

Transfer of building.

SEC. 2. There shall likewise be transferred to said United States section, in connection with the transfer of said land, that certain building thereon situate, known and numbered as warehouse building 252.

Sale of improvements.

SEC. 3. The improvements on said land, except warehouse building 252, may be sold by the War Assets Administration under its existing authority, for use on the premises where now situated, subject to the provision that such use shall be in conformity with the terms and conditions of licenses to be issued therefor by the Secretary of State under the authority of the Act of August 27, 1935 (49 Stat. 906; 22 U. S. C., sec. 277e): *Provided*, That such licenses shall not be inconsistent with the primary purpose of flood control and the use of said land as a floodway, as determined by the Secretary of State. Any such improvements not sold for use on the premises may be sold by the War Assets Administration for removal from the premises within one year from the date of sale. To the extent that any such improvements are not sold under the provisions hereof within a period of one year from the effective date of this Act, title thereto shall remain in the United States, and jurisdiction and control thereover shall vest in the said United States section.

Granting of licenses.

SEC. 4. The Secretary of State shall, in order to assure beneficial public use of this land not inconsistent with the primary purpose of flood control, grant a license or licenses to the city of Brownsville, Texas, under the authority of the Act of August 27, 1935, to use portions of the lands transferred to the United States section under this Act for municipal parks, golf course, museums, athletic fields, including stadiums, and other public purposes not inconsistent with the primary purpose of flood control and with the use of said land as a floodway, as determined by the Secretary of State and subject to such terms and conditions as may, in the opinion of the Secretary of State, be necessary to protect the interests of the United States: *Provided*, That application is made by the city of Brownsville for such license or licenses within a period of one year from the effective date of this Act: *Provided further*, That such license or licenses shall not be inconsistent with those granted under section 3 hereof for the use of the improvements therein specified: *Provided further*, That except for this provision granting to the city of Brownsville a preferential right for one year to be granted a license or licenses, nothing in this section shall be construed as modifying or impairing the authority of the Secretary of State over said lands under said Act of August 27, 1935.

49 Stat. 906.
22 U. S. C. § 277e.

Time limitation.

Approved June 23, 1949.

[CHAPTER 240]

AN ACT

June 24, 1949
[S. 1023]
[Public Law 123]

To amend section 9 of the Civil Service Retirement Act of May 29, 1930, as amended, so as to grant credit in accordance with such section for service for which, through inadvertence, no deductions from salary are made.

46 Stat. 475.
5 U. S. C. § 736b;
Supp. II, § 736b.
Post, p. 476.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the first sentence of section 9 of the Civil Service Retirement Act of May 29, 1930, as amended, is amended by inserting before the period at the end thereof a comma and the following: "including any case in which such deductions are required to be made but are not made due to error on the part of the employing agency and such error being made without the knowledge of the employee affected by the mistake".

Approved June 24, 1949.

[CHAPTER 241]

AN ACT

To amend sections 130 and 131 of the Act entitled "An Act to establish a code of law for the District of Columbia", approved March 3, 1901, relating to the notice to be given upon a petition for probate of a will, and to the probate of such will.

June 24, 1949
[S. 1127]
[Public Law 124]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the first paragraph of section 130 of the Act entitled "An Act to establish a code of law for the District of Columbia", approved March 3, 1901, as amended by the Act approved June 30, 1902 (title 19, sec. 301, D. C. Code, 1940), is amended to read as follows:

D. C. Code, amend-
ments.

31 Stat. 1211; 32 Stat.
526.

"SEC. 130. NOTICE OF PETITION FOR PROBATE.—Upon the filing of a petition for probate of a will, notice, as hereinafter provided, shall be issued to all persons who would be entitled to or interested in the estate of the testator in case such will had not been executed to appear in said court on a date named in the notice, and to show cause why the prayer of the petition should not be granted.

"(a) Such notice may be by a citation in which the return date named is not earlier than ten days after the filing of said petition, and which citation shall be served in the District of Columbia, by the United States marshal, or deputy marshal, not less than five days before the return day named in said citation.

"(b) Such notice may be by a citation in which the return date named is not earlier than twenty days after the filing of said petition, and which citation shall be served not less than ten days before the return date named in said citation: *Provided*, That such citation may be served only on nonresidents of the District of Columbia, and upon residents of said District who have been returned 'Not to be found' under paragraph (a) of this section, and such service may be made only by a person not less than eighteen years of age who is not a party to or otherwise interested in the estate of the decedent, and the return in such case must be made under oath in the District of Columbia, unless the person making the service be a sheriff or deputy sheriff, a marshal or deputy marshal, authorized to serve process where service is made, and such return must show the time and place of service.

"(c) Such notice, whenever there is proof by the petition for probate or by other affidavit that any or all of such persons, interested as aforesaid, are nonresidents of the District of Columbia, or whenever they or any of them have been returned 'Not to be found' under paragraph (a) of this section, may be by a publication in which the return date named is not less than thirty days after the date of the first appearance of the publication, and which shall be published once in each of three successive weeks in some newspaper of general circulation in the District of Columbia, and a copy of this published notice shall be mailed to the last-known address of each of the persons, interested as aforesaid, who is not shown to have been returned served personally under either paragraph (a) or paragraph (b) of this section. The court may by general rule prescribe the form of such notice by publication, and may order such other publication as the case may require."

Publication of no-
tice.

SEC. 2. Section 131 of the Act entitled "An Act to establish a code of law for the District of Columbia", approved March 3, 1901 (title 19, sec. 305, D. C. Code, 1940), is amended to read as follows:

31 Stat. 1211.

"SEC. 131. PROBATE.—When notice as prescribed in section 130 has been completed in any case, the court shall proceed, if no caveat be filed, to take the proofs, or to consider the proofs theretofore taken, of the execution of the will. All the witnesses to such will who are within