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by the death of Honorable William B. Gilbert. A vacany [1] occurring at any time in the office of circuit judge referred to in this section is authorized to be filled.

Vacancy hereafter to be filled.
Vol. 45, p. 1414.

Approved, June 16, 1933 4 p.m.

[CHAPTER 103.]

AN ACT

To provide for the survival of certain actions in favor of the United States.

June 16, 1933.
[S. 815.]
[Public, No. 80.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That no civil action to recover damages, brought by the United States or in its behalf, or in which the United States shall be directly or indirectly interested, and pending against any defendant prior to the time of his death, in any court of the United States, shall abate by reason of the death of any such defendant; but any such action shall survive and be enforceable against the estate of any such deceased defendant. This Act shall not be construed to deprive the plaintiff in any such action of any remedy which he may have against a surviving defendant.

United States Courts.
Survival of civil actions for damages.

Rights against surviving defendant not affected.

Approved, June 16. 1933, 4:15 p.m.

[CHAPTER 104.]

AN ACT

To amend Public Act Numbered 435 of the Seventy-second Congress, relating to sales of timber on Indian land.

June 16, 1933.
[S. 1513.]
[Public, No. 81.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That Public Act Numbered 435 of the Seventy-second Congress entitled "An Act to authorize the Secretary of the Interior to modify the terms of existing contracts for the sale of timber on Indian land when it is in the interest of the Indians so to do" is hereby amended by adding to the first section thereof the following proviso: "*Provided*, That the restrictions as to reducing prices below the basic sales prices shall not apply to the Klamath Indian Reservation in Oregon: *And provided further*, That the authority granted herein shall terminate one year from the date of enactment of this Act."

Timber sales, Indian lands.
Terms of existing contracts may be modified with consent of Indians.
Vol. 47, p. 1568.
Post, p. 397.
Provisos.
Klamath Indian Reservation, Oreg., excluded from provisions herein.
Time limitation.

Approved, June 16, 1933, 5 p.m.

[CHAPTER 105.]

AN ACT

To legalize the manufacture, sale, or possession of 3.2 per centum beer in the State of Oklahoma when and if the same is legalized by a majority vote of the people of Oklahoma or by act of the Legislature of the State of Oklahoma.

June 16, 1933.
[H.R. 5690.]
[Public, No. 82.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the manufacture, sale, and/or possession of 3.2 per centum beer is legalized in the State of Oklahoma when and if the same is legalized by a majority of the legal votes cast at an election held in said State, or by an act of the Legislature of the State of Oklahoma, and all Acts or parts of Acts in conflict therewith are hereby repealed.

Oklahoma.
Sale of 3.2 beer in, legalized.

Approved, June 16, 1933.

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[1] So in original.