

January 23, 1930.
[S. 1784.]
[Public, No. 34.]

CHAP. 24.—An Act Authorizing an appropriation for improvements upon the Government-owned land at Wakefield, Westmoreland County, Virginia, the birthplace of George Washington.

Washington's Birth-
place.
Sum authorized for
improvement of, at
Wakefield, Va.
Post, pp. 106, 878.

Monument to be re-
moved to another site.

Replica of original
building to be erected
by Memorial Asso-
ciation.
Vol. 44, p. 699.

Provisos.
Approval of plans,
etc.

Conveyance of com-
pleted building, etc.,
to the United States.

George Washington
Birthplace National
Monument estab-
lished.

Administration.

Vol. 39, p. 535.

Inconsistent laws re-
pealed.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That there is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, the sum of \$65,000, which shall be used and expended as follows: The sum of \$15,000 shall be used in moving the monument erected by the United States and now located upon the plot of ground owned by the United States at Wakefield, Westmoreland County, Virginia, to another site on said plot of ground; and the sum of \$50,000 shall be paid to the Wakefield National Memorial Association of Washington, District of Columbia, a corporation created by and existing under the laws of the State of Virginia for use by the said association (a) in erecting on the Government-owned land at Wakefield, Westmoreland County, Virginia, the building permitted by Act of Congress entitled "An Act granting the consent of Congress to the Wakefield National Memorial Association to build upon Government-owned land at Wakefield, Westmoreland County, Virginia, a replica of the house in which George Washington was born, and for other purposes," approved June 7, 1926; (b) in restoring and improving the gardens and grounds at Wakefield, Westmoreland County, Virginia; and (c) in erecting such other buildings as shall be deemed necessary: *Provided*, That the plans for all said buildings and gardens to be constructed or restored hereunder and the location of said monument shall be subject to the approval of the Fine Arts Commission and the Secretary of the Interior, and the expenditure of said funds shall be subject to the prior approval of the Secretary of the Interior: *Provided further*, That said building and all lands owned by the Wakefield National Memorial Association shall on completion of the restoration be conveyed to the United States as a gift for administration, protection, and maintenance as hereinafter provided.

SEC. 2. That the said premises and all structures thereon shall constitute the George Washington Birthplace National Monument at Wakefield, Virginia, which is hereby established and set apart for the preservation of the historical associations connected therewith, for the benefit and enjoyment of the people, and the said national monument shall be hereafter administered by the National Park Service under the direction of the Secretary of the Interior subject to the provisions of the Act of August 25, 1916 (Thirty-ninth Statutes, page 535), as amended.

SEC. 3. All Acts or parts of Acts inconsistent with the provisions of this Act are repealed to the extent of such inconsistency.

Approved, January 23, 1930.

January 23, 1930.
[S. 1752.]
[Public, No. 35.]

CHAP. 25.—An Act To grant extensions of time on oil and gas prospecting permits.

Public lands.
Oil and gas permit-
tees granted further
time for drilling, etc.
Vol. 41, p. 437; Vol.
42, p. 356; Vol. 44, p.
236; Vol. 45, p. 252.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That any oil or gas prospecting permit issued under the Act of February 25, 1920 (Forty-first Statutes, page 437), or extended under the Act of January 11, 1922 (Forty-second Statutes, page 356), or as further extended under the Acts of April 5, 1926 (Forty-fourth Statutes, page 236), and March 9, 1928 (Forty-fifth Statutes, page 252), may be extended by the Secretary of the Interior for an additional period of three years in his discretion on such conditions as he may prescribe.

SEC. 2. Upon application to the Secretary of the Interior, and subject to valid intervening rights and to the provisions of section 1 of this Act, any permit which has already expired because of lack of authority under existing law to make further extensions, may be extended for a period of three years from the date of this Act.

Approved, January 23, 1930.

Extension of expired permits.

CHAP. 26.—Joint Resolution To amend sections 3 and 4 of the Act entitled "An Act to authorize and direct the survey, construction, and maintenance of a memorial highway to connect Mount Vernon, in the State of Virginia, with the Arlington Memorial Bridge across the Potomac River at Washington."

January 23, 1930.
[S. J. Res. 91.]
[Pub. Res., No. 34.]

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That section 3 of the Act entitled "An Act to authorize and direct the survey, construction, and maintenance of a memorial highway to connect Mount Vernon, in the State of Virginia, with the Arlington Memorial Bridge across the Potomac River at Washington," approved May 23, 1928 (Forty-fifth Statutes at Large, pages 721, 722), be, and the same hereby is, amended by the addition of the following language: "and to make such lands which would be in harmony with the District of Columbia river and harbor plan of the War Department, pursuant to the Act of August 2, 1882."

Mount Vernon Memorial Highway, Va.
Vol. 45, p. 721, amended.
Post, p. 1563.

SEC. 2. That section 4 of said Act be, and the same hereby is, amended by striking out that part of said section which reads: "Whenever it becomes necessary to acquire by condemnation proceedings any lands in the State of Virginia for the purpose of carrying out the provisions of this Act, such proceedings shall conform to the laws of said State now in force in reference to Federal condemnation proceedings," and by substituting in lieu thereof the following: "Whenever it becomes necessary to acquire by condemnation proceedings any lands in the State of Virginia for the purpose of carrying out the provisions of this Act, such proceedings shall conform as near as may be to the proceedings authorized by chapter 472 of the 1928 acts of the General Assembly of Virginia (acts of the 1928 General Assembly of Virginia, pages 1228-1230), empowering the State highway commissioner of Virginia to condemn lands for State highway purposes: *Provided further,* That in addition to the exercise of the power of eminent domain as hereinbefore provided, the Secretary of Agriculture is hereby authorized to enter upon and take possession of such lands and rights of ways as he may deem necessary for the purposes of this Act and to proceed with the construction of such highway over and through such lands without having first condemned the same: *Provided, however,* That within sixty days after taking possession of such lands and rights of way, if the United States and the owner or owners thereof have been unable to agree upon just compensation therefor, condemnation proceedings shall be instituted as hereinabove provided: *Provided further,* That if title to any lands or interest therein, required for the purposes of this Act, is claimed by the United States and by other persons or corporations and the controversy between the United States and such persons or corporations as to the ownership of such lands threatens delay in the construction or completion of said highway, the Secretary of Agriculture is hereby authorized to enter upon and take possession of such lands, title to which is in dispute between the United States and others, and to proceed with the construction of the highway over and through the same, while appropriate proceedings to

Improvement of added lands.
Vol. 22, p. 198.

Condemnation of lands in Virginia.
Vol. 45, p. 722, amended.
Matter stricken out.

Matter substituted.
Proceedings under State law.

Provisos.
Construction before condemnation.

Condemnation after possession taken.

Possession where adverse title claimed, and construction to proceed.