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Proviso.
Limitation on attorney's, etc., fees.

wise appropriated, the sum of $77.40, or so much thereof as may be necessary, to pay this claim: *Provided*, That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or agents, attorney or attorneys, on account of services rendered in connection with said claim. It shall be unlawful for any agent or agents, attorney or attorneys, to exact, collect, withhold, or receive any sum of the amount appropriated in this Act in excess of 10 per centum thereof on account of services rendered in connection with said claim, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding $1,000.

Penalty for violation.

Approved, February 21, 1933.

[CHAPTER 112.]

February 21, 1933.
[S. 4576.]
[Private, No. 217.]

AN ACT

To authorize the Secretary of Commerce to grant an easement for railroad right of way over and upon a portion of the helium gas bearing lands of the United States of America, in Potter County, in the State of Texas.

North Plains and Santa Fe Railway Co.
Right of way granted to.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of Commerce be, and he is hereby, authorized and directed to grant and convey to North Plains and Santa Fe Railway Company, a railroad corporation organized and existing under and by virtue of the laws of the State of Texas, its successors and assigns, an easement for railroad purposes over and upon the following described property, being a part of certain helium gas bearing lands heretofore acquired by the United States of America, to wit: A strip of land four hundred feet wide lying two hundred feet each side of the center line of the main track of the North Plains and Santa Fe Railway Company as said main track is now located and constructed over that part of survey numbered 35, G. & M. survey block numbered 5, conveyed to the United States of America by deed recorded on the 19th day of September, 1931, in volume 227, pages 221 and the following, of the deed records of Potter County, State of Texas, said strip of land containing an area of thirteen and eighty-eight one-hundredths acres, more or less.

Payment for.

SEC. 2. That the grantee shall pay the Government of the United States of America $13.87 per acre for the acreage contained in the right of way hereinbefore described.

Fencing.

SEC. 3. That the grantee, in further consideration for said easement, shall construct fences on each side of the right of way and maintain them in good condition.

Subject to certain prior easements.

SEC. 4. That the grant herein made shall be subject to the rights excepted and reserved to the Humble Oil and Refining Company by the provisions of that certain warranty deed dated March 6, 1931, executed by said Humble Oil and Refining Company to the United States of America, recorded September 19, 1931, in volume 227, pages 221 and the following, of the deed records of Potter County, Texas, and that certain working agreement between the Humble Oil and Refining Company and the United States of America dated March 6, 1931, recorded September 19, 1931, in volume 224, pages 299 and the following, of said deed records.

Reservation of rights.

SEC. 5. That the United States of America, its successors and assigns, shall have the unrestricted and unimpeded right to lay, maintain, inspect, and remove pipe lines for the transportation of oil, gas, and water, and lines for power and telephone, across said

right of way at any and all times, and shall have the right to drill and operate oil and gas wells on said right of way at any location selected by the United States of America, its successors and assigns, except that while railroad tracks are actually in use thereon no well shall be drilled so close as to interfere with the operation of trains across said tracks; also that the grantee shall not unduly and unnecessarily interfere with the United States of America, its successors and assigns, in its use of said right of way.

Approved, February 21, 1933.

[CHAPTER 115.]

AN ACT

For the relief of Samuel C. Davis.

February 23, 1933.
[S. 1705.]
[Private, No. 218.]

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, to Samuel C. Davis, the sum of $4,725.32, in full settlement of all claims against the Government arising out of a collision between the yacht Whiz and the United States Coast Guard plane OL–5 numbered 1 in the harbor of New London, Connecticut, on June 21, 1930: *Provided*, That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or agents, attorney or attorneys, on account of services rendered in connection with said claim. It shall be unlawful for any agent or agents, attorney or attorneys, to exact, collect, withhold, or receive any sum of the amount appropriated in this Act in excess of 10 per centum thereof on account of services rendered in connection with said claim, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding $1,000.

Samuel C. Davis.
Payment to, for collision damages to yacht.

Proviso.
Limitation on attorney's, etc., fees.

Penalty for violation.

Approved, February 23, 1933.

[CHAPTER 122.]

AN ACT

To authorize the Secretary of War to sell to The Philadelphia, Baltimore and Washington Railroad Company certain tracts of land situate in the county of Harford and State of Maryland.

February 24, 1933.
[S. 567.]
[Private, No. 219.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War be, and he is hereby, authorized, in his discretion, to sell, upon such terms and conditions as he considers advisable, to The Philadelphia, Baltimore and Washington Railroad Company, or its nominee, certain tracts of land adjacent to the right of way of said railroad company, situate in the county of Harford and State of Maryland between Aberdeen and Magnolia stations of said railroad company, such tracts containing approximately six acres, more or less, and now forming parts of War Department reservations at Aberdeen Proving Ground, Edgewood Arsenal, and Fort Hoyle, which said tracts are no longer needed for military purposes, and to execute and deliver in the name of the United States and in its behalf, with and to the said The Philadelphia, Baltimore and Washington Railroad Company, or its nominee, any and all contracts, conveyances, or other instruments necessary to effectuate such sale; the net proceeds of the sale of the property hereinbefore designated to be deposited in the Treasury to the credit of the fund known as

The Philadelphia, Baltimore and Washington Railroad Co.
Sale of lands to.