

or is to be employed for the purpose of obstructing or interfering by force or threats with (1) peaceful picketing by employees during any labor controversy affecting wages, hours, or conditions of labor; or (2) the exercise by employees of any of the rights of self organization, collective bargaining.

“(b) Any person who willfully violates or aids or abets any person in violating any provision of this Act, and any person who is knowingly transported in or travels in interstate or foreign commerce for any of the purposes enumerated in this Act, shall be deemed guilty of a felony, and shall, upon conviction thereof, be fined not more than \$5,000 or imprisoned not more than two years, or both.

“(c) The provisions of this Act shall not apply to common carriers.”

Approved, June 29, 1938.

Penalty for violation.

Provisions inapplicable to common carriers.

[CHAPTER 814]

AN ACT

To authorize the Secretary of the Interior to place certain records of Indian tribes of Nebraska with the Nebraska State Historical Society, at Lincoln, Nebraska, under rules and regulations to be prescribed by him.

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 rules and regulations as he may prescribe, to place any records of Indian tribes which are within the confines of the State of Nebraska and which are not desired for tribal or official use with the Nebraska State Historical Society, at Lincoln, Nebraska. The historical society shall receive the custody of such records and matters of historical interest as custodian for the United States of America and the Secretary of the Interior, and upon the request of said Secretary any of such records so placed with the said Nebraska State Historical Society shall be immediately returned to the Government official designated by him to receive the same.

Copies of any such records or papers in the possession and custody of the said Nebraska State Historical Society when certified to by the secretary or chief clerk thereof (or in case of a vacancy in such office or position, then by the person acting in such capacity), under its seal, shall be evidence equally with the original, and in making such certified copies such secretary or chief clerk or such person acting in such capacity shall be acting as a Federal agent, and such certified copies shall have the same force and effect as those made by the Secretary of the Interior under seal of his office to records in his immediate custody. Whenever certified copies of such Indian records are desired by the Government for use by it, they shall be furnished without cost.

Approved, June 29, 1938.

June 29, 1938

[S. 3283]

[Public, No. 780]

Nebraska State Historical Society.
Deposit of certain records of Indian tribes.

Validity of certified copies of such records.

Copies to be furnished Government without cost.

[CHAPTER 815]

AN ACT

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

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the provision of section 2324 of the Revised Statutes of the United States, which requires on each mining claim located, and until a patent has been issued therefor, not less than \$100 worth of labor to be performed or improvements aggregating such amount to be made each year, be, and the same is hereby, suspended as to all mining claims in the United

June 29, 1938

[S. 3493]

[Public, No. 781]

Public lands.
Suspension of annual assessment work on mining claims, fiscal year 1938.
R. S. § 2324.
30 U. S. C. § 28.

Alaska included.

Provisos.
Claimant not exempt from Federal income tax, 1937, excluded.

Notice to be filed.

Number of lode-mining claims, limitation.

Placer-mining claims.

States, including the Territory of Alaska, during the year beginning at 12 o'clock meridian July 1, 1937, and ending at 12 o'clock meridian July 1, 1938: *Provided*, That the provisions of this Act shall not apply in the case of any claimant not entitled to exemption from the payment of a Federal income tax for the taxable year 1937: *Provided further*, That every claimant of any such mining claim, in order to obtain the benefits of this Act, shall file, or cause to be filed, in the office where the location notice or certificate is recorded, on or before 12 o'clock meridian July 1, 1938, a notice of his desire to hold said mining claim under this Act, which notice shall state that the claimant, or claimants, were entitled to exemption from the payment of a Federal income tax for the taxable year 1937: *Provided further*, That such suspension of assessment work shall not apply to more than six lode-mining claims held by the same person, nor to more than twelve lode-mining claims held by the same partnership, association, or corporation: *And provided further*, That such suspension of assessment work shall not apply to more than six placer-mining claims not to exceed one hundred and twenty acres (in all) held by the same person, nor to more than twelve placer-mining claims not to exceed two hundred and forty acres (in all) held by the same partnership, association, or corporation.

Approved, June 29, 1938.

[CHAPTER 816]

AN ACT

June 29, 1938
[S. 3516]

[Public, No. 782]

To alter the ratio of appropriations to be apportioned to the States for public employment officers affiliated with the United States Employment Service.

United States Employment Service.
48 Stat. 114; 49 Stat. 216.
29 U. S. C. § 49d;
Supp. III, § 49d.
Textual changes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 5 (a) of the so-called "Wagner-Peyser Act" Act¹ of June 6, 1933, ch. 49; 48 Stat. 113, 114), as amended by the Act of May 10, 1935 (49 Stat. 216), be amended by striking out the words "Seventy-five per centum of the amounts appropriated under this Act shall" at the beginning of the second sentence thereof and inserting the following: "The annual appropriation under this Act shall designate the amount to"; and by striking out from the proviso at the end of such sentence the words "said 75 per centum of amounts appropriated after January 1, 1935, under this Act" and inserting the following: "the said amount among the several States", so that as amended section 5 (a) shall read as follows:

Appropriation authorized, fiscal year 1934; thereafter.

Apportionment among the States.

Purpose.

Provisos.
Minimum apportionment.
Appropriation of equal sums by States.

"SEC. 5. (a) For the purpose of carrying out the provisions of this Act there is hereby authorized to be appropriated (1) the sum of \$1,500,000 for the fiscal year ending June 30, 1934, (2) \$4,000,000 for each fiscal year thereafter up to and including the fiscal year ending June 30, 1938, (3) and thereafter such sums annually as the Congress may deem necessary. The annual appropriation under this Act shall designate the amount to be apportioned by the Director among the several States in the proportion which their population bears to the total population of the States of the United States according to the next preceding United States census, to be available for the purpose of establishing and maintaining systems of public employment offices in the several States and the political subdivisions thereof in accordance with the provisions of this Act: *Provided, however*, That in apportioning the said amount among the several States, the Director shall apportion not less than \$10,000 to each State. No payment shall be made in any year out of the amount of such appropriations apportioned to any State until an equal sum has been appropriated or otherwise made available for that year by the State, or by any agency thereof, includ-

¹ So in original.