

America, and in any suit for infringement by a party failing to do this, no damages shall be recovered except on proof that the defendant was duly notified of the infringement and continued the same after such notice.

Infringement suits.

SEC. 6. That the provisions of sections 15, 17, 18, 19, 20, 21, 22, 23, 25, 26, 27, and 28 (as to class (b) marks only) of the Act approved February 20, 1905, entitled "An Act to authorize the registration of trade-marks used in commerce with foreign nations or among the several States, or with Indian tribes, and to protect the same," as amended to date, and the provisions of section 2 of the Act entitled "An Act to amend the laws of the United States relating to the registration of trade-marks," approved May 4, 1906, are hereby made applicable to marks placed on the register provided for by section 1 of this Act.

General provisions applicable to marks registered. Vol. 33, pp. 728-730.

Vol. 34, p. 169.

Certified copies of records, etc., in register acceptable as evidence.

SEC. 7. That written or printed copies of any records, books, papers, or drawings belonging to the Patent Office and relating to trade-marks placed on the register provided for by this Act, when authenticated by the seal of the Patent Office and certified by the commissioner thereof, shall be evidence in all cases wherein the originals could be evidence, and any person making application therefor and paying the fee required by law shall have certified copies thereof.

Fees.

SEC. 8. That the same fees shall be required for certified and uncertified copies of papers and for records, transfers, and other papers, under this Act, as are required by law for such copies of patents and for recording assignments and other papers relating to patents.

Appeals to Commissioner.

On filing an appeal under this Act to the Commissioner of Patents from the decision of the examiner in charge of interferences, awarding ownership of a trade-mark, canceling or refusing to cancel the registration of a trade-mark, a fee of \$15 shall be payable.

Marks registerable under general law. Vol. 33, p. 725; Vol. 34, p. 1251; Vol. 36, p. 918. Vol. 37, p. 650, amended.

SEC. 9. That section 5 of the Trade-Mark Act of February 20, 1905, being Thirty-third Statutes at Large, page 725, as amended by Thirty-fourth Statutes at Large, page 1251, Thirty-sixth Statutes at Large, page 918, Thirty-seventh Statutes at Large, page 649, is hereby amended by adding the following words thereto: "And if any person or corporation shall have so registered a mark upon the ground of said use for ten years preceding February 20, 1905, as to certain articles or classes of articles to which said mark shall have been applied for said period, and shall have thereafter and subsequently extended his business so as to include other articles not manufactured by said applicant for ten years next preceding February 20, 1905, nothing herein shall prevent the registration of said trade-mark in the additional classes to which said new additional articles manufactured by said person or corporation shall apply, after said trade-mark has been used on said article in interstate or foreign commerce or with the Indian tribes for at least one year provided another person or corporation has not adopted and used previously to its adoption and use by the proposed registrant, and for more than one year such trade-mark or one so similar as to be likely to deceive in such additional class or classes."

Extension of registered marks to additional articles made and used by same person one year.

Restriction.

Approved, March 19, 1920.

CHAP. 105.—Joint Resolution Amending joint resolution extending the time for payment of purchase money on homestead entries in the former Colville Indian Reservation, Washington.

March 19, 1920. [H. J. Res. 194.] [Pub. Res., No. 33.]

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the joint resolution entitled "Joint resolution providing additional time for the payment of purchase money under homestead entries within the former Col-

Colville Indian Reservation, Wash. Vol. 40, p. 449, amended.

ville Indian Reservation, Washington," approved March 11, 1918, be, and the same is hereby, amended to read as follows:

Further extension of time for annual installments for ceded lands on.

Vol. 34, p. 80.

Proviso.

Final payment.

Applications for extensions, etc.

Forfeiture of entry for nonpayment.

"That the Secretary of the Interior is hereby authorized, in his discretion, to extend for a period of one year the time for the payment of any annual installment due, or hereafter to become due, of the purchase price for lands sold under the Act of Congress approved March 22, 1906 (Thirty-fourth Statutes, page 80), entitled 'An Act to authorize the sale and disposition of surplus or unallotted lands of the diminished Colville Indian Reservation, in the State of Washington, and for other purposes,' and any payment so extended may annually thereafter be extended for a period of one year in the same manner: *Provided*, That the last payment and all other payments must be made within a period not exceeding one year after the last payment becomes due by the terms of the Act under which the entry was made: *Provided further*, That any and all payments must be made when due unless the entryman applies for an extension and pays interest for one year in advance at 5 per centum per annum upon the amount due as herein provided, and patent shall be withheld until full and final payment of the purchase price is made in accordance with the provisions hereof: *And provided further*, That failure to make any payment that may be due, unless the same be extended, or to make any extended payment at or before the time to which such payment has been extended as herein provided shall forfeit the entry and the same shall be canceled and any and all payments theretofore made shall be forfeited."

Approved, March 19, 1920.

March 23, 1920.

[H. J. Res. 299.]

[Pub. Res., No. 34.]

CHAP. 106.—Joint Resolution Extending the term of the National Screw Thread Commission for a period of two years from March 21, 1920.

National Screw Thread Commission.

Continued two years.

Vol. 40, pp. 912, 1291.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the term of the National Screw Thread Commission, created by an Act approved July 18, 1918, as amended by an Act approved March 3, 1919, be, and the same is hereby, extended for an additional period of two years from March 21, 1920.

Approved, March 23, 1920.

March 24, 1920.

[H. R. 11309.]

[Public, No. 164.]

CHAP. 107.—An Act To authorize the Secretary of the Treasury to fix compensation of certain laborers in the Customs Service.

Customs.

Pay of temporary laborers.

Vol. 39, p. 803.

Proviso.

Limitation.

Credits allowed.

Duration.

Inconsistent laws

suspended.

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 to fix the compensation of temporary laborers in the Customs Service as he may think advisable, at a rate not exceeding the local rates prevailing in the various ports and districts for the same classes of labor: *Provided*, That it shall not exceed in any event 80 cents per hour, and credit for amounts paid since July 1, 1919, in excess of the rate of \$2.50 per day shall be allowed in the accounts of customs officers.

SEC. 2. That this Act shall expire December 31, 1920.

SEC. 3. That all Acts and parts of Acts inconsistent herewith are hereby suspended while this Act remains in force.

Approved, March 24, 1920.