

Conditions.

be sent, conveyed, and delivered otherwise than by mail, provided such envelope shall be duly directed and properly sealed, so that the letter cannot be taken therefrom without defacing the envelope, and the date of the letter or of the transmission or receipt thereof shall be written or stamped upon the envelope, and that where stamps are affixed they be canceled with ink by the sender. But the Postmaster General may suspend the operation of this section or any part thereof upon any mail route where the public interest may require such suspension."

Approved, June 29, 1938.

Suspension of provisions.

[CHAPTER 806]

AN ACT

To abolish appeals in habeas corpus proceedings brought to test the validity of orders of removal.

June 29, 1938  
[H. R. 6178]  
[Public, No. 772]

Judicial Code, amendments.  
Habeas corpus proceedings.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That subsections (a) and (b) of section 6 of the Act of February 13, 1925, 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" (43 Stat. 940; U. S. C., title 28, sec. 452 and sec. 463, subsecs. (a) and (b)), be, and they are hereby, amended to read as follows:

43 Stat. 940.  
28 U. S. C. §§ 452, 463.

Review of final order by circuit court of appeals.

"(a) In a proceeding in habeas corpus in a district court, or before a district judge or a circuit judge, the final order shall be subject to review, on appeal, by the circuit court of appeals of the circuit wherein the proceeding is had: *Provided, however,* That there shall be no right of appeal from such order in any habeas corpus proceeding to test the validity of a warrant of removal issued pursuant to the provisions of section 1014 of the Revised Statutes (U. S. C., title 18, sec. 591) or the detention pending removal proceedings. A circuit judge shall have the same power to grant writs of habeas corpus within his circuit that a district judge has within his district. The order of the circuit judge shall be entered in the records of the district court of the district wherein the restraint complained of is had.

*Proviso.*  
Proceedings to test validity of warrant of removal, etc.; restriction on right of appeal.  
R. S. § 1014.  
18 U. S. C. § 591.

Power of circuit judge to grant writs, etc.

Proceedings in District Court of United States for D. C.; review.

"(b) In such a proceeding in the District Court of the United States for the District of Columbia, or before a justice thereof, the final order shall be subject to review on appeal, by the United States Court of Appeals for the District of Columbia: *Provided, however,* That there shall be no right of appeal from such order in any habeas corpus proceeding to test the validity of a warrant of removal issued pursuant to the provisions of section 1014 of the Revised Statutes (U. S. C., title 18, sec. 591) or the detention pending removal proceedings."

Approved, June 29, 1938.

*Proviso.*  
Proceedings to test validity of warrant of removal, etc.; restriction on right of appeal.

[CHAPTER 807]

AN ACT

To exempt from cancellation certain desert-land entries in Riverside County, California.

June 29, 1938  
[H. R. 6591]  
[Public, No. 773]

Riverside County, Calif.

Exemption from cancellation of certain desert-land entries.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That no desert-land entry made in good faith prior to June 7, 1912, under the public-land laws for lands and water in townships 4 and 5 south, range 15 east; townships 4 and 5 south, range 16 east; townships 4, 5, and 6

south, range 17 east; townships 5, 6, and 7 south, range 18 east; townships 6 and 7 south, range 19 east; townships 6 and 7 south, range 20 east; townships 4, 5, 6, 7, and 8 south, range 21 east; townships 5, 6, and sections 3, 4, 5, 6, 7, 8, 18, and 19, township 7 south, range 22 east; township 5 south, range 23 east, San Bernardino meridian, in Riverside County, State of California, shall be canceled prior to May 1, 1940, because of failure on the part of the entrymen to make any annual or final proof falling due upon any such entry prior to said date. The requirements of law as to annual assessments and final proof shall become operative from said date as though no suspension had been made. If the said entrymen are unable to procure water to irrigate the said lands above described through no fault of theirs, after using due diligence, or the legal questions as to their right to divert or impound water for the irrigation of said lands are still pending and undetermined by said May 1, 1940, the Secretary of the Interior is hereby authorized to grant a further extension for an additional period of not exceeding five years.

Approved, June 29, 1938.

Annual assessments and final proof.

Further extension if unable to procure water.

[CHAPTER 808]

AN ACT

To provide for a national cemetery in every State.

*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 accept (on behalf of, and without cost to, the United States) from any State title to such land as he deems suitable for national cemetery purposes. Upon the acquisition of such land by the United States, the Secretary of War is authorized to establish thereon a national cemetery and to provide for the care and maintenance of such national cemetery.

Approved, June 29, 1938.

June 29, 1938  
[H. R. 6925]  
[Public, No. 774]

National cemeteries. Establishment, in every State, authorized.

Care and maintenance.

[CHAPTER 809]

AN ACT

To provide that all cabs for hire in the District of Columbia be compelled to carry insurance for the protection of passengers, 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 Public Utilities Commission of the District of Columbia is hereby directed to require any and all corporations, companies, associations, joint-stock companies or associations, partnerships, and persons, their lessees, trustees, or receivers, appointed by any court whatsoever, operating, controlling, managing, or renting any passenger motor vehicles for hire in the District of Columbia, except as to operations licensed under paragraph 31 (b) of the Act approved July 1, 1932, known as the "License Act", and except such common carriers as have been expressly exempted from the jurisdiction of the Commission, to file with the Commission for each motor vehicle to be operated a bond or bonds, policy or policies, of liability insurance or certificate of insurance in lieu thereof in a solvent and responsible surety or insurance company authorized to do business in the District of Columbia, conditioned for the payment to any person of any judgment recovered against such corporations, companies, associations, joint-stock companies or associations, partnerships, and persons, their lessees, trustees, or receivers, appointed by any court whatsoever, or renters of their cabs, for death or for injury to any person or injury to any property, or both, caused

June 29, 1938  
[H. R. 7084]  
[Public, No. 775]

District of Columbia. Passenger motor vehicles for hire, insurance requirements.

Exceptions.  
47 Stat. 555.