

Payment to territorial treasurer.

Wages of teachers.

Payment.

of pupils in the district, for the construction and equipment of a schoolhouse, which sum shall be paid by the Secretary of the Treasury to the treasurer of the Territory of Alaska upon the order and voucher of the Governor out of that portion of the said Alaska fund set apart for the establishment and maintenance of public schools. The residue of said portion of said fund, or so much thereof as may be necessary, shall by the Governor be apportioned among the several school districts established under the provisions of this section in amounts sufficient for each district to pay the wages of a teacher or teachers, together with the expense of fuel and light, supplies, and janitor service for nine months' school in each year. And the amounts so apportioned to each school district shall be paid to the treasurer of the Territory of Alaska by the Secretary of the Treasury upon the order and voucher of the Governor out of the said portion of said fund."

Approved, June 1, 1938.

[CHAPTER 315]

AN ACT

June 1, 1938  
[S. 3526]  
[Public, No. 575]

To refund sums paid by the railroads and other carriers of the United States under the Railroad Retirement Act of 1934.

Railroad Retirement Act of 1934.  
Refund of sums paid by railroads, etc., under.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of the Treasury be, and he is hereby, authorized and directed to pay, out of any money in the Treasury not otherwise appropriated, including the balance remaining in the fund in the Treasury designated "Railroad Retirement Trust Fund", to the railroad companies and other carriers of the United States, their trustees or receivers, their proportionate share of a sum not to exceed \$139,000, in full settlement of all their claims against the United States for a refund of sums paid into the Treasury of the United States by order of the Railroad Retirement Board created by the Act of Congress of June 27, 1934, known as "Railroad Retirement Act", which Act was on May 6, 1935, declared unconstitutional by the Supreme Court of the United States.

48 Stat. 1283.  
45 U. S. C. §§ 201-214.

Time limitation on filing claims.

SEC. 2. Claims for refund hereunder shall be filed within one year from the approval of this Act, and the Secretary of the Treasury may promulgate such rules and regulations as he deems necessary for carrying out the purpose of this Act.

Approved, June 1, 1938.

[CHAPTER 316]

AN ACT

June 1, 1938  
[H. R. 4852]  
[Public, No. 576]

To provide for the creation of the Saratoga National Historical Park in the State of New York, and for other purposes.

Saratoga National Historical Park, N. Y. Establishment, when title to lands is vested in United States.

Proviso. Inclusion of battlefield, etc.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That when title to all the lands, structures, and other property in the area at Saratoga, New York, whereon was fought the Battle of Saratoga during the War of the Revolution, shall have been vested in the United States, such area shall be, and it is hereby, established, dedicated, and set apart as a public park for the benefit and inspiration of the people and shall be known as the Saratoga National Historical Park: *Provided,* That such area shall include that part of the Saratoga Battlefield now belonging to the State of New York and any additional lands in the immediate vicinity thereof which the Secretary

of the Interior may, within six months after the approval of this Act, designate as necessary or desirable for the purposes of this Act.

SEC. 2. That the Secretary of the Interior be, and he is hereby, authorized to accept donations of land, interests in land, buildings, structures, and other property within the boundaries of said historical park as determined and fixed hereunder and donations of funds for the purchase or maintenance thereof, the title and evidence of title to lands acquired to be satisfactory to the Secretary of the Interior: *Provided*, That he may acquire on behalf of the United States, out of any donated funds, by purchase when purchasable at prices deemed by him reasonable, otherwise by condemnation under the provisions of the Act of August 1, 1888, such tracts of land within the said historical park as may be necessary for the completion thereof.

SEC. 3. That the administration, protection, and development of the aforesaid national historical park shall be exercised under the direction of the Secretary of the Interior by the National Park Service, subject to the provisions of the Act of August 25, 1916, entitled "An Act to establish a National Park Service, and for other purposes", as amended.

Approved, June 1, 1938.

## [CHAPTER 317]

## AN ACT

To provide for the purchase of public lands for home and other sites.

*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, in his discretion, is authorized to sell or lease, to any person who is the head of a family, or who has arrived at the age of twenty-one years, and is a citizen of the United States, or who has filed his declaration of intention to become such a citizen, as required by the naturalization laws, a tract of not exceeding five acres of any vacant, unreserved, surveyed public land, or surveyed public land withdrawn or reserved by the Secretary of the Interior for any other purposes, or surveyed lands withdrawn by Executive Orders Numbered 6910 of November 26, 1934, and 6964 of February 5, 1935, for classification, which the Secretary may classify as chiefly valuable as a home, cabin, camp, health, convalescent, recreational, or business site in reasonably compact form and under such rules and regulations as he may prescribe, at a price to be determined by him, for such use: *Provided*, That no tract shall be sold for less than the cost of making any survey necessary to properly describe the land sold; that no person shall be permitted to purchase more than one tract under the provisions of this Act, except upon a showing of good faith and reasons satisfactory to the Secretary, and that patents for all tracts purchased under the provisions of this Act shall contain a reservation to the United States of the oil, gas, and other mineral deposits, together with the right to prospect for, mine, and remove the same under such regulations as the Secretary may prescribe<sup>1</sup>: *Provided further*, That this Act shall not apply to any lands in the Territory of Alaska.

Approved, June 1, 1938.

<sup>1</sup> So in original.

Acceptance of donations, etc.

*Proviso.*  
Purchase of lands from donated funds.

25 Stat. 357.  
40 U. S. C. § 257.

Supervision by National Park Service.

39 Stat. 535.  
16 U. S. C. § 1.

June 1, 1938

[H. R. 8008]

[Public, No. 577]

Public lands.  
Sale or lease for home, etc., sites authorized.

Classification of lands.

Price.  
*Provisos.*  
Purchase restrictions.

Mineral, etc., reservation.

Not applicable to Alaska.