

Precedence of appointees after declaration of war, etc.

Regular Navy of the same rank or grade whose length of service in such rank or grade on the date of the declaration of such national emergency or war is one-half or the nearest one-half of that of the Reserve officer: *Provided further*, That a Naval Reserve officer appointed after the declaration of the war or national emergency shall take precedence, upon reporting for active duty, next after the officer of the Regular Navy of the same rank or grade whose length of service in such rank or grade on the date the Reserve officer reports for active duty, is one-half or the nearest one-half of that of the Reserve officer."

34 U. S. C. § 735.

SEC. 9. The Act of June 24, 1926, entitled "An Act to authorize the construction and procurement of aircraft and aircraft equipment in the Navy and Marine Corps, and to adjust and define the status of operating personnel in connection therewith" (44 Stat. 766) is hereby amended by deleting the word "rigid" in line 10 of paragraph 1 of section 3.

Approved, August 27, 1940.

[CHAPTER 695]

AN ACT

August 27, 1940  
[H. R. 10213]  
[Public, No. 776]

To permit American vessels to assist in the evacuation from the war zones of certain refugee children.

Neutrality Act of 1939, amendment.  
*Ante*, pp. 7, 611.  
22 U. S. C., Supp. V,  
§ 245 J-3.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That section 4, as amended, of the Neutrality Act of 1939 is amended by inserting "(a)" after "SEC. 4." and by adding at the end thereof the following new subsection:

Evacuation of refugee children by American vessels.  
*Ante*, pp. 4, 7.  
22 U. S. C., Supp. V,  
§§ 245 J-1, 245 J-2.

"(b) The provisions of sections 2 (a) and 3 shall not prohibit a vessel, in ballast, unarmed, and not under convoy, and transporting refugee children, under sixteen years of age, from war zones, or combat areas, and shall not prohibit such vessel entering into such war zones or combat areas for this purpose, together with such necessary American citizen adult personnel in charge as may be approved by the Secretary of State, subject to the provisions of the immigration laws, if such vessel is proceeding under safe conduct granted by all of the States named in the proclamations issued under the authority of section 1 (a), and if such vessel has painted on a large scale prominently, distinctly, and unmistakably on each side thereof and upon the superstructure thereof plainly visible from the air an American flag and a statement to the effect that such vessel is a refugee-child rescue ship of the United States or under United States registry: *Provided*, That every such child so brought into the United States shall, previous to departure from the port of embarkation, have been so sponsored by some responsible American person, natural or corporate, that he will not become a public charge."

Approved, August 27, 1940.

Safe conduct.  
*Ante*, p. 4.

Markings on vessels.

*Proviso*.  
American sponsors.

[CHAPTER 704]

AN ACT

August 27, 1940  
[S. 2997]  
[Public, No. 777]

For the relief of the Greenlee County Board of Supervisors.

Greenlee County Board of Supervisors, Clifton, Ariz.  
Payment to.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That the Secretary of the Treasury be, and he is hereby, authorized and directed to pay, out of any money in the Treasury not otherwise appropriated, to the Greenlee County Board of Supervisors at Clifton, Arizona, the sum of \$1,700 in full satisfaction of the claim of said board of supervisors against the United States arising out of damage to the

Greenlee County Fair Grounds at Duncan, Arizona, caused by employees of the Soil Conservation Service between July 23, 1934, and March 25, 1939: *Provided*, That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

*Proviso.*  
Limitation on attorney's, etc., fees.

Penalty.

Approved, August 27, 1940.

[CHAPTER 705]

AN ACT

To provide for the transfer of the duplicates of certain books in the Library of Congress to the Beaufort Library of Beaufort, South Carolina.

August 30, 1940  
[H. R. 10004]  
[Public, No. 778]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That in order to replace the books taken in 1862 by the order of an officer of the United States from the library of the Beaufort Library Society of Beaufort, South Carolina, which books were subsequently destroyed by a fire in the Smithsonian Institution where they had been stored for safekeeping pending the termination of the War between the States, the Librarian of the Library of Congress is authorized and directed to transfer to the Beaufort Library of Beaufort, South Carolina, books of the same value as those which were so taken and destroyed. The books transferred under the provisions of this Act shall be from duplicates owned by the Library of Congress and shall not exceed in value, in the aggregate, the value of the books so taken and destroyed, such values to be fixed by the Librarian of the Library of Congress.

Beaufort Library,  
Beaufort, S. C.  
Transfer of books to.

Limitation on value.

Approved, August 30, 1940.

[CHAPTER 706]

AN ACT

To increase the number of midshipmen at the United States Naval Academy.

September 4, 1940  
[S. 4271]  
[Public, No. 779]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That until September 14, 1940, the President is authorized to appoint as additional midshipmen at large at the Naval Academy those competitive and alternate candidates designated for admission in the calendar years 1939 and 1940 who were found mentally qualified therefor prior to the date of this Act but were not accepted for reasons other than physical disqualification: *Provided*, That no such candidate shall be eligible for admission who was more than twenty years of age on April 1, 1940.

U. S. Naval Academy.  
Appointment of additional midshipmen.

*Proviso.*  
Age limitations.

Approved, September 4, 1940.

[CHAPTER 715]

AN ACT

To amend the Federal Aid Act, approved July 11, 1916, as amended and supplemented, and for other purposes.

September 5, 1940  
[H. R. 9575]  
[Public, No. 780]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That for the purpose 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

Federal Highway Act of 1940.