

Cowlitz and Puyallup Rivers, Washington, with a view to preparing plans and estimates of cost for the prevention and control of floods on said rivers and their tributaries and to determining the extent to which the United States and local interests should cooperate in carrying out any plans recommended.

Tolovana River, Alaska.

Yukon-Kuskokwim Portage, Alaska.

English Bay, Saint Paul Island, Alaska.

Gastineau Channel and adjacent waters, Alaska, with a view to improving the connection with existing steamship routes.

Hilo Harbor, Hawaii.

Kahului Harbor, Hawaii.

SEC. 13. That the jurisdiction of the Mississippi River Commission is hereby extended, for the purposes of levee protection and bank protection, to the tributaries and outlets of the Mississippi River between Cairo, Illinois, and the Head of the Passes, in so far as these tributaries and outlets are affected by the flood waters of the Mississippi River.

SEC. 14. That the Secretary of War may, in his discretion, and if he deems it fair and equitable to do so, annul a contract entered into on the twenty-second day of May, 1916, between the United States and the Great Lakes Dredge and Dock Company for the removal of Coenties Reef, East River, New York, and relieve the said company from further obligation thereunder as between the company and the United States.

Approved, September 22, 1922.

Alaska.

Hawaii.

Mississippi River Commission. Flood jurisdiction extended to the tributaries from Cairo to Head of Passes.

Great Lakes Dredge Company. Annulment of contract with, etc., authorized.

CHAP. 428.—An Act To amend an Act entitled "An Act for the retirement of employees in the classified civil service, and for other purposes," approved May 22, 1920.

September 22, 1922.  
[H. R. 11212.]  
[Public, No. 363.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Act entitled "An Act for the retirement of employees in the classified civil service, and for other purposes," approved May 22, 1920, is hereby amended as follows:

That any employee fifty-five years of age or over to whom the Act of May 22, 1920, applies, who shall have served for a total period of not less than fifteen years and who, before reaching the retirement age as fixed in section 1 of said Act shall become involuntarily separated from the service, unless removed for cause on charges of misconduct or delinquency preferred against him, shall be granted an annuity certificate in the manner provided in section 7 of said Act which will entitle said employee, upon reaching retirement age, to an annuity as provided in section 2 thereof equal to the annuity he would have received upon such separation from the service had he been of full retirement age: *Provided*, That the deductions made under the provisions of section 8 of said Act of May 22, 1920, from such employee's salary, pay, or compensation prior to separation from the service shall remain in the "civil service retirement and disability fund" subject to the provisions of section 11 of said Act governing the return of deductions in the case of a deceased annuitant or employee.

SEC. 2. That any employee coming within the provisions of section 1 of this Act shall have the right to apply for an immediate annuity in lieu of deferred annuity at the age of retirement; and if otherwise entitled, such immediate annuity shall be granted under the following conditions:

If the employee is eligible for retirement upon reaching the age of seventy years, his immediate annuity is to be found by multiplying

Civil service retirement.  
Vol. 41, p. 614.

Annuity certificates, granted employees separated involuntarily, at specified age and period of service.  
Vol. 41, p. 617.

At retirement age to receive annuity.

*Proviso.*  
Return of pay reductions to retirement fund.

Vol. 41, p. 619.

Immediate annuity allowed.

Conditions.

Employees eligible at 70 years.

the annuity which he would receive were he then seventy years of age by the decimal 0.951945 raised to a power the exponent of which is the number of years his age at such separation from the service is less than seventy years.

Mechanics, etc., eligible at 65 years.

For mechanics, city and rural letter carriers, and post-office clerks, who are eligible for retirement at sixty-five years of age, the immediate annuity is found by deducting  $\frac{47}{900}$  of the annuity he would receive were he then sixty-five years of age for each year his age at such separation is less than sixty-five years.

Railway postal clerks eligible at 62 years.

For railway postal clerks, who are eligible for retirement at sixty-two years of age, the immediate annuity is to be found by deducting  $\frac{47}{630}$  of the annuity he would receive were he then sixty-two years of age for each year his age at separation is less than sixty-two years.

Fractions of a year disregarded.

For the purpose of computing annuities as provided in this section fractional parts of a year in respect to the age of the applicant shall be disregarded.

Certificate to be canceled on reemployment.

SEC. 3. That in case such former employee be reemployed by the Government in a position affected by the provisions of the Act of May 22, 1920, the annuity certificate issued under the provisions of this Act shall be canceled and all rights and benefits under this Act shall terminate from and after the date of such reemployment.

Employees separated since August 20, 1920, included.

SEC. 4. That this Act shall include former employees coming within the provisions of the Act of May 22, 1920, who have been separated from the service subsequent to August 20, 1920, under the conditions defined in section 1 hereof: *Provided*, That in the case of an employee who has withdrawn from the "civil service retirement and disability fund" his deductions under the provisions of section 11 of the Act of May 22, 1920, such employee shall be required to return the amount so withdrawn with interest compounded at the rate of 4 per centum per annum before he shall be entitled to the benefits of this Act.

*Proviso.*  
Return of amount withdrawn from fund.

Service credit, etc., if retained without approval of Civil Service Commission, or reemployed after retirement.

SEC. 5. That any employee otherwise entitled to the benefits of the Act of May 22, 1920, who, prior to the passage of this Act, has been continued in the service without the approval of the Civil Service Commission as provided in section 6 thereof, or, who has been reemployed in the civil service subsequent to retirement, shall be entitled to credit for such subsequent service and to receive salary, pay, or compensation therefor at the regular rates, but shall not be entitled to annuity covering the same time; and this Act shall operate as a direction to the Commissioner of Pensions to remove suspension of annuity in all such cases, and shall be warrant for the proper fiscal officer of the Government to make payment or adjustment of salary, pay, or compensation earned by such employee.

Suspension of annuity, etc., removed.

Disabilities not affected.  
Vol. 41, p. 616.

SEC. 6. That nothing contained in this Act shall modify the provisions of section 5 of the Act of May 22, 1920.

Approved, September 22, 1922.

September 22, 1922.  
[H. R. 12704.]  
[Public, No. 364.]

CHAP. 429.—An Act Making appropriations to supply deficiencies in appropriations for the fiscal year ending June 30, 1922, and prior fiscal years, and for other purposes.

First Deficiency Act, 1923.  
Deficiency appropriations.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, to supply deficiencies in appropriations for the fiscal year ending June 30, 1922, and prior fiscal years, and for other purposes, namely:

Legislative.

LEGISLATIVE.

Senate.

SENATE.

William E. Crow.  
Pay to widow.

To pay Adelaide Curry Crow, widow of Honorable William E. Crow, late a Senator from the State of Pennsylvania, \$7,500.