

transport nursery stock or other plants or plant products as such from one State, Territory, or District of the United States into or through any other State, Territory, or District; and it shall be the duty of the United States attorneys diligently to prosecute any violations of this Act which are brought to their attention by the Secretary of Agriculture or which come to their notice by other means.

SEC. 11. That the word "person" as used in this Act shall be construed to import both the plural and the singular, as the case demands, and shall include corporations, companies, societies, and associations. When construing and enforcing the provisions of this Act, the act, omission, or failure of any officer, agent, or other person acting for or employed by any corporation, company, society, or association, within the scope of his employment or office, shall in every case be also deemed to be the act, omission, or failure of such corporation, company, society, or association as well as that of the person.

SEC. 12. That for the purpose of carrying out the provisions of this Act there shall be appointed by the Secretary of Agriculture from existing bureaus and offices in the Department of Agriculture, including the Bureau of Entomology, the Bureau of Plant Industry, and the Forest Service, a Federal Horticultural Board consisting of five members, of whom not more than two shall be appointed from any one bureau or office, and who shall serve without additional compensation.

SEC. 13. That there is hereby appropriated, out of the moneys in the Treasury not otherwise appropriated, to be expended as the Secretary of Agriculture may direct, for the purposes and objects of this Act, the sum of twenty-five thousand dollars.

SEC. 14. That this Act shall become and be effective from and after the first day of October, nineteen hundred and twelve, except as herein otherwise provided.

Approved, August 20, 1912.

Prosecutions.

"Persons" to include corporations, etc.

Corporations, etc., liable for acts of agents.

Federal Horticultural Board established. Composition.

Appropriation.

In effect October 1, 1912.

CHAP. 309.—An Act To accept and fund the bequest of Gertrude M. Hubbard.

August 20, 1912.  
[H. R. 9833.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the conditions of the bequest to the United States of America contained in the will of the late Gertrude M. Hubbard, and which are set out in the following language, to wit:

[Public, No. 276.]  
Gertrude M. Hubbard.  
Acceptance of bequest by to Gardiner Greene Hubbard collection of engravings in Library of Congress.

"For the purpose of adding to the Gardiner Greene Hubbard collection of engravings heretofore given by me to the United States of America, and now in the Library of Congress, I give and bequeath to the trustee hereinafter named, the American Security and Trust Company, its successors and assigns, the sum of twenty thousand dollars, to be set apart out of my real estate, stocks, bonds, or other securities, and to be invested and held by it upon the following trust, namely: To pay over during each year the net income therefrom to the Librarian of Congress, said income so paid over as above to be used exclusively for the purchase of engravings and etchings to be added to said 'Gardiner Greene Hubbard collection.'

"If any lawful or binding arrangement or contract can be made whereby the United States of America will be bound to pay interest on said investment at an annual rate of not less than four per centum, to be perpetually used for additions to said collection, I then further direct that my said trustee, the American Security and Trust Company, shall thereupon turn over and deliver the entire principal of said fund to the Treasurer of the United States upon that condition and for that purpose."

be, and the same are hereby, agreed to and the bequest accepted.

Treasurer to receive money.

SEC. 2. That the Treasurer of the United States be, and is hereby, authorized to receive from the American Security and Trust Company the principal of the above bequest, together with the interest, if any, accrued thereon, and to receipt for the same in the name of the United States of America, as accepted under the conditions and for the purpose defined in the said will, and, on behalf of the United States, to release said trust company from any liability in connection with said fund. And, further, the Librarian of Congress is authorized to join in said release, and thereby release said trust company from all future liability to the Librarian of Congress.

Release to trust company.

To be credited as perpetual trust fund.

Permanent annual appropriation.

SEC. 3. That in compliance with said conditions the principal of the sum so received and paid into the Treasury of the United States shall be credited on the books of the Treasury Department as a perpetual trust fund; and the sum of eight hundred dollars, being equivalent to four per centum on the principal of said trust fund, be, and the same is hereby, appropriated, out of any moneys in the Treasury not otherwise appropriated, and such appropriation shall be deemed a permanent annual appropriation and shall be expended in the manner and for the purposes herein authorized and as provided in the said bequest.

Approved, August 20, 1912.

August 20, 1912.  
[H. R. 11149.]

[Public, No. 277.]

Sulphur Springs, Tex.  
Strip of land granted to, from public building site.

CHAP. 310.—An Act To authorize the Secretary of the Treasury to convey to the city of Sulphur Springs, Texas, certain land for street purposes.

*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, empowered and directed to deed to the city of Sulphur Springs, in the State of Texas, for street purposes and no other, a strip of land not exceeding nine feet in width off the side of the Federal building site in said city, and a strip of land not exceeding six feet and two inches in width off the south side of said building site.

Approved, August 20, 1912.

August 20, 1912.  
[H. R. 22002.]

[Public, No. 278.]

Oregon railroad, etc., land grants.  
Declaration of forfeiture.  
Vol. 35, p. 571.

CHAP. 311.—An Act Supplementing the joint resolution of Congress approved April thirtieth, nineteen hundred and eight, entitled "Joint resolution instructing the Attorney General to institute certain suits," and so forth.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That all claims of forfeiture heretofore or hereafter asserted by the Attorney General on behalf of the United States in or by any and all suits in equity, actions at law, or other judicial proceedings instituted pursuant to the joint resolution of Congress approved April thirtieth, nineteen hundred and eight, entitled "Joint resolution instructing the Attorney General to institute certain suits," and so forth, be, and the same are hereby, ratified and confirmed and are hereby declared to be of the same force and effect as declarations of forfeiture by the Congress of the United States.

Lands not subject to entry.

SEC. 2. That none of the lands reverting to the United States by virtue of any right of forfeiture thereto as aforesaid shall be or become subject to entry under any of the public-land laws of the United States, or to the initiation of any right whatever under any of the public-land laws of the United States.

Limitation on suits involving lands sold by Oregon and California Railroad Company.

SEC. 3. That no suits in equity, actions at law, or other judicial proceedings shall be instituted pursuant to said joint resolution approved April thirtieth, nineteen hundred and eight, that shall