendered as clerk to the Special Committee Investigating Campaign Expenditures in Senatorial Primary and General Elections, pursuant to Senate Resolution Numbered 195 of the Sixty-ninth Congress and Senate Resolution Numbered 10 of the present Congress, fiscal year 1928, \$2,500.

Hicklin Yates.  
Services.

For services performed during the summer of 1927 in the removal and cleaning of books and documents incident to the renovation of

Renovation of Library, etc.

James Payne. Richard Blount.	the Senate Library and Document Room as follows: To James Payne, \$300; to Richard Blount, \$200; in all, fiscal year 1928, \$500.
Committee on Appropriations. Messenger.	For additional compensation to the messenger of the Committee on Appropriations, fiscal year 1929, \$250.
William S. Cheatham.	For payment to William S. Cheatham, an employee of the Senate under supervision of the Sergeant at Arms, at the rate of \$1,770 per annum in lieu of the salary he is now receiving, from December 1, 1927, to February 29, 1928, \$190.
Secretary's office. Laborer.	For additional compensation to laborer in the office of the Secretary, fiscal year 1929, \$130.
J. Mark Trice.	For payment to J. Mark Trice for services rendered the Senate and committees thereof, fiscal year 1928, \$600.
Automobile, Vice President.	For driving, maintenance, and operation of an automobile for the Vice President, fiscal year 1928, \$500.
Miscellaneous items.	For miscellaneous items, exclusive of labor, fiscal year 1928, \$50,000.
Stationery.	For stationery for Senators, officers, and committees of the Senate, fiscal year 1928, \$5,000.
Inquiries and investigations.	For expenses of inquiries and investigations ordered by the Senate, including compensation to stenographers of committees at such rate as may be fixed by the Committee to Audit and Control the Contingent Expenses of the Senate, but not exceeding 25 cents per 100 words, fiscal year 1928, \$40,000.
Folding.	For folding speeches and pamphlets, at a rate not exceeding \$1 per thousand, fiscal years 1928 and 1929, \$5,000.
Senate kitchens and restaurants.	For repairs, supplies, and personal services for Senate kitchens and restaurants, Capitol Building and Senate Office Building, to be expended from the contingent fund of the Senate, under supervision of the Committee on Rules, fiscal year 1928, \$10,000.

## HOUSE OF REPRESENTATIVES

House of Representatives. James A. Gallivan. Pay to widow.	To pay the widow of James A. Gallivan, late a Representative from the State of Massachusetts, \$10,000.
Martin B. Madden. Pay to widow.	To pay the widow of Martin B. Madden, late a Representative from the State of Illinois, \$10,000.
Thaddeus C. Sweet. Pay to widow.	To pay the widow of Thaddeus C. Sweet, late a Representative from the State of New York, \$10,000.
Contested-election expenses. Payment to contestants and contestees.	The three preceding appropriations shall be disbursed by the Sergeant at Arms of the House. Contested-election expenses: For payment to the following contestants and contestees for expenses incurred in the contested-election cases of Hubbard against LaGuardia and Clark against White, as audited and recommended by the Committee on Elections Numbered 1:
Fiorello H. LaGuardia. H. Warren Hubbard. Hays B. White. W. H. Clark.	Fiorello H. LaGuardia, contestee, \$1,459.58; H. Warren Hubbard, contestant, \$1,650; Hays B. White, contestee, \$1,501.29; W. H. Clark, contestant, \$931.42; In all, \$5,542.29, to be disbursed by the Clerk of the House. For payment to the following contestant and contestee for expenses incurred in the contested-election case of Taylor against England, as audited and recommended by the Committee on Elections Numbered 3:
E. T. England. J. Alfred Taylor. Speaker's office, additional clerk. Sergeant at Arms' office. Additional pay, cashier and messenger, etc.	E. T. England, contestee, \$2,000; J. Alfred Taylor, contestant, \$2,000; In all, \$4,000, to be disbursed by the Clerk of the House. Speaker's Office: For an additional clerk in the Office of the Speaker at the rate of \$1,200 a year, fiscal year 1929, \$1,200. Sergeant at Arms' Office: For additional compensation during the fiscal year 1929 at the following rates: Cashier, \$500; messenger,

\$770; in all, \$1,270, of which \$600 shall be paid from the appropriation for the fiscal year 1929 for a stenographer and typewriter for such office which is hereby made available therefor.

Office of the Clerk: For an additional amount necessary to make the compensation of the journal clerk, two reading clerks, and the tally clerk, at the rate of \$5,000 per annum during the fiscal year 1929, \$3,930, to be available in addition to the appropriations for the salaries of such positions in the Legislative Appropriation Act for the fiscal year 1929; and the salary of each of such positions is hereby fixed at \$5,000 a year for such fiscal year and thereafter.

Contingent Expenses: For telegraph and telephone service, exclusive of personal services, fiscal year 1928, \$25,000.

For exchange, driving, maintenance, repair, and operation of an automobile for the Speaker, fiscal year 1928, \$2,450.

For purchase and maintenance of motor vehicle for the Clerk's office, fiscal year 1928, \$1,400.

For miscellaneous items, exclusive of salaries and labor, unless specifically ordered by the House of Representatives, fiscal year 1928, \$15,000.

To pay amounts due the Postal Telegraph Company for the following fiscal years: For 1918, \$637.91; 1919, \$1,144.19; 1921, \$712.35; and 1922, \$75.85; in all, \$2,570.30.

For payment to Walter L. Price for services rendered as clerk of the conference minority of the House of Representatives for the period from May 31, 1923, to and including December 3, 1923, \$1,385.22.

Hereafter the Sergeant-at-Arms of the House is authorized, in the disbursement of gratuity appropriations, to make deductions of such amounts as may be due to or through his office or as may be due the House of Representatives.

Committee on Public Lands: For defraying such expenses as may be deemed necessary by the Committee on Public Lands in connection with the securing of information preliminary to the preparation of legislation within the jurisdiction of such committee, including transportation, traveling, per diem in lieu of subsistence not to exceed \$8, and other incidental expenses, fiscal years 1928 and 1929, \$5,000, to be disbursed under the direction of such committee.

#### JOINT COMMITTEE ON PRINTING

Biographical Directory of the American Congress: To enable the Secretary of the Senate to pay, upon vouchers approved by the chairman of the Joint Committee on Printing, for the necessary expense of collecting additional information incident to the research work, preparing of manuscript for the printer and the maintenance and preservation, for ready reference, of a current file of biographies of all Members and ex-Members of Congress, fiscal years 1928 and 1929, \$12,000; and said sum, or any part thereof, in the discretion of the chairman of the Joint Committee on Printing, may be paid as additional compensation to any employee of the United States.

#### ARCHITECT OF THE CAPITOL

To enable the Architect of the Capitol to pay to Stuart's garage for labor and material furnished during the following years, viz: For the fiscal year 1921, \$40.71; for the fiscal year 1922, \$301.23; and for the fiscal year 1923, \$291.35; in all, the sum of \$633.29, to be paid out of appropriation for the Capitol power plant for the fiscal year 1927.

Clerk's office.  
Journal, etc., clerks,  
increase of pay.

*Anie*, p. 520.

Contingent expenses.

Automobile, Speaker,

Motor vehicle,  
Clerk's office.

Miscellaneous items.

Postal Telegraph  
Company.

Walter L. Price.  
Services.

Gratuity appropria-  
tions.  
Amounts due, to be  
deducted, etc.

Committee on Pub-  
lic Lands.  
Expenses.

Joint Committee on  
Printing.

Biographical Con-  
gressional Directory.  
Vol. 43, p. 1616.

Allowed as addition-  
al pay.

Architect of the Cap-  
itol.

Stuart's garage.

Government Printing Office.

GOVERNMENT PRINTING OFFICE

Samuel Robinson, William Madden, Joseph De Fontes, and Preston L. George.

To pay Samuel Robinson, William Madden, Joseph De Fontes, and Preston L. George, messengers on night duty during the first session of the Seventieth Congress, \$900 each, fiscal year 1928, \$3,600.

Memorial to Women of the World War.

MEMORIAL TO THE WOMEN OF THE WORLD WAR

Additional contribution for erecting.  
Vol. 43, p. 1314.

For an additional amount for the erection of a memorial building and equipment in the District of Columbia, to commemorate the services and sacrifices of the patriotic women of the United States of America, its insular possessions, and the District of Columbia during the World War, under the provisions of Public Resolution Numbered 14, Seventieth Congress, approved March 8, 1928, \$50,000.

*Ante*, p. 250.

Joint Committee to Investigate Northern Pacific Land Grants.  
Unexpended balance available.  
Vol. 44, p. 843.  
Vol. 43, pp. 462, 673.  
*Post*, p. 1608.

JOINT COMMITTEE TO INVESTIGATE NORTHERN PACIFIC LAND GRANTS

The unexpended balance on June 30, 1928, of the appropriation available during the fiscal year 1928 to provide for expenses of the joint committee created by section 3 of the public resolution entitled "Joint resolution directing the Secretary of the Interior to withhold his approval of the adjustment of the Northern Pacific land grants, and for other purposes," approved June 5, 1924, is continued and made available until June 30, 1929.

Board of Tax Appeals.

BOARD OF TAX APPEALS

Printing and binding.

For printing and binding, fiscal year 1928, \$9,000.

Efficiency Bureau.

BUREAU OF EFFICIENCY

Services, securing actuarial data.  
Amount available for.  
Vol. 44, p. 1072.

The sum of \$1,092.33 of the appropriation for salaries and expenses, Bureau of Efficiency, fiscal year 1928, is hereby made available for the payment for contract services since April 1, 1927, to secure actuarial data in connection with various retirement plans for teachers in the District of Columbia and for civil-service employees.

Civil Service Commission.

CIVIL SERVICE COMMISSION

Salaries.

Salaries: For an additional amount for personal services in the District of Columbia in accordance with the Classification Act of 1923, fiscal year 1929, \$21,600.

Traveling expenses.  
Additional.  
*Ante*, p. 577.

Traveling expenses: For an additional amount for necessary traveling expenses, including the same objects specified under this head in the Independent Offices Appropriation Act for the fiscal year 1929, \$10,000.

Employees' Compensation Commission.

EMPLOYEES' COMPENSATION COMMISSION

Salaries and expenses.

For an additional amount for personal services in the District of Columbia, in accordance with the Classification Act of 1923 and for contingent expenses, including the same objects specified under these heads in the Independent Offices Appropriation Act for the fiscal year 1929 and including personal services in the field, fees, and mileage of witnesses, contract stenographic reporting services and rent, fiscal year 1929, \$77,010.

*Ante*, p. 577.

Printing and binding.

For an additional amount for printing and binding for the Employees' Compensation Commission, fiscal year 1929, \$3,000.

Application to employees in District of Columbia.

The sum of \$60,000 of the foregoing sums under Employees' Compensation Commission, applicable to 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, shall be chargeable to the District of Columbia and paid in like manner as other appropriations of the District of Columbia are paid.

*Ante*, p. 600.

### FEDERAL OIL CONSERVATION BOARD

The appropriation of \$50,000 made in the first Deficiency Act, fiscal year 1925, for the Federal Oil Conservation Board, shall remain available until June 30, 1929.

Federal Oil Conservation Board.

Expenses for, reapropriated.  
Vol. 43, p. 754.  
*Post*, p. 1626.

### FEDERAL RADIO COMMISSION

Federal Radio Commission.

Commissioners.  
*Ante*, p. 579.

For salary and per diem of five commissioners; fiscal year 1929, \$33,467, and in addition the sum of \$18,000 contained in the Independent Offices Appropriation Act for the fiscal year 1929 is hereby made immediately available both for salaries and per diem.

All other expenses.

For an additional amount for all other authorized expenditures of the Federal Radio Commission, covering the same objects specified under this head in the Independent Offices Appropriation Act for the fiscal year 1929, and including law books and books of reference, and contract stenographic reporting services without regard to the provisions of section 3709 of the Revised Statutes, \$250,000, to be immediately available: *Provided*, That the amount herein appropriated shall also be available for payment of obligations, except stenographic reporting services, incurred during the fiscal years 1927 and 1928 for contract stenographic reporting services.

Contracts for reporting.  
R. S. sec. 3709, p. 733.  
*Proviso*.  
Reporting.

### FEDERAL TRADE COMMISSION

Federal Trade Commission.

Expenses.

For an additional amount for authorized expenditures of the Federal Trade Commission in performing the duties imposed by law, including the same objects specified under this head in the Independent Offices Appropriation Act for the fiscal year 1929, \$85,000; and the limitation of \$771,030 on expenditures for personal services in the District of Columbia, contained in such appropriations, is hereby increased by the amount of \$62,620.

Amount for personal services increased.  
*Ante*, p. 579.

### GENERAL ACCOUNTING OFFICE

General Accounting Office.

To enable the General Accounting Office to report to Congress the amount of the funds of the several Indian Tribes, the investment thereof, the rate of interest thereon, and such additional information pertinent to the funds of such Tribes as may be essential, including the employment in the District of Columbia and elsewhere of the necessary personal services without regard to civil service laws and regulations, fiscal years 1928 and 1929, \$20,000.

Report on fiscal condition of Indian tribes.

### GEORGE ROGERS CLARK SESQUICENTENNIAL COMMISSION

George Rogers Clark Sesquicentennial Commission.

Toward carrying into effect the provisions of the joint resolution entitled "Joint resolution providing for the participation of the United States in the celebration in 1929 and 1930 of the one hundred and fiftieth anniversary of the conquest of the Northwest Territory by General George Rogers Clark and his army, and authorizing an appropriation for the construction of a permanent memorial of the Revolutionary War in the West, and of the accession of the old Northwest to the United States on the site of Fort Sackville, which was captured by George Rogers Clark and his men February 25, 1779,"

Participation in the sesquicentennial celebration of conquest of Northwest Territory.

Permanent memorial to be erected.

*Ante*, p. 723.

Post, p. 1626.  
*Provido.*  
 Contracts authorized.  
 Limit.

approved May 23, 1928, \$200,000, to remain available until June 30, 1931: *Provided*, That in addition to the amount herein appropriated the George Rogers Clark Sesquicentennial Commission is authorized to incur contractual obligations in an amount not exceeding \$800,000.

George Washington  
 Bicentennial Commis-  
 sion.  
 Unexpended balances  
 available.  
 Vol. 44, p. 1076.

### GEORGE WASHINGTON BICENTENNIAL COMMISSION

The unexpended balances of the appropriations for the celebration of the one hundred and fiftieth anniversary of the Battle of Bunker Hill, and of the one hundred and fiftieth anniversary of the battles of Lexington and Concord, are reappropriated and made available for the necessary expenses of the United States Commission for the Celebration of the Two Hundredth Anniversary of the Birth of George Washington, which, together with amounts heretofore appropriated for the use of said commission and not expended, are hereby reappropriated and made available until expended.

Vol. 43, p. 671.

Perry's Victory Me-  
 morial Commission.

### PERRY'S VICTORY MEMORIAL COMMISSION

Improving grounds,  
 etc.

For proper electric lighting of the memorial plazas and grounds, \$7,374; for a utility building on the memorial grounds for use as a public comfort station and storage warehouse, \$7,000; in all, fiscal year 1929, \$14,374.

Personnel Classifica-  
 tion Board.

### PERSONNEL CLASSIFICATION BOARD

Field investigations,  
 etc.

For the purpose of enabling the Personnel Classification Board to meet the expenses of field investigations, including the employment of personal services in the District of Columbia in accordance with the Classification Act of 1923, and elsewhere, traveling expenses, supplies and equipment, and such other miscellaneous expenses as may be necessary, fiscal years 1928 and 1929, \$75,000.

Public Buildings and  
 Public Parks of the Na-  
 tional Capital.

### PUBLIC BUILDINGS AND PUBLIC PARKS OF THE NATIONAL CAPITAL

Care, etc., of desig-  
 nated Army buildings  
 transferred from Secre-  
 tary of War to office of.

The responsibility for the care, maintenance, and protection of the Ford Theater building, at 509 Tenth Street northwest, the Army Medical Museum and Library building, the buildings, 1723 and 1725 F Street northwest, and the Ordnance Annex, in the District of Columbia, occupied by the War Department, and the disbursement of the funds appropriated therefor, together with all the machinery, tools, equipment, and supplies used, or for use, in connection therewith, shall be transferred on July 1, 1928, from the Secretary of War to the Director of Public Buildings and Parks of the National Capital; and sums aggregating \$23,359 (composed of \$5,767 of the appropriation for "Salaries, office of the Secretary of War, 1929," \$8,280 of the appropriation for "Salaries, The Adjutant General's Office, 1929," and \$9,312 of the appropriation "Salaries, office of the Surgeon General, 1929,") are hereby transferred to the appropriation for "Salaries, office of Public Buildings and Public Parks of the National Capital, 1929," and the sum of \$9,900 of the appropriation of \$88,470 for "Contingent expenses, War Department, 1929," is hereby transferred to the appropriation for "General expenses, office of Public Buildings and Public Parks of the National Capital, 1929."

Funds transferred.  
*Ante*, p. 326.

*Ante*, p. 327.

Additional for gen-  
 eral expenses.

For an additional amount for general expenses in connection with the maintenance of public buildings in the District of Columbia, including rent, and salaries for maintenance and operation of the buildings when such maintenance and operation is not furnished by the owner under terms of the lease, for the fiscal year 1929, \$68,000:

*Provided*, That any funds heretofore or hereafter appropriated for the fiscal years 1928 and 1929 for rents and maintenance of buildings in the District of Columbia for any of the executive departments and independent establishments may be transferred, with the approval of the Public Buildings Commission, to the Director of Public Buildings and Public Parks of the National Capital.

*Proviso.*  
Transfer of other funds.

### SMITHSONIAN INSTITUTION

Cooperative ethnological researches among the American Indians: For cooperation by the Smithsonian Institution with any State, educational institution, or scientific organization in the United States for continuing ethnological researches among the American Indians and the excavation and preservation of archæological remains, as authorized by the Act of April 10, 1928, \$20,000, to remain available until expended.

Smithsonian Institution.

Cooperative American ethnological researches.

*Ante*, p. 413.

### UNITED STATES SHIPPING BOARD

To enable the United States Shipping Board to carry into effect the provisions of sections 301 and 302 of the Merchant Marine Act, 1928, approved May 22, 1928, the board is hereby authorized to enter into contracts to make loans from the construction loan fund in such amounts which, when added to the amount of outstanding loans and to loans that may be made under authority of law from the amount credited to such fund, shall not exceed in the aggregate \$150,000,000: *Provided*, That said contracts to make such loans shall not obligate said board to make actual disbursements of moneys for this purpose during the fiscal year ending June 30, 1929, in excess of the available cash balance standing to the credit of said fund.

Shipping Board.

Merchant marine construction loan fund.  
Additional loans from.

*Ante*, p. 690.  
*Post*, p. 910.

Limit.  
*Proviso.*  
Discretionary disbursements.

### UNITED STATES VETERANS' BUREAU

Damage claims: To pay a claim for damages to or loss of privately owned property adjusted and determined by the United States Veterans' Bureau, 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 sums not exceeding \$1,000 in any one case," approved December 28, 1922, as fully set forth in House Document numbered 271, Seventieth Congress, \$617.69.

Hospital facilities and services: For carrying out the provisions of the Act entitled "An Act to authorize an appropriation to provide additional hospital, domiciliary, and out-patient dispensary facilities for persons entitled to hospitalization under the World War Veterans' Act 1924, as amended, and for other purposes," approved May 23, 1928, fiscal years 1928 and 1929, \$7,000,000.

Veterans' Bureau.

Private property damage claims.

Vol. 42, p. 1066.

Additional hospital facilities and services.

*Ante*, p. 715.

### DISTRICT OF COLUMBIA

District of Columbia.

#### GENERAL EXPENSES

General expenses.

Auditor's office: For personal services at rates provided by law, fiscal year 1929, \$3,800.

Auditor's office.

Assessor's office: For an additional amount for personal services in accordance with the Classification Act of 1923, fiscal year 1928, \$1,667.

Assessor's office.

For the purchase of mechanical office equipment, accessories and supplies, filing cabinets, printed forms, loose-leaf binders, employment of personal services, and other necessary incidental expenses, fiscal years 1928 and 1929, \$15,000.

## Coroner's office.

Coroner's office: For the maintenance of a nonpassenger-carrying motor wagon for the morgue, jurors' fees, witness fees, making autopsies, ice, disinfectants, telephone service, and other necessary supplies for the morgue, and the necessary expenses of holding inquests, including stenographic services in taking testimony, and photographing unidentified bodies, fiscal year 1927, \$89.79.

## Rent Commission.

Payment of court costs.  
Vol. 41, p. 297.

Rent Commission: For the payment of costs taxed against the plaintiffs in the Supreme Court of the District of Columbia in cases instituted under the Act of October 22, 1919 (Forty-first Statutes, page 297), known as Rent Commission cases, fiscal year 1928, \$773.49.

## CONTINGENT AND MISCELLANEOUS EXPENSES

## Advertising.

For general advertising, authorized and required by law, and for tax and school notices of changes in regulations, fiscal year 1927, \$18.85.

Advertising taxes in arrears.  
Vol. 30, p. 250.

For advertising notice of taxes in arrears July 1, 1927, 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, fiscal year 1928, \$4,308.10.

## Public schools.

## PUBLIC SCHOOLS

Langley Junior High.  
Furnishing, etc.

Buildings and grounds: For completing the furnishing and equipment of the Langley Junior High School, \$28,000, to continue available until June 30, 1929.

Potomac Heights.

For additional amount for the erection of a four-room extensible building in Potomac Heights, \$24,000.

Western High.  
Athletic field.

For the grading, including retaining walls and fencing, of the athletic field for the Western High School, \$45,000, to continue available until June 30, 1929: *Provided*, That the Commissioners of the District of Columbia are hereby authorized to close, vacate, and abandon R Street northwest between the west side of Thirty-eighth Street and the east line of parcel 28/9, and to close, vacate, and abandon S Street northwest between the west side of Thirty-ninth Street and the east line of parcel 29/1, upon the written consent of all the owners of the property abutting on said R Street and S Street between the points named, the property lying within the lines of said streets so closed, vacated, and abandoned to revert to the abutting property owners: *Provided further*, That the Commissioners of the District of Columbia are hereby authorized to close, vacate, and abandon Thirty-ninth Street northwest between the north side of Reservoir Road and the south side of S Street, upon the written consent of all the owners of the property abutting on said Thirty-ninth Street between the points named, the property lying within the lines of said Thirty-ninth Street so closed, vacated, and abandoned to revert to the District of Columbia as part of the site for an athletic field for Western High School.

*Provisos.*  
Designated streets to be closed.

Thirty-ninth Street,  
Reservoir Road to S  
Street.

To become part of  
athletic field.

Peabody School.  
Acquiring additional  
playground site.

The sum of \$11,000 of the appropriation of \$37,250 for the purchase of school building and playground sites, contained in the District of Columbia Appropriation Act for the fiscal year 1928, is made available for the acquisition of land in the vicinity of the Peabody School in accordance with the final award in condemnation proceedings, without limitation as to price based on assessed value.

Langley Junior High  
and McKinley High.  
Landscape architect  
for treating grounds of,  
authorized.  
*Ante*, p. 664.

The Commissioners of the District of Columbia are authorized to employ a consulting landscape architect under the appropriation of \$250,000 for treatment of grounds of the Langley Junior High School and the McKinley High School, contained in the District of Columbia Appropriation Act for the fiscal year 1929, at a cost not to exceed \$1,500, which amount shall be included as a part of the 3 per centum



of said appropriation allowed the Municipal Architect's office for personal services.

Not to exceed \$157,000 of the appropriation of \$703,500, contained in the District of Columbia Appropriation Act for the fiscal year 1927, for the purchase of school building and playground sites shall be available until June 30, 1929, for the payment of final award in condemnation proceedings for the acquisition of a site in the vicinity of the Dunbar High School for drill, athletic, and playground purposes, without limitation as to price based on assessed value.

Dunbar High.  
Athletic, etc., field.  
Balance available.  
Vol. 44, p. 435.

#### METROPOLITAN POLICE

Police.

Miscellaneous: For repairs to District Wharf Numbered 6, on Water Street southwest between M and N Streets, used by the harbor precinct, police department, \$2,500, to continue available until June 30, 1929; such work to be performed by day labor or otherwise in the discretion of the commissioners.

Wharf repairs, harbor precinct.

#### COURTS AND PRISONS

Courts and prisons.

Police court: For an additional amount for personal services in accordance with the Classification Act of 1923, including \$300 additional for presiding judge, for the fiscal years that follow:

Police Court.  
Personal services.  
Presiding judge.

For 1928, \$400;

For 1929, \$1,600.

For compensation of jurors, fiscal year 1928, \$1,500.

Jurors.

For support of convicts: For support, maintenance, and transportation of convicts transferred from the District of Columbia; expenses of shipping remains of deceased convicts to their homes in the United States, and expenses of interment of unclaimed remains of deceased convicts; expenses incurred in identifying and pursuing escaped convicts and rewards for their capture; and discharge gratuities provided by law; to be expended under the direction of the Attorney General, fiscal year 1927, \$8,951.12.

Support of convicts.

Writs of lunacy: For expenses attending the execution of writs de lunatico inquirendo and commitments thereunder in all cases of indigent insane persons committed or sought to be committed to Saint Elizabeths Hospital by order of the executive authority of the District of Columbia under the provisions of existing law, and expenses of commitments to the District Training School, including personal services, for the fiscal years that follow:

Lunacy writs.  
Expenses executing.

For 1927, \$1,100.35;

For 1928, \$1,300.

Supreme Court, District of Columbia: For such miscellaneous expenses as may be authorized by the Attorney General for the Supreme Court of the District of Columbia and its officers, including the furnishing and collecting of evidence where the United States is or may be a party in interest, and including such expenses other than for personal services as may be authorized by the Attorney General for the Court of Appeals, District of Columbia, for the fiscal years that follow:

District Supreme Court.  
Miscellaneous expenses.

For 1927, \$16,766.66;

For 1928, \$48,000, to remain available until June 30, 1929.

#### PUBLIC WELFARE

Public welfare.

Division of child welfare: For maintenance of feeble-minded children (white and colored), fiscal year 1927, \$4,139.36.

Feeble-minded children.

For board and care of all children committed to the guardianship of said board by the courts of the District, and for temporary care of children pending investigation or while being transferred from

Board, etc., of children.

place to place, with authority to pay not more than \$1,500 each to institutions under sectarian control and not more than \$400 for burial of children dying while under charge of the board, fiscal year 1928, \$55,000.

- Workhouse.** Workhouse: For maintenance, custody, clothing, guarding, care, and support of prisoners; rewards for fugitives; provisions, subsistence, medicine, and hospital instruments, furniture, and quarters for guards and other employees and inmates; purchase of tools and equipment; purchase and maintenance of farm implements, livestock, tools, equipment, and miscellaneous items; transportation; maintenance and operation of nonpassenger-carrying motor vehicles; supplies and labor; and all other necessary items for the fiscal years that follow:  
 For 1927, \$1,931.89;  
 For 1928, \$9,000.
- Medical charities.** Medical charities: For care and treatment of indigent patients under contracts to be made by the Board of Public Welfare with the following institutions and for not to exceed the following amounts, respectively:
- Children's Hospital.** Children's Hospital, fiscal year 1926, \$2,316.25;  
 Children's Hospital, fiscal year 1927, \$9,355;
- Providence Hospital.** Providence Hospital, fiscal year 1926, \$604;  
 Providence Hospital, fiscal year 1927, \$490;
- Garfield Hospital.** Garfield Memorial Hospital, fiscal year 1926, \$1,718.50;
- Georgetown University Hospital.** Georgetown University Hospital, fiscal year 1926, \$741.50;  
 Georgetown University Hospital, fiscal year 1927, \$441.50;
- Washington Home for Incurables.** Washington Home for Incurables, fiscal year 1926, \$17.16;
- Emergency Hospital.** Central Dispensary and Emergency Hospital, fiscal year 1928, \$2,500;
- Casualty Hospital.** Eastern Dispensary and Casualty Hospital, fiscal year 1928, \$3,700.
- Gallinger Municipal Hospital.** Gallinger Municipal Hospital: For maintenance, maintenance of horses and horse-drawn vehicles, books of reference and periodicals not to exceed \$50, maintenance of nonpassenger-carrying vehicles, and all other necessary expenses, fiscal year 1928, \$7,000.
- National Training School for Girls.** National Training School for Girls: The Commissioners of the District of Columbia are hereby empowered and authorized to accept the offer of Minnie Chapin, the owner of the estate for life in and to lot 85 in Gilbert and Allen's subdivision of lots in square 375, as per plat recorded in liber W. F., folio 230, of the records of the office of the surveyor of the District of Columbia, of the sum of \$2,500 for the interest in the remainder in fee vested in the National Training Schools for Girls and/or the United States of America, and upon the payment of such sum to the collector of taxes of the District of Columbia, the commissioners are hereby authorized and empowered to execute and deliver a sufficient deed conveying such remainder to the said purchaser, and such sum, when so paid to the collector of taxes, shall be credited to the revenues of the District of Columbia.
- Proceeds credited to District revenues.** District Training School: Not exceeding \$3,600 of the appropriation for the erection of two additional dormitories, District Training School, contained in the District of Columbia Appropriation Act for the fiscal year 1928, shall be available as an additional amount for the erection of a cow barn and hayloft, including equipment, and the construction of implement and tool house, for which appropriations were made in said Act.
- Grand Army soldiers' home.** Temporary Home for Former Soldiers and Sailors: For maintenance and repairs to building, fiscal year 1928, \$800.
- Saint Elizabeths Hospital.** Hospital for the insane: For support of indigent insane of the District of Columbia in Saint Elizabeths Hospital, as provided by law, fiscal year 1928, \$110,000.

Relief of the poor: For payment to beneficiaries named in section 3 of "An Act making it a misdemeanor in the District of Columbia to abandon or willfully neglect to provide for the support and maintenance by any person of his wife or his or her minor children in destitute or necessitous circumstances," approved March 23, 1906, fiscal year 1928, \$1,800, to be disbursed by the disbursing officer of the District of Columbia on itemized vouchers duly audited and approved by the auditor of said District.

Relief of the poor.  
Payment to abandoned families.  
Vol. 34, p. 87.

Transportation of paupers: For transportation of indigent persons, including indigent veterans of the World War and their families, fiscal year 1928, \$500.

Transporting paupers.

#### PUBLIC BUILDINGS AND PUBLIC PARKS

Public Buildings and Public Parks.

Park Police: For an additional amount for pay and allowances of the United States Park Police, in accordance with the Act approved May 27, 1924, as amended, fiscal year 1929, \$6,700.

Park police.  
Vol. 43, p. 175.

National Zoological Park: For the construction and equipment of necessary exhibition cages and walks around the exterior of public exhibition building for birds, fiscal years 1928 and 1929, \$30,000.

National Zoological Park.

Construction of bathing pools, District of Columbia: For an additional amount for completing the construction of two bathing pools, for which an appropriation of \$150,000 was contained in the District of Columbia Appropriation Act for the fiscal year 1928, \$20,000.

Bathing pools.

Vol. 44, p. 1329.

#### AUDITED CLAIMS

Audited claims.

For the payment of the following claims, certified to be due by the accounting officers of the District of Columbia, under appropriations the balances of which have been exhausted or carried to the surplus fund under the provisions of section 5 of the act of June 20, 1874, being for the service of the fiscal year 1926 and prior fiscal years:

Payment of claims certified by District accounting officers.

Vol. 18, p. 110.

Designated objects.

Juvenile court, 1926, contingent expenses, \$16.25;  
Contingent and miscellaneous expenses, 1925, general advertising, \$25.20;  
Gallinger Municipal Hospital, maintenance, 1923, \$11.40;  
Gallinger Municipal Hospital, 1925, \$121.78;  
Public schools, salaries of teachers, 1924, \$200;  
Public schools, salaries of teachers, 1925, \$700;  
Public schools, 1925, furniture and equipment, Western High School addition, \$133.02;  
Public schools, 1923, replacing books and supplies, 90 cents;  
Workhouse, 1925, repairs, \$40;  
Collection and disposal of refuse, 1925, \$15.91;  
Street cleaning, 1925, \$53.41;  
Free Public Library, 1924, contingent expenses, \$13.40;  
Child welfare and hygiene service, 1924, 42 cents;  
Police court, 1924, witness fees, 75 cents;  
Coroner's office, 1925 and prior years, expenses, \$201;  
Water department, 1924, maintenance, to be paid from the revenues of the water department, \$74.30;  
Board of Children's Guardians, board and care of guardianship children, 1924, \$142;  
Board of Children's Guardians, board and care of guardianship children, 1925, \$24;  
Total, audited claims, \$1,773.74.

#### JUDGMENTS

Judgments.

For the payment of final judgments, including costs, rendered against the District of Columbia, as set forth in Senate Document

Payment of.

Numbered 108 and House Document Numbered 272, Seventieth Congress, \$16,633.93, 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 date of payment.

Proportion from District revenues, etc. For fiscal year 1920, and prior.

The foregoing sums for the District of Columbia, unless otherwise therein specifically provided, shall be paid as follows: Such sums as relate to the fiscal year 1920 and prior fiscal years, 50 per centum out of the revenues of the District of Columbia and 50 per centum out of the Treasury of the United States; such sums as relate to the fiscal years 1921, 1922, 1923, and 1924, 60 per centum out of the revenues of the District of Columbia and 40 per centum out of the Treasury of the United States; and such sums as relate to the fiscal years 1925, 1926, 1927, 1928, and 1929, jointly or severally, shall be paid out of the revenues of the District of Columbia and the Treasury of the United States in the manner prescribed for defraying the expenses of the District of Columbia by the District of Columbia Appropriations Acts for such fiscal years.

1921-1924.

1925-1929.

Department of Agriculture.

DEPARTMENT OF AGRICULTURE

Secretary's Office.

OFFICE OF THE SECRETARY

Damages claims.

**Damage claims:** To pay claims for damages to or losses of privately owned property adjusted and determined by the Department of Agriculture, 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 sums not exceeding \$1,000 in any one case," approved December 28, 1922, as fully set forth in House Documents Numbered 271 and 296, Seventieth Congress, first session, \$3,716.93.

Payment of. Vol. 42, p. 1066.

Cooperative extension work.

**Cooperative agricultural extension work, 1929:** 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, and all Acts supplementary thereto, and the United States Department of Agriculture," approved May 22, 1928, fiscal year 1929, \$980,000.

Ante, p. 711.

Vol. 38, p. 372.

Weather Bureau.

WEATHER BUREAU

Salaries and expenses outside of Washington.

**Salaries and general expenses:** For an additional amount for necessary expenses outside of the city of Washington incident to collecting and disseminating meteorological, climatological, and marine information, and for investigations in meteorology, climatology, seismology, evaporation, and aerology, fiscal year 1929, \$7,000.

Animal Industry Bureau.

BUREAU OF ANIMAL INDUSTRY

Fort Keogh, Montana station. Animal husbandry experiments at.

**Salaries and expenses:** For an additional amount for necessary expenses for investigations and experiments in animal husbandry to enable the Secretary of Agriculture to renew the water system pipe lines at the department's station located at Fort Keogh, Montana, including the same objects specified under this head in the Agricultural Appropriation Act, fiscal year 1929, \$30,000.

## FOREST SERVICE

Forest service.

Acquisition of additional forest lands: For an additional amount for the acquisition of lands at the headwaters of navigable streams, to be expended under the provisions of the Act of March 1, 1911, as amended, fiscal year 1929, \$1,000,000.

Additional forest lands.  
Acquiring, under Conservation Act.  
Vol. 36, p. 961; Vol. 43, p. 653.

## BUREAU OF BIOLOGICAL SURVEY

Biological Survey Bureau.

Bear River migratory-bird refuge: To enable the Secretary of Agriculture to carry into effect the provisions of the Act entitled "An Act to establish the Bear River migratory-bird refuge," approved April 23, 1928, fiscal years 1928 and 1929, \$200,000, of which amount not to exceed \$4,500 may be expended for personal services in the District of Columbia: *Provided*, That the Secretary of Agriculture may incur obligations and enter into contracts for the acquisition of lands to an amount which inclusive of amounts that may be expended hereunder, shall not exceed a total of \$50,000 and such contracts shall be deemed contractual obligations of the Federal Government.

Bear River migratory-bird refuge.  
*Ante*, p. 448.

*Proviso*.  
Contracts for acquiring lands.

Limitation.

## BUREAU OF PUBLIC ROADS

Public Roads Bureau.

Mount Vernon Memorial Highway: To enable the Secretary of Agriculture to carry into effect the provisions of the Act entitled, "An Act to authorize and direct the survey, construction, and maintenance of a memorial highway to connect Mount Vernon, in the State of Virginia, with the Arlington Memorial Bridge across the Potomac River at Washington," approved May 23, 1928, including not to exceed \$12,000 for departmental personal services in the District of Columbia, fiscal year 1929, \$2,500,000, of which \$500,000 shall be immediately available.

Mount Vernon Memorial Highway.

*Ante*, p. 721.  
*Post*, p. 1221.

## BUREAU OF AGRICULTURAL ECONOMICS

Agricultural Economics Bureau.

Standards for hampers and other baskets: To enable the Secretary of Agriculture to carry into effect the provisions of the Act entitled, "An Act to fix the standards for hampers, round-stave baskets, and splint baskets for fruits and vegetables, and for other purposes," approved May 21, 1928, fiscal year 1929, \$7,500, of which amount not to exceed \$5,940 may be expended for personal services in the District of Columbia.

Standards for hampers, etc.

*Ante*, p. 685.

Wool standards: Not to exceed \$50,000 of the funds collected from persons, firms, or corporations which handled any part of the wool clip of 1918, which the Secretary of Agriculture finds it impracticable to distribute among wool growers, shall be deposited in the Treasury to the credit of a special fund which is hereby appropriated for the fiscal year 1929 for the purpose of carrying into effect the provisions of the Act entitled, "An Act to authorize the appropriation for use by the Secretary of Agriculture of certain funds for wool standards, and for other purposes," approved May 17, 1928, including personal services and other necessary expenses, \$50,000, of which amount not to exceed \$25,000 may be expended for personal services in the District of Columbia.

Wool standards.  
Use of certain funds for establishing.

*Ante*, p. 593.

## FEDERAL HORTICULTURAL BOARD

Federal Horticultural Board.

Establishing and enforcing noncotton zones: To enable the Secretary of Agriculture to carry into effect the provisions of the joint resolution entitled "Joint resolution to provide for eradication of pink bollworm and authorizing an appropriation therefor," approved May 21, 1928, including necessary expenses for the purchase of

Pink bollworm of cotton.  
Enforcing noncotton zones.

*Ante*, p. 688.  
*Post*, pp. 1208, 1216.

Equipment and supplies.  
Personal services.

equipment and supplies, employment of persons and means in the District of Columbia and elsewhere, rent outside the District of Columbia, purchase, maintenance, repair, and operation of passenger-carrying vehicles as may be necessary for executing the purposes of such joint resolution, fiscal years 1928 and 1929, \$5,000,000, of which amount \$20,000 may be expended for personal services in the District of Columbia: *Provided*, That the appropriation herein made shall be available only for compensation for the crop of 1928, and then only in such State in which any noncotton zone is established as shall appropriate and pay a sum equal to the amount expended in such State by the United States under this authorization.

*Proriso.*  
Available for 1928  
crop only.  
State contributions  
required.

Miscellaneous.

#### MISCELLANEOUS

Passenger vehicles.  
Limitation on ex-  
penditure increased.  
*Ante*, p. 567.

The limitation, in the Agricultural Appropriation Act for the fiscal year 1929, on the amount which may be expended from lump-sum appropriations for the department for the purchase, maintenance, repair, and operation of motor-propelled and horse-drawn passenger vehicles, is hereby increased from \$175,000 to \$190,000.

Department of Com-  
merce.

### DEPARTMENT OF COMMERCE

Secretary's Office.

#### OFFICE OF THE SECRETARY

Wireless communica-  
tion on steam vessels.

Enforcement of wireless communication laws: For an additional amount covering the same objects and purposes as specified under this head in the Act making appropriations for the Department of Commerce for the fiscal year 1928, \$140,000, to remain available until June 30, 1929.

Damages claims.

Damage claims: To pay a claim for damages to or loss of privately owned property adjusted and determined by the Department of Commerce, 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 sums not exceeding \$1,000 in any one case," approved December 28, 1922, as fully set forth in House Documents Numbered 271 and 296, Seventieth Congress, \$1,224.67.

Vol. 42, p. 1066.

#### CONTINGENT EXPENSES

Printing and binding.

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 and the aeronautics branch, \$19,000, to remain available until June 30, 1929.

Aircraft in commerce.

#### AIRCRAFT IN COMMERCE

Services and all other  
expenses.

Aircraft in commerce: For an additional amount covering the same objects and purposes as specified under this head in the Act making appropriations for the Department of Commerce for the fiscal year 1928, \$72,500, to remain available until June 30, 1929, of which amount not to exceed \$35,000 may be expended for personal services in the District of Columbia.

Air navigation facili-  
ties.

Air navigation facilities: For an additional amount covering the same objects and purposes as specified under this head in the Act making appropriations for the Department of Commerce for the fiscal year 1928, \$1,000,000, to remain available until June 30, 1929, of which amount not to exceed \$15,360 may be expended for personal services in the District of Columbia.

## BUREAU OF FOREIGN AND DOMESTIC COMMERCE

Promoting commerce, Europe and other areas: Of the appropriation for promoting commerce in Europe and other areas contained in the Act making appropriations for the Department of Commerce for the fiscal year 1929, a total of not to exceed \$122,160 may be expended for personal services in the District of Columbia.

Domestic commerce: Of the appropriation for domestic commerce contained in the Act making appropriations for the Department of Commerce for the fiscal year 1929, a total of not to exceed \$171,520 may be expended for personal services in the District of Columbia.

## BUREAU OF STANDARDS

Salaries: For an additional amount covering the same objects and purposes specified under this heading in the Act making appropriations for the Department of Commerce for the fiscal year 1928, \$35,000, to remain available until June 30, 1929.

Radio research: For an additional amount covering the same objects and purposes specified under this heading in the Act making appropriations for the Department of Commerce for the fiscal year 1928, \$30,000, to remain available until June 30, 1929, of which amount not to exceed \$26,800 may be expended for personal services in the District of Columbia.

Color standardization: For an additional amount covering the same objects and purposes specified under this heading in the Act making appropriations for the Department of Commerce for the fiscal year 1928, \$5,000, to remain available until June 30, 1929, of which amount not to exceed \$4,340 may be expended for personal services in the District of Columbia.

Standardization of equipment: For an additional amount covering the same objects and purposes specified under this heading in the Act making appropriations for the Department of Commerce for the fiscal year 1928, \$15,000, to remain available until June 30, 1929, of which amount not to exceed \$10,450 may be expended for personal services in the District of Columbia.

Large furnaces and shelter: For tearing down present temporary shelter and large furnaces and other equipment contained therein, reerecting usable portions thereof at another location on the present site of the Bureau of Standards, necessary excavating and leveling of site, purchase of additional materials for completion of shelter, furnaces, and equipment, with necessary heating and lighting, including contract labor and personal services in the District of Columbia, \$22,000, to remain available until June 30, 1929.

## COAST AND GEODETIC SURVEY

Pay, commissioned officers: For an additional amount for the pay and allowances of commissioned officers, including the same objects as specified under this head in the Act making appropriations for the Department of Commerce for the fiscal year ending June 30, 1928, \$10,520.

Pay, commissioned officers: For an additional amount for the pay and allowances of commissioned officers, including the same objects as specified under this head in the Act making appropriations for the Department of Commerce for the fiscal year ending June 30, 1929, \$47,955.

## BUREAU OF FISHERIES

Fish distribution car: For the purchase or construction of a steel car for the distribution of useful food fishes, including the necessary equipment, \$60,000, to remain available until June 30, 1929.

Foreign and Domestic Commerce Bureau.

Promoting commerce, Europe, etc.

Services in the District.

Domestic commerce and raw materials investigations.  
*Ante*, p. 87.  
Services in the District.

Standards Bureau.

Salaries.

Radio standardization.

Industrial color standards, etc.

Standardization of industrial devices, etc.

Large furnaces and shelter.  
Constructing, etc.

Coast and Geodetic Survey.

Pay, etc., commissioned officers.

Fisheries Bureau.

Fish distribution car.

Food fisheries in-  
quiry.

**Inquiry respecting food fishes:** For an additional amount for the same objects as specified under this head in the Act making appropriations for the Department of Commerce for the fiscal year ending June 30, 1928, to remain available until June 30, 1929, \$25,000.

Lake Worth, Tex.,  
station.  
Amount available.  
Vol. 44, p. 363.

That portion of the appropriation "Miscellaneous expenses, Bureau of Fisheries, 1927," which was made available for a fish-cultural station at Lake Worth, Texas, shall continue available for such purpose during the fiscal year 1929.

Patent Office.

#### PATENT OFFICE

Salaries.

**Salaries:** For an additional amount covering the same objects and purposes as specified under this head in the Act making appropriations for the Department of Commerce for the fiscal year ending June 30, 1929, \$187,615, of which \$18,115 shall be immediately available.

Mines Bureau.

#### BUREAU OF MINES

Mine rescue cars and  
stations.

**Operating mine rescue cars and stations:** For an additional amount covering the same objects and purposes as specified under this head in the Act making appropriations for the Department of Commerce for the fiscal year 1928, \$18,500, to remain available until June 30, 1929.

Travel and subsist-  
ence, at meetings, etc.

**Appropriations for the Bureau of Mines for operating mine rescue cars and stations for the fiscal years 1928 and 1929 shall be available for 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.**

Mineral mining.  
Investigations, etc.,  
for improving condi-  
tions in.

**Mineral mining investigations:** For an additional amount covering the same objects and purposes as specified under this head in the Act making appropriations for the Department of Commerce for the fiscal year 1928, \$25,000, to remain available until June 30, 1929.

Investigating mine  
accidents, etc.  
*Ante*, p. 101.  
Passenger vehicles.

**Investigating mine accidents:** Of the appropriation for investigating mine accidents, contained in the Act making appropriations for the Department of Commerce for the fiscal year 1929, a total amount not to exceed \$2,000 may be expended for the purchase of motor-propelled, passenger-carrying vehicles.

Interior Department.

#### INTERIOR DEPARTMENT

Secretary's Office.

#### OFFICE OF THE SECRETARY

Damages claims.  
Vol. 42, p. 1066.

**Damage Claims:** To authorize the payment of claims for damages to privately owned property from existing appropriations which have been considered and adjusted by the Department of the Interior under the provisions of the Act of December 28, 1922, as set forth in House Document Numbered 255, Seventieth Congress, as follows:

Joseph Nelson.  
Vol. 43, p. 1152.

To Joseph Nelson, of Blackwater, Arizona, \$30, payable from the appropriation "Irrigation project, Gila River Indian Reservation, Arizona, reimbursable, 1926."

J. B. Martin.  
Vol. 44, p. 356.

To J. B. Martin, of Seattle, Washington, \$21, payable from the appropriation "Reclaiming land, Lummi Indian Reservation, Washington, reimbursable, 1927."

Other claims.

**Damage claims:** To pay a claim for damages to or loss of privately owned property adjusted and determined by the Department of the Interior, 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 sums not exceeding \$1,000 in any one case," approved December 28, 1922, as fully set forth in House Document Numbered 271, Seventieth Congress, \$230.40.



## BUREAU OF INDIAN AFFAIRS

Purchase and transportation of Indian supplies: For expenses necessary to the purchase of goods and supplies for the Indian Service, including inspection, pay of necessary employees, and all other expenses connected therewith, including advertising, storage, and transportation of Indian goods and supplies for the fiscal years that follow—for 1924, \$195.36; for 1927, \$28,744.14.

Osage murder trials, Oklahoma: For expenses in connection with the prosecution of the person or persons implicated in the crimes resulting in the murder of Osage citizens, for witness fees and expenses, records, additional investigations, and all other purposes, \$10,000, or so much as may be necessary, to be paid from funds on deposit in the United States Treasury to the credit of the Osage Tribe, and to remain available until June 30, 1929: *Provided*, That no part of this sum shall be expended for the compensation of attorneys.

Reimbursement to certain Indians, Fort Belknap Reservation: To reimburse certain Indians of the Fort Belknap Reservation, as authorized by the Act of March 5, 1928 (Private Act Numbered 26, Seventieth Congress), \$45,716.80, to remain available until June 30, 1929.

Transfer of land, Fort Wingate Military Reserve, New Mexico: The Secretary of the Interior is hereby authorized to acquire by transfer from the War Department that portion of the abandoned Fort Wingate Military Reserve in the State of New Mexico situated north of the Atchison, Topeka and Santa Fe Railroad right of way, embracing approximately nine thousand five hundred and two acres, at the appraised price of \$9,026.90; and to make payment therefor to the Secretary of War from the tribal funds of the Navajo Indians authorized for expenditure by the Interior Department Appropriation Acts for the fiscal years 1928 and 1929, title to said land to remain in the United States in trust for the Navajo Indians.

Survey, classification, and allotment of lands on Shoshone or Wind River Reservation, Wyoming: For necessary surveys, classification of lands, and all other expenses in connection with the allotment of lands on the Shoshone or Wind River Reservation, Wyoming, authorized by the Act of May 21, 1928, fiscal years 1928 and 1929, \$50,000.

Land and improvements, Indian colony, Winnemucca, Nevada: For the purchase of land in the vicinity of Winnemucca, Nevada, to be used as an Indian colony, \$500; and for moving the cabins of Indians residing in that vicinity to the location above described, for making necessary repairs to said cabins, erecting new cabins, and building roads in the colony, \$2,000; in all, fiscal years 1928 and 1929, \$2,500, as authorized by the Act of May 21, 1928.

Construction of fence, Papago Reservation, Arizona: For the construction of a fence along the east boundary of the Papago Indian Reservation, Arizona, as authorized in the Act of May 21, 1928, fiscal years 1928 and 1929, \$15,000.

Payment to Okanogan County, Washington: For payment of certain local taxes to Okanogan County, State of Washington, on allotted Colville Indian lands, as authorized by the Act of April 23, 1928 (Public, Numbered 301, Seventieth Congress), \$77,435.31, to remain available until June 30, 1929.

Purchase of land for Navajo Indians: For purchase of additional land and water rights for the use and benefit of Indians of the Navajo Tribe (at a total cost not to exceed \$1,200,000, which is hereby authorized), title to which shall be taken in the name of the United States in trust for the Navajo Tribe, fiscal years 1928 and 1929,

Indian Affairs Bureau.

Supplies, purchase, transportation, etc.

Osage murder trials, Okla.  
Prosecution, etc., expenses.

*Provido*.  
Attorneys' fees forbidden.

Fort Belknap Reservation, Mont.  
Reimbursement to certain Indians of, for value of allotments thereon.  
*Post*, p. 1708.

Fort Wingate, N. Mex., Military Reserve.  
Purchase of land within, for Navajo Indians.

Shoshone or Wind River Reservation, Wyo.  
Allotments to unallotted Indians on.

*Ante*, p. 617.

Indian colony, Winnemucca, Nev.  
Purchase of land, etc., for use as.

*Ante*, p. 618.

Papago Reservation, Ariz.  
Construction of fence.  
*Ante*, p. 617.

Okanogan County, Wash.  
Payment of certain taxes to, authorized.  
*Ante*, p. 447.

Navajo Indians.  
Additional land and water rights for benefit of, authorized.  
*Post*, p. 1569.

- Proviso.*  
Title for surface only.
- Alabama and Coughatta Indians, Tex.  
Land and industrial assistance to.  
*Post*, p. 1186.
- Proviso.*  
Title.
- Klamath Reservation, Oreg.  
Forest insect control on.
- Consolidated Ute Agency, Colo.  
Water supply and employees' cottages.
- San Carlos Reservation, Ariz.  
Development of power at Coolidge Dam.  
*Ante*, p. 210.
- Vol. 43, p. 475.  
*Provisos.*  
Repaying cost, etc., by water users associations waived.  
*Ante*, p. 211.  
Distribution of costs.
- Contract requirements.
- Reimbursement of construction cost.
- Power to be furnished.
- Cost.
- Fort Hall Reservation, Idaho.  
Feasibility, etc., of irrigating Michaud division to be determined.  
*Ante*, p. 377.
- Navajo Reservation, N. Mex.  
Repair of diversion dam.
- Middle Rio Grande conservancy project, N. Mex.  
Share of construction, etc., costs.  
*Ante*, p. 312.
- \$200,000, payable from funds on deposit in the Treasury of the United States to the credit of the Navajo Tribe: *Provided*, That in purchasing such lands title may be taken, in the discretion of the Secretary of the Interior, for the surface only.
- Alabama and Coughatta Indians, Texas: For the purchase of land for, and industrial assistance to, the Alabama and Coughatta Indians in Polk County, Texas, including not less than \$5,000 for the purchase of livestock and agricultural equipment for such Indians, fiscal years 1928 and 1929, \$40,000, to be reimbursed to the United States under such rules and regulations as the Secretary of the Interior may prescribe: *Provided*, That title to any land purchased shall be taken in the name of the United States in trust for such Indians.
- Insect-control work, Klamath Indian Reservation, Oregon: For forest insect-control work on the Klamath Indian Reservation in Oregon, fiscal year 1929, \$25,000, to be paid from tribal funds of the Klamath Indians.
- Water system, Consolidated Ute Agency, Colorado: For the construction of a water system (including purchase of reservoir site and/or the sinking of one or more wells) and employees' cottages at the Consolidated Ute Indian Agency and School, Colorado, \$41,000, to remain available until June 30, 1929.
- Power plant, Coolidge Dam, San Carlos Reservation, Arizona: For carrying out that provision of the Interior Department Appropriation Act for the fiscal year 1929 which authorizes contractual obligations not exceeding \$350,000 for the development of electrical power at the Coolidge Dam, fiscal year 1929, \$350,000, reimbursable as provided for by the Act of June 7, 1924 (Forty-third Statutes, page 475): *Provided*, That the requirement of the second proviso in the paragraph making an appropriation for the San Carlos project as contained in such appropriation Act is hereby waived: *Provided further*, That the cost of such power plant shall be an obligation of the district, provided for in the Act of June 7, 1924, and the Pima Indians, in accordance with their respective acreage within the San Carlos project, and the contract with such district, as required by the Act of June 7, 1924, shall contain proper provision obligating the district to pay its share of the cost thereof; and the total sum herein appropriated shall be reimbursed as a part of the construction cost of the San Carlos project and under the conditions and provisions of that Act. Such contract shall also provide for furnishing power for agency and school purposes and for pumping for irrigation by Indians on the San Carlos Reservation at a cost not exceeding 2 mills per kilowatt-hour delivered at the switchboard at the Coolidge Dam.
- Michaud division, Fort Hall Indian Reservation, Idaho: To carry out the provisions of an Act entitled "An Act authorizing an appropriation for the survey and investigation of the placing of water on the Michaud division and other lands in the Fort Hall Indian Reservation," approved March 28, 1928, fiscal years 1928 and 1929, \$25,000 (reimbursable).
- Improvement, maintenance, and operation, Hogback irrigation project, Navajo Reservation, New Mexico (reimbursable): For repair of the diversion dam, Hogback project, New Mexico, fiscal years 1928 and 1929, \$1,200.
- Middle Rio Grande conservancy project, New Mexico: For payment to the middle Rio Grande conservancy district in accordance with the provisions of an Act entitled "An Act authorizing the Secretary of the Interior to execute an agreement with the middle Rio Grande conservancy district providing for conservation, irrigation, drainage, and flood control for the Pueblo Indian lands in the Rio Grande Valley, New Mexico, and for other purposes," approved March 13, 1928, fiscal year 1929. \$100,000 (reimbursable).

Crop damage, Isleta Pueblo, New Mexico: Indian pueblos, New Mexico: For payment of damages to crops and improvements destroyed in constructing the Isleta drainage canal, fiscal years 1928 and 1929, \$161.

Isleta Pueblo, N. Mex.  
Payment of crop damages.

Indian school buildings: For the construction of a boys' dormitory at the Riverside Indian School, Anadarko, Oklahoma, as authorized by the Act of April 2, 1928, \$40,000, to remain available until June 30, 1929.

Indian schools.  
Riverside School,  
Anadarko, Okla.  
Boys' dormitory.  
*Ante*, p. 401.

Indian school, Fort Bidwell, California: For school building, \$30,000, for hospital, \$30,000; in all, fiscal years 1928 and 1929, \$60,000, as authorized by the Act of March 28, 1928.

Fort Bidwell, Calif.  
*Ante*, p. 375.

Haskell Institute, Lawrence, Kansas: For the construction of an adequate septic sewage disposal system, \$18,000; for the replacement of buildings, material, and equipment, and for necessary repairs to adjoining buildings and light poles destroyed and damaged by fire on March 27, 1928, \$8,000; in all, fiscal years 1928 and 1929, \$26,000.

Haskell Institute,  
Kans.

Indian school, Riverside, California: For purchase of dairy cattle, \$9,750, to remain available until June 30, 1929.

Riverside, Calif.

Indian school, Bismarck, North Dakota: For the purchase of additional land as authorized by the Act of March 26, 1928, \$11,160, to remain available until June 30, 1929.

Bismarck, N. Dak.  
*Ante*, p. 366.

Indian boarding schools: Not exceeding \$30,000 of the appropriation for Indian boarding schools contained in the Interior Department Appropriation Act for the fiscal year 1929 shall be available immediately: *Provided*, That the total of the expenditures during the fiscal years 1928 and 1929 shall not exceed for any school the total of the limitations as specified for such school for the fiscal years 1928 and 1929 in the Interior Department Appropriation Acts for such fiscal years.

Boarding schools.  
Amount immediately available.  
*Ante*, p. 217.  
*Proviso*.  
Limitation of expenditures.

Conservation of health among Indians: Not exceeding \$75,000 of the appropriation for "Indian schools, support," and not exceeding \$55,000 of the appropriations under the caption "Fulfilling treaties with Indians," contained in the Interior Department Appropriation Act for the fiscal year 1929, shall be available during such fiscal year for the conservation of health among Indians in addition to the appropriation of \$1,440,000 for the same year for the same purpose.

Conservation of health.  
Additional funds available.  
*Ante*, pp. 215, 222.

Hospital and equipment and physician's quarters, Menominee Reservation, Wisconsin (tribal funds): For construction of hospital and equipment, and for physician's quarters, Menominee Reservation, Wisconsin, fiscal years 1928 and 1929, \$50,000, payable out of tribal funds of the Menominee Indians.

Menominee Reservation, Wis.  
Hospital, etc.

Payment to Pottawatomie Indians of Wisconsin and Michigan: For the Wisconsin Pottawatomie Indians of Wisconsin and Michigan, \$6,839, this sum being the unappropriated balance found due said Indians under the treaty of September 27, 1833 (Seventh Statutes at Large, page 442), and the Act of June 25, 1864 (Thirteenth Statutes at Large, page 172); and the unexpended balances of appropriations made for this purpose by the Acts of May 18, 1916 (Thirty-ninth Statutes at Large, page 156), May 25, 1918 (Fortieth Statutes at Large, page 589), and June 30, 1919 (Forty-first Statutes at Large, page 29), aggregating \$37,044.55, together with the unexpended balance of \$4,347.73 of the appropriation for the purchase of land for said Indians contained in the Act of June 30, 1913 (Thirty-eighth Statutes at Large, page 102), which have been carried to the surplus fund of the Treasury, are hereby reappropriated; and the foregoing amounts aggregating \$48,231.28 shall remain available until June 30, 1929, and be subject to expenditure for the benefit of said Indians, or payment to them, in the discretion of the Secretary of the Interior, as authorized by the Act of February 29, 1928.

Pottawatomie Indians of Wisconsin and Michigan.  
Sums from unappropriated balances.

Vol. 7, p. 442; Vol. 13, p. 172.

Unexpended balances reappropriated.  
Vol. 39, p. 156; Vol. 40, p. 589; Vol. 41, p. 29.

Vol. 38, p. 102.

Available to June 30, 1929.

Expended for benefit of Indians, etc.  
*Ante*, p. 159.

- Crow Reservation, Mont. Construction of road, Crow Reservation, Montana: For part of the cost of the construction of a road on the Crow Indian Reservation, Montana, between the towns of Hardin and Saint Xavier, to be taken from the tribal funds on deposit to the credit of said Indians in the United States Treasury, as authorized by the Act of April 14, 1928 (Public, Numbered 275, Seventieth Congress), \$7,500, to remain available until June 30, 1929.
- Part of cost of constructing road on. *Ante*, p. 429.
- Sia pueblo, N. Mex. Bridge, Jemez River. Construction of a bridge across the Jemez River at the Sia Indian pueblo, New Mexico, including the necessary approaches thereto, \$7,500, to remain available until June 30, 1929.
- Lummi Reservation, Wash. Completion of road across. Construction of road, Lummi Indian Reservation, Washington: For completion and graveling of the road partially constructed by Whatcom County across the Lummi Indian Reservation, Washington, as authorized by the Act of March 26, 1928, \$20,000, to remain available until June 30, 1929.
- Ante*, p. 366.
- Hoopa Valley Reservation, Calif. Half the cost of bridge and road on. Bridge and road, Hoopa Valley Reservation, California: For one-half the cost of a bridge and road on the Hoopa Valley Indian Reservation, California, as authorized by the Act of May 16, 1928, fiscal years 1928 and 1929, \$35,000.
- Ante*, p. 589.
- Zuni Reservation, N. Mex. Road construction on. Construction of road, Zuni Reservation, New Mexico: For the construction of a road on the Zuni Indian Reservation, New Mexico, as authorized by the Act of May 12, 1928, fiscal years 1928 and 1929, \$8,000.
- Ante*, p. 501.
- Medicine Lodge, Kans. Memorial tablet at Medicine Lodge, Kansas: For the erection of a tablet or marker at Medicine Lodge, Kansas, to commemorate the holding of the Indian peace council at which treaties were made between the United States and the Kiowa, Comanche, Apache, Cheyenne, and Arapahoe Indians as authorized by the Act of May 7, 1928, fiscal years 1928 and 1929, \$2,500.
- Tablet to commemorate Indian peace council there in 1867. *Ante*, p. 492.
- Puyallup Indian Cemetery, Wash. Maintenance, etc. Upkeep of Puyallup Indian Cemetery, Washington (Tribal Funds): For upkeep of the Puyallup Indian Cemetery in the city of Tacoma, Washington, fiscal year 1929, \$1,000, payable from interest on the fund set aside for this purpose by the Act of March 28, 1928.
- Ante*, p. 378.
- Reclamation Bureau. BUREAU OF RECLAMATION
- Boise, Idaho, project. Boise project, Idaho: The unexpended balance of the appropriation of \$400,000 for continuation of investigation and construction, Payette division, contained in the Act making appropriations for the Department of the Interior for the fiscal year 1928, shall continue available during the fiscal year 1929.
- Balance available. Vol. 44, p. 958.
- Carlsbad, N. Mex. Carlsbad project, New Mexico: For beginning the enlargement of Avalon Reservoir, fiscal years 1928 and 1929, \$250,000, payable from the reclamation fund.
- Post*, pp. 1591, 1643.
- Minidoka, Idaho. Minidoka project, Idaho: The unexpended balance of the appropriation of \$400,000 for investigation and construction of gravity extension unit contained in the Act making appropriation for the Department of the Interior for the fiscal year 1928 shall continue available during the fiscal year 1929.
- Balance available. Vol. 44, p. 958.
- Newlands, Nev. Newlands project, Nevada: The unexpended balance of the appropriation of \$50,000 for the survey and examination of water storage reservoir sites on the headwaters of the Truckee River, and for other purposes, contained in the Act making appropriations for the Department of the Interior for the fiscal year 1928, shall continue available during the fiscal year 1929 for the same purposes, including test borings, and shall also be available for the survey and examination of water storage reservoir sites on the Carson River, investigations of dam sites at such storage reservoirs, and estimates of costs, with recommendations in regard thereto.
- Balance available. *Post*, p. 1591.
- Vol. 44, p. 959.
- Carson River, reservoir sites.

Colorado River front work and levee system: To reimburse the reclamation fund for the benefit of the Yuma Federal irrigation project in Arizona and California for costs incurred during the period from January 21, 1927, to March 6, 1928, and paid from the reclamation fund, for the operation and maintenance of the Colorado River front work and levee system adjacent to said project, \$72,640: *Provided*, That the appropriation of \$35,000, contained in the Interior Department Appropriation Act for the fiscal year 1927, for the share of the Government of the United States for the costs of operating and maintaining the Colorado River front work and levee system, authorized by the Act of March 3, 1925, and the appropriation of \$35,000, contained in the Interior Department Appropriation Act for the fiscal year 1928, for the same purpose, shall also be available to reimburse the reclamation fund for such costs during such period.

Damage claims: For payment in full settlement of all claims against the Government for flood damages to the owners of certain lands near Hatch and Santa Teresa, New Mexico, fiscal year 1929, \$70,000, payable from the reclamation fund in accordance with section 2 of the Act of February 25, 1927: *Provided*, That in addition to the above amount there shall be available for the same purpose such portion of the appropriation of \$5,000 contained in the Deficiency Act of December 22, 1927, as may not be required to defray the expense of ascertaining the amount of such damages.

#### UNITED STATES GEOLOGICAL SURVEY

For a topographic survey of the boundaries of the proposed Great Smoky Mountains National Park in North Carolina and Tennessee, for expenditure by the Geological Survey under the direction of the Secretary of the Interior, including personal services in the District of Columbia and elsewhere; the computation and adjustment of control data; the office drafting and publication of the resulting maps; the purchase of equipment, not to exceed \$700 for the purchase and not to exceed \$1,000 for the hire, maintenance, repair, and operation of motor-propelled passenger-carrying vehicles for field use; and for the securing of such aerial photographs as are needed to make the field surveys, fiscal years 1928 and 1929, \$65,000.

For a topographic survey of the boundaries of the proposed Shenandoah National Park in the State of Virginia, for expenditure by the Geological Survey under the direction of the Secretary of the Interior, including personal services in the District of Columbia and elsewhere; the computation and adjustment of control data; the office drafting and publication of the resulting maps; the purchase of equipment, not to exceed \$700 for the purchase and not to exceed \$1,000 for the hire, maintenance, repair, and operation of motor-propelled passenger-carrying vehicles for field use; and for the securing of such aerial photographs as are needed to make the field surveys, fiscal years 1928 and 1929, \$35,000.

Not to exceed \$20,000 of the unexpended balance of the appropriation for oil, gas, and oil shale investigations and leasing contained in the Interior Department appropriation Act for the fiscal year 1926, and not to exceed \$20,000 of the unexpended balance of the appropriation for enforcement of mineral leases contained in the Interior Department Appropriation Act for the fiscal year 1927, are continued available until June 30, 1929.

The appropriation of \$75,000 for waterways treaty, United States and Great Britain, International Joint Commission, contained in the Act making appropriations for the State and other departments for the fiscal year 1929 shall be available for expenditure in the same manner as provided by law for other amounts transferred to the

Yuma irrigation project, Arizona and California.  
Colorado River front work, etc., adjacent to.  
Reimbursing reclamation fund for costs.

*Proviso.*  
Funds available.  
Vol. 43, p. 1152.

Vol. 44, p. 961.

*Ante*, p. 228.

Hatch and Santa Teresa, N. Mex.  
Payment for flood damages.  
From reclamation fund.  
Vol. 44, p. 1792.  
*Proviso.*  
Unappropriated balance for survey, etc., available.  
*Ante*, p. 19.

Geological Survey.

Topographic surveys.  
Great Smoky Mountains National Park, N. C. and Tenn.  
Vol. 44, p. 616.

Shenandoah National Park, Va.

Oil, etc., investigations.  
Unexpended balance, 1926, reappropriated.  
Vol. 43, p. 1175.

Enforcement of mineral leases.  
Vol. 44, p. 367.

Canadian Boundary Waters Joint Commission.  
Expenditure by Geological Survey from appropriation for.  
*Ante*, p. 72.

*Proviso.*  
Services in the Dis-  
trict.

United States Geological Survey: *Provided*, That not to exceed \$5,000 of said appropriation may be expended for personal services in the District of Columbia.

National Park Serv-  
ice.

NATIONAL PARK SERVICE

Yosemite, Calif.  
Hospital building.  
Vol. 44, p. 965.  
*Ante*, p. 236.  
*Proviso.*  
Available until June  
30, 1929.

Yosemite National Park, California: For an additional amount for constructing and equipping a hospital building, fiscal years 1928 and 1929, \$15,000: *Provided*, That the appropriation of \$35,000 for such purposes, contained in the Interior Department Appropriation Act for the fiscal year 1928, shall remain available until June 30, 1929.

Zion, Utah.

Zion National Park, Utah: For the installation of an electric-lighting system, fiscal year 1929, \$2,500.

Carlsbad Cave Na-  
tional Monument, N.  
Mex.  
Comfort station.  
*Ante*, p. 236.

Carlsbad Cave National Monument, New Mexico: Not exceeding \$2,000 of the appropriation of \$33,500 for the construction of physical improvements at Carlsbad Cave National Monument, New Mexico, contained in the Interior Department appropriation Act for the fiscal year 1929, shall be available for the construction of a comfort station.

Roads and trails.  
Amount for personal  
services in the District  
increased.

Roads and trails, national parks: The limitation of \$9,000 on the amount which may be expended for personal services in the District of Columbia during the fiscal year 1929 from the appropriation for roads and trails, national parks, contained in the Act making appropriations for the Department of the Interior for the fiscal year 1929, is increased to \$12,000.

*Ante*, p. 237.

Sierra National For-  
est.  
Reconstruction of  
Wawona Road in.  
*Ante*, p. 237.

So much as may be necessary of the appropriation for roads and trails, national parks, contained in the Interior Department appropriation Act for 1929, is hereby made available for the reconstruction of that part of the Wawona Road in the Sierra National Forest between the Yosemite National Park boundary two miles north of Wawona and the park boundary near the Mariposa Grove of Big Trees.

Education Bureau.

BUREAU OF EDUCATION

Education of natives  
of Alaska.  
School at Barrow.

Education of natives of Alaska: For the construction of a school building and teacherage at Barrow, Alaska, including necessary equipment, supplies, and freight therefor, \$16,000, to remain available until June 30, 1929.

White Mountain,  
Alaska.  
School building, etc.  
Golovin, Alaska.  
Storehouse, etc.

For the construction of a school building, a power scow, and a lighter, at White Mountain, Alaska, and of a storehouse at Golovin, Alaska, and for other expenses in connection therewith, including heating and lighting plants, equipment, supplies, and freight, \$60,000, to remain available until June 30, 1929.

Alaska.

TERRITORY OF ALASKA

Legislative expenses.

Legislative expenses: For printing, indexing, comparing proofs, and binding the journals of the 1927 session of the Legislature of the Territory of Alaska, fiscal years 1928 and 1929, \$800: *Provided*, That, in addition thereto, the unexpended balance of the appropriation for legislative expenses, Territory of Alaska, for the fiscal year 1927 is continued available until June 30, 1929, for the same purpose.

*Proviso.*  
Unexpended balance  
available.

Vol. 44, p. 493.

Howard University.

HOWARD UNIVERSITY

Dormitory for young  
women.

Dormitory building: For the construction of an additional dormitory for young women at Howard University, for which an appropriation of \$150,000 was made in the Interior Department Appropriation Act for the fiscal year 1928, the Secretary of the Interior is authorized to enter into a contract or contracts which, including equipment for such dormitory, shall not exceed \$190,000.

Vol. 44, p. 971.  
*Post*, p. 1606.

## DEPARTMENT OF JUSTICE

## OFFICE OF THE ATTORNEY GENERAL

Salaries: For salaries, office of the Attorney General, including the same objects specified under this head in the Act making appropriations for the Department of Justice and for the Judiciary for the fiscal year 1929, \$40,300.

Department of Justice.

Attorney General's Office.

Salaries.

## CONTINGENT EXPENSES, DEPARTMENT OF JUSTICE

Traveling and Miscellaneous Expenses: For traveling and other miscellaneous and emergency expenses, authorized and approved by the Attorney General, to be expended at his discretion, fiscal year 1929, \$4,700.

Traveling, etc., expenses.

## MISCELLANEOUS OBJECTS

Pueblo Lands Board: The appropriation, salaries, and expenses, Pueblo Lands Board, fiscal year 1928, shall be available for the purchase and exchange, when authorized by the Attorney General, of a motor-propelled passenger-carrying vehicle to cost not to exceed \$1,097, including the exchange allowance of any vehicle given in part payment therefor.

Pueblo Lands Board. *Ante*, p. 78.

Motor vehicle.

Investigation and prosecution of war frauds: For the investigation and prosecution of alleged frauds, either civil or criminal, or other crimes or offenses against the United States, growing out of or arising in connection with the preparation for or prosecution of the late war, including the same objects specified under this head in the Act making appropriations for the Department of Justice for the fiscal year 1924, \$516.75.

War frauds investigations, etc.

## JUDICIAL

## UNITED STATES SUPREME COURT

The sum of \$3,730 is hereby transferred from the appropriation "Miscellaneous expenses, Supreme Court, 1929," to the appropriation "Salaries, Supreme Court, 1929," subhead "Salaries, other officers and employees."

Judicial.

United States Supreme Court.

Miscellaneous expenses, 1929. Amount from, transferred to appropriation for salaries.

## NATIONAL PARK COMMISSIONERS

For the salaries of the commissioners in the Mesa Verde and Lassen Volcanic National Parks, from June 1, 1928, to June 30, 1929, at the rate of \$1,860 per annum each, \$4,030, which shall be in lieu of all fees and compensation heretofore authorized.

National park commissioners.

Mesa Verde and Lassen Volcanic.

## COURT OF CLAIMS

For printing and binding, fiscal year 1928, \$10,000.

Court of Claims.

Printing and binding.

## MARSHALS, DISTRICT ATTORNEYS, CLERKS, AND OTHER EXPENSES OF UNITED STATES COURTS

Salaries, fees, and expenses of marshals, United States courts: For salaries, fees, and expenses of United States marshals and their deputies, including the same objects specified under this head in the Act making appropriations for the Department of Justice for the fiscal year 1924, \$1,861.35.

United States courts.

Marshals, etc. Salaries, etc.

The appropriation, salaries, fees, and expenses of marshals, United States courts, fiscal year 1928, shall be available for the purchase, when authorized by the Attorney General, of two motor-propelled passenger-carrying vans at not to exceed \$2,500 each, for use in connection with the official business of United States marshals.

Motor vehicles.

Commissioners. R. S., sec. 1014, p. 189.	Fees of commissioners: For fees of United States commissioners and justices of the peace acting under section 1014 of the Revised Statutes of the United States, fiscal year 1925, \$1,627.75.
Bailiffs, etc.	Pay of bailiffs, etc.: For pay of bailiffs and criers, including the same objects specified under this head in the Acts making appropriations for the Department of Justice for the fiscal years that follow: For 1926, \$1,958.24; For 1928, \$30,000.
Miscellaneous.	Miscellaneous expenses, United States courts: For such miscellaneous expenses as may be authorized or approved by the Attorney General, for the United States courts and their officers, including the same objects specified under this head in the Act making appropriations for the Department of Justice for the fiscal year 1928, \$100,000, to remain available until June 30, 1929.
Supplies.	Supplies for United States courts: Not to exceed \$11,100 of the appropriation, "Printing and binding, Department of Justice and courts, 1928," may be transferred to the appropriation, "Supplies for United States courts, 1928."
Books for judicial officers.	Books for judicial officers: For the purchase and rebinding of law books, including the same objects specified under this head in the Act making appropriations for the Department of Justice for the fiscal year 1924, \$12.50.
Penal, etc., institutions.	<b>PENAL AND CORRECTIONAL INSTITUTIONS</b>
Passenger vehicles.	The appropriations for penal and correctional institutions for the fiscal years 1928 and 1929 available for maintenance and repair of passenger-carrying vehicles shall be available for maintenance, repair, and operation of motor-propelled passenger-carrying vehicles at not to exceed \$500 per vehicle.
Penitentiaries. Leavenworth, Kans.	United States Penitentiary, Leavenworth, Kansas: For the United States Penitentiary at Leavenworth, Kansas, including the same objects specified under this head in the Act making appropriations for the Department of Justice for the fiscal year 1928, \$130,000.
Atlanta, Ga. Transfer to, of sum for Industrial Reformatory. Vol. 44, p. 1198.	United States Penitentiary, Atlanta, Georgia: Not to exceed \$25,000 of the appropriation, United States Industrial Reformatory, Chillicothe, Ohio, 1928, may be transferred to the appropriation, United States Penitentiary, Atlanta, Georgia, 1928.
Drainage. Reappropriation. Vol. 43, p. 1334.	The unexpended balance in the appropriation of \$20,000 for drainage, contained in the Act making appropriations for the Department of Justice for the fiscal year 1925, and continued available for the fiscal year 1927 by the Act approved April 29, 1926, shall remain available until June 30, 1929, and shall be available for the purchase or hire of the necessary dredging machinery.
McNeil Island, Wash.	United States Penitentiary, McNeil Island, Washington: For the United States Penitentiary at McNeil Island, Washington, including the same objects specified under this head in the Act making appropriations for the Department of Justice for the fiscal year 1928, \$65,000.
Industrial Reformatory. Construction, etc. Vol. 43, p. 724.	United States Industrial Reformatory, Chillicothe, Ohio, construction: For the remodeling and construction of the necessary buildings and appurtenances, purchase of mechanical equipment, and other expenses incident to the construction of buildings in accordance with the provisions of "An Act for the establishment of a United States Industrial Reformatory," approved January 7, 1925, to be expended under the direction and upon the written order 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, \$400,000, to remain available until expended: <i>Provided</i> , That the total sum to be expended for
Prisoners. Cost limit.	



such purposes shall not exceed \$3,000,000: *And provided further*, That the Secretary of the Treasury, if in his discretion it would be impracticable to cause the plans, drawings, designs, specifications, and estimates for the remodeling and construction of the necessary buildings to be prepared in the Office of the Supervising Architect of the Treasury Department, and the work of remodeling and constructing the said buildings to be supervised by the field force of said office, may contract for all or any portion of such work to be performed by such suitable person or firm as he may select.

Contract for architectural, etc., work authorized.  
Post, p. 1647.

National Training School for Boys, Washington, District of Columbia: For the National Training School for Boys, Washington, District of Columbia, including the same objects specified under this head in the Act making appropriations for the Department of Justice for the fiscal year 1928, \$9,973.

National Training School for Boys, District of Columbia.

Support of United States prisoners: For the support of United States prisoners, including the same objects specified under this head in the Acts making appropriations for the Department of Justice for the fiscal years that follow:

Support of prisoners.

For 1924, \$377.10;

For 1925, \$14,838.80;

For 1928, \$200,000.

## DEPARTMENT OF LABOR

Department of Labor.

### OFFICE OF THE SECRETARY

Secretary's Office.

Damage claims: To pay a claim for damages to or loss of privately owned property adjusted and determined by the Department of Labor, 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 sums not exceeding \$1,000 in any one case," approved December 28, 1922, as fully set forth in House Document Numbered 271, Seventieth Congress, \$162.35; and to pay the claim of S. G. McAlister as adjusted and determined by the Department of Labor under the provisions of such Act and as certified to Congress in House Document Numbered 645, Sixty-ninth Congress, \$59.55; in all, \$221.90.

Damage claims.

Vol. 42, p. 1066.

S. G. McAlister.

### BUREAU OF IMMIGRATION

Immigration Bureau.

Expenses of regulating immigration: For an additional amount required for expenses of regulating immigration, including the same objects specified for this purpose in the Act making appropriations for the Department of Labor for the fiscal year 1928, \$50,000.

Enforcing immigration laws.

### BUREAU OF LABOR STATISTICS

Labor Statistics Bureau.

Salaries: For an additional amount for the commissioner and other personal services in the District of Columbia in accordance with the Classification Act of 1923, fiscal year 1929, \$80,000.

Commissioner, and office personnel.

Miscellaneous expenses: For an additional amount for miscellaneous expenses of the Bureau of Labor Statistics, including the same objects specified under this head in the Act making appropriations for the Department of Labor for the fiscal year 1929, \$20,000.

Miscellaneous expenses.

## NAVY DEPARTMENT

Navy Department.

### OFFICE OF THE SECRETARY

Secretary's Office.

Relief of contractors: To pay claims for relief of contractors under the Navy Department, which have been considered and adjusted by the Secretary of the Navy under the provisions of section 8 of the Act of March 4, 1925 (Forty-third Statutes, page 1273), as

Shipbuilding contractors.  
Payment of claims of, for war conditions.  
Vol. 43, p. 1273.

fully set forth in House Documents Numbered 256 and 288, Seventieth Congress, \$177,996.01.

Property damages  
claims.  
Vol. 42, p. 1066.

Damage claims: To pay claims for damages to or losses of privately owned property adjusted and determined by the Navy Department, 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 sums not exceeding \$1,000 in any one case," approved December 28, 1922, as fully set forth in House Documents Numbered 271 and 296, Seventieth Congress, \$4,845.59.

Collision damages  
claims.  
Vol. 42, p. 1066.

Damage claims: 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 Documents Numbered 271 and 296, Seventieth Congress, \$25,741.22.

Bureau of Navigation.

#### BUREAU OF NAVIGATION

Travel allowance of  
enlisted men on discharge.

Transportation and recruiting: For travel allowance of enlisted men discharged on account of expiration of enlistment, and so forth, including the same objects specified under this head in the Naval Appropriation Act for the fiscal year 1923, \$103.

Bureau of Supplies  
and Accounts.

#### BUREAU OF SUPPLIES AND ACCOUNTS

Henry F. Downing.  
Civil War bounty.

For payment to Henry F. Downing as bounty due him for services rendered by him during the Civil War, \$80.20.

Bureau of Yards and  
Docks.

#### BUREAU OF YARDS AND DOCKS

Contingent.

Contingent, Bureau of Yards and Docks: For contingent expenses, including the same objects specified under this head in the Naval Appropriation Act for the fiscal year 1927, \$283.29.

Public Works.

#### PUBLIC WORKS, BUREAU OF YARDS AND DOCKS

Ammunition depots.  
Lightning protection  
of designated.

Lightning protection, ammunition depots: For improvement of lightning protection at the following naval ammunition depots: Hingham, Massachusetts, \$30,000; Iona Island, New York, \$33,000; Puget Sound, Washington, \$9,000; in all, \$72,000.

Ammunition storage.  
Providing facilities  
for.

Ammunition storage facilities, Navy: Toward providing ammunition storage facilities in accordance with the recommendations contained in House Document Numbered 199, Seventieth Congress (and the Secretary of the Navy is authorized to enter into contract or contracts for such facilities at a cost in the aggregate not to exceed \$9,179,500, which amount will include the establishment and development of a naval ammunition depot in the vicinity of Hawthorne, Nevada, at a total cost not to exceed \$3,500,000, the establishment and development of a naval ammunition depot in the Territory of Hawaii, at a total cost not to exceed \$3,540,000, and the replacement of storage facilities at the Naval Station, Cavite, Philippine Islands, subject to and in conformity with the treaty limiting naval armament, ratified August 17, 1923), fiscal years 1928 and 1929, \$1,193,998, of which sum \$638,998 shall be available for the acquisition of land, and \$80,000 shall be available for the employment of classified personal services in the Bureau of Yards and Docks and in the field to be engaged upon such work and to be in addition to employees otherwise provided for.

Contracts authorized.

Establishment, etc.,  
of ammunition depots.  
Hawthorne, Nev.

Hawaii.  
Cavite, P. I., re-  
placement of storage  
facilities.  
Vol. 43, p. 1655.

Acquisition of land.  
Personal services.

MARINE CORPS

Pay, Marine Corps: For authorized travel allowance of discharged enlisted men, fiscal year 1928, \$29,324;

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, fiscal year 1928, \$47,760;

In all, pay, Marine Corps, \$77,084.

General expenses, Marine Corps: For additional amounts under each of the following subheads of the appropriation "General expenses, Marine Corps, 1928," including the same objects respectively specified under each of such subheads in the Act making appropriations for the Navy Department and naval service for the fiscal year 1928:

- Provisions, \$546,224;
- Clothing, \$689,746;
- Fuel, \$194,936;
- Military supplies and equipment, \$244,675;
- Repairs of barracks, \$283,779;
- Forage, \$40,617.

For miscellaneous supplies and expenses, \$276,686.69, and, in addition, the unobligated balance of \$863,336.31 of the appropriation for "Reserve supplies, Marine Corps," provided in the Act making appropriations for the naval service for the fiscal year 1919 is hereby reappropriated and made available for the purposes of this subtitle;

In all, general expenses, Marine Corps, \$2,276,663.69.

INCREASE OF THE NAVY

Construction and machinery: Toward the preparation of plans and estimates of cost of hulls and outfits of vessels and machinery of vessels authorized in the "Act making appropriations for the naval service for the fiscal year ending June 30, 1917, and for other purposes," approved August 29, 1916, fiscal year 1929, \$200,000 to remain available until expended.

POST OFFICE DEPARTMENT

OUT OF THE POSTAL REVENUES

OFFICE OF THE POSTMASTER GENERAL

Personal or property damage claims: For an additional amount to enable the Postmaster General to pay claims for damages to persons or property in accordance with the provisions of the Deficiency Appropriation Act approved June 16, 1921, fiscal year 1927, \$1,000.

Damage claims: To pay claims for damages to or losses of privately owned property adjusted and determined by the Post Office Department, 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 sums not exceeding \$1,000 in any one case," approved December 28, 1922, as fully set forth in House Documents Numbered 271 and 296, Seventieth Congress, \$13,008.12.

OFFICE OF CHIEF INSPECTOR

Payment of rewards: For an additional amount for payment of rewards, including the same objects specified under this head in the Act making appropriations for the Post Office Department for the fiscal year 1927, \$23,300: *Provided*, That of the amount herein appropriated not to exceed \$7,500 may be expended, in the discretion

Marine Corps.

Pay, etc.

Mileage, etc.

General expenses.

Objects authorized.

Contingent.

Vol. 40, p. 737.

Reappropriation.

Increase of the Navy.

Construction and machinery.  
Vol. 39, p. 617.

Post Office Department.

From postal revenues.

Postmaster General's Office.

Personal or property damage claims.  
Vol. 42, p. 63.

Property damage claims.  
Vol. 42, p. 1066.

Chief Inspector's Office.

Payment of rewards.

Process. Securing information, etc.

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.

Travel, etc.

Post-office inspectors, traveling expenses: For an additional amount for the fiscal year 1929 for traveling expenses of inspectors, including the same objects specified under this head in the Act making appropriations for the Post Office Department for the fiscal year 1929, \$25,000: *Provided*, That the Postmaster General may transfer to the Department of Agriculture such amounts as may be necessary for chemical investigations.

*Proviso.*  
Chemical investigations.

First Assistant Postmaster General.

OFFICE OF THE FIRST ASSISTANT POSTMASTER GENERAL

Postmasters.

For compensation to postmasters, fiscal year 1923, \$100.

Second Assistant Postmaster General.

OFFICE OF THE SECOND ASSISTANT POSTMASTER GENERAL

Railway Mail Service.

Railway Mail Service: For travel allowance to railway postal clerks and substitute railway postal clerks, fiscal year 1928, \$50,000.

Travel allowance.  
Foreign mails.

Foreign mail transportation: For an additional amount for transportation of foreign mails by steamship, aircraft, or otherwise, including the same objects specified under this head in the Act making appropriations for the Post Office Department for the fiscal year 1929, \$1,750,000, which may be expended for carrying foreign mail by aircraft in addition to the sum of \$300,000 provided for this purpose in such Act.

Aircraft allowance.  
*Ante*, p. 190.

Transportation of foreign mails under Merchant Marine Act.  
*Ante*, p. 689.

Foreign mail transportation: For an additional amount for transportation of foreign mails by steamship, aircraft, or otherwise made necessary to carry out the provisions of the Merchant Marine Act, 1928, including the same objects specified under this head in the act making appropriations for the Post Office Department for the fiscal year 1929, \$7,500,000.

Fourth Assistant Postmaster General.

OFFICE OF FOURTH ASSISTANT POSTMASTER GENERAL

Rural Delivery Service.  
Vol. 43, p. 89.

Rural Delivery Service: For an additional amount for the fiscal year 1925 for the Rural Delivery Service, including the same objects specified under this head in the Act making appropriations for the Post Office Department for the fiscal year 1925, \$753.15.

Star routes.  
Transfer for, from railroad and messenger transportation for 1928.

Not to exceed \$150,000 of the appropriation for railroad transportation and mail-messenger service, fiscal year 1928, shall be available for transfer to the appropriation for star-route service, fiscal year 1928.

Department of State.

DEPARTMENT OF STATE

Secretary's Office.

OFFICE OF THE SECRETARY

Damages claims.

Damage claims: To pay a claim for damages to or loss of privately owned property adjusted and determined by the Department of State, 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 sums not exceeding \$1,000 in any one case," approved December 28, 1922, as fully set forth in Senate Document Numbered 124, Seventieth Congress, \$77.

Vol. 42, p. 1066.

Passport fees.  
Refund of erroneously charged, etc.

Refund of passport fees erroneously charged and paid: For the 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, fiscal years 1928 and 1929, \$200.

Vol. 41, p. 750.

## DIPLOMATIC SERVICE

Diplomatic Service.

Salaries, *chargés d'affaires ad interim*: For an additional amount for the 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 a consulate during the absence of the principal officer, fiscal year 1927, \$1,293.80.

Chargés d'affaires ad interim.

## INTERNATIONAL OBLIGATIONS, COMMISSIONS, BUREAUS, AND SO FORTH

Cape Spartel Light, Coast of Morocco: For an additional amount for the annual proportion of the expenses of Cape Spartel and Tangier Light, on the coast of Morocco, including loss by exchange, for the fiscal years that follow:

Cape Spartel, etc., Light.

For 1928, \$48.25;

For 1929, \$48.25.

Waterways treaty, United States and Great Britain; International Joint Commission, United States and Great Britain: For an additional amount for the waterways treaty, United States and Great Britain; International Joint Commission, United States and Great Britain, including personal services, traveling expenses, procurement of technical and scientific equipment, and the purchase or hire, maintenance, repair, and operation of motor-propelled or horse-drawn passenger-carrying vehicles, fiscal year 1929, \$40,000, to be available immediately, which amount may be transferred by the Secretary of State, with the approval of the Secretary of Agriculture, to the Department of Agriculture for direct expenditure.

Joint Canadian Boundary Waters Commission.

Statue of General Simon Bolivar, City of Panama: To enable the Secretary of State to pay to the Government of Panama as the contribution of the United States toward the erection in the City of Panama of a monument to General Simon Bolivar, as authorized by the Act approved March 4, 1927, fiscal year 1928, \$10,000.

Expenditure by Agricultural Department.

General Simon Bolivar. Monument to, in city of Panama.

Vol. 44, p. 1423.

Indemnity for the death of Chang Lin and Tong Huan Yah, Chinese citizens: For the payment to the Chinese Government of the sum of \$1,000 as full indemnity for the death of Chang Lin, alleged to have been killed by a member of the United States Infantry at Leichuan, China, and the sum of \$100 as full indemnity for the death of Tong Huan Yah, alleged to have been killed by the members of the United States ship *Elcano*, as authorized by Public Resolution Numbered 33, approved May 3, 1928, \$1,100, to remain available until June 30, 1929.

China. Payment to, indemnity for death of Chang Lin and Tong Huan Yah.

Ante, p. 488.

Indemnity for the death of Juan Soriano, citizen of the Dominican Republic: For the payment to the Dominican Republic as full indemnity for the death of Juan Soriano, a Dominican subject, who was killed by the landing of an airplane belonging to the United States Marine Corps, as authorized by Public Resolution Numbered 34, approved May 3, 1928, \$2,000, to remain available until June 30, 1929.

Dominican Republic. Indemnity to, for death of Juan Soriano.

Ante, p. 488.

Indemnity for injuries sustained by Sun Jui-Chin, Chinese citizen: For payment to the Government of China as full indemnity for injuries to Sun Jui-Chin resulting from an assault on him by a private in the United States Marine Corps, as authorized by Public Resolution Numbered 35, approved May 3, 1928, \$240.55, being a sum equivalent to \$500 Mexican, to remain available until June 30, 1929.

China. Indemnity to, for personal injuries to Sun Jui-Chin.

Ante, p. 488.

Indemnity for the death of Edwin Tucker, British subject: For the payment to the British Government as full indemnity for the death of Edwin Tucker, a British subject, alleged to have been killed by a United States Army ambulance in Colon, Panama, as authorized by Public Resolution Numbered 36, approved May 3, 1928, \$2,500, to remain available until June 30, 1929.

Great Britain. Indemnity to, for death of Edwin Tucker.

Ante, p. 489.

Netherlands.  
Indemnity to, for  
personal injuries to  
Arend Kamp and  
Francis Gort.

*Ante*, p. 489.

Great Britain.  
Payment to, for serv-  
ices of William Wiseman  
in behalf of Amer-  
ican interests.

*Ante*, p. 489.

Indemnity to, for  
death of Reginald  
Ethelbert Myrie.

*Ante*, p. 483.

Reimbursement to,  
for relief of American  
nationals by Reverend  
F. North.

*Ante*, p. 484.

Gorgas Memorial  
Laboratory.  
Annual contribution  
to.

*Ante*, p. 491.

Conference on Con-  
ciliation and Arbitra-  
tion.

Expenses.  
*Ante*, p. 487.

Permanent Interna-  
tional Association of  
Road Congresses.

Expenses of sixth  
session.

*Ante*, p. 378.

Pan American Con-  
ference on Highways,  
Second.

Indemnity for personal injuries to Arend Kamp and Francis Gort, Netherland subjects: For the payment to the Government of the Netherlands the sum of \$500 as full compensation for personal injuries sustained by Arend Kamp, a Netherland subject, and the sum of \$500 as full compensation for personal injuries sustained by Francis Gort, a Netherland subject, while the United States ship *Canibas* was loading on May 1, 1919, at Rotterdam, as authorized by Public Resolution Numbered 37, approved May 3, 1928, \$1,000, to remain available until June 30, 1929.

Payment to the Government of Great Britain in recognition of services of William Wiseman: For the payment to Great Britain in recognition of the services of William Wiseman as British vice counsel at Salina Cruz, Mexico, in behalf of American interests from April 12, 1914, to December 13, 1917, as authorized by Public Resolution Numbered 38, approved May 3, 1928, \$9,200, to remain available until June 30, 1929.

Indemnity for the death of Reginald Ethelbert Myrie, British subject: For the payment to the British Government as full indemnity for the death of Reginald Ethelbert Myrie, a British subject, alleged to have been killed in the Panama Canal Zone on February 5, 1921, by a United States Army motor truck, as authorized by the Act approved May 3, 1928, \$1,000, to remain available until June 30, 1929.

Reimbursement of the Government of Great Britain for sums expended by the British chaplain, the Reverend F. North, for the relief of American nationals: For the reimbursement of the Government of Great Britain the equivalent of the sum of £3,988 at par of exchange, expended by the British chaplain at Moscow, the Reverend F. North, for the relief of American nationals in Russia in 1920, as authorized by the Act approved May 3, 1928, \$19,407.60, to remain available until June 30, 1929.

The Gorgas Memorial Laboratory: To enable the Secretary of State to pay the annual contribution of the United States to the maintenance and operation of the Gorgas Memorial Laboratory, as provided by the Act approved May 7, 1928, fiscal year 1929, \$50,000.

Conference on Conciliation and Arbitration: For expenses of the Conference on Conciliation and Arbitration, to be held at Washington during 1928 or 1929, as authorized by Public Resolution Numbered 32, approved May 3, 1928, including salaries in the District of Columbia or elsewhere, rent in the District of Columbia, printing and binding, printing of official visiting cards, travel and subsistence or per diem in lieu of subsistence (notwithstanding the provisions of any other Act), stenographic and other services by contract if deemed necessary, and such other expenses as may be deemed necessary by the Secretary of State by reason of such invitation, fiscal year 1929, \$50,000, to remain available until June 30, 1930.

Permanent International Association of Road Congresses: For the expenses of the sixth session of the Permanent International Association of Road Congresses to be held in the United States as authorized by Public Resolution Numbered 18, approved March 28, 1928, including compensation of employees in the District of Columbia and elsewhere, rent in the District of Columbia, printing and binding, transportation, subsistence or per diem in lieu of subsistence (notwithstanding the provisions of any other Act), contract stenographic reporting services, official cards, and such expenses as may be actually and necessarily incurred by the Government of the United States in the observance of proper courtesies, fiscal year 1929, \$25,000, to remain available until June 30, 1930.

Second Pan American Conference on Highways at Rio de Janeiro: For the expenses of participation by the United States in the Second

Pan American Conference on Highways at Rio de Janeiro, as authorized by Public Resolution Numbered 24, approved April 3, 1928, including compensation of employees, rent, printing and binding, transportation, subsistence or per diem in lieu of subsistence (notwithstanding the provisions of any other Act), contract stenographic reporting services, official cards, expenses of delegates in visiting Colombia and Venezuela in connection with the conference, and such miscellaneous and other expenses as the President shall deem proper, fiscal year 1929, \$15,000, to remain available until June 30, 1930.

Sesquicentennial of the Discovery of the Hawaiian Islands: For the expenses of participation by the Government of the United States in the celebration of the Sesquicentennial of the Discovery of the Hawaiian Islands, as authorized by Public Resolution Numbered 13, approved March 7, 1928, including transportation, subsistence, or per diem in lieu of subsistence (notwithstanding the provisions of any previous Act), and such other expenses as the President shall deem proper, fiscal year 1929, \$5,000.

Bringing home criminals: For actual expenses incurred in bringing home from foreign countries persons charged with crime, fiscal year 1929, \$9,000.

Mixed Claims Commission, United States and Germany—Tripartite Claims Commission, United States, Austria, and Hungary: For the expenses of the Mixed Claims Commission, United States and Germany—Tripartite Claims Commission, United States, Austria, and Hungary, including the same objects and purposes specified under this head in Title I of the Act approved February 15, 1928, and including also law books and books of reference, fiscal year 1929, \$60,000: *Provided*, That the appropriations made for the expenses of these commissions for the fiscal years 1928 and 1929 shall be available also for the payment of special counsel, translators, and other technical experts heretofore or hereafter employed by contract without regard to the provisions of any other statute, and for contract stenographic reporting services without regard to section 3709 of the Revised Statutes of the United States.

General and Special Claims Commissions, United States and Mexico: The appropriations for the General and Special Claims Commissions, United States and Mexico, for the fiscal years 1928 and 1929 shall be available also for the payment of special counsel, translators, and other technical experts heretofore or hereafter employed by contract without regard to the provisions of any other statute, and for contract stenographic reporting services without regard to section 3709 of the Revised Statutes of the United States.

International Exposition at Seville, Spain: For an additional amount for the International Exposition at Seville, Spain, including the same objects specified under this head in the Act making appropriations for the Department of State for the fiscal year 1929, \$100,000.

Payment to the Government of France on account of damages sustained by the French Steamship *Madeleine*: For payment to the Government of France in full settlement of its claim for reimbursement for damages sustained by the French Steamship *Madeleine* in a collision with the United States Steamship *Kerwood* in the harbor of Brest, France, on May 11, 1918, of a sum equivalent to 3,550 pounds sterling 2 shillings 5 pence, as authorized by the Act approved May 14, 1928, fiscal years 1928 and 1929, \$17,395.59.

American International Institute for the Protection of Childhood: For the annual contribution of the United States of \$2,000 per annum to the American International Institute for the Protection of Childhood at Montevideo, Uruguay, as authorized by Public Resolution

Expenses of participation.  
*Ante*, p. 403.

Hawaiian Islands Sesquicentennial.  
Expenses of participation in.  
*Ante*, p. 247.

Bringing home criminals.

World War claims.  
German mixed Claims Commission.

Tripartite Claims Commission with Austria and Hungary.  
*Ante*, p. 74.

*Proviso*.  
Technical, etc., services.

R. S. sec. 3709, p. 733.

Mexican Claims Commissions.  
Vol. 44, p. 1190.  
*Ante*, p. 74.

R. S. sec. 3709, p. 733.

International Exposition, Seville, Spain.

*Ante*, p. 75.

France.  
Indemnity to, for collision damages to French Steamship "*Madeleine*."

*Ante*, p. 512.

American International Institute for Protection of Childhood.  
Annual contribution.  
*Ante*, p. 487.

Numbered 31, approved May 3, 1928, fiscal years 1928 and 1929, \$4,000.

International Congress of Americanists, Twenty-third. Contribution.

Twenty-third International Congress of Americanists: For the contribution of the United States toward defraying the expenses of the Twenty-third International Congress of Americanists, to be held in New York City during the week beginning September 17, 1928, as authorized by public resolution approved May 23, 1928, fiscal year 1929, \$5,000.

*Ante*, p. 723.

Relief of certain Foreign Service officers. Joseph C. Grew.

Relief of Joseph C. Grew and other officers of the Foreign Service: For the payment to Joseph C. Grew, formerly American minister at Copenhagen, Denmark, the sum of \$6,150.65, such sum representing the amount embezzled from Government funds in the United States legation at Copenhagen by the cashier of the legation between March 31 and July 1, 1921; to Francis B. Keene, formerly American consul general at Rome, Italy, the sum of \$95.21, such sum representing the amount of Government funds stolen from the safe cabinet in the American consulate general at Rome, Italy, on the night of April 28, 1921; to Norton F. Brand, as American consul at Fernie, British Columbia, the sum of \$1,397.25, such sum representing the unpaid balance of the United States Government funds deposited by him in the Home Bank of Canada at Fernie, British Columbia, such bank having suspended payment of deposits on August 16, 1923; to Richard L. Sprague, as American consul at Gibraltar, the sum of \$1,897.87, being reimbursement for moneys actually expended by him in the settlement of a judgment of the Supreme Court of Gibraltar, dated April 17, 1926, in favor of Smith Imossi and Company, covering a claim of that company for the relief of American seamen from the steamer Kanabec at Gibraltar in 1920, and the sum of \$278.95, being reimbursement for moneys personally advanced by him for the relief of said seamen, as authorized and directed by the Act approved May 21, 1928, fiscal years 1928 and 1929, \$9,819.93.

Francis B. Keene.

Norton F. Brand.

Richard L. Sprague.

*Post*, p. 1354.

Treasury Department.

TREASURY DEPARTMENT

Secretary's Office.

OFFICE OF THE SECRETARY

War Claims Act, 1928. Payments under. *Ante*, p. 259.

Settlement of War Claims Act of 1928: For carrying out the provisions of the Settlement of War Claims Act of 1928, approved March 10, 1928, \$50,000,000, to remain available until expended.

Damages claims.

Damage claims: To pay claims for damages to or losses of privately owned property adjusted and determined by the Treasury Department, 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 sums not exceeding \$1,000 in any one case," approved December 28, 1922, as fully set forth in Senate Document Numbered 124 and House Document Numbered 271, Seventieth Congress, \$3,209.28.

Vol. 42, p. 1066.

Cape Cod Canal. Payment of bonds, etc. Vol. 44, p. 1016.

Cape Cod Canal Bonds: For payment of the \$6,000,000 5 per centum fifty-year first-mortgage bonds of the Boston, Cape Cod and New York Canal Company, as authorized in section 2 of an Act entitled "An Act authorizing the construction, repair, and preservation of certain public works on rivers and harbors, and for other purposes," approved January 21, 1927, including the payment of interest from the date that title to the Cape Cod Canal passes to the United States to January 1, 1929, advertising, and other necessary expenses in connection therewith, \$6,230,000, to remain available until expended.



## CONTINGENT EXPENSES, TREASURY DEPARTMENT

**Labor-saving machines:** For an additional amount required for the purchase of labor-saving machines and supplies for same, including the same objects of expenditure specified under this head in the Act making appropriations for the Treasury Department for the fiscal year 1928, \$20,000.

The appropriations "Public-debt service," "Collecting the internal revenue," "Enforcement of Narcotic and National Prohibition Acts," "Pay of personnel and maintenance of hospitals, Public Health Service," and "Expenses, division of venereal diseases, Public Health Service," for the fiscal years 1927, 1928, and 1929 are hereby made available for the payment of items otherwise properly chargeable to the appropriations made for contingent expenses of the Treasury Department, the provisions of section 6, Act of August 23, 1912 (Thirty-seventh Statutes, page 414), to the contrary notwithstanding.

## PUBLIC DEBT SERVICE

**Not exceeding \$309,000** of the amount appropriated for distinctive paper for United States securities in the Act making appropriations for the Treasury Department for the fiscal year 1929, shall be available immediately for the purchase of not exceeding 600,000 pounds of distinctive paper for United States currency and national-bank currency.

## CUSTOMS SERVICE

**Collecting the revenue from customs:** For an additional amount for collecting the revenue from customs, including the same objects specified under this head in the Act making appropriations for the Treasury Department for the fiscal year 1929, \$543,560.

For the purchase of equipment for the new appraiser's stores building at New York, New York, authorized to be acquired under the Act of March 4, 1927, including the installation thereof, the reconditioning of laboratory and other equipment in the old appraiser's stores, and the transfer to and installation in the new building of equipment now in use in the old building, fiscal year 1929, \$125,000, to be available immediately.

## BUREAU OF THE MINT

**Coinage of medal of Colonel Charles A. Lindbergh:** For carrying out the provisions of the public resolution entitled "Joint resolution to provide for the coinage of a medal in commemoration of the achievements of Colonel Charles A. Lindbergh," approved May 4, 1928, \$1,500, to remain available until June 30, 1929.

## COAST GUARD

**Death gratuities:** Not exceeding \$5,000 of the amount appropriated "For pay and allowances prescribed by law, and so forth," in the Act making appropriations for the Treasury and Post Office Departments for the fiscal year 1928, may be transferred to the appropriation in such Act "For carrying out the provisions of the Act of June 4, 1920."

## BUREAU OF ENGRAVING AND PRINTING

The limitation in the Act making appropriations for the Treasury Department for the fiscal year 1928, as to the number of delivered sheets of checks, drafts, and miscellaneous work is increased from 7,400,431 to 8,433,864.

Not to exceed \$15,000 of the appropriation for materials and miscellaneous expenses, Bureau of Engraving and Printing, included

Contingent expenses.

Labor saving machines, etc.

Designated appropriations made available for items of contingent expenses.

Vol. 37, p. 414.

Public Debt Service.

Distinctive paper for securities.

*Ante*, p. 166.

Customs Service.

Collecting customs revenue.

New appraiser's stores building, New York, N. Y. Purchase of equipment, etc.  
Vol. 44, p. 1416.

Transfer of present equipment.

Bureau of the Mint.

Colonel Charles A. Lindbergh. Gold medal to be coined and presented to.  
*Ante*, p. 490.

Coast Guard.

Death gratuities. Transfer of appropriation.

Vol. 44, p. 1035.

Vol. 41, p. 825.

Engraving and Printing Bureau.

Checks, drafts, etc. Number of sheets increased.

Vol. 44, p. 1036.

Scientific investigations.

*Ante*, p. 172.

Transfer to Standards Bureau. in the Act making appropriations for the Treasury Department for the fiscal year 1929, is hereby authorized to be transferred to the Bureau of Standards for scientific investigations in connection with the work of the Bureau of Engraving and Printing.

Public Health Service.

PUBLIC HEALTH SERVICE

Quarantine service.

Quarantine service: For an additional amount for quarantine service, including the same objects specified under this head in the Act making appropriations for the Treasury Department for the fiscal year 1929, \$90,310.

Rural sanitation.

Studies of rural sanitation: For an additional amount for studies of rural sanitation, including the same objects specified under this head in the Act making appropriations for the Treasury Department for the fiscal year 1929, \$117,000.

Supervising Architect's Office.

OFFICE OF SUPERVISING ARCHITECT

Salaries.

Salaries: For an additional amount for salaries, Office of the Supervising Architect, fiscal year 1929, \$12,265.

Public buildings.

PUBLIC BUILDINGS, REPAIRS, EQUIPMENT, AND GENERAL EXPENSES

General expenses. Additional pay, architectural and engineering personnel.

General expenses: For an additional amount for salaries of architectural and engineering personnel in the District of Columbia, and so forth, including the same objects specified under this head in the Act making appropriations for the Treasury Department for the fiscal year 1929, \$157,888, of which amount not to exceed \$144,888 is made available for personal services in the District of Columbia in addition to the amount heretofore provided for that purpose: *Provided*, That of the additional amount herein appropriated not exceeding \$13,000 may be used for the rental of additional quarters in the District of Columbia for the Office of the Supervising Architect, including moving expenses, the installation of special lighting, and other incidental expenses in connection with the occupancy of such quarters.

*Ante*, p. 184.

*Proviso*. Rental of additional quarters, etc.

Outside professional services. Vol. 44, p. 631.

Outside professional services: To enable the Secretary of the Treasury to further the provisions of the Act of May 25, 1926, in providing suitable accommodations in the District of Columbia for the executive departments and independent establishments of the Government, fiscal year 1929, \$210,000; and authority is hereby granted to employ the services of private architects to prepare, as a basis for estimate, preliminary drawings for such buildings which, while not yet authorized, are contemplated in the general group as projected for location within the boundaries of the land to be acquired under authority of the Act approved January 13, 1928: *Provided*, That the total fee for such preliminary drawings shall not exceed that customarily paid for such services.

*Proviso*. Limitation on fee.

Operating expenses.

PUBLIC BUILDINGS, OPERATING EXPENSES

Joint telephone service. Contracts for, authorized.

The Secretary of the Treasury is authorized to contract for telephone service in public buildings under the control of the Treasury Department during the fiscal year ending June 30, 1929, by means of telephone switchboards or equivalent telephone switching equipment jointly serving in each case two or more Government activities where he finds that joint service is economical and in the interest of the Government and to employ the necessary operators. Payment for the expenses of such joint service, including not exceeding \$3,000 for necessary personal services connected therewith in

the Office of the Supervising Architect, shall be made from appropriations as follows:

Services in the Office of the Supervising Architect, from the appropriation "Salaries, Office of the Supervising Architect"; services of telephone operators, from the appropriation "Operating force for public buildings"; all other expenses, from the appropriation "Operating supplies for public buildings." Said appropriations shall be reimbursed for the total cost of such joint service from available appropriations for telephone expenses of the bureaus and offices receiving the service in accordance with such equitable method of apportioning the expense in each building as may be prescribed by the Secretary of the Treasury.

Payable from designated appropriations.

Reimbursement.

MISCELLANEOUS PUBLIC BUILDING PROJECTS

Baltimore, Maryland, immigration station: Of the unexpended balance of the appropriation for the construction of the immigration station, Baltimore, Maryland, not exceeding \$3,500 is made available for demolition and removal from the site of two temporary buildings.

Miscellaneous projects.

Baltimore, Md., immigration station.

Galveston, Texas, quarantine station: For replacement of water, electric light, power, and telephone services, \$37,000, to remain available until June 30, 1929: *Provided*, That the Secretary of the Treasury is authorized to enter into a contract with the city of Galveston for the construction of a water main across Galveston Harbor to connect with the quarantine station in accordance with plans and specifications as to size, location, and so forth, approved by the Secretary of the Treasury, the total cost of such water main to the Government not to exceed \$15,000 (the city of Galveston to bear any cost in excess thereof), and the city of Galveston to have the privilege of drawing off water from said main throughout its length for city or commercial use in consideration of the maintenance and repair thereof throughout its length to the quarantine station on Pelican Spit by said city of Galveston: *Provided further*, That the Secretary of the Treasury is authorized to transfer to the Coast Guard not to exceed \$22,000 for the cost of material, labor, and so forth, necessary to replace electric light, power, and telephone lines across Galveston Harbor and on Pelican Spit to the immigration and quarantine stations thereon in accordance with plans and specifications approved by the Secretary of the Treasury.

Galveston, Tex., quarantine station.

*Proviso.*  
Contract authorized to extend water main across harbor to.

Cost limitation.

Use by city.

Transfer of funds to Coast Guard for replacing electric, etc., lines.

New York (New York) post office: Repairs to skylight over workroom, \$20,000; new floor in portion of basement, \$28,000; in all, \$48,000.

New York, N. Y., post office.

Norfolk (Virginia) customhouse: For new roof covering, cornice, and so forth, \$17,000.

Norfolk, Va.

Philadelphia Mint Building: For the purchase and installation of motor generators, and expenses incident thereto, fiscal year 1929, \$35,000.

Philadelphia, Pa., Mint.

Remodeling and enlarging public buildings: For an additional amount for remodeling and enlarging public buildings, including the same objects specified under this head in the Act making appropriations for the Treasury Department for the fiscal year 1927, \$387.53.

Remodeling, etc., buildings.

Vol. 44, p. 150.

Washington, District of Columbia, Treasury Buildings: For new roof on building in the north court and reconstruction of a portion of the building for use as a sample room for the Office of the Supervising Architect, fiscal year 1929, \$8,000.

Treasury buildings. Repairs, etc.

Of the unencumbered balance of the appropriation "Liberty Loan Building, Washington, District of Columbia," for completing the construction of two additional stories, contained in the First Deficiency Act, fiscal year 1928, not exceeding \$3,500 is made available for the furnishing and installing of window shades and awnings on

Liberty Loan Building.

Window shades, screens, etc.  
*Note*, p. 34.

the fourth and fifth floors of such building and not exceeding \$20,000 for fly screens, repairs to plastering, interior and exterior painting, in the old portion of the building, and waterproofing basement walls.

Projects under section 3, Public Buildings Act.  
Vol. 44, pp. 632, 867.

**PUBLIC BUILDING PROJECTS UNDER SECTION 3, PUBLIC BUILDINGS ACT  
APPROVED MAY 25, 1926, AS AMENDED**

Missoula, Mont.

Missoula, Montana, post office, courthouse, and other Government offices: For completion, \$175,000.

Seattle, Wash.  
Site and building in lieu of former authorizations.  
Vol. 44, pp. 632, 873.

Seattle, Washington, Federal office building: For acquisition of site and commencement of construction of a suitable building for customs, appraisers' warehouse, and other governmental offices, \$500,000, at an estimated total limit of cost of \$2,175,000 which is hereby authorized to be charged against the allocation made pursuant to directions contained in the Deficiency Appropriation Act, approved July 3, 1926, from the \$15,000,000 authorization contained in section 3 of the Public Buildings Act approved May 25, 1926, as recommended, in part, by the Secretary of the Treasury and Postmaster General in a special report dated February 25, 1927 (House Document 766, Sixty-ninth Congress, second session), in lieu of the construction of a post-office building on site heretofore acquired for that purpose; and the Secretary of the Treasury is authorized to enter into a contract or contracts for such project in an amount not to exceed \$2,175,000.

St. Louis, Mo.  
Site and building in lieu of former authorization.  
Vol. 44, pp. 632, 871.

St. Louis, Missouri, courthouse, customhouse, and so forth: Toward the acquisition of a site and construction of a building in lieu of carrying out the authorization in the Act of July 3, 1926, \$600,000, in addition to the unexpended balance of any money heretofore appropriated for that purpose, which is hereby made available, under an estimated total cost of \$3,825,000; and the Secretary of the Treasury is authorized to enter into a contract or contracts for the entire foregoing estimated cost of such project: *Provided*, That any cost in excess of \$1,600,000 shall be charged against the \$100,000,000 authorized in section 5 of the Public Buildings Act approved May 25, 1926, as amended.

*Proviso.*  
Charge of excess cost of site.  
Vol. 44, p. 633.

Total appropriations for projects under section 3, Act of May 25, 1926, as amended, \$1,275,000.

Projects under section 5, Public Buildings Act.  
Vol. 44, p. 633.

**PUBLIC BUILDING PROJECTS UNDER SECTION 5, PUBLIC BUILDINGS ACT  
APPROVED MAY 25, 1926**

Contracts for sites, buildings, etc.

The Secretary of the Treasury is authorized to enter into contracts for sites or additional land for public buildings, purchase of sites and buildings thereon, commencement, completion, extension, remodeling, and rehabilitation of public buildings in amounts not exceeding the respective estimated total costs herein set forth, as follows:

Albuquerque, N. Mex.

Albuquerque, New Mexico, post office, courthouse, and so forth: For the acquisition of additional land, commencement of extension and remodeling, and construction of an annex for the accommodation of the post office, courts, and other Government offices, \$200,000 under an estimated total cost of \$900,000, or, at the discretion of the Secretary of the Treasury, the acquisition of a new site and commencement of construction, under an estimated total cost of \$1,025,000.

Alburg, Vt.

Alburg, Vermont, inspection station: For acquisition of a site and commencement of construction of a building for the accommodation of border inspection services, \$2,000, under an estimated total cost of \$56,000.

Anderson, Ind.

Anderson, Indiana, post office, and so forth: For the commencement of extension and remodeling for the accommodation of the

post office and other Government offices, \$75,000, under an estimated total cost of \$165,000.

Babb-Piegan, Montana, inspection station: For acquisition of site and commencement of construction of a building for the accommodation of border inspection services, including officers' quarters, \$1,000, under an estimated total cost of \$59,000.

Baltimore, Maryland, post office, and so forth: For continuation, \$100,000, under an estimated total cost of \$3,300,000, in lieu of \$2,575,000 fixed in the Act approved March 5, 1928.

Battle Creek, Michigan, post office, and so forth: For commencement of extension and remodeling, for the accommodation of the post office and other Government offices, \$150,000, under an estimated total cost of \$230,000.

Beaumont, Texas, post office and courthouse: For acquisition of additional land and expenses preliminary to commencement of construction, \$40,000.

Beecher Falls, Vermont, inspection station: For acquisition of site and commencement of construction of a building for the accommodation of border inspection services, \$2,000, under an estimated total cost of \$56,000.

Blaine, Washington, inspection stations: For the acquisition of two sites and commencement of construction of buildings thereon for the accommodation of border inspection services, \$60,000, under an estimated total cost of \$158,000.

Bloomington, Illinois, post office, and so forth: For acquisition of site and commencement of construction, \$100,000, under an estimated total cost of \$325,000.

Bogalusa, Louisiana, post office, and so forth: For acquisition of site and commencement of construction, \$75,000, under an estimated total cost of \$130,000.

Boise, Idaho, post office, courthouse, and so forth: For commencement of extension and remodeling for the accommodation of the post office, courts, and other Government offices, \$100,000, under an estimated total cost of \$440,000.

Boston, Massachusetts, post office, courthouse, and so forth: For demolition of the post office and subtreasury building and commencement of construction on such site of a building to accommodate the post office, courts, and other Government offices, \$200,000, under an estimated total cost of \$4,750,000.

Bridgeport, Connecticut, post office, and so forth: For acquisition of site and commencement of construction, \$700,000, under an estimated total cost of \$1,200,000.

Brooklyn, New York, post office, courthouse, and so forth: For demolition of annex buildings and commencement of extension and remodeling, for the accommodation of the post office, courts, and other Government offices, \$100,000, under an estimated total cost of \$2,700,000.

Calexico, California, inspection station: For the purchase of site and building for the accommodation of border inspection services, \$50,000.

Canon City, Colorado, post office, and so forth: For acquisition of site and commencement of construction, \$25,000, under an estimated total cost of \$100,000.

Canton, Ohio, post office, and so forth: For acquisition of additional land, demolition of building, and commencement of construction for the accommodation of the post office and other Government offices, \$300,000, under an estimated total cost of \$510,000, or, at the discretion of the Secretary of the Treasury, the acquisition of a new site and commencement of construction, under an estimated total cost of \$575,000.

Babb-Piegan, Mont.

Baltimore, Md.  
Post office, etc.  
*Ante*, p. 178.

Battle Creek, Mich.

Beaumont, Tex.

Beecher Falls, Vt.

Blaine, Wash.

Bloomington, Ill.

Bogalusa, La.

Boise, Idaho.

Boston, Mass.  
Post office, court-  
house, etc.

Bridgeport, Conn.

Brooklyn, N. Y.  
Post office, court-  
house, etc.Calexico, Calif.  
*Post*, p. 1656.

Canon City, Colo.

Canton, Ohio.

- Casper, Wyo. Casper, Wyoming, post office, courthouse, and so forth: For acquisition of site and commencement of construction, \$100,000, under an estimated total cost of \$400,000.
- Chicago, Ill.  
Post office, etc. Chicago, Illinois, post office and other Government offices: For commencement of construction for the accommodation of the post office and other Government offices, \$300,000, under an estimated total cost of \$14,250,000.
- Clarksburg, W. Va. Clarksburg, West Virginia, post office, courthouse, and so forth: For acquisition of site and commencement of construction, \$175,000, under an estimated total cost of \$475,000.
- Cumberland, Md. Cumberland, Maryland, courthouse, post office, and so forth: For acquisition of additional land, commencement of extension and remodeling, for the accommodation of the courts, post office, and other Government offices, \$75,000, under an estimated total cost of \$265,000.
- Douglas, Ariz. Douglas, Arizona, inspection station: For acquisition of site and commencement of construction of a building for the accommodation of border inspection services, \$35,000, under an estimated total cost of \$65,000.
- El Dorado, Ark. El Dorado, Arkansas, post office, courthouse, and so forth: For acquisition of site and commencement of construction, \$75,000, under an estimated total cost of \$425,000, or, at the discretion of the Secretary of the Treasury, acquisition of additional land, and commencement of construction of a new building for the accommodation of the post office, courts, and other Government offices, at an estimated total cost of \$410,000.
- El Paso, Tex. El Paso, Texas, Federal office building: For the acquisition of site and commencement of construction of a building for the accommodation of public health, customs, immigration, and other Government offices, \$50,000, under an estimated total cost of \$535,000.
- Fairfield, Iowa. Fairfield, Iowa, post office, and so forth: For commencement of construction of a building for the accommodation of the post office and other Government offices, \$50,000, under an estimated total cost of \$110,000.
- Fall River, Mass. Fall River, Massachusetts, customhouse and post office: For acquisition of additional land, demolition and commencement of construction, for the accommodation of the customhouse, post office, and other Government offices, \$575,000, under an estimated total cost of \$995,000.
- Fitchburg, Mass. Fitchburg, Massachusetts, post office, and so forth: For commencement of extension and remodeling for the accommodation of the post office and other Government offices, \$75,000, under an estimated total cost of \$150,000.
- Fort Fairfield, Me. Fort Fairfield, Maine, inspection station: For acquisition of site and commencement of construction of building for the accommodation of border inspection services, \$8,500, under an estimated total cost of \$63,000.
- Galveston, Tex.  
Marine hospital. Galveston, Texas, marine hospital: For acquisition of site and commencement of construction of a marine hospital, together with necessary auxiliary structures and facilities, outside service lines and approach work, \$100,000, under an estimated total cost of \$740,000.
- Greensboro, N. C. Greensboro, North Carolina, post office, courthouse, and so forth: For acquisition of site and commencement of construction, \$250,000, under an estimated total cost of \$900,000.
- Hartford, Conn. Hartford, Connecticut, post office, courthouse, and so forth: For acquisition of site and commencement of construction, \$700,000, under an estimated total cost of \$2,000,000.
- Haverhill, Mass. Haverhill, Massachusetts, post office, and so forth: For demolition of building and toward construction on present site enlarged by land to be donated, \$50,000, under an estimated total cost of \$250,000.

Havre, Montana, post office, and so forth: For acquisition of site and commencement of construction, \$50,000, under an estimated total cost of \$200,000.

Havre, Mont.

Highgate Springs, Vermont, inspection station: For acquisition of site and commencement of construction of a building for the accommodation of border inspection services, including officers' quarters, \$1,500, under an estimated total cost of \$60,000.

Highgate Springs,  
Vt.

Honolulu, Hawaii, post office, courthouse, and customhouse: For commencement of extension and remodeling, \$100,000, under an estimated total cost of \$400,000.

Honolulu, Hawaii.

Houlton, Maine, inspection station: For acquisition of site and commencement of construction of building for the accommodation of border inspection services, \$10,500, under an estimated total cost of \$65,000.

Houlton, Me.

Iowa City, Iowa, post office, and so forth: For acquisition of additional land and commencement of extension and remodeling for the accommodation of the post office and other Government offices, \$50,000, under an estimated total cost of \$190,000.

Iowa City, Iowa.

Ironwood, Michigan, post office, and so forth: For acquisition of site and commencement of construction, \$50,000, under an estimated total cost of \$185,000: *Provided*, That the Secretary of the Treasury, in his discretion, may accept a title to a site for such building which reserves or excepts all coal or other minerals with the right of mining same.

Ironwood, Mich.

*Provided.*  
Title with mineral  
rights reserved.

Junction City, Kansas, post office, and so forth: For acquisition of site and commencement of construction, \$25,000, under an estimated total cost of \$100,000.

Junction City, Kans.

Kenosha, Wisconsin, post office, and so forth: For the acquisition of a site to be acquired by the exchange therefor of a portion of the present site and building thereon, the purchase of additional land, and for the construction on said site of a building for the accommodation of a post office and other Government offices, \$125,000, under an estimated total cost of \$300,000, or, in the discretion of the Secretary of the Treasury, the purchase of a site and the construction thereon of a building for the purposes aforesaid, at an estimated total cost of \$350,000.

Kenosha, Wis.

Kingsport, Tennessee, post office, and so forth: For acquisition of site and commencement of construction, \$50,000, under an estimated total cost of \$215,000.

Kingsport, Tenn.

Klamath Falls, Oregon, post office, and so forth: For acquisition of site and commencement of construction, \$50,000, under an estimated total cost of \$255,000.

Klamath Falls, Oreg.

Lewistown, Montana, post office, and so forth: For acquisition of site and commencement of construction, \$50,000, under an estimated total cost of \$165,000.

Lewistown, Mont.

Long Beach, California, post office, and so forth: For acquisition of a new site, or, at the discretion of the Secretary of the Treasury, the acquisition of additional land and commencement of construction of a building for the accommodation of the post office and other Government offices, \$300,000, under an estimated total cost of \$725,000.

Long Beach, Calif.

Lubbock, Texas, post office, and so forth: For acquisition of site and commencement of construction, \$50,000, under an estimated total cost of \$160,000.

Lubbock, Tex.

Lumberton, Mississippi, post office, and so forth: For acquisition of site and commencement of construction, \$20,000, under an estimated total cost of \$60,000.

Lumberton, Miss.

Lynchburg, Virginia, post office and courthouse: For the exchange of the present Federal building and site on such terms as the Secretary of the Treasury may deem proper, but without cost to the Gov-

Lynchburg, Va.

- ernment, for a new site upon which to construct a building at an estimated total cost of \$550,000.
- McMinnville, Tenn. McMinnville, Tennessee, post office, and so forth: For acquisition of site and commencement of construction, \$20,000, under an estimated total cost of \$85,000.
- Manchester, N. H. Manchester, New Hampshire, post office and other Government offices: For acquisition of additional land and commencement of extension and remodeling for the accommodation of the post office and other Government offices, \$160,000, under an estimated total cost of \$450,000.
- Memphis, Tenn. Memphis, Tennessee, customhouse, courthouse, and post office: For commencement of extension and remodeling, \$150,000, under an estimated total cost of \$900,000.
- Milwaukee, Wis. Milwaukee, Wisconsin, post office, courthouse, and customhouse: For commencement of extension and remodeling, for the accommodation of the post office, courthouse, customhouse, and other Government offices, \$100,000, under an estimated total cost of \$1,850,000.
- Morgantown, W. Va. Morgantown, West Virginia, post office, and so forth: For acquisition of additional land and commencement of extension and remodeling for the accommodation of the post office and other Government offices, \$50,000, under an estimated total cost of \$125,000.
- New Bern, N. C. New Bern, North Carolina, post office, courthouse, customhouse, and so forth: For acquisition of additional land and commencement of extension and remodeling for the accommodation of the post office, courts, customs, and other Government offices, \$50,000, under an estimated total cost of \$210,000.
- New Orleans, La. Quarantine station. New Orleans, Louisiana, quarantine station: For commencement of construction, on a site owned by the Government, of a new quarantine station, together with necessary auxiliary structures and facilities, outside service lines, and approach work, \$150,000, under an estimated total cost of \$425,000.
- New Philadelphia, Ohio. New Philadelphia, Ohio, post office, and so forth: For commencement of construction for the accommodation of the post office and other Government offices, \$50,000, under an estimated total cost of \$100,000.
- New York, N. Y. Courthouse, etc. Post, p. 1660. New York, New York, courthouse, and so forth: For acquisition of site and expenses preliminary to commencement of construction, \$2,000,000.
- Post office, etc. New York, New York, post office, and so forth: For acquisition of site, at a limit of cost not to exceed \$2,000,000, \$2,000,000.
- Noyes, Minn. Noyes, Minnesota, inspection station: For acquisition of site and commencement of construction of a building for the accommodation of border inspection services, \$5,500, under an estimated total cost of \$78,000.
- Ogden, Utah. Ogden, Utah, post office and courthouse: For acquisition of additional land and expenses preliminary to commencement of construction, \$25,000.
- Okmulgee, Okla. Okmulgee, Oklahoma, post office, courthouse, and so forth: For acquisition of site and commencement of construction, \$75,000, under an estimated total cost of \$330,000.
- Ottawa, Ill. Ottawa, Illinois, post office, and so forth: For commencement of extension and remodeling for the accommodation of the post office and other Government offices, \$50,000, under an estimated total cost of \$75,000.
- Passaic, N. J. Passaic, New Jersey, post office, and so forth: For acquisition of additional land and commencement of construction of a building for the accommodation of the post office and other Government offices, \$75,000, under an estimated total cost of \$350,000.
- Paterson, N. J. Paterson, New Jersey, post office, and so forth: For demolition of building and commencement of construction for the accommodation



of the post office and other Government offices, \$325,000, under an estimated total cost of \$500,000, or, at the discretion of the Secretary of the Treasury, the acquisition of site and commencement of construction, under an estimated total cost of \$800,000.

Pittsburgh, Pennsylvania, post office, courthouse, and so forth: For commencement of construction of a building for the accommodation of the post office, courts, and other Government offices, \$300,000, under an estimated total cost of \$6,425,000.

Portland, Maine, post office, and so forth: For acquisition of site and commencement of construction, \$225,000, under an estimated total cost of \$850,000.

Portsmouth, Virginia, post office, customhouse, and so forth: For acquisition of additional land and commencement of extension and remodeling for the accommodation of the post office, customs, and other Government offices, \$50,000, under an estimated total cost of \$140,000.

Racine, Wisconsin, post office, and so forth: For acquisition of site and commencement of construction, \$175,000, under an estimated total cost of \$500,000.

Reno, Nevada, post office, and so forth: For demolition of building and commencement of construction, or, at the discretion of the Secretary of the Treasury and upon such terms as he shall deem proper, the exchange of the present site and building for a new site and commencement of construction, \$150,000, under a total estimated cost of \$450,000, or, at his discretion, the acquisition of a new site and commencement of construction, under a total estimated cost of \$565,000.

Richmond, Virginia, post office, courthouse, and customhouse: For commencement of extension and remodeling, \$100,000, under an estimated total cost of \$1,500,000.

Rouses Point, New York, inspection stations: For acquisition of two sites and commencement of buildings thereon for the accommodation of border inspection services, \$26,000, under an estimated total cost of \$153,000.

Saint Johns, North Dakota, inspection station: For acquisition of site and commencement of construction of a building for the accommodation of border inspection services, including officers' quarters, \$1,000, under an estimated total cost of \$59,000.

Salisbury, North Carolina, post office: For acquisition of additional land and expenses preliminary to commencement of construction, \$25,000.

Salt Lake City, Utah, post office, courthouse, and so forth: For acquisition of additional land and commencement of extension and remodeling, for the accommodation of the post office, courts, and other Government offices, \$400,000, under an estimated total cost of \$1,115,000.

San Bernardino, California, post office, and so forth: For acquisition of additional land and commencement of construction of a building for the accommodation of the post office and other Government offices, \$75,000, under an estimated total cost of \$325,000.

San Ysidro, California, inspection station: For acquisition of site and commencement of construction of a building for the accommodation of border inspection services, \$40,000, under an estimated total cost of \$105,000.

Savannah, Georgia, post office, courthouse, and so forth: For acquisition of additional land and commencement of extension and remodeling of a building for the accommodation of the post office, courts, and other Government offices, \$300,000, under an estimated total cost of \$900,000.

Pittsburgh, Pa.

Portland, Me.

Portsmouth, Va.

Racine, Wis.  
Post, p. 1661.

Reno, Nev.

Richmond, Va.

Rouses Point, N. Y.

Saint Johns, N. Dak.

Salisbury, N. C.

Salt Lake City,  
Utah.San Bernardino,  
Calif.

San Ysidro, Calif.

Savannah, Ga.

- Seattle, Wash. Immigration station, etc. Seattle, Washington, immigrant station, assay office, and so forth: For commencement of construction on the site previously acquired for a post-office building, \$100,000, under an estimated total cost of \$585,000.
- Sheffield, Ala. Sheffield, Alabama, post office, and so forth: For acquisition of site and commencement of construction, \$50,000, under an estimated total cost of \$95,000.
- Sioux Falls, S. Dak. Sioux Falls, South Dakota, post office, court house, and so forth: For acquisition of additional land and commencement of extension and remodeling, for the accommodation of the post office, courts, and other Government offices, \$100,000, under an estimated total cost of \$265,000.
- South Bend, Ind. South Bend, Indiana, post office, courthouse, and so forth: For acquisition of site and commencement of construction, \$300,000, under an estimated total cost of \$1,000,000.
- South Saint Paul, Minn. South Saint Paul, Minnesota, post office, and so forth: For acquisition of site and commencement of construction, \$50,000, under an estimated total cost of \$120,000.
- Spartanburg, S. C. Spartanburg, South Carolina, post office, courthouse, and so forth: For acquisition of site and commencement of construction, \$125,000, under an estimated total cost of \$420,000.
- Springfield, Mass. Springfield, Massachusetts, post office, courthouse, and so forth: For acquisition of site and commencement of construction, \$600,000, under an estimated total cost of \$1,450,000.
- Sterling, Colo. Sterling, Colorado, post office, courthouse, and so forth: For commencement of construction of the building, \$50,000, under an estimated total cost, except for the courts, of \$120,000: *Provided*, That such building shall be so constructed that accommodations for the courts may be added later.
- Proviso.*  
Additions later.  
*Post*, p. 1662.
- Tampa, Fla. Tampa, Florida, courthouse, post office, customhouse, and so forth: For commencement of extension and remodeling for the accommodation of the courts, post office, customs, and other Government offices, \$100,000, under an estimated total cost of \$550,000.
- Taylor, Tex. Taylor, Texas, post office, and so forth: For commencement of construction, for the accommodation of the post office and other Government offices, \$50,000, under an estimated total cost of \$115,000.
- Toledo, Ohio. Toledo, Ohio, courthouse, customhouse, and other Government offices: For acquisition of site and commencement of construction, \$200,000, under an estimated total cost of \$960,000.
- Topeka, Kans. Topeka, Kansas, post office and courthouse: For acquisition of additional land and expenses preliminary to commencement of construction, \$115,000.
- Trenton, N. J. Trenton, New Jersey, post office, courthouse, and so forth: For acquisition of additional land, demolition of building, and commencement of construction for the accommodation of the post office, courthouse, and other Government offices, \$800,000, under an estimated total cost of \$1,435,000, or, at the discretion of the Secretary of the Treasury, the acquisition of a new site and commencement of construction, under an estimated total cost of \$1,650,000.
- Trout River, N. Y. Trout River, New York, inspection station: For acquisition of site and commencement of construction of building for the accommodation of border inspection services, \$5,500, under an estimated total cost of \$60,000.
- Tucson, Ariz. Tucson, Arizona, post office, courthouse, and so forth: For commencement of construction of a building for the accommodation of the post office, courts, and other Government offices, \$100,000, under an estimated total cost of \$540,000.
- Tulsa, Okla. Tulsa, Oklahoma, post office, courthouse, and so forth: For acquisition of additional land and commencement of extension and remodeling for the accommodation of the post office, courts, and

other Government offices, \$285,000, under an estimated total cost of \$1,160,000.

Tyrone, Pennsylvania, post office, and so forth: For commencement of construction of a building for the accommodation of the post office and other Government offices, \$50,000, under an estimated total cost of \$125,000.

Tyrone, Pa.

Woonsocket, Rhode Island, post office, and so forth: For acquisition of additional land and commencement of extension and remodeling, for the accommodation of the post office and other Government offices, \$75,000, under an estimated total cost of \$165,000.

Woonsocket, R. I.

Youngstown, Ohio, post office, courthouse, and so forth: For acquisition of additional land and commencement of extension and remodeling, for the accommodation of the post office, courts, and other Government offices, \$100,000, under an estimated total cost of \$310,000.

Youngstown, Ohio.

Total appropriations for projects under section 5, Act of May 25, 1926, as amended, \$16,238,500.

Any appropriation herein made toward the combined purpose of acquiring land and starting construction shall not be construed to prevent the Secretary of the Treasury from contracting for the necessary land in an amount in excess of such appropriation if, in his judgment, a balance will remain in the limit of cost sufficient to cover complete construction of the building.

Additional land authorization.

#### ACQUISITION OF TRIANGLE PROPERTIES IN THE DISTRICT OF COLUMBIA UNDER THE ACT APPROVED JANUARY 13, 1928

Triangle properties in Washington, D. C.

For the acquisition of property as authorized by the Act entitled "An Act authorizing the Secretary of the Treasury to acquire certain lands within the District of Columbia to be used as sites for public buildings," approved January 13, 1928, fiscal year 1929, \$7,000,000.

Acquisition of, as sites for public buildings.  
*Ante*, p. 51.  
*Post*, p. 1663.

#### NOGALES, ARIZONA, INTERNATIONAL STREET

Nogales, Ariz.

For grading and paving, with the necessary retaining walls, storm sewers, the installation of an ornamental lighting system, and other items necessary in connection therewith, of the Federal strip known as International Street, as authorized in the Act approved May 16, 1928, fiscal years 1928 and 1929, \$40,000.

International Street, paving, etc.  
*Post*, p. 1663.

*Ante*, p. 589.

### WAR DEPARTMENT—MILITARY ACTIVITIES

War Department.  
Military activities.

#### ADJUTANT GENERAL'S OFFICE

Adjutant General's Office.

Administrative expenses, World War adjusted compensation Act: For administrative expenses, including temporary personal services in the District of Columbia, to enable the Secretary of War to complete the duties required of him by the World War Adjusted Compensation Act approved May 19, 1924, as amended, \$100,000, to remain available until June 30, 1929.

World War Adjusted Compensation Act.  
Administrative expenses.  
Vol. 43, p. 121.

#### OFFICE OF THE JUDGE ADVOCATE GENERAL

Judge Advocate General's Office.

Settlement of War Claims, Act of 1928: For every expenditure requisite for and incident to the work of the War Department in connection with the settlement of war claims as authorized by the Act entitled, "An Act to provide for the settlement of certain claims of American nationals against Germany, Austria, and Hungary, and of nationals of Germany, Austria, and Hungary, against the United States and for the ultimate return of all property held by the Alien Property Custodian," approved March 10, 1928, including the authorized traveling expenses of commissioned officers and other

Settlement of war claims.  
Expenses of.  
*Ante*, p. 254.

employees, rent in the District of Columbia and in foreign countries, the employment of personal services in the District of Columbia and elsewhere, without regard to the civil service laws and regulations or to the Classification Act of 1923, printing, binding, photographing, stationery, office supplies and equipment, and such other expenses as may be necessary and proper for carrying out the provisions of the Act herein referred to, fiscal years 1928 and 1929, \$160,000.

Finance department.

FINANCE DEPARTMENT

Damages claims.

Damage claims: To pay claims for damages to or losses of privately owned property adjusted and determined by the War Department 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 sums not exceeding \$1,000 in any one case," approved December 28, 1922, as fully set forth in Senate Document Numbered 124 and House Document Numbered 271, Seventieth Congress, \$152.25.

Vol. 42, p. 1066.

Franklin Ice Cream Company.  
Settlement of claim for losses sustained.  
Vol. 44, p. 1809.

Claim of the Franklin Ice Cream Company: For the settlement under the provisions of the Act approved March 3, 1927, of the claim of the Franklin Ice Cream Company for losses sustained in conducting a wholesale and retail dairy and ice cream business on the zone of camp activities and amusements at Camp Funston, Kansas, during the World War, \$23,445.95.

Quartermaster Corps.

QUARTERMASTER CORPS

Construction at military posts.  
Schofield Barracks, Hawaii.

Construction at military posts: For construction and installation of buildings, utilities, and appurtenances thereto, at Schofield Barracks, Hawaii, \$65,000, as authorized by the Act approved March 27, 1928; Fort Humphreys, Virginia, \$80,000, as authorized by the Act approved March 28, 1928; Fort Benjamin Harrison, Indiana, \$375,000; and new primary flying school and flying field, San Antonio, Texas, \$587,975, as authorized by the Act approved February 18, 1928; in all, \$1,107,975, to remain available until expended: *Provided*, That in addition to the amount herein appropriated the Secretary of War is authorized to enter into contracts for the construction and installation at the new primary flying school and flying field, San Antonio, Texas, of buildings, utilities, and appurtenances thereto, as authorized by the Act approved February 18, 1928, to an amount not in excess of \$2,685,000: *Provided further*, That the sum of \$1,011,000, appropriated for barracks at Brooks Field and Kelly Field, Texas, by the First Deficiency Act, fiscal year 1928, and the sum of \$780,000, appropriated for barracks and officers' quarters at Brooks Field and Kelly Field, Texas, by the War Department Appropriation Act, fiscal year 1929, are hereby made available for expenditure for the same purposes at the new primary flying school and flying field, San Antonio, Texas, as authorized by the Act approved February 18, 1928, to remain available until expended: *Provided further*, That the sum of \$610,000, authorized by the Act approved February 18, 1928, for the construction of hangars and other technical buildings at Brooks and Kelly Fields, Texas, and appropriated for in the War Department Appropriation Act, fiscal year 1929, approved March 23, 1928, is hereby made available for expenditure for the same purposes at the new primary flying school and flying field, San Antonio, Texas, to remain available until expended: *Provided further*, That no funds shall be expended for building, utilities, and appurtenances at the new primary flying school and flying field in the vicinity of San Antonio, Texas, until the lands therefor have been accepted by the Secretary of War, as

*Ante*, p. 372.  
Fort Humphreys, Va.  
*Ante*, p. 374.  
Fort Benjamin Harrison, Ind.  
San Antonio, Tex.  
Flying school and field.

*Ante*, p. 129.  
*Provision*.  
Contracts authorized.

Use of former appropriations for Brooks Field and Kelly Field.  
*Ante*, p. 35.

Additional.  
*Ante*, p. 129.

Subject to acceptance of lands.

provided for in said Act approved February 18, 1928: *And provided further*, That the several sums herein appropriated or made available for expenditure at Schofield Barracks, Hawaii, Fort Humphreys, Virginia, Fort Benjamin Harrison, Indiana, and the new primary flying school and flying field, San Antonio, Texas, shall be available for the engagement, by contract or otherwise, of the services of architects, or firms, or partnerships thereof, and other technical and professional personnel as may be deemed necessary without regard to civil-service requirements and restrictions of law governing the employment and compensation of employees of the United States.

Walter Reed General Hospital: For construction and installation of buildings, utilities, and appurtenances thereto at Walter Reed General Hospital, District of Columbia, as authorized by the Act entitled "An Act to authorize appropriations for construction at military posts, and for other purposes," approved May , 1928, including also the engagement by contract or otherwise, of the services of architects, or firms, or partnerships thereof, and other technical and professional personnel as may be deemed necessary without regard to civil-service requirements and restrictions of law governing the employment and compensation of employees of the United States, \$300,000, to remain available until expended.

For an additional amount for completion of hospital, including utilities and appurtenances thereto at Selfridge Field, Michigan, as authorized by an Act entitled "An Act to authorize appropriations for construction at military posts and for other purposes," approved May , 1928, \$50,000.

For construction and installation of buildings, utilities, and appurtenances thereto at Fort Wadsworth, New York, as authorized by the Act entitled "An Act to authorize an appropriation to complete construction at Fort Wadsworth, New York," approved April 23, 1928, including also the engagement by contract or otherwise, of the services of architects, or firms, or partnerships thereof, and other technical and professional personnel as may be deemed necessary without regard to civil-service requirements and restrictions of law governing the employment and compensation of employees of the United States, \$40,000.

For the acquisition of approximately one acre of land at Selfridge Field, Michigan, for a railroad right of way, as authorized by the Act approved May 16, 1928, fiscal years 1928 and 1929, \$1,750.

To complete the acquisition of a tract of land known as the Kalena tract, as authorized by the Act entitled "An Act to authorize an appropriation to complete the purchase of real estate in Hawaii," approved May 16, 1928, fiscal years 1928 and 1929, \$34,700.

Water and sewers at military posts: Not to exceed \$15,000 of the appropriation for "Water and sewers at military posts" for the fiscal year 1927 may be expended under the direction of the authorities of Franklin County, Ohio, for extending and connecting the county sewer system to the post sewer system, Columbus general reserve depot, to remain available until June 30, 1929.

Roads, walks, wharves, and drainage: For completing the construction of the military roads at the Presidio of San Francisco, California, as authorized by the Act entitled "An Act to authorize appropriations for the construction of roads at the Presidio of San Francisco, California," approved May 3, 1928, \$47,200, to remain available June 30, 1929.

Acquisition of land, Fort Monmouth, New Jersey: For the acquisition of land at Fort Monmouth, New Jersey, as authorized by the Act entitled "An Act to provide for the purchase of land in connection with the Fort Monmouth Military Reservation, New

Employment of technical services authorized.

Walter Reed Hospital, D. C.  
Additional facilities.  
*Ante*, p. 748.

Engagement of technical services.

Selfridge Field, Mich.  
Hospital, etc.  
*Ante*, p. 572.

Fort Wadsworth, N. Y.  
Completion of barracks.  
*Ante*, p. 453.

Selfridge Field, Mich.  
Purchase of land for rights of way.  
*Ante*, p. 572.

Kalena tract, Hawaii.  
Acquisition of.  
*Ante*, p. 591.

Columbus Depot, Ohio.  
Extension of sewer system.  
Amount available.  
Vol. 44, p. 265.

Presidio of San Francisco, Calif.  
Completing roads.  
*Ante*, p. 484.

Fort Monmouth, N. J.  
Acquisition of land.  
*Ante*, p. 251.

Jersey," approved March 9, 1928, \$1,000, to remain available until June 30, 1929.

## Air Corps.

## AIR CORPS

Wright Field, Dayton, Ohio.  
Transferring plant, etc.  
*Ante*, p. 299.

For continuing the transfer of the experimental and testing plant of the Air Corps to a permanent site at Wright Field, Dayton, Ohio, and the construction and installation thereon of the technical buildings and utilities and appurtenances as authorized by the Act approved March 10, 1928, \$300,000, to remain available until June 30, 1929.

Incurring obligations.  
Sum available for.  
Vol. 43, p. 906.

The sum of \$18,555 of the appropriation for Air Service, Army, contained in the Act making appropriations for the War Department for the fiscal year 1926, shall remain available until June 30, 1929, for the payment of obligations incurred under contracts executed prior to July 1, 1926.

## Engineer Corps.

## CORPS OF ENGINEERS

Skilled draftsmen, etc.  
Additional amount for.  
*Ante*, p. 341.

In addition to the sum authorized under this head in the War Department Appropriation Act for the fiscal year 1929, approved March 23, 1928, further expenditure of not to exceed \$29,200 from appropriations heretofore made is authorized for employment only in the office of the Chief of Engineers of the services of skilled draftsmen, civil engineers, and such other services as the Secretary of War may deem necessary to carry into effect the various appropriations for rivers and harbors, surveys, and preparation for and the consideration of river and harbor estimates and bills, to be paid from such appropriations.

## Military surveys and maps.

Military surveys and maps: For the execution of topographic and other surveys, including the same objects specified under this head in the War Department Appropriation Act for the fiscal year 1928, \$45,000, to remain available until December 31, 1929.

San Juan, Porto Rico.  
Preservation, etc., of fortifications.

For the protection, preservation, and repair of the historical fortifications at San Juan, Porto Rico, \$4,400, to remain available until expended.

## Ordnance Department.

## ORDNANCE DEPARTMENT

Ammunition storage facilities.  
*Post*, p. 1464.

Ammunition storage facilities, Army: Toward providing ammunition storage facilities (limit of cost \$3,316,505), in accordance with the primary recommendations contained in House Document Numbered 199, Seventieth Congress, except as to Raritan, New Jersey, and Curtis Bay, Maryland, as to which, such primary recommendations are modified to call for a total expenditure on account of each of such places of \$593,015 and \$257,280, respectively, \$1,914,161, including \$204,000 for the acquisition of land, and such sum shall remain available until June 30, 1929.

Joint board of Army and Navy officers, to advise on storage of ammunition supplies.

The Secretary of War and the Secretary of the Navy, through a joint board of officers appointed by them, shall keep advised of storage supplies of ammunition and components thereof for use of the Army and Navy, with special reference to keeping such supplies properly dispersed and stored and to preventing hazardous conditions from arising to endanger life and property within and without storage reservations. Such board shall advise and confer with such Secretaries in the execution of the recommendations contained in House Document Numbered 199, Seventieth Congress.

## Military Academy.

## MILITARY ACADEMY

## Pay.

Pay: For an additional amount for pay of the United States Military Academy, including the same objects specified under this head in the War Department Appropriation Act for the fiscal year 1928, \$34,051.72.

**Maintenance:** For an additional amount for maintenance of the United States Military Academy, including the same objects specified under this head in the War Department Appropriation Act for the fiscal year 1928, \$26,259.80.

**Public works:** For an additional amount for completing the construction of the new cadet mess hall, cadet store, dormitories, and drawing academy, including equipment, at the United States Military Academy, \$126,334.

## MILITIA BUREAU

## NATIONAL GUARD

For an additional amount for pay of National Guard (armory drills) for the fiscal year 1928, \$986,618.

For pay of officers of the Hawaiian National Guard and Filipinos who were duly enlisted as members of the Hawaiian National Guard, for field and armory training during the years 1924 and 1925, as authorized by the Act approved March 23, 1928, \$4,000.

## WAR DEPARTMENT—NONMILITARY ACTIVITIES

## QUARTERMASTER CORPS

**Zachary Taylor National Cemetery:** For the establishment of a national cemetery, to be known as the Zachary Taylor National Cemetery in Jefferson County, Kentucky, authorized by the Act approved February 24, 1925, as amended by the Act approved May 10, 1928, fiscal years 1928 and 1929, \$24,215: *Provided*, That no part of this appropriation shall be expended until title to the land to be donated, as provided for in the Act approved May 10, 1928, has been vested in the United States.

**Fort Donelson National Military Park, Tennessee:** For defraying the cost of inspection and study authorized in the Act entitled "An Act to establish a national military park at the battle field of Fort Donelson, Tennessee," approved March 26, 1928, including mileage to officers and traveling expenses of the commission and their assistants, \$5,000, to remain available until June 30, 1929.

**Restoration of Fort McHenry, Maryland:** For the restoration of Fort McHenry, Maryland, as authorized in the Acts approved March 3, 1925, and March 8, 1928, \$81,678, to remain available until June 30, 1929.

**Survey of battle fields:** For defraying the cost of inspection of the battle field of Kings Mountain, South Carolina, as authorized by the Act entitled "An Act to provide for the inspection of the battle field of Kings Mountain, South Carolina," approved April 9, 1928, \$1,000, to remain available until December 31, 1928.

**Government road, Lookout Mountain, Saint Elmo, Tennessee, to Rossville, Georgia:** For carrying out the provisions of the Act entitled "An Act to provide for the paving of the Government road extending from Saint Elmo, Tennessee, to Rossville, Georgia," approved April 16, 1928, fiscal years 1928 and 1929, \$75,000, to be subject to the terms and conditions of acceptance of title and maintenance as set forth in such Act.

**Paving of Government road from Lee and Gordon's mill to La Fayette, Georgia:** For improving and paving the Government road, known as La Fayette Extension Road, extending from Lee and Gordon's mill to La Fayette, Georgia, as authorized by the Act approved May 9, 1928, fiscal years 1928 and 1929, \$193,500, to be subject to the terms and conditions as set forth in such Act.

**Government road, known as the Ringgold Road, extending from Chickamauga and Chattanooga National Military Park to the town**

Maintenance.

Public works.  
*Ante*, p. 748.

Militia Bureau.

National Guard.

Armory drills pay.

Hawaiian National Guard.  
Pay of members for training.  
*Ante*, p. 365.

Quartermaster Corps.

Zachary Taylor National Cemetery.  
Establishment of.  
*Ante*, p. 494.*Proviso*.  
Title to land.Fort Donelson Military Park, Tenn.  
Inspection, etc.  
*Ante*, p. 367.  
*Post*, p. 1666.Fort McHenry, Md.  
Restoration.  
Vol. 43, p. 1109.  
*Ante*, p. 248.Kings Mountain, S. C., battle field.  
Inspection, etc.  
*Ante*, p. 412.Government road, Saint Elmo, Tenn., to Rossville, Ga.  
Paving.  
*Ante*, p. 430.Chickamauga and Chattanooga Military Park.  
Paving La Fayette Extension Road.  
*Ante*, p. 493.Paving Ringgold Road.  
*Post*, p. 1377.

of Ringgold, Georgia: For carrying out the provisions of the Act entitled "An Act to provide for the paving of the Government road, known as the Ringgold Road, extending from Chickamauga and Chattanooga National Military Park, in the State of Georgia, to the town of Ringgold, Georgia," approved May 22, 1928, fiscal years 1928 and 1929, \$117,000, to be subject to the terms and conditions as set forth in such Act.

*Ante*, p. 712.

Engineer Department.

ENGINEER DEPARTMENT

Lake of the Woods and Rainy River, Minn. Flowage easements and protective works. *Ante*, p. 431.

Protective works and measures, Lake of the Woods and Rainy River, Minnesota: For purchase of flowage easements and for protective works and measures along the shores of Lake of the Woods and the banks of Rainy River as authorized by sections 1 and 2 of the Act entitled "An Act to carry into effect provisions of the convention between the United States and Great Britain to regulate the level of Lake of the Woods, concluded on the 24th day of February, 1925," approved May 22, 1926, including the purchase, maintenance, repair, and operation of passenger-carrying vehicles, printing and binding, and any other necessary expenses connected therewith, \$375,000, to remain available until June 30, 1930.

River and harbor collision damages claims.

Damage claims: To pay claims for damages by collision with river and harbor vessels adjusted and determined by the War Department under the provisions of section 9 of the River and Harbor Act approved June 5, 1920, as fully set forth in House Document Numbered 271, Seventieth Congress, \$2,207.23.

Vol. 41, p. 1015.

Flood control, Mississippi River, etc. Prosecuting work of. *Ante*, p. 534.

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, \$14,000,000.

Tributaries of the Mississippi. Rescue and repair work. *Ante*, p. 537.

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 7 of Flood Control Act, approved May 15, 1928, \$1,000,000.

National Home for Disabled Volunteers.

NATIONAL HOME FOR DISABLED VOLUNTEER SOLDIERS

Support, etc.

For additional amounts for the support of the National Home for Disabled Volunteer Soldiers for current expenses, subsistence, household, hospital, repairs, and farm, including the same objects respectively specified under each of such heads for the Central Branch in the act making appropriations for the War Department for the fiscal year 1928:

Dayton, Ohio.

Central Branch, Dayton, Ohio: Current expenses, \$2,500; subsistence, \$30,000; household, \$8,000; repairs, \$9,000;

Milwaukee, Wis.

Northwestern Branch, Milwaukee, Wisconsin: Subsistence, \$20,000;

Togus, Me.

Eastern Branch, Togus, Maine: Subsistence, \$11,000; household, \$2,000;

Hampton, Va.

Southern Branch, Hampton, Virginia: Subsistence, \$1,500; household, \$12,500; repairs, \$10,250;

Leavenworth, Kans.

Western Branch, Leavenworth, Kansas: Subsistence, \$25,000; household, \$5,000; repairs, \$15,000; farm, \$1,000;

Santa Monica, Calif.

Pacific Branch, Santa Monica, California: Hospital, \$12,000; repairs, \$3,500;

Danville, Ill.

Danville Branch, Danville, Illinois: Hospital, \$5,000;

Johnson City, Tenn.

Mountain Branch, Johnson City, Tennessee: Subsistence, \$56,000; household, \$2,000; repairs, \$1,500;

Hot Springs, S. Dak.

Battle Mountain Sanitarium, Hot Springs, South Dakota: Subsistence, \$1,000; household, \$11,000; hospital, \$7,000; repairs, \$1,000;

Clothing, etc.

Clothing: For clothing for all branches; labor, materials, machines, tools, and appliances employed and for use in the tailor shops and



shoe shops, or other home shops in which any kind of clothing is made or repaired, \$15,000, and in addition, there is hereby made available for expenditure for these purposes not to exceed \$10,000 of the appropriation for hospital at the Mountain Branch, Johnson City, Tennessee, provided by the War Department appropriation Act, fiscal year 1928;

In all, National Home for Disabled Volunteer Soldiers, \$267,750.

#### PANAMA CANAL

Civil Government, Panama Canal and Canal Zone: For revision and codification of the laws of the Canal Zone as authorized by the Act approved May 17, 1928, fiscal years 1928 and 1929, \$10,000.

#### JUDGMENTS, UNITED STATES COURTS

For payment of the final judgments and decrees, including costs of suits, which have been rendered under the provisions of the Act of March 3, 1887, entitled "An Act to provide for the bringing of suits against the Government of the United States," as amended by the Judicial Code, approved March 3, 1911, certified to the Seventieth Congress, first session, in House Document Numbered 279, under the following departments and establishments, namely: United States Railroad Administration, \$4,810.78; United States Veterans' Bureau, \$2,042.50; War Department, \$12,001.54; in all, \$18,854.82, together with such additional sum as may be necessary to pay interest on the respective judgments at the rate of 4 per centum from the date thereof until the time this appropriation is made.

For payment of the judgments, including costs of suits, rendered against the Government by United States district courts in special cases and under the provisions of certain special Acts and certified to the Seventieth Congress in House Document Numbered 281, under the following departments, namely: Department of Justice, \$6,000; Navy Department, \$77,191.24; War Department, \$2,230.33; in all, \$85,421.57, together with such additional sum as may be necessary to pay interest on certain of the judgments as and where specified in such judgments.

For payment of the judgments, including costs of suits, rendered against the Government of the United States by the United States District Court for the Northern District of New York, under the provisions of the Act of August 10, 1917 (Fortieth Statutes, pages 276-279), and as certified to the Seventieth Congress, first session, in House Document Numbered 282, as follows: Under the War Department, \$128,202.

For the payment of judgments, including costs of suits, rendered against the Government of the United States by United States district courts under the provisions of an Act entitled "An Act authorizing suits against the United States in admiralty for damage caused by and salvage services rendered to public vessels belonging to the United States, and for other purposes," approved March 3, 1925 (Forty-third Statutes, page 1112), certified to the Seventieth Congress in Senate Document Numbered 126 and House Document Numbered 283, under the following departments, namely: Department of Labor, \$2,102.18; Navy Department, \$71,462.16; War Department, \$6,326.19; in all, \$79,890.53, together with such additional sum as may be necessary to pay interest as and where specified in such judgments.

For payment of the judgments rendered against the Government by the United States District Court for the Northern District of California under the provisions of the Act approved June 7, 1924

Vol. 44, p. 1144.

Panama Canal.

Canal Zone.  
Revision of laws.  
*Ante*, p. 596.

Judgments, United States courts.

Payment of.  
Vol. 24, p. 506.

Vol. 36, p. 1137.

Classification.

Interest.

Judgments under special Acts.

Classification.

New York northern district.

Judgments under Lever Act.  
Vol. 40, pp. 276-279.

Collision damages.

Vol. 43, p. 1112.

Classification.

California northern district.  
Sealing losses.  
Vol. 43, p. 595.

(Forty-third Statutes, page 595), and certified to the Seventieth Congress in Senate Document Numbered 125 and House Document Numbered 284, as follows: Under the Treasury Department, \$628,329.94.

Right of appeal.

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 limit.

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

Judgments, Court of Claims.

### JUDGMENTS, COURT OF CLAIMS

Payment of.

For payment of the judgments rendered by the Court of Claims and reported to the Seventieth Congress, first session, in Senate Document Numbered 127 and House Document Numbered 280, under the following departments and establishments, namely: United States Shipping Board, \$1,785,598.29; United States Veterans' Bureau, \$472.67; Department of Agriculture, \$90.72; Department of the Interior, \$2,190; Department of Labor, \$2,159.25; Navy Department, \$158,263.97; Post Office Department, \$35,490.02; Treasury Department, \$2,150.35; War Department, \$1,008,306.58; in all \$2,994,721.85, together with such additional sum as may be necessary to pay interest on certain of the judgments at the legal rate per annum as and where specified in said judgments.

Classification.

Interest.

None final until expiration of time for writ of certiorari.

None of the judgments contained under this caption which have not been affirmed by the Supreme Court or otherwise become final and conclusive against the United States shall be paid until the expiration of the time within which application may be made for a writ of certiorari under subdivision (b), section 3, of the Act entitled "An Act to amend the Judicial Code, and to further define the jurisdiction of the circuit courts of appeals and of the Supreme Court, and for other purposes," approved February 13, 1925.

Vol. 43, p. 939.

Audited claims.

### AUDITED CLAIMS

Payment of, certified by General Accounting Office.

SEC. 2. That 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, and under appropriations heretofore treated as permanent, being for the service of the fiscal year 1925 and prior years, unless otherwise stated, and which have been certified to Congress under section 2 of the Act of July 7, 1884, as fully set forth in House Document Numbered 289, Seventieth Congress, first session, there is appropriated as follows:

Vol. 18, p. 110.

Vol. 23, p. 254.

### INDEPENDENT OFFICES

Independent offices.

For contingent expenses, Civil Service Commission, \$5.11.  
 For housing for war needs, United States Housing Corporation, \$715.10.  
 For Interstate Commerce Commission, \$1,362.95.  
 For United States Shipping Board, \$132.54.  
 For medical and hospital services, Veterans' Bureau, \$51,254.20.  
 For salaries and expenses, Bureau of War Risk Insurance, \$27.58.  
 For salaries and expenses, Veterans' Bureau, \$951.52.  
 For vocational rehabilitation, Veterans' Bureau, \$6,628.76.

## DISTRICT OF COLUMBIA

- For fees of witnesses, Supreme Court, District of Columbia, \$3.75. District of Columbia.
- For miscellaneous expenses, Supreme Court, District of Columbia, \$60.
- For improvement and care of public grounds, District of Columbia, \$163.62.
- The preceding audited claims shall be paid wholly out of the revenues of the District of Columbia. From District revenues.

## DEPARTMENT OF AGRICULTURE

- For miscellaneous expenses, Department of Agriculture, 42 cents. Department of Agriculture.
- For general expenses, States Relations Service, \$11.03.
- For general expenses, Weather Bureau, \$1.40.
- For general expenses, Bureau of Animal Industry, \$181.39.
- For general expenses, Bureau of Dairying, 32 cents.
- For general expenses, Bureau of Plant Industry, 20 cents.
- For general expenses, Forest Service, \$22.40.
- For general expenses, Bureau of Chemistry, 42 cents.
- For general expenses, Bureau of Biological Survey, 36 cents.
- For general expenses, Bureau of Public Roads, \$1.11.
- For general expenses, Bureau of Agricultural Economics, \$52.35.
- For general expenses, Federal Horticultural Board, 2 cents.
- For suppressing spread of pink bollworm of cotton, \$1.68.
- For enforcement of the Future Trading Act, 50 cents.
- For enforcement of Packers and Stockyards Act, \$20.
- For national security and defense, Department of Agriculture, 93 cents.
- For investigating sources of crude rubber, Department of Agriculture, 12 cents.

## DEPARTMENT OF COMMERCE

- For contingent expenses, Department of Commerce, \$60.30. Department of Commerce.
- For expenses of the Fourteenth Census, \$131.76.
- For commercial attachés, Department of Commerce, 90 cents.
- For promoting commerce in the Far East, \$600.
- For contingent expenses, Steamboat Inspection Service, \$76.87.
- For investigation of public utility standards, Bureau of Standards, \$786.40.
- For general expenses, Bureau of Standards, 5 cents.
- For pay and allowances, commissioned officers, Coast and Geodetic Survey, \$68.60.
- For party expenses, Coast and Geodetic Survey, \$105.40.
- For general expenses, Lighthouse Service, \$35.

## DEPARTMENT OF THE INTERIOR

- For increase of compensation, Department of the Interior, \$5.33. Interior Department.
- For stationery, Department of the Interior, \$232.92.
- For salaries, General Land Office, \$43.33.
- For Geological Survey, \$680.92.
- For roads and trails, National Parks, \$510.
- For education of natives of Alaska, \$125.20.
- For medical relief in Alaska, \$180.
- For reindeer for Alaska, \$8.70.
- For general expenses, Indian Service, \$5.42.
- For purchase and transportation of Indian supplies, \$16.61.
- For industrial work and care of timber, \$26.70.

For industry among Indians, \$540.

For water supply for stock and increasing grazing range on unallotted Indian lands (reimbursable), \$16.

For diversion dam, Gila River Reservation, Arizona (reimbursable), \$3,473.52.

For Indian schools, support, \$72.08.

For Indian school and agency buildings, \$226.58.

For Indian school buildings, \$82.52.

For Indian boarding schools, \$1.75.

For fulfilling treaties with Navajoes, schools, Arizona, \$6.66.

For relieving distress and prevention, and so forth, of diseases among Indians, \$197.95.

For support of Indians in Nevada, \$25.85.

For support of Northern Cheyennes and Arapahoes, Montana, \$7.05.

#### DEPARTMENT OF JUSTICE

Department of Justice.

For salaries, fees, and expenses of marshals, United States courts, \$167.51.

For salaries and expenses of district attorneys, United States courts, \$5.

For fees of commissioners, United States courts, \$432.71.

For fees of jurors, United States courts, \$56.40.

For fees of witnesses, United States courts, \$6.10.

For pay of bailiffs, and so forth, United States courts, \$3.50.

For miscellaneous expenses, United States courts, \$1.

For books for judicial officers, \$48.45.

For support of prisoners, United States courts, \$48.

#### DEPARTMENT OF LABOR

Department of Labor.

For miscellaneous expenses, Bureau of Naturalization, \$1.90.

For expenses of regulating immigration, \$40.12.

For Immigrant Station, Ellis Island, New York, \$17.

#### NAVY DEPARTMENT

Navy Department.

For pay, miscellaneous, \$993.82.

For transportation, Bureau of Navigation, \$2,139.87.

For instruments and supplies, Bureau of Navigation, \$5,301.03.

For naval training station, California, Bureau of Navigation, \$7.75.

For organizing the Naval Reserve Force, \$103.47.

For engineering, Bureau of Engineering, \$3,456.20.

For ordnance and ordnance stores, Bureau of Ordnance, \$735.

For pay of the Navy, \$9,014.56.

For provisions, Navy, Bureau of Supplies and Accounts, \$2.

For maintenance, Bureau of Supplies and Accounts, \$1,077.61.

For freight, Bureau of Supplies and Accounts, \$642.78.

For maintenance, Bureau of Yards and Docks, \$1,138.08.

For aviation, Navy, \$191,874.76.

For current and miscellaneous expenses, Naval Academy, \$3.

For pay, Marine Corps, \$741.85.

For general expenses, Marine Corps, \$6.39.

For maintenance, Quartermaster's Department, Marine Corps, \$60.11.

#### DEPARTMENT OF STATE

Department of State.

For transportation of diplomatic and consular officers, \$1,079.60.

#### TREASURY DEPARTMENT

Treasury Department.

For increase of compensation, Treasury Department, \$7.09.

For contingent expenses, Treasury Department: Freight, telegrams, and so forth, \$13.37.

For Public Debt Service, 28 cents.  
 For collecting the revenue from customs, \$797.34.  
 For payment of judgment against collectors of customs, \$804.48.  
 For salaries and expenses of collectors, and so forth, of internal revenue, \$15.55.  
 For collecting the internal revenue, \$218.50.  
 For enforcement of narcotic and national prohibition Acts, Internal Revenue, \$3,239.88.  
 For payment of judgments against internal-revenue officers, \$30.15.  
 For refunding internal-revenue collections, \$442.88.  
 For refunding taxes illegally collected, \$22.89.  
 For Life Saving Service, \$312.75.  
 For Coast Guard, \$3,375.05.  
 For repairs to Coast Guard cutters, \$957.72.  
 For additional vessels, Coast Guard, \$893.50.  
 For plate printing, Bureau of Engraving and Printing, \$10.25.  
 For materials and miscellaneous expenses, Bureau of Engraving and Printing, \$184.90.  
 For pay of other employees, Public Health Service, \$12.93.  
 For pay of personnel and maintenance of hospitals, Public Health Service, \$285.90.  
 For field investigations of public health, \$5.40.  
 For medical and hospital services, Public Health Service, \$113.45.  
 For Quarantine Service, \$41.46.  
 For general expenses of public buildings, \$3.30.  
 For mechanical equipment for public buildings, \$46.48.  
 For repairs and preservation of public buildings, \$52.17.  
 For furniture and repairs of same for public buildings, \$117.99.

## WAR DEPARTMENT

For contingent expenses, War Department, 50 cents.  
 For contingencies of the Army, \$2.25.  
 For pay, and so forth, of the Army (Estates of Deceased Soldiers, R. S. 4818), \$38,806.26.  
 For pay, and so forth, of the Army (Longevity Act January 29, 1927), \$724,924.96.  
 For pay, and so forth, of the Army, \$65,630.54.  
 For pay of the Army, \$7,591.68.  
 For pay, and so forth, of the Army, war with Spain, \$557.25.  
 For arrears of pay, bounty, and so forth, \$651.12.  
 For mileage to officers and contract surgeons, \$122.74.  
 For mileage of the Army, \$47.47.  
 For increase of compensation, Military Establishment, \$12,305.69.  
 For horses for Cavalry, Artillery, Engineers, and so forth, \$125.94.  
 For Army transportation, \$10,793.45.  
 For barracks and quarters, \$12,664.47.  
 For clothing and equipage, \$129.72.  
 For general appropriations, Quartermaster Corps, \$44,646.87.  
 For incidental expenses of the Army, \$860.  
 For regular supplies of the Army, \$405.23.  
 For roads, walks, wharves, and drainage, \$112.61.  
 For subsistence of the Army, \$146.37.  
 For supplies, services, and transportation, Quartermaster Corps, \$157,684.34.  
 For construction and repairs of hospitals, \$2,892.57.  
 For compensation for land and damages, Camp Knox, Kentucky, \$14,400.36.  
 For water and sewers at military posts, \$985.80.  
 For replacing regular supplies of the Army, \$76.58.  
 For replacing ordnance and ordnance stores, \$60.58.

War Department.

R. S., sec. 4818, p. 935.

Vol. 44, p. 1054.

For increase for Aviation, Signal Corps, \$20,647.22.  
 For Air Service production, \$16,118.05.  
 For Air Service, Army, \$600.86.  
 For medical and hospital department, \$12.63.  
 For Chemical Warfare Service, Army, \$333.66.  
 For ordnance stores, ammunition, \$78.93.  
 For armament of fortifications, \$17,361.65.  
 For armament of fortifications, insular possessions, \$56.61.  
 For armament of fortifications, Panama Canal, \$10.82.  
 For fortifications in insular possessions, \$92.78.  
 For fire control at fortifications, \$3.96.  
 For field artillery armament, \$1,522.92.  
 For proving grounds, Army, \$34.91.  
 For ordnance service, \$61.69.  
 For repairs of arsenals, \$18.  
 For arming, equipping, and training the National Guard, \$2,700.84.  
 For arms, uniforms, equipment, and so forth, for field service, National Guard, \$27.32.  
 For organized reserves, \$662.59.  
 For quartermaster supplies, equipment, and so forth, Reserve Officers' Training Corps, \$20.10.  
 For transportation of rifle teams to national matches, \$90.73.  
 For construction and maintenance of roads, bridges, and trails, Alaska, \$29.63.  
 For disposition of remains of officers, soldiers, and civil employees, \$107.61.  
 For headstones for graves of soldiers, \$19.54.  
 For construction and repair, Bureau of Construction and Repair (Navy transfer to War, Act May 21, 1920), \$86.14.

POST OFFICE DEPARTMENT—POSTAL SERVICE

(Out of the postal revenues)

Post Office Department.

For balances due foreign countries, \$18,972.38.  
 For city delivery carriers, \$1,057.45.  
 For clerks, first and second class post offices, \$202.28.  
 For compensation to assistant postmasters, \$145.46.  
 For compensation to postmasters, \$154.42.  
 For freight, express, or motor transportation of equipment, and so forth, \$1,429.71.  
 For indemnities, domestic mail, \$3,290.92.  
 For indemnities, international registered mail, \$1,107.10.  
 For indemnities, international mail, \$760.39.  
 For mail-messenger service, \$14.91.  
 For miscellaneous items, first and second class post offices, \$18.55.  
 For post-office equipment and supplies, \$17.37.  
 For power boat and airplane service, \$55.57.  
 For railroad transportation, \$3,390.61.  
 For railroad transportation and mail-messenger service, \$911.40.  
 For rent, light, and fuel, \$1,566.77.  
 For Rural Delivery Service, \$156.42.  
 For shipment of supplies, \$2.01.  
 For star-route service, \$166.66.  
 For unusual conditions at post offices, \$191.97.  
 For village delivery service, \$6.51.  
 Total, audited claims, section 2, \$1,492,104.78, together with such additional sum due to increases in rates of exchange as may be necessary to pay claims in the foreign currency as specified in certain of the settlements of the General Accounting Office.

Additional to meet increases in rates of exchange.

## AUDITED CLAIMS

SEC. 3. That 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, and under appropriations heretofore treated as permanent, being for the service of the fiscal year 1925 and prior years, unless otherwise stated, and which have been certified to Congress under section 2 of the Act of July 7, 1884, as fully set forth in Senate Document Numbered 128, Seventieth Congress, there is appropriated as follows:

Audited claims.  
Payment of additional.

Vol. 18, p. 110.

Vol. 23, p. 254.

## INDEPENDENT OFFICES

For Interstate Commerce Commission, \$1.20.  
For medical and hospital services, Veterans' Bureau, \$6.30.  
For salaries and expenses, Veterans' Bureau, \$42.70.  
For vocational rehabilitation, Veterans' Bureau, \$167.85.

Independent Offices.

## DEPARTMENT OF THE INTERIOR

For education of natives of Alaska, \$218.82.

Interior Department.

## DEPARTMENT OF JUSTICE

For salaries, fees, and expenses of marshals, United States courts, \$27.66.

For salaries and expenses of district attorneys, United States courts, \$833.33.

For miscellaneous expenses, United States courts, 50 cents.

Department of Justice.

## NAVY DEPARTMENT

For pay, miscellaneous, \$149.88.

For transportation, Bureau of Navigation, \$44.25.

For naval training station, California, Bureau of Navigation, \$978.88.

For engineering, Bureau of Engineering, \$35.

For pay of the Navy, \$1,467.37.

For Geological Survey (Interior transfer to Navy, Act May 21, 1920), \$84.

Navy Department.

## DEPARTMENT OF STATE

For contingent expenses, United States consulates, \$22.84.

Department of State.

## TREASURY DEPARTMENT

For enforcement of Narcotic and National Prohibition Acts, \$58.59.

For Coast Guard, \$17.79.

For pay of personnel and maintenance of hospitals, Public Health Service, \$636.50.

For general expenses of public buildings, \$5.88.

For mechanical equipment for public buildings, \$27.25.

For repairs and preservation of public buildings, \$11.88.

For furniture and repairs of same for public buildings, \$1.65.

For operating supplies for public buildings, \$16.81.

Treasury Department.

## WAR DEPARTMENT

For registration and selection for military service, \$82.50.

For pay, and so forth, of the Army (estates of deceased soldiers, Revised Statutes, page 4818), \$26,124.57.

For pay, and so forth, of the Army (Longevity Act, January 29, 1927), \$41,884.23.

For pay, and so forth, of the Army, \$5,654.40.

War Department.

R. S., sec. 4818, p. 935.

Vol. 44, p. 1054.

For mileage to officers and contract surgeons, \$15.  
 For increase of compensation, Military Establishment, \$2,955.70.  
 For pay of the Army, \$230.30.  
 For increase of compensation, War Department, \$142.50.  
 For Army transportation, \$7.13.  
 For clothing and equipage, \$24.27.  
 For general appropriations, Quartermaster Corps, \$25,753.23.  
 For sewerage system, Fort Monroe, Virginia, \$140.57.  
 For arming, equipping, and training the National Guard, \$96.  
 For Organized Reserves, \$73.14.  
 For Reserve Officers' Training Corps, \$1.11.  
 For headstones for graves of soldiers, \$1.75.

POST OFFICE DEPARTMENT—POSTAL SERVICE

(Out of the postal revenues)

Post Office Department.

For balances due foreign countries, \$86.52.  
 For indemnities, domestic mail, \$160.14.  
 For indemnities, international mail, \$20.53.  
 For indemnities, international registered mail, \$209.85.  
 For rural delivery service, \$461.61.

Additional, to meet increases in rates of exchange.

Total, audited claims, section 3, \$108,982.03, together with such additional sum due to increases in rates of exchange as may be necessary to pay claims in the foreign currency as specified in certain of the settlements of the General Accounting Office.

Private property damages, etc.

SEC. 4. For the payment of claims allowed by the General Accounting Office under the provisions of Private Acts Numbered 152 and 476, approved June 11, 1926, and March 3, 1927, respectively, and certified to the Seventieth Congress, in House Document Numbered 290, \$3,107.25.

Vol. 44, pp. 1505, 128.

Title of Act.

SEC. 5. This Act may be cited as the "Second Deficiency Act, fiscal year, 1928."

Approved, May 29, 1928.

May 29, 1928.  
 [H. R. 11468.]  
 [Public, No. 564.]

**CHAP. 854.**—An Act Authorizing the Secretary of the Interior to execute an agreement or agreements with drainage district or districts providing for drainage, and reclamation of Kootenai Indian allotments in Idaho within the exterior boundaries of such district or districts that may be benefited by the drainage and reclamation work, and for other purposes.

Kootenai Indian allotments, Idaho.

Agreement authorized with drainage districts for drainage of, within boundaries thereof.

Post, p. 1574.

*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 enter into an agreement with drainage districts now formed or to be formed in pursuance to the drainage laws of the State of Idaho providing for the drainage and reclamation of Kootenai Indian allotments situated within the exterior boundaries of any of such districts after he shall have first determined the plans submitted by such district or districts of the work to be accomplished that shall benefit the Indian allotments.

Maximum share of cost to be apportioned.

The share of the cost that may be apportioned shall not exceed \$114,000 for the total acreage of Indian lands approximating two thousand four hundred and thirty-six acres, and said sum, or so much thereof as may be required to pay the Indians' share of the cost of the work, shall be payable in not less than twenty annual installments, payments to begin on the same date that payments are to begin for lands other than Indian that are within the respective irrigation districts, and such payments shall be made without interest: *Provided*, That should at any time it appear to the said Secretary that construction work is not being carried out in accord-

Payments by installments.

Proviso.



ance with the plans submitted to him by any of the districts with which contract may have been executed as herein provided for, he shall notify the district of its delinquency and advise that payments will not be made under the contract until such work shall have been done in accordance with the said plans: *Provided further*, That in determining the share of the cost of such work to be paid on behalf of the Indian lands to the district within which such lands are situated, there shall be taken into consideration any deductions that may not properly be apportioned against the Indian lands, and in no event shall the Indian lands bear a share of the cost in excess of the ratio their acreage benefited bears to the total lands benefited within any such district, the total Indian acreage to be benefited to be definitely determined by the said Secretary of the Interior: *Provided further*, That the amount herein authorized to be appropriated to cover the share of the cost of the work on behalf of the Indian lands shall be reimbursed to the United States from the proceeds of leases covering the Indian lands benefited by the drainage work, and said Secretary is hereby authorized to lease such lands not actually being cultivated by the Indians themselves for agricultural purposes for periods not in excess of ten years, and the proceeds derived therefrom shall be used for payment of the cost of said work and the balance placed in the Treasury to the credit of the Indians to bear interest at the rate of 4 per centum per annum: *Provided further*, That there is hereby created against such lands a first lien, which lien shall not be enforced during the period that the title to such lands remains in the Indians but that in case of sale of any such lands said lands shall be sold subject to the first lien herein created; *Provided further*, That said Secretary of the Interior, through the Commissioner of Indian Affairs, or his duly authorized agent, shall be recognized by any district with which contract shall be entered into in accordance with the provisions of this Act in all matters pertaining to its operation in the same ratio that the Indian lands bear to the total area of lands within the district, and that the district books and records shall be available at all times for inspection of by said representative: *Provided, however*, That said Indian lands shall not be subject to the provisions of any district laws until such time as the Indian title in and to any such lands shall become extinct, nor shall they be subject to operation and maintenance charges during the period that such lands remain in Indian ownership.

Approved, May 29, 1928.

**CHAP. 855.**—An Act Authorizing the Secretary of the Interior to acquire land and erect a monument on the site of the battle between the Sioux and Pawnee Indian Tribes in Hitchcock County, Nebraska, fought in the year 1873.

*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 erect a suitable monument and historical tablets on or near the site of the battle between the Sioux and Pawnee Indians near the Republican River in Hitchcock County, Nebraska, the last battle between Indian tribes on American soil. The title to the land deemed appropriate for the site shall be vested in the State of Nebraska, and care of the site and monument shall be without expense to the Federal Government.

**SEC. 2.** There is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, the sum of \$7,500, or so much thereof as may be necessary to carry out the provisions of this Act: *Provided*, That the said monument shall be the work of an artist who is a citizen of the United States.

Approved, May 29, 1928.

Payments withheld, if work not in accordance with determined plans.

Proportionate share of cost to be borne by Indian lands.

Reimbursement of amount authorized from proceeds of leases of benefited lands not cultivated by the Indians.

Deposit of proceeds.

Lien created, but not enforceable while title remains in the Indians.

Representative of Secretary to be recognized in matters pertaining to operation of contracts.

Indian lands not subject to district laws until Indian title becomes extinct, etc.

May 29, 1928.  
[H. R. 9194.]  
[Public, No. 565.]

Sioux and Pawnee Indians.

Monument authorized on site of battle between, in Hitchcock County, Nebr.

Title, etc., vested in Nebraska.

Sum authorized for. *Post*, p. 1537.

*Proriso.*  
To be work of American artist.

May 29, 1928.  
[H. R. 12030.]  
[Public, No. 566.]

**CHAP. 856.**—An Act To amend Title II of an Act approved February 28, 1925 (Forty-third Statutes, page 1066, United States Code, title 39), regulating postal rates, 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 201, Title II, of the Act of February 28, 1925 (Forty-third Statutes, page 1066, United States Code, title 39, section 281), is amended to read as follows:

“**SEC. 201.** The rate of postage on private mailing cards described in the Act entitled ‘An Act to amend the postal laws relating to the use of postal cards,’ approved May 19, 1898, shall be 1 cent each.”

Postal rates.  
Vol. 43, p. 1066,  
amended.

U. S. Code, p. 1253.

Private mailing cards.  
Vol 30, p. 419.

Business reply cards  
and envelopes.

#### BUSINESS REPLY CARDS AND ENVELOPES

Acceptance without  
prepayment in quan-  
tity, at regular rates.

**SEC. 2.** Under such regulations as the Postmaster General may prescribe, it shall be lawful to accept for transmission in the mails without prepayment of postage business reply cards and letters in business reply envelopes, which have been sent out in the quantity and under the conditions he may establish, postage thereon at the regular rate, together with an additional postage charge of not more than 2 cents on each such card and letter, to be collected on delivery: *Provided*, That for the purpose of fixing the compensation and allowances at first, second, and third class offices credit shall be allowed only for the postage collected in addition to the regular rate on such cards and letters delivered at such offices: *Provided further*, That postmasters at offices of the fourth class shall be entitled to include in the amounts upon which their commissions on cancellations are based the amount of postage chargeable at the regular rate on such cards and letters mailed at their offices.

Additional charge  
collected on delivery.

*Provisos.*  
Credit allowed at  
first, second, and third  
class offices.

Allowance at fourth  
class offices.

Deficient postage.

#### DEFICIENT POSTAGE

First class matter  
with one rate prepaid  
to be forwarded.  
Additional charges  
on delivery.

**SEC. 3.** All mail matter of the first class upon which one full rate of postage has been prepaid shall be forwarded to its destination, charged with the unpaid rate, to be collected on delivery. If the postage is short paid one rate, the additional charge shall be 2 cents, or the deficient postage. If it is short more than one rate, the deficient postage and an additional charge of 1 cent for each ounce or fraction thereof shall be collected.”

Second-class matter.

#### SECOND-CLASS MATTER

Vol. 43, p. 1066,  
amended.  
U. S. Code, p. 1254.

**SEC. 4.** Section 202, paragraph (a) (2), of the Act of February 28, 1925 (Forty-third Statutes, page 1066, United States Code, title 39, section 283), is hereby amended to read as follows:

“**SEC. 202.** (a) (2) On that portion of any such publication devoted to advertisements the rates per pound or fraction thereof for delivery within the eight postal zones established for fourth-class matter shall be as follows:

“For the first and second zones, 1½ cents.

“For the third zone, 2 cents.

“For the fourth zone, 3 cents.

“For the fifth zone, 4 cents.

“For the sixth zone, 5 cents.

“For the seventh zone, 6 cents.

“For the eighth zone, and between the Philippine Islands and any portion of the United States, including the District of Columbia and the several Territories and possessions, 7 cents.”

Rates payable by  
publisher, etc., on por-  
tion devoted to adver-  
tisements.

Zone rates.

That section 202, Title II, Act of February 28, 1925, is amended by the addition of a paragraph 4 to read as follows:

"(4) *Provided*, That in the case of publications entered as second-class matter where the number of individual addressed copies or packages to the pound is more than thirty-two and not in excess of forty-eight, the rates of postage thereon shall be double the rates prescribed in paragraphs (1), (2), and (3-a) of the Act of February 28, 1925; where the number of individual addressed copies or packages to the pound is more than forty-eight and not exceeding sixty-four, the rates of postage shall be three times the regular rates, and for each additional sixteen individually-addressed copies or packages or fractional part of such number of copies or packages there may be to the pound the rates of postage shall be correspondingly increased over the regular rates."

New paragraph.

Added rates where individual addressed copies are over 32 to a pound.

TRANSIENT SECOND CLASS

SEC. 5. Section 203, Title II, of the Act of February 28, 1925 (Forty-third Statutes, page 1067, United States Code, title 39, section 287), is hereby amended to read as follows:

"SEC. 203. The rate of postage on publications entered as second-class matter, when sent by others than the publisher or news agent, shall be 1 cent for each two ounces or fraction thereof."

Transient second class.  
Vol. 43, p. 1067, amended.  
U. S. Code, p. 1254.

Rate, if not sent by publishers, etc.

THIRD-CLASS MATTER

SEC. 6. Section 206, paragraph (b) of the Act of February 28, 1925 (Forty-third Statutes, page 1067, United States Code, title 39, section 291), is hereby amended to read as follows:

"(b) The rate of postage thereon shall be 1½ cents for each two ounces or fraction thereof, up to and including eight ounces in weight, except that the rate of postage on books, catalogues, seeds, cuttings, bulbs, roots, scions, and plants, not exceeding eight ounces in weight shall be 1 cent for each two ounces or fraction thereof, except as herein provided for library books: *Provided*, That, under such regulations as the Postmaster General may establish for the collection of the lawful revenue and for facilitating the handling of such matter in the mails, it shall be lawful to accept for transmission in the mails, without postage stamps or with precanceled stamps affixed, separately addressed identical pieces of third-class matter in quantities of not less than twenty pounds, or of not less than two hundred pieces subject to pound rates of postage applicable to the entire bulk mailed at one time: *Provided further*, That the rate of postage on third-class matter mailed in bulk under the foregoing provision shall be 12 cents for each pound or fraction thereof, except that in the case of books, catalogues, seeds, cuttings, bulbs, roots, scions, and plants, the rate shall be 8 cents for each pound or fraction thereof: *Provided, however*, That the rate of postage on third-class matter mailed in bulk under the foregoing provisions shall be not less than 1 cent per piece."

Third class.

Vol. 43, p. 1067, amended.  
U. S. Code, p. 1254.

Rates.

*Provisos.*  
Acceptance without postage, etc., of designated quantities of separately addressed pieces in bulk, at pound rates.

Rate.

Books, seeds, etc.

Minimum rate per piece.

FOURTH-CLASS MATTER

SEC. 7. Section 207 of the Act of February 28, 1925 (Forty-third Statutes, page 1067, United States Code, Title 39, sections 240, 247, and 293), is hereby amended to read as follows:

"SEC. 207. (a) Mail matter of the fourth class shall weigh in excess of eight ounces, and shall include books, circulars, and other matter wholly in print (except newspapers and other periodicals entered as second-class matter), proof sheets, corrected proof sheets, and manuscript copy accompanying same, merchandise (including farm

Fourth class.

Vol. 43, p. 1067, amended.  
U. S. Code, pp. 1251, 1255.

Mail matter included as.

and factory products), and all other mailable matter not included in the first or second class, or in the third class as defined in section 206.

Pound rate established.  
Vol. 37, p. 557, amended.

"(b) On fourth-class matter the rate of postage, except as herein provided for library books, shall be by the pound as hereinafter provided, the postage in all cases to be prepaid by stamps affixed thereto or as otherwise prescribed by the Postmaster General.

Rates.

"The postage on matter of the fourth class shall be as follows:

Mailed at rural route offices for delivery on route, city delivery for local delivery, etc.

"On all matter mailed at the post office from which a rural route starts, for delivery on such route, or mailed at any point on such route for delivery at any other point thereon, or at the office from which the route starts, or on any rural route starting therefrom, and on all matter mailed at a city-carrier office, or at any point within its delivery limits, for delivery by carriers from that office, or at any office for local delivery, 7 cents for the first pound or fraction of a pound, and 1 cent for each additional two pounds or fraction thereof.

Within first zone.

"For delivery within the first zone, except as provided in the next preceding paragraph, 7 cents for the first pound or fraction of a pound, and 1 cent for each additional pound or fraction of a pound (and except where the distance by the shortest regular mail route from the office of origin to the office of delivery is three hundred miles or more, in which case the rates of postage shall be 8 cents for the first pound or fraction of a pound and two cents for each additional pound or fraction of a pound).

Extra distance charge.

Within second zone.

"For delivery within the second zone, 7 cents for the first pound or fraction of a pound (except where the distance by the shortest regular mail route from the office of origin to the office of delivery is three hundred miles or more, in which case the rates of postage shall be 8 cents for the first pound or fraction of a pound and 2 cents for each additional pound or fraction of a pound).

Extra distance charge.

Within third zone.

"For delivery within the third zone, 8 cents for the first pound or fraction of a pound and 2 cents for each additional pound or fraction of a pound.

Within fourth zone.

"For delivery within the fourth zone, 8 cents for the first pound or fraction of a pound and 4 cents for each additional pound or fraction of a pound.

Within fifth zone.

"For delivery within the fifth zone, 9 cents for the first pound or fraction of a pound and 6 cents for each additional pound or fraction of a pound.

Within sixth zone.

"For delivery within the sixth zone, 10 cents for the first pound or fraction of a pound and 8 cents for each additional pound or fraction of a pound.

Within seventh zone.

"For delivery within the seventh zone, 12 cents for the first pound or fraction of a pound and 10 cents for each additional pound or fraction of a pound.

Within eighth zone, and between Philippines and United States, etc.

"For delivery within the eighth zone and between the Philippine Islands and any portion of the United States, including the District of Columbia and the several Territories and possessions, 13 cents for the first pound or fraction of a pound and 12 cents for each additional pound or fraction of a pound.

Proviso.  
Lower rates when mailed on rural routes.

"Provided, That the rate of postage on matter of the fourth class when mailed on rural routes shall be, for local delivery and for delivery within the first, second, and third zones, 2 cents less than the rates prescribed in this section, and for delivery within the fourth, fifth, sixth, seventh, and eighth zones, 1 cent less than the rates prescribed in this section.

Authority to reform classification rates, etc., of parcel post articles.

"The classification of articles mailable, as well as the weight limit, the rates of postage, zone or zones, and other conditions of mailability under this section, if the Postmaster General shall find on

experience that they or any of them are such as to prevent the shipment of articles desirable, or to permanently render the cost of the service greater than the receipts of the revenue therefrom, he is hereby directed, subject to the consent of the Interstate Commerce Commission after investigation, to re-form from time to time such classifications, weight limit, rates, zone or zones or conditions, or either, in order to promote the service to the public or to insure the receipt of revenue from such service adequate to pay the cost thereof.

Subject to consent of Interstate Commerce Commission.

“(d) Books, consisting wholly of reading matter and containing no advertising matter other than incidental announcements of books, when sent by public libraries, organizations or associations not organized for profit and none of the net income of which inures to the benefit of any private stockholder or individual, as a service to county or other unit libraries or as a loan to readers or when returned by the latter libraries or readers to such public libraries, organizations, or associations shall be charged with postage at the rate of 3 cents for the first pound or fraction thereof, and 1 cent for each additional pound or fraction thereof, except that the rates now or hereafter prescribed for third or fourth-class matter shall apply in every case where such rate is lower than the rate prescribed herein for books under this classification: *Provided*, That this rate shall apply only to such books as are addressed for local delivery, for delivery in the first, second, or third zone, or within the State in which mailed.

Special rates on books from public libraries, etc., not organized for profit.

*Proviso.*  
Limitation.

“Public libraries, organizations, or associations before being entitled to the foregoing rates shall furnish to the Postmaster General under such regulations as he may prescribe, satisfactory evidence that none of the net income of such organizations inures to the benefit of any private stockholder or individual.”

Evidence as to qualification of libraries, etc.

#### SPECIAL DELIVERY AND SPECIAL HANDLING

Special delivery and handling.

SEC. 8. Section 212, Title II, of the Act of February 28, 1925 (Forty-third Statutes, page 1069, United States Code, Title 39, sections 165 and 167), is amended to read as follows:

Vol. 43, p. 1069, amended.  
U. S. Code, p. 1246.

“SEC. 212. (a) To procure the immediate delivery of mail matter of the first class weighing not more than two pounds, stamps of the value of 10 cents shall be affixed (in addition to the regular postage); matter weighing more than two pounds and not more than ten pounds, stamps to the value of 20 cents shall be affixed (in addition to the regular postage); and matter weighing more than ten pounds, stamps to the value of 25 cents shall be affixed (in addition to the regular postage).

Additional stamps for first class mail over 2 pounds, etc.

“(b) Mail matter of other than the first class bearing, in addition to the regular postage, a special-delivery stamp of the proper denomination or the equivalent thereof in ordinary stamps, with the words ‘Special delivery’ written or printed on the envelope or wrapper when ordinary stamps are used, shall receive the same expeditious handling and transportation as is accorded to mail matter of the first class and shall be accorded immediate delivery at the office of address, under such regulations as the Postmaster General may prescribe.

Other than first class with special-delivery stamps to receive same treatment as first class.

“(c) To procure immediate delivery of mail matter of other than the first class weighing not more than two pounds, stamps to the value of 15 cents shall be affixed (in addition to the regular postage); weighing more than two pounds but not more than ten pounds, stamps to the value of 25 cents shall be affixed (in addition to the regular postage), and for matter weighing more than ten pounds, stamps to the value of 35 cents shall be affixed (in addition to the regular postage).

Rates for other than first class matter.

Payment for making special delivery.

“(d) For making special delivery there may be paid to the messenger or other person making such delivery 9 cents for matter of the first class weighing not in excess of two pounds, 10 cents for matter of other than the first class weighing not in excess of two pounds, 15 cents for mail matter of any class weighing more than two pounds but not in excess of ten pounds, and 20 cents for mail matter of any class weighing in excess of ten pounds.

Denominations of stamps.

“(e) For the purpose of this Act the Postmaster General is authorized to provide and issue special-delivery stamps of the denominations 10, 15, 20, 25, and 35 cents.”

Special handling, etc., of fourth class mail.

Vol. 43, p. 1067, amended.  
U. S. Code, p. 1255.

So much of section 207 of Title II of the Act of February 28, 1925 (Forty-third Statutes, page 1067, United States Code, title 39, section 294), as refers to the expeditious handling, transportation, and delivery of mail matter of the fourth class is hereby amended to read as follows:

First class mail treatment given if additional stamps or “Special handling” on wrapper.

“Whenever, in addition to the postage as hereinbefore provided, there shall be affixed to any parcel of mail matter of the fourth class a special handling stamp of the proper denomination, or the equivalent thereof in ordinary postage stamps with the words ‘Special handling’ written or printed upon the wrapper, such parcel shall receive the same expeditious handling, transportation, and delivery accorded to mail matter of the first class: *Provided*, That to procure special handling treatment of mail matter of the fourth class weighing not more than two pounds stamps to the value of 10 cents shall be affixed (in addition to the regular postage), weighing more than two pounds but not more than ten pounds stamps to the value of 15 cents shall be affixed (in addition to the regular postage), and on such matter weighing more than ten pounds stamps to the value of 20 cents shall be affixed (in addition to the regular postage).”

*Proviso.*  
Additional stamps required.

Director of parcel post authorized.

SEC. 9. The Postmaster General is authorized to appoint a director of parcel post.

#### EFFECTIVE DATE

In effect July 1, 1928.

SEC. 10. This Act shall become effective July 1, 1928.

Approved, May 29, 1928.

May 29, 1928.

[S. 3968.]

[Public, No. 567.]

**CHAP. 857.**—An Act Authorizing an advancement of certain funds standing to the credit of the Creek Nation in the Treasury of the United States to be paid to the attorneys for the Creek Nation, and for other purposes.

Creek Indians.  
Sum allowed from tribal fund for expenses of attorneys in claims of, against United States.  
Vol. 43, p. 139.

*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 expended, out of any money now standing to the credit of the Creek Nation of Indians in the Treasury of the United States, the sum of not exceeding \$18,000 to be, by the Secretary of the Interior, paid out in his discretion to attorneys for the Creek Nation of Indians employed under the authority of the Act of Congress approved May 24, 1924 (Forty-third Statutes at Large, page 139), the payments to be made in such sums as may be necessary to reimburse the attorneys for such proper and necessary expenses as may have been incurred or may be incurred in the investigation of records and preparation, institution, and prosecution of suits of the Creek Nation of Indians against the United States under the above-mentioned Act of May 24, 1924: *Provided, however,* That the claims of the attorneys shall be filed by said attorneys with the Secretary of the Interior and shall be accompanied by the attorneys’ itemized and verified statement of the expenditures for expenses and by proper vouchers, and that the claims so submitted shall be subject to the approval of the Secretary of the Interior: *And provided further,*

*Provisos.*  
Statement of expenses subject to approval of Secretary of the Interior.

That any sums allowed and paid under this Act to the attorneys shall be reimbursable to the credit of the Creek Nation out of any amount or amounts which may hereafter be decreed by the Court of Claims to said attorneys for their services and expenses in connection with the Creek tribal claims and suits under the above-mentioned Act of May 24, 1924.

Sums reimbursable from amount decreed by Court of Claims.

Approved, May 29, 1928.

**CHAP. 858.**—An Act To change the name of Saint Vincent's Orphan Asylum and amend the Act entitled "An Act to amend an Act entitled 'An Act to incorporate Saint Vincent's Orphan Asylum, in the District of Columbia,' approved February 25, 1831."

May 29, 1928.  
[S. 2511.]  
[Public, No. 568.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Act of Congress amending the Act incorporating Saint Vincent's Orphan Asylum, approved on the 22d day of June, 1910, be, and it hereby is, amended as follows:

District of Columbia. Saint Vincent's Orphan Asylum. Vol. 36, p. 590, amended.

"The name of said corporation shall be Saint Vincent's Home and School.

Saint Vincent's Home and School. New name.

"SEC. 2. The purpose of said corporation shall be to care for and educate orphan, indigent, and other female children under eighteen years of age under such rules and regulations as it may adopt.

Care, etc., of female children.

"SEC. 3. All property now vested in Saint Vincent's Orphan Asylum as incorporated as aforesaid is hereby vested in and confirmed to Saint Vincent's Home and School as reincorporated by this Act. Said corporation shall have power to acquire, hold, and convey such real estate as it may deem proper for its said purposes and to hold such personal property as it may use, or use the income from, for said purposes, and to take and hold real estate and personal property by grant, devise, or bequest: *Provided*, That any real estate granted or devised to it and not used for its corporate purposes shall be sold and conveyed away within five years after the date of such devise.

Property of Orphan Asylum vested in new corporation.

Corporate owners.

*Proviso.* May dispose of real estate not used.

"SEC. 4. Cornelius F. Thomas, Michael J. Riordan, Samuel Joseph Henry, Paul E. Johnson, O. H. Perry Johnson, Peter A. Drury, Michael F. Calnan, William P. Normoyle, E. Francis Riggs, Joseph E. Ransdell, B. Francis Saul, James F. Shea, and William H. De Lacy are hereby constituted and confirmed as the said corporation and as trustees to manage the said corporation. When a vacancy occurs in their number they may fill such vacancy, and they may increase or diminish their number from time to time as they may deem expedient. They shall elect a president, a secretary, and a treasurer from their number, adopt a corporate seal, and make all needful by-laws and rules and regulations for the institution to be conducted by said corporation.

Incorporators and trustees.

Filling vacancies, etc.

Officers, seal, etc.

"SEC. 5. That the proviso in section 1 of said Act of Congress approved on the 22d day of June, 1910, and all parts of said Act inconsistent with this Act are hereby repealed.

Limitation on income, etc., repealed. Vol. 36, p. 591, repealed.

Amendment.

"SEC. 6. The right is reserved to alter, amend, or repeal this Act." Approved, May 29, 1928.

**CHAP. 859.**—An Act Providing for the meeting of electors of President and Vice President and for the issuance and transmission of the certificates of their selection and of the result of their determination, and for other purposes.

May 29, 1928.  
[H. R. 7373.]  
[Public, No. 569.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the electors of President and Vice President of each State shall meet and give

Presidential elections. Meeting of electors.

Vol. 24, p. 373, amended.  
U. S. Code, p. 19.

Certificates of electors to be sent by State executive by registered mail to Secretary of State of the United States.

Vol. 24, p. 373, amended.  
U. S. Code, p. 19.

Delivery of six duplicates to the electors.

Preservation by Secretary of State.

Transmission of copies to Congress.

Certificates of votes of electors to be signed.  
R. S., sec. 138, p. 23, amended.  
U. S. Code, p. 19.

Disposition of electoral certificates.  
R. S., sec. 140, p. 23, amended.

To President of the Senate.  
U. S. Code, p. 19.  
Two to secretary of state of the State.

Two by registered mail to the Secretary of State, at Washington, one of which for the President of the Senate.  
Preservation of the other.

One to judge of district court.

If no certificate received by third Wednesday in January, request to be made for one from secretary of state of the State.

their votes on the first Wednesday in January next following their appointment at such place in each State as the legislature of such State shall direct.

SEC. 2. That it shall be the duty of the executives of each State, as soon as practicable after the conclusion of the appointment of the electors in such State by the final ascertainment, under and in pursuance of the laws of such State providing for such ascertainment, to communicate by registered mail under the seal of the State to the Secretary of State of the United States a certificate of such ascertainment of the electors appointed, setting forth the names of such electors and the canvass or other ascertainment under the laws of such State of the number of votes given or cast for each person for whose appointment any and all votes have been given or cast; and it shall also thereupon be the duty of the executive of each State to deliver to the electors of such State, on or before the day on which they are required by section 1 of this Act to meet, six duplicates original of the same certificate under the seal of the State; and if there shall have been any final determination in a State in the manner provided for by law of a controversy or contest concerning the appointment of all or any of the electors of such State, it shall be the duty of the executive of such State, as soon as practicable after such determination, to communicate under the seal of the State to the Secretary of State of the United States a certificate of such determination in form and manner as the same shall have been made; and the certificate or certificates so received by the Secretary of State shall be preserved by him for one year and shall be a part of the public records of his office and shall be open to public inspection; and the Secretary of State of the United States at the first meeting of Congress thereafter shall transmit to the two Houses of Congress copies in full of each and every such certificate so received at the State Department.

SEC. 3. That the electors shall make and sign six certificates of all the votes given by them, each of which certificates shall contain two distinct lists, one of the votes for President and the other of the votes for Vice President, and shall annex to each of the certificates one of the lists of the electors which shall have been furnished to them by direction of the executive of the State.

SEC. 4. That the electors shall dispose of the certificates so made by them and the lists attached thereto in the following manner:

First. They shall forthwith forward by registered mail one of the same to the President of the Senate at the seat of government.

Second. Two of the same shall be delivered to the secretary of state of the State, one of which shall be held subject to the order of the President of the Senate, the other to be preserved by him for one year and shall be a part of the public records of his office and shall be open to public inspection.

Third. On the day thereafter they shall forward by registered mail two of such certificates and lists to the Secretary of State at the seat of government, one of which shall be held subject to the order of the President of the Senate. The other shall be preserved by the Secretary of State for one year and shall be a part of the public records of his office and shall be open to public inspection.

Fourth. They shall forthwith cause the other of the certificates and lists to be delivered to the judge of the district in which the electors shall have assembled.

SEC. 5. That when no certificate of vote and list mentioned in this Act from any State shall have been received by the President of the Senate or by the Secretary of State by the third Wednesday in the month of January after the meeting of the electors shall have been held, the President of the Senate or, if he be absent from the



seat of government, the Secretary of State shall request, by the most expeditious method available, the secretary of state of the State to send up the certificate and list lodged with him by the electors of such State; and it shall be his duty upon receipt of such request immediately to transmit same by registered mail to the President of the Senate at the seat of government.

SEC. 6. That when no certificates of votes from any State shall have been received at the seat of government on the fourth Wednesday of the month of January, after the meeting of the electors shall have been held, the President of the Senate or, if he be absent from the seat of government, the Secretary of State shall send a special messenger to the district judge in whose custody one certificate of votes from that State has been lodged, and such judge shall forthwith transmit that list by the hand of such messenger to the seat of government.

Approved, May 29, 1928.

**CHAP. 860.**—An Act To amend the World War Adjusted Compensation Act, as amended.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That subdivisions (b) and (c) of section 302 of the World War Adjusted Compensation Act, as amended, are amended, to take effect as of December 31, 1927, to read as follows:

“(b) Such application shall be made and filed on or before January 2, 1930, (1) personally by the veteran, or (2) in case physical or mental incapacity prevents the making or filing of a personal application, then by such representative of the veteran and in such manner as may be by regulations prescribed. An application made by a person other than the representative authorized by any such regulation, or not filed on or before January 2, 1930, shall be held void. If the veteran dies after the application is made and before it is filed it may be filed by any person: *Provided, however,* That if the veteran died between May 19, 1924, and July 1, 1924, without making the application, leaving a widow surviving him, the application may be made by the widow and shall be valid with the same force and effect in every respect as if the application had been made by the veteran.

“(c) If the veteran dies after the application is made, it shall be valid if the Secretary of War or the Secretary of the Navy, as the case may be, finds that it bears the bona fide signature of the applicant, discloses an intention to claim the benefits of this Act on behalf of the veteran, and is filed on or before January 2, 1930, whether or not the veteran is alive at the time it is filed. If the veteran dies and payments are made to his dependents under Title VI, and thereafter a valid application is filed under this section, then if the adjusted service credit of the veteran is more than \$50, payment shall be made in accordance with Title V, less any amounts already paid under Title VI.

SEC. 2. Section 602 of the World War Adjusted Compensation Act, as amended, is amended, to take effect as of December 31, 1927, to read as follows:

“SEC. 602. (a) No payment under section 601 shall be made to a widow if she has remarried before making and filing application, or if at the time of the death of the veteran was living apart from him by reason of her own willful act; nor unless dependent at the time of the death of the veteran or at any time thereafter and before January 3, 1930. The widow shall be presumed to have been depend-

Immediate transmittal to President of the Senate.

If no certificate on fourth Wednesday in January, special messenger to be sent for the certificate in custody of district judge.  
Vol. 23, p. 613, amended.  
U. S. Code, p. 20.

May 29, 1928.  
[H. R. 10487.]  
[Public, No. 570.]

World War Adjusted Compensation Act amendments.

Vol. 44, p. 826, amended.  
As of December 31, 1927.

Application to be filed on or before January 2, 1930.

Personally, unless physically disqualified.

By other than representative, etc., void.

If veteran die.

*Proviso.*

By widow, if not made by veteran.

Validity if veteran die after application made.

Disposition, if dependents paid, and valid application filed thereafter.

Payments to dependents.  
Vol. 44, p. 829, amended.

No payment to widow if remarried, etc.

Presumption of dependency.

ent at the time of the death of the veteran upon a showing of the marital cohabitation.

Child under 18, or mentally and physically incapable of support.

“(b) Payment under section 601 shall be made to a child if (1) under eighteen years of age at the time of the death of the veteran, or (2) at any time thereafter and before January 3, 1930, incapable of self-support by reason of mental or physical defect.

Limitation to mother or father.

Presumption of dependence.

“(c) No payment under section 601 shall be made to a mother or father unless dependent at the time of the death of the veteran or at any time thereafter and before January 3, 1930. If at the time of the death of the veteran or at any time thereafter and before January 3, 1930, the mother is unmarried or over sixty years of age, or the father is over sixty years of age, such mother or father, respectively, shall be presumed to be dependent.”

Applications. Vol. 43, p. 129, amended.

SEC. 3. Subdivision (b) and (c) of section 604 of such Act, as amended, are amended, to take effect as of December 31, 1927, to read as follows:

Time for applying extended.

Exception.

“(b) Applications for such benefits, whether vested or contingent, shall be made and filed by the dependents of the veteran on or before January 2, 1930; except that in the case of the death of the veteran during the six months immediately preceding such date the application shall be made and filed at any time within six months after the death of the veteran. Payments under this title shall be made only to dependents who have made and filed application in accordance with the provisions of this subdivision.

Payments only if required applications made.

Personally, or by representative if physically, etc., incapable.

“(c) An application shall be made and filed (1) personally by the dependent if sixteen years of age or over, or (2) in case physical or mental incapacity or legal disability prevents the making or filing of a personal application, then by such representative of the dependent and in such manner as the Secretary of War and the Secretary of the Navy shall jointly by regulation prescribe. An application made or filed by a person other than the representative authorized by such regulation shall be held void.”

Otherwise, void.

Benefits. Vol. 43, p. 125, amended. Vol. 44, p. 828.

SEC. 4. Title III of such Act, as amended, is amended, to take effect as of May 19, 1924, by adding at the end thereof new sections to read as follows:

New sections. Presumption of application if Department records show filing, though original can not be found.

“SEC. 311. Where the records of the War Department or the Navy Department show that an application, disclosing an intention to claim the benefits of any provision of this Act, has been filed on or before January 2, 1930, and the application can not be found, such application shall be presumed, in the absence of affirmative evidence to the contrary, to have been valid when originally filed. In such case the Secretary of War or the Secretary of the Navy, as the case may be, shall not be required to transmit to the Director the application (as provided in sections 303 and 605) unless a new application is filed, in which case the new application shall be considered to have been filed on the date of filing of the lost application.

Transmittal of new application.

Presumption of death of continued unexplained absence for seven years.

“SEC. 312. (a) If satisfactory evidence is produced establishing the fact of the continued and unexplained absence of any individual from his home and family for a period of seven years, during which period no intelligence of his existence has been received, the death of such individual as of the date of the expiration of such period shall, for the purposes of this Act, be considered as sufficiently proved.

If no application by veteran prior to period of absence, benefit allowed dependents.

“(b) If in the case of any such individual who is a veteran it appears that his application was not made and filed prior to the beginning of such seven-year period, or that although entitled to receive adjusted service pay he did not receive it prior to the beginning of such seven-year period, then his dependents who have made and filed application before the date of the expiration of such seven-year period (if such period began before January 3, 1930) shall be

entitled to receive the amount of his adjusted service credit in accordance with the provisions of Title VI.

“(c) For the purposes of subdivision (b) of this section—

“(1) The widow shall be considered to be dependent, within the meaning of section 602, if she was dependent at the beginning of such seven-year period or at any time thereafter and before the expiration of such period. The widow shall be presumed to have been dependent at the beginning of such seven-year period upon a showing of the marital cohabitation.

“(2) A child shall be considered incapable of self-support, within the meaning of section 602, if incapable of self-support by reason of mental or physical defect at the beginning of such seven-year period or at any time thereafter and before the expiration of such period.

“(3) The mother or father shall be considered to be dependent, within the meaning of section 602, if dependent at the beginning of such seven-year period or at any time thereafter and before the expiration of such period. If at the expiration of such seven-year period the mother is unmarried or over sixty years of age, or the father is over sixty years of age, such mother or father, respectively, shall be presumed to be dependent.

“(d) In the case of a veteran, if it appears that he is still living, payments to dependents in respect of his death shall cease, and, if he has filed a valid application under the provisions of section 302, any payments already made shall be deducted from the face value of his adjusted service certificate, or from the amount of his adjusted service credit if such credit is not more than \$50. In the case of a dependent, if it appears that such dependent is still living, payments to dependents later in preference under this Act shall cease, and, if such dependent has filed a valid application under the provisions of section 604, the remainder of the payments shall be made in accordance with the provisions of Title VI.

“SEC. 313. That where any payment under this Act is to be made to a minor, other than a person in the military or naval forces of the United States, or to a person mentally incompetent, or under other legal disability adjudged by a court of competent jurisdiction, such payment may be made to the legally constituted guardian, curator, or conservator of the person entitled to payment, or to the person found by the Director to be otherwise legally vested with the care of the person entitled to payment or of his estate. Prior to the receipt of notice by the Bureau that any such person entitled to payment is under such legal disability, payment may be made to such person direct.”

SEC. 5. Title V of such Act, as amended, is amended by adding at the end thereof a new section to read as follows:

“SEC. 508. Notwithstanding any other provision of this Act a veteran may, under regulations prescribed by the Director, name more than one beneficiary, and may from time to time, with the approval of the Director, change such beneficiaries. If the Director is unable to ascertain the beneficiary named by the veteran, payment shall be made to the estate of the veteran.”

SEC. 6. Section 702 of such Act, as amended, is amended to read as follows:

“SEC. 702. Whoever knowingly makes any false or fraudulent statement of a material fact in any application, certificate, or document made under the provisions of Title III, IV, V, VI, or VII, or of any regulation made under any such title, shall, upon conviction thereof, be fined not more than \$1,000, or imprisoned not more than five years, or both.”

SEC. 7. This Act shall not invalidate any payments made or applications received, before the enactment of this Act, under the

Presumptions.

Dependency of widow.

Incapacity of child.

Dependency of mother or father.

If veteran appears, payments to dependents shall cease.

Deduction authorized.

Payments to guardian, etc., of minors, physically incompetents, etc.

Prior to receipt of notice of disability.

Adjusted certificates. Vol. 43, p. 128, amended.

Change of beneficiaries, etc.

Vol. 43, p. 131, amended.

Punishment for fraudulent statements extended.

No prior payments invalidated.

Effect of change of status of dependents.

World War Adjusted Compensation Act, as amended. Payments under awards heretofore or hereafter made shall be made to the dependent entitled thereto regardless of change in status, unless another dependent establishes to the satisfaction of the Director a priority of preference under such Act, as amended. Upon the establishment of such preference the remaining installments shall be paid to such dependent, but in no case shall the total payments under Title VI of such Act, as amended (except section 608), exceed the adjusted service credit of the veteran.

Vol. 44, p. 829.

Approved, May 29, 1928.

May 29, 1928.

[S. 2660.]

[Public, No. 571.]

**CHAP. 861.**—An Act To amend an Act entitled "An Act to provide for the examination and registration of architects and to regulate the practice of architecture in the District of Columbia," approved December 13, 1924, and for other purposes.

Architects' Registration Act, D. C. Vol. 43, pp. 715-718, amended. Board of Examiners, etc.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That sections 14, 16, 19, 22, 24, 25, 26, 27, 28, 29, and 30 of the Act entitled "An Act to provide for the examination and registration of architects and to regulate the practice of architecture in the District of Columbia," approved December 13, 1924 (Forty-third Statutes at Large, pages 714-718), be amended so that the same shall read as follows:

Certificate from board, etc., required for authority to practice.

"SEC. 14. That, except as otherwise provided in this Act, any person wishing to practice architecture in the District of Columbia under the title of architect shall, before being entitled to be or be known as an architect, secure from such board a certificate of qualifications to practice under the title of architect, as provided in this Act.

Use of title restricted to holders of certificates, etc.

"SEC. 16. That no person who was engaged in the practice of architecture in the District of Columbia on December 13, 1924, shall use or assume any title indicating that he or she is an architect, or any words, letters, or figures to indicate that the person using them is an architect, unless he or she shall have qualified and obtained a certificate of registration as an architect, or unless he or she shall, within six months after the passage of this Act, file with said board an affidavit establishing to the satisfaction of said board the fact that he or she was in practice as an architect in said District on and prior to December 13, 1924. Nothing herein contained shall be construed to prevent any person who was engaged in the practice of architecture in said District on and prior to December 13, 1924, from applying to said board at any time for examination under this Act. No firm shall be entitled to the style or designation 'architect' or 'registered architect' unless and until every member thereof shall be entitled to such designation. A corporation whose principal business, as shown by its charter, is the practice of architecture, may apply for and obtain a certificate of registration, provided all its executive officers and directors are registered architects. The same exemptions shall apply to partnerships and corporations as apply to individuals under this Act."

Applicants practicing prior to December 13, 1924.

"SEC. 19. That any properly qualified person who shall have been actually engaged in the practice of architecture in the District of Columbia on December 13, 1924, may be granted a certificate of registration without examination on condition that the applicant shall submit satisfactory evidence to the said board that he is qualified to practice architecture and by payment to the board of the fee required for certificate of registration as prescribed in section 23 of this Act: *Provided*, That nothing in this Act shall prevent any person who was actually engaged in the practice of architecture

Corporations.

Persons engaged in architecture, December 13, 1924, may be granted certificates without examination.

*Proviso.*  
Continuance, etc.

under the title of architect prior to December 13, 1924, from continuing the practice of said profession without a certificate of registration and without the use in any form of the title 'registered architect' upon filing the affidavit required by section 16 of this Act."

Affidavit required.

"SEC. 22. That an architect who has lawfully practiced architecture for a period of more than ten years outside of the District of Columbia shall, except as otherwise provided in subdivision (b) of section 21, be required to take only a practical examination, the nature of which shall be prescribed by the Board of Examiners and Registrars of Architects."

Limited year requirement, if practicing outside the District for over ten years.

"SEC. 24. That all examination papers and other evidences of qualification submitted by each applicant shall be filed with the Board of Examiners and Registrars of Architects, and said board shall keep a record of its proceedings relating to the issuance, refusal, renewal, suspension, and revocation of certificates of registration.

Record of examination papers, etc., to be filed, etc.

"The record shall also contain the name, known place of business and residence, and the date and number of the certificate of registration of every registered architect entitled to practice his profession in the District of Columbia."

Details on record of all registered architects.

"SEC. 25. That every registered architect in the District of Columbia, shall annually, during the month of May, renew his certificate of registration and pay the renewal fee required by section 23 of this Act. Any such architect who fails to pay the said renewal fee shall cease to be a registered architect, subject to restoration upon paying the fee therefor prescribed in accordance with section 23 of this Act.

Annual renewal fee.

"A person who fails to renew his certificate of registration during the month of May in each year may not thereafter renew his certificate except upon payment of the fee required by section 23 of this Act for the restoration of an expired certificate of registration.

Registry to cease on failure.

"Every renewal certificate shall expire on the 30th day of April following the issuance."

Effect of failure during May.

"SEC. 26. EXEMPTIONS.—That the following shall be exempted from the requirements of this Act: (1) Any person practicing or desiring to practice architecture in the District of Columbia who shall have made application to the board of registration as an architect and who shall have paid the fee provided for in section 23 of this Act, such exemption to continue only until the board shall have denied such application; (2) any officer or employee of the United States or the District of Columbia practicing architecture in that capacity alone.

Date of expiration.

Exemptions.

Applicants having paid fee.

Government and District employees.

"SEC. 27. REVOCATION OF CERTIFICATE.—That the Board of Examiners and Registrars of Architects may revoke any certificate after thirty days' notice with grant of hearings to the holder thereof if proof satisfactory to the board be presented in the following cases:

Revocation of certificate.

On notice and hearings.

"(a) In case it is shown that the certificate was obtained through fraud or misrepresentation.

Fraud in obtaining.

"(b) In case the holder of the certificate has been found guilty by said board or by a court of justice of any fraud or deceit in his professional practice or has been convicted of a felony by a court of justice.

Guilty of fraud in professional practice.

"(c) In case the holder of the certificate has been found guilty by said board of gross incompetency or of recklessness in the planning or construction of buildings.

Gross incompetency, etc.

"(d) In case a corporation holding a certificate of registration shall have as one of its executive officers or directors a person not a registered architect.

Registered corporation if executive officer, etc., not a registered architect.

"SEC. 28. That the proceedings for the annulment of registration (that is, the revocation of a certificate) shall be begun by filing writ-

Annulment of registration.

Procedure.

- ten charges against the accused with the Board of Examiners and Registrars of Architects by the board itself or by any complainant. A copy of the charges together with a notice of the time and place of hearing shall be served on the accused at least thirty calendar days in advance of such hearing, which shall be postponed if necessary to give the requisite notice. Where personal service can not be made within the District of Columbia, service may be made by publication or personal service in accordance with such rules as the board may adopt, following generally and in principle the provisions of sections 105 as amended, 106, and 108 of the Code of Laws of the District of Columbia. At the hearing, the accused shall have the right to be represented by counsel, introduce evidence, and examine and cross-examine witnesses. The secretary of the board is hereby empowered to administer oaths. The board shall make a written report of its findings, which report, with a transcript of the entire record of the proceedings shall be filed with the Commissioners of the District of Columbia, and, if the board's finding shall be adverse to the accused, his or her certificate of registration shall stand revoked and annulled, at the expiration of thirty days from the filing of such report, unless within said period of thirty days a writ of error shall be issued as hereinafter provided, in which event said certificate shall stand suspended until the final determination of the Court of Appeals upon such writ of error. If an exception is taken to any ruling of the board on matter of law, the exception shall be reduced to writing and stated in the bill of exceptions with so much of the evidence as may be material to the question or questions raised, and such bill of exceptions shall be settled by the board and signed by the secretary within such time as the rules of the board may prescribe. Any party aggrieved by the decision of the said board may seek a review thereof in the Court of Appeals of the District of Columbia by petition under oath setting forth concisely but clearly and distinctly the nature of the proceeding before said board, the trial and determination thereof, and the particular ruling upon matter of law to which exception has been taken, said petition to be presented to any justice of the Court of Appeals within thirty days after the filing of the report of said board with the commissioners, with such notice to the board as may be required by the rules of the Court of Appeals. If the justices shall be of the opinion that the action of the board ought to be reviewed, a writ of error shall be issued from the Court of Appeals, within such time as may be prescribed by that court, a transcript of the record in the case sought to be reviewed, and the Court of Appeals shall review said record and affirm, reverse, or modify the judgment in accordance with law."
- Section 29 of the said Act of December 13, 1924, is repealed. A new section, to be numbered section 29, is hereby enacted, as follows: "The said board shall have power to require the attendance of persons and the production of books and papers and to require such persons to testify in any and all matters within its jurisdiction. The chairman and the secretary of the board shall have power to issue subpoenas, and upon the failure of any person to attend as a witness when duly subpoenaed or to produce documents when duly directed by said board, the board shall have power to refer the said matter to any justice of the Supreme Court of the District of Columbia, who may order the attendance of such witness or the production of such books and papers or require the said witness to testify, as the case may be; and upon the failure of the witness to attend, to testify, or to produce such books or papers, as the case may be, such witness may be punished for contempt of court as for failure to obey a subpoena issued or to testify in a case pending before said court."
- Notice of charges.
- Service by publication.  
Vol. 41, p. 556.  
Vol. 31, p. 1206, Vol. 32, p. 523.
- Report of findings and revocation.
- Suspension, if writ of error issued.
- Exceptions on a matter of law.
- Review by Court of Appeals.
- Action of court.
- Record of architects repealed.  
Vol. 43, p. 717, repealed.  
New section.  
Power of board to require attendance, etc.  
Issue of subpoenas.
- Assistance of District supreme court.
- Punishment for contempt of court, on failure to obey subpoenas, etc.

“SEC. 30. That any person who shall use the title ‘architect’ or ‘registered architect’ or any other words, letter, or figures indicating or intending to imply that the person using the same is an architect or a registered architect, without having complied with the provisions of this Act, shall be deemed guilty of a misdemeanor, and upon conviction shall be punished by a fine not exceeding \$200, or by imprisonment for not more than one year, or both, prosecution therefor to be made in the name of the District of Columbia by the corporation counsel.”

Unauthorized use of title, etc., a misdemeanor.

Punishment for.

SEC. 2. That nothing contained in this Act shall be construed to affect the force and validity of any act of the Board of Examiners and Registrars of Architects performed prior to its passage. The Act of December 13, 1924, and this Act may be cited and known as the Architects’ Registration Act.

Prior acts of board not affected.

Title given.

Approved, May 29, 1928.

CHAP. 862.—An Act Regulating juvenile insurance by fraternal beneficial associations in the District of Columbia.

May 29, 1928. [S. 3694.]

[Public, No. 572.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That this Act shall be known as the Juvenile Fraternal Act.*

District of Columbia. Juvenile Fraternal Act.

SEC. 2. That any fraternal benefit society authorized to do business in the District of Columbia may provide in its laws, in addition to other benefits provided for therein, for insurance and/or annuities upon the lives of children, at any age, upon the application of some adult person, as the laws of such society may provide. Any such society may, at its option, organize and operate branches for such children, and membership in local lodges and initiation therein shall not be required of such children, nor shall they have any voice in the management of the society.

Fraternal benefit societies may provide for insurance upon lives of children.

Branches authorized.

SEC. 3. That contributions to be made upon such certificates shall be based upon the Standard Industrial Mortality Table or the English Life Table Numbered 6, or the society may use a table based upon its own juvenile experience of at least ten years and covering not less than one hundred thousand lives with a rate of interest not greater than 4 per centum per annum, or upon a higher standard.

Basis of contributions.

SEC. 4. Any society issuing such benefit certificates shall maintain on all such certificates the reserve required by the standard of mortality and interest adopted by the society for computing contributions as provided in section 3.

Standard reserve required.

SEC. 5. Any society shall have full power to provide for means of enforcing payment of contributions, designation of beneficiaries, and changing such designations, and in all other respects for the regulation, government, and control of such certificates and all rights, obligations, and liabilities incident thereto and connected therewith, not at variance with the provisions of this Act.

Enforcement of contributions, designation of beneficiaries, etc.

SEC. 6. All Acts or parts of Acts inconsistent with the provisions of this Act are hereby repealed.

Inconsistent laws repealed.

Approved, May 29, 1928.

CHAP. 863.—An Act To provide for notice to owners of land assessed for benefits by the verdict of condemnation juries in the District of Columbia, and for other purposes.

May 29, 1928. [S. 4124.]

[Public, No. 573.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That where in any condemnation proceedings instituted by the Commissioners of the*

District of Columbia.

In condemnation proceedings, Commissioners to mail notice of benefits assessed on property not taken, when owner not notified of proceedings by jury.

Vol. 34, p. 151.

Notice by court in newspapers.

Sufficiency of notices.

Option by Commissioners not nullified.

Vol. 44, p. 675.

District of Columbia in accordance with the provisions of subchapter 1 of chapter 15, or in accordance with the provisions of chapter 55 of the Code of Law for the District of Columbia, the jury of condemnation shall assess benefits against any land or parcel of land no part of which was taken by the condemnation proceedings, and the owner of the land or parcel of land so assessed for benefits was not served with notice of the condemnation proceedings, notice of such assessment for benefits shall be given by the Commissioners of the District of Columbia by registered letter, mailed to the last known address of the person listed on the records of the assessor of the District of Columbia as the owner of the land or parcel of land so assessed, and, in addition thereto, the court shall give public notice of the land or parcels of land assessed for benefits, no part of which was taken by the condemnation proceedings, by advertisement once in each of three daily newspapers published in the District of Columbia showing the amount assessed against each such piece or parcel of land and stating the time within which interested parties may file with the court any objections or exceptions they may have to the verdict. The mailing by registered letter and the notice by publication herein provided for shall be sufficient notice to the owner of any land or parcel of land assessed for benefits as aforesaid. Nothing herein contained shall be considered to abrogate or nullify the option conferred upon the Commissioners of the District of Columbia by the Act of Congress approved May 28, 1926, entitled "An Act to provide for the condemnation of land for the opening, extension, widening, or straightening of streets, avenues, roads, or highways in accordance with the plan of the permanent system of highways for the District of Columbia, and for other purposes."

Approved, May 29, 1928.

May 29, 1928.  
[S. 2370.]

[Public, No. 574.]

**CHAP. 864.**—An Act To amend section 24 of the Immigration Act of 1917.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That section 24 of the Immigration Act of 1917 is hereby amended by adding the following at the end of the section:

"Immigrant inspectors shall be divided into five grades, as follows: Grade 1, salary \$2,100; grade 2, salary \$2,300; grade 3, salary \$2,500; grade 4, salary \$2,700; grade 5, salary \$3,000; and, hereafter, inspectors shall be promoted successively to grades 2 and 3 at the beginning of the next quarter following one year's satisfactory service (determined by a standard of efficiency which is to be defined by the Commissioner General of Immigration, with the approval of the Secretary of Labor) in the next lower grade; not to exceed 50 per centum of the force to grades 4 and 5 for meritorious service after no less than one year's service in grades 3 and 4, respectively: *Provided further,* That promotion above grade 3 shall be at the discretion of the Secretary of Labor, upon the recommendation of the Commissioner General of Immigration: *Provided further,* That when inspectors or other employees of the Immigration Service are ordered to perform duty in a foreign country, or transferred from one station to another, in a foreign country, they shall be allowed their traveling expenses in accordance with such regulations as the Secretary of Labor may deem advisable, and they may also be allowed, within the discretion and under written orders of the Secretary of Labor, the expenses incurred for the transfer of their wives and dependent minor children; their household effects and other personal property, not exceeding in all five thousand pounds, including the expenses for packing, crating, freight, and drayage thereof:

Immigration Act of 1917.

Vol. 39, p. 893, amended.

Immigration inspectors.

Grades and salaries of, established.

Promotions.

*Provisos.*  
Above grade 3.

Traveling expenses on change of station, etc., allowed.

Transfer of families, household effects, etc.



Provided further, That the appropriation of such sum as may be necessary for the enforcement of this Act is hereby authorized."

Sum authorized.  
Post, p. 1647.

Approved, May 29, 1928.

CHAP. 865.—An Act To adjust the compensation of certain employees in the customs service.

May 29, 1928.  
[H. R. 13143.]  
[Public, No. 575.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following annual rates of compensation are hereby established for the employees in the customs service hereinafter specified:

Customs service.  
Salaries established for specified employees.

- (a) Laborers, \$1,500.
- (b) Verifiers, openers, and packers, \$1,680, \$1,740, \$1,800, \$1,860, \$1,920, \$1,980, and \$2,040.
- (c) Clerks, entrance salary, \$1,700; clerks having one year's satisfactory service, \$1,800; clerks having two years' satisfactory service, \$1,900; clerks having three years' satisfactory service, \$2,000; clerks having four years' satisfactory service, \$2,100; thereafter promotion of clerks to higher rates of compensation shall be in accordance with existing law.
- (d) Customs guards, \$1,860, \$1,920, \$1,980, \$2,040, \$2,100, \$2,200, \$2,300, and \$2,400.
- (e) Inspectors, \$2,100, \$2,200, \$2,300, \$2,400, \$2,500, \$2,600, \$2,700, \$2,800, \$2,900, \$3,000, \$3,100, \$3,200, and \$3,300.
- (f) Station inspectors, \$3,000, \$3,100, \$3,200, \$3,300, \$3,400, \$3,500, and \$3,600.

Rates.

SEC. 2. All new appointments of employees specified in section 1 shall be made at the minimum rate of the appropriate salary range.

New appointments at minimum rates.

SEC. 3. Nothing in this Act shall be construed to prevent the promotion of any employee at any time to a vacant position in a higher grade, and when so promoted such employee shall receive the compensation fixed in accordance with law for such position; and nothing herein contained shall be construed to reduce the rate of compensation of any employee in the customs service.

Promotions at any time.

SEC. 4. There are hereby authorized to be appropriated such sums as may be necessary to pay the rates of compensation herein established.

No reductions.

Necessary sums authorized.

SEC. 5. (a) Sections 1 and 2 of this Act shall take effect on July 1, 1928.

Rates effective July 1, 1928.

(b) The remainder of this Act shall take effect on the date of its enactment.

Remainder of Act at once.

Approved, May 29, 1928.

CHAP. 866.—An Act Authorizing conveyance to the city of Hartford, Connecticut, of title to site and building of the present Federal building in that city.

May 29, 1928.  
[S. 4035.]  
[Public, No. 576.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That in consideration of the fact that the site of the present Federal building at Hartford, Connecticut, was originally donated to the United States for Federal uses, the Secretary of the Treasury be, and he is hereby, authorized and directed to convey by quit claim deed to the city of Hartford, Connecticut, title to said site and the Federal building thereon, upon completion and occupancy of the new Federal building authorized to be constructed in said city.

Hartford, Conn.  
Present public building and site granted to, on completion of new one.

Approved, May 29, 1928.

May 29, 1928.

[S. 4148.]

[Public, No. 577.]

**CHAP. 867.**—An Act Authorizing and directing the Secretary of War to grant certain land to the city of Saint Paul, State of Minnesota.

Saint Paul, Minn.  
Land granted to.  
Description.

Price.

Provisions.  
Time of payment.

Condition, reversion  
for nonuser.

Proceeds to credit of  
military post construc-  
tion fund.

*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 grant to the city of Saint Paul, Minnesota, the lot of land described as follows: Lot numbered 3 in block numbered 31, Saint Paul proper, according to the recorded plat thereof on file in the office of the register of deeds in said county of Ramsey and all that part of lot 4, in said block 31 aforesaid according to the recorded plat thereof described as follows: Commencing at the southwest corner of lot numbered 4, block numbered 31 Saint Paul proper, thence running northerly along the west line of said lot aforesaid one hundred and seven and thirty-one one-hundredths feet to an alley, thence at right angles easterly along the southerly line of said alley to the easterly line of said lot 4, thence southerly along said east line of lot 4 to the southeast corner of said lot 4, thence easterly along the northerly line of Second Street to the place of beginning; for the sum of \$34,750: *Provided*, That said sum is paid to the United States within one year from the date of the approval of this Act, or sooner if funds are made available: *Provided further*, That the conveyance of said tract of land to the said City of Saint Paul shall be upon the condition and limitation that said property shall be limited to the retention and use for public purposes, and upon cessation of such retention and use shall revert to the United States without notice, demand, or action brought.

**SEC. 2.** The net proceeds derived from the grant of such land shall be covered into the Treasury to the credit of the military post construction fund.

Approved, May 29, 1928.

May 29, 1928.

[S. 4135.]

[Public, No. 578.]

**CHAP. 868.**—An Act To conserve the water resources and to encourage reforestation of the watersheds of Los Angeles County by the withdrawal of certain public lands included within the Angeles National Forest from location and entry under the mining laws.

Los Angeles National  
Forest, Calif.  
Public lands in, with-  
drawn from mining  
entries for reforestation  
of watersheds in Los  
Angeles County.  
Description.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the public lands of the United States within the boundaries of the Angeles National Forest located in the State of California and hereinafter described are hereby withdrawn from location or entry under the mining laws of the United States:

All Government lands in sections 6, 7, and 18, township 1 north, range 7 west, San Bernardino meridian.

All Government lands in sections 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, and 19, township 1 north, range 8 west, San Bernardino meridian.

All Government lands in sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 22, 23, 24, 25, 26, and 27, township 1 north, range 9 west, San Bernardino meridian.

All Government lands in sections 1, 2, 3, 4, 5, 6, 8, 9, 10, 11, 12, 14, 15, 18, 21, and 24, township 1 north, range 10 west, San Bernardino meridian.

All Government lands in sections 1, 2, 3, 4, 6, 7, 8, 9, 10, 11, 12, and 14, township 1 north, range 11 west, San Bernardino meridian.

All Government lands in sections 1, 2, and 12, township 1 north, range 12 west, San Bernardino meridian.

All Government lands in sections 6, 7, 8, 9, 16, 17, 18, 19, 20, 21, 22, 27, 28, 30, and 31, township 2 north, range 7 west, San Bernardino meridian.

All Government lands in sections 5, 6, 7, 8, 10, 13, 15, 16, 17, 18, 19, 20, 21, 24, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, and 36, township 2 north, range 8 west, San Bernardino meridian.

All Government lands in sections 5, 8, 9, 10, 11, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, and 36, township 2 north, range 9 west, San Bernardino meridian.

All Government lands in sections 1, 10, 11, 12, 13, 14, 19, 20, 21, 22, 23, 24, 31, 32, 33, 34, 35, and 36, township 2 north, range 10 west, San Bernardino meridian.

All Government lands in sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 30, 31, 32, 33, 34, 35, and 36, township 2 north, range 11 west, San Bernardino meridian.

All Government lands in sections 3, 4, 6, 7, 8, 9, 10, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, and 36, township 2 north, range 12 west, San Bernardino meridian.

All Government lands in sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 17, 18, 23, 24, and 26 township 2 north, range 13 west, San Bernardino meridian.

All Government lands in sections 1, 2, 3, 4, and 6, township 2 north, range 14 west, San Bernardino meridian.

All Government lands in sections 19 and 20, township 3 north, range 7 west, San Bernardino meridian.

All Government lands in sections 2, 3, 4, 5, 6, 8, 9, 10, 11, 13, 14, 15, 16, 21, 23, 24, 28, 29, 32, and 33, township 3 north, range 8 west, San Bernardino meridian.

All Government lands in sections 1, 4, 5, 7, 8, 9, 16, 17, 20, 21, 28, 29, 32, and 33, township 3 north, range 9 west, San Bernardino meridian.

All Government lands in sections 6, 7, 8, 9, 10, 11, 12, 14, 15, 16, 17, and 18, township 3 north range 10 west, San Bernardino meridian.

All Government lands in sections 1, 3, 10, 11, 12, 13, 14, 15, 17, 20, 22, 23, 24, 26, 27, 29, 30, 31, 32, 34, and 35, township 3 north, range 11 west, San Bernardino meridian.

All Government lands in sections 4, 5, 6, 8, 16, 17, 20, 21, 22, 25, 26, 27, 28, 29, 31, 32, 34, and 35, township 3 north, range 12 west, San Bernardino meridian.

All Government lands in sections 1, 2, 5, 6, 7, 8, 9, 10, 11, 12, 19, 20, 21, 28, 29, 30, 31, 32, and 33, township 3 north, range 13 west, San Bernardino meridian.

All Government lands in sections 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, and 36, township 3 north, range 14 west, San Bernardino meridian.

All Government lands in section 1, 2, 3, 4, 5, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 20, 23, 24, 25, and 36, township 3 north, range 15 west San Bernardino meridian.

All Government lands in sections 21, 28, 31, 32, 33, 34, and 35, township 4 north, range 8 west, San Bernardino meridian.

All Government lands in sections 20, 21, 27, 28, 29, 32, 33, 34, 35, and 36, township 4 north, range 9 west, San Bernardino meridian.

All Government lands in sections 19, 29, 30, and 31, township 4 north, range 10 west, San Bernardino meridian.

All Government lands in sections 3, 10, 11, 13, 14, 24, 30, 31, 32, 33, and 34, township 4 north, range 11 west, San Bernardino meridian.

Description—Continued.

All Government lands in sections 24, 25, 31, 32, and 33, township 4 north, range 12 west, San Bernardino meridian.

All Government lands in sections 17, 18, 35, and 36, township 4 north, range 13 west, San Bernardino meridian.

All Government lands in sections 11 (inside forest), 13, 14, 15, 16, and 17 (inside forest), township 4 north, range 14 west, San Bernardino meridian.

All Government lands in sections 27, 28, and 34, township 5 north, range 11 west, San Bernardino meridian.

All Government lands in sections 7 and 18, township 5 north, range 14 west, San Bernardino meridian.

All Government lands in sections 1, 2, 3, 6, 10, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 27, 29, and 30, township 5 north, range 15 west, San Bernardino meridian.

All Government lands in sections 1, 2, 4, 5, 11, 12, 14, 23, 25, and 26, township 5 north, range 16 west, San Bernardino meridian.

All Government lands in sections 3, 4, 10, 15, and 22, township 5 north, range 18 west, San Bernardino meridian.

All Government lands in sections 7, 8, 18, 25, 26, 27, 28, 29, 31, 32, 35, and 36, township 6 north, range 14 west, San Bernardino meridian.

All Government lands in sections 2, 5, 6, 11, 12, 13, 14, 19, 20, 21, 22, 27, 31, 32, 33, and 34, township 6 north, range 15 west, San Bernardino meridian.

All Government lands in sections 1, 6, 10, 11, 12, 13, 14, 15, 16, 22, 23, 24, 27, and 34, township 6 north, range 16 west, San Bernardino meridian.

All Government lands in sections 1, 6, 8, 12, 13, 14, 15, 16, 17, 18, 19, 21, 27, and 28, township 6 north, range 17 west, San Bernardino meridian.

All Government lands in section 13, township 6 north, range 18 west, San Bernardino meridian.

All Government lands in section 30, township 7 north, range 14 west, San Bernardino meridian.

All Government lands in sections 16, 17, 18, 21, 22, 23, 25, 26, 27, 30, 31, 32, 33, and 34, township 7 north, range 15 west, San Bernardino meridian.

All Government lands in sections 6, 7, 12, 13, 17, 19, 20, 22, 23, 24, 25, 27, 28, 29, 30, 31, 32, and 33, township 7 north, range 16 west, San Bernardino meridian.

All Government lands in sections 1, 2, 5, 6, 7, 8, 10, 11, 12, 18, 19, 30, and 31, township 7 north, range 17 west, San Bernardino meridian.

All Government lands in section 36, township 7 north, range 18 west, San Bernardino meridian.

And all Government lands in sections 32, 34, and 35, township 8 north, range 17 west, San Bernardino meridian.

Lawful existing rights not affected.

Proriso.  
Discretionary restoration to entry of withdrawn lands.

SEC. 2. That this Act shall not defeat or affect any lawful right which has already attached under the mining laws and which is hereafter maintained in accordance with such laws: *Provided*, That the President, upon recommendation of the Secretary of the Interior and the Secretary of Agriculture, may, by Executive order, when in his judgment the public interest would best be served thereby, and after reasonable notice has been given through the Department of the Interior, restore to location and entry under the mining laws any of the lands hereby withdrawn therefrom.

Approved, May 29, 1928.

**CHAP. 869.**—An Act For the relief of the State of North Carolina.

*Be it enacted by the Senate and House of Representatives of 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 balance due the State of North Carolina of \$118,035.69, as certified by the Comptroller General of the United States as of February 29, 1928.

Approved, May 29, 1928.

May 29, 1928.  
[S. 3097.]  
[Public, No. 579.]  
North Carolina.  
Payment to, directed.

**CHAP. 870.**—An Act Authorizing the Secretary of the Interior to convey to the city of Hot Springs, Arkansas, all of lot numbered 3 in block numbered 115 in the city of Hot Springs, Arkansas.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of the Interior is authorized and directed to convey by quitclaim deed to the city of Hot Springs, Arkansas, subject to the provisions of section 2 of this Act, all of lot numbered 3 in block numbered 115 in the city of Hot Springs, Arkansas, the use and occupation of which by such city was authorized by the Act entitled "An Act authorizing the city of Hot Springs, Arkansas, to occupy and construct buildings for the use of the fire department of said city on lot numbered 3, block numbered 115, in the city of Hot Springs, Arkansas," approved August 21, 1912.

SEC. 2. The lot shall be used by the city for fire department purposes only, except that the city may sell or otherwise dispose of so much of the lot as may be necessary to provide funds for the construction of a new building for its fire department. The deed executed by the Secretary of the Interior shall contain the express condition that if the proceeds of any such sale or other disposition are not used for the construction of such building or if the city uses or permits to be used for any other purposes than that herein authorized that part of the lot upon which such building is erected or attempts to alienate it, the title to that part of such lot shall revert to the United States.

Approved, May 29, 1928.

May 29, 1928.  
[S. 3361.]  
[Public, No. 580.]  
Hot Springs, Ark.  
Quitclaim to, of lot  
authorized for fire de-  
partment.  
Vol. 37, p. 322.

Sale authorized to  
provide funds for new  
building.

Reversion, if pro-  
ceeds not so used, or if  
city permits other use.

**CHAP. 871.**—An Act To authorize the Secretary of Commerce to dispose of a certain lighthouse reservation and to acquire certain land for lighthouse purposes.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of Commerce is hereby authorized to convey by quitclaim deed to the city of Chicago, in the State of Illinois, all right, title, and interest of the United States of America in and to lots 17, 18, and 19 in original water lot 35 in Chicago Dock and Canal Company's resubdivision of their subdivision of original water lot 35 and the accretion thereto, all of block 8 and accretion and of that part of block 19 lying east of subblock 2, all in Kinzie's addition to Chicago, according to the plat thereof recorded March 17, 1885, as document 610129, in book 19 of plats, page 77, situated in the city of Chicago, in the State of Illinois; except the buildings placed on said lots 17, 18, and 19 by the United States, which buildings shall remain the property of the United States and shall be removed by the United States within six months after the exchange of lands herein authorized.

May 29, 1928.  
[S. 4309.]  
[Public, No. 581.]

Chicago, Ill.  
Conveyance author-  
ized to, of lighthouse  
reservation therein.

Buildings excepted.

Tract to be given  
exchange therefor.

SEC. 2. The said conveyance of the aforesaid property to be given in exchange for and dependent upon the city of Chicago conveying to the United States of America the fee simple title, as evidenced by a quitclaim deed and abstracts acceptable to the Attorney General of the United States, to the following tract of land, described by metes and bounds as follows:

Description.

Beginning at the point of intersection of the west side of the dock on the east side of the Ogden Slip with the north line of the tract of land conveyed by the city of Chicago to the United States of America by deed dated August 10, 1920, and recorded December 8, 1921, as document 7347325 in book 16850, page 532; running thence east on the north line of said tract a distance of eighty feet; thence north at right angles to the north line of said tract two hundred and seventeen feet; thence west on a line parallel to and two hundred and seventeen feet north of the north line of said tract one hundred feet, more or less, to the west side of said dock on the east side of the Ogden Slip; thence south and southeasterly on the west side of said dock to the place of beginning, the said tract of land conveyed by the city of Chicago to the United States of America, being described as follows: A parcel of land adjacent to the north Government pier, and bounded on the east by Lake Michigan, approximately five hundred feet long in an easterly and westerly direction and one hundred feet wide, described as commencing at the junction of the north side of the United States Government pier (running east from the Ogden Slip) with the east side of the north and south municipal pier for place of beginning, said place of beginning being seven hundred feet, more or less, south measured at right angles from a point in north line of East Illinois Street extended one thousand five hundred feet, more or less, east of the east line of Peshtigo Court; thence northerly along the said north and south pier one hundred and eight feet; thence westerly at an angle from the south to west of ninety-one degrees, a distance of five hundred and six feet, more or less, to the west side of the dock on east side of the Ogden Slip; thence southerly at an angle from east to south seventy-four degrees thirty minutes along the concrete dock one hundred and three feet, more or less, to the United States Government pier; thence easterly at an angle from north to east one hundred and six degrees forty minutes along the United States Government pier for a distance of four hundred and eighty feet, more or less, to place of beginning.

Right of way to be  
given.

SEC. 3. That in the exchange herein provided the city of Chicago shall provide suitable access or right of way to the property to be conveyed to the United States.

Approved, May 29, 1928.

May 29, 1928.  
[S. 4487.]

[Public, No. 582.]

**CHAP. 872.**—An Act Authorizing the Uvalda Booster Club, its successors and assigns, to construct, maintain, and operate a bridge across the Altamaha River at or near Towns Bluff Ferry, connecting Montgomery and Jeff Davis Counties, Georgia.

Altamaha River.  
Uvalda Booster Club  
may bridge, at Towns  
Bluff Ferry, Ga.

*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 Uvalda Booster Club, its successors and assigns, is hereby authorized to construct, maintain, and operate a bridge and approaches thereto across the Altamaha River, at a point suitable to the interests of navigation, at or near Towns Bluff Ferry, connecting Montgomery and Jeff Davis Counties, Georgia, in accordance with the provisions of the Act entitled "An Act to regulate the construction of bridges over navigable waters,"

Construction.  
Vol. 34, p. 84.

approved March 23, 1906, and subject to the conditions and limitations contained in this Act.

SEC. 2. After the completion of such bridge, as determined by the Secretary of War, either the State of Georgia, any political subdivision thereof within or adjoining which any part of such bridge is located, 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 such State governing the acquisition of private property for public purposes by condemnation or expropriation. If at any time after the expiration of twenty 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 good will, 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 cost, not to exceed 10 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 authorized, after completion, by Georgia, etc.

Compensation if acquired by condemnation.

Limitations.

Tolls under State, etc., operation.

Rates applied to operation, sinking fund, etc.

Maintenance as free bridge, etc., after amortizing costs.

Record of expenditures and receipts.

Sworn statement of construction costs, etc., to be filed after completion.

Examination by Secretary of War.

SEC. 3. If such bridge shall at any time be taken over or acquired by the State of Georgia, or by any municipality or other political subdivision or public agency thereof, under the provisions of section 2 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, or the rates of toll shall thereafter be so adjusted as to provide a fund of not to exceed the amount necessary for the proper maintenance, repair, and operation of the bridge and its approaches under economical management. 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.

SEC. 4. The Uvalda Booster Club, its successors and assigns, shall, within ninety days after the completion of such bridge, file with the Secretary of War and with the highway department of the State of Georgia, 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 at the request of the highway department of the State of Georgia 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 Uvalda Booster Club, its successors and assigns, shall make available all of its records in connection with the construction, financing, and promotion thereof.

Findings of Secretary  
conclusive.

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 2 of this Act, subject only to review in a court of equity for fraud or gross mistake.

Right to sell, etc.,  
conferred.

SEC. 5. The right to sell, assign, transfer, and mortgage all the rights, powers, and privileges conferred by this Act is hereby granted to the Uvalda Booster Club, 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.

Amendment.

SEC. 6. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, May 29, 1928.

May 29, 1928.  
[S. 4346.]

[Public, No. 583.]

**CHAP. 873.**—An Act To authorize an appropriation for the purchase of certain privately owned lands within the Fort Apache Indian Reservation, Arizona.

Fort Apache Reser-  
vation, Ariz.  
Purchase of land,  
etc., within, from Aztec  
Land and Cattle Com-  
pany for Indians there-  
of from tribal funds.  
Post, p. 1568.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That there is hereby authorized an appropriation of \$6,200, or as much thereof as might be required, from the tribal fund "Indian moneys proceeds of labor" on deposit in the Treasury of the United States to the credit of the Indians of the Fort Apache Reservation, Arizona, for the purchase of the land and appurtenances thereof located within the exterior boundaries of that reservation and belonging to the Aztec Land and Cattle Company, title thereto to be taken in the name of the United States in trust for said Indians.

Approved, May 29, 1928.

May 29, 1928.  
[S. 4203.]

[Public, No. 584.]

**CHAP. 874.**—An Act Authorizing J. H. Haley, his heirs, legal representatives, and assigns, to construct, maintain, and operate a bridge across the Missouri River near a point where Olive Street Road, Saint Louis County, Missouri, if extended west would intersect the Missouri River.

Missouri River.  
J. H. Haley may  
bridge, in Saint Louis  
County, Mo.

*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, J. H. Haley, his heirs, legal representatives, and assigns, be, and is hereby, authorized to construct, maintain, and operate a bridge and approaches thereto across the Missouri River, at a point suitable to the interests of navigation, at or near a point about three thousand five hundred feet downstream from mile 45 as established by the survey of the United States Engineers, War Department, said place or point being approximately five thousand feet downstream from the point where Olive Street Road, Saint Louis County, Missouri, if extended west would intersect the southerly bank of the Missouri River, 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.

Location.

Construction.  
Vol. 34, p. 84.

Acquisition author-  
ized, after completion,  
by Missouri, etc.

SEC. 2. After the completion of such bridge, as determined by the Secretary of War, either the State of Missouri, any political subdivision thereof within or adjoining which any part of such bridge is located, 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 such State governing the acquisition of private property for public purposes by condemnation or expropriation. If at any time after the expiration of ten 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 good will, 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 interest in real property; (3) actual financing and promotion cost, not to exceed 10 per centum of the sum of the cost of constructing the bridge and its approaches and acquiring such interest in real property; and (4) actual expenditures for necessary improvements.

SEC. 3. If such bridge shall at any time be taken over or acquired by the State of Missouri, or by any municipality or other political subdivision or public agency thereof, under the provisions of section 2 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 ten 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, or the rates of toll shall thereafter be so adjusted as to provide a fund of not to exceed the amount necessary for the proper maintenance, repair, and operation of the bridge and its approaches under economical management. 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.

SEC. 4. J. H. Haley, his heirs, legal representatives, and assigns, shall within ninety days after the completion of such bridge file with the Secretary of War and with the highway department of the State of Missouri 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 at the request of the highway department of the State of Missouri 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 J. H. Haley, his heirs, legal representatives, 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 2 of this Act, subject only to review in a court of equity for fraud or gross mistake.

SEC. 5. The right to sell, assign, transfer, and mortgage all the rights, powers, and privileges conferred by this Act is hereby granted to J. H. Haley, his heirs, legal representatives, and assigns, and any corporation to which or any person to whom such rights, powers,

Compensation if acquired by condemnation.

Limitations.

Tolls, under State, etc., operation.

Rates applied to operation, sinking fund, etc.

Maintenance as free bridge, etc., after amortizing costs.

Record of expenditure and receipts.

Sworn statement of construction costs, etc., to be filed after completion.

Investigation by Secretary of War.

Findings of Secretary conclusive.

Rights to sell, etc., conferred.

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.

Amendment.

SEC. 6. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, May 29, 1928.

**CHAP. 875.**—An Act To amend the World War Veterans' Act, 1924.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That section 19 of the World War Veterans' Act, 1924, as amended (section 445, title 38, of the United States Code), be amended by adding the following:

"No suit shall be allowed under this section unless the same shall have been brought within six years after the right accrued for which the claim is made, or within one year from the date of the approval of this amendatory Act, whichever is the later date: *Provided*, That for the purposes of this section it shall be deemed that the right accrued on the happening of the contingency on which the claim is founded: *Provided further*, That this limitation is suspended for the period elapsing between the filing in the bureau of the claim sued upon and the denial of said claim by the director. Infants, insane persons, or persons under other legal disability, or persons rated as incompetent or insane by the bureau shall have three years in which to bring suit after the removal of their disabilities. If suit is seasonably begun and fails for defect in process, or for other reasons not affecting the merits, a new action, if one lies, may be brought within a year though the period of limitations has elapsed. Judgments heretofore rendered against the person or persons claiming under the contract of war-risk insurance on the ground that the claim was barred by the statute of limitations shall not be a bar to the institution of another suit on the same claim. No State or other statute of limitations shall be applicable to suits filed under this section. This section shall apply to all suits now pending against the United States under the provisions of this section."

SEC. 2. That section 21, subdivision (2), of the World War Veterans' Act, 1924, as amended (section 450, title 38, of the United States Code), be hereby amended to read as follows:

"(2) Whenever it appears that any guardian, curator, conservator, or other person is not, in the opinion of the director, properly executing the duties of his trust or has collected or is attempting to collect fees, commissions, or allowances that are inequitable or are in excess of those allowed by law for the duties performed or expenses incurred, or has failed to make such payments as may be necessary for the benefit of the ward or the dependents of the ward, then and in that event the director is hereby empowered by his duly authorized attorney to appear in the court which has appointed such fiduciary and make proper presentation of such matters to the court: *Provided*, That the director, in his discretion, may suspend payments to any such guardian, curator, conservator, or other person who shall neglect or refuse, after reasonable notice, to render an account to the director from time to time showing the application of such payments for the benefit of such minor or incompetent beneficiary.

"Authority is hereby granted for the payment of any court or other expenses incident to any investigation or court proceeding for the appointment of any guardian, curator, conservator, or other

May 29, 1928.  
[H. R. 13039.]  
[Public, No. 585.]  
World War Veterans' Act Amendments.  
Vol. 43, p. 1303, amended.  
U. S. Code, p. 1218.

Time for bringing suits on insurance claims.

*Provisos.*  
Time when right accrued.

Suspension, on denial of claim by director.

Infants, etc.

Defects in process, etc.

Allowance of another suit.

State limitations not applicable.

Pending suits included.

Payments to minors, etc.  
Vol. 44, p. 792, amended.  
U. S. Code, p. 2075.

Notice to court on failure of guardian etc., to properly execute his duties, etc.

*Proviso.*  
Suspension of guardian, etc., failing to render accounts.

Payment of court expenses of investigations, etc.

person legally vested with the care of the claimant or his estate or the removal of such fiduciary and appointment of another, and of expenses in connection with the administration of such estates by such fiduciaries, when such payment is authorized by the director."

SEC. 3. That section 28 of the World War Veterans' Act, as amended (section 453, title 38, of the United States Code), is hereby amended to read as follows:

"SEC. 28. There shall be no recovery of payments from any person, who, in the judgment of the director, is without fault on his part, and where, in the judgment of the director, such recovery would defeat the purpose of benefits otherwise authorized or would be against equity and good conscience. No disbursing officer shall be held liable for any amount paid by him to any person where the recovery of such amount is waived under this section.

"When under the provisions of this section the recovery of a payment made from the United States Government life-insurance fund is waived, the United States Government life-insurance fund shall be reimbursed for the amount involved from the current appropriation for military and naval insurance."

SEC. 4. That a new section be added to Title I of the World War Veterans' Act, 1924, as amended (title 38, United States Code), to be known as section 34 and to read as follows:

"SEC. 34. The director is hereby authorized to contract for the services of translators without regard to the provisions of the Act of August 5, 1882 (sections 39, 45, 46, 50, title 5, United States Code), and the Classification Act of 1923 (sections 43, 45, 46, title 5, United States Code). This section shall be deemed to be in effect as of June 7, 1924."

SEC. 5. That a new section be added to Title I of the World War Veterans' Act, 1924, as amended (title 38, United States Code), to be known as section 35 and to read as follows:

"SEC. 35. The director is hereby authorized to purchase transcripts of the record, including all evidence, of trial of litigated cases. This section shall be deemed to be in effect as of June 7, 1924."

SEC. 6. That a new section be added to Title I of the World War Veterans' Act, 1924, as amended (Title 38, United States Code), to be known as section 36 and to read as follows:

"SEC. 36. Authority is hereby granted for the payment of expenses of medical examinations, and inspections when necessary, in connection with the reinstatement of insurance or the determination of the fact of permanent and total disability for insurance purposes, and the date of beginning or termination thereof. The expense of such examinations and inspections, and travel incident thereto, shall be borne by the United States and shall be paid from the appropriation for administrative expenses of the United States Veterans' Bureau."

SEC. 7. That section 201, paragraph (f) and subdivisions (1), (2), and (3), of the World War Veterans' Act, 1924, as amended (section 472, title 38, United States Code), be hereby amended to read as follows:

"(f) If there is a dependent mother (or dependent father), \$20, or both, \$30. The amount payable under this subdivision shall not exceed the difference between the total amount payable to the widow and children and the sum of \$75. Such compensation shall be payable, whether the dependency of the father or mother or both arises before or after the death of the person: *Provided*, That the status of dependency shall be determined as of the first day of each year, and the director is authorized to require a submission of such proof of dependency as he, in his discretion, may deem necessary: *Pro-*

Recoveries.  
Vol. 43, p. 615, amend-  
ed.  
U. S. Code, p. 1219.

No recovery from  
beneficiary, if without  
fault.

Nonliability of dis-  
bursing officer.

Amount reimbursed  
to life insurance fund.

New section.  
Vol. 44, p. 793, amend-  
ed.

Services of transla-  
tors, without regard to  
civil service or classifica-  
tion provisions.

Effective as of June  
7, 1924.

New section.  
Vol. 44, p. 793, amend-  
ed.

Purchase of records  
in litigated cases.

New section.  
Vol. 44, p. 793, amend-  
ed.

Payment for medical  
examinations, etc., in  
insurance cases.

Death or disability  
compensation.  
Vol. 43, p. 1305,  
amended.  
U. S. Code, p. 1220.

Dependent parents.  
Limitation.

*Provisos.*  
Proof of dependency.

Effect, if not supplied.

Burial expenses.  
Allowance if death in the service.

Of veterans of any war, including Army nurses during Spanish-American War.

Provisos.  
Bureau beneficiaries.

Additional allowance, while away from home, etc.

Cost of attendants.

No accrued pension, etc., deducted.

Contracts for burial expenses authorized.

Payments under previous contracts authorized.  
U. S. Code, p. 1309.

No deduction if any contribution by State, etc.

Payment to widow.

To a child.

Proviso.  
Continued for completing education or training.

*vided further*, That upon refusal or neglect of the claimant or claimants to supply such proof of dependency in a reasonable time, the payment of compensation shall be suspended or discontinued.

“(1) If death occur or shall have occurred subsequent to April 6, 1917, and before discharge or resignation from the service, the United States Veterans' Bureau shall pay for burial and funeral expenses and the return of body to his home a sum not to exceed \$100, as may be fixed by regulation. Where a veteran of any war, including those women who served as Army nurses under contracts between April 21, 1898, and February 2, 1901, who was not dishonorably discharged, dies after discharge or resignation from the service, the director, in his discretion and with due regard to the circumstances of each case, shall pay for burial and funeral expenses and the transportation of the body (including preparation of the body) to the place of burial, a sum not exceeding \$107 to cover such items and to be paid to such person or persons as may be fixed by regulations: *Provided*, That when such person dies while receiving from the bureau compensation or vocational training the above benefits shall be payable in all cases: *Provided further*, That where such person, while receiving from the bureau medical, surgical, or hospital treatment, or vocational training, dies away from home and at the place to which he was ordered by the bureau, or while traveling under orders of the bureau, the above benefits shall be payable in all cases and in addition thereto the actual and necessary cost of the transportation of the body of the person (including preparation of the body) to the place of burial, within the continental limits of the United States, its Territories, or possessions, and including also, in the discretion of the director, the actual and necessary cost of transportation of an attendant: *Provided further*, That no accrued pension, compensation, or insurance due at the time of death shall be deducted from the sum allowed: *Provided further*, That the director may, in his discretion, make contracts for burial and funeral services within the limits of the amounts allowed herein without regard to the laws prescribing advertisement for proposals for supplies and services for the United States Veterans' Bureau: *And provided further*, That section 5, title 41, of the United States Code, shall not be applied to contracts for burial and funeral expenses heretofore entered into by the director so as to deny payment for services rendered thereunder, and all suspensions of payment heretofore made in connection with such contracts are hereby removed, and any and all payments which are now or may hereafter become due on such contracts are hereby expressly authorized: *And provided further*, That no deduction shall be made from the sum allowed because of any contribution toward the burial which shall be made by any State, county, or municipality, but the aggregate of the sum allowed plus such contribution or contributions shall not exceed the actual cost of the burial.

“(2) The payment of compensation to a widow shall continue until her death or remarriage.

“(3) The payment of compensation to or for a child shall continue until such child reaches the age of eighteen years or marries, or if such child be permanently incapable of self-support by reason of mental or physical defect, then during such incapacity: *Provided*, That the payment of compensation shall be further continued after the age of eighteen years and until completion of education or training (but not after such child reaches the age of twenty-one years), to any child who is or may hereafter be pursuing a course of instruction at a school, college, academy, seminary, technical institute, or university, particularly designated by him and approved by the director, which shall have agreed to report to the director the

termination of attendance of such child, and if any such institution of learning fails to make such report promptly the approval shall be withdrawn."

SEC. 8. That section 202, subdivision (1), paragraph (e) of the World War Veterans' Act, 1924, as amended (section 475, title 38, United States Code), be hereby amended to read as follows:

"(e) If he has a mother or father, either or both dependent on him for support, then, in addition to the above amounts, \$10 for each parent so dependent: *Provided*, That the status of dependency shall be determined as of the first day of each year, and the director is authorized to require the submission of such proof of dependency as he, in his discretion, deems necessary: *Provided further*, That upon refusal or neglect of the claimant to supply such proof of dependency in a reasonable time, the payment of such additional compensation as herein provided shall be suspended or discontinued."

SEC. 9. That section 202, subdivision 12, of the World War Veterans' Act, 1924, as amended (section 486, title 38, United States Code), be hereby amended to read as follows:

"(12) Where the disabled person is a patient in a hospital, or where for any other reason the disabled person and his wife are not living together, or where the children are not in the custody of the disabled person, the amount of the compensation may be apportioned as may be prescribed by regulations."

SEC. 10. That section 206 of the World War Veterans' Act, 1924, as amended (section 495, title 38, United States Code), is amended to read as follows:

"SEC. 206. That no compensation shall be payable for death or disability which does not occur prior to or within one year after discharge or resignation from the service, except as provided in section 200 of this Act, and except where there is an official record of the injury during service or at the time of separation from active service, or where prior to April 6, 1930, satisfactory evidence is furnished the bureau to establish that the injury was suffered or aggravated during active service. Where there is official record of injury during service compensation shall be payable in accordance with the provisions of this title, for death or disability whenever occurring, proximately resulting from such injury."

SEC. 11. That the second paragraph of section 209 of the World War Veterans' Act, 1924, as amended (section 498, title 38, United States Code), is amended to read as follows:

"The time herein provided may be extended by the director up to April 6, 1930, for good cause shown. If at the time that any right accrues to any person under the provisions of this title such person is a minor, or is of unsound mind or physically unable to make a claim, the time herein provided shall not begin to run until such disability ceases."

SEC. 12. That section 212 of the World War Veterans' Act, 1924, as amended (section 422, title 38, United States Code), be amended by adding thereto the following proviso:

"*Provided further*, That where the widow, child, or children, of a deceased veteran are entitled to compensation by virtue of an accrued right under the War Risk Insurance Act, as amended, the rates of compensation shall be the same as those provided by section 201 of this Act."

SEC. 13. That section 300 of the World War Veterans' Act, 1924, as amended (section 511, title 38, of the United States Code), be hereby amended to read as follows:

"SEC. 300. In order to give to every commissioned officer and enlisted man and to every member of the Army Nurse Corps (female) and of the Navy Nurse Corps (female) when employed in

Disability compensation.  
Vol. 43, p. 618, amended.  
U. S. Code, p. 1221.  
With parent to support.

*Provisos.*  
Proof of dependency.

Effect, if proof not supplied.

Vol. 43, p. 621, amended.  
U. S. Code, p. 1222.

Apportionment of compensation if parties not living together.

Payment of compensation.  
Vol. 44, p. 797, amended.  
U. S. Code, p. 1223.  
No payment unless disability, etc., occurred prior to discharge, or within a year thereafter.

Restriction removed if official record of its existence.

Time limit for claims.  
Vol. 44, p. 797, amended.  
U. S. Code, p. 1223.

Extension permitted.  
For minors, etc.

Purpose of Act.  
Vol. 44, p. 798, amended.  
U. S. Code, p. 1214.

Compensation to widows, etc., under War Risk Insurance Act, to be as provided by this Act.  
Vol. 43, p. 1305.

Insurance.  
Vol. 44, p. 798, amended.  
U. S. Code, p. 2079.

Granted to all persons in active service under War or Navy Department, upon application without medical examination.

active service under the War Department or Navy Department protection for themselves and their dependents, the United States, upon application to the bureau and without medical examination, shall grant United States Government life insurance (converted insurance) against the death or total permanent disability of any such person in any multiple of \$500, and not less than \$1,000 or more than \$10,000 upon the payment of the premiums as herein-  
**after provided.** Such insurance must be applied for within one hundred and twenty days after enlistment or after entrance into or employment in the active service and before discharge or resignation: *Provided*, That any member of the reserve forces whose application was accepted at a time when he was in attendance at a military or naval training camp or station, and from whom premiums were collected, and who becomes or has become totally and permanently disabled, or dies or has died, shall be deemed to have made valid application therefor. This proviso shall not authorize the granting of more than \$10,000 insurance to any one person: *Provided further*, That each officer and enlisted man of the Coast Guard who is serving on active duty at the time of the passage of this amendatory Act, or who subsequent thereto enters the Coast Guard service, shall be granted insurance in accordance with the terms of this section upon application within one hundred and twenty days of the passage of this amendatory Act, or date of enlistment or entry into the Coast Guard, whichever is the later date, and before retirement, discharge, or resignation.

Time required for making.

*Provisos.*  
Members of reserves applying at training stations, etc.

Amount limited.

Application to Coast Guard Service.

Beneficiaries allowed of yearly renewal term insurance.

Beneficiaries recognized if within permitted class when designated.

Expenses borne by United States.

Premium rates.

Effective as of June 7, 1924.

Converted insurance. Vol. 44, p. 686, amended. U. S. Code, p. 2080.

Term insurance to be converted into other forms.

Conversion rights.

“Yearly renewable term insurance shall be payable only to a spouse, child, grandchild, parent, brother, sister, uncle, aunt, nephew, niece, brother-in-law, or sister-in-law, or to any or all of them, and also during total and permanent disability to the injured person.

“Where the beneficiary for yearly renewable term insurance at the time of designation by the insured is within the permitted class of beneficiaries and is the designated beneficiary at the time of the maturity of the insurance because of the death of the insured, such beneficiary shall be deemed to be within the permitted class even though the status of such beneficiary shall have been changed.

“The United States shall bear the expenses of administration and the excess mortality and disability cost resulting from the hazards of war. The premium rates shall be the net rates based upon the American Experience Table of Mortality and interest at 3½ per centum per annum. This section, as amended, shall be deemed to be in effect as of June 7, 1924.”

SEC. 14. That section 301 of the World War Veterans' Act, 1924, as amended (section 512, title 38, United States Code), be hereby amended to read as follows:

“SEC. 301. Except as provided in the second paragraph of this section, not later than July 2, 1927, all term yearly renewable insurance held by persons who were in the military service after April 6, 1917, shall be converted, without medical examination, into such form or forms of insurance as may be prescribed by regulations and as the insured may request. Regulations shall provide for the right to convert into ordinary life, twenty-payment life, endowment maturing at age sixty-two, five-year level premium term, and into other usual forms of insurance, and for reconversion of any such policies to a higher premium rate or, upon proof of good health satisfactory to the Director, to a lower premium rate, in accordance with regulations to be issued by the director, and shall prescribe the time and method of payment of the premiums thereon, but payments of premiums in advance shall not be required for periods of more than one month each, and may be deducted from the pay or deposit of the insured or be otherwise made at his election: *Provided*, That

*Proviso.*  
Form excepted.

no reconversion shall be made to the five-year level premium form of policy.

"All yearly renewable term insurance shall cease on July 2, 1927, except when death or total permanent disability shall have occurred before July 2, 1927: *Provided, however,* That the director may by regulation extend the time for the continuing of yearly renewable term insurance and the conversion thereof in any case where on July 2, 1927, conversion of such yearly renewable term insurance is impracticable or impossible due to the mental condition or disappearance of the insured.

"In case where an insured whose yearly renewable term insurance has matured by reason of total permanent disability is found and declared to be no longer permanently and totally disabled, and where the insured is required under regulations to renew payment of premiums on said term insurance, and where this contingency is extended beyond the period during which said yearly renewable term insurance otherwise must be converted, there shall be given such insured an additional period of two years from the date on which he is required to renew payment of premiums in which to convert said term insurance as hereinbefore provided: *Provided,* That where the time for conversion has been extended under the second paragraph of this section because of the mental condition or disappearance of the insured, there shall be allowed to the insured an additional period of two years from the date on which he recovers from his mental disability or reappears in which to convert.

"The insurance except as provided herein shall be payable in two hundred and forty equal monthly installments: *Provided,* That when the amount of an individual monthly payment is less than \$5, such amount may in the discretion of the director be allowed to accumulate without interest and be disbursed annually. Provisions for maturity at certain ages, for continuous installments during the life of the insured or beneficiaries, or both, for cash, loan, paid up and extended values, dividends from gains and savings, and such other provisions for the protection and advantage of and for alternative benefits to the insured and the beneficiaries as may be found to be reasonable and practicable, may be provided for in the contract of insurance, or from time to time by regulations. All calculations shall be based upon the American Experience Table of Mortality and interest at 3½ per centum per annum, except that no deduction shall be made for continuous installments during the life of the insured in case his total and permanent disability continues more than two hundred and forty months. Subject to regulations, the insured shall at all times have the right to change the beneficiary or beneficiaries without the consent of such beneficiary or beneficiaries, but only within the classes herein provided.

"If no beneficiary be designated by the insured as beneficiary for converted insurance granted under the provisions of Article IV of the War Risk Insurance Act, or Title III of this Act, either in his lifetime or by his last will and testament, or if the designated beneficiary does not survive the insured, then there shall be paid to the estate of the insured the present value of the remaining unpaid monthly installments; or if the designated beneficiary survives the insured and dies before receiving all of the installments of converted insurance payable and applicable, then there shall be paid to the estate of such beneficiary the present value of the remaining unpaid monthly installments: *Provided,* That no payments shall be made to any estate which under the laws of the residence of the insured or the beneficiary, as the case may be, would escheat, but same shall escheat to the United States and be credited to the United States Government life insurance fund.

Yearly renewal term insurance to cease July 2, 1927.

*Proviso.*  
Extension allowed for mental condition or disappearance.

Insurance matured by total disability may be renewed if insured no longer so disabled.

*Proviso.*  
Additional period on recovery of mental condition, or reappearing.

Mode of payments.

*Proviso.*  
Cumulation of small amounts.

Other provisions authorized.

Basis of calculations.

Change of beneficiaries.

Payment to estate if no living beneficiary designated.

If beneficiary die without receiving all installments.

*Proviso.*  
Escheat to United States, and payments to credit of insurance fund.

Optional lump sum, etc., etc., payment.

Election of beneficiary to receive installment payments.

Effective as of June 7, 1924.

New section. Vol. 44, p. 800. U. S. Code, p. 2081.

Insurance in any multiple of \$500, and not less than \$1,000, may be granted. Ante, pp. 967, 968. U. S. Code, pp. 2079, 2080.

Provisos. Health requirement.

Limit of amount.

Restriction if former insurance surrendered for cash.

Applicable only for World War service.

New section. Vol. 44, p. 800. U. S. Code, p. 2081.

Disability payments to insured for period of 12 months.

Effective date, etc.

Independent of other benefits, and premiums received.

Insurance policy to apply when no longer disabled.

Provisos. Other rights not prejudiced.

Conditions of granting benefits.

“The bureau may make provision in the contract for converted insurance for optional settlements, to be selected by the insured, whereby such insurance may be made payable either in one sum or in installments for thirty-six months or more. The bureau may also include in said contract a provision authorizing the beneficiary to elect to receive payment of the insurance in installments for thirty-six months or more, but only if the insured has not exercised the right of election as hereinbefore provided; and even though the insured may have exercised his right of election the said contract may authorize the beneficiary to elect to receive such insurance in installments spread over a greater period of time than that selected by the insured. This section, as amended, shall be deemed to be in effect as of June 7, 1924.”

SEC. 15. That a new section be added to the World War Veterans' Act, 1924, as amended (title 38, United States Code), to be known as section 310 and to read as follows:

“SEC. 310. Notwithstanding the provisions of sections 300 and 301 of the World War Veterans' Act, 1924, as amended (sections 511 and 512, title 38, United States Code), the United States, upon application to the bureau, shall grant United States Government life (converted) insurance against death or permanent total disability in any multiple of \$500 and not less than \$1,000 or more than \$10,000 to any person who has heretofore applied or been eligible to apply for yearly renewable term insurance or United States Government life (converted) insurance: *Provided*, That such person is in good health and furnishes evidence satisfactory to the director to this effect: *Provided further*, That no person may carry more than \$10,000 of United States Government life insurance at one time: *Provided further*, That no person who has surrendered his United States Government life (converted) insurance for its cash surrender value shall be entitled to apply for insurance under this section to the extent of the amount of the insurance so surrendered: *Provided further*, That the provisions of this section shall not apply to any person who did not serve in the military or naval forces of the United States in the course of the World War.”

SEC. 16. That a new section be added to the World War Veterans' Act, 1924, as amended (title 38, United States Code), to be known as section 311 and to read as follows:

“SEC. 311. The director is hereby authorized and directed to include in the United States Government life (converted) insurance policy, provision whereby an insured who is totally disabled for a period of twelve consecutive months, shall be paid disability benefits under the contract as though he or she were permanently and totally disabled. Such payments shall be effective as of the date of beginning of total disability, and shall be made monthly in accordance with the terms of the contract during the continuance of such total disability. Payments under this section shall be made independent of any other benefit provided in the contract, and during the period of such payments all premiums on such insurance shall be waived. Regulations shall provide for reexaminations of beneficiaries under this section; and, in the event it is found that an insured is no longer totally disabled, payment of benefits shall cease, and the provisions of the United States Government life (converted) insurance policy with reference to permanent total disability shall apply: *Provided*, That the benefits of this section shall not prejudice the right of any insured who is otherwise permanently and totally disabled: *Provided further*, That the benefits of this section shall only be granted upon application made by the insured at the time of the original application for United States Government life insurance, or after such application at any time during the life of the contract, upon proof of



good health satisfactory to the director. The director shall determine the amount of the monthly premium necessary to cover the benefits of this section, and such monthly premium must be paid by the insured under the same terms and conditions as the regular monthly premium on his insurance contract."

SEC. 17. That section 305 of the World War Veterans' Act, 1924, as amended (section 516, title 38, United States Code), is amended by striking out the period at the end thereof and inserting a colon and the following: "Provided further, That compensation which is uncollectible by reason of the provisions of section 310 of the War Risk Insurance Act, as amended, or section 210 of the World War Veterans' Act, 1924, as amended, shall be considered as uncollected compensation for the purposes of this section."

Approved, May 29, 1928.

Monthly premium payments required.

Lapsed insurance. Vol. 44, p. 800, amended.

U. S. Code, p. 2081. Back payments restricted.

Vol. 40, p. 408. Vol. 43, p. 628.

CHAP. 876.—An Act To amend the Foreign Service Buildings Act, 1926.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That section 1 of the Foreign Service Buildings Act, 1926, is amended to read as follows:

"That the Secretary of State is empowered, subject to the direction of the commission hereinafter established, to acquire by purchase or construction in the manner hereinafter provided, within the limits of appropriations made pursuant to this Act, or by exchange, in whole or in part, under such terms and conditions as in the judgment of the commission may best protect the interests of the United States, of any building or grounds of the United States in foreign countries and under the jurisdiction and control of the Secretary of State, sites and buildings in foreign capitals and in other foreign cities, and to alter, repair, and furnish such buildings for the use of the diplomatic and consular establishments of the United States, or for the purpose of consolidating, to the extent deemed advisable by the commission, within one or more buildings, the embassies, legation, consulates, and other agencies of the United States Government there maintained, which buildings shall be appropriately designated by the commission, and the space in which shall be allotted by the Secretary of State under the direction of the commission among the several agencies of the United States Government."

Section 2 of such Act is amended by adding at the end thereof a new subdivision to read as follows:

"(b) The commission may appoint, without regard to the civil service laws or regulations, and fix compensation of, without regard to the Classification Act of 1923, as amended, such clerical and other assistants at the seat of government as the commission deems necessary. The total amount authorized to be expended under this subdivision shall not exceed \$5,000 for any one year."

Approved, May 29, 1928.

May 29, 1928. [H. R. 10166.] [Public, No. 536.]

Foreign Service Buildings Act, 1926. Vol. 44, p. 463, amended.

Acquisition of buildings, etc., in foreign countries, authorized for diplomatic and consular use. Exchanges authorized.

Furnishing, etc.

Allotment of space.

Vol. 44, p. 404, amended.

Appointment of clerks, etc., at the seat of the government.

Sum for, limited.

CHAP. 877.—An Act Repealing existing law requiring the Postmaster General to report action taken on claims of postmasters.

*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 to amend the Act approved May 9, 1888, as amended by the Act of June 11, 1896," approved January 21, 1914, which requires the Postmaster General to make an annual report to Con-

Postal Service. Annual report on claims of postmasters, repealed.

May 29, 1928. [H. R. 325.] [Public, No. 587.]

Vol. 38, p. 279, repealed.

gress of his action on claims of postmasters for loss by burglary, fire, or other unavoidable casualty, is hereby repealed.

Approved, May 29, 1928.

May 29, 1928.  
[S. 4344.]

[Public, No. 588.]

**CHAP. 878.**—An Act Granting the consent of Congress to the State highway commission of Arkansas to construct, maintain, and operate a bridge across White River at or near Clarendon, Arkansas.

White River.  
Arkansas highway  
commission may bridge,  
at Clarendon.

Construction.  
Vol. 34, p. 84.

Tolls, under State,  
etc., operation.  
Rates, to be applied  
to operation, sinking  
fund, etc.

Application of reve-  
nues.

Maintenance as free  
bridge after retiring  
bonds.

Record of expendi-  
ture and receipts.

Amendment.

*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 highway commission of Arkansas to construct, maintain, and operate a bridge and approaches thereto across the White River, at a point suitable to the interests of navigation, at or near Clarendon, Arkansas, 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.** If tolls are charged for the use of such bridge, the rates of toll shall be so adjusted as to provide a fund sufficient (1) to pay the reasonable cost of maintaining, repairing, and operating the bridge and its approaches; (2) the interest on borrowed money necessarily required and financing charges necessarily incurred in connection with the construction of the bridge and its approaches; and (3) to provide a sinking fund sufficient to retire the bonds issued and sold in connection with such original construction. All revenue received from the bridge shall be applied to the foregoing purposes, and no bonds issued in connection with the construction of the bridge and its approaches shall be made to mature later than twenty years after the date of issue thereof.

After a fund sufficient to retire such bonds in accordance with their provisions shall have been so provided, the bridge shall thereafter be maintained and operated as a free highway bridge upon which no tolls shall be charged. An accurate and itemized record of the original cost of the bridge and its approaches, the expenditures for maintaining, repairing, and operating the same, the interest charges paid, and the tolls charged and the daily revenues received from the bridge shall be kept by the State highway commission of Arkansas, and shall be available at all reasonable times for the information of all persons interested.

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

Approved, May 29, 1928.

May 29, 1928.  
[S. 4327.]

[Public, No. 589.]

**CHAP. 879.**—An Act To relinquish the title of the United States to land in the claim of Seth Dean, situate in the county of Washington, State of Alabama.

Washington County,  
Ala.  
Title of United States  
relinquished of lands  
in, claimed by Seth  
Dean.

Proviso.  
Only title of United  
States relinquished.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That all the right, title, and interest of the United States in and to section 41, all in township 3 north, range 1 east, Saint Stephens meridian, Washington County, Alabama, containing six hundred and forty acres, as shown on a plat of survey made by Thomas Freeman, surveyor, of United States land south of Tennessee, approved January 26, 1849, and segregated thereon as the claim of Seth Dean be, and the same is hereby, released, relinquished, and confirmed by the United States to the equitable owners of the equitable titles thereto, and to their respective heirs and assigns forever, as fully and completely, in every respect whatever, as could be done by patents issued according to law: *Provided,* That this Act shall amount only to a relinquishment of any title that the United States has, or is supposed to have,

in and to any of said lands, and shall not be construed to abridge, impair, injure, prejudice, or divest in any manner any valid right, title, or interest of any person or body corporate whatever, the true intent of this Act being to concede and abandon all right, title, and interest of the United States to those persons, estates, firms, or corporations who would be the equitable owners of said lands by reason of long continuous possession under color of title with claim of ownership, or otherwise, under the laws of the State of Alabama, including the laws of prescription and limitation, in the absence of the said interest, title, and estate of the United States.

Rights of equitable owners not affected.

Approved, May 29, 1928.

**CHAP. 880.**—An Act Authorizing the Secretary of the Interior to dispose of two bridges on the San Carlos Indian Reservation, in Arizona, and for other purposes.

May 29, 1928.

[S. 4321.]

[Public, No. 500.]

*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 under such terms and conditions as he may deem proper, to dispose of two bridges, one across the Gila River on the San Carlos Apache Indian Reservation, Arizona, and the other across the San Carlos River on that reservation, constructed in pursuance to a provision in an Act approved July 15, 1913 (Thirty-eighth Statutes at Large, page 85), that will no longer be serviceable after the completion of the Coolidge Dam now being constructed across the Gila River, in Arizona, the proceeds from such sale to be deposited in the Treasury to the credit of the San Carlos Indians and draw interest at 4 per centum per annum.

San Carlos Apache Reservation, Ariz. Disposal of two bridges across Gila, and San Carlos Rivers on, authorized.

Proceeds to credit of San Carlos Indians.

Approved, May 29, 1928.

**CHAP. 881.**—An Act Authorizing and directing the Secretary of War to sell three thousand three hundred and four and eight-tenths square feet of the Fort Brown Military Reservation, Brownsville, Texas, to the Gateway Bridge Company.

May 29, 1928.

[S. 4315.]

[Public, No. 591.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of War be, and he is hereby, authorized and directed to sell, or cause to be sold, to the Gateway Bridge Company, a corporation organized under the laws of Delaware, at the appraised value as determined by the Secretary of War, approximately three thousand three hundred and four and eight-tenths square feet of ground of the Fort Brown Military Reservation, Brownsville, Texas, particularly described as follows, to wit: Beginning at an unmarked point in the north line of the Fort Brown Military Reservation, said point bearing south sixty-six degrees twelve minutes west twenty-two and two-tenths feet from a ten inch by ten inch concrete Government monument set at intersection of north line of Levee Street with north reservation line; thence north sixty-six degrees twelve minutes east one hundred and forty-nine and ninety-four one-hundredths feet along the said north reservation line to its point of intersection with the south line of a twenty-foot alley between Levee and Elizabeth Streets; thence south forty-three degrees fifty-one minutes east twenty-one and three-tenths feet along the south line of said alley produced to its point of intersection with a line ten feet distant from and parallel to the quartermaster's brick wall; thence south sixty-six

Fort Brown Reservation, Tex. Secretary of War authorized to sell to Gateway Bridge Company portion of land of.

Description.

degrees twelve minutes west one hundred and eighty and fifty-four one-hundredths feet along said line ten feet from and parallel to the quartermaster's brick wall to its point of intersection with the northeast line of the present triangular leased parcel of the Gateway Bridge Company from the Fort Brown Reservation; thence north twenty-five degrees thirty-four minutes east along said lease line thirty and seven-tenths feet to the place of beginning; containing, in all, three thousand three hundred and four and eight-tenths square feet of ground, subject to such conditions, restrictions, and reservations as the Secretary of War may impose for the protection of the reservation and to prevent the erection and maintenance of an unsightly structure or structures upon the said area.

Conditions.

Proceeds to credit of military post construction fund.

SEC. 2. The net proceeds derived from the sale of such land shall be covered into the Treasury to the credit of the military post construction fund.

Approved, May 29, 1928.

May 29, 1928.

[S. 4182.]

[Public, No. 592.]

**CHAP. 882.**—An Act Authorizing the filling of a vacancy occurring in the office of district judge for the northern district of Illinois created by the Act entitled "An Act for the appointment of an additional circuit judge for the fourth judicial circuit, for the appointment of additional district judges for certain districts, providing for an annual conference of certain judges, and for other purposes," approved September 14, 1922.

Illinois northern judicial district. Vacancy in office of additional judge for, to be filled. Vol. 42, p. 838.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That a vacancy occurring at any time in the office of district judge for the northern judicial district of Illinois, created by the Act entitled "An Act for the appointment of an additional circuit judge for the fourth judicial circuit, for the appointment of additional district judges for certain districts, providing for an annual conference of certain judges, and for other purposes," approved September 14, 1922, is authorized to be filled.

Approved, May 29, 1928.

May 29, 1928.

[S. 3991.]

[Public, No. 593.]

**CHAP. 883.**—An Act Declaring certain designated purposes with respect to certain parts of Santa Rosa Island in Florida to be "public purposes" within the meaning of the proviso in section 7 of the Act approved March 12, 1926, entitled "An Act authorizing the use for permanent construction at military posts of the proceeds from the sale of surplus War Department real property, and authorizing the sale of certain military reservations, and for other purposes."

Santa Rosa Island, Fla. Army real estate at, acquired by Florida, etc., may be used for recreational purposes. Vol. 44, p. 206.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the words "public purposes" in the proviso in section 7 of the Act entitled "An Act authorizing the use for permanent construction at military posts of the proceeds from the sale of surplus War Department real property, and authorizing the sale of certain military reservations, and for other purposes," approved March 12, 1926, shall be so construed as to include and permit any lands being a part of Santa Rosa Island in the State of Florida, acquired by said State or by a county or municipality thereof under the provisions of that Act to be used for recreational, amusement, and bathing purposes by said State, county, or municipality, provided no charge for admission to the grounds shall ever be made.

Approved, May 29, 1928.

**CHAP. 884.**—An Act To amend the third paragraph of section 13 of the Federal Reserve Act.

May 29, 1928.  
[S. 1989.]  
[Public, No. 594.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the third paragraph of section 13 of the Federal Reserve Act (Title 12, section 344, United States Code), be amended and reenacted to read as follows: "Upon the indorsement of any of its member banks, which shall be deemed a waiver of demand, notice, and protest by such bank as to its own indorsement exclusively, and subject to regulations and limitations to be prescribed by the Federal Reserve Board, any Federal reserve bank may discount or purchase bills of exchange payable at sight or on demand which grow out of the domestic shipment or the exportation of nonperishable, readily marketable agricultural and other staples and are secured by bills of lading or other shipping documents conveying or securing title to such staples: *Provided*, That all such bills of exchange shall be forwarded promptly for collection, and demand for payment shall be made with reasonable promptness after the arrival of such staples at their destination: *Provided further*, That no such bill shall in any event be held by or for the account of a Federal reserve bank for a period in excess of ninety days. In discounting such bills Federal reserve banks may compute the interest to be deducted on the basis of the estimated life of each bill and adjust the discount after payment of such bills to conform to the actual life thereof."

Federal reserve banks.  
Vol. 42, p. 1478, amended.  
U. S. Code, p. 281.  
Discount of commercial paper for member banks, authorized.

Secured by bills of lading of nonperishable staples, etc.

*Proviso.*  
Collection and payment.

Time limit for holding.

Computation of interest.

Approved, May 29, 1928.

**CHAP. 885.**—An Act To amend section 12 of the Act approved June 10, 1922, entitled "An Act to readjust the pay and allowances of commissioned and enlisted personnel of the Army, Navy, Marine Corps, Coast Guard, Coast and Geodetic Survey, and Public Health Service," as amended by the Act of June 1, 1926 (Forty-fourth Statutes at Large, page 680), so as to authorize an allowance of 3 cents per mile, in lieu of transportation in kind, for persons using privately owned conveyances while traveling under competent orders.

May 29, 1928.  
[S. 1825.]  
[Public, No. 595.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That section 12 of the Joint Service Pay Act of June 10, 1922, as amended, be further amended by inserting between the first and second paragraphs the following:

Pay readjustment, Army, etc.  
Vol. 44, p. 680, amended.  
U. S. Code, p. 1188.

"Individuals belonging to any of the services mentioned in the title of this Act, including the National Guard and the reserves of such services, traveling under competent orders which entitle them to transportation or transportation and subsistence as distinguished from mileage, who, under regulations prescribed by the head of the department concerned, travel by privately owned conveyance shall be entitled, in lieu of transportation by the shortest usually traveled route now authorized by law to be furnished in kind, to a money allowance at the rate of 3 cents per mile for the same distance: *Provided*, That this provision shall not apply to any person entitled to traveling expenses under the 'Subsistence Expense Act of 1926.'"

Allowance for travel by privately-owned conveyances, while under orders.

*Proviso.*  
Not applicable to expenses under Subsistence Act of 1926.  
Vol. 44, p. 688.

Approved, May 29, 1928.

**CHAP. 886.**—An Act Granting the consent of Congress to the board of supervisors of Leake County, Mississippi, to construct, maintain, and operate a free highway bridge across the Pearl River at or near Edinburg, Leake County, Mississippi.

May 29, 1928.  
[H. R. 13996.]  
[Public, No. 596.]

*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 board of supervisors of Leake

Pearl River, Leake County, Miss., may bridge, at Edinburg.

County, or to the board of supervisors of Leake County and the board of supervisors of Neshoba County, Mississippi, to construct, maintain, and operate a free highway bridge and approaches thereto across the Pearl River, at a point suitable to the interests of navigation, at or near Edinburg, Leake County, Mississippi, in accordance with the provisions of the Act entitled "An Act to regulate the construction of bridges over navigable waters," approved March 23, 1906.

Construction.  
Vol. 34, p. 84.

Amendment.

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

Approved, May 29, 1928.

May 29, 1928.

[H. R. 13930.]

[Public, No. 597.]

CHAP. 887.—An Act To authorize an appropriation for the American group of the Interparliamentary Union.

Interparliamentary  
Union.  
Appropriation for ex-  
penses of American  
group.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That in order to assist in meeting the annual expenses of the American group of the Interparliamentary Union for the fiscal year beginning July 1, 1928, there is hereby appropriated the sum of \$10,000, or so much thereof as may be necessary, such appropriation to be disbursed on vouchers to be approved by the president and the executive secretary of the American group.

Approved, May 29, 1928.

May 29, 1928.

[H. R. 13777.]

[Public, No. 598.]

CHAP. 888.—An Act Authorizing the State of Louisiana and the State of Texas to construct, maintain, and operate a free highway bridge across the Sabine River at or near Burr Ferry, Louisiana.

Sabine River.  
Louisiana and Texas  
may bridge, at Burr  
Ferry, La.  
Post, p. 1083.

*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 Louisiana Highway Commission and the State Highway Commission of Texas be, and are hereby, authorized to construct, maintain, and operate a free highway bridge and approaches thereto across the Sabine River, between Vernon Parish, Louisiana, and Newton County, Texas, at a point suitable to the interests of navigation, at or near Burr Ferry, Louisiana, in accordance with the provisions of an Act entitled "An Act to regulate the construction of bridges over navigable waters," approved March 23, 1906.

Construction.  
Vol. 34, p. 84.

Right to acquire real  
estate, etc., for location,  
approaches, etc.

SEC. 2. There is hereby conferred upon the Louisiana Highway Commission, and the State Highway Commission of Texas 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 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.

Condemnation pro-  
ceedings.

Amendment.

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

Approved, May 29, 1928.

**CHAP. 889.**—An Act Granting the consent of Congress to the State of Alabama to construct, maintain, and operate a free highway bridge across the Choctawhatchee River in Dale County on the highway now under construction from Dothan to Enterprise.

May 29, 1928.  
[H. R. 13651.]  
[Public, No. 599.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the consent of Congress is hereby granted to the State of Alabama to construct, maintain, and operate a free highway bridge and approaches thereto across the Choctawhatchee River, at a point suitable to the interests of navigation, in Dale County, on the highway now being constructed from Dothan to Enterprise, in accordance with the provisions of an Act entitled "An Act to regulate the construction of bridges over navigable waters," approved March 23, 1906.

Choctawhatchee River.  
Alabama may bridge, in Dale County.

Construction.  
Vol. 34, p. 84.

Amendment.

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

Approved, May 29, 1928.

**CHAP. 890.**—An Act Authorizing the Secretary of Commerce to sell at private sale a portion of the Pointe Aux Herbes Lighthouse Reservation, Louisiana.

May 29, 1928.  
[H. R. 13644.]  
[Public, No. 600.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of Commerce be, and is hereby, authorized to convey by quitclaim deed to the Louisiana Highway Commission the following-described property: A portion of the Pointe Aux Herbes Lighthouse Reservation, Louisiana, bounded on the south by the southern boundary of the reservation and on the north by Lake Pontchartrain, and extending two hundred feet on each side of a line running north thirteen degrees twenty-two minutes twenty seconds east, passing through a point on the southern boundary line of the reservation three hundred and ninety-three and thirty-six hundredths feet from its westerly end, approximately six and five-tenths acres.

Pointe Aux Herbes Lighthouse Reservation, La.  
Sale of portion of, to Louisiana Highway Commission.

Description.

**SEC. 2.** In consideration of the conveyance herein authorized, the Louisiana Highway Commission shall pay to the United States the sum of \$500, and all employees and officers of the United States, in the performance of their official duties, shall be allowed free passage across the New Orleans Pontchartrain Bridge and its approaches and over the property herein described, in accordance with the right retained by the United States in an agreement of September 21, 1926, between the United States and the New Orleans Pontchartrain Bridge Company, authorizing the said bridge company to occupy that portion of the tract hereinbefore described, extending one hundred feet on each side of a line running north thirteen degrees twenty-two minutes twenty seconds east, through a point on the southern boundary line of the reservation three hundred and ninety-three and thirty-six hundredths feet from its westerly end; and any agreement entered into between the Louisiana Highway Commission and the New Orleans Pontchartrain Bridge Company or its successors or assigns authorizing the said bridge company or its successors or assigns to occupy the land to be conveyed under authority of this Act shall provide for this right of passage.

Sum to be paid.  
Free passage over New Orleans Pontchartrain Bridge, etc., to United States employees.

**SEC. 3.** The New Orleans Pontchartrain Bridge Company and its successors and assigns shall have use for highway purposes and toll houses in connection with the operation of its bridge, of the tract to be conveyed under authority of this Act, without charge from the Louisiana Highway Commission. If, within sixty days from the passage of this Act, the Louisiana Highway Commission does not avail itself of the privilege of purchasing the said property, the con-

New Orleans Pontchartrain Bridge Company to use tract without charge.

Sale to Bridge Company if Highway Commission fails to purchase.

veyance shall be made by the Secretary of Commerce to the New Orleans Pontchartrain Bridge Company or its successors or assigns, for the consideration in section 2 of this Act and the New Orleans Pontchartrain Bridge Company or its successors or assigns shall not sell the said property to the Louisiana Highway Commission or to the State of Louisiana, for more than \$500.

Sale by Bridge Company restricted.

Right of way from tract to bridge to be provided.

SEC. 4. The grantee in any conveyance made under authority of this Act, and the successors and assigns of such grantee, shall provide a right of way one hundred feet wide from either side of the tract so conveyed to the road leading to the bridge for the purpose of giving to the present or future owners or occupants of land lying adjacent to either side of the said tract, access to the road from both its east and west sides; the southerly boundary of the said right of way to be at a distance of three hundred feet north of the south line of the present lighthouse reservation.

Deposit of proceeds.

SEC. 5. The proceeds of the sale authorized by this Act shall be deposited into the Treasury as miscellaneous receipts.

Use of property restricted.

SEC. 6. The property conveyed under the authority of this Act shall be used solely for highway purposes and for toll houses in connection with the operation of the Pontchartrain Bridge.

Approved, May 29, 1928.

May 29, 1928.  
[H. R. 13512.]

[Public, No. 601.]

CHAP. 891.—An Act To amend the Act entitled "An Act to create the Inland Waterways Corporation for the purpose of carrying out the mandate and purpose of Congress, as expressed in sections 201 and 500 of the Transportation Act, and for other purposes," approved June 3, 1924.

Inland Waterways Corporation.  
Vol. 43, p. 360, amended.  
U. S. Code, p. 1685.

*Be it enacted by the Senate and the House of Representatives of the United States of America in Congress assembled,* That section 2 of the Act entitled "An Act to create the Inland Waterways Corporation for the purpose of carrying out the mandate and purpose of Congress, as expressed in sections 201 and 500 of the Transportation Act, and for other purposes," approved June 3, 1924 (paragraph 152, chapter 5, title 49, Code of Laws of the United States; chapter 243, volume 43, page 360, United States Statutes at Large), be, and the same is hereby, amended to read as follows:

Capital stock increased.  
Subscription and payment by United States.

"SEC. 2. The capital stock of the corporation shall be \$15,000,000, all of which is hereby subscribed for by the United States. Such subscription shall be paid by the Secretary of the Treasury, within the appropriations therefor, upon call from time to time by the Secretary of War. Upon any such payment a receipt therefor shall be issued by the corporation to the United States, and delivered to the Secretary of the Treasury, and shall be evidence of the stock ownership of the United States. There is hereby authorized to be appropriated the sum of \$10,000,000, in addition to the \$5,000,000 heretofore authorized, for the purpose of paying such subscription."

Additional sum authorized.  
Post, p. 1380.

SEC. 2. That section 3 of said Act be, and the same is hereby, amended to read as follows:

Vol. 43, p. 361, amended.

Corporation to continue transportation facilities operated by Secretary of War.  
Vol. 41, p. 458.

"SEC. 3. (a) Until otherwise directed by Congress, the corporation shall continue the operation of the transportation and terminal facilities now being operated by or under the direction of the Secretary of War under section 201 of the Transportation Act, 1920, as amended, and shall continue to operate the facilities now being operated or that may hereafter be operated by it under the provisions of this Act; and shall, as soon as there is an improved channel sufficient to permit the same, initiate and continue the water carriage heretofore authorized by law upon the Mississippi River above Saint Louis.

Water carriage on the Mississippi above Saint Louis.



“(b) When the improvement of any tributary or connecting waterway of the Mississippi River, not including the Ohio River, shall have been completed or advanced to the point where within two years thereafter there will have been substantially completed a sufficient and dependable channel for the safe operation of suitable barges and towboats thereon; and when the Chief of Engineers of the United States Army shall certify that fact to the Secretary of War, the Secretary of War shall thereupon cause a survey of such tributary or connecting waterway to be made for the purpose of ascertaining the amount of traffic, the terminal facilities, and the through routes and joint tariff arrangements with connecting carriers, that are or will, within such years, probably be available on such tributary or connecting waterway. As soon thereafter as such survey shall have been completed and a sufficient and dependable channel for the safe operation of suitable barges and towboats shall have been substantially completed, the Secretary of War may, if he finds from such survey that water transportation can, in the public interest, be successfully operated on such tributary or connecting waterway, extend the service of the Inland Waterways Corporation thereon as soon as the corporation shall have suitable facilities available therefor.

“(c) It is hereby declared to be the policy of Congress to continue the transportation services of the corporation until (1) there shall have been completed in the rivers where the corporation operates, navigable channels, as authorized by Congress, adequate for reasonably dependable and regular transportation service thereon; (2) terminal facilities shall have been provided on such rivers reasonably adequate for joint rail and water service; (3) there shall have been published and filed under the provisions of the Interstate Commerce Act, as amended, such joint tariffs with rail carriers as shall make generally available the privileges of joint rail and water transportation upon terms reasonably fair to both rail and water carriers; and (4) private persons, companies, or corporations engage, or are ready and willing to engage, in common-carrier service on such rivers.

“(d) When the Secretary of War shall find that navigable channels and adequate terminals are substantially available as provided in paragraph (c) of this section, and when the Interstate Commerce Commission shall report to the Secretary of War that joint tariffs with rail carriers have been published and filed as provided in said paragraph, the Secretary of War is hereby authorized to lease for operation under private management, or to sell to private persons, companies, or corporations, the transportation facilities, or any unit thereof, belonging to the corporation: *Provided*, That for the purpose of this paragraph the facilities of the corporation on the Mississippi River and its tributaries shall be considered one unit, and those on the Warrior River and its tributaries as one unit: *Provided further*, That the facilities of the corporation shall not be sold or leased (1) to any carrier by rail or to any person or company directly or indirectly connected with any carrier by rail; or (2) to any person, company, or corporation who shall not give satisfactory assurance and agree, as part of the consideration for such sale or lease, that the facilities so sold or leased will be continued in the common-carrier service in a manner substantially similar to the service rendered by the corporation, together with ample security by bond or otherwise to insure the faithful performance of such agreement; or (3) until the same has been appraised and the fair value thereof ascertained and reported to the President by the Interstate Commerce Commission, and the sale or lease thereof has been approved by the President.

Completion, by improvement of Mississippi River tributaries, of channel for operation of barges and towboats thereon.

Thereupon survey to be made for ascertaining traffic, terminals, joint route and tariff arrangements with connecting carriers, probably available.

When dependable channel for barges, etc., shall have been completed, and water transportation successfully operated, services of Corporation may be extended to the tributaries.

Transportation services of Corporation.

Continued until in rivers navigable channels completed for regular transportation thereon.

Terminal facilities for joint rail and water service.

Joint tariffs with rail carriers reasonably fair to both.

Private persons, etc., ready to engage in river common-carrier service.

Lease or sale of transportation facilities of Corporation, or any unit thereof, authorized.

*Provided*.  
Units designated.

Restriction on sale, etc.  
To carrier by rail.

If no satisfactory assurance given for continuing similar common-carrier service.

Until fair value ascertained, etc., and President approves sale, etc.

Any person, etc., conducting common-carrier service upon the Warrior or Mississippi, or tributaries, may obtain from Interstate Commerce Commission certificate of public necessity.

Commission to order all connecting common carriers to join in through routes and joint rates, etc.

Equitable divisions of joint differential rates to be established.

Hearing of complaint.

Subjects thereof.

Order after full hearings.

Burden of proof on carrier complaining.

Preference and speedy decision directed.

Proviso.  
Buyer or lessee of Corporation transportation facilities entitled to all rights thereof.

“(e) Any person, firm, or corporation, including the Inland Waterways Corporation, engaged or about to engage in conducting a common-carrier service upon the Warrior River or the Mississippi River, or any tributaries thereof, may apply to the Interstate Commerce Commission and obtain a certificate of public convenience and necessity in accordance with the provisions of section 1 of the Interstate Commerce Act, as amended, and the Interstate Commerce Commission shall thereupon, by order, direct all connecting common carriers and their connections to join with such water carrier in through routes and joint rates with reasonable rules, regulations, and practices, as provided in paragraph (3) of section 15 of the Interstate Commerce Act, as amended, and the commission shall, in such order, fix reasonable minimum differentials between all rail rates and joint rates in connection with said water service to apply until changed by order of the commission. Such joint routes, rates, rules, regulations, and practices may be changed by order of the commission or by agreement of the water carriers and the other participating carriers. The commission shall further require the interested common carriers to enter into negotiations for the purpose of establishing equitable divisions of the aforesaid joint differential rates within thirty days after such joint rates are established, and if the carriers are unable to agree upon equitable divisions within one hundred and twenty days from date of publication the commission shall, by order, determine and establish reasonable divisions to become effective coincident with the effective date of the joint rates. The commission is hereby given authority upon complaint, at once, and if it so orders without answer or other formal pleading by the interested carrier or carriers, but upon reasonable notice, to enter upon a hearing concerning (1) the reasonableness or lawfulness of any through route or joint rate filed pursuant to such order of the commission, or (2) the reasonableness of any minimum differentials between all rail rates and joint rates in connection with any water service; or (3) the reasonableness of any division of joint rates ordered by the commission under the provisions of this Act; and after full hearings the commission may make such order with reference to any such matters as it may find to be proper and in the public interest. At any such hearing the burden of proof concerning the unreasonableness or unlawfulness of any through route, joint rate, minimum differentials between all rail rate and joint rate in connection with water service, or division of joint rates shall be upon the carrier or carriers making the complaint; and the commission shall give the hearing and decision of such questions preference over all other questions pending before it, except such questions as are given like preference by law, and decide the same as speedily as possible: *Provided*, That if the Inland Waterways Corporation sells or leases its transportation facilities to any person, firm, or corporation shall be entitled to a certificate of public convenience and necessity upon making application therefor; and all through traffic arrangements and joint tariffs with rules, regulations, and practices in connection therewith published by the Inland Waterways Corporation and filed with the Interstate Commerce Commission and participated in by other carriers shall remain in full force and effect between such carriers and the person, firm, or corporation purchasing or leasing such transportation facilities from the Inland Waterways Corporation and operating the same as common carriers until changed by order of the commission, except that such through-traffic arrangements and joint tariffs, with rules, regulations, and practices therewith, may be changed by mutual consent of the water carrier

and the other participating carriers. Joint rail and water rates as herein used shall be deemed to include every movement of traffic in which a water line can participate.

“(f) The operation of the transportation and terminal facilities under this Act shall be subject to the provisions of the Interstate Commerce Act, as amended, and to the provisions of the Shipping Act, 1916, as amended, in the same manner and to the same extent as if such facilities were privately owned and operated; and all vessels of the corporation operated and employed solely as merchant vessels shall be subject to all other laws, regulations, and liabilities governing merchant vessels.”

SEC. 3. The Secretary of War is authorized and directed to cause an investigation and survey to be made of the inland water route from Boston, Massachusetts, to Beaufort, North Carolina, with a view to determining the amount of actual or potential commerce thereon and the feasibility and advisability of extending the service of the Inland Waterways Corporation to the waterways included in such route, or any section thereof, and to report thereon to the Congress as soon as practicable.

Approved, May 29, 1928.

Joint rail and water rates construed.

Operations subject to provisions of interstate commerce and shipping Acts.

Merchant vessels subject to all laws, etc., governing.

Inland water route, Boston, Mass., to Beaufort, N. C.

Investigation as to feasibility of extending service of Corporation thereto.

**CHAP. 892.**—An Act Authorizing and directing the Secretary of Agriculture to establish and maintain a dairy and livestock experiment and demonstration station for the South at or near Lewisburg, Tennessee.

May 29, 1928.

[H. R. 13447.]

[Public, No. 602.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of Agriculture is authorized and directed to establish at or near Lewisburg, Tennessee, a dairying station for investigations, experiments, and demonstrations in the dairy industry, and the problems pertaining to the development of such industry in the South, and for investigations, demonstrations, assistance, and service in dairy livestock breeding, growing, and feeding, and dairy products manufacture.

Lewisburg, Tenn. Dairy and livestock experiment station for the South to be established at.

SEC. 2. That there is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, the sum of \$50,000, to carry out the provisions of this Act, including the construction of buildings, the acquirement of equipment and apparatus, the purchase of livestock, and the employment of necessary persons; and each fiscal year thereafter necessary appropriations for the maintenance of said station as contemplated by this Act: *Provided,* That suitable lands are furnished by the State or other interests.

Sum authorized for expenses.

Post, p. 1190.

Yearly appropriations.

Proviso.

State, etc., to furnish lands.

Approved, May 29, 1928.

**CHAP. 893.**—An Act Authorizing the Baltimore Gas Engineering Corporation, a Maryland corporation, its successors and assigns, to construct, maintain, and operate a bridge across the Kanawha River at or near Dunbar, West Virginia.

May 29, 1928.

[H. R. 13399.]

[Public, No. 603.]

*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 Baltimore Gas Engineering Corporation, its successors and assigns, be, and is hereby, authorized to construct, maintain, and operate a bridge and approaches thereto across the Kanawha River, at a point suitable to the interests of navigation, at or near Dunbar, West Virginia, in accordance with the provisions of the Act entitled “An Act to reg-

Kanawha River. Baltimore Gas Engineering Corporation may bridge, at Dunbar, W. Va.

Construction. Vol. 34, p. 84.

ulate the construction of bridges over navigable waters," approved March 23, 1906, and subject to the conditions and limitations contained in this Act.

Acquisition authorized, after completion, by West Virginia, etc.

SEC. 2. After the completion of such bridge, as determined by the Secretary of War, either the State of West Virginia, any political subdivision thereof within or adjoining which any part of such bridge is located, 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 such State governing the acquisition of private property for public purposes by condemnation or expropriation. If at any time after the expiration of twenty 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 good will, 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 cost, not to exceed 10 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.

Compensation, if acquired by condemnation.

Limitations.

Tolls, under State, etc., operation.

Rates applied to operation, sinking fund, etc.

Maintenance as free bridge, etc., after amortizing costs.

Record of expenditures and receipts.

Sworn statement of construction costs, etc., to be filed after completion.

Investigation by Secretary of War.

SEC. 3. If such bridge shall at any time be taken over or acquired by the State of West Virginia, or by any municipality or other political subdivision or public agency thereof, under the provisions of section 2 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 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, or the rates of toll shall thereafter be so adjusted as to provide a fund of not to exceed the amount necessary for the proper maintenance, repair, and operation of the bridge and its approaches under economical management. 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.

SEC. 4. The Baltimore Gas Engineering Corporation, its successors and assigns, shall, within ninety days after the completion of such bridge, file with the Secretary of War and with the highway department of the State of West Virginia, 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 at the request of the highway department of the State of West Virginia 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 the Baltimore Gas Engineering Corporation, 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 2 of this Act, subject only to review in a court of equity for fraud or gross mistake.

Findings of Secretary conclusive.

SEC. 5. The right to sell, assign, transfer, and mortgage all the rights, powers, and privileges conferred by this Act is hereby granted the Baltimore Gas Engineering Corporation, 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.

Right to sell, etc., conferred.

SEC. 6. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Amendment.

Approved, May 29, 1928.

CHAP. 894.—An Act Authorizing the Val Verde County Bridge Company, its successors and assigns, to construct, maintain, and operate a bridge across the Rio Grande at or near Langtry, Texas.

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[H. R. 3318]  
[Public, No. 604]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That in order to facilitate international commerce, improve the postal service, and provide for military and other purposes, the Val Verde County Bridge Company, its successors and assigns, be, and is hereby, authorized to construct, maintain, and operate a bridge and approaches thereto across the Rio Grande, so far as the United States has jurisdiction over the waters of such river, at a point suitable to the interests of navigation, at or near Langtry, Texas, in accordance with the provisions of the Act entitled "An Act to regulate the construction of bridges over navigable waters," approved March 23, 1906, subject to the conditions and limitations contained in this Act, and subject to the approval of the proper authorities in Mexico.

Rio Grande. Val Verde County Bridge Company may bridge, at Langtry, Tex.

SEC. 2. There is hereby conferred upon the Val Verde County Bridge Company, its successors and assigns, all such rights and powers to enter upon lands and to acquire, condemn, occupy, possess, and use real estate and other property in the State of Texas 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 of Texas, 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.

Construction. Vol. 34, p. 84.

Approval of Mexico.

Right to acquire real estate, etc., in Texas, for location, approaches, etc.

SEC. 3. The said Val Verde County Bridge Company, its successors and assigns, is hereby authorized to fix and charge tolls for transit over such bridge in accordance with any laws of Texas applicable thereto, 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.

Condemnation proceedings.

Tolls authorized.

Vol. 34, p. 85.

SEC. 4. The right to sell, assign, transfer, and mortgage all the rights, powers, and privileges conferred by this Act is hereby granted to the Val Verde County Bridge Company, 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

Right to sell, etc., conferred.

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.

Amendment.

SEC. 5. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, May 29, 1928.

May 29, 1928.  
[H. R. 13248.]  
[Public, No. 605.]

**CHAP. 895.**—An Act To authorize an increase in the limit of cost of one fleet submarine.

Navy.  
Cost of one fleet submarine further increased.  
Vol. 44, p. 1343, amended.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the limitation imposed in the Navy Department and Naval Service Appropriation Act, fiscal year 1925, on construction and machinery expenditures on account of one fleet submarine (mine laying type), increased to \$6,300,000 by the Act of March 2, 1927 (Forty-fourth Statutes at Large, page 1343), is hereby further increased to \$6,500,000.

Approved, May 29, 1928.

May 29, 1928.  
[H. R. 13182.]  
[Public, No. 606.]

**CHAP. 896.**—An Act Authorizing the Secretary of the Navy, in his discretion, to deliver to the custody of the State of Alabama the silver service presented to the United States for the battleship Alabama.

"Alabama," Battleship.  
Silver service presented to, may be delivered to the 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 authorized, in his discretion, to deliver to the custody of the department of archives and history of the State of Alabama, for preservation and exhibition, the silver service which was presented to the United States for the battleship Alabama by the citizens of that State: *Provided,* That no expense shall be incurred by the United States for the delivery of such silver service.

Approved, May 29, 1928.

Proviso.  
No Government expense.

May 29, 1928.  
[H. R. 13108.]  
[Public, No. 607.]

**CHAP. 897.**—An Act Granting the consent of Congress to the State Highway Commission of Arkansas to construct, maintain, and operate a toll bridge across the White River at or near Newport.

White River.  
Arkansas may bridge, at Newport.

*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 Highway Commission of Arkansas to construct, maintain, and operate a toll bridge and approaches thereto across the White River, at a point suitable to the interest of navigation, at or near Newport, Jackson County, State of Arkansas, in accordance with the provisions of an Act entitled "An Act to regulate the construction of bridges over navigable waters," approved March 23, 1906.

Construction.  
Vol. 34, p. 84.

Rates of tolls applied to operation, sinking fund, etc.

SEC. 2. If tolls are charged for the use of such bridge, the rates of toll shall be so adjusted as to provide a fund sufficient (1) to pay the reasonable cost of maintaining, repairing, and operating the bridge and its approaches; (2) the interest on borrowed money necessarily required and financing charges necessarily incurred in connection with the construction of the bridge and its approaches; and (3) to provide a sinking fund sufficient to retire the bonds issued and sold in connection with such original construction. All revenue received from the bridge shall be applied to the foregoing purposes, and no bonds issued in connection with the construction of the bridge and its approaches shall be made to mature later than

Use of revenue.

twenty years after the date of issue thereof. After a fund sufficient to retire such bonds in accordance with their provisions shall have been so provided, the bridge shall thereafter be maintained and operated as a free highway bridge, upon which no tolls shall be charged. An accurate and itemized record of the original cost of the bridge and its approaches, the expenditures for maintaining, repairing, and operating the same, the interest charges paid, and the tolls charged and the daily revenues received from the bridge shall be kept by the State Highway Commission of Arkansas and shall be available at all reasonable times for information of all persons interested.

Maintenance as free bridge, after fund to retire bonds provided.

Record of expenditures and receipts.

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

Amendment.

Approved, May 29, 1928.

**CHAP. 898.**—An Act For the relief of the State of Ohio.

May 29, 1928.

[H. R. 12038.]

[Public, No. 608.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the State of Ohio be, and it is hereby, relieved from all responsibility and accountability for certain quartermaster property, to the approximate value of \$8,830.64, the property of the War Department, which was lost or destroyed incident to the tornado at Lorain, Ohio, on June 28, 1924, while in the possession of troops of the National Guard, State of Ohio, and the Secretary of War is hereby authorized and directed to terminate all further accountability for said property.

Ohio.  
Relieved from responsibility for loss of property in possession of National Guard, by tornado at Lorain.

Approved, May 29, 1928.

**CHAP. 899.**—An Act To enable the Postmaster General to purchase and erect community mail boxes on rural routes and to rent compartments of such boxes to patrons of rural delivery.

May 29, 1928.

[H. R. 12006.]

[Public, No. 609.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That under such regulations as he may provide the Postmaster General be, and he is hereby, authorized to purchase community boxes with separate compartments for incoming and outgoing mail and to erect and maintain such community boxes and suitable sheltered racks or stands for rural mail boxes, in such selected localities as he may determine. The units of said boxes and space in said racks or stands shall be rented at their option to patrons of the Rural Delivery Service at such monthly or annual rates as the Postmaster General shall determine, based on the cost of installation and maintenance. The cost of such installation and maintenance of said community boxes and sheltered stands, not exceeding \$2,000 per annum, shall hereafter be paid from the appropriation for rural delivery.

Postal Service.  
Purchase, etc., authorized for community mail boxes, etc., on rural mail routes.

Rental to patrons of rural service.

Cost payable from rural delivery appropriation.

Approved, May 29, 1928.

**CHAP. 900.**—An Act To require certain contracts entered into by the Secretary of War, or by officers authorized by him to make them, to be in writing, and for other purposes.

May 29, 1928.

[H. R. 12352.]

[Public, No. 610.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That hereafter whenever contracts in excess of \$500 in amount which are not to be performed within sixty days are made on behalf of the Government by the Secretary of War, or by officers authorized by him to make

Contracts.  
In excess of \$500, etc., made under Secretary of War to be in writing.

Regulations for other contracts.

*Proviso.*  
Act to cease after June 30, 1930.

them, such contracts shall be reduced to writing and signed by the contracting parties. In all other cases contracts shall be entered into under such regulations as may be prescribed by the Secretary of War: *Provided*, That this Act shall cease to be in effect after June 30, 1930.

Approved, May 29, 1928.

May 29, 1928.

[H. R. 12064.]

[Public, No. 611.]

**CHAP. 901.**—An Act To discontinue certain reports now required by law to be made to Congress.

Reports, etc., to Congress.

Submission of designated, discontinued.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That the following reports and statements now required by law to be made to Congress are hereby discontinued, and all Acts or parts of Acts herein cited as requiring the submission of such statements and reports are hereby repealed to the extent of such requirement:

Departments and independent establishments.

**REPORTS UNDER EACH EXECUTIVE DEPARTMENT AND INDEPENDENT ESTABLISHMENT**

Contingent appropriations.

1. Statement of expenditures from contingent appropriations. (Revised Statutes, section 193, page 30; Statutes at Large, volume 18, part 3, page 96; title 5, section 104, United States Code.)

U. S. Code, p. 35.

Publications received, etc.

2. Detailed report of publications received and distributed. (Statutes at Large, volume 28, page 623; title 44, section 96, United States Code.)

U. S. Code, p. 1421.

Publications issued, etc.

3. Report on aggregate number of publications issued during the preceding fiscal year; cost of paper used for such publications, cost of printing, and cost of preparation of each publication, and the number of each distributed. (Statutes at Large, volume 41, part 1, page 1037; title 44, section 221, United States Code.)

U. S. Code, p. 1430.

Travel outside the District.

4. Report of travel on official business from Washington to points outside of the District of Columbia. (Statutes at Large, volume 35, part 1, page 244; title 5, section 105, United States Code.)

U. S. Code, p. 35.

Exchange of typewriters, etc.

5. Report relative to exchange of typewriters, adding machines, and other similar labor-saving devices. (Statutes at Large, volume 38, part 1, page 1161; title 41, section 26, United States Code.)

U. S. Code, p. 1311.

Rented buildings, D. C.

6. A statement of the buildings rented within the District of Columbia for the use of the Government, and so forth. (Statutes at Large, volume 22, page 552; Statutes at Large, volume 27, page 199; Statutes at Large, volume 38, part 1, page 3; Statutes at Large, volume 41, part 1, page 691; title 31, section 595, United States Code.)

U. S. Code, p. 1014.

Care, etc., of Government-owned buildings, D. C.

7. A statement given for each of the Government-owned buildings in the District of Columbia under the jurisdiction of each department and independent establishment, the location and valuation of each building, the purpose or purposes for which used, and the cost of care, maintenance, upkeep, and operation thereof. (Statutes at Large, volume 41, part 1, page 945; title 31, section 596, United States Code.)

U. S. Code, p. 1014.

Receipts from sales of supplies, in connection with the war.

8. Report of money received by sales of supplies, materials, equipment, or other property purchased, acquired, or manufactured in the United States in connection with the prosecution of the war. (Statutes at Large, volume 40, part 1, page 548.)

Vol. 40, p. 548.

Preparation of annual estimates only as now required by law.

9. That until otherwise provided by law the regular annual estimates of appropriations for expenses of the Government of the United States shall be prepared and submitted to Congress, by those charged with the duty of such preparation and submission, only in the form and at the time now required by law. (Statute at Large, volume 37, part 1, page 415.)

Vol 37, p. 415.



10. Statement as to the condition of business in each department and independent establishment, showing whether any part of the same is in arrears, and so forth. (Statutes at Large, volume 28, page 808; title 31, section 593, United States Code.)

Condition of business.

U. S. Code, p. 1014.

11. Statement relative to the number of employees in each bureau and office, and the salary of each who are below a fair standard of efficiency. (Statutes at Large, volume 26, page 268; title 31, section 592, United States Code.)

Employees, below efficiency.

U. S. Code, p. 1014.

#### REPORTS UNDER THE STATE DEPARTMENT

State Department.

12. A full list of all consular officers. (Revised Statutes, section 208, page 33; title 5, section 163, United States Code.)

List of consular officers.

U. S. Code, p. 37.

13. Report of any rates or tariffs of fees to be received by diplomatic or consular officers, which may have been prescribed by the President during the preceding year. (Revised Statutes, section 208, page 33; title 5, section 163, United States Code.)

Rates of diplomatic and consular fees.

U. S. Code, p. 37.

14. A statement of the names of any consular officers, not citizens of the United States, to whom salaries have been paid during the year preceding, together with the circumstances under which they were appointed. (Revised Statutes, section 208, page 33; title 5, section 163, United States Code.)

Consular officers, not citizens.

U. S. Code, p. 37.

15. Report on the expenditure of the appropriation for relief of American citizens in Europe. (Public Resolutions 41 and 42, Sixty-third Congress, second session, Statutes at Large, volume 38, part 1, page 776.)

Relief of American citizens in Europe.

Vol. 38, p. 776.

16. Report on the expenditure of the appropriation to provide for representation of foreign governments growing out of hostilities in Europe. (Public Resolution 48, Sixty-third Congress, second session, Statutes at Large, volume 38, part 1, page 778.)

Representation of foreign governments during World War.

Vol. 38, p. 778.

#### REPORTS UNDER THE TREASURY DEPARTMENT

Treasury Department.

17. Statement of proceeds of sale of old material, condemned stores, supplies, and other property. (Statutes at Large, volume 36, part 1, page 773; title 31, section 625, United States Code.)

Sales of old material, etc.

U. S. Code, p. 1016.

18. Report relative to rents collected in the District of Columbia from sites acquired for proposed public buildings in Washington. (Statutes at Large, volume 32, part 1, page 1213; Statutes at Large, volume 35, part 1, page 959; title 40, section 262, United States Code.)

Rents from sites for proposed public buildings.

U. S. Code, p. 1303.

19. Report of rearrangement of customs districts, establishment and discontinuance of ports of entry. (Statutes at Large, volume 38, part 1, page 623; title 19, section 2, United States Code.)

Rearrangement of customs districts, etc.

U. S. Code, p. 523.

20. Report of expenses of loans and expenditures from repayments of foreign loans. (Statutes at Large, volume 40, part 1, page 37; Statutes at Large, volume 40, part 1, page 292, as amended; title 31, section 759, United States Code.)

Foreign loans expenses.

U. S. Code, p. 1027.

21. A separate annual report by the Secretary of the Treasury of the action taken under the authority contained in section 6 of the Act of March 3, 1919, creating in the Treasury a cumulative sinking fund. (Statutes at Large, volume 40, part 1, page 1311; Statutes at Large, volume 42, part 1, page 1427; title 31, section 767, United States Code.)

Cumulative sinking fund action.

U. S. Code, p. 1023.

22. Detailed statement showing the number, designation, and annual rate of compensation of the persons employed and the amounts expended for rent and other authorized purposes in the District of Columbia from the appropriation for internal revenue. (Statutes at Large, volume 41, part 1, page 654.)

Internal revenue employees, etc., in the District.

Vol. 41, p. 654.

23. Report of the estimate of the expense of assessing and the expense of collecting the internal revenue. (Revised Statutes, section 3671, page 722.)

Internal revenue, assessing and collection expenses.

R. S. sec. 3671, p. 722.

Preventing epidemic diseases.

U. S. Code, p. 1320.

District of Columbia debt.

R. S. D. C., sec. 135, p. 15.

War Department.

Engineer Department bids.

U. S. Code, p. 41.

Test of metals.

Vol. 21, p. 349.

River and harbor civil engineers.

U. S. Code, p. 1080.

Public property leases.

U. S. Code, p. 1306.

Horse purchases.

U. S. Code, p. 218.

Sales of military real property.

Vol. 43, p. 387.

Sale of military real property.

Vol. 42, p. 1450.

Disciplinary barracks affairs.

U. S. Code, p. 226.

River and harbor contracts prior to April 6, 1917.

Vol. 40, p. 1290.

Tools to Vocational Education Board.

Vol. 41, p. 504.

Military Park, Kansas City, Mo.

Vol. 43, p. 801.

24. Detailed report of expenditures under the appropriation "Preventing the spread of epidemic diseases." (Statutes at Large, volume 40, part 1, page 121; Statutes at Large, volume 41, part 1, page 885; title 42, section 109, United States Code.)

25. Report of the Treasurer of the United States on the sinking fund and funded debt of the District of Columbia. (Section 135 of statutes relating to the District of Columbia, Forty-third Congress, 1873-1875.)

#### REPORTS UNDER THE WAR DEPARTMENT

26. Report by the Secretary of War of all bids, with the names of the bidders, received in response to invitations for proposals for any (Engineer Department) works or for any materials or labor for any (Engineer Department) works. (Revised Statutes, section 230, page 37; Statutes at Large, volume 14, page 73; title 5, section 217, United States Code.)

27. Report of the test of metals and other materials made with the United States testing machine at Watertown Arsenal, Massachusetts. (Statutes at Large, volume 21, page 349.)

28. Report of the name and place of residence of each civilian engineer employed in the work of improving rivers and harbors, time employed, compensation paid, and place at and work on which employed. (Statutes at Large, volume 24, page 335; title 33, section 552, United States Code.)

29. Report of leases of public property under Act of July 28, 1892. (Statutes at Large, volume 27, page 321; title 40, section 303, United States Code.)

30. Statement of all expenditures under the appropriation made by the Army Appropriation Act, approved June 5, 1920, for the purchase of horses, and so forth. (Statutes at Large, volume 41, part 1, page 962; Statutes at Large, volume 43, part 1, page 901; title 10, section 1318, United States Code.)

31. Report of transfers and sales made under the provisions of the Act authorizing the sale of real property no longer required for military purposes, approved June 4, 1924. (Statutes at Large, volume 43, part 1, page 387.)

32. Report of transfers and sales made under the provisions of the Act approved March 4, 1923, authorizing the sale of real property no longer required for military purposes. (Statutes at Large, volume 42, part 1, page 1450.)

33. Statement of the financial and other affairs of the United States disciplinary barracks for the preceding year. (Statutes at Large, volume 38, part 1, page 1085; title 10, section 1453, United States Code.)

34. The Secretary of War is hereby authorized to ascertain whether any of the contracts for work on river and harbor improvements entered into but not completed prior to April 6, 1917, the date of the entrance of the United States into war with Germany, have become inequitable and unjust on account of increased cost of materials, and so forth. (Statutes at Large, volume 40, part 1, page 1290.)

35. To submit to Congress an itemized statement and cost price thereof of certain surplus machine tools and other equipment belonging to the War Department authorized to be transferred to the Federal Board for Vocational Education without compensation therefor. (Statutes at Large, volume 41, part 1, page 504.)

36. To investigate the feasibility and to ascertain and report the cost of establishing a national military park in and about Kansas City, Jackson County, Missouri, and so forth. (Statutes at Large, volume 43, part 1, page 801.)

37. Report of proceeds received from the operation of a public utility in connection with engineer operations in the field overseas. (Statutes at Large, volume 40, part 1, page 893; title 10, section 1287, United States Code.) Engineer operations overseas.  
U. S. Code, p. 217.
38. A detailed report of all receipts and expenditures of special contingent funds collected from nonmilitary residents and transportation companies at Fort Monroe, Virginia. (Statutes at Large, volume 28, page 213.) Fort Monroe, Va., civilian receipts, etc.  
Vol. 28, p. 213.
39. To submit to Congress a comprehensive plan for necessary permanent construction at military posts, including Camp Lewis, in the State of Washington, and so forth. (Statutes at Large, volume 43, part 1, page 487.) Military post construction plan.  
Vol. 43, p. 487.
40. Report as to the administration of the World War Adjusted Compensation Act. (Statutes at Large, volume 43, part 1, page 124; title 38, section 617, United States Code.) Adjusted Compensation Act administration.  
U. S. Code, p. 1231.

## REPORTS UNDER THE DEPARTMENT OF JUSTICE

41. Report of the names of all persons employed or retained as attorneys or counselors at law to assist any district attorneys in the performance of their duties, stating where and upon what business each was employed and the compensation paid to each. (Revised Statutes, section 385, page 64; title 5, section 336, United States Code.) Department of Justice.  
Special attorneys.  
U. S. Code, p. 47.
42. Statement of all payments of expenditures during any fiscal year out of any appropriation fund subject to requisitions by the Attorney General. (Statutes at Large, volume 21, page 44; title 5, section 335, United States Code.) Expenditures subject to requisitions by Attorney General.  
U. S. Code, p. 47.
43. Statement in detail showing for the preceding fiscal year the number of assistant district attorneys employed, the salaries of each; the number of clerical assistants employed for each district attorney, the salaries of each; the amount expended for necessary subsistence and actual and necessary traveling expenses of each district attorney and his assistants, and so forth. (Statutes at Large, volume 29, page 185; title 5, section 337, United States Code.) Assistant district attorneys, etc.  
U. S. Code, p. 47.
44. A report to Congress on the maintenance of a register of the statutes of the United States and reports of the Supreme Court, showing the quantity of each kind received from the Secretary of the Interior, and so forth. (Revised Statutes, section 387, page 64; title 5, section 339, United States Code.) Register of statutes, etc.  
U. S. Code, p. 48.
45. The Attorney General shall annually report to Congress, in detail, the items, amounts, and causes of expenditure of the contingent expenses of this department. (Statutes at Large, volume 18, page 109; title 5, section 334, United States Code.) Contingent expenses.  
U. S. Code, p. 47.
46. A list of all final judgments rendered under Act to provide for adjudication and payment of claims arising from Indian depositions in favor of claimants, and not paid. (Statutes at Large, volume 26, page 854.) Indian deprecation claims.  
Vol. 26, p. 854.
47. All judgments in Indian deprecation cases in which, in his opinion, there is no evidence that any fraud, wrong, or injustice has been done to the United States. (Statutes at Large, volume 28, page 477.) Other Indian deprecation claims.  
Vol. 28, p. 477.
48. A full report of the Secretary of War and the Attorney General as to what action has been taken by them or their predecessors in office, or by any Secretary of the Interior, under the Act to increase the water supply of the city of Washington, and so forth. (Statutes at Large, volume 28, page 402.) Washington water supply.  
Vol. 28, p. 402.

## Post Office Department.

## REPORTS UNDER THE POST OFFICE DEPARTMENT

## Property inventories, etc.

49. A report to Congress and the preparation and keeping, in proper books, of full and complete inventories and accounts of all the property belonging to the United States in the buildings, rooms, offices, and grounds occupied by the Postmaster General and under his charge, and so forth. (Revised Statutes, section 397, page 67; title 5, section 371, United States Code.)

U. S. Code, p. 49.

## Postmasters' losses.

50. A report in each particular case of the result of his investigation of claims of postmasters for the loss of money-order funds, postal funds, postage stamps, and so forth, resulting from burglary, fire, and so forth. (Statutes at Large, volume 25, page 135, as amended; title 39, section 49, United States Code.)

U. S. Code, p. 1237.

## Unusual conditions.

51. Report of the amounts expended from the appropriation for unusual conditions for the employment of clerks and carriers at high rates, and the places at which such amounts were expended. (Statutes at Large, volume 36, part 1, page 1332.)

Vol. 36, p. 1332.

## Cost of franked mail.

52. Statement of the cost to the postal establishment of the matter mailed under frank by each department and independent establishment of the Government, and so forth. (Statutes at Large, volume 41, part 1, page 1037; title 5, section 390, United States Code.)

U. S. Code, p. 50.

## Finances for preceding year.

53. A report of the finances of the department for the preceding year, showing the amount of balance due the department at the beginning of the year, the amount of postage which accrued within the year, the amount of engagements and liabilities, and the amount actually paid during the year for carrying the mail. (Revised Statutes, section 413, page 68; Statutes at Large, volume 29, page 647; title 5, section 387, United States Code.)

U. S. Code, p. 50.

## Contingent expenses.

54. A report of the amount expended in the department for the preceding fiscal year, including detailed statements of expenditures made from the contingent fund. (Revised Statutes, section 413, page 68; Statutes at Large, volume 29, page 648; title 5, section 387, United States Code.)

U. S. Code, p. 50.

## Connecting telegraph and telephone system.

55. To report to Congress the probable cost of connecting a telegraph and telephone system with the Postal Service by some feasible plan. (Statutes at Large, volume 31, page 1104.)

Vol. 31, p. 1104.

## Navy Department.

## REPORTS UNDER THE NAVY DEPARTMENT

## Naval lands leases.

56. Report of leases of naval lands. (Statutes at Large, volume 39, part 1, page 559; title 34, section 522, United States Code.)

U. S. Code, p. 1122.

## Damages by naval aircraft.

57. Report of adjustment of claims for damage to private property growing out of operations of naval aircraft not exceeding \$250. (Statutes at Large, volume 44, part 2, page 1291.)

Vol. 44, p. 1291.

## Naval pension fund claims.

58. Estimates of the claims and demands chargeable upon and payable out of the naval pension fund. (Revised Statutes, section 3667, page 721.)

R. S., sec. 3667, p. 721.

## Adjusted Compensation Act administration.

59. Report of administration of World War Adjusted Compensation Act. (Statutes at Large, volume 43, part 1, page 124; title 38, section 617, United States Code.)

U. S. Code, p. 1231.

## Damages to private property, subsequent to April 6, 1917.

60. Report of adjustment of claims for damages to and loss of privately owned property occurring subsequent to April 6, 1917, for which damage or loss men in the naval service or Marine Corps are found to be responsible. (Statutes at Large, volume 41, part 1, page 132; title 34, section 600, United States Code.)

U. S. Code, p. 1127.

## Interior Department.

## REPORTS UNDER THE DEPARTMENT OF THE INTERIOR

## Indian schools, support.

61. Report of expenditures under "Indian schools, support," as contemplated by the Act of March 2, 1887. (Statutes at Large, volume 24, page 465; title 25, section 299, United States Code.)

U. S. Code, p. 708.

62. Report of expenditures under the appropriation for "Construction, lease, purchase, repairs, and improvements of school and agency buildings." (Statutes at Large, volume 36, part 1, page 1060; title 25, section 300, United States Code.)  
School and agency buildings.  
U. S. Code, p. 708.
63. Report in detail under section 17 of the Act to divide Sioux Reservation, and so forth. (Statutes at Large, volume 25, page 895.)  
Sioux Reservation division.  
Vol. 25, p. 895.
64. Report showing cost account of all survey and allotment work on Indian reservations. (Statutes at Large, volume 36, part 1, page 270; title 25, section 338, United States Code.)  
Allotment in severalty.  
U. S. Code, p. 712.
65. Statement of the cost account of expenditures under the appropriation "Industrial work and care of timber." (Statutes at Large, volume 36, part 1, page 1061; title 25, section 301, United States Code.)  
Industrial work, etc.  
U. S. Code, p. 708.
66. Report of all moneys appropriated for the purpose of encouraging industry among Indians. (Statutes at Large, volume 38, part 1, page 587; title 25, section 144, United States Code.)  
Encouraging Indian industry.  
U. S. Code, p. 698.
67. Report under the provisions of the Act of July 4, 1884, relative to diversion of appropriations for the pay of specific employees, and so forth. (Statutes at Large, volume 23, page 97.)  
Specific employees.  
Vol. 23, p. 97.
68. Report in regard to the expenditures of moneys carried on the books of this department under the title "Indian moneys, proceeds of labor." (Statutes at Large, volume 22, page 590; Statutes at Large, volume 24, page 463; title 25, section 155, United States Code.)  
Indian money, proceeds of labor.  
U. S. Code, p. 699.
69. Report regarding expenditures for cattle, Northern Cheyenne Indians, North Dakota. (Statutes at Large, volume 38, part 1, page 594.)  
Northern Cheyennes, cattle.  
Vol. 38, p. 594.
70. Report regarding expenditures of tribal funds of the Apache, Kiowa, and Comanche Indians, Oklahoma. (Statutes at Large, volume 44, part 2, page 941.)  
Apache, etc., tribal funds.  
Vol. 44, p. 941.
71. Report regarding expenditures of tribal funds of the Confederated Bands of Utes. (Statutes at Large, volume 44, part 2, page 955.)  
Confederated Utes, tribal funds.  
Vol. 44, p. 955.
72. Statement of expenses incurred and paid from the tribal funds of the Chippewa Indians of Minnesota, Acts of May 18, 1916, and June 5, 1924. (Statutes at Large, volume 44, part 2, page 954.)  
Chippewa of Minnesota, tribal funds.  
Vol. 44, p. 954.
73. Statement of traveling expenses incurred by clerks detailed from one surveyor general's office to another. (Statutes at Large, volume 40, part 1, page 1251.)  
Surveyor general's clerks.  
Vol. 40, p. 1251.
74. Report of information as to the amount disbursed in certain States and Territories for support of colleges for the benefit of agriculture and mechanic arts. (Statutes at Large, volume 26, page 419; title 7, section 327, United States Code.)  
Agricultural colleges.  
U. S. Code, p. 113.
75. Report on expenditures made under Act of March 12, 1914, entitled "An Act to authorize the President of the United States to locate, construct, and operate railroads in the Territory of Alaska, and for other purposes," on account of property for occupancy of land and improvements thereon reimbursable from funds derived from sale of lots and tracts in Alaskan town sites. (Statutes at Large, volume 40, part 1, page 19.)  
Alaska railroad, land, etc.  
Vol. 40, p. 19.
76. Report under the Act of March 12, 1914, entitled "An Act to authorize the President of the United States to locate, construct, and operate railroads in the Territory of Alaska, and for other purposes," of the proceeds of sale of material utilized for temporary work and structures in connection with the operations under said Act, as well as the sale of other condemned property which has been purchased or constructed under the provisions thereof, and so forth. (Statutes at Large, volume 41, part 1, page 202.)  
Alaska railroad, sales of property, etc.  
Vol. 41, p. 202.
77. Statement relative to salaries and compensation of the surgeon in chief of Freedmen's Hospital, and for all other professional and  
Freedmen's Hospital services.

- Vol. 41, p. 1409.  
 Freedmen's Hospital patients. 78. Statement relative to patients admitted to Freedmen's Hospital for care and treatment on the payment of such reasonable charges therefor as the Secretary of the Interior shall prescribe, and so forth. (Statutes at Large, volume 41, part 1, page 1409.)
- U. S. Code, p. 686.  
 Alaska insane. Vol. 43, p. 1181. 79. Report to Congress on advisability of establishing an institution for the insane within the Territory of Alaska. (Statutes at Large, volume 43, part 1, page 1181.)
- Tongue River Reservation, Mont. Res-  
 ervation, Mont. Vol. 36, p. 277. 80. Detailed report of the use of the appropriation of \$15,000 for encouraging industrial work among Indians of the Tongue River Reservation in Montana. (Statutes at Large, volume 36, part 1, page 277.)
- Indian hostilities. R. S., sec. 2100, p. 366. 81. Report to Congress of any case of hostilities by any tribe with which the United States has treaty stipulations. (Revised Statutes, section 2100, page 366.)
- Indian hospitals. Vol. 38, p. 584. 82. Detailed report regarding moneys expended in the erection of hospitals provided for by the Act approved August 1, 1914. (Statutes at Large, volume 38, part 1, page 584.)
- Sioux Nation horses. Vol. 43, p. 477. 83. Report to Congress in regard to claims of certain members of the Sioux Nation of Indians for damage occasioned by the destruction of their horses, and so forth. (Statutes at Large, volume 43, part 1, page 477.)
- Heirs of deceased Indians. 84. Report regarding all moneys collected to cover the cost of determining heirs of deceased Indians, and so forth. (Statutes at Large, volume 39, part 1, page 127; Statutes at Large, volume 42, part 1, page 1185; title 25, section 377, United States Code.)
- U. S. Code, p. 716. 85. Report to Congress at the beginning of each regular session a detailed statement of the rentals received from the buildings and vacant lands condemned for the enlargement of the Capitol Grounds. (Statutes at Large, volume 37, part 1, page 605; Statutes at Large, volume 41, part 1, page 1291; title 40, section 174, United States Code.)
- Rent of buildings, etc., on Capitol Grounds enlargement. U. S. Code, p. 1299. 86. A detailed statement showing the cost account of all survey and allotment work of reservations in Arizona and New Mexico. (Statutes at Large, volume 36, part 1, page 272.)
- Surveys, Arizona and New Mexico reservations. Vol. 36, p. 272. 87. A report by the Secretary of the Treasury of estimates of the amounts of the receipts to tribal funds and expenditures which the Secretary of the Interior recommends to be made for the benefit of the Indians, from all tribal funds of Indians for the ensuing fiscal year, and so forth. (Statutes at Large, volume 39, part 1, page 158; title 25, section 142, United States Code.)
- Indian tribal funds. U. S. Code, p. 698.
- Agricultural Department. **REPORTS UNDER THE DEPARTMENT OF AGRICULTURE**
- Yearly expenditures. 88. Statement of the expenditure of all appropriations for the Department of Agriculture for the preceding fiscal year. (Statutes at Large, volume 39, part 1, page 492; title 5, section 558, United States Code.)
- U. S. Code, p. 59. 89. Statements immediately following estimates of each of the respective offices, bureaus, and divisions of the Department of Agriculture, showing the number of clerks employed under general appropriations in the District of Columbia, and so forth. (Statutes at Large, volume 39, part 1, page 492; title 31, section 617, United States Code.)
- Clerks in District of Columbia. U. S. Code, p. 1015. 90. Detailed estimates for all executive officers, clerks, and employees below the grade of clerk, indicating the salary or compensation of each, and so forth. (Statutes at Large, volume 36,
- Estimates of all personnel.

part 1, page 440; Statutes at Large, volume 39, part 1, page 492; title 5, section 561, United States Code.)

U. S. Code, p. 59.

91. A list of the names of all persons employed, expenditures, and full particulars of means adopted and carried into effect for the suppression of contagious, and so forth, diseases of domestic animals under Act of May 29, 1884. (Statutes at Large, volume 23, page 33; title 5, section 560, United States Code.)

Animal contagious diseases.

U. S. Code, p. 59.

92. A statement in detail showing the number of persons employed in the meat-inspection service, the salary or per diem of each, their contingent expenses, and where employed. (Statutes at Large, volume 34, page 1265; title 21, section 93, United States Code.)

Meat-inspection service.

U. S. Code, p. 630.

93. A statement showing what proportion of the appropriation for rent of buildings in the District of Columbia for the use of the Department of Agriculture is paid for quarters occupied by the various branches of the department. (Statutes at Large, volume 38, part 1, page 1108; Statutes at Large, volume 39, part 1, page 469; title 5, section 559, United States Code.)

Rent of buildings, D. C.

U. S. Code, p. 59.

94. Report showing the amounts expended during the preceding fiscal year from lump-sum appropriations for the purchase, maintenance, repair, and operation of motor-propelled and horse-drawn passenger-carrying vehicles, and so forth. (Statutes at Large, volume 44, part 2, page 1005.)

Vehicles from lump-sum appropriations.

Vol. 44, p. 1005.

95. Report covering all exchanges of vehicles during the fiscal year last closed. (Statutes at Large, volume 44, part 2, page 1005; title 5, section 547, United States Code.)

Exchanges of vehicles.

U. S. Code, p. 58.

96. Statement showing investigations and other services conducted by Department of Agriculture which have been completed and which can be discontinued. (Statutes at Large, volume 39, part 1, page 492; Statutes at Large, volume 41, part 1, page 1347; title 5, section 562, United States Code.)

Investigations, etc., discontinued.

U. S. Code, p. 59.

97. Report of refunds to depositors of moneys to secure the purchase price of timber or the use of lands or resources of national forests, and so forth. (Statutes at Large, volume 36, part 1, page 1253; title 16, section 499, United States Code.)

Timber, etc., refunds.

U. S. Code, p. 422.

98. Report of the quantity and market value of earth, stone, and timber furnished from the national forests to the Navy Department, and so forth. (Statutes at Large, volume 38, part 1, page 1101; Statutes at Large, volume 43, part 1, page 1197; title 16, section 492, United States Code.)

Earth, etc., from national forests to Navy Department, etc.

U. S. Code, p. 421.

99. Report of all moneys received as contributions for cooperative work in forest investigations, for the protection and improvement of the national forests. (Statutes at Large, volume 38, part 1, page 430; title 16, section 498, United States Code.)

Contributions for improvement of national forests.

U. S. Code, p. 422.

100. Report in detail of any sum used for compensation of or payment of expenses of any officer or other person employed by any State, county, or municipal government. (Statutes at Large, volume 35, part 1, page 261; title 21, section 19, United States Code.)

Compensation to State, etc., employees.

U. S. Code, p. 624.

101. The Secretary of Agriculture shall annually make a general report of his acts to Congress and an account of all moneys received and expended by him. (Revised Statutes, section 528, page 88; title 5, section 557, United States Code.)

General report of all receipts and expenses.

U. S. Code, p. 559.

102. The Secretary of Agriculture shall make a report in detail to Congress of all moneys expended by him or under his direction. (Revised Statutes, section 529, page 88; title 5, section 557, United States Code.)

Moneys expended.

U. S. Code, p. 59.

103. The Secretary of Agriculture shall report the place, quantity, and price of seeds purchased, and the date purchased, under the appropriation for the purchase and distribution of valuable seeds. (Statutes at Large, volume 41, part 1, page 246.)

Seeds purchased.

Vol. 41, p. 246.

## Department of Commerce.

## REPORTS UNDER THE DEPARTMENT OF COMMERCE

Coast and Geodetic Survey employees.

104. Report by the Coast and Geodetic Survey, showing the number and names of persons employed during the last preceding fiscal year upon the coast survey and business connected therewith. (Revised Statutes, section 264, page 44; Revised Statutes, section 4690, page 911; title 33, section 888, United States Code.)

U. S. Code, p. 1097.

Commercial relations report.

105. Report of the Bureau of Foreign and Domestic Commerce on the commercial relations of the United States. (Statutes at Large, volume 18, page 352; title 15, section 178, United States Code.)

U. S. Code, p. 372.

Lighthouse Service.

106. Statement showing amount required by each object of expenditure mentioned in each estimate of appropriation for the support of the Lighthouse Service, and so forth. (Statutes at Large, volume 36, part 1, page 755; title 31, section 618, United States Code.)

U. S. Code, p. 1015.

Bureau of Mines details in the District.

107. Report of details of field employees of Bureau of Mines for service in the District of Columbia for purposes of preparing results of their field work. (Statutes at Large, volume 41, part 1, page 1402.)

Vol. 41, p. 1402.

Alaska Seal and Fur Company operations. Vol. 23, p. 25.

108. To report to Congress on operations of Alaska Seal and Fur Company. (Statutes at Large, volume 23, page 25.)

Seal killing, etc., in Alaska, report by the governor.

109. The Governor of Alaska shall annually report to Congress on his inquiries as to seal-killing operations, and any and all violations of law by such persons, companies, or corporations authorized by the United States to kill seal or other fur-bearing animals in said district. (Statutes at Large, volume 31, part 1, page 322.)

Vol. 31, p. 322.

## Department of Labor.

## REPORTS UNDER THE DEPARTMENT OF LABOR

Effect of customs laws, etc., on agricultural industry, etc.

110. A report by the Commissioner of Labor Statistics of the effect of the customs laws and the state of the currency in the United States on the agricultural industry, especially as to its effect on mortgage indebtedness of farmers. (Statutes at Large, volume 25, page 183; title 29, section 4, United States Code.)

U. S. Code, p. 947.

Disputes between employers and employees.

111. A report of the investigations of the causes of and the facts relating to all controversies and disputes between employers and employees as they occur, and which may tend to interfere with the welfare of the people of the different States. (Statutes at Large, volume 25, page 183; title 29, section 4, United States Code.)

U. S. Code, p. 947.

Naturalization miscellaneous expenses.

112. A detailed report of the expenditures from the appropriation "Miscellaneous expenses, Bureau of Naturalization." (Statutes at Large, volume 35, part 1, page 983; title 8, section 355, United States Code.)

U. S. Code, p. 157.

Interstate Commerce Commission.

## UNDER THE INTERSTATE COMMERCE COMMISSION

Expenditure for fiscal year.

113. A statement showing, in detail, expenditures for the fiscal year, including the number of persons employed and the amount of compensation to each. (Statutes at Large, volume 25, page 530; title 49, section 56, United States Code.)

U. S. Code, p. 1676.

Valuation of carriers.

114. A complete statement showing the employments under all appropriations made for the valuation of carriers, and so forth. (Statutes at Large, volume 38, part 1, page 1140; title 49, section 54, United States Code.)

U. S. Code, p. 1676.

General Accounting Office.

## UNDER THE GENERAL ACCOUNTING OFFICE

Receipts and expenses of customs officers.

115. A report by the Comptroller General of the United States consisting of an abstract of all money received and expended by every collector, comptroller, and surveyor of customs. (Revised Statutes, section 2639; Statutes at Large, volume 28, page 210; title 19, section 42, United States Code.)

U. S. Code, p. 526.



## UNDER THE WAR FINANCE CORPORATION

116. Quarterly reports of the War Finance Corporation. (Statutes at Large, volume 40, part 1, page 512; title 15, section 347, United States Code.)

War Finance Corporation.

Quarterly reports.  
U. S. Code, p. 384.

## UNDER THE LIBRARY OF CONGRESS

117. A report of the number and description of copyright publications for which entries have been made during the year. (Revised Statutes, section 4951, page 957.)

Library of Congress.

Copyright entries.  
R. S., sec. 4951, p. 957.

118. A detailed report of the officers or employees of the Library of Congress who have traveled on official business from Washington to points outside of the District of Columbia, and so forth. (Statutes at Large, volume 35, part 1, page 244.)

Outside travel.

Vol. 35, p. 244.

119. A report giving the aggregate number of the various publications issued by the Library of Congress during the preceding fiscal year, and so forth. (Statutes at Large, volume 41, part 1, page 1037.)

Publications issued.

Vol. 41, p. 1037.

## UNDER THE ARCHITECT OF THE CAPITOL

120. Statement relative to the transfer of apparatus, appliances, equipments, and supplies of any kind, to other branches of the service of the United States or District of Columbia, and so forth. (Statutes at Large, volume 37, part 1, page 184; title 40, section 171, United States Code.)

Architect of the Capitol.

Transfers of apparatus to other branches of the service, etc.

U. S. Code, p. 1298.

## UNDER THE OFFICERS OF THE SENATE AND HOUSE OF REPRESENTATIVES

121. Reports by the Secretary of the Senate, the Clerk of the House of Representatives, the Sergeant at Arms, the Postmasters of the Senate and House of Representatives, and the Doorkeeper of the House of Representatives, containing a full and complete account of all property belonging to the United States in their possession, and so forth. (Revised Statutes, section 72, page 14; title 2, section 116, United States Code.)

Senate and House of Representatives.

Property in possession of designated officers.

U. S. Code, p. 9.

122. Reports by the Clerk and Doorkeeper of the House and the Secretary and Sergeant at Arms of the Senate of the sales of waste paper and useless documents and condemned furniture, and so forth. (Statutes at Large, volume 22, page 337; title 2, section 117, United States Code.)

Sales of waste paper, etc.

U. S. Code, p. 10.

## UNDER THE NATIONAL HOME FOR DISABLED VOLUNTEER SOLDIERS

123. A report of the doings under section 4833, Revised Statutes, as amended, relative to outdoor relief and use of funds in case of fire. (Statutes at Large, volume 28, page 492; title 24, section 133, United States Code.)

National Home for Disabled Volunteer Soldiers.

Outdoor relief, etc.

U. S. Code, p. 677.

## UNDER THE GOVERNMENT OF THE DISTRICT OF COLUMBIA

124. Report of expenditures from the appropriations for contingent expenses of the government of the District of Columbia for the next preceding fiscal year. (Statutes at Large, volume 32, part 1, page 595.)

District of Columbia Government.

Contingent expenses.

Vol. 32, p. 565.

125. Statement immediately following the estimates for each of the respective offices or departments, showing in detail the number of persons other than day laborers who were employed on regular and continuous work for thirty days or more during the fiscal year, and so forth. (Statutes at Large, volume 32, part 1, page 594.)

Employees on work for 30 days or more.

Vol. 32, p. 594.

Gas mains extensions.

Vol. 27, p. 544.

126. Report of any failure on the part of gas companies in the District of Columbia to make reasonable extensions of their gas mains whenever they shall be necessary for maintaining street lamps for the public safety and comfort. (Statutes at Large, volume 27, page 544.)

Miscellaneous.

MISCELLANEOUS

Acts of Philippine Legislature.

Post, p. 1348.

U. S. Code, p. 1630.

Acts, etc., of Porto Rico Legislature.

Post, p. 1348.

U. S. Code, p. 1622.

Committees on Expenditures of the House and Senate.

Departments, etc., to furnish information requested by.

127. Acts of the Philippine Legislature. (Statutes at Large, volume 32, part 1, page 712; Statutes at Large, volume 39, part 1, page 551; title 48, section 1054, United States Code.)

128. Acts and resolutions of the Legislature of Porto Rico. (Statutes at Large, volume 31, page 83; Statutes at Large, volume 39, part 1, page 961; title 48, section 826, United States Code.)

SEC. 2. Every executive department and independent establishment of the Government shall, upon request of the Committee on Expenditures in the Executive Departments of the House of Representatives, or of any seven members thereof, or upon request of the Committee on Expenditures in the Executive Departments of the Senate, or any five members thereof, furnish any information requested of it relating to any matter within the jurisdiction of said committee.

Internal revenue refunds.

R. S., sec. 3220, p. 618.

Erroneously collected taxes, penalties, etc., to be refunded.

Vol. 43, p. 342.

U. S. Code, p. 737, amended.

Post, pp. 1035, 1612.

SEC. 3. Section 3220, Revised Statutes (title 26, section 149, page 737, United States Code), as amended, is amended to read as follows:

"REFUNDMENTS; TAXES AND PENALTIES.—The Commissioner of Internal Revenue, subject to regulations prescribed by the Secretary of the Treasury, is authorized to remit, refund, and pay back all taxes erroneously or illegally assessed or collected, all penalties collected without authority, and all taxes that appear to be unjustly assessed or excessive in amount, or in any manner wrongfully collected; also to repay to any collector or deputy collector the full amount of such sums of money as may be recovered against him in any court, for any internal-revenue taxes collected by him, with the cost and expense of suit; also all damages and cost recovered against any assessor, assistant assessor, collector, deputy collector, agent, or inspector, in any suit brought against him by reason of anything done in the due performance of his official duty, and shall make report to Congress, by internal-revenue districts and alphabetically arranged of all refunds in excess of \$500, at the beginning of each regular session of Congress of all transactions under this section."

Approved, May 29, 1928.

Repayment of judgments against collectors.

Report of refunds in excess of \$500, to Congress.

May 29, 1928.

[H. R. 11981.]

[Public, No. 612.]

CHAP. 902.—An Act To authorize officers of the Medical Corps to account certain service in computing their rights for retirement, and for other purposes.

Army.  
Officers of Medical Corps credited for active services in Medical Reserve Corps, etc., in computing right for retirement, etc.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That in computing length of service for purposes of retirement in the case of an officer of the Medical Corps of the Army, active duty performed as a member of the Medical Reserve Corps or as a contract surgeon, acting assistant surgeon, or contract physician, under a general contract obligating him to serve full time and to take station and change station as ordered, shall be credited to the same extent as service under a Regular Army commission.

Approved, May 29, 1928.

**CHAP. 903.**—An Act Authorizing the Secretary of War to grant a right of way for a levee through the Chalmette National Cemetery.

May 29, 1928.  
[H. R. 11758.]  
[Public, No. 613.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of War is hereby authorized to grant the Lake Borgne Basin Levee Board, an agency of the State of Louisiana, a right of way through the Chalmette National Cemetery Reservation, Saint Bernard Parish, Louisiana, in such location as may be designated by him, for the purpose of constructing and maintaining a new levee to replace the existing levee in front of said reservation.

Chalmette National Cemetery, La.  
Right of way through, granted Lake Borne Basin Levee Board, for a levee.

Approved, May 29, 1928.

**CHAP. 904.**—An Act To fix the salaries of certain judges of the Territories and insular possessions of the United States.

May 29, 1928.  
[H. R. 11463.]  
[Public, No. 614.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the following salaries shall be paid to the several judges hereinafter mentioned, namely:

Territorial, etc., judges.  
Salaries fixed.

To the chief justice of the Supreme Court of the Territory of Hawaii, \$10,500 per year, and to each of the associate justices thereof the sum of \$10,000 per year.

Hawaii Supreme Court.

To the chief justice of the Supreme Court of the Territory of Porto Rico, \$10,500 per year, and to each of the associate justices thereof the sum of \$10,000 per year.

Porto Rico Supreme Court.

To the judge of the District Court of the Virgin Islands of the United States, \$7,500 per year.

Virgin Islands district court.

To the chief justice of the Supreme Court of the Philippine Islands, \$10,500 per year, and to each of the associate justices thereof the sum of \$10,000 per year.

Philippine Islands Supreme Court.

To the judge of the United States Court of China, \$10,000 per year.

Court for China, judge.

To each of the justices of the Circuit Court for the First Circuit of the Territory of Hawaii the sum of \$7,500 and to each of the justices of the Circuit Courts for the Second, Third, Fourth, and Fifth Circuits of the Territory of Hawaii the sum of \$7,000.

Hawaii circuit courts.

SEC. 2. That all of said salaries shall be paid in equal monthly installments.

Monthly payments.

SEC. 3. This Act shall take effect on the first day of the first month next following its approval.

Effective date.

Approved, May 29, 1928.

**CHAP. 905.**—An Act To change the name of Railroad Avenue between Nichols Avenue and Massachusetts Avenue.

May 29, 1928.  
[H. R. 10073.]  
[Public, No. 615.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the name of the street now known as Railroad Avenue, between Nichols Avenue and Massachusetts Avenue, part of which is not yet cut through, but now on record as Railroad Avenue southeast, be, and the same is hereby, changed to Fairlawn Avenue, and the surveyor of the District of Columbia is hereby directed to enter such change on the records of his office.

District of Columbia. Name of Railroad Avenue SE., changed to Fairlawn Avenue.

Approved, May 29, 1928.

May 29, 1928.

[H. R. 9051.]

[Public, No. 616.]

United States courts.  
Marshals and commissioners.  
Vol. 18, p. 333, amended.

Marshals.  
Accounts rendered quarterly to Attorney General.

Retention of duplicates.

Commissioners.  
Accounts rendered quarterly to Attorney General through clerk of district court.

No court approval required.

**CHAP. 906.**—An Act To amend section 1 of the Act of February 22, 1875, entitled "An Act regulating fees and costs, and for other purposes."

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That section 1 of the Act of February 22, 1875, entitled "An Act regulating fees and costs, and for other purposes," be, and the same hereby is, amended to read as follows:

"That the accounts of United States marshals, except the marshals of the United States courts in China and the Canal Zone, shall be rendered quarterly, under such regulations as may be prescribed by the Attorney General, and transmitted to the Attorney General within twenty days after the close of each quarter. The said accounts shall be rendered in duplicate, but no signature shall be required on the duplicate vouchers. It shall be the duty of the marshal to retain in his office the duplicate accounts, where they shall be open to public inspection at all times. The accounts of United States commissioners shall be rendered quarterly, in duplicate, under such regulations as may be prescribed by the Attorney General, and transmitted to the clerk of the United States district court for the district in which the commissioner resides, who shall file the duplicate in his office and transmit the original to the Attorney General. The approval of the court as to the accounts of marshals and commissioners shall not be required."

Approved, May 29, 1928.

May 29, 1928.

[H. R. 7354.]

[Public, No. 617.]

Postal Service.  
Reclassification of salaries.  
Vol. 43, p. 1060, amended.

U. S. Code, p. 1243.

Mechanics' helpers.  
*Provido.*  
Promotion to general mechanics or special mechanics.

**CHAP. 907.**—An Act To allow the Postmaster General to promote mechanics' helpers to the first grade of special mechanics.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the third paragraph of section 6 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 (Forty-third Statutes at Large, page 1060, United States Code, title 39, section 116, paragraph 2), is amended to read as follows:

"Mechanics' helpers employed in the motor-vehicle service shall receive a salary of \$1,600 per annum: *Provided,* That on and after the passage of the Salary Reclassification Act of February 28, 1925, and upon the presentation of satisfactory evidence of their qualifications after one year's service, mechanics' helpers may be promoted to the first grade of general mechanics or special mechanics, as vacancies occur."

Approved, May 29, 1928.

May 29, 1928.

[H. R. 6885.]

[Public, No. 618.]

District of Columbia.  
Employment of minors, regulated.  
Work prohibited by, if under 14.

**CHAP. 908.**—An Act To regulate the employment of minors within the District of Columbia.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That no child under fourteen years of age shall be employed, permitted, or suffered to work in the District of Columbia, in, about, or in connection with any gainful occupation, with the exemption of housework performed outside of school hours in the home of the child's parent or legal guardian or agricultural work performed outside of school hours in connection with the child's own home and directly for the child's

parent or legal guardian: *Provided*, That boys ten years of age and over may be employed outside of school hours in the distribution or sale of newspapers, subject to the provisions of sections 17 to 24 of this Act.

*Proviso.*  
Distributing, etc., newspapers out of school hours, allowed.

SEC. 2. No minor under eighteen years of age shall be employed, permitted, or suffered to work in, about, or in connection with any gainful occupation, except in agricultural work, or housework, or in the distribution or sale of newspapers, as specified in section 1 of this Act, and except in newspapers stuffing, subject to the provisions of section 17 of this Act, more than six consecutive days in any one week, or more than forty-eight hours in any one week, or more than eight hours in any one day, nor shall any girl under eighteen years of age or boy under sixteen years of age be so employed, permitted, or suffered to work before the hour of seven o'clock in the morning or after the hour of seven o'clock in the evening of any day, nor shall any boy between sixteen and eighteen years of age be so employed before the hour of six o'clock in the morning or after the hour of ten o'clock in the evening of any day. Every employer shall post and keep conspicuously posted in the establishment, in or about which any minor is employed, permitted, or suffered to work, a printed notice, furnished by the official authorized to enforce this Act, setting forth the legal regulations governing the employment and hours of work of minors and occupations prohibited to minors in such establishments, and, in addition, shall keep accessible in the place of employment a list of minors under eighteen employed, permitted, or suffered to work, and an accurate time record showing the hours of beginning and ending work each day and the hours when the time allowed for meals begins and ends for said minors. The presence of any such minor in the place of work for a longer time in the day or week than stated in the printed regulation hours shall be prima facie evidence of a violation of the provisions of this section.

Restriction on minors under 18, of hours of employment.

Regulations to be posted in establishments by employers.

List of minors employed, time record, etc.

Evidence of violations.

SEC. 3. No minor shall be employed, permitted, or suffered to work in any place of employment, or at any employment, dangerous or prejudicial to the life, health, safety or welfare of such minor. It shall be the duty of the Board of Education of the District of Columbia, and the said board shall have power, jurisdiction, and authority, after hearing duly held, to issue general or special orders prohibiting the employment of such minors in any employment or at any place of employment dangerous or prejudicial to the life, health, safety, or welfare of such minors: *Provided*, That no such order shall permit the employment of any minor at any employment specified in sections 4 to 7 of this Act at a lower age than the age therein specified.

Work in any place dangerous to health, forbidden.  
Orders prohibiting, to be issued.

*Proviso.*  
Employments specified.

Occupations forbidden minors under 16.

SEC. 4. No minor under sixteen years of age shall be employed, permitted, or suffered to work at any of the following occupations: (1) In the operation of any machinery operated by power other than hand or foot power; or (2) in oiling, wiping, or cleaning machinery or assisting therein.

Under 18.

SEC. 5. No minor under eighteen years of age shall be employed, permitted, or suffered to work (1) at operating any freight or passenger elevator, or (2) in any quarry, tunnel, or excavation, or (3) in any tobacco warehouse or cigar or other factory or place where tobacco is manufactured or prepared. No girl under the age of eighteen years shall be employed, permitted, or suffered to work in any retail cigar or tobacco store, or in any hotel or for any apartment house, or as an usher, attendant, or ticket seller in any theater or place of amusement, or as a messenger in the distribution or delivery of goods or messages for any person, firm, or corporation engaged in the business of transmitting or delivering messages.

Girls under 18.

Males between 18 and 21 delivering messages, during forbidden hours.

Females.

Allowing minor under 16, to be employed as acrobat, beggar, street musician, etc.

Employment between 14 and 18 forbidden unless employer procures, etc., a work or vacation permit.

Casual work without permit allowed.

Provisos.  
Limitation.

If employment not specifically prohibited.

Work or vacation permits.  
Issued only by school attendance, etc., officer.  
Vol. 43, p. 806.

Contents, etc.

Record to be kept.

SEC. 6. No male between the ages of eighteen and twenty-one shall be employed, permitted, or suffered to work as a messenger for any person, firm, or corporation engaged in the business of transmitting or delivering messages before five o'clock in the morning or after twelve o'clock midnight of any day nor shall any female between the ages of eighteen and twenty-one be so employed before the hour of six o'clock in the morning, or after the hour of seven o'clock in the evening of any day.

SEC. 7. No person having in his custody or control a minor under the age of sixteen years shall employ, exhibit, apprentice, sell, give away, or in any way dispose of such minor with a view to such minor being employed as an acrobat, or a gymnast, or a contortionist, or ropewalker, or in any exhibition of like character, or as a beggar, or street singer, or musician, or cause or procure such minor to be so engaged.

SEC. 8. No minor between fourteen and eighteen years of age shall be employed, permitted, or suffered to work in, about, or in connection with any gainful occupation, except in agricultural work or housework as specified in section 1 of this Act, unless his employer procures and keeps on file and accessible to any attendance officer, inspector, or other person authorized to enforce this Act a work or vacation permit issued as hereinafter prescribed, except that children between fourteen and eighteen years of age may be employed without a permit outside of school hours in irregular or casual work usual to the home of the employer: *Provided*, That such employment shall not be in connection with nor form a part of the business, trade, profession, or occupation of the employer: *And provided further*, That such employment shall not be specifically prohibited by any provision of this Act or by any order issued under the authority of section 3 of this Act.

SEC. 9. The work or vacation permit required by this Act shall be issued only by the director of the department of school attendance and work permits created under the board of education according to the provisions of the Act of Congress, approved February 4, 1925, entitled "An Act to provide for compulsory school attendance, for the taking of a school census in the District of Columbia, and for other purposes," or by any person duly authorized by said director, and shall state the name, sex, color, date, and place of birth, and place of residence of the minor, the grade last completed by said minor, and the kind of evidence of age accepted, and such other details as may be necessary for the identification of the minor. It shall certify that all the requirements for issuing a work or vacation permit under the provisions of this Act have been fulfilled and shall be signed by the person issuing it. It shall state the name and address of the employer for whom and the nature of the specific occupation in which the work permit authorizes the minor to be employed, and no permit shall be valid except for the employer so named and for the occupation so designated. It shall bear a number, shall show the date of its issue, and shall be signed by the minor for whom it is issued in the presence of the person issuing it, and shall be mailed to the employer by the issuing officer, and in no case given to the minor. A record giving in full for each applicant the facts with reference to his sex, color, date, and place of birth, name and address of parent, guardian, or custodian, name and address of employer, and nature of the specific occupation in which the minor is to be employed, grade and school last attended, evidence of age, and date of issuance or date of refusal of certificate, with reason, shall be kept in the department of school attendance and work permits, together with the physician's certificate of physical fitness, the school record, and the employer's statement of inten-

tion to employ the child. Lists shall be sent weekly to each school during the school term giving the names and addresses of all children from that school to whom permits have been issued or refused.

Weekly lists of, to the schools.

SEC. 10. The officer authorized in section 9 of this Act to issue work or vacation permits shall issue such permits only upon the application in person of the minor desiring employment, accompanied, if said minor is under sixteen years of age, by his parent, guardian, or custodian, and after having received, examined, and approved and filed the following papers, namely:

Applications required for permits.

(a) A statement signed by the prospective employer or by some one duly authorized on his behalf, stating that he expects to give such minor present employment, setting forth the specific nature of the occupation in which he intends to employ such minor, and the number of hours per day and of days per week which said minor shall be employed, and agreeing to send the notice of the commencement of employment, and to return the permit according to the provisions of this Act.

Accompanying papers, etc., to be filed.

From employer. Details.

(b) Evidence of age as provided in section 11 of this Act, showing that the minor is at least fourteen years of age.

Evidence of age.

(c) A certificate of physical fitness, if such minor is under sixteen years of age; otherwise no such certificate of physical fitness shall be required. Such certificate of physical fitness shall be signed by a medical inspector of the public schools of the District of Columbia, assigned by the board of health for such purpose. It shall show the height and weight of the minor and shall state that the said minor has been thoroughly examined by the said physician at the time of his application for a permit, has attained the normal development of a minor of his age and is in sound health, and is physically qualified for the employment specified in the statement submitted in accordance with the requirements of this Act.

Physical fitness certificate.

By medical inspector of public schools.

Details of certificate.

(d) A school record, if such minor is under sixteen years of age; otherwise no such record shall be required. Such school record shall be filled out and signed by the teacher of the class last attended by the minor and countersigned by the principal of the school, public, private, or parochial, which the minor has last attended or by some one duly authorized by him: *Provided*, That the signature of the teacher shall not be required in the case of a school record filled out during the summer vacation period of the public schools. It shall certify that the said minor is able to read and write correctly sentences in the English language, has satisfactorily completed the eighth grade of the elementary school course prescribed for the public schools in the District of Columbia, or has regularly received in a private or parochial school instruction deemed equivalent by the Board of Education to that prescribed for the completion of the eighth grade in the public schools. Such school record shall give also the full name, date of birth, grade last completed, and residence of the minor as shown on the records of the school.

School record if under 16. Issue by minor's teacher, etc.

Proviso. Summer vacation record.

Contents.

SEC. 11. The evidence of age required by this Act shall consist of one of the following proofs of age, which shall be required in the order herein designated:

Proofs of age required.

(a) A birth certificate or attested transcript issued by a registrar of vital statistics or other officer charged with the duty of recording births.

Birth certificate.

(b) A baptismal record or duly certified transcript thereof showing the date of birth and place of baptism of the minor.

Baptismal record.

(c) A bona fide contemporary record of the date and place of the child's birth kept in the Bible in which the records of the births in the family of the child are preserved, or other documentary evidence satisfactory to the director of the department of school attendance and work permits, such as a passport showing the age of the child,

Family record, etc.

a certificate of arrival in the United States issued by the United States immigration officers and showing the age of the child, or a life-insurance policy: *Provided*, That such other satisfactory documentary evidence has been in existence at least one year prior to the time it is offered in evidence: *And provided further*, That a school record or a parent's, guardian's, or custodian's affidavit, certificate, or other written statement of age shall not be accepted except as specified in paragraph (d).

*Proviso.*  
Existence of documentary evidence.

Additions required to school, etc., record of age.

Certificate of school medical inspector.

Affidavit of parent, etc.

Birth certificate accepted as preferred proof.

Others, if such can not be obtained.

Effect, if preferred proof obtained.

Vacation permits. Authority for issue thereof.

Difference in color, etc.

Employer receiving permit to give notice of employment and termination.

Effect of failure, etc.

Evidence required of employer that minor without permit has reached 18.

(d) A certificate of physical age, signed by a medical inspector of the public schools assigned by the board of health for such purposes and based upon a physical examination, which shall state the height and weight of such minor and other evidence upon which the opinion as to the age of such minor is founded. A parent's, guardian's, or custodian's affidavit of age, and a record of the age as given in the register of the school first attended by the minor, if obtainable, or in the earliest available school census, shall accompany the physician's certificate of age. And no work or vacation permit shall be issued if any of the above possible sources shows the minor to be under the age of fourteen.

The proof of age specified in subdivision (a) shall be accepted in preference to that specified in any subsequent subdivision, and no proof of age permitted by any subsequent subdivision shall be accepted unless there be received and filed substantial evidence that the proof required by the preceding subdivisions can not be obtained. Should such preferred proof of age be later procured, or if subsequent proof of age shall be procured and shall conclusively establish the falsity of the proof previously accepted, the director of the department of school attendance and work permits shall cancel the permit and issue or refuse a new one according to the age thus established.

SEC. 12. The director of the department of school attendance and work permits, or any person duly authorized by him, shall have authority to issue a vacation permit to a minor between the age of fourteen and sixteen years, permitting employment during the regular summer vacation period of the public schools, or during the school term at such time as the public schools are not in session, if the age of such minor has been proved according to section 11 of this Act, and such minor has in all other respects, except as to completion of the eighth grade, fulfilled the requirements for a work permit specified in this Act. These permits shall be different in color from the work permit allowing employment while school is in session and shall state the periods during which its use is valid.

SEC. 13. Every employer receiving a work or vacation permit shall notify the department in writing within three days of the time of the commencement of the employment of such minor, and within three days after termination of the employment shall return said permit to the department. Failure to so notify shall be cause for the cancellation of the permit; and failure to so return it shall be cause for the refusal of further permits upon the application of such employer. Returned permits shall be filed and the proper school authorities notified. A new certificate shall not be issued to any minor except upon presentation of a new promise of employment and a new certificate of physical fitness.

SEC. 14. Whenever any person authorized to enforce this Act shall have reason to doubt that any minor employed in any occupation for which a permit is required by this Act, and for whom a work permit or vacation permit is not on file, has reached the age of eighteen years, such person may make demand on such minor's employer that such employer shall either furnish him within ten days the evidence required for a work permit showing that the minor



is in fact eighteen years of age, or shall refuse to employ or permit or suffer such child to work. In case such evidence is not furnished to such person within ten days after such demand, the employer shall not thereafter continue to employ such minor or permit or suffer such minor to work in such establishment. Proof of the making of such demand and of failure to deliver such proof of age shall be prima facie evidence, in any prosecution brought for violation of this Act, that such minor is under eighteen years of age and is unlawfully employed.

If not furnished, employment not to continue.

Proof of unlawful employment.

SEC. 15. Whoever employs or permits or suffers any minor to be employed or to work in violation of any of the provisions of sections 1 to 14, inclusive, of this Act, or of any order issued under the provisions of section 3 of this Act, or interferes with, obstructs, or hinders the department enforcing the child labor law, its officers or agents, or any other person authorized to inspect places of employment under this Act, and whoever, having under his control or custody any minor, permits or suffers him to be employed or to work in violation of any of the provisions of sections 1 to 14, inclusive, of this Act, shall for a first offense be punished by a fine of not less than \$25 nor more than \$100, or by imprisonment not less than ten days nor more than thirty days, or in the discretion of the court by both such fine and imprisonment, and for any subsequent offense shall be punished by a fine of not less than \$50 nor more than \$200, or by imprisonment not less than thirty days nor more than ninety days, or in the discretion of the court by both such fine and imprisonment. Every day during which any violation of this Act continues shall constitute a separate and distinct offense.

Punishment for violations.

For first offense.

For any subsequent offense.

SEC. 16. It shall be the duty of the director of the department of school attendance and work permits organized under the Board of Education of the District of Columbia and of the authorized inspectors and agents of said department to cause all the provisions of this Act to be enforced, to make complaints against persons violating its provisions, and to prosecute violations of the same. The director of the said department, its inspectors, and agents are empowered and instructed to visit and inspect at any time, and as often as shall be necessary in order effectively to enforce the provisions of this Act, all places where minors are employed, and shall have authority to enter any place or establishment covered by the terms of this Act, and to have access to work or vacation permits kept on file by the employer and such other records as may aid in the enforcement of this Act. All persons authorized to issue certificates of physical fitness and all attendance officers and probation officers are likewise empowered to visit and inspect at all reasonable hours all places where minors may be employed.

Enforcement provisions.

Authority of school officers, etc.

SEC. 17. No boy under sixteen years of age shall be employed in the stuffing of newspapers, nor shall the work of any boy between the ages of sixteen and eighteen so employed exceed forty hours in any one week, nor shall he be employed on more than one night in any one week. No boy under twelve years of age and no girl under eighteen years of age shall distribute, sell, expose, or offer for sale any newspapers, magazines, periodicals, or any other articles or merchandise of any description, or distribute handbills or circulars, in any street or public place, or exercise the trade of bootblack or any other trade, in any street or public place: *Provided*, That the provisions of this Act shall not apply to boys ten years of age and over engaged in the distribution of newspapers, magazines, or periodicals on fixed routes.

Restriction of boys under 16.

Sales in street, etc., by boys under 12 or girls under 18, forbidden.

Proviso. Not applicable to fixed routes distribution.

Prohibited hours.

SEC. 18. No boy under sixteen years of age shall work or shall be employed or permitted or suffered to work at any of the trades or occupations mentioned in section 17 of this Act, in any street or

public place after the hour of seven postmeridian or before the hour of six antimeridian, or, unless holding a work permit issued in accordance with the provisions of this Act, during the hours when the public schools are in session.

Wearing of badge required by boys under 16.

SEC. 19. No boy under sixteen years of age shall work at any time, or be employed or permitted or suffered to work at any time, in any of the trades or occupations mentioned in section 17 of this Act, unless he shall have procured and shall carry on his person in plain sight while so working a badge as hereinafter provided, issued by the director of the department of school attendance and work permits, or some person duly authorized by him, and unless he complies with all the legal requirements concerning school attendance.

Issue of street-trades badge.

SEC. 20. The officer authorized by this Act to issue street-trades badges shall issue such a badge only upon application of the minor desiring it, accompanied by the parent, guardian, or custodian of such minor, and after having received, examined, approved, and filed the following papers: (1) Evidence that the minor is of the age required by section 17, which shall consist of the same evidence as is required for a work permit under this Act; (2) evidence of physical fitness, which shall consist of a certificate of physical fitness issued as required for a work permit under this Act; (3) a statement signed by the principal of the school and the teacher of the class which the minor is attending, stating that such minor is regularly enrolled in school and showing the grade such minor has attained, and certifying that in their opinion the minor is physically and mentally qualified to undertake the work contemplated without retarding his progress in school: *Provided*, That a work permit issued as required by this Act may be accepted by the issuing officer in lieu of any other requirements for said badge.

Requirements of applications for.

*Proviso.*  
Acceptance of work permit.

SEC. 21. Such badge shall bear a number, and every such badge on its reverse side shall be signed in the presence of the officer issuing the same by the minor in whose name it is issued, and shall contain the minor's address and date of birth and such other information as the officer issuing the same shall deem necessary. A complete record of badges issued and refused, and of the facts relating thereto, including the name and address of the parent, guardian, or custodian, the height and weight of the minor, the day, year, and month of birth of the minor, the date of issuance and kind of evidence of age accepted, and school grade and name of school attended, shall be kept in the office of the director of the department of school attendance and work permits. No minor to whom such badge is issued shall give, lend, sell, or otherwise transfer it to any other person, or be engaged in any of the trades or occupations mentioned in this section without having conspicuously on his person such badge, and he shall exhibit the same upon demand to any police or attendance officer, or to any person charged with the duty of enforcing this Act. Lists shall be sent weekly to each school during the school term, giving the names and addresses of all minors to whom street trades badges have been issued and refused. The principal of each school shall keep a complete list of all minors in his school to whom badges, as herein required, have been issued, and whenever in the opinion of said principal the possession of any such permit and badge is detrimental to the school standing or well-being of any such minor, shall recommend to the officer issuing the same that the badge of such minor be revoked. All such badges shall expire annually on the 1st day of January. The color of the badge shall be changed each calendar year.

Contents of badge.

Record of, to be kept.

Transfer, etc., for-  
bidden.  
Wearing, etc., re-  
quired.

Lists to schools,  
weekly, etc.

Annual expiration.

Violations by minors.

SEC. 22. Any minor who shall engage in any of the trades or occupations mentioned in section 17, in violation of any of the

provisions of section 17 to 24 of this Act, shall for the first offense be warned by the director of the department of school attendance and work permits and the parent, guardian, or custodian of such minor shall be notified. For any subsequent violation, while under the care of said parent, guardian, or custodian, and with his or her knowledge or consent, said minor may, in the discretion of the court, be deemed to be lacking in proper parental care and guardianship, and may on petition filed for that purpose, and in the discretion of the court, be committed to the board of public welfare of the District of Columbia until twenty-one years of age or for a shorter period as the court may see fit, the said board of public welfare being hereby expressly authorized and required to receive minors so committed. The court may, instead of immediate commitment, suspend the imposition or execution of judgment of commitment, or may, after partial hearing and instead of proceeding to judgment, suspend further proceedings without judgment, with the consent of the parent, guardian, or custodian of said minor, and in either event may assign a probation officer of the juvenile court to exercise probationary supervision over said minor, said probationary supervision to continue in force and the said minor to remain under the jurisdiction and control of the court as a ward of the court until said minor attains the age of seventeen years, or unless sooner discharged by order of the court or committed to said board of public welfare, the court hereby being given power to withdraw said case from said probationary supervision at any time during said probation period, and after a hearing may commit said minor at once to the said board if, in the opinion of the court, the best interests and welfare of said minor shall so require. Upon the recommendation of the principal or chief executive officer of the school which such minor is attending or upon the complaint of any school attendance officer, or any officer authorized to enforce this Act, the badge of any minor who violates any provision of this Act, or who becomes delinquent, or who fails to comply with all the legal requirements concerning school attendance, may be revoked by the director of the department of school attendance and work permits for such period as the said officer may require; and upon revocation said officer shall so notify the parent, guardian, or custodian having such minor in charge, and it shall thereupon become the duty of said parent, guardian, or custodian to surrender or require said minor to surrender said badge to the said officer. After notice to such minor and his parent, guardian, or custodian of revocation of such badge, he shall be deemed to be in the same status as a minor without a badge. The refusal of any such minor to surrender his badge upon such revocation shall be deemed a violation of this Act.

SEC. 23. Any person who, either for himself or as agent of any other person, or of any firm, corporation, or company, furnishes or sells or offers for sale to any minor under sixteen any article of any description to be used for the purpose of sale or distribution in any public place, shall first ascertain that said minor wears his own badge in plain sight as herein provided, and if said minor has no badge, no article shall be furnished or sold to him. Any person who fails to comply with the foregoing provision, or who furnishes or sells or offers for sale to any minor any article of any description, with the knowledge that he intends to sell or distribute such article in violation of any provision of this Act, or after having received written notice from any officer charged with the enforcement of this Act, that such minor is selling such article in violation of any provision of said Act, or any person who procures any minor to violate any provision of said Act, shall for a first offense be punished by a fine of not less than \$25 nor more than \$100, or by imprisonment

For first offense.

Action of court, etc., for subsequent violations.

Supervision by probation officer of juvenile court, etc.

Revocation of badge, etc.

Notification to parent, etc.

Effect of revocation.

Refusal to surrender, a violation.

Person offering minor under 16 an article to be sold in a public place, must ascertain if minor wears his own badge.

Punishment for failure to comply, etc.

For first offense.

Any subsequent offense.

Punishment for permitting violation by minor.

Loitering around newspaper offices, etc., during school hours forbidden.

Punishment for permitting, by proprietors, etc.

Inspectors, etc., to be appointed.

Proviso. Competitive examinations, etc., for.

Jurisdiction of juvenile court.

Former Act, etc., repealed. Vol. 35, p. 420, repealed.

Invalidity of any provision not to affect remainder of Act.

Supervision of Board of Education.

Effective July 1, 1928.

for not less than ten nor more than thirty days, or by both such fine and imprisonment, and for any subsequent offense shall be punished by a fine of not less than \$50 nor more than \$200, or by imprisonment for not less than thirty nor more than ninety days, or by both such fine and imprisonment. Whoever, having under his control or custody any minor, permits or consents to the violation by such minor of any of the provisions of sections 17 to 23, inclusive, of this Act, shall for a first offense be punished by a fine of not less than \$5 nor more than \$100, or by imprisonment of not less than five nor more than thirty days, or by both such fine and imprisonment, and for any subsequent offense shall be punished by a fine of not less than \$10 nor more than \$100, or by imprisonment for not less than ten nor more than sixty days, or by both such fine and imprisonment.

SEC. 24. No boy under the age of sixteen years required by law to attend school shall be permitted by any newspaper publisher or printer or person having for sale newspapers or periodicals of any character, to loiter or remain around any salesroom, assembly room, circulation room, or office for the sale of newspapers, between the hours of the opening of school in the forenoon and the close of school in the afternoon, on days when school is in session. Any newspaper publisher, printer, circulation agent, or seller of newspapers shall, upon conviction of permitting newsboys to loiter or remain around any assembly room, circulation room, salesroom, or office where papers are distributed or sold during such hours, be punished by a fine of not less than \$25 nor more than \$100, or by imprisonment for not less than ten days or more than thirty days.

SEC. 25. The Board of Education of the District of Columbia is hereby authorized, empowered, and directed to appoint such a number of inspectors, clerks, and other assistants as shall be necessary to carry out the provisions of this Act: *Provided*, That at least two inspectors shall be so appointed. Such appointments shall be made from a list of applicants obtained from open competitive examinations conducted by the boards of examiners of the Board of Education designed to test the fitness of the applicant for the duties to be performed.

SEC. 26. The juvenile court of the District of Columbia is hereby given jurisdiction in all cases arising under this Act.

SEC. 27. The Act of Congress approved May 28, 1908, entitled "An Act to regulate the employment of child labor in the District of Columbia," and all other Acts or parts of Acts inconsistent herewith, are hereby repealed.

SEC. 28. If any provision of this Act or the application of such provision to certain circumstances be held invalid, the remainder of the Act and the application of such provision to circumstances other than those as to which it is held invalid shall not be affected thereby.

SEC. 29. The Board of Education shall exercise general supervision and appellate jurisdiction over the agents and employees of said board engaged in the execution of this Act.

SEC. 30. This Act shall take effect on the 1st day of July, 1928.

Approved, May 29, 1928.

May 29, 1928.  
[H. R. 6669.]  
[Public, No. 619.]

CHAP. 909.—An Act Fixing the salary of the Public Printer and the Deputy Public Printer.

Public Printer and Deputy. Salaries of, fixed.

*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 the salary of the Public Printer shall be

\$10,000 per annum and the salary of the Deputy Public Printer shall be \$7,500 per annum.

Approved, May 29, 1928.

**CHAP. 910.**—An Act To authorize preparation and publication of supplements to the Code of Laws of the United States with perfecting amendments, printing of bills to codify the laws relating to the District of Columbia and of such code and of supplements thereto, and for distribution.

May 29, 1928.  
[H. R. 13621.]  
[Public, No. 620.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That there be prepared and published under the supervision of the Committee on Revision of the Laws of the House of Representatives a supplement to the Code of Laws of the United States in one volume, in the style and form of said code, to contain the general and permanent laws of the United States enacted during the Sixty-ninth Congress and in force December 5, 1927, a restatement of such statutes or parts of statutes as were inaccurately set forth in the code, and statutes of a general and permanent nature in force December 6, 1925, omitted from the code, and other perfecting amendments to the code, together with preface, table of contents, parallel reference tables, table of statutes repealed since December 6, 1925, and indexes on durable paper and bound in buckram with thumb inserts and other devices to distinguish the parts, and with such explanatory and advertising slips as seem suitable.

Supplement to Code of the Laws of the United States.

Preparation and publication of, authorized.

Contents.

Post, p. 1540.

**SEC. 2.** That in addition there be prepared and published under the supervision of said committee a supplement containing the general and permanent laws of each session of the Seventieth and succeeding Congresses, cumulatively embracing the legislation and ancillaries of the preceding supplement or supplements.

Supplements of general and permanent laws of 70th and succeeding Congresses, to be prepared in addition.

Post, p. 1541.

**SEC. 3.** That said committee is hereby authorized to print bills to codify, revise, and reenact the general and permanent laws relating to the District of Columbia and cumulative supplements thereto, similar in style, respectively, to the Code of Laws of the United States, and supplements thereto, and to so continue until final enactment thereof in both Houses of the Congress of the United States.

Bills to codify, etc., general and permanent laws of District of Columbia, authorized to be printed.

**SEC. 4.** That in all courts, tribunals, and public offices of the United States, at home or abroad, of the District of Columbia, and of each State, Territory, or insular possession of the United States, the laws set forth in the supplements provided for by sections 1 and 2 of this Act shall, together with the Code of Laws of the United States, so amended and supplemented, establish prima facie the laws of the United States, general and permanent in their nature.

Laws in the Code and supplements prima facie evidence of the laws of the United States.

**SEC. 5.** That copies of the Code of Laws relating to the District of Columbia, when and if completed, and copies of the supplements provided for by this Act, printed at the Government Printing Office and bearing its imprint, shall be conclusive evidence of the original of such code and supplements in the custody of the Secretary of State.

Copies of the Code of Laws of District of Columbia, and supplements, conclusive evidence of the originals.

**SEC. 6.** That copies of the Code of Laws relating to the District of Columbia, when and if completed, and of the supplements provided for by this Act shall be distributed by the Superintendent of Documents in the same manner as bound volumes of the Statutes at Large: *Provided*, That no slip or pamphlet copies of the Code of Laws relating to the District of Columbia, when and if completed, and of the supplements provided for by this Act need be printed or distributed: *And provided further*, That the Code of Laws relating to the District of Columbia, when and if completed, and the supplements provided for by this Act shall, upon enactment, be published as separate parts of the Statutes at Large.

Distribution of the District Code and supplements.

*Provisos.*  
No slip copies, etc., to be printed.

To be separate parts of Statutes at Large.

Additional bound copies to be printed, etc., of the District of Columbia Code.

**Distribution.**

One copy of each Code and their supplements to each Senator and Representative applying therefor at the first session of each Congress.

*Provisos.*  
For personal use exclusively.

Only one copy during his term of service.

Revised Statutes distribution repealed.  
Vol. 32, p. 631, repealed.  
Additional annual appropriation authorized.  
*Post*, p. 1608.

SEC. 7. That in addition to quotas provided for by section 6 of this Act there shall be printed, published, and distributed of the Code of Laws relating to the District of Columbia, when and if completed, with tables, index, and other ancillaries, suitably bound and with thumb inserts and other convenient devices to distinguish the parts, and of the supplements to both codes as provided for by this Act, ten copies of each for each Member of the Senate and House of Representatives of the Congress in which the original authorized publication is made, for his use and distribution, and in addition for the Committee on Revision of the Laws of the House of Representatives and the Committee on the Judiciary of the Senate a number of bound copies of each equal to ten times the number of members of such committees, and one bound copy of each for the use of each committee of the Senate and House of Representatives.

SEC. 8. That in addition the Superintendent of Documents shall, at the beginning of the first session of each Congress, supply to each Senator and Representative in such Congress, who may in writing apply for the same, one copy each of the Code of Laws of the United States, the Code of Laws relating to the District of Columbia, when and if completed, and the latest supplement to each code: *Provided*, That such applicant shall certify in his written application for the same that the volume or volumes for which he applies is intended for his personal use exclusively: *And provided further*, That no Senator or Representative during his term of service shall receive under this section more than one copy each of the volumes enumerated herein.

SEC. 9. Section 5 of the Act of July 1, 1902 (Thirty-second Statutes at Large, page 631), is hereby repealed.

SEC. 10. That for preparation and editing an annual appropriation of \$6,500, in addition to appropriations for the Code of Laws relating to the District of Columbia, is hereby authorized to carry out the purposes of this Act.

Approved, May 29, 1928.

May 29, 1928.

[H. R. 13622.]

[Public, No. 621.]

**CHAP. 911.**—An Act To amend and supplement the Code of the Laws of the United States of America.

(This Act is printed in a separate volume entitled "Supplement I to The Code of the Laws of the United States of America".)

May 29, 1928.

[S. 1191.]

[Public, No. 622.]

**CHAP. 912.**—An Act To amend an Act of March 3, 1885, entitled "An Act providing for allotment of lands in severalty to the Indians residing upon the Umatilla Reservation, in the State of Oregon, and granting patents therefor, and for other purposes."

Umatilla Reservation, Oreg.  
Undisposed lands of, withheld from sale, for use as tribal grazing grounds.  
Vol. 23, p. 342.

*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 March 3, 1885 (Twenty-third Statutes at Large, page 340), be, and the same hereby is, amended so as to authorize the Secretary of the Interior to withhold from sale or disposition, for use as tribal grazing grounds, all unentered and undisposed of lands in township 2 south, ranges 34 and 35 east of the Willamette meridian, Oregon, formerly a part of the Umatilla Reservation.

Approved, May 29, 1928.

**CHAP. 913.**—Joint Resolution Providing for the erection of a public historical museum on the site of Fort Defiance, Defiance, Ohio.

May 29, 1928.  
[S. J. Res. 82.]  
[Pub. Res., No. 60.]

*Resolved 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 (1) to cooperate with the proper official of the State of Ohio, in selecting a site in the public park maintained by the State of Ohio on the site of Fort Defiance, at Defiance, Ohio, and (2) to construct thereon, as a memorial to General Anthony Wayne, a public museum suitable for housing a collection of historical relics which is already available; but such museum shall not be constructed until the State of Ohio has made adequate provision for its care and maintenance, and the Secretary of War may, in his discretion, suspend all construction under this Act until the State of Ohio has made available the sum of \$50,000, to be used in the construction of such museum.

Fort Defiance, Ohio. Cooperation directed with Ohio in selecting site for public museum as memorial to General Anthony Wayne, in public park in.

Care, etc., by Ohio.

Construction suspended until sum from Ohio available.

Approval of plans.

SEC. 2. The plans for such museum shall be subject to the approval of the National Commission of Fine Arts.

SEC. 3. There is hereby authorized to be appropriated the sum of \$25,000, or so much thereof as may be necessary, to carry out the provisions of this Act.

Sum authorized to be appropriated.  
Post, p. 1666.

Approved, May 29, 1928.

**CHAP. 914.**—Joint Resolution Relating to the immigration of certain relatives of United States citizens and of aliens lawfully admitted to the United States.

May 29, 1928.  
[S. J. Res. 5.]  
[Pub. Res., No. 61.]

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled,* That section 4 of the Immigration Act of 1924 is amended by striking out the word "or" at the end of subdivision (d) and by striking out the period at the end of subdivision (e) and inserting in lieu thereof a semicolon and the word "or" and by adding after subdivision (e) a new subdivision to read as follows:

Immigration Act of 1924.  
Nonquota immigrants.  
Vol. 43, p. 155, amended.

New subdivision.

"(f) A woman who was a citizen of the United States and who prior to September 22, 1922, lost her citizenship by reason of her marriage to an alien, but at the time of her application for an immigration visa is unmarried."

Woman who lost her citizenship by marriage to an alien, but is unmarried when immigration visa applied for.

SEC. 2. Subdivision (a) of section 4 of the Immigration Act of 1924 is amended to read as follows:

Vol. 43, p. 155, amended.

"(a) An immigrant who is the unmarried child under twenty-one years of age, or the wife, of a citizen of the United States, or the husband of a citizen of the United States by a marriage occurring prior to June 1, 1928;"

Minor child, wife of a citizen, or husband of a citizen by marriage prior to June 1, 1928.

SEC. 3. Section 6 of the Immigration Act of 1924 is amended, to take effect July 1, 1928, to read as follows:

Quota preferences.  
Vol. 43, p. 155, amended.

"SEC. 6. (a) Immigration visas to quota immigrants shall be issued in each fiscal year as follows:

Issue of visas each fiscal year.

"(1) Fifty per centum of the quota of each nationality for such year shall be made available in such year for the issuance of immigration visas to the following classes of immigrants, without priority of preference as between such classes: (A) Quota immigrants who are the fathers or the mothers, or the husbands by marriage occurring after May 31, 1928, of citizens of the United States who are twenty-one years of age or over; and (B) in the case of any nationality the quota for which is three hundred or more, quota immigrants who are skilled in agriculture, and the wives, and the dependent children under the age of eighteen years, of such immigrants skilled in agriculture, if accompanying or following to join them.

Available for 50 per cent of the year's quota of each nationality, for specified classes.

Fathers, mothers, etc., of citizens who are 21 years old or over.

If quota 300 or more, agriculturists, their wives and minor children.

Availability of remainder of quota to unmarried minor children or wives of permanent alien residents.

Portion not required for specified classes available to other quota immigrants.

Month of issue, for preference rights.

"(2) The remainder of the quota of each nationality for such year, plus any portion of the 50 per centum referred to in paragraph (1) not required in such year for the issuance of immigration visas to the classes specified in such paragraph, shall be made available in such year for the issuance of immigration visas to quota immigrants of such nationality who are the unmarried children under twenty-one years of age, or the wives, of alien residents of the United States who were lawfully admitted to the United States for permanent residence.

"(3) Any portion of the quota of each nationality for such year not required for the issuance of immigration visas to the classes specified in paragraphs (1) and (2) shall be made available in such year for the issuance of immigration visas to other quota immigrants of such nationality.

"(b) The preference provided in paragraphs (1) and (2) of subdivision (a) shall, in the case of quota immigrants of any nationality, be given in the calendar month in which the right to preference is established, if the number of immigration visas which may be issued in such month to quota immigrants of such nationality has not already been issued; otherwise, in the next calendar month."

Approved, May 29, 1928.

May 29, 1928.  
[S. J. Res. 130.]

[Pub. Res., No. 62.]

Alabama National Forest.  
Preamble.  
Vol. 36, p. 962.

**CHAP. 915.**—Joint Resolution Suspending certain provisions of law in connection with the acquisition of lands within the Alabama National Forest.

Whereas section 7 of the Act of March 1, 1911 (Thirty-sixth Statutes, page 961), provides "That no deed or other instrument of conveyance shall be accepted or approved by the Secretary of Agriculture under this Act until the legislature of the State in which the land lies shall have consented to the acquisition of such land by the United States for the purpose of preserving the navigability of navigable streams"; and

Whereas the State of Alabama by an Act approved November 30, 1907, consented to such acquisitions; and

Whereas the State of Alabama by an Act approved September 28, 1923, repealed the aforesaid Act of November 30, 1907; and

Whereas the Secretary of Agriculture was not informed of said repeal and continued to contract for the purchase of certain lands within the present exterior boundaries of the Alabama National Forest, located in Winston, Lawrence, and Franklin Counties, in the said State of Alabama; and

Whereas the forestry officials of the said State of Alabama approved the policy of consolidation of lands within the present exterior boundaries of the aforesaid Alabama National Forest: Now, therefore, be it

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled,* That the provisions of section 7 requiring the consent of the said State legislature for the acquisition of such lands be and the same are hereby suspended as to any unacquired lands within the present exterior boundaries of the said Alabama National Forest until and including December 31, 1930.

Approved, May 29, 1928.

Requiring consent of State legislature for acquisition of additional lands for, suspended until December 30, 1930.



**CHAP. 916.**—Joint Resolution Authorizing the Secretary of War to receive for instructions at the United States Military Academy at West Point, Jose J. Jimenez, a citizen of Venezuela.

May 29, 1928.  
[S. J. Res. 155.]  
[Pub. Res., No. 63.]

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of War be, and he hereby is, authorized to permit Jose J. Jimenez to receive instruction at the United States Military Academy at West Point: *Provided,* That no expense shall be caused to the United States thereby, and that Jose J. Jimenez shall agree to comply with all regulations for the police and discipline of the academy, to be studious, and to give his utmost efforts to accomplish the courses in the various departments of instruction, and that said Jose J. Jimenez shall not be admitted to the academy until he shall have passed the mental and physical examinations prescribed for candidates from the United States, and that he shall be immediately withdrawn if deficient in studies or in conduct and so recommended by the academic board: *Provided further,* That in the case of said Jose J. Jimenez the provisions of sections 1320 and 1321 of the Revised Statutes shall be suspended.

Jose J. Jimenez, a citizen of Venezuela. Admitted to Military Academy.

*Provisos.*  
No expense.  
Conditions.

Oath and service. R. S., secs. 1320, 1321, p. 227.

Approved, May 29, 1928.

**CHAP. 917.**—Joint Resolution Authorizing the President to invite representatives of foreign governments to attend an international aeronautical conference on civil aeronautics in Washington on December 12, 13, and 14, 1928.

May 29, 1928.  
[S. J. Res. 161.]  
[Pub. Res., No. 64.]

*Resolved 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 and requested to invite representatives of foreign governments to attend an international aeronautical conference on civil aeronautics to be held in Washington, District of Columbia, December 12, 13, and 14, 1928.

International conference on civil aeronautics. Foreign governments invited to attend.

**SEC. 2.** That the sum of \$24,700, or so much thereof as may be necessary, is hereby authorized to be appropriated for the expenses of such meeting, including salaries in the District of Columbia or elsewhere, rent in the District of Columbia, printing and binding, transportation, subsistence or per diem in lieu of subsistence (notwithstanding the provisions of any other Act), contract stenographic reporting services, official cards, and such expenses as may be actually and necessarily incurred by the Government of the United States by reason of such invitation in the observance of proper courtesies.

Sum authorized for expenses for meeting.

Approved, May 29, 1928.

**CHAP. 918.**—Joint Resolution To appoint a Board of Engineers to examine and report upon the dam to be constructed under H. R. 5773, the Boulder Dam bill.

May 29, 1928.  
[S. J. Res. 164.]  
[Pub. Res., No. 65.]

*Resolved 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 appoint a board of five eminent engineers and geologists, at least one of whom shall be an engineer officer of the Army on the active or retired list, to examine the proposed site of the dam to be constructed under the provisions of H. R. 5773, Seventieth Congress, first session, and review the plans and estimates made therefor, and to advise him prior to December 1, 1928, as to matters affecting the safety, the economic and engineering feasibility, and adequacy of the proposed structure and incidental works, the compensation of said board to be fixed by him for each, respectively, but not to exceed \$50 per day

Boulder Dam. Appointment of board of engineers authorized to examine proposed site, plans, etc., of, and report prior to December 1, 1928.

Compensation.

*Proviso.*  
No construction work until plans approved.

Approval of the President.

Expenses from reclamation fund.  
Vol. 32, p. 338.

and necessary traveling expenses, including a per diem of not to exceed \$6, in lieu of subsistence, for each member of the board so employed for the time employed and actually engaged upon such work: *And provided further*, That the work of construction shall not be commenced until plans therefor are approved by said special board of engineers. No authority hereby conferred on the Secretary of the Interior shall be exercised without the President's sanction and approval. The expenses herein authorized shall be paid out of the reclamation fund established by the Act of June 17, 1902.

Approved, May 29, 1928.

May 29, 1928.  
[H. J. Res. 243.]  
[Pub. Res., No. 66.]

**CHAP. 919.**—Joint Resolution To provide for the striking of a medal commemorative of the achievements of Thomas A. Edison in illumining the path of progress through the development and application of inventions that have revolutionized civilization in the last century.

Thomas A. Edison.  
Gold medal to be presented to, commemorative of his achievements.

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled*, That in recognition of the achievements of Thomas A. Edison, the Secretary of the Treasury is authorized and directed to cause to be struck and presented to Thomas A. Edison a gold medal with suitable emblems, devices, and inscriptions to be determined by the Secretary of the Treasury. For such purpose there is authorized to be appropriated the sum of \$1,000.

Sum authorized.  
Post, p. 1614.

Approved, May 29, 1928.

May 29, 1928.  
[H. J. Res. 307.]  
[Pub. Res., No. 67.]

**CHAP. 920.**—Joint Resolution To preserve for development the potential water power and park facilities of the gorge and Great Falls of the Potomac River.

Great Falls of the Potomac River.  
For preservation of natural resources, etc., of no permit to be issued to any private interest for development of water power in the river, until further action of Congress.

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled*, That, in order to preserve for development, in whatever manner Congress may ultimately find most desirable, the natural resources in water, potential water power, and park and recreational facilities afforded by the falls and gorge of the Potomac River near the National Capital, the Federal Power Commission be and hereby is directed not to issue any permit, preliminary or final, to any private interest for the development of water power in the Potomac River between the mouth of Rock Creek and a point four miles upstream from the present intake for the water supply of Washington, until further action of Congress, after consideration of such joint report or separate reports as may be made by the National Capital Park and Planning Commission and the Federal Power Commission as to the best utilization of the said area for the public benefit.

Approved, May 29, 1928.

May 31, 1928.  
[H. R. 10435.]  
[Public, No. 623.]

**CHAP. 992.**—An Act Providing for the extension of the time limitations under which patents were issued in the case of persons who served in the military or naval forces of the United States during the World War.

Patents.  
Application for extension of, by honorably discharged veterans of World War.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That any person who served honorably in the military or naval forces of the United States at any time between April 6, 1917, and November 11, 1918, both dates inclusive, and was subsequently honorably discharged, may within six months after the enactment of this Act, upon payment of a fee of \$20, make application to the Commissioner of Patents, com-

prising a verified statement, accompanied by supporting evidence of the following facts:

Statement of facts required.

(A) That he is the inventor or discoverer of an invention or discovery for which a specified patent was granted prior to the 11th day of November, 1918, the original term of which remains unexpired at the time of the filing of the application.

Patentee of invention granted prior to November 11, 1918, and unexpired.

(B) That between April 6, 1917, and November 11, 1918, and also at the time of the passage of this Act, he held, by ownership or contract, a right in said invention or under said patent or to income by way of royalty or otherwise therefrom, whereby an extension of the term of said patent would benefit him.

Ownership between April 6, 1917, and November 11, 1918.

(C) That between April 6, 1917, and July 2, 1921, he was not receiving from said patent an income, or that his income therefrom was reduced by his said service.

Income reduced, etc., by war service.

(D) That at the time of his induction into the service he was making diligent effort to exploit the invention covered by his patent.

Exploiting invention when inducted into service.

(E) The names of all persons, firms, or corporations, if any, holding at the time of the passage of this Act, by grant, transfer, license, or contract from him, any right or interest in the invention or discovery or under the patent, and their consent to the extension for which application is made, which shall be supported by an instrument, or instruments, executed by all such persons, firms, and corporations, evidencing their consent to such extension.

Consent of all persons having rights, etc., under the patent.

(F) The period of extension of the patent from the expiration of the original term thereof, for which he applies, which shall in no case exceed a further term of three times the length of his said service in the military or naval forces of the United States between the dates of April 6, 1917, and July 2, 1921, but exclusive of any reenlistment subsequent to November 11, 1918.

Period of extension applied for limited to three times length of war service.

(G) That the licensee of a patent affected by this Act shall automatically be granted an extension of said license for the period of the extension on the same terms and conditions as contained in said existing license, thereby creating an equitable adjustment of the benefits of this Act.

Extension granted licensee.

(H) That such extension shall in no way impair the right of anyone who before the passage of this Act was bona fide in possession of any rights in patents or applications for patents conflicting with the rights in any patents extended under this Act, nor shall any extension granted under this Act impair the right of anyone who was lawfully manufacturing before the passage of this Act the invention covered by the extended patent.

Conflicting rights of other patents, etc., not impaired.

Lawful manufacturing of invention before passage of Act.

SEC. 2. In the case of a veteran, as described in paragraph 1 of this Act, who dies, or has died, or who becomes insane or unable to act, which veteran owned an interest as described in this Act in said patent at the time of his death or at the time he was declared mentally incompetent or became unable to act before said extension is granted, such application may be filed or proceeded with by his legal representatives substantially as provided in section 4896 of the Revised Statutes of the United States (United States Code, title 35, section 46), as amended, with respect to proceedings in such cases for obtaining a patent.

Application of legal representative of veteran in case of death, etc.

R. S., sec. 4896, p. 947.  
Vol. 35, p. 245.  
U. S. Code, p. 1168.

SEC. 3. On the filing of such application the Commissioner of Patents shall cause an examination thereof to be made, and if, on such examination, it shall appear that such application conforms, or by amendment or supplement is made to conform, to the requirements of section 1 of this Act, the commissioner shall cause notice of such application to be published at least once in the Official Gazette. Any person who believes that he would be injured by such extension may within forty-five days from such publication oppose the same on the ground that any of the statements of the application for extension

Proceedings before Commissioner of Patents.

Notice of opposition.

required by section 1 of this Act is not true in fact, which said notice of opposition shall be verified before an officer authorized by the laws of any State or Territory or the District of Columbia to administer oaths. In all cases where notice of opposition is filed the Commissioner of Patents shall notify the applicant for extension thereof and set a day of hearing. If after such hearing the Commissioner of Patents is of the opinion that such extension should not be granted, he may deny the application therefor, stating in writing his reasons for such denial. Where an extension is refused the applicant therefor shall have the same remedy by appeal from the decision of the commissioner as is now provided by law where an application for patent is refused. If no opposition to the grant of the extension is filed, or if, after opposition is filed, it shall be decided that the applicant is entitled to the extension asked for, the Commissioner of Patents shall issue a certificate that the term of said patent is extended for the additional period for which application has been made as aforesaid, and shall cause notice of such extension to be published in the Official Gazette and marked upon copies of the patent for sale by the Patent Office, in such manner as the commissioner may determine.

Hearings.

Denial of extension.

Appeal.

Certificate to issue if extension granted.

Publication, etc., of notice.

Effect of extension.

Provisions. Infringement proceedings after expiration of original patent.

Rights of United States not affected.

SEC. 4. Thereupon said patent shall have the same force and effect in law as though it had been originally granted for seventeen years plus the term of such extension: *Provided, however,* That in any action, at law or in equity, for infringement after the expiration of seventeen years from the grant of the patent and during the period of such extension, the defendant may plead the general issue, and having given notice in writing to the plaintiff or his attorney thirty days before, may prove on trial that any of the statements of the application for extension required by section 1 of this Act is not true in fact; and if any one or more of such statements shall be found untrue in fact, judgment shall be rendered for the defendant, with costs: *Provided further,* That no person whose patent shall be extended under the provisions of this Act shall be permitted to make any claim for damages against the United States for the period of the extension, and the rights of the United States shall remain in all respects as if these patents had not been extended.

Approved, May 31, 1928.

June 8, 1928.

[H. R. 6263.]  
[Public, No. 624.]

CHAP. 993.—An Act To provide for the reinstatement of Larry Cardwell in the United States Naval Academy.

Larry Cardwell. Reinstatement of, in the Naval Academy, directed.

*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 reinstate Larry Cardwell in the United States Naval Academy, of which he was a midshipman at the time of his discharge on November 19, 1926; the said Larry Cardwell to become a member of the class of 1930 on the date of reinstatement, and to be accorded all rights, privileges, and benefits to which he would have been entitled had he not been so discharged.

Approved, June 8, 1928.