

SEPARABILITY

SEC. 55. If any provision of this Act, or the application thereof to any person or circumstances, is held invalid, the remainder of the Act, and the application of such provisions to other persons or circumstances, shall not be affected thereby.

Approved, July 22, 1937.

Separability.

[CHAPTER 520]

AN ACT

To confer jurisdiction on the Court of Claims to hear, determine, and enter judgment upon the claims of contractors for excess costs incurred while constructing navigation dams and locks on the Mississippi River and its tributaries.

July 23, 1937
[H. R. 2565]
[Public, No. 211]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That jurisdiction is hereby conferred upon the Court of Claims to hear, determine, and enter judgments against the United States upon the claims of the several contractors for alleged excess costs incurred in the execution of their respective contracts, entered into since June 16, 1933, for the construction of locks and dams for the improvement of navigation on the Mississippi River and its tributaries, by reason of the Government having promulgated and enforced, as alleged, due, as alleged, to the national emergency and subsequent to the dates of the several contracts, rules and regulations referred to in the several contracts and misinterpreted and wrongfully enforced or disregarded, as alleged, and rules and regulations not referred to in and inconsistent with the respective contracts, as alleged, which rules and regulations, the enforcement or disregard thereof, deprived the contractors of normal control of their personnel, as alleged, and further by reason of the Government having failed, as alleged, to supply qualified labor under the labor clauses of the respective contracts, resulting in excess costs, including general overhead and depreciation, to the said several contractors on their respective contracts, as alleged; the said judgment or decrees, if any, to be allowed notwithstanding the bars or defenses of any alleged settlement or adjustment heretofore made, *res judicata*, laches, or any provision of law to the contrary.

Mississippi River, locks and dams; construction, etc.
Claims of contractors for excess costs submitted to Court of Claims.

This Act shall not be interpreted as raising any presumption or conclusion of fact or law but shall be held solely to provide for trial upon facts as may be alleged.

Judgment.

Presumption, etc., of fact or law not raised.

Review of such judgment may be had by either party in the same manner as is provided by law in other cases in such court.

Review of judgment.

Approved, July 23, 1937.

[CHAPTER 522]

AN ACT

To amend the Civil Service Act approved January 16, 1883 (22 Stat. 403), and for other purposes.

July 26, 1937
[H. R. 3408]
[Public, No. 212]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That an Act entitled "An Act to regulate and improve the civil service of the United States" (Act of January 16, 1883, 22 Stat. 403), is hereby amended by adding at the end of the sixth paragraph of section 2 of the Act a new paragraph, as follows:

Civil Service Act, amendment.

22 Stat. 403.
5 U. S. C. § 633.

No discrimination because of marital status.

“And no person shall be discriminated against in any case because of his or her marital status in examination, appointment, reappointment, reinstatement, reemployment, promotion, transfer, retransfer, demotion, removal, or retirement. All Acts or parts of Acts inconsistent herewith are hereby repealed.”

Approved, July 26, 1937.

[CHAPTER 523]

AN ACT

July 26, 1937
[S. 2295]
[Public, No. 213]

To amend the Act approved June 7, 1935 (Public, Numbered 116, Seventy-fourth Congress; 49 Stat. 332), to provide for an additional number of cadets at the United States Military Academy, and for other purposes.

Military Academy cadets.
Selections by Governor of Panama Canal.
49 Stat. 332.
10 U. S. C., Supp. II, § 1091b.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the portion of the Act approved June 7, 1935 (Public, Numbered 116, Seventy-fourth Congress; 49 Stat. 332), to provide for an additional number of cadets at the United States Military Academy, which reads as follows: “one to be selected by the Governor of the Panama Canal Zone, from among the sons of civilians of the Panama Canal Zone and the Panama Railroad, resident on the zone”, is amended to read as follows: “one cadet to be selected by the Governor of the Panama Canal from among the sons of civilians residing in the Canal Zone and the sons of civilian personnel of the United States Government and the Panama Railroad Company residing in the Republic of Panama”.

Approved, July 26, 1937.

[CHAPTER 524]

AN ACT

July 27, 1937
[S. 1762]
[Public, No. 214]

To add certain lands to the Rogue River National Forest in the State of Oregon.

Rogue River National Forest, Oreg.
Transfer of certain revested Oregon and California Railroad grant lands to.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That for the purpose of forest management, watershed protection, and recreational use the north half northwest quarter section 3, the south half northwest quarter section 23, and the west half northeast quarter northeast quarter and the east half northwest quarter northeast quarter section 27, township 37, south, range 3 east, Willamette meridian, of revested Oregon and California land-grant lands are hereby added to and made a part of the Rogue River National Forest in the State of Oregon, subject to all laws and regulations governing national forests: *Provided,* That the Secretaries of the Interior and Agriculture shall jointly appraise and agree on the value of the said Oregon and California land-grant lands and shall certify the same to the Secretary of the Treasury. That the Secretary of the Treasury be, and he is hereby, authorized, upon notice of the appraisal by the Secretaries of the Interior and Agriculture, to transfer an equal amount of money from the national-forest receipts and credit the same to the Oregon and California land-grant funds, subject to all laws and regulations governing the disposal of money received from the Oregon and California land-grant lands.

Provido.
Appraisal.

Credit of sum transferred.

Approved, July 27, 1937.