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[CHAPTER 495]

AN ACT

July 8, 1942
[S. 2109]
[Public Law 660]

Authorizing the Secretary of War to sell and convey to the town of Marmet, West Virginia, two tracts of land to be used for municipal purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That (a) the Secretary of War is authorized and directed to convey, by quitclaim deed, to the town of Marmet, West Virginia, for the consideration, and subject to the reservations and conditions hereinafter contained, all right, title, and interest of the United States in and to two tracts of land situated on the west side of the Great Kanawha River, at lock and dam numbered 2, in Marmet, West Virginia, and described as follows:

Marmet, W. Va.
Conveyance of lands to, for municipal purposes.

Tract numbered 1. Beginning at an iron pin in the eastern right-of-way line of the old county road at the southwest corner of the A. J. Baker land (now the property of the United States); thence, from said point of beginning, and running along and with said eastern right-of-way line, north twenty-six degrees fifty-seven minutes west one hundred and seventy-one feet to an iron pin in said line; thence, continuing along and with said eastern right-of-way line, north twenty-three degrees fifty-eight minutes west two hundred and eleven and five one-hundredths feet to an iron pin in said right-of-way line at the southerly corner of the lands of Mary B. Meyers and the northwest corner of the said A. J. Baker land; thence along and with the Meyers-Baker boundary line north sixty degrees thirty-two minutes east one hundred and twenty-one and eighteen one-hundredths feet to an iron pin in the intersection of the westerly right-of-way boundary line of the Charleston Interurban Railroad Company; thence and running with and along the said Charleston Interurban Railroad right-of-way line south twenty-four degrees thirty-two minutes east two hundred and sixteen and thirty one-hundredths feet to an iron pin in said right-of-way line; thence continuing with and along said right-of-way line south twenty-seven degrees east one hundred and sixty-six and fifty-two one-hundredths feet to the point of intersection with the boundary line between the said A. J. Baker land and the H. H. Smallridge and industrial center subdivision of the town of Marmet; thence with and along said Baker-industrial center boundary line south sixty-one degrees twenty-three minutes west one hundred and twenty-three and eighteen one-hundredths feet to the point of beginning, containing one and seven one-hundredths acres, more or less, and designated on United States Army Engineers' plat, "Kanawha River Locks and Dam numbered 2, real estate, United States Engineer Office, Huntington, West Virginia, March 1935 (file numbered 023–L2–11/1)", as "3–B".

Tract numbered 1.

Tract numbered 2. Beginning at the point of intersection of the eastern boundary right-of-way line of the Charleston Interurban Railroad Company and the northerly boundary line of the A. J. Baker land, and on the right-of-way line between said Charleston Interurban Railroad and the West Virginia State Highway Route Numbered 61; thence, from said point of beginning, and along and with said Baker line, north sixty degrees thirty-two minutes east four hundred and twenty and sixty-nine one-hundredths feet to a point in said Baker line; thence, south twenty-nine degrees twenty-eight minutes east three hundred and thirty-eight and ninety-one one-hundredths feet to the intersection of the north line of a fifty-foot street (now unnamed); thence, with the line of said street, south sixty-one degrees twenty-three minutes west three hundred and seventy-nine and thirty-nine one-hundredths feet to a point in said street line; thence, north eighty-seven degrees thirteen minutes west

Tract numbered 2.

seventy-four and eighty-eight one-hundredths feet, to a point in the right-of-way boundary line between the said Charleston Interurban Railroad Company and the West Virginia State Highway Route Numbered 61, said point being eighty-nine and seven one-hundredths feet distant, in a northwesterly direction, from the southerly boundary line of the A. J. Baker land; thence, running with and along said right-of-way boundary line, north twenty-seven degrees west seventy-seven and forty-five one-hundredths feet, to a point in said boundary line; thence, continuing with said right-of-way boundary line, north twenty-four degrees thirty-two minutes west two hundred and sixteen and seventy-five one-hundredths feet to the point of beginning, containing three and three hundred seventeen one-thousandths acres, more or less, and being a part of the portion of the nine-acre Baker tract designated on said United States Army Engineers' plat as "3–A".

Easements to U. S. for right-of-way and flood-control purposes.

There is expressly excepted and reserved to the United States of America an easement of way for all right-of-way purposes whenever the same may be required, on, over, in, and across each of the two tracts hereinabove described, for the use and benefit of the United States of America, its assigns and permittees, and there is likewise hereby excepted and reserved to the United States of America the perpetual easement and right to flood such part or parts of each of the two tracts of land hereinabove described as may be necessary so to do from time to time in the interests of navigation and flood control.

Description of conveyance.

(b) The two tracts of land described in subsection (a) of this section are parts, and come out of, that certain lot, piece, and parcel of land containing nine and fifty-one one-hundredths acres, more or less, which was acquired by the United States through a condemnation proceeding had in the United States District Court for the Southern District of West Virginia, sitting in the city of Charleston, West Virginia, on November 9, 1933, and styled United States of America against A. J. Baker and others, a copy of the final decree in such proceeding being recorded on November 18, 1933, in the office of the clerk of the county court of Kanawha County, West Virginia, in deed book numbered 390, at page 527 thereof, to which reference is made for a more complete description.

Consideration.

SEC. 2. The consideration to be paid by such town of Marmet for the two tracts of land, the conveyance of which is authorized by the first section of this Act, shall be the sum of $3,300, being 50 per centum of the current appraised value thereof.

Use of lands.

Such two tracts of land shall be held and used by the grantee for the purposes of a public park and recreational site and for similar and related municipal purposes.

Reversionary provision.

The deed of conveyance of such tracts of land to be executed by the Secretary of War shall contain appropriate provisions to provide for a reversion of such tracts of land to the United States in the event the grantee shall fail to use or shall cease using them for such purposes or shall alienate or attempt to alienate any part of them.

Approved, July 8, 1942.

[CHAPTER 496]

July 9, 1942
[H. R. 7349]
[Public Law 661]

AN ACT

Making appropriations for the Department of Agriculture for the month of July 1942.

Department of Agriculture.
Appropriations for month of July 1942.
Post, p. 664.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That all purposes and objects of expenditure under the Department of Agriculture for the fiscal year ending June 30, 1943, which are provided for in the bill (H. R. 6709 of the Seventy-seventh Congress) entitled "A bill making