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Restoring property to former condition.

Fifth. That any sum which may have to be expended after the revocation of this license, as heretofore provided, in putting the premises or property hereby authorized to be occupied or used, in as good condition for use by the United States as it is at the date of the granting of said license, shall be repaid by the said company on demand.

Payment of cost.

Rent.

Sixth. That said company shall pay such reasonable annual rental as may be fixed from time to time by the Secretary of war.

Approved, March 2, 1907.

March 2, 1907.
[H. R. 24816.]

[Public, No. 230.]

CHAP. 2571.—An Act To amend an Act entitled "An Act for the withdrawal from bond tax free of domestic alcohol when rendered unfit for beverage or liquid medicinal uses by mixture with suitable denaturing materials," approved June seventh, nineteen hundred and six.

Denatured alcohol. Withdrawal of, for manufacture of chemicals, etc.
Ante, p. 217.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That notwithstanding anything contained in the Act entitled "An Act for the withdrawal from bond tax free of domestic alcohol when rendered unfit for beverage or liquid medicinal uses by mixture with suitable denaturing materials," approved June seventh, nineteen hundred and six, domestic alcohol when suitably denatured may be withdrawn from bond without the payment of internal-revenue tax and used in the manufacture of ether and chloroform and other definite chemical substances where said alcohol is changed into some other chemical substance and does not appear in the finished product as alcohol: *Provided*, That rum of not less than one hundred and fifty degrees proof may be withdrawn, for denaturation only, in accordance with the provisions of said Act of June seventh, nineteen hundred and six, and in accordance with the provisions of this Act.

Proviso.
Rum.

Central denaturing bonded warehouses. Establishment of, authorized.

SEC. 2. That the Commissioner of Internal Revenue, with the approval of the Secretary of the Treasury, may authorize the establishment of central denaturing bonded warehouses, other than those at distilleries, to which alcohol of the required proof may be transferred from distilleries or distillery bonded warehouses without the payment of internal-revenue tax, and in which such alcohol may be stored and denatured. The establishment, operation, and custody of such warehouses shall be under such regulations and upon the execution of such bonds as the Commissioner of Internal Revenue, with the approval of the Secretary of the Treasury, may prescribe.

Regulations.

Transfer of alcohol from distilleries to bonded warehouses.

SEC. 3. That alcohol of the required proof may be drawn off, for denaturation only, from receiving cisterns in the cistern room of any distillery for transfer by pipes direct to any denaturing bonded warehouse on the distillery premises or to closed metal storage tanks situated in the distillery bonded warehouse, or from such storage tanks to any denaturing bonded warehouse on the distillery premises, and denatured alcohol may also be transported from the denaturing bonded warehouse, in such manner and by means of such packages, tanks or tank cars, and on the execution of such bonds, and under such regulations as the Commissioner of Internal Revenue, with the approval of the Secretary of the Treasury, may prescribe. And further, alcohol to be denatured may be withdrawn without the payment of internal-revenue tax from the distillery bonded warehouse for shipment to central denaturing plants in such packages, tanks and tank cars, under such regulations, and on the execution of such bonds as may be prescribed by the Commissioner of Internal Revenue, with the approval of the Secretary of the Treasury.

Payment of tax not required.

Bonds.

Cisterns, etc., for storage permitted at small distilleries.

SEC. 4. That at distilleries producing alcohol from any substance whatever, for denaturation only, and having a daily spirit-producing capacity of not exceeding one hundred proof gallons, the use of cisterns

or tanks of such size and construction as may be deemed expedient may be permitted in lieu of distillery bonded warehouses, and the production, storage, the manner and process of denaturing on the distillery premises the alcohol produced, and transportation of such alcohol, and the operation of such distilleries shall be upon the execution of such bonds and under such regulations as the Commissioner of Internal Revenue, with the approval of the Secretary of the Treasury, may prescribe, and such distilleries may by such regulations be exempted from such provisions of the existing laws relating to distilleries as may be deemed expedient by said officials. Bonds, etc.

SEC. 5. That the provisions of this Act shall take effect on September first, nineteen hundred and seven. Effect, Sept. 1, 1907.

Approved, March 2, 1907.

CHAP. 2572.—An Act To grant American registry to the German bark Mariechen. March 2, 1907. [H. R. 25437.] [Public, No. 231.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Commissioner of Navigation be, and he is hereby, authorized to register as an American vessel the German bark Mariechen: *Provided, however*, That such registry shall not give to said vessel the right to engage in the coastwise trade. And this Act is based upon the express condition that said bark is to be used as a barge, and that no application shall be hereafter made for the right for said vessel to engage in the coastwise trade. German bark "Mariechen." Granted American register. *Proviso.* Coastwise trade prohibited.

Approved, March 2, 1907.

CHAP. 2573.—An Act To amend sections five and six of an Act entitled "An Act to authorize the registration of trade-marks used in commerce with foreign nations or among the several States or with Indian tribes, and to protect the same." March 2, 1907. [H. R. 25474.] [Public, No. 232.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section five of the Act entitled "An Act to authorize the registration of trade-marks used in commerce with foreign nations or among the several States or with Indian tribes, and to protect the same," approved February twentieth, nineteen hundred and five, be, and is hereby, amended to read as follows: Trade marks. Vol. 33, p. 725.

"SEC. 5. That no mark by which the goods of the owner of the mark may be distinguished from other goods of the same class shall be refused registration as a trade-mark on account of the nature of such mark unless such mark— Marks permitted registry. Exceptions.

"(a) Consists of or comprises immoral or scandalous matter.

"(b) Consists of or comprises the flag or coat of arms or other insignia of the United States, or any simulation thereof, or of any State, or municipality, or of any foreign nation, or of any design or picture that has been or may hereafter be adopted by any fraternal society as its emblem: *Provided*, That trade-marks which are identical with a registered or known trade-mark owned and in use by another, and appropriated to merchandise of the same descriptive properties, or which so nearly resemble a registered or known trade-mark owned and in use by another, and appropriated to merchandise of the same descriptive properties, as to be likely to cause confusion or mistake in the mind of the public, or to deceive purchasers, shall not be registered: *Provided*, That no mark which consists merely in the name of an individual, firm, corporation, or association, not written, printed, impressed, or woven in some particular or distinctive manner or in Emblems of fraternal societies added. Vol. 33, p. 725, amended. *Provisos.* Similarity of trade-marks. Marks with only names of individuals, firms, etc.