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of the administration building at Federal Prison Camp Numbered 11, Kooskia, Idaho, while such persons were employees of the Bureau of Prisons, Department of Justice: *Provided*, That no part of the amounts appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, 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.

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

Penalty for violation.

Approved, April 20, 1939.

[CHAPTER 83]

AN ACT

April 20, 1939
[H. R. 2595]
[Private, No. 32]

Conferring jurisdiction upon the Court of Claims to hear and determine the claim of the Mack Copper Company.

Mack Copper Company.
Jurisdiction conferred upon Court of Claims to hear, etc., claim of.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That jurisdiction be, and is hereby, conferred upon the Court of Claims of the United States, notwithstanding the lapse of time, prior determination, the invalidity of the lease, or any statute of limitation, to hear and determine the claim of the Mack Copper Company against the United States for the damages and waste inflicted to certain real property owned by the Mack Copper Company and situated in San Diego County, State of California, which real property was taken, used, and occupied by the United States as an Army cantonment, training camp, or for other military purposes during the period from on or about May 15, 1917, to on or about June 1, 1922, not heretofore paid by the United States to the Mack Copper Company: *Provided*, That the measure of the damages sustained shall not exceed the difference between the value of the land when taken, as already found by the court, and the value of the land when returned to the Mack Copper Company: *Provided further*, That in the event that any suit is brought on said claim pursuant to the provisions of this Act, the court shall reopen and reconsider de novo the claim heretofore adjudicated for use and occupation of said property, if the United States so requests.

Provisos.
Limitation on the measure of damages sustained.

Reconsideration de novo of claim heretofore adjudicated.

Evidence.

SEC. 2. That the Court of Claims of the United States in the hearing and determination of any suit prosecuted under the authority of this Act, is authorized, in its discretion, to use and consider as evidence in such suit, together with any other evidence which may be taken therein, the testimony and other evidence filed by Mack Copper Company and the United States, respectively, in case numbered D–134 on the docket of that court entitled "Mack Copper Company against United States", wherein the court rendered a judgment on the 6th day of June 1927.

Application for writ of certiorari to Supreme Court.

SEC. 3. From any decision or judgment rendered in any suit presented under the authority of this Act a writ of certiorari to the Supreme Court of the United States may be applied for by either party thereto, as is provided by law in other cases.

Approved, April 20, 1939.