

[CHAPTER 203]

AN ACT

To add certain lands to the Papago Indian Reservation in Arizona.

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 hereby authorized to purchase for the use and benefit of the Papago Indians with any funds heretofore or hereafter appropriated pursuant to authority contained in section 5 of the Act of June 18, 1934 (48 Stat. 984), notwithstanding any general limitation in Acts making such appropriations against the use of the appropriated funds for the acquisition of lands outside of Indian reservations in Arizona, all privately owned lands, water rights, and improvements within the south half of section 9, township 14 south, range 11 east, Gila and Salt River base and meridian, containing three hundred and twenty acres, more or less, in the State of Arizona, at the appraised value of \$5,570.

SEC. 2. Title to the lands shall be taken in the name of the United States in trust for the Papago Tribe, and the lands, when purchased, shall become a part of the Papago Indian Reservation.

Approved, June 13, 1939.

June 13, 1939
[S. 2149]
[Public, No. 127]

Papago Indian Res-
ervation, Ariz.
Purchase of lands
authorized.

48 Stat. 985.
25 U. S. C. § 465.

Title.

Acquisition to be-
come part of reserva-
tion.

[CHAPTER 204]

AN ACT

To authorize the disposal of the Portland, Oregon, old courthouse building.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the proviso reading as follows: "*Provided*, That the present Federal building and site at Morrison, Fifth, Yamhill, and Sixth Streets shall not be sold for an amount less than \$1,750,000", limiting the paragraph making an appropriation for a courthouse and so forth, at Portland, Oregon, in the Act entitled "An Act making appropriations for the Treasury and Post Office Departments for the fiscal year ending June 30, 1929, and for other purposes", approved March 5, 1928 (Public, Numbered 93, Seventieth Congress; 45 Stat. 181), shall not apply to any contract providing for the demolition of said building which does not involve a sale of the land upon which the building is located.

Approved, June 13, 1939.

June 13, 1939
[S. 2404]
[Public, No. 128]

Portland, Ore.
Disposal of old Fed-
eral building.

45 Stat. 181.

[CHAPTER 205]

AN ACT

To authorize commissioning aviation cadets in the Naval and Marine Corps Reserves upon completion of training, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That this Act may be cited as the "Naval Aviation Reserve Act of 1939" and shall take effect on July 1, 1939.

SEC. 2. Aviation cadets may, if qualified after completion of training, be commissioned ensigns in the Naval Reserve or second lieutenants in the Marine Corps Reserve.

SEC. 3. Ensigns or second lieutenants commissioned pursuant to this Act may, after three years of service as such and if found qualified after such examinations as the Secretary of the Navy may prescribe, be commissioned lieutenants (junior grade) in the Naval Reserve or first lieutenants in the Marine Corps Reserve,

June 13, 1939
[H. R. 5765]
[Public, No. 129]

Naval Aviation Res-
erve Act of 1939.

Aviation cadets,
commissions after
completion of train-
ing.

Promotions.

Proviso.
Service credits.

respectively: *Provided*, That the active duty of aviation cadets subsequent to completion of their active duty while undergoing training shall be counted as such service for the purposes of promotions authorized by this section.

Commencement of
commissioned service.

SEC. 4. All members of a class of aviation cadets entering the Naval service at approximately the same time shall be deemed, for all purposes of this Act, to have commenced their commissioned service on the same date.

Active duty in time
of peace.

SEC. 5. Officers commissioned pursuant to this Act may be employed on active duty in time of peace only during the seven-year period next following the completion of their duty as aviation cadets undergoing training, except that such officers may be ordered to active duty thereafter for the purpose of instructing and training members of the Naval Reserve and the Marine Corps Reserve.

Instruction, etc.,
duty.

Payment upon re-
lease from active duty.

SEC. 6. When officers, commissioned pursuant to this Act, are released from active duty that has been continuous for a period of four or more years, including active duty both as aviation cadets and as commissioned officers, they shall be paid a lump sum of \$500 in addition to any pay and allowances which they may otherwise be entitled to receive, except as hereinafter provided.

Government life in-
surance, continuance.
49 Stat. 157.
34 U. S. C., Supp.
IV, § 846.

SEC. 7. Government life insurance issued in accordance with section 5 of the Act of April 15, 1935 (34 U. S. C., 846), shall continue when an aviation cadet is commissioned pursuant to this Act; the premiums thereon shall be deducted from the pay of the officers concerned and paid by the Secretary of the Navy to the Administrator of Veterans' Affairs. When released from active duty or discharged they shall have the option of continuing such insurance at their own expense.

Premium charges.

Pay adjustment, ca-
dets completing train-
ing.

SEC. 8. Aviation cadets who have completed active duty undergoing training on the date of approval of this Act and who may be commissioned pursuant thereto shall, upon completion of four years' active duty, be paid a lump sum determined as \$1,000 minus the excess of the pay and allowances received by them prior to the date of such completion of duty over the pay and allowances, with which shall be included Government paid insurance premiums, which they would have received as aviation cadets had they not been commissioned. No person shall be held to be indebted to the United States as a result of the provisions of this section. Payments authorized by this section shall be in addition to that authorized by section 6 of this Act.

Payments addition-
al to discharge pay.

Appropriations from
which pay and allow-
ances payable.
Post, pp. 1321, 1322.

SEC. 9. Pay and allowances of officers commissioned pursuant to this Act shall be paid from appropriations for "Pay, Subsistence, and Transportation of Naval Personnel" and "Pay, Marine Corps", except for those officers ordered to active duty pursuant to authority contained in the exception in section 5 of this Act the pay and allowances of whom shall be paid from appropriations for "Naval Reserve" and "Pay, Marine Corps".

Restriction on back
pay, etc.

SEC. 10. No back pay or allowances shall be held to have accrued under this Act prior to its enactment.

Uniform allowance.

SEC. 11. When first commissioned pursuant to this Act, officers shall be paid a uniform allowance of \$150 provided they have not already received the uniform allowance of \$150 authorized to be paid to aviation cadets upon their first assignment to duty after completion of training, and as provided in section 3 of the Act of April 15, 1935 (49 Stat. 157; 34 U. S. C. 844).

49 Stat. 157.
34 U. S. C., Supp.
IV, § 844.
Designated provi-
sions repealed.
49 Stat. 156.
34 U. S. C., Supp.
IV, § 842.

SEC. 12. (a) Section 1 of the Act of April 15, 1935 (49 Stat. 156; 34 U. S. C. 842), is hereby amended by deleting therefrom the last sentence.

(b) Section 3 of the Act of April 15, 1935 (49 Stat. 157; 34 U. S. C. 844), is hereby amended by deleting therefrom the last sentence.

(c) Section 6 of the Act of April 15, 1935 (49 Stat. 157; 34 U. S. C. 847), is hereby repealed.

(d) The first proviso of section 5 of the Naval Reserve Act of 1938 (52 Stat. 1176; 34 U. S. C. 853c) is hereby amended to read as follows: "Provided, That aviation cadets and officers commissioned pursuant to authority contained in the Naval Aviation Reserve Act of 1939 may be required to serve on active duty for a continuous period of four years from date of appointment as aviation cadets."

SEC. 13. Section 10 of the Naval Reserve Act of 1938 (52 Stat. 1178; 34 U. S. C. 853h), shall be applicable to the procurement and training of aviation cadets and of officers of the Naval Reserve and Marine Corps Reserve commissioned pursuant to this Act. The minimum numerical strength to be achieved in aviation officers of the reserves is set at six thousand.

SEC. 14. The Secretary of the Navy is hereby authorized and directed to appoint a board of officers of the Navy and Marine Corps to investigate and report upon all matters concerning the regular and reserve aviation personnel of the Navy and Marine Corps. The board shall make such recommendations, including recommendations regarding the enactment of permanent legislation, as it deems appropriate and justified concerning the subject matter herein referred to. The Secretary of the Navy is further directed to cause the report of the board herein authorized to be transmitted to the Congress within ten days of the beginning of the session of the Seventy-sixth Congress, commencing on or about January 3, 1940.

Approved, June 13, 1939.

[CHAPTER 206]

JOINT RESOLUTION

To provide for the lending to the Virginia Military Institute of the equestrian portrait of General Winfield Scott now stored in the Capitol.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the Architect of the Capitol is authorized and directed to permit the Virginia Military Institute to remove from the Capitol the equestrian portrait of General Winfield Scott, to transport such portrait to Lexington, Virginia, and to have custody of such portrait until such time as the Architect of the Capitol shall request its return to the Capitol. The United States shall be subject to no expense by reason of the enactment of this joint resolution.

Approved, June 13, 1939.

[CHAPTER 207]

JOINT RESOLUTION

Making an additional appropriation for the control of outbreaks of insect pests.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That for an additional amount, fiscal year 1939, for carrying out the purposes of and for expenditures authorized under, Public Resolution Numbered 91, Seventy-fifth Congress, entitled "Joint resolution to amend the joint resolution entitled 'Joint resolution making funds available for the control of incipient or emergency outbreaks of insect pests or plant

49 Stat. 157.
34 U. S. C., Supp.
IV, § 844.

49 Stat. 157.
34 U. S. C., Supp.
IV, § 847.
Aviation cadets and
commissioned officers,
active duty.
52 Stat. 1176.
34 U. S. C., Supp.
IV, § 853c.

Procurement and
training.
52 Stat. 1178.
34 U. S. C., Supp.
IV, § 853h.

Appointment of
board to investigate
and report on person-
nel matters.

Transmittal of re-
port to Congress.

June 13, 1939
[H. J. Res. 286]
[Pub. Res., No. 21]

Virginia Military
Institute.
Loan of portrait of
Gen. Winfield Scott
to.

No Federal expense.

June 13, 1939
[H. J. Res. 322]
[Pub. Res., No. 22]

Insect pest and
plant disease control.
Additional appro-
priation, fiscal year
1939.