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May 29, 1928.
[H. R. 12030.]
[Public, No. 566.]

CHAP. 856.—An Act To amend Title II of an Act approved February 28, 1925 (Forty-third Statutes, page 1066, United States Code, title 39), regulating postal rates, and for other purposes.

Postal rates.
Vol. 43, p. 1066, amended.
U. S. Code, p. 1253.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 201, Title II, of the Act of February 28, 1925 (Forty-third Statutes, page 1066, United States Code, title 39, section 281), is amended to read as follows:

Private mailing cards.
Vol 30, p. 419.

"SEC. 201. The rate of postage on private mailing cards described in the Act entitled 'An Act to amend the postal laws relating to the use of postal cards,' approved May 19, 1898, shall be 1 cent each."

Business reply cards and envelopes.

BUSINESS REPLY CARDS AND ENVELOPES

Acceptance without prepayment in quantity, at regular rates.

SEC. 2. Under such regulations as the Postmaster General may prescribe, it shall be lawful to accept for transmission in the mails without prepayment of postage business reply cards and letters in business reply envelopes, which have been sent out in the quantity and under the conditions he may establish, postage thereon at the regular rate, together with an additional postage charge of not more than 2 cents on each such card and letter, to be collected on delivery: *Provided*, That for the purpose of fixing the compensation and allowances at first, second, and third class offices credit shall be allowed only for the postage collected in addition to the regular rate on such cards and letters delivered at such offices: *Provided further*, That postmasters at offices of the fourth class shall be entitled to include in the amounts upon which their commissions on cancellations are based the amount of postage chargeable at the regular rate on such cards and letters mailed at their offices.

Additional charge collected on delivery.

Provisos.
Credit allowed at first, second, and third class offices.

Allowance at fourth class offices.

Deficient postage.

DEFICIENT POSTAGE

First class matter with one rate prepaid to be forwarded.
Additional charges on delivery.

SEC. 3. All mail matter of the first class upon which one full rate of postage has been prepaid shall be forwarded to its destination, charged with the unpaid rate, to be collected on delivery. If the postage is short paid one rate, the additional charge shall be 2 cents, or the deficient postage. If it is short more than one rate, the deficient postage and an additional charge of 1 cent for each ounce or fraction thereof shall be collected."

Second-class matter.

SECOND-CLASS MATTER

Vol. 43, p. 1066, amended.
U. S. Code, p. 1254.

SEC. 4. Section 202, paragraph (a) (2), of the Act of February 28, 1925 (Forty-third Statutes, page 1066, United States Code, title 39, section 283), is hereby amended to read as follows:

Rates payable by publisher, etc., on portion devoted to advertisements.

"SEC. 202. (a) (2) On that portion of any such publication devoted to advertisements the rates per pound or fraction thereof for delivery within the eight postal zones established for fourth-class matter shall be as follows:

Zone rates.

"For the first and second zones, 1½ cents.
"For the third zone, 2 cents.
"For the fourth zone, 3 cents.
"For the fifth zone, 4 cents.
"For the sixth zone, 5 cents.
"For the seventh zone, 6 cents.
"For the eighth zone, and between the Philippine Islands and any portion of the United States, including the District of Columbia and the several Territories and possessions, 7 cents."

That section 202, Title II, Act of February 28, 1925, is amended by the addition of a paragraph 4 to read as follows:

New paragraph.

"(4) *Provided*, That in the case of publications entered as second-class matter where the number of individual addressed copies or packages to the pound is more than thirty-two and not in excess of forty-eight, the rates of postage thereon shall be double the rates prescribed in paragraphs (1), (2), and (3-a) of the Act of February 28, 1925; where the number of individual addressed copies or packages to the pound is more than forty-eight and not exceeding sixty-four, the rates of postage shall be three times the regular rates, and for each additional sixteen individually-addressed copies or packages or fractional part of such number of copies or packages there may be to the pound the rates of postage shall be correspondingly increased over the regular rates."

Added rates where individual addressed copies are over 32 to a pound.

TRANSIENT SECOND CLASS

Transient second class.

SEC. 5. Section 203, Title II, of the Act of February 28, 1925 (Forty-third Statutes, page 1067, United States Code, title 39, section 287), is hereby amended to read as follows:

Vol. 43, p. 1067, amended.
U. S. Code, p. 1254.

"SEC. 203. The rate of postage on publications entered as second-class matter, when sent by others than the publisher or news agent, shall be 1 cent for each two ounces or fraction thereof."

Rate, if not sent by publishers, etc.

THIRD-CLASS MATTER

Third class.

SEC. 6. Section 206, paragraph (b) of the Act of February 28, 1925 (Forty-third Statutes, page 1067, United States Code, title 39, section 291), is hereby amended to read as follows:

Vol. 43, p. 1067, amended.
U. S. Code, p. 1254.

"(b) The rate of postage thereon shall be 1½ cents for each two ounces or fraction thereof, up to and including eight ounces in weight, except that the rate of postage on books, catalogues, seeds, cuttings, bulbs, roots, scions, and plants, not exceeding eight ounces in weight shall be 1 cent for each two ounces or fraction thereof, except as herein provided for library books: *Provided*, That, under such regulations as the Postmaster General may establish for the collection of the lawful revenue and for facilitating the handling of such matter in the mails, it shall be lawful to accept for transmission in the mails, without postage stamps or with precanceled stamps affixed, separately addressed identical pieces of third-class matter in quantities of not less than twenty pounds, or of not less than two hundred pieces subject to pound rates of postage applicable to the entire bulk mailed at one time: *Provided further*, That the rate of postage on third-class matter mailed in bulk under the foregoing provision shall be 12 cents for each pound or fraction thereof, except that in the case of books, catalogues, seeds, cuttings, bulbs, roots, scions, and plants, the rate shall be 8 cents for each pound or fraction thereof: *Provided, however*, That the rate of postage on third-class matter mailed in bulk under the foregoing provisions shall be not less than 1 cent per piece."

Rates.

Provisos.
Acceptance without postage, etc., of designated quantities of separately addressed pieces in bulk, at pound rates.

Rate.

Books, seeds, etc.

Minimum rate per piece.

FOURTH-CLASS MATTER

Fourth class.

SEC. 7. Section 207 of the Act of February 28, 1925 (Forty-third Statutes, page 1067, United States Code, Title 39, sections 240, 247, and 293), is hereby amended to read as follows:

Vol. 43, p. 1067, amended.
U. S. Code, pp. 1251, 1255.

"SEC. 207. (a) Mail matter of the fourth class shall weigh in excess of eight ounces, and shall include books, circulars, and other matter wholly in print (except newspapers and other periodicals entered as second-class matter), proof sheets, corrected proof sheets, and manuscript copy accompanying same, merchandise (including farm

Mail matter included as.

and factory products), and all other mailable matter not included in the first or second class, or in the third class as defined in section 206.

Pound rate established. Vol. 37, p. 557, amended.

"(b) On fourth-class matter the rate of postage, except as herein provided for library books, shall be by the pound as hereinafter provided, the postage in all cases to be prepaid by stamps affixed thereto or as otherwise prescribed by the Postmaster General.

Rates.

"The postage on matter of the fourth class shall be as follows:

Mailed at rural route offices for delivery on route, city delivery for local delivery, etc.

"On all matter mailed at the post office from which a rural route starts, for delivery on such route, or mailed at any point on such route for delivery at any other point thereon, or at the office from which the route starts, or on any rural route starting therefrom, and on all matter mailed at a city-carrier office, or at any point within its delivery limits, for delivery by carriers from that office, or at any office for local delivery, 7 cents for the first pound or fraction of a pound, and 1 cent for each additional two pounds or fraction thereof.

Within first zone.

"For delivery within the first zone, except as provided in the next preceding paragraph, 7 cents for the first pound or fraction of a pound, and 1 cent for each additional pound or fraction of a pound (and except where the distance by the shortest regular mail route from the office of origin to the office of delivery is three hundred miles or more, in which case the rates of postage shall be 8 cents for the first pound or fraction of a pound and two cents for each additional pound or fraction of a pound).

Extra distance charge.

Within second zone.

"For delivery within the second zone, 7 cents for the first pound or fraction of a pound, and 1 cent for each additional pound or fraction of a pound (except where the distance by the shortest regular mail route from the office of origin to the office of delivery is three hundred miles or more, in which case the rates of postage shall be 8 cents for the first pound or fraction of a pound and 2 cents for each additional pound or fraction of a pound).

Extra distance charge.

Within third zone.

"For delivery within the third zone, 8 cents for the first pound or fraction of a pound and 2 cents for each additional pound or fraction of a pound.

Within fourth zone.

"For delivery within the fourth zone, 8 cents for the first pound or fraction of a pound and 4 cents for each additional pound or fraction of a pound.

Within fifth zone.

"For delivery within the fifth zone, 9 cents for the first pound or fraction of a pound and 6 cents for each additional pound or fraction of a pound.

Within sixth zone.

"For delivery within the sixth zone, 10 cents for the first pound or fraction of a pound and 8 cents for each additional pound or fraction of a pound.

Within seventh zone.

"For delivery within the seventh zone, 12 cents for the first pound or fraction of a pound and 10 cents for each additional pound or fraction of a pound.

Within eighth zone, and between Philippines and United States, etc.

"For delivery within the eighth zone and between the Philippine Islands and any portion of the United States, including the District of Columbia and the several Territories and possessions, 13 cents for the first pound or fraction of a pound and 12 cents for each additional pound or fraction of a pound.

Proviso. Lower rates when mailed on rural routes.

"*Provided*, That the rate of postage on matter of the fourth class when mailed on rural routes shall be, for local delivery and for delivery within the first, second, and third zones, 2 cents less than the rates prescribed in this section, and for delivery within the fourth, fifth, sixth, seventh, and eighth zones, 1 cent less than the rates prescribed in this section.

Authority to reform classification rates, etc., of parcel post articles.

"The classification of articles mailable, as well as the weight limit, the rates of postage, zone or zones, and other conditions of mailability under this section, if the Postmaster General shall find on

experience that they or any of them are such as to prevent the shipment of articles desirable, or to permanently render the cost of the service greater than the receipts of the revenue therefrom, he is hereby directed, subject to the consent of the Interstate Commerce Commission after investigation, to re-form from time to time such classifications, weight limit, rates, zone or zones or conditions, or either, in order to promote the service to the public or to insure the receipt of revenue from such service adequate to pay the cost thereof.

Subject to consent of Interstate Commerce Commission.

"(d) Books, consisting wholly of reading matter and containing no advertising matter other than incidental announcements of books, when sent by public libraries, organizations or associations not organized for profit and none of the net income of which inures to the benefit of any private stockholder or individual, as a service to county or other unit libraries or as a loan to readers or when returned by the latter libraries or readers to such public libraries, organizations, or associations shall be charged with postage at the rate of 3 cents for the first pound or fraction thereof, and 1 cent for each additional pound or fraction thereof, except that the rates now or hereafter prescribed for third or fourth-class matter shall apply in every case where such rate is lower than the rate prescribed herein for books under this classification: *Provided*, That this rate shall apply only to such books as are addressed for local delivery, for delivery in the first, second, or third zone, or within the State in which mailed.

Special rates on books from public libraries, etc., not organized for profit.

Proviso. Limitation.

"Public libraries, organizations, or associations before being entitled to the foregoing rates shall furnish to the Postmaster General under such regulations as he may prescribe, satisfactory evidence that none of the net income of such organizations inures to the benefit of any private stockholder or individual."

Evidence as to qualification of libraries, etc.

SPECIAL DELIVERY AND SPECIAL HANDLING

Special delivery and handling.

SEC. 8. Section 212, Title II, of the Act of February 28, 1925 (Forty-third Statutes, page 1069, United States Code, Title 39, sections 165 and 167), is amended to read as follows:

Vol. 43, p. 1069, amended.
U. S. Code, p. 1246.

"SEC. 212. (a) To procure the immediate delivery of mail matter of the first class weighing not more than two pounds, stamps of the value of 10 cents shall be affixed (in addition to the regular postage); matter weighing more than two pounds and not more than ten pounds, stamps to the value of 20 cents shall be affixed (in addition to the regular postage); and matter weighing more than ten pounds, stamps to the value of 25 cents shall be affixed (in addition to the regular postage).

Additional stamps for first class mail over 2 pounds, etc.

"(b) Mail matter of other than the first class bearing, in addition to the regular postage, a special-delivery stamp of the proper denomination or the equivalent thereof in ordinary stamps, with the words 'Special delivery' written or printed on the envelope or wrapper when ordinary stamps are used, shall receive the same expeditious handling and transportation as is accorded to mail matter of the first class and shall be accorded immediate delivery at the office of address, under such regulations as the Postmaster General may prescribe.

Other than first class with special-delivery stamps to receive same treatment as first class.

"(c) To procure immediate delivery of mail matter of other than the first class weighing not more than two pounds, stamps to the value of 15 cents shall be affixed (in addition to the regular postage); weighing more than two pounds but not more than ten pounds, stamps to the value of 25 cents shall be affixed (in addition to the regular postage), and for matter weighing more than ten pounds, stamps to the value of 35 cents shall be affixed (in addition to the regular postage).

Rates for other than first class matter.

Payment for making special delivery.

"(d) For making special delivery there may be paid to the messenger or other person making such delivery 9 cents for matter of the first class weighing not in excess of two pounds, 10 cents for matter of other than the first class weighing not in excess of two pounds, 15 cents for mail matter of any class weighing more than two pounds but not in excess of ten pounds, and 20 cents for mail matter of any class weighing in excess of ten pounds.

Denominations of stamps.

"(e) For the purpose of this Act the Postmaster General is authorized to provide and issue special-delivery stamps of the denominations 10, 15, 20, 25, and 35 cents."

Special handling, etc., of fourth class mail.

Vol. 43, p. 1067, amended.
U. S. Code, p. 1255.

So much of section 207 of Title II of the Act of February 28, 1925 (Forty-third Statutes, page 1067, United States Code, title 39, section 294), as refers to the expeditious handling, transportation, and delivery of mail matter of the fourth class is hereby amended to read as follows:

First class mail treatment given if additional stamps or "Special handling" on wrapper.

"Whenever, in addition to the postage as hereinbefore provided, there shall be affixed to any parcel of mail matter of the fourth class a special handling stamp of the proper denomination, or the equivalent thereof in ordinary postage stamps with the words 'Special handling' written or printed upon the wrapper, such parcel shall receive the same expeditious handling, transportation, and delivery accorded to mail matter of the first class: *Provided*, That to procure special handling treatment of mail matter of the fourth class weighing not more than two pounds stamps to the value of 10 cents shall be affixed (in addition to the regular postage), weighing more than two pounds but not more than ten pounds stamps to the value of 15 cents shall be affixed (in addition to the regular postage), and on such matter weighing more than ten pounds stamps to the value of 20 cents shall be affixed (in addition to the regular postage)."

Proviso.
Additional stamps required.

Director of parcel post authorized.

SEC. 9. The Postmaster General is authorized to appoint a director of parcel post.

EFFECTIVE DATE

In effect July 1, 1928.

SEC. 10. This Act shall become effective July 1, 1928.

Approved, May 29, 1928.

May 29, 1928.
[S. 3868.]
[Public, No. 567.]

CHAP. 857.—An Act Authorizing an advancement of certain funds standing to the credit of the Creek Nation in the Treasury of the United States to be paid to the attorneys for the Creek Nation, and for other purposes.

Creek Indians.
Sum allowed from tribal fund for expenses of attorneys in claims of, against United States.
Vol. 43, p. 139.

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 expended, out of any money now standing to the credit of the Creek Nation of Indians in the Treasury of the United States, the sum of not exceeding $18,000 to be, by the Secretary of the Interior, paid out in his discretion to attorneys for the Creek Nation of Indians employed under the authority of the Act of Congress approved May 24, 1924 (Forty-third Statutes at Large, page 139), the payments to be made in such sums as may be necessary to reimburse the attorneys for such proper and necessary expenses as may have been incurred or may be incurred in the investigation of records and preparation, institution, and prosecution of suits of the Creek Nation of Indians against the United States under the abovementioned Act of May 24, 1924: *Provided*, *however*, That the claims of the attorneys shall be filed by said attorneys with the Secretary of the Interior and shall be accompanied by the attorneys' itemized and verified statement of the expenditures for expenses and by proper vouchers, and that the claims so submitted shall be subject to the approval of the Secretary of the Interior: *And provided further*,

Provisos.
Statement of expenses subject to approval of Secretary of the Interior.