

[CHAPTER 510.]

AN ACT

To authorize an appropriation for the purchase of land in Wyoming for use as rifle ranges for the Army of the United States.

June 14, 1934.

[S. 2130.]

[Public, No. 341.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That a sum not to exceed \$16,000 is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, for the purchase of one thousand six hundred acres of land adjacent to Fort Francis E. Warren in the State of Wyoming for use of the United States Army for rifle-range purposes. All purchase of land under this Act shall be made by the Secretary of War pursuant to law governing the acquisition of land for the use of the Army of the United States.

Fort Francis E. Warren, Wyo.
Purchase of additional land for rifle-range purposes.

To be made by Secretary of War.

Approved, June 14, 1934.

[CHAPTER 511.]

AN ACT

To facilitate purchases of forest lands under the Act approved March 1, 1911.

June 14, 1934.

[S. 3521.]

[Public, No. 342.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That to allow and facilitate the purchase of forest lands under the provisions of the Act approved March 1, 1911 (36 Stat. 961; U.S.C., title 16, secs. 613-521¹), in States which desire that such purchases shall be made but cannot give their formal consent thereto until the next meeting of their legislative bodies, it is hereby provided that a written statement of consent signed by the Governor of the State prior to January 1, 1935, and containing the certification that a majority of the individual members of the current State legislative body have expressed in writing to the Governor their concurrence in and approval of such statement of consent shall be regarded as fully complying with and satisfying the requirements of that part of section 7 of said Act of March 1, 1911, which provides that no deed or other instrument of conveyance shall be accepted or approved by the Secretary of Agriculture under said Act until the legislature of the State in which the land lies shall have consented to the acquisition of said land by the United States.

Conservation of navigable watersheds, etc.
Purchases of forest lands for, modified.
Vol. 36, p. 961; Vol. 43, p. 1215.

Ante, p. 22.
U.S.C., pp. 424-425.

Consent required.

Approved, June 14, 1934.

[CHAPTER 512.]

AN ACT

To amend the Judicial Code by adding a new section to be numbered 274D.

June 14, 1934.

[H. R. 4337.]

[Public, No. 343.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Judicial Code, approved March 3, 1911, is hereby amended by adding after section 274C thereof a new section to be numbered 274D, as follows:

Judicial Code.
Vol. 36, p. 1164; Vol. 38, p. 956.
U.S.C., p. 911.

Declaratory judgments.

"SEC. 274D. (1) In cases of actual controversy the courts of the United States shall have power upon petition, declaration, complaint, or other appropriate pleadings to declare rights and other legal relations of any interested party petitioning for such declaration, whether or not further relief is or could be prayed, and such declaration shall have the force and effect of a final judgment or decree and be reviewable as such.

¹ So in original.

- Further relief. " (2) Further relief based on a declaratory judgment or decree may be granted whenever necessary or proper. The application shall be by petition to a court having jurisdiction to grant the relief.
- Procedure. If the application be deemed sufficient, the court shall, on reasonable notice, require any adverse party, whose rights have been adjudicated by the declaration, to show cause why further relief should not be granted forthwith.
- Determining issues of fact. " (3) When a declaration of right or the granting of further relief based thereon shall involve the determination of issues of fact triable by a jury, such issues may be submitted to a jury in the form of interrogatories, with proper instructions by the court, whether a general verdict be required or not."
- Approved, June 14, 1934.

[CHAPTER 513.]

AN ACT

June 14, 1934.
[H. R. 5175.]
[Public, No. 344.] To provide a preliminary examination of the Green River, Washington, with a view to the control of its floods.

- Green River. Preliminary examination of, for flood control. *Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of War be, and he is hereby, authorized and directed to cause a preliminary examination to be made of the Green River, Washington, with a view to control of its floods, in accordance with the provisions of section 3 of an Act entitled "An Act to provide for control of the floods of the Mississippi River, and of the Sacramento River, California, and for other purposes", approved March 1, 1917, the cost thereof to be paid from appropriations heretofore or hereafter made for examinations, surveys, and contingencies of rivers and harbors.
- Vol. 39, p. 950.
- Approved, June 14, 1934.

[CHAPTER 514.]

AN ACT

June 14, 1934.
[H. R. 5597.]
[Public, No. 345.] To afford permanent protection to the watershed and water supply of the city of Coquille, Coos County, Oregon.

- Coquille, Oreg. Patent to certain lands granted to, for protecting its water supply, etc. *Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That for the purpose of affording permanent protection to the watershed and water supply of the city of Coquille, Coos County, Oregon, lot 4 and the southwest quarter northwest quarter section 3, township 28 south, range 12 west, Willamette meridian, is hereby granted to the city of Coquille, Oregon; and the Secretary of the Interior is hereby authorized and directed to issue patent to the city of Coquille for said land: *Provided,* That there shall be reserved to the United States all oil, coal, and other mineral deposits that may be found on the land so granted and the right to prospect for, mine, and remove same: *Provided further,* That said land shall be subject to all rights of way which the Secretary of the Interior shall at any time deem necessary for the removal of timber from any of the land title to which vested in the United States under the Act of June 9, 1916, or to which title was reconveyed to the United States under the Act of February 26, 1919: *And provided further,* That said city shall not have the right to sell or convey the land herein granted or any part thereof or to devote the same to any other purpose than as hereinbefore described; and if the said land shall not be used for such municipal purpose the same, or such part thereof not so used, shall revert to the United States: *Provided,* That there shall be reserved to the United States, its patentees or their transferees, the right to
- Provisos.* Mineral deposits reserved.
- Subject to rights of way.
- Vol. 39, p. 218; Vol. 40, p. 1179.
- Use for other purposes denied.
- Reversionary provision.
- Cutting and removing timber.