

missioned and enlisted personnel of the Army, Navy, Marine Corps, Coast Guard, Coast and Geodetic Survey, and Public Health Service."

School details heretofore of retired Philippine Scout officers, construed active duty for increase of longevity pay.

SEC. 3. Duty heretofore performed by retired officers of the Philippine Scouts, pursuant to War Department orders purporting to have been issued under section 40b or section 55c, respectively, of said National Defense Act of June 3, 1916, as amended by the Act of June 4, 1920, including, in either case, temporary duty for attendance on any course of preparatory instruction required by such order, shall be construed to be active duty for the purpose of increase of longevity pay of such retired officers, within the meaning of the aforesaid Act of June 3, 1916, as amended by the Act of June 4, 1920, and the aforesaid Act of May 12, 1917, and the aforesaid Act of June 10, 1922.

Details of retired officers for schools, etc., prior to July, 1922, to be construed as active duty.

SEC. 4. Duty performed prior to July 1, 1922, by retired officers of the Regular Army and duty performed prior to June 10, 1922, by retired officers of the Philippine Scouts, pursuant to War Department orders issued or purporting to have been issued under section 40b or section 55c, respectively, of said National Defense Act of June 3, 1916, as amended by the Act of June 4, 1920, including, in either case, temporary duty for attendance on any course of preparatory instruction required by such order, shall be construed to be active duty for the purpose of promotion of such retired officers on the retired list, within the meaning of the aforesaid Act of June 3, 1916, as amended by the Act of June 4, 1920, and the aforesaid Act of June 10, 1922.

Administrative action by department as to such details, ratified and confirmed.

SEC. 5. Any administrative action heretofore taken by the War Department dependent for validity upon the above-mentioned constructions of the indicated statutes, or a like construction of any other statute authorizing the detail of retired officers of the Army to educational institutions, is hereby ratified and confirmed; and that any pay otherwise due to any retired officers of the Regular Army or the Philippine Scouts but heretofore withheld by reason of a construction of any of the indicated statutes inconsistent with those foregoing shall be considered due and payable.

Withheld pay considered due and payable.

Approved, March 3, 1925.

March 3, 1925.  
[S. 3824.]  
[Public, No. 530.]

CHAP. 412.—An Act To provide for the appointment of a leader of the Army band.

Army.  
Appointment of warrant officer as leader of Army band.

Pay, etc.

Returned to former status if relieved.

Retired pay, etc.

Provisos.  
No back pay, etc.

No effect on number of officers.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of War is hereby authorized to appoint a warrant officer of the Regular Army leader of the Army band, who, while holding such appointment, shall receive, in lieu of any and all pay and allowances as warrant officer, the base pay and the allowances of a captain of the Regular Army in the third pay period and shall be entitled to longevity pay provided for an officer for each three years of service under such appointment plus any previous active commissioned service under a Federal appointment which the appointee may have had, but shall not be entitled to pass to a higher pay period. The leader of the Army band may be relieved from his appointment as such and returned to his former status at the discretion of the Secretary of War. Upon retirement he shall be retired as a warrant officer and shall receive the retired pay to which he would have been entitled had he not been appointed and received the pay and allowances of leader of the Army band: *Provided,* That no back pay or allowances shall be allowed to the leader of the Army band by reason of the passage of this Act: *And provided further,* That nothing

contained in this Act shall operate to increase the authorized number of commissioned officers or warrant officers of the Regular Army, nor to decrease the number of warrant officers authorized by law.

Approved, March 3, 1925.

**CHAP. 413.**—An Act To authorize the Secretary of War to reappoint and immediately discharge or retire certain warrant officers of the Army Mine Planter Service.

March 3, 1925.  
[S. 3977.]  
[Public, No. 531.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of War is hereby authorized and directed to reappoint and immediately discharge or retire as hereinafter directed all warrant officers, Army Mine Planter Service, discharged from such service pursuant to the Act entitled "An Act making appropriations for the military and nonmilitary activities of the War Department for the fiscal year ending June 30, 1923, and for other purposes," approved June 30, 1922: *Provided*, That warrant officers of the Army Mine Planter Service of less than ten years' service be discharged with payment of one years' pay; or those of more than ten years' and less than twenty years' service be placed on the unlimited retired list with pay at the rate of 2½ per centum of their active pay, multiplied by the number of complete years of such service; or those of more than twenty years' service be placed on the unlimited retired list with pay at the rate of 3 per centum of their active pay, multiplied by the number of complete years of such service, not exceeding 75 per centum of their active pay: *Provided further*, That in computing length of service for retirement and in computing longevity pay under the provision of this Act service on boats in the service of the Quartermaster Department as well as service in the Regular Army shall be counted: *And provided further*, That this Act shall not apply to any discharged warrant officer, Army Mine Planter Service, who has been reappointed a warrant officer, Army Mine Planter Service.

Army Mine Planter Service.  
Discharged warrant officers of, to be reappointed and discharged, etc.  
Vol. 42, p. 723.

*Provisos.*  
Discharge if service less than 10 years.  
On retired list if service 10 years or more.

Other service counted.

Not applicable to present reappointed officers.

Approved, March 3, 1925.

**CHAP. 414.**—An Act To authorize the Secretary of the Interior to sell to the city of Los Angeles certain lands in California heretofore purchased by the Government for the relief of homeless Indians.

March 3, 1925.  
[S. 4015.]  
[Public, No. 532.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of the Interior be, and he is hereby, authorized in his discretion to sell and to convey title on behalf of the United States of America, to the city of Los Angeles, certain lands in California heretofore purchased by the Government for the relief of homeless Indians, namely: Lot 55 of the Owens Valley Improvement Company's subdivision numbered 1, as shown on a map filed in book numbered 1, page 41, of the map records of Inyo County, containing approximately sixteen and sixty-one one-hundredths acres; and the northerly four hundred and twenty-nine feet of lot 141 of the Owens Valley Improvement Company's subdivision numbered 2 as shown on a map filed in book numbered 1, page 42, of the map records of Inyo County, containing approximately thirteen acres: *Provided*, That the consideration to be received for the lands shall be determined by the Secretary of the Interior and the amount for which the entire area may be sold shall not be less than the total cost of the lands and of the improvements to the Government: *Provided further*, That the sum

Los Angeles, Calif.  
Conveyance to, of lands purchased for homeless Indians.

Description.

*Provisos.*  
Restriction on sale price.

Amount to be used for Indian irrigation.