

upon the face of the certificates to have been so authorized shall be prima facie evidence of its contents and of the authority of the signer to issue the same.

(3) Where a person in military service has been reported missing he shall be presumed to continue in the service until accounted for, and no period herein limited which begins or ends with the death of such person shall begin or end until the death of such person is in fact reported to or found by the Department of War or Navy, or any court or board thereof, or until such death is found by a court of competent jurisdiction: *Provided*, That no period herein limited which begins or ends with the death of such person shall be extended hereby beyond a period of six months after the time when this Act ceases to be in force.

SEC. 602. Any interlocutory order made by any court under the provisions of this Act may, upon the court's own motion or otherwise, be revoked, modified, or extended by it upon such notice to the parties affected as it may require.

SEC. 603. If any provision of this Act, or the application thereof to any person or circumstances, is held invalid, the remainder of the Act, and the application of such provision to other persons or circumstances, shall not be affected thereby.

SEC. 604. This Act shall remain in force until May 15, 1945: *Provided*, That should the United States be then engaged in a war, this Act shall remain in force until such war is terminated by a treaty of peace proclaimed by the President and for six months thereafter: *Provided further*, That wherever under any section or provision of this Act a proceeding, remedy, privilege, stay, limitation, accounting, or other transaction has been authorized or provided with respect to military service performed prior to the date herein fixed for the termination of this Act, such section or provision shall be deemed to continue in full force and effect so long as may be necessary to the exercise or enjoyment of such proceeding, remedy, privilege, stay, limitation, accounting, or other transaction.

SEC. 605. The provisions of section 4 of the joint resolution approved August 27, 1940 (Public Resolution Numbered 96, Seventy-sixth Congress), and the provisions of section 13 of the Selective Training and Service Act of 1940, shall not be applicable with respect to any military service performed after the date of enactment of this Act.

Approved, October 17, 1940.

[CHAPTER 889]

AN ACT

To authorize the lease or sale of certain public lands in Alaska, and for other purposes.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That the sections numbered 16 and 36 in townships 17 and 18 north, ranges 1 and 2 east, Seward meridian, Alaska, are hereby released from the reservation thereof made by the Act of March 4, 1915 (38 Stat. 1214), for the support of the common schools in the Territory of Alaska, and in lieu of the lands so released an equal area of vacant, nonmineral, surveyed, unreserved, public lands in the Territory of Alaska may be designated and reserved for the support of the common schools in the Territory of Alaska in the manner provided by the Act of February 28, 1891 (26 Stat. 796).

SEC. 2. The Secretary of the Interior is hereby authorized, in his discretion, to lease, or to sell at not less than \$1.25 per acre, under such rules and regulations and upon such terms and conditions as he may

Presumption as to persons reported missing.

*Proviso.*  
Limitation.

Court action.

Saving clause.

Duration.  
*Provisos.*  
Extension.

Continuance of authorized transactions.

Inapplicability of certain provisions.  
*Ante*, pp. 860, 895.

October 17, 1940  
[H. R. 6658]  
[Public, No. 862]

Alaska.  
Exchange of certain public lands.

48 U. S. C. § 353.

43 U. S. C. § 851.

Lease or sale of lands released from reservation.

*Proviso.*  
Reservation of mineral rights.

prescribe, the lands released from reservation by section 1 of this Act and the public lands in townships 17 and 18 north, ranges 1 and 2 east; sections 25, 26, 27, 31, 32, 33, 34, and 35, township 17 north, range 1 west; sections 3, 4, 5, 6, and 7, township 16 north, range 1 west; sections 1, 2, 11, and 12, township 16 north, range 2 west, Seward meridian, Alaska: *Provided, however,* That all patents and leases issued under the provisions of this Act shall contain a reservation to the United States of the oil, gas, and other mineral deposits, together with the right to prospect for, mine, and remove the same under such regulations as the Secretary of the Interior may prescribe. The provisions of this section are subject to valid existing rights.

Approved, October 17, 1940.

## [CHAPTER 890]

## AN ACT

October 17, 1940  
[H. R. 7252]  
[Public, No. 863]

To authorize the Secretary of the Interior to sell or lease for park or recreational purposes, and to sell for cemetery purposes, certain public lands in Alaska.

Alaska.  
Sale or lease of certain lands for park, etc., 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 Interior be, and he is hereby, authorized, under such rules and regulations as he may prescribe, to appraise and sell, or to lease, to any incorporated city or town in Alaska, for park or recreational purposes, not to exceed one hundred and sixty acres of vacant and unreserved public lands in the Territory, which, in his opinion, are reasonably accessible to such city or town, and to appraise and sell to any such city or town, for cemetery purposes, not to exceed eighty acres of such land: *Provided,* That each patent issued under the provisions of this Act shall contain a reservation to the United States of the coal and other mineral deposits in the land conveyed, together with the right to prospect for, mine, and remove the same, under rules and regulations issued by the Secretary of the Interior.

For cemetery purposes.

*Proviso.*  
Reservation of mineral rights.

Inapplicability of designated Act.  
43 U. S. C. § 729.

SEC. 2. From and after the date of enactment of this Act, the Act of September 30, 1890 (26 Stat. 502), shall not apply to the Territory of Alaska.

Approved, October 17, 1940.

## [CHAPTER 891]

## AN ACT

October 17, 1940  
[H. R. 8613]  
[Public, No. 864]

To amend the Act to provide for the retirement of disabled nurses of the Army and the Navy.

Disabled nurses of Army and Navy.  
10 U. S. C. § 937.  
*Proviso.*  
Retirement.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That Public Law Numbered 401 (71st Cong.) (46 Stat. 790), dated June 20, 1930, be amended by adding thereto the following proviso: *Provided,* That any person who served as a member of the Army Nurse Corps or of the Navy Nurse Corps during the World War and continuously thereafter until May 13, 1926, and who was, prior to June 20, 1930, separated from said corps by reason of physical disability incurred in line of duty, shall, upon her application therefor, be entitled to be placed upon the retired list of the Nurse Corps of which she was a member, as provided in this Act, her retired pay hereunder becoming effective on the date of receipt by the Secretary of War or the Secretary of the Navy, as the case may be, of such application or the date of enactment of this amendment whichever is the later.

Approved, October 17, 1940.