

of surplus agricultural products, or for any or all of said purposes, in the Territory of Hawaii, as the Secretary of Agriculture, with the approval of the President, shall direct:

Existing provisions modified.

Vol. 48, pp. 39, 675.

Portion of taxes collected in Hawaii to be held as separate fund.

Remainder covered into general fund. *Proviso.* Emergency relief allocations.

Ante, p. 115.

NOW, THEREFORE, I, FRANKLIN D. ROOSEVELT, President of the United States of America, under and by virtue of the authority vested in me by section 15 of the Agricultural Adjustment Act (48 Stat. 31, 39), as amended by section 8 of the act of May 9, 1934 (48 Stat. 670, 675), do by this proclamation amend the aforesaid paragraph numbered (3) of Proclamation No. 2091, of June 30, 1934, as amended by the said proclamation of September 24, 1934, to read as follows:

"Of the taxes hereafter collected upon the processing of sugar beets and sugarcane in the Territory of Hawaii or upon the processing in continental United States of sugar produced in or coming from the Territory of Hawaii, or both, the sum of \$500,000.00 shall be held as a separate fund in the name of the Territory of Hawaii to be used and expended for the benefit of agriculture, or paid as rental or benefit payments in connection with the reduction in the acreage or reduction in the production for market, or both, of sugar beets or sugarcane, or to be used and expended for the expansion of markets, or for the removal of surplus agricultural products in the Territory of Hawaii, or for any or all of said purposes, as the Secretary of Agriculture, with the approval of the President, shall direct, and after said sum of \$500,000.00 shall have been collected, and until otherwise provided, all further taxes so collected shall be covered into the general fund of the Treasury of the United States: *Provided*, That nothing contained herein is to be construed as preventing such unobligated part of the moneys held in such separate fund, as may hereafter be determined as necessary, from being allocated by the President for use in the Territory of Hawaii for the purposes of, and under the authority contained in, 'The Emergency Relief Appropriation Act of 1935', approved April 8, 1935 (Public Resolution No. 11, 74th Cong.)."

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the United States to be affixed.

DONE at the City of Washington this 7th day of June, in the year of our Lord nineteen hundred and thirty-five, and of the [SEAL] Independence of the United States of America the one hundred and fifty-ninth.

FRANKLIN D. ROOSEVELT

By the President:

CORDELL HULL

Secretary of State.

[No. 2127]

BIG LEVELS GAME REFUGE—VIRGINIA

July 6, 1935.

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

A PROCLAMATION

Big Levels Game Refuge, Va. Preamble. Vol. 39, p. 476.

Vol. 36, p. 961. U. S. C., p. 668.

WHEREAS the act of August 11, 1916 (39 Stat. 446, 476), provides: "That the President of the United States is hereby authorized to designate such areas on any lands which have been, or which may hereafter be, purchased by the United States under the provisions of the Act of March first, nineteen hundred and eleven (Thirty-six Statutes at Large, page nine hundred and sixty-one), entitled 'An

Act to enable any State to cooperate with any other State or States, or with the United States, for the protection of watersheds of navigable streams, and to appoint a commission for the acquisition of lands for the purpose of conserving the navigability of navigable streams,' and Acts supplementary thereto and amendatory thereof, as should, in his opinion, be set aside for the protection of game animals, birds, or fish; and whoever shall hunt, catch, trap, willfully disturb or kill any kind of game animal, game or nongame bird, or fish, or take the eggs of any such bird on any lands so set aside, or in or on the waters thereof, except under such general rules and regulations as the Secretary of Agriculture may from time to time prescribe, shall be fined not more than \$500 or imprisoned not more than six months, or both";

WHEREAS certain lands in the State of Virginia now within the boundaries of the George Washington National Forest were acquired under said act of March 1, 1911; and

WHEREAS the Secretary of Agriculture has recommended that the hereinafter-described area within the George Washington National Forest be established as a game sanctuary and refuge:

NOW, THEREFORE, I, FRANKLIN D. ROOSEVELT, President of the United States of America, under and by virtue of the authority vested in me by the aforesaid act of August 11, 1916, do proclaim that the following-described area within the George Washington National Forest, Virginia, be, and it is hereby, set aside and established as a game sanctuary and refuge:

Setting aside game sanctuary.

Beginning at a point approximately 0.3 of a mile north of Pkin, Virginia, where the road from Pkin to Cold Spring Station intersects the right-of-way of the Norfolk & Western railroad; thence in a northerly direction along the right-of-way of the Norfolk & Western railroad for a distance of approximately 0.3 of a mile to South River, sometimes called St. Mary River; thence up South River in an easterly direction for a distance of approximately 0.2 of a mile to a point where the river intersects the road leading from Pkin to Cold Spring Station; thence in a northerly direction along the Pkin-Cold Spring Station road for a distance of approximately 5.6 miles to a point where said road intersects Virginia State Road No. 660; thence in an easterly direction along the Cold Spring Station-Stuarts Draft road for a distance of approximately 7.4 miles to a point about 1 mile south of Stuarts Draft where this road intersects the Howardsville turnpike, designated as Virginia State Road No. 610; thence southeasterly along said road no. 610 for a distance of about 0.4 of a mile to a point where this road is intersected by the road leading to Mountain Lake; thence in a southeasterly direction on the road leading to Mountain Lake for a distance of approximately 0.7 of a mile to a point at the southwest corner of said lake; thence in an easterly direction along an old road on the south side of said lake for a distance of approximately 2 miles to a point where this road intersects the Howardsville turnpike; thence in an easterly direction along the Howardsville turnpike for a distance of approximately 1 mile to a point where this road intersects Virginia State Road No. 633; thence in a northerly direction along Virginia State Road No. 633 for a distance of approximately 1 mile to Beula Church, where said road intersects Virginia State Road No. 634; thence easterly along said road no. 634 to a point where it intersects the Howardsville turnpike, designated Virginia State Road No. 610; thence in an easterly direction along said road no. 610 for a distance of approximately 1 mile to a point where this road intersects Virginia State Road No. 664; thence in a southerly direction along State road no. 664 for a distance of approximately 8.6

Description.

miles to a point on the summit of the Blue Ridge Mountains where this road crosses the Augusta-Nelson County line; thence in a northwesterly direction along the Augusta-Nelson County line which is the top of the Blue Ridge Mountains for a distance of approximately 4.3 miles to Bald Mountain; thence in a southwesterly direction along the Augusta-Nelson County line for a distance of approximately 5.3 miles to Lone Tree; thence in a northwesterly direction along the Augusta-Nelson County line to a point that is common to Augusta, Nelson, and Rockbridge Counties, which is approximately one-fourth of a mile distant from Lone Tree; thence in a northerly direction along the hydrographic divide between Spy Run and Groahs Creek for a distance of approximately 2.3 miles to the point of beginning.

Unlawful acts.

All persons are hereby informed that it is unlawful to hunt, catch, trap, willfully disturb, or kill any kind of game animal, game or non-game bird, or fish, or to take the eggs of any such bird, on any lands within the refuge established by this proclamation, or in or on the waters thereof, except under such general rules and regulations as may be prescribed from time to time by the Secretary of Agriculture.

Name.

This reservation shall be known as the Big Levels Game Refuge.

IN WITNESS WHEREOF I have hereunto set my hand and caused the seal of the United States to be affixed.

DONE at the City of Washington this 6th day of July, in the year of our Lord nineteen hundred and thirty-five, and of the Independence of the United States of America the one hundred and sixtieth.

FRANKLIN D. ROOSEVELT

By the President:

CORDELL HULL
Secretary of State.

[No. 2128]

CLOSED AREA UNDER THE MIGRATORY BIRD TREATY ACT, NORTH CAROLINA

July 18, 1935.

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

A PROCLAMATION

Swanquarter Migratory Bird Refuge, N. C.
Preamble.

WHEREAS the Acting Secretary of Agriculture has submitted to me for approval the following regulation adopted by him under authority of the Migratory Bird Treaty Act of July 3, 1918:

REGULATION DESIGNATING AS CLOSED AREA UNDER THE MIGRATORY BIRD TREATY ACT CERTAIN LANDS AND WATERS WITHIN THE BOUNDARY OF, ADJACENT TO, AND IN THE VICINITY OF THE SWANQUARTER MIGRATORY BIRD REFUGE, NORTH CAROLINA, ESTABLISHED UNDER THE MIGRATORY BIRD CONSERVATION ACT

Regulation designating certain lands, etc., within or adjacent to, as closed area.
Vol. 40, pp. 755-757.
U. S. C., p. 686.

I, M. L. WILSON, Acting Secretary of Agriculture, by virtue of authority vested in me by the Migratory Bird Treaty Act of July 3, 1918 (40 Stat. 755-757; U. S. C., title 16, secs. 703-711), and in extension of regulation 4 of the Migratory Bird Treaty Act Regulations, do hereby designate as closed area, in or on which hunting, taking, capturing, or killing, or attempting to hunt, take, capture, or kill, migratory birds is not permitted, all areas of land and water in Hyde County, North Carolina, embraced within the exterior boundary hereinbelow described, and as shown upon Bureau of Biological Survey