

[CHAPTER 232]

AN ACT

To amend sections 4613 and 4614 of the Revised Statutes of the United States to include captures of aircraft as prizes of war.

June 24, 1941
[S. 992]
[Public Law 427]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That sections 4613 and 4614 of the Revised Statutes of the United States (U. S. C., title 34, secs. 1131 and 1132) be amended to read, respectively, as follows:

Revised Statutes, sections amended.

“SEC. 4613. The provisions of this title (title LIV) shall apply to all captures of vessels, including aircraft, made as prize by authority of the United States or adopted and ratified by the President of the United States: *Provided*, That the terms ‘vessel’ and ‘ship’ as used in this title (title LIV) shall include aircraft, and that the term ‘master’ as used in this title (title LIV) shall include the pilot or other person in command of such aircraft: *Provided further*, That nothing herein contained shall be construed as affecting, or in any way impairing, the legal right of the Army of the United States or any component part thereof, while engaged in hostilities, to capture any enemy property or neutral property used or transported in violation of the obligations of neutrals under international law, wherever found, and without prize procedure.

Captures of vessels made as prize.

Provisos.
Terms defined.

Captures by Army.

“SEC. 4614. The term ‘vessels of the Navy’ as used in this title (title LIV) shall include all armed vessels, including aircraft, officered and manned by the United States and under the control of the Department of the Navy.”

“Vessels of the Navy” defined.

Approved, June 24, 1941.

[CHAPTER 233]

AN ACT

To amend the Act of April 15, 1935, as amended (49 Stat. 156; U. S. C., Supp. V, title 34, sec. 842), and for other purposes.

June 24, 1941
[S. 1469]
[Public Law 128]

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 approved April 15, 1935, as amended (49 Stat. 156; U. S. C., Supp. V, title 34, sec. 842), is hereby amended to read as follows: “That the grade of aviation cadet is hereby created in the Naval Reserve and Marine Corps Reserve. Aviation cadets shall be appointed by the Secretary of the Navy from male citizens of the United States under such regulations as he may prescribe: *Provided*, That each aviation cadet shall sign an agreement, with the consent of his parent or guardian if he be a minor, to serve for a continuous period of not more than four years on active duty, unless sooner released: *Provided further*, That the Secretary of the Navy is authorized to discharge at any time any aviation cadet or to release him from active duty.

Naval Reserve and Marine Corps Reserve.
34 U. S. C. § 842.
Aviation cadet grade created.

Provisos.
Service agreement.

Discharge or release.

SEC. 2. The first proviso of section 5 of the Naval Reserve Act of 1938 (52 Stat. 1176; U. S. C., Supp. V, title 34, sec. 853c), as amended, 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 or for such periods as they agree to serve under the provisions of section 1 of the Act approved April 15, 1935, as amended (49 Stat. 156; U. S. C., Supp. V, title 34, sec. 842), from date of appointment as aviation cadet.”

34 U. S. C. § 853c.
Aviation cadets and commissioned officers, active duty.
53 Stat. 819.
34 U. S. C. §§ 842, 844, 849-850, 853c.

Approved, June 24, 1941.

[CHAPTER 234]

AN ACT

June 24, 1941
[H. R. 3536]
[Public Law 129]

To authorize the Secretary of the Navy to proceed with the construction of certain public works, and for other purposes.

National defense.
Section bases for
support of small craft.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Navy is hereby authorized to establish, at various locations, such section bases for the support of small craft as the President may deem necessary to the national defense. The authority herein granted shall include the authority to acquire lands at such locations as the Secretary of the Navy with the approval of the President may consider best suited to the purpose, and construct or acquire buildings and other necessary facilities.

Appropriation au-
thorized.
Post, pp. 558, 680, 814.

SEC. 2. There is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, not to exceed \$50,000,000 to effectuate the purposes of this Act. This sum, however, shall be inclusive of the \$10,000,000 appropriated for section bases and related purposes by the Act approved March 17, 1941 (Public, Numbered 13, Seventy-seventh Congress).

Ante, p. 42.

Contracts on a cost-
plus-a-fixed-fee basis.

SEC. 3. The provisions of section 4 of the Act approved April 25, 1939 (53 Stat. 590-592), shall be applicable to all projects authorized by this Act, regardless of location: *Provided*, That the fixed fee to be paid the contractor as a result of any contract hereafter entered into under the authority of the above-mentioned Act shall not exceed 6 per centum of the estimated cost of the contract, exclusive of the fee, as determined by the Secretary of the Navy.

Proviso.

Approved, June 24, 1941.

[CHAPTER 235]

AN ACT

June 24, 1941
[H. R. 3847]
[Public Law 130]

To adjust certain losses occurring in the redemption of adjusted-service bonds.

Adjusted-service
bonds.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, whereas, in effecting the distribution and redemption of adjusted-service bonds in the years 1936 and 1937, as authorized by the Act of January 27, 1936 (ch. 32), as amended by the Act of June 3, 1936 (ch. 482, 49 Stat. 1099, 1396; 38 U. S. C. 1934 edition, Supp. V, secs. 686-688b), certain misdeliveries and erroneous payments were made, due for the most part to circumstances beyond their control, by certain postmasters and postal employees designated at the request of the Secretary of the Treasury to perform such fiscal agency service pursuant to the provisions of said Act of June 3, 1936, the Comptroller General of the United States, the Secretary of the Treasury, the Treasurer of the United States, and the Postmaster General are authorized, in those cases where it shall be jointly determined by the Postmaster General and the Secretary of the Treasury that such misdeliveries and erroneous payments occurred without negligence upon the part of the postmaster or postal employee charged with the error, to relieve them of such charges. There are hereby appropriated, out of any money in the Treasury not otherwise appropriated, such sums as may be necessary to effect the relief hereby granted, not to exceed, however, the aggregate sum of \$6,000: *Provided*, That in those instances where the misdeliveries or erroneous payments referred to herein have resulted in failure of the true beneficiaries or payees to receive securities or payments, proper deliveries and payments shall be promptly made to them as contemplated by the Act of January 27, 1936, as amended: *Provided*

38 U. S. C. §§ 686-
688b.

Adjustment of cer-
tain losses.

Appropriation.

Provisos.
Deliveries, etc., to
true beneficiaries.