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50 Stat. 655.
11 U. S. C., Supp. III, § 403.
Partial completion or execution of plan of composition; effect of.

(b) Section 83 of such chapter IX is amended by adding at the end thereof the following new subsection:

"(j) The partial completion or execution of any plan of composition as outlined in any petition filed under the terms of this Act by the exchange of new evidences of indebtedness under the plan for evidences of indebtedness covered by the plan, whether such partial completion or execution of such plan of composition occurred before or after the filing of said petition, shall not be construed as limiting or prohibiting the effect of this Act, and the written consent of the holders of any securities outstanding as the result of any such partial completion or execution of any plan of composition shall be included as consenting creditors to such plan of composition in determining the percentage of securities affected by such plan of composition."

Obligation of person secondarily liable, provision repealed.
47 Stat. 1474.
11 U. S. C. § 204.
Repeal of inconsistent provisions.

SEC. 4. Section 76 of the Act entitled "An Act to establish a uniform system of bankruptcy throughout the United States", approved July 1, 1898, as amended, is hereby repealed. Except to the extent necessary to give effect to the provisions of section 6 of this amendatory Act, all Acts or parts of Acts inconsistent with any provisions of this amendatory Act are hereby repealed.

Severability.

SEC. 5. SEVERABILITY; HEADINGS.—a. If any provision of this amendatory Act or the application thereof to any person or circumstances is held invalid, such invalidity shall not affect other provisions or applications of this amendatory Act which can be given effect without the invalid provision or application, and to this end the provisions of this amendatory Act are declared to be severable.

Sections and subdivision headings.

b. Sections and subdivision headings shall not be taken to govern or limit the scope of the sections or subdivisions to which they relate.

Effect of this amendatory Act.

SEC. 6. EFFECT OF THIS AMENDATORY ACT.—a. Nothing herein contained shall have the effect to release or extinguish any penalty, forfeiture, or liability incurred under any Act or Acts of which this Act is amendatory.

Pending proceedings.

b. Except as otherwise provided in this amendatory Act, the provisions of this amendatory Act shall govern proceedings so far as practicable in cases pending when it takes effect; but proceedings in cases then pending to which the provisions of this amendatory Act are not applicable shall be disposed of conformably to the provisions of said Act approved July 1, 1898, and the Acts amendatory thereof and supplementary thereto.

Effective date.

SEC. 7. This amendatory Act shall take effect and be in force on and after three months from the date of its approval.

Approved, June 22, 1938.

[CHAPTER 576]

AN ACT

June 22, 1938
[H. R. 7520]
[Public, No. 697]

For the relief of members of the Navy or Marine Corps who were discharged from the Navy or Marine Corps during the Spanish-American War, the Philippine Insurrection, and the Boxer uprising because of minority or misrepresentation of age.

Navy or Marine Corps.
Members of, discharged because of minority, etc., during Spanish-American War, etc., deemed honorably discharged.

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, or benefits upon honorably discharged members of the military or naval forces of the United States, their widows and dependent children, a member of the Navy or Marine Corps who was enlisted between April 21, 1898, and July 4, 1902, both dates inclusive, and who was discharged for fraudulent enlistment because of minority or misrepresentation of age, shall hereafter be held and considered to have been honorably

discharged from the Navy or Marine Corps on the date of his actual separation therefrom, if his service otherwise was such as would have entitled him to an honorable discharge: *Provided*, That no back pay or allowance shall accrue by reason of the passage of this Act: *Provided further*, That in all such cases the Navy Department shall, upon request, grant to such individual, his widow or next of kin a discharge certificate showing that such former member of the Navy or Marine Corps is held and considered to have been honorably discharged under the provisions of this Act.

Provisos.
No back pay, etc.

Discharge certificate.

Approved, June 22, 1938.

[CHAPTER 577]

AN ACT

To authorize the sale of surplus power developed under the Uncompahgre Valley reclamation project, Colorado.

June 22, 1938
[H. R. 7764]
[Public, No. 698]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That whenever a development of power is necessary for the irrigation of lands under the Uncompahgre Valley reclamation project, Colorado, or an opportunity is afforded for the development of power under said project, the Secretary of the Interior is authorized to enter into a contract for a period not exceeding forty years for the sale or development of any surplus power. The provisions of such contract shall be such as the said Secretary may deem to be equitable: *Provided*, That no such contract shall be made without the approval of the Uncompahgre Valley Water Users' Association, which, prior to any development of power on said project, shall be required to contract with the United States to repay the cost thereof, on such terms and conditions and with such provisions for the disposal of the annual net power profits as the said Secretary may deem to be equitable, and with or without interest on the construction cost as the said Secretary may determine: *And provided further*, That if the said association is not required to pay interest on the construction cost of the power plant and power system, the net earnings of the power plant and system, after the association shall have paid the full cost thereof, and its project construction charge indebtedness to the United States shall be payable into the reclamation fund, unless Congress shall hereafter otherwise direct.

Uncompahgre Valley reclamation project, Colo.
Sale of surplus power authorized; contracts.

Provisos.
Approval of Uncompahgre Valley Water Users' Association.

Disposition of net earnings.

Approved, June 22, 1938.

[CHAPTER 578]

AN ACT

To provide for the establishment of a Coast Guard station at or near Shelter Cove, California.

June 22, 1938
[H. R. 9916]
[Public, No. 699]

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 to establish a Coast Guard station on the Pacific coast at or in the vicinity of Shelter Cove, California, in such locality as the Commandant of the Coast Guard may recommend.

Shelter Cove, Calif.
Establishment of Coast Guard station authorized.

Approved, June 22, 1938.