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(including the claim of George R. Birkelund and Charles E. Siddall, of Chicago, Illinois, and Kenyon T. Fay, of Los Angeles, California, trustees of the Algoma Lumber Liquidation Trust, successors by transfer, conveyance, and assignment thereof) either against the United States in a fiduciary capacity for the Klamath and Modoc Tribes and Yahooskin Band of Snake Indians or against said Klamath and Modoc Tribes and Yahooskin Band of Snake Indians in connection with the contract construed by such court in its decision dated January 12, 1938, in the case of Algoma Lumber Company, a corporation, against the United States (86 C. Cls. 226).

SEC. 2. The amount of any judgment awarded by the Court of Claims upon such claim shall not exceed the amount of the judgment heretofore awarded by such court in the case of Algoma Lumber Company, a corporation, against the United States (86 C. Cls. 226, 271).

SEC. 3. Suit upon such claim may be instituted by or on behalf of the Algoma Lumber Company or by the said trustees as successors in interest thereto at any time within one year after the date of enactment of this Act. Proceedings for the determination of such claim and review thereof shall be had as in the case of claims over which such court has jurisdiction under section 1491 of title 28 of the United States Code, and the Klamath and Modoc Tribes and Yahooskin Band of Snake Indians shall be entitled to be represented in such proceedings, if they so desire, by legal counsel employed in conformity with the provisions of section 2103 of the Revised Statutes (25 U. S. C. 81). In the trial of any such suit the Court of Claims shall have jurisdiction to hear and determine any defenses available under the rules of law and equity applicable to contracts made by the United States, defenses of waiver or estoppel based on the course of dealing between the parties, and defenses based on mistake of law or fact, including any failure to collect sums payable under the contract involved in such suit by reason of mistake of law or fact, and shall determine the liability, if any, of the parties defendant as the facts and law require. Parol evidence shall be admissible for the purposes of proving or disproving such defenses notwithstanding any limitation upon the admissibility of parol evidence in suits involving contracts in writing. Any set-off, counterclaim, claim for damages, or other demand set up on the part of any defendant shall be heard and determined by the court in accordance with the provisions of section 2508 of title 28 of the United States Code.

62 Stat. 940.
28 U. S. C., Sup. III, § 1491.

62 Stat. 977.
28 U. S. C., Sup. III, § 2508.

SEC. 4. Any part of any judgment rendered hereunder which represents sums actually deposited to the credit of said Klamath and Modoc Tribes and Yahooskin Band of Snake Indians for timber cut from tribal lands shall be paid by the Secretary of the Treasury, upon appropriation by the Congress, from any funds in the Treasury of the United States to the credit of said tribe. Any other part of any judgment rendered shall be payable in the same manner as in the case of claims over which the Court of Claims has jurisdiction under section 1491 of title 28 of the United States Code.

62 Stat. 940.
28 U. S. C., Sup. III, § 1491.

Approved January 3, 1951.

[CHAPTER 1206]

AN ACT

January 3, 1951
[H. R. 4653]
[Private Law 1090]

For the relief of the New York Quinine and Chemical Works, Incorporated; Merck and Company, Incorporated; and Mallinckrodt Chemical Works.

Merck and Company, Inc., and others.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That Merck and Company, Incorporated, acting on behalf of itself and on behalf of Mallinckrodt Chemical Works and the New York Quinine and Chem-

ical Works, Incorporated, pursuant to the wartime arrangement entered into at the request of the Government between the three companies and Defense Supplies Corporation for stock piling critical materials, is hereby relieved from the liability of turning over to the Reconstruction Finance Corporation, as successor to Defense Supplies Corporation, the sum of $139,293.55, which amount was received by Merck and Company, Incorporated, for the account of Defense Supplies Corporation pursuant to the above-mentioned wartime arrangement.

Approved January 3, 1951.

[CHAPTER 1207]

AN ACT

For the relief of Archibald Walter Campbell Seymour.

January 3, 1951
[H. R. 8973]
[Private Law 1091]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, for the purposes of the immigration and naturalization laws, Archibald Walter Campbell Seymour, who was born in India of British parents, shall be held and considered to have been born in Great Britain.

Approved January 3, 1951.

[CHAPTER 1208]

AN ACT

For the relief of Tomoko Yamaya.

January 3, 1951
[H. R. 9145]
[Private Law 1092]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the provisions of the immigration laws relating to the exclusion of aliens inadmissible because of race shall not hereafter apply to Tomoko Yamaya, the Japanese fiancée of Paul H. Vine, a citizen of the United States and an honorably discharged veteran of World War II, and that the said Tomoko Yamaya may be eligible for a visa as a nonimmigrant temporary visitor for a period of three months: *Provided*, That the administrative authorities find that the said Tomoko Yamaya is coming to the United States with a bona fide intention of being married to Paul H. Vine, and that she is found otherwise admissible under the immigration laws. In the event the marriage between the above-named parties does not occur within three months after the entry of the said Tomoko Yamaya, she shall required to depart from the United States and upon failure to do so shall be deported in accordance with the provisions of sections 19 and 20 of the Immigration Act of February 5, 1917 (8 U. S. C. 155, 156). In the event the marriage between the above-named parties shall occur within three months after the entry of the said Tomoko Yamaya, the Attorney General is authorized and directed to record the lawful admission for permanent residence of the said Tomoko Yamaya as of the date of her entry into the United States, upon payment of the required head tax and visa fee.

Tomoko Yamaya.

39 Stat. 889, 890.
8 U. S. C., Sup. III, § 155.
64 Stat., Pt. 1, p. 1010.

Approved January 3, 1951.

[CHAPTER 1209]

AN ACT

For the relief of George Brander Paloheimo and Eva Leonora Paloheimo.

January 4, 1951
[S. 3241]
[Private Law 1093]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, for the purpose of the immigration and naturalization laws, George Brander Paloheimo and Eva Leonora Paloheimo, natives of Finland, shall be