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Requirements.

in accordance with regulations prescribed by the Secretary of the Navy for issue or loan to the several States, Territories, or the District of Columbia, for the use of the Naval Militia, but no such facilities of the Navy shall be furnished for use by any portion or unit of the Naval Militia unless at least 95 per centum of its personnel belongs to the Naval Reserve and is attached to or associated with an organization of the Organized Reserve and unless its organization, administration, and training conform to the standards prescribed by the Secretary of the Navy for such units.

Approved, June 25, 1938.

[CHAPTER 691]

AN ACT

June 25, 1938
[H. R. 10642]
[Public, No. 733]

To amend an Act entitled "District of Columbia Alley Dwelling Act", approved June 12, 1934, and for other purposes.

District of Columbia Alley Dwelling Act, amendment.
48 Stat. 930.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the first section of the District of Columbia Alley Dwelling Act, approved June 12, 1934, is hereby amended to read as follows:

"TITLE I

Legislative determination.

"SECTION 1. (a) It is hereby declared to be a matter of legislative determination that the conditions existing in the District of Columbia with respect to the use of buildings in alleys as dwellings for human habitation are injurious to the public health, safety, morals, and welfare; and it is hereby declared to be the policy of the United States to protect and promote the welfare of the inhabitants of the seat of the Government by eliminating all such injurious conditions by employing all means necessary and appropriate for the purpose; and control by regulatory processes having proved inadequate and insufficient to remedy the evils, it is in the judgment of Congress necessary to acquire property in the District of Columbia by gift, purchase, or the use of eminent domain in order to effectuate the declared policy by the discontinuance of the use for human habitation in the District of Columbia of buildings in alleys, and thereby to eliminate the communities in the inhabited alleys in said District, and to provide decent, safe, adequate, and sanitary habitations for persons or families substantially equal in number to those who are to be deprived of habitation by reason of the demolition of buildings under the terms of this title, and to prevent an acute shortage of decent, safe, adequate, and sanitary dwellings for persons of low income, and to carry out the policy declared in the Act approved May 18 [1], 1918, as amended, of caring for the alley population in the District of Columbia, and to that end it is necessary to enact the provisions hereinafter set forth.

40 Stat. 550.

Power of President to purchase, condemn, etc., land and buildings.

"(b) In order to remedy the conditions and evils hereinbefore recited and to carry out the policy hereinbefore declared, the President is hereby authorized and empowered to acquire by purchase, gift, condemnation, or otherwise—

"(1) any land, building, or structures, or any interest therein, situated in or adjacent to any inhabited alley in the District of Columbia;

"(2) any land, buildings, or structures, or any interest therein, within any square containing an inhabited alley, the acquisition of which is reasonably necessary for utilization, by replatting,

[1] So in original.

improvement or otherwise, pursuant to the provisions of this Act, of any property acquired under subparagraph (1) of this subsection; and

"(3) any other land, together with any structures that may be located thereon, in the District of Columbia that may be necessary to provide decent, safe, adequate, and sanitary housing accommodations for persons or families substantially equal in number to those who are to be deprived of habitation by reason of the demolition of buildings pursuant to the provisions of this title.

Powers of the Authority.

"(c) The Authority is authorized and empowered to replat any land acquired under this Act; to pave or repave any street or alley thereon; to construct sewers and water mains therein; to install street lights thereon; to demolish, move, or alter any buildings or structures situated thereon and erect such buildings or structures thereon as deemed advisable: *Provided, however*, That the same shall be done and performed in accordance with the laws and municipal regulations of the District of Columbia applicable thereto.

Proviso. Application of D. C. laws, etc.

Lease, conveyance, etc., of lands or structures.

"(d) The Authority is hereby authorized and empowered to lease, rent, maintain, equip, manage, exchange, sell, or convey any such lands, buildings, or structures acquired under this title, for such amounts and upon such terms and conditions as it may determine: *Provided*, That sales of real property shall be made at public sale to the highest responsible bidder on terms satisfactory to the Authority after advertising for three consecutive weeks in at least one daily newspaper of general circulation published in the District of Columbia: *Provided, however*, That the Authority may, without advertising, sell such property to a quasi-public institution or agency not organized or operated for private profit at not less than the cost of such property to the Authority, including improvements: *And provided further*, That if any such lands, buildings, or structures are required for the purposes of the United States or of the District of Columbia, they may be transferred thereto upon payment to the Authority of the reasonable value thereof.

Provisos. Public sales of real property.

Sales to quasi-public institution without advertising.

Transfer to United States or D. C. if for government purposes; payment.

Aid in property development by loans to limited dividend corporations.

"(e) The Authority is authorized and empowered to aid in providing, equipping, managing, and maintaining houses and other buildings, improvements, and general community utilities on the property acquired under the provisions of this title, by loans, upon such terms and conditions as it may determine, to limited dividend corporations whose dividends do not exceed 6 per centum per annum, or to home owners to enable such corporations or home owners to acquire and develop sites on the property: *Provided, however*, That no loan shall be made at a lower rate of interest than 5 per centum per annum, and that all such loans shall be secured by reserving a first lien on the property involved for the benefit of the United States."

Proviso. Interest rate on loans.

Security.

SEC. 2. Section 3 (b) of such Act is hereby amended by adding thereto the following: "The Authority is hereby authorized and empowered to accept gifts of money from private sources; to borrow from the Treasury of the United States not to exceed $1,000,000 in the fiscal year ending June 30, 1939, and a like sum in each of the four succeeding fiscal years, upon such terms and conditions as the President may deem advisable, and appropriations for such purpose are hereby authorized out of the general fund of the Treasury: *Provided*, That the Authority shall be obligated for the payment of interest at the going Federal rate as defined in the United States Housing Act of 1937."

48 Stat. 932.

Acceptance of gifts.

Loans from Treasury authorized.

Appropriations authorized.

Proviso. Interest. 50 Stat. 888. 42 U. S. C., Supp. III, § 1401. 48 Stat. 932.

SEC. 3. Section 3 (d) of such Act is amended to read as follows:

"(d) The total amount paid for property or properties acquired, except by condemnation, in any square shall not exceed 30 per centum over and above the current assessed value of all the property or prop-

Limitation on amount of payment for property.

erties acquired, except by condemnation, in such square to carry out the provisions of this Act."

48 Stat. 932.

SEC. 4. Section 3 of such Act is amended by adding thereto the following:

Authority to procure services, make minor purchases.
R. S. § 3709.
41 U. S. C. § 5.

"(e) In carrying out the provisions of this Act, the Authority is hereby authorized and empowered (1) to procure services or make any purchase without regard to the provisions of section 3709 of the Revised Statutes, provided the aggregate amount involved is not more than $100, (2) to purchase books of reference, directories, and periodicals that are necessary in connection with its work, and (3) to secure architectural and engineering services on specific projects, without regard to the Civil Service laws and the Classification Act of 1923, as amended: *Provided*, That this authorization shall not apply to the employment of architects and engineers by the Authority on a permanent basis."

Books of reference, etc.

Technical services.
5 U. S. C. §§ 631–652, 661–674; Supp. III, §§ 673, 673c.

Proviso.
Not applicable to permanent employment.

New title added.

SEC. 5. Such Act of June 12, 1934, is further amended by adding at the end thereof the following new title:

Title II.

"TITLE II

Definitions.

"SEC. 201. As used in this title—

"Housing project."

"(a) The term 'housing project' shall mean any low-rent housing (as defined in the United States Housing Act of 1937), the development or administration of which is assisted by the United States Housing Authority.

50 Stat. 888.
42 U. S. C., Supp. III, § 1401.

"Development."

"(b) The term 'development' shall mean any or all undertakings necessary for planning, financing (including payment of carrying charges), land acquisition, demolition, construction, or equipment, in connection with a housing project, but not beyond the point of physical completion.

Additional powers of Authority.

"SEC. 202. In addition to its other powers, the Authority shall have the power to acquire sites for and to prepare, carry out, acquire, lease, and operate housing projects, as defined in section 201 of this title, and to construct or provide for the construction, reconstruction, improvement, alteration, or repair of any such housing project, or any part thereof, in the District of Columbia.

Authority considered a public housing agency.

"SEC. 203. For the purposes of this title the Authority shall be considered a public housing agency within the meaning of, and to carry out the purposes of, the United States Housing Act of 1937; and as such, the Authority is empowered to borrow money or accept contributions, grants or other financial assistance from the United States Housing Authority for or in aid of any housing project in the District of Columbia, in accordance with the United States Housing Act of 1937, to take over or lease or manage any such housing project or undertaking constructed, owned, or operated by the United States Housing Authority, and to those ends to comply with such conditions and enter into such mortgages, trust indentures, leases, or agreements as may be necessary, convenient, or desirable: *Provided*, That the tax exemption of the property of the Authority shall be deemed a contribution by the District of Columbia in accordance with the local contributions requirements of section 10 (a) or section 11 (f) of the United States Housing Act of 1937. It is the purpose and intent of this title to authorize the Authority to do any and all things necessary to secure the financial aid of the United States Housing Authority in the undertaking, construction, maintenance, or operation in the District of Columbia of any housing project by the Authority.

Acceptance of Federal financial assistance.

Lease, etc., of projects of U. S. Housing Authority, etc.

Proviso.
Tax exemption of property deemed a contribution by the District of Columbia.
50 Stat. 891, 893.
42 U. S. C., Supp. III, §§ 1410, 1411.

Contributions by D. C. authorized.

"SEC. 204. For the purpose of aiding and cooperating in the planning, undertaking, construction, or operation of housing projects, the District of Columbia, or any department, instrumentality, or agency

thereof, may, upon such terms, with or without consideration, as it may determine, as a contribution—

"(a) Dedicate, sell, convey, or lease any needed property to the Authority;

"(b) Cause parks, playgrounds, or recreational, community, educational, water, sewer, or drainage facilities, or any other works which it is otherwise empowered to undertake, to be furnished adjacent to or in connection with housing projects;

"(c) Furnish, dedicate, close, pave, install, grade, regrade, plan, or replan streets, roads, roadways, alleys, sidewalks, or other places which it is otherwise empowered to undertake;

"(d) Enter into agreements with the Authority respecting action to be taken pursuant to any of the powers granted by this Act;

"(e) Cause services of a character which it is otherwise empowered to furnish to be furnished to the Authority;

"(f) Enter into agreements with the Authority respecting the elimination of unsafe, insanitary, or unfit dwellings; and

"(g) Do any and all things necessary or convenient to aid and cooperate in the planning, undertaking, construction, or operation of such housing projects.

Loans authorized.

"SEC. 205. The Commissioners of the District of Columbia are hereby authorized to lend to the Authority such amounts as may be necessary to enable the Authority to comply with the provisions of the United States Housing Act of 1937, and appropriations for such purpose are hereby authorized out of the Revenues of the District of Columbia, and the Authority is empowered to accept such loans."

50 Stat. 888.
42 U. S. C., Supp. III, § 1401.
Appropriations authorized from District revenues.

Approved, June 25, 1938.

[CHAPTER 692]

AN ACT

To provide for the vesting of title, and the disposition of personal property left or found upon premises used as Veterans' Administration facilities, and for other purposes.

June 25, 1938
[H. R. 10907]
[Public, No. 734]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That personal property left by any decedent upon premises used as a Veterans' Administration facility, which premises are subject to the exclusive legislative jurisdiction of the United States and are within the exterior boundaries of any State, Territory, insular possession, or dependency of the United States, shall vest and be disposed of as provided herein subject to the limitations and exceptions as herein provided.

Veterans' Administration facilities.
Vesting of title and disposition of personal property left by decedents.

(a) If such person died leaving a last will and testament probated under the laws of the place of his domicile or under the laws of the State, Territory, insular possession, or dependency of the United States within the exterior boundaries of which such said premises or a part thereof may be, the personal property of such decedent situated upon such premises shall vest in the person or persons entitled thereto under the provisions of said last will and testament.

Disposition by will.

(b) If such person died leaving any such property not disposed of by a last will and testament probated in accord with the provisions of this section such property shall vest in the persons entitled to take the same by inheritance under and upon the conditions provided by the laws of the decedent's domicile: *Provided*, That this subsection shall not apply to property to which the United States is entitled except where such title is divested out of the United States.

Property not disposed of by will.

Proviso.
Property to which United States is entitled; exception.