

SEC. 4. That rules and regulations for the enforcement of this Act, not inconsistent with the provisions of the Act, shall be made by the Director of the Bureau of Standards and approved by the Secretary of Commerce, and that such rules and regulations shall include reasonable variations or tolerances which may be allowed.

Regulations, etc., to be made.  
Variations allowed.

SEC. 5. That it shall be unlawful to pack, sell, or offer for sale for shipment from any State or Territory or the District of Columbia to any other State or Territory or the District of Columbia, any barrels or other containers of lime which are not marked as provided in sections two and three of this Act, or to sell, charge for, or purport to deliver from any State or Territory or the District of Columbia to any other State or Territory or the District of Columbia, as a large or small barrel or a fractional part of said small barrel of lime, any less weight of lime than is established by the provisions of this Act; and any person guilty of a violation of the provisions of this Act shall be deemed guilty of a misdemeanor and be liable to a fine not exceeding \$100.

Interstate shipments unmarked, etc., unlawful.  
When less than standard.

Penalty.

SEC. 6. That it shall be the duty of each district attorney, to whom satisfactory evidence of any violation of this Act is presented, to cause appropriate proceedings to be commenced and prosecuted in the United States court having jurisdiction of such offense: *Provided, however,* That the penal provisions of this Act shall not take effect until January first, nineteen hundred and seventeen.

Prosecutions.

*Proviso.*  
Penalties effective January 1, 1917.

SEC. 7. That this Act shall be in force and effect from and after its passage.

Effect.

Approved, August 23, 1916.

**CHAP. 397.**—An Act To repeal an Act approved March second, eighteen hundred and ninety-five, entitled "An Act to amend section three of An Act entitled 'An Act to regulate the liens of judgments and decrees of the courts of the United States,' approved August first, eighteen hundred and eighty-eight."

August 23, 1916.  
[H. R. 11416.]  
[Public, No. 229.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That an Act approved March second, eighteen hundred and ninety-five, entitled "An Act to amend section three of an Act entitled 'An Act to regulate the liens of judgments and decrees of the courts of the United States,' approved August first, eighteen hundred and eighty-eight," be, and the same is hereby, repealed.

United States courts. Exemption of docking liens, etc., of, in State courts, repealed.  
Vol. 28, p. 813, repealed.

SEC. 2. That this Act shall take effect on and after January first, nineteen hundred and seventeen.

In effect January 1, 1917.

Approved, August 23, 1916.

**CHAP. 398.**—An Act Granting to the city of Philadelphia, in the State of Pennsylvania, a right of way through the United States military reservation at Fort Mifflin, Pennsylvania.

August 23, 1916.  
[H. R. 13984.]  
[Public, No. 230.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of War be, and he is hereby, authorized to grant to the city of Philadelphia, in the State of Pennsylvania, an easement of a right of way for municipal purposes over a strip of land one hundred feet wide, extending from Back Channel to the Delaware River, through and over the United States military reservation located in the said city of Philadelphia, county of Philadelphia, State of Pennsylvania, and known as the Fort Mifflin (Pennsylvania) Military Reservation; the said city of Philadelphia to have a right of way over said strip of land, and as well authority to construct a paved roadway and an industrial railway thereon for the use of the sewage treatment works of the said

Fort Mifflin, Pa. Right of way through, granted to Philadelphia.  
Purposes, etc.

city of Philadelphia, and as well to construct upon the end of said right of way at the Delaware River a wharf or pier, and as well to construct and maintain under said right of way conduits from the said sewage treatment works to the Delaware River: *Provided*, That the exact location of the said right of way and wharf shall be fixed by the Secretary of War and the Secretary of the Navy; that the construction thereof shall be under their supervision; and that the city of Philadelphia shall remove the old earth battery and level the entire portion of the reservation west of the old fort: *Provided further*, That no title or property right whatever to said strip of land or interest therein, by reason of said conveyance, is to pass to the city of Philadelphia, excepting the right of use as above set forth; that the use by the city of Philadelphia of the said strip of land for any other purpose than herein set forth or the failure to maintain and to operate as directed by the Secretary of War or the Secretary of the Navy shall work a forfeiture of the above-recited right; that the said right of easement of the city of Philadelphia may be declared terminated and ended by the Secretary of War of the United States at any time and he may thereupon resume complete possession of such strip of land and all right hereunder shall cease and determine: *And provided further*, That the right is reserved to the United States to occupy the said right of way for military or other governmental purposes.

*Provisos.*  
Location, etc.

Conditions.

Government use reserved.

Amendment.

SEC. 2. That the right to alter, amend, or repeal this Act is hereby reserved.

Approved, August 23, 1916.

August 23, 1916.  
[H. R. 14299.]

[Public, No. 231.]

**CHAP. 399.**—An Act To amend section thirty-three of an Act to codify, revise, and amend the laws relating to the judiciary, approved March third, nineteen hundred and eleven.

Judicial Code.  
Vol. 36, p. 1097,  
amended.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That section thirty-three of an Act to codify, revise, and amend the laws relating to the judiciary, approved March third, nineteen hundred and eleven, be, and the same is hereby, amended to read as follows:

Removal of causes from State courts. Suits or prosecutions of revenue officers.

“SEC. 33. That when any civil suit or criminal prosecution is commenced in any court of a State against any officer appointed under or acting by authority of any revenue law of the United States now or hereafter enacted, or against any person acting under or by authority of any such officer, on account of any act done under color of his office or of any such law, or on account of any right, title, or authority claimed by such officer or other person under any such law, or is commenced against any person holding property or estate by title derived from any such officer and affects the validity of any such revenue law, or against any officer of the courts of the United States for or on account of any act done under color of his office or in the performance of his duties as such officer, or when any civil suit or criminal prosecution is commenced against any person for or on account of anything done by him while an officer of either House of Congress in the discharge of his official duty in executing any order of such House, the said suit or prosecution may at any time before the trial or final hearing thereof be removed for trial into the district court next to be holden in the district where the same is pending upon the petition of such defendant to said district court and in the following manner: Said petition shall set forth the nature of the suit or prosecution and be verified by affidavit and, together with a certificate signed by an attorney or counselor at law of some court of record of the State where such suit or prosecution is commenced or of the United States stating that, as counsel for the petitioner, he has examined the proceedings against him and carefully

Federal court officers.

Officers of Congress.

Petition, etc.