

CHAP. 58.—An Act To prevent interference with the use of homing pigeons by the United States, to provide a penalty for such interference, and for other purposes.

April 19, 1918.
[S. 3980.]

[Public, No. 134.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That it be, and it hereby is, declared to be unlawful to knowingly entrap, capture, shoot, kill, possess, or in any way detain an Antwerp, or homing pigeon, commonly called carrier pigeon, which is owned by the United States or bears a band owned and issued by the United States having thereon the letters "U. S. A." or "U. S. N." and a serial number.

Carrier pigeons.
Interfering with Government owned birds unlawful.

SEC. 2. That the possession or detention of any pigeon described in section one of this Act by any person or persons in any loft, house, cage, building, or structure in the ownership or under the control of such person or persons without giving immediate notice by registered mail to the nearest military or naval authorities, shall be prima facie evidence of a violation of this Act.

Detention, etc., evidence of violation.

SEC. 3. That any person violating the provisions of this Act shall, upon conviction, be punished by a fine of not more than \$100, or by imprisonment for not more than six months, or by both such fine and imprisonment.

Punishment.

Approved, April 19, 1918.

CHAP. 59.—An Act To punish the willful injury or destruction of war material, or of war premises or utilities used in connection with war material, and for other purposes.

April 20, 1918.
[S. 383.]

[Public, No. 135.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the words "war material," as used herein, shall include arms, armament, ammunition, live stock, stores of clothing, food, foodstuffs, or fuel; and shall also include supplies, munitions, and all other articles of whatever description, and any part or ingredient thereof, intended for, adapted to, or suitable for the use of the United States, or any associate nation, in connection with the conduct of the war.

Destroying war material, etc.
Articles included in meaning of war material.

The words "war premises," as used herein, shall include all buildings, grounds, mines, or other places wherein such war material is being produced, manufactured, repaired, stored, mined, extracted, distributed, loaded, unloaded, or transported, together with all machinery and appliances therein contained; and all forts, arsenals, navy yards, camps, prisons, or other military or naval stations of the United States, or any associate nation.

War premises.
Places included in term as used.

The words "war utilities," as used herein, shall include all railroads, railways, electric lines, roads of whatever description, railroad or railway fixture, canal, lock, dam, wharf, pier, dock, bridge, building, structure, engine, machine, mechanical contrivance, car, vehicle, boat, or aircraft, or any other means of transportation whatsoever, whereon or whereby such war material or any troops of the United States, or of any associate nation, are being or may be transported either within the limits of the United States or upon the high seas; and all dams, reservoirs, aqueducts, water and gas mains and pipes, structures and buildings, whereby or in connection with which water or gas is being furnished, or may be furnished, to any war premises or to the military or naval forces of the United States, or any associate nation, and all electric light and power, steam or pneumatic power, telephone and telegraph plants, poles, wires, and fixtures and wireless stations, and the buildings connected with the maintenance and operation thereof used to supply water, light, heat, power, or facilities of communication to any war premises or to the military or naval forces of the United States, or any associate nation.

War utilities.
Facilities, etc., comprehended in term as used.

United States.
Territory included in
term.

Associate nation.
Meaning of words.

Punishment for in-
juring, destroying, etc.,
war material, prem-
ises, or utilities.
Specified acts.

Punishment for ob-
structing, etc., United
States or associate na-
tion in carrying on
the war.
Specified acts.

The words "United States" shall include the Canal Zone and all territory and waters, continental and insular, subject to the jurisdiction of the United States.

The words "associate nation," as used in this Act, shall be deemed to mean any nation at war with any nation with which the United States is at war.

SEC. 2. That when the United States is at war, whoever, with intent to injure, interfere with, or obstruct the United States or any associate nation in preparing for or carrying on the war, or whoever, with reason to believe that his act may injure, interfere with, or obstruct the United States or any associate nation in preparing for or carrying on the war, shall willfully injure or destroy, or shall attempt to so injure or destroy, any war material, war premises, or war utilities, as herein defined, shall, upon conviction thereof, be fined not more than \$10,000 or imprisoned not more than thirty years, or both.

SEC. 3. That when the United States is at war, whoever, with intent to injure, interfere with, or obstruct the United States or any associate nation in preparing for or carrying on the war, or whoever, with reason to believe that his act may injure, interfere with, or obstruct the United States or any associate nation in preparing for or carrying on the war, shall willfully make or cause to be made in a defective manner, or attempt to make or cause to be made in a defective manner, any war material, as herein defined, or any tool, implement, machine, utensil, or receptacle used or employed in making, producing, manufacturing, or repairing any such war material, as herein defined, shall, upon conviction thereof, be fined not more than \$10,000 or imprisoned not more than thirty years, or both.

Approved, April 20, 1918.

April 20, 1918.
[H. R. 9163.]

[Public, No. 136.]

Army.
Enlisted men reim-
bursed for travel ex-
penses, etc.

CHAP. 60.—An Act To provide for reimbursement of actual expenses or flat per diem for enlisted men traveling on duty under competent orders.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That hereafter under such regulations and within such maximum rates as may be prescribed by the Secretary of War enlisted men may be reimbursed for actual expenses of travel, including subsistence and lodging, incurred while traveling under competent orders and not embraced in the movement of troops, or they may be paid a flat per diem therefor in lieu of such reimbursement.

Approved, April 20, 1918.

April 20, 1918.
[H. R. 9902.]

[Public, No. 137.]

Army emergency in-
crease.
Ante, p. 81, amended.

CHAP. 61.—An Act To amend section eight of an Act entitled "An Act to authorize the President to increase temporarily the Military Establishment of the United States," approved May eighteenth, nineteen hundred and seventeen.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the last sentence of section eight of an Act entitled "An Act to authorize the President to increase temporarily the Military Establishment of the United States," approved May eighteenth, nineteen hundred and seventeen, be, and the same hereby is, amended to read as follows:

General officers for
emergency.
Filling resulting va-
cancies in the Army.
Vol. 39, p. 211.

"Vacancies in the grades of the Regular Army resulting from the appointment of officers thereof to higher grades in the forces other than the Regular Army herein provided for shall be filled by temporary promotions and appointments in the manner prescribed by section one hundred and fourteen of the national defense Act, approved June third, nineteen hundred and sixteen, except that such promotions and appointments may be made by the President alone

Appointments by
President alone pro-
vided.