

was continuous cohabitation from the date of marriage to the date of death with the person who served, except where there was a separation which was due to the misconduct of or procured by the person who served, without the fault of the widow: *Provided*, That this section shall not be construed so as to discontinue any pension granted prior to the enactment of this Act."

Approved March 1, 1944.

[CHAPTER 76]

AN ACT

For the relief of the State of Oregon, Department of Forestry of the State of Oregon, and certain organized protection agencies in the State of Oregon for protection of unappropriated public-forest lands intermingled with Oregon and California lands from July 1, 1938, to June 30, 1939.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That there is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, the sum of \$4,852.54 for reimbursement of the following-named organized protection agencies in the State of Oregon for protection of unappropriated public-forest lands intermingled with Oregon and California lands from July 1, 1938, to June 30, 1939: The State of Oregon, Department of Forestry of the State of Oregon, Clackamas-Marion Counties Forest Protective Association, Coos County Forest Protective Association, Douglas County Forest Protective Association, Eastern Lane County Forest Protective Association, Klamath Forest Protective Association, Linn County Forest Protective Association, Polk County Forest Protective Association, Northwest Oregon Forest Fire Association, Southwest Oregon State Unit, and Western Lane Forest Protective Association.

Approved March 1, 1944.

[CHAPTER 77]

AN ACT

To fix a reasonable definition and standard of identity of certain dry milk solids.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That for the purposes of the Federal Food, Drug, and Cosmetic Act of June 26, 1938 (ch. 675, sec. 1, 52 Stat. 1040), nonfat dry milk solids or defatted milk solids is the product resulting from the removal of fat and water from milk, and contains the lactose, milk proteins, and milk minerals in the same relative proportions as in the fresh milk from which made. It contains not over 5 per centum by weight of moisture. The fat content is not over 1½ per centum by weight unless otherwise indicated.

The term "milk", when used herein, means sweet milk of cows.

Approved March 2, 1944.

[CHAPTER 78]

AN ACT

To amend the Act of March 3, 1927, entitled "An Act granting pensions to certain soldiers who served in the Indian wars from 1817 to 1898, and for other purposes."

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 1 of the Act of March 3, 1927 (U. S. C., title 38, sec. 381; 44 Stat. 1361), is hereby amended to read as follows:

March 1, 1944
[H. R. 1047]
[Public Law 243]

State of Oregon.
Reimbursement of
certain protection
agencies.
Post, p. 469.

March 2, 1944
[H. R. 149]
[Public Law 244]

Dry milk solids.
Definition and
standard.
21 U. S. C. § 301;
Supp. III, § 321 *et seq.*

March 3, 1944
[H. R. 85]
[Public Law 245]

Pensions, Indian
wars.

"SECTION 1. That any person who served thirty days or more, or for the duration of one of the campaigns cited in section 1 of the Act of March 4, 1917, even though such campaign was of less than thirty days' duration, in any military organization, whether such person was regularly mustered into the service of the United States or not, but whose service was under the authority or by the approval of the United States or any State or Territory in any Indian war or campaign, or in connection with, or in the zone of, any active Indian hostilities in any of the States or Territories of the United States from January 1, 1817, to December 31, 1898, inclusive, the determination as to what constitutes the zone of active Indian hostilities to be made by the Administrator of Veterans' Affairs, and who is now or may hereafter be suffering from any mental or physical disability or disabilities of a permanent character which so incapacitate him for the performance of manual labor as to render him unable to earn a support, shall, upon making due proof of the fact, according to such rules and regulations as the Administrator of Veterans' Affairs may provide, be placed upon the pension roll of the United States and be entitled to receive a pension not exceeding \$60 a month and not less than \$20 a month, proportioned to the degree of inability to earn a support, and in determining such inability each and every infirmity shall be duly considered and the aggregate of the disabilities shown shall be rated, these rates to be fixed as follows: \$20 a month for one-tenth disability, \$25 a month for one-fourth disability, \$35 a month for one-half disability, \$50 a month for three-fourths disability, and \$60 a month for total disability: *Provided*, That any such person who has reached the age of sixty-two years shall, upon making proof of such fact, be entitled to receive a pension of \$30 a month; and in case such person has reached the age of sixty-five years, \$60 a month: *Provided further*, That any such person who is now or hereafter may become, on account of age or physical or mental disabilities, helpless or blind, or so nearly helpless or blind as to need or require the regular aid and attendance of another person, shall be given a rate of \$100 a month."

SEC. 2. Section 4 of the Act of March 3, 1927 (U. S. C., title 38, sec. 381c; 44 Stat. 1363), is hereby amended to read as follows:

"SEC. 4. The pension or increased rate of pension herein provided for shall commence from the date of filing application therefor after the date of enactment of this Act in such form as may be prescribed by the Administrator of Veterans' Affairs, or the date of the inception of the requisite condition as shown by the evidence, whichever is the later: *Provided*, That as to veterans who hereafter apply for and receive pension under the provisions of this Act, increased pension by reason of disability requiring the regular aid and attendance of another person shall be effective as of the date of inception of the requisite condition as shown by the evidence, but not earlier than the date of the original application for pension hereunder."

SEC. 3. The Act of March 3, 1927 (U. S. C., title 38, secs. 381-381d; 44 Stat. 1361-1363), is hereby amended by adding a new section numbered 6 to read as follows:

"SEC. 6. The dependent unremarried widow of any person who rendered service as described in section 1 of this Act, who is barred from receiving pension because her marriage to the veteran occurred subsequent to March 3, 1917, but who is otherwise entitled to pension under section 2 of this Act, shall be entitled to pension in her own right and to the additional pension provided for minor and helpless children in said section 2: *Provided*, That she has attained the age of sixty years, was married to the veteran ten or more years prior to his death, and lived with him continuously from

Service requirement

39 Stat. 1199.
38 U. S. C. § 376.

Disability rating.

Veterans attaining
ages of 62 and 65.Helpless or blind
veterans.Commencement of
pension or increased
rate.Veteran requiring
attendant.Certain dependent
unremarried widows.
Ante, p. 108.44 Stat. 1363.
38 U. S. C. § 381a.Age and marital
relationship.

the date of marriage to the date of his death, except where there was a separation which was due to or procured by the veteran without the fault of the widow: *Provided further*, That if pension has been granted to an insane, idiotic, or otherwise helpless child of the veteran or to a child or children of the veteran under sixteen years of age, the widow shall not be entitled to the pension authorized by this section until the pension to the child or children terminates, unless such child or children be a member or members of her family and cared for by her; and when these conditions are fulfilled and the pension is granted to the widow, payment of pension to such child or children shall cease; except that in the event the amount being paid to such child or children is less than the amount authorized to the widow by this section, then the difference between said amounts shall be paid to the widow: *Provided further*, That any widow otherwise entitled to pension under this Act who has attained or who shall hereafter attain the age of seventy years shall be entitled to and paid a pension at the rate of \$40 per month: *Provided further*, That the widow otherwise entitled under this Act who was the wife of the veteran during the period of his service in an Indian war or campaign shall be entitled to and shall be paid a pension at the rate of \$50 per month. Payment of pension or increase of pension at the rates provided in this section shall commence as provided in section 4 of this Act. Pension and increase of pension under this section shall not be paid to the widow who has remarried either once or more than once since the death of the veteran, and upon remarriage of such a widow her pension shall be terminated."

Sec. 4. The Act of March 3, 1927 (U. S. C., title 38, secs. 381-381d; 44 Stat. 1361-1363), is hereby amended by adding a new section numbered 7 to read as follows:

"Sec. 7. Nothing contained in the provisions of this Act shall be construed to discontinue, diminish, or reduce any pension heretofore granted, nor to abridge or deny rights under any law in effect on the date of enactment of this Act, nor be held to affect or diminish the additional pension to those on the roll designated as the Army and Navy Medal of Honor Roll, as provided by the Act of April 27, 1916, but any pension or increase of pension herein provided for shall be in addition thereto."

Approved March 3, 1944.

[CHAPTER 81]

AN ACT

To reserve certain public-domain lands in the State of Arizona for addition to the Havasupai Indian Reservation, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That sections 5, 8, 17, and 20 of township 30 north, range 2 west, of the Gila and Salt River base and meridian, Arizona, on the public domain, be, and the same are hereby, permanently reserved as an addition to the Havasupai Indian Reservation. This withdrawal is made subject to valid existing rights of any persons thereto initiated prior to August 29, 1940, the date on which these lands were temporarily withdrawn from further disposition by the Secretary of the Interior pending the enactment of legislation adding them to the Havasupai Indian Reservation.

Sec. 2. The Secretary of the Interior is authorized to exchange lands within the area described in section 1 with the State of Arizona for all or a portion of the State-owned lands identified as sections 28 and 29, township 30 north, range 2 west, and the west half section 32, township 31 north, range 2 west, Gila and Salt River base and merid-

If pension granted to helpless child or child under 16.

Widow attaining age of 70 years.

Wife of veteran during his war service.

Commencement date.

Act, D. 109. Remarried widows.

Existing rights or pensions.

Army and Navy Medal of Honor Roll. 39 Stat. 53. 38 U. S. C. §§ 391-394; Supp. III, § 398.

March 4, 1944
[S. 1000]

[Public Law 246]

Havasupai Indian Reservation. Addition of lands.

Lands in exchange.