

2202

74TH CONGRESS. SESS. I. CHS. 817, 818. AUGUST 29, 1935.

Payments due de-
ceased claimants.

Vol. 34, p. 750.

Proviso.
Bankrupts.

Payments to execu-
tor, etc.

Attorney's fees.

Proviso.
Division of.

Pay to legal repre-
sentative, if deceased.

Limitation.

Penalty.

SEC. 2. That where the payment to be made under this Act is less than \$1,000, and the person who rendered the service is dead, and no demand is presented by a duly appointed legal representative of his estate, payment may be made to the decedent's widow or legal heirs as is provided by existing law relating to the settlement of accounts of deceased officers or enlisted men of the Army (34 Stat. L. 750): *Provided*, That in all cases where the original claimants were adjudicated bankrupts, payments shall be made to the next of kin instead of to the assignees in bankruptcy: *And provided further*, That wherever under this Act it is provided that a payment be made to an executor or an administrator, whether original or ancillary or de bonis non, and such executor or administrator is dead or no longer holds his office, payment shall be made to the successor therein, his title to hold such office being established to the satisfaction of the Comptroller General of the United States.

SEC. 3. That no part of the amount of any claim appropriated for in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any attorney on account of services rendered in connection with said claim: *Provided*, That in each case, payment for which is herein provided, the Comptroller General shall deduct a sum equal to said 10 per centum and pay one-half of the same to the attorney or attorneys who appeared for the claimant in the Court of Claims, as found by said court, and as set forth in the Senate documents aforesaid, and pay the other one-half of the same to the attorney or attorneys who performed services toward securing provision for the payment herein of the amounts so found; and in event of the death of any of said attorney or attorneys, payment of said 10 per centum to be made to his or their legal representatives, upon execution of a full release and a complete discharge to the claimant for all services rendered therein, and after the payment for such services the balance thereof to be paid to the claimant. It shall be unlawful for any agent or agents, attorney or attorneys, to exact, collect, withhold, or receive any sum which in the aggregate exceeds 10 per centum of the amount of any item appropriated in this Act on account of services rendered or advances made 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.

Approved, August 29, 1935.

[CHAPTER 818.]

AN ACT

For the relief of Virden Thompson.

August 29, 1935.

[H. R. 1368.]

[Private, No. 350.]

Virden Thompson.
Military record cor-
rected.

Proviso.
No back pay, etc.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That in the administration of any laws conferring rights, privileges, and benefits upon honorably discharged soldiers Virden Thompson, who was a member of Troop E, Second Regiment United States Cavalry, also member of the band of the same regiment, shall hereafter be held and considered to have been honorably discharged from the military service of the United States as a member of that organization on June 28, 1899: *Provided*, That no bounty, back pay, pension, or allowance shall be held to have accrued prior to the passage of this Act.

Approved, August 29, 1935.