

appropriations for the Department of Agriculture for the fiscal year ending June 30, 1943, and for other purposes", together with the Senate amendments thereto to the extent the House of Representatives and the Senate have agreed upon such amendments (otherwise, on the basis of the purposes and objects of expenditure as the same were authorized and provided for in appropriation Acts for the Department of Agriculture on account of the fiscal year 1942), are hereby authorized and provided, for and during the month of July 1942, to the extent, in the detail, and under the conditions, authority, restrictions, and limitations as contained in such bill and such amendments as agreed upon, and otherwise, as aforesaid, and there are hereby appropriated, out of any money in the Treasury not otherwise appropriated, such sums as may be necessary therefor: *Provided*, That if, at any time prior to August 1, 1942, such bill shall become a law, the foregoing provisions of this Act shall thereupon cease to be effective and the amounts expended or obligated hereunder shall be charged against the appropriations or authorizations therein and the total amount expended or obligated during such fiscal year for any item or object of expenditure shall not exceed the amount therein authorized or appropriated for such item when the same is enacted into law.

SEC. 2. The appropriations and authority with respect to appropriations contained herein for the fiscal year 1943 shall be available from and including July 1, 1942, for the purposes respectively provided in such appropriations and authority. All obligations incurred during the period between June 30, 1942, and the date of enactment of this Act in anticipation of such appropriations and authority are hereby ratified and confirmed if in accordance with the terms thereof.

Approved, July 9, 1942.

[CHAPTER 497]

AN ACT

To amend the Agricultural Adjustment Act of 1938, as amended, with respect to marketing quotas for peanuts, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Agricultural Adjustment Act of 1938, as amended, is amended as follows:

(1) Section 358 (d) is amended by striking out the last sentence thereof and inserting in lieu thereof the following: "The amount of the marketing quota for each farm shall be a number of pounds of peanuts equal to the normal production or the actual production, whichever is the greater, of the farm peanut acreage allotment and no peanuts shall be marketed under the quota for any farm other than peanuts actually produced on the farm."

(2) Section 359 (b) is amended to read as follows:

"(b) Beginning with the 1941 crop of peanuts, payment of the penalty of 3 cents per pound upon the marketing of peanuts as provided in subsection (a) above will not be required if such excess peanuts are delivered to or marketed through an agency or agencies designated each year by the Secretary or if the producer pays to the United States, with respect to excess peanuts which, when marketed, were identified in the manner prescribed in the regulations of the Secretary as quota peanuts, an amount determined under regulations of the Secretary to represent the amount received for the peanuts in excess of the amount which would have been received had such peanuts been delivered to a designated agency as excess peanuts. Any peanuts received under this subsection by such agency shall be sold by such agency (i) for crushing for oil under a sales agreement approved by the Secretary; (ii) for cleaning and shelling at prices

Proviso.
Termination of effectiveness.

Charging of amounts expended, etc.

Availability of funds.

Ratification of incurred obligations.

July 9, 1942
[H. R. 7137]
[Public Law 662]

Agricultural Adjustment Act of 1938, amendments.

55 Stat. 89,
7 U. S. C., Supp. I,
§ 1358 (d).
Farm marketing quota for peanuts.

55 Stat. 90,
7 U. S. C., Supp. I,
§ 1359 (b).
Marketing in excess of quota.
Release from penalty, condition.

Sale and use of excess peanuts.

Payment to producers.

Penalty for unauthorized use.

55 Stat. 91.
7 U. S. C., Supp. I,
§ 1359 (d).
"Peanuts" construed.

52 Stat. 41.
7 U. S. C. § 1301 (b)
(13) (B).
Normal yield for any county.

52 Stat. 202.
7 U. S. C. § 1301 (b)
(13) (E).
Normal yield for any farm.

not less than those established for quota peanuts under any peanut diversion, peanut loan, or peanut purchase program; or (iii) for seed at prices established by the Secretary. For all peanuts so delivered to a designated agency under this subsection, producers shall be paid for the portion of the lot constituting excess peanuts, the market value thereof for crushing for oil as of the date of such delivery less the estimated cost of storing, handling, and selling such peanuts but not less than prices established by the Secretary pursuant to authority contained in existing law. Any person who, pursuant to the provisions of this subsection, acquires peanuts for crushing for oil and who uses or disposes of such peanuts for any purpose other than that for which acquired shall pay a penalty of 3 cents per pound upon the peanuts so used or disposed of and shall be guilty of a misdemeanor and upon conviction thereof shall be fined not more than \$1,000 or imprisoned for not more than one year, or both, for each and every offense. Operations under this subsection shall be carried on under regulations prescribed by the Secretary, and the operations of any agency designated to receive and market peanuts may be separate from or combined with operations of other agencies."

(3) Section 359 (d) is amended to read as follows: "The word 'peanuts' for the purposes of this Act shall mean all peanuts produced, excluding any peanuts which it is established by the producer or otherwise, in accordance with regulations of the Secretary, were not picked or threshed either before or after marketing from the farm."

(4) Section 301 (b) (13) (B) is amended by inserting after the word "cotton" wherever it appears therein the words "or peanuts" and by adding at the end thereof the following new sentence "For 1942, the normal yield for any county, in the case of peanuts, shall be the average yield per acre for peanuts for the county, adjusted for abnormal conditions, during the years 1936-1940, inclusive, except that for any county in which the years 1935-1939, inclusive, are equally as representative, such period may be used in determining the normal yields for counties in the State."

(5) Section 301 (b) (13) (E) is amended by deleting the word "or" after the word "wheat" and before the word "cotton" wherever it appears therein and by inserting after the word "cotton" wherever it appears therein the words "or peanuts" and by adding after the first sentence thereof the following new sentence: "For 1942, the normal yield for any farm, in the case of peanuts, shall be the average yield per acre of peanuts for the farm, adjusted for abnormal conditions, during the years 1936-1940, inclusive, except that for any county in which the years 1935-1939, inclusive, are equally as representative, such period may be used in determining normal yields for farms in the county."

Approved, July 9, 1942.

[CHAPTER 500]

AN ACT

July 9, 1942
[S. 2599]
[Public Law 663]

Authorizing the head of the department or agency using the public domain for war purposes to compensate holders of grazing permits and licenses for losses sustained by reason of such use of public lands for war purposes.

Use of public domain for war purposes.
Payments to holders of grazing permits, etc.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That whenever use for war purposes of the public domain or other property owned by or under the control of the United States prevents its use for grazing, persons holding grazing permits or licenses and persons whose grazing permits or licenses have been or will be canceled because of such