

after 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.

Approved, May 21, 1926.

May 21, 1926.

[H. R. 306.]

[Public, No. 265.]

CHAP. 356.—An Act To amend the second section of the Act entitled "An Act to pension the survivors of certain Indian wars from January 1, 1859, to January, 1891, inclusive, and for other purposes," approved March 4, 1917, as amended.

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 entitled "An Act to pension the survivors of certain Indian wars from January 1, 1859, to January, 1891, inclusive, and for other purposes," approved March 4, 1917, as amended is amended to read as follows:

Pensions.
Indian campaign survivors, etc.
Vol. 42, p. 836, amended.

Determination of service.
War Department records.
General Accounting Office reports.

State or Territorial records.

Admission of evidence satisfactory to Commissioner, if no muster rolls, etc.

Proviso.
Certificate of discharge not essential.

"**SEC. 2.** The period of service performed by beneficiaries under this Act shall be determined: First, by reports from the records of the War Department, where there are such records; second, by reports from the records of the General Accounting Office showing payment by the United States, where there is no record of regular enlistment, or muster into the United States military service; and third, when there is no record of service or payment for same in the War Department or the General Accounting Office by satisfactory evidence from muster rolls on file in the several State or Territorial archives; fourth, where no record of service has been made in the War Department or General Accounting Office and there is no muster roll or pay roll on file in the several State or Territorial archives showing service of the applicant, or where the same has been destroyed by fire or otherwise lost, or where there are muster rolls or pay rolls on file in the several State or Territorial archives but the applicant's name does not appear thereon, the applicant may make proof of service by furnishing evidence satisfactory to the Commissioner of Pensions: *Provided*, That the want of a certificate of discharge shall not deprive any applicant of the benefits of this Act."

Approved, May 21, 1926.

May 21, 1926.

[S. 3958.]

[Public, No. 266.]

CHAP. 357.—An Act To provide for the permanent withdrawal of certain lands adjoining the Makah Indian Reservation in Washington for the use and occupancy of the Makah and Quileute Indians.

Makah and Quileute Indians.
Lands in Washington set aside for.

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 Washington be, and they are hereby, withdrawn from entry, sale, or other disposition and set aside for the Makah and Quileute Indians:

Description.

Lots 3 and 4 of section 3; lots 6, 7, 8, 12, 13, 14, 15, and northwest quarter of southeast quarter and southeast quarter of southeast quarter of section 4; lots 1 and 4 of section 9; lots 6, 7, 9, and southwest quarter of northwest quarter of section 10; lots 9 and 10 of section 11; lot 5 of section 12; lot 6 of section 12, except six hundred and ninety-four one-thousandths acre reserved for light-

house purposes; lot 7 of section 12, except strip two hundred and fifty feet in width reserved for Coast Guard purposes; lots 8, 10, 11, and southwest quarter of southeast quarter section 12; lots 2 and 6 of section 13; lot 1 of section 14, all in township 33 north, range 15 west, of Willamette meridian, in Washington, containing eight hundred and sixty-five and twenty-eight one-hundredths acres.

Approved, May 21, 1926.

CHAP. 362.—An Act To amend an Act entitled “An Act to provide for the equitable distribution of captured war devices and trophies to the States and Territories of the United States and to the District of Columbia,” approved June 7, 1924.

May 22, 1926.
[S. 2475.]
[Public, No. 257.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 2 and section 3 of an Act entitled “An Act to provide for the equitable distribution of captured war devices and trophies to the States and Territories of the United States and to the District of Columbia,” approved June 7, 1924, be amended to read as follows:

World War trophies.
Distribution of.
Vol. 43, p. 597.
Post, p. 578.

“**SEC. 2.** That for the purposes of this Act the reports heretofore compiled under the direction of the Secretary of War showing the number of men in the armed forces of the United States accredited to each State, Territory, and possession of the United States, and to the District of Columbia, either by enlistment or by the process of the Selective Service Act, or otherwise drawn into and becoming an integral part of the armed forces of the United States during the period April 7, 1917, to November 11, 1918, and the allotment of war trophies suitable for distribution among the several States, Territories, and possessions, and the District of Columbia, shall serve as the basis of distribution. As soon as practicable after the date upon which this Act shall become effective the Secretary of War shall cause the chief executive of each of the several States, Territories, and possessions, and the Commissioners of the District of Columbia to be informed of the character and quantity of war devices and trophies apportioned thereto, and shall invite each such chief executive and the Commissioners of the District of Columbia to designate such material as will be accepted free on board common carrier at the point of storage and to designate the point or points to which the accepted material is to be shipped without expense to the United States other than that of packing and loading at the point of storage: *Provided,* That the Secretary of War is authorized to apportion and distribute such war devices and trophies, formerly contemplated by the said reports heretofore compiled as unsuitable for distribution as trophies, as he deems suitable for distribution and to include the Canal Zone in such apportionment and distribution.

Compilation made of
armed forces from
States, during World
War, to serve as basis of
distribution.

Prompt detailed notice to executives of States, etc., of apportionment.

Proviso.
Distribution of devices heretofore considered unsuitable.

Vol. 43, p. 598, amended.

Shipment on notice of acceptance, etc.

“**SEC. 3.** Shipment of the apportionment of each State, Territory, and possession, and the District of Columbia accepted shall be made as soon as practicable after the chief executive or the commissioners thereof, as the case may require, shall have informed the Secretary of War that such State, Territory, possession, or District will accept and take possession thereof as hereinbefore provided for and will relieve the United States of all responsibility for the safe delivery of the material and of all charges, costs, and expenses whatsoever connected with the transportation thereof: *Provided,* That if the chief executive or the commissioners of any State, Territory, possession, or District shall not, on or before July 1, 1927, file with the Secretary of War such acceptance and agreement, such apportionment, or any part thereof, shall be reapportioned and redistributed to the several States, Territories, and possessions of the United

Proviso.
Reapportionment, etc., if acceptance not filed before July 1, 1927.

Vol. 43, p. 598, amended.