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his successor is duly appointed and qualified. Each judge hereafter appointed shall serve for the term of four years and until his successor is duly appointed and qualified.

Term hereafter.

SEC. 14. That this Act shall take effect ninety days after its passage.

In effect in 90 days.

SEC. 15. That all Acts and parts of Acts inconsistent herewith are hereby repealed: *Provided*, That nothing herein shall be construed to deprive the Supreme Court of the District of Columbia or the Court of Appeals of the District of Columbia from reviewing and finally determining such cases as may be pending on appeal or certiorari at the time that this Act goes into effect: *Provided further*, That nothing herein shall be construed to deprive the said Municipal Court of any jurisdiction possessed by said court at the time of the passage of this Act: *Provided further*, That nothing in this Act shall be construed to supersede or modify any of the provisions of Public resolution numbered 31, Sixty-fifth Congress, entitled "Joint resolution to prevent rent profiteering in the District of Columbia," approved May 31, 1918, nor of any provisions of Public law numbered 63, approved October 22, 1919, entitled "An Act to amend an Act entitled, 'An Act to provide further for the national security and defense by encouraging the production, conserving the supply, and controlling the distribution of food products and fuel,' approved August 10, 1917, and to regulate rents in the District of Columbia."

Inconsistent laws repealed.
Provisos.
Review of pending cases.

No present jurisdiction affected.

Rent profiteering legislation not modified.

Vol. 40, p. 593.
Ante, p. 298.

Approved, March 3, 1921.

March 3, 1921.
[H. R. 15662.]
[Public, No. 366.]

CHAP. 126.—An Act To extend temporarily the time for filing applications for letters patent, for taking actions in the United States Patent Office with respect thereto, for the reviving and reinstatement of applications for letters patent, and for other purposes.

Patents.
Rights of priority in filing applications abroad, extended for six months.
R.S., sec. 4887, p. 946.
Vol. 32, p. 1226.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the rights of priority provided by section 4887 of the Revised Statutes, for the filing of applications for patent for inventions and designs, which rights had not expired on the 1st day of August, 1914, or which rights have arisen since the 1st day of August, 1914, shall be, and the same are hereby, extended until the expiration of a period of six months from the passage of this Act in favor of the citizens of the United States or citizens or subjects of all countries which have extended, or which now extend, or which within said period of six months shall extend substantially reciprocal privileges to citizens of the United States, and such extension shall apply to applications upon which patents have been granted, as well as to applications now pending or filed within the period herein: *Provided*, That such extension shall in no way furnish a basis of claim against the Government of the United States: *Provided further*, That such extension shall in no way affect the right of any citizen of the United States, who, before the passage of this Act, was bona fide in possession of any rights in patents or applications for patent conflicting with rights in patents granted or validated by reason of such extension, to exercise such rights by itself or himself personally, or by such agents, or licensees, as derived their rights from it, or him, before the passage of this Act, and such persons shall not be amenable to any action for infringement of any patent granted or validated by reason of such extension.

Reciprocal privileges required.

Provisos.
No claim against the Government incurred.
Rights of citizens in bona fide possession of patents, etc., not affected.

A patent shall not be refused on an application coming within the provisions of this Act, nor shall a patent granted on such application be held invalid by reason of the invention having been patented or described in any printed publication or in public use or on sale in the United States prior to the filing of the application, unless such

Effect of prior publication, etc., modified.
Vol. 32, p. 1226.

patent or publication or such public use or sale was prior to the filing of the foreign application upon which the right of priority is based.

Extension of time for payment of fees.

SEC. 2. That the time now fixed by law for the payment of any fee or for the taking of any action with respect to an application for patent, which time had not expired on August 1, 1914, or which commenced after August 1, 1914, is hereby extended until the expiration of one year from the passage of this Act, without the payment of extension fees or other penalty in favor of the citizens or subjects of countries which have extended, now extend, or shall extend during a period of one year from the passage of this Act substantially reciprocal privileges to citizens of the United States, provided that no extension herein shall confer such privileges on the citizens or subjects of a foreign country for a longer term than the term during which such privileges are conferred by such foreign country on the citizens of the United States, but nothing in this Act shall give any right to reopen interference proceedings where final hearing before the examiner of interferences has taken place.

Privileges limited.

Interference cases.

Rights to continue use of devices, etc., not abridged by granting of patent.

SEC. 3. That no patent granted or validated by reason of the extensions provided for in sections 1 and 2 of this Act shall abridge or otherwise affect the right of any citizen of the United States, or his agent or agents, or his successor in business, to continue any manufacture, use, or sale commenced before the passage of this Act by such citizen, nor shall the continued manufacture, use, or sale by such citizen, or the use or sale of the devices resulting from such manufacture or use constitute an infringement.

Applications filed by agents since August 1, 1914, to have same force as if by inventor, etc.

SEC. 4. That all applications for patent filed since August 1, 1914, and prior to June 15, 1920, which were executed by an agent of the applicant, and in which a petition, specification, and oath, signed by the inventor, or his executor or administrator, had been filed or shall have been filed within a period of one year from the passage of this Act, and the patents granted on such applications, shall have the same force and effect as if the papers signed by the inventor, or his executor or administrator, had been filed on the date on which the papers signed by the agent were filed.

Validity of authentication by foreign consuls, etc., representing American interests.

SEC. 5. That all applications for patent filed since August 1, 1914, in which the oath was executed before or authenticated by a consular officer, or other representative qualified to administer oaths, of a Government acting in the interest of the Government of the United States, shall have the same force and effect as if said oath had been executed by the applicant before a consular officer of the United States.

Rights of priority to inventors while serving abroad.

SEC. 6. That where an invention was made by a person while serving abroad, during the war, with the forces of the United States, civil or military, the inventor thereof shall be entitled, in interference and other proceedings arising in connection with such invention, to the same rights of priority with respect of such invention as if the same had been made in the United States, and where an application became abandoned or forfeited, during the time the applicant was serving with the forces of the United States, by reason of his failure to take action or pay a fee within the time now required by law, such action may be taken, or the fee paid, within six months from the passage of this Act.

Action to be taken.

No claim against Government for use of patent rights of alien enemy, products, etc., since August 1, 1914.

SEC. 7. That no claim shall be made or action brought in respect of the use since August 1, 1914, up to the passage of this Act, by the Government of the United States, or by any persons acting on behalf of, or under contract with, or with the assent of the Government of the United States or of Governments or their representatives associated with the United States, under any patent rights owned in whole or in part since August 1, 1914, by an alien enemy, nor in respect of the use of any process during such period, or the sale, offering for sale, or use, at any time, of any products, articles, or

apparatus whatsoever manufactured during such period to which such patent rights applied.

Authority over alien enemy patents not affected.

SEC. 8. That nothing in this Act shall affect any Act done by virtue of the special measures taken during the war under legislative, executive, or administrative authority of the United States in regard to the rights of an enemy, or ally of an enemy, as defined by the Trading with the Enemy Act of October 6, 1917, in patents for inventions and designs.

Vol. 40, p. 420.

Approved, March 3, 1921.

March 3, 1921.
[H. R. 15812.]
[Public, No. 367.]

CHAP. 127.—An Act Making appropriations for the Department of Agriculture for the fiscal year ending June 30, 1922.

Agricultural Department appropriations.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, in full compensation for the fiscal year ending June 30, 1922, for the purposes and objects hereinafter expressed, namely:

DEPARTMENT OF AGRICULTURE.

OFFICE OF THE SECRETARY.

Secretary's Office.

Pay of Secretary, Assistant, Solicitor, etc.

SALARIES, OFFICE OF THE SECRETARY OF AGRICULTURE: Secretary of Agriculture, $12,000; Assistant Secretary, $5,000; director of scientific work, $5,000; director of regulatory work, $5,000; solicitor, $5,000; chief clerk, $3,000, and $500 additional as custodian of buildings; private secretary to the Secretary, $2,500; executive clerks—one $2,250, one $2,100; stenographer and executive clerk to Secretary, $2,250; private secretary to Assistant Secretary, $2,250; appointment clerk, $2,000; officer in charge of supplies, $2,000; inspectors—one $3,000, one $2,250; attorneys—one $3,500, two at $3,250 each; law clerks—four at $3,000 each, two at $2,750 each, four at $2,500 each, eight at $2,250 each, one $2,200, five at $2,000 each, two at $1,800 each; superintendent of telegraph and telephones, $2,000; telegraph and telephone operator, $1,600; assistant chief clerk and captain of the watch, $1,800; clerks—one $2,000, five of class four, thirteen of class three, one $1,440, seventeen of class two, thirty-one of class one, two at $1,100 each, one $1,020, four at $1,000 each, six at $900 each; accountant and bookkeeper, $2,000; messengers or laborers—sixteen at $840 each, eight at $720 each; lieutenants of the watch—one $1,000, two at $960 each; watchmen—thirty at $840 each, fifty-two at $720 each; foreman of stable, $1,080; skilled laborers—four at $1,000 each, three at $960 each; eight messengers or laborers at $600 each; messenger boys—one $720, seven at $600 each, ten at $480 each; charwomen—one $540, three at $480 each, one $360, sixteen at $240 each; for extra labor and emergency employments, $12,480; in all, $367,560.

Inspectors, law clerks, etc.

Mechanical employees.

For salaries and compensation of necessary employees in the mechanical shops and power plant of the Department of Agriculture, $100,000.

Total for Office of the Secretary of Agriculture, $467,560.

OFFICE OF FARM MANAGEMENT AND FARM ECONOMICS.

Farm Management and Economics Office.

Pay of chief, assistants, clerks, etc.

SALARIES, OFFICE OF FARM MANAGEMENT AND FARM ECONOMICS: Chief of office, $5,000; assistant to the chief, $2,520; executive assistant, $2,250; clerks—two of class four, four of class three, seven of class two, two at $1,320 each, eighteen of class one, three at $1,100