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JOURNAL OF THE SENATE

OF THE

UNITED STATES OF AMERICA

SECOND SESSION

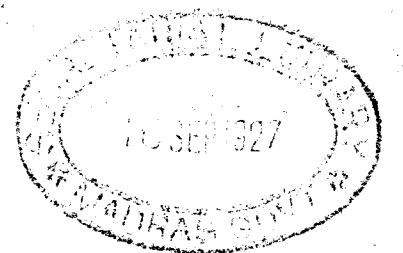
OF THE

SIXTY-NINTH CONGRESS

BEGUN AND HELD AT THE CITY OF WASHINGTON
DECEMBER 6, 1926, IN THE ONE HUNDRED
AND FIFTIETH YEAR OF THE
INDEPENDENCE OF THE
UNITED STATES



UNITED STATES
GOVERNMENT PRINTING OFFICE
WASHINGTON
1927



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V-13-2400 N 505A
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JOURNAL OF THE SENATE OF THE UNITED STATES
OF AMERICA

Sixty-Ninth Congress, Second Session : Beginning December 6, 1926

The SECOND SESSION OF THE SIXTY-NINTH CONGRESS commenced this day, conformably to the Constitution of the United States, and the Senate met in its Chamber at the City of Washington.

MONDAY, DECEMBER 6, 1926

The Hon. Charles G. Dawes, Vice President of the United States and President of the Senate, called the Senate to order, and the Chaplain (Rev. J. J. Muir, D. D.) offered prayer.

QUORUM

The Vice, President directed the roll to be called to ascertain the presence of a quorum;

- When
Eighty Senators answered to their names, as follows:
- From the State of Alabama: Messrs. Oscar W. Underwood and J. Thomas Heflin.
 - From the State of Arizona: Mr. Henry F. Ashurst.
 - From the State of Arkansas: Mr. Joseph T. Robinson.
 - From the State of California: Messrs. Hiram W. Johnson and Samuel M. Shortridge.
 - From the State of Colorado: Messrs. Lawrence C. Phipps and Rice W. Means.
 - From the State of Connecticut: Messrs. George P. McLean and Hiram Bingham.
 - From the State of Delaware: Messrs. Thomas F. Bayard and T. Coleman du Pont.
 - From the State of Florida: Messrs. Duncan U. Fletcher and Park Trammell.
 - From the State of Georgia: Messrs. William J. Harris and Walter F. George.
 - From the State of Idaho: Messrs. William E. Borah and Frank R. Gooding.
 - From the State of Illinois: Mr. Charles S. Deneen.
 - From the State of Indiana: Mr. Arthur R. Robinson.
 - From the State of Iowa: Messrs. Daniel F. Steck and David W. Stewart.
 - From the State of Kansas: Messrs. Charles Curtis and Arthur Capper.
 - From the State of Kentucky: Messrs. Richard P. Ernst and Frederic M. Sackett.
 - From the State of Louisiana: Messrs. Joseph E. Ransdell and Edwin S. Broussard.
 - From the State of Maine: Mr. Frederick Hale.
 - From the State of Maryland: Messrs. O. E. Weller and William Cabell Bruce.
 - From the State of Massachusetts: Mr. Frederick H. Gillett.
 - From the State of Michigan: Messrs. James Couzens and Woodbridge N. Ferris.
 - From the State of Minnesota: Messrs. Henrik Shipstead and Thomas D. Schall.
 - From the State of Mississippi: Messrs. Pat Harrison and Hubert D. Stephens.
 - From the State of Montana: Messrs. Thomas J. Walsh and Burton K. Wheeler.
 - From the State of Nebraska: Messrs. George W. Norris and Robert B. Howell.
 - From the State of Nevada: Messrs. Key Pittman and Tasker L. Oddie.

- From the State of New Hampshire: Messrs. George H. Moses and Henry W. Keyes.
- From the State of New Jersey: Messrs. Walter E. Edge and Edward I. Edwards.
- From the State of New Mexico: Messrs. Andrieus A. Jones and Sam G. Bratton.
- From the State of New York: Messrs. James W. Wadsworth, jr., and Royal S. Copeland.
- From the State of North Carolina: Messrs. Furnifold McL. Simmons and Lee S. Overman.
- From the State of North Dakota: Mr. Lynn J. Frazier.
- From the State of Ohio: Messrs. Frank B. Willis and Simeon D. Fess.
- From the State of Oklahoma: Messrs. J. W. Harrel and W. H. Pine.
- From the State of Oregon: Mr. Charles L. McNary.
- From the State of Pennsylvania: Mr. David A. Reed.
- From the State of Rhode Island and Providence Plantations: Messrs. Peter G. Gerry and Jesse H. Metcalf.
- From the State of South Carolina: Mr. Coleman L. Blease.
- From the State of South Dakota: Mr. W. H. McMaster.
- From the State of Tennessee: Messrs. Kenneth McKellar and Lawrence D. Tyson.
- From the State of Texas: Messrs. Morris Sheppard and Earle B. Mayfield.
- From the State of Utah: Messrs. Reed Smoot and William H. King.
- From the State of Vermont: Messrs. Frank L. Greene and Porter H. Dale.
- From the State of Virginia: Messrs. Claude A. Swanson and Carter Glass.
- From the State of Washington: Messrs. Wesley L. Jones and C. C. Dill.
- From the State of West Virginia: Messrs. M. M. Neely and Guy D. Goff.
- From the State of Wyoming: Mr. John B. Kendrick.

A quorum being present,

CREDENTIALS OF SENATOR FROM LOUISIANA

The Vice President laid before the Senate the credentials of Edwin S. Broussard, duly chosen a Senator by the qualified electors of the State of Louisiana for the term beginning March 4, 1927; which were read and placed on file.

CREDENTIALS OF SENATOR FROM INDIANA

The Vice President laid before the Senate the credentials of Arthur R. Robinson, duly chosen a Senator by the qualified electors of the State of Indiana to fill the vacancy in the term ending March 3, 1929, caused by the death of Hon. Samuel M. Ralston; which were read and placed on file.

CREDENTIALS OF SENATOR FROM IOWA

The Vice President laid before the Senate the credentials of David W. Stewart, duly chosen a Senator by the qualified electors of the State of Iowa to fill the vacancy in the term ending March 3, 1927, caused by the death of Hon. Albert B. Cummins; which were read and placed on file.

CREDENTIALS OF SENATOR FROM KENTUCKY

The Vice President laid before the Senate the credentials of Alben W. Barkley, duly chosen a Senator by the qualified electors of the State of Kentucky for the term beginning March 4, 1927; which were read and placed on file.

CREDENTIALS OF SENATOR FROM ARIZONA

Mr. Ashurst presented the credentials of Carl Hayden, duly chosen a Senator by the qualified electors of the State of Arizona for the term beginning March 4, 1927; which were read and placed on file.

CREDENTIALS OF SENATOR FROM MISSOURI

Mr. Robinson of Arkansas presented the credentials of Harry B. Hawes, duly chosen a Senator by the qualified electors of the State of Missouri to fill the vacancy in the term ending March 3, 1927, caused by the death of Hon. Selden D. Spencer; which were read and placed on file.

CREDENTIALS OF SENATOR FROM MAINE

Mr. Hale presented the credentials of Arthur R. Gould, duly chosen a Senator by the qualified electors of the State of Maine to fill the vacancy in the term ending March 3, 1931, caused by the death of Hon. Bert M. Fernald; which were read and placed on file.

CREDENTIALS OF SENATOR FROM NORTH DAKOTA

Mr. Frazier presented the credentials of Gerald P. Nye, duly chosen a Senator by the qualified electors of the State of North Dakota to fill the vacancy in the term ending March 3, 1927, caused by the death of Hon. Edwin F. Ladd; which were read and placed on file.

CREDENTIALS OF SENATOR FROM MASSACHUSETTS

Mr. Gillett presented the credentials of David I. Walsh, duly chosen a Senator by the qualified electors of the State of Massachusetts to fill the vacancy in the term ending March 3, 1929, caused by the death of Hon. Henry Cabot Lodge; which were read and placed on file.

APPEARANCE OF SENATORS ELECT

Mr. Robinson of Indiana, Mr. Stewart, Mr. Hawes, Mr. Gould, and Mr. Walsh of Massachusetts appeared for the purpose of taking the oath prescribed by law; when

CHARGES IN MAINE SENATORIAL ELECTION

Mr. Walsh of Montana submitted the following resolution (S. Res. 278):

Whereas it is reported by the press that in certain proceedings pending before one of the courts of the Province of New Brunswick, the judge thereof, in a formal opinion found and charged that a contract made the basis of such proceedings was tainted with bribery perpetrated by or participated in by Arthur R. Gould, certified to have been elected a Senator from the State of Maine, the said judge being reputed to have expressed himself in such opinion as follows, to wit:

"It transpired that for the purpose of advancing his own interest, Mr. Gould paid to the Hon. Mr. Flemming, then acting for the Province, this large sum of money, most of it to him personally, the balance to his order. The circumstances under which this money was paid are not clear. I have simply Mr. Gould's evidence as to the cause which led him to offer the bribe.

"Mr. Gould represents the payment as practically forced from him. I am not so sure that this is so. I think he was only too ready to purchase an advantage by making a payment of such a nature. Indeed, I can see no other reason why he should have paid it. It seems to me impossible to conclude that any man is going to part with \$100,000 unless he expects to gain very material advantage thereby.

"Added to this, the fact that the premier was looking after this railway business himself, confirms me in my belief that Mr. Gould deliberately set out by the payment of this money to make his position secure and to evade the consequences of future defaults, should any be made by him, by placing the most trusted public man in the Province under his control in the way above indicated. Unfortunately he succeeded in that attempt, and the law has no sympathy at all for one who puts himself in such a position and does not hesitate to enforce the rules and doctrines applicable to such a case.

"That claimants have no rights which should be recognized or enforced in any court or before any arbitrator causes the contract to be void by reason of the act of bribery committed by Mr. Arthur R. Gould during the negotiations for the building of the road between the Province and railway company."

Be it

Resolved, That in that absence of official information concerning the charge thus made the qualifying oath be admin-

istered to the Member elect and that the Committee on Privileges and Elections be, and it hereby is, directed to inquire into the truth of the facts so reported and recited and to report the same at the earliest convenient date to the Senate, with such recommendations touching action by it in the premises as may seem to them warranted.

Mr. Walsh of Montana having asked unanimous consent for the immediate consideration of the resolution,

Mr. Curtis raised a question of order, viz, that the said resolution was not in order, for the reason that the proceeding of swearing in the newly elected Senators must continue until disposed of.

An objection to the consideration of the resolution was then interposed by Mr. Moses, when

Ordered, That it lie over for one day under the rule.

ADMINISTRATION OF OATH TO SENATORS

The Vice President administered the oath prescribed by law to Mr. Robinson of Indiana, Mr. Stewart, Mr. Hawes, Mr. Gould, and Mr. Walsh of Massachusetts, and they took their seats in the Senate.

NOTIFICATION TO THE HOUSE

Mr. Curtis submitted the following resolution (S. Res. 279), which was considered by unanimous consent and agreed to:

Resolved, That the Secretary inform the House of Representatives that a quorum of the Senate is assembled, and that the Senate is ready to proceed to business.

NOTIFICATION TO THE PRESIDENT

Mr. Curtis submitted the following resolution (S. Res. 280), which was considered by unanimous consent and agreed to:

Resolved, That a committee consisting of two Senators be appointed to join such committee as may be appointed by the House of Representatives to wait upon the President of the United States and inform him that a quorum of each House is assembled, and that Congress is ready to receive any communication he may be pleased to make.

Whereupon

The Vice President appointed Mr. Curtis and Mr. Robinson of Arkansas as the committee on the part of the Senate.

Ordered, That the Secretary notify the House of Representatives thereof.

HOUR OF DAILY MEETING

Mr. Curtis submitted the following resolution (S. Res. 281), which was considered by unanimous consent and agreed to:

Resolved, That the hour of daily meeting of the Senate be 12 o'clock meridian until otherwise ordered.

ADJOURNMENT

On motion by Mr. Curtis, as a further mark of respect to the memory of the late Senators Albert B. Cummins and Bert M. Fernald, whose deaths were announced to the Senate on November 10, 1926,

The Senate adjourned.

TUESDAY, DECEMBER 7, 1926

The Vice President called the Senate to order, and the Chaplain offered prayer.

THE JOURNAL

The Journal of the proceedings of yesterday was approved.

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Chaffee, one of its clerks:

Mr. President: I am directed to inform the Senate that a quorum of the House of Representatives has appeared and that the House is ready to proceed to business.

I am directed to inform the Senate that the House has passed the following resolution (H. Res. 317):

Resolved, That a committee of three Members be appointed by the Speaker on the part of the House of Representatives to join with the committee on the part of the Senate to notify the President of the United States that a quorum of each House has assembled, and that Congress is ready to receive any communication that he may be pleased to make.

And that, in accordance with the said resolution, the Speaker has appointed Mr. Tilson, Mr. Green of Iowa, and Mr. Garrett of Tennessee as such committee on the part of the House.

The House has passed the following resolutions, which I am directed to communicate to the Senate:

House Resolution 320

Resolved, That the House has heard with profound sorrow of the death of the Hon. Bert M. Fernald, a Senator of the United States from the State of Maine.

Resolved, That the Clerk communicate these resolutions to the Senate and transmit a copy thereof to the family of the deceased Senator.

Resolved, That as a further mark of respect the House do now adjourn.

House Resolution 321

Resolved, That the House has heard with profound sorrow of the death of the Hon. Albert Baird Cummins, a Senator of the United States from the State of Iowa.

Resolved, That the Clerk communicate these resolutions to the Senate and transmit a copy thereof to the family of the deceased Senator.

Resolved, That as a further mark of respect the House do now adjourn.

The House has agreed to the amendments of the Senate to each of the following bills of the House:

H. R. 10547. An act to require the filing of affidavit by certain officers of the United States;

H. R. 10739. An act to prevent purchase and sale of public office; and

H. R. 11119. An act to alter the personnel of the Public Utilities Commission of the District of Columbia, and for other purposes.

The Speaker of the House having signed four enrolled bills, viz, S. 4480, H. R. 10547, H. R. 10739, and H. R. 11119, and an enrolled joint resolution, viz, S. J. Res. 125, I am directed to bring the same to the Senate for the signature of its President.

REPORT OF COMMITTEE TO WAIT UPON THE PRESIDENT

Mr. Curtis, from the committee appointed to wait upon the President of the United States and inform him that a quorum of each House is assembled and that Congress is ready to receive any communication he may be pleased to make, reported that they had performed that duty and that the President had informed them that he would communicate to-day a message to the Congress in writing.

PRESIDENT'S ANNUAL MESSAGE

The Vice President laid before the Senate the following message from the President of the United States, which was read:

Members of the Congress:

In reporting to the Congress the state of the Union, I find it impossible to characterize it other than one of general peace and prosperity. In some quarters our diplomacy is vexed with difficult and as yet unsolved problems, but nowhere are we met with armed conflict. If some occupations and areas are not flourishing, in none does there remain any acute chronic depression. What the country requires is not so much new policies as a steady continuation of those which are already being crowned with such abundant success. It can not be too often repeated that in common with all the world we are engaged in liquidating the war.

In the present short session no great amount of new legislation is possible, but in order to comprehend what is most desirable some survey of our general situation is necessary. A large amount of time in consumed in the passage of appropriation bills. If each Congress in its opening session would make appropriations to continue for two years, very much time would be saved which could either be devoted to a consideration of the general needs of the country or would result in decreasing the work of legislation.

ECONOMY

Our present state of prosperity has been greatly promoted by three important causes, one of which is economy, resulting in reduction and reform in national taxation. Another is the elimination of many kinds of waste. The third is a general raising of the standards of efficiency. This combination has brought the perfectly astonishing result of a reduction in the index price of commodities and an increase in the index rate of wages. We have secured a lowering of the cost to produce and a raising of the ability to consume. Prosperity resulting from these causes rests on the securest of all foundations. It gathers strength from its own progress.

In promoting this progress the chief part which the National Government plays lies in the field of economy. Whatever doubt may have been entertained as to the necessity of this policy and the beneficial results which would accrue from it to all the people of the Nation, its wisdom must now be considered thoroughly demonstrated. It may not have appeared to be a novel or perhaps brilliant conception, but it has turned out to be preeminently sound. It has not failed to work. It has surely brought results. It does not have to be excused as a temporary expedient adopted as the lesser evil to remedy some abuse, it is not a palliative seeking to treat symptoms, but a major operation for the eradication at the source of a large number of social diseases.

Nothing is easier than the expenditure of public money. It does not appear to belong to anybody. The temptation is overwhelming to bestow it on somebody. But the results of extravagance are ruinous. The property of the country, like the freedom of the country, belongs to the people of the country. They have not empowered their Government to take a dollar of it except for a necessary public purpose. But if the Constitution conferred such right, sound economies would forbid it. Nothing is more destructive of the progress of the Nation than Government extravagance. It means an increase in the burden of taxation, dissipation of the returns from enterprise, a decrease in the real value of wages, with ultimate stagnation and decay. The whole theory of our institutions is based on the liberty and independence of the individual. He is dependent on himself for support and therefore entitled to the rewards of his own industry. He is not to be deprived of what he earns that others may be benefited by what they do not earn. What he saves through his private effort is not to be wasted by Government extravagance.

Our national activities have become so vast that it is necessary to scrutinize each item of public expenditure if we are to apply the principle of economy. At the last session we made an immediate increase in the annual budget of more than \$100,000,000 in benefits conferred on the veterans of three wars, public buildings, and river and harbor improvement. Many projects are being broached requiring further large outlays. I am convinced that it would be greatly for the welfare of the country if we avoid at the present session all commitments except those of the most pressing nature. From a reduction of the debt and taxes will accrue a wider benefit to all the people of this country than from embarking on any new enterprise. When our war debt is decreased we shall have resources for expansion. Until that is accomplished we should confine ourselves to expenditures of the most urgent necessity.

The Department of Commerce has performed a most important function in making plans and securing support of all kinds of national enterprise for the elimination of waste. Efficiency has been greatly promoted through good management and the constantly increasing cooperation of the wage earners throughout the whole realm of private business. It is my opinion that this whole development has been predicated on the foundation of a protective tariff.

TAX REDUCTION

As a result of economy of administration by the Executive and of appropriation by the Congress, the end of this fiscal year will leave a surplus in the Treasury estimated at \$383,000,000. Unless otherwise ordered, such surplus is used for the retirement of the war debt. A bond which can be retired to-day for 100 cents will cost the people 104½ cents to retire a year from now. While I favor a speedy reduction of the debt as already required by law and in accordance with the promises made to the holders of our Liberty bonds when they were issued, there is no reason why a balanced portion of surplus revenue should not be applied to a reduction of taxation. It can not be repeated too often that the enormous revenues of this Nation could not be collected without becoming a charge on all the people whether or not they directly pay taxes. Everyone who is paying for the bare necessities of food and shelter and clothing, without considering the better things of life, is indirectly paying a national tax. The nearly 20,000,000 owners of securities, the additional scores of millions of holders of insurance policies and depositors in saving banks, are all paying a national tax. Millions of individuals and corporations are making a direct contribution to the National Treasury which runs from 1½ to 25 per cent of their income, besides a number of special requirements, like automobile and admission taxes. Whenever the state of the Treasury will permit, I believe in a reduction of taxation. I think the taxpayers are entitled to it. But I am not advocating tax reduction merely for the benefit of the taxpayer; I am advocating it for the benefit of the country.

If it appeared feasible, I should welcome permanent tax reduction at this time. The estimated surplus, however, for June 30, 1928, is not much larger than is required in a going business of nearly \$3,000,000,000. We have had but a few months' experience under the present revenue act and shall need to know what is developed by the returns of income produced under it, which are not required to be made until about the time this session terminates, and what the economic probabilities of the country are in the latter part of 1927, before we can reach any justifiable conclusion as to permanent tax reduction. Moreover the present surplus results from many nonrecurrent items. Meantime it is possible to grant some real relief by a simple measure making reductions in the payments which accrue on the 15th of March and June, 1927. I am very strongly of the conviction that this is so much a purely business matter that it ought not to be dealt with in a partisan

spirit. The Congress has already set the notable example of treating tax problems without much reference to party, which might well be continued. What I desire to advocate most earnestly is relief for the country from unnecessary tax burdens. We can not secure that if we stop to engage in a partisan controversy. As I do not think any change in the special taxes, or any permanent reduction is practical, I therefore urge both parties of the House Ways and Means Committee to agree on a bill granting the temporary relief which I have indicated. Such a reduction would directly affect millions of taxpayers, release large sums for investment in new enterprise, stimulating industrial production and agricultural consumption, and indirectly benefiting every family in the whole country. These are my convictions stated with full knowledge that it is for the Congress to decide whether they judge it best to make such a reduction or leave the surplus for the present year to be applied to retirement of the war debt. That also is eventually tax reduction.

PROTECTIVE TARIFF

It is estimated that customs receipts for the present fiscal year will exceed \$615,000,000, the largest which were ever secured from that source. The value of our imports for the last fiscal year was \$1,466,000,000, an increase of more than 71 per cent since the present tariff law went into effect. Of these imports about 65 per cent, or, roughly, \$2,900,000,000, came in free of duty, which means that the United States affords a duty-free market to other countries almost equal in value to the total imports of Germany and greatly exceeding the total imports of France. We have admitted a greater volume of free imports than any other country except England.

We are, therefore, levying duties on about \$1,550,000,000 of imports. Nearly half of this, or \$700,000,000, is subject to duties for the protection of agriculture and have their origin in countries other than Europe. They substantially increased the prices received by our farmers for their produce. About \$300,000,000 more is represented by luxuries such as costly rugs, furs, precious stones, etc. This leaves only about \$550,000,000 of our imports under a schedule of duties which is in general under consideration when there is discussion of lowering the tariff. While the duties on this small portion, representing only about 12 per cent of our imports, undoubtedly represent the difference between a fair degree of prosperity or marked depression to many of our industries and the difference between good pay and steady work or wide unemployment to many of our wage earners, it is impossible to conceive how other countries or our own importers could be greatly benefited if these duties are reduced. Those who are starting an agitation for a reduction of tariff duties, partly at least for the benefit of those to whom money has been lent abroad, ought to know that there does not seem to be a very large field within the area of our imports in which probable reductions would be advantageous to foreign goods. Those who wish to benefit foreign producers are much more likely to secure that result by continuing the present enormous purchasing power which comes from our prosperity that has increased our imports over 71 per cent in four years than from any advantages that are likely to accrue from a general tariff reduction.

AGRICULTURE

The important place which agriculture holds in the economic and social life of the Nation can not be overestimated. The National Government is justified in putting forth every effort to make the open country a desirable place to live. No condition meets this requirement which fails to supply a fair return on labor expended and capital invested. While some localities and some particular crops furnish exceptions, in general agriculture is continuing to make progress in recovering from the depression of 1921 and 1922. Animal products and food products are in a more encouraging position, while cotton, due to the high prices of past years supplemented by ideal weather conditions, has been stimulated to a point of temporary overproduction. Acting on the request of the cotton-growing interests, I appointed a committee to assist in carrying out their plans. As a result of this cooperation sufficient funds have been pledged to finance the storage and carrying of 4,000,000 bales of cotton. Whether those who own the cotton are willing to put a part of their stock into this plan depends on themselves. The Federal Government has cooperated in providing ample facilities. No method of meeting the situation would be adequate which does not contemplate a reduction of about one-third in the acreage for the coming year. The responsibility for making the plan effective lies with those who own and finance cotton and cotton lands.

The Department of Agriculture estimates the net income of agriculture for the year 1920-21 at only \$375,000,000; for 1924-25, \$2,650,000,000; for 1925-26, \$2,757,000,000. This increase has been brought about in part by the method already referred to, of Federal tax reduction, the elimination of waste, and

increased efficiency in industry. The wide gap that existed a few years ago between the index price of agricultural products and the index price of other products has been gradually closing up, though the recent depression in cotton has somewhat enlarged it. Agriculture had on the whole been going higher while industry had been going lower. Industrial and commercial activities, being carried on for the most part by corporations, are taxed at a much higher rate than farming, which is carried on by individuals. This will inevitably make industrial commodity costs high while war taxation lasts. It is because of this circumstance that national tax reduction has a very large indirect benefit upon the farmer, though it can not relieve him from the very great burden of the local taxes which he pays directly. We have practically relieved the farmer of any Federal income tax.

There is agreement on all sides that some portions of our agricultural industry have lagged behind other industries in recovery from the war and that further improvement in methods of marketing of agricultural products is most desirable. There is belief also that the Federal Government can further contribute to these ends beyond the many helpful measures taken during the last five years through the different acts of Congress for advancing the interests of the farmers.

The packers and stockyards act,

Establishing of the intermediate credit banks for agricultural purposes,

The Purnell Act for agricultural research,

The Capper-Volstead Cooperative Marketing Act,

The cooperative marketing act of 1926,

Amendments to the warehousing act,

The enlargement of the activities of the Department of Agriculture,

Enlargement of the scope of loans by the Farm Loan Board,

The tariff on agricultural products,

The large Federal expenditure in improvement of waterways and highways,

The reduction of Federal taxes,

in all comprise a great series of governmental actions in the advancement of the special interest of agriculture.

In determination of what further measures may be undertaken it seems to me there are certain pitfalls which must be avoided and our test in avoiding them should be to avoid disaster to the farmer himself.

Acting upon my recommendation, the Congress has ordered the Interstate Commerce Commission to investigate the freight-rate structure, directing that such changes shall be made in freight rates as will promote freedom of movement of agricultural products. Railroad consolidation, which I am advocating, would also result in a situation where rates could be made more advantageous for farm produce, as has recently been done in the revision of rates on fertilizers in the South. Additional benefit will accrue from the development of our inland waterways. The Mississippi River system carries a commerce of over 50,000,000 tons at a saving of nearly \$18,000,000 annually. The Inland Waterways Corporation operates boats on 2,500 miles of navigable streams and through its relation with 165 railroads carries freight into and out of 45 States of the Union. During the past six months it has handled over 1,000,000 bushels of grain monthly and by its lower freight rates has raised the price of such grain to the farmer probably 2½ cents to 3 cents a bushel. The highway system, on which the Federal Government expends about \$85,000,000 a year, is of vital importance to the rural regions.

The advantages to be derived from a more comprehensive and less-expensive system of transportation for agriculture ought to be supplemented by provision for an adequate supply of fertilizer at a lower cost than it is at present obtainable. This advantage we are attempting to secure by the proposed development at Muscle Shoals, and there are promising experiments being made in synthetic chemistry for the production of nitrates.

A survey should be made of the relation of Government grazing lands to the livestock industry. Additional legislation is desirable more definitely to establish the place of grazing in the administration of the national forests, properly subordinated to their functions of producing timber and conserving the water supply. Over 180,000,000 acres of grazing lands are still pastured as commons in the public domain with little or no regulation. This has made their use so uncertain that it has contributed greatly to the instability of the livestock industry. Very little of this land is suited to settlement or private ownership. Some plan ought to be adopted for its use in grazing, corresponding broadly to that already successfully applied to the national forests.

The development of sound and strong cooperative associations is of fundamental importance to our agriculture. It is en-

couraging to note, therefore, that a vigorous and healthy growth in the cooperative movement is continuing. Cooperative associations reporting to the Department of Agriculture at the end of 1925 had on their membership rolls a total of 2,700,000 producers. Their total business in 1925 amounted to approximately \$2,400,000,000, compared with \$635,800,000 in 1915. Legislative action to assist cooperative associations and supplement their efforts was passed at the last session of Congress. Important credit measures were also provided by Congress in 1923 which have been of inestimable value to the cooperative associations. Although the Federal credit agencies have served Agriculture well, I think it may be possible to broaden and strengthen the service of these institutions.

Attention is again directed to the surplus problem of agriculture by the present cotton situation. Surpluses often affect prices of various farm commodities in a disastrous manner, and the problem urgently demands a solution. Discussions both in and out of Congress during the past few years have given us a better understanding of the subject, and it is my hope that out of the various proposals made the basis will be found for a sound and effective solution upon which agreement can be reached. In my opinion cooperative marketing associations will be important aids to the ultimate solution of the problem. It may well be, however, that additional measures will be needed to supplement their efforts. I believe all will agree that such measures should not conflict with the best interests of the cooperatives, but rather assist and strengthen them. In working out this problem to any sound conclusion it is necessary to avoid putting the Government into the business of production or marketing or attempting to enact legislation for the purpose of price fixing. The farmer does not favor any attempted remedies that partake of these elements. He has a sincere and candid desire for assistance. If matched by an equally sincere and candid consideration of the different remedies proposed, a sound measure of relief ought to result. It is unfortunate that no general agreement has been reached by the various agricultural interests upon any of the proposed remedies. Out of the discussion of various proposals which can be had before the Committees of Agriculture some measure ought to be perfected which would be generally satisfactory.

Due to the emergency arising from a heavy tropical storm in southern Florida, I authorized the Secretary of Agriculture to use certain funds in anticipation of legislation to enable the farmers in that region to plant their crops. The department will present a bill ratifying the loans which were made for this purpose.

Federal legislation has been adopted authorizing the cooperation of the Government with States and private owners in the protection of forest lands from fire. This preventive measure is of such great importance that I have recommended for it an increased appropriation.

Another preventive measure of great economic and sanitary importance is the eradication of tuberculosis in cattle. Active work is now in progress in one-fourth of the counties of the United States to secure this result. Over 12,000,000 cattle have been under treatment, and the average degree of infection has fallen from 4.9 per cent to 2.8 per cent. The Federal Government is making substantial expenditures for this purpose.

Serious damage is threatened to the corn crop by the European corn borer. Since 1917 it has spread from eastern New England westward into Indiana and now covers about 100,000 square miles. It is one of the most formidable pests because it spreads rapidly and is exceedingly difficult of control. It has assumed a menace that is of national magnitude and warrants the Federal Government in extending its cooperation to the State and local agencies which are attempting to prevent its further spread and secure its eradication.

The whole question of agriculture needs most careful consideration. In the past few years the Government has given this subject more attention than any other and has held more consultations in relation to it than on any other subject. While the Government is not to be blamed for failure to perform the impossible, the agricultural regions are entitled to know that they have its constant solicitude and sympathy. Many of the farmers are burdened with debts and taxes which they are unable to carry. We are expending in this country many millions of dollars each year to increase farm production. We ought now to put more emphasis on the question of farm marketing. If a sound solution of a permanent nature can be found for this problem, the Congress ought not to hesitate to adopt it.

DEVELOPMENT OF WATER RESOURCES

In previous messages I have referred to the national importance of the proper development of our water resources. The great projects of extension of the Mississippi system, the protection and development of the lower Colorado River, are before Congress, and I have previously commented upon them. I favor

the necessary legislation to expedite these projects. Engineering studies are being made for connecting the Great Lakes with the North Atlantic, either through an all-American canal or by way of the St. Lawrence River. These reports will undoubtedly be before the Congress during its present session. It is unnecessary to dwell upon the great importance of such a waterway not only to our mid-continental basin but to the commerce and development of practically the whole Nation. Our river and harbor improvement should be continued in accordance with the present policy. Expenditure of this character is compatible with economy; it is in the nature of capital investment. Work should proceed on the basic trunk lines if this work is to be a success. If the country will be content to be moderate and patient and permit improvements to be made where they will do the greatest general good, rather than insisting on expenditures at this time on secondary projects, our internal waterways can be made a success. If proposed legislation results in a gross manifestation of local jealousies and selfishness, this program can not be carried out. Ultimately we can take care of extensions, but our first effort should be confined to the main arteries.

Our inland commerce has been put to great inconvenience and expense by reason of the lowering of the water level of the Great Lakes. This is an international problem on which competent engineers are making reports. Out of their study it is expected that a feasible method will be developed for raising the level to provide relief for our commerce and supply water for drainage. Whenever a practical plan is presented it ought to be speedily adopted.

RECLAMATION

It is increasingly evident that the Federal Government must in the future take a leading part in the impounding of water for conservation with incidental power for the development of the irrigable lands of the arid region. The unused waters of the West are found mainly in large rivers. Works to store and distribute these have such magnitude and cost that they are not attractive to private enterprise. Water is the irreplaceable natural resource. Its precipitation can not be increased. Its storage on the higher reaches of streams, to meet growing needs, to be used repeatedly as it flows toward the seas, is a practical and prudent business policy.

The United States promises to follow the course of older irrigation countries, where recent important irrigation developments have been carried out as national undertakings. It is gratifying therefore, that conditions on Federal reclamation projects have become satisfactory. The gross value of crops grown with water from project works increased from \$110,000,000 in 1924 to \$131,000,000 in 1925. The adjustments made last year by Congress relieved irrigators from paying construction costs on unprofitable land, and by so doing inspired new hope and confidence in ability to meet the payments required. Construction payments by water users last year were the largest in the history of the bureau.

The anticipated reclamation fund will be fully absorbed for a number of years in the completion of old projects and the construction of projects inaugurated in the past three years. We should, however, continue to investigate and study the possibilities of a carefully planned development of promising projects, logically of governmental concern because of their physical magnitude, immense cost, and the interstate and international problems involved. Only in this way may we be fully prepared to meet intelligently the needs of our fast-growing population in the years to come.

TRANSPORTATION

It would be difficult to conceive of any modern activity which contributes more to the necessities and conveniences of life than transportation. Without it our present agricultural production and practically all of our commerce would be completely prostrated. One of the large contributing causes to the present highly satisfactory state of our economic condition is the prompt and dependable service, surpassing all our previous records, rendered by the railroads. This power has been fostered by the spirit of cooperation between Federal and State regulatory commissions. To render this service more efficient and effective and to promote a more scientific regulation, the process of valuing railroad properties should be simplified and the primary valuations should be completed as rapidly as possible. The problem of rate reduction would be much simplified by a process of railroad consolidations. This principle has already been adopted as Federal law. Experience has shown that a more effective method must be provided. Studies have already been made and legislation introduced seeking to promote this end. It would be of great advantage if it could be taken up at once and speedily enacted. The railroad systems of the country and the convenience of all the people are waiting on this important decision.

MERCHANT MARINE

It is axiomatic that no agricultural and industrial country can get the full benefit of its own advantages without a merchant marine. We have been proceeding under the act of Congress that contemplates the establishment of trade routes to be ultimately transferred to private ownership and operation. Due to temporary conditions abroad and at home we have a large demand just now for certain types of freight vessels. Some suggestion has been made for new construction. I do not feel that we are yet warranted in entering that field. Such ships as we might build could not be sold after they are launched for anywhere near what they would cost. We have expended over \$250,000,000 out of the Public Treasury in recent years to make up the losses of operation, not counting depreciation or any cost whatever of our capital investment. The great need of our merchant marine is not for more ships but for more freight. Our merchants are altogether too indifferent about using American ships for the transportation of goods which they send abroad or bring home. Some of our vessels necessarily need repairs, which should be made. I do not believe that the operation of our fleet is as economical and efficient as it could be made if placed under a single responsible head, leaving the Shipping Board free to deal with general matters of policy and regulation.

RADIO LEGISLATION

The Department of Commerce has for some years urgently presented the necessity for further legislation in order to protect radio-listeners from interference between broadcasting stations and to carry out other regulatory functions. Both branches of Congress at the last session passed enactments intended to effect such regulation, but the two bills yet remain to be brought into agreement and final passage.

Due to decisions of the courts, the authority of the department under the law of 1912 has broken down; many more stations have been operating than can be accommodated within the limited number of wave lengths available; further stations are in course of construction; many stations have departed from the scheme of allocation set down by the department, and the whole service of this most important public function has drifted into such chaos as seems likely, if not remedied, to destroy its great value. I most urgently recommend that this legislation should be speedily enacted.

I do not believe it is desirable to set up further independent agencies in the Government. Rather I believe it advisable to entrust the important functions of deciding who shall exercise the privilege of radio transmission and under what conditions, the assigning of wave lengths and determination of power, to a board to be assembled whenever action on such questions becomes necessary. There should be right of appeal to the courts from the decisions of such board. The administration of the decisions of the board and the other features of regulation and promotion of radio in the public interest, together with scientific research, should remain in the Department of Commerce. Such an arrangement makes for more expert, more efficient, and more economical administration than an independent agency or board, whose duties, after initial stages, require but little attention, in which administrative functions are confused with semi-judicial functions and from which of necessity there must be greatly increased personnel and expenditure.

THE WAGE EARNER

The great body of our people are made up of wage earners. Several hundred thousands of them are on the pay rolls of the United States Government. Their condition very largely is fixed by legislation. We have recently provided increases in compensation under a method of reclassification and given them the advantage of a liberal retirement system as a support for their declining years. Most of them are under the merit system, which is a guaranty of their intelligence, and the efficiency of their service is a demonstration of their loyalty. The Federal Government should continue to set a good example for all other employers.

In the industries the condition of the wage earner has steadily improved. The 12-hour day is almost entirely unknown. Skilled labor is well compensated. But there are unfortunately a multitude of workers who have not yet come to share in the general prosperity of the Nation. Both the public authorities and private enterprise should be solicitous to advance the welfare of this class. The Federal Government has been seeking to secure this end through a protective tariff, through restrictive immigration, through requiring safety devices for the prevention of accidents, through the granting of workman's compensation, through civilian vocational rehabilitation and education, through employment information bureaus, and through such humanitarian relief as was provided in the maternity and infancy legislation. It is a satisfaction to re-

port that a more general condition of contentment exists among wage earners and the country is more free from labor disputes than it has been for years. While restrictive immigration has been adopted in part for the benefit of the wage earner, and in its entirety for the benefit of the country, it ought not to cause a needless separation of families and dependents from their natural source of support contrary to the dictates of humanity.

BITUMINOUS COAL

No progress appears to have been made within large areas of the bituminous coal industry toward creation of voluntary machinery by which greater assurance can be given to the public of peaceful adjustment of wage difficulties such as has been accomplished in the anthracite industry. This bituminous industry is one of primary necessity and bears a great responsibility to the Nation for continuity of supplies. As the wage agreements in the unionized section of the industry expire on April 1 next, and as conflicts may result which may imperil public interest, and have for many years often called for action of the Executive in protection of the public, I again recommend the passage of such legislation as will assist the Executive in dealing with such emergencies through a special temporary board of conciliation and mediation and through administrative agencies for the purpose of distribution of coal and protection of the consumers of coal from profiteering. At present the Executive is not only without authority to act but is actually prohibited by law from making any expenditure to meet the emergency of a coal famine.

JUDICIARY

The Federal courts hold a high position in the administration of justice in the world. While individual judicial officers have sometimes been subjected to just criticism, the courts as a whole have maintained an exceedingly high standard. The Congress may well consider the question of supplying fair salaries and conferring upon the Supreme Court the same rule-making power on the law side of the district courts that they have always possessed on the equity side. A bill is also pending providing for retirement after a certain number of years of service, although they have not been consecutive, which should have your favorable consideration. These faithful servants of the Government are about the last that remain to be provided for in the postwar readjustments.

BANKING

There has been pending in Congress for nearly three years banking legislation to clarify the national bank act and reasonably to increase the powers of the national banks. I believe that within the limitation of sound banking principles Congress should now and for the future place the national banks upon a fair equality with their competitors, the State banks, and I trust that means may be found so that the differences on branch-banking legislation between the Senate and the House of Representatives may be settled along sound lines and the legislation promptly enacted.

It would be difficult to overestimate the service which the Federal reserve system has already rendered to the country. It is necessary only to recall the chaotic condition of our banking organization at the time the Federal reserve system was put into operation. The old system consisted of a vast number of independent banking units, with scattered bank reserves which never could be mobilized in times of greatest need. In spite of vast banking resources, there was no coordination of reserves or any credit elasticity. As a consequence, a strain was felt even during crop-moving periods and when it was necessary to meet other seasonal and regularly recurring needs.

The Federal reserve system is not a panacea for all economic or financial ills. It can not prevent depression in certain industries which are experiencing overexpansion of production or contraction of their markets. Its business is to furnish adequate credit and currency facilities. This it has succeeded in doing, both during the war and in the more difficult period of deflation and readjustment which followed. It enables us to look to the future with confidence and to make plans far ahead, based on the belief that the Federal reserve system will exercise a steadying influence on credit conditions and thereby prevent any sudden or severe reactions from the period of prosperity which we are now enjoying. In order that these plans may go forward, action should be taken at the present session on the question of renewing the banks' charters and thereby insuring a continuation of the policies and present usefulness of the Federal reserve system.

FEDERAL REGULATION

I am in favor of reducing, rather than expanding, Government bureaus which seek to regulate and control the business activities of the people. Everyone is aware that abuses exist and will exist so long as we are limited by human imperfections. Unfortunately, human nature can not be changed by an

act of the legislature. When practically the sole remedy for many evils lies in the necessity of the people looking out for themselves and reforming their own abuses, they will find that they are relying on a false security if the Government assumes to hold out the promise that it is looking out for them and providing reforms for them. This principle is preeminently applicable to the National Government. It is too much assumed that because an abuse exists it is the business of the National Government to provide a remedy. The presumption should be that it is the business of local and State governments. Such national action results in encroaching upon the salutary independence of the States and by undertaking to supersede their natural authority fills the land with bureaus and departments which are undertaking to do what it is impossible for them to accomplish and brings our whole system of government into disrespect and disfavor. We ought to maintain high standards. We ought to punish wrongdoing. Society has not only the privilege but the absolute duty of protecting itself and its individuals. But we can not accomplish this end by adopting a wrong method. Permanent success lies in local, rather than national action. Unless the locality rises to its own requirements, there is an almost irresistible impulse for the National Government to intervene. The States and the Nation should both realize that such action is to be adopted only as a last resort.

THE NEGRO

The social well-being of our country requires our constant effort for the amelioration of race prejudice and the extension to all elements of equal opportunity and equal protection under the laws which are guaranteed by the Constitution. The Federal Government especially is charged with this obligation in behalf of the colored people of the Nation. Not only their remarkable progress, their devotion and their loyalty, but our duty to ourselves under our claim that we are an enlightened people requires us to use all our power to protect them from the crime of lynching. Although violence of this kind has very much decreased, while any of it remains we can not justify neglecting to make every effort to eradicate it by law.

The education of the colored race under Government encouragement is proceeding successfully and ought to have continuing support. An increasing need exists for properly educated and trained medical skill to be devoted to the service of this race.

INSULAR POSSESSIONS

This Government holds in sacred trusteeship islands which it has acquired in the East and West Indies. In all of them the people are more prosperous than at any previous time. A system of good roads, education, and general development is in progress. The people are better governed than ever before and generally content.

In the Philippine Islands Maj. Gen. Leonard Wood has been Governor General for five years and has administered his office with tact and ability greatly to the success of the Filipino people. These are a proud and sensitive race, who are making such progress with our cooperation that we can view the results of this experiment with great satisfaction. As we are attempting to assist this race toward self-government, we should look upon their wishes with great respect, granting their requests immediately when they are right, yet maintaining a frank firmness in refusing when they are wrong. We shall measure their progress in no small part by their acceptance of the terms of the organic law under which the islands are governed and their faithful observance of its provisions. Need exists for clarifying the duties of the auditor and declaring them to be what everyone had supposed they were. We have placed our own expenditures under the supervision of the Comptroller General. It is not likely that the expenditures in the Philippine Islands need less supervision than our own. The Governor General is hampered in his selection of subordinates by the necessity of securing a confirmation, which has oftentimes driven him to the expediency of using Army officers in work for which civilian experts would be much better fitted. Means should be provided for this and such other purposes as he may require out of the revenue which this Government now turns back to the Philippine treasury.

In order that these possessions might suffer no seeming neglect, I have recently sent Col. Carmi A. Thompson to the islands to make a survey in cooperation with the Governor General to suggest what might be done to improve conditions. Later, I may make a more extended report including recommendations. The economic development of the islands is very important. They ought not to be turned back to the people until they are both politically fitted for self-government and economically independent. Large areas are adaptable to the production of rub-

ber. No one contemplates any time in the future either under the present or a more independent form of government when we should not assume some responsibility for their defense. For their economic advantage, for the employment of their people, and as a contribution to our power of defense which could not be carried on without rubber, I believe this industry should be encouraged. It is especially adapted to the Filipino people themselves, who might cultivate it individually on a small acreage. It could be carried on extensively by American capital in a way to furnish employment at good wages. I am opposed to the promotion of any policy that does not provide for absolute freedom on the part of the wage earners and do not think we should undertake to give power for large holdings of land in the islands against the opposition of the people of the locality. Any development of the islands must be solely with the first object of benefiting the people of the islands. At an early day, these possessions should be taken out from under all military control and administered entirely on the civil side of government.

NATIONAL DEFENSE

Our policy of national defense is not one of making war, but of insuring peace. The land and sea force of America, both in its domestic and foreign implications, is distinctly a peace force. It is an arm of the police power to guarantee order and the execution of the law at home and security to our citizens abroad. No self-respecting nation would neglect to provide an army and navy proportionate to its population, the extent of its territory, and the dignity of the place which it occupies in the world. When it is considered that no navy in the world, with one exception, approaches ours and none surpasses it, that our Regular Army of about 115,000 men is the equal of any other like number of troops, that our entire permanent and reserve land and sea force trained and training consists of a personnel of about 610,000, and that our annual appropriations are about \$680,000,000 a year, expended under the direction of an exceedingly competent staff, it can not be said that our country is neglecting its national defense. It is true that a cult of disparagement exists, but that candid examination made by the Congress through its various committees has always reassured the country and demonstrated that it is maintaining the most adequate defensive forces in these present years that it has ever supported in time of peace.

This general policy should be kept in effect. Here and there temporary changes may be made in personnel to meet requirements in other directions. Attention should be given to submarines, cruisers, and air forces. Particular points may need strengthening, but as a whole our military power is sufficient.

The one weak place in the whole line is our still stupendous war debt. In any modern campaign the dollars are the shock troops. With a depleted treasury in the rear, no army can maintain itself in the field. A country loaded with debt is a country devoid of the first line of defense. Economy is the handmaid of preparedness. If we wish to be able to defend ourselves to the full extent of our power in the future, we shall discharge as soon as possible the financial burden of the last war. Otherwise we would face a crisis with a part of our capital resources already expended.

The amount and kind of our military equipment is preeminently a question for the decision of the Congress, after giving due consideration to the advice of military experts and the available public revenue. Nothing is more laudable than the cooperation of the agricultural and industrial resources of the country for the purpose of supplying the needs of national defense. In time of peril the people employed in these interests volunteered in a most self-sacrificing way, often at the nominal charge of a dollar a year. But the Army and Navy are not supported for the benefit of supply concerns; supply concerns are supported for the benefit of the Army and Navy. The distribution of orders on what is needed from different concerns for the purpose of keeping up equipment and organization is perfectly justified, but any attempt to prevail upon the Government to purchase beyond its needs ought not to be tolerated. It is eminently fair that those who deal with the Government should do so at a reasonable profit. However, public money is expended not that some one may profit by it, but in order to serve a public purpose.

While our policy of national defense will proceed in order that we may be independent and self-sufficient, I am opposed to engaging in any attempt at competitive armaments. No matter how much or how little some other country may feel constrained to provide, we can well afford to set the example, not of being dictated to by others, but of adopting our own standards. We are strong enough to pursue that method, which will be a most wholesome model for the rest of the world. We are eminently peaceful, but we are by no means weak. While we submit our differences with others, not to the adjudication

of force, but of reason, it is not because we are unable to defend our rights. While we are doing our best to eliminate all resort to war for the purpose of settling disputes, we can not but remember that the peace we now enjoy had to be won by the sword and that if the rights of our country are to be defended we can not rely for that purpose upon anyone but ourselves. We can not shirk the responsibility, which is the first requisite of all government, of preserving its own integrity and maintaining the rights of its own citizens. It is only in accordance with these principles that we can establish any lasting foundations for an honorable and permanent peace.

It is for these reasons that our country, like any other country, proposes to provide itself with an army and navy supported by a merchant marine. Yet these are not for competition with any other power. For years we have besought nations to disarm. We have recently expressed our willingness at Geneva to enter into treaties for the limitation of all types of warships according to the ratio adopted at the Washington conference. This offer is still pending. While we are and shall continue to be armed it is not as a menace, but rather a common assurance of tranquility to all the peace-loving people of the world. For us to do any less would be to disregard our obligations, evade our responsibilities, and jeopardize our national honor.

VETERANS

This country, not only because it is bound by honor but because of the satisfaction derived from it, has always lavished its bounty upon its veterans. For years a service pension has been bestowed upon the Grand Army on reaching a certain age. Like provision has been made for the survivors of the Spanish War. A liberal future compensation has been granted to all the veterans of the World War. But it is in the case of the disabled and the dependents that the Government exhibits its greatest solicitude. This work is being well administered by the Veterans' Bureau. The main unfinished feature is that of hospitalization. This requirement is being rapidly met. Various veteran bodies will present to you recommendations which should have your careful consideration. At the last session we increased our annual expenditures for pensions and relief on account of the veterans of three wars. While I approve of proper relief for all suffering, I do not favor any further extension of our pension system at this time.

ALIEN PROPERTY

We still have in the possession of the Government the alien property. It has always been the policy of America to hold that private enemy property should not be confiscated in time of war. This principle we have scrupulously observed. As this property is security for the claims of our citizens and our Government, we can not relinquish it without adequate provision for their reimbursement. Legislation for the return of this property, accompanied by suitable provisions for the liquidation of the claims of our citizens and our Treasury, should be adopted. If our Government releases to foreigners the security which it holds for Americans, it must at the same time provide satisfactory safeguards for meeting American claims.

PROHIBITION

The duly authorized public authorities of this country have made prohibition the law of the land. Acting under the Constitution, the Congress and the legislatures of practically all the States have adopted legislation for its enforcement. Some abuses have arisen which require reform. Under the law the National Government has entrusted to the Treasury Department the special duty of regulation and enforcement. Such supplementary legislation as it requires to meet existing conditions should be carefully and speedily enacted. Failure to support the Constitution and observe the law ought not to be tolerated by public opinion. Especially those in public places, who have taken their oath to support the Constitution, ought to be most scrupulous in its observance. Officers of the Department of Justice throughout the country should be vigilant in enforcing the law, but local authorities, which had always been mainly responsible for the enforcement of law in relation to intoxicating liquor, ought not to seek evasion by attempting to shift the burden wholly upon the Federal agencies. Under the Constitution the States are jointly charged with the Nation in providing for the enforcement of the prohibition amendment. Some people do not like the amendment, some do not like other parts of the Constitution, some do not like any of it. Those who entertain such sentiments have a perfect right to seek through legal methods for a change. But for any of our inhabitants to observe such parts of the Constitution as they like, while disregarding others, is a doctrine that would break down all protection of life and property and destroy the American system of ordered liberty.

FOREIGN RELATIONS

The foreign policy of this Government is well known. It is one of peace based on that mutual respect that arises from mutual regard for international rights and the discharge of international obligations. It is our purpose to promote understanding and good will between ourselves and all other people. The American people are altogether lacking in an appreciation of the tremendous good fortune that surrounds their international position. We have no traditional enemies. We are not embarrassed over any disputed territory. We have no possessions that are coveted by others; they have none that are coveted by us. Our borders are unfortified. We fear no one; no one fears us. All the world knows that the whole extent of our influence is against war and in favor of peace, against the use of force and in favor of negotiation, arbitration, and adjudication as a method of adjusting international differences. We look with disfavor upon all aggressive warfare. We are strong enough so that no one can charge us with weakness if we are slow to anger. Our place is sufficiently established so that we need not be sensitive over trifles. Our resources are large enough so that we can afford to be generous. At the same time we are a nation among nations and recognize a responsibility not only to ourselves, but in the interests of a stable and enlightened civilization, to protect and defend the international rights of our Government and our citizens.

It is because of our historical detachment and the generations of comparative indifference toward us by other nations that our public is inclined to consider altogether too seriously the reports that we are criticized abroad. We never had a larger foreign trade than at the present time. Our good offices were never more sought and the necessity for our assistance and cooperation was never more universally declared in any time of peace. We know that the sentiments which we entertain toward all other nations are those of the most sincere friendship and good will and of an unbounded desire to help, which we are perfectly willing to have judged by their fruits. In our efforts to adjust our international obligations we have met with a response which, when everything is considered, I believe history will record as a most remarkable and gratifying demonstration of the sanctity with which civilized nations undertake to discharge their mutual obligations. Debt settlements have been negotiated with practically all of those who owed us and all finally adjusted but two, which are in process of ratification. When we consider the real sacrifice that will be necessary on the part of other nations, considering all their circumstances, to meet their agreed payments, we ought to hold them in increased admiration and respect. It is true that we have extended to them very generous treatment, but it is also true that they have agreed to repay us all that we loaned to them and some interest.

A special conference on the Chinese customs tariff provided for by the treaty between the nine powers relating to the Chinese customs tariff signed at Washington on February 6, 1922, was called by the Chinese Government to meet at Peking on October 26, 1925. We participated in this conference through fully empowered delegates and, with good will, endeavored to cooperate with the other participating powers with a view to putting into effect promises made to China at the Washington conference, and considering any reasonable proposal that might be made by the Chinese Government for the revision of the treaties on the subject of China's tariff. With these aims in view the American delegation at the outset of the conference proposed to put into effect the surtaxes provided for by the Washington treaty and to proceed immediately to the negotiation of a treaty, which, among other things, was to make provision for the abolition of taxes collected on goods in transit, remove the tariff restrictions in existing treaties, and put into effect the national tariff law of China.

Early in April of the present year the central Chinese Government was ousted from power by opposing warring factions. It became impossible under the circumstances to continue the negotiations. Finally, on July 3, the delegates of the foreign powers, including those of the United States, issued a statement expressing their unanimous and earnest desire to proceed with the work of the conference at the earliest possible moment when the delegates of the Chinese Government are in a position to resume discussions with the foreign delegates of the problems before the conference. We are prepared to resume the negotiations thus interrupted whenever a Government representing the Chinese people and acting on their behalf presents itself. The fact that constant warfare between contending Chinese factions has rendered it impossible to bring these negotiations to a successful conclusion is a matter of deep regret.

Throughout these conflicts we have maintained a position of the most careful neutrality. Our naval vessels in Asiatic waters, pursuant to treaty rights, have been used only for the protection of American citizens.

Silas H. Strawn, Esq., was sent to China as American commissioner to cooperate with commissioners of the other powers in the establishment of a commission to inquire into the present practice of extraterritorial jurisdiction in China, with a view to reporting to the Governments of the several powers their findings of fact in regard to these matters. The commission commenced its work in January, 1926, and agreed upon a joint report which was signed on September 16, 1926. The commission's report has been received and is being studied with a view to determining our future policy in regard to the question of extraterritorial privileges under treaties between the United States and China.

The Preparatory Commission for the Disarmament Conference met at Geneva on May 18 and its work has been proceeding almost continuously since that date. It would be premature to attempt to form a judgment as to the progress that has been made. The commission has had before it a comprehensive list of questions touching upon all aspects of the question of the limitation of armament. In the commission's discussions many differences of opinion have developed. However, I am hopeful that at least some measure of agreement will be reached as the discussions continue. The American representation on the commission has consistently tried to be helpful, and has kept before it the practical objective to which the commission is working, namely, actual agreements for the limitation of armaments. Our representatives will continue their work in that direction.

One of the most encouraging features of the commission's work thus far has been the agreement in principle among the naval experts of a majority of the powers parties to the Washington treaty limiting naval armament upon methods and standards for the comparison and further limitation of naval armament. It is needless to say that at the proper time I shall be prepared to proceed along practical lines to the conclusion of agreements carrying further the work begun at the Washington Conference in 1921.

DEPARTMENT REPORTS

Many important subjects which it is impossible even to mention in the short space of an annual message you will find fully discussed in the departmental reports. A failure to include them here is not to be taken as indicating any lack of interest, but only a disinclination to state inadequately what has been much better done in other documents.

THE CAPITAL CITY

We are embarking on an ambitious building program for the city of Washington. The Memorial Bridge is under way with all that it holds for use and beauty. New buildings are soon contemplated. This program should represent the best that exists in the art and science of architecture. Into these structures which must be considered as of a permanent nature ought to go the aspirations of the Nation, its ideals expressed in forms of beauty. If our country wishes to compete with others, let it not be in the support of armaments but in the making of a beautiful capital city. Let it express the soul of America. Whenever an American is at the seat of his Government, however traveled and cultured he may be, he ought to find a city of stately proportion, symmetrically laid out and adorned with the best that there is in architecture, which would arouse his imagination and stir his patriotic pride. In the coming years Washington should be not only the art center of our own country but the art center of the world. Around it should center all that is best in science, in learning, in letters, and in art. These are the results that justify the creation of those national resources with which we have been favored.

AMERICAN IDEALS

America is not and must not be a country without ideals. They are useless if they are only visionary; they are only valuable if they are practical. A nation can not dwell constantly on the mountain tops. It has to be replenished and sustained through the ceaseless toil of the less inspiring valleys. But its face ought always to be turned upward, its vision ought always to be fixed on high.

We need ideals that can be followed in daily life, that can be translated into terms of the home. We can not expect to be relieved from toil, but we do expect to divest it of degrading conditions. Work is honorable; it is entitled to an honorable recompense. We must strive mightily, but having striven there is a defect in our political and social system if we are not in general rewarded with success. To relieve the land of the burdens that came from the war, to release the individual more of the fruits of his own industry, to increase his earning capac-

ity and decrease his hours of labor, to enlarge the circle of his vision through good roads and better transportation, to place before him the opportunity for education both in science and in art, to leave him free to receive the inspiration of religion, all these are ideals which deliver him from the servitude of the body and exalt him to the service of the soul. Through this emancipation from the things that are material, we broaden our dominion over the things that are spiritual.

CALVIN COOLIDGE.

THE WHITE HOUSE, December 7, 1926.

Ordered, That the message lie on the table.

ENROLLED BILLS AND JOINT RESOLUTION SIGNED

Mr. Greene, from the Committee on Enrolled Bills, reported that they had examined and found truly enrolled the following bills and joint resolution:

S. 4480. An act providing for the extension of the time limitations under which patents were issued in the case of persons who served in the armed forces of the United States during the World War;

H. R. 10547. An act to require the filing of an affidavit by certain officers of the United States;

H. R. 10739. An act to prevent purchase and sale of public office;

H. R. 11119. An act to alter the personnel of the Public Utilities Commission of the District of Columbia, and for other purposes; and

S. J. Res. 125. Joint resolution limiting the time for which licenses for radio transmission may be granted, and for other purposes.

The Vice President signed the following enrolled bills, viz. H. R. 10547, H. R. 10739, and H. R. 11119, and the enrolled joint resolution S. J. Res. 125, and announced his signature to the enrolled bill (H. R. 9039) to amend section 8 of the act approved March 1, 1911 (36 Stat. p. 961), entitled "An act to enable any State to cooperate with any other State or States, or with the United States, for the protection of the watersheds of navigable streams and to appoint a commission for the acquisition of lands for the purpose of conserving the navigability of navigable rivers," signed by the Speaker of the House on July 3 last.

The said bills and joint resolution were delivered to the committee to be presented to the President of the United States.

PETITIONS AND MEMORIALS

Petitions, memorials, etc., were presented and referred as follows:

By Mr. Willis: A resolution adopted by the City Council of Akron, Ohio, favoring an appropriation for the construct on of rigid airships for the Navy Department; to the Committee on Naval Affairs.

By Mr. Copeland: A resolution adopted at the eleventh annual meeting of the New York State Farm Bureau Federation at Syracuse, N. Y., favoring the passage of the so-called Lenroot-Taber bill, regulating the importation of milk and cream into the United States for the purpose of promoting the dairy interests and protecting the public health; to the Committee on Agriculture and Forestry.

A memorial of the Good Citizenship League of Flushing, Long Island, N. Y., remonstrating against the enactment of legislation permitting the commercialization of national parks or national monuments detrimental to recreational privileges therein; to the Committee on Public Lands and Surveys; and

A petition of the Rome (N. Y.) Retail Druggists Association, praying the enactment of legislation to prevent dishonest advertising in business; to the Committee on Interstate Commerce.

By Mr. Frazier: A petition of citizens of Center, N. Dak., praying an amendment to the preamble of the Constitution of the United States so as to provide for the recognition of the authority and law of Jesus Christ; to the Committee on the Judiciary; and

A petition of citizens of Stranville, N. Dak., praying the enactment of legislation to amend section 215 of the Criminal Code and section 53 of the Judicial Code; to the Committee on the Judiciary.

By Mr. Reed of Pennsylvania: A petition of citizens of the United States praying the enactment of legislation restoring to American citizenship women married to naturalized Hindus; to the Committee on Immigration.

Petitions praying the enactment of legislation providing for Government control of radio broadcasting were presented as follows:

By Mr. Willis: Petitions of citizens of Ohio.

By Mr. Copeland: A petition of citizens of the State of New York.

By Mr. Frazier: A petition of citizens of Berlin, N. Dak.

Ordered, That they be referred to the Committee on Interstate Commerce.

CHANGE OF REFERENCE

On motion by Mr. Moses, and by unanimous consent,
Ordered, That the Committee on Agriculture and Forestry be discharged from the further consideration of the bill (H. R. 10775) to provide for the distribution of the publications entitled "Diseases of the Horse" and "Diseases of Cattle," and that it be referred to the Committee on Printing.

INTRODUCTION OF BILLS AND JOINT RESOLUTION.

Bills and a joint resolution were introduced severally, read the first and second times by unanimous consent, and referred as follows:

By Mr. Bingham:

A bill (S. 4550) to provide a permanent government for the Virgin Islands of the United States, and for other purposes; to the Committee on Territories and Insular Possessions.

By Mr. Smoot:

A bill (S. 4551) to amend section 309 of the World War adjusted compensation act; to the Committee on Finance.

A bill (S. 4552) for the relief of C. L. Charlebois; to the Committee on Claims.

By Mr. Bruce:

A bill (S. 4553) granting the consent of Congress to the Chesapeake Bay Bridge Co. to construct a bridge across the Chesapeake Bay from a point in Baltimore County to a point in Kent County, in the State of Maryland; to the Committee on Commerce.

A bill (S. 4554) to authorize the acquisition of square No. 575 and reservation No. 12, in the District of Columbia; to the Committee on Public Buildings and Grounds.

By Mr. Edge:

A bill (S. 4555) for the relief of Anna W. Rork;
A bill (S. 4556) for the relief of Edward Durell;
A bill (S. 4557) for the relief of Charles H. Niehaus, sculptor, for losses in connection with Francis Scott Key Memorial at Baltimore, Md.; and

A bill (S. 4558) to provide a method for compensating persons who suffered property damage or personal injury due to the explosions at the naval ammunition depot, Lake Denmark, N. J., July 10, 1926; to the Committee on Claims.

By Mr. Copeland:

A bill (S. 4559) granting an increase of pension to Augusta C. Harris; to the Committee on Pensions.

A bill (S. 4560) for the relief of Rosa B. Smolik;

A bill (S. 4561) to refund \$927 to the Architectural League of New York; to the Committee on Claims.

A bill (S. 4562) to renew and extend certain letters patent; to the Committee on Patents.

By Mr. Moses:

A bill (S. 4563) to amend the postal reclassification act of February 28, 1925, relating to the hours of work in the Railway Mail Service; to the Committee on Post Offices and Post Roads.

A bill (S. 4564) granting an increase of pension to Edna C. Sargent (with accompanying papers);

A bill (S. 4565) granting an increase of pension to Lucy J. Comings (with accompanying papers);

A bill (S. 4566) granting an increase of pension to Maria P. Barker (with accompanying papers);

A bill (S. 4567) granting an increase of pension to Mary E. Conway (with accompanying papers);

A bill (S. 4568) granting an increase of pension to Genevieve E. Haley (with accompanying papers);

A bill (S. 4569) granting a pension to Isabelle Piercy (with accompanying papers);

A bill (S. 4570) granting an increase of pension to Sarah B. Danforth (with accompanying papers);

A bill (S. 4571) granting an increase of pension to Josephine V. Kidder (with accompanying papers);

A bill (S. 4572) granting a pension to Gustavus A. Cutter (with accompanying papers);

A bill (S. 4573) granting an increase of pension to Della McDonald (with accompanying papers);

A bill (S. 4574) granting an increase of pension to Aurelia Thibodeau (with accompanying papers);

A bill (S. 4575) granting an increase of pension to Nellie S. Kelley (with accompanying papers);

A bill (S. 4576) granting an increase of pension to Joanna E. Critchett (with accompanying papers);

A bill (S. 4577) granting a pension to Adelaide M. Stimson (with accompanying papers);

A bill (S. 4578) granting an increase of pension to Phynella A. French (with accompanying papers);

A bill (S. 4579) granting a pension to Belle Colby (with accompanying papers);

A bill (S. 4580) granting a pension to Samuel Leggett;

A bill (S. 4581) granting an increase of pension to Hattie M. Houghton (with accompanying papers);

A bill (S. 4582) granting an increase of pension to Nellie Sherer (with accompanying papers);

A bill (S. 4583) granting an increase of pension to Sophronia Stevens (with accompanying papers);

A bill (S. 4584) granting an increase of pension to Harriet C. Comstock (with accompanying papers);

A bill (S. 4585) granting a pension to Sarah J. Shedd (with accompanying papers); and

A bill (S. 4586) granting a pension to Carrie W. Pervere (with accompanying papers); to the Committee on Pensions.

By Mr. Shortridge:

A bill (S. 4587) granting a special pension to officers and enlisted men who received the medal granted to those who participated in the Battle of Manila Bay, May 1, 1898;

A bill (S. 4588) granting an increase of pension to Philip Owen;

A bill (S. 4589) granting a pension to Lawrence Holford;

A bill (S. 4590) granting a pension to Helen L. Weicht; and

A bill (S. 4591) granting a pension to Aline Phillips; to the Committee on Pensions.

A bill (S. 4592) to authorize the President to appoint LeRoy K. Pemberton a first lieutenant, Officers' Reserve Corps, United States Army; and

A bill (S. 4593) to correct the military record of James William Cole; to the Committee on Military Affairs.

A bill (S. 4594) for the relief of Harry J. Dabel;

A bill (S. 4595) for the relief of Honora A. Cogley; and

A bill (S. 4596) for the relief of Lena Noonan; to the Committee on Claims.

By Mr. Bleuse:

A bill (S. 4597) to prevent double prosecution for the same offense; to the Committee on the Judiciary.

A bill (S. 4598) to regulate the voting of aliens who become American citizens; to the Committee on Immigration.

By Mr. Willis:

A bill (S. 4599) granting an increase of pension to Mary J. Chugston (with accompanying papers); to the Committee on Pensions.

By Mr. Broussard:

A bill (S. 4600) to authorize professors of military science and tactics to accept the presidencies of State universities; to the Committee on Military Affairs.

By Mr. Gooding:

A bill (S. 4601) to repeal section 15a of the interstate commerce act, as amended; to the Committee on Interstate Commerce.

By Mr. Oddie:

A bill (S. 4602) to amend an act entitled "An act to provide that the United States shall aid the States in the construction of rural post roads, and for other purposes," approved July 11, 1916, as amended and supplemented, and for other purposes; to the Committee on Post Offices and Post Roads.

A bill (S. 4603) for the investigation of feasible water-storage sites within the basin of the upper Truckee River, Nev., and for other purposes; and

A bill (S. 4604) for the investigation of feasible water-storage sites within the basin of the upper Carson River, Nev., and for other purposes; to the Committee on Irrigation and Reclamation.

By Mr. King:

A bill (S. 4605) to cede unreserved public lands to the several States; to the Committee on Mines and Mining.

By Mr. Harris:

A bill (S. 4606) for the relief of the Macon, Dublin & Savannah Railroad Co.; and

A bill (S. 4607) for the relief of the Macon, Dublin & Savannah Railroad Co.; to the Committee on Claims.

A bill (S. 4608) authorizing transfer of sewer to the city of Atlanta; to the Committee on the Judiciary.

A bill (S. 4609) to create a national memorial military park at and in the vicinity of Kennesaw Mountain in the State of Georgia, and for other purposes; to the Committee on Military Affairs.

By Mr. Fess:

A bill (S. 4610) granting the consent of Congress to the Maysville Bridge Co., its successors and assigns, to construct, maintain, and operate a bridge across the Ohio River; to the Committee on Commerce.

By Mr. Jones of Washington:

A bill (S. 4611) authorizing certain Indian tribes and bands, or any of them, residing in the State of Washington, to present their claims to the Court of Claims; to the Committee on Indian Affairs.

A bill (S. 4612) readjusting the cost of furnishing water to lands of the Yakima Indian Reservation, Wash., and for other purposes; to the Committee on Irrigation and Reclamation.

By Mr. Frazier:

A bill (S. 4613) granting a pension to Catherine Posey; to the Committee on Pensions.

A bill (S. 4614) for the relief of William J. Bailey, alias William Baker; to the Committee on Claims.

A bill (S. 4615) to provide for the redemption of circulating national bank notes, Federal reserve bank notes, and Federal reserve notes worn, defaced, mutilated, or otherwise unfit for circulation; to the Committee on Banking and Currency.

By Mr. Reed of Pennsylvania:

A bill (S. 4616) granting an increase of pension to Nancy J. Martin; to the Committee on Pensions.

A bill (S. 4617) authorizing the appointment of Robert C. Kirkwood as a medical officer, United States Army; to the Committee on Military Affairs.

By Mr. Greene:

A bill (S. 4618) granting an increase of pension to Ruth C. Avery;

A bill (S. 4619) granting an increase of pension to Mary L. Bailey;

A bill (S. 4620) granting an increase of pension to Augusta A. Kingsbury; and

A bill (S. 4621) granting a pension to Ella M. Pitts; to the Committee on Pensions.

By Mr. Howell:

A bill (S. 4622) to authorize Capt. Walter S. Crosley and Paul P. Blackburn, United States Navy, to accept certain medals from the Republic of China; to the Committee on Military Affairs.

A bill (S. 4623) granting an increase of pension to John L. Thorpe; and

A bill (S. 4624) granting an increase of pension to Lucy A. Tenney; to the Committee on Pensions.

By Mr. McNary:

A bill (S. 4625) granting a pension to Martie C. Rogers; to the Committee on Pensions.

A bill (S. 4626) for the relief of Warren Construction Co.; to the Committee on Claims.

A bill (H. 4627) to provide for the protection and development of the Unatilla Rapids in the Columbia River; to the Committee on Irrigation and Reclamation.

By Mr. Borah:

A bill (S. 4628) granting an increase of pension to Lilah Ruth Figgins (with accompanying papers);

A bill (S. 4629) granting an increase of pension to Ella Taylor (with accompanying papers); and

A bill (S. 4630) granting a pension to Arthur N. Hamilton (with accompanying papers); to the Committee on Pensions.

By Mr. Ernst:

A bill (S. 4631) for the relief of Claude T. Winslow; to the Committee on Claims.

(By request.) A bill (S. 4632) to provide for the preservation, completion, maintenance, operation, and use of the United States Muscle Shoals project for war, navigation, fertilizer manufacture, electric-power production, and other purposes, and, in connection therewith, the incorporation of the Farmers Federated Fertilizer Corporation and the lease to it of the said project; to the Committee on Agriculture and Forestry.

By Mr. Dale:

A bill (S. 4633) granting an increase of pension to Mae H. Cheney (with accompanying papers);

A bill (S. 4634) granting an increase of pension to Amella Be sett (with accompanying papers);

A bill (S. 4635) granting an increase of pension to Verona R. Weed (with accompanying papers);

A bill (S. 4636) granting an increase of pension to Bridget Jackson (with accompanying papers);

A bill (S. 4637) granting an increase of pension to Emma S. Fisher (with accompanying papers);

A bill (S. 4638) granting an increase of pension to Mary Reed (with accompanying papers);

A bill (S. 4639) granting an increase of pension to Helen Mehitabel Sawyer (with an accompanying paper);

A bill (S. 4640) granting an increase of pension to Ursula Chase (with accompanying papers);

A bill (S. 4641) granting an increase of pension to Martha A. Carpenter (with accompanying papers);

A bill (S. 4642) granting an increase of pension to Mary Mussey (with accompanying papers);

A bill (S. 4643) granting an increase of pension to Josephine C. Pairadee (with accompanying papers);

A bill (S. 4644) granting a pension to Hattie L. Clark (with accompanying papers);

A bill (S. 4645) granting an increase of pension to Annie M. Walbridge (with accompanying papers);

A bill (S. 4646) granting an increase of pension to Della S. Bullard (with accompanying papers);

A bill (S. 4647) granting an increase of pension to Hattie E. Dana (with accompanying papers);

A bill (S. 4648) granting an increase of pension to Adella A. De Forge (with accompanying papers);

A bill (S. 4649) granting an increase of pension to Sadie A. Yarrington (with accompanying papers); and

A bill (S. 4650) granting a pension to Julia Rowe (with accompanying papers); to the Committee on Pensions.

By Mr. Capper:

A bill (S. 4651) relating to the Office of Public Buildings and Public Parks of the National Capital; to the Committee on the District of Columbia.

A bill (S. 4652) granting an increase of pension to Candace Rinehart (with accompanying papers);

A bill (S. 4653) granting an increase of pension to Minerva E. Stearns (with accompanying papers);

A bill (S. 4654) granting an increase of pension to Prudence M. Towner (with accompanying papers);

A bill (S. 4655) granting a pension to Mary A. Blakesley (with accompanying papers);

A bill (S. 4656) granting an increase of pension to Helen J. Ellis (with accompanying papers); and

A bill (S. 4657) granting an increase of pension to Sarah Haver (with accompanying papers); to the Committee on Pensions.

By Mr. Fletcher:

A bill (S. 4658) for the relief of Larry M. Temple (with accompanying papers); to the Committee on Claims.

By Mr. Bayard:

A bill (S. 4659) granting an increase of pension to Bridget E. Morgan; to the Committee on Pensions.

By Mr. Johnson:

A bill (S. 4660) for the relief of Robert Berry; to the Committee on Naval Affairs.

A bill (S. 4661) to authorize the President to appoint Glen Van Alstyne Paxton a first lieutenant of Infantry in the Regular Army of the United States; to the Committee on Military Affairs.

By Mr. Reed of Pennsylvania:

A joint resolution (S. J. Res. 128) providing for the ratification and confirmation of the naturalizations of certain persons of the Hindu race; to the Committee on Immigration.

THE WORLD COURT

Mr. Trammell submitted the following resolution (S. Res. 282):

Whereas on January 16 (calendar day January 27), 1926, the Senate adopted Senate Resolution 5, providing that the Senate advise and consent to the adherence on the part of the United States to the Permanent Court of International Justice; and

Whereas it was expressly provided in said resolution that the signature of the United States to the said protocol of December 16, 1920, and the adjoining statute for the Permanent Court of International Justice should not be affixed until the powers signatory to such protocol shall have indicated, through an exchange of notes, their acceptance of the reservations and understandings set forth as part of and a condition of adherence by the United States to the said protocol; and

Whereas a very large majority of the powers signatory to such protocol have not indicated their acceptance of the said reservations and understandings; and

Whereas it is now deemed advisable to rescind the said Resolution 5: Therefore be it

Resolved, That the Senate Resolution 5 be, and the same is hereby, rescinded and revoked, and the President and the Secretary of State be, and are hereby, requested and directed to withdraw all notes and communications addressed to the powers signatory to the said protocol of December 16, 1920, and the adjoining statute for the Permanent Court of International Justice referred to in the said Senate Resolution 5.

Ordered, That it lie over one day under the rule.

FUNERAL EXPENSES OF THE LATE SENATOR CUMMINS

Mr. Stewart submitted the following resolution (S. Res. 283), which was referred to the Committee to Audit and Control the Contingent Expenses of the Senate:

Resolved, That the Secretary of the Senate hereby is authorized and directed to pay from the contingent fund of the Senate the actual and necessary expenses incurred by the committee appointed by the Vice President in arranging for and attending the funeral of the Hon. Albert B. Cummins, late a Senator from the State of Iowa, upon vouchers to be approved

by the Committee to Audit and Control the Contingent Expenses of the Senate.

ENROLLED JOINT RESOLUTION PRESENTED

Mr. Greene, from the Committee on Enrolled Bills, reported that they this day presented to the President of the United States the enrolled joint resolution (S. J. Res. 125) limiting the time for which licenses for radio transmission may be granted, and for other purposes.

FREEMAN YORK

On motion by Mr. Greene, and by unanimous consent, Ordered, That the papers accompanying the bill (S. 1635) for the relief of Freeman York be withdrawn from the files of the Senate, no adverse report having been made thereon.

SENATOR FROM MAINE

The Vice President laid before the Senate a resolution coming over from yesterday, viz, the resolution (S. Res. 278) in re Arthur R. Gould.

Mr. Hale raised a question as to the presence of a quorum; Whereupon

The Vice President directed the roll to be called;

When

Seventy-nine Senators answered to their names, as follows:

Messrs. Ashurst, Bayard, Bingham, Blease, Borah, Bratton, Broussard, Bruce, Capper, Copeland, Couzens, Curtis, Dale, Deneen, Dill, du Pont, Edge, Edwards, Ernst, Ferris, Fess, Fletcher, Frazier, George, Gerry, Glass, Goff, Gooding, Gould, Greene, Hale, Harrell, Harris, Harrison, Hawes, Hefflin, Johnson, Jones of New Mexico, Jones of Washington, Kendrick, Keyes, King, McKellar, McLean, McMaster, McNary, Mayfield, Means, Metcalf, Moses, Neely, Norris, Oddie, Overman, Phipps, Pine, Pittman, Ransdell, Reed of Pennsylvania, Robinson of Arkansas, Robinson of Indiana, Sackett, Schall, Sheppard, Shipstead, Shortridge, Simmons, Smoot, Steck, Stephens, Stewart, Swanson, Trammell, Tyson, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Wheeler, and Willis.

A quorum being present,

The Senate proceeded to consider the said resolution.

Pending debate,

The President pro tempore announced that the hour of 2 o'clock had arrived, and there being no unfinished business,

The Senate, by unanimous consent, proceeded with the further consideration of the foregoing resolution.

Pending debate,

Mr. Bingham raised a question as to the presence of a quorum;

Whereupon

The Presiding Officer (Mr. Fess in the chair) directed the roll to be called;

When

Eighty Senators answered to their names, as follows:

Messrs. Bayard Bingham, Blease, Borah, Bratton, Broussard, Bruce, Capper, Copeland, Couzens, Curtis, Dale, Deneen, Dill, Edge, Edwards, Ernst, Ferris, Fess, Fletcher, Frazier, George, Gerry, Gillett, Glass, Goff, Gooding, Gould, Greene, Hale, Harrell, Harris, Harrison, Hawes, Hefflin, Howell, Johnson, Jones of New Mexico, Jones of Washington, Kendrick, Keyes, King, McKellar, McLean, McMaster, McNary, Mayfield, Means, Metcalf, Moses, Neely, Norris, Oddie, Overman, Phipps, Pine, Pittman, Ransdell, Reed of Pennsylvania, Robinson of Arkansas, Robinson of Indiana, Sackett, Schall, Sheppard, Shipstead, Shortridge, Simmons, Smoot, Steck, Stephens, Stewart, Swanson, Trammell, Tyson, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Wheeler, and Willis.

A quorum being present,

Mr. Bruce obtained the floor, with a view to delivering an address on the subject of national prohibition, when,

On motion by Mr. Curtis, and by unanimous consent,

Ordered, That the Senator from Maryland (Mr. Bruce) be permitted to address the Senate on the above-named subject after the pending resolution is disposed of.

After debate,

The question being taken on agreeing to the resolution,

Yeas 70

It was determined in the affirmative, Nays 7

On motion by Mr. Reed of Pennsylvania,

The yeas and nays being desired by one-fifth of the Senators present,

Those who voted in the affirmative are—

Messrs. Ashurst, Bayard, Borah, Bratton, Broussard, Bruce, Capper, Copeland, Couzens, Curtis, Dale, Deneen, Dill, Edge, Edwards, Ernst, Ferris, Fess, Fletcher, George, Gerry, Gillett, Glass, Goff, Gooding, Gould, Greene, Hale, Harrell, Harris, Harrison, Hawes, Hefflin, Howell, Johnson, Jones of New Mexico, Jones of Washington, Kendrick, Keyes, King, McKellar, McLean,

McMaster, McNary, Mayfield, Metcalf, Neely, Norris, Oddie, Pine, Pittman, Ransdell, Robinson of Arkansas, Robinson of Indiana, Sackett, Sheppard, Shipstead, Shortridge, Smoot, Steck, Stephens, Stewart, Swanson, Trammell, Tyson, Walsh of Massachusetts, Walsh of Montana, Wheeler, and Willis.

Those who voted in the negative are—

Messrs. Bingham, Blease, Moses, Phipps, Reed of Pennsylvania, Schall, and Wadsworth.

So it was

Resolved, That the Senate agree to the said resolution.

The preamble was agreed to.

NATIONAL PROHIBITION

After addresses by Mr. Bruce and Mr. Sheppard on the subject of national prohibition,

EXECUTIVE SESSION

On motion by Mr. Curtis,

The Senate proceeded to the consideration of executive business; and

After the consideration of executive business the doors were reopened;

When,

On motion by Mr. Curtis, at 4 o'clock and 39 minutes p. m.,

The Senate adjourned.

WEDNESDAY, DECEMBER 8, 1926

The Vice President called the Senate to order, and the Chaplain offered prayer.

ATTENDANCE OF SENATOR FROM PENNSYLVANIA

Mr. George Wharton Pepper, from the State of Pennsylvania, attended.

THE JOURNAL

The Journal of the proceedings of yesterday was approved.

DEATH OF SENATOR WILLIAM B. MCKINLEY

Mr. Deneen announced the death of his late colleague, Hon. William B. McKinley, which occurred at Martinsville, Ind., at 4 o'clock and 10 minutes p. m. on yesterday; and after briefly addressing the Senate,

He submitted the following resolutions (S. Res. 284), which were considered by unanimous consent and unanimously agreed to:

Resolved, That the Senate has heard with deep regret and profound sorrow the announcement of the death of Hon. William B. McKinley, late a Senator from the State of Illinois.

Resolved, That a committee of 15 Senators be appointed by the Vice President to take order for superintending the funeral of the deceased Senator.

Resolved, That the Secretary communicate these resolutions to the House of Representatives and transmit a copy thereof to the family of the deceased.

The Vice President, under the second provision of the resolution, appointed as the committee Mr. Deneen, Mr. Robinson of Arkansas, Mr. Moses, Mr. Overman, Mr. McNary, Mr. Fletcher, Mr. Shortridge, Mr. Ashurst, Mr. Weller, Mr. Broussard, Mr. Fess, Mr. Harris, Mr. Ernst, Mr. Stephens, and Mr. Tyson.

On motion by Mr. Deneen, as a further mark of respect to the memory of the deceased,

The Senate adjourned.

THURSDAY, DECEMBER 9, 1926

The Vice President called the Senate to order, and the Chaplain offered prayer.

ATTENDANCE OF SENATORS

Mr. Ralph H. Cameron, from the State of Arizona; Mr. James A. Reed, from the State of Missouri; Mr. Ellison D. Smith, from the State of South Carolina; and Mr. James E. Watson, from the State of Indiana, attended.

THE JOURNAL

The Journal of the proceedings of yesterday was approved.

PRESIDENTIAL APPROVAL

A message from the President of the United States, by Mr. Latta, his secretary:

Mr. President: The President of the United States yesterday approved and signed the joint resolution (S. J. Res. 125) limiting the time for which licenses for radio transmission may be granted, and for other purposes.

Ordered, That the Secretary notify the House of Representatives thereof.

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Chaffee, one of its clerks:

Mr. President: The House of Representatives has passed the following resolution (H. Res. 325), which I am directed to communicate to the Senate:

Resolved, That the House has heard with profound sorrow of the death of the Hon. William Brown McKinley, a Senator of the United States from the State of Illinois.

Resolved, That the Clerk communicate these resolutions to the Senate and transmit a copy thereof to the family of the deceased.

Resolved, That a committee of 18 Members be appointed on the part of the House to join the committee appointed on the part of the Senate to attend the funeral.

Resolved, That as a further mark of respect the House do now adjourn.

The Speaker of the House having signed an enrolled bill, viz, H. R. 11662, I am directed to bring the same to the Senate for the signature of its President.

The President of the United States has informed the House that he approved and signed, on July 13, 1926, the bill (H. R. 11329) for the relief of certain counties in the States of Oregon and Washington within those boundaries the reversioned Oregon & California Railroad Co. grant lands are located.

ENROLLED BILL SIGNED

Mr. Greene, from the Committee on Enrolled Bills, reported that they had examined and found truly enrolled the bill (H. R. 11662) authorizing an expenditure of tribal funds of the Crow Indians of Montana to employ counsel to represent them in their claim against the United States.

The Vice President thereupon signed the same, and it was delivered to the committee to be presented to the President of the United States.

CREDENTIALS OF SENATOR FROM IOWA

The Vice President laid before the Senate the credentials of Smith W. Brookhart, duly chosen a Senator by the qualified electors of the State of Iowa for the term beginning March 4, 1927; which were read and placed on file.

CREDENTIALS OF SENATOR FROM UTAH

Mr. King presented the credentials of Reed Smoot, duly chosen a Senator by the qualified electors of the State of Utah for the term beginning March 4, 1927; which were read and placed on file.

THE BUDGET

The Vice President laid before the Senate the following message from the President of the United States, which was read, and, with the accompanying document, referred to the Committee on Appropriations:

To the Congress of the United States:

Herewith is transmitted the Budget of the United States for the fiscal year ending June 30, 1928. The receipts and expenditures shown in detail in the Budget are summarized in the following statement:

Summary (exclusive of postal revenues and postal expenditures paid from postal revenues)

	Estimated, 1928	Estimated, 1927	Actual, 1926
Receipts:			
Customs.....	\$601,800,000.00	\$616,800,000.00	\$579,430,012.86
Income tax.....	2,090,000,000.00	2,190,000,000.00	1,982,040,088.58
Miscellaneous internal revenue.....	568,985,000.00	619,685,000.00	855,599,289.26
Miscellaneous receipts.....	511,968,077.00	600,295,688.00	545,686,219.44
Total receipts.....	3,772,753,077.00	4,026,780,688.00	3,962,755,600.14
Total expenditures (including reduction of the public debt required by law to be made from ordinary receipts).....	3,572,049,214.00	3,643,701,593.00	3,584,987,873.50
Excess of receipts.....	200,703,863.00	383,079,095.00	377,767,726.64

In carrying out the purposes of the Budget system, so wisely prescribed by the Congress in June, 1921, the executive branch and the legislative branch of the Government have been collaborators. It has been a great demonstration of cooperation made possible by our form of government. The results of this united effort have gone directly to the people of this Nation. The real object back of this united effort has been to make the greatest possible return to the people of the money which was taken from them to finance the World War. And this has been accomplished not to the detriment of the Federal service, not by the withholding of funds for necessary and worthy purposes, but to the advantage of that service and of the business of the people. It has required us to put our house

in order and to provide for its management in a scientific business way, not alone for its current operations but also for its future requirements.

In the span of a little more than five years there have been three substantial reductions in taxes. The direct result of this has been that the people have been permitted to retain more of their own earnings for their own use and productive investment. And from this, and probably to a greater extent than from any other cause, has come the great prosperity which now exists in almost all lines in this country.

In considering the question of further tax reduction there are many factors which should be taken into account. During the past five fiscal years the Treasury has had the benefit of receipts aggregating \$950,000,000 representing returns from moneys theretofore expended by the United States, and in addition there has been received \$400,000,000 from income taxes for past years in excess of refunds. In the present fiscal year the net income from these items represents about \$250,000,000 of our expected receipts. They are now about at an end, and in the fiscal year 1928 it is estimated the net return from this source will amount to less than \$50,000,000. We have come to the point, therefore, where we will have to rely for the future entirely upon current taxes. The yield from current taxes of the Federal Government is measured by the prosperity of the American people. When business is good and national income is high, our revenue from income taxes based upon a percentage of income is also high. But should the national income decline, the Government would experience a material loss of revenue even under existing rates of tax. Miscellaneous taxes and custom duties are dependent upon the purchasing power of the people, which also is subject to variation with prosperity, and we must expect a decrease in Government revenue from these sources with any drop in the purchases of the American people. Under these conditions our estimated surplus of \$200,000,000 for 1928 is none too large an operating margin in a business involving an annual expenditure of more than three and one-half billions of dollars payable from ordinary receipts, or more than four billions of dollars when we include our postal expenditures payable from postal receipts.

The revenue act of 1926 has been in effect but nine months, and the reduction in miscellaneous taxes has not yet been fully reflected in revenue. We have had too short an experience with the new law to permit an intelligent permanent reduction of tax rates. It must be clear to all that a permanent reduction of rates affects not only the current fiscal year, in which, as I have said, there are included nonrecurring items aggregating \$250,000,000, but the next and succeeding fiscal years in which nonrecurring items will no longer be material and when current taxes may feel the effect of any change in our prosperity. Business can easily adjust itself to less expenses brought about by less taxes, but it is much more difficult to make an adjustment for more expenses made necessary by more taxes. This is particularly true with respect to Federal taxes, since the necessity of imposing additional taxes would arise from a decline in prosperity which would decrease governmental revenues below governmental expenditures, a decline which must also affect all taxpayers. Increased taxes to meet Government requirements would come at a time not of prosperity but of depression, and would aggravate the depression. For these reasons I do not advise the present session of Congress to reduce permanently our tax rates or abolish any particular tax. Each of the three reductions in taxes which have been enacted by the Congress since the fiscal year 1921 have been predicated on an assurance that our financial condition warranted it. No such assurance can be given to-day as a warrant for future permanent tax reduction.

With our still enormous national debt, amounting to nearly nineteen and one-half billion dollars, a surplus can be no embarrassment, since it can be applied without difficulty to the reduction of the interest-bearing obligations of the Government and thus effect a saving in interest costs. Interest is the largest single item of Government expenditure, and its decrease offers the most fruitful subject for permanent reduction of governmental expenditure. We have had since the close of the war an established program of debt reduction through the sinking fund and application of receipts from foreign debt settlements. This should not be disturbed. But surplus is a factor in debt reduction in addition to the items I have just mentioned. In considering the question of a lessening of the surplus for the current fiscal year it is necessary to weigh the desirability in the present of temporary relief to the American taxpayer against desirability in the future of greater debt reduction now. Should Congress be of the opinion that the surplus estimated for the current fiscal year based upon receipts expected to be received under the existing law is too large, then I suggest a temporary tax-reduction measure which will

cut down this expected surplus by leaving the excess in the pockets of the American taxpayers.

In determining the form such temporary tax reduction should take, if the Congress proposes one, I believe we should adopt the simplest practical plan which will do equity. It is administratively difficult to consider any arrangement affecting the December 15, 1926, tax payment. Many individuals have already paid their income taxes in full, and time is too short for action by Congress and by the Bureau of Internal Revenue before the December payment. It would not be practicable, either, to postpone the date of the December payment, since there are \$452,000,000 of United States certificates of indebtedness maturing on December 15, 1926, and the Treasury is relying upon cash to be received during that month to assist it in meeting this maturity. It has seemed to me, therefore, that the most practicable way of preventing the accumulation by the close of this fiscal year of a surplus larger than the Congress deems desirable is to authorize a reduction in the taxes which become due in the first six months of the next year; that is, a reduction on the quarterly tax payments due March 15 and June 15, 1927. The amount of this relief should depend upon the surplus which Congress may desire to divert from debt reduction to tax reduction. It is a problem on which the House under the Constitution must originate action.

With the experience of another year's test of the revenue act of 1926, and with a more accurate knowledge which the year will give of what the future has in store for a continuance of our prosperity, we can determine what our permanent policy of taxation shall be. In times of peace we must meet governmental expenditures out of governmental revenues. We should not take by taxation more than our requirements. But also we should not take less than our requirements.

In the Budget for the fiscal year ending June 30, 1927, transmitted to the Congress December 7, 1925, the estimated receipts for the fiscal year 1926 were \$3,880,716,942 and the estimated expenditures \$3,618,675,186. Actual receipts for that year were \$3,962,755,690.14, while actual expenditures totaled but \$3,584,987,873.50—an increase of \$82,038,748.14 in receipts over the Budget estimate, and a decrease in expenditure of \$33,687,312.50 below that estimate, which is approximately 1 per cent of the total expenditure. This increase in receipts and reduction in expenditure increased the estimated surplus by \$115,726,060.64—from \$262,041,756, the Budget estimate, to \$377,767,816.64, the actual surplus.

This brings us to the current fiscal year, of which five full months are now completed. The Budget for 1927 forecast for that year receipts \$3,824,530,203, and expenditures \$3,494,222,308.44, and indicated a surplus of \$330,307,894.56. This favorable forecast made one year ago, now may be made even more favorable. With five months of the current year completed, the estimate is now that our receipts will amount to \$4,026,780,688 and our expenditures \$3,643,701,593, thus forecasting a surplus of \$383,079,095.

While the revised estimate for 1927 shows an increase of \$52,771,200 in the surplus, it also shows a net increase of \$149,500,000 in the estimated expenditure for that year.

This net increase embraces a number of items in which changes, both increases and decreases, have occurred in the year which has ensued since the original estimate was made. On the increase side of the new estimate the principal items are: Pensions, \$41,000,000; construction of public buildings and vessels under the Treasury Department, \$25,000,000; vocational rehabilitation, insurance, and compensation under the Veterans' Bureau, \$41,000,000; public-debt reduction, \$50,000,000. The last-mentioned item was due to a corresponding increase in the estimated receipts of funds that are required by law to be applied to debt reduction as a result of new foreign funding agreements made during the year. The other items of increase are due principally to new legislation enacted during the year. On the decrease side the major items are adjusted-service certificate fund, \$24,000,000; increased receipts of the War Finance Corporation, applied to a reduction of expenditure, \$15,000,000; and interest on public debt, \$10,000,000. Part of the increase in estimated expenditure was provided by appropriations made during the last session of Congress. There remains to be provided at the present session of the Congress for the 1927 requirements of the Veterans' Bureau \$28,000,000, and for pensions \$41,000,000.

We now come to the estimates of appropriations for the fiscal year 1928. These are summarized in the following statement, in which they are compared with the appropriations for the fiscal year 1927:

	Estimates of appropriations, 1928	Appropriations, 1927
Legislative establishment.....	\$16,174,988.76	\$17,834,919.57
Executive Office.....	438,460.00	819,460.00
Independent establishments:		
Alaska Relief Funds.....	15,000.00	15,000.00
Alien Property Custodian.....	98,000.00	130,650.00
American Battle Monuments Commission.....	600,000.00	800,000.00
Arlington Memorial Bridge Commission.....	2,500,000.00	2,500,000.00
Board of Mediation.....	390,000.00	1,285,220.00
Board of Tax Appeals.....	570,000.00	614,224.64
Bureau of Efficiency.....	210,350.00	210,350.00
Civil Service Commission.....	1,002,742.00	1,001,592.00
Commission of Fine Arts.....	7,300.00	5,295.00
Employers' Compensation Commission.....	2,694,740.00	2,744,540.00
Federal Board for Vocational Education.....	8,165,230.00	8,210,620.00
Federal Power Commission.....	42,500.00	32,400.00
Federal Trade Commission.....	981,350.00	997,000.00
General Accounting Office.....	3,783,000.00	3,859,960.00
Housing Corporation.....	564,236.00	673,398.00
Interstate Commerce Commission.....	6,104,967.00	6,153,157.00
National Advisory Committee for Aeronautics.....	523,000.00	513,000.00
Public Buildings and Public Parks of the National Capital.....	2,422,950.00	2,306,850.00
Smithsonian Institution and National Museum.....	909,871.00	893,301.00
Tariff Commission.....	682,000.00	699,000.00
United States Geographic Board.....	3,945.00	345.00
United States Shipping Board.....	12,240,000.00	24,198,574.00
United States Veterans' Bureau.....	475,400,000.00	462,965,000.00
Other independent offices, etc.....		161,000.00
Total, Executive Office and independent establishments.....	520,402,641.00	521,049,936.64
Department of Agriculture.....	144,487,820.00	139,635,828.00
Department of Commerce.....	35,240,430.00	30,632,847.00
Department of the Interior.....	285,717,596.00	252,962,318.00
Department of Justice.....	25,895,349.50	25,628,707.00
Department of Labor.....	8,558,540.00	9,561,205.00
Navy Department.....	313,815,500.00	322,061,975.00
State Department.....	11,969,119.41	17,357,062.64
Treasury Department.....	170,468,453.00	176,637,465.63
War Department, including Panama Canal.....	366,722,142.00	354,345,801.16
District of Columbia.....	38,519,869.00	26,532,128.00
Total ordinary.....	1,937,972,448.67	1,904,240,288.64
Reduction in principal of the public debt:		
Sinking fund.....	354,157,085.00	336,058,208.26
Redemption of securities from Federal reserve bank and Federal intermediate credit bank franchise tax receipts.....	800,000.00	1,000,000.00
Redemption of bonds, etc., received as repayments of principal and as interest payments on obligations of foreign governments.....	208,672,475.93	232,923,596.58
Principal of the public debt.....	563,629,560.93	569,981,804.84
Interest on the public debt.....	755,000,000.00	755,000,000.00
Total payable from the Treasury.....	3,256,602,009.60	3,259,222,093.48
Post Office Department and Postal Service, payable from postal revenues.....	757,969,115.00	738,805,303.00
Total, including Post Office Department and Postal Service.....	4,014,571,124.60	3,998,027,396.48

¹ Appropriations for the Railroad Labor Board for 1927 were made available for expenses of the Board of Mediation.

This statement indicates that the estimates of appropriations for 1928 payable from the Treasury are \$2,600,000 less than the appropriations for 1927. The estimates for 1928 do not include the amount which will be required in that year, in addition to existing appropriations, for carrying out the public building act of May 25, 1926. An estimate for this purpose, which will amount to approximately \$20,000,000, will be submitted to the Congress later, as all of the essential data has not yet been assembled. On the other hand, the appropriations for 1927 do not take into consideration certain lawful obligations for that year for which it will be necessary to present supplemental estimates to the Congress.

TAX REFUNDS

The appropriations for 1927 and the estimates for 1928 make no provision for tax refunds. There will be needed for the balance of the current year \$119,000,000 and for 1928 the sum of \$152,000,000, approximately. There has been spent this year for this purpose \$34,775,000, so that the expenditures for the two years will fairly balance. The appropriations for this purpose have been completely exhausted. A supplemental estimate to provide for refunds up to and including December, 1927, will be presented to Congress.

NATIONAL DEFENSE

The estimates for the War and Navy Departments total \$680,537,642. In addition to this they provide for availability through contract authorizations and allotments from the naval supply account of \$5,900,000. Eliminating all nonmilitary items, including the retired lists, this Budget provides \$574,000,000 for our national defense. This is a very considerable amount to spend for protection in time of peace. No threatening cloud at the present time darkens the sky. Our intent and attitude is one of peace and friendly regard toward all nations and peoples. This, however, is not sufficient warrant to neglect our defense and default on necessary precautions. In recommending the amount herein carried for the Army and Navy and other national-defense factors, I am fully satisfied that with the wise administration we have reason to expect from those charged with its expenditure it will give us an adequate defense program.

With regard to personnel the estimates provide for the Army an average of 11,961 commissioned officers, 1,153 cadets, 1,219 warrant officers, and 115,000 enlisted men, exclusive of the Philippine Scouts, for which provision is made to the number of 6,882. For the Navy provision is made for an average of 7,231 commissioned officers, 1,479 warrant officers, 1,545 midshipmen, and 82,500 enlisted men; and for the Marine Corps 1,020 commissioned officers, 155 warrant officers, and 16,800 enlisted men. These, with our highly trained and efficient National Guard, for which the estimates make provision for an average personnel of 180,000, give us the rather formidable strength of 426,945. But we do not stop here. The estimates contain funds for the War Department for the training of 12,924 reserve officers, for the attendance of 30,000 men at civilian military training camps, and for the enrollment of 116,141 students in the units of the Reserve Officers' Training Corps. Under the Navy Department provision is made in the estimates for 14,142 fleet and assigned fleet reserve of the Navy and Marine Corps and the training of 11,145 Navy and Marine Corps reserves.

Taking all of these into account, we are really making provision for military and naval strength of more than 610,000 men. And this does not take into consideration the military and naval retired lists which embrace 14,167 officers and men, or the Coast Guard of 11,969 officers and men which, in time of emergency, becomes an integral part of our national defense. I am in favor of adequate military preparedness, and so far as personnel is concerned we should certainly have this from the funds carried in these estimates.

While on the subject of our national defense it is proper to state that no provision is made in the estimates for the Navy Department for commencing the construction of the remaining three of the eight light cruisers which the act of December 18, 1924, authorizes to be undertaken prior to July 1, 1927. This country is now engaged in negotiations to broaden our existing treaties with the great powers which deal with the elimination of competition in naval armaments. I feel that it would be unfortunate at this time and not in keeping with our attitude toward these negotiations to commence the construction of these three cruisers. Rather do I recommend to the Congress the enactment of legislation which will extend the time for beginning their construction.

With regard to the improvement of Pearl Harbor, Hawaii, an appropriation of \$1,000,000 is available this year for commencing dredging operations. Bids covering the completion of this Navy project will be opened during the current month. A supplemental estimate will be submitted should it be found that additional funds for 1928 are needed for the orderly prosecution and early completion of this important project.

AVIATION IN NATIONAL DEFENSE AND IN COMMERCE

The Congress has recently prescribed a well-digested and orderly program for the further development of the Air Services of the Army and Navy. The estimates herewith make adequate provision for carrying this program into effect. They provide for the immediate availability of certain amounts for the Air Corps of the Army so as not to delay the inauguration of the five-year program. As the act defining the Army aircraft program was not approved until July 2, 1926, there was no opportunity to present to the Congress at its last session an estimate for funds fully to carry into effect the first increment during the fiscal year 1927. The estimates submitted herewith make ample provision for carrying into effect that part of the program for 1927 and 1928 which orderly and efficiently can be accomplished. They do not, however, make provision of funds for two full yearly increments, as I do not believe it is the desire of the Congress that we attempt to crowd into less than one and one-half years a full two-year increment. The act of July 2, 1926, increases the authorized commissioned strength of the Air

Corps of the Army by 403 officers in yearly increments over the period of the five-year program. No provision for any of these additional officers is made in these estimates, as the Air Corps should first absorb the additional 328 officers necessary to bring its actual strength—919—up to the authorized strength—1,247—under the old law. These 328 additional officers are to be provided from the commissioned force for which provision is made in these estimates. The additional enlisted men authorized for the Air Corps are provided for in the enlisted strength of 115,000 men.

The Navy five-year air program approved June 24, 1926, authorized the construction of two rigid airships of approximately 6,000,000 cubic feet volume. The two to cost not in excess of \$8,000,000. The act provides that the building of one of these ships shall be undertaken as soon as practicable and prior to July 1, 1928. Having in mind that the Congress recently appropriated \$300,000 for the construction of an all-metal airship for experimental purposes, to determine by practical demonstration the type of construction and character of material to govern in the future in the making of lighter-than-air craft, it is thought the part of wisdom to wait upon this determination, even though it may be found necessary to ask for an extension of the time limit placed on the initiation of work on one of the ships.

Briefly summarized, provision is made in this Budget under the appropriation items for the Air Services and other items which enter into the cost thereof for a total of \$73,477,380 for aviation of the Army and the Navy. This amount embraces \$20,600,000 for the procurement of new planes and \$2,400,000 for the construction of barracks and quarters at aviation fields. It does not, however, include the value of supplies available from war surplus, which would have increased this total by a number of millions of dollars.

While discussing the subject of our Air Services, it is proper here to refer to the other provisions made in this Budget for air navigation. To carry into effect the act to encourage and regulate the use of aircraft in commerce, approved May 20, 1926, the estimates carry for the Department of Commerce \$796,250 for the promotion of air commerce and regulatory work, which includes funds for the procurement of not to exceed 10 airplanes, and \$3,219,500 for the establishment and maintenance of aids to air navigation. The estimates carry \$523,000 for the National Advisory Committee for Aeronautics. Under the Department of Agriculture they provide \$50,000 for the maintenance and operation of airplane patrol in the national forests and \$120,000 for special weather observations for the benefit of air navigation. The estimates for the Postal Service carry for the operation of the air mail service between New York and San Francisco \$2,350,000, with provision that a part of this sum be made available for contract service if the route be leased to private operators and for the contract air mail service \$2,000,000. The estimates for the Coast Guard carry \$186,151 for the operation of its seaplane fleet.

The proper development of the aeronautical industry in this country is essential both to our national defense and commercial aviation. The Federal requirements for aircraft alone are strengthening this industry. The program which the Congress has prescribed for our air forces will assure the industry continuing Federal business, and an increase from other sources should accrue to the industry from the legislation for the encouragement of commercial aviation and from the policy which we are following of making contracts with private operators for the air transportation of mail. The Government is operating but one air mail route and proposals have been issued by the Post Office Department with a view of placing this route under contract for operation by private interests. In the production of airplanes and accessories there is no competition between the Federal Government and private industry. It is a fortunate situation when the needs of the Government can be met by affording an orderly stimulation of the industry upon which we depend to supply our needs. The present sound condition of the aeronautical industry in this country shows the wisdom of the policy which we are following. If there is any question as to the failure of our Government to recognize the importance of aviation in national defense and in commerce the answer can be found in the vast sums which heretofore have been appropriated and the legislation enacted by the Congress. The estimates contained in this Budget carry alone for this purpose a total of more than \$82,500,000.

SHIPPING BOARD

There is included in this Budget \$12,000,000 for the operating deficit of the Shipping Board. It is believed this amount, reinforced by certain receivables and other available resources, with reduction of losses through sales of lines as opportunity

offers, as contemplated by the Congress, will permit necessary operation of the Government's merchant marine during the fiscal year 1928. From 1921 to 1926, inclusive, the total net loss incurred in the operation of its various lines was \$238,157,582.18. These figures represent losses sustained through the operation of the active fleet and the maintenance of inactive vessels. I mention this to show that in the six fiscal years from 1921 to 1926, inclusive, the Government has spent in the operation of its merchant marine an average of nearly \$40,000,000 a year. The losses have been gradually diminishing each year. Provision is also made for continuing the availability of the \$10,000,000 defense fund appropriated in the first session of this Congress.

With regard to the operation of vessels by the Shipping Board, the merchant marine act of 1920 contemplates that such operation shall be maintained unless it shall appear within a reasonable time that the lines or parts thereof can not be made self-sustaining. None of the lines now being operated are self-sustaining, and while the reduction in cost has been helpful from the standpoint of the Treasury, there is no immediate prospect that any part of these lines can be operated without loss to the Government.

Under the joint resolution of July 3, 1926, the United States Shipping Board will present to the Congress not later than January 1, 1927, two plans for building up and maintaining an adequate merchant marine for commerce and national security—one through private capital and under private ownership and the other through construction, operation, and ownership by the Government. The time is approaching, if it has not already been reached, when the Congress should give consideration to the formulation of a more definite policy regarding our merchant marine. Such definite policy, I trust, is foreshadowed in the resolution to which I have referred.

ERADICATION OF TUBERCULOSIS

For the eradication of tuberculosis in animals an estimate for \$5,853,000 is included in the Budget. This is an increase of \$1,200,000 over the amount provided for the current year. The continuing increase in the number of cities which have placed embargoes against milk from dairy herds which have not passed the Federal tuberculin test is placing a heavy burden on the owners of dairy herds, since slaughter of infected animals is the accepted method of eradication. The furnishing of pure milk is of vital importance to the health of the people. Because of its interstate character. It is entirely proper that the Federal Government share with the States the cost of protecting the purity of this great food supply. The amount included in the estimates should permit adequate prosecution of the work of eliminating tubercular cattle from dairy herds.

The results of the work already done warrant the belief that we can confidently expect the complete elimination of this menace to health. With this hope and probability in mind there certainly is no excuse or warrant for State or Nation to withhold the funds necessary to effectively carry on this important campaign.

FOREST CONSERVATION

The estimates carry a total of \$22,037,984 for the protection, preservation, and conservation of our forests. The forest acreage in the United States is approximately 372,426,000 acres, of which 158,000,000 acres are in the national forests. With such generous forest resources we have been prone to consider the supply of forest materials inexhaustible. The constantly increasing demands to meet our growing needs, however, and the destruction of forests by fire are arousing apprehension that in the comparatively near future industry may be seriously handicapped for lack of forest products. Important remedies to meet this situation are fire prevention and reforestation. Throughout the forest regions cooperative work in connection with protection of timber and reforestation of lands has been highly developed. In many of the States it is compulsory on private owners. The Clarke-McNary law contemplates that the Federal Government as beneficiary in this cooperative work contribute approximately one-fourth the cost. Since forest products enter so largely into the necessities of all of our people, it is proper that the Federal Government stand ready to bear its share of the needed conservation of our timber resources. The increased estimates for forest activities now submitted have that end in view. The recent heavy losses by fire must be met by a deficiency appropriation, which will approximate \$2,000,000. With further protective measures, it is hoped such large deficiency appropriations may be avoided in the future.

The estimates also include \$1,000,000 for the acquisition of land at the headwaters of navigable streams. While this item is primarily for the conservation and control of water,

the project bears an important relation to forest conservation. There is now pending in Congress a bill to authorize an appropriation of \$2,000,000 a year for the fiscal years 1928 and 1929 for this purpose. In the event of the passage of this bill consideration will be given to the submission of a supplemental estimate of \$1,000,000 for this purpose.

RURAL POST ROADS

For cooperative construction of rural post roads to June 30, 1928, the amount of \$705,000,000 has been authorized by the Congress. The estimates carry \$75,000,000 for 1928, which is the total authorization for that year. This amount would bring total appropriations to \$666,200,000—\$98,800,000 less than the amount authorized. In view of the authority granted the Secretary of Agriculture to enter into contractual obligations for the total authorization, it is necessary only to appropriate in each fiscal year the funds required to pay for current work. The construction program is not delayed by this method. In view of the increasing ability of the States to finance their own road construction, due to the general adoption of the gasoline tax, I renew my recommendation of a year ago that future legislation restrict the Federal Government's participation in State road construction to primary or interstate highways, leaving it to the States to finance their secondary or intercounty roads. This would operate to diminish the amount of the authorizations after the fiscal year 1929, when the present authority expires.

MATERNITY AND INFANCY

No estimate is submitted for carrying on the work under the maternity and infancy act, approved November 23, 1921, inasmuch as the authorization of appropriations for this purpose was fulfilled with the appropriation for 1927. A bill is now pending before the Congress extending the provisions of that act to the fiscal years 1928 and 1929. If and when that measure becomes law I propose sending to the Congress a supplemental estimate for an appropriation to make its provisions effective. I am in favor of the proposed legislation extending the period of operation of this law with the understanding and hope that the administration of the funds to be provided would be with a view to the gradual withdrawal of the Federal Government from this field, leaving to the States, who have been paid by Federal funds and schooled under Federal supervision, the privilege and duty of maintaining this important work without aid or interference from the Federal Government.

I have referred in previous Budget messages to the advisability of restricting and curtailing Federal subsidies to the States. The maternity act offers concrete opportunity to begin this program. The States should now be in a position to walk alone along this highway of helpful endeavor, and I believe it in the interest of the States and the Federal Government to give them the opportunity.

ENFORCEMENT OF PROHIBITION

For the enforcement of prohibition nearly \$30,000,000 is provided in the Budget by direct and indirect appropriations. The Coast Guard has been enlarged and strengthened to enable it to prosecute effectively its part of the campaign of enforcement, while the other enforcement agencies have been amply financed. Whatever is necessary to put into effect the expressed will of the people as written into the eighteenth amendment of the Constitution of the United States and the will of the Congress as expressed in the Volstead Act will be done. Whatever funds may be necessary to vindicate the law and secure compliance with all its provisions should be provided. The constitutional duties of the President and the Congress make any other course indefensible.

RIVER AND HARBOR WORKS

This Budget carries \$66,347,600 for the improvement and maintenance of existing river and harbor works, flood control, operation and care of canals, and other works of navigation. This does not include the maintenance and operation of the Panama Canal, for which \$7,600,000 is recommended. For rivers and harbors proper the sum of \$50,000,000 is asked. To complete approved projects, \$195,000,000 will be required. Of the \$50,000,000 contained in the Budget slightly more than \$30,000,000 will be available for improvement and new construction. At this rate we will complete authorized projects in something less than seven years. We are providing \$50,000,000 annually for river and harbor work and \$10,000,000 annually for Mississippi flood control. Commitment of the Federal Government at this time to a more ambitious and generous annual spending program should not be made without the most careful study of the financial condition of the country and the plight of the taxpayer.

RELIEF OF VETERANS

For the relief, care, and comfort of the veterans of our various wars and their dependents I am recommending in this

Budget a total of nearly \$705,000,000. This total includes pensions, adjusted compensation, and all other factors, direct and indirect, that enter into this great patriotic service the Government owes its defenders. There can be no thought of curtailing this work of appreciation, this willing attempt to pay the Nation's debt. It may be wise, however, to call a halt at this time with regard to additional legislation for the veterans. It may be in the interest of the beneficiaries to permit existing provisions for their care and the care of their families to rest undisturbed for a period, at least until we can definitely determine what deserving need is unprovided for. What the veterans need is a privilege to give, and the giving should crowd the heels of the need when determined.

CIVIL SERVICE RETIREMENT

Neither the estimates of expenditure nor the estimates of appropriations contained herein include any amount for meeting the accrued liability of the Government to the civil service retirement and disability fund. The pay-as-you-go policy should apply to this fund and an appropriation be made to meet the accrued liability of the Government. The act of Congress approved July 3, 1926, provides for the annual submission of a Budget estimate of appropriation for this purpose. Such an estimate, however, requires an actuarial valuation of the fund under the new law. This valuation is under way but is not yet completed. When completed, I shall submit to the Congress an estimate of the amount required for the fiscal year for this purpose.

FEDERAL BUILDING

The Congress has made wise and substantial provision for the construction of much-needed Federal buildings, both at the seat of government and in the States. Contemporaneously with this the Congress made similar provision for our foreign building requirements and also for permanent housing at our military posts and stations. These measures give us a much-needed construction program. The funds which we spend to complete this program will be a good investment and bring us adequate return.

SPECIAL FUNDS AND ACCOUNTS

In addition to the usual statements giving information of the financial transactions of the establishments of the Government for which annual appropriations are made, the 1928 Budget carries a comprehensive summary of the financial status of a considerable number of special funds, accounts, and authorizations operated either by Government agencies direct or under some form of Government supervision and responsibility. This summary makes available information concerning the financial condition of various Government institutions not heretofore published in readily available form.

THE NATIONAL DEBT

The reduction in the total gross debt for the fiscal year 1926 was \$872,977,572.71. This was effected by (1) \$487,376,050.69 on account of the sinking fund and other debt retirements chargeable against ordinary receipts; (2) application of the entire surplus of \$377,767,816.64; and (3) reduction in the general fund balance of \$7,833,705.38 below the balance at the close of the previous fiscal year.

In the past five fiscal years the debt reduction aggregated \$4,234,000,000, and in June, 1926, reached a level below twenty billions for the first time since November, 1918. The short-dated debt required to be paid or refunded in three and one-half years, which includes the third Liberty loan, amounted on June 30, 1926, to 4.7 billions, as compared with 6.1 billions at the close of the previous fiscal year. The decrease of 1.4 billions in this part of the debt has strengthened the position of the Treasury for the refunding operations necessary in connection with the third Liberty loan, which matures on September 15, 1928, and is not callable before that date.

The interest payment on the debt, the largest single item of our expenditures, amounted to \$832,000,000 in 1926, as against \$990,000,000 in 1921, a decrease of \$167,000,000, or nearly 17 per cent. For 1927 the estimated expenditures are \$785,000,000 and for 1928 \$755,000,000.

The World War Foreign Debt Commission has substantially completed the duties imposed upon it by Congress. Eliminating certain debtors with which negotiations are not now practical, funding agreements have been signed with all of those nations owing the United States on account of loans made during and after the war. All of the settlements have been ratified by Congress except those with France and Yugoslavia, and in these cases the House of Representatives has acted, but the bills are still pending in the Senate. But the French settlement has not yet been taken up by their Parliament. In general, uncertainty with respect to war debts has ended.

ALIEN PROPERTY LEGISLATION

By the Paris agreement the United States has participated officially in the restoration of Germany. Through the Federal reserve system and through our bankers and private American citizens, we have been of assistance in the progress of financial restoration of many countries in Europe. The American spirit, characteristic of construction, will, I feel sure, be an active help in further plans to put other countries in sound condition. Europe is progressing and is reaching again peace condition.

There remains still for the United States to settle a series of related questions now unanswered, but which already have the attention of Congress. These questions are three, and have to do principally with Germany, although similar matters, but lesser in amount, also involve Austria and Hungary. As a war measure the President, through the Alien Property Custodian, seized the private property of enemy nationals, and to a large extent this property is still held by the custodian awaiting disposition by Congress. Under her treaty of peace with us, Germany undertook to reimburse American nationals and the United States Government for losses and damages occasioned by Germany. By the treaty the property of German nationals seized and held in this country is pledged as security for the payment of the claims of American nationals against Germany, and by arrangement between the two countries a mixed German-American commission has been constituted to pass upon the merits of the claims and is now completing its awards.

Germany's obligations to pay reparations were in excess of her immediate capacity, and her creditors devised for her reorganization a plan and method of payment a part of which accrues to the United States. This plan, in the opinion of its framers, constitutes the maximum that Germany can immediately pay to her former enemies, and of necessity represents holding in abeyance some of Germany's obligations. Under this plan the amount applicable to the immediate payment of the American claims is as a practical matter inadequate. Some other way will have to be found to insure prompt payment to our nationals for their losses.

Also as a war measure the United States seized and used ships, radio stations, and patents belonging to German nationals and found in the United States. The moral obligation to return the private property or its proceeds in the hands of the Alien Property Custodian to its German owners is equally applicable to the payment of compensation for the ships, radio stations, and patents or proceeds received from their disposal. We should treat the two situations alike.

Congress should enact into law during the present session a fair and comprehensive plan for the settlement of these three questions. Without here suggesting the details of any particular plan, I believe that a correct solution of the problem is controlled by two principles. The Supreme Court of the United States has held in effect that it is within the legal rights of Congress to make such use of the property of German nationals which the United States has seized as Congress may desire. It might, therefore, apply the proceeds of this property belonging to German nationals to the payment of the obligations of the German Government to the United States and to our nationals, thus satisfying American claims. In my opinion such a course is not consistent with the American ideal of the sanctity of private property of nationals, even though their Government may be at war with us. Sound American policy is opposed to the application of the property of German nationals to the payment of the debt of their Government. This is the first principle. If the policy I have just mentioned is right, as I believe it to be, then the cost of its adoption must be borne by the whole people, and the policy can not be affirmed at the sacrifice of the rights of only a part of the people—the American claimants against Germany. The alien property is pledged as security for the payment of the American claims. If the United States deprives the American claimants of their security it can only do so fairly if it substitutes for this security practical assurance of ultimate payment of the American claims. The United States should do justice to German nationals, but it must not do justice to Germans by doing injustice to our own American nationals. This is the second principle. Within these principles I feel sure that means will be found to accomplish a solution of the questions fair to all and consistent with American policies.

CALVIN COOLIDGE.

THE WHITE HOUSE, December 6, 1926.

REPORT OF THE NATIONAL COMMISSION OF FINE ARTS

The Vice President laid before the Senate the following message from the President of the United States, which was

read, and, with the accompanying report, referred to the Committee on the Library:

To the Congress of the United States:

I transmit herewith for the information of the Congress the Tenth Report of the National Commission of Fine Arts covering the period July 1, 1921–December 31, 1925.

CALVIN COOLIDGE.

THE WHITE HOUSE, December 9, 1926.

PORTO RICAN PUBLIC SERVICE COMMISSION

The Vice President laid before the Senate the following message from the President of the United States, which was read, and, with the accompanying documents, referred to the Committee on Territories and Insular Possessions:

To the Congress of the United States:

As required by section 38 of the act approved March 2, 1917 (39 Stat. 951), entitled "An act to provide a civil government for Porto Rico, and for other purposes," I transmit herewith certified copies of each of nine franchises granted by the Public Service Commission of Porto Rico. The franchises are described in the accompanying letter from the Secretary of War transmitting them to me.

CALVIN COOLIDGE.

THE WHITE HOUSE, December 9, 1926.

REPORT OF NATIONAL ADVISORY COMMITTEE FOR AERONAUTICS

The Vice President laid before the Senate the following message from the President of the United States, which was read, and, with the accompanying report, referred to the Committee on Naval Affairs and ordered to be printed:

To the Congress of the United States:

In compliance with the provisions of the act of March 3, 1915, establishing the National Advisory Committee for Aeronautics, I submit herewith the twelfth annual report of the committee for the fiscal year ended June 30, 1926.

Attention is invited to Part V of the committee's report presenting a summary of the present status of aviation with special references to technical development and to the aeronautical situation as affected by the constructive legislation enacted at the last session of Congress. Although it will take time to accomplish results under the air commerce act and the approved five-year aircraft building programs of the Army and Navy, it is gratifying to note the committee's opinion that America leads the world in the private ownership and operation of aircraft, is keeping pace with other nations in the technical development of aircraft for military purposes, and has the technical knowledge necessary, at least, to equal the commercial developments abroad.

I concur in the committee's opinion that the development of commercial aviation on a sound business basis depends primarily upon the solution of the basic problems of reduction in cost and increase in safety, which are, in turn, in the last analysis largely dependent upon the continuous prosecution of scientific research on the fundamental problems of flight. I believe that the American aviation program is sound in principle and when carried into effect will go far toward making America first in the development of aircraft for military and civil purposes.

CALVIN COOLIDGE.

THE WHITE HOUSE, December 9, 1926.

REPORT OF GOVERNOR OF PANAMA CANAL

The Vice President laid before the Senate the following message from the President of the United States, which was read, and, with the accompanying report, referred to the Committee on Inter-oceanic Canals:

To the Congress of the United States:

I transmit herewith, for the information of the Congress, the annual report of the Governor of the Panama Canal for the fiscal year ended June 30, 1926.

CALVIN COOLIDGE.

THE WHITE HOUSE, December 9, 1926.

ACTS OF THE ELEVENTH LEGISLATURE OF PORTO RICO

The Vice President laid before the Senate the following message from the President of the United States, which was read, and, with the accompanying documents, referred to the Committee on Territories and Insular Possessions:

To the Congress of the United States:

As required by section 23 of the act of Congress approved March 2, 1917, entitled "An act to provide a civil government for Porto Rico, and for other purposes," I transmit herewith copies of acts and resolutions enacted by the Eleventh Legislature of Porto Rico during its first special session (June 28 to July 14, 1926).

These acts and resolutions have not previously been transmitted to the Congress and none of them has been printed as a public document.

CALVIN COOLIDGE.

THE WHITE HOUSE, December 9, 1926.

REPORT OF GOVERNOR GENERAL OF THE PHILIPPINES

The Vice President laid before the Senate the following message from the President of the United States, which was read and referred to the Committee on Territories and Insular Possessions:

To the Congress of the United States:

As required by section 21 of the act of Congress approved August 29, 1916 (39 Stat. 545), entitled "An act to declare the purpose of the people of the United States as to the future political status of the people of the Philippine Islands, and to provide a more autonomous government for those islands," I transmit herewith, for the information of the Congress, the report of the Governor General of the Philippine Islands, including the reports of the heads of the departments of the Philippine government, for the fiscal year ended December 31, 1925.

I concur in the recommendation of the Secretary of War that this report be printed as a congressional document.

CALVIN COOLIDGE.

THE WHITE HOUSE, December 9, 1926.

[NOTE.—Report accompanied similar message to the House of Representatives.]

REPORT OF UNITED STATES BUREAU OF EFFICIENCY

The Vice President laid before the Senate the following message from the President of the United States, which was read and referred to the Committee on Appropriations:

To the Congress of the United States:

As required by the acts of March 4, 1915, and February 28, 1916, I transmit herewith the report of the United States Bureau of Efficiency for the period from November 1, 1925, to October 31, 1926.

CALVIN COOLIDGE.

THE WHITE HOUSE, December 9, 1926.

STUDY AND INVESTIGATION OF BATTLE FIELDS

The Vice President laid before the Senate the following message from the President of the United States, which was read and referred to the Committee on Military Affairs:

To the Congress of the United States:

In compliance with section 2 of the act approved June 11, 1926, entitled "An act to provide for the study and investigation of battle fields in the United States for commemorative purposes," I transmit for the information of the Congress the preliminary plan of the Secretary of War by which the purpose of the said act can, in his opinion, be most economically carried out.

CALVIN COOLIDGE.

THE WHITE HOUSE, December 9, 1926.

[NOTE.—Report accompanied similar message to the House of Representatives.]

REPORT OF THE CIVIL SERVICE COMMISSION

The Vice President laid before the Senate the following message from the President of the United States, which was read and referred to the Committee on Civil Service:

To the Congress of the United States:

As required by the act of Congress to regulate and improve the civil service of the United States, approved January 16, 1883, I transmit herewith the Forty-third Annual report of the United States Civil Service Commission for the fiscal year ended June 30, 1926.

CALVIN COOLIDGE.

THE WHITE HOUSE, December 9, 1926.

[NOTE.—Report accompanied similar message to the House of Representatives.]

CLAIMS OF JOHN ADOLF, HERMANN PEGEL, ET AL.

The Vice President laid before the Senate the following message from the President of the United States, which was read, and, with the accompanying papers, referred to the Committee on Claims and ordered to be printed:

To the Congress of the United States:

I transmit herewith a report concerning the claims against the United States presented by the German Government on behalf of the heirs or representatives of the German nationals, John Adolf, Hermann Pegel, Franz Lipfert, Albert Wittenburg, Karl Behr, and Hans Dechantsreiter, for various amounts aggregating \$461.59, which have been covered into the general fund

of the Treasury Department as required by the statutes relating to the disposition of effects and unpaid wages of deceased seamen on American vessels, it appearing that each of the German nationals referred to lost his life while in the status of seaman in the American merchant marine. The report requests that the Congress be asked to authorize the appropriation of the sum necessary to pay these claims.

I recommend that, in order to effect a settlement of these claims in accordance with the recommendation of the Secretary of State, the Congress authorize an appropriation of the sum of \$461.59.

CALVIN COOLIDGE.

THE WHITE HOUSE, December 9, 1926.

THE CUSTOMS SERVICE

The Vice President laid before the Senate the following message from the President of the United States, which was read and referred to the Committee on Commerce:

To the Congress of the United States:

The sundry civil act approved August 1, 1914, contains the following provisions, viz:

"The President is authorized from time to time, as the exigencies of the service may require, to rearrange, by consolidation or otherwise, the several customs collection districts and to discontinue ports of entry by abolishing the same or establishing others in their stead: *Provided*, That the whole number of customs collection districts, ports of entry, or either of them, shall at no time be made to exceed those now established and authorized except as the same may hereafter be provided by law: *Provided further*, That hereafter the collector of customs of each customs collection district shall be officially designated by the number of the district for which he is appointed and not by the name of the port where the headquarters are situated, and the President is authorized from time to time to change the location of the headquarters in any customs collection district as the needs of the service may require: *And provided further*, That the President shall, at the beginning of each regular session, submit to Congress a statement of all acts, if any, done hereunder and the reasons therefor."

Pursuant to the requirements of the third proviso to the said provision, I have to state the following changes in the organization of the Customs Service have been made by Executive order since the last report:

By Executive order dated December 15, 1925, Boothbay was abolished as a port of entry in customs collection district No. 1 (Maine and New Hampshire) and the port limits of Bath were extended to include Boothbay and Wiscasset, with headquarters at Portland, Me., effective January 1, 1926.

By Executive order dated February 25, 1926, Koloa, on the Island of Kauai, was abolished as a port of entry and Port Allen created a port of entry in customs collection district No. 32 (Hawaii), with headquarters at Honolulu, Territory of Hawaii, effective 30 days from the date of the order.

By Executive order dated March 23, 1926, Darien was abolished as a port of entry in customs collection district No. 17 (Georgia), with headquarters at Savannah, Ga., effective 30 days from the date of the order.

By Executive order dated April 19, 1926, Baudette, Minn., was created a port of entry in customs collection district No. 36 (Duluth and Superior), with headquarters at Duluth, Minn., effective 30 days from the date of the order.

By Executive order dated August 12, 1926, the limits of the port of Wilmington, Del., a port of entry in customs collection district No. 11 (Philadelphia), with headquarters at Philadelphia, Pa., were extended to include the towns of New Castle, Newport, and Claymont, in the State of Delaware, and Carneys Point and Deepwater Point, in the State of New Jersey, effective September 1, 1926.

By Executive order dated September 1, 1926, Orange, Tex., and Beaumont, Tex., were created ports of entry in customs collection district No. 21 (Sabine), with headquarters at Port Arthur, Tex., effective 30 days from the date of the order.

By Executive order dated October 2, 1926, the name of the port of Tia Juana, Calif., in customs collection district No. 27 (Los Angeles), with headquarters at Los Angeles, Calif., was changed to San Ysidro, Calif., effective 30 days from the date of the order.

By Executive order dated October 2, 1926, Sitka, Alaska, was created a port of entry in customs collection district No. 31 (Alaska), with headquarters at Juneau, Alaska, effective 30 days from the date of the order.

By Executive order dated November 13, 1926, the limits of customs collection district No. 27 (Los Angeles), with headquarters at Los Angeles, Calif., were extended to include all

that part of the State of California lying south of the north boundaries of San Luis Obispo, Kern, and San Bernardino Counties, and the limits of customs collection district No. 28 (San Francisco) were modified to comprise all of that part of the State of California lying north of the north boundaries of San Luis Obispo, Kern, and San Bernardino Counties, effective December 1, 1926.

All of the above changes were dictated by considerations of economy and efficiency in the administration of customs and other statutes, with the enforcement of which the Customs Service is charged, as well as the necessities and convenience of commerce generally.

CALVIN COOLIDGE.

THE WHITE HOUSE, December 9, 1926.

REPORTS OF SECRETARY OF AGRICULTURE

The Vice President laid before the Senate communications from the Secretary of Agriculture, transmitting, pursuant to law, the following annual reports for the fiscal year ended June 30, 1926, which were referred as indicated:

A report of expenditures of the Department of Agriculture; A report showing the proceeds from sales of waste paper and obsolete worthless documents, amounting to \$1,986.76;

A report showing in detail the travel on official business from Washington to points outside the District of Columbia performed by certain officers and employees of the Department of Agriculture;

A report of revenues received at Center Market, Washington, D. C.; and

A report showing exchanges of typewriters, adding machines, and other similar labor-saving devices by the department; to the Committee on Appropriations.

A report showing the publications issued and distributed, giving cost of paper, printing, and preparation; to the Committee on Printing.

A report on the agricultural experiment stations; A report showing the names of all persons employed, together with their designations and rates of pay, in the Bureau of Animal Industry, other than those whose salaries were paid exclusively from the meat inspection appropriation;

A report showing the number of motor-propelled and horse-drawn passenger-carrying vehicles purchased by the Department of Agriculture for use outside of the District of Columbia;

A report showing the number of motor-propelled and horse-drawn passenger-carrying vehicles purchased by the Department of Agriculture from the appropriation of \$35,000 for the Bureau of Public Roads for use outside of the District of Columbia;

A report showing the cost of maintenance, operation, and repair of motor-propelled and horse-drawn passenger-carrying vehicles owned by the Department of Agriculture and operated outside of the District of Columbia;

A report of refunds to depositors of excess deposits for the purchase price of timber or other use of national forest resources;

A report showing the payment to officers or other persons employed by State, county, or municipal governments from sums allotted to the Bureau of Chemistry; and

A report showing contributions received on account of cooperative work with the Forest Service; to the Committee on Agriculture and Forestry.

REPORTS OF SECRETARY OF WAR

The Vice President laid before the Senate a communication from the Secretary of War, transmitting, pursuant to law, a report of a commission created in accordance with the provisions of an act approved May 21, 1926, entitled "An act providing for an inspection of the Kennesaw Mountains and Lost Mountains and other battle fields in the State of Georgia," and recommending the purchase of 1,050 acres of land, covering a portion of the Kennesaw Mountain battle field; which, with the accompanying report, was referred to the Committee on Military Affairs.

The Vice President laid before the Senate two communications from the Secretary of War, transmitting, pursuant to law, reports as follows:

A report of expenditures under the appropriation for the encouragement of breeding riding horses suitable for the Army and for the purchase of animals for breeding for the fiscal year ended June 30, 1926; and

A statement showing in detail the civilian officers on the regular roll who have traveled on official business from Washington to points outside of the District of Columbia during the fiscal year ended June 30, 1926.

Ordered, That they be referred to the Committee on Appropriations.

REPORT OF NATIONAL FOREST RESERVATION COMMISSION

The Vice President laid before the Senate a communication from the Secretary of War, as ex officio president of the National Forest Reservation Commission, transmitting, pursuant to law, a report of the said commission for the fiscal year ended June 30, 1926; which, with the accompanying report, was referred to the Committee on Public Lands and Surveys and ordered to be printed with the accompanying illustrations.

REPORTS OF ATTORNEY GENERAL

The Vice President laid before the Senate two communications from the Attorney General, transmitting, pursuant to law, the following reports:

The annual report of the Department of Justice for the fiscal year ended June 30, 1926; and

A report of expenditures under appropriations for the United States Court of Customs Appeals for the fiscal year ended June 30, 1926.

Ordered, That the communications, together with the accompanying reports, be referred to the Committee on the Judiciary.

The Vice President laid before the Senate a communication from the Attorney General, transmitting, in response to Senate Resolution 264, agreed to June 30, 1926, certain information concerning persons indicted outside of their own States and districts and taken to other States and districts for trial; which, with the accompanying report, was referred to the Committee on the Judiciary.

REPORTS OF POSTMASTER GENERAL

The Vice President laid before the Senate a communication from the Postmaster General, transmitting, pursuant to law, a schedule of papers and documents which are not needed in the transaction of public business and which have no permanent value or historical interest; which, with the accompanying papers, were referred to a Joint Select Committee on the Disposition of Useless Papers in the Executive Departments; and

The Vice President appointed Mr. Moses and Mr. McKellar as the members of the Committee on the part of the Senate.

Ordered, That the Secretary notify the House of Representatives thereof.

The Vice President laid before the Senate a communication from the Postmaster General, transmitting, pursuant to law, reports relative to special mail contracts entered into by the Government with the following railroad companies:

The Denver & Salt Lake Railroad Co., for carrying the mails between Denver and Craig, Colo.;

The Copper River & Northwestern Railroad Co., for carrying the mails between Cordova and Kennecott, Alaska;

The Alaska Railroad, for carrying the mails on the Government railroad in Alaska;

The Pacific & Arctic Railway & Navigation Co., for carrying the mails between Skagway and White Pass, Alaska; and

The Hudson & Manhattan Railroad Co., for carrying the mails between Hudson Terminal Station, New York, N. Y., and Journal Square, Jersey City, N. J.

Ordered, That the communications, with the accompanying papers, be referred to the Committee on Post Offices and Post Roads.

FLEET SUBMARINES

The Vice President laid before the Senate a communication from the Secretary of the Navy, transmitting, pursuant to law, certain information relative to general plans of two types of fleet submarines, one of the mine-laying type and one of the cruiser type; which was referred to the Committee on Naval Affairs and ordered to be printed.

REPORT OF SURGEON GENERAL OF PUBLIC HEALTH SERVICE

The Vice President laid before the Senate a communication from the Secretary of the Treasury, transmitting, pursuant to law, the annual report of the Surgeon General of the Public Health Service for the fiscal year ended June 30, 1926; which, with the accompanying report, was referred to the Committee on Finance.

REPORTS OF SECRETARY OF THE TREASURY

The Vice President laid before the Senate a communication from the Secretary of the Treasury, transmitting, pursuant to law, reports for the fiscal year ended June 30, 1926, as follows:

A report with respect to the cumulative sinking fund showing appropriations available for certain fiscal years, together with the expenditures for each class of securities retired; and

A report showing the amounts expended in accordance with the first and second Liberty bond acts for expenses of loans to foreign governments.

Ordered, That the communications, with the accompanying reports, be referred to the Committee on Finance.

REPORTS OF SECRETARY OF COMMERCE

The Vice President laid before the Senate a communication from the Secretary of Commerce, transmitting, in response to Senate Resolution 149, agreed to February 10, 1925, certain information concerning the circumstances attending the discovery of multiplex telegraphy and telephony, and the extent of its use; which, with the accompanying papers, was referred to the Committee on Patents.

The Vice President laid before the Senate a communication from the Secretary of Commerce, transmitting, pursuant to law, a complete set of general rules and regulations prescribed by the Board of Steamboat Inspection Service at the meeting of January, 1926, as approved by the Secretary of Commerce; which, with the accompanying documents, was referred to the Committee on Commerce.

ANNUAL REPORT OF TARIFF COMMISSION

The Vice President laid before the Senate a communication from the chairman of the United States Tariff Commission, transmitting, pursuant to law, a copy of the tenth annual report of the commission, being for the fiscal year ended June 30, 1926; which, with the accompanying report, was referred to the Committee on Finance.

REPORT ON GRAIN TRADE

The Vice President laid before the Senate a communication from the acting chairman of the Federal Trade Commission, transmitting, pursuant to law, a report of the commission on the grain trade, volume 7, entitled "Effects of future trading"; which, with the accompanying report, was referred to the Committee on Agriculture and Forestry.

TYPEWRITERS FOR FEDERAL TRADE COMMISSION

The Vice President laid before the Senate a communication from the Secretary of the Federal Trade Commission, transmitting, pursuant to law, a statement showing the number of typewriters, adding machines, and other labor-saving devices exchanged by the commission during the fiscal year ended June 30, 1926; which was referred to the Committee on Appropriations.

REPORTS OF UNITED STATES VETERANS' BUREAU

The Vice President laid before the Senate a communication from the Director of the United States Veterans' Bureau, transmitting, pursuant to law, the following reports for the fiscal year ended June 30, 1926; which were referred as indicated:

A report of printing in the bureau; to the Committee on Printing.

The annual report of the director of the bureau; and

A report showing the receipts and expenditures from the special fund for vocational rehabilitation; to the Committee on Finance.

A report showing the travel expenses of officers and employees of the said bureau on official business from Washington to points outside of the District of Columbia;

A report of typewriters and other labor-saving devices purchased and exchanged during the said year; and

A report showing by location, salary range, and bureau designation employees receiving an aggregate annual salary of \$2,000 and over, as of November 1, 1926; to the Committee on Appropriations.

REPORTS OF INTERSTATE COMMERCE COMMISSION

The Vice President laid before the Senate two communications from the chairman of the Interstate Commerce Commission, transmitting, pursuant to law, reports as follows:

A report showing the travel expenses of all officers and employees (other than special agents, inspectors, or employees who in the discharge of their regular duties are required to constantly travel) of the said commission on official business from Washington to points outside of the District of Columbia during the fiscal year ended June 30, 1926; and

A report showing the make, model, and serial number of typewriters, adding machines, and other similar labor-saving devices purchased and exchanged during the fiscal year ended June 30, 1926.

Ordered, That the communications, with the accompanying reports, be referred to the Committee on Appropriations.

The Vice President laid before the Senate two communications from the chairman of the Interstate Commerce Commission, transmitting, pursuant to law, reports as follows:

A report showing the official valuations of the Tooele Valley Railroad Co., and certain other carriers subject to the interstate commerce commission act; and

A report showing the employment under the appropriation for the valuations of carriers for the fiscal year ended June 30, 1926, the names of persons employed thereunder, and the State from which each was appointed, the compensation of each,

and how the moneys appropriated for the fiscal years 1913 to 1926, inclusive, have been expended.

Ordered, That the communications, with the accompanying reports, be referred to the Committee on Interstate Commerce.

TYPEWRITERS FOR CIVIL SERVICE COMMISSION

The Vice President laid before the Senate a communication from the secretary of the United States Civil Service Commission, transmitting, pursuant to law, a statement showing the exchanges of typewriters, adding machines, and other similar labor-saving devices during the fiscal year ended June 30, 1926; which, with the accompanying statement, was referred to the Committee on Appropriations.

UNITED STATES BOARD OF MEDIATION

The Vice President laid before the Senate a communication from the secretary of the United States Board of Mediation, stating that, in view of the fact that the board was organized on July 8, 1926, it had no report to submit for the fiscal year ended June 30, 1926; which was referred to the Committee on Education and Labor.

REPORT OF PUBLIC UTILITIES COMMISSION

The Vice President laid before the Senate a communication from the chairman of the Public Utilities Commission of the District of Columbia, transmitting, pursuant to law, a report of the official proceedings of the commission for the year ended December 31, 1925, together with other information relating to the regulation and operation of certain public utilities in the District of Columbia; which, with the accompanying report, was referred to the Committee on the District of Columbia.

REPORT OF COMMISSIONERS OF THE DISTRICT OF COLUMBIA

The Vice President laid before the Senate a communication from the president of the Board of Commissioners of the District of Columbia, transmitting, pursuant to law, a report of the official proceedings of the said government for the fiscal year ended June 30, 1926; which, with the accompanying report, was referred to the Committee on the District of Columbia.

REPORTS OF DIRECTOR OF PUBLIC BUILDINGS AND PUBLIC PARKS

The Vice President laid before the Senate a communication from the director of Public Buildings and Public Parks of the National Capital, transmitting, pursuant to law, a report showing revocable licenses for the use of public parks in the District of Columbia entered into by his office during the fiscal year ended June 30, 1926; which, with the accompanying report, was referred to the Committee on Public Buildings and Grounds.

The Vice President laid before the Senate three communications from the director of Public Buildings and Public Parks of the National Capital, transmitting, pursuant to law, reports as follows:

A report showing exchanges of typewriters and adding machines and other labor-saving devices;

A report showing in detail expenditures of the office of Public Buildings and Public Parks of the National Capital; and

A report of the travel expenses for official business performed by employees of the foregoing office during the said year.

Ordered, That the communications, with the accompanying reports, be referred to the Committee on Appropriations.

REPORT OF NATIONAL CAPITAL PARK AND PLANNING COMMISSION

The Vice President laid before the Senate a communication from the executive disbursing officer of the National Capital Park and Planning Commission, transmitting, pursuant to law, the annual report of the commission for the fiscal year ended June 30, 1926; which, with the accompanying report, was referred to the Committee on the District of Columbia.

REPORT OF BELLEAU WOOD MEMORIAL ASSOCIATION

The Vice President laid before the Senate a communication from the president of the Belleau Wood Memorial Association, transmitting, pursuant to law, the report of the association for the year ended December 31, 1925; which, with the accompanying report, was referred to the Committee on Military Affairs.

REPORT OF COMPTROLLER GENERAL OF THE UNITED STATES

The Vice President laid before the Senate a communication from the Comptroller General of the United States, transmitting, pursuant to law, a report of the number of publications ordered, received, and distributed by the General Accounting Office during the fiscal year ended June 30, 1926, and the cost thereof; which was referred to the Committee on Printing.

The Vice President laid before the Senate three communications from the Comptroller General of the United States, trans-

mitting, pursuant to law, reports for the fiscal year ended June 30, 1926, as follows:

A report showing in detail the travel expenses of certain officers and employees of the General Accounting Office on official business from Washington to points outside of the District of Columbia;

A report showing the exchanges of typewriters, adding machines, and calculating machines; and

A report of the work of the General Accounting Office for the fiscal year ended June 30, 1926, with recommendations for certain legislation.

Ordered, That the communications, with the accompanying reports, be referred to the Committee on Appropriations.

REPORTS OF LIBRARIAN OF CONGRESS

The Vice President laid before the Senate a communication from the Librarian of Congress, transmitting, pursuant to law, his annual report for the fiscal year ended June 30, 1926; which, with the accompanying report, was referred to the Committee on the Library.

The Vice President laid before the Senate a communication from the Librarian of Congress, transmitting, pursuant to law, a report of travel expenses of officers and employees of the Library of Congress on official business from Washington to points outside of the District of Columbia during the fiscal year ended June 30, 1926; which, with the accompanying report, was referred to the Committee on Appropriations.

The Vice President laid before the Senate a communication from the Librarian of Congress, transmitting, pursuant to law, a report giving the aggregate number of publications issued by the Library of Congress during the fiscal year ended June 30, 1926, the cost of paper, the cost of printing, and the cost of preparation, and the number distributed; which, with the accompanying report, was referred to the Committee on Printing.

REPORT OF ARCHITECT OF CAPITOL

The Vice President laid before the Senate a communication from the Architect of the Capitol, transmitting, pursuant to law, his annual report for the fiscal year ended June 30, 1926; which, with the accompanying report, was referred to the Committee on Public Buildings and Grounds.

REPORT OF DIRECTOR OF BOTANIC GARDEN

The Vice President laid before the Senate a communication from the Director of the United States Botanic Garden, transmitting, pursuant to law, a report of travel expenses performed by officers and employees of the Botanic Garden on official business from Washington to points outside of the District of Columbia during the fiscal year ended June 30, 1926; which, with the accompanying report, was referred to the Committee on Appropriations.

JUDGMENTS OF COURT OF CLAIMS

The Vice President laid before the Senate a communication from the chief clerk of the Court of Claims, transmitting, pursuant to law, a statement of all judgments rendered by the Court of Claims for the year ended December 4, 1926; the amounts thereof, in whose favor rendered, and a brief synopsis of the nature of the claims; which, with the accompanying statement, was referred to the Committee on Appropriations and ordered to be printed.

REPORTS OF SERGEANT AT ARMS

The Vice President laid before the Senate two communications from the Sergeant at Arms of the United States Senate, transmitting, pursuant to law, reports as follows:

A report of all property of the United States in his possession on December 6, 1925; and

A report showing sales of condemned property and the proceeds therefrom since December 7, 1925.

Ordered, That the communications, with the accompanying reports, lie on the table and be printed.

REPORTS OF SECRETARY OF THE INTERIOR

The Vice President laid before the Senate communications from the Secretary of the Interior, transmitting, pursuant to law, reports for the fiscal year ended June 30, 1926, as follows:

A report of the surgeon in chief of the Freedmen's Hospital, showing the expenditures of the said institution for professional and other services; and

A report of the surgeon in chief of the Freedmen's Hospital, showing the receipts and expenditures of the said institution on account of pay patients.

Ordered, That the communications, with the accompanying reports, be referred to the Committee on the District of Columbia.

The Vice President laid before the Senate certain communications from the Secretary of the Interior, transmitting, pur-

suant to law, statements and reports for the fiscal year ended June 30, 1926, as follows:

A report showing the cost and other data with respect to Indian irrigation projects compiled to the end of the said fiscal year;

A report of expenditures made for the purpose of encouraging industry among Indians of the various reservations from the appropriation "Industry among Indians, 1926";

A report of expenditures from the appropriation "Indian schools, support, 1926," together with a statement that no part of the said appropriation was used in the construction or repair of schoolhouses;

A report of expenditures at each Indian school and agency from the appropriation for the construction, lease, purchase, repair, and improvement of agency buildings;

A statement of expenditures on account of the Indian Service from the appropriation "Industrial work and care of timber, 1926";

A report of expenditures from the \$150,000 authorized from the funds of the Apache, Kiowa, and Comanche Indians;

A report of expenditures made for the purchase of cattle for the Northern Cheyenne Indians on the Tongue River Reservation, Mont.;

A statement that no expenditures were made during the fiscal year for the construction of hospitals from the appropriation "Relieving distress and prevention of disease among Indians, 1926";

A statement of expenditures of money carried on the books of the Interior Department under the caption "Indian moneys, proceeds of labor";

A report of expenditures from the tribal funds of the Chippewa Indians of Minnesota;

A report of expenses made for the purpose of encouraging industry among the Indians on the Tongue River Indian Reservation, Mont.;

A report of expenditures made from tribal funds of the Confederated Bands of Utes;

A statement of the cost of all survey and allotment work on Indian reservations;

A report showing the diversion of appropriations for the pay of specified employees in the Indian Service;

A report of all moneys collected and deposited under the appropriation "Determining heirs of deceased Indian allottees, 1926"; and

A report of expenditures made from the permanent fund of the Sioux Indians.

Ordered, That the communications, with the accompanying statements and reports, be referred to the Committee on Indian Affairs.

The Vice President laid before the Senate a communication from the Secretary of the Interior, transmitting, pursuant to law, a report showing exchanges of typewriters, adding machines, and other labor-saving devices made by the Department of the Interior during the fiscal year ended June 30, 1926, in part payment for new machines; which, with the accompanying report, was referred to the Committee on Appropriations.

The Vice President laid before the Senate a communication from the Secretary of the Interior, dated September 15, 1926, transmitting, pursuant to law, a final report of administration of the so-called war minerals relief act, approved March 2, 1919, together with a communication dated December 6, 1926, transmitting a copy of the former report, with the statement that since that date no change has taken place in the administration of said act and the status remains the same; which communications, together with the accompanying reports, were referred to the Committee on Mines and Mining.

PETITIONS AND MEMORIALS

The Vice President laid before the Senate a communication from the Governor of the State of Kentucky, transmitting a certified copy of a concurrent resolution of the legislature of that State providing for the rejection of the so-called child labor amendment to the Constitution; which was referred to the Committee on the Judiciary.

Mr. Shipstead presented a petition of the Danish Brotherhood in America, of Omaha, Nebr., a resolution adopted at Philadelphia, Pa., by the Lutheran Augusta Synod in North America, and a resolution adopted by the Supreme Lodge of the Sons of Norway, in convention at Minneapolis, Minn., praying the repeal of section 11 of the immigration act, regulating the immigration of persons from the Scandinavian countries to the United States; which were referred to the Committee on Immigration.

Mr. Willis presented a petition of citizens of Youngstown, Ohio, praying the enactment of legislation providing for the deportation of undesirable aliens; which was referred to the Committee on Immigration.

CHANGE OF REFERENCE

On motion by Mr. Wadsworth, and by unanimous consent, *Ordered*, That the Committee on Military Affairs be discharged from the further consideration of the bill (H. R. 8852) for the relief of Thomas Maley, and that it be referred to the Committee on Naval Affairs.

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

Bills and joint resolutions were introduced, severally read the first and second times by unanimous consent, and referred as follows:

By Mr. Couzens:

A bill (S. 4662) to authorize members of the Civil Service Commission and its duly authorized representatives to administer oaths of office to prospective officers and employees in the civil service; to the Committee on Civil Service.

By Mr. Smoot:

A bill (S. 4663) authorizing the Secretary of the Treasury to acquire certain lands within the District of Columbia to be used as sites for public buildings; to the Committee on Public Buildings and Grounds.

By Mr. Neely:

A bill (S. 4664) granting a pension to A. M. Nestor; to the Committee on Pensions.

A bill (S. 4665) to provide for the payment of war-risk insurance to Nancy J. Underwood, the beneficiary designated in the war-risk insurance policy of Shirley S. Underwood; to the Committee on Finance.

By Mr. McKellar:

A bill (S. 4666) granting a pension to Laura Barker (with accompanying papers); to the Committee on Pensions.

By Mr. Bratton:

A bill (S. 4667) granting an increase of pension to Sarah J. Sparr (with accompanying papers); and

A bill (S. 4668) granting a pension to Jose Padilla (with an accompanying paper); to the Committee on Pensions.

By Mr. Kendrick:

A bill (S. 4669) for the relief of the Kentucky-Wyoming Oil Co. (Inc.); to the Committee on Public Lands and Surveys.

By Mr. Jones of Washington:

A bill (S. 4670) to amend sections 4, 10, 13, 14, 15, and 16 of the immigration act of 1924, and to provide for the forfeiture of vessels, vehicles, or other conveyances engaged in violating the laws pertaining to the admission of aliens, and for other purposes; to the Committee on Immigration.

By Mr. Willis:

A bill (S. 4671) granting an increase of pension to Annette A. McCormick (with accompanying papers);

A bill (S. 4672) granting an increase of pension to Amanda Reber (with accompanying papers); and

A bill (S. 4673) granting an increase of pension to Catharine Sponser (with accompanying papers); to the Committee on Pensions.

By Mr. King:

A bill (S. 4674) to amend sections 2325 and 2326 of the Revised Statutes prescribing the method of obtaining patent to mining claims; to the Committee on Public Lands and Surveys.

By Mr. du Pont:

A bill (S. 4675) to provide for the construction of a post road and military highway from a point on or near the Atlantic coast to a point on or near the Pacific coast, and for other purposes; to the Committee on Post Offices and Post Roads.

By Mr. Edge:

A bill (S. 4676) for the relief of William R. Boyce & Son on account of storage charges; to the Committee on Claims.

By Mr. Pittman:

A bill (S. 4677) granting a pension to Clarence E. Carpenter; to the Committee on Pensions.

A bill (S. 4678) authorizing an appropriation to enable the Secretary of the Interior to purchase a tract of land, with sufficient water right attached, for the use and occupancy of the Temoak Band of homeless Indians, located at Ruby Valley, Nev.; to the Committee on Indian Affairs.

By Mr. Gillett:

A bill (S. 4679) granting an increase of pension to Frances Grant Stoddard; to the Committee on Pensions.

By Mr. McLean:

A bill (S. 4680) granting a pension to Mary Elizabeth Crowe (with an accompanying paper); to the Committee on Pensions.

By Mr. Swanson:

A bill (S. 4681) to authorize and direct the Secretary of War to receive evidence with respect to a charge of desertion affecting certain soldiers who served in the Confederate Army; to the Committee on Military Affairs.

A bill (S. 4682) granting permission to Lieut. Col. Harry N. Coates, United States Army, to accept certain decorations tendered him; and

A bill (S. 4683) granting permission to Commander Jules James, United States Navy, to accept the decoration of the Legion of Honor tendered him by the Republic of France; to the Committee on Foreign Relations.

By Mr. Overman:

A bill (S. 4684) for the relief of William J. Cocke; to the Committee on Claims.

A bill (S. 4685) granting a pension to McKinley Cook; and

A bill (S. 4686) granting a pension to Susan Hines Parker; to the Committee on Pensions.

By Mr. Sheppard:

A bill (S. 4687) for the relief of Paul D. Carlisle (with accompanying papers); to the Committee on Claims.

By Mr. Wadsworth:

A bill (S. 4688) to amend the immigration act of 1924; to the Committee on Immigration.

A bill (S. 4689) to amend the act of June 25, 1910 (36 Stat. 851), as amended by the act of July 1, 1918 (40 Stat. 705), to promote economy in Government expenditures in the settlement and other disposition of certain patent claims against the United States (with accompanying papers); to the Committee on Patents.

A bill (S. 4690) for the relief of the owners of the steamship *Ermoor*; to the Committee on Claims.

A bill (S. 4691) to further amend section 90 of the national defense act of June 3, 1916, as amended, so as to authorize employment of additional civilian caretakers for National Guard organizations, under certain circumstances, in lieu of enlisted caretakers heretofore authorized;

A bill (S. 4692) to amend the act approved June 1, 1926 (Public 318, 69th Congress), authorizing the Secretary of War to exchange deteriorated and unserviceable ammunition and components, and for other purposes;

A bill (S. 4693) for the relief of sufferers from floods in the vicinity of Fabens and El Paso, Tex., in September, 1925; and

A bill (S. 4694) to amend section 47-D, national defense act; to the Committee on Military Affairs.

By Mr. Hale:

A bill (S. 4695) granting an increase of pension to Helen M. Campbell (with accompanying papers);

A bill (S. 4696) granting an increase of pension to Drusilla M. Chase (with accompanying papers);

A bill (S. 4697) granting an increase of pension to Mary M. Depew (with accompanying papers);

A bill (S. 4698) granting an increase of pension to James S. Pendergast; and

A bill (S. 4699) granting a pension to Wealthy F. Wagg (with accompanying papers); to the Committee on Pensions.

By Mr. Watson:

A bill (S. 4700) granting a pension to Oliver C. Sell (with accompanying papers); and

A bill (S. 4701) granting an increase of pension to Mary Viola Grubbs (with accompanying papers); to the Committee on Pensions.

By Mr. King:

A joint resolution (S. J. Res. 129) proposing an amendment to the Constitution relating to the removal of public officers; to the Committee on the Judiciary.

By Mr. Copeland:

A joint resolution (S. J. Res. 130) to authorize an examination of Harlem River, N. Y.; to the Committee on Commerce.

By Mr. Kendrick:

A joint resolution (S. J. Res. 131) authorizing the making of surveys, plans, and estimates for the irrigation of certain lands in the State of Wyoming, under terms of the Colorado River compact, and for other purposes; to the Committee on Irrigation and Reclamation.

FEDERAL OFFICE APPOINTMENTS IN GEORGIA

Mr. Harris submitted the following resolution (S. Res. 285): Whereas it is reported that the national committeeman of the Republican Party in the State of Georgia has engaged in the barter of Federal offices or of his influence in respect of appointments to such offices: Therefore be it

Resolved, That the President of the Senate is authorized to appoint a special committee of three Members of the Senate to investigate and report to the Senate as soon as practicable the facts in respect of the barter of Federal offices, or of influence

in respect of appointments to such offices, in the State of Georgia. For the purposes of such resolution, such committee is authorized to hold hearings, to sit and act at such times and places, to employ such clerical and stenographic assistants, to require, by subpoena or otherwise, the attendance of such witnesses and the production of books, papers, and documents, to administer oaths and to take testimony, and to make such expenditures as it deems advisable. The cost of stenographic services to report such hearings shall not be in excess of 25 cents per hundred words. The expenses of such committee shall be paid from the contingent fund of the Senate. The committee shall make a final report to the Senate as to its findings at the beginning of the first regular session of the Seventieth Congress.

Ordered, That it lie on the table.

USES OF COTTON

Mr. Harris submitted the following resolution (S. Res. 286): Whereas there exists from time to time a surplus of cotton; and

Whereas new uses for cotton and cotton products will facilitate the disposition of such surplus; and

Whereas jute, a foreign product, used for cotton bagging and such bagging is deducted as tare in weighing baled cotton, causing a loss to the cotton producer; Therefore be it

Resolved, That the Secretary of Commerce is authorized and directed to investigate (1) the development of new uses to which cotton and cotton products can be placed; (2) the possibility of using the lower grades of cotton in the manufacture of cloth and other cotton products for use by the Federal Government; and (3) with the cooperation of the Secretary of Agriculture, the possibility of using the lower grades of cotton for cotton bagging. The Secretary of Commerce shall make a final report to the Senate as soon as practicable of the results of such investigation and such preliminary reports from time to time as he deems advisable.

Ordered, That it lie on the table.

OUTLAWRY OF WAR

Mr. Borah submitted the following resolution (S. Res. 287), which was referred to the Committee on Foreign Relations:

Whereas war is the greatest existing menace to society, and has become so expensive and destructive that it not only causes the stupendous burdens of taxation now afflicting our people but threatens to engulf and destroy civilization; and

Whereas civilization has been marked in its upward trend out of barbarism into its present condition by the development of law and courts to supplant methods of violence and force; and

Whereas the genius of civilization has discovered but two methods of compelling the settlement of human disputes, namely, law and war, and therefore, in any plan for the compulsory settlement of international controversies, we must choose between war on the one hand and the process of law on the other; and

Whereas war between nations has always been and still is a lawful institution, so that any nation may, with or without cause, declare war against any other nation and be strictly within its legal rights; and

Whereas revolutionary war or wars of liberation are illegal and criminal, to wit, high treason, whereas, under existing international law, wars between nations to settle disputes are perfectly lawful; and

Whereas the overwhelming moral sentiment of civilized people everywhere is against the cruel and destructive institution of war; and

Whereas all alliances, leagues, or plans which rely upon war as the ultimate power for the enforcement of peace carry the seeds either of their own destruction or of military dominance, to the utter subversion of liberty and justice; and

Whereas we must recognize the fact that resolutions or treaties outlawing certain methods of killing will not be effective so long as war itself remains lawful; and that in international relations we must have not rules and regulations of war but organic laws against war; and

Whereas in our Constitutional Convention of 1787 it was successfully contended by Madison, Hamilton, and Ellsworth that the use of force when applied to people collectively; that is, to states or nations was unsound in principle and would be tantamount to a declaration of war; and

Whereas we have in our Federal Supreme Court a practical and effective model for a real international court, as it has specific jurisdiction to hear and decide controversies between our sovereign States; and

Whereas our Supreme Court has exercised this jurisdiction without resort to force for 137 years, during which time scores of controversies have been judicially and peaceably settled that might otherwise have led to war between the States, and thus

furnishes a practical exemplar for the compulsory and pacific settlement of international controversies; and

Whereas an international arrangement of such judicial character would not shackle the independence or impair the sovereignty of any nation, and would not involve or affect the right of self-defense against invasion or attack, such right being inherent and ineradicable, but should not be a mere subterfuge for the traditional use of war: Now, therefore, be it

Resolved, That it is the view of the Senate of the United States that war between nations should be outlawed as an institution or means for the settlement of international controversies by making it a public crime under the law of nations and that every nation should be encouraged by solemn agreement or treaty to bind itself to indict and punish its own international war breeders or instigators and war profiteers under powers similar to those conferred upon our Congress under Article I, section 8, of our Federal Constitution, which clothes the Congress with the power "to define and punish offenses against the law of nations"; and be it

Resolved further, That a code of international law of peace based upon the outlawing of war and on the principle of equality and justice between all nations, amplified and expanded and adapted and brought down to date, should be created and adopted.

Second, that with war outlawed, a judicial substitute for war should be created (or, if existing in part, adapted and adjusted) in the form or nature of an international court, modeled on our Federal Supreme Court in its jurisdiction over controversies between our sovereign States; such court shall possess affirmative jurisdiction to hear and decide all purely international controversies, as defined by the code, or arising under treaties, and its judgments shall not be enforced by war under any name or in any form whatever, but shall have the same power for their enforcement as our Federal Supreme Court, namely, the respect of all enlightened nations for judgments resting upon open and fair investigations and impartial decisions, the agreement of the nations to abide and be bound by such judgments, and the compelling power of enlightened public opinion.

ADDITIONAL SENATE PAGE

Mr. Curtis submitted the following resolution (S. Res. 288), which was referred to the Committee to Audit and Control the Contingent Expenses of the Senate:

Resolved, That the Sergeant at Arms hereby is authorized and directed to employ an additional page from the 6th day of December, 1926, to the 31st day of March, 1927, to be paid from the contingent fund of the Senate at the rate of \$3.30 per day.

EMPLOYMENT OF SENATE PAGES

Mr. Keyes submitted the following resolution (S. Res. 289), which was referred to the Committee to Audit and Control the Contingent Expenses of the Senate:

Resolved, That the Secretary of the Senate hereby is authorized and directed to pay from the contingent fund of the Senate 22 pages for the Senate Chamber, at the rate of \$3.30 per day each, from the 1st to the 5th of December, 1926, both dates inclusive.

SENATOR FROM PENNSYLVANIA

Mr. Dill submitted the following resolution (S. Res. 290):

Whereas the special committee of the Senate appointed to investigate primary and election expenditures of candidates for the Senate has investigated the expenditures of William S. Vare, a candidate for the nomination for the United States Senate in Pennsylvania at a primary election held May 18, 1926, and the testimony under oath by William S. Vare and those associated with him in securing the nomination for the Senate at said primary proved that the said William S. Vare had expended and permitted to be expended in his behalf for the purpose of securing said nomination an amount of money in excess of \$800,000; and

Whereas the expenditure of such an amount of money to secure a nomination for the United States Senate is contrary to sound public policy, harmful to the honor and dignity of the Senate, dangerous to the perpetuity of free government, and tainted with political corruption credentials for a seat in the Senate to which the said William S. Vare has been elected from the State of Pennsylvania at the election November 2, 1926, following said primary election: Now, therefore, be it

Resolved, That the Senate hereby declares the said William S. Vare disqualified as a Senator elect from the State of Pennsylvania to present to the Senate or to have presented to the Senate for him credentials of his election to the Senate from the State of Pennsylvania as a result of the primary election held May 18, 1926, and the election held November 2, 1926, and the Senate hereby directs the officers of the Senate to refuse to receive said credentials, and should said credentials

be in the possession of any officer of the Senate at the time of the passage of this resolution or come into his possession at any time thereafter he shall immediately return the same by registered mail to the said William S. Vare, together with a copy of this resolution, and the presentation of said credentials by any Member of the Senate is hereby forbidden.

Ordered, That it lie on the table.

SENATOR FROM ILLINOIS

Mr. Dill submitted the following resolution (S. Res. 291):

Whereas the special committee of the Senate appointed to investigate the expenditures of candidates for the United States Senate has investigated the primary-election expenditures of Frank L. Smith, a candidate for the United States Senate in Illinois at a primary election held April 13, 1926, and the undisputed testimony under oath by Frank L. Smith and those associated with him in securing the nomination for the Senate at said primary proved that he had expended and permitted to be expended in his behalf for the purpose of securing said nomination an amount of money in excess of \$400,000 and that he accepted a contribution of \$125,000 to his campaign fund from Samuel Insull, the owner and manager of a large number of transportation and public-utility corporations in Illinois, while he, the said Frank L. Smith, was chairman of the Illinois Commerce Commission, which has control of transportation and public-utility rates in Illinois; and

Whereas the expenditure of such an amount of money to secure a nomination for the United States Senate and the acceptance of such a large contribution to his campaign fund from one individual under the circumstances hereinbefore stated is contrary to sound public policy, harmful to the honor and dignity of the Senate, dangerous to the perpetuity of free government, and tainted with political corruption credentials for a seat in the Senate to which the said Frank L. Smith has been declared elected in the State of Illinois at the election of November 2, 1926, following said primary election: Now, therefore, be it

Resolved, That the Senate hereby declares the said Frank L. Smith disqualified as a Senator elect from the State of Illinois to present to the Senate, or to have presented to the Senate for him, credentials of his election as Senator from the State of Illinois as a result of the primary election held April 13, 1926, and the election held November 2, 1926, and the Senate hereby directs the officers of the Senate to refuse to receive said credentials, and should said credentials be in the possession of any officer of the Senate at the time of the passage of this resolution or come into his possession at any time thereafter he shall immediately return the same by registered mail to the said Frank L. Smith, together with a copy of this resolution, and the presentation to the Senate of said credentials by any Member of the Senate is hereby forbidden.

Ordered, That it lie on the table.

COMMITTEE ASSIGNMENTS

On motion by Mr. Robinson of Arkansas, and by unanimous consent,

Ordered, That Mr. Hawes be assigned to service on the Committee on Interstate Commerce, and that Mr. Walsh of Massachusetts be assigned to service on the Committee on Finance.

REGULATION OF RADIO COMMUNICATIONS

On motion by Mr. Watson, and by unanimous consent,

Ordered, That Mr. Gooding be named as a member of the committee of conference on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H. R. 9971) for the regulation of radio communications, and for other purposes, to fill the vacancy caused by the death of Hon. Albert B. Cummins.

Ordered, That the Secretary notify the House of Representatives thereof.

WILLIAM O. MALLAHAN

On motion by Mr. Walsh of Montana, and by unanimous consent,

Ordered, That the bill (S. 860) for the relief of William O. Mallahan be recommended to the Committee on Military Affairs.

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Chafee, one of its clerks:

Mr. President: The House of Representatives has disagreed to the amendments of the Senate to the bill (H. R. 54) authorizing the removal of the gates and piers in West Executive Avenue between the grounds of the White House and the State, War, and Navy Building: it asks a conference with the Senate on the disagreeing votes of the two Houses thereon, and has appointed Mr. Elliott, Mr. Taylor of Tennessee, and Mr. Lanham managers at the same on its part.

THE WORLD COURT

The Vice President laid before the Senate a resolution coming over from a previous day, viz, the resolution (S. Res. 282) rescinding the resolution authorizing the entry of the United States into the so-called World Court; when,

On motion by Mr. Curtis, and by unanimous consent, *Ordered*, That it be referred to the Committee on Foreign Relations.

QUESTION OF QUORUM

Mr. Jones of Washington raised a question as to the presence of a quorum;

Whereupon The Presiding Officer (Mr. Bingham in the chair) directed the roll to be called;

When Seventy-six Senators answered to their names, as follows: Messrs. Ashurst, Bayard, Bingham, Blease, Borah, Bratton, Broussard, Bruce, Cameron, Capper, Copeland, Couzens, Curtis, Dale, Dill, du Pont, Edge, Edwards, Ernst, Ferris, Fess, Frazier, George, Gerry, Gillett, Glass, Goff, Gooding, Gould, Greene, Hale, Harris, Hefflin, Howell, Jones of New Mexico, Jones of Washington, Kendrick, Keyes, King, McKellar, McLean, McNary, Mayfield, Metcalf, Moses, Neely, Norris, Oddie, Overman, Pepper, Phipps, Pittman, Ransdell, Reed of Missouri, Reed of Pennsylvania, Robinson of Arkansas, Robinson of Indiana, Sackett, Schall, Sheppard, Shipstead, Smith, Smoot, Steek, Stephens, Stewart, Swanson, Trammell, Tyson, Underwood, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Watson, Wheeler, and Willis.

A quorum being present,

COLUMBIA RIVER BRIDGE

On motion by Mr. Jones of Washington that the Senate proceed to the consideration of the bill (S. 3804) granting the consent of Congress to W. D. Comer and Wesley Vandercook to construct, maintain, and operate a bridge across the Columbia River between Longview, Wash., and Rainier, Oreg.,

Mr. McNary addressed the Chair; when Mr. Jones of Washington raised a question of order, viz, that the motion was not debatable, the morning hour not having expired.

The Presiding Officer (Mr. Sheppard in the chair) sustained the question of order.

On the question of agreeing to the motion of Mr. Jones of Washington,

It was determined in the affirmative; and

The Senate as in Committee of the Whole, proceeded to consider the said bill.

Pending debate,

On motion by Mr. McNary that the Senate proceed to the consideration of executive business,

It was determined in the negative.

Pending further debate,

Mr. Jones of Washington raised a question as to the presence of a quorum;

Whereupon The Presiding Officer (Mr. Wadsworth in the chair) directed the roll to be called;

When

Seventy-five Senators answered to their names, as follows:

Messrs. Ashurst, Bayard, Bingham, Blease, Borah, Bratton, Broussard, Bruce, Cameron, Capper, Copeland, Couzens, Curtis, Dale, Dill, Edge, Edwards, Ernst, Ferris, Fess, Fletcher, George, Gerry, Gillett, Glass, Goff, Gooding, Gould, Greene, Hale, Harrell, Harris, Hefflin, Howell, Johnson, Jones of New Mexico, Jones of Washington, Kendrick, King, McKellar, McLean, McMaster, McNary, Mayfield, Metcalf, Neely, Norris, Oddie, Overman, Pepper, Phipps, Pittman, Ransdell, Reed of Missouri, Reed of Pennsylvania, Robinson of Indiana, Sackett, Schall, Sheppard, Shipstead, Shortridge, Smith, Smoot, Steek, Stephens, Stewart, Swanson, Trammell, Tyson, Underwood, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Wheeler, and Willis.

A quorum being present.

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Haltigan, one of its clerks:

Mr. President: The House of Representatives has agreed to the amendment of the Senate to the bill (H. R. 8128) to punish counterfeiting, altering, or uttering of Government transportation requests.

The House has passed without amendment the bill (S. 2858) to fix the salaries of certain judges of the United States.

The Speaker of the House having signed an enrolled bill, viz, H. R. 8128, I am directed to bring the same to the Senate for the signature of its President.

ENROLLED BILL SIGNED

Mr. Greene, from the Committee on Enrolled Bills, reported that they had examined and found truly enrolled the bill (H. R. 8128) to punish counterfeiting, altering, or uttering of Government transportation requests.

The Vice President thereupon signed the same and it was delivered to the committee to be presented to the President of the United States.

PROHIBITION OF USE OF GASES IN WAR

On motion by Mr. Borah,

The Senate, in open executive session, proceeded to consider the protocol for the prohibition of the use in war of asphyxiating, poisonous, or other gases, and of bacteriological methods of warfare, signed at Geneva, Switzerland, on June 17, 1925; and

Ordered, That the injunction of secrecy be removed therefrom.

Pending debate,

EXECUTIVE SESSION WITH CLOSED DOORS

The Senate proceeded to the consideration of executive business with closed doors; and

After the consideration of executive business with closed doors, the doors were reopened;

When,

On motion by Mr. Curtis, at 4 o'clock and 38 minutes p. m., The Senate, as in legislative session, adjourned.

FRIDAY, DECEMBER 10, 1926

The Vice President called the Senate to order, and the Chaplain offered prayer.

THE JOURNAL

The Journal of the proceedings of yesterday was approved.

TRAVEL EXPENSES OF SHIPPING BOARD

The Vice President laid before the Senate a communication from the chairman of the United States Shipping Board, transmitting, pursuant to law, a statement of travel expenses of officers and employees of the board on official business from Washington to points outside of the District of Columbia during the fiscal year ended June 30, 1926; which, with the accompanying papers, was referred to the Committee on Appropriations.

ANNUAL REPORT OF THE SECRETARY OF THE TREASURY

The Vice President laid before the Senate a communication from the Secretary of the Treasury, transmitting, pursuant to law, his annual report on the state of the finances for the fiscal year ended June 30, 1926; which, with the accompanying report, was referred to the Committee on Finance.

ANNUAL REPORT OF INTERSTATE COMMERCE COMMISSION

The Vice President laid before the Senate a communication from the chairman of the Interstate Commerce Commission, transmitting, pursuant to law, the fortieth annual report of the commission; which, with the accompanying report, was referred to the Committee on Interstate Commerce.

ADDITIONAL REPORTS OF THE SECRETARY OF THE INTERIOR

The Vice President laid before the Senate a communication from the Secretary of the Interior, transmitting, pursuant to law, a report of the disbursements made for the current fiscal year to the several States and Territories under the acts approved August 30, 1890, and March 4, 1907, applying a portion of the proceeds of the sale of public lands to the more complete endowment and support of colleges for the benefit of agriculture and the mechanic arts, together with a statement of the amounts paid out to the several States and Territories since the enactment of said acts; which, with the accompanying report, was referred to the Committee on Agriculture and Forestry.

The Vice President laid before the Senate a communication from the Secretary of the Interior, transmitting, pursuant to law, a report of travel expenses of certain officers and employees of the Interior Department on official business from Washington to points outside of the District of Columbia during the fiscal year ended June 30, 1926; which, with the accompanying report, was referred to the Committee on Appropriations.

The Vice President laid before the Senate a communication from the Secretary of the Interior, transmitting, pursuant to law, an itemized statement of expenditures made by the Department of the Interior and charged to the appropriation, "Contingent expenses, Department of the Interior, 1926," during the fiscal year ended June 30, 1926; which, with the accompanying statement, was referred to the Committee on Appropriations.

The Vice President laid before the Senate a communication from the Secretary of the Interior relative to the following reports, required by law to be transmitted to Congress, with

the statement that on account of the reports being voluminous, copies were transmitted to the Speaker of the House of Representatives:

A report embodying the number of documents received and distributed by the Interior Department during the fiscal year ended June 30, 1926; and

A report embodying the aggregate number of various publications issued during the fiscal year ended June 30, 1926, the cost of paper, the cost of printing, the cost of preparation, and the number of each distributed.

Ordered, That the communications be referred to the Committee on Printing.

REPORTS OF SECRETARY OF SENATE

The Vice President laid before the Senate a communication from the Secretary of the Senate, transmitting, pursuant to law, reports as follows:

A report of the receipts and expenditures of the Senate for the period from January 1 to June 30, 1926; and

A report of all property belonging to the United States Senate in his possession on December 6, 1926.

Ordered, That the communication, with the accompanying reports, lie on the table and be printed.

REPORT OF ASSISTANT DISBURSING AGENT OF SENATE

The Vice President laid before the Senate a communication from the assistant disbursing agent of the United States Senate, transmitting, pursuant to law, a report of receipts and expenditures of the Senate for the period from July 1 to December 31, 1925, inclusive.

Ordered, That the communication, with the accompanying report, lie on the table and be printed.

REPORTS OF FEDERAL POWER COMMISSION

The Vice President laid before the Senate a communication from the Secretary of War, as ex officio chairman of the Federal Power Commission, transmitting, pursuant to law, the following reports for the fiscal year ended June 30, 1926, which were referred as indicated:

A report showing permits and licenses issued under the authority of the Federal water power act, the parties thereto, the terms prescribed, and the moneys received during the fiscal year on account of permits and licenses (said report appearing as Appendix F of the sixth annual report of the commission); to the Committee on Commerce.

A report giving the aggregate number of the various publications issued by the commission: to the Committee on Printing.

A report of travel expenses of officers and employees of the commission on official business from Washington to points outside of the District of Columbia; and

A report showing the typewriters, adding machines, and other labor-saving devices purchased and exchanged; to the Committee on Appropriations.

ALLEGED INJUSTICES IN ARMY PROMOTION LIST

The Vice President laid before the Senate a communication from the Secretary of War, transmitting, pursuant to law, a study of alleged injustices in the promotion list of the Army, together with recommendations for changes in the present promotion list; which, with the accompanying report, was referred to the Committee on Military Affairs.

ANNUAL REPORT OF FEDERAL TRADE COMMISSION

The Vice President laid before the Senate a communication from the chairman of the Federal Trade Commission, transmitting, pursuant to law, the annual report of the commission for the fiscal year ended June 30, 1926; which, with the accompanying report, was referred to the Committee on Interstate Commerce.

ANNUAL REPORT OF COMPTROLLER OF THE CURRENCY

The Vice President laid before the Senate a communication from the Acting Comptroller of the Currency, transmitting, pursuant to law, the text of the annual report of the Comptroller of the Currency for the year ended October 31, 1926; which, with the accompanying report, was referred to the Committee on Banking and Currency.

PETITIONS AND MEMORIALS

Petitions, memorials, etc., were presented and referred as follows:

By Mr. Reed of Pennsylvania: A petition of citizens of Allegheny County, Pa., praying an amendment to the preamble of the Constitution of the United States so as to provide for the recognition of the authority and the law of Jesus Christ; to the Committee on the Judiciary.

By Mr. Bingham: A resolution adopted by the Enfield (Conn.) Grange, No. 151, indorsing the action of the National

Grange, praying the enactment of legislation providing for Government aid in the exportation of farm products; to the Committee on Agriculture and Forestry.

A resolution adopted by the American Legion, of the Department of Connecticut, praying the enactment of legislation providing for an improvement in the status of Army bands; and

A resolution of the said organization praying the enactment of legislation providing for the retirement of certain World War officers; to the Committee on Military Affairs.

REPORT OF GOVERNOR OF VIRGIN ISLANDS

Mr. Bingham presented a copy of the annual report of the Governor of the Virgin Islands for the fiscal year ended June 30, 1926; which was ordered to be printed.

CHANGE OF REFERENCE

On motion by Mr. Wadsworth, and by unanimous consent,

Ordered, That the Committee on Military Affairs be discharged from the further consideration of the bill (S. 4622) to authorize Capt. Walter S. Crosley and Paul P. Blackburn, United States Navy, to accept certain medals from the Republic of China, and that it be referred to the Committee on Naval Affairs.

REPORTS OF COMMITTEES

Mr. Cameron, from the Committee on Military Affairs, to whom was referred the bill (S. 1483) to amend section 50½ and section 70 of the articles of war, reported it without amendment and submitted a report (No. 1190) thereon.

Mr. Blease, from the Committee on Military Affairs, to whom was referred the bill (S. 4380) for the relief of Allen Nichols, reported it without amendment and submitted a report (No. 1191) thereon.

Mr. Wadsworth, from the Committee on Military Affairs, to whom were referred the following bills, reported them each without amendment and submitted reports thereon, as follows:

S. 4692. A bill to amend the act approved June 1, 1926 (Public, Numbered 318, Sixty-ninth Congress), authorizing the Secretary of War to exchange deteriorated and unserviceable ammunition and components, and for other purposes (Rept. No. 1192); and

S. 4693. A bill for the relief of sufferers from floods in the vicinity of Fabens and El Paso, Tex., in September, 1925 (Rept. No. 1193).

Mr. Keyes, from the Committee to Audit and Control the Contingent Expenses of the Senate, to whom was referred the resolution (S. Res. 283) to pay certain expenses incident to the funeral of the late Senator Cummins, reported it without amendment.

The Senate proceeded, by unanimous consent, to consider the said resolution; and

Resolved, That the Senate agree thereto.

INTRODUCTION OF BILLS

Bills were introduced, severally read the first and second times by unanimous consent, and referred as follows:

By Mr. Neely:

A bill (S. 4702) granting the consent of Congress to the Kanawha Falls Bridge Co. (Inc.) to construct a bridge across the Kanawha River at Kanawha Falls, Fayette County, W. Va.; to the Committee on Commerce.

By Mr. Norris:

A bill (S. 4703) to amend section 176 of the Judicial Code; to the Committee on the Judiciary.

By Mr. Ernst:

A bill (S. 4704) granting an increase of pension to Milton M. Lile; to the Committee on Pensions.

By Mr. Moses:

A bill (S. 4705) granting an increase of pension to James N. Slater (with accompanying papers); to the Committee on Pensions.

By Mr. Willis:

A bill (S. 4706) granting an increase of pension to Ellen Gilmore (with accompanying papers); to the Committee on Pensions.

By Mr. Harreld (by request):

A bill (S. 4707) to permit detailing of employees of the Indian Field Service to the Washington Office; and

A bill (S. 4708) to authorize reimposition and extension of the trust period on lands held for the use and benefit of the Capitan Grande Band of Indians in California; to the Committee on Indian Affairs.

By Mr. Wadsworth:

A bill (S. 4709) for the relief of John W. Stockett; to the Committee on Claims.

By Mr. Cameron:

A bill (S. 4710) to create a waterways and water resources commission; to the Committee on Commerce.

By Mr. McKellar:

A bill (S. 4711) to change the time of holding court at Jackson and at Memphis, Tenn.; to the Committee on the Judiciary.

By Mr. Stephens:

A bill (S. 4712) granting the consent of Congress to Meridian & Bigbee River Railway Co. to construct, maintain, and operate a railroad bridge across the Tombigbee River at or near Naheola, Ala.; to the Committee on Commerce.

By Mr. Sheppard:

A bill (S. 4713) extending the limit of time within which Parramore Post, No. 57, American Legion, may construct its memorial building; to the Committee on Public Buildings and Grounds.

By Mr. Shortridge:

A bill (S. 4714) granting a pension to Alexander Lewis; and

A bill (S. 4715) granting an increase of pension to Elizabeth E. Martin; to the Committee on Pensions.

A bill (S. 4716) for the relief of Michael Kelly; to the Committee on Naval Affairs.

A bill (S. 4717) for the relief of Charles L. Chaffee;

A bill (S. 4718) for the relief of Florence Sullivan; and

A bill (S. 4719) for the relief of Thomas Johnsen; to the Committee on Military Affairs.

By Mr. Heflin:

A bill (S. 4720) to relinquish to its equitable owners the title of the United States to the land in the claims of A. Moro and of Anthony Campbell, in Jackson County, Miss.; to the Committee on Public Lands and Surveys.

INVESTIGATION OF BUREAU OF INDIAN AFFAIRS

Mr. Copeland submitted the following resolution (S. Res. 292), which was referred to the Committee on Indian Affairs:

Resolved, That the Committee on Indian Affairs, or any duly authorized subcommittee thereof, is authorized to investigate all matters relating to the conduct, management, organization, and administration of the Bureau of Indian Affairs and all branches and agencies of such bureau. For the purposes of this resolution such committee or subcommittee is authorized to hold hearings, to sit and act at such times and places, to employ such clerical and stenographic assistants, to require by subpoena or otherwise the attendance of such witnesses and the production of such books, papers, and documents, to administer such oaths and to take such testimony, and to make such expenditures as it deems advisable. The cost of stenographic services to report such hearings shall not be in excess of 25 cents per hundred words. The expenses of such committee or subcommittee shall be paid from the contingent fund of the Senate. Such committee or subcommittee shall make a final report to the Senate as soon as practicable as to its findings, together with recommendations for such legislation as it deems necessary.

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Hattigan, one of its clerks:

Mr. President: The Speaker of the House of Representatives having signed an enrolled bill, viz, S. 2858, I am directed to bring the same to the Senate for the signature of its President.

ENROLLED BILL SIGNED

Mr. Greene, from the Committee on Enrolled Bills, reported that they had examined and found truly enrolled the bill (S. 2858) to fix the salaries of certain judges of the United States.

The Vice President thereupon signed the same and it was delivered to the committee to be presented to the President of the United States.

QUESTION OF QUORUM

Mr. Smoot raised a question as to the presence of a quorum; Whereupon

The Presiding Officer (Mr. Willis in the chair) directed the roll to be called;

When

Seventy-two Senators answered to their names, as follows:

Messrs. Bayard, Bingham, Blease, Borah, Bratton, Broussard, Cameron, Capper, Copeland, Couzens, Curtis, Dill, du Pont, Edge, Edwards, Ernst, Ferris, Fess, Fletcher, George, Gerry, Gillett, Glass, Goff, Gooding, Gould, Hale, Harreld, Harrison, Heflin, Howell, Johnson, Jones of New Mexico, Jones of Washington, Kendrick, Keyes, King, McKellar, McLean, McNary, Mayfield, Metcalf, Moses, Neely, Norris, Oddie, Overman, Phipps, Pittman, Ransdell, Reed of Missouri, Reed of Pennsylvania, Sackett, Schall, Sheppard, Shipstead, Shortridge, Smith, Smoot, Steck, Stephens, Stewart, Swanson, Trammell, Tyson, Underwood, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Weller, Wheeler, and Willis.

A quorum being present,

REMOVAL OF WEST EXECUTIVE AVENUE GATES AND PIERS

The Presiding Officer (Mr. Willis in the chair) laid before the Senate the message yesterday received from the House of Representatives, announcing its disagreement to the amendments of the Senate to the bill (H. R. 54) authorizing the removal of the gates and piers in West Executive Avenue between the grounds of the White House and the State, War, and Navy Building, and asking a conference with the Senate thereon.

On motion by Mr. Keyes that the Senate insist upon its amendments to the said bill, disagreed to by the House of Representatives, agree to the conference asked by the House on the disagreeing votes of the two Houses thereon, and that the Chair appoint the conferees on the part of the Senate.

Mr. Jones of Washington objected to the further consideration of the said amendments.

PATENTS ISSUED TO PERSONS IN ARMED FORCES

Mr. Ernst, by unanimous consent, submitted the following resolution (S. Res. 293):

Resolved, That the Secretary of the Senate be, and he is hereby, directed to return to the House of Representatives the enrolled bill (S. 4480) providing for the extension of the time limitations under which patents were issued in the case of persons who served in the armed forces of the United States during the World War, together with the engrossed bill, with the request that the Speaker of the House be authorized to rescind his action in signing the enrolled bill; that in the event such authority is granted, the House be, and it is hereby, respectfully requested to reconsider its vote on the passage of the bill and return the engrossed bill to the Senate.

Ordered, That it lie over one day under the rule.

CALENDAR UNDER RULE VIII

Mr. Gerry raised a question as to the presence of a quorum; Whereupon

The Presiding Officer (Mr. Willis in the chair) directed the roll to be called;

When

Sixty-seven Senators answered to their names, as follows:

Messrs. Bayard, Bingham, Blease, Bratton, Broussard, Cameron, Capper, Copeland, Couzens, Curtis, Dill, Edge, Edwards, Ernst, Ferris, Fess, Fletcher, George, Gerry, Gillett, Glass, Goff, Gooding, Gould, Hale, Harreld, Harrison, Heflin, Howell, Jones of New Mexico, Jones of Washington, Kendrick, Keyes, McKellar, McLean, McNary, Mayfield, Metcalf, Moses, Neely, Norris, Oddie, Overman, Phipps, Pittman, Ransdell, Reed of Pennsylvania, Sackett, Schall, Sheppard, Shipstead, Shortridge, Smith, Smoot, Steck, Stephens, Stewart, Swanson, Trammell, Tyson, Underwood, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Weller, Wheeler, and Willis.

A quorum being present,

The Senate, as in Committee of the Whole, proceeded to consider the following bills; and no amendment being made, they were severally reported to the Senate:

S. 95. A bill for the relief of Carlos Tompkins;

S. 2524. A bill for the relief of John H. Rhinelander; and

S. 2609. A bill for the relief of James E. Van Horne.

Ordered, That they be engrossed and read a third time. The said bills were severally read the third time.

Resolved, That they pass, and that the respective titles thereof be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The Senate, as in Committee of the Whole, proceeded to consider the bill (S. 2279) for the relief of James C. Baskin; and the reported amendment having been agreed to, the bill was reported to the Senate and the amendment was concurred in.

Ordered, That the bill be engrossed and read a third time. The said bill was read the third time.

Resolved, That it pass, and that the title thereof be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The Senate, as in Committee of the Whole, proceeded to consider the following bills; and no amendment being made, they were reported to the Senate:

H. R. 3278. An act for the relief of A. S. Rosenthal Co.; and

H. R. 6466. An act for the relief of Edward C. Roser.

Ordered, That they pass to a third reading. The said bills were read the third time.

Resolved, That they pass.

Ordered, That the Secretary notify the House of Representatives thereof.

COLUMBIA RIVER BRIDGE

The Vice President announced that the hour of 2 o'clock had arrived and laid before the Senate the unfinished business at its adjournment yesterday, viz, the bill (S. 3804) granting the consent of Congress to W. D. Comer and Wesley Vandercook to construct, maintain, and operate a bridge across the Columbia River between Longview, Wash., and Rainier, Oreg.; when

The further consideration of the bill was, by unanimous consent, temporarily laid aside.

BILLS ON THE CALENDAR

On motion by Mr. Curtis, and by unanimous consent, Ordered, That the Senate proceed to the consideration of unobjected bills on the calendar, beginning with Order No. 845.

The Senate, as in Committee of the Whole, thereupon proceeded to consider the bill (S. 4101) to amend section 2 of the legislative, executive, and judicial act, approved July 31, 1894, as amended by the act of May 31, 1924; and,

On motion by Mr. Wadsworth, and by unanimous consent, Ordered, That it be referred to the Committee on Military Affairs.

The Senate, as in Committee of the Whole, proceeded to consider the bill (S. 1871) to punish the transportation of stolen property in interstate or foreign commerce.

Mr. Gerry raised a question as to the presence of a quorum; Whereupon

The Vice President directed the roll to be called;

When

Sixty-four Senators answered to their names, as follows:

Messrs. Bayard, Bingham, Blease, Borah, Bratton, Broussard, Cameron, Capper, Copeland, Couzens, Curtis, Dill, Edge, Edwards, Ernst, Ferris, Fess, George, Gerry, Gillett, Glass, Goff, Gould, Hale, Harrell, Harrison, Hefflin, Howell, Johnson, Jones of New Mexico, Jones of Washington, Kendrick, King, McKellar, McNary, Mayfield, Metcalf, Moses, Neely, Norris, Oddie, Overman, Phipps, Pittman, Ransdell, Sackett, Schall, Sheppard, Shipstead, Smith, Smoot, Steck, Stephens, Stewart, Swanson, Trammell, Tyson, Underwood, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Weller, Wheeler, and Willis.

A quorum being present,

After debate,

No amendment being proposed, the bill was reported to the Senate.

Ordered, That it be engrossed and read a third time.

The said bill was read the third time.

Resolved, That it pass, and that the title thereof be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

Mr. Bingham raised a question as to the presence of a quorum;

Whereupon

The Vice President directed the roll to be called;

When

Seventy Senators answered to their names, as follows:

Messrs. Ashurst, Bayard, Bingham, Blease, Borah, Bratton, Broussard, Cameron, Capper, Copeland, Couzens, Curtis, Dale, Dill, Edge, Edwards, Ernst, Ferris, Fess, George, Gerry, Gillett, Glass, Goff, Gooding, Gould, Greene, Hale, Harrison, Hefflin, Howell, Johnson, Jones of Washington, Kendrick, Keyes, King, McKellar, McMaster, McNary, Mayfield, Metcalf, Moses, Neely, Norris, Oddie, Overman, Phipps, Pittman, Ransdell, Reed of Pennsylvania, Sackett, Schall, Sheppard, Shipstead, Shortridge, Smith, Smoot, Steck, Stephens, Stewart, Swanson, Trammell, Tyson, Underwood, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Weller, Wheeler, and Willis.

A quorum being present,

The Senate, as in Committee of the Whole, proceeded to consider the bill (S. 1924) for the relief of the Uintah and White River Tribes of Ute Indians of Utah; and the reported amendment having been agreed to, the bill was reported to the Senate, and the amendment was concurred in.

Ordered, That it be engrossed and read a third time.

The said bill was read the third time.

Resolved, That it pass, and that the title thereof be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The Senate, as in Committee of the Whole, proceeded to consider the following bills and joint resolution; and no amendment being made, they were severally reported to the Senate:

S. 4234. A bill for the relief of Franklin B. Morse;

S. 4445. A bill to amend the act entitled "An act to enable the trustees of Howard University to develop an athletic and gymnasium project, and for other purposes," approved June 7, 1924;

S. 4533. A bill extending to lands released from withdrawal under the Carey Act the right of the State of Montana to secure indemnity for losses to its school grant in the Fort Belknap Reservation; and

S. J. Res. 110. Joint resolution authorizing a joint committee of both Houses to consider the purchase of the right to an unrestricted use of the Harriman geographic code system under patents issued, or that may be issued, and also the unrestricted use of all copyrights issued, or that may be issued, in connection with the products of the Harriman geographic code system for all governmental, administrative, or publication purposes for which the same may be desirable.

Ordered, That they be engrossed and read a third time.

The said bills and joint resolution were severally read the third time.

Resolved, That they pass, and that the respective titles thereof be as aforesaid.

The Senate, as in Committee of the Whole, resumed the consideration of the bill (S. 4347) to amend section 26 of the act of June 30, 1919, entitled "An act making appropriations for the current and contingent expenses of the Bureau of Indian Affairs for fulfilling treaty stipulations with various Indian tribes, and for other purposes, for the fiscal year ending June 30, 1920"; and no further amendment being made, it was reported to the Senate, and the amendment heretofore made in the Committee of the Whole was concurred in.

Ordered, That it be engrossed and read a third time.

The said bill was read the third time.

Resolved, That it pass, and that the title thereof be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The Senate proceeded to consider the resolution (S. Res. 177) authorizing the appointment of a special committee to inspect, investigate, and report upon conditions in the textile, aluminum, and steel industries; and,

On motion by Mr. Phipps, and by unanimous consent,

Ordered, That it be postponed indefinitely.

The Senate, as in Committee of the Whole, proceeded to consider the bill (H. R. 12316) to amend the Panama Canal act and other laws applicable to the Canal Zone, and for other purposes; and having been amended on the motion of Mr. King, it was reported to the Senate and the amendment was concurred in.

Ordered, That the amendment be engrossed and the bill read a third time.

The said bill as amended was read the third time.

Resolved, That it pass.

Ordered, That the Secretary request the concurrence of the House of Representatives in the amendment.

The Senate, as in Committee of the Whole, proceeded to consider the bill (S. 4470) authorizing the Secretary of the Navy to turn over the gunboat U. S. S. *Wolverine* to the municipality of Erie, Pa.; and the reported amendment having been agreed to, the bill was reported to the Senate and the amendment was concurred in.

Ordered, That it be engrossed and read a third time.

The said bill was read the third time.

Resolved, That it pass, and that the title thereof be amended so as to read: "A bill authorizing and directing the Secretary of the Navy to turn over the gunboat U. S. S. *Wolverine* to the municipality of Erie, Pa."

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The Senate, as in Committee of the Whole, proceeded to consider the following bills and joint resolution; and no amendment being made, they were severally reported to the Senate:

H. R. 7930. An act for the relief of the Broad Brook Bank & Trust Co.;

H. R. 9232. An act for the relief of Isaac A. Chandler;

H. R. 12393. An act to amend paragraphs 1 and 2 of section 26 of the act of June 30, 1919, entitled "An act making appropriations for the current and contingent expenses of the Bureau of Indian Affairs, for fulfilling treaty stipulations with various Indian tribes, and for other purposes, for the fiscal year ending June 30, 1920"; and

H. J. Res. 256. Joint resolution relieving posts or camps of organizations composed of honorably discharged soldiers, sailors, or marines from liability on account of loss or destruction of obsolete rifles loaned by the War Department.

Ordered, That they pass to a third reading.

The said bills and joint resolution were severally read the third time.

Resolved, That they pass.

Ordered, That the Secretary notify the House of Representatives thereof.

COLUMBIA RIVER BRIDGE

The Senate, as in Committee of the Whole, resumed the consideration of its unfinished business, viz, the bill (S. 3804) granting the consent of Congress to W. D. Comer and Wesley Vandercook to construct, maintain, and operate a bridge across the Columbia River between Longview, Wash., and Rainier, Oreg.

Pending debate,

On motion by Mr. McNary to amend the bill by inserting, on page 2, line 24, after the word "bridge," certain words.

ORDER FOR RECESS

On motion by Mr. Jones of Washington, and by unanimous consent,

Ordered, That when the Senate concludes its business to-day it take a recess until 12 o'clock m. to-morrow.

PROPOSED SALE OF UNITED STATES SHIPS

Mr. Johnson, by unanimous consent, submitted the following resolution (S. Res. 294):

Whereas the United States Shipping Board is about to sell certain ships belonging to the United States, and is about to charter the *Leviathan* and sister ships for an extended period; and

Whereas such sale and charter may seriously impede the design of Congress for an American merchant marine; and

Whereas the Commerce Committee of the Senate has devoted much of its time to fostering American shipping, and its avowed purpose may be destroyed by said sale and charter: Therefore be it

Resolved, That the United States Shipping Board be, and it is hereby, requested not to consummate said sale or charter until the Committee on Commerce of the Senate may ascertain all the facts and circumstances surrounding the same; and the Shipping Board is hereby requested further to furnish to the Senate all such facts.

The Senate proceeded, by unanimous consent, to consider the said resolution; and,

After debate,

Resolved, That the Senate agree thereto.

The preamble was agreed to.

EXECUTIVE SESSION

On motion by Mr. Curtis,

The Senate proceeded to the consideration of executive business; and

After the consideration of executive business the doors were reopened;

When,

On motion by Mr. Curtis, at 5 o'clock and 16 minutes p. m., The Senate took a recess, pursuant to its order of to-day, until 12 o'clock m. to-morrow.

AT 12 O'CLOCK M. (CALENDAR DAY, SATURDAY, DECEMBER 11, 1926)

The Vice President called the Senate to order.

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Chaffee, one of its clerks:

Mr. President: The House of Representatives has passed the bill (H. R. 14557) making appropriations for the Treasury and Post Office Departments for the fiscal year ending June 30, 1928, and for other purposes, in which it requests the concurrence of the Senate.

The Speaker of the House having signed two enrolled bills, viz, H. R. 3278 and H. R. 6466, I am directed to bring the same to the Senate for the signature of its President.

ENROLLED BILLS SIGNED

Mr. Greene, from the Committee on Enrolled Bills, reported that they had examined and found truly enrolled the following bills:

H. R. 3278. An act for the relief of A. S. Rosenthal Co.; and H. R. 6466. An act for the relief of Edward C. Roser.

The Vice President thereupon signed the same and they were delivered to the committee to be presented to the President of the United States.

HOUSE BILL REFERRED

The bill H. R. 14557, this day received from the House of Representatives for concurrence, was read the first and second times by unanimous consent, and referred to the Committee on Appropriations.

COLUMBIA RIVER BRIDGE

The Senate, as in Committee of the Whole, resumed the consideration of its unfinished business, viz, the bill (S. 3804) granting the consent of Congress to W. D. Comer and Wesley Vandercook to construct, maintain, and operate a bridge across the Columbia River between Longview, Wash., and Rainier, Oreg.

The question being on agreeing to the amendment yesterday proposed by Mr. McNary, inserting on page 2, line 24, after the word "bridge," the words *and public necessity exists for such bridge*,

Mr. Jones of Washington raised a question as to the presence of a quorum;

Whereupon the Vice President directed the roll to be called;

When

Seventy-four Senators answered to their names, as follows: Messrs. Ashurst, Bayard, Bingham, Blease, Borah, Bratton, Broussard, Bruce, Cameron, Capper, Copeland, Couzens, Curtis, Dale, Dill, du Pont, Edge, Edwards, Ernst, Ferris, Fess, Fletcher, George, Gerry, Gillett, Glass, Goff, Gooding, Gould, Greene, Hale, Harrison, Hawes, Hefflin, Howell, Johnson, Jones of New Mexico, Jones of Washington, Kendrick, Keyes, King, McKellar, McLean, McNary, Mayfield, Means, Metcalf, Moses, Neely, Norris, Oddie, Overman, Phipps, Pittman, Ransdell, Reed of Pennsylvania, Sackett, Schall, Sheppard, Shipstead, Shortridge, Smith, Smoot, Steck, Stephens, Stewart, Trammell, Tyson, Underwood, Walsh of Massachusetts, Walsh of Montana, Watson, Wheeler, and Willis.

A quorum being present,

Pending debate,

MULTIPLEX TELEGRAPHY AND TELEPHONY

On motion by Mr. Walsh of Montana, and by unanimous consent,

Ordered, That the communication of the Secretary of Commerce relative to the discovery and extent of use of multiplex telegraphy and telephony, together with the accompanying papers except the briefs for appellant and appellee, transmitted to the Senate on the 9th instant and referred to the Committee on Patents, be printed as a Senate document.

PETITION

Mr. Copeland presented a resolution regarding religious conditions in Mexico, adopted by the National Council of Catholic Women at their national convention in Milwaukee, Wis., October 10 to October 13, 1926; which was referred to the Committee on Foreign Relations.

ENROLLED BILL PRESENTED

Mr. Greehe, from the Committee on Enrolled Bills, reported that they this day presented to the President of the United States the bill (S. 2858) to fix the salaries of certain judges of the United States.

INTRODUCTION OF BILLS AND JOINT RESOLUTION

Bills and a joint resolution were introduced by unanimous consent, severally read the first and second times, and referred as follows:

By Mr. Gerry:

A bill (S. 4721) to provide a parole commission for the District of Columbia, and for other purposes; to the Committee on the District of Columbia.

By Mr. Bratton:

A bill (S. 4722) granting a pension to Lawrence J. Waterhouse; to the Committee on Pensions.

By Mr. Overman:

A bill (S. 4723) granting an increase of pension to Eleanor Stephens; to the Committee on Pensions.

By Mr. Willis:

A bill (S. 4724) granting an increase of pension to Louise M. Schmidt (with accompanying papers); and

A bill (S. 4725) granting an increase of pension to Lavina R. Patterson (with accompanying papers); to the Committee on Pensions.

By Mr. Capper:

A bill (S. 4726) granting a pension to Katherine Hayes (with accompanying papers); to the Committee on Pensions.

A bill (S. 4727) to provide for the widening of Nichols Avenue between Good Hope Road and S Street SE., in the District of Columbia; to the Committee on the District of Columbia.

By Mr. Blease:

A bill (S. 4728) granting an increase of pension to Elizabeth Teague; to the Committee on Pensions.

By Mr. Wheeler:

A bill (S. 4729) for the relief of Peter S. Kelly; to the Committee on Military Affairs.

By Mr. Copeland:

A joint resolution (S. J. Res. 132) authorizing the Secretary of Commerce to regulate radio broadcasting stations, and for other purposes; to the Committee on Interstate Commerce.

RECOMMITTAL OF BILLS TO FINANCE COMMITTEE

On motion by Mr. Smoot, and by unanimous consent,
Ordered, That the following bills be recommitted to the Committee on Finance:

H. R. 10729. An act to create a bureau of customs and a bureau of prohibition in the Department of the Treasury; and
H. R. 11658. An act to amend section 523 of the tariff act of 1922.

COLUMBIA RIVER BRIDGE

The Senate, as in Committee of the Whole, resumed the consideration of the bill (S. 3804) granting the consent of Congress to W. D. Comer and Wesley Vandercook to construct, maintain, and operate a bridge across the Columbia River between Longview, Wash., and Rainier, Oreg.

The question being on the amendment proposed by Mr. McNary, inserting on page 2, line 24, after the word "bridge," the words and public necessity exists for such bridge,

Pending debate,

Mr. Jones of Washington raised a question as to the presence of a quorum;

Whereupon

The Presiding Officer (Mr. Bingham in the Chair) directed the roll to be called;

When

Sixty-one Senators answered to their names, as follows:

Messrs. Ashurst, Bingham, Borah, Bratton, Broussard, Bruce, Cameron, Capper, Copeland, Curtis, Dale, Dill, Edge, Edwards, Ernst, Fess, Fletcher, George, Gerry, Glass, Goff, Gooding, Greene, Harrison, Hawes, Hefflin, Howell, Johnson, Jones of New Mexico, Jones of Washington, Kendrick, Keyes, King, McKellar, McNary, Mayfield, Metcalf, Neely, Norris, Oddie, Overman, Phipps, Pittman, Ransdell, Reed of Pennsylvania, Sackett, Schall, Sheppard, Shipstead, Shortridge, Smith, Smoot, Steck, Stephens, Stewart, Trammell, Tyson, Underwood, Walsh of Massachusetts, Wheeler, and Willis.

A quorum being present,

On the question of agreeing to the amendment proposed by Mr. McNary, viz, on page 2, line 24, after the word "bridge," insert the following: and public necessity exists for such bridge,

It was determined in the negative, { Yeas----- 19
Nays----- 35

On motion by Mr. McNary,

The yeas and nays being desired by one-fifth of the Senators present,

Those who voted in the affirmative are—

Messrs. Borah, Bratton, Cameron, Capper, Dale, Goff, Gooding, Greene, Howell, Johnson, Keyes, King, McNary, Norris, Oddie, Sackett, Schall, Shipstead, and Shortridge.

Those who voted in the negative are—

Messrs. Ashurst, Bingham, Bruce, Copeland, Dill, Edge, Edwards, Ernst, Fess, Fletcher, George, Gerry, Hawes, Hefflin, Jones of New Mexico, Jones of Washington, Kendrick, McKellar, Mayfield, Metcalf, Neely, Phipps, Pittman, Ransdell, Reed of Pennsylvania, Sheppard, Smith, Smoot, Steck, Stephens, Stewart, Trammell, Tyson, Walsh of Massachusetts, and Willis.

So Mr. McNary's amendment was not agreed to.

The reported amendments having been agreed to, and the bill further amended on the motion of Mr. Jones of Washington, it was reported to the Senate and the amendments were concurred in.

Ordered, That it be engrossed and read a third time.

The said bill was read the third time.

Resolved, That it pass, and that the title thereof be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

MATERNITY AND INFANCY ACT APPROPRIATIONS

On motion by Mr. Sheppard that the Senate proceed to the consideration of the bill (H. R. 7555) to authorize for the fiscal years ending June 30, 1928, and June 30, 1929, appropriations for carrying out the provisions of the act entitled "An act for the promotion of the welfare and hygiene of maternity and infancy, and for other purposes," approved November 23, 1921,

It was determined in the affirmative, { Yeas----- 34
Nays----- 14

On motion by Mr. Sheppard,

The yeas and nays being desired by one-fifth of the Senators present,

Those who voted in the affirmative are—

Messrs. Ashurst, Cameron, Capper, Curtis, Dill, Ernst, Fess, Goff, Harrison, Hefflin, Howell, Johnson, Jones of New Mexico, Jones of Washington, Kendrick, McKellar, McNary, Mayfield, Metcalf, Neely, Oddie, Pittman, Ransdell, Sackett, Schall, Sheppard, Shipstead, Smith, Stephens, Stewart, Trammell, Tyson, Watson, and Willis.

Those who voted in the negative are—

Messrs. Bayard, Bingham, Blease, Broussard, Bruce, Edge, Edwards, George, Gerry, Greene, King, Reed of Missouri, Reed of Pennsylvania, and Walsh of Massachusetts.

The number of Senators voting not constituting a quorum, the Vice President held that with the addition of the names of Mr. Bratton, Mr. Glass, and Mr. Underwood, who were present and announced their pairs, and therefore withheld their votes, a quorum was present.

So Mr. Sheppard's motion was agreed to; and

The Senate, as in Committee of the Whole, proceeded to consider the said bill.

EXECUTIVE SESSION

On motion by Mr. Curtis,

The Senate proceeded to the consideration of executive business; and

After the consideration of executive business the doors were reopened;

When,

On motion by Mr. Curtis, at 2 o'clock and 30 minutes p. m. The Senate adjourned.

MONDAY, DECEMBER 13, 1926

The Vice President called the Senate to order, and the Chaplain offered prayer.

ATTENDANCE OF SENATORS

Mr. Irvine L. Lenroot, from the State of Wisconsin; Mr. Robert N. Stanfield, from the State of Oregon; and Mr. Francis E. Warren, from the State of Wyoming, attended.

THE JOURNAL

The Journal of the proceedings of the legislative day of Friday, December 10, 1926, was approved.

CREDENTIALS OF SENATOR FROM NEW HAMPSHIRE

The Vice President laid before the Senate the credentials of George H. Moses, duly chosen a Senator by the qualified electors of the State of New Hampshire for the term beginning March 4, 1927; which were read and placed on file.

PROHIBITION REFERENDUM RESULT IN NEW YORK STATE

The Vice President laid before the Senate a communication from the secretary of state of the State of New York, transmitting a certificate showing the result of the referendum in that State on the question of the modification of the so-called national prohibition amendment; which was referred to the Committee on the Judiciary.

CONSTRUCTION OF RURAL POST ROADS

The Vice President laid before the Senate a communication from the Secretary of Agriculture, transmitting, pursuant to law, a report for the fiscal year ended June 30, 1926, concerning the appropriations for the construction of rural post roads in cooperation with States, and the Federal administration of the work; which, with the accompanying report, was referred to the Committee on Agriculture and Forestry.

RENTALS, EXTENSION OF CAPITOL GROUNDS

The Vice President laid before the Senate a communication from the Secretary of the Interior, transmitting, pursuant to law, certain information concerning buildings in square 633, District of Columbia, acquired for the extension of the Capitol Grounds, together with a statement showing the receipts from rentals, extension of Capitol Grounds, for the year ended November 30, 1926, aggregating \$5,906.13; which, with the accompanying statement, was referred to the Committee on Public Buildings and Grounds.

TRAVEL EXPENSES OF VOCATIONAL EDUCATIONAL BOARD

The Vice President laid before the Senate a communication from the secretary and chief clerk of the Federal Board for Vocational Education, transmitting, pursuant to law, two statements covering travel during the fiscal year ended June 30, 1926, under the appropriations administered by the board, of officers and employees on official business from Washington to points outside of the District of Columbia, other than those whose regular duties require constant travel, together with their official titles, destinations of travel, business or work on account of which travel was made, and the total expense

to the United States charged in each case; which, with the accompanying statements, was referred to the Committee on Appropriations.

POLICE COURT BUILDING FOR THE DISTRICT OF COLUMBIA

The Vice President laid before the Senate a joint communication from the chairman of the Fine Arts Commission, the presiding judge of the Police Court of the District of Columbia, and the chief justice of the Supreme Court of the District of Columbia, informing the Senate that the location for the police court building, authorized by an act of Congress approved July 3, 1926, was fixed in Judiciary Square at the southeast corner near the intersection of Fourth and E Streets NW.; which was referred to the Committee on the District of Columbia.

USELESS PAPERS IN GENERAL ACCOUNTING OFFICE

The Vice President laid before the Senate a communication from the Comptroller General of the United States, transmitting, pursuant to law, a report of papers and documents in the files of the General Accounting Office not needed for the transaction of public business, and having no permanent value or historic interest; which, with the accompanying papers, was referred to a Joint Select Committee on the Disposition of Useless Papers in the Executive Departments; and

The Vice President appointed Mr. Hale and Mr. McKellar as the members of the committee on the part of the Senate.

Ordered, That the Secretary notify the House of Representatives thereof.

PRESIDENTIAL APPROVAL

A message from the President of the United States, by Mr. Latta, his secretary:

Mr. President: The President of the United States has this day approved and signed the bill (S. 2858) to fix the salaries of certain judges of the United States.

Ordered, That the Secretary notify the House of Representatives thereof.

AMERICAN CLAIMS AGAINST THE GERMAN GOVERNMENT

The Vice President laid before the Senate the following message from the President of the United States, which was read:

To the Senate:

I transmit herewith a report of the Secretary of State, in response to Senate Resolution 198 of April 5 (calendar day, April 14), 1926, requesting him to "transmit to the Senate, if not incompatible with the public interest, copies of all correspondence, notes, exchanges, and communications which have passed directly or indirectly between the Secretary of State and the Government of Germany respecting the settlement and payment of claims against the German Government for indemnification on account of destruction of life and property of American nationals subsequent to August 1, 1914, including the instructions given to Ambassador Kellogg, who represented the Department of State at the Paris finance conference, and also advise the Senate as to whether the State Department at the Paris conference, or otherwise, agreed that the United States should assume the burden of the payment of awards made in favor of American nationals against Germany, and accept from Germany in subrogation of the rights of its own nationals, annual installments of \$11,000,000 for the payment of private American awards, and annual installments of \$12,000,000 in reimbursement of the costs of the American Army of occupation of the Coblenz area on the Rhine, and in payment of other Government claims, as representing the entire obligation of the German Government to the Government of the United States in the premises and, if the Secretary made such an agreement, to advise the Senate of the considerations which induced him to make the same."

CALVIN COOLIDGE.

THE WHITE HOUSE,

Washington, December 13, 1926.

On motion by Mr. King, and by unanimous consent,
Ordered, That the message, with the accompanying report, be referred to the Committee on Foreign Relations and printed.

POWER OF PRESIDENT TO REMOVE FEDERAL OFFICERS

Mr. Swanson presented copies of the opinion of the Supreme Court of the United States delivered in the case of Lois P. Meyers, administratrix of Frank S. Meyers, v. The United States, together with the dissenting opinions of Justices Holmes and Brandeis, the separate opinion of Justice McReynolds, the brief for the appellant, the substitute brief for the appellee on reargument, the substituted brief for the appellant, the supplement to the brief of George Wharton Pepper, amicus curiae,

20058—s J—69-2—3

and the oral arguments of George Wharton Pepper, Senator from Pennsylvania, as amicus curiae, and James M. Beck, Solicitor General of the United States; which, with the accompanying documents, were ordered to be printed.

PETITION

Mr. Willis presented a memorial of citizens of Canton, Ohio, and vicinity, remonstrating against the enactment of legislation providing for compulsory Sunday observance in the District of Columbia; which was referred to the Committee on the District of Columbia.

REPORT OF COMMITTEE

Mr. Lenroot, from the Committee on Public Buildings and Grounds, to whom was referred the bill (S. 4663) authorizing the Secretary of the Treasury to acquire certain lands within the District of Columbia to be used as sites for public buildings, reported it without amendment.

CHANGE OF REFERENCE

On motion by Mr. King, and by unanimous consent,

Ordered, That the Committee on Mines and Mining be discharged from the further consideration of the bill (S. 4605) to cede unreserved public lands to the several States, and that it be referred to the Committee on Public Lands and Surveys.

INTRODUCTION OF BILLS

Bills were introduced, severally read the first and second times by unanimous consent, and referred as follows:

By Mr. Jones of Washington (by request):

A bill (S. 4730) to provide compensation for seamen injured and the dependents of seamen killed in the course of employment, to create a Federal seamen's insurance fund, and establishing vocational training, and for other purposes, leaving the seamen the right of section 33 of the merchant marine act of June 5, 1920; to the Committee on Commerce.

By Mr. Oddie:

A bill (S. 4731) for the promotion and retirement of William H. Santeimann, leader of the United States Marine Band; to the Committee on Naval Affairs.

By Mr. Frazier:

A bill (S. 4732) granting an increase of pension to Annie C. Davis; to the Committee on Pensions.

By Mr. Hale:

A bill (S. 4733) granting an increase of pension to Hattie A. Cleaves (with accompanying papers); to the Committee on Pensions.

By Mr. Dale:

A bill (S. 4734) granting a pension to Mary A. Cantillion; A bill (S. 4735) granting an increase of pension to Nellie J. Tracy;

A bill (S. 4736) granting an increase of pension to Evaline E. Cross (with accompanying papers);

A bill (S. 4737) granting an increase of pension to Julia Ducharme Spenard; and

A bill (S. 4738) granting an increase of pension to Charles J. Taber (with accompanying papers); to the Committee on Pensions.

By Mr. Harrison:

A bill (S. 4739) for the relief of Harry C. Ford; to the Committee on Claims.

By Mr. Underwood:

A bill (S. 4740) to authorize St. Louis-San Francisco Railway Co. to construct, maintain, and operate a bridge across the Warrior River near Demopolis, Ala.; to the Committee on Commerce.

By Mr. Swanson:

A bill (S. 4741) providing for the promotion of Lieut. Commander Richard E. Byrd, United States Navy, retired, and awarding to him a congressional medal of honor; and

A bill (S. 4742) providing for the promotion of Floyd Bennett, aviation pilot, United States Navy, and awarding to him a congressional medal of honor; to the Committee on Naval Affairs.

By Mr. Harris:

A bill (S. 4743) making eligible for retirement under the same conditions as now provided for officers of the Regular Army Maj. Homer Watkins, an officer of the United States Army during the World War, who incurred physical disability in line of duty; to the Committee on Military Affairs.

By Mr. Willis:

A bill (S. 4744) granting an increase of pension to Deborah A. Noyes (with accompanying papers); and

A bill (S. 4745) granting an increase of pension to Laura B. Reddick (with accompanying papers); to the Committee on Pensions.

By Mr. Mayfield:

A bill (S. 4746) authorizing the Secretary of Agriculture to collect and publish statistics of the grade and staple length of cotton; to the Committee on Agriculture and Forestry.

By Mr. Shortridge:

A bill (S. 4747) for the relief of Kenneth B. Turner; and
A bill (S. 4748) to authorize the President to appoint F. R. Weeks a major of Engineers in the Regular Army of the United States; to the Committee on Military Affairs.

By Mr. McNary:

A bill (S. 4749) for the relief of Mary M. Jones; to the Committee on Claims.

A bill (S. 4750) granting an increase of pension to Anna V. Stickney; and

A bill (S. 4751) granting pensions and increase of pensions to certain soldiers, sailors, and marines of the Civil War, and certain widows of such soldiers, sailors, and marines, and other purposes; to the Committee on Pensions.

By Mr. Means:

A bill (S. 4752) to amend section 3702 of the Revised Statutes; to the Committee on the Judiciary.

A bill (S. 4753) to provide relief for certain natives of Borongan, Samar, P. I., for rental of houses occupied by the United States Army during the years 1900 to 1903 (with accompanying papers);

A bill (S. 4754) to allow credits in the accounts of Harry Caden, special fiscal agent, Bureau of Reclamation, Department of the Interior (with accompanying papers);

A bill (S. 4755) for reimbursement of employees of the United States Veterans' Bureau who were formerly commissioned personnel of the United States Public Health Service, for all travel performed subsequent to June 7, 1924, under orders of the Secretary of the Treasury issued prior to that date (with accompanying papers); and

A bill (S. 4756) for the relief of Capt. Ellis E. Haring and Edward F. Batchelor (with accompanying papers); to the Committee on Claims.

By Mr. Curtis:

A bill (S. 4757) granting an increase of pension to Maria Brim (with accompanying papers);

A bill (S. 4758) granting an increase of pension to Jane Broughton (with accompanying papers);

A bill (S. 4759) granting an increase of pension to Mary E. Bennett (with accompanying papers);

A bill (S. 4760) granting a pension to John L. Delaney (with accompanying papers);

A bill (S. 4761) granting an increase of pension to Isabelle Dickerson (with accompanying papers);

A bill (S. 4762) granting an increase of pension to Sarah E. Daniels (with accompanying papers);

A bill (S. 4763) granting an increase of pension to Asenath Elliott (with accompanying papers);

A bill (S. 4764) granting a pension to John F. Furrow (with accompanying papers);

A bill (S. 4765) granting a pension to Lou Etta Hobbles (with accompanying papers);

A bill (S. 4766) granting an increase of pension to James Hunt (with accompanying papers);

A bill (S. 4767) granting an increase of pension to Emily J. Kirkpatrick (with accompanying papers);

A bill (S. 4768) granting a pension to Lloyd Kirkman (with accompanying papers);

A bill (S. 4769) granting an increase of pension to Mary A. Lukenbill (with accompanying papers);

A bill (S. 4770) granting an increase of pension to George W. Lear (with accompanying papers);

A bill (S. 4771) granting an increase of pension to Sidonia Lanitz (with accompanying papers);

A bill (S. 4772) granting an increase of pension to Robert T. McKeen (with accompanying papers);

A bill (S. 4773) granting an increase of pension to Mary J. Neely (with accompanying papers);

A bill (S. 4774) granting a pension to Emma C. Seawell (with accompanying papers);

A bill (S. 4775) granting an increase of pension to Maggie Sellers (with accompanying papers);

A bill (S. 4776) granting an increase of pension to Minerva E. Stearns (with accompanying papers); and

A bill (S. 4777) granting an increase of pension to Ellen Temperance Smith (with accompanying papers); to the Committee on Pensions.

By Mr. Shipstead:

A bill (S. 4778) granting an increase of pension to Albert Steinhauer; and

A bill (S. 4779) granting an increase of pension to Mathew Galvin; to the Committee on Pensions.

By Mr. Wadsworth:

A bill (S. 4780) for the relief of Agfa Raw Film Corporation; to the Committee on Finance.

A bill (S. 4781) to amend section 9 of the act entitled "An act to readjust the pay and allowances of the commissioned and enlisted personnel of the Army, Navy, Marine Corps, Coast Guard, Coast and Geodetic Survey, and Public Health Service," approved June 10, 1922; to the Committee on Military Affairs.

By Mr. Stephens:

A bill (S. 4782) to remove a cloud on title; to the Committee on Public Lands and Surveys.

By Mr. McMaster (for Mr. Norbeck):

A bill (S. 4783) granting a pension to Clara W. Stearns;

A bill (S. 4784) granting a pension to Baptista Pourier;

A bill (S. 4785) granting an increase of pension to Francis M. Zeibach;

A bill (S. 4786) granting a pension to George Cuts-Half (with accompanying papers);

A bill (S. 4787) granting an increase of pension to Elizabeth A. Palmer (with accompanying papers);

A bill (S. 4788) granting a pension to E. Jane DeGarmo (with accompanying papers);

A bill (S. 4789) granting a pension to M. M. Cummings (with accompanying papers);

A bill (S. 4790) granting a pension to Carl B. McQueen (with accompanying papers);

A bill (S. 4791) granting a pension to Philip F. Wells (with accompanying papers);

A bill (S. 4792) granting an increase of pension to Martha H. Hall (with accompanying papers);

A bill (S. 4793) granting an increase of pension to Sarah C. Hixson (with accompanying papers); and

A bill (S. 4794) granting a pension to Louisa A. Scoville (with accompanying papers); to the Committee on Pensions.

By Mr. Broussard:

A bill (S. 4795) for the relief of B. F. Cowley; to the Committee on Claims.

A bill (S. 4796) to amend section 1 of the act entitled "An act in relation to the execution of declarations and other papers in pension claims," approved July 26, 1892; to the Committee on Pensions.

By Mr. Reed of Pennsylvania:

A bill (S. 4797) granting an increase of pension to Henrietta A. Rumsey (with accompanying papers); to the Committee on Pensions.

EFFIE DAVIES DINGER

Mr. Goff submitted the following resolution (S. Res. 295), which was referred to the Committee to Audit and Control the Contingent Expenses of the Senate:

Resolved, That the Secretary of the Senate hereby is authorized and directed to pay from the contingent fund of the Senate to Effie Davies Dinger, widow of David C. Dinger, late a messenger in the employ of the Senate, a sum equal to six months' compensation at the rate he was receiving by law at the time of his death, said sum to be considered inclusive of funeral expenses and all other allowances.

ISSUANCE OF PATENTS TO EX-SERVICE MEN

The Vice President laid before the Senate a resolution coming over from a previous day, viz, the resolution (S. Res. 293) relative to reconsideration of the bill (S. 4480) providing for the extension of the time under which patents were issued in the case of persons who served in the armed forces of the United States during the World War.

The Senate proceeded to consider the said resolution; and

Resolved, That the Senate agree thereto.

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Haltigan, one of its clerks:

Mr. President: The Speaker of the House of Representatives having signed three enrolled bills, viz, H. R. 7930, H. R. 9232, and H. R. 12393, and an enrolled joint resolution, viz, H. J. Res. 256, I am directed to bring the same to the Senate for the signature of its President.

ENROLLED BILLS AND JOINT RESOLUTION SIGNED

Mr. Greene, from the Committee on Enrolled Bills, reported that they had examined and found truly enrolled the following bills and joint resolution:

H. R. 7930. An act for the relief of the Broad Brook Bank & Trust Co.;

H. R. 9232. An act for the relief of Isaac A. Chandler;

H. R. 12393. An act to amend paragraphs 1 and 2 of section 26 of the act of June 30, 1919, entitled "An act making appropriations for the current and contingent expenses of the Bureau of Indian Affairs, for fulfilling treaty stipulations with various

Indian tribes, and for other purposes, for the fiscal year ending June 30, 1920"; and

H. J. Res. 256. Joint resolution relieving posts or camps of organizations composed of honorably discharged soldiers, sailors, or marines from liability on account of loss or destruction of obsolete rifles loaned by the War Department.

The Vice President thereupon signed the same, and they were delivered to the committee to be presented to the President of the United States.

MUSCLE SHOALS

Mr. Deneen having obtained the floor, proceeded, by unanimous consent, to address the Senate on the so-called Muscle Shoals bill (S. 4106).

Mr. Couzens raised a question as to presence of a quorum; Whereupon

The Vice President directed the roll to be called;

When

Eighty-three Senators answered to their names, as follows:

Messrs. Ashurst, Bayard, Bingham, Blease, Borah, Bratton, Broussard, Bruce, Cameron, Capper, Copeland, Couzens, Curtis, Dale, Deneen, Dill, du Pont, Edge, Edwards, Ferris, Fess, Fletcher, Frazier, George, Gillett, Glass, Goff, Gooding, Gould, Greene, Hale, Harrell, Harris, Harrison, Hawes, Heflin, Howell, Johnson, Jones of New Mexico, Jones of Washington, Kendrick, Keyes, King, Lenroot, McKellar, McLean, McMaster, McNary, Mayfield, Means, Metcalf, Moses, Neely, Norris, Oddie, Overman, Pepper, Phipps, Ransdell, Reed of Missouri, Reed of Pennsylvania, Sackett, Schall, Sheppard, Shipstead, Shortridge, Smith, Smoot, Stanfield, Steck, Stephens, Stewart, Swanson, Trammell, Tyson, Underwood, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, Wheeler, and Willis.

A quorum being present,

Pending the delivery of the address,

IMPEACHMENT OF JUDGE GEORGE W. ENGLISH

The hour of 1 o'clock p. m. having arrived, to which the Senate, on November 10 last, sitting for the trial of George W. English, late United States district judge for the eastern district of Illinois, upon articles of impeachment exhibited against him by the House of Representatives, adjourned, the legislative business of the Senate was suspended; and

The Senate, sitting for the trial of the said George W. English, resumed its session.

After proceedings had therein, as stated in the record,

The Senate, at 2 o'clock and 3 minutes p. m., resumed its legislative session.

MATERNITY AND INFANCY ACT APPROPRIATIONS

The Vice President laid before the Senate the unfinished business at its last adjournment, viz, the bill (H. R. 7555) to authorize for the fiscal years ending June 30, 1928, and June 30, 1929, appropriations for carrying out the provisions of the act entitled "An act for the promotion of the welfare and hygiene of maternity and infancy, and for other purposes," approved November 23, 1921; and

The Senate, as in Committee of the Whole, resumed the consideration of the said bill.

Pending debate,

Mr. Bingham raised a question as to the presence of a quorum;

Whereupon

The Presiding Officer (Mr. Smith in the chair) directed the roll to be called;

When

Sixty-four Senators answered to their names, as follows: Messrs. Bayard, Bingham, Blease, Borah, Broussard, Bruce, Cameron, Capper, Copeland, Couzens, Curtis, Dale, Deneen, Dill, Edge, Edwards, Ferris, Fess, Frazier, George, Gillett, Goff, Gooding, Hale, Harris, Harrison, Heflin, Howell, Johnson, Jones of Washington, Kendrick, Keyes, King, Lenroot, McKellar, McMaster, McNary, Mayfield, Metcalf, Moses, Neely, Norris, Oddie, Overman, Pepper, Phipps, Ransdell, Reed of Missouri, Reed of Pennsylvania, Sackett, Schall, Sheppard, Shortridge, Smith, Steck, Stephens, Stewart, Trammell, Tyson, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Wheeler, and Willis.

A quorum being present,

On the question of agreeing to the reported amendment on page 2, line 1,

Pending debate,

Mr. Cameron raised a question as to the presence of a quorum;

Whereupon

The Presiding Officer directed the roll to be called;

When

Fifty-seven Senators answered to their names, as follows:

Messrs. Bingham, Bratton, Broussard, Bruce, Cameron, Capper, Copeland, Couzens, Curtis, Dale, Deneen, Edge, Ferris, Fess, George, Gillett, Goff, Gooding, Hale, Harris, Heflin, Johnson, Jones of Washington, Kendrick, Keyes, King, Lenroot, McKellar, Mayfield, Metcalf, Moses, Neely, Oddie, Overman, Pepper, Phipps, Ransdell, Reed of Missouri, Reed of Pennsylvania, Sackett, Schall, Sheppard, Shipstead, Shortridge, Smith, Smoot, Steck, Stephens, Stewart, Trammell, Tyson, Wadsworth, Walsh of Massachusetts, Watson, Weller, Wheeler, and Willis.

A quorum being present,

Pending debate,

PROHIBITION OF USE OF POISONOUS GASES IN WAR

On motion by Mr. Borah, and by unanimous consent, *Ordered*, As in executive session, that the certified copy of the protocol for the prohibition of the use in war of asphyxiating, poisonous, or other gases, and of bacteriological methods of warfare, signed at Geneva, Switzerland, on June 17, 1925, be recommitted to the Committee on Foreign Relations.

EXECUTIVE SESSION

On motion by Mr. Curtis,

The Senate proceeded to the consideration of executive business; and

After the consideration of executive business the doors were reopened;

When

On motion by Mr. Curtis, at 5 o'clock and 3 minutes p. m., The Senate adjourned.

TUESDAY, DECEMBER 14, 1926

The Vice President called the Senate to order and the Chaplain offered prayer.

THE JOURNAL

The Journal of the proceedings of yesterday was approved.

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Chaffee, one of its clerks:

Mr. President: The House of Representatives has disagreed to the amendments of the Senate to the bill (H. R. 12316) to amend the Panama Canal act and other laws applicable to the Canal Zone, and for other purposes; it asks a conference with the Senate on the disagreeing votes of the two Houses thereon, and has appointed Mr. Parker, Mr. Denison, and Mr. Barkley managers at the same on its part.

QUESTION OF QUORUM

Mr. Curtis raised a question as to the presence of a quorum;

Whereupon

The Vice President directed the roll to be called;

When

Eighty-two Senators answered to their names, as follows:

Messrs. Ashurst, Bayard, Bingham, Blease, Borah, Bratton, Bruce, Cameron, Capper, Copeland, Couzens, Curtis, Dale, Deneen, Dill, Edge, Edwards, Ferris, Fess, Fletcher, Frazier, George, Gillett, Glass, Goff, Gooding, Greene, Hale, Harrell, Harris, Harrison, Hawes, Heflin, Howell, Johnson, Jones of New Mexico, Jones of Washington, Kendrick, Keyes, King, Lenroot, McKellar, McLean, McMaster, McNary, Mayfield, Means, Metcalf, Moses, Neely, Norris, Oddie, Overman, Pepper, Phipps, Pine, Pittman, Ransdell, Reed of Missouri, Reed of Pennsylvania, Sackett, Schall, Sheppard, Shipstead, Shortridge, Simmons, Smith, Smoot, Stanfield, Steck, Stephens, Stewart, Swanson, Trammell, Tyson, Underwood, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, and Willis.

A quorum being present,

EXPENDITURES OF ST. ELIZABETHS HOSPITAL

The Vice President laid before the Senate a communication from the Secretary of the Interior, transmitting, pursuant to law, a report of the superintendent of St. Elizabeths Hospital showing the expenditures of the said institution for the fiscal year ended June 30, 1926; which, with the accompanying report, was referred to the Committee on the District of Columbia.

REPORT OF NATIONAL ACADEMY OF SCIENCES

The Vice President laid before the Senate a communication from the president of the National Academy of Sciences, transmitting, pursuant to law, the report of the academy for the fiscal year ended June 30, 1926; which, with the accompanying report, was referred to the Committee on the Library.

PETITION

Mr. Warren presented a petition of citizens of Casper, Wyo., praying the enactment of legislation regulating the broadcasting of radio communications.

Ordered, That it lie on the table.

REPORTS OF COMMITTEES

Mr. Keyes, from the Committee to Audit and Control the Contingent Expenses of the Senate, to whom were referred the following resolutions, reported them each without amendment: S. Res. 288. Resolution authorizing the appointment of an additional page for the session; and

S. Res. 289. Resolution to pay Senate pages from December 1 to December 5, 1926, inclusive.

The Senate proceeded, by unanimous consent, to consider the said resolutions; and

Resolved, That the Senate agree thereto.

Mr. Steck, from the Committee on Military Affairs, to whom was referred the bill (H. R. 5486) for the relief of Levi Wright, reported it without amendment and submitted a report (No. 1194) thereon.

Mr. Warren, from the Committee on Appropriations, to whom was referred the bill (H. R. 14557) making appropriations for the Treasury and Post Office Departments for the fiscal year ending June 30, 1928, and for other purposes, reported it with amendments and submitted a report (No. 1195) thereon.

INTRODUCTION OF BILLS

Bills were introduced, severally read the first and second times by unanimous consent, and referred as follows:

By Mr. Sheppard:

A bill (S. 4798) for the organization and regulation of cooperative nonprofit life benefit associations in the District of Columbia; to the Committee on the District of Columbia.

By Mr. Ferris:

A bill (S. 4799) granting a pension to Jean Ward; and

A bill (S. 4800) granting a pension to Eva L. Morgan; to the Committee on Pensions.

By Mr. Metcalf:

A bill (S. 4801) granting an increase of pension to Idella N. Seeley (with accompanying papers); and

A bill (S. 4802) granting an increase of pension to Ellen A. Carpenter (with accompanying papers); to the Committee on Pensions.

By Mr. Capper:

A bill (S. 4803) to further regulate certain public-service corporations operating within the District of Columbia, and for other purposes; to the Committee on the District of Columbia.

A bill (S. 4804) granting an increase of pension to Jennie Shively (with accompanying papers); and

A bill (S. 4805) granting an increase of pension to Anna J. Shepherd (with accompanying papers); to the Committee on Pensions.

By Mr. Neely:

A bill (S. 4806) granting a pension to Martha E. Crites; and

A bill (S. 4807) granting an increase of pension to Annie McCoy; to the Committee on Pensions.

By Mr. McNary:

A bill (S. 4808) to establish a Federal farm board to aid in the orderly marketing and in the control and disposition of the surplus agricultural commodities; to the Committee on Agriculture and Forestry.

By Mr. Moses:

A bill (S. 4809) granting a pension to Addie Foster Scriggins (with accompanying papers); and

A bill (S. 4810) granting an increase of pension to Honora Sullivan (with accompanying papers); to the Committee on Pensions.

By Mr. Shipstead:

A bill (S. 4811) to protect trade-marks used in commerce, to authorize the registration of such trade-marks, and for other purposes; and

A bill (S. 4812) amending the statutes of the United States as to procedure in the Patent Office and in the courts with regard to the granting of letters patent for inventions and with regard to interfering patents; to the Committee on Patents.

A bill (S. 4813) granting the consent of Congress to the Minneapolis, Northfield & Southern Railway to construct, maintain, and operate a railroad bridge across the Minnesota River; to the Committee on Commerce.

By Mr. Johnson:

A bill (S. 4814) authorizing the sale of the new subtreasury building and site in San Francisco, Calif.; to the Committee on Public Buildings and Grounds.

By Mr. McMaster (for Mr. Norbeck):

A bill (S. 4815) granting an increase of pension to Henrietta Steele;

A bill (S. 4816) granting an increase of pension to Louis DeWitt; and

A bill (S. 4817) granting an increase of pension to Honore Marois; to the Committee on Pensions.

By Mr. Willis:

A bill (S. 4818) granting an increase of pension to Caroline Hutchison (with accompanying papers); to the Committee on Pensions.

By Mr. Harris:

A bill (S. 4819) granting a pension to Eulalia J. Adams Harvey; to the Committee on Pensions.

By Mr. Hale:

A bill (S. 4820) authorizing certain officers and enlisted men of the United States Navy to accept foreign decorations; to the Committee on Naval Affairs.

By Mr. Copeland:

A bill (S. 4821) to provide for the closing of barber shops in the District of Columbia on Sunday; to the Committee on the District of Columbia.

COMMITTEE SERVICE

On motion by Mr. Watson, and by unanimous consent,

Ordered, That the following Senators be excused from further service as members of the following committees:

Mr. Edge from the Committee on Commerce; Mr. Bingham from the Committee on Commerce; Mr. Cameron from the Committee on Indian Affairs; Mr. Metcalf from the Committee on Post Offices and Post Roads; and Mr. Howell from the Committee on Civil Service.

That the following Senators be assigned to membership on the following committees:

Mr. Bingham to the Committee on Appropriations and the Committee on Printing; Mr. Dale to the Committee on Commerce; Mr. Edge to the Committee on Finance and to the Committee on Privileges and Elections; Mr. Gillett to the Committee on Foreign Relations; Mr. Howell to the Committee on Naval Affairs; Mr. Reed of Pennsylvania to the Committee on Territories and Insular Possessions; Mr. Metcalf to the Committee on Interstate Commerce and to the Committee on Territories and Insular Possessions; Mr. Robinson of Indiana to the Committee on the Judiciary; Mr. du Pont to the Committee on Interstate Commerce; Mr. Frazier, as a member for the majority to the Committee on Indian Affairs, preceding Mr. McMaster and Mr. La Follette by their consent, as a member for the majority to the Committee on Banking and Currency, the Committee on Mines and Mining, the Committee on Pensions, and the Committee on Post Offices and Post Roads; Mr. La Follette to the Committee on Post Offices and Post Roads; Mr. Nye to the Committee on Public Lands and Surveys; Mr. Stewart to the Committee on Commerce, the Committee on Patents, the Committee on Pensions, and the Committee on Civil Service; Mr. Gould to the Committee on Commerce, the Committee on the District of Columbia, the Committee on Manufactures, and the Committee on Public Buildings and Grounds.

That Mr. Norris be excused from further service as chairman of the Committee on Agriculture and Forestry.

That Mr. Couzens be excused from further service as chairman of the Committee on Civil Service.

That Mr. Phipps be excused from further service as chairman of the Committee on Education and Labor.

That Mr. McNary be excused from further service as chairman of the Committee on Irrigation and Reclamation.

That the following Senators are hereby appointed chairmen of the following committees:

Mr. McNary as chairman of the Committee on Agriculture and Forestry.

Mr. Dale as chairman of the Committee on Civil Service.

Mr. Couzens as chairman of the Committee on Education and Labor.

Mr. Phipps as chairman of the Committee on Irrigation and Reclamation.

Mr. Norris as chairman of the Committee on the Judiciary.

Mr. Weller as chairman of the Committee on Manufactures.

Mr. Metcalf as chairman of the Committee on Patents.

Mr. Lenroot as chairman of the Committee on Public Buildings and Grounds.

CALENDAR UNDER RULE VIII

The Senate, as in Committee of the Whole, resumed the consideration of the bill (H. R. 6238) to amend the immigration act of 1924.

The question being on agreeing to the amendment proposed by Mr. Wadsworth on page 1, line 6, and on page 2, line 2,

Mr. Bruce raised a question as to the presence of a quorum; Whereupon

The Presiding Officer (Mr. Goff in the chair) directed the roll to be called;

When

Seventy-nine Senators answered to their names, as follows:

Messrs. Ashurst, Bayard, Bingham, Blease, Borah, Bratton, Bruce, Cameron, Capper, Copeland, Couzens, Curtis, Deneen, Dill, Edge, Edwards, Ferris, Fess, Frazier, George, Gillett, Glass, Goff, Gooding, Greene, Hale, Harrell, Harris, Harrison, Hawes, Hefflin, Howell, Johnson, Jones of New Mexico, Jones of Washington, Kendrick, Keyes, King, Lenroot, McKellar, McLean, McMaster, McNary, Mayfield, Means, Metcalf, Moses, Neely, Oddie, Overman, Pepper, Phipps, Pine, Pittman, Ransdell, Reed of Missouri, Reed of Pennsylvania, Sackett, Schall, Sheppard, Shipstead, Shortridge, Simmons, Smith, Smoot, Stanfield, Steck, Stephens, Stewart, Swanson, Trammell, Tyson, Underwood, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, and Willis.

A quorum being present,

After debate,

On the question of agreeing to the amendment proposed by Mr. Wadsworth, viz, on page 1, line 6, strike out the words "word 'or'" down to and including the word "follows," in line 8, and insert in lieu thereof the word following;

On page 2, at the end of line 2, insert a semicolon and the word "or," and a new subdivision, as follows:

(g) An immigrant who is the wife or the unmarried child under eighteen years of age of an alien legally admitted to the United States prior to July 1, 1924, for permanent residence therein, who has declared his intention in the manner provided by law to become a citizen of the United States and still resides therein at the time of the filing of a petition under section 9: Provided, That such wives and minor children shall apply at a port of entry of the United States in possession of a valid unexpired nonquota immigration visa secured at any time within one year from the date of the passage of this act: Provided further, That the number of such wives and minor children admitted as nonquota immigrants shall not exceed thirty-five thousand, the distribution thereof to be apportioned equitably among the various nationalities on the basis of the number of relatives petitioned for by such aliens resident in the United States, under rules and regulations to be prescribed by the Secretary of Labor.

It was determined in the affirmative, {Yeas..... 39
Nays..... 87

On motion by Mr. Reed of Pennsylvania,

The yeas and nays being desired by one-fifth of the Senators present,

Those who voted in the affirmative are—

Messrs. Bingham, Borah, Bruce, Copeland, Couzens, Deneen, Dill, Edge, Edwards, Ferris, Frazier, Gooding, Harrell, Hawes, Howell, Johnson, Jones of New Mexico, Kendrick, King, Lenroot, McLean, McMaster, Metcalf, Pepper, Phipps, Ransdell, Reed of Missouri, Schall, Sheppard, Shipstead, Shortridge, Simmons, Stewart, Underwood, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Warren, and Watson.

Those who voted in the negative are—

Messrs. Ashurst, Bayard, Blease, Bratton, Capper, Fess, George, Gillett, Glass, Goff, Greene, Hale, Harris, Harrison, Hefflin, Jones of Washington, Keyes, McKellar, McNary, Mayfield, Means, Neely, Oddie, Overman, Pine, Pittman, Reed of Pennsylvania, Sackett, Smith, Smoot, Stanfield, Steck, Stephens, Swanson, Trammell, Tyson, and Willis.

So Mr. Wadsworth's amendment was agreed to.

The reported amendment having then been agreed to, the bill was reported to the Senate and the amendments made in the Committee of the Whole were concurred in.

Ordered, That the amendments be engrossed and the bill read a third time.

The said bill as amended was read the third time.

On the question, Shall the bill pass?

It was determined in the affirmative, {Yeas..... 45
Nays..... 31

On motion by Mr. Willis,

The yeas and nays being desired by one-fifth of the Senators present,

Those who voted in the affirmative are—

Messrs. Bayard, Bingham, Borah, Bratton, Bruce, Cameron, Copeland, Couzens, Deneen, Dill, Edge, Edwards, Ferris, Frazier, Gooding, Harrell, Hawes, Johnson, Jones of New Mexico, Kendrick, Lenroot, McLean, McMaster, Metcalf, Pepper, Phipps, Ransdell, Reed of Missouri, Reed of Pennsylvania, Sackett, Schall, Sheppard, Shipstead, Shortridge, Simmons, Smoot, Stanfield, Stewart, Tyson, Underwood, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Warren, and Watson.

Those who voted in the negative are—

Messrs. Ashurst, Blease, Capper, Fess, George, Gillett, Glass, Goff, Greene, Hale, Harris, Harrison, Hefflin, Howell, Jones of Washington, Keyes, McKellar, McNary, Mayfield, Means, Neely,

Oddie, Overman, Pine, Pittman, Smith, Steck, Stephens, Swanson, Trammell, and Willis.

So it was

Resolved, That the bill pass.

On motion by Mr. Reed of Pennsylvania,

Resolved, That the Senate insist upon its amendments to the said bill and ask a conference with the House of Representatives thereon.

Ordered, That the conferees on the part of the Senate be appointed by the Vice President; and

The Vice President appointed Mr. Johnson, Mr. Keyes, Mr. Reed of Pennsylvania, Mr. King, and Mr. Harris.

Ordered, That the Secretary notify the House of Representatives thereof.

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Hattigan, one of its clerks:

Mr. President: The House of Representatives has passed without amendment the bill (S. 2855) for the relief of Cyrus S. Andrews.

AMENDMENT OF PANAMA CANAL LAWS

The Vice President laid before the Senate the message this day received from the House of Representatives, announcing its disagreement to the amendments of the Senate to the bill (H. R. 12316) to amend the Panama Canal act and other laws applicable to the Canal Zone, and for other purposes, and asking a conference with the Senate thereon.

On motion by Mr. Edge,

Resolved, That the Senate insist upon its amendments to the said bill, disagreed to by the House of Representatives, and agree to the conference asked by the House on the disagreeing votes of the two Houses thereon.

Ordered, That the conferees on the part of the Senate be appointed by the Vice President; and

The Vice President appointed Mr. Edge, Mr. Greene, and Mr. Walsh of Montana.

Ordered, That the Secretary notify the House of Representatives thereof.

RIVER AND HARBOR PROJECTS

The hour of 2 o'clock p. m. having arrived,

Mr. Jones of Washington asked that the bill (H. R. 11616) authorizing the construction, repair, and preservation of certain public works on rivers and harbors, and for other purposes, be laid before the Senate pursuant to the following order agreed to on June 30 last:

Ordered, by unanimous consent, that the bill H. R. 11616 (the river and harbor bill) be made a special order for December 14, 1926, at 2 o'clock p. m.; and that after the hour of 2 p. m. on the calendar day of December 20, 1926, no Senator shall speak more than once or longer than one hour upon the bill or more than once or longer than 30 minutes upon any amendment; and that after 3 o'clock p. m. on December 21, 1926, no Senator shall speak more than once or longer than 15 minutes on the bill or any amendment. The bill shall not be laid aside except by unanimous consent.

The Vice President thereupon laid the said bill before the Senate.

Mr. Sheppard raised a question of order, viz, that the unfinished business, viz, the bill H. R. 7555, the maternity and infancy appropriation extension bill, should be laid before the Senate at this time.

The Vice President held the point of order to be well taken, stating that under Rule X, if objection was made, the unfinished business must be laid before the Senate.

A question arising as to whether the order was intended to operate as a special order, to be governed by Rule X, or as a unanimous-consent agreement, to be set aside only by unanimous consent,

After debate,

The Vice President made the following ruling:

"The Chair perhaps was a little in error in his ruling and will take the opportunity to alter it. There is a plain inconsistency between the manner in which the special order was made and Rule X. The Chair was inclined to think that the fact that the special order was obtained by unanimous consent made no difference in the application of the rule. He finds, however, that he stated in putting the question on the order at the time of its adoption, 'Is there objection to the proposed unanimous-consent agreement?' The Chair hears none, and it is so ordered."

"The Chair, therefore, thinks he is justified in holding it to be a unanimous-consent agreement, and the order of business defined under it will proceed. If the special order was set

aside, it would carry with it the arrangement for proceeding with the business as defined in the order."

The Senate, as in Committee of the Whole, thereupon proceeded to consider the bill (H. R. 11616) authorizing the construction, repair, and preservation of certain public works on rivers and harbors, and for other purposes.

The bill having been read,
On the question of agreeing to the first reported amendment inserting on page 2, after line 13, a provision with reference to the Hackensack River, N. J.,
Pending debate,

EXECUTIVE SESSION

On motion by Mr. Curtis,
The Senate proceeded to the consideration of executive business; and

After the consideration of executive business the doors were reopened;

When,
On motion by Mr. Curtis, at 4 o'clock and 18 minutes p. m.,
The Senate adjourned.

WEDNESDAY, DECEMBER 15, 1926

The Vice President called the Senate to order, and the Chaplain offered prayer.

THE JOURNAL

The Journal of the proceedings of yesterday was approved.
CREDENTIALS OF SENATOR FROM KANSAS

The Vice President laid before the Senate the credentials of Charles Curtis, duly chosen a Senator by the qualified electors of the State of Kansas for the term beginning March 4, 1927; which were read and placed on file.

CREDENTIALS OF SENATOR FROM MARYLAND

The Vice President laid before the Senate the credentials of Millard E. Tydings, duly chosen a Senator by the qualified electors of the State of Maryland for the term beginning March 4, 1927; which were read and placed on file.

CREDENTIALS OF SENATOR FROM NORTH CAROLINA

The Presiding Officer (Mr. Bingham in the chair) laid before the Senate the credentials of Lee S. Overman, duly chosen a Senator by the qualified electors of the State of North Carolina for the term beginning March 4, 1927; which were read and placed on file.

CREDENTIALS OF SENATOR FROM FLORIDA

Mr. Trammell presented the credentials of Duncan U. Fletcher, duly chosen a Senator by the qualified electors of the State of Florida for the term beginning March 4, 1927; which were read and placed on file.

STATE DEPARTMENT ROUTINE REPORTS

The Vice President laid before the Senate the following message from the President of the United States, which was read, and, with the accompanying papers, referred to the Committee on Foreign Relations:

To the Congress of the United States:

I transmit herewith a report by the Secretary of State on matters concerning the Department of State, required by certain provisions of law enumerated in the report.

CALVIN COOLIDGE.

THE WHITE HOUSE,

Washington, December 15, 1926.

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

Bills and joint resolutions were introduced, severally read the first and second times by unanimous consent, and referred as follows:

By Mr. Willis:

A bill (S. 4822) granting an increase of pension to Anna Martin (with accompanying papers); to the Committee on Pensions.

By Mr. Cameron:

A bill (S. 4823) to provide for retired officers who served in the Army, Navy, or Marine Corps during the Spanish-American War; to the Committee on Military Affairs.

By Mr. Walsh of Montana:

A bill (S. 4824) for the relief of Fannie M. Hollingsworth; to the Committee on Public Lands and Surveys.

A bill (S. 4825) authorizing the payment of certain sums to Roosevelt County, Mont.; to the Committee on Post Offices and Post Roads.

By Mr. Harrison:

A bill (S. 4826) to amend the Federal farm loan act as amended; to the Committee on Banking and Currency.

By Mr. Warren:

A bill (S. 4827) granting an increase of pension to Margaret Kammerling (with accompanying papers); to the Committee on Pensions.

By Mr. Dill:

A bill (S. 4828) granting a pension to Catherine E. Pearson; to the Committee on Pensions.

By Mr. Wadsworth:

A bill (S. 4829) for the relief of the Wilson Chemical Co.; to the Committee on Claims.

By Mr. McKellar:

A bill (S. 4830) for the relief of M. Zingarelli and wife, Mary Alice Zingarelli (with accompanying papers); to the Committee on Claims.

A bill (S. 4831) granting the consent of Congress to the highway department of Davidson County, of the State of Tennessee, to construct a bridge across Cumberland River at a point near Andersons Bluff, connecting Old Hickory or Jacksontonville, Tenn., by way of the Gallatin Pike, with Nashville, in Davidson County, Tenn.; to the Committee on Commerce.

By Mr. Overman:

A bill (S. 4832) granting a license to Albert H. Parham to practice osteopathy in the District of Columbia; to the Committee on the District of Columbia.

By Mr. Neely:

A bill (S. 4833) granting an increase of pension to Sarah J. Glenn; to the Committee on Pensions.

A bill (S. 4834) for the relief of Frederick N. Carr; to the Committee on Military Affairs.

By Mr. Blease:

A bill (S. 4835) to provide for the appointment of one additional district judge for the eastern and western districts of South Carolina; to the Committee on the Judiciary.

By Mr. Glass:

A bill (S. 4836) for the relief of the Virginia Engineering Co. (Inc.) (with accompanying papers); to the Committee on Claims.

By Mr. Walsh of Massachusetts:

A bill (S. 4837) granting pensions and increases of pensions to certain widows of soldiers, sailors, and marines of the Civil War; to the Committee on Pensions.

By Mr. Willis:

A bill (S. 4838) granting an increase of pension to Elizabeth Perry (with accompanying papers); to the Committee on Pensions.

By Mr. Wadsworth:

A bill (S. 4839) granting an increase of pension to Avis F. Norton; to the Committee on Pensions.

A bill (S. 4840) to provide for the appointment of an additional judge of the District Court of the United States for the Northern District of New York; to the Committee on the Judiciary.

By Mr. Howell:

A joint resolution (S. J. Res. 133) for the appointment of Bruce J. Newlon, of Nebraska, as member of the Board of Managers of the National Home for Disabled Volunteer Soldiers; to the Committee on Military Affairs.

By Mr. Edwards:

A joint resolution (S. J. Res. 134) for the relief of the Passaic Valley Sewerage Commissioners; to the Committee on Claims.

By Mr. Cameron:

A joint resolution (S. J. Res. 135) to amend an act entitled "An act for making further and more effectual provision for the national defense, and for other purposes, approved June 3, 1916, and to establish military justice, approved June 4, 1920"; to the Committee on Military Affairs.

SENATOR FROM MAINE

Mr. Goff submitted the following resolution (S. Res. 296), which was referred to the Committee to Audit and Control the Contingent Expenses of the Senate:

Resolved, That the Committee on Privileges and Elections, authorized by Senate Resolution 278 to inquire into charges made against Arthur R. Gould, sitting Member from the State of Maine, and to report to the Senate thereon, is hereby empowered to sit and perform its duties at such times and places as it deems necessary or proper, and to require the attendance of witnesses by subpoenas or otherwise; to require the production of books, papers, and documents; and to employ counsel and other assistants and stenographers, at a cost not exceeding \$1.25 per printed page. The chairman of the committee; or any member thereof, may administer oaths to witnesses and sign subpoenas for witnesses; and every person duly summoned before said committee, or any subcommittee thereof, who refuses or fails to obey the process of said committee or appears

and refuses to answer questions pertinent to said investigation shall be punished as prescribed by law. The expenses of said investigation shall be paid from the contingent fund of the Senate on vouchers of the committee or subcommittee, signed by the chairman and approved by the Committee to Audit and Control the Contingent Expenses of the Senate.

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Chaffee, one of its clerks:

Mr. President: The House of Representatives has passed the joint resolution (H. J. Res. 303) to correct a misnomer contained in the act to fix the salaries of certain judges of the United States, in which it requests the concurrence of the Senate.

The President of the United States has informed the House that he approved and signed acts as follows:

On December 11, 1926:

H. R. 9039. An act to amend section 8 of the act approved March 1, 1911 (36 Stats. p. 961), entitled "An act to enable any State to cooperate with any other State or States, or with the United States, for the protection of the watersheds of navigable streams and to appoint a commission for the acquisition of lands for the purpose of conserving the navigability of navigable rivers";

H. R. 10547. An act to require the filing of an affidavit by certain officers of the United States;

H. R. 10739. An act to prevent purchase and sale of public office; and

H. R. 8128. An act to punish counterfeiting, altering, or uttering of Government transportation requests.

On December 14, 1926:

H. R. 6466. An act for the relief of Edward C. Roser.

On December 15, 1926:

H. R. 11119. An act to alter the personnel of the Public Utilities Commission of the District of Columbia, and for other purposes.

HOUSE JOINT RESOLUTION REFERRED

The joint resolution H. J. Res. 303, this day received from the House of Representatives for concurrence, was read the first and second times by unanimous consent, and referred to the Committee on the Judiciary.

PUBLIC BUILDING SITES IN DISTRICT OF COLUMBIA

On motion by Mr. Smoot, and by unanimous consent,

The Senate, as in Committee of the Whole, proceeded to consider the bill (S. 4663) authorizing the Secretary of the Treasury to acquire certain lands within the District of Columbia to be used as sites for public buildings; and, after debate, no amendment being made, it was reported to the Senate.

Ordered, That it be engrossed and read a third time.

The said bill was read the third time.

Resolved, That it pass, and that the title thereof be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

APPROPRIATIONS FOR TREASURY AND POST OFFICE DEPARTMENTS

On motion by Mr. Warren, and by unanimous consent,

The Senate, as in Committee of the Whole, proceeded to consider the bill (H. R. 14557) making appropriations for the Treasury and Post Office Departments for the fiscal year ending June 30, 1928, and for other purposes.

Pending debate,

RIVER AND HARBOR PROJECTS

The Presiding Officer (Mr. Bingham in the chair) announced that the hour of 2 o'clock had arrived and laid before the Senate the unfinished business at its adjournment yesterday, viz, the bill (H. R. 11616) authorizing the construction, repair, and preservation of certain public works on rivers and harbors, and for other purposes.

The further consideration of the said bill was, by unanimous consent, temporarily laid aside; and

APPROPRIATIONS FOR TREASURY AND POST OFFICE DEPARTMENTS

The Senate, as in Committee of the Whole, resumed the consideration of the bill (H. R. 14557) making appropriations for the Treasury and Post Office Departments for the fiscal year ending June 30, 1928, and for other purposes.

Pending debate,

The reported amendment on page 13, line 17, was amended on the motion of Mr. Wadsworth, and as amended agreed to; the residue of the reported amendments agreed to, and the bill further amended on the motion of Mr. Warren, on behalf of the Committee on Appropriations.

On motion by Mr. Warren, from the Committee on Appropriations, to further amend the bill by inserting on page 20, line 5, after the word "allotment," the following proviso:

Provided further, That not to exceed \$500,000 of the total amount appropriated shall be available for the advances to be made by special disbursing agents when authorized by the Commissioner of Internal Revenue and approved by the Secretary of the Treasury, the provisions of section 3648 of the Revised Statutes to the contrary notwithstanding.

Mr. Bruce raised a question of order, viz, that the amendment was not germane to an appropriation bill, that it was new legislation, and therefore, under Rule XVI, paragraph 2, could not be entertained.

After debate, by unanimous consent,

The Vice President, in the following language, sustained the point of order: In the determination of the question as to whether an amendment proposes new legislation the test, it has seemed to me, is a very simple one. Does it propose to make lawful something which before was unlawful; or does it propose to make unlawful something which before was lawful?

This amendment itself provides, in the last section—

"The provisions of section 3648 of the Revised Statutes to the contrary notwithstanding."

The amendment proposes to make lawful something which before was unlawful. It is clearly out of order, and the Chair so holds.

On motion by Mr. McKellar that the Senate return to the reported amendment beginning on page 15, line 9,

Pending debate,

On motion by Mr. Jones of Washington, at 5 o'clock and 32 minutes p. m.,

The Senate took a recess until 12 o'clock m. to-morrow.

AT 12 O'CLOCK M. (CALENDAR DAY, THURSDAY, DECEMBER 16, 1926)

The Vice President called the Senate to order.

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Chaffee, one of its clerks:

Mr. President: The House of Representatives has passed the following bills and joint resolution, in which it requests the concurrence of the Senate:

H. R. 13504. An act to amend the act entitled "An act granting the consent of Congress to the Gallia County Ohio River Bridge Co. and its successors and assigns to construct a bridge across the Ohio River at or near Gallipolis, Ohio," approved May 13, 1926;

H. R. 14827. An act making appropriations for the Department of the Interior for the fiscal year ending June 30, 1928, and for other purposes; and

H. J. Res. 305. Joint resolution authorizing payment of salaries of the officers and employees of Congress for December, 1926, on the 20th day of that month.

The Speaker of the House having signed an enrolled bill, viz, S. 2855, I am directed to bring the same to the Senate for the signature of its President.

ENROLLED BILL SIGNED

Mr. Greene, from the Committee on Enrolled Bills, reported that they had examined and found truly enrolled the bill (S. 2855) for the relief of Cyrus S. Andrews.

The Vice President thereupon signed the same, and it was delivered to the committee to be presented to the President of the United States.

HOUSE BILLS AND JOINT RESOLUTION REFERRED

The bills and joint resolution this day received from the House of Representatives for concurrence were severally read the first and second times by unanimous consent.

Ordered, That the bill H. R. 13504 be referred to the Committee on Commerce; and that the bill H. R. 14827 and the joint resolution H. J. Res. 305 be referred to the Committee on Appropriations.

CREDENTIALS OF SENATOR FROM MISSOURI

The Vice President laid before the Senate the credentials of Harry B. Hawes, duly chosen a Senator by the qualified electors of the State of Missouri for the term beginning March 4, 1927; which were read and placed on file.

CREDENTIALS OF SENATOR FROM OHIO

Mr. Fess presented the credentials of Frank B. Willis, duly chosen a Senator by the qualified electors of the State of Ohio for the term beginning March 4, 1927; which were read and placed on file.

PETITIONS AND MEMORIALS

Petitions, memorials, etc., were presented and referred as follows:

By Mr. Warren: A resolution adopted by the American Legion, Department of Wyoming, remonstrating against the enactment of legislation providing for the abandonment of military training in educational institutions; to the Committee on Military Affairs.

Memorials of the Chamber of Commerce of Cheyenne, Wyo., and the Commercial Club of Sheridan, Wyo., remonstrating against the enactment of legislation providing for the control of grazing on the public domain; to the Committee on Public Lands and Surveys.

By Mr. Trammell: A resolution adopted by the Chamber of Commerce of the State of Florida, praying the enactment of legislation providing for the repeal of the Federal inheritance-tax provision; to the Committee on Finance.

Petitions praying the enactment of legislation providing for the repeal of the immigration act of 1924 were presented as follows:

By Mr. Copeland: A resolution adopted by the Sons of Norway, District Lodge No. 2, at Spokane, Wash.;

By Mr. Shipstead: A resolution adopted at the triennial session of the Order of Vas of America, held at Omaha, Nebr.; and

A resolution adopted at the annual conference of the Swedish Evangelical Mission Covenant of America, at Minneapolis, Minn.

Ordered, That they be referred to the Committee on Immigration.

REPORTS OF COMMITTEES

Mr. Pepper, by unanimous consent, from the Committee on Naval Affairs, to whom was referred the bill (H. R. 12853) authorizing and directing the Secretary of the Navy to turn over the gunboat *Wolverine* to the municipality of Erie, Pa., reported it without amendment and submitted a report (No. 1196) thereon.

The Senate proceeded, by unanimous consent, to consider the said bill as in Committee of the Whole; and no amendment being made, it was reported to the Senate.

Ordered, That it pass to a third reading.

The said bill was read the third time.

Resolved, That it pass.

Ordered, That the Secretary notify the House of Representatives thereof.

INVESTIGATION OF CAMPAIGN EXPENDITURES

Mr. Reed of Missouri, from the special committee on investigation of campaign expenditures, created by authority of Senate Resolution 195, agreed to May 17, 1926, submitted a partial report (No. 1197); which was ordered to be printed.

ENROLLED BILL PRESENTED

Mr. Greene, from the Committee on Enrolled Bills, reported that they this day presented to the President of the United States the enrolled bill (S. 2855) for the relief of Cyrus S. Andrews.

INTRODUCTION OF BILLS

Bills were introduced, severally read the first and second times by unanimous consent, and referred as follows:

By Mr. Blease:

A bill (S. 4841) for the relief of Samuel J. Leaphart (with accompanying papers); to the Committee on Claims.

By Mr. Hawes:

A bill (S. 4842) to amend the interstate commerce act, being "An act to regulate commerce," as amended July 29, 1906; April 13, 1908; June 13, 1910; February 17, 1917; March 2, 1917; May 29, 1917; August 10, 1917; and February 28, 1920, by providing a more adequate system of regulation for the railroads of the United States through an extension of the Interstate Commerce Commission and the creation of seven regional commissions to cooperate with and assist the Interstate Commerce Commission in the performance of its duties, and for other purposes; to the Committee on Interstate Commerce.

By Mr. Shipstead:

A bill (S. 4843) to amend section 84 of the revenue act of 1926; to the Committee on Finance.

By Mr. Watson:

A bill (S. 4844) granting the consent of Congress to the Pittsburgh, Cincinnati, Chicago & St. Louis Railroad Co. to construct, maintain, and operate a railroad bridge across the Wabash River; to the Committee on Commerce.

By Mr. Smoot:

A bill (S. 4845) to protect the public against fraud by prohibiting the manufacture, sale, or transportation in interstate

commerce of misbranded, misrepresented, or falsely described articles, to regulate the traffic therein, and for other purposes; to the Committee on Interstate Commerce.

By Mr. Edge:

A bill (S. 4846) granting the consent of Congress to Tacony-Palmyra Bridge Co. to construct, maintain, and operate a bridge across the Delaware River at Palmyra, N. J.; to the Committee on Commerce;

A bill (S. 4847) granting an increase of pension to Nancy E. Buckman; and

A bill (S. 4848) granting an increase of pension to Althea C. Schnitzer; to the Committee on Pensions.

By Mr. Borah:

A bill (S. 4849) granting an increase of pension to Philomena M. Dial (with accompanying papers); to the Committee on Pensions.

A bill (S. 4850) for the relief of the Weiser State Bank, of Weiser, Idaho (with accompanying papers); to the Committee on Claims.

By Mr. Gillett:

A bill (S. 4851) authorizing the Secretary of War to convey to the city of Springfield, Mass., certain parcels of land within the Springfield Armory Military Reservation, Mass., and for other purposes; to the Committee on Military Affairs;

A bill (S. 4852) for the relief of Roland M. Baker; and

A bill (S. 4853) for the relief and reimbursement of The Central New England Sanatorium (Inc.) in Massachusetts; to the Committee on Claims.

By Mr. Bratton:

A bill (S. 4854) granting a pension to John Mosley; to the Committee on Pensions.

By Mr. Shortridge:

A bill (S. 4855) granting a pension to Charles Steele, alias Charles Stehele; and

A bill (S. 4856) granting an increase of pension to John McDonald; to the Committee on Pensions.

By Mr. Capper:

A bill (S. 4857) granting an increase of pension to Sarah E. Bomgardner (with accompanying papers); to the Committee on Pensions.

By Mr. Tyson:

A bill (S. 4858) for the relief of Martha Ellen Raper (with accompanying papers); to the Committee on Claims.

By Mr. Copeland:

A bill (S. 4859) granting a pension to Sarah C. Prentice; to the Committee on Pensions.

A bill (S. 4860) for the relief of Thomas F. Nicholas; to the Committee on Military Affairs.

By Mr. Dale:

A bill (S. 4861) granting an increase of pension to Emma A. La Point (with accompanying papers); to the Committee on Pensions.

By Mr. Reed of Pennsylvania:

A bill (S. 4862) granting the consent of Congress to the commissioners of Fayette and Washington Counties, Pa., to reconstruct the bridge across the Monongahela River at Belle Vernon, Fayette County, Pa.; to the Committee on Commerce.

By Mr. Phipps:

A bill (S. 4863) authorizing the adjustment of the boundaries of the Arapaho National Forest, and for other purposes; to the Committee on Agriculture and Forestry.

By Mr. Stanfield:

A bill (S. 4864) to provide for allocation of timber in the Klamath Indian Reservation; and

A bill (S. 4865) to promote the development, protection, and utilization of grazing facilities on national forests, and for other purposes; to the Committee on Public Lands and Surveys.

A bill (S. 4866) to amend the act entitled "An act for the retirement of employees in the classified civil service, and for other purposes," approved May 22, 1920, and acts in amendment thereof, approved July 3, 1926; and

A bill (S. 4867) placing service postmasters in the classified service; to the Committee on Civil Service.

By Mr. Sackett:

A bill (S. 4868) granting a pension to Belle Golladay; to the Committee on Pensions.

SENATOR FROM ILLINOIS

Mr. Ashurst submitted the following resolution (S. Res. 297):

Resolved, That the qualifying oath be not administered to Hon. Frank L. Smith, the Member designate, and that the special committee appointed under and by authority of Senate Resolution 195, Sixty-ninth Congress, first session, be, and it hereby is, directed to report to the Senate at the earliest con-

venient date such recommendations in the premises as may to said special committee seem warranted.

Mr. Dill raised a question as to the presence of a quorum;

Whereupon

The Vice President directed the roll to be called;

When

Eighty-five Senators answered to their names, as follows:

Messrs. Ashurst, Bayard, Bingham, Blease, Borah, Bratton, Broussard, Bruce, Cameron, Capper, Copeland, Couzens, Curtis, Dale, Deneen, Dill, du Pont, Edge, Ernst, Ferris, Fess, Fletcher, Frazier, George, Gillett, Glass, Goff, Gooding, Gould, Greene, Hale, Harris, Harrison, Hawes, Hefflin, Howell, Johnson, Jones of New Mexico, Jones of Washington, Kendrick, Keyes, King, Lenroot, McKellar, McLean, McMaster, McNary, Mayfield, Means, Metcalf, Moses, Neely, Norris, Oddie, Overman, Pepper, Phipps, Pine, Pittman, Ransdell, Reed of Missouri, Reed of Pennsylvania, Robinson of Indiana, Sackett, Schall, Sheppard, Shipstead, Shortridge, Simmons, Smith, Smoot, Steck, Stephens, Stewart, Swanson, Trammell, Tyson, Underwood, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, Wheeler, and Willis.

A quorum being present,

Ordered, That the resolution lie on the table.

SPECIAL CLERK, AGRICULTURAL COMMITTEE

Mr. McNary submitted the following resolution (S. Res. 298), which was referred to the Committee to Audit and Control the Contingent Expenses of the Senate:

Resolved, That the Committee on Agriculture and Forestry hereby is authorized to employ a special assistant clerk until June 30, 1927, inclusive, to be paid out of the contingent fund of the Senate at the rate of \$2,500 per annum.

USES FOR COTTON AND COTTON PRODUCTS

On motion by Mr. Harris, and by unanimous consent,

Ordered, That the resolution (S. Res. 286) directing the Secretary of Commerce to investigate and report upon the development of new uses to which cotton and its products can be put be referred to the Committee on Commerce.

FEDERAL RESERVE PENSION FUND

On motion by Mr. McLean, and by unanimous consent,

The Senate, as in Committee of the Whole, proceeded to consider the bill (S. 3657) to incorporate the Federal reserve pension fund, to define its functions, and for other purposes.

Pending debate,

The further consideration of the said bill was laid aside.

APPROPRIATIONS FOR TREASURY AND POST OFFICE DEPARTMENTS

The Senate, as in Committee of the Whole, resumed the consideration of the bill (H. R. 14557) making appropriations for the Treasury and Post Office Departments for the fiscal year ending June 30, 1928, and for other purposes.

The question being on the motion of Mr. McKellar that the Senate return to the reported amendment on page 59, beginning in line 15, agreed to on yesterday,

Mr. McKellar withdrew his motion.

The vote of the Senate agreeing to the said amendment having been reconsidered by unanimous consent, and the question being on agreeing to the amendment,

Mr. King raised a question as to the presence of a quorum;

Whereupon

The Presiding Officer (Mr. Bingham in the chair) directed the roll to be called;

When

Seventy-five Senators answered to their names, as follows:

Messrs. Ashurst, Bayard, Bingham, Blease, Borah, Broussard, Bruce, Cameron, Capper, Copeland, Couzens, Curtis, Deneen, Dill, Edge, Ferris, Fess, Fletcher, Frazier, George, Glass, Goff, Hale, Harris, Harrison, Hawes, Hefflin, Howell, Johnson, Jones of New Mexico, Jones of Washington, Kendrick, Keyes, King, Lenroot, McKellar, McLean, McMaster, McNary, Mayfield, Metcalf, Moses, Neely, Norris, Oddie, Overman, Pepper, Phipps, Pine, Ransdell, Reed of Missouri, Reed of Pennsylvania, Robinson of Indiana, Sackett, Schall, Sheppard, Shipstead, Shortridge, Simmons, Smith, Stanfield, Steck, Stephens, Stewart, Swanson, Trammell, Tyson, Underwood, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, Wheeler, and Willis.

A quorum being present, and

The part proposed to be stricken out having been amended on the motion of Mr. Lenroot;

On the question of agreeing to the reported amendment as amended, viz, strike out the proviso beginning on page 59, line 15, as amended, as follows:

Provided further, That no part of this appropriation shall be expended for payments on any contracts heretofore made

under the authority of section 24 of the merchant marine act, 1920."

It was determined in the affirmative, { Yeas ----- 40
Nays ----- 31

On motion by Mr. McKellar,

The yeas and nays being desired by one-fifth of the Senators present,

Those who voted in the affirmative are—

Messrs. Bingham, Broussard, Cameron, Capper, Copeland, Couzens, Curtis, Deneen, Edge, Fess, Fletcher, Frazier, Goff, Hale, Johnson, Jones of Washington, Kendrick, Keyes, McLean, McNary, Metcalf, Moses, Oddie, Pepper, Phipps, Pine, Ransdell, Reed of Pennsylvania, Sackett, Schall, Shortridge, Stanfield, Steck, Stewart, Underwood, Wadsworth, Walsh of Massachusetts, Warren, Watson, and Willis.

Those who voted in the negative are—

Messrs. Ashurst, Bayard, Blease, Borah, Bruce, Dill, Ferris, Glass, Harris, Harrison, Hawes, Hefflin, Howell, Jones of New Mexico, King, Lenroot, McKellar, McMaster, Mayfield, Neely, Norris, Overman, Reed of Missouri, Sheppard, Shipstead, Simmons, Smith, Trammell, Tyson, Walsh of Montana, and Wheeler.

So the reported amendment, as amended, was agreed to.

On motion by Mr. Jones of Washington, and by unanimous consent,

The vote of the Senate agreeing to the foregoing amendment, as amended, was reconsidered; and

The reported amendment, as amended, was then disagreed to.

The remaining reported amendment, viz, on page 28, line 12, having been agreed to, the bill was reported to the Senate and the amendments made in the Committee of the Whole were concurred in.

The bill having been further amended on the motion of Mr. Reed of Pennsylvania, by unanimous consent,

Ordered, That the amendments be engrossed and the bill read a third time.

The said bill as amended was read the third time.

On motion by Mr. King to recommit the bill to the Committee on Appropriations with instructions to the committee to reduce the aggregate amount contained in the bill by \$100,000,000,

It was determined in the negative; when

Resolved, That the bill pass.

Ordered, That the Secretary request the concurrence of the House of Representatives in the amendments.

RIVER AND HARBOR PROJECTS

The Senate, as in Committee of the Whole, resumed the consideration of its unfinished business, viz, the bill (H. R. 11616) authorizing the construction, repair, and preservation of certain public works on rivers and harbors, and for other purposes.

The question being on agreeing to the reported amendment inserting on page 2, after line 13, a provision relative to the Hackensack River; and an amendment thereto having been proposed by Mr. Norris,

The further consideration of the said amendment, together with the reported amendment, was, by unanimous consent, temporarily postponed.

The Senate proceeded to consider the reported amendment beginning on page 3, line 15, and

On motion by Mr. Willis to amend the same by striking out on page 3, line 12, the word "twelve" and inserting the word *eight*,

Pending debate,

Mr. Couzens raised a question as to the presence of a quorum;

Whereupon

The Presiding Officer (Mr. Bingham in the chair) directed the roll to be called;

When

Sixty-two Senators answered to their names, as follows:

Messrs. Bingham, Blease, Broussard, Bruce, Cameron, Capper, Copeland, Couzens, Curtis, Deneen, Edge, Ernst, Ferris, Fess, Frazier, George, Glass, Goff, Gould, Hale, Harris, Harrison, Hawes, Hefflin, Howell, Jones of New Mexico, Jones of Washington, Kendrick, Keyes, Lenroot, McKellar, McMaster, McNary, Mayfield, Metcalf, Moses, Neely, Norris, Oddie, Overman, Pepper, Pittman, Ransdell, Reed of Missouri, Reed of Pennsylvania, Robinson of Indiana, Sackett, Schall, Sheppard, Shipstead, Simmons, Smith, Steck, Stephens, Stewart, Swanson, Trammell, Wadsworth, Walsh of Montana, Warren, Wheeler, and Willis.

A quorum being present,

The amendment proposed by Mr. Willis was not agreed to. The reported amendment was agreed to.

REMOVAL OF GATES AND PIERS IN WEST EXECUTIVE AVENUE

The Vice President laid before the Senate the message heretofore received from the House of Representatives, announcing its disagreement to the amendments of the Senate to the bill (H. R. 54) authorizing the removal of the gates and piers in West Executive Avenue between the grounds of the White House and the State, War, and Navy Department, and asking a conference with the Senate thereon.

On motion by Mr. Lenroot,

Resolved, That the Senate insist upon its amendments to the said bill, disagreed to by the House of Representatives, and agree to the conference asked by the House on the disagreeing votes of the two Houses thereon.

Ordered, That the conferees on the part of the Senate be appointed by the Vice President; and

The Vice President appointed Mr. Lenroot, Mr. Fess, and Mr. Ashurst.

Ordered, That the Secretary notify the House of Representatives thereof.

EXECUTIVE SESSION

On motion by Mr. Curtis,

The Senate proceeded to the consideration of executive business; and

After the consideration of executive business the doors were reopened;

When,

On motion by Mr. Curtis, at 5 o'clock and 10 minutes p. m., The Senate adjourned.

FRIDAY, DECEMBER 17, 1926

The Vice President called the Senate to order, and the Chaplain offered prayer.

THE JOURNAL

The Journal of the proceedings of the legislative day of Wednesday, December 15, 1926, was approved.

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Hattigan, one of its clerks:

Mr. President: The House of Representatives has passed the following resolution (H. Con. Res. 44), in which it requests the concurrence of the Senate:

Resolved by the House of Representatives (the Senate concurring), That when the two Houses adjourn on the legislative day of December 22, 1926, they stand adjourned until 12 o'clock meridian, Monday, January 3, 1927.

HOUSE CONCURRENT RESOLUTION REFERRED

The foregoing resolution, H. Con. Res. 44, received from the House of Representatives for concurrence, was read and referred to the Committee on Appropriations.

CREDENTIALS OF SENATOR FROM COLORADO

The Vice President laid before the Senate the credentials of Charles W. Waterman, duly chosen a Senator by the qualified electors of the State of Colorado for the term beginning March 4, 1927; which were read and placed on file.

CREDENTIALS OF SENATOR FROM WASHINGTON

Mr. Dill presented the credentials of Wesley L. Jones, duly chosen a Senator by the qualified electors of the State of Washington for the term beginning March 4, 1927; which were read and placed on file.

AMENDMENTS TO RIVER AND HARBOR BILL

On motion by Mr. Fletcher, and by unanimous consent,

Ordered, That five amendments intended to be proposed by him to the bill (H. R. 11616) authorizing the construction, repair, and preservation of certain public works on rivers and harbors, and for other purposes, heretofore submitted and ordered to lie on the table, be referred to the Committee on Commerce.

PETITIONS

Mr. Willis presented resolutions adopted by the Laymen's Association of the Canton (Ohio) District, Methodist Episcopal Church, at Beach City, Ohio, favoring nonintervention by the United States in the internal affairs of Mexico; which were referred to the Committee on Foreign Relations.

Mr. Reed of Pennsylvania presented a petition of citizens of the State of Pennsylvania, praying an amendment to the preamble of the Constitution of the United States so as to provide for the recognition of the authority and law of Jesus Christ; which was referred to the Committee on the Judiciary.

Mr. Capper presented a petition of citizens of Moundridge, Kans., praying the enactment of legislation providing for the regulation of radio broadcasting stations.

Ordered, That it lie on the table.

REPORTS OF COMMITTEES

Mr. Warren, from the Committee on Appropriations, to whom was referred the joint resolution (H. J. Res. 305) authorizing payment of salaries of the officers and employees of Congress for December, 1926, on the 20th day of that month, reported it without amendment.

The Senate proceeded, by unanimous consent, to consider the said joint resolution as in Committee of the Whole; and no amendment being made, it was reported to the Senate.

Ordered, That it pass to a third reading.

The said joint resolution was read the third time.

Resolved, That it pass.

Ordered, That the Secretary notify the House of Representatives thereof.

Mr. Swanson, from the Committee on Naval Affairs, to whom were referred the following bills, reported them each without amendment:

S. 4741. A bill providing for the promotion of Lieut. Commander Richard E. Byrd, United States Navy, retired, and awarding to him a congressional medal of honor; and

S. 4742. A bill providing for the promotion of Floyd Bennett, aviation pilot, United States Navy, and awarding to him a congressional medal of honor.

The Senate proceeded, by unanimous consent, to consider the said bills as in Committee of the Whole; and no amendment being made, they were reported to the Senate.

Ordered, That they be engrossed and read a third time.

The said bills were read the third time.

Resolved, That they pass, and that the titles thereof be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

Mr. Smoot, from the Committee on Finance, to whom was referred the bill (H. R. 10729) to create a bureau of customs and a bureau of prohibition in the Department of the Treasury, reported it with amendments and submitted a report (No. 1198) thereon.

Mr. King asked and obtained leave to submit minority views on the foregoing bill.

Mr. Sheppard, from the Committee on Commerce, to whom was referred the bill (H. R. 13504) to amend the act entitled "An act granting the consent of Congress to the Gallia County Ohio River Bridge Co. and its successors and assigns to construct a bridge across the Ohio River at or near Gallipolis, Ohio," approved May 13, 1926, reported it without amendment.

The Senate proceeded, by unanimous consent, to consider the said bill as in Committee of the Whole; and no amendment being made, it was reported to the Senate.

Ordered, That it pass to a third reading.

The said bill was read the third time.

Resolved, That it pass.

Ordered, That the Secretary notify the House of Representatives thereof.

INTRODUCTION OF BILLS

Bills were introduced, severally read the first and second times by unanimous consent, and referred as follows:

By Mr. Cameron:

A bill (S. 4869) authorizing the President to order Richard B. Barnitz before a retiring board for a hearing of his case, etc.; to the Committee on Military Affairs.

By Mr. Smith:

A bill (S. 4870) to refund excess taxes to the Charleston Dry Dock & Machine Co., the Valk & Murdock Co., and shareholders of the last-mentioned corporation; to the Committee on Claims.

By Mr. McNary:

A bill (S. 4871) granting a pension to Willard S. Linville; to the Committee on Pensions.

A bill (S. 4872) for the relief of J. W. Vandervelden; to the Committee on Claims.

By Mr. Deneen:

A bill (S. 4873) granting an increase of pension to Mary E. Grove; to the Committee on Pensions.

A bill (S. 4874) to legalize a bridge across the Fox River in Algonquin Township, McHenry County, Ill., and for other purposes; to the Committee on Commerce.

By Mr. Capper:

A bill (S. 4875) to amend an act entitled "An act to provide for the examination and registration of architects and to regulate the practice of architecture in the District of Columbia," approved December 13, 1924, and for other purposes; to the Committee on the District of Columbia.

By Mr. Bingham:

A bill (S. 4876) providing for the erection of a monument on Kill Devil Hill, at Kitty Hawk, N. C., commemorative of

the first successful attempt in history at power-driven airplane flight; to the Committee on Military Affairs.

By Mr. Capper:

A bill (S. 4877) granting a pension to Ella G. Humes (with accompanying papers); to the Committee on Pensions.

By Mr. Mayfield:

A bill (S. 4878) for the relief of Maurice S. Hill; to the Committee on Military Affairs.

By Mr. Watson:

A bill (S. 4879) granting a pension to Eldoris Y. Green; to the Committee on Pensions.

By Mr. Willis:

A bill (S. 4880) granting an increase of pension to Lilly J. Campbell (with accompanying papers); and

A bill (S. 4881) granting an increase of pension to Malinda A. Thompson (with accompanying papers); to the Committee on Pensions.

By Mr. Edge:

A bill (S. 4882) relative to the pay of certain retired warrant officers and enlisted men and warrant officers and enlisted men of the reserve forces of the Army, Navy, Marine Corps, and the Coast Guard, fixed under the terms of the Panama Canal act, as amended; to the Committee on Inter-oceanic Canals.

By Mr. Robinson of Indiana:

A bill (S. 4883) for the relief of Charles W. Townsend (with accompanying papers); and

A bill (S. 4884) for the relief of Thomas B. Wikoff (with accompanying papers); to the Committee on Military Affairs.

A bill (S. 4885) granting a pension to Mary Page (with accompanying papers);

A bill (S. 4886) granting a pension to Thomas Lloyd (with accompanying papers); and

A bill (S. 4887) granting an increase of pension to Lydia Louisa L. Darner (with accompanying papers); to the Committee on Pensions.

By Mr. Wadsworth:

A bill (S. 4888) for the relief of William Dietle; to the Committee on Naval Affairs.

A bill (S. 4889) for the appointment of certain additional judges; to the Committee on the Judiciary.

A bill (S. 4890) for the relief of Lieut. Walter E. Morton, United States Navy; to the Committee on Claims.

By Mr. Ransdell:

A bill (S. 4891) granting the consent of Congress to the police jury of Rapides Parish, La., to construct a bridge across Red River at or near Boyce, La.; to the Committee on Commerce.

By Mr. Fess:

A bill (S. 4892) to promote the unification of carriers engaged in interstate commerce, and for other purposes; to the Committee on Interstate Commerce.

MEMORIAL TO CHRISTOPHER COLUMBUS

Mr. Willis submitted the following concurrent resolution (S. Con. Res. 26), which was referred to the Committee on Foreign Relations:

Resolved by the Senate (the House of Representatives concurring), That it is the sense of the Congress that the United States approves the international project advocated at the Pan-American Conference, held at Santiago de Chile April, 1924, to erect a memorial lighthouse at Santo Domingo, Dominican Republic, to Christopher Columbus, and that the several States participating in that conference be notified through the usual diplomatic channels of the desire of the people of the United States to participate in this movement to honor the memory of the great navigator and discoverer.

INVESTIGATION OF ALIEN PROPERTY CUSTODIAN'S OFFICE

Mr. Norris submitted the following resolution (S. Res. 299), which was considered by unanimous consent and agreed to:

Resolved, That the President be, and he is hereby, requested, if not incompatible with the public interests, to send to the Senate a copy of the report made by the Comptroller General to the President on his investigation of the administration of the office of the Alien Property Custodian.

FUNERAL EXPENSES OF THE LATE SENATOR M'KINLEY

Mr. Deneen submitted the following resolution (S. Res. 300), which was referred to the Committee to Audit and Control the Contingent Expenses of the Senate:

Resolved, That the Secretary of the Senate be, and he hereby is, authorized and directed to pay from the contingent fund of the Senate the actual and necessary expenses incurred by the committee appointed by the Vice President in arranging for and attending the funeral of the Hon. William B. McKinley, late a Senator from the State of Illinois, upon vouchers to be approved

by the Committee to Audit and Control the Contingent Expenses of the Senate.

FEDERAL APPOINTMENTS IN GEORGIA

On motion by Mr. Smith, and by unanimous consent, *Ordered*, That the resolution (S. Res. 285) relative to the barter of Federal offices or influence with respect to appointments thereto in the State of Georgia be referred to the Committee on the Judiciary.

CALENDAR UNDER RULE VIII

The Senate, as in Committee of the Whole, proceeded to consider the bill (S. 62) for the allowance of certain claims for indemnity for spoliation by the French prior to July 31, 1801, as reported by the Court of Claims; and

An objection having been interposed thereto,

On motion by Mr. Bruce that the Senate proceed to the consideration of the said bill notwithstanding the objection, it was determined in the negative.

The Senate, as in Committee of the Whole, resumed the consideration of the bill (S. 3657) to incorporate the Federal reserve pension fund, to define its functions, and for other purposes; and the reported amendment having been agreed to,

Pending debate, Mr. Bruce raised a question as to the presence of a quorum; Whereupon

The Presiding Officer (Mr. Bingham in the chair) directed the roll to be called;

When

Seventy-seven Senators answered to their names, as follows:

Messrs. Ashurst, Bingham, Blease, Borah, Bratton, Broussard, Bruce, Cameron, Capper, Copeland, Couzens, Curtis, Dale, Deneen, Dill, Edge, Edwards, Ernst, Ferris, Fess, Fletcher, Frazier, George, Gerry, Gillett, Glass, Goff, Gould, Hale, Harris, Harrison, Hedlin, Howell, Johnson, Jones of Washington, Kendrick, Keyes, King, Lenroot, McKellar, McLean, McMaster, McNary, Mayfield, Metcalf, Moses, Neely, Norris, Oddie, Overman, Pine, Pittman, Ransdell, Reed of Missouri, Reed of Pennsylvania, Robinson of Indiana, Sackett, Schall, Sheppard, Shipstead, Simmons, Smith, Smoot, Steck, Stephens, Stewart, Swanson, Trammell, Tyson, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, Weller, Wheeler, and Willis.

A quorum being present,

The bill was further amended on the motion of Mr. Walsh of Montana.

On motion by Mr. King to further amend the bill by striking out all after the word "section," on page 3, line 14, down to and including the word "dependents," in line 19,

Pending debate,

Mr. King raised a question as to the presence of a quorum; Whereupon

The Presiding Officer directed the roll to be called;

When

Eighty-one Senators answered to their names, as follows:

Messrs. Ashurst, Bayard, Bingham, Blease, Borah, Bratton, Broussard, Bruce, Cameron, Capper, Copeland, Couzens, Curtis, Dale, Deneen, Dill, Edge, Edwards, Ernst, Ferris, Fess, Fletcher, Frazier, George, Gerry, Gillett, Glass, Goff, Gooding, Gould, Hale, Harris, Harrison, Hedlin, Howell, Johnson, Jones of New Mexico, Jones of Washington, Kendrick, Keyes, King, Lenroot, McKellar, McLean, McMaster, McNary, Mayfield, Means, Metcalf, Moses, Neely, Norris, Oddie, Overman, Pine, Pittman, Ransdell, Reed of Missouri, Reed of Pennsylvania, Robinson of Indiana, Sackett, Schall, Sheppard, Shipstead, Shortridge, Smith, Smoot, Steck, Stephens, Stewart, Swanson, Trammell, Tyson, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, Weller, Wheeler, and Willis.

A quorum being present,

The amendment proposed by Mr. King was agreed to.

No further amendment being proposed, the bill was reported to the Senate and the amendments made in the Committee of the Whole were concurred in.

Ordered, That it be engrossed and read a third time.

The said bill was read the third time.

Resolved, That it pass, and that the title thereof be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The Senate resumed the consideration of the joint resolution (H. J. Res. 100) to authorize the Secretary of War to expend not to exceed \$125,000 for the protection of Government property adjacent to Lowell Creek, Alaska; and no further amendment being proposed,

Ordered, That the amendments heretofore made be engrossed and the joint resolution read a third time.

The said joint resolution as amended was read the third time.

Resolved, That it pass.

Ordered, That the Secretary request the concurrence of the House of Representatives in the amendments.

The Senate resumed the consideration of the bill (S. 1487) to authorize the Secretary of War to class as secret certain apparatus pertaining to the Signal Corps, Air Service, and Chemical Warfare Service, and empower him to authorize purchases thereof and award contracts therefor without notice or advertisement; and no amendment being made.

Ordered, That it be engrossed and read a third time.

The said bill was read the third time.

Resolved, That it pass, and that the title thereof be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The Senate, as in Committee of the Whole, proceeded to consider the joint resolution (S. J. Res. 108) providing that no permanent building shall be erected in East Potomac Park solely for tourist-camp purposes pending the selection of a more suitable site; and,

On motion by Mr. Capper,

Ordered, That it be postponed indefinitely.

The Senate, as in Committee of the Whole, proceeded to consider the bill (S. 70) for the relief of Charles A. Mayo; and the reported amendments having been agreed to, the bill was reported to the Senate and the amendments were concurred in.

Ordered, That it be engrossed and read a third time.

The said bill was read the third time.

Resolved, That it pass, and that the title thereof be amended so as to read: "A bill for the relief of Charles A. Mayo, T. S. Taylor, and Frank Hickey."

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

RIVER AND HARBOR PROJECTS

The Presiding Officer announced that the hour of 2 o'clock had arrived, and laid before the Senate its unfinished business, viz, the bill (H. R. 11616) authorizing the construction, repair, and preservation of certain public works on rivers and harbors, and for other purposes; and

The Senate, as in Committee of the Whole, resumed the consideration of the said bill.

Mr. King raised a question as to the presence of a quorum; Whereupon

The Presiding Officer directed the roll to be called;

When

Seventy-nine Senators answered to their names, as follows: Messrs. Ashurst, Bayard, Bingham, Blease, Borah, Bratton, Broussard, Bruce, Cameron, Capper, Caraway, Copeland, Curtis, Dale, Deneen, Dill, Edge, Edwards, Ferris, Fess, Fletcher, Frazier, George, Gerry, Gillett, Glass, Goff, Gooding, Gould, Hale, Harris, Harrison, Heflin, Howell, Johnson, Jones of New Mexico, Jones of Washington, Kendrick, Keyes, King, Lenroot, McKellar, McLean, McNary, Mayfield, Metcalf, Means, Metcalf, Moses, Neely, Norris, Oddie, Overman, Pittman, Ransdell, Reed of Missouri, Reed of Pennsylvania, Robinson of Indiana, Sackett, Schall, Sheppard, Shipstead, Shortridge, Smith, Smoot, Stanfield, Steck, Stephens, Stewart, Swanson, Trammell, Tyson, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, Weller, Wheeler, and Willis.

A quorum being present,

The Senate resumed the consideration of the reported amendment beginning on page 2, line 14; and

The question being on the amendment yesterday proposed by Mr. Norris thereto, he withdrew the same; and

The reported amendment was agreed to.

On the question of agreeing to the reported amendment on page 8, striking out lines 4 to 14, inclusive, and inserting in lieu thereof lines 15 to 25, inclusive,

After debate,

The said amendment, having been amended on the motion of Mr. Willis, was agreed to as amended.

The reported amendment on page 4, beginning in line 21, was agreed to.

AMENDMENT OF PANAMA CANAL ACT

Mr. Edge submitted the following conference report:

The committee of conference on the disagreeing votes of the two Houses on the amendments of the Senate to the bill (H. R. 12316) to amend the Panama Canal act and other laws applicable to the Canal Zone, and for other purposes, having met, after full and free conference have agreed to recommend and do recommend to their respective Houses as follows:

That the House recede from its disagreement to the amendments of the Senate numbered 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, and 17, and agree to the same.

WALTER E. EDGE,

FRANK L. GREENE,

T. J. WALSH,

Managers on the part of the Senate.

JAMES S. PARKER,

E. E. DENISON,

ALBEN W. BARKLEY,

Managers on the part of the House.

The Senate proceeded, by unanimous consent, to consider the said report; and

Resolved, That the Senate agree thereto.

Ordered, That the Secretary notify the House of Representatives thereof.

EXECUTIVE SESSION

On motion by Mr. Curtis,

The Senate proceeded to the consideration of executive business; and

After the consideration of executive business the doors were reopened;

When,

On motion by Mr. Curtis, at 4 o'clock and 55 minutes p. m.,

The Senate took a recess until 12 o'clock m. to-morrow.

AT 12 O'CLOCK M. (CALENDAR DAY, SATURDAY, DECEMBER 18, 1926)

The Vice President called the Senate to order.

Mr. Thaddeus H. Caraway, from the State of Arkansas, attended.

QUESTION OF QUORUM

Mr. Curtis raised a question as to the presence of a quorum; Whereupon

The Vice President directed the roll to be called;

When

Eighty-four Senators answered to their names, as follows:

Messrs. Ashurst, Bayard, Bingham, Blease, Borah, Bratton, Broussard, Bruce, Cameron, Capper, Caraway, Copeland, Couzens, Curtis, Dale, Deneen, Dill, du Pont, Edge, Edwards, Ernst, Ferris, Fess, Fletcher, Frazier, George, Gerry, Gillett, Glass, Goff, Gooding, Gould, Greene, Hale, Harrell, Harris, Harrison, Hawes, Heflin, Howell, Johnson, Jones of New Mexico, Jones of Washington, Kendrick, King, Lenroot, McKellar, McLean, McMaster, McNary, Mayfield, Metcalf, Moses, Neely, Norris, Oddie, Overman, Pittman, Ransdell, Reed of Missouri, Reed of Pennsylvania, Robinson of Indiana, Sackett, Schall, Sheppard, Shipstead, Shortridge, Simmons, Smith, Smoot, Stanfield, Steck, Stephens, Stewart, Swanson, Trammell, Tyson, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, Wheeler, and Willis.

A quorum being present,

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Chaffee, one of its clerks:

Mr. President: The Speaker of the House of Representatives having signed two enrolled bills, viz, H. R. 12853 and H. R. 13504, and an enrolled joint resolution, viz, H. J. Res. 305, I am directed to bring the same to the Senate for the signature of its President.

ENROLLED BILLS AND JOINT RESOLUTION SIGNED

Mr. Greene, from the Committee on Enrolled Bills, reported that they had examined and found truly enrolled the following bills and joint resolution:

H. R. 12853. An act authorizing and directing the Secretary of the Navy to turn over the gunboat *Wolverine* to the municipality of Erie, Pa.;

H. R. 13504. An act to amend the act entitled "An act granting the consent of Congress to the Gallia County Ohio River Bridge Co. and its successors and assigns to construct a bridge across the Ohio River at or near Gallipolis, Ohio," approved May 13, 1926; and

H. J. Res. 305. Joint resolution authorizing payment of salaries of the officers and employees of Congress for December, 1926, on the 20th day of that month.

The Vice President thereupon signed the same, and they were delivered to the committee to be presented to the President of the United States.

PETITIONS

Mr. Capper presented resolutions adopted by the American Legion at their convention in Philadelphia, Pa., favoring the enactment of legislation providing for complete mobilization of

all resources, both of material and man power, in time of war; which was referred to the Committee on Military Affairs.

Mr. Capper presented petitions of citizens of Wichita and Apolis, Kans., praying the enactment of legislation providing for the regulation of radio broadcasting stations.

Ordered, That they lie on the table.

Mr. Copeland presented a telegram from the police commissioner of New York City, praying the enactment of legislation prohibiting the mailing of firearms capable of being concealed on the person.

Ordered, That it lie on the table.

REPORTS OF COMMITTEES

Mr. Wadsworth, by unanimous consent, from the Committee on Military Affairs, to whom were referred the following bills and joint resolution, reported them each without amendment and submitted reports thereon, as follows:

S. 3624. A bill authorizing the Secretary of War to obtain by reciprocal loan, sale, or exchange with foreign nations, in such quantities as are required for exhibition and study, articles of military arms, material, equipment, and clothing (Rept. No. 1199);

S. 4694. A bill to amend section 47-d, national defense act (Rept. No. 1200); and

S. J. Res. 111. Joint resolution authorizing the Secretary of War to receive, for instruction at the United States Military Academy at West Point, two Chinese subjects to be designated hereafter by the Government of China (Rept. No. 1201).

Mr. Wadsworth, by unanimous consent, from the Committee on Military Affairs, to whom was referred the bill (H. R. 10728) authorizing the Secretary of War to convey to the Association Siervas de Maria, San Juan, P. R., certain property in the city of San Juan, P. R., reported it with an amendment and submitted a report (No. 1202) thereon.

Mr. Smoot, by unanimous consent, from the Committee on Appropriations, to whom was referred the bill (H. R. 14827) making appropriations for the Department of the Interior for the fiscal year ending June 30, 1928, and for other purposes, reported it with amendments and submitted a report (No. 1203) thereon.

Mr. Moses, by unanimous consent, from the Special Joint Subcommittee on Postal Rates, created by section 217 of the so-called postal pay act, approved February 28, 1925, submitted a final report; which was ordered to be printed as a Senate document.

Mr. McKellar submitted his minority views as a member of the said subcommittee; which were ordered to be printed in connection with the foregoing report.

Mr. George, by unanimous consent, from the Committee on Military Affairs, to whom was referred the bill (H. R. 3665) for the relief of Thomas Spurrier, reported it without amendment and submitted a report (No. 1204) thereon.

Mr. Bingham, by unanimous consent, from the Committee on Territories and Insular Possessions, to whom was referred the bill (H. R. 4789) providing for the biennial appointment of a board of visitors to inspect and report upon the government and conditions in the Philippine Islands, reported it without amendment and submitted a report (No. 1205) thereon.

CHANGE OF REFERENCE

On motion by Mr. Ransdell, and by unanimous consent,

Ordered, That the Committee on Appropriations be discharged from the further consideration of the bill (S. 4540) to establish a national institute of health, to authorize increased appropriations for the Hygienic Laboratory, and to authorize the Government to accept donations for use in ascertaining the cause, prevention, and cure of disease affecting human beings, and that it be referred to the Committee on Commerce.

INTRODUCTION OF BILLS

Bills were introduced by unanimous consent, severally read the first and second times, and referred as follows:

By Mr. Warren:

A bill (S. 4893) to authorize oil and gas mining leases upon unallotted lands within Executive order Indian reservations; to the Committee on Indian Affairs.

By Mr. Gerry:

A bill (S. 4894) to establish a children's court in and for the District of Columbia, to determine its functions, and for other purposes; to the Committee on the District of Columbia.

By Mr. Wadsworth:

A bill (S. 4895) for the relief of the owners of the barge consolidation coastwise No. 24; to the Committee on Claims.

A bill (S. 4896) granting an increase of pension to Milo D. Heath; and

A bill (S. 4897) granting an increase of pension to John O. Nelson; to the Committee on Pensions.

By Mr. Willis:

A bill (S. 4898) granting an increase of pension to Aurelia M. Power (with accompanying papers);

A bill (S. 4899) granting an increase of pension to Caroline Wilson (with accompanying papers); and

A bill (S. 4900) granting an increase of pension to Winifred C. Jones (with accompanying papers); to the Committee on Pensions.

By Mr. Watson:

A bill (S. 4901) granting a pension to Eldoris Y. Green; to the Committee on Pensions.

By Mr. Ashurst:

A bill (S. 4902) authorizing an appropriation for road and bridge construction within the Hopi Indian Reservation, Ariz.; to the Committee on Indian Affairs.

By Mr. Harrell:

A bill (S. 4903) to amend section 215 of the Criminal Code; to the Committee on the Judiciary.

By Mr. Copeland:

A bill (S. 4904) granting a pension to Michael A. Donaldson; to the Committee on Finance.

A bill (S. 4905) relating to appropriations made for the construction of new McKinley High School; to the Committee on the District of Columbia.

By Mr. Hawes:

A bill (S. 4906) to repeal an act entitled "An act to define, regulate, and punish trading with the enemy, and for other purposes," approved October 6, 1917, as amended; and

A bill (S. 4907) to amend the national prohibition act, as supplemented, to conform with the eighteenth constitutional amendment by limiting the prohibition to intoxicating liquors for beverage purposes; to the Committee on the Judiciary.

By Mr. Means:

A bill (S. 4908) for the relief of certain officers and former officers of the Army of the United States (with accompanying papers); to the Committee on Claims.

By Mr. Smith:

A bill (S. 4909) authorizing the Director of the Census to take a census of baled cotton, known as the "carry over" on hand on August 1, 1927, and to make and publish a report thereof; to the Committee on Agriculture and Forestry.

INVESTIGATION OF FEDERAL OFFICE APPOINTMENTS

Mr. King, by unanimous consent, submitted the following resolution (S. Res. 301), which was referred to the Committee on the Judiciary:

Whereas it has been charged that members of the National Committee of the Republican Party, chairmen of State committees, and other persons having partisan political authority and influence, particularly from States which do not have Republican Senators or Representatives in Congress, have been guilty of bartering recommendations, indorsements, and influence for the appointment of individuals to Federal offices for money and other things of value and advantage; and

Whereas such practice, if said charges be true, constitutes a corruption of political morality, and is otherwise a reprehensible means of controlling Federal patronage, and is a reflection upon the integrity of the executive administration of the Government: Now, therefore, be it

Resolved, That a select committee of five Senators be appointed by the President of the Senate, which committee is hereby authorized and directed to investigate the appointment of individuals to Federal offices, particularly in States which do not have Republican Senators and Representatives in Congress, and ascertain whether or not national committeemen, chairmen of State committees, or other persons having partisan political authority or influence have bartered recommendations, indorsements, or influence for the appointment of individuals to Federal offices in any State for money or other things of value or advantage, and to report its findings in the premises to the Senate at the beginning of the first session of the Seventieth Congress.

The committee is authorized to send for persons and papers, to administer oaths, to sit during the session or any recess of the Senate, and at such places as it may be deemed advisable, the expense thereof to be paid out of the contingent expenses of the Senate. Any subcommittee, duly authorized thereto, shall have the powers as are conferred upon said committee by this resolution.

PRIMARY-ELECTION EXPENDITURES OF SENATOR PEPPER

Mr. Blease, by unanimous consent, submitted the following resolution (S. Res. 302):

Resolved, That the Reed investigation committee be, and is hereby, requested to file with the Senate a partial report on the Pennsylvania primary-election expenditures of Senator

Pepper, the amount spent and sources from which it came, how expended, and so forth.

Ordered, That it lie over one day under the rule.

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Chaffee, one of its clerks:

Mr. President: The House of Representatives has agreed to the report of the committee of conference on the disagreeing votes of the two Houses on the amendments of the Senate to the bill (H. R. 12316) to amend the Panama Canal act and other laws applicable to the Canal Zone, and for other purposes.

RIVER AND HARBOR PROJECTS

The Senate, as in Committee of the Whole, resumed the consideration of the bill (H. R. 11616) authorizing the construction, repair, and preservation of certain public works on rivers and harbors, and for other purposes.

The reported amendment striking out lines 18 to 26, inclusive, on page 6, and inserting in lieu thereof lines 1 to 13, inclusive, on page 7, having been disagreed to.

On motion by Mr. Jones of Washington, from the Committee on Commerce, to further amend the bill by inserting on page 6, line 23, after the word "channel," the words *six feet in depth*, After debate,

Mr. King raised a question as to the presence of a quorum;

Whereupon

The Presiding Officer (Mr. Bingham in the chair) directed the roll to be called;

When

Seventy-eight Senators answered to their names, as follows:

Messrs. Ashurst, Bayard, Bingham, Borah, Bratton, Broussard, Bruce, Cameron, Capper, Caraway, Copeland, Couzens, Curtis, Dale, Deneen, Dill, Edge, Edwards, Ernst, Ferris, Fess, Fletcher, Frazier, George, Gerry, Gillett, Glass, Gould, Hale, Harreld, Harris, Harrison, Hawes, Heflin, Howell, Johnson, Jones of New Mexico, Jones of Washington, Kendrick, King, Lenroot, McKellar, McLean, McMaster, McNary, Mayfield, Metcalf, Moses, Neely, Norris, Oddie, Overman, Pittman, Ransdell, Reed of Missouri, Reed of Pennsylvania, Robinson of Indiana, Sackett, Schall, Sheppard, Shipstead, Shortridge, Simmons, Smith, Smoot, Stanfield, Steck, Stephens, Stewart, Swanson, Trammell, Tyson, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Warren, Wheeler, and Willis.

A quorum being present,

The amendment proposed by Mr. Jones of Washington was agreed to.

The bill having been further amended on the motion of Mr. Jones of Washington, from the Committee on Commerce,

Mr. Howell raised a question as to the presence of a quorum;

Whereupon

The Presiding Officer directed the roll to be called;

When

Seventy-three Senators answered to their names, as follows:

Messrs. Bayard, Bingham, Blease, Borah, Bratton, Broussard, Bruce, Cameron, Capper, Caraway, Copeland, Couzens, Curtis, Dale, Deneen, Edwards, Ernst, Ferris, Fess, Fletcher, Frazier, Gerry, Gillett, Glass, Goff, Gooding, Gould, Hale, Harris, Harrison, Hawes, Heflin, Howell, Jones of New Mexico, Jones of Washington, Kendrick, Keyes, King, Lenroot, McKellar, McMaster, McNary, Mayfield, Metcalf, Moses, Neely, Oddie, Overman, Pine, Pittman, Ransdell, Reed of Missouri, Reed of Pennsylvania, Robinson of Indiana, Sackett, Schall, Sheppard, Shortridge, Simmons, Smith, Smoot, Steck, Stephens, Stewart, Swanson, Trammell, Tyson, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, Wheeler, and Willis.

A quorum being present,

The reported amendments in part having been further agreed to;

On motion by Mr. Howell, by unanimous consent, to strike out section 2, as amended (relative to the proposed purchase of the Cape Cod Canal), and insert in lieu thereof certain words.

Pending debate,

Mr. Willis raised a question as to the presence of a quorum;

Whereupon

The Presiding Officer (Mr. Metcalf in the chair) directed the roll to be called;

When

Sixty-four Senators answered to their names, as follows:

Messrs. Ashurst, Bayard, Bingham, Blease, Bratton, Bruce, Cameron, Copeland, Couzens, Curtis, Edge, Edwards, Ferris, Fess, Frazier, George, Gerry, Gillett, Glass, Goff, Gould, Hale, Harris, Hawes, Heflin, Howell, Johnson, Jones of Washington, Kendrick, Keyes, King, Lenroot, McKellar, McMaster, McNary, Mayfield, Means, Metcalf, Moses, Neely, Norris, Oddie, Pittman,

Ransdell, Reed of Pennsylvania, Robinson of Indiana, Sackett, Schall, Sheppard, Shipstead, Simmons, Smith, Smoot, Stanfield, Steck, Stephens, Stewart, Swanson, Tyson, Wadsworth, Walsh of Massachusetts, Warren, Wheeler, and Willis.

A quorum being present,

Pending debate,

On motion by Mr. Curtis, at 4 o'clock and 26 minutes p. m.,

The Senate took a further recess until 12 o'clock m. on Monday next.

AT 12 O'CLOCK M. (CALENDAR DAY, MONDAY, DECEMBER 20, 1926)

The Vice President called the Senate to order.

QUESTION OF QUORUM

Mr. Couzens raised a question as to the presence of a quorum;

Whereupon

The Vice President directed the roll to be called;

When

Eighty-five Senators answered to their names, as follows:

Messrs. Ashurst, Bayard, Bingham, Blease, Borah, Bratton, Broussard, Bruce, Cameron, Capper, Caraway, Copeland, Couzens, Curtis, Dale, Deneen, Dill, du Pont, Edge, Edwards, Ernst, Ferris, Fess, Fletcher, Frazier, George, Gerry, Gillett, Goff, Gooding, Gould, Greene, Hale, Harreld, Harris, Harrison, Hawes, Heflin, Howell, Johnson, Jones of New Mexico, Jones of Washington, Kendrick, Keyes, King, Lenroot, McKellar, McLean, McMaster, McNary, Mayfield, Means, Metcalf, Moses, Neely, Norris, Oddie, Overman, Pine, Pittman, Ransdell, Reed of Missouri, Reed of Pennsylvania, Robinson of Indiana, Sackett, Schall, Sheppard, Shipstead, Shortridge, Simmons, Smith, Smoot, Stanfield, Steck, Stephens, Stewart, Swanson, Trammell, Tyson, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Warren, Wheeler, and Willis.

A quorum being present,

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Haltigan, one of its clerks:

Mr. President: The House of Representatives has passed the bill (H. R. 15009) to provide for the settlement of certain claims of American nationals against Germany and of German nationals against the United States, for the ultimate return of all property of German nationals held by the Alien Property Custodian, and for the equitable apportionment among all claimants of certain available funds, in which it requests the concurrence of the Senate.

The Speaker having signed an enrolled bill, viz, H. R. 12316, I am directed to bring the same to the Senate for the signature of its President.

ENROLLED BILL SIGNED

Mr. Greene, from the Committee on Enrolled Bills, reported that they had examined and found truly enrolled the bill (H. R. 12316) to amend the Panama Canal act, and other laws applicable to the Canal Zone, and for other purposes.

The Vice President thereupon signed the same, and it was delivered to the committee to be presented to the President of the United States.

HOUSE BILL REFERRED

The bill H. R. 15009, this day received from the House of Representatives for concurrence, was read the first and second times by unanimous consent and referred to the Committee on Finance.

CREDENTIALS OF SENATOR FROM CONNECTICUT

The Vice President laid before the Senate the credentials of Hiram Bingham, duly chosen a Senator by the qualified electors of the State of Connecticut for the term beginning March 4, 1927; which were read and placed on file.

CREDENTIALS OF SENATOR FROM ALABAMA

Mr. Heflin presented the credentials of Hugo L. Black, duly chosen a Senator by the qualified electors of the State of Alabama for the term beginning March 4, 1927; which were read and placed on file.

PETITIONS

Mr. Warren presented a petition of citizens of Park County, Wyo., praying the enactment of legislation granting an increase of pensions to Civil War veterans and their widows; which was referred to the Committee on Pensions.

Mr. Willis presented a petition of citizens of Ohio, praying the enactment of legislation providing for the regulation of radio broadcasting stations.

Ordered, That it lie on the table.

Mr. Copeland presented a telegram from members of the Cortland Street Home and School Club of Geneva, N. Y., pray-

ing the enactment of legislation granting an extension of two years for the maternity and infancy act.

Ordered, That it lie on the table.

REPORT OF PUBLIC BUILDINGS COMMISSION

Mr. Smoot presented a copy of the annual report of the Public Buildings Commission for the year ended December 31, 1925; which was ordered to be printed as a Senate document.

HAYM M. SALOMON

Mr. McKellar presented a copy of a report of the Senate Committee on Revolutionary Claims, Thirty-eighth Congress, first session, on the memorial of Haym M. Salomon for indemnity for advances of money made by his father to the United States during the Revolutionary War, together with a sketch of the said Haym M. Salomon by Herbert R. Adams, Ph. D., with introduction, notes, and bibliography by J. H. Hollander, Ph. D., and an excerpt from an address by President Coolidge, delivered in Washington, D. C., May 3, 1926, relative to service of the Jews in the Revolutionary War and Jewish contributions to citizenship.

Ordered, That the report, with the accompanying papers, be printed as a Senate document.

IMPEACHMENT OF JUDGE GEORGE W. ENGLISH

On motion by Mr. Fess, and by unanimous consent,

Ordered, That the proceedings in the Senate in connection with the trial of George W. English, United States district judge for the eastern district of Illinois, upon articles of impeachment exhibited against him by the House of Representatives, be printed as a Senate document.

CHANGE OF REFERENCE

On motion by Mr. Wadsworth, and by unanimous consent,

Ordered, That the Committee on Military Affairs be discharged from the further consideration of the bill (H. R. 5082) for the relief of David Barker and that it be referred to the Committee on Naval Affairs.

INTRODUCTION OF BILLS AND JOINT RESOLUTION

Bills and a joint resolution were introduced by unanimous consent, severally read the first and second times, and referred as follows:

By Mr. Bratton:

A bill (S. 4910) granting certain lands to New Mexico College of Agriculture and Mechanic Arts for the purpose of conducting educational, demonstrative, and experimental development with livestock, grazing methods, and range forage plants; to the Committee on Public Lands and Surveys.

By Mr. Ernst:

A bill (S. 4911) for the relief of the Farmers' National Bank, of Danville, Ky.; to the Committee on Claims.

By Mr. Hale:

A bill (S. 4912) granting an increase of pension to Emily E. Patterson (with accompanying papers); to the Committee on Pensions.

By Mr. Metcalf:

A bill (S. 4913) granting an increase of pension to Mary Almira Pecor (with accompanying papers); to the Committee on Pensions.

By Mr. Capper:

A bill (S. 4914) amending the act approved August 30, 1890 (Stat. L., vol. 26, pp. 412-413), relative to proceedings for condemnation of land for public purposes; to the Committee on the District of Columbia.

By Mr. Hawes:

A bill (S. 4915) to amend the national prohibition act, as supplemented, to conform with the eighteenth constitutional amendment by permitting the use of alcoholic liquors for medicinal purposes; to the Committee on the Judiciary.

By Mr. Wadsworth:

A bill (S. 4916) donating Revolutionary cannon to the New York State Conservation Commission; and

A bill (S. 4917) to amend section 5a of the national defense act, approved June 4, 1920; to the Committee on Military Affairs.

By Mr. Willis:

A bill (S. 4918) granting an increase of pension to Virginia Martin (with accompanying papers);

A bill (S. 4919) granting an increase of pension to Mary Ann Heller (with accompanying papers);

A bill (S. 4920) granting an increase of pension to Lester L. Karns (with accompanying papers); and

A bill (S. 4921) granting an increase of pension to Mary E. Wilson; to the Committee on Pensions.

By Mr. Wheeler:

A bill (S. 4922) granting an increase of pension to Lucinda S. Chase; to the Committee on Pensions.

A bill (S. 4923) to amend the interstate commerce act, as amended, in respect of special contracts to furnish cars for loading with livestock; to the Committee on Interstate Commerce.

By Mr. McKellar:

A bill (S. 4924) granting a pension to William Estes; to the Committee on Pensions.

A bill (S. 4925) for the relief of the heirs of Haym Salomon; to the Committee on Claims.

By Mr. Frazier:

A bill (S. 4926) granting an increase of pension to Mary L. Wilson; to the Committee on Pensions.

By Mr. Wadsworth:

A bill (S. 4927) providing for the extension of the time limitations under which patents were issued in the case of persons who served in the military or naval forces of the United States during the World War; to the Committee on Patents.

By Mr. Mayfield:

A bill (S. 4928) for the relief of Carl L. Estes; to the Committee on Claims.

By Mr. Caraway:

A bill (S. 4929) for the relief of Frank R. Garner, formerly second lieutenant, United States Army;

A bill (S. 4930) for the relief of James F. Dubberly;

A bill (S. 4931) for the relief of Little Rock College, Little Rock, Ark.; and

A bill (S. 4932) for the relief of Una May Arnold; to the Committee on Claims.

By Mr. Bingham:

A bill (S. 4933) authorizing an appropriation for public highways in the island of St. Thomas, Virgin Islands; to the Committee on Territories and Insular Possessions.

By Mr. McKellar:

A joint resolution (S. J. Res. 136) authorizing the use of a portion of that part of the United States National Cemetery Reservation at Chattanooga, Tenn., lying outside the cemetery wall, for a city pound, animal shelter, and hospital; to the Committee on Military Affairs.

MAINTENANCE OF MERCHANT MARINE

Mr. Jones of Washington, by unanimous consent, submitted the following resolution (S. Res. 303), which was considered by unanimous consent and agreed to:

Resolved, That the time for filing by the United States Shipping Board of its report under Senate Resolution 262 be, and it is hereby, extended to January 12, 1927.

RIVER AND HARBOR PROJECTS

The Senate, as in Committee of the Whole, resumed the consideration of the bill (H. R. 11616) authorizing the construction, repair, and preservation of certain public works on rivers and harbors, and for other purposes.

The question being on agreeing to the amendment proposed by Mr. Howell, striking out section 2, as amended (relative to the proposed purchase of the Cape Cod Canal), and inserting in lieu thereof certain words;

Pending debate,

The bill was further amended on the motion of Mr. Reed of Missouri, by unanimous consent.

Pending debate on Mr. Howell's amendment,

Mr. Willis raised a question as to the presence of a quorum;

Whereupon

The Presiding Officer (Mr. Shipstead in the chair) directed the roll to be called;

When

Eighty-one Senators answered to their names, as follows:

Messrs. Ashurst, Bayard, Bingham, Blease, Bratton, Broussard, Bruce, Cameron, Capper, Caraway, Copeland, Couzens, Curtis, Dale, Deneen, Dill, du Pont, Edge, Edwards, Ferris, Fess, Fletcher, Frazier, George, Gerry, Gillett, Goff, Gooding, Gould, Hale, Harreld, Harris, Harrison, Hawes, Heflin, Howell, Johnson, Jones of New Mexico, Jones of Washington, Kendrick, Keyes, King, Lenroot, McKellar, McLean, McMaster, McNary, Mayfield, Metcalf, Moses, Neely, Norris, Oddie, Overman, Pine, Pittman, Ransdell, Reed of Pennsylvania, Robinson of Indiana, Sackett, Schall, Sheppard, Shipstead, Shortridge, Simmons, Smith, Smoot, Stanfield, Steck, Stephens, Stewart, Swanson, Trammell, Tyson, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Warren, Weller, Wheeler, and Willis.

A quorum being present,

Pending further debate,

Mr. McNary raised a question as to the presence of a quorum;

Whereupon

The Vice President directed the roll to be called;

When
Sixty-seven Senators answered to their names, as follows:
Messrs. Bingham, Blease, Borah, Bratton, Broussard, Bruce, Cameron, Capper, Caraway, Copeland, Couzens, Curtis, Deneen, Dill, Edge, Edwards, Ernst, Ferris, Fess, Fletcher, Frazier, George, Gillett, Goff, Gooding, Hale, Harris, Harrison, Hawes, Heflin, Howell, Johnson, Jones of New Mexico, Jones of Washington, Keyes, King, Lenroot, McKellar, McMaster, McNary, Metcalf, Moses, Norris, Oddie, Overman, Ransdell, Reed of Pennsylvania, Robinson of Indiana, Sackett, Schall, Sheppard, Shortridge, Simmons, Smoot, Stanfield, Steck, Stewart, Swanson, Trammell, Tyson, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, Wheeler, and Willis.
A quorum being present,
Pending debate,

ORDER FOR RECESS

On motion by Mr. Jones of Washington and by unanimous consent,
Ordered, That when the Senate concludes its business to-day it take a recess until 12 o'clock m. to-morrow.

EXECUTIVE SESSION

On motion by Mr. Jones of Washington,
The Senate proceeded to the consideration of executive business; and
After the consideration of executive business the doors were reopened;
When,
On motion by Mr. Jones of Washington, at 6 o'clock p. m.,
The Senate, pursuant to its order of to-day, took a further recess until 12 o'clock m. to-morrow.

AT 12 O'CLOCK M. (CALENDAR DAY, TUESDAY, DECEMBER 21, 1926)

The Vice President called the Senate to order.

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Chaffee, one of its clerks:

Mr. President: The House of Representatives has passed the following bills of the Senate, each with amendments, in which it requests the concurrence of the Senate:

S. 3615. An act for the relief of soldiers who were discharged from the Army during the Spanish-American War because of misrepresentation of age; and

S. 3728. An act to grant to the State of New York and the Seneca Nation of Indians jurisdiction over the taking of fish and game within the Allegany, Cattaraugus, and Oil Spring Indian Reservations.

The House has passed the bill (S. 4153) to provide for enlarging and relocating the United States Botanic Garden, with an amendment, in which it requests the concurrence of the Senate.

The House has passed the following bills and joint resolutions, in which it requests the concurrence of the Senate:

H. R. 9564. An act providing for markers for the battle fields of Eastport, Miss., and Iuka, Miss.;

H. R. 9912. An act approving the transaction of the adjutant general of the State of Oregon in issuing property to sufferers from a fire in Astoria, Oreg., and relieving the United States property and disbursing officer of the State of Oregon and the State of Oregon from accountability therefor;

H. R. 11516. An act to authorize the payment of an indemnity to the Government of France on account of losses sustained by the owners of the French steamship *Madeleine* as a result of a collision between it and the U. S. S. *Kerwood*;

H. R. 12315. An act to amend section 8 of the food and drugs act, approved June 30, 1906, as amended;

H. R. 13445. An act to provide for graduated special-handling postage charges, according to the weights of the parcels, and to extend special-delivery service to such parcels of fourth-class matter;

H. R. 13446. An act to restore the rate of postage of 1 cent each to private mailing or post cards;

H. R. 13447. An act to provide for an additional charge on first-class matter mailed short paid more than one rate;

H. R. 13448. An act authorizing the transmission of business reply cards in the mails and prescribing the rate of postage thereon;

H. R. 13449. An act to amend section 203 of Title II of the act of February 28, 1925, by prescribing a more equitable rate for transient second-class mail matter;

H. R. 13500. An act to amend section 176 of the Judicial Code;

H. R. 14250. An act to authorize reimposition and extension of the trust period on lands held for the use and benefit of the Captain Grande Band of Indians in California;

H. J. Res. 233. Joint resolution authorizing the Secretary of War to loan certain French guns which belong to the United States and are now in the city park at Walla Walla, Wash., to the city of Walla Walla, and for other purposes; and

H. J. Res. 298. Joint resolution authorizing the Secretary of War to lend 700 cots and 700 blankets for the use of the North Carolina Department of the American Legion at its annual convention at Washington, N. C., in August, 1927.

QUESTION OF QUORUM

Mr. Overman raised a question as to the presence of a quorum;

Whereupon

The Vice President directed the roll to be called;

When

Eighty-two Senators answered to their names, as follows:

Messrs. Ashurst, Bayard, Bingham, Blease, Borah, Bratton, Broussard, Bruce, Cameron, Capper, Caraway, Copeland, Couzens, Curtis, Deneen, Dill, du Pont, Edge, Edwards, Ernst, Ferris, Fess, Fletcher, Frazier, George, Gillett, Goff, Gooding, Gould, Greene, Hale, Harrell, Harris, Harrison, Hawes, Heflin, Howell, Johnson, Jones of New Mexico, Jones of Washington, Kendrick, Keyes, King, Lenroot, McKellar, McLean, McMaster, McNary, Mayfield, Metcalf, Moses, Neely, Norris, Oddie, Overman, Pine, Pittman, Ransdell, Reed of Pennsylvania, Robinson of Indiana, Sackett, Schall, Sheppard, Shipstead, Shortridge, Simmons, Smith, Smoot, Stanfield, Steck, Stephens, Stewart, Swanson, Trammell, Tyson, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, Wheeler, and Willis.
A quorum being present,

RELIEF OF CERTAIN SPANISH-AMERICAN WAR SOLDIERS

The Vice President laid before the Senate the amendment this day received from the House of Representatives for concurrence to the text of the bill (S. 3615) for the relief of soldiers who were discharged from the Army during the Spanish-American War because of misrepresentation of age, together with the amendment to the title providing that same shall read as follows: "An act for the relief of soldiers who were discharged from the Army during the Spanish-American War, the Philippine Insurrection, and the Boxer uprising because of misrepresentation of age."

The Senate proceeded, by unanimous consent, to consider the said amendments; and

On motion by Mr. Wadsworth,

Resolved, That the Senate agree thereto.

Ordered, That the Secretary notify the House of Representatives thereof.

ALLEGANY, CATTARAUGUS, AND OIL SPRING INDIAN RESERVATION

The Vice President laid before the Senate the amendments this day received from the House of Representatives for concurrence to the bill (S. 3728) to grant to the State of New York and the Seneca Nation of Indians jurisdiction over the taking of fish and game within the Allegany, Cattaraugus, and Oil Spring Indian Reservation.

The Senate proceeded, by unanimous consent, to consider the said amendments; and

On motion by Mr. Wadsworth,

Resolved, That the Senate agree thereto.

Ordered, That the Secretary notify the House of Representatives thereof.

UNITED STATES BOTANIC GARDEN

The Vice President laid before the Senate the amendment this day received from the House of Representatives for concurrence to the bill (S. 4153) to provide for enlarging and relocating the United States Botanic Garden.

The Senate proceeded, by unanimous consent, to consider the said amendment; and

On motion by Mr. Fess,

Resolved, That the Senate agree thereto.

Ordered, That the Secretary notify the House of Representatives thereof.

HOUSE BILLS AND JOINT RESOLUTIONS REFERRED

The bills and joint resolutions this day received from the House of Representatives for concurrence were severally read the first and second times by unanimous consent.

Ordered, That the bills H. R. 9564 and H. R. 9912, and the joint resolutions H. J. Res. 233 and H. J. Res. 298 be referred to the Committee on Military Affairs; that the bill H. R. 11516 be referred to the Committee on Foreign Relations; that the bill H. R. 12315 be referred to the Committee on Agriculture and Forestry; that the bills H. R. 13445, H. R. 13446, H. R. 13447, H. R. 13448, and H. R. 13449 be referred to the Committee on Post Offices and Post Roads; that the bill H. R. 13500 be re-

ferred to the Committee on the Judiciary; and that the bill H. R. 14250 be referred to the Committee on Indian Affairs.

PETITIONS

Mr. Willis presented a resolution adopted by the delegate body of the Ohio State Grange, praying the enactment of legislation providing relief for the farmers as recommended by the National Grange at the recent convention in Portland, Me.; which was referred to the Committee on Agriculture and Forestry.

Mr. Curtis presented a resolution adopted by Lawton Camp, No. 18, United Spanish War Veterans, of Wichita, Kans., praying the enactment of legislation granting an increase of pensions to Civil War veterans and their widows; which was referred to the Committee on Pensions.

Mr. Copeland presented a telegram from the president of the Civil Arms Commission, Detroit, Mich., praying the enactment of legislation prohibiting the mailing of firearms capable of being concealed on the person.

Ordered, That it lie on the table.

Petitions praying the enactment of legislation providing for the regulation of radio broadcasting stations were presented as follows:

By Mr. Curtis: Petitions of citizens of the State of Kansas.

By Mr. Reed of Pennsylvania: A petition of citizens of the State of Pennsylvania.

Ordered, That they lie on the table.

REPORTS OF COMMITTEES

Mr. Bingham, by unanimous consent, from the Committee on Territories and Insular Possessions, to whom was referred the bill (H. R. 11843) to authorize the incorporated town of Fairbanks, Alaska, to issue bonds for the purchasing, construction, and maintenance of an electric light and power plant, telephone system, pumping station, and repairs to the water front, and for other purposes, reported it with an amendment and submitted a report (No. 1206) thereon.

INTRODUCTION OF BILLS AND JOINT RESOLUTION

Bills and a joint resolution were introduced by unanimous consent, severally read the first and second times, and referred as follows:

By Mr. Moses:

A bill (S. 4934) granting a pension to Mary E. Bassett (with accompanying papers); to the Committee on Pensions.

By Mr. Hale:

A bill (S. 4935) granting a pension to Louise M. Jackson (with accompanying papers); and

A bill (S. 4936) granting an increase of pension to Lizzie H. Weber (with accompanying papers); to the Committee on Pensions.

By Mr. Greene:

A bill (S. 4937) authorizing the President to appoint Capt. Edmund B. Moore, Ordnance Department, Reserves, an officer in the Ordnance Department, United States Army; to the Committee on Military Affairs.

A bill (S. 4938) granting an increase of pension to Paulina Sour; and

A bill (S. 4939) granting an increase of pension to Sophia C. Perkins; to the Committee on Pensions.

By Mr. Wadsworth:

A bill (S. 4940) for the relief of Regina Schorr; to the Committee on Claims.

A bill (S. 4941) to authorize appropriations for construction at military posts, and for other purposes; to the Committee on Military Affairs.

By Mr. Bratton:

A bill (S. 4942) to authorize an appropriation for the purchase of certain privately owned land within the Jicarilla Indian Reservation, N. Mex.; to the Committee on Indian Affairs.

By Mr. McNary:

A bill (S. 4943) for the relief of George H. Cecil; to the Committee on Agriculture and Forestry.

By Mr. McLean:

A bill (S. 4944) to amend the Federal farm loan act; to the Committee on Banking and Currency.

By Mr. McMaster (for Mr. Norbeck):

A bill (S. 4945) granting an increase of pension to Virginia L. Bramble (with accompanying papers); to the Committee on Pensions.

A bill (S. 4946) to regulate the pay and allowances of certain officers of the United States Navy; to the Committee on Naval Affairs.

By Mr. Shipstead:

A bill (S. 4947) granting an increase of pension to Mary L. Hagerman; to the Committee on Pensions.

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By Mr. Reed of Pennsylvania:

A bill (S. 4948) granting an increase of pension to Jeannette L. Dean; to the Committee on Pensions.

By Mr. McNary:

A joint resolution (S. J. Res. 137) authorizing the Secretary of Agriculture to dispose of real property, located in Hernando County, Fla., known as the Brooksville Plant Introduction Garden, no longer required for plant introduction purposes; to the Committee on Agriculture and Forestry.

CORPORATION STOCK DIVIDENDS

Mr. Norris, by unanimous consent, submitted the following resolution (S. Res. 304):

Whereas it has become the usual practice of corporations, in order to protect stockholders from the payment of income taxes, to declare stock dividends; and

Whereas this procedure enables corporations to acquire competing plants, and in this way avoid the provisions of the anti-trust laws; and

Whereas in order to legislate upon the subject the Senate should be fully informed as to the extent of this practice: Therefore be it

Resolved, That the Federal Trade Commission be, and it is hereby, directed to ascertain and report to the Senate the names and the capitalization of corporations that have issued stock dividends, together with the amount of such stock dividends, since the decision of the Supreme Court holding that stock dividends were not taxable, and to ascertain and report the same information as to the same corporations, for the same period of time prior to such decision.

Ordered, That it lie over one day under the rule.

APPOINTMENT OF CERTAIN ADDITIONAL JUDGES

On motion by Mr. Norris, and by unanimous consent,
Ordered, That the bill (H. R. 10821) for the appointment of certain additional judges be recommitted to the Committee on the Judiciary.

RIVER AND HARBOR PROJECTS

The Senate, as in Committee of the Whole, resumed the consideration of the bill (H. R. 11616) authorizing the construction, repair, and preservation of certain public works on rivers and harbors, and for other purposes; and

The question being on agreeing to the amendment proposed by Mr. Howell, striking out section 2 of the bill, as amended (relative to the proposed purchase of the Cape Cod Canal), and inserting in lieu thereof certain words,

Pending debate,

Mr. Willis raised a question as to the presence of a quorum;

Whereupon

The Presiding Officer (Mr. Capper in the chair) directed the roll to be called;

When

Eighty-one Senators answered to their names, as follows:

Messrs. Ashurst, Bayard, Bingham, Blease, Bratton, Broussard, Bruce, Cameron, Capper, Caraway, Copeland, Couzens, Curtis, Deneen, Dill, du Pont, Edge, Edwards, Ernst, Ferris, Fess, Frazier, George, Gillett, Goff, Gooding, Greene, Hale, Harrell, Harris, Harrison, Hawes, Heflin, Howell, Johnson, Jones of New Mexico, Jones of Washington, Kendrick, Keyes, King, Lenroot, McKellar, McLean, McMaster, McNary, Mayfield, Metcalf, Moses, Neely, Norris, Oddie, Overman, Pepper, Pine, Pittman, Ransdell, Reed of Pennsylvania, Robinson of Indiana, Sackett, Schall, Sheppard, Shipstead, Shortridge, Simmons, Smith, Smoot, Stanfield, Steck, Stephens, Stewart, Swanson, Trammell, Tyson, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, Weller, Wheeler, and Willis.

A quorum being present,

After debate,

On the question of agreeing to the amendment proposed by Mr. Howell, viz, strike out all after line 10, on page 11, down to and including line 12 on page 13, as amended (being section 2 of the bill, as amended), as follows:

"SEC. 2. (a) The contract dated July 29, 1921, executed by the Boston, Cape Cod and New York Canal Company, and transmitted to Congress by the Secretary of War and printed in House Document Numbered 139, Sixty-seventh Congress, second session, is hereby ratified on condition that such company files with the Secretary of War its consent in writing that such contract be modified so as to provide that the United States shall assume the payment of interest on the bonds, payment of which is assumed by the United States under such contract, only from the date upon which the title to the property referred to in paragraph 1 of such contract passes to the United States; that such company files with the Secretary of War its consent in

writing that paragraph 8 of such contract be amended to read as follows:

"8. The payment of the amount herein agreed to be paid, or any part of same, to the said canal company is to be upon the express condition that the Boston, Cape Cod and New York Canal Company waives, in writing, any and all claims of any nature whatsoever that it may have against the President, the Director General of Railroads, or the United States, and upon such release the Director General of Railroads shall release the company from any claim or demand against the company, growing out of Federal control."

"(b) The sum of \$5,500,000 is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, to be expended under the direction of the Secretary of War, for the acquisition by purchase, in accordance with the terms of such contract, modified as provided in paragraph 'a' of this section of the Cape Cod Canal and other property referred to in paragraph 1 of such contract."

"(c) When the Secretary of War has certified that the company has filed its consent, in writing, to the modification of the contract as provided in paragraph (a) of this section, and when the Attorney General has certified that title to such property has passed to the United States, the Secretary of the Treasury is authorized to pay at maturity the principal of the bonds referred to in such contract, and to pay the interest coupons thereon as they fall due each year after the passage of this act except as herein provided until the bonds are retired. The Secretary of the Treasury may, in his discretion, pay before maturity, as stipulated in the contract, the principal sum of \$6,000,000 or any part thereof to the holders of the bonds. Nothing in the contract or in this act shall exempt or release the bonds or the income therefrom from any taxation, National, State, or municipal, to which otherwise they would be subject. The amount necessary to make the several payments in this section provided is hereby authorized to be appropriated out of any money in the Treasury not otherwise appropriated."

And insert in lieu thereof the following:

Sec. 2. (a) The contract dated July 29, 1921, executed by the Boston, Cape Cod and New York Canal Company, and transmitted to Congress by the Secretary of War and printed in House Document Numbered 139, Sixty-seventh Congress, second session, is hereby ratified on condition that such company files with the Secretary of War its consent in writing that such contract be modified so as to provide that the total to be paid by the United States on account of such contract shall not exceed a sum such that 7½ per centum thereof equals the net annual income of the canal owned by said Cape Cod and New York Canal Company, said net annual income to be computed as follows: From the annual average gross earnings of said canal for the three years preceding January 1, 1927, there shall be deducted a one year's expense for operation, maintenance, and depreciation. Such one year's expense on account of operation, maintenance, and depreciation shall be estimated by the Chief of Engineers, United States Army, as the amount that ordinarily would be necessary (1) to maintain indefinitely such canal in first-class condition, and (2) to provide satisfactory service at all times. The remainder, after such deduction, shall be deemed the net annual income.

(b) Such sum as may be necessary is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, to be expended under the direction of the Secretary of War, for the acquisition by purchase, in accordance with the terms of such contract, modified as provided in subdivision (a) of this section, of the Cape Cod Canal and other property referred to in paragraph 1 of such contract.

It was determined in the negative, {Yeas----- 28
Nays----- 51

On motion by Mr. Howell,

The yeas and nays being desired by one-fifth of the Senators present,

Those who voted in the affirmative are—

Messrs. Ashurst, Blease, Capper, Couzens, Dill, Ferris, Fess, Frazier, Gooding, Harrell, Harris, Howell, Jones of New Mexico, King, Lenroot, McKellar, McMaster, Mayfield, Neely, Norris, Oddie, Pine, Pittman, Shipstead, Smoot, Walsh of Montana, Wheeler, and Willis.

Those who voted in the negative are—

Messrs. Bayard, Bingham, Broussard, Bruce, Cameron, Caraway, Copeland, Curtis, Deneen, du Pont, Edge, Edwards, Ernst, Fletcher, George, Gillett, Goff, Greene, Hale, Harrison, Hawes, Hedlin, Jones of Washington, Kendrick, Keyes, McLean, McNary, Metcalf, Moses, Overman, Pepper, Ransdell, Reed of Pennsylvania, Robinson of Indiana, Sackett, Schall, Sheppard, Shortridge, Simmons, Smith, Stanfield, Steck, Stewart, Swanson,

Trammell, Tyson, Wadsworth, Walsh of Massachusetts, Warren, Watson, and Weller.

So Mr. Howell's amendment was not agreed to.

The reported amendments on page 6, line 3, and page 9, line 21, respectively, having been agreed to;

On motion by Mr. Howell to further amend the bill by striking out section 2, as amended, and inserting in lieu thereof certain words,

Pending debate,

Mr. Gooding raised a question as to the presence of a quorum;

Whereupon

The Presiding Officer (Mr. Blease in the chair) directed the roll to be called;

When

Seventy-four Senators answered to their names, as follows:

Messrs. Ashurst, Bayard, Bingham, Blease, Broussard, Bruce, Cameron, Capper, Caraway, Copeland, Couzens, Curtis, Dale, Deneen, du Pont, Edge, Edwards, Ferris, Fess, Fletcher, Frazier, George, Goff, Gooding, Gould, Hale, Harris, Harrison, Hawes, Hedlin, Howell, Johnson, Jones of Washington, Kendrick, Keyes, King, Lenroot, McKellar, McLean, McMaster, McNary, Mayfield, Metcalf, Moses, Neely, Norris, Oddie, Overman, Pepper, Pine, Pittman, Ransdell, Reed of Missouri, Reed of Pennsylvania, Robinson of Indiana, Sackett, Schall, Sheppard, Shipstead, Shortridge, Simmons, Smith, Stanfield, Stephens, Stewart, Swanson, Trammell, Tyson, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Warren, Wheeler, and Willis.

A quorum being present,

The amendment proposed by Mr. Howell was not agreed to.

On motion by Mr. Howell to further amend the bill by striking out section 2, as amended, and inserting in lieu thereof the language contained in the amendment heretofore proposed by him, modified so as to provide that the total to be paid by the United States on account of such contracts shall not exceed a sum such that 3 per cent thereof equals the net annual income of the canal,

After debate,

It was determined in the negative, {Yeas----- 28
Nays----- 47

On motion by Mr. Howell,

The yeas and nays being desired by one-fifth of the Senators present,

Those who voted in the affirmative are—

Messrs. Ashurst, Blease, Capper, Couzens, Dill, Ferris, Fess, Frazier, Gooding, Harris, Howell, Johnson, King, Lenroot, McKellar, McMaster, Mayfield, Neely, Norris, Oddie, Pine, Pittman, Reed of Missouri, Shipstead, Tyson, Walsh of Montana, Wheeler, and Willis.

Those who voted in the negative are—

Messrs. Bayard, Bingham, Broussard, Bruce, Cameron, Caraway, Copeland, Curtis, Dale, Deneen, du Pont, Edge, Edwards, Fletcher, George, Gillett, Goff, Hale, Harrison, Hawes, Hedlin, Jones of Washington, Kendrick, Keyes, McLean, McNary, Metcalf, Moses, Overman, Pepper, Ransdell, Reed of Pennsylvania, Robinson of Indiana, Sackett, Schall, Sheppard, Shortridge, Simmons, Smith, Stanfield, Steck, Stewart, Swanson, Trammell, Wadsworth, Walsh of Massachusetts, and Warren.

So Mr. Howell's amendment was not agreed to.

The residue of the reported amendments having been agreed to, and the bill further amended on the motion of Mr. Jones of Washington, from the Committee on Commerce, the motion of Mr. Reed of Pennsylvania, the motion of Mr. Wadsworth, the motion of Mr. Swanson, the motion of Mr. Hedlin, the motion of Mr. McNary, the motion of Mr. Smith, the motion of Mr. Hale, the motion of Mr. Fess, the motion of Mr. Neely, the motion of Mr. Cameron, the motion of Mr. Lenroot, the motion of Mr. Blease, the motion of Mr. Fletcher, and the motion of Mr. Gillett, it was reported to the Senate and the amendments made in the Committee of the Whole were concurred in.

Ordered, That the amendments be engrossed and the bill read a third time.

The said bill as amended was read the third time.

On the question, Shall the bill pass?

It was determined in the affirmative, {Yeas----- 57
Nays----- 9

On motion by Mr. King,

The yeas and nays being desired by one-fifth of the Senators present,

Those who voted in the affirmative are—

Messrs. Ashurst, Bayard, Bingham, Broussard, Cameron, Caraway, Copeland, Curtis, Deneen, Dill, du Pont, Edge, Edwards, Fess, Fletcher, George, Gillett, Gooding, Hale, Harris, Harrison, Hawes, Hedlin, Johnson, Jones of Washington, Ken-

drick, Keyes, McKellar, McLean, McMaster, McNary, Mayfield, Moses, Neely, Oddie, Overman, Pepper, Pine, Ransdell, Reed of Missouri, Reed of Pennsylvania, Robinson of Indiana, Sheppard, Shipstead, Shortridge, Smith, Stanfield, Steck, Stephens, Stewart, Swanson, Trammell, Tyson, Wadsworth, Walsh of Massachusetts, Warren, and Watson.

Those who voted in the negative are—

Messrs. Blease, Couzens, Ferris, Frazier, Howell, King, Lenroot, Norris, and Willis.

So it was

Resolved, That the bill pass.

Ordered, That the Secretary request the concurrence of the House of Representatives in the amendments.

APPROPRIATIONS FOR INTERIOR DEPARTMENT

On motion by Mr. Curtis, and by unanimous consent, The Senate, as in Committee of the Whole, proceeded to consider the bill (H. R. 14827) making appropriations for the Department of the Interior for the fiscal year ending June 30, 1928, and for other purposes.

EXECUTIVE SESSION

On motion by Mr. Curtis,

The Senate proceeded to the consideration of executive business; and

After the consideration of executive business the doors were reopened;

When,

On motion by Mr. Curtis, at 7 o'clock and 38 minutes p. m., The Senate adjourned.

WEDNESDAY, DECEMBER 22, 1926

The Vice President called the Senate to order, and the Chaplain offered prayer.

THE JOURNAL

The Journal of the proceedings of the legislative day of Friday, December 17, 1926, was approved.

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Hattigan, one of its clerks:

Mr. President: The House of Representatives has passed the following bills of the Senate, each without amendment:

S. 4741. An act providing for the promotion of Lieut. Commander Richard E. Byrd, United States Navy, retired, and awarding to him a congressional medal of honor; and

S. 4742. An act providing for the promotion of Floyd Bennett, aviation pilot, United States Navy, and awarding to him a congressional medal of honor.

The House has passed the bill (H. R. 15008) making appropriations for the Department of Agriculture for the fiscal year ending June 30, 1928, and for other purposes, in which it requests the concurrence of the Senate.

CREDENTIALS OF SENATOR FROM IDAHO

The Vice President laid before the Senate the credentials of Frank R. Gooding, duly chosen a Senator by the qualified electors of the State of Idaho for the term beginning March 4, 1927; which were read and placed on file.

CREDENTIALS OF SENATOR FROM SOUTH CAROLINA

The Vice President laid before the Senate the credentials of E. D. Smith, duly chosen a Senator by the qualified electors of the State of South Carolina for the term beginning March 4, 1927; which were read and placed on file.

CREDENTIALS OF SENATOR FROM CALIFORNIA

The Vice President laid before the Senate the credentials of Samuel M. Shortridge, duly chosen a Senator by the qualified electors of the State of California for the term beginning March 4, 1927; which were read and placed on file.

INTEREST REFUNDS TO CERTAIN RAILROADS

The Vice President laid before the Senate a communication from the Secretary of the Treasury, recommending the authorization of an appropriation, in the sum of \$48,852.83, to enable the Secretary of the Treasury to refund the amount of interest erroneously collected from certain railroads on overpayments, subsequently returned, which were made by the United States under certain sections of the transportation act, 1920, as amended; which was referred to the Committee on Appropriations.

REPORT OF WAR FINANCE CORPORATION

The Vice President laid before the Senate the ninth annual report of the War Finance Corporation, transmitted pursuant to law, showing its operations for the year ended November 30, 1926; which was referred to the Committee on Finance.

FOREST HIGHWAYS AND FOREST-DEVELOPMENT ROADS

The Vice President laid before the Senate a communication from the Secretary of Agriculture, transmitting, pursuant to law, a supplemental report of the work performed and expenditures made by the Department of Agriculture during the fiscal year ended June 30, 1926, in the construction of forest highways and forest-development roads and trails; which, with the accompanying report, was referred to the Committee on Agriculture and Forestry.

HOUSE BILL REFERRED

The bill H. R. 15008, this day received from the House of Representatives for concurrence, was read the first and second times by unanimous consent and referred to the Committee on Appropriations.

PETITIONS

Mr. Capper presented a copy of a resolution adopted by the National Farmers Union at its annual convention held in Hot Springs, Ark., on November 28, 1926, praying the enactment of legislation for relief of the agricultural situation; which was referred to the Committee on Agriculture and Forestry.

Mr. Willis presented a petition of citizens of the State of Ohio, praying the enactment of legislation granting an increase of pensions to Civil War veterans and their widows; which was referred to the Committee on Pensions.

Petitions praying the enactment of legislation providing for the regulation of radio broadcasting stations were presented as follows:

By Mr. Kendrick: A petition of citizens of the State of Wyoming.

By Mr. Capper: A petition of citizens of the State of Kansas.

By Mr. Frazier: Petitions of citizens of the State of North Dakota.

Ordered, That they lie on the table.

ALIEN ENEMY PROPERTY POLICY

Mr. Reed of Pennsylvania presented a manuscript entitled "American International Policy Relative to Alien Enemy Property," by Warren F. Martin, former special assistant to the Attorney General, and J. Reuben Clark, former Solicitor of the State Department; which was ordered to be printed.

EXECUTIVE NOMINATIONS REPORTED

As in open executive session, and by unanimous consent, Mr. Wadsworth, from the Committee on Military Affairs, to whom were referred the nomination of David Prescott Barrows to be a major general, reserve, in the Army, and the nominations of certain other persons to be brigadier generals, reserve; brigadier generals, Medical Reserve Corps; and brigadier generals, auxiliary reserve, of the Army, reported them with a recommendation that they be confirmed.

REPORTS OF COMMITTEES

Mr. Keyes, from the Committee to Audit and Control the Contingent Expenses of the Senate, to whom were referred the following resolutions, reported them each without amendment:

S. Res. 295. Resolution to pay Elsie Davies Dinger a sum equal to six months' salary of the late David C. Dinger;

S. Res. 298. Resolution authorizing the Committee on Agriculture and Forestry to employ a special assistant clerk; and

S. Res. 300. Resolution to pay certain expenses in connection with the funeral of the late Senator William B. McKinley.

The Senate proceeded, by unanimous consent, to consider the said resolutions; and

Resolved, That the Senate agree thereto.

Mr. Curtis, from the Committee on Appropriations, to whom was referred the concurrent resolution (H. Con. Res. 44) relative to adjournment for the holidays, reported it without amendment.

The Senate proceeded, by unanimous consent, to consider the said resolution; and

Resolved, That the Senate agree thereto.

Ordered, That the Secretary notify the House of Representatives thereof.

Mr. Tyson, from the Committee on Military Affairs, to whom was referred the bill (H. R. 7680) to provide for the reappointment of Maj. Chauncey S. McNeill, subject to certain conditions, reported it adversely and submitted a report (No. 1207) thereon.

On motion by Mr. Tyson,

Ordered, That the bill be postponed indefinitely.

Mr. Tyson, from the Committee on Military Affairs, to whom was referred the bill (S. 3614) authorizing an appropriation for the construction of a hard-surfaced road across Fort Sill (Okla.) Military Reservation, reported it without amendment and submitted a report (No. 1208) thereon.

Mr. Hale, from the Committee on Naval Affairs, to whom was referred the bill (H. R. 11515) authorizing the Secretary

of the Navy, in his discretion, to deliver to the custody of the city of Minneapolis the silver service set in use on the battleship *Minneapolis*, reported it with an amendment to the title and submitted a report (No. 1209) thereon.

The Senate proceeded, by unanimous consent, to consider the said bill as in Committee of the Whole; and no amendment being made, it was reported to the Senate.

Ordered, That it pass to a third reading.

The said bill was read the third time.

Resolved, That it pass, and that the title thereof be amended, as reported by the Committee on Naval Affairs, so as to read: "An act authorizing the Secretary of the Navy, in his discretion, to deliver to the custody of the city of Minneapolis the silver service set in use on the cruiser *Minneapolis*."

Ordered, That the Secretary request the concurrence of the House of Representatives in the amendment to the title.

Mr. Reed of Missouri, from the Special Committee Investigating Expenditures in Senatorial Primary and General Elections, created under authority of Senate Resolution 195, agreed to May 17, 1926, submitted a partial report touching the senatorial primary campaign in the State of Pennsylvania, senatorial general election campaigns in the States of Oregon and Washington, and the charges made by Harry R. Walsley, of Kansas City, Mo., which was ordered to be printed as part 2 of Report No. 1197.

Mr. Oddie, from the Committee on Mines and Mining, reported the following amendment intended to be proposed by him to the bill (H. R. 14827) making appropriations for the Department of the Interior for the fiscal year ending June 30, 1928, and for other purposes, viz: On page 74, line 23, strike out the numerals "\$200,000" and "\$130,000" and insert in lieu thereof, respectively, \$240,000 and \$170,000.

Mr. McNary, from the Committee on Agriculture and Forestry, to whom was referred the bill (H. R. 11768) to regulate the importation of milk and cream into the United States for the purpose of promoting the dairy industry of the United States and protecting the public health, reported it with an amendment and submitted a report (No. 1210) thereon.

CHANGE OF REFERENCES

On motion by Mr. Warren, and by unanimous consent, *Ordered*, That the Committee on Appropriations be discharged from the further consideration of the bill (S. 4535) authorizing the Secretary of the Treasury to amend the contract executed by the Treasury Department for the construction of the Edward Hines Junior Hospital at Broad View, Ill., and that it be referred to the Committee on Public Buildings and Grounds.

On motion by Mr. Edge, and by unanimous consent, *Ordered*, That the Committee on Claims be discharged from the further consideration of the bill (S. 4556) for the relief of Edward Durell and that it be referred to the Committee on Military Affairs.

INTRODUCTION OF BILLS

Bills were introduced, severally read the first and second times by unanimous consent, and referred as follows:

By Mr. Kendrick:

A bill (S. 4949) to amend section 2 of the act of March 3, 1905, entitled "An act to ratify and amend an agreement with the Indians residing on the Shoshone or Wind River Indian Reservation, in the State of Wyoming, and to make appropriations to carry the same into effect"; to the Committee on Indian Affairs.

By Mr. Ferriss:

A bill (S. 4950) granting an increase of pension to Mary E. Bennett; to the Committee on Pensions.

By Mr. Dill:

A bill (S. 4951) granting a pension to Clara M. Roberts; to the Committee on Pensions.

A bill (S. 4952) for the relief of the heirs of Joshua Curtis, deceased; to the Committee on Claims.

By Mr. Watson:

A bill (S. 4953) for the relief of Charles G. Keiser; to the Committee on Civil Service.

By Mr. Metcalf:

A bill (S. 4954) to change the title of the United States Court of Customs Appeals, and for other purposes; to the Committee on Finance.

A bill (S. 4955) granting an increase of pension to Sarah A. Hunt (with accompanying papers); to the Committee on Pensions.

A bill (S. 4956) to amend section 476 and section 4934 of the Revised Statutes;

A bill (S. 4957) to amend section 129 of the Judicial Code, allowing an appeal in a patent suit from a decree which is final except for the ordering of an accounting; and

A bill (S. 4958) to amend section 4900 of the United States Revised Statutes; to the Committee on Patents.

By Mr. Harreld:

A bill (S. 4959) for the relief of A. G. Wilson (with accompanying papers); to the Committee on Claims.

By Mr. Pepper:

A bill (S. 4960) granting a pension to Cyrus Garfield Fox; to the Committee on Pensions.

A bill (S. 4961) for the relief of Paymaster Charles Robert O'Leary, United States Navy; to the Committee on Naval Affairs.

By Mr. Johnson:

A bill (S. 4962) granting an increase of pension to Mary J. Leiber; to the Committee on Pensions.

By Mr. Shortridge:

A bill (S. 4963) for the relief of Harry C. Hall; to the Committee on Civil Service.

A bill (S. 4964) transferring a portion of the lands of the military reservation of the Presidio of San Francisco to the Department of the Treasury; to the Committee on Military Affairs.

By Mr. Broussard:

A bill (S. 4965) to authorize the United States Veterans' Bureau to accept a title to lands required for a hospital site in Rapides Parish, La.; to the Committee on Public Buildings and Grounds.

By Mr. Wadsworth:

A bill (S. 4966) to increase the efficiency of the Military Establishment, and for other purposes; to the Committee on Military Affairs.

By Mr. Lenroot:

A bill (S. 4967) authorizing William F. Notz to accept a decoration from the King of Rumania; to the Committee on Foreign Relations.

By Mr. Robinson of Indiana:

A bill (S. 4968) for the relief of Richard Hogan (with accompanying papers); to the Committee on Military Affairs.

By Mr. Sackett:

A bill (S. 4969) granting a pension to William M. Davis (with accompanying papers); to the Committee on Pensions.

By Mr. Reed of Pennsylvania:

A bill (S. 4970) to adjust the salaries of customs inspectors; to the Committee on Finance.

By Mr. Johnson:

A bill (S. 4971) granting an increase of pension to Alice I. Kelly; to the Committee on Pensions.

A bill (S. 4972) for the relief of Joseph T. McGuire; to the Committee on Claims.

A bill (S. 4973) to authorize the designation of depositories for public documents, and for other purposes; to the Committee on Printing.

By Mr. Ransdell:

A bill (S. 4974) to amend and reenact an act entitled "United States cotton futures act," approved August 11, 1916, as amended; to the Committee on Agriculture and Forestry.

RECOGNITION OF GOVERNMENT OF NICARAGUA

Mr. Moses submitted the following resolution (S. Res. 305), which was referred to the Committee on Foreign Relations:

Whereas the Government of the United States, on November 17, 1926, recognized President Adolfo Diaz as the constitutional President of Nicaragua; and

Whereas the aforesaid President of Nicaragua immediately upon his recognition called attention "to Mexican aid of revolution and armed intervention in Nicaraguan political affairs," and applied to the Department of State, soliciting its support "with a view to reaching a solution in the present crisis and avoiding further hostilities and invasion on the part of the Government of Mexico," and stated, "I desire to say to you, at the same time, that whatever may be the means chosen by the Department of State they will meet with the approval of my absolute confidence in the high spirit of justice of the Government of the United States; and

Whereas the Department of State, in response to this appeal issued a public warning against "interference from outside sources" in Nicaraguan affairs as a cause of concern to every friend of stability in Central America; and

Whereas a revolutionary faction in Nicaragua has proclaimed the former vice president, Juan B. Sacasa, as constitutional President of Nicaragua, and he has been recognized as such by the Government of Mexico; and

Whereas it has been reported in the public press from authentic sources that the Government of Mexico is aiding and abetting the revolutionary movement in Nicaragua against the recognized Diaz government, and that military supplies and

forces from Mexico are being landed in Nicaragua in opposition to the recognized government there; and

Whereas it is reported that the American legation in Nicaragua has requested or suggested that Gen. Emiliano Chamorro, the popular hero and leader of the Conservative Party, who was in command of the army under President Diaz, should withdraw from his command and leave the country, which he has done, because the Department of State has announced that "only by cooperation between all factions can peace and tranquility be restored to that country now so unhappily torn by revolution"; and

Whereas unless the United States effectively supports President Diaz the Government of Nicaragua may be turned over to the Government of Mexico, because, as reported by the Associated Press under date of December 18, President Diaz has announced, "I accepted the Presidency of Nicaragua expecting that the United States would aid Nicaragua to restore order and secure peace. The day after my inauguration I therefore appealed to the Government of the United States, soliciting its support for the solution of the present crisis and to avoid further hostilities and invasion on the part of Mexico. Since then two expeditions have come to the shores of Nicaragua. Arms, munitions, and personnel from Mexico have been landed and the Liberals sent to set up a government. I am confronted with the question, if the aid which I expected is not received, whether it will not be better, in order to save lives and the industries of Nicaragua, to deal with President Calles direct now. I can not believe, however, that the United States Government will stand aloof and allow Mexico to overthrow a Nicaraguan government recognized by the United States and recognized under the conditions which existed. The Nicaraguan Government can quite easily dominate any revolution by Nicaraguan Liberals alone, knowing their inferiority in numbers and resources. But a Nicaraguan government supported by 90 per cent of the people could not permanently withstand a revolution made by 10 per cent aided by arms, money, supplies, and military personnel furnished by the Mexican Government". Now, therefore, be it

Resolved, That the President be requested to transmit to the Senate, if not incompatible with the public interest, copies of all correspondence, notes, exchanges, and communications relating to the matters above mentioned which have passed, directly or indirectly, between the Secretary of State or the American Legation at Managua, Nicaragua, and the recognized Government of Nicaragua, and between the American Legation at Managua and Gen. Emiliano Chamorro since he withdrew from the Presidency of Nicaragua, and also all information in the possession of the Department of State showing whether or not, and to what extent, Mexico has intervened in political affairs in Nicaragua and given aid and supplies to the revolutionists in Nicaragua against the recognized Diaz Government, and also a statement of what action has been taken and what further action can be appropriately taken by the Department of State in response to the request of the recognized Government of Nicaragua that the Government of the United States aid Nicaragua to restore order and secure peace.

THE LAUSANNE TREATY

Mr. King submitted the following resolution (S. Res. 306), which was referred to the Committee on Foreign Relations:

Whereas the United States and the allied nations, following the World War, contended for the establishment of an Armenian state and for the return to Greece of territory to which she was entitled and the protection of Christian minorities residing within Turkish territory; and

Whereas the treaty of Sevres made provisions for the realization of such contentions, and an independent Armenian state was set up, and certain territories to which Greece was entitled were restored to her; and

Whereas President Harding on the 8th day of November, 1922, gave assurance that "everything which may be done will be done to protect the Armenian people and preserve to them the rights which the Sevres treaty undertook to bestow"; and

Whereas Turkey repudiated said treaty and joined with Soviet Russia in the destruction of the Armenian state, brutally murdered hundreds of thousands of Armenians, and drove those remaining in Anatolia and in Turkish Armenia from their homes, and confiscated their property and also massacred hundreds of thousands of persons of Hellenic descent who were residing in Anatolia and Thrace and expelled more than 1,000,000 others from their homes and appropriated their property; and

Whereas the United States participated in the Lausanne conference which met on November 20, 1922, and prior to its meeting the Secretary of State laid down seven conditions to

be complied with before any treaty would be entered into by the United States with the Turkish Government; and

Whereas Ambassador Child, the American official observer, declared before the Lausanne conference in December, 1922, a number of the essential conditions laid down by the Secretary of State and implied in the assurance given by President Harding; and

Whereas a treaty with Turkey was negotiated by the United States August 6, 1923, which abandons the essential conditions announced by Secretary Hughes and indicated in the assurances of President Harding, and is also tantamount to a betrayal of Armenia; and

Whereas at the opening of the Lausanne conference there was pending before the Turkish Government an application by certain American citizens commonly known as the Chester group, for a concession for the exploitation of the oil deposits in Mosul and Armenia, part of which projected concession, namely, that for the Mosul oil, was contested at the conference by a British group known as "The Turkish Petroleum Co."; and it is claimed that the Turkish Government guaranteed the Chester concession five months after the opening of the conference, with the avowed purpose of securing the moral and diplomatic support of the American delegation to certain Turkish contentions against the Allies, and that the American delegation, in consideration of the granting of the Chester concession, lent moral and diplomatic support to the Turkish delegation, and agreed to abandon or did abandon most of the essential conditions which were laid down by the Department of State as a sine qua non for a new treaty with Turkey, including essential American rights, as well as the rights of Armenians, and the Christian minorities in Turkey; and

Whereas following the Lausanne conference Turkey canceled the so-called Chester concession and entered into an agreement with the British Petroleum Co., recognizing its right to exploit the oil deposits in Mosul, and an American group, headed by the Standard Oil Co., has been allotted a one-quarter interest in said oil deposits in Mosul which is, as it is claimed, in accordance with the position taken and asserted by the United States during the Lausanne conference; and

Whereas it is reported that the Standard Oil Co. is the most important and powerful advocate of the ratification of the Lausanne treaty and is seeking from Turkey a concession for the exploitation of oil fields in the Provinces of Erzerum, Van, and Bitlis, which said Provinces had been allotted to Armenia by the arbitral award of the President of the United States; and

Whereas said treaty so negotiated has been transmitted by the President of the United States to the Senate for its action thereon; and

Whereas no hearings have been had upon said treaty and no information has been submitted to the Senate by the State Department or by any person with reference to the matters herein referred to or justifying the ratification of said treaty; and

Whereas the Turkish Government, both before and since the signing of said treaty, has exhibited a contemptuous disregard of treaty obligations and has continued its cruel and despotic course toward Christian minorities within its borders, and has expelled nearly 2,000,000 Greeks and Armenians, some of whom are now the recipients of financial and other aid from the people of the United States, as well as from other countries; and

Whereas it is claimed that Kemal Pasha has recently directed that residents of Turkey and those having business or other connections with Turkey shall urge the Senate of the United States to ratify the Lausanne treaty; and

Whereas the American people have been and now are profoundly interested in all questions relating to the Near East and have been and still are deeply interested in the Armenians, and in all Christians residing in Turkey as well as those who have been expelled therefrom and are concerned in the policy of Kemal Pasha to prevent the Armenians from occupying any part of the territory which for thousands of years was inhabited by the Armenian race, and from restoring and maintaining the Armenian Republic which was recognized as a de facto and de jure government by the United States and many other nations; and

Whereas the American people, before entering into any treaty with Kemal Pasha or any other Turkish régime, are desirous of knowing all the facts concerning the negotiation of said treaty of Lausanne and the present conditions of the Turkish Empire and the purposes of Kemal Pasha with respect to the Armenians and to the surviving Christians in Turkey, and whether any government or régime in Turkey is competent and willing to discharge its international obligations and conform

to the standards of justice which should guide civilized nations in their internal affairs as well as in their relations with each other: Therefore be it

Resolved, That the Committee on Foreign Relations be, and is hereby, directed to inquire into the matters and things herein recited, and particularly to ascertain—

(A) What reasons led to the abandonment of the conditions laid down by the Secretary of State, October 30, 1922, as conditions precedent to the negotiation of a treaty with Turkey and to the disregard of the assurances contained in the statement of President Harding under date of November 8, 1922.

(B) What, if any, action was taken by the State Department in procuring, preserving, or protecting the Chester oil concessions.

(C) What agreement, connection, or understanding existed or exists between said Chester group and the Standard Oil Co. or any of its subsidiaries, and what agreement or understanding, if any, existed or exists between the State Department and the Standard Oil Co., and what correspondence passed between them which in any manner related to the Lausanne treaty or Turkey, or oil lands or oil concessions in Mosul or Armenia or any territory claimed by Turkey.

(D) What action, if any, was taken by the State Department in organizing or reorganizing the Ottoman Development Co. or any other company to take over and hold any rights obtained under any concession or otherwise, or what action was taken by said department in the control of the stock or the selection of any officers of said company.

(E) What instructions, if any, were given by the State Department to the representatives of the United States at the Lausanne conference in connection with said Chester oil concessions or said Ottoman Development Co., and what correspondence was had between the State Department and said representatives concerning said oil concessions.

(F) Whether it is a fact that the American representatives at the Lausanne conference supported the Allies in the Lausanne conference prior to the ratification of the Chester concessions April 10, 1923, or thereafter supported the position of the Turkish representatives as against the Allies in favor of the abrogation of capitulations and the abandonment of the conditions announced by the Secretary of State as essential terms of any treaty with Turkey.

(G) Whether it is a fact that a number of the members of the American delegation were formerly connected with certain oil interests, or were appointed on the American delegation at the instance of certain oil interests, and who since have resumed their connections with said interests, and also whether some of the members of the American delegation at Lausanne were the representatives of certain oil and tobacco interests.

(H) What causes led to the abandonment by American representatives at the Lausanne conference of the position theretofore taken by the State Department and by President Harding, and what reasons led to the signing by the American representatives of the Lausanne treaty.

(I) What discussion ensued at the Lausanne conference concerning the Chester concessions or the Ottoman Development Co., and what notes or other communications were exchanged between the State Department and the representatives of the United States at said conference or between the representatives of the United States and the representatives of the Turkish Government concerning said concessions; also what conversations occurred between the representatives of the Turkish Government and the United States respecting said treaty, and particularly with reference to said Chester concessions or any other concessions with respect to oil or railroads within Turkish territory.

(J) Whether it is a fact that the principal proponent and advocate of the Lausanne treaty is the Standard Oil Co., and whether it has sought or seeks concessions from Turkey for the exploitation of oil in the Provinces allotted to Armenia by the arbitration of the President of the United States.

(K) Whether it is a fact that Kemal Pasha has recently directed that all the residents of Turkey and those having business or other connections with Turkey shall urge the Senate of the United States to ratify the Lausanne treaty.

CAMPAIGN EXPENDITURES OF SENATOR PEPPER

The Vice President laid before the Senate a resolution coming over from a former day, viz. the resolution (S. Res. 302) relative to the campaign contributions and expenditures of Hon. George Wharton Pepper, Senator from Pennsylvania; when,

On motion by Mr. Norris, and by unanimous consent,
Ordered, That it lie over without prejudice.

CORPORATION STOCK DIVIDENDS

The Vice President laid before the Senate a resolution coming over from a former day, viz. the resolution (S. Res. 304) requesting certain information from the Federal Trade Commission relative to corporations issuing stock dividends.

The Senate proceeded to consider the said resolution; and

Resolved, That the Senate agree thereto.

The preamble was agreed to.

WATERSHEDS OF NAVIGABLE STREAMS

On motion by Mr. McNary, and by unanimous consent, The vote on the indefinite postponement of the bill (S. 718) authorizing an appropriation to be expended under the provisions of section 7 of the act of March 1, 1911, entitled "An act to enable any State to cooperate with any other State or States, or with the United States, for the protection of the watersheds of navigable streams, and to appoint a commission for the acquisition of lands for the purpose of conserving the navigability of navigable rivers," as amended, was reconsidered; and

Ordered, That the bill be again placed on the calendar.

PRESIDENTIAL APPROVAL

A message from the President of the United States, by Mr. Latta, his secretary:

Mr. President: The President of the United States approved and signed on the 18th instant the bill (S. 2355) for the relief of Cyrus S. Andrews.

Ordered, That the Secretary notify the House of Representatives thereof.

ADMINISTRATION OF ALIEN PROPERTY CUSTODIAN'S OFFICE

The Vice President laid before the Senate the following message from the President of the United States, which was read:

To the Senate:

In response to the resolution of the Senate of December 17, 1926, Senate Resolution 299, I transmit herewith a copy of the report made by the Comptroller General to the President on his investigation of the administration of the office of the Alien Property Custodian.

Since I am advised by the Attorney General that there is at least one item in the exhibits to the report which I am prohibited from publishing under the law, and because the exhibits are very voluminous, it will be necessary to take further time for their examination before they can be submitted to the Senate.

CALVIN COOLIDGE.

THE WHITE HOUSE, December 22, 1926.

On motion by Mr. Moses,

Ordered, That the message, with the accompanying report, be referred to the Committee on the Judiciary and printed.

CONDITIONS IN THE PHILIPPINES

The Vice President laid before the Senate the following message from the President of the United States, which was read, and, with the accompanying report, referred to the Committee on Territories and Insular Possessions and ordered to be printed:

To the Congress of the United States:

In my annual message to the Congress I referred to Col. Carmi A. Thompson's survey, at my request, of conditions in the Philippine Islands.

I contemplated that in transmitting his report to the Congress I might wish to make more specific recommendations than those made in my annual message. I find, however, that the general line of his conclusions are in such close agreement with what is already recommended that this seems unnecessary, but on account of the interest in the text of Colonel Thompson's report and a desire to secure it, I am transmitting it herewith for the information of the Congress.

In my message I recited the fact that Governor Wood had administered his office as Governor General with tact and ability and to the advantage of the Filipino people. Many, although not all, of the recommendations contained in the report undoubtedly would meet with the approval of Governor General Wood, as they have been recommended by him in the past.

It will be noted that the report of Colonel Thompson is more candid and intimate than is the usual published report, but I have not felt that I should on that account withhold it from the Congress. Colonel Thompson has freely and fearlessly expressed his views on the Philippine situation. While I do not agree entirely with all his views and recommendations, I believe that the report is an excellent one and merits your careful consideration. He went to the Philippine Islands as a volun-

teer. He gave his time. He paid a large sum for his own expenses. For all of this he is entitled to sincere thanks.

CALVIN COOLIDGE.

THE WHITE HOUSE, December 22, 1926.

REPORT OF THE GOVERNOR OF PORTO RICO

The Vice President laid before the Senate the following message from the President of the United States, which was read and referred to the Committee on Territories and Insular Possessions:

To the Congress of the United States:

As required by section 12 of the act of Congress of March 2, 1917, entitled "An act to provide a civil government for Porto Rico, and for other purposes," I transmit herewith, for the information of the Congress, the twenty-sixth annual report of the Governor of Porto Rico, including the reports of the heads of the several departments of the government of Porto Rico and that of the auditor, for the fiscal year ended June 30, 1926.

I recommend that the report of the Governor of Porto Rico without appendices be printed as a congressional document.

CALVIN COOLIDGE.

THE WHITE HOUSE, December 22, 1926.

[NOTE.—Report accompanied similar message to the House of Representatives.]

REPORT OF PANAMA RAILROAD CO.

The Vice President laid before the Senate the following message from the President of the United States, which was read, and, with the accompanying report, referred to the Committee on Inter-oceanic Canals:

To the Congress of the United States:

I transmit herewith, for the information of the Congress the seventy-seventh annual report of the board of directors of the Panama Railroad Co. for the fiscal year ended June 30, 1926.

CALVIN COOLIDGE.

THE WHITE HOUSE, December 22, 1926.

REPORT OF PERRY'S VICTORY MEMORIAL COMMISSION

The Vice President laid before the Senate the following message from the President of the United States, which was read, and, with the accompanying report, referred to the Committee on the Library:

To the Congress of the United States:

I transmit herewith, for the information of the Congress the seventh annual report of Perry's Victory Memorial Commission for the year ending December 1, 1926.

CALVIN COOLIDGE.

THE WHITE HOUSE, December 22, 1926.

APPROPRIATIONS FOR DEPARTMENT OF THE INTERIOR

On motion by Mr. Smoot, and by unanimous consent, The Senate, as in Committee of the Whole, resumed the consideration of the bill (H. R. 14827) making appropriations for the Department of the Interior for the fiscal year ending June 30, 1928, and for other purposes.

The reported amendments having been agreed to, and the bill further amended on the motion of Mr. Smoot, from the Committee on Appropriations, the motion of Mr. Dill, and the motion of Mr. Harrell;

On motion by Mr. Trammell, and by unanimous consent, The vote whereby the Senate agreed to the amendment proposed by Mr. Smoot, from the Committee on Appropriations, inserting on page 97, after line 11, a provision relative to Howard University, was reconsidered; and

The question recurring on agreeing to the said amendment, Mr. Blease raised a question as to the presence of a quorum; Whereupon

The President pro tempore directed the roll to be called; During the calling of the roll,

On motion by Mr. Blease, and by unanimous consent, Further proceedings under the call were dispensed with, and the point of no quorum was withdrawn.

The amendment proposed by Mr. Smoot, on behalf of the Committee on Appropriations, was then amended on his motion, and as amended agreed to.

The bill having been further amended on the motion of Mr. Wheeler, and the motion of Mr. Smoot, from the Committee on Appropriations, it was reported to the Senate and the amendments made in the Committee of the Whole were concurred in. *Ordered*, That the amendments be engrossed and the bill read a third time.

The said bill as amended was read the third time.

Resolved, That it pass.

Ordered, That the Secretary request the concurrence of the House of Representatives in the amendments.

EXECUTIVE SESSION

On motion by Mr. Curtis, The Senate proceeded to the consideration of executive business; and After the consideration of executive business the doors were reopened;

When, On motion by Mr. Curtis, at 3 o'clock and 39 minutes p. m., The Senate adjourned.

MONDAY, JANUARY 3, 1927

The Vice President called the Senate to order, and the Chaplain offered prayer.

ATTENDANCE OF SENATOR FROM SOUTH DAKOTA

Mr. Peter Norbeck, from the State of South Dakota, attended.

THE JOURNAL

The Journal of the proceedings of Wednesday, December 22, 1926, was approved.

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Haltigan, one of its clerks:

Mr. President: The House of Representatives has disagreed to the amendments of the Senate to the bill (H. R. 14827) making appropriations for the Department of the Interior for the fiscal year ending June 30, 1928, and for other purposes; it asks a conference with the Senate on the disagreeing votes of the two Houses thereon, and has appointed Mr. Cramton, Mr. Murphy, and Mr. Taylor of Colorado managers at the same on its part.

The Speaker having signed five enrolled bills, viz. S. 3615, S. 3728, S. 4153, S. 4741, and S. 4742, I am directed to bring the same to the Senate for the signature of its President.

ENROLLED BILLS SIGNED

Mr. Greene, from the Committee on Enrolled Bills, reported that they had examined and found truly enrolled the following bills:

S. 3615. An act for the relief of soldiers who were discharged from the Army during the Spanish-American War, the Philippine insurrection, and the Boxer uprising because of misrepresentation of age;

S. 3728. An act to grant to the State of New York and the Seneca Nation of Indians jurisdiction over the taking of fish and game within the Allegany, Cattaraugus, and Oil Spring Indian Reservations;

S. 4153. An act to provide for enlarging and relocating the United States Botanic Garden, and for other purposes;

S. 4741. An act providing for the promotion of Lieut. Commander Richard E. Byrd, United States Navy, retired, and awarding to him a congressional medal of honor; and

S. 4742. An act providing for the promotion of Floyd Bennett, aviation pilot, United States Navy, and awarding to him a congressional medal of honor.

The Vice President thereupon signed the same, and they were delivered to the committee to be presented to the President of the United States.

ST. LAWRENCE WATERWAY PROJECT

The Vice President laid before the Senate the following message from the President of the United States, which was read: To the Congress of the United States:

Herewith is presented for the information of the Congress a report made to the President by a commission appointed to advise on the development of a shipway from the Great Lakes to the sea.

CALVIN COOLIDGE.

THE WHITE HOUSE, January 3, 1927.

On motion by Mr. Norris,

Ordered, That the message, with the accompanying report, be referred to the Committee on Commerce and printed.

APPROPRIATIONS FOR INTERIOR DEPARTMENT

The Vice President laid before the Senate the message this day received from the House of Representatives, announcing its disagreement to the amendments of the Senate to the bill (H. R. 14827) making appropriations for the Department of the Interior for the fiscal year ending June 30, 1928, and for other purposes, and asking a conference with the Senate thereon.

On motion by Mr. Smoot,

Resolved, That the Senate insist upon its amendments to the said bill, disagreed to by the House of Representatives, and agree to the conference asked by the House on the disagreeing votes of the two Houses thereon.

Ordered, That the conferees on the part of the Senate be appointed by the Vice President; and

The Vice President appointed Mr. Smoot, Mr. Curtis, and Mr. Harris.

Ordered, That the Secretary notify the House of Representatives thereof.

CREDENTIALS OF SENATOR FROM INDIANA

The Vice President laid before the Senate the credentials of James E. Watson, duly chosen a Senator by the qualified electors of the State of Indiana for the term beginning March 4, 1927; which were read and placed on file.

CREDENTIALS OF SENATOR FROM NEVADA

Mr. Pittman presented the credentials of Tasker L. Oddie, duly chosen a Senator by the qualified electors of the State of Nevada for the term beginning March 4, 1927; which were read and placed on file.

CREDENTIALS OF SENATOR FROM SOUTH DAKOTA

Mr. McMaster presented the credentials of Peter Norbeck, duly chosen a Senator by the qualified electors of the State of South Dakota for the term beginning March 4, 1927; which were read and placed on file.

DELINQUENT ACCOUNTS OF FEDERAL OFFICERS

The Vice President laid before the Senate a communication from the Comptroller General of the United States, transmitting a report showing the officers of the Government who were delinquent in rendering or transmitting their accounts to the proper offices in Washington during the fiscal year ended June 30, 1926, the cause therefor, and whether the delinquency was waived, together with a list of such officers, who, upon final settlement of their accounts, were found to be indebted to the Government and had failed to pay the same into the Treasury of the United States; which, with the accompanying report, was referred to the Committee on Appropriations.

REPORT OF AMERICAN WAR MOTHERS

The Vice President laid before the Senate a communication from the national president of the American War Mothers, transmitting, pursuant to law, the report of the corporation for the year ended December 31, 1926; which, with the accompanying report, was referred to the Committee on Military Affairs.

PETITIONS AND MEMORIALS

Mr. Willis presented resolutions from certain rifle and pistol clubs of Steubenville, Ashland, Wilmington, Gallion, and Portsmouth, Ohio, praying the enactment of legislation making adequate appropriations for the continuance of civilian marksmanship matches; which were referred to the Committee on Military Affairs.

Mr. Warren presented a memorial of the Board of Equalization of the State of Wyoming, remonstrating against the enactment of legislation authorizing the granting of grazing permits on unappropriated and unreserved public lands; which was referred to the Committee on Public Lands and Surveys.

Petitions praying the enactment of legislation providing for the regulation of radio broadcasting stations were presented as follows:

By Mr. Kendrick: Two petitions of citizens of Wyoming.

By Mr. Capper: Several petitions of citizens of the State of Kansas.

Ordered, That they lie on the table.

REPORTS OF COMMITTEES

Mr. Keyes, from the Committee to Audit and Control the Contingent Expenses of the Senate, to whom was referred the resolution (S. Res. 296) authorizing and empowering the Committee on Privileges and Elections to subpoena witnesses, etc., under Senate Resolution 278, in the matter of Arthur R. Gould, reported it with an amendment.

The Senate proceeded, by unanimous consent, to consider the said resolution; and the reported amendment having been agreed to, the resolution as amended was agreed to, as follows:

Resolved, That the Committee on Privileges and Elections, or any subcommittee thereof, authorized by Senate Resolution No. 278 to inquire into charges made against Hon. Arthur R. Gould, a Senator from the State of Maine, and report to the Senate thereon, hereby is empowered to hold its sessions at such place or places and at such times, during the present session of Congress, as may appear to the committee or subcommittee most convenient and proper for the purposes of such investigation; to require the attendance of witnesses by subpoena or otherwise; to require the production of all books, papers, and documents; to employ clerical assistants, and a stenographer to record and report all evidence and proceedings before said committee or subcommittee thereof, at a cost not exceeding 25 cents per hundred words.

The chairman or any member of the committee may administer oaths to witnesses and sign subpoenas for witnesses, and every person duly summoned to appear before said committee, or any subcommittee thereof, who refuses or fails to obey the process of said committee or appears and refuses to answer questions pertinent to said investigation shall be punished as prescribed by law.

The expenses of said investigation shall be paid from the contingent fund of the Senate upon vouchers properly approved, and shall not exceed the sum of \$5,000.

Mr. McNary, from the Committee on Appropriations, to whom was referred the bill (H. R. 15008) making appropriations for the Department of Agriculture for the fiscal year ending June 30, 1928, and for other purposes, reported it with amendments and submitted a report (No. 1211) thereon.

On motion by Mr. Warren, and by unanimous consent, *Ordered*, That the Committee on Appropriations be discharged from the further consideration of the communication from the Secretary of the Treasury, dated December 16, 1926, recommending the authorization of an appropriation, in the sum of \$48,852.83, to enable the Secretary of the Treasury to refund the amount of interest erroneously collected from certain railroads on overpayments, subsequently returned, which were made by the United States under certain sections of the transportation act, 1920, as amended, transmitted to the Senate on December 22, 1926, and that it be referred to the Committee on Interstate Commerce, to accompany Senate bill 4987.

ENROLLED BILLS PRESENTED

Mr. Greene, from the Committee on Enrolled Bills, reported that they this day presented to the President of the United States the following enrolled bills:

S. 3615. An act for the relief of soldiers who were discharged from the Army during the Spanish-American War because of misrepresentation of age;

S. 3728. An act to grant to the State of New York and the Seneca Nation of Indians jurisdiction over the taking of fish and game within the Allegany, Cattaraugus, and Oil Spring Indian Reservations;

S. 4153. An act to provide for enlarging and relocating the United States Botanic Garden, and for other purposes;

S. 4741. An act providing for the promotion of Lieut. Commander Richard E. Byrd, United States Navy, retired, and awarding to him a congressional medal of honor; and

S. 4742. An act providing for the promotion of Floyd Bennett, aviation pilot, United States Navy, and awarding to him a congressional medal of honor.

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

Bills and joint resolutions were introduced, severally read the first and second times by unanimous consent and referred as follows:

By Mr. Copeland:

A bill (S. 4975) to provide for the inspection of the important historic sites in connection with the Burgoyne expedition culminating in the defeat and surrender of the entire British forces at Saratoga October 17, 1777; to the Committee on Military Affairs.

By Mr. Broussard:

A bill (S. 4976) authorizing and directing the Secretary of War to transfer to the State of Louisiana the property known as Jackson Barracks, in the city of New Orleans; to the Committee on Military Affairs.

By Mr. Jones of Washington:

A bill (S. 4977) to authorize and direct the Secretary of War to grant a perpetual easement for public highway purposes over and upon a portion of Vancouver Military Reservation, in the State of Washington; to the Committee on Military Affairs.

By Mr. Fletcher:

A bill (S. 4978) to repeal Title III of the act approved February 26, 1926, entitled "An act to reduce and equalize taxation, to provide revenue, and for other purposes"; to the Committee on Finance.

By Mr. Shortridge:

A bill (S. 4979) granting an increase of pension to Henry P. Mooniehand; to the Committee on Pensions.

A bill (S. 4980) for the relief of N. H. Thibodeaux; to the Committee on Claims.

A bill (S. 4981) for the relief of Francis Mooney; to the Committee on Military Affairs.

By Mr. Edge:

A bill (S. 4982) for the relief of George Fischer; to the Committee on Claims.

By Mr. Lenroot:

A bill (S. 4983) for the relief of Frank Murray; to the Committee on Claims.

By Mr. Borah:

A bill (S. 4984) granting an increase of pension to Martha E. Jennings (with accompanying papers); to the Committee on Pensions.

A bill (S. 4985) to add certain lands to the Boise National Forest, Idaho; and

A bill (S. 4986) to add certain lands to the Idaho National Forest, Idaho; to the Committee on Public Lands and Surveys.

By Mr. Warren:

A bill (S. 4987) authorizing refund to certain railroads on account of interest erroneously collected; to the Committee on Interstate Commerce.

By Mr. Dale:

A bill (S. 4988) granting a pension to Hattie W. Brown (with accompanying papers); and

A bill (S. 4989) granting an increase of pension to Sarah R. Labarron (with accompanying papers); to the Committee on Pensions.

By Mr. Goff:

A bill (S. 4990) to amend section 1 of an act entitled "An act to further regulate commerce with foreign nations and among the States," as amended, approved February 19, 1923, commonly known as the Elkins Act; to the Committee on Interstate Commerce.

A bill (S. 4991) granting a pension to Arminda Fry;

A bill (S. 4992) granting an increase of pension to Rebecca E. Roberts;

A bill (S. 4993) granting an increase of pension to Lydia Ann Collins;

A bill (S. 4994) granting an increase of pension to Elizabeth D. Riddle;

A bill (S. 4995) granting an increase of pension to Mary Ann Britton; and

A bill (S. 4996) granting an increase of pension to Luvena F. Morning; to the Committee on Pensions.

By Mr. Oddie:

A bill (S. 4997) granting a pension to James H. C. O'Hare (with accompanying papers); to the Committee on Pensions.

A bill (S. 4998) to provide a water system for the Indians of the Reno-Sparks Indian Colony, Nev.; to the Committee on Indian Affairs.

By Mr. Deneen:

A bill (S. 4999) for the relief of S. K. Truby; to the Committee on Claims.

By Mr. Hale:

A bill (S. 5000) granting an increase of pension to Lucy E. Payson (with accompanying papers); and

A bill (S. 5001) granting an increase of pension to Nellie Small (with accompanying papers); to the Committee on Pensions.

By Mr. Couzens:

A bill (S. 5002) granting a pension to Lance A. Chaldecott; and

A bill (S. 5003) granting an increase of pension to Ellen R. Lockwood; to the Committee on Pensions.

By Mr. McNary:

A bill (S. 5004) to authorize the designation of deputy fiscal or disbursing agents in the Department of Agriculture stationed outside of Washington; to the Committee on Agriculture and Forestry.

By Mr. Watson:

A bill (S. 5005) granting a pension to Nancy E. Tennant; to the Committee on Pensions.

By Mr. Willis:

A bill (S. 5006) to repeal the last proviso of section 7 of an act to establish the Mount McKinley National Park, in the Territory of Alaska, approved February 26, 1917; to the Committee on Territories and Insular Possessions.

A bill (S. 5007) granting an increase of pension to Elizabeth Cavanaugh (with accompanying papers);

A bill (S. 5008) granting an increase of pension to Amgard Kuhlman (with accompanying papers);

A bill (S. 5009) granting an increase of pension to Elizabeth Kyre (with accompanying papers);

A bill (S. 5010) granting an increase of pension to Maggie Davenport (with accompanying papers);

A bill (S. 5011) granting an increase of pension to Anna C. Seacrist (with accompanying papers);

A bill (S. 5012) granting an increase of pension to Christina Seofield (with accompanying papers);

A bill (S. 5013) granting an increase of pension to Virginia Jones (with accompanying papers);

A bill (S. 5014) granting an increase of pension to Freiderike A. C. Ruevoldt (with accompanying papers);

A bill (S. 5015) granting an increase of pension to John G. DeCamp (with accompanying papers); and

A bill (S. 5016) granting an increase of pension to Carrie McFoster (with accompanying papers); to the Committee on Pensions.

By Mr. Mayfield:

A bill (S. 5017) for the relief of Ruth J. Walling; to the Committee on Claims.

By Mr. McKellar:

A bill (S. 5018) to amend the corrupt practices act; to the Committee on Privileges and Elections.

By Mr. Capper:

A bill (S. 5019) to authorize the acquisition of a site for the Farmers' Produce Market in the District of Columbia, and for other purposes; to the Committee on the District of Columbia.

A bill (S. 5020) granting an increase of pension to Elnora Rogers (with accompanying papers); and

A bill (S. 5021) granting an increase of pension to Martha A. McElroy (with accompanying papers); to the Committee on Pensions.

By Mr. Dale:

A bill (S. 5022) granting an increase of pension to Sarah Burton (with accompanying papers); and

A bill (S. 5023) granting an increase of pension to Luella J. Freeman (with accompanying papers); to the Committee on Pensions.

By Mr. Norbeck:

A bill (S. 5024) for the relief of W. Randall Spurlock (with accompanying papers); to the Committee on Claims.

A bill (S. 5025) granting a pension to Daniel Lynch (with accompanying papers); and

A bill (S. 5026) granting an increase of pension to Helen E. Yates (with accompanying papers); to the Committee on Pensions.

By Mr. Harrell:

A bill (S. 5027) to provide for the construction and equipment of an administration building for the Pawnee Indian School at Pawnee, Okla.; to the Committee on Indian Affairs.

A bill (S. 5028) granting an increase of pension to Thomas V. Hunt (with accompanying papers); to the Committee on Pensions.

By Mr. Wheeler:

A bill (S. 5029) to provide for contests of certain oil and gas permits; to the Committee on Public Lands and Surveys.

By Mr. Norris:

A bill (S. 5030) to establish a fish-cultural station in the State of Nebraska as an auxiliary to the Spearfish, S. Dak., fisheries station; to the Committee on Commerce.

By Mr. Cameron:

A bill (S. 5031) to provide for the creation of the Pan American people's great highway commission, and for other purposes; to the Committee on Post Offices and Post Roads.

By Mr. Metcalf:

A bill (S. 5032) granting an increase of pension to Mary Ida Jordan (with accompanying papers); to the Committee on Pensions.

By Mr. Heflin:

A bill (S. 5033) to amend, improve, and correct the abuses of the civil service act of January 16, 1883; to the Committee on Civil Service.

By Mr. Swanson:

A joint resolution (S. J. Res. 138) to authorize the Secretary of War to lend tentage, cots, and blankets for the use of the Virginia Department of the Veterans of Foreign Wars at its annual encampment, June, 1927; to the Committee on Military Affairs.

By Mr. Watson:

A joint resolution (S. J. Res. 139) providing for the participation of the United States in the celebration in 1929 of the one hundred and fiftieth anniversary of the conquest of the Northwest Territory by George Rogers Clark, authorizing an appropriation for the construction of a permanent memorial in the city of Vincennes, State of Indiana, and for other purposes; to the Committee on the Library.

INVESTIGATION OF ALIEN PROPERTY CUSTODIAN'S OFFICE

Mr. King submitted the following resolution (S. Res. 307), which was referred to the Committee to Audit and Control the Contingent Expenses of the Senate:

Resolved, That the special Senate committee created pursuant to Resolution 71, agreed to the 3d day of July, 1926, hereby is authorized to employ stenographic assistance, at a cost not exceeding 25 cents per hundred words, to report such hearings and proceedings as may be had in connection with any subject which may be before said committee and such legal, clerical, or other assistance as may be deemed necessary to the committee, that all expenses incurred, including costs of travel

by the committee or their assistants, in furtherance of the purposes of said resolution shall be paid out of the contingent fund of the Senate upon vouchers properly approved, the cost not to exceed \$50,000.

DEATH OF HON. HENRY A. DU PONT

Mr. Bayard submitted the following resolution (S. Res. 308), which was considered by unanimous consent and unanimously agreed to:

Resolved, That the Senate has heard with deep regret and profound sorrow the announcement of the death of Hon. Henry A. du Pont, late a Senator from the State of Delaware.

Resolved, That the Secretary transmit a copy of these resolutions to the family of the deceased.

WITHDRAWAL OF MARINES FROM NICARAGUA

Mr. Wheeler submitted the following resolution (S. Res. 309), which was referred to the Committee on Foreign Relations:

Whereas one Solorzano and one Sacasa were elected, in 1924, President and Vice President, respectively, of the Republic of Nicaragua, and the legality of their elections has never been questioned; and

Whereas under the constitution of Nicaragua, when President Solorzano resigned, Vice President Sacasa became legally entitled to the office of President; and

Whereas Adolfo Diaz was by a Congress in Nicaragua elected President and usurped the office rightfully belonging to said Sacasa, in violation of article 103 of the constitution of Nicaragua, which provides that "The election of President and Vice President of the Republic shall be by popular vote direct and public"; and

Whereas our State Department, notwithstanding that Diaz was illegally elected and notwithstanding it must have been apparent to said State Department that the said Diaz under such circumstances could not maintain a stable government, particularly without the aid of American gunboats and American marines, our State Department recognized the Diaz government; and

Whereas while the Government of the United States was on friendly terms with the Government of the Republic of Nicaragua, and while the so-called Liberal forces under the leadership of one Sacasa were endeavoring to oust the Diaz régime, the Government of the United States ordered our warships to Nicaraguan waters and ordered Admiral Latimer to land marines on Nicaraguan soil; that pursuant to such orders, Admiral Latimer landed United States marines on Nicaraguan soil, declared practically all of the territory occupied by the Liberal forces under said Sacasa to be neutral zone, thereby cutting off the base of supplies of said Liberal forces so engaged in attempting to restore a constitutional government in Nicaragua, and said Admiral Latimer likewise declared a censorship in the territory occupied by the Liberal forces, all of which tended to hinder and obstruct the Liberal forces in their attempt to establish a constitutional government; and

Whereas American lives and American property are not now and have not been in danger; and

Whereas the landing of our marines on Nicaraguan soil, the establishment of a censorship, and the declaring of the territory occupied by the Liberal forces are under the circumstances in violation of the principles of international law: Therefore be it

Resolved, That it is the sense of the Senate of the United States that the United States marines should be withdrawn from the Republic of Nicaragua and our warships should be withdrawn from Nicaraguan ports.

GERMAN SHIPS SEIZED DURING THE WAR

Mr. King submitted the following resolution (S. Res. 310): *Resolved*, That the Secretary of the Treasury is hereby directed to immediately transmit to the Senate copies of all communications made by the Treasury Department or any person in the Treasury Department, and particularly by Gerard B. Winston, Undersecretary of the Treasury, to the German Government, or any official of the German Government, or to Wilhelm Kisselbach, the German commissioner of the Mixed Claims Commission, or to the German ambassador, or the attorney for German shipowners, or any German shipowners; and particularly a copy of all communications made by the Secretary of the Treasury or by the Undersecretary of the Treasury addressed to the "representatives of the German shipowners"; and particularly a copy of the letter asking whether German shipowners would be satisfied with a limitation of \$100,000,000 as the value of the ships seized by the United States. Also copies of all communications sent to the Treasury Department, or to any representative of the Treasury Department, or any person acting for or in its behalf, by the German Government, or by said Wilhelm Kisselbach, or by any of the German shipowners, or any of the representa-

tives of said shipowners, and particularly Mr. Hunt, attorney for said shipowners, and also copies of all cable messages exchanged by representatives of the Treasury Department and by representatives of the German shipowners or agents or representatives of the German Government, or agents and representatives of any person, company, firm, or corporation claiming property in the hands of the Alien Property Custodian; and also copies of all memoranda, notes, or messages in regard to the property in the hands of the Alien Property Custodian, and the return of the same; and in regard to any legislation proposed or to be proposed by the Secretary of the Treasury or by the Congress of the United States looking to the return of any property in the hands of the Alien Property Custodian, or looking to the compensation of American citizens for claims they have or may have against the German Government or against German nationals.

Ordered, That it lie over one day under the rule.

CREDENTIALS OF SENATOR FROM NORTH DAKOTA

Mr. Frazier presented the credentials of Gerald P. Nye, duly chosen a Senator by the qualified electors of the State of North Dakota for the term beginning March 4, 1927; which were read.

Mr. Nye, whose credentials as Senator elect from the State of North Dakota to fill the vacancy in the term ending March 3, 1927, caused by the death of Edwin F. Ladd, were presented and ordered filed on December 6, 1926, appeared for the purpose of taking the oath prescribed by law.

On motion by Mr. Reed of Missouri that Mr. Nye's credentials for the term beginning March 4, 1927, be referred to the Committee on Privileges and Elections,

Pending debate.

On motion by Mr. Robinson of Arkansas,

Ordered, That Mr. Nye be permitted to take the oath of office.

The oath prescribed by law was thereupon administered to Mr. Nye by the Vice President, and the credentials were placed on file.

PROPOSED REPEAL OF NATIONAL PROHIBITION AMENDMENT

The morning business having been concluded, Mr. Edwards obtained the floor for the purpose of addressing the Senate, pursuant to notice heretofore given, upon the joint resolution (S. J. Res. 122) proposing an amendment to the Constitution of the United States (providing for the repeal of the national prohibition amendment), and the regular order, viz, the call of the calendar under Rule VIII, being demanded by Mr. Lenroot,

On motion by Mr. King, and by unanimous consent,

Ordered, That Rule VIII be suspended and that Mr. Edwards be permitted to deliver his address pursuant to the notice heretofore given.

Mr. Edwards thereupon addressed the Senate, at the conclusion of which,

Ordered, by unanimous consent, That the joint resolution (S. J. Res. 122) proposing an amendment to the Constitution of the United States be referred to the Committee on the Judiciary.

POISONING OF INDUSTRIAL ALCOHOL

Mr. Edwards, by unanimous consent, submitted the following resolution (S. Res. 311):

Resolved, That the Secretary of the Treasury is requested to furnish to the Senate at the earliest practicable date all information available in the Department of the Treasury, including all data and reports, and particularly all correspondence had by the Department of the Treasury with the Anti-Saloon League of America or with Wayne B. Wheeler, bearing upon the poisoning of industrial alcohol for the purpose of rendering it unfit for beverage purposes, together with copies of the laws and regulations under the authority of which the Department of the Treasury requires that industrial alcohol be poisoned for the purpose of rendering it unfit for beverage purposes, and the formula prepared and prescribed by the Department of the Treasury for such purpose.

Ordered, That it lie over one day under the rule.

APPROPRIATIONS FOR INTERIOR DEPARTMENT

Mr. Smoot submitted the following conference report:

The committee of conference on the disagreeing votes of the two Houses on the amendments of the Senate to the bill (H. R. 14827) making appropriations for the Department of the Interior for the fiscal year ending June 30, 1928, and for other purposes, having met, after full and free conference have agreed to recommend and do recommend to their respective Houses as follows:

That the Senate recede from its amendments numbered 3, 4, 7, 8, 10, 11, 12, 13, 14, 15, and 27.

That the House recede from its disagreement to the amendments of the Senate numbered 1, 5, 18, 20, 21, 22, 23, 24, 25, 26, 28, 29, 30, 31, 33, 34, 35, and 36, and agree to the same.

Amendment numbered 2: That the House recede from its disagreement to the amendment of the Senate numbered 2, and agree to the same with an amendment as follows: In lieu of the matter inserted by said amendment insert the following: \$107,000, of which \$42,500 shall be for the Bureau of Education; and the Senate agree to the same.

Amendment numbered 6: That the House recede from its disagreement to the amendment of the Senate numbered 6, and agree to the same with an amendment as follows: In lieu of the sum proposed insert \$3,210,000; and the Senate agree to the same.

Amendment numbered 9: That the House recede from its disagreement to the amendment of the Senate numbered 9, and agree to the same with an amendment as follows: In lieu of the sum proposed insert \$900,000; and the Senate agree to the same.

Amendment numbered 16: That the House recede from its disagreement to the amendment of the Senate numbered 16, and agree to the same with an amendment as follows: In lieu of the matter inserted by said amendment insert the following: heretofore paid for the said governor and said chief and \$2,000 for the said mining trustee; and the Senate agree to the same.

Amendment numbered 17: That the House recede from its disagreement to the amendment of the Senate numbered 17, and agree to the same with an amendment as follows: In lieu of the sum proposed insert \$1,160,000; and the Senate agree to the same.

Amendment numbered 19: That the House recede from its disagreement to the amendment of the Senate numbered 19, and agree to the same with an amendment as follows: In lieu of the matter inserted by said amendment insert the following: For fees and mileage of examining surgeons engaged in the examination of pensioners, for services rendered within the fiscal years 1927 and 1928, \$450,000; and the Senate to the same.

Amendment numbered 32: That the House recede from its disagreement to the amendment of the Senate numbered 32, and agree to the same with an amendment as follows: In lieu of the matter inserted by said amendment insert the following: \$25,000, of which \$600 shall be immediately available; and the Senate agree to the same.

The committee of conference have not agreed on amendment numbered 37.

REED SMOOT,

CHARLES CURTIS,

WILLIAM J. HARRIS,

Managers on the part of the Senate.

LOUIS C. CRAMTON,

FRANK MURPHY,

EDWARD T. TAYLOR,

Managers on the part of the House.

The Senate proceeded, by unanimous consent, to consider the said report; and

Resolved, That the Senate agree thereto.

Ordered, That the Secretary notify the House of Representatives thereof.

QUESTION OF QUORUM

Mr. Willis raised a question as to the presence of a quorum;

Whereupon

The Presiding Officer (Mr. George in the chair) directed the roll to be called;

When

Seventy-two Senators answered to their names, as follows:

Messrs. Ashurst, Bayard, Bingham, Blease, Borah, Broussard, Bruce, Cameron, Capper, Caraway, Copeland, Couzens, Curtis, Dale, Deneen, Dill, Edge, Edwards, Ernst, Ferris, Fess, Fletcher, Frazier, George, Glass, Gooding, Hale, Harrell, Harris, Hawes, Heflin, Howell, Johnson, Jones of New Mexico, Jones of Washington, Kendrick, Keyes, King, Lenroot, McKellar, McLean, McMaster, McNary, Mayfield, Metcalf, Neely, Norbeck, Norris, Nye, Oddie, Overman, Pittman, Reed of Missouri, Reed of Pennsylvania, Robinson of Arkansas, Robinson of Indiana, Sackett, Sheppard, Shipstead, Shortridge, Smoot, Stanfield, Stephens, Stewart, Swanson, Tyson, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, Wheeler, and Willis.

A quorum being present,

EXECUTIVE SESSION

On motion by Mr. Borah,

The Senate proceeded to the consideration of executive business; and

After the consideration of executive business the doors were reopened;

When,

On motion by Mr. Borah, at 5 o'clock and 20 minutes p. m.,

The Senate adjourned.

TUESDAY, JANUARY 4, 1927

The Vice President called the Senate to order, and the Chaplain offered prayer.

THE JOURNAL

The Journal of the proceedings of yesterday was approved.

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Chaffee, one of its clerks:

Mr. President: The House of Representatives has agreed to the amendments of the Senate to the bill (H. R. 10929) granting the consent of Congress to the Pittsburgh, Chicago, & St. Louis Railroad Co., its successors and assigns, to construct a bridge across the Little Calumet River in Thornton Township, Cook County, Ill.

The House has passed the joint resolution (S. J. Res. 113) authorizing the selection of a site and the erection of a pedestal for the Albert Gallatin statue in Washington, D. C., with amendments, in which it requests the concurrence of the Senate.

The House has passed the following bills, in which it requests the concurrence of the Senate:

H. R. 12263. An act to create in the Bureau of Labor Statistics of the Department of Labor a division of safety;

H. R. 12775. An act amending section 6 of the act of August 30, 1890;

H. R. 13016. An act granting the consent of Congress to the city of Chicago to construct a bridge across the Calumet River at or near One hundred and sixth Street, in the city of Chicago, county of Cook, State of Illinois;

H. R. 13067. An act granting the consent of Congress to the State of Montana, or Roosevelt County, or McCone County, in the State of Montana, or either or several of them, to construct, maintain, and operate a bridge across the Missouri River at or near Wolf Point, Mont.;

H. R. 13452. An act granting the consent of Congress to the Pittsburgh, Cincinnati, Chicago & St. Louis Railroad Co. to construct, maintain, and operate a railroad bridge across the Wabash River;

H. R. 13455. An act granting the consent of Congress to the Ashland Bridge Co., its successors and assigns, to construct, maintain, and operate a bridge across the Ohio River;

H. R. 13456. An act granting the consent of Congress to Dwight P. Robinson & Co. (Inc.), its successors and assigns, to construct, maintain, and operate a bridge across the Ohio River;

H. R. 14236. An act granting the consent of Congress to the police jury of Rapides Parish, La., to construct a bridge across Red River at or near Boyce, La.;

H. R. 14239. An act granting the consent of Congress to Meridian & Bigbee River Railway Co. to construct, maintain, and operate a railroad bridge across the Tombigbee River at or near Naheola, Ala.;

H. R. 14246. An act granting the consent of Congress to the Maysville Bridge Co., its successors and assigns, to construct, maintain, and operate a bridge across the Ohio River;

H. R. 14688. An act granting the consent of Congress for the construction of a bridge across the Waccamaw River in South Carolina; and

H. R. 15127. An act for the relief of sufferers from floods in the vicinity of Fabens and El Paso, Tex., in September, 1925.

The Speaker having signed an enrolled bill, viz, H. R. 10929, I am directed to bring the same to the Senate for the signature of its President.

The President of the United States has informed the House that he approved and signed acts and joint resolutions as follows:

On December 15, 1926:

H. J. Res. 256. Joint resolution relieving posts or camps of organizations composed of honorably discharged soldiers, sailors, or marines from liability on account of loss or destruction of obsolete rifles loaned by the War Department;

H. R. 9232. An act for the relief of Isaac A. Chandler; and

H. R. 11662. An act authorizing an expenditure of tribal funds of the Crow Indians of Montana to employ counsel to represent them in their claims against the United States.

On December 16, 1926:

H. R. 3278. An act for the relief of A. S. Rosenthal Co.;

H. R. 7930. An act for the relief of the Broad Brook Bank & Trust Co.; and

H. R. 12393. An act to amend paragraphs 1 and 2 of section 26 of the act of June 30, 1919, entitled "An act making appropriations for the current and contingent expenses of the Bureau of Indian Affairs, for fulfilling treaty stipulations with various Indian tribes, and for other purposes, for the fiscal year ending June 30, 1920."

On December 18, 1926:

H. J. Res. 305. Joint resolution authorizing payment of salaries of the officers and employees of Congress for December, 1926, on the 20th day of that month.

On December 21, 1926:

H. R. 12853. An act authorizing and directing the Secretary of the Navy to turn over the gunboat *Wolverine* to the municipality of Erie, Pa.

On December 23, 1926:

H. R. 13504. An act to amend the act entitled "An act granting the consent of Congress to the Gallia County Ohio Bridge Co., and its successors and assigns to construct a bridge across the Ohio River at or near Gallipolis, Ohio," approved May 13, 1926.

On December 29, 1926:

H. R. 12316. An act to amend the Panama Canal act and other laws applicable to the Canal Zone, and for other purposes.

ENROLLED BILL SIGNED

Mr. Greene, from the Committee on Enrolled Bills, reported that they had examined and found truly enrolled the bill (H. R. 10929) granting the consent of Congress to the Pittsburgh, Cincinnati, Chicago & St. Louis Railroad Co., its successors and assigns, to construct a bridge across the Little Calumet River in Thornton Township, Cook County, Ill.

The Vice President thereupon signed the same, and it was delivered to the committee to be presented to the President of the United States.

GEORGE WASHINGTON BICENTENNIAL COMMISSION

The Vice President appointed Mr. Capper as a member of the commission for the celebration of the two hundredth anniversary of the birth of George Washington, created under section 1 of an act approved December 2, 1924, vice Hon. Selden P. Spencer, deceased.

Ordered, That the Secretary notify the House of Representatives thereof.

PETITIONS

Mr. Capper presented a resolution adopted by the Topeka Federation of Labor, Topeka, Kans., remonstrating against the seating in the Senate of persons who obtain their election through bribery or the exorbitant use of money; which was referred to the Committee on Privileges and Elections.

Mr. Norbeck presented a petition of citizens of South Dakota, praying the enactment of legislation granting an increase of pensions to veterans and their widows and minor orphan children of veterans of Indian wars; which was referred to the Committee on Pensions.

Petitions praying the enactment of legislation regulating radio broadcasting stations were presented as follows:

By Mr. Walsh of Massachusetts: A resolution adopted by the City Council of Brockton, Mass.

By Mr. Willis: A petition of citizens of Wauseon, Ohio.

By Mr. Warren: A petition of citizens of Wyoming.

By Mr. Curtis: Several petitions of citizens of the State of Kansas.

Ordered, That they lie on the table.

REPORT OF COMMITTEE ON PUBLIC LANDS AND SURVEYS

Mr. Cameron, from the Committee on Public Lands and Surveys, to whom was referred the bill (H. R. 6384) to amend the acts of June 7, 1924, and March 3, 1925, granting certain public lands to the city of Phoenix, Ariz., reported it without amendment and submitted a report (No. 1212) thereon.

INTRODUCTION OF BILLS AND JOINT RESOLUTION

Bills and a joint resolution were introduced, severally read the first and second times by unanimous consent, and referred as follows:

By Mr. Sheppard:

A bill (S. 5034) to amend the act entitled "An act authorizing investigations by the Secretary of the Interior and the Secretary of Commerce jointly to determine the location, extent, and mode of occurrence of potash deposits in the United States, and to conduct laboratory tests," approved June 25, 1926; and

A bill (S. 5035) to amend an act entitled "An act authorizing investigations by the Secretary of the Interior and the

Secretary of Commerce jointly to determine the location, extent, and mode of occurrence of potash deposits in the United States, and to conduct laboratory tests," approved June 25, 1926; to the Committee on Agriculture and Forestry.

By Mr. Willis:

A bill (S. 5036) granting an increase of pension to Jane O. Biggs (with accompanying papers);

A bill (S. 5037) granting an increase of pension to Mary E. Harris (with accompanying papers); and

A bill (S. 5038) granting an increase of pension to Fannie O. Hunt (with accompanying papers); to the Committee on Pensions.

By Mr. Couzens:

A bill (S. 5039) to abolish administrative examination of accounts and provide independent examination of accounts in certain departments, and for other purposes; to the Committee on Finance.

By Mr. Neely:

A bill (S. 5040) for the relief of Nannie C. Williams, administratrix of the estate of William E. Keeney, deceased; to the Committee on Claims.

A bill (S. 5041) granting an increase of pension to Martha J. Snider;

A bill (S. 5042) granting an increase of pension to Josephine Chapman; and

A bill (S. 5043) granting an increase of pension to Charles Adkins; to the Committee on Pensions.

By Mr. McLean:

A bill (S. 5044) granting an increase of pension to C. Ella Hartwell (with accompanying papers); to the Committee on Pensions.

By Mr. Greene:

A bill (S. 5045) granting an increase of pension to Percis C. Hodgkins; to the Committee on Pensions.

By Mr. Harris:

A bill (S. 5046) to amend the World War veterans' act, 1924; to the Committee on Finance.

By Mr. Curtis:

A bill (S. 5047) for the relief of Viola Addis (with accompanying papers); and

A bill (S. 5048) for the relief of the First National Bank of Herington, Kans. (with accompanying papers); to the Committee on Claims.

By Mr. Wadsworth:

A bill (S. 5049) for the relief of Frank Hauley; to the Committee on Naval Affairs.

A bill (S. 5050) granting an increase of pension to George McC. Griffith; to the Committee on Pensions.

By Mr. Harrel:

A bill (S. 5051) granting an increase of pension to Charles E. Wilson (with accompanying papers); to the Committee on Pensions.

(By request.) A bill (S. 5052) to increase the amounts which may be expended for educational purposes from the funds of the Choctaw and Seminole Nations, Oklahoma; to the Committee on Indian Affairs.

By Mr. Shortridge:

A bill (S. 5053) granting a pension to James Shaughnessy; and

A bill (S. 5054) granting a pension to John Gaughan; to the Committee on Pensions.

A bill (S. 5055) to reimburse the members of Company B, California Engineers, in the aggregate amount personally expended by them for United States Army equipment; to the Committee on Military Affairs.

A bill (S. 5056) for the relief of Vinal S. Terry; to the Committee on Naval Affairs.

A bill (S. 5057) for the relief of the Los Angeles Building & Contracting Co.; to the Committee on Claims.

By Mr. Hale:

A bill (S. 5058) to authorize Rear Admiral Albert P. Niblack, United States Navy, retired, to accept certain decorations from the Principality of Monaco and from the Kingdom of Denmark; to the Committee on Naval Affairs.

By Mr. Capper:

A bill (S. 5059) for the further protection of fish in the District of Columbia, and for other purposes; to the Committee on the District of Columbia.

By Mr. Jones of Washington:

A bill (S. 5060) releasing and granting to the State of Washington any right, title, and interest of the United States in an island near the mouth of the Columbia River commonly known as Sand Island, and for other purposes; to the Committee on Public Lands and Surveys.

By Mr. Harris:

A bill (S. 5061) for the relief of Mattie Halcomb; to the Committee on Naval Affairs.

A bill (S. 5062) for the relief of John B. Moss; to the Committee on Claims.

By Mr. Fletcher:

A joint resolution (S. J. Res. 140) providing that the United States Shipping Board and Emergency Fleet Corporation shall continue indefinitely in the business of owning and operating merchant vessels in overseas trade, and for other purposes; to the Committee on Commerce.

GREAT LAKES-ST. LAWRENCE RIVER WATERWAY

Mr. Shipstead submitted the following resolution (S. Res. 312), which was referred to the Committee on Foreign Relations:

Whereas the construction of a shipway of sufficient depth to admit ocean shipping from the Atlantic Ocean to the Great Lakes will lessen the economic handicap of adverse transportation costs to a vast area in the interior of the continent, which area within the United States embraces all or large portions of the States of Ohio, Indiana, Kentucky, Illinois, Iowa, Missouri, Kansas, Nebraska, North and South Dakota, Montana, Wisconsin, Minnesota, Michigan, Pennsylvania, and New York, and also includes a large part of Canada, and within which area there are more than 40,000,000 inhabitants, who gain their livelihood from its basic industries, and which area produces a vast surplus both from agriculture and manufactures, much of which demands long transportation; and

Whereas the joint board of engineers appointed by the Governments of the United States and Canada to investigate the improvement of the St. Lawrence River between Lake Ontario and Montreal and related questions referred to it by the two countries have filed their report with the United States St. Lawrence Commission to advise upon the development of shipway from the Great Lakes to the sea, appointed by the President on March 4, 1924; and

Whereas the said United States St. Lawrence Commission have filed with the President their report and findings, and in which report and findings the said commission report their conclusions as follows:

"First. The construction of the shipway from the Great Lakes to the sea is imperative both for the relief and for the future development of a vast area in the interior of the continent.

"Second. The shipway should be constructed on the St. Lawrence route, provided suitable agreement can be made for its joint undertaking with the Dominion of Canada.

"Third. That the development of the power resources of the St. Lawrence should be undertaken by appropriate agencies.

"Fourth. That negotiations should be entered into with Canada in an endeavor to arrive at agreement upon all these subjects. In such negotiations the United States should recognize the proper relations of New York to the power development in the international section": Therefore be it

Resolved, That the President is requested to enter into negotiations with Great Britain in an endeavor to arrive at a suitable agreement to the joint construction by the United States and the Dominion of Canada of a shipway from the Great Lakes to the sea on the St. Lawrence route and upon all other subjects that may be related thereto, as set forth in the report of said commission.

GERMAN SHIPS SEIZED DURING THE WAR

The Vice President laid before the Senate a resolution coming over from yesterday, viz, the resolution (S. Res. 310) requesting certain information from the Secretary of the Treasury relative to German ships seized during the war; and

Ordered, by unanimous consent, that it be passed over without prejudice.

POISONING OF INDUSTRIAL ALCOHOL

The Vice President laid before the Senate a resolution coming over from yesterday, viz, the resolution (S. Res. 311) requesting certain information from the Secretary of the Treasury relative to the poisoning of industrial alcohol for the purpose of rendering it unfit for beverage purposes.

The Senate proceeded to consider the said resolution; and

Resolved, That the Senate agree thereto.

DISPOSITION OF HOUSE BILLS

The bills this day received from the House of Representatives for concurrence were severally read the first and second times by unanimous consent.

Ordered, That the bill H. R. 12263 be referred to the Committee on Education and Labor; that the bill H. R. 12775 be referred to the Committee on Agriculture and Forestry; that

the bill H. R. 15127 be placed on the calendar; and that the bills H. R. 13016, H. R. 13067, H. R. 13452, H. R. 13455, H. R. 13456, H. R. 14236, H. R. 14239, H. R. 14246, and H. R. 14688 be referred to the Committee on Commerce.

APPROPRIATIONS FOR DEPARTMENT OF AGRICULTURE

On motion by Mr. McNary,

The Senate, as in Committee of the Whole, proceeded to consider the bill (H. R. 15008) making appropriations for the Department of Agriculture for the fiscal year ending June 30, 1928, and for other purposes.

Pending debate,

Mr. McNary raised a question as to the presence of a quorum;

Whereupon

The Presiding Officer (Mr. Jones of Washington in the chair) directed the roll to be called;

When

Seventy-seven Senators answered to their names, as follows: Messrs. Ashurst, Bayard, Bingham, Blease, Borah, Broussard, Bruce, Cameron, Capper, Caraway, Copeland, Couzens, Curtis, Dale, Deneen, Dill, Edge, Edwards, Ernst, Ferris, Fess, Frazier, George, Gerry, Gillett, Glass, Goff, Gooding, Gould, Hale, Harris, Hawes, Heflin, Howell, Johnson, Jones of New Mexico, Jones of Washington, Kendrick, Keyes, King, Lenroot, McKellar, McMaster, McNary, Mayfield, Metcalf, Neely, Norbeck, Norris, Nye, Oddie, Overman, Pepper, Phipps, Pine, Pittman, Ransdell, Reed of Pennsylvania, Robinson of Arkansas, Robinson of Indiana, Sackett, Sheppard, Shipstead, Shortridge, Smoot, Steck, Stephens, Stewart, Swanson, Tyson, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, Wheeler, and Willis.

A quorum being present,

The reported amendments were agreed to, and the bill further amended on the motion of Mr. McNary, from the Committee on Appropriations, and the motion of Mr. Mayfield.

The vote whereby the Senate agreed to the reported amendment on page 19, line 17, was reconsidered by unanimous consent, and having been amended on the motion of Mr. Glass, the reported amendment as amended was agreed to.

On motion by Mr. Stewart to further amend the bill by striking out on page 56, line 23, the numerals "\$1,054,355" and inserting in lieu thereof \$1,068,105,

Mr. McNary raised a question of order, viz, that the amendment had not been estimated for by the Director of the Bureau of the Budget, nor reported by a standing committee of the Senate, and that it increased an appropriation.

The Vice President sustained the point of order.

On motion by Mr. Stewart to further amend the bill by inserting on page 56, at the end of line 23, the following:

Provided, That with said funds herein appropriated full leased-wire service shall be established and maintained at Sioux City, Iowa, in accordance with the preliminary estimates of the Department of Agriculture.

Mr. McNary raised a question of order, viz, that the amendment was general legislation, and was, therefore, in contravention of Rule XVI, paragraph 3.

The Vice President sustained the point of order.

On motion by Mr. Reed of Pennsylvania to further amend the bill by striking out on page 23, line 16, the numerals "\$108,440" and inserting in lieu thereof \$111,440,

Mr. McNary raised a question of order, viz, that the amendment increased an appropriation, that it had not been estimated for by the Director of the Bureau of the Budget, nor reported by a standing committee of the Senate.

The Vice President sustained the point of order.

The bill having been further amended on the motion of Mr. Howell;

On motion by Mr. Harris to further amend the bill by inserting on page 54, line 15, after the word "products," the following:

Not exceeding \$25,000 for cotton utilization, to be made immediately available,

Mr. McNary raised a question of order, viz, that the amendment had not been estimated for nor reported by a standing committee of the Senate.

The Vice President sustained the point of order.

On motion by Mr. Blease to further amend the bill by inserting on page 8, at the end of line 6, the following:

Fifty thousand dollars to the Clemson Agricultural College of South Carolina and \$50,000 to the Colored Agricultural College of South Carolina, located at Orangeburg, S. C.

Mr. McNary raised a question of order, viz, that the amendment had not been reported by a standing committee of the Senate nor estimated for by the Director of the Bureau of the Budget.

The Vice President sustained the point of order. No further amendment being proposed, the bill was reported to the Senate and the amendments made in the Committee of the Whole were concurred in.

Ordered, That the amendments be engrossed and the bill read a third time.

The said bill as amended was read the third time.

Resolved, That it pass.

Ordered, That the Secretary request the concurrence of the House of Representatives in the amendments.

EXECUTIVE SESSION

On motion by Mr. Borah,

The Senate proceeded to the consideration of executive business; and

After the consideration of executive business the doors were reopened;

When,

On motion by Mr. Borah, at 5 o'clock and 3 minutes p. m.,

The Senate adjourned.

WEDNESDAY, JANUARY 5, 1927

The Vice President called the Senate to order, and the Chaplain offered prayer.

ATTENDANCE OF SENATOR FROM WISCONSIN

Mr. Robert M. La Follette, jr., from the State of Wisconsin, attended.

THE JOURNAL

The Journal of the proceedings of yesterday was approved.

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Haltigan, one of its clerks:

Mr. President: The House of Representatives has agreed to the report of the committee of conference on the disagreeing votes of the two Houses on the amendments of the Senate to the bill (H. R. 14827) making appropriations for the Department of the Interior for the fiscal year ending June 30, 1928, and for other purposes; it has receded from its disagreement to the amendment of the Senate numbered 37 to the said bill and agreed to the same with an amendment, in which it requests the concurrence of the Senate.

CREDENTIALS OF SENATOR FROM WISCONSIN

The Vice President laid before the Senate the credentials of John J. Blaine, duly chosen a Senator by the qualified electors of the State of Wisconsin for the term beginning March 4, 1927; which were read.

On motion by Mr. Reed of Missouri,

Ordered, That they be referred to the Committee on Privileges and Elections.

REPORT OF GEORGETOWN BARGE, DOCK, ELEVATOR & RAILWAY CO.

The Vice President laid before the Senate a communication from Hamilton & Hamilton, transmitting, pursuant to law, a report of the Georgetown Barge, Dock, Elevator & Railway Co., for the year ended December 31, 1926; which, with the accompanying report, was referred to the Committee on the District of Columbia.

PETITIONS AND MEMORIALS

The Vice President laid before the Senate a resolution adopted by the Conduit Road Citizens Association of Washington, D. C., favoring the appointment of William McKay Clayton for the office of people's counsel of the Public Utilities Commission of the District of Columbia; which was referred to the Committee on the District of Columbia.

Mr. Capper presented a resolution adopted by the Marion County Farmers' Educational and Cooperative Union of the State of Kansas, praying the passage of the so-called Capper-Tincher bill regulating the ownership and control of independent stock yards; which was referred to the Committee on Agriculture and Forestry.

Mr. Copeland presented petitions of citizens and organizations of the city of New York praying the enactment of legislation providing for an extension of the so-called Sheppard-Towner maternity and infancy act.

Ordered, That they lie on the table.

Memorials remonstrating against the enactment of legislation providing for an extension of the so-called Sheppard-Towner maternity and infancy act were presented as follows:

By Mr. Phipps: Two resolutions adopted by the American Medical Association.

By Mr. Copeland: A resolution adopted by the Medical Society of the County of Kings, Brooklyn, N. Y.

Ordered, That they lie on the table.

Petitions praying the passage of legislation regulating radio broadcasting stations were presented as follows:

By Mr. Willis: A petition of citizens of Poland, Ohio.

By Mr. Curtis: A petition of citizens of Reserve and Emporia, Kans.

By Mr. Capper: A petition of citizens of Kansas City, Kans. *Ordered*, That they lie on the table.

REPORTS OF COMMITTEES

Mr. Pine, from the Committee on Military Affairs, to whom was referred the bill (H. R. 1129) for the relief of Giles Gordon, reported it with an amendment and submitted a report (No. 1213) thereon.

Mr. Stewart, from the Committee on Commerce, to whom was referred the bill (S. 4712) granting the consent of Congress to Meridian & Bigbee River Railway Co. to construct, maintain, and operate a railroad bridge across the Tombigbee River at or near Naheola, Ala., reported it without amendment and submitted a report (No. 1214) thereon.

The Senate proceeded, by unanimous consent, to consider the said bill as in Committee of the Whole; and no amendment being made, it was reported to the Senate.

Ordered, That it be engrossed and read a third time.

The said bill was read the third time.

Resolved, That it pass, and that the title thereof be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

INTRODUCTION OF BILLS

Bills were introduced, severally read the first and second times by unanimous consent, and referred as follows:

By Mr. Jones of Washington:

A bill (S. 5063) providing for the consolidation of the functions of the Department of Commerce relating to navigation, to establish load lines for American vessels, and for other purposes; to the Committee on Commerce.

By Mr. Gerry:

A bill (S. 5064) granting an increase of pension to Sarah Emma Garvin; to the Committee on Pensions.

By Mr. Sackett:

A bill (S. 5065) granting an increase of pension to Barbara J. Ward (with accompanying papers); to the Committee on Pensions.

By Mr. Pine:

A bill (S. 5066) granting an increase of pension to Alice A. Newell (with accompanying papers); to the Committee on Pensions.

By Mr. Bingham:

A bill (S. 5067) to provide for the disposition of moneys collected as taxes upon articles coming into the United States from the Philippine Islands; to the Committee on Finance.

By Mr. Wadsworth:

A bill (S. 5068) granting an increase of pension to Celynda Werner Ford; to the Committee on Pensions.

A bill (S. 5069) to amend the act entitled "An act authorizing the conservation, production, and exploitation of helium gas, a mineral resource pertaining to the national defense, and to the development of commercial aeronautics, and for other purposes"; to the Committee on Military Affairs.

By Mr. Shortridge:

A bill (S. 5070) granting an increase of pension to John Sullivan; to the Committee on Pensions.

By Mr. Willis:

A bill (S. 5071) granting an increase of pension to Maria M. Wilson (with accompanying papers); to the Committee on Pensions.

By Mr. McNary:

A bill (S. 5072) for the relief of F. J. Goodenough; and
A bill (S. 5073) for the relief of Clifford J. Sanghove; to the Committee on Claims.

By Mr. Capper:

A bill (S. 5074) granting an increase of pension to Mary J. Paine (with accompanying papers); to the Committee on Pensions.

By Mr. Trammell:

A bill (S. 5075) authorizing a survey by the Secretary of the Interior of the Everglades of Florida to obtain information regarding the reclamation thereof; to the Committee on Irrigation and Reclamation.

NEW EDITION OF SENATE MANUAL

Mr. Curtis submitted the following resolution (S. Res. 313), which was considered by unanimous consent and agreed to:

Resolved, That the Committee on Rules be instructed to prepare a new edition of the Senate Manual, and that there be

printed 2,500 copies of the same for the use of the committee, of which 300 copies shall be bound in full morocco and tagged as to contents.

SPECIAL ASSISTANT CLERK, INTERSTATE COMMERCE COMMITTEE

Mr. Gooding submitted the following resolution (S. Res. 314), which was referred to the Committee to Audit and Control the Contingent Expenses of the Senate:

Resolved, That Senate Resolution No. 124, agreed to April 15, 1926, authorizing the Senate Committee on Interstate Commerce to employ a special assistant clerk until the end of the Sixty-ninth Congress, to be paid out of the contingent fund of the Senate, hereby is further continued in full force and effect until June 30, 1927, inclusive.

EXTENSION OF MATERNITY AND INFANCY ACT

On motion by Mr. Sheppard that the Senate proceed to the consideration of the bill (H. R. 7555) to authorize for the fiscal years ending June 30, 1928, and June 30, 1929, appropriations for carrying out the provisions of the act entitled "An act for the promotion of the welfare and hygiene of maternity and infancy, and for other purposes," approved November 23, 1921,

Mr. Bingham raised a question as to the presence of a quorum;

Whereupon

The Vice President directed the roll to be called;

When

Eighty-two Senators answered to their names, as follows:

Messrs. Ashurst, Bayard, Bingham, Blease, Borah, Broussard, Bruce, Cameron, Capper, Caraway, Copeland, Couzens, Curtis, Dale, Deneen, Dill, Edge, Edwards, Ferris, Fess, Fletcher, Frazier, George, Gerry, Gillett, Glass, Goff, Gooding, Gould, Greene, Hale, Harrell, Harris, Hawes, Heflin, Howell, Johnson, Jones of Washington, Kendrick, Keyes, King, La Follette, Lenroot, McKellar, McLean, McMaster, McNary, Mayfield, Metcalf, Neely, Norbeck, Norris, Nye, Oddie, Overman, Pepper, Phipps, Pine, Pittman, Ransdell, Reed of Missouri, Reed of Pennsylvania, Robinson of Arkansas, Robinson of Indiana, Sackett, Sheppard, Shipstead, Shortridge, Smoot, Steck, Stephens, Stewart, Swanson, Trammell, Tyson, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, Wheeler, and Willis.

A quorum being present.

On motion by Mr. Bingham that the Senate proceed to the consideration of the bill (S. 4247) to amend and reenact sections 3, 20, 31, 33, and 38 of the act of March 2, 1917, entitled "An act to provide a civil government for Porto Rico, and for other purposes," as amended by an act approved June 7, 1924, and for the insertion of two new sections in said act between sections 5 and 6 and sections 41 and 42 of said act, to be designated as "5a" and "41a" of said act,

Mr. Jones of Washington raised a question of order, viz, that the motion was out of order.

The Vice President held the point of order to be well taken.

On the question of agreeing to the motion of Mr. Sheppard.

It was determined in the affirmative, {Yeas----- 56
Nays----- 20

On motion by Mr. Bruce,

The yeas and nays being desired by one-fifth of the Senators present,

Those who voted in the affirmative are—

Messrs. Ashurst, Cameron, Capper, Copeland, Couzens, Curtis, Dale, Deneen, Dill, Ferris, Fess, Fletcher, Frazier, Goff, Gooding, Gould, Hale, Harris, Hawes, Heflin, Howell, Johnson, Jones of Washington, Kendrick, Keyes, La Follette, Lenroot, McKellar, McLean, McMaster, McNary, Mayfield, Neely, Norbeck, Norris, Nye, Oddie, Overman, Pine, Pittman, Ransdell, Robinson of Arkansas, Robinson of Indiana, Sackett, Sheppard, Shipstead, Shortridge, Smoot, Steck, Stewart, Trammell, Tyson, Walsh of Montana, Watson, Wheeler, and Willis.

Those who voted in the negative are—

Messrs. Bayard, Bingham, Blease, Broussard, Bruce, Edge, Edwards, Gillett, Glass, Greene, King, Metcalf, Pepper, Phipps, Reed of Missouri, Reed of Pennsylvania, Swanson, Wadsworth, Walsh of Massachusetts, and Warren.

So Mr. Sheppard's motion was agreed to; and

The Senate, as in Committee of the Whole, resumed the consideration of the said bill.

Pending debate,

On motion by Mr. Bingham that the Senate proceed to the consideration of the bill (S. 4247) to amend and reenact sections 3, 20, 31, 33, and 38 of the act of March 2, 1917, entitled "An act to provide a civil government for Porto Rico, and for other purposes," as amended by an act approved June 7, 1924, and for the insertion of two new sections in said act between

sections 5 and 6 and sections 41 and 42 of said act, to be designated as "5a" and "41a" of said act,

Mr. Fess raised a question as to the presence of a quorum;

Whereupon

The Presiding Officer (Mr. Ashurst in the chair) directed the roll to be called;

When

Seventy-five Senators answered to their names, as follows:

Messrs. Ashurst, Bayard, Bingham, Blease, Borah, Bratton, Broussard, Bruce, Cameron, Capper, Copeland, Couzens, Curtis, Dale, Deneen, Dill, Edge, Ferris, Fess, Fletcher, Frazier, Gerry, Gillett, Glass, Goff, Gooding, Hale, Harris, Hawes, Heflin, Johnson, Jones of New Mexico, Jones of Washington, Kendrick, Keyes, King, La Follette, Lenroot, McKellar, McLean, McMaster, McNary, Mayfield, Metcalf, Neely, Norbeck, Norris, Nye, Oddie, Overman, Pepper, Phipps, Pine, Pittman, Ransdell, Reed of Missouri, Reed of Pennsylvania, Robinson of Indiana, Sackett, Sheppard, Shipstead, Shortridge, Smoot, Steck, Stewart, Swanson, Trammell, Tyson, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, Wheeler, and Willis.

A quorum being present,

The motion of Mr. Bingham was not agreed to.

On motion by Mr. Bingham that the Senate proceed to the consideration of executive business,

It was determined in the negative, {Yeas----- 14
Nays----- 57

On motion by Mr. Reed of Missouri,

The yeas and nays being desired by one-fifth of the Senators present,

Those who voted in the affirmative are—

Messrs. Bayard, Bingham, Blease, Broussard, Bruce, Edge, Gerry, Gillett, Metcalf, Phipps, Reed of Missouri, Reed of Pennsylvania, Wadsworth, and Walsh of Massachusetts.

Those who voted in the negative are—

Messrs. Ashurst, Borah, Bratton, Cameron, Capper, Copeland, Couzens, Curtis, Dale, Deneen, Dill, Ernst, Ferris, Fess, Fletcher, Frazier, Glass, Goff, Gooding, Hale, Harris, Hawes, Heflin, Johnson, Jones of New Mexico, Jones of Washington, Keyes, King, La Follette, Lenroot, McKellar, McLean, McMaster, McNary, Mayfield, Neely, Norbeck, Norris, Nye, Oddie, Overman, Pine, Pittman, Ransdell, Robinson of Indiana, Sackett, Sheppard, Shipstead, Shortridge, Smoot, Steck, Stewart, Tyson, Walsh of Montana, Watson, Wheeler, and Willis.

So Mr. Bingham's motion was not agreed to.

EXECUTIVE SESSION

The Vice President announced that the hour of 2 o'clock had arrived, when the Senate, pursuant to an order agreed to yesterday in executive session, proceeded to the consideration of executive business.

After the consideration of executive business the doors were reopened.

PRESIDENTIAL APPROVALS

During the consideration of executive business, the following message was received from the President of the United States, by Mr. Latta, his secretary:

Mr. President: The President of the United States has this day approved and signed the following acts:

S. 3615. An act for the relief of soldiers who were discharged from the Army during the Spanish-American War, the Philippine insurrection, and the Boxer uprising because of misrepresentation of age;

S. 3728. An act to grant to the State of New York and the Seneca Nation of Indians jurisdiction over the taking of fish and game within the Allegany, Cattaraugus, and Oil Spring Indian Reservations;

S. 4153. An act to provide for enlarging and relocating the United States Botanic Garden, and for other purposes;

S. 4741. An act providing for the promotion of Lieut. Commander Richard E. Byrd, United States Navy, retired, and awarding to him a congressional medal of honor; and

S. 4742. An act providing for the promotion of Floyd Bennett, aviation pilot, United States Navy, and awarding to him a congressional medal of honor.

Ordered, That the Secretary notify the House of Representatives thereof.

CONGRESS OF MILITARY MEDICINE AND PHARMACY AT WARSAW, POLAND

During the consideration of executive business, the Vice President laid before the Senate, as in legislative session, the following message from the President of the United States, which was read, and, with the accompanying papers, referred to the Committee on Military Affairs and ordered to be printed:

To the Congress of the United States:

I transmit herewith a report by the Secretary of State recommending, at the request of the Secretary of the Treasury, the Secretary of War, and the Secretary of the Navy, constituting, together with the surgeon generals of the three medical services of the Treasury, War, and Navy Departments, an advisory board under the Federal act to incorporate the Association of Military Surgeons of the United States, approved January 30, 1903, that Congress be asked for an appropriation of \$5,000 for the payment of expenses of five delegates, three of whom shall represent the medical services of the War and Navy Departments and the United States Public Health Service, at the Congress of Military Medicine and Pharmacy to be held at Warsaw, Poland, in 1927.

The recommendation has my approval, and I request of Congress legislation authorizing an appropriation of \$5,000 for the purpose of participation by the United States by official delegates in the Congress of Military Medicine and Pharmacy to be held at Warsaw, Poland, in 1927.

CALVIN COOLIDGE.

THE WHITE HOUSE,
Washington, January 5, 1927.

PAN AMERICAN INSTITUTE OF CHILD WELFARE

During the consideration of executive business, the Vice President laid before the Senate, as in legislative session, the following message from the President of the United States, which was read, and, with the accompanying papers, referred to the Committee on Foreign Relations and ordered to be printed:

To the Congress of the United States:

I recommend to the favorable consideration of the Congress the inclosed report from the Secretary of State, with an accompanying paper, to the end that legislation may be enacted authorizing an appropriation of \$2,000 to enable acceptance by the United States of membership in a Pan American Institute of Child Welfare at Montevideo, in accordance with the recommendation of the Secretary of Labor, joined in by the Secretary of State.

CALVIN COOLIDGE.

THE WHITE HOUSE,
Washington, January 5, 1927.

EIGHTH PAN AMERICAN SANITARY CONFERENCE

During the consideration of executive business, the Vice President laid before the Senate, as in legislative session, the following message from the President of the United States, which was read and, with the accompanying papers, referred to the Committee on Foreign Relations and ordered to be printed:

To the Congress of the United States:

I transmit herewith a report by the Secretary of State with a copy of a letter to him from the Secretary of the Treasury, with related papers, requesting that an appropriation be authorized for the expenses of three delegates (two of whom shall be officers of the Public Health Service) to the Eighth Pan American Sanitary Conference to be held at Lima, Peru, from October 12-20, 1927. The especial attention of Congress is invited to the memorandum furnished by the Secretary of the Treasury of the reasons why it is believed the Government of the United States should be represented in the conference.

I concur in the view of the Secretary of the Treasury that participation by the United States in these Pan American sanitary conferences is of importance and agree with the conclusion of the Secretary of State that such participation is in the public interest. I, therefore, request of Congress legislation authorizing an appropriation of \$3,000 for the expenses of delegates to the Eighth Pan American Sanitary Conference to be held at Lima, Peru, in October, 1927, in accordance with the draft of a joint resolution submitted with the papers herewith transmitted.

CALVIN COOLIDGE.

THE WHITE HOUSE,
Washington, January 5, 1927.

ADJOURNMENT

On motion by Mr. Curtis, at 4 o'clock and 43 minutes p. m., The Senate adjourned.

THURSDAY, JANUARY 6, 1927

The Vice President called the Senate to order, and the Chaplain offered prayer.

THE JOURNAL

The Journal of the proceedings of yesterday was approved.

CLAIMS SETTLED BY SHIPPING BOARD

The Vice President laid before the Senate a communication from the chairman of the United States Shipping Board, trans-

mitting, pursuant to law, a report of the United States Shipping Board and United States Shipping Board Emergency Fleet Corporation showing the claims arbitrated or settled by agreement during the period from October 16, 1925, to October 15, 1926; which, with the accompanying report, was referred to the Committee on Commerce.

ALBERT GALLATIN STATUE IN WASHINGTON, D. C.

The Vice President laid before the Senate the amendments yesterday received from the House of Representatives for concurrence to the joint resolution (S. J. Res. 113) authorizing the selection of a site and the erection of a pedestal for the Albert Gallatin Statue in Washington, D. C.

The Senate proceeded, by unanimous consent, to consider the said amendments; and,

On motion by Mr. Walsh of Montana,
Resolved, That the Senate agree thereto.

Ordered, That the Secretary notify the House of Representatives thereof.

APPROPRIATIONS FOR INTERIOR DEPARTMENT

The Vice President laid before the Senate the amendment yesterday received from the House of Representatives for concurrence to the amendment of the Senate numbered 37 to the bill (H. R. 14827) making appropriations for the Department of the Interior for the fiscal year ending June 30, 1928, and for other purposes.

The Senate proceeded, by unanimous consent, to consider the said amendment; and,

On motion by Mr. Smoot,
Resolved, That the Senate agree thereto.

Ordered, That the Secretary notify the House of Representatives thereof.

PETITIONS AND MEMORIALS

The Vice President laid before the Senate a telegram from the general manager of the Oklahoma Cotton Growers' Association, stating that the legislature of that State had adopted a resolution favoring the passage of Senate bill 4808, relative to the control and disposition of surplus agricultural commodities; which was referred to the Committee on Agriculture and Forestry.

Mr. Warren presented a petition of citizens of Goshen County, Wyo., remonstrating against any interference by the United States Government with affairs in Mexico; which was referred to the Committee on Foreign Relations.

Mr. Copeland presented the following petitions and memorial:

A telegram from the Southern California Alumni Association of the University of Michigan, praying the passage of the so-called Swing-Johnson bill providing for the damming of the Colorado River.

A petition from Mrs. Franklin D. Roosevelt, of New York City, praying the enactment of legislation providing for an extension of the maternity and infancy act; and

A memorial of Latham G. Reed, of New York City, remonstrating against the enactment of legislation providing for an extension of the maternity and infancy act.

Ordered, That they lie on the table.

Mr. Frazier presented numerous petitions from citizens of the State of North Dakota, praying the enactment of legislation providing for the regulation of radio broadcasting stations.

Ordered, That they lie on the table.

CODIFICATION OF NAVIGATION LAWS OF THE UNITED STATES

Mr. Jones of Washington presented a communication from the chairman of the United States Shipping Board, transmitting a copy of the report made by a subcommittee of the board approving the proposed codification of the navigation laws of the United States as prepared by the Shipping Board, together with certain recommendations in connection therewith; which, with the accompanying papers, was ordered to be printed.

MUSCLE SHOALS PROJECT

Mr. Deneen presented a letter addressed to him by the Secretary of War, dated December 14, 1926, in response to his request regarding the proposed offer by the Farmers Federated Fertilizer Corporation for the Muscle Shoals project, together with an analysis of the proposed offer and a detailed analysis by Lieut. Col. M. C. Tyler, Corps of Engineers, and the bill (S. 4632) to provide for the preservation, completion, maintenance, operation, and use of the United States Muscle Shoals project for war, navigation, fertilizer manufacture, electric-power production, and other purposes, and in connection therewith, the incorporation of the Farmers Federated Fertilizer Corporation and the lease to it of the said project, introduced

December 7, 1926, by the Senator from Kentucky (Mr. Ernst) and referred to the Committee on Agriculture and Forestry.

Ordered, That the letter, with the accompanying papers, be printed as a Senate document.

REPORT OF COMMITTEES

Mr. Stewart, from the Committee on Commerce, to whom was referred the bill (S. 4831) granting the consent of Congress to the highway department of Davidson County, of the State of Tennessee, to construct a bridge across Cumberland River at a point near Andersons Bluff, connecting Old Hickory or Jacksonville, Tenn., by way of the Gallatin Pike, with Nashville, in Davidson County, Tenn., reported it with an amendment and submitted a report (No. 1215) thereon.

The Senate proceeded, by unanimous consent, to consider the said bill as in Committee of the Whole; and the reported amendment having been agreed to, the bill was reported to the Senate and the amendment was concurred in.

Ordered, That it be engrossed and read a third time.

The said bill was read the third time.

Resolved, That it pass, and that the title thereof be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

Mr. Stewart, from the Committee on Commerce, to whom was referred the bill (S. 4702) granting the consent of Congress to the Kanawha Falls Bridge Co. (Inc.) to construct a bridge across the Kanawha River at Kanawha Falls, Fayette County, W. Va., reported it with amendments and submitted a report (No. 1216) thereon.

The Senate proceeded, by unanimous consent, to consider the said bill as in Committee of the Whole; and the reported amendments having been agreed to, the bill was reported to the Senate and the amendments were concurred in.

Ordered, That it be engrossed and read a third time.

The said bill was read the third time.

Resolved, That it pass, and that the title thereof be amended so as to read: "A bill to extend the time for the construction of a bridge across the Kanawha River at Kanawha Falls, Fayette County, W. Va."

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

Mr. Stewart, from the Committee on Commerce, to whom was referred the bill (S. 4813) granting the consent of Congress to the Minneapolis, Northfield & Southern Railway to construct, maintain, and operate a railroad bridge across the Minnesota River, reported it without amendment and submitted a report (No. 1217) thereon.

Mr. Stewart, from the Committee on Commerce, to whom was referred the bill (S. 4862) granting the consent of Congress to the commissioners of Fayette and Washington Counties, Pa., to reconstruct the bridge across the Monongahela River at Belle Vernon, Fayette County, Pa., reported it with amendments and submitted a report (No. 1218) thereon.

The Senate proceeded, by unanimous consent, to consider the said bill as in Committee of the Whole; and the reported amendments having been agreed to, the bill was reported to the Senate and the amendments were concurred in.

Ordered, That it be engrossed and read a third time.

The said bill was read the third time.

Resolved, That it pass, and that the title thereof be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

INTRODUCTION OF BILLS AND JOINT RESOLUTION

Bills and a joint resolution were introduced, severally read the first and second times by unanimous consent, and referred as follows:

By Mr. Reed of Pennsylvania:

A bill (S. 5076) to authorize an appropriation to provide additional hospital and out-patient dispensary facilities for persons entitled to hospitalization under the World War veterans' act, 1924, as amended; to the Committee on Finance.

By Mr. La Follette:

A bill (S. 5077) to grant a pension to Margarete Weidlich; to the Committee on Pensions.

By Mr. Shortridge:

A bill (S. 5078) authorizing Edward J. Henning, United States district judge for the southern district of California, to accept the decoration and diploma tendered to him by His Majesty, the King of Italy; to the Committee on Foreign Relations.

By Mr. Dale:

A bill (S. 5079) granting an increase of pension to Ursula S. Rounds; and

A bill (S. 5080) granting an increase of pension to Mary J. Gallison (with accompanying papers); to the Committee on Pensions.

By Mr. Willis:

A bill (S. 5081) granting an increase of pension to Martha G. Field (with accompanying papers); to the Committee on Pensions.

By Mr. Norbeck:

A bill (S. 5082) authorizing the appropriation of \$6,000,000 for the purchase of feed and seed grain to be supplied to farmers in the crop-failure areas of the United States, said amount to be expended under rules and regulations prescribed by the Secretary of Agriculture; to the Committee on Agriculture and Forestry.

By Mr. Sackett:

A bill (S. 5083) to supplement the act entitled "An act granting the consent of Congress to the city of Louisville, Ky., to construct a bridge across the Ohio River at or near said city," approved April 2, 1926 (with an accompanying paper); to the Committee on Commerce.

By Mr. Stephens:

A bill (S. 5084) to provide for the payment of the amount of an adjusted-service certificate to Irving D'Forrest Parks, beneficiary designated by Corpl. Steve McNeil Parks, deceased; to the Committee on Claims.

By Mr. Jones of Washington:

A bill (S. 5085) to codify the shipping and navigation laws of the United States, and for other purposes; to the Committee on Commerce.

By Mr. Dill:

A bill (S. 5086) granting an increase of pension to Lydia A. Waring; to the Committee on Pensions.

By Mr. Bratton:

A bill (S. 5087) for the relief of Martin E. Riley; to the Committee on Claims.

By Mr. Curtis:

A bill (S. 5088) to establish a Federal Farm Board in the Department of Agriculture to aid the industry of agriculture to organize effectively for the orderly marketing and for the control and disposition of the surplus of agricultural commodities; to the Committee on Agriculture and Forestry.

By Mr. Watson:

A bill (S. 5089) granting an increase of pension to Mary Lee Love; to the Committee on Pensions.

By Mr. Stephens:

A joint resolution (S. J. Res. 141) to approve a sale of land by one Moshulatubla on August 29, 1832; to the Committee on Public Lands and Surveys.

ANNIE TRAMBLE

Mr. Keyes submitted the following resolution (S. Res. 315), which was referred to the Committee to Audit and Control the Contingent Expenses of the Senate:

Resolved, That the Secretary of the Senate hereby is authorized and directed to pay from the contingent fund of the Senate to Annie Tramble, sister of William Harrod, late a laborer in the employ of the Senate under supervision of the Sergeant at Arms, a sum equal to six months' compensation at the rate he was receiving by law at the time of his death, said sum to be considered inclusive of funeral expenses and all other allowances.

CORINNE W. COLBERT

Mr. Keyes submitted the following resolution (S. Res. 316), which was referred to the Committee to Audit and Control the Contingent Expenses of the Senate:

Resolved, That the Secretary of the Senate hereby is authorized and directed to pay from the contingent fund of the Senate to Corinne W. Colbert, widow of Howard M. Colbert, late a laborer in the employ of the Senate under supervision of the Sergeant at Arms, a sum equal to six months' compensation at the rate he was receiving by law at the time of his death, said sum to be considered inclusive of funeral expenses and all other allowances.

CORPORATIONS ENGAGED IN TEXTILE AND METAL INDUSTRY

Mr. Frazier submitted the following resolution (S. Res. 317), which was referred to the Committee on Education and Labor:

Whereas the report of the Commissioner of Internal Revenue shows that in 1924 the net income of corporations manufacturing textiles and textile products reporting a net income was \$316,927,779, and such corporations reporting "no net income" paid that year \$40,236,626 in cash dividends; and the net in-

come of corporations manufacturing metal and metal products reporting a net income, was \$1 340,597,253, and such corporations reporting "no net income" paid that year \$23,912,237 in cash dividends and \$3,987,346 in stock dividends, and there is a high protective tariff duty on most textiles and textile products and on most metals and metal products; and

Whereas no investigation of the costs of production, capitalization, efficiency, wages paid, and business methods of most of these corporations has been made by a Government agency for many years, if at all: Therefore, be it

Resolved, That the United States Tariff Commission be, and it is hereby, directed to investigate the costs of production, capitalization, efficiency, wages paid, business methods, and profits or losses of typical corporations manufacturing textiles and textile products, and metal and metal products, including an equal number of those showing large profits, and those claiming in 1924 "no net income," and to report their findings to the Senate not later than December 1, 1927.

IMMIGRATION QUOTAS

Mr. Reed of Pennsylvania submitted the following resolution (S. Res. 318):

Resolved, That the President be requested, if not incompatible with the public interest, to transmit to the Senate a copy of the joint report of the Secretary of State, the Secretary of Commerce, and the Secretary of Labor to the President in pursuance of section 11(e) of the immigration act of 1924.

Ordered, That it lie over one day under the rule.

Subsequently,
On motion by Mr. Reed of Pennsylvania, and by unanimous consent,

The Senate proceeded to consider the foregoing resolution; and

Resolved, That the Senate agree thereto.

AMERICAN CONCESSIONS IN FOREIGN COUNTRIES

Mr. Wheeler submitted the following resolution (S. Res. 319), which was referred to the Committee on Foreign Relations:

Whereas American investments abroad, already amounting to many billions of dollars, are increasing rapidly, especially since the World War, and are alleged in a number of instances to be conditioned upon unjustifiable concessions from foreign governments which lack capital but desire to develop their resources; and

Whereas such concessions if unjust in their terms endanger legitimate investments abroad; and

Whereas controversies regarding the rights and duties of holders of such concessions constitute an increasingly important part of the foreign relations of this Government and produce tension which has frequently led to armed intervention and may lead to war: Therefore, be it

Resolved, That the Committee on Foreign Relations, or any duly authorized subcommittee thereof, is authorized to investigate the terms and conditions under which concessions have been procured in foreign countries by United States citizens and by corporations and other associations in which United States citizens are financially interested, and the nature and extent of such concessions, with particular reference to (1) the source and sanction of such concessions, (2) the record, precedents, and traditions of the Government of the United States in its foreign relations since its establishment, in so far as the rights and duties incident to such concessions constitute the subject matter of international official correspondence, and (3) the principal aspects of public policy involved in the treatment, as property rights for purposes of diplomatic protection, of such concessions.

For the purposes of this resolution such committee or subcommittee is authorized to hold hearings; to sit and act at such times and places; to employ such experts and clerical, stenographic, and other assistants; to require by subpoena or otherwise the attendance of such witnesses and the production of such books, papers, and documents; to administer such oaths and to take such testimony and to make such expenditures as it deems advisable. The cost of stenographic service to report such hearings shall not be in excess of 25 cents per hundred words. The expenses of such committee or subcommittee shall not exceed \$30,000 and shall be paid from the contingent fund of the Senate upon vouchers approved by the chairman of such committee or subcommittee. Such committee or subcommittee shall make a final report to the Senate as to its findings at the beginning of the first regular session of the Seventieth Congress.

GERMAN SHIPS SEIZED DURING THE WAR

The Vice President laid before the Senate a resolution coming over from a former day, viz, the resolution (S. Res. 310) re-

questing certain information from the Secretary of the Treasury relative to German ships seized during the war.

The Senate proceeded to consider the said resolution; and having been amended on the motion of Mr. Curtis, the resolution as amended was agreed to as follows:

Resolved, That the Secretary of the Treasury is hereby directed to immediately transmit to the Senate copies of all communications made by the Treasury Department, or any person in the Treasury Department, and particularly by Garrard B. Winston, Undersecretary of the Treasury, to the German Government, or any official of the German Government, or to Wilhelm Kisselbach, the German commissioner of the Mixed Claims Commission, or to the German ambassador, or the attorney for German shipowners, or any German shipowners, and particularly a copy of all communications made by the Secretary of the Treasury or by the Undersecretary of the Treasury addressed to the "representatives of the German shipowners," and particularly a copy of the letter asking whether German shipowners would be satisfied with a limitation of \$100,000,000 as the value of the ships seized by the United States. Also copies of all communications sent to the Treasury Department, or to any representative of the Treasury Department, or any person acting for or in its behalf, by the German Government, or by said Wilhelm Kisselbach, or by any of the German shipowners, or any of the representatives of said shipowners, and particularly Mr. Hunt, attorney for said shipowners, and also copies of all cable messages exchanged by representatives of the Treasury Department and by representatives of the German shipowners or agents or representatives of the German Government in regard to any legislation proposed or to be proposed by the Secretary of the Treasury, or by the Congress of the United States looking to the return of any property in the hands of the Alien Property Custodian, or looking to the compensation of American citizens for claims they have or may have against the German Government or against German nationals.

IMPORTATION OF MILK AND CREAM

On motion by Mr. Lenroot,
The Senate, as in Committee of the Whole, proceeded to consider the bill (H. R. 11768) to regulate the importation of milk and cream into the United States for the purpose of promoting the dairy industry of the United States and protecting the public health; and the reported amendment having been agreed to, the bill was reported to the Senate.

On the question of concurring in the amendment made in the Committee of the Whole,
Pending debate,

EXTENSION OF MATERNITY AND INFANCY ACT

The Vice President announced that the hour of 2 o'clock had arrived and laid before the Senate the unfinished business at its adjournment yesterday, viz, the bill (H. R. 7555) to authorize for the fiscal years ending June 30, 1928, and June 30, 1929, appropriations for carrying out the provisions of the act entitled "An act for the promotion of the welfare and hygiene of maternity and infancy, and for other purposes," approved November 23, 1921.

EXECUTIVE SESSION

On motion by Mr. Curtis,
The Senate proceeded to the consideration of executive business; and
After the consideration of executive business the doors were reopened;
When,
On motion by Mr. Curtis, at 5 o'clock and 16 minutes p. m.,
The Senate adjourned.

FRIDAY, JANUARY 7, 1927

The Vice President called the Senate to order, and the Chaplain offered prayer.

THE JOURNAL

The Journal of the proceedings of yesterday was approved.

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Hattigan, one of its clerks:

Mr. President: The Speaker of the House of Representatives having signed an enrolled bill, viz, H. R. 14827, I am directed to bring the same to the Senate for the signature of its President.

ENROLLED BILL SIGNED

Mr. Greene, from the Committee on Enrolled Bills, reported that they had examined and found truly enrolled the bill (H. R. 14827) making appropriations for the Department of the Inte-

rior for the fiscal year ending June 30, 1928, and for other purposes.

The Vice President thereupon signed the same, and it was delivered to the committee to be presented to the President of the United States.

GERMAN SHIPS SEIZED DURING THE WAR

The Vice President laid before the Senate a communication from the Secretary of the Treasury, transmitting, in response to Senate Resolution 310, agreed to on yesterday, certain information and documents relative to the value of German ships and return of alien property seized during the World War; which, with the accompanying papers and documents, was referred to the Committee on Finance and ordered to be printed.

PREPARATORY COMMISSION FOR THE DISARMAMENT CONFERENCE

The Vice President laid before the Senate the following message from the President of the United States, which was read, referred to the Committee on Foreign Relations, and ordered to be printed:

To the Congress of the United States:

In a message which I submitted to you on January 4, 1926, I recommended the appropriation of the sum of \$50,000 to cover the expenses of American participation in the work of the "Preparatory Commission for the Disarmament Conference, being a commission to prepare for a conference on the reduction and limitation of armaments." By H. J. Resolution 107, approved February 1, 1926, you authorized the appropriation of this amount.

The Preparatory Commission met at Geneva on May 18, 1926. Its work has continued, through plenary sessions and subcommittee meetings, since that date. The task of the commission's subcommittees, to which was delegated the detailed study of many of the problems presented to it, has virtually been completed, and it is planned to hold another plenary meeting of the commission, probably in March, to consider the subcommittee reports. Although it is difficult to predict the exact duration of the forthcoming sessions, it can reasonably be assumed that they will continue over a period of some months. It is the avowed purpose of the Preparatory Commission at the forthcoming meetings to evolve a definite agenda for a conference for the reduction and limitation of armament, which is, of course, the end to which the deliberations of the Preparatory Commission are directed.

I believe that the preliminary work has been useful, and that there is good reason to hope for concrete results from further meetings. Our representatives have consistently endeavored to play a helpful part, and to direct the attention of the commission to the possibility of practical accomplishment.

I believe that we should continue to give our full cooperation to the work of the Preparatory Commission, with a view to bringing about, as quickly as possible, a final conference, at which further steps may be taken to reduce and limit armaments.

The policy of this Government to favor measures which hold out practical hopes for the limitation of armament is firmly established. By continuing our hearty cooperation in the preparatory work we shall be able to do our share in formulating an agenda for the final conference which will give promise of actual agreements for arms limitation.

The appropriation of \$50,000, already made for this work, has been exhausted. I therefore recommend that there be authorized further appropriation of \$75,000 to cover the expenses of American participation in the forthcoming activities of the Preparatory Commission. I recommend this sum because, when the commission undertakes the actual drafting of an agenda, it may be necessary to send a considerable number of American representatives to insure adequate representation in all phases of the work. Since the exact requirements can not be foreseen, and will depend on developments, it appears wise to provide a sufficient appropriation to meet contingencies that may arise.

In relation to the form of the appropriation, the prices prevailing at Geneva and the nature of the responsibility devolving upon the members of the delegation make it important that their expenditures for subsistence be exempted from the restrictions imposed by existing law and be made discretionary with the Secretary of State.

CALVIN COOLIDGE.

THE WHITE HOUSE,
Washington, January 7, 1927.

PETITIONS AND MEMORIALS

Mr. Overman presented a memorial of citizens of Hildebran, N. C., remonstrating against the enactment of legislation providing for compulsory Sunday observance in the District of

Columbia; which was referred to the Committee on the District of Columbia.

Mr. Capper presented a petition of citizens of Mt. Hope, Kans., praying the passage of the so-called alien deportation bill; which was referred to the Committee on Immigration.

Mr. Willis presented a petition of citizens of Ohio, praying the enactment of legislation providing for the regulation of radio broadcasting stations.

Ordered, That it lie on the table.

Mr. Copeland presented two telegrams from citizens of New York, praying the enactment of legislation providing for the extension of the so-called maternity and infancy act.

Ordered, That they lie on the table.

REPORTS OF COMMITTEE ON NAVAL AFFAIRS

Mr. Hale, from the Committee on Naval Affairs, to whom was referred the bill (S. 4316) to amend the act entitled "An act to provide for the reimbursement of officers, enlisted men, and others in the naval service of the United States for property lost or destroyed in such service," approved October 6, 1917, reported it with an amendment and submitted a report (No. 1219) thereon.

Mr. Dill from the Committee on Naval Affairs, to whom was referred the bill (S. 2700) to amend the naval record of Frank H. Wilson, alias Henry Wenzel, reported it without amendment and submitted a report (No. 1220) thereon.

Mr. Copeland, from the Committee on Naval Affairs, to whom was referred the bill (S. 4405) for the relief of Farrah Dane Richardson, reported it without amendment and submitted a report (No. 1221) thereon.

Mr. Odell, from the Committee on Naval Affairs, to whom was referred the bill (H. R. 8784) for the relief of Bertha M. Leville, reported it without amendment and submitted a report (No. 1222) thereon.

Mr. Edwards, from the Committee on Naval Affairs, to whom was referred the bill (H. R. 9433) for the relief of Alexander Edward Metz, reported it without amendment and submitted a report (No. 1223) thereon.

Mr. Howell, from the Committee on Naval Affairs, to whom was referred the bill (S. 4820) authorizing certain officers and enlisted men of the United States Navy to accept foreign decorations, reported it without amendment and submitted a report (No. 1224) thereon.

Mr. Howell, from the Committee on Naval Affairs, to whom was referred the bill (S. 4622) to authorize Captains Walter S. Crosley and Paul P. Blackburn, United States Navy, to accept certain medals from the Republic of China, reported it with amendments and submitted a report (No. 1225) thereon.

INTRODUCTION OF BILLS AND JOINT RESOLUTION

Bills and a joint resolution were introduced, severally read the first and second times by unanimous consent, and referred as follows:

By Mr. Overman:
A bill (S. 5090) for the relief of John E. Tucker; and
A bill (S. 5091) for the relief of Levi R. Whitted; to the Committee on Claims.

By Mr. Jones of Washington:
A bill (S. 5092) authorizing and directing the discontinuance of the transport services of the Army and Navy, and for other purposes; to the Committee on Commerce.

By Mr. Walsh of Massachusetts:
A bill (S. 5093) to amend the World War adjusted compensation act, as amended; to the Committee on Finance.

By Mr. Bratton:
A bill (S. 5094) to enroll as citizens of the Choctaw Nation Daisy Crockett Coleman, Agnes Irene Coleman, and Verna Ruth Coleman, of Hillsboro, N. Mex.; to the Committee on Indian Affairs.

By Mr. Bruce:
A bill (S. 5095) for the relief of Oliver C. Macey and Marguerite Macey; to the Committee on Claims.

By Mr. Hale:
A bill (S. 5096) granting an increase of pension to Annie S. Hart (with accompanying papers); and

A bill (S. 5097) granting an increase of pension to Hattie L. Daly (with accompanying papers); to the Committee on Pensions.

By Mr. Ernst:
A bill (S. 5098) for the relief of the Sunny Brook Distillery Co.; to the Committee on Finance.

By Mr. Dill:
A bill (S. 5099) to prohibit appointment of Members of Congress to offices of the Federal Government for a period of two years after the expiration of their term of service in Congress; to the Committee on the Judiciary.

By Mr. Mayfield:

A bill (S. 5100) to amend the World War adjusted compensation act, as amended; to the Committee on Finance.

By Mr. Willis:

A bill (S. 5101) granting an increase of pension to Della Johnson (with accompanying papers); to the Committee on Pensions.

By Mr. Reed of Missouri:

A bill (S. 5102) granting an increase of pension to Thomas Glynn; to the Committee on Pensions.

By Mr. Wadsworth:

A joint resolution (S. J. Res. 142) providing for the supplying of appropriate markers for the graves of veterans and scouts of Indian wars; to the Committee on Military Affairs.

LOANS ON ADJUSTED COMPENSATION CERTIFICATES

Mr. Copeland submitted the following resolution (S. Res. 320), which was considered by unanimous consent and agreed to:

Resolved, That the Secretary of the Treasury, as ex officio member and chairman of the Federal Reserve Board, be requested to report to the Senate what, if any, plans the board has for making possible the carrying into effect section 502 of the adjusted compensation act of May 19, 1924.

RESIDENT ASSISTANT CLERK, DISTRICT COMMITTEE

Mr. Capper submitted the following resolution (S. Res. 321), which was referred to the Committee to Audit and Control the Contingent Expenses of the Senate:

Resolved, That Senate Resolution No. 205, continuing the employment by the Committee on the District of Columbia of a resident assistant clerk to be paid from the contingent fund of the Senate until the end of the Sixty-ninth Congress hereby is further continued in full force and effect until June 30, 1927.

HEARINGS BEFORE COMMITTEE ON PUBLIC BUILDINGS AND GROUNDS

Mr. Lenroot submitted the following resolution (S. Res. 322), which was referred to the Committee to Audit and Control the Contingent Expenses of the Senate:

Resolved, That the Committee on Public Buildings and Grounds, or any subcommittee thereof, is authorized during the Sixty-ninth Congress to send for persons, books, and papers, to administer oaths, and to employ a stenographer, at a cost not exceeding 25 cents per 100 words, to report such hearings as may be had on any subject before said committee, the expense thereof to be paid out of the contingent fund of the Senate; and that the committee, or any subcommittee thereof, may sit during any session or recess of the Senate.

FRENCH SPOILATION CLAIMS

On motion by Mr. Bruce that the Senate proceed to the consideration of the bill (S. 62) for the allowance of certain claims for indemnity for spoiliations by the French prior to July 31, 1801, as reported by the Court of Claims,

Mr. La Follette raised a question as to the presence of a quorum;

Whereupon

The Vice President directed the roll to be called;

When

Eighty-three Senators answered to their names, as follows:

Messrs. Ashurst, Bayard, Bingham, Blease, Borah, Bratton, Broussard, Bruce, Cameron, Capper, Caraway, Copeland, Couzens, Curtis, Dale, Deneen, Dill, Edge, Edwards, Ernst, Ferris, Fess, Fletcher, Frazier, George, Gillett, Glass, Goff, Gooding, Gould, Greene, Hale, Harreld, Harris, Harrison, Hawes, Hefflin, Howell, Johnson, Jones of New Mexico, Jones of Washington, Kendrick, Keyes, King, La Follette, Lenroot, McKellar, McLean, McMaster, McNary, Mayfield, Means, Metcalf, Neely, Norbeck, Norris, Nye, Oddie, Overman, Phipps, Pine, Pittman, Reed of Missouri, Reed of Pennsylvania, Robinson of Arkansas, Robinson of Indiana, Sackett, Sheppard, Shipstead, Shortridge, Smoot, Steck, Stephens, Stewart, Swanson, Trammell, Tyson, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Warren, Wheeler, and Willis.

A quorum being present.

The question was taken on agreeing to the motion of Mr. Bruce; and

It was determined in the negative.

TOLLS OVER RED RIVER BRIDGES

On motion by Mr. Mayfield that the Senate proceed to the consideration of the bill (S. 3889) to amend the interstate commerce act, as amended, in respect of tolls over certain interstate bridges,

It was determined in the affirmative. { Yeas ----- 45
Nays ----- 30

On motion by Mr. Jones of Washington,
The yeas and nays being desired by one-fifth of the Senators present,

Those who voted in the affirmative are—

Messrs. Ashurst, Bayard, Blease, Bratton, Broussard, Bruce, Cameron, Copeland, Dale, Dill, Edwards, Ferris, Fletcher, George, Glass, Harreld, Harris, Harrison, Hawes, Hefflin, Jones of New Mexico, Kendrick, King, McKellar, McMaster, Mayfield, Means, Neely, Norris, Phipps, Pine, Pittman, Reed of Missouri, Reed of Pennsylvania, Robinson of Arkansas, Sackett, Sheppard, Shipstead, Steck, Stephens, Trammell, Tyson, Walsh of Massachusetts, Walsh of Montana, and Wheeler.

Those who voted in the negative are—

Messrs. Bingham, Borah, Caraway, Couzens, Curtis, Deneen, Edge, Ernst, Fess, Frazier, Gillett, Gould, Greene, Hale, Howell, Johnson, Jones of Washington, La Follette, Lenroot, McLean, McNary, Metcalf, Norbeck, Nye, Oddie, Robinson of Indiana, Shortridge, Smoot, Wadsworth, and Willis.

So Mr. Mayfield's motion was agreed to; and

The Senate, as in Committee of the Whole, proceeded to consider the said bill.

Pending debate,

The bill having been amended on the motion of Mr. Mayfield, it was reported to the Senate and the amendment made in the Committee of the Whole was concurred in.

Ordered, That it be engrossed and read a third time.

The said bill was read the third time.

Resolved, That it pass, and that the title thereof be amended so as to read: "A bill to authorize the Railroad Commission of Texas and the Corporation Commission of Oklahoma to regulate tolls charged for transit over certain bridges across the Red River."

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

QUESTION OF QUORUM

Mr. Jones of Washington raised a question as to the presence of a quorum;

Whereupon

The Presiding Officer (Mr. Bingham in the chair) directed the roll to be called;

When

Seventy Senators answered to their names, as follows:

Messrs. Ashurst, Bayard, Bingham, Blease, Borah, Bratton, Broussard, Bruce, Cameron, Capper, Caraway, Copeland, Couzens, Curtis, Dale, Dill, Edge, Edwards, Ernst, Ferris, Fess, Fletcher, Frazier, Gillett, Glass, Goff, Gooding, Hale, Harreld, Harris, Harrison, Hawes, Hefflin, Howell, Johnson, Jones of Washington, Kendrick, La Follette, Lenroot, McKellar, McLean, McMaster, McNary, Mayfield, Means, Neely, Norris, Nye, Oddie, Overman, Phipps, Pine, Pittman, Reed of Missouri, Reed of Pennsylvania, Robinson of Arkansas, Robinson of Indiana, Sackett, Sheppard, Shipstead, Smoot, Steck, Stephens, Swanson, Trammell, Tyson, Wadsworth, Warren, Wheeler, and Willis.

A quorum being present,

EXTENSION OF MATERNITY AND INFANCY ACT

The Presiding Officer announced that the hour of 2 o'clock had arrived and laid before the Senate its unfinished business, viz. the bill (H. R. 7555) to authorize for the fiscal years ending June 30, 1928, and June 30, 1929, appropriations for carrying out the provisions of the act entitled "An act for the promotion of the welfare and hygiene of maternity and infancy, and for other purposes," approved November 23, 1921; and

The Senate, as in Committee of the Whole, resumed the consideration of the said bill.

Pending debate,

Mr. Bingham raised a question as to the presence of a quorum;

Whereupon

The Vice President directed the roll to be called;

When

Fifty-eight Senators answered to their names, as follows:

Messrs. Bayard, Bingham, Blease, Borah, Bratton, Broussard, Bruce, Cameron, Capper, Caraway, Copeland, Curtis, Dale, Dill, Edge, Edwards, Ferris, Fess, Fletcher, Frazier, Gillett, Glass, Hale, Harris, Harrison, Hawes, Hefflin, Howell, Johnson, Jones of New Mexico, Jones of Washington, Kendrick, Lenroot, McKellar, McMaster, McNary, Mayfield, Means, Norbeck, Norris, Nye, Oddie, Overman, Phipps, Pittman, Reed of Missouri, Robinson of Arkansas, Robinson of Indiana, Sheppard, Steck, Stephens, Swanson, Wadsworth, Walsh of Massachusetts, Warren, Weller, Wheeler, and Willis.

A quorum being present,

Mr. Reed of Missouri raised a question of order, viz. that the bill was not properly before the Senate as the unfinished business in that it had been displaced by the Senate going into executive session at 2 p. m. on the 5th instant.

EXECUTIVE SESSION

On motion by Mr. Jones of Washington,
The Senate proceeded to the consideration of executive business; and

After the consideration of executive business the doors were reopened;

When,

On motion by Mr. Jones of Washington, at 4 o'clock and 56 minutes p. m.,
The Senate adjourned.

SATURDAY, JANUARY 8, 1927

The Vice President called the Senate to order, and the Chaplain offered prayer.

THE JOURNAL

The Journal of the proceedings of yesterday was approved.

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Chaffee, one of its clerks:

Mr. President: The House of Representatives has passed the bill (H. R. 15641) making appropriations for the Navy Department and the naval service for the fiscal year ending June 30, 1928, and for other purposes, in which it requests the concurrence of the Senate.

The Speaker having signed an enrolled joint resolution, viz. S. J. Res. 113, I am directed to bring the same to the Senate for the signature of its President.

ENROLLED JOINT RESOLUTION SIGNED

Mr. Greene, from the Committee on Enrolled Bills, reported that they had examined and found truly enrolled the joint resolution (S. J. Res. 113) authorizing the selection of a site and the erection of a pedestal for the Albert Gallatin statue in Washington, D. C.

The Vice President thereupon signed the same, and it was delivered to the committee to be presented to the President of the United States.

HOUSE BILL REFERRED

The bill H. R. 15641, this day received from the House of Representatives for concurrence, was read the first and second times by unanimous consent, and referred to the Committee on Appropriations.

REPORT OF NATIONAL SOCIETY OF DAUGHTERS OF AMERICAN REVOLUTION

The Vice President laid before the Senate a communication from the acting Secretary of the Smithsonian Institute, transmitting, pursuant to law, the annual report of the National Society of the Daughters of the American Revolution for the year ended March 1, 1926; which, with the accompanying report, was referred to the Committee on Printing.

RETIREMENT OF DISABLED EMERGENCY ARMY OFFICERS

On motion by Mr. Tyson that the bill (S. 3027) making eligible for retirement, under certain conditions, officers and former officers of the United States, other than officers of the Regular Army, who incurred physical disability in line of duty while in the service of the United States during the World War be made a special order immediately following the conclusion and disposition of the bill (H. R. 7555) to authorize for the fiscal years ending June 30, 1928, and June 30, 1929, appropriations for carrying out the provisions of the act entitled "An act for the promotion of the welfare and hygiene of maternity and infancy, and for other purposes," approved November 23, 1921,

Mr. Curtis demanded the regular order; whereupon
The Vice President held that the motion was not in order until morning business had closed.

SENATOR FROM PENNSYLVANIA

Mr. Robinson of Arkansas presented a petition of William B. Wilson, of Blossburg, Pa., contesting the right of William S. Vare to a seat in the Senate from the State of Pennsylvania under the election held on November 2, 1926, for the term beginning March 4, 1927.

Mr. Curtis raised a question as to the present of a quorum;

Whereupon

The Vice President directed the roll to be called;

When

Eighty Senators answered to their names, as follows:

Messrs. Ashurst, Bayard, Bingham, Blease, Borah, Bratton, Broussard, Cameron, Capper, Caraway, Copeland, Couzens, Curtis, Dale, Deneen, Dill, Edge, Edwards, Ernst, Ferris, Fess,

After debate, by unanimous consent,

The Vice President, in the following language, overruled the point of order:

"This bill was taken up on motion during the morning hour, and its consideration proceeded with until the hour of 2 o'clock, at which time the Senate, under an order previously agreed to, proceeded to the consideration of executive business. There was no unfinished legislative business to be laid down at 2 o'clock. Under numerous Senate precedents a legislative matter under consideration at the time the Senate goes into executive session is not displaced. Had it not been for the agreement for an executive session at 2 o'clock, the consideration of the so-called maternity bill would have been continued beyond that hour. The Chair has given attention to the precedent of the Senate, which has been referred to, found in Volume II of Gilroy's Precedents, page 184, where a bill was taken up during the morning hour on motion at a time when there was no unfinished business to be laid down at 2 o'clock. A parliamentary inquiry was made as to whether or not its consideration would continue beyond that hour, when the Vice President—Thomas R. Marshall—decided that if there were unfinished business it would expire then, but there being no unfinished business it would proceed until displaced by something else.

"The Senate did not return to legislative session on the day the maternity bill was taken up, and it being the last thing under consideration when the Senate went into executive session, and not having been displaced by any other legislative matter, prior to adjournment on that day, the Chair thinks that under the rule it thereby became, upon adjournment, the unfinished business for the next day at 2 o'clock. The Chair therefore overrules the point of order made by the Senator from Missouri."

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Chaffee, one of its clerks:

Mr. President: The House of Representatives has disagreed to the amendments of the Senate to the bill (H. R. 15008) making appropriations for the Department of Agriculture for the fiscal year ending June 30, 1928, and for other purposes; it asks a conference with the Senate on the disagreeing votes of the two Houses thereon, and has appointed Mr. Magee of New York, Mr. Dickinson of Iowa, Mr. Wason, Mr. Buchanan, and Mr. Lee of Georgia, managers at the same on its part.

APPROPRIATIONS FOR DEPARTMENT OF AGRICULTURE

The Presiding Officer (Mr. Shipstead in the chair) laid before the Senate the message this day received from the House of Representatives, announcing its disagreement to the amendments of the Senate to the bill (H. R. 15008) making appropriations for the Department of Agriculture for the fiscal year ending June 30, 1928, and for other purposes, and asking a conference with the Senate thereon.

On motion by Mr. McNary,

Resolved, That the Senate insist upon its amendments to the said bill, disagreed to by the House of Representatives, and agree to the conference asked by the House on the disagreeing votes of the two Houses thereon.

Ordered, That the conferees on the part of the Senate be appointed by the Presiding Officer; and

The Presiding Officer appointed Mr. McNary, Mr. Jones of Washington, Mr. Lenroot, Mr. Overman, Mr. Harris, and Mr. Kendrick.

Ordered, That the Secretary notify the House of Representatives thereof.

IMMIGRATION QUOTAS

The Presiding Officer laid before the Senate the following message from the President of the United States, which was read:

To the Senate:

In response to Senate Resolution 318 there is herewith transmitted a copy of the joint report of the Secretary of State, the Secretary of Commerce, and the Secretary of Labor to the President, in pursuance of section 11 (c) of the immigration act of 1924.

CALVIN COOLIDGE.

THE WHITE HOUSE, January 7, 1927.

On motion by Mr. Walsh of Massachusetts, and by unanimous consent,

Ordered, That the message, with the accompanying papers, be referred to the Committee on Immigration and printed.

Fletcher, Frazier, George, Gillett, Glass, Gooding, Greene, Hale, Harrell, Harris, Harrison, Hawes, Hedlin, Johnson, Jones of New Mexico, Jones of Washington, Kendrick, Keyes, King, La Follette, Lenroot, McKellar, McLean, McMaster, McNary, Mayfield, Means, Metcalf, Neely, Norbeck, Norris, Nye, Oddie, Overman, Phipps, Pine, Pittman, Ransdell, Reed of Missouri, Reed of Pennsylvania, Robinson of Arkansas, Robinson of Indiana, Sackett, Sheppard, Shipstead, Shortridge, Smoot, Steck, Stephens, Stewart, Swanson, Trammell, Tyson, Wadsworth, Walsh of Massachusetts, Warren, Watson, Wheeler, and Willis.

A quorum being present.

Ordered, by unanimous consent, that the petition lie on the table.

PETITIONS

Mr. Walsh of Massachusetts presented a petition of the editor of the New England Homestead, Springfield, Mass., praying the enactment of legislation providing for a reduction in the rates of postage on newspapers and magazines; which was referred to the Committee on Post Offices and Post Roads.

Mr. Copeland presented a petition of the Joint Committee of the American Irish Historical Society and certain other organizations of New York City, praying the repeal of the "national origins clauses" of the immigration act of 1924; which was referred to the Committee on Immigration.

Mr. Caraway presented resolutions adopted by a group of farmers in Arkansas, praying the enactment of legislation granting relief in agricultural conditions; which was referred to the Committee on Agriculture and Forestry.

Mr. Willis presented a telegram from the Ohio Farm Bureau Federation, praying the passage of the so-called Capper truth in fabric bill.

Ordered, That it lie on the table.

Petitions praying the enactment of legislation granting an increase of pensions to Civil War veterans and their widows were presented as follows:

By Mr. Capper: A petition of citizens of Salina, Kans.

By Mr. Willis: A petition of citizens of Ohio.

Ordered, That they be referred to the Committee on Pensions.

REPORTS OF COMMITTEES

Mr. Wadsworth, from the Committee on Military Affairs, to whom was referred the bill (S. 4691) to further amend section 90 of the national defense act of June 3, 1916, as amended, so as to authorize employment of additional civilian caretakers for National Guard organizations, under certain circumstances, in lieu of enlisted caretakers heretofore authorized, reported it without amendment and submitted a report (No. 1226) thereon.

Mr. Robinson of Indiana, from the Committee on Military Affairs, to whom was referred the bill (S. 4876) providing for the erection of a monument on Kill Devil Hill, at Kitty Hawk, N. C., commemorative of the first successful attempt in history at power-driven airplane flight, reported it without amendment and submitted a report (No. 1227) thereon.

Mr. Stewart, from the Committee on Commerce, to whom was referred the bill (H. R. 13452) granting the consent of Congress to the Pittsburgh, Cincinnati, Chicago, & St. Louis Railroad Co. to construct, maintain, and operate a railroad bridge across the Wabash River, reported it without amendment and submitted a report (No. 1228) thereon.

The Senate proceeded, by unanimous consent, to consider the said bill as in Committee of the Whole; and no amendment being made, it was reported to the Senate.

Ordered, That it pass to a third reading.

The said bill was read the third time.

Resolved, That it pass.

Ordered, That the Secretary notify the House of Representatives thereof.

Mr. Capper, from the Committee on the District of Columbia, who were authorized under Senate Resolution 137, agreed to February 5, 1926, to investigate conditions and matters relating to the coal situation in the District of Columbia, submitted a report (No. 1229) thereon.

Mr. Fletcher, from the Committee on Military Affairs, to whom were referred the following bills, reported them each adversely:

S. 287. A bill for the relief of James A. Gristy;

S. 4353. A bill for the relief of the widow of Warren V. Howard; and

H. R. 1893. A bill for the relief of George P. Bailey.

CHANGE OF REFERENCE

On motion by Mr. Bingham, and by unanimous consent, Ordered, That the Committee on Finance be discharged from the further consideration of the bill (S. 5067) to provide for the disposition of moneys collected as taxes upon articles coming

into the United States from the Philippine Islands, and that it be referred to the Committee on Territories and Insular Possessions.

ENROLLED JOINT RESOLUTION PRESENTED

Mr. Greene, from the Committee on Enrolled Bills, reported that they this day presented to the President of the United States the enrolled joint resolution (S. J. Res. 113) authorizing the selection of a site and the erection of a pedestal for the Albert Gallatin statue in Washington, D. C.

INTRODUCTION OF BILLS

Bills were introduced, severally read the first and second times by unanimous consent, and referred as follows:

By Mr. Hale:

A bill (S. 5103) granting an increase of pension to Mary O. Bailey (with accompanying papers); to the Committee on Pensions.

By Mr. Capper:

A bill (S. 5104) granting an increase of pension to Sena Hartzell Wallace (with accompanying papers); to the Committee on Pensions.

By Mr. Shortridge:

A bill (S. 5105) for the relief of May Gordon Rodes and Sara Louise Rodes, heirs at law of Tyree Rodes, deceased; to the Committee on Claims.

By Mr. Trammell:

A bill (S. 5106) granting an increase of pension to Emma J. Carr; to the Committee on Pensions.

By Mr. Robinson of Arkansas:

A bill (S. 5107) to amend the World War adjusted compensation act as amended; to the Committee on Finance.

By Mr. McKellar:

A bill (S. 5108) granting a pension to Oscar M. Simpkins (with accompanying papers); and

A bill (S. 5109) granting an increase of pension to Susan M. Benton (with an accompanying paper); to the Committee on Pensions.

By Mr. Smoot:

A bill (S. 5110) for the relief of C. L. Charlebois; to the Committee on Military Affairs.

By Mr. Dill:

A bill (S. 5111) for reimbursement of W. H. Talbert; to the Committee on Claims.

By Mr. Reed of Pennsylvania:

A bill (S. 5112) to provide for appointment as warrant officers of the Regular Army of such persons as would have been eligible therefor but for the interruption of their status caused by military service rendered by them as commissioned officers during the World War; to the Committee on Military Affairs.

By Mr. Hawes:

A bill (S. 5113) to amend the act of February 11, 1924, entitled "An act to equip the United States penitentiary, Leavenworth, Kans., for the manufacture of supplies for the use of the Government, for the compensation of prisoners for their labor, and for other purposes; to the Committee on the Judiciary.

A bill (S. 5114) for the relief of Lena Schmieder (with an accompanying paper); to the Committee on Claims.

A bill (S. 5115) granting an increase of pension to Ruth T. Giffin (with accompanying papers);

A bill (S. 5116) granting a pension to Mary Guth (with accompanying papers);

A bill (S. 5117) granting an increase of pension to Laura J. Tooley (with accompanying papers);

A bill (S. 5118) granting an increase of pension to Mary A. Trimble (with accompanying papers);

A bill (S. 5119) granting an increase of pension to Nancy J. O'Connor (with accompanying papers);

A bill (S. 5120) granting an increase of pension to Lydia E. Flanders (with accompanying papers);

A bill (S. 5121) granting an increase of pension to Martha F. Buzan (with accompanying papers);

A bill (S. 5122) granting an increase of pension to Mary E. Kindred (with accompanying papers);

A bill (S. 5123) granting an increase of pension to Elizabeth McCue (with accompanying papers);

A bill (S. 5124) granting an increase of pension to Alma J. Kirkpatrick (with accompanying papers);

A bill (S. 5125) granting an increase of pension to Rebecca C. Coen (with accompanying papers);

A bill (S. 5126) granting an increase of pension to Cellna Jane Cart (with accompanying papers);

A bill (S. 5127) granting an increase of pension to Clara M. Crawford (with accompanying papers);

A bill (S. 5128) granting an increase of pension to Cynthia Jane Currier (with accompanying papers);

A bill (S. 5129) granting an increase of pension to Rosella F. Mason (with accompanying papers);

A bill (S. 5130) granting an increase of pension to Jane C. Hawkins (with accompanying papers);

A bill (S. 5131) granting an increase of pension to Harriett V. Becker (with accompanying papers);

A bill (S. 5132) granting an increase of pension to Emma Filkel (with accompanying papers);

A bill (S. 5133) granting an increase of pension to Martha E. Hupman (with accompanying papers);

A bill (S. 5134) granting an increase of pension to Kate Ochler (with accompanying papers);

A bill (S. 5135) granting an increase of pension to Henrietta V. Kelley (with accompanying papers);

A bill (S. 5136) granting an increase of pension to Mary F. Pentzer (with accompanying papers);

A bill (S. 5137) granting an increase of pension to Kitty A. Vernon (with accompanying papers); and

A bill (S. 5138) granting an increase of pension to Ina Silsby (with accompanying papers); to the Committee on Pensions.

A bill (S. 5139) to correct the military record of George Lentz (with an accompanying paper); to the Committee on Military Affairs.

By Mr. Fletcher:

A bill (S. 5140) granting an increase of pension to Mary McLeod Heusted (with accompanying papers); to the Committee on Pensions.

By Mr. Copeland:

A bill (S. 5141) granting an increase of pension to Susan W. Selfridge; to the Committee on Pensions.

A bill (S. 5142) to abolish visa fees; and

A bill (S. 5143) to reduce passport fees, and for other purposes; to the Committee on Foreign Relations.

By Mr. Harrell:

A bill (S. 5144) to amend section 215 of the Criminal Code; to the Committee on the Judiciary.

By Mr. McMaster:

A bill (S. 5145) regulating Indian allotments disposed of by will; to the Committee on Indian Affairs.

By Mr. Willis:

A bill (S. 5146) granting an increase of pension to Harriet E. Bosh (with accompanying papers); to the Committee on Pensions.

IMPORTATION OF MILK AND CREAM

On motion by Mr. Lenroot that the Senate proceed to the consideration of the bill (H. R. 11768) to regulate the importation of milk and cream into the United States for the purpose of promoting the dairy industry of the United States and protecting the public health.

Mr. King raised a question as to the presence of a quorum;

Whereupon

The Vice President directed the roll to be called;

When

Seventy-six Senators answered to their names, as follows:

Messrs. Ashurst, Bayard, Bingham, Blease, Borah, Bratton,

Broussard, Bruce, Cameron, Capper, Caraway, Copeland,

Couzens, Curtis, Dale, Deneen, Dill, Edge, Ferris, Fess, Fletcher,

Frazier, George, Gillett, Glass, Gooding, Greene, Harrell, Har-

ris, Hawes, Hedlin, Johnson, Jones of New Mexico, Jones

of Washington, Kendrick, Keyes, King, La Follette, Lenroot, Mc-

Kellar, McLean, McMaster, McNary, Mayfield, Metcalf, Neely,

Norbeck, Norris, Nye, Oddie, Overman, Phipps, Pine, Pittman,

Ransdell, Reed of Missouri, Reed of Pennsylvania, Robinson of

Arkansas, Robinson of Indiana, Sackett, Sheppard, Shipstead,

Shortridge, Smoot, Steck, Stephens, Stewart, Swanson, Trammell,

Tyson, Wadsworth, Walsh of Massachusetts, Warren,

Watson, Wheeler, and Willis.

A quorum being present,

The motion of Mr. Lenroot was agreed to; and

The Senate resumed the consideration of the said bill.

The question being on concurring in the amendment made in

the Committee of the Whole,

Pending debate,

EXTENSION OF MATERNITY AND INFANCY ACT

The Presiding Officer (Mr. Bratton in the chair) announced that the hour of 2 o'clock had arrived, and laid before the

Senate the unfinished business at its adjournment yesterday,

viz, the bill (H. R. 7555) to authorize for the fiscal years end-

ing June 30, 1928, and June 30, 1929, appropriations for carrying

out the provisions of the act entitled "An act for the promotion

of the welfare and hygiene of maternity and infancy, and for

other purposes," approved November 23, 1921; and

The Senate, as in Committee of the Whole, resumed the con-

sideration of the said bill.

On motion by Mr. Tyson that the bill (S. 3027) making eligible for retirement, under certain conditions, officers and former officers of the Army of the United States, other than officers of the Regular Army, who incurred physical disability in line of duty while in the service of the United States during the World War, be made a special order for Monday, January 10, 1927, at 2 o'clock p. m.,

Mr. Bingham raised a question as to the presence of a quorum;

Whereupon

The Presiding Officer directed the roll to be called;

When

Sixty-six Senators answered to their names, as follows:

Messrs. Ashurst, Bayard, Bingham, Blease, Borah, Bratton,

Broussard, Bruce, Capper, Caraway, Copeland, Curtis, Dale,

Deneen, Dill, Ferris, Fess, Fletcher, Frazier, Gillett, Glass,

Hale, Harris, Harrison, Hawes, Hedlin, Johnson, Jones of New

Mexico, Jones of Washington, Kendrick, Keyes, King, La

Follette, Lenroot, McKellar, McLean, McMaster, McNary, May-

field, Metcalf, Neely, Norris, Nye, Oddie, Overman, Phipps, Pitt-

man, Ransdell, Reed of Pennsylvania, Robinson of Arkansas,

Robinson of Indiana, Sheppard, Shipstead, Smoot, Steck,

Stephens, Stewart, Swanson, Trammell, Tyson, Wadsworth,

Walsh of Massachusetts, Walsh of Montana, Warren, Wheeler,

and Willis.

A quorum being present,

Mr. Lenroot raised a question of order, viz, that Mr. Tyson's motion was not in order at this time under Rule XXII, which

provides that when a question is pending only certain enumerated motions, which do not include a motion relating to

special orders, shall be received.

The Presiding Officer held the motion to be in order.

From the decision of the Chair, Mr. Bingham appealed to the

Senate.

The question being, Shall the decision of the Chair stand as the judgment of the Senate?

Pending debate, which proceeded in the absence of objection,

Mr. Tyson withdrew his motion, the Chair rescinded his ruling, and the appeal from the decision of the Chair was with-

drawn.

Pending further debate on the maternity and infancy extension act,

Mr. Broussard raised a question as to the presence of a quorum;

Whereupon

The Presiding Officer (Mr. Willis in the chair) directed the roll to be called;

When

Fifty-six Senators answered to their names, as follows:

Messrs. Bayard, Bingham, Blease, Bratton, Broussard,

Bruce, Cameron, Capper, Copeland, Couzens, Curtis, Edge, Fer-

ris, Fess, Fletcher, Frazier, Gillett, Glass, Gooding, Hale, Harris,

Harrison, Hawes, Hedlin, Johnson, Jones of New Mexico, Jones

of Washington, Kendrick, La Follette, Lenroot, McKellar,

McMaster, McNary, Mayfield, Neely, Norbeck, Norris, Nye, Od-

die, Overman, Phipps, Ransdell, Reed of Missouri, Robinson of

Arkansas, Robinson of Indiana, Sackett, Sheppard, Steck, Stew-

art, Swanson, Trammell, Wadsworth, Warren, Watson, Wheeler,

and Willis.

A quorum being present,

Pending debate.

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Hattigan, one of its clerks:

Mr. President: The House of Representatives has disagreed

to the amendments of the Senate to the bill (H. R. 11616)

authorizing the construction, repair, and preservation of cer-

tain public works on rivers and harbors, and for other purposes;

it asks a conference with the Senate on the disagreeing votes

of the two Houses thereon, and has appointed Mr. Dempsey,

Mr. Freeman, and Mr. Mansfield managers at the same on its

part.

The House has passed without amendment the bill (S. 4862)

granting the consent of Congress to the commissioners of

Fayette and Washington Counties, Pa., to reconstruct the bridge

across the Monongahela River at Belle Vernon, Fayette

County, Pa.

RIVER AND HARBOR PROJECTS

on rivers and harbors, and for other purposes, and asking a conference with the Senate thereon.

On motion by Mr. Jones of Washington,
Resolved, That the Senate insist upon its amendments to the said bill, disagreed to by the House of Representatives, and agree to the conference asked by the House on the disagreeing votes of the two Houses thereon.

Ordered, That the conferees on the part of the Senate be appointed by the Presiding Officer; and

The Presiding Officer appointed Mr. Jones of Washington, Mr. McNary, and Mr. Fletcher.

Ordered, That the Secretary notify the House of Representatives thereof.

SECOND PAN AMERICAN CONFERENCE ON HIGHWAYS

The Presiding Officer (Mr. Willis in the chair) laid before the Senate the following message from the President of the United States, which was read, referred to the Committee on Foreign Relations, and ordered to be printed:

To the Congress of the United States:

I recommend to the favorable consideration of the Congress the inclosed report from the Secretary of State, with accompanying papers, to the end that legislation may be enacted authorizing an appropriation of \$15,000 to enable the United States to participate in the second Pan American conference on highways, to be held at Rio de Janeiro, in accordance with the recommendation of the Secretary of Agriculture and the Acting Secretary of Commerce, joined in by the Secretary of State.

CALVIN COOLIDGE.

THE WHITE HOUSE,
Washington, January 8, 1927.

EXTENSION OF MATERNITY AND INFANCY ACT

The Senate, as in Committee of the Whole, resumed the consideration of the bill (H. R. 7555) to authorize for the fiscal years ending June 30, 1928, and June 30, 1929, appropriations for carrying out the provisions of the act entitled "An act for the promotion of the welfare and hygiene of maternity and infancy, and for other purposes," approved November 23, 1921.

Pending debate.

Mr. Blease raised a question as to the presence of a quorum; Whereupon

The Presiding Officer (Mr. Willis in the chair) directed the roll to be called;

When

Forty-six Senators answered to their names, as follows:

Messrs. Bayard, Bingham, Blease, Bratton, Broussard, Bruce, Capper, Caraway, Copeland, Curtis, Ferris, Fess, Gillett, Harris, Harrison, Hawes, Hefflin, Jones of Washington, Kendrick, Keyes, La Follette, Lenroot, McKellar, McMaster, McNary, Metcalf, Neely, Norris, Nye, Oddie, Overman, Phillips, Pittman, Ransdell, Reed of Missouri, Robinson of Indiana, Sackett, Sheppard, Shipstead, Steck, Stewart, Wadsworth, Walsh of Massachusetts, Warren, Wheeler, and Willis.

The number of Senators present not constituting a quorum.

On motion by Mr. Curtis, at 4 o'clock p. m.,

The Senate adjourned.

MONDAY, JANUARY 10, 1927

The Vice President called the Senate to order, and the Chaplain offered prayer.

THE JOURNAL

The Journal of the proceedings of Saturday last was approved.

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Hattigan, one of its clerks:

Mr. President: The House of Representatives has passed the following bills of the Senate, each without amendment:

S. 2043. An act to authorize the opening of a street from Georgia Avenue to Ninth Street NW., through squares 2875 and 2877, and for other purposes;

S. 4393. An act to authorize the construction of a nurses' home for the Columbia Hospital for Women and Lying-in Asylum; and

S. 4445. An act to amend the act entitled "An act to enable the trustees of Howard University to develop an athletic field and gymnasium project, and for other purposes," approved June 7, 1924.

The House has passed the following bills, in which it requests the concurrence of the Senate:

H. R. 12109. An act to amend section 115b of subchapter 3 of chapter 1 of the District of Columbia Code;

H. R. 12110. An act to amend section 1135, chapter 31, of the District of Columbia Code;

H. R. 12217. An act relating to the appointment of trustees and committees;

H. R. 12218. An act to amend sections 1125 and 1127, chapter 31, of the District of Columbia Code;

H. R. 15649. An act to provide for the eradication or control of the European corn borer; and

H. R. 15668. An act authorizing the acquisition of a site for the farmers' produce market, and for other purposes.

The Speaker of the House having signed an enrolled bill, viz, H. R. 13452, I am directed to bring the same to the Senate for the signature of its President.

The President of the United States has informed the House that he approved and signed on the 8th instant the bill (H. R. 10929) granting the consent of Congress to the Pittsburgh, Cincinnati, Chicago & St. Louis Railroad Co., its successors and assigns, to construct a bridge across the Little Calumet River in Thornton Township, Cook County, Ill.

HOUSE BILLS REFERRED

The bills this day received from the House of Representatives for concurrence were severally read the first and second times by unanimous consent.

Ordered, That the bill H. R. 15649 be referred to the Committee on Agriculture and Forestry, and that the bills H. R. 12109, H. R. 12110, H. R. 12217, H. R. 12218, and H. R. 15668 be referred to the Committee on the District of Columbia.

ENROLLED BILL SIGNED

Mr. Greene, from the Committee on Enrolled Bills, reported that they had examined and found truly enrolled the bill (H. R. 13452) granting the consent of Congress to the Pittsburgh, Cincinnati, Chicago & St. Louis Railroad Co. to construct, maintain, and operate a railroad bridge across the Wabash River.

The Vice President thereupon signed the same, and it was delivered to the committee to be presented to the President of the United States.

NOMINATION OF CYRUS E. WOODS

Mr. Steck read two telegrams, dated January 8, 1927, received by him from Maj. Frank J. Lund, Brookhart campaign manager, and J. C. Lewis, president Iowa State Federation of Labor, of Des Moines, Iowa, requesting him to vote for the confirmation of the nomination of Cyrus E. Woods to be a member of the Interstate Commerce Commission, together with his reply thereto, addressed to Mr. Smith W. Brookhart, Washington, Iowa.

On motion by Mr. Reed of Missouri that the telegrams be referred to the Committee on the Judiciary with a view to the ascertainment by that committee of the truth or falsity of rumors referred to in Mr. Steck's reply, as follows: "It has been currently rumored here in Washington that you (Mr. Brookhart) are now here as a paid lobbyist of Mr. Woods and interests seeking his confirmation, and these telegrams give a color of truth to such rumors,"

Pending debate.

Mr. Harrison, by unanimous consent, proposed an amendment to Mr. Reed of Missouri's motion, striking out the words "Committee on the Judiciary," and inserting in lieu thereof the words "Committee on Interstate Commerce."

Pending debate on Mr. Harrison's amendment.

Mr. Bratton raised a question of order, viz, that the matter was not debatable.

The Vice President sustained the point of order.

On the question of agreeing to the amendment proposed by Mr. Harrison.

It was determined in the affirmative. { Yeas----- 49
Nays----- 33

On motion by Mr. Harrison.

The yeas and nays being desired by one-fifth of the Senators present.

Those who voted in the affirmative are—

Messrs. Bayard, Blease, Borah, Bratton, Broussard, Capper, Couzens, Dale, Deneen, Dill, Edwards, Ernst, Ferris, Fletcher, George, Gerry, Goff, Gooding, Harrell, Harris, Harrison, Hefflin, Jones of New Mexico, Jones of Washington, Kendrick, Keyes, Lenroot, McKellar, Mayfield, Neely, Norris, Overman, Phillips, Pine, Pittman, Robinson of Arkansas, Sackett, Sheppard, Shipstead, Smith, Steck, Stewart, Swanson, Trammell, Tyson, Walsh of Massachusetts, Walsh of Montana, Wheeler, and Willis.

Those who voted in the negative are—

Messrs. Ashurst, Bingham, Bruce, Cameron, Caraway, Copeland, Edge, Fess, Frazier, Glass, Greene, Hale, Hawes, Johnson, King, La Follette, McLean, McMaster, McNary, Metcalf, Moses, Norbeck, Nye, Oddie, Pepper, Ransdell, Reed of Mis-

souri, Reed of Pennsylvania, Schall, Shortridge, Smoot, Warren, and Watson.

So Mr. Harrison's amendment was agreed to.

The motion of Mr. Reed of Missouri, as amended, was then agreed to.

AFFAIRS IN NICARAGUA

The Vice President laid before the Senate the following message from the President of the United States, which was read:

To the Congress of the United States:

While conditions in Nicaragua and the action of this Government pertaining thereto have in general been made public, I think the time has arrived for me officially to inform the Congress more in detail of the events leading up to the present disturbances and conditions which seriously threaten American lives and property, endanger the stability of all Central America, and put in jeopardy the rights granted by Nicaragua to the United States for the construction of a canal. It is well known that in 1912 the United States intervened in Nicaragua with a large force and put down a revolution, and that from that time to 1925 a legation guard of American marines was, with the consent of the Nicaraguan Government, kept in Managua to protect American lives and property. In 1923 representatives of the five Central American countries, namely, Costa Rica, Guatemala, Honduras, Nicaragua, and Salvador, at the invitation of the United States, met in Washington and entered into a series of treaties. These treaties dealt with limitation of armament, a Central American tribunal for arbitration, and the general subject of peace and amity. The treaty last referred to specifically provides in Article II that the Governments of the contracting parties will not recognize any other government which may come into power in any of the five Republics through a coup d'état or revolution and disqualifies the leaders of such coup d'état or revolution from assuming the presidency or vice presidency. Article II is as follows:

"Desiring to make secure in the Republics of Central America the benefits which are derived from the maintenance of free institutions and to contribute at the same time toward strengthening their stability, and the prestige with which they should be surrounded, they declare that every act, disposition, or measure which alters the constitutional organization in any of them is to be deemed a menace to the peace of said Republics, whether it proceed from any public power or from the private citizens.

"Consequently, the governments of the contracting parties will not recognize any other government which may come into power in any of the five Republics through a coup d'état or a revolution against a recognized government, so long as the freely elected representatives of the people thereof have not constitutionally reorganized the country. And even in such a case they obligate themselves not to acknowledge the recognition if any of the persons elected as president, vice president, or chief of state designate should fall under any of the following heads:

"(1) If he should be the leader or one of the leaders of a coup d'état or revolution, or through blood relationship or marriage be an ascendant or descendant or brother of such leader or leaders.

"(2) If he should have been a secretary of state or should have held some high military command during the accomplishment of the coup d'état, the revolution, or while the election was being carried on, or if he should have held this office or command within the six months preceding the coup d'état, revolution, or the election.

"Furthermore, in no case shall recognition be accorded to a government which arises from election to power of a citizen expressly and unquestionably disqualified by the constitution of his country as eligible to election as President, Vice President, or chief of state designate."

The United States was not a party to this treaty, but it was made in Washington under the auspices of the Secretary of State, and this Government has felt a moral obligation to apply its principles in order to encourage the Central American States in their efforts to prevent revolution and disorder. The treaty, it may be noted in passing, was signed on behalf of Nicaragua by Emiliano Chamorro himself, who afterwards assumed the Presidency in violation thereof and thereby contributed to the creation of the present difficulty.

In October, 1924, an election was held in Nicaragua for President, Vice President, and members of the Congress. This resulted in the election of a coalition ticket embracing Conservatives and Liberals. Carlos Solórzano, a Conservative Republican, was elected President, and Juan B. Sacasa, a Liberal, was elected Vice President. This Government was recognized by

the other Central American countries and by the United States. It had been the intention of the United States to withdraw the marines immediately after this election, and notice was given of the intention to withdraw them in January, 1925. At the request of the President of Nicaragua this time was extended to September 1, 1925. Pursuant to this determination and notice, the marines were withdrawn in August, 1925, and it appeared at that time as though tranquillity in Nicaragua was assured. Within two months, however, further disturbances broke out between the supporters of General Chamorro and the supporters of the President, culminating in the seizure of the Loma, a fortress dominating the city of Managua. Once in possession of the Loma, General Chamorro dictated an agreement which President Solórzano signed the next day. According to the terms of this agreement the President agreed to substitute supporters of General Chamorro for certain members of his cabinet, to pay General Chamorro \$10,000 for the expenses of the uprising, and to grant amnesty to all those who participated in it. Vice President Sacasa thereupon left the country. In the meantime General Chamorro, who, while he had not actually taken over the office of President, was able to dictate his will to the actual executive, brought about the expulsion from the Congress of 18 members, on the ground that their election had been fraudulent, and caused to be put in their places candidates who had been defeated at the election of 1924. Having thus gained the control of Congress, he caused himself to be appointed by the Congress as designate on January 16, 1926. On January 16, 1926, Solórzano resigned as President and immediately General Chamorro took office. The four Central American countries and the United States refused to recognize him as President. On January 22 the Secretary of State addressed to the Nicaraguan representative in Washington the following letter:

"DEAR DOCTOR CASTRILLO: In your communication of the 19th instant addressed to the Secretary of State you advise that President Solórzano having resigned his office, General Emiliano Chamorro took charge of the executive power on January 17.

"The hope expressed in your letter that the relations which have been close and cordial for so many years between Nicaragua and the United States will continue and grow stronger has been noted with pleasure. The Government and people of the United States have feelings of sincerest friendship for Nicaragua and the people of Nicaragua and the Government of the United States will, of course, continue to maintain the most friendly relations with the people of Nicaragua. This Government has felt privileged to be able to be of assistance in the past at their request not only to Nicaragua but to all countries of Central America more especially during the Conference on Central American Affairs which resulted in the signing of a general treaty of peace and amity on February 7, 1923, between the five Republics of Central America. The object of the Central American countries with which the United States was heartily in accord, was to promote constitutional government and orderly procedure in Central America and those Governments agreed upon a joint course of action with regard to the nonrecognition of governments coming into office through coup d'état or revolution. The United States has adopted the principles of that treaty as its policy in the future recognition of Central American Governments as it feels that by so doing it can best show its friendly disposition toward and its desire to be helpful to the Republics of Central America.

"It is therefore with regret that I have to inform you that the Government of the United States has not recognized and will not recognize as the Government of Nicaragua the régime now headed by General Chamorro, as the latter was duly advised on several occasions by the American minister after General Chamorro had taken charge of the citadel at Managua on October 25 last. This action is, I am happy to learn, in accord with that taken by all the Governments that signed with Nicaragua the treaty of 1923."

Notwithstanding the refusal of this Government and of the other Central American Governments to recognize him, General Chamorro continued to exercise the functions of President until October 30, 1926. In the meantime a revolution broke out in May on the east coast in the neighborhood of Bluefields and was speedily suppressed by the troops of General Chamorro. However, it again broke out with considerable more violence. The second attempt was attended with some success and practically all of the east coast of Nicaragua fell into the hands of the revolutionists. Throughout these events Sacasa was at no time in the country, having remained in Mexico and Guatemala during this period.

Repeated requests were made of the United States for protection, especially on the east coast, and, on August 24, 1926, the Secretary of State addressed to the Secretary of the Navy the following communication:

"I have the honor to suggest that war vessels of the special-service squadron proceed as soon as possible to the Nicaraguan ports of Corinto and Bluefields for the protection of American and foreign lives and property in case that threatened emergencies materialize. The American Chargé d'Affaires at Managua has informed the department that he considers the presence of war vessels at these ports desirable, and the American consul at Bluefields has reported that a warship is urgently needed to protect life and property at that port. An attack on The Bluff and Bluefields is expected momentarily."

Accordingly, the Navy Department ordered Admiral Latimer, in command of the special-service squadron, to proceed to Bluefields. Upon arriving there he found it necessary for the adequate protection of American lives and property to declare Bluefields a neutral zone. This was done with the consent of both factions, afterwards, on October 26, 1926, reduced to a written agreement, which is still in force. In October, 1926, the good offices of the United States were sought by both parties for the purpose of effecting a settlement of the conflict. Admiral Latimer, commanding the special-service squadron, brought about an armistice to permit of a conference being held between the delegates of the two factions. The armistice was originally for 15 days and was later extended for 15 days more. At the request of both parties, marines were landed at Corinto to establish a neutral zone in which the conference could be held. Doctor Sacasa was invited to attend this conference but refrained from doing so and remained in Guatemala City. The United States Government did not participate in the conference except to provide a neutral chairman; it simply offered its good offices to make the conference possible and arranged a neutral zone at Corinto at the request of both parties during the time the conference was held. I understand that at this conference General Chamorro offered to resign and permit the congress to elect a new designate to assume the presidency. The conference led to no result, since just at the time when it seemed as though some compromise agreement would be reached the representatives of Doctor Sacasa suddenly broke off negotiations.

According to our reports, the Sacasa delegates on this occasion stated freely that to accept any government other than one presided over by Doctor Sacasa himself would be a breach of faith with their Mexican allies. Hostilities were resumed on October 30, 1926. On the same date General Chamorro formally turned over the executive power to Sebastian Uriza, who had been appointed designate by the Congress controlled by General Chamorro. The United States Government refused to recognize Señor Uriza, on the ground that his assumption of the Presidency had no constitutional basis. Uriza thereupon convoked Congress in extraordinary session, and the entire 18 members who had been expelled during the Chamorro régime were notified to resume their seats. The Congress which met in extraordinary session on November 10 had, therefore, substantially the same membership as when first convened following the election of 1924. This Congress, whose acts may be considered as constitutional, designated Señor Adolfo Díaz as first designate. At this session of Congress 53 members were present out of a total membership of 67, of whom 44 voted for Díaz and 2 for Solorzano. The balance abstained from voting. On November 11 Señor Uriza turned over the executive power to Díaz, who was inaugurated on the 14th.

The Nicaraguan constitution provides in article 106 that in the absence of the President and Vice President the Congress shall designate one of its members to complete the unexpired term of President. As President Solorzano had resigned and was then residing in California, and as the Vice President, Doctor Sacasa, was in Guatemala, having been out of the country since November, 1925, the action of Congress in designating Señor Díaz was perfectly legal and in accordance with the constitution. Therefore the United States Government on November 17 extended recognition to Señor Díaz.

Following his assumption of office, President Díaz, in the following note, dated November 15, 1926, requested the assistance of the United States Government to protect American and foreign lives and property:

"Upon assuming the Presidency I found the Republic in a very difficult situation because of the attitude assumed without motive by the Government of Mexico in open hostility to Nicaragua. It must be clear to you that, given the forces which that Government disposes of, its elements of attack are irresistible for this feeble and small nation. This condition places in imminent risk the sovereignty and independence of Nicaragua, and consequently the continental equilibrium on which the Pan-Americanism is founded which the United States has fostered with such lofty spirit.

"Naturally the emergency resulting from these conditions places in peril the interests of American citizens and other

foreigners residing in our territory and renders it impossible for a Government so rudely attacked to protect them as is its duty and as it desires.

"For these reasons, and appreciating the friendly disposition of the United States toward weak republics and the intentions which your Government has always manifested for the protection of the sovereignty and independence of all the countries of America by morally supporting legitimate governments in order to enable them to afford a tranquil field of labor for foreigners which is needed for the stimulation of the growth of the prosperity of these countries, I address myself to you in order that, with the same good will with which you have aided in Nicaraguan reconciliation, you may solicit for my Government and in my name the support of the Department of State in order to reach a solution in the present crisis and avoid further hostilities and invasions on the part of the Government of Mexico.

"I desire to manifest to you at the same time that whatever may be the means chosen by the Department of State, they will meet with the approval of my absolute confidence in the high spirit of justice of the Government of the United States."

Immediately following the inauguration of President Díaz and frequently since that date he has appealed to the United States for support, has informed this Government of the aid which Mexico is giving to the revolutionists, and has stated that he is unable solely because of the aid given by Mexico to the revolutionists to protect the lives and property of American citizens and other foreigners. When negotiations leading up to the Corinto conference began, I immediately placed an embargo on the shipment of arms and ammunition to Nicaragua. The Department of State notified the other Central American States, to wit, Costa Rica, Honduras, Salvador, and Guatemala, and they assured the department that they would cooperate in this measure. So far as known, they have done so. The State Department also notified the Mexican Government of this embargo and informally suggested to that government like action. The Mexican Government did not adopt the suggestion to put on an embargo, but informed the American ambassador at Mexico City that in the absence of manufacturing plants in Mexico for the making of arms and ammunition the matter had little practical importance.

As a matter of fact, I have the most conclusive evidence that arms and munitions in large quantities have been on several occasions since August, 1926, shipped to the revolutionists in Nicaragua. Boats carrying these munitions have been fitted out in Mexican ports, and some of the munitions bear evidence of having belonged to the Mexican Government. It also appears that the ships were fitted out with the full knowledge of and, in some cases, with the encouragement of Mexican officials and were in one instance, at least, commanded by a Mexican naval reserve officer. At the end of November, after spending some time in Mexico City, Doctor Sacasa went back to Nicaragua, landing at Puerto Cabezas, near Bragmans Bluff. He immediately placed himself at the head of the insurrection and declared himself President of Nicaragua. He has never been recognized by any of the Central American Republics nor by any other government, with the exception of Mexico, which recognized him immediately. As arms and munitions in large quantities were reaching the revolutionists, I deemed it unfair to prevent the recognized government from purchasing arms abroad, and, accordingly, the Secretary of State has notified the Díaz Government that licenses would be issued for the export of arms and munitions purchased in this country. It would be thoroughly inconsistent for this country not to support the government recognized by it while the revolutionists were receiving arms and munitions from abroad.

During the last two months the Government of the United States has received repeated requests from various American citizens, both directly and through our consuls and legation, for the protection of their lives and property. The Government of the United States has also received requests from the British chargé at Managua and from the Italian ambassador at Washington for the protection of their respective nationals. Pursuant to such requests, Admiral Latimer, in charge of the special service squadron, has not only maintained the neutral zone at Bluefields under the agreement of both parties but has landed forces at Puerto Cabezas and Río Grande, and established neutral zones at these points where considerable numbers of Americans live and are engaged in carrying on various industries. He has also been authorized to establish such other neutral zones as are necessary for the purposes above mentioned.

For many years numerous Americans have been living in Nicaragua, developing its industries and carrying on business. At the present time there are large investments in lumbering, mining, coffee growing, banana culture, shipping, and also in

general mercantile and other collateral business. All these people and these industries have been encouraged by the Nicaraguan Government. That Government has at all times owed them protection, but the United States has occasionally been obliged to send naval forces for their proper protection. In the present crisis such forces are requested by the Nicaraguan Government, which protests to the United States its inability to protect these interests and states that any measures which the United States deems appropriate for their protection will be satisfactory to the Nicaraguan Government.

In addition to these industries now in existence, the Government of Nicaragua, by a treaty entered into on the 5th day of August, 1914, granted in perpetuity to the United States the exclusive proprietary rights necessary and convenient for the construction, operation, and maintenance of an oceanic canal. Articles I and II of said treaty are as follows:

"ARTICLE I. The Government of Nicaragua grants in perpetuity to the Government of the United States, forever free from all taxation or other public charge, the exclusive proprietary rights necessary and convenient for the construction, operation, and maintenance of an interoceanic canal by way of the San Juan River and the great Lake of Nicaragua or by way of any route over Nicaraguan territory, the details of the terms upon which such canal shall be constructed, operated, and maintained to be agreed to by the two Governments whenever the Government of the United States shall notify the Government of Nicaragua of its desire or intention to construct such canal.

"ART. II. To enable the Government of the United States to protect the Panama Canal and the proprietary rights granted to the Government of the United States by the foregoing article, and also to enable the Government of the United States to take any measure necessary to the ends contemplated herein, the Government of Nicaragua hereby leases for a term of 99 years to the Government of the United States the islands in the Caribbean Sea known as Great Corn Island and Little Corn Island; and the Government of Nicaragua further grants to the Government of the United States for a like period of 99 years the right to establish, operate, and maintain a naval base at such place on the territory of Nicaragua bordering upon the Gulf of Fonseca as the Government of the United States may select. The Government of the United States shall have the option of renewing for a further term of 99 years the above leases and grants upon the expiration of their respective terms, it being expressly agreed that the territory hereby leased and the naval base which may be maintained under the grant aforesaid shall be subject exclusively to the laws and sovereign authority of the United States during the terms of such lease and grant and of any renewal or renewals thereof."

The consideration paid by the United States to Nicaragua was the sum of \$3,000,000. At the time of the payment of this money a financial plan was drawn up between the Nicaraguan Government and its creditors which provided for the consolidation of Nicaragua's obligations. At that time the bondholders holding the Nicaraguan external debt consented to a reduction in interest from 6 to 5 per cent, providing the service of this loan was handled through the American collector of customs, and at the same time a series of internal guaranteed customs bonds amounting to \$3,744,000 was issued by the Nicaraguan Government to pay off the claims which had arisen against it because of revolutionary disturbances from 1909 to 1912. The other outstanding external bonds, amounting on February 1, 1926, to about \$772,000, are held in Great Britain. Of the guaranteed customs bonds, \$2,867,000 were on February 1, 1926, still in circulation, and of these about \$1,000,000 were held by Nicaraguans, \$1,000,000 by American citizens, and the balance by nationals of other countries. The bonds held in the United States are held by the public in general circulation and, so far as the department knows, no American bankers are directly interested in the Nicaraguan indebtedness. This financial plan was adopted by an act of the Congress of Nicaragua on August 31, 1917. The National Bank of Nicaragua was made the depository of all Government revenues. The internal revenues were, as heretofore, to be collected by the Government. Collection of the internal revenue, however, was to be taken over by the collector general of customs, an American citizen appointed by the Nicaraguan Government and approved by the Secretary of State of the United States, if the product should average less than \$60,000 a month for three consecutive months. This has never yet been necessary. The proceeds of the customs revenues were to be applied, first, to the payment of such sums as might be agreed upon in the contemplated contracts for the service of the foreign loan, the internal loan, and claims against the Nicaraguan Government. From the balance of the revenue

\$80,000 a month was to be used for the ordinary budget expenses and an additional \$15,000 for extraordinary expenses.

Under this financial plan the finances of Nicaragua have been rehabilitated in a very satisfactory manner. Of the \$3,744,000 of internal customs bonds issued in 1917 about \$900,000 have been paid. Of the external debt bonds issued in 1909, amounting to \$1,250,000, there now remain only about \$770,000. The total public debt of Nicaragua has been reduced from about \$22,000,000 in 1917 to \$6,625,203 at the beginning of 1926. Furthermore, the country in time of peace has ample revenues for its ordinary budget expenses and a surplus which has been used in extensive public improvements. The Nicaragua National Bank and the National Railroad, controlling interests in which were formerly owned by American bankers, were repurchased by the Nicaraguan Government in 1920 and 1924, and are now wholly owned by that Government.

There is no question that if the revolution continues American investments and business interests in Nicaragua will be very seriously affected, if not destroyed. The currency, which is now at par, will be inflated. American as well as foreign bondholders will undoubtedly look to the United States for the protection of their interests.

It is true that the United States did not establish the financial plan by any treaty, but it nevertheless did aid through diplomatic channels and advise in the negotiation and establishment of this plan for the financial rehabilitation of Nicaragua.

Manifestly the relation of this Government to the Nicaraguan situation and its policy in the existing emergency are determined by the facts which I have described. The proprietary rights of the United States in the Nicaraguan canal route, with the necessary implications growing out of it affecting the Panama Canal, together with the obligations flowing from the investments of all classes of our citizens in Nicaragua, place us in a position of peculiar responsibility. I am sure it is not the desire of the United States to intervene in the internal affairs of Nicaragua or of any other Central American Republic. Nevertheless, it must be said that we have a very definite and special interest in the maintenance of order and good government in Nicaragua at the present time, and that the stability, prosperity, and independence of all Central American countries can never be a matter of indifference to us. The United States can not, therefore, fail to view with deep concern any serious threat to stability and constitutional government in Nicaragua tending toward anarchy and jeopardizing American interests, especially if such state of affairs is contributed to or brought about by outside influences or by any foreign power. It has always been and remains the policy of the United States in such circumstances to take the steps that may be necessary for the preservation and protection of the lives, the property, and the interests of its citizens and of this Government itself. In this respect I propose to follow the path of my predecessors.

Consequently, I have deemed it my duty to use the powers committed to me to insure the adequate protection of all American interests in Nicaragua, whether they be endangered by internal strife or by outside interference in the affairs of that Republic.

CALVIN COOLIDGE.

THE WHITE HOUSE, January 10, 1927.

On motion by Mr. Borah, and by unanimous consent,
Ordered, That the message be referred to the Committee on Foreign Relations and printed.

Pending discussion of the message,

Mr. Overman raised a question as to the presence of a quorum:

Whereupon

The Presiding Officer directed the roll to be called;

When

Eighty Senators answered to their names, as follows:

Messrs. Ashurst, Bayard, Bingham, Blease, Borah, Bratton, Broussard, Bruce, Cameron, Capper, Caraway, Copeland, Couzens, Curtis, Deneen, Dill, Edge, Edwards, Ernst, Ferris, Fess, Fletcher, Frazier, George, Gerry, G. Ilett, Glass, Gooding, Hale, Harrell, Harris, Harrison, Hawes, Hedlin, Johnson, Jones of New Mexico, Jones of Washington, Kendrick, Keyes, King, La Follette, Lenroot, McKellar, McLean, McMaster, McNary, Mayfield, McCall, Moses, Neely, Norris, Nye, Oddie, Overman, Pepper, Phipps, Pine, Pittman, Ramsdell, Reed of Missouri, Robinson of Arkansas, Robinson of Indiana, Sackett, Schall, Sheppard, Shipeard, Shortridge, Smith, Smoot, Stephens, Stewart, Swanson, Trammell, Tyson, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Weller, Wheeler, and Willis.

A quorum being present.

SENATOR FROM PENNSYLVANIA

The Vice President laid before the Senate a communication from the Governor of Pennsylvania, dated January 8, 1927.

transmitting the returns of the election of United States Senator from that State held on November 2, 1926, and informing the Senate that he had on that day mailed to Hon. William S. Vare, in conformity with law, a certificate showing the latter's election, on the face of the returns, as Senator from that State for the term beginning March 4, 1927, which was read.

On motion by Mr. Robinson of Arkansas, and by unanimous consent,

Ordered, That the communication, with the accompanying paper, lie on the table.

REPORT OF CHESAPEAKE & POTOMAC TELEPHONE CO.

The Vice President laid before the Senate a communication from the president of the Chesapeake & Potomac Telephone Co., transmitting, pursuant to law, the annual report of the company for the year ended December 31, 1926, the results of the operation for December being estimated; which, with the accompanying report, was referred to the Committee on the District of Columbia.

PETITIONS

Petitions praying the enactment of legislation granting an increase of pensions to Civil War veterans and their widows were presented as follows:

By Mr. Gillett: A petition of citizens of Fitchburg, Mass.

By Mr. Willis: A petition of citizens of Ohio.

Ordered, That they be referred to the Committee on Pensions.

REPORTS OF COMMITTEES

Mr. Overman, from the Committee on the Judiciary, to whom was referred the bill (S. 4711) to change the time of holding court at Jackson and at Memphis, Tenn., reported it without amendment.

Mr. Edge, from the Committee on Inter-oceanic Canals, to whom was referred the bill (S. 4882) relative to the pay of certain retired warrant officers and enlisted men and warrant officers and enlisted men of the reserve forces of the Army, Navy, Marine Corps, and the Coast Guard, fixed under the terms of the Panama Canal act, as amended, reported it without amendment.

Mr. Stewart, from the Committee on Commerce, to whom was referred the bill (H. R. 14239) granting the consent of Congress to Meridian & Bigbee River Railway Co. to construct, maintain, and operate a railroad bridge across the Tombigbee River at or near Naheola, Ala., reported it without amendment and submitted a report (No. 1230) thereon.

The Senate proceeded, by unanimous consent, to consider the said bill as in Committee of the Whole; and no amendment being made, it was reported to the Senate.

Ordered, That it pass to a third reading.

The said bill was read the third time.

Resolved, That it pass.

Ordered, That the Secretary notify the House of Representatives thereof.

Mr. Stewart, from the Committee on Commerce, to whom was referred the bill (S. 4846) granting the consent of Congress to Tacony-Palmira Bridge Co. to construct, maintain, and operate a bridge across the Delaware River at Palmira, N. J., reported it with an amendment and submitted a report (No. 1231) thereon.

The Senate proceeded, by unanimous consent, to consider the said bill as in Committee of the Whole; and the reported amendment having been agreed to, the bill was reported to the Senate and the amendment was concurred in.

Ordered, That it be engrossed and read a third time.

The said bill was read the third time.

Resolved, That it pass, and that the title thereof be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

INTRODUCTION OF BILLS

Bills were introduced, severally read the first and second times by unanimous consent, and referred as follows:

By Mr. Hale:

A bill (S. 5147) granting an increase of pension to Statira M. Carr (with accompanying papers); to the Committee on Pensions.

By Mr. Moses:

A bill (S. 5148) granting a pension to James T. Cass (with accompanying papers);

A bill (S. 5149) granting an increase of pension to Mary J. Chaput (with accompanying papers);

A bill (S. 5150) granting an increase of pension to Susan A. Valentine (with accompanying papers); and

A bill (S. 5151) granting an increase of pension to Ellen M. Johnson (with accompanying papers); to the Committee on Pensions.

By Mr. Curtis:

A bill (S. 5152) to authorize an appropriation for an Indian memorial at Medicine Lodge, Kans.; to the Committee on Indian Affairs.

A bill (S. 5153) granting an increase of pension to Nancy Neal (with accompanying papers);

A bill (S. 5154) granting an increase of pension to Susanna Mog (with accompanying papers);

A bill (S. 5155) granting an increase of pension to Solomon Johnson (with accompanying papers);

A bill (S. 5156) granting an increase of pension to Sarah C. James (with accompanying papers);

A bill (S. 5157) granting an increase of pension to Flora Hartman (with accompanying papers);

A bill (S. 5158) granting an increase of pension to Lydia A. Holmes (with accompanying papers);

A bill (S. 5159) granting an increase of pension to Louisa C. Hotchkiss (with accompanying papers);

A bill (S. 5160) granting an increase of pension to Tennessee Hill (with accompanying papers);

A bill (S. 5161) granting an increase of pension to Mary C. Hunt (with accompanying papers);

A bill (S. 5162) granting an increase of pension to Andrew L. McManis (with accompanying papers);

A bill (S. 5163) granting an increase of pension to Permelia A. Morse (with accompanying papers);

A bill (S. 5164) granting an increase of pension to Effie E. Milton (with accompanying papers);

A bill (S. 5165) granting an increase of pension to Lydia J. Barr (with accompanying papers);

A bill (S. 5166) granting an increase of pension to Malinda J. Bright (with accompanying papers);

A bill (S. 5167) granting an increase of pension to Mary F. Belleville (with accompanying papers);

A bill (S. 5168) granting an increase of pension to Margaret Trotter Conrad (with accompanying papers);

A bill (S. 5169) granting an increase of pension to Arta E. Everman (with accompanying papers);

A bill (S. 5170) granting an increase of pension to James P. Findaw (with accompanying papers);

A bill (S. 5171) granting an increase of pension to Alice B. Griffiths (with accompanying papers);

A bill (S. 5172) granting an increase of pension to Lydia A. Gillmore (with accompanying papers);

A bill (S. 5173) granting an increase of pension to Orthia J. Harris (with accompanying papers);

A bill (S. 5174) granting a pension to Hugh Portwood (with accompanying papers);

A bill (S. 5175) granting a pension to George W. White (with accompanying papers);

A bill (S. 5176) granting a pension to John M. Wallace (with accompanying papers);

A bill (S. 5177) granting a pension to Julia F. Lane (with accompanying papers);

A bill (S. 5178) granting a pension to Elizabeth Jackson (with accompanying papers);

A bill (S. 5179) granting a pension to Julia A. Houghton (with accompanying papers);

A bill (S. 5180) granting a pension to Frank Andress, alias Frank Smith (with accompanying papers);

A bill (S. 5181) granting a pension to Martin Ames, correct name Martin Lynch (with accompanying papers);

A bill (S. 5182) granting a pension to Sarah S. Hagar Lewis (with accompanying papers);

A bill (S. 5183) granting a pension to Jennie M. Miller (with accompanying papers);

A bill (S. 5184) granting a pension to Florence G. Brooks (with accompanying papers);

A bill (S. 5185) granting a pension to Mary F. Brown (with accompanying papers); and

A bill (S. 5186) granting a pension to George W. Fowler (with accompanying papers); to the Committee on Pensions.

By Mr. Borah:

A bill (S. 5187) granting an increase of pension to Carrie L. Stewart (with accompanying papers); to the Committee on Pensions.

By Mr. Capper:

A bill (S. 5188) to permit extension of period of detail by the President of officer from the Corps of Engineers as Engineer Commissioner of the District of Columbia, and for other purposes; to the Committee on Military Affairs.

By Mr. Walsh of Montana:

A bill (S. 5189) granting an increase of pension to Abel H. Hall (with accompanying papers); to the Committee on Pensions.

By Mr. McMaster:

A bill (S. 5190) granting a pension to George C. Widlon; to the Committee on Military Affairs.

By Mr. Norbeck:

A bill (S. 5191) authorizing the Secretary of the Interior to transmit to Congress a final roll of Lakota and Dakota Indians on several Indian reservations; to the Committee on Indian Affairs.

A bill (S. 5192) for the relief of Theodore O. Black; to the Committee on Civil Service.

A bill (S. 5193) granting an increase of pension to Eliza M. Spencer (with accompanying papers);

A bill (S. 5194) granting an increase of pension to Mary H. Keck (with accompanying papers);

A bill (S. 5195) granting an increase of pension to Mary Noyes Farr; and

A bill (S. 5196) granting a pension to Lena Lenning (with accompanying papers); to the Committee on Pensions.

By Mr. Bratton:

A bill (S. 5197) to authorize an appropriation for reconnaissance work in conjunction with the middle Rio Grande conservancy district, to determine whether certain lands of the Cochiti, Santo Domingo, San Felipe, Santa Ana, Sandia, and Isleta Indians are susceptible of reclamation, drainage, and irrigation; to the Committee on Irrigation and Reclamation.

ELIGIBILITY OF SENATORIAL CANDIDATES

Mr. Blease submitted the following resolution (S. Res. 323), which was referred to the Committee on the Judiciary:

Resolved, That the Judiciary Committee be requested to inform the Senate whether or not a candidate who announced himself as opposed to the Constitution of the United States, or any section thereof, and is in favor of the nonenforcement of a law passed to carry into effect a section of the Constitution, is eligible to a seat and qualified to be sworn in as a Member of the United States Senate.

SENATOR FROM PENNSYLVANIA

Mr. Robinson of Arkansas submitted the following resolution (S. Res. 324), which was referred to the Committee to Audit and Control the Contingent Expenses of the Senate:

Whereas William B. Wilson, of the State of Pennsylvania, has presented his petition to the Senate of the United States contesting the election of William S. Vare as a Senator from Pennsylvania in the election held on the 2d day of November, 1926; and

Whereas the said William B. Wilson charges in his petition fraudulent and unlawful practices in connection with the nomination and in connection with the alleged election of the said Vare as Senator from the State of Pennsylvania; and that unless preserved for the use of the Senate certain evidence relating to said charges and said election will be lost or destroyed; and

Whereas the special committee of five organized under Senate Resolution No. 195, Sixty-ninth Congress, first session, by direction of the Senate has entered upon an investigation pertaining to alleged corrupt practices in the election held November 2, 1926, and in the primary preceding it in the State of Pennsylvania; Therefore be it

Resolved, That the special committee of five constituted under Senate Resolution No. 195, Sixty-ninth Congress, first session, in addition to and not in subtraction from the powers conferred in said resolution, be, and it is hereby, authorized and empowered—

(1) To take possession, in the presence of the said William S. Vare or his representative, if the said William S. Vare desires to be present or to have a representative present, and preserve all ballotboxes and other containers of ballots, ballots, return sheets, voters' check lists, tally sheets, registration lists, and other records, books, and documents used in said senatorial election held in the State of Pennsylvania on the 2d day of November, 1926.

(2) To take and preserve all evidence as to the various matters alleged in said petition, including any alleged fraud, irregularity, unlawful expenditure of money, and intimidation of voters, or other acts or facts affecting the result of said election.

(3) That said committee is hereby vested with all powers of procedure with respect to the subject matter of this resolution that said committee possesses under Resolution No. 195, Sixty-ninth Congress, first session, with respect to the subject matter of that resolution.

(4) That the Sergeant at Arms of the Senate and his deputies are directed to attend the said special committee and to execute its directions. That the said special committee may appoint subcommittees of one or more members with power and authority to act for the full committee in taking possession of evidence and in the subpoenaing of witnesses and taking testimony.

Resolved further, That the expenses incurred in carrying out this resolution shall be paid from the contingent fund of the Senate upon vouchers ordered by the committee or any subcommittee thereof and approved by the chairman of the committee, the cost of same not to exceed \$15,000.

UNDER-COVER AGENTS IN PROHIBITION ENFORCEMENT

Mr. Reed of Missouri submitted the following resolution (S. Res. 325):

Resolved, That David H. Blair, Internal Revenue Commissioner, and Lincoln C. Andrews are hereby requested to furnish to the Senate copies of all orders and correspondence relative to the employment of what is known as under-cover agents employed in the enforcement of the prohibition statutes, the activities of said agents in the entrapment of citizens through the establishment of stills, saloons, speakeasies, or other like devices, together with the amounts of money expended.

Ordered, That it lie over one day under the rule.

BRIDGE ACROSS MINNESOTA RIVER

On motion by Mr. Shipstead, and by unanimous consent, The Senate, as in Committee of the Whole, proceeded to consider the bill (S. 4813) granting the consent of Congress to the Minneapolis, Northfield & Southern Railway to construct, maintain, and operate a railroad bridge across the Minnesota River; and no amendment being made, it was reported to the Senate.

Ordered, That it be engrossed and read a third time.

The said bill was read the third time.

Resolved, That it pass, and that the title thereof be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

MONUMENT ON KILL DEVIL HILL, N. C.

On motion by Mr. Bingham, and by unanimous consent, The Senate, as in Committee of the Whole, proceeded to consider the bill (S. 4876) providing for the erection of a monument on Kill Devil Hill, at Kitty Hawk, N. C., commemorative of the first successful attempt in history at power-driven airplane flight; and no amendment being made, it was reported to the Senate.

Ordered, That it be engrossed and read a third time.

The said bill was read the third time.

Resolved, That it pass, and that the title thereof be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

EXTENSION OF MATERNITY AND INFANCY ACT

The Presiding Officer (Mr. Lenroot in the chair) announced that the hour of 2 o'clock had arrived and laid before the Senate the unfinished business at its last adjournment, viz, the bill (H. R. 7555) to authorize for the fiscal years ending June 30, 1928, and June 30, 1929, appropriations for carrying out the provisions of the act entitled "An act for the promotion of the welfare and hygiene of maternity and infancy, and for other purposes," approved November 23, 1921; and

The Senate, as in Committee of the Whole, resumed the consideration of the said bill.

Pending debate.

REPORT OF THE AMERICAN BATTLE MONUMENTS COMMISSION

The Presiding Officer laid before the Senate the following message from the President of the United States, which was read and referred to the Committee on Military Affairs:

To the Congress of the United States:

I transmit herewith for the information of the Congress the annual report of the American Battle Monuments Commission for the fiscal year 1926.

CALVIN COOLIDGE.

THE WHITE HOUSE, January 10, 1927.

[NOTE.—Report accompanied similar message to the House of Representatives.]

NATIONAL ORIGIN PROVISION OF THE IMMIGRATION ACT OF 1924

The Presiding Officer laid before the Senate the following message from the President of the United States, which was read, and, with the accompanying paper, referred to the Committee on Immigration and ordered to be printed:

To the Senate:

I am sending herewith a copy of the letter of transmission, which accompanied the report of the Secretary of State, the Secretary of Commerce, and the Secretary of Labor in the matter of the immigration law relating to national origins to replace an inaccurate copy which was inadvertently forwarded to the Senate with such report.

CALVIN COOLIDGE.

THE WHITE HOUSE, January 10, 1927.

WITHDRAWALS AND RESTORATIONS OF PUBLIC LANDS

The Presiding Officer laid before the Senate a communication from the Secretary of the Interior, transmitting, pursuant to law, a report showing the withdrawals and restorations of public lands in certain cases for the year ended November 30, 1926; which, with the accompanying report, was referred to Committee on Public Lands and Surveys.

USELESS PAPERS IN THE NAVY DEPARTMENT

The Presiding Officer laid before the Senate a communication from the Secretary of the Navy, transmitting, pursuant to law, schedules of papers in the files of the Navy Department which are not needed in the transaction of the current business of the department and have no permanent value or historical interest; which, with the accompanying papers, was referred to a Select Joint Committee on the Disposition of Useless Papers in the Executive Departments; and

The Presiding Officer appointed Mr. Hale and Mr. Swanson as the members of the committee on the part of the Senate.

Ordered, That the Secretary notify the House of Representatives thereof.

EXECUTIVE SESSION

On motion by Mr. Borah,

The Senate proceeded to the consideration of executive business; and

After the consideration of executive business the doors were reopened; when

EXTENSION OF MATERNITY AND INFANCY ACT

The Senate, as in Committee of the Whole, resumed the consideration of the bill (H. R. 7555) to authorize for the fiscal years ending June 30, 1928, and June 30, 1929, appropriations for carrying out the provisions of the act entitled "An act for the promotion of the welfare and hygiene of maternity and infancy, and for other purposes," approved November 23, 1921.

Mr. Curtis raised a question as to the presence of a quorum; Whereupon

The Presiding Officer (Mr. Capper in the chair) directed the roll to be called;

When

Seventy Senators answered to their names, as follows: Messrs. Bayard, Bingham, Blease, Borah, Bratton, Broussard, Bruce, Cameron, Capper, Copeland, Curtis, Deneen, Dill, Edge, Edwards, Ernst, Ferris, Fess, Fletcher, Frazier, George, Gerry, Gillett, Glass, Gooding, Hale, Harris, Harrison, Hawes, Hefflin, Johnson, Jones of Washington, Kendrick, Keyes, King, Lenroot, McKellar, McLean, McMaster, McNary, Metcalf, Moses, Norbeck, Norris, Nye, Oddie, Overman, Pepper, Phipps, Pittman, Ramsdell, Reed of Missouri, Robinson of Arkansas, Robinson of Indiana, Schall, Sheppard, Shipstead, Shortridge, Smith, Smoot, Steck, Stephens, Stewart, Swanson, Trammell, Wadsworth, Walsh of Montana, Warren, Wheeler, and Willis.

A quorum being present, Pending debate,

Mr. Reed of Missouri raised a question as to the presence of a quorum;

Whereupon

The Presiding Officer directed the roll to be called;

When

Sixty Senators answered to their names, as follows: Messrs. Bayard, Bingham, Blease, Borah, Bratton, Bruce, Cameron, Capper, Copeland, Curtis, Deneen, Edwards, Ernst, Ferris, Fess, Fletcher, Frazier, George, Gerry, Glass, Gooding, Harris, Harrison, Hefflin, Johnson, Jones of Washington, Kendrick, Keyes, King, La Follette, Lenroot, McKellar, McMaster, McNary, Mayfield, Moses, Norbeck, Norris, Nye, Oddie, Overman, Pepper, Phipps, Ramsdell, Reed of Missouri, Robinson of Arkansas, Robinson of Indiana, Schall, Sheppard, Shipstead, Steck, Stephens, Stewart, Swanson, Trammell, Wadsworth, Walsh of Montana, Warren, Wheeler, and Willis.

A quorum being present, Pending debate,

Mr. Bingham raised a question as to the presence of a quorum;

Whereupon

The Presiding Officer (Mr. Blease in the chair) directed the roll to be called;

When

Sixty-seven Senators answered to their names, as follows: Messrs. Ashurst, Bayard, Bingham, Blease, Bratton, Broussard, Bruce, Cameron, Capper, Caraway, Couzens, Curtis, Deneen, Dill, Edwards, Ferris, Fess, Fletcher, George, Gillett, Goff, Gooding, Hale, Harris, Harrison, Hawes, Hefflin, Johnson, Jones of Washington, Kendrick, Keyes, King, La Follette, Lenroot, McKellar, McMaster, McNary, Mayfield, Metcalf, Moses,

Neely, Norbeck, Norris, Nye, Oddie, Overman, Phipps, Pine, Pittman, Reed of Missouri, Reed of Pennsylvania, Robinson of Arkansas, Robinson of Indiana, Sackett, Schall, Sheppard, Smith, Smoot, Steck, Stephens, Swanson, Trammell, Tyson, Wadsworth, Walsh of Massachusetts, Walsh of Montana, and Wheeler.

A quorum being present, Pending further debate,

ADJOURNMENT

On motion by Mr. Jones of Washington, at 5 o'clock and 24 minutes p. m.,

The Senate adjourned.

TUESDAY, JANUARY 11, 1927

The Vice President called the Senate to order, and the Chaplain offered prayer.

THE JOURNAL

The Journal of the proceedings of yesterday was approved.

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Chaffee, one of its clerks:

Mr. President: The House has agreed to the amendment of the Senate to the title to the bill (H. R. 11515) authorizing the Secretary of the Navy, in his discretion, to deliver to the custody of the city of Minneapolis the silver service set in use on the battleship *Minneapolis*.

The Speaker of the House of Representatives having signed four enrolled bills, viz. S. 2043, S. 4393, S. 4445, and S. 4862, I am directed to bring the same to the Senate for the signature of its President.

ENROLLED BILLS SIGNED

Mr. Greene, from the Committee on Enrolled Bills, reported that they had examined and found truly enrolled the following bills:

S. 2043. An act to authorize the opening of a street from Georgia Avenue to Ninth Street NW., through squares 2875 and 2877, and for other purposes;

S. 4393. An act to authorize the construction of a nurses' home for the Columbia Hospital for Women and Lying-in Asylum;

S. 4445. An act to amend the act entitled "An act to enable the trustees of Howard University to develop an athletic field and gymnasium project, and for other purposes," approved June 7, 1924; and

S. 4862. An act granting the consent of Congress to the Commissioners of Fayette and Washington Counties, Pa., to reconstruct the bridge across the Monongahela River at Belle Vernon, Fayette County, Pa.

The Vice President thereupon signed the same, and they were delivered to the committee to be presented to the President of the United States.

MAINTENANCE OF THE MERCHANT MARINE

The Vice President laid before the Senate a communication from the chairman of the United States Shipping Board, transmitting, in response to Senate Resolution 262, agreed to July 3, 1926, certain information relative to plans for building up and maintaining an adequate merchant marine; which, with the accompanying report, was referred to the Committee on Commerce and ordered to be printed.

PETITIONS AND MEMORIALS

Mr. Tyson presented a resolution adopted by Knoxville Post, No. 2, Department of Tennessee, American Legion, praying that Congress take necessary steps to make effective the securing of loans by World War veterans upon adjusted service certificates; which was referred to the Committee on Finance.

Mr. Jones of Washington presented the following memorials, which were referred as indicated:

A memorial of the Central Labor Council of Spokane, Wash., remonstrating against the enactment of legislation providing for the registration of aliens; to the Committee on Immigration.

A memorial of Mt. Baker Klan, of Bellingham, Wash., remonstrating against any interference by the United States Government in affairs in Mexico; to the Committee on Foreign Relations.

A memorial of citizens of Ferndale and Spokane, Wash., remonstrating against the enactment of legislation providing for compulsory Sunday observance in the District of Columbia; to the Committee on the District of Columbia.

Mr. Sheppard presented telegrams from the Texas State health officer of Austin, Tex., and Mrs. A. D. Warner, of the Women's Joint Legislative Committee of Wilmington, Del.,

praying the enactment of legislation providing for the extension of the maternity and infancy act.

Ordered, That they lie on the table.

Mr. Bruce presented telegrams from Federation of Democratic Women and the Woman's Constitutional League of Maryland, remonstrating against the enactment of legislation providing for the extension of the maternity and infancy act.

Ordered, That they lie on the table.

REPORTS OF COMMITTEES

Mr. Lenroot, from the Committee on Foreign Relations, to whom was referred the bill (S. 4967) authorizing William F. Notz to accept a decoration from the King of Rumania, reported it without amendment and submitted a report (No. 1232) thereon.

Mr. Stewart, from the Committee on Commerce, to whom were referred the following bills, reported them each without amendment and submitted reports thereon, as follows:

H. R. 13067. An act granting the consent of Congress to the State of Montana, or Roosevelt County, or McCone County, in the State of Montana, or either or several of them, to construct, maintain, and operate a bridge across the Missouri River at or near Wolf Point, Mont. (Rept. No. 1233);

H. R. 14688. An act granting the consent of Congress for the construction of a bridge across the Waccamaw River in South Carolina (Rept. No. 1234); and

H. R. 13016. An act granting the consent of Congress to the city of Chicago to construct a bridge across the Calumet River at or near One hundred and sixth Street, in the city of Chicago, county of Cook, State of Illinois (Rept. No. 1235).

The Senate proceeded, by unanimous consent, to consider the said bills as in Committee of the Whole; and no amendment being made, they were severally reported to the Senate.

Ordered, That they pass to a third reading.

The said bills were severally read the third time.

Resolved, That they pass.

Ordered, That the Secretary notify the House of Representatives thereof.

Mr. Stewart, from the Committee on Commerce, to whom was referred the bill (S. 4874) to legalize a bridge across the Fox River in Algonquin Township, McHenry County, Ill., and for other purposes, reported it without amendment and submitted a report (No. 1236) thereon.

The Senate proceeded, by unanimous consent, to consider the said bill as in Committee of the Whole; and no amendment being made, it was reported to the Senate.

Ordered, That it be engrossed and read a third time.

The said bill was read the third time.

Resolved, That it pass, and that the title thereof be as *afore-said*.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

Mr. Borah, from the Committee on Foreign Relations, to whom was referred the bill (H. R. 2190) for the relief of Agnes W. Wilcox, reported it without amendment.

Mr. Norbeck, from the Committee on Agriculture and Forestry, to whom was referred the bill (S. 5082) authorizing an appropriation of \$6,000,000 as a loan to farmers in the crop-failure area of the United States for the purchase of feed and seed grain, said amount to be loaned under the rules and regulations prescribed by the Secretary of Agriculture, reported it with amendments and submitted a report (No. 1237) thereon.

Mr. Keyes, from the Committee to Audit and Control the Contingent Expenses of the Senate, to whom was referred the resolution (S. Res. 324) authorizing the Select Committee on Investigation of Expenditures in Senatorial Primaries and Elections to take and preserve evidence in connection with the election of a Senator from Pennsylvania on November 2, 1926, reported it without amendment.

The Senate proceeded, by unanimous consent, to consider the said resolution; and having been amended on the motion of Mr. Reed of Missouri, by adding at the end thereof the words *in addition to the moneys heretofore authorized to be expended*, The resolution as amended was agreed to; and

The preamble was agreed to.

Mr. Goff, from the Committee on the Judiciary, to whom was referred the bill (H. R. 6252) amending section 52 of the Judicial Code, reported it without amendment.

CHANGE OF REFERENCES

On motion by Mr. Wadsworth, and by unanimous consent,

Ordered, That the Committee on Military Affairs be discharged from the further consideration of the bill (S. 5190) granting a pension to George C. Widlon, and that it be referred to the Committee on Finance.

On motion by Mr. Bratton, and by unanimous consent,

Ordered, That the Committee on Irrigation and Reclamation be discharged from the further consideration of the bill (S. 5197) to authorize an appropriation for reconnaissance work in conjunction with the middle Rio Grande conservancy district to determine whether certain lands of the Cochiti, Santo Domingo, San Felipe, Santa Ana, Sandia, and Isleta Indians are susceptible of reclamation, drainage, and irrigation, and that it be referred to the Committee on Indian Affairs.

ENROLLED BILLS PRESENTED

Mr. Greene, from the Committee on Enrolled Bills, reported that they this day presented to the President of the United States the following bills:

S. 2043. An act to authorize the opening of a street from Georgia Avenue to Ninth Street NW., through squares 2875 and 2877, and for other purposes;

S. 4393. An act to authorize the construction of a nurses' home for the Columbia Hospital for Women and Lying-in Asylum;

S. 4445. An act to amend the act entitled "An act to enable the trustees of Howard University to develop an athletic field and gymnasium project, and for other purposes," approved June 7, 1924; and

S. 4862. An act granting the consent of Congress to the commissioners of Fayette and Washington Counties, Pa., to reconstruct a bridge across the Monongahela River at Belle Vernon, Fayette County, Pa.

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

Bills and joint resolutions were introduced, severally read the first and second times by unanimous consent, and referred as follows:

By Mr. Walsh of Montana:

A bill (S. 5198) for the relief of William H. Lindsay (with accompanying papers); to the Committee on Claims.

By Mr. Metcalf:

A bill (S. 5199) granting a pension to Thomas A. Harrington (with accompanying papers); to the Committee on Pensions.

By Mr. Harrell:

A bill (S. 5200) to authorize a per capita payment from tribal funds to the Kiowa, Comanche, and Apache Indians, of Oklahoma; to the Committee on Indian Affairs.

A bill (S. 5201) granting a pension to Jennie Parks (with accompanying papers); to the Committee on Pensions.

By Mr. Norris:

A bill (S. 5202) providing for the punishment of persons escaping from Federal penal or correctional institutions, and for other purposes; to the Committee on the Judiciary.

By Mr. George:

A bill (S. 5203) granting an increase of pension to William Earle; to the Committee on Pensions.

By Mr. Copeland (by request):

A bill (S. 5204) authorizing the Secretary of the Interior to submit plans and estimates for the establishment of a United States college of arctic education; to the Committee on Education and Labor.

By Mr. Norbeck:

A bill (S. 5205) to increase the pensions of certain maimed veterans who have lost limbs or have been totally disabled in the same line of duty in the military or naval service of the United States; and to amend section 4788 of the Revised Statutes of the United States by increasing the rates therein for artificial limbs; to the Committee on Pensions.

By Mr. Phipps:

A bill (S. 5206) to promote the development, protection, and utilization of grazing facilities on public lands, to stabilize the range stock-raising industry, and for other purposes; to the Committee on Agriculture and Forestry.

By Mr. Smith:

A bill (S. 5207) to provide for the construction of bridges across the Estherville-Minim Creek Canal, S. C.; to the Committee on Commerce.

By Mr. Neely:

A bill (S. 5208) granting an increase of pension to Agnes Howat; and

A bill (S. 5209) granting an increase of pension to Lucy A. Rowles; to the Committee on Pensions.

By Mr. Wadsworth:

A bill (S. 5210) for the relief of certain officers of the Army of the United States (with accompanying papers); to the Committee on Claims.

By Mr. Shortridge:

A bill (S. 5211) to increase the pensions of persons who have lost the sight of both eyes in line of duty while in the military

or naval service of the United States; to the Committee on Pensions.

By Mr. Swanson:

A bill (S. 5212) to extend the benefits of the employees' compensation act to September 7, 1916, to James W. Rollins; to the Committee on Claims.

By Mr. Willis:

A bill (S. 5213) for the relief of the Lucy Webb Hayes National Training School for Deaconesses and Missionaries (with an accompanying paper); to the Committee on the District of Columbia.

By Mr. Hawes:

A bill (S. 5214) granting an increase of pension to Vernon L. Johnson (with accompanying papers);

A bill (S. 5215) granting an increase of pension to Amanda J. Havens (with accompanying papers);

A bill (S. 5216) granting an increase of pension to Emma Anderson (with accompanying papers); and

A bill (S. 5217) granting an increase of pension to Anna Paul Nichols (with accompanying papers); to the Committee on Pensions.

By Mr. Moses:

A bill (S. 5218) granting an increase of pension to Ellen E. Carlin (with accompanying papers); to the Committee on Pensions.

By Mr. Edwards:

A bill (S. 5219) to remit the duty on a carillon of bells imported for Grace Church, Plainfield, N. J.; to the Committee on Finance.

By Mr. Copeland:

A bill (S. 5220) granting a pension to Annie R. C. Owen; to the Committee on Pensions.

By Mr. Reed of Missouri:

A bill (S. 5221) for the relief of Theodore W. Goldin (with an accompanying paper); to the Committee on Military Affairs.

A bill (S. 5222) for the relief of Ross F. Collins; to the Committee on Naval Affairs.

A bill (S. 5223) granting a pension to James Hogan;

A bill (S. 5224) granting a pension to Virginia Whiting;

A bill (S. 5225) granting a pension to John M. Hensley;

A bill (S. 5226) granting a pension to Elizabeth A. Norman;

A bill (S. 5227) granting a pension to Hugh B. Mitchell;

A bill (S. 5228) granting a pension to Francis W. Mudd; and

A bill (S. 5229) granting a pension to Sarah Jane Cox; to the Committee on Pensions.

By Mr. Sheppard:

A bill (S. 5230) for the relief of Kate Mathews (with accompanying papers); to the Committee on Claims.

By Mr. Walsh of Massachusetts:

A joint resolution (S. J. Res. 143) authorizing the expenditure of certain funds paid to the United States by the Persian Government; to the Committee on Foreign Relations.

By Mr. McMaster:

A joint resolution (S. J. Res. 144) for the appointment of Jay B. Sessions, of South Dakota, as member of the Board of Managers of the National Home for Disabled Volunteer Soldiers; to the Committee on Military Affairs.

UNDER-COVER PROHIBITION AGENTS

The Vice President laid before the Senate a resolution coming over from yesterday, viz, the resolution (S. Res. 325) requesting certain information relative to the employment of so-called under-cover agents in the enforcement of the prohibition statutes.

The Senate proceeded to consider the said resolution; and Resolved, That the Senate agree thereto.

RETIREMENT OF DISABLED EMERGENCY ARMY OFFICERS

On motion by Mr. Tyson that the Senate proceed to the consideration of the bill (S. 3027) making eligible for retirement, under certain conditions, officers and former officers of the Army of the United States, other than officers of the Regular Army, who incurred physical disability in line of duty while in the service of the United States during the World War,

Mr. Bingham raised a question as to the presence of a quorum:

Whereupon

The Vice President directed the roll to be called:

When

Eighty-seven Senators answered to their names, as follows: Messrs. Ashurst, Bayard, Bingham, Blease, Borah, Bratton, Broussard, Bruce, Capper, Caraway, Copeland, Couzens, Curtis, Dale, Deneen, Dill, Edge, Edwards, Ernst, Ferris, Fess, Fletcher, Frazier, George, Gerry, Gillett, Glass, Goff, Gooding, Gould, Greene, Hale, Harrell, Harris, Harrison, Hawes, Hefflin, Johnson, Jones of New Mexico, Jones of Washington, Kendrick, Keyes, King, La Follette, Lenroot, McKellar, McLean, Mc-

Master, McNary, Mayfield, Metcalf, Moses, Neely, Norbeck, Norris, Nye, Oddie, Overman, Pepper, Phipps, Pine, Pittman, Ramsdell, Reed of Missouri, Reed of Pennsylvania, Robinson of Arkansas, Robinson of Indiana, Sackett, Schall, Sheppard, Shipstead, Shortridge, Smith, Smoot, Steck, Stephens, Stewart, Swanson, Trammell, Tyson, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, Wheeler, and Willis.

A quorum being present,

The motion of Mr. Tyson was agreed to; and

The Senate, as in Committee of the Whole, resumed the consideration of the said bill.

Pending debate,

APPROPRIATIONS FOR DEPARTMENT OF AGRICULTURE

Mr. McNary submitted the following conference report:

The committee of conference on the disagreeing votes of the two Houses on the amendments of the Senate to the bill (H. R. 15008) making appropriations for the Department of Agriculture for the fiscal year ending June 30, 1928, and for other purposes, having met, after full and free conference have agreed to recommend and do recommend to their respective Houses as follows:

That the Senate recede from its amendments numbered 6, 15, 22, 24, 31, and 52.

That the House recede from its disagreement to the amendments of the Senate numbered 1, 2, 3, 4, 5, 7, 11, 21, 30, 32, 33, 34, 35, 36, 37, 38, 40, 41, 42, 43, 44, 45, 46, 48, 49, 50, and 51, and agree to the same.

Amendment numbered 8: That the House recede from its disagreement to the amendment of the Senate numbered 8, and agree to the same with an amendment as follows: In lieu of the sum proposed insert \$1,927,973; and the Senate agree to the same.

Amendment numbered 9: That the House recede from its disagreement to the amendment of the Senate numbered 9, and agree to the same with an amendment as follows: In lieu of the sum proposed insert \$2,676,973; and the Senate agree to the same.

Amendment numbered 10: That the House recede from its disagreement to the amendment of the Senate numbered 10, and agree to the same with an amendment as follows: In lieu of the sum proposed insert \$441,670; and the Senate agree to the same.

Amendment numbered 12: That the House recede from its disagreement to the amendment of the Senate numbered 12, and agree to the same with an amendment as follows: In lieu of the sum named in said amendment insert \$8,610,360; and the Senate agree to the same.

Amendment numbered 14: That the House recede from its disagreement to the amendment of the Senate numbered 14, and agree to the same with an amendment as follows: In lieu of the sum proposed insert \$10,671,470; and the Senate agree to the same.

Amendment numbered 16: That the House recede from its disagreement to the amendment of the Senate numbered 16, and agree to the same with an amendment as follows: In lieu of the sum proposed insert \$425,134; and the Senate agree to the same.

Amendment numbered 17: That the House recede from its disagreement to the amendment of the Senate numbered 17, and agree to the same with an amendment as follows: In lieu of the sum named in said amendment insert \$487,434; and the Senate agree to the same.

Amendment numbered 18: That the House recede from its disagreement to the amendment of the Senate numbered 18, and agree to the same with an amendment as follows: In lieu of the sum proposed insert \$499,734; and the Senate agree to the same.

Amendment numbered 19: That the House recede from its disagreement to the amendment of the Senate numbered 19, and agree to the same with an amendment as follows: In lieu of the sum proposed insert \$260,000; and the Senate agree to the same.

Amendment numbered 20: That the House recede from its disagreement to the amendment of the Senate numbered 20, and agree to the same with an amendment as follows: In lieu of the sum proposed insert \$140,000; and the Senate agree to the same.

Amendment numbered 23: That the House recede from its disagreement to the amendment of the Senate numbered 23, and agree to the same with an amendment as follows: In lieu of the sum proposed insert \$3,945,425; and the Senate agree to the same.

Amendment numbered 27: That the House recede from its disagreement to the amendment of the Senate numbered 27,

and agree to the same with an amendment as follows: In lieu of the sum proposed insert \$500,000; and the Senate agree to the same.

Amendment numbered 28: That the House recede from its disagreement to the amendment of the Senate numbered 28, and agree to the same with an amendment as follows: In lieu of the sum proposed insert \$337,000; and the Senate agree to the same.

Amendment numbered 47: That the House recede from its disagreement to the amendment of the Senate numbered 47, and agree to the same with an amendment as follows: In lieu of the sum proposed insert \$43,610; and the Senate agree to the same.

The committee of conference have not agreed on amendments numbered 13, 25, 26, 29, 39, and 53.

CHAS. L. McNARY,

W. L. JONES,

I. L. LENROOT,

LEE S. OVERMAN,

WM. J. HARRIS,

JOHN B. KENDRICK,

Managers on the part of the Senate.

WALTER W. MAGEE,

L. J. DICKINSON,

EDWARD H. WASON,

JAMES P. BUCHANAN,

Managers on the part of the House.

The Senate proceeded, by unanimous consent, to consider the said report; and,

On motion by Mr. McNary,

Resolved, That the Senate agree thereto.

Ordered, That the Secretary notify the House of Representatives thereof.

RETIREMENT OF DISABLED EMERGENCY ARMY OFFICERS

The Senate, as in Committee of the Whole, resumed the consideration of the bill (S. 3027) making eligible for retirement, under certain conditions, officers and former officers of the United States, other than officers of the Regular Army, who incurred physical disability in line of duty while in the service of the United States during the World War.

Mr. Bingham raised a question as to the presence of a quorum;

Whereupon

The Presiding Officer (Mr. Frazier in the chair) directed the roll to be called;

When

Eighty-five Senators answered to their names, as follows:

Messrs. Ashurst, Bayard, Bingham, Blease, Borah, Bratton, Broussard, Bruce, Capper, Caraway, Copeland, Couzens, Curtis, Dale, Deneen, Dill, Edge, Edwards, Ernst, Ferris, Fess, Fletcher, Frazier, George, Gerry, Gillett, Glass, Goff, Gooding, Gould, Hale, Harrell, Harris, Harrison, Hawes, Hefflin, Johnson, Jones of New Mexico, Jones of Washington, Kendrick, Keyes, King, La Follette, Lenroot, McKellar, McLean, McMaster, McNary, Mayfield, Metcalf, Moses, Neely, Norbeck, Norris, Nye, Oddie, Overman, Pepper, Pine, Pittman, Ramsdell, Reed of Missouri, Reed of Pennsylvania, Robinson of Arkansas, Robinson of Indiana, Sackett, Schall, Sheppard, Shipstead, Shortridge, Smith, Smoot, Steck, Stephens, Stewart, Swanson, Trammell, Tyson, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, Wheeler, and Willis.

A quorum being present,

Pending debate,

EXTENSION OF MATERNITY AND INFANCY ACT

The President pro tempore announced that the hour of 2 o'clock had arrived and laid before the Senate the unfinished business at its adjournment yesterday, viz, the bill (H. R. 7555) to authorize for the fiscal years ending June 30, 1928, and June 30, 1929, appropriations for carrying out the provisions of the act entitled "An act for the promotion of the welfare and hygiene of maternity and infancy, and for other purposes," approved November 23, 1921; and

The Senate, as in Committee of the Whole, resumed the consideration of the said bill.

Mr. Sheppard submitted a proposed unanimous consent agreement providing that at not later than 4 o'clock p. m. on the calendar day of Friday, January 21, 1927, the Senate proceed to vote without further debate upon amendments and upon the bill, and limiting debate after 4 o'clock p. m. on January 19, 1927.

An objection having been interposed by Mr. Bayard, Mr. Sheppard then submitted a request for unanimous consent limiting debate after 2 o'clock p. m. on the calendar day

of January 14, 1927, to 30 minutes by each Senator upon the bill or any amendment; when objections were interposed by Mr. Bayard and Mr. Blease.

POISONING OF INDUSTRIAL ALCOHOL

The President pro tempore laid before the Senate a communication from the Secretary of the Treasury, transmitting, in response to Senate Resolution 311, agreed to on the 4th instant, certain information and documents pertaining to the denaturation of industrial alcohol for the purpose of rendering it unfit for beverage purposes; which, with the accompanying documents, was referred to the Committee on the Judiciary and ordered to be printed.

EXECUTIVE SESSION

On motion by Mr. Curtis,

The Senate proceeded to the consideration of executive business; and

After the consideration of executive business the doors were reopened;

When,

On motion by Mr. Curtis, at 4 o'clock and 7 minutes p. m.,

The Senate took a recess until 12 o'clock m. to-morrow.

AT 12 O'CLOCK M. (CALENDAR DAY, WEDNESDAY, JANUARY 12, 1927)

The Vice President called the Senate to order.

EXTENSION OF MATERNITY AND INFANCY ACT

The Senate, as in Committee of the Whole, resumed the consideration of the bill (H. R. 7555) to authorize for the fiscal years ending June 30, 1928, and June 30, 1929, appropriations for carrying out the provisions of the act entitled "An act for the promotion of the welfare and hygiene of maternity and infancy, and for other purposes," approved November 23, 1921.

The question being on agreeing to the reported amendment, Mr. Curtis raised a question as to the presence of a quorum;

Whereupon

The Vice President directed the roll to be called;

When

Seventy-seven Senators answered to their names, as follows:

Messrs. Ashurst, Bayard, Bingham, Blease, Borah, Bratton, Broussard, Bruce, Cameron, Capper, Caraway, Copeland, Couzens, Curtis, Dale, Deneen, Dill, Edwards, Ernst, Ferris, Fess, Fletcher, Frazier, George, Gerry, Glass, Goff, Gooding, Gould, Greene, Hale, Harrell, Harris, Hawes, Hefflin, Howell, Jones of New Mexico, Jones of Washington, Kendrick, Keyes, King, La Follette, Lenroot, McKellar, McMaster, McNary, Mayfield, Metcalf, Neely, Norbeck, Norris, Nye, Oddie, Overman, Phipps, Pine, Ramsdell, Reed of Pennsylvania, Robinson of Indiana, Sackett, Schall, Sheppard, Shortridge, Smith, Smoot, Steck, Stephens, Stewart, Swanson, Trammell, Tyson, Wadsworth, Walsh of Massachusetts, Warren, Watson, Wheeler, and Willis.

A quorum being present,

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Hattigan, one of its clerks:

Mr. President: The Speaker of the House of Representatives having signed five enrolled bills, viz, H. R. 11515, H. R. 13016, H. R. 13067, H. R. 14239, and H. R. 14688, I am directed to bring the same to the Senate for the signature of its President.

ENROLLED BILLS SIGNED

Mr. Greene, from the Committee on Enrolled Bills, reported that they had examined and found truly enrolled the following bills:

H. R. 11515. An act authorizing the Secretary of the Navy, in his discretion, to deliver to the custody of the city of Minneapolis the silver service set in use on the cruiser *Minneapolis*;

H. R. 13016. An act granting the consent of Congress to the city of Chicago to construct a bridge across the Calumet River at or near One hundred and sixth Street, in the city of Chicago, county of Cook, State of Illinois;

H. R. 13067. An act granting the consent of Congress to the State of Montana, or Roosevelt or McCone County, in the State of Montana, or either or several of them, to construct, maintain, and operate a bridge across the Missouri River at or near Wolf Point, Mont.;

H. R. 14239. An act granting the consent of Congress to Meridian & Bigbee River Railway Co. to construct, maintain, and operate a railroad bridge across the Tombigbee River at or near Naheola, Ala.; and

H. R. 14688. An act granting the consent of Congress to construct a bridge across the Waccamaw River in South Carolina.

The Vice President thereupon signed the same, and they were delivered to the committee to be presented to the President of the United States.

PETITIONS AND MEMORIALS

The Vice President laid before the Senate a telegram from the secretary of state of the State of Oregon, transmitting a copy of a joint resolution adopted by the legislature of that State relative to the enactment of legislation authorizing the construction, maintenance, and operation of a bridge across the Columbia River between Longview, Wash., and Rainier, Oreg.; which was referred to the Committee on Commerce.

Mr. McNary presented a similar telegram; which was also referred to the Committee on Commerce.

Mr. Bingham presented a petition of the Stamford (Conn.) Woman's Club (Inc.), praying the enactment of legislation providing for the repeal of the so-called nuisance taxes; which was referred to the Committee on Finance.

Petitions praying the enactment of legislation granting pensions and increase of pensions to Civil War veterans and their widows were presented as follows:

By Mr. Bingham: A petition of citizens of New Haven, Conn.

By Mr. Willis: A petition of citizens of Cincinnati, Ohio.

Ordered, That they be referred to the Committee on Pensions.

Mr. Copeland presented the following petitions and memorials, which were referred as indicated:

A communication from the Rochester Chamber of Commerce, of Rochester, N. Y., submitting certain recommendations looking to a reduction of postal rates; to the Committee on Post Offices and Post Roads.

A resolution adopted by the Chamber of Commerce of the State of New York, favoring the passage of the bill (H. R. 15009) providing for settlement of claims of American nationals against Germany, or German nationals against the United States, and for the ultimate return of property of German nationals held by the Alien Property Custodian; to the Committee on Finance.

A memorial of Margaret Ladd Swertz, of Brooklyn, N. Y., remonstrating against American interference in Mexico and Nicaragua; and

A resolution of Circle Four, the Young People's Socialist League, of New York City, favoring the withdrawal of American marines and warships from Nicaraguan ports; to the Committee on Foreign Relations.

Mr. Copeland presented the following petitions and memorials:

A memorial of Paul L. Blakely, New York City, remonstrating against the enactment of legislation providing for the importation of milk and cream into the United States; and

Several petitions of citizens of New York City favoring an extension of the maternity and infancy act.

Ordered, That they lie on the table.

Petitions praying the enactment of legislation providing for the regulation of radio broadcasting stations were presented as follows:

By Mr. Jones of Washington: A petition of citizens of Spangle and Fairfield, Wash.

By Mr. Willis: A petition of citizens of the State of Ohio.

Ordered, That they lie on the table.

REPORTS OF COMMITTEES

Mr. Norbeck, by unanimous consent, from the Committee on Pensions, to whom was referred the bill (S. 5205) to increase the pensions of certain maimed veterans who have lost limbs or have been totally disabled in the same, in line of duty, in the military or naval service of the United States; and to amend section 4788 of the Revised Statutes of the United States by increasing the rates therein for artificial limbs, reported it without amendment and submitted a report (No. 1238) thereon.

Mr. Gillett, by unanimous consent, from the Committee on the Judiciary, to whom was referred the joint resolution (H. J. Res. 303) to correct a misnomer contained in the act to fix the salaries of certain judges of the United States, reported it without amendment.

Mr. Stewart, from the Committee on Commerce, to whom was referred the bill (S. 4740) to authorize the St. Louis-San Francisco Railway Co. to construct, maintain, and operate a bridge across the Warrior River near Demopolis, Ala., reported it with amendments and submitted a report (No. 1239) thereon.

The Senate proceeded, by unanimous consent, to consider the said bill as in Committee of the Whole; and the reported amendment having been agreed to, the bill was reported to the Senate and the amendment was concurred in.

Ordered, That it be engrossed and read a third time.

The said bill was read the third time.

Resolved, That it pass, and that the title thereof be amended so as to read: "A bill granting the consent of Congress to the St. Louis-San Francisco Railway Co. to construct, maintain, and operate a railroad bridge across the Warrior River."

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

Mr. La Follette, by unanimous consent, from the Committee on Indian Affairs, to whom was referred the bill (S. 4893) to authorize oil and gas mining leases upon unallotted lands within Executive-order Indian reservations, reported it with an amendment and submitted a report (No. 1240) thereon.

Mr. Capper, by unanimous consent, from the Committee on Agriculture and Forestry, to whom was referred the bill (S. 4387) to amend the packers and stockyards act, 1921, reported it with amendments and submitted a report (No. 1241) thereon.

INTRODUCTION OF BILLS

Bills were introduced by unanimous consent, severally read the first and second times, and referred as follows:

By Mr. Glass:

A bill (S. 5231) authorizing the sale of land at margin of the Rock Creek and Potomac Parkway for construction of a church and provision for proper ingress and egress to said church building; to the Committee on the District of Columbia.

By Mr. Bratton:

A bill (S. 5232) for the relief of Sadie Klauber; to the Committee on Claims.

By Mr. Walsh of Montana:

A bill (S. 5233) granting an increase of pension to James Farrell (with accompanying papers); to the Committee on Pensions.

By Mr. Jones of Washington:

A bill (S. 5234) granting an increase of pension to Sarah M. Smith (with accompanying papers); to the Committee on Pensions.

By Mr. Robinson of Indiana:

A bill (S. 5235) granting an increase of pension to Fred Roy McCool (with accompanying papers); to the Committee on Pensions.

By Mr. Couzens:

A bill (S. 5236) to prohibit officers and employees of the United States and Members of Congress from acting as officers or delegates to political party conventions or committee meetings; to the Committee on the Judiciary.

By Mr. Shortridge:

A bill (S. 5237) for the relief of Lieut. Nicholas S. Duggan, Dental Corps, United States Navy; to the Committee on Naval Affairs.

A bill (S. 5238) for the relief of Frank Christ; to the Committee on Military Affairs.

A bill (S. 5239) for the relief of J. A. Perry; to the Committee on Claims.

By Mr. Sackett:

A bill (S. 5240) granting an increase of pension to Emma Boyd (with accompanying papers); to the Committee on Pensions.

By Mr. Neely:

A bill (S. 5241) granting an increase of pension to Sophronia Wolfindin; to the Committee on Pensions.

By Mr. Reed of Pennsylvania:

A bill (S. 5242) granting a pension to John Schick (with accompanying papers); to the Committee on Pensions.

By Mr. Harrell:

A bill (S. 5243) to amend section 2 of the act of Congress of March 3, 1921 (41 Stat. L. p. 1249), entitled "An act to amend section 3 of the act of Congress of June 28, 1906, entitled 'An act for the division of the lands and funds of the Osage Indians in Oklahoma, and for other purposes'; to the Committee on Indian Affairs.

By Mr. McNary:

A bill (S. 5244) for the relief of John H. and C. E. Haak; to the Committee on Claims.

By Mr. George:

A bill (S. 5245) to amend section 705 of the World War adjusted compensation act, as amended; to the Committee on Finance.

By Mr. Norbeck:

A bill (S. 5246) to create an additional judge in the district of South Dakota; to the Committee on the Judiciary.

By Mr. Frazier:

A bill (S. 5247) to increase the pensions of certain maimed veterans who have lost limbs or have been totally disabled in the same, in line of duty, in the military or naval service of the United States; and to amend section 4788 of the Revised

Statutes of the United States by increasing the rates therein for artificial limbs; to the Committee on Pensions.

By Mr. Goff:

A bill (S. 5248) granting an increase of pension to Kate R. Mott; to the Committee on Pensions.

ADMINISTRATION OF MATERNITY AND INFANCY ACT

Mr. Bingham, by unanimous consent, submitted the following resolution (S. Res. 326), which was considered by unanimous consent and agreed to:

Resolved, That the Secretary of Labor be requested to furnish the Senate immediately with copies of all plans now being carried out under authority of an act entitled "An act for the promotion of the welfare and hygiene of maternity and infancy, and for other purposes," approved November 23, 1921, in the form in which such plans were submitted by each of the several States that have accepted the provisions of said act, each such plan to be accompanied by a copy of the record of the action of the Children's Bureau and of the action, if any, of the Board of Maternity and Infant Hygiene with respect thereto.

LOANS ON ADJUSTED-SERVICE CERTIFICATES

The Presiding Officer (Mr. Dale in the chair) laid before the Senate a communication from the Secretary of the Treasury and chairman of the Federal Reserve Board, transmitting, in response to Senate Resolution 320, agreed to on the 7th instant, certain information and documents concerning the carrying into effect of section 502 of the adjusted compensation act of May 19, 1924, relative to loans made to World War veterans on the security of their adjusted-service certificates; which, with the accompanying documents, was referred to the Committee on Finance and ordered to be printed.

CREDENTIALS OF SENATOR FROM OKLAHOMA

The Presiding Officer laid before the Senate the credentials of Elmer Thomas, duly chosen a Senator by the qualified electors of the State of Oklahoma, for the term beginning March 4, 1927; which were read and placed on file.

EXTENSION OF MATERNITY AND INFANCY ACT

The Senate, as in Committee of the Whole, resumed the consideration of the bill (H. R. 7555) to authorize for the fiscal years ending June 30, 1928, and June 30, 1929, appropriations for carrying out the provisions of the act entitled "An act for the promotion of the welfare and hygiene of maternity and infancy, and for other purposes," approved November 23, 1921.

The question being on agreeing to the reported amendment, Pending debate.

Mr. King raised a question as to the presence of a quorum: Whereupon

The Presiding Officer directed the roll to be called;

When

Eighty-two Senators answered to their names, as follows: Messrs. Ashurst, Bayard, Bingham, Blease, Borah, Bratton, Broussard, Bruce, Capper, Caraway, Copeland, Couzens, Curtis, Dale, Deneen, Dill, Edge, Ernst, Ferris, Fess, Frazier, George, Gerry, Gillett, Goff, Gooding, Gould, Greene, Hale, Harrell, Harris, Harrison, Hawes, Heflin, Howell, Johnson, Jones of New Mexico, Jones of Washington, Kendrick, Keyes, King, La Follette, Lenroot, McKellar, McLean, McMaster, McNary, Mayfield, Metcalf, Moses, Neely, Norbeck, Norris, Nye, Oddie, Overman, Pepper, Phipps, Pine, Pittman, Ransdell, Reed of Pennsylvania, Robinson of Indiana, Sackett, Schall, Sheppard, Shipstead, Shortridge, Smith, Smoot, Steck, Stephens, Stewart, Swanson, Trammell, Tyson, Wadsworth, Walsh of Massachusetts, Warren, Watson, Wheeler, and Willis.

A quorum being present,

Pending further debate,

Mr. Bingham raised a question as to the presence of a quorum;

Whereupon

The Presiding Officer directed the roll to be called;

When

Sixty-five Senators answered to their names, as follows: Messrs. Ashurst, Bayard, Bingham, Blease, Borah, Bratton, Broussard, Bruce, Cameron, Capper, Caraway, Copeland, Curtis, Dale, Deneen, Ernst, Ferris, Frazier, George, Gerry, Gillett, Hale, Harris, Heflin, Johnson, Jones of New Mexico, Jones of Washington, Kendrick, Keyes, King, La Follette, McKellar, McLean, McMaster, McNary, Metcalf, Moses, Norbeck, Norris, Nye, Oddie, Overman, Pepper, Phipps, Pittman, Ransdell, Reed of Missouri, Reed of Pennsylvania, Robinson of Indiana, Schall, Sheppard, Shipstead, Shortridge, Smith, Smoot, Stephens, Stewart, Swanson, Trammell, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, and Willis.

A quorum being present,

Pending further debate,

ORDER FOR RECESS

On motion by Mr. Curtis,

Ordered, That when the Senate concludes its business to-day it take a recess until 12 o'clock m. to-morrow.

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Hattigan, one of its clerks:

Mr. President: The House of Representatives has agreed to the report of the committee of conference on the disagreeing votes of the two Houses on the amendments of the Senate to the bill (H. R. 15008) making appropriations for the Department of Agriculture for the fiscal year ending June 30, 1928, and for other purposes; it has receded from its disagreement to the amendments of the Senate numbered 13, 25, 26, and 39 to the said bill and agreed to the same; it has receded from its disagreement to the amendments of the Senate numbered 29 and 53 and agreed to each thereof with an amendment, in which it requests the concurrence of the Senate.

APPROPRIATIONS FOR DEPARTMENT OF AGRICULTURE

The Vice President laid before the Senate the amendments this day received from the House of Representatives for concurrence to the amendments of the Senate numbered 29 and 53 to the bill (H. R. 15008) making appropriations for the Department of Agriculture for the fiscal year ending June 30, 1928, and for other purposes.

The Senate proceeded, by unanimous consent, to consider the said amendments; and,

On motion by Mr. McNary,

Resolved, That the Senate agree thereto.

Ordered, That the Secretary notify the House of Representatives thereof.

"NATIONAL ORIGINS" CLAUSE OF IMMIGRATION ACT OF 1924

On motion by Mr. Johnson, and by unanimous consent,

Ordered, That Senate document 190 be reprinted showing the correction contained in the message from the President of the United States, transmitted to the Senate on the 10th instant, and printed as Senate document 193.

RECESS

On motion by Mr. Curtis, at 5 o'clock and 8 minutes p. m., The Senate, pursuant to its order of to-day, took a recess until 12 o'clock m. to-morrow.

AT 12 O'CLOCK M. (CALENDAR DAY, THURSDAY, JANUARY 13, 1927)

The Vice President called the Senate to order.

EXTENSION OF MATERNITY AND INFANCY ACT

The Senate, as in Committee of the Whole, resumed the consideration of its unfinished business, viz, the bill (H. R. 7555) to authorize for the fiscal years ending June 30, 1928, and June 30, 1929, appropriations for carrying out the provisions of the act entitled "An act for the promotion of the welfare and hygiene of maternity and infancy, and for other purposes," approved November 23, 1921.

The question being on agreeing to the reported amendment, Mr. Curtis raised a question as to the presence of a quorum:

Whereupon

The Vice President directed the roll to be called;

When

Seventy-eight Senators answered to their names, as follows: Messrs. Ashurst, Bayard, Bingham, Blease, Borah, Bratton, Broussard, Bruce, Cameron, Capper, Caraway, Couzens, Curtis, Deneen, Dill, Edge, Ernst, Ferris, Fess, Fletcher, Frazier, George, Gerry, Gillett, Glass, Goff, Gooding, Gould, Greene, Hale, Harris, Harrison, Hawes, Heflin, Howell, Johnson, Jones of Washington, Kendrick, Keyes, King, La Follette, Lenroot, McKellar, McLean, McNary, Mayfield, Metcalf, Moses, Neely, Norbeck, Norris, Nye, Oddie, Overman, Pepper, Phipps, Pine, Pittman, Ransdell, Robinson of Arkansas, Robinson of Indiana, Sackett, Schall, Sheppard, Shipstead, Shortridge, Smith, Smoot, Steck, Stephens, Stewart, Trammell, Tyson, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Warren, and Willis.

A quorum being present,

Pending debate,

PRESIDENTIAL APPROVAL

A message from the President of the United States, by Mr. Latta, his secretary:

Mr. President: The President of the United States approved and signed, on the 11th instant, the joint resolution (S. J. Res. 113) authorizing the selection of a site and the erection of a pedestal for the Albert Gallatin statue in Washington, D. C.

Ordered, That the Secretary notify the House of Representatives thereof.

PETITIONS AND MEMORIALS

Mr. Gillett presented petitions of citizens of Newton and Revere, Mass., praying the enactment of legislation granting an increase of pensions to Civil War veterans and their widows; which was referred to the Committee on Pensions.

Mr. Nye presented a memorial of citizens of Wishek, N. Dak., remonstrating against the enactment of legislation providing for compulsory Sunday observance in the District of Columbia; which was referred to the Committee on the District of Columbia.

Petitions praying the enactment of legislation providing for the regulation of radio broadcasting stations were presented as follows:

By Mr. Frazier: Several petitions of citizens of North Dakota.

By Mr. Nye: A petition of citizens of Fairmont, N. Dak.

By Mr. Gillett: A petition of citizens of Orleans, Mass.

Ordered, That they lie on the table.

REPORTS OF COMMITTEES

Mr. Stewart, by unanimous consent, from the Committee on Commerce, to whom was referred the bill (H. R. 14236) granting the consent of Congress to the police jury of Rapides Parish, La., to construct a bridge across Red River at or near Boyce, La., reported it with an amendment and submitted a report (No. 1242) thereon.

The Senate proceeded, by unanimous consent, to consider the said bill as in Committee of the Whole; and the reported amendment having been agreed to, the bill was reported to the Senate and the amendment was concurred in.

Ordered, That the amendment be engrossed and the bill read a third time.

The said bill as amended was read the third time.

Resolved, That it pass.

Ordered, That the Secretary request the concurrence of the House of Representatives in the amendment.

Mr. McNary, by unanimous consent, from the Committee on Agriculture and Forestry, to whom was referred the bill (S. 4863) authorizing the adjustment of the boundaries of the Arapaho National Forest, and for other purposes, reported it without amendment and submitted a report (No. 1243) thereon.

INTRODUCTION OF BILLS

Bills were introduced by unanimous consent, severally read the first and second times, and referred as follows:

By Mr. Oddie:

A bill (S. 5249) to authorize the Secretary of the Navy to develop an ammunition depot at Hawthorne, Nev., and for other purposes; to the Committee on Naval Affairs.

By Mr. Overman:

A bill (S. 5250) granting an increase of pension to Louise Hendershott; to the Committee on Pensions.

By Mr. Greene:

A bill (S. 5251) granting a pension to Cyrus Edson; to the Committee on Pensions.

By Mr. Wadsworth:

A bill (S. 5252) granting a pension to Luke H. Morris; and A bill (S. 5253) granting an increase of pension to Charlotte E. Johnson; to the Committee on Pensions.

By Mr. Jones of Washington:

A bill (S. 5254) to amend the act of February 12, 1925 (Public No. 402, 68th Cong.), so as to permit the Cowlitz Tribe of Indians to file suit in the Court of Claims under said act; to the Committee on Indian Affairs.

By Mr. Neely:

A bill (S. 5255) granting a pension to Martha C. Hawkins; and

A bill (S. 5256) granting an increase of pension to Edgar C. Martin; to the Committee on Pensions.

By Mr. Moses:

A bill (S. 5257) granting a pension to Carrie E. Noyes (with accompanying papers); to the Committee on Pensions.

By Mr. Sheppard:

A bill (S. 5258) to amend the World War adjusted compensation act as amended; to the Committee on Finance.

By Mr. Robinson of Arkansas:

A bill (S. 5259) granting permission to Maj. Charles Beatty Moore, United States Army, to accept the following decorations, namely, the Legion of Honor tendered him by the Republic of France, and the officers' cross of the order "Polonia Restituta," tendered him by the Republic of Poland (with accompanying papers); to the Committee on Foreign Relations.

By Mr. Willis:

A bill (S. 5260) granting an increase of pension to Mary Russell (with accompanying papers);

A bill (S. 5261) granting an increase of pension to Hannah Funk (with accompanying papers); and

A bill (S. 5262) granting an increase of pension to Elizabeth R. Smeltzer (with accompanying papers); to the Committee on Pensions.

SALARIES OF CERTAIN FEDERAL JUDGES

On motion by Mr. Gillett, and by unanimous consent, The Senate, as in Committee of the Whole, proceeded to consider the joint resolution (H. J. Res. 303) to correct a misnomer contained in the act to fix the salaries of certain judges of the United States; and no amendment being made, it was reported to the Senate.

Ordered, That it pass to a third reading.

The said joint resolution was read the third time.

Resolved, That it pass.

Ordered, That the Secretary notify the House of Representatives thereof.

EXTENSION OF MATERNITY AND INFANCY ACT

The Senate, as in Committee of the Whole, resumed the consideration of the bill (H. R. 7555) to authorize for the fiscal years ending June 30, 1928, and June 30, 1929, appropriations for carrying out the provisions of the act entitled "An act for the promotion of the welfare and hygiene of maternity and infancy, and for other purposes," approved November 23, 1921.

The question being on agreeing to the reported amendment,

Pending debate,

Mr. Bingham raised a question as to the presence of a quorum;

Whereupon

The Vice President directed the roll to be called;

When

Eighty-two Senators answered to their names, as follows:

Messrs. Ashurst, Bayard, Bingham, Blease, Borah, Bratton, Broussard, Bruce, Cameron, Capper, Caraway, Couzens, Curtis, Deneen, Dill, Edge, Ernst, Ferris, Fess, Fletcher, Frazier, George, Gerry, Gillett, Glass, Goff, Gooding, Gould, Greene, Hale, Harrell, Harris, Harrison, Hefflin, Howell, Johnson, Jones of New Mexico, Jones of Washington, Kendrick, Keyes, King, La Follette, Lenroot, McKellar, McLean, McMaster, McNary, Mayfield, Metcalf, Moses, Neely, Norris, Nye, Oddie, Overman, Pepper, Phipps, Pine, Pittman, Ransdell, Reed of Pennsylvania, Robinson of Arkansas, Robinson of Indiana, Sackett, Schall, Sheppard, Shipstead, Shortridge, Smith, Smoot, Steck, Stewart, Swanson, Trammell, Tyson, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, Wheeler, and Willis.

A quorum being present,

After debate,

The reported amendment was disagreed to.

Pending debate on the bill,

On motion by Mr. Wadsworth that the Senate reconsider the vote whereby the reported amendment was disagreed to,

Mr. Sheppard made a motion to lay Mr. Wadsworth's motion on the table.

Mr. Robinson of Arkansas raised a question as to the presence of a quorum;

Whereupon

The Vice President directed the roll to be called;

When

Seventy-nine Senators answered to their names, as follows: Messrs. Ashurst, Bayard, Bingham, Borah, Bratton, Broussard, Bruce, Cameron, Capper, Caraway, Couzens, Curtis, Dale, Deneen, Dill, Edge, Ernst, Ferris, Fess, Fletcher, Frazier, George, Gerry, Gillett, Glass, Goff, Gooding, Hale, Harris, Harrison, Hawes, Hefflin, Howell, Johnson, Jones of New Mexico, Jones of Washington, Kendrick, King, La Follette, Lenroot, McKellar, McLean, McMaster, McNary, Mayfield, Metcalf, Moses, Neely, Norris, Nye, Oddie, Overman, Pepper, Phipps, Pine, Pittman, Ransdell, Reed of Pennsylvania, Robinson of Arkansas, Robinson of Indiana, Sackett, Schall, Sheppard, Shipstead, Shortridge, Smith, Smoot, Stephens, Stewart, Swanson, Trammell, Tyson, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, Wheeler, and Willis.

A quorum being present,

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Farrell, its enrolling clerk:

Mr. President: The House of Representatives has agreed to the report of the committee of conference on the disagreeing votes of the two Houses on the amendments of the Senate to the bill (H. R. 11616) authorizing the construction, repair, and preservation of certain public works on rivers and harbors, and for other purposes.

EXTENSION OF MATERNITY AND INFANCY ACT

The Senate, as in Committee of the Whole, resumed the consideration of the bill (H. R. 7555) to authorize for the fiscal years ending June 30, 1928, and June 30, 1929, appropri-

tions for carrying out the provisions of the act entitled "An act for the promotion of the welfare and hygiene of maternity and infancy, and for other purposes," approved November 23, 1921.

The question being on agreeing to the motion of Mr. Sheppard to lay on the table the motion of Mr. Wadsworth that the Senate reconsider the vote whereby the reported amendment on page 2, line 1, was disagreed to,

Mr. Blease raised a question as to the presence of a quorum;

Whereupon

The Presiding Officer (Mr. Willis in the chair) directed the roll to be called;

When

Sixty-nine Senators answered to their names, as follows:

Messrs. Ashurst, Bingham, Blease, Borah, Bratton, Broussard, Bruce, Cameron, Capper, Caraway, Couzens, Curtis, Dale, Deneen, Dill, Edge, Ernst, Ferris, Frazier, George, Goff, Gooding, Hale, Harris, Harrison, Hawes, Hefflin, Howell, Johnson, Jones of New Mexico, Jones of Washington, Kendrick, Keyes, King, La Follette, Lenroot, McKellar, McMaster, McNary, Mayfield, Metcalf, Moses, Neely, Norris, Nye, Oddie, Overman, Phipps, Pittman, Ransdell, Reed of Pennsylvania, Robinson of Arkansas, Sackett, Schall, Sheppard, Shipstead, Shortridge, Smith, Smoot, Steck, Stewart, Swanson, Trammell, Tyson, Walsh of Massachusetts, Walsh of Montana, Watson, Wheeler, and Willis.

A quorum being present; and

The question being taken on agreeing to Mr. Sheppard's motion.

It was determined in the affirmative, {Yeas----- 53
Nays----- 11

On motion by Mr. Bingham,

The yeas and nays being desired by one-fifth of the Senators present.

Those who voted in the affirmative are—

Messrs. Ashurst, Bratton, Cameron, Capper, Couzens, Dale, Deneen, Dill, Ernst, Ferris, Frazier, Goff, Gooding, Hale, Harris, Harrison, Hawes, Hefflin, Howell, Johnson, Jones of New Mexico, Jones of Washington, Kendrick, Keyes, La Follette, Lenroot, McKellar, McMaster, McNary, Mayfield, Neely, Norris, Nye, Oddie, Pittman, Ransdell, Robinson of Arkansas, Sackett, Schall, Sheppard, Shipstead, Shortridge, Smith, Smoot, Steck, Stewart, Swanson, Trammell, Tyson, Walsh of Montana, Watson, Wheeler, and Willis.

Those who voted in the negative are—

Messrs. Bingham, Blease, Broussard, Bruce, Edge, George, King, Moses, Phipps, Reed of Pennsylvania, and Walsh of Massachusetts.

So Mr. Sheppard's motion to lay Mr. Wadsworth's motion on the table was agreed to.

Pending debate,

Mr. Bingham raised a question as to the presence of a quorum;

Whereupon

The Presiding Officer (Mr. Dale in the chair) directed the roll to be called;

When

Forty-one Senators answered to their names, as follows:

Messrs. Ashurst, Bingham, Bratton, Broussard, Capper, Curtis, Dale, Deneen, Ferris, Fess, Frazier, Gooding, Hale, Harrison, Hefflin, Howell, Johnson, Jones of New Mexico, Jones of Washington, Kendrick, Keyes, King, La Follette, Lenroot, McKellar, McMaster, McNary, Norbeck, Norris, Nye, Oddie, Pine, Pittman, Ransdell, Robinson of Arkansas, Sheppard, Smith, Steck, Stewart, Trammell, and Willis.

The number of Senators present not constituting a quorum,

The Vice President directed the names of the absentees to be called; when

Mr. Reed of Pennsylvania answered to his name.

A quorum not being present,

On motion by Mr. Willis,

Ordered, That the Sergeant at Arms be directed to request the attendance of the absent Senators.

Pending the execution of the order, Mr. Schall appeared and answered to his name.

On motion by Mr. Broussard that the Senate adjourn,

It was determined in the negative, {Yeas----- 5
Nays----- 36

On motion by Mr. Willis,

The yeas and nays being desired by one-fifth of the Senators present,

Those who voted in the affirmative are—

Messrs. Bingham, Broussard, King, Reed of Pennsylvania, and Walsh of Massachusetts.

Those who voted in the negative are—

Messrs. Ashurst, Bratton, Capper, Curtis, Dale, Ferris, Fess, Frazier, Gooding, Hale, Johnson, Jones of New Mexico, Jones of Washington, Kendrick, Keyes, La Follette, Lenroot, McKellar, McMaster, McNary, Norbeck, Norris, Nye, Oddie, Pine, Pittman, Ransdell, Robinson of Arkansas, Schall, Sheppard, Shipstead, Smith, Steck, Stewart, Trammell, and Willis.

So Mr. Broussard's motion was not agreed to.

Mr. Shipstead and Mr. Walsh of Massachusetts having voted on the motion to adjourn, but a quorum not being present,

Pending the further execution of the order directing the Sergeant at Arms to request the attendance of absent Senators, Mr. Cameron, Mr. Harris, and Mr. Neely appeared and answered to their names.

A quorum being present,

On motion by Mr. Jones of Washington,

Ordered, That further proceedings under the call be dispensed with.

Pending debate,

The bill having been amended on the motion of Mr. Sheppard, it was reported to the Senate and the amendment made in the Committee of the Whole was concurred in.

Ordered, That the amendment be engrossed and the bill read a third time.

The said bill as amended was read the third time.

Resolved, That it pass, and that the title be amended by adding at the end thereof a comma and the words *and for other purposes*.

Ordered, That the Secretary request the concurrence of the House of Representatives in the amendments.

IMPORTATION OF MILK AND CREAM

On motion by Mr. Lenroot that the Senate proceed to the consideration of the bill (H. R. 11768) to regulate the importation of milk and cream into the United States for the purpose of promoting the dairy industry of the United States and protecting the public health.

ADJOURNMENT

On motion by Mr. Curtis, at 8 o'clock and 25 minutes p. m., The Senate adjourned.

FRIDAY, JANUARY 14, 1927

The Vice President called the Senate to order, and the Chaplain offered prayer.

THE JOURNAL

The Journal of the proceedings of the legislative day of Tuesday, January 11, 1927, was approved.

TYPEWRITERS PURCHASED BY ARCHITECT OF CAPITOL

The Vice President laid before the Senate a communication from the Architect of the Capitol, transmitting, pursuant to law, a schedule showing the exchange of typewriters in part payment for new machines during the fiscal year ended June 30, 1926; which, with the accompanying paper, was referred to the Committee on Appropriations.

ADMINISTRATION OF MATERNITY AND INFANCY ACT

The Vice President laid before the Senate a communication from the Secretary of Labor, transmitting, in response to Senate Resolution 326, agreed to on the 12th instant, the plans under which 43 States are at work under the so-called maternity and infancy act of November 23, 1921; which, with the accompanying papers, was referred to the Committee on Education and Labor.

PETITIONS AND MEMORIALS

Mr. Warren presented a resolution adopted by the coal operators of the State of Wyoming, remonstrating against the enactment of legislation providing for Government operation of the bituminous-coal industry, which was referred to the Committee on Interstate Commerce.

Mr. Willis presented the following petitions and memorial, which were referred as indicated:

A petition of citizens of the State of Ohio, praying the enactment of legislation granting an increase of pensions to Civil War veterans and their widows; to the Committee on Pensions.

A memorial of citizens of Connecticut, Ohio, remonstrating against the ratification by the Senate of the so-called Lausanne treaty; to the Committee on Foreign Relations.

A petition of citizens of Ohio, praying the enactment of legislation providing for the deportation of aliens; and

A petition of natives of the Virgin Islands of the United States, residing in New York City, praying the enactment of

legislation fixing their status with reference to citizenship in the United States; to the Committee on Immigration.

Mr. Tyson presented telegrams from the Northwest Chamber of Commerce of Los Angeles, Calif., and two military organizations of that city, praying that Senate bill 3027, relating to the retirement of certain disabled emergency World War officers, be made a special order immediately after the disposition of the so-called maternity and infancy bill.

Ordered, That they lie on the table.

Petitions praying the enactment of legislation providing for the regulation of radio broadcasting stations were presented as follows:

By Mr. Warren: A petition of citizens of Lusk, Wyo.

By Mr. Capper: A petition of citizens of Burlingame, Kans.

Ordered, That they lie on the table.

REPORTS OF COMMITTEES

Mr. McNary, from the Committee on Agriculture and Forestry, to whom was referred the bill (S. 4943) for the relief of George H. Cecil, reported it without amendment and submitted a report (No. 1244) thereon.

Mr. Smith, from the Committee on Agriculture and Forestry, to whom was referred the bill (S. 4909) authorizing the Director of the Census to take a census of baled cotton, known as "carry over," on hand August 1, 1927, and to make and publish a report thereof, reported it with amendments.

Mr. Capper, from the Committee on the District of Columbia, to whom was referred the following bills, reported them each without amendment and submitted reports thereon, as follows:

H. R. 12109. An act to amend section 115b of subchapter 3 of chapter 1 of the District of Columbia Code (Rept. No. 1245);

H. R. 12110. An act to amend section 1135, chapter 31, of the District of Columbia Code (Rept. No. 1246);

H. R. 12217. An act relating to the appointment of trustees and committees (Rept. No. 1247); and

H. R. 12218. An act amending sections 1125 and 1127, chapter 31, of the District of Columbia Code (Rept. No. 1248).

Mr. Wadsworth, from the Committee on Military Affairs, to whom was referred the bill (S. 4941) to authorize appropriations for construction at military posts, and for other purposes, reported it without amendment and submitted a report (No. 1249) thereon.

Mr. Watson, from the Committee on Interstate Commerce, to whom was referred a copy of a telegram addressed by the Senator from Iowa (Mr. Steck) to Mr. Smith W. Brookhart, Washington, Iowa, containing certain charges against the latter in connection with the nomination of Cyrus E. Woods to be a member of the Interstate Commerce Commission, submitted a report (No. 1250).

INTRODUCTION OF BILLS

Bills were introduced, severally read the first and second times by unanimous consent, and referred as follows:

By Mr. Capper:

A bill (S. 5263) to provide for the further development of agricultural extension work between the agricultural colleges in the several States receiving the benefits of the act entitled "An act donating public lands to the several States and Territories which may provide colleges for the benefit of agriculture and the mechanic arts," approved July 2, 1862, and all acts supplementary thereto, and the United States Department of Agriculture; to the Committee on Agriculture and Forestry.

By Mr. Pepper:

A bill (S. 5264) for the relief of John A. Thornton; to the Committee on Claims.

By Mr. Hale:

A bill (S. 5265) granting a pension to Ida S. L. Smith (with accompanying papers); to the Committee on Pensions.

By Mr. Hawes:

A bill (S. 5266) to regulate the sale of black bass in the District of Columbia; to the Committee on the District of Columbia.

By Mr. Kendrick:

A bill (S. 5267) to amend the packers and stockyards act, 1921; to the Committee on Agriculture and Forestry.

By Mr. Dill:

A bill (S. 5268) to provide for the immediate payment to veterans of the amount of their adjusted-service credit; to the Committee on Finance.

By Mr. Bruce:

A bill (S. 5269) to extend the benefits of the employees' liability act of September 7, 1916, to Otis Gee, a former employee of the Chemical Warfare Service, Edgewood Arsenal, Md.; to the Committee on Claims.

By Mr. Stewart:

A bill (S. 5270) granting a pension to Catherine Haffey; to the Committee on Pensions.

By Mr. Shortridge:

A bill (S. 5271) granting an increase of pension to George E. West; to the Committee on Pensions.

By Mr. Watson:

A bill (S. 5272) amending paragraph 5, Schedule A, Title VIII, of Public Law No. 20; to the Committee on Finance.

By Mr. Hawes:

A bill (S. 5273) granting a pension to Claiborn D. Richards (with accompanying papers);

A bill (S. 5274) granting a pension to Eli Lutes (with accompanying papers);

A bill (S. 5275) granting a pension to Benjamin F. Winters (with accompanying papers);

A bill (S. 5276) granting a pension to Jacob Masters (with accompanying papers);

A bill (S. 5277) granting a pension to Thomas Kinder (with accompanying papers);

A bill (S. 5278) granting a pension to Anthony Shell (with accompanying papers);

A bill (S. 5279) granting a pension to Nehemiah R. Ray (with accompanying papers); and

A bill (S. 5280) granting an increase of pension to Annie E. Barker (with accompanying papers); to the Committee on Pensions.

By Mr. Means:

A bill (S. 5281) for the relief of Steadman Martin (with accompanying papers);

A bill (S. 5282) for the relief of Athanasios Metaxiotis (with accompanying papers);

A bill (S. 5283) for the validation of the acquisition of Canadian properties by the War Department and for the relief of certain disbursing officers for payments made thereon (with accompanying papers);

A bill (S. 5284) for the relief of Miles E. Bailey (with accompanying papers);

A bill (S. 5285) for the relief of Chester C. Vargas (with accompanying papers);

A bill (S. 5286) for the relief of Henry F. Dolan (with accompanying papers);

A bill (S. 5287) for the relief of William H. Holmes (with accompanying papers);

A bill (S. 5288) for the relief of Curvin P. Gladfelter (with accompanying papers);

A bill (S. 5289) for the relief of Cornelius H. Witt (with accompanying papers);

A bill (S. 5290) for the relief of Birnie L. Brunson (with accompanying papers);

A bill (S. 5291) for the relief of James C. Roberts (with accompanying papers);

A bill (S. 5292) for the relief of Clarence W. Nichols (with accompanying papers); and

A bill (S. 5293) for the relief of Joseph F. Kelley (with accompanying papers); to the Committee on Claims.

By Mr. Willis:

A bill (S. 5294) granting an increase of pension to Catherine Green (with accompanying papers); to the Committee on Pensions.

RIVER AND HARBOR PROJECTS

Mr. Jones of Washington raised a question as to the presence of a quorum;

Whereupon

The Vice President directed the roll to be called;

When

Eighty-one Senators answered to their names, as follows:

Messrs. Ashurst, Bayard, Bingham, Blease, Borah, Bratton, Bruce, Cameron, Capper, Caraway, Couzens, Curtis, Dale, Deneen, Dill, Edge, Ernst, Ferris, Fess, Fletcher, Frazier, George, Gerry, Gillett, Glass, Goff, Gooding, Gould, Hale, Harris, Harrison, Hawes, Heflin, Howell, Johnson, Jones of New Mexico, Jones of Washington, Kendrick, Keyes, King, La Follette, Lenroot, McKellar, McLean, McMaster, McNary, Mayfield, Metcalf, Moses, Neely, Norbeck, Norris, Nye, Oddie, Overman, Pepper, Phipps, Pine, Ransdell, Reed of Missouri, Reed of Pennsylvania, Robinson of Arkansas, Sackett, Schall, Sheppard, Shipstead, Shortridge, Smith, Smoot, Steck, Stephens, Stewart, Swanson, Trammell, Tyson, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, Wheeler, and Willis.

A quorum being present.

Mr. Jones of Washington submitted the following conference report:

The committee of conference on the disagreeing votes of the two Houses on the amendments of the Senate to the bill (H. R. 11616) authorizing the construction, repair, and preservation of certain public works on rivers and harbors, and for other purposes, having met, after full and free conference, have agreed

to recommend and do recommend to their respective Houses as follows:

That the House recede from its disagreement to the amendments of the Senate and agree to all of said amendments.

W. L. JONES,
CHAS. L. McNARY,
DUNCAN U. FLETCHER,
Managers on the part of the Senate.

S. WALLACE DEMPSEY,
RICHARD P. FREEMAN,
J. J. MANSFIELD,
Managers on the part of the House.

On motion by Mr. Jones of Washington.

The Senate proceeded to consider the said report; and,

After debate,

Resolved, That the Senate agree thereto.

Ordered, That the Secretary notify the House of Representatives thereof.

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Haltigan, one of its clerks:

Mr. President: The Speaker of the House of Representatives having signed an enrolled joint resolution, viz, H. J. Res. 303, I am directed to bring the same to the Senate for the signature of its President.

ENROLLED JOINT RESOLUTION SIGNED

Mr. Greene, from the Committee on Enrolled Bills, reported that they had examined and found truly enrolled the joint resolution (H. J. Res. 303) to correct a misnomer contained in the act to fix the salaries of certain judges of the United States.

The Vice President thereupon signed the same, and it was delivered to the committee to be presented to the President of the United States.

IMPORTATION OF MILK AND CREAM

On motion by Mr. Lenroot,

The Senate resumed the consideration of the bill (H. R. 11768) to regulate the importation of milk and cream into the United States for the purpose of promoting the dairy industry of the United States and protecting the public health.

The question being on concurring in the amendment heretofore made in the Committee of the Whole, on page 14, line 12.

Pending debate,

Mr. King raised a question as to the presence of a quorum;

Whereupon

The Presiding Officer (Mr. Ashurst in the chair) directed the roll to be called;

When

Eighty Senators answered to their names, as follows:

Messrs. Ashurst, Bayard, Bingham, Blease, Borah, Bratton, Bruce, Cameron, Capper, Caraway, Couzens, Curtis, Dale, Deneen, Dill, Edge, Ernst, Ferris, Fess, Fletcher, Frazier, George, Gerry, Gillett, Glass, Goff, Gooding, Greene, Hale, Harris, Harrison, Hawes, Heflin, Howell, Johnson, Jones of New Mexico, Jones of Washington, Kendrick, Keyes, King, La Follette, Lenroot, McKellar, McMaster, McNary, Means, Metcalf, Neely, Norbeck, Norris, Nye, Oddie, Overman, Pepper, Phipps, Pine, Pittman, Reed of Missouri, Reed of Pennsylvania, Robinson of Arkansas, Sackett, Schall, Sheppard, Shipstead, Shortridge, Smith, Smoot, Steck, Stephens, Stewart, Swanson, Trammell, Tyson, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, Wheeler, and Willis.

A quorum being present,

Pending debate,

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Haltigan, one of its clerks:

Mr. President: The House of Representatives has disagreed to the amendments of the Senate to the bill (H. R. 14557) making appropriations for the Treasury and Post Office Departments for the fiscal year ending June 30, 1928, and for other purposes; it asks a conference with the Senate on the disagreeing votes of the two Houses thereon and has appointed Mr. Madden, Mr. Vare, and Mr. Byrns managers at the same on its part.

The House has agreed to the amendment of the Senate to the bill (H. R. 14236) granting the consent of Congress to the police jury of Rapides Parish, La., to construct a bridge across Red River at or near Boyce, La.

The House has passed the following bills of the Senate, each without amendment:

S. 4702. An act to extend the time for the construction of a bridge across the Kanawha River at Kanawha Falls, Fayette County, W. Va.;

S. 4740. An act granting the consent of Congress to the St. Louis-San Francisco Railway Co. to construct, maintain, and operate a railroad bridge across the Warrior River;

S. 4813. An act granting the consent of Congress to the Minneapolis, Northfield & Southern Railway to construct, maintain, and operate a railroad bridge across the Minnesota River;

S. 4831. An act granting the consent of Congress to the highway department of Davidson County, of the State of Tennessee, to construct a bridge across Cumberland River at a point near Andersons Bluff, connecting Old Hickory or Jacksonville, Tenn., by way of the Gallatin Pike, with Nashville, in Davidson County, Tenn.

S. 4846. An act granting the consent of Congress to Tacony-Palmyra Bridge Co. to construct, maintain, and operate a bridge across the Delaware River at Palmyra, N. J.; and

S. 4874. An act to legalize a bridge across the Fox River in Algonquin Township, McHenry County, Ill., and for other purposes.

The Speaker of the House having signed an enrolled bill, viz, H. R. 15008, I am directed to bring the same to the Senate for the signature of its President.

ENROLLED BILL SIGNED

Mr. Greene, from the Committee on Enrolled Bills, reported that they had examined and found truly enrolled the bill (H. R. 15008) making appropriations for the Department of Agriculture for the fiscal year ending June 30, 1928, and for other purposes.

The Vice President thereupon signed the same, and it was delivered to the committee to be presented to the President of the United States.

APPROPRIATIONS FOR TREASURY AND POST OFFICE DEPARTMENTS

The Vice President laid before the Senate the message this day received from the House of Representatives, announcing its disagreement to the amendments of the Senate to the bill (H. R. 14557) making appropriations for the Treasury and Post Office Departments for the fiscal year ending June 30, 1928, and for other purposes, and asking a conference with the Senate thereon.

On motion by Mr. Warren,
Resolved, That the Senate insist upon its amendments to the said bill, disagreed to by the House of Representatives, and agree to the conference asked by the House on the disagreeing votes of the two Houses thereon.

Ordered, That the conferees on the part of the Senate be appointed by the Vice President; and

The Vice President appointed Mr. Warren, Mr. Smoot, Mr. Moses, Mr. Overman, and Mr. Harris.

Ordered, That the Secretary notify the House of Representatives thereof.

IMPORTATION OF MILK AND CREAM

The Senate resumed the consideration of the bill (H. R. 11768) to regulate the importation of milk and cream into the United States for the purpose of promoting the dairy industry of the United States and protecting the public health.

Pending debate.

EXECUTIVE SESSION

On motion by Mr. Borah,

The Senate proceeded to the consideration of executive business; and

After the consideration of executive business the doors were reopened;

When,

On motion by Mr. Jones of Washington, at 4 o'clock and 55 minutes p. m.,

The Senate adjourned.

SATURDAY, JANUARY 15, 1927

The Vice President called the Senate to order, and the Chaplain offered prayer.

THE JOURNAL

The Journal of the proceedings of yesterday was approved.

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Chaffee, one of its clerks:

Mr. President: The House of Representatives has passed the bill (S. 3804) granting the consent of Congress to W. D. Comer and Wesley Vandercook to construct, maintain, and operate a bridge across the Columbia River between Longview, Wash., and Rainier, Oreg., with an amendment, in which it requests the concurrence of the Senate.

The House has passed the bill (H. R. 15959) making appropriations for the Executive Office and sundry independent executive bureaus, boards, commissions, and offices for the fiscal

year ending June 30, 1928, and for other purposes, in which it requests the concurrence of the Senate.

The Speaker of the House having signed an enrolled bill, viz, H. R. 11616, I am directed to bring the same to the Senate for the signature of its President.

ENROLLED BILL SIGNED

Mr. Greene, from the Committee on Enrolled Bills, reported that they had examined and found truly enrolled the bill (H. R. 11616) authorizing the construction, repair, and preservation of certain public works on rivers and harbors, and for other purposes.

The Vice President thereupon signed the same, and it was delivered to the committee to be presented to the President of the United States.

HOUSE BILL REFERRED

The bill H. R. 15959, this day received from the House of Representatives for concurrence, was read the first and second times by unanimous consent and referred to the Committee on Appropriations.

PETITIONS AND MEMORIALS

Mr. Deneen presented a petition of citizens of the State of Illinois, praying the enactment of legislation granting pensions and increase of pensions to Civil War veterans and their widows; which was referred to the Committee on Pensions.

Mr. Glass presented a memorial of citizens of New Market, Va., remonstrating against the enactment of legislation providing for the closing of barber shops in the District of Columbia on Sunday; which was referred to the Committee on the District of Columbia.

Mr. Walsh of Massachusetts presented a telegram of citizens of Massachusetts favoring arbitration of disputes with Mexico and the withdrawal of armed forces from Nicaragua; which was referred to the Committee on Foreign Relations.

QUESTION OF QUORUM

Mr. Goff raised a question as to the presence of a quorum; Whereupon

The Vice President directed the roll to be called; When

Eighty-three Senators answered to their names, as follows:

Messrs. Ashurst, Bayard, Bingham, Blease, Borah, Bratton, Broussard, Bruce, Cameron, Capper, Caraway, Couzens, Curtis, Dale, Deneen, Dill, Edge, Ernst, Ferris, Fess, Fletcher, Frazier, George, Gerry, Gillett, Glass, Goff, Gooding, Gould, Greene, Hale, Harris, Harrison, Hawes, Heflin, Howell, Johnson, Jones of New Mexico, Jones of Washington, Kendrick, Keyes, King, La Follette, Lenroot, McKellar, McLean, McMaster, McNary, Mayfield, Means, Metcalf, Moses, Neely, Norbeck, Norris, Nye, Oddie, Overman, Phipps, Pine, Pittman, Ransdell, Robinson of Arkansas, Sackett, Schall, Sheppard, Shipstead, Shortridge, Smith, Smoot, Steck, Stephens, Stewart, Swanson, Trammell, Tyson, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, Wheeler, and Willis.

A quorum being present.

REPORTS OF COMMITTEES

Mr. Glass, from the Committee on the District of Columbia, to whom was referred the bill (S. 5231) authorizing the sale of land at margin of the Rock Creek and Potomac Parkway for construction of a church and provisions for proper ingress and egress to said church building, reported it with an amendment.

The Senate proceeded, by unanimous consent, to consider the said bill as in Committee of the Whole; and the reported amendment having been agreed to, the bill was reported to the Senate and the amendment was concurred in.

Ordered, That it be engrossed and read a third time.

The said bill was read the third time.

Resolved, That it pass, and that the title thereof be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

Mr. Capper, from the Committee on the District of Columbia, to whom was referred the bill (S. 5959) for the further protection of fish in the District of Columbia, and for other purposes, reported it without amendment and submitted a report (No. 1251) thereon.

Mr. Sackett, from the Committee on the District of Columbia, to whom was referred the bill (S. 4727) to provide for the widening of Nichols Avenue between Good Hope Road and S Street SE., in the District of Columbia, reported it without amendment and submitted a report (No. 1252) thereon.

Mr. Norbeck, from the Committee on Pensions, to whom was referred the bill (H. R. 11601) granting pensions and increase of pensions to certain soldiers and sailors of the Regular Army and Navy, and certain soldiers and sailors of wars other than

the Civil War, and to widows of such soldiers and sailors, etc., reported it with an amendment and submitted a report (No. 1253) thereon.

Mr. Jones of Washington, from the Committee on Commerce, to whom was referred the bill (S. 3896) to amend section 11 of the merchant marine act, 1920, and to complete the construction loan fund authorized by that section, reported it without amendment and submitted a report (No. 1254) thereon.

Mr. Warren, from the Committee on Appropriations, to whom was referred the bill (H. R. 15959) making appropriations for the Executive office and sundry independent executive bureaus, boards, commissions, and offices for the fiscal year ending June 30, 1928, and for other purposes, reported it with amendments and submitted a report (No. 1255) thereon.

INTRODUCTION OF BILLS AND JOINT RESOLUTION

Bills and a joint resolution were introduced, severally read the first and second times by unanimous consent, and referred as follows:

By Mr. Smoot:

A bill (S. 5295) to authorize the Secretary of the Treasury to execute agreements of indemnity to the Union Trust Co., Providence, R. I., and the National Bank of Commerce, Philadelphia, Pa.; to the Committee on Finance.

By Mr. Jones of Washington:

A bill (S. 5296) granting a pension to Sylvia J. Moore; to the Committee on Pensions.

By Mr. Willis:

A bill (S. 5297) granting an increase of pension to Charles A. Swartz (with accompanying papers); to the Committee on Pensions.

By Mr. Norbeck:

A bill (S. 5298) to amend the tariff act of 1922 by placing wheat for seed purposes during the season of 1927 on the free list; to the Committee on Finance.

A bill (S. 5299) for the relief of Sam H. Allen (with accompanying papers); to the Committee on Claims.

A bill (S. 5300) granting an increase of pension to Daniel J. Newell;

A bill (S. 5301) granting an increase of pension to Dora Erickson (with accompanying papers); and

A bill (S. 5302) to pension soldiers who were in the military service of the United States during the Indian wars and disturbances and the widows of such soldiers, and to increase the pensions of Indian war survivors and widows who are now pensioned; to the Committee on Pensions.

By Mr. Bratton:

A bill (S. 5303) granting a pension to James A. Partain; and A bill (S. 5304) granting an increase of pension to Miguel Archuleta; to the Committee on Pensions.

By Mr. Jones of New Mexico:

A bill (S. 5305) granting a pension to Sarah E. Boothe; to the Committee on Pensions.

By Mr. Howell:

A bill (S. 5306) for the relief of the partnership of McCarthy & Sturm; to the Committee on Claims.

By Mr. Ernst:

A bill (S. 5307) to amend section 215 of the Criminal Code; to the Committee on the Judiciary.

By Mr. Willis:

A bill (S. 5308) granting a pension to Effie Viola Meranda (with accompanying papers); to the Committee on Pensions.

A joint resolution (S. J. Res. 145) providing for the continued ownership and operation of United States merchant vessels, and for other purposes; to the Committee on Commerce.

COLUMBIA RIVER BRIDGE

The Vice President laid before the Senate the amendment this day received from the House of Representatives for concurrence to the bill (S. 3804) granting the consent of Congress to W. D. Comer and Wesley Vandercreek to construct, maintain, and operate a bridge across the Columbia River between Longview, Wash., and Rainier, Oreg.

The Senate proceeded, by unanimous consent, to consider the said amendment; and,

On motion by Mr. Jones of Washington,

Resolved, That the Senate agree thereto.

Ordered, That the Secretary notify the House of Representatives thereof.

CALENDAR UNDER RULE VIII

The Senate, as in Committee of the Whole, proceeded to consider the bill (S. 2607) for the purpose of more effectively meeting the obligations of the existing migratory bird treaty with Great Britain by the establishment of migratory bird refuges to furnish in perpetuity homes for migratory birds, the provision of funds for establishing such areas, and the furnishing of adequate protection of migratory birds, for the

establishment of public shooting grounds to preserve the American system of free shooting, and for other purposes.

Pending debate,

An objection to its further consideration was interposed by Mr. Jones of Washington.

IMPORTATION OF MILK AND CREAM

On motion by Mr. Lenroot,

The Senate resumed the consideration of the bill (H. R. 11768) to regulate the importation of milk and cream into the United States for the purpose of promoting the dairy industry of the United States and protecting the public health.

The question being on concurring in the amendment heretofore made in the Committee of the Whole,

Pending debate,

EXECUTIVE SESSION

On motion by Mr. Curtis,

The Senate proceeded to the consideration of executive business; and

After the consideration of executive business the doors were reopened;

When,

On motion by Mr. Curtis, at 4 o'clock and 40 minutes p. m., The Senate adjourned.

MONDAY, JANUARY 17, 1927

The Vice President called the Senate to order, and the Chaplain offered prayer.

THE JOURNAL

The Journal of the proceedings of Saturday last was approved.

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Hattigan, one of its clerks:

Mr. President: The Speaker of the House of Representatives having signed eight enrolled bills, viz, S. 3804, S. 4702, S. 4740, S. 4813, S. 4831, S. 4846, S. 4874, and H. R. 14236, I am directed to bring the same to the Senate for the signature of its President.

QUESTION OF QUORUM

Mr. Curtis raised a question as to the presence of a quorum; Whereupon

The Vice President directed the roll to be called;

When

Eighty-eight Senators answered to their names, as follows:

Messrs. Ashurst, Bayard, Bingham, Blease, Borah, Bratton, Broussard, Bruce, Cameron, Capper, Caraway, Copeland, Couzens, Curtis, Dale, Deneen, Dill, Edge, Edwards, Ernst, Ferris, Fess, Fletcher, Frazier, George, Gerry, Gillett, Glass, Goff, Gooding, Gould, Greene, Hale, Harris, Harrison, Hawes, Heflin, Johnson, Jones of New Mexico, Jones of Washington, Kendrick, Keyes, King, La Follette, Lenroot, McKellar, McLean, McMaster, McNary, Mayfield, Means, Metcalf, Moses, Neely, Norbeck, Norris, Nye, Oddie, Overman, Pepper, Phipps, Pine, Pittman, Ransdell, Reed of Missouri, Reed of Pennsylvania, Robinson of Arkansas, Robinson of Indiana, Sackett, Sheppard, Shipstead, Shortridge, Smith, Smoot, Steck, Stephens, Stewart, Swanson, Trammell, Tyson, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, Weller, Wheeler, and Willis.

A quorum being present,

CREDENTIALS OF SENATOR FROM NEW YORK

Mr. Copeland presented the credentials of Robert F. Wagner, duly chosen a Senator by the qualified electors of the State of New York for the term beginning March 4, 1927; which were read and placed on file.

OPERATION OF CIVIL SERVICE RETIREMENT ACT

The Vice President laid before the Senate a communication from the Secretary of the Interior, transmitting, pursuant to law, a report of the Board of Actuaries upon the operation of the act for the retirement of employees in the classified civil service for the fiscal year ended June 30, 1926; which, with the accompanying report, was referred to the Committee on Civil Service.

ENROLLED BILLS SIGNED

Mr. Greene, from the Committee on Enrolled Bills, reported that they had examined and found truly enrolled the following bills:

S. 3804. An act granting the consent of Congress to W. D. Comer and Wesley Vandercreek to construct, maintain, and operate a bridge across the Columbia River between Longview, Wash., and Rainier, Oreg.;

S. 4702. An act to extend the time for the construction of a bridge across the Kanawha River at Kanawha Falls, Fayette County, W. Va.;

S. 4740. An act granting the consent of Congress to the St. Louis-San Francisco Railway Co. to construct, maintain, and operate a railroad bridge across the Warrior River;

S. 4813. An act granting the consent of Congress to the Minneapolis, Northfield & Southern Railway to construct, maintain, and operate a railroad bridge across the Minnesota River;

S. 4831. An act granting the consent of Congress to the highway department of Davidson County, of the State of Tennessee, to construct a bridge across Cumberland River at a point near Andersons Bluff, connecting Old Hickory or Jacksonville, Tenn., by way of the Gallatin Pike, with Nashville, in Davidson County, Tenn.;

S. 4846. An act granting the consent of Congress to Tacony-Palmyra Bridge Co. to construct, maintain, and operate a bridge across the Delaware River at Palmyra, N. J.;

S. 4874. An act to legalize a bridge across the Fox River in Algonquin Township, McHenry County, Ill., and for other purposes; and

H. R. 14236. An act granting the consent of Congress to the police jury of Rapides Parish, La., to construct a bridge across Red River at or near Boyce, La.

The Vice President thereupon signed the same, and they were delivered to the committee to be presented to the President of the United States.

PETITIONS AND MEMORIALS

Mr. Edwards presented a memorial of St. Anne's Holy Name Society of Jersey City, N. J., remonstrating against the persecution of the Catholic Church in Mexico by the Mexican Government; which was referred to the Committee on Foreign Relations.

Mr. Greene presented a joint resolution adopted by the Legislature of the State of Vermont, requesting that the time for taking the census in that State be fixed in the early summer; which was referred to the Committee on Commerce.

Mr. Wadsworth presented a resolution adopted by the directors of the Brooklyn Chamber of Commerce, Brooklyn, N. Y., remonstrating against the construction of the proposed Great Lakes-St. Lawrence River waterway; which was referred to the Committee on Commerce.

Mr. Willis presented four petitions of citizens of the State of Ohio, praying the enactment of legislation providing for the deportation of undesirable aliens; which was referred to the Committee on Immigration.

Mr. Willis presented a petition of citizens of Verona, Ohio, praying the enactment of legislation providing for the regulation of radio broadcasting stations.

Ordered, That it lie on the table.

REPORTS OF COMMITTEES

Mr. Capper, from the Committee on Agriculture and Forestry, to whom was referred the joint resolution (S. J. Res. 65) to provide for a national agricultural day, reported it with amendments and submitted a report (No. 1256) thereon.

Mr. Walsh of Montana, from the Committee on the Judiciary, to whom was referred the bill (S. 3634) providing for the preparation of a biennial index to State legislation, reported it with amendments and submitted a report (No. 1257) thereon.

Mr. Kendrick, from the Committee on Irrigation and Reclamation, to whom was referred the joint resolution (S. J. Res. 131) authorizing the making of surveys, plans, and estimates for the irrigation of certain lands in the State of Wyoming, under terms of the Colorado River compact, and for other purposes, reported it with amendments and submitted a report (No. 1258) thereon.

Mr. Capper, from the Committee on the District of Columbia, to whom was referred the bill (S. 3774) to permit meetings of societies, benevolent, educational, etc., organized under the laws of the District of Columbia, to be held outside of said District, reported it without amendment and submitted a report (No. 1259) thereon.

Mr. Hale, from the Committee on Appropriations, to whom was referred the bill (H. R. 15641) making appropriations for the Navy Department and the naval service for the fiscal year ending June 30, 1928, and for other purposes, reported it with amendments and submitted a report (No. 1260) thereon.

Mr. Moses, from the Committee on Post Offices and Post Roads, to whom was referred the bill (H. R. 13446) to restore the rate of postage of 1 cent each to private mailing or post cards, reported it with amendments.

ENROLLED BILLS PRESENTED

Mr. Greene, from the Committee on Enrolled Bills, reported that they this day presented to the President of the United States the following enrolled bills:

S. 4702. An act to extend the time for the construction of a bridge across the Kanawha River at Kanawha Falls, Fayette County, W. Va.;

S. 4740. An act granting the consent of Congress to the St. Louis-San Francisco Railway Co. to construct, maintain, and operate a railroad bridge across the Warrior River;

S. 4813. An act granting the consent of Congress to the Minneapolis, Northfield & Southern Railway to construct, maintain, and operate a railroad bridge across the Minnesota River;

S. 4831. An act granting the consent of Congress to the highway department of Davidson County, of the State of Tennessee, to construct a bridge across Cumberland River at a point near Andersons Bluff, connecting Old Hickory or Jacksonville, Tenn., by way of the Gallatin Pike, with Nashville, in Davidson County, Tenn.;

S. 4846. An act granting the consent of Congress to Tacony-Palmira Bridge Co. to construct, maintain, and operate a bridge across the Delaware River at Palmira, N. J.; and

S. 4874. An act to legalize a bridge across the Fox River in Algonquin Township, McHenry County, Ill., and for other purposes.

INTRODUCTION OF BILLS

Bills were introduced, severally read the first and second times by unanimous consent, and referred as follows:

By Mr. Edwards: A bill (S. 5309) for the relief of Patrick J. Purcell (with accompanying papers); to the Committee on Claims.

By Mr. Bayard: A bill (S. 5310) granting an increase of pension to Anna B. Bell (with accompanying papers); to the Committee on Pensions.

By Mr. McNary: A bill (S. 5311) granting an increase of pension to Albert E. Alexander; and

A bill (S. 5312) granting an increase of pension to Ellen H. Cross; to the Committee on Pensions.

By Mr. Swanson: A bill (S. 5313) for the relief of M. F. Snider; to the Committee on Claims.

By Mr. Wadsworth: A bill (S. 5314) amending the act of February 28, 1925, reclassifying the salaries of postmasters; to the Committee on Post Offices and Post Roads.

By Mr. Deneen: A bill (S. 5315) for the relief of the First National Bank, Savannah, Ill.; to the Committee on Claims.

A bill (S. 5316) to provide for the reinstatement of Warren M. Hendricksen in the United States Military Academy; to the Committee on Military Affairs.

By Mr. Cameron: A bill (S. 5317) granting a pension to Reuben Hadden; and A bill (S. 5318) granting a pension to William Sylvester Bartlett; to the Committee on Pensions.

By Mr. Ernst (by request): A bill (S. 5319) to provide for the preservation, completion, maintenance, operation, and use of the United States Muscle Shoals project for war, navigation, fertilizer manufacture, electric-power production, and other purposes, and, in connection therewith, the incorporation of the Farmers' Federated Fertilizer Corporation and the lease to it of the said project; to the Committee on Agriculture and Forestry.

By Mr. Stephens: A bill (S. 5320) to authorize the Postmaster General to cancel a certain screen-wagon contract, and for other purposes; to the Committee on Post Offices and Post Roads.

By Mr. Goff: A bill (S. 5321) granting a pension to Robert Blake; to the Committee on Pensions.

By Mr. McKellar: A bill (S. 5322) to amend an act entitled "An act to create a Federal power commission; to provide for the improvement of navigation; the development of water power; the use of the public lands in relations thereto; and to repeal section 18 of the river and harbor appropriation act, approved June 10, 1920, and for other purposes"; to the Committee on Interstate Commerce.

By Mr. Capper: A bill (S. 5323) creating the District of Columbia Insurance fund for the benefit of employees injured and the dependents of employees killed in employment, providing for the administration of such fund by the United States Employees Compensation Commission, and authorizing an appropriation therefor; to the Committee on the District of Columbia.

By Mr. Reed of Missouri: A bill (S. 5324) granting a pension to Kate Litton (with accompanying papers); to the Committee on Pensions.

By Mr. Willis:

A bill (S. 5325) granting a pension to Grace I. Kunkle; to the Committee on Pensions.

By Mr. Norbeck:

A bill (S. 5326) granting an increase of pension to Elizabeth Wadell; to the Committee on Pensions.

PRESIDENTIAL APPROVALS

A message from the President of the United States, by Mr. Latta, his secretary:

Mr. President: The President of the United States approved and signed the following acts:

On January 13, 1927:

S. 2043. An act to authorize the opening of a street from Georgia Avenue to Ninth Street NW., through squares 2875 and 2877, and for other purposes; and

S. 4393. An act to authorize the construction of a nurses' home for the Columbia Hospital for Women and Lying-in Asylum.

On January 14, 1927:

S. 4445. An act to amend the act entitled "An act to enable the trustees of Howard University to develop an athletic field and gymnasium project, and for other purposes," approved June 7, 1924; and

S. 4862. An act granting the consent of Congress to the commissioners of Fayette and Washington Counties, Pa., to reconstruct the bridge across the Monongahela River at Belle Vernon, Fayette County, Pa.

Ordered, That the Secretary notify the House of Representatives thereof.

CALENDAR UNDER RULE VIII

The Senate, as in Committee of the Whole, proceeded to consider the bill (S. 1618) to prevent deceit and unfair prices that result from the unrevealed presence of substitutes for virgin wool in woven or knitted fabrics purporting to contain wool and in garments or articles of apparel made therefrom, manufactured in any Territory of the United States or the District of Columbia, or transported or intended to be transported in interstate or foreign commerce, and providing penalties for the violation of the provisions of this act, and for other purposes; when an objection to its consideration was interposed by Mr. Bingham.

On motion by Mr. Capper that the Senate proceed with the consideration of the said bill notwithstanding the objection,

Mr. Hefflin proceeded to debate the bill, when

Mr. Wadsworth raised a question of order, viz, that the motion was not debatable.

The Vice President sustained the question of order. On the question of agreeing to Mr. Capper's motion,

It was determined in the affirmative, { Yeas ----- 40
Nays ----- 36

On motion by Mr. Capper,

The yeas and nays being desired by one-fifth of the Senators present,

Those who voted in the affirmative are—

Messrs. Ashurst, Borah, Bratton, Bruce, Cameron, Capper, Couzens, Curtis, Dill, Ferris, Fess, Frazier, Goff, Gooding, Greene, Hawes, Johnson, Jones of Washington, Kendrick, La Follette, Lenroot, McMaster, McNary, Means, Norbeck, Norris, Nye, Oddie, Phipps, Pine, Pittman, Robinson of Indiana, Shipstead, Steak, Stewart, Walsh of Montana, Watson, Weller, Wheeler, and Willis

Those who voted in the negative are—

Messrs. Bayard, Bingham, Blease, Broussard, Caraway, Edge, Edwards, Fletcher, George, Gerry, Gillett, Glass, Gould, Hale, Harris, Hefflin, Keyes, McKellar, McLean, Metcalf, Moses, Neely, Overman, Pepper, Ramsdell, Reed of Pennsylvania, Robinson of Arkansas, Sackett, Sheppard, Smith, Smoot, Stephens, Trammell, Tyson, Wadsworth, and Walsh of Massachusetts.

So Mr. Capper's motion was agreed to; and

The Senate, as in Committee of the Whole, resumed the consideration of the said bill.

The reported amendment on page 3, line 10, was agreed to.

On the question of agreeing to the reported amendment on page 3, line 25,

Pending debate.

On motion by Mr. Curtis, and by unanimous consent,

Ordered, That the further consideration of the bill be temporarily laid aside, and that the Senate proceed to the consideration of unobjectioned bills on the calendar, to be continued until 2 o'clock p. m.

The Senate, as in Committee of the Whole, proceeded to consider the bill (S. 2839) for the relief of Capt. James A. Merritt, United States Army, retired; and no amendment being made, it was reported to the Senate.

Ordered, That it be engrossed and read a third time.

The said bill was read the third time.

Resolved, That it pass, and that the title thereof be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The Senate, as in Committee of the Whole, proceeded to consider the bill (S. 477) to give the Supreme Court of the United States authority to make and publish rules in common-law actions; when an objection was interposed by Mr. Bruce.

On motion by Mr. Ernst that the Senate proceed with the consideration of the bill notwithstanding the objection,

The Presiding Officer (Mr. Bingham in the chair) announced that, in view of the unanimous-consent agreement for the consideration of unobjectioned bills on the calendar, Mr. Ernst's motion was not in order.

On motion by Mr. Ashurst that the Senate adjourn, It was determined in the negative.

EXECUTIVE SESSION

On motion by Mr. Curtis, The Senate proceeded to the consideration of executive business; and

After the consideration of executive business the doors were reopened;

When, On motion by Mr. Jones of Washington, at 4 o'clock and 45 minutes p. m.,

The Senate adjourned.

TUESDAY, JANUARY 18, 1927

The Vice President called the Senate to order, and the Chaplain offered prayer.

THE JOURNAL

The Journal of the proceedings of yesterday was approved.

ORDER FOR RECESS

On motion by Mr. Curtis, and by unanimous consent, Ordered, That when the Senate concludes its business to-day it take a recess in legislative session until 11 o'clock a. m. to-morrow.

PETITIONS AND MEMORIALS

Mr. Willis presented a petition of citizens of the State of Ohio, praying the enactment of legislation providing for the deportation of undesirable aliens; which was referred to the Committee on Immigration.

Petitions praying the enactment of legislation granting pensions and increase of pensions to Civil War veterans and their widows were presented as follows:

By Mr. Willis: A petition of citizens of the State of Ohio. By Mr. Walsh of Massachusetts: A petition of citizens of the State of Massachusetts.

Ordered, That they be referred to the Committee on Pensions. Petitions praying the enactment of legislation providing for the regulation of radio broadcasting stations were presented as follows:

By Mr. Capper: A petition of citizens of Ogallah, Kans. By Mr. Walsh of Massachusetts: A petition signed by 5,000 citizens of the State of Massachusetts.

Ordered, That they lie on the table.

PUBLIC BUILDING NEEDS

Mr. Lenroot presented a joint communication of the Secretary of the Treasury and the Postmaster General, dated January 15, 1927, addressed to the Committee on Public Buildings and Grounds, United States Senate, transmitting the result of a survey made under their direction, showing the apparent needs of the country for public buildings, together with a tentative estimate of the cost thereof; which, with the accompanying papers, was referred to the Committee on Public Buildings and Grounds.

KNOWLEDGE REGARDING MANUFACTURE

On motion by Mr. Sheppard, and by unanimous consent, Ordered, That the resolution (S. Res. 273) relating to the development and diffusion of knowledge regarding manufacture be referred to the Committee on Manufactures.

CHANGE OF REFERENCE

On motion by Mr. McKellar, and by unanimous consent, Ordered, That the Committee on Interstate Commerce be discharged from the further consideration of the bill (S. 5322) to amend an act entitled "An act to create a Federal power commission; to provide for the improvement of navigation; the development of water power; the use of public lands in relation

thereto; and to repeal section 18 of the rivers and harbors appropriation act, approved June 10, 1920, and for other purposes," and that it be referred to the Committee on Commerce.

ENROLLED BILL PRESENTED

Mr. Greene, from the Committee on Enrolled Bills, reported that they this day presented to the President of the United States the enrolled bill (S. 3804) granting the consent of Congress to W. D. Comer and Wesley Vandercook to construct, maintain, and operate a bridge across the Columbia River between Longview, Wash., and Rainier, Ore.

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

Bills and joint resolutions were introduced, severally read the first and second times by unanimous consent, and referred as follows:

By Mr. Sheppard: A bill (S. 5327) for the relief of W. J. Moodyman (with accompanying papers); to the Committee on Claims.

By Mr. Bruce: A bill (S. 5328) granting a pension to Martha E. Tilghman; to the Committee on Pensions.

By Mr. Oddie: A bill (S. 5329) to authorize increased appropriations for the United States Bureau of Mines, and for other purposes; to the Committee on Mines and Mining.

By Mr. Dale: A bill (S. 5330) extending the classified civil service to include postmasters of the third class, and for other purposes; to the Committee on Civil Service.

By Mr. Wadsworth: A bill (S. 5331) for the relief of Abraham H. Tompkins; and A bill (S. 5332) to authorize the removal of the Aqueduct Bridge crossing the Potomac River from Georgetown, D. C., to Rosslyn, Va.; to the Committee on Military Affairs.

By Mr. Swanson: A bill (S. 5333) granting an increase of pension to Lucille Dodson Brown; to the Committee on Pensions.

A bill (S. 5334) for the relief of William Mahone from the provisions of the act of April 4, 1921, and the act of June 16, 1921; to the Committee on the Judiciary.

A bill (S. 5335) for the relief of R. Wilson Selby; and A bill (S. 5336) for the relief of the Seaboard Wharf & Warehouse Co. (Inc.); to the Committee on Claims.

By Mr. Robinson of Indiana: A bill (S. 5337) granting a pension to Sarah J. Asbury (with accompanying papers); and

A bill (S. 5338) granting an increase of pension to Nathan C. Rucker (with accompanying papers); to the Committee on Pensions.

By Mr. Smoot: A bill (S. 5339) to authorize the Secretary of the Treasury to enter into a lease of a suitable building for customs purposes in the city of New York; to the Committee on Finance.

By Mr. Goff: A bill (S. 5340) granting the consent of Congress to the H. A. Carpenter Bridge Co., its successors and assigns, to construct, maintain, and operate a bridge across the Ohio River at or near the city of St. Marys, Pleasants County, W. Va., to a point opposite thereto in Washington County, Ohio; to the Committee on Commerce.

By Mr. McNary: A bill (S. 5341) authorizing an appropriation of \$25,000 for the purchase of the compilation of place names of William G. Steel; to the Committee on Commerce.

By Mr. Oddie: A bill (S. 5342) to authorize certain officers of the United States Navy to accept from the Republic of Peru decoration and diploma of the Order of the Sun and from the Republic of Ecuador decoration and diploma of the Estralla Abdon Calderon; to the Committee on Naval Affairs.

By Mr. Lenroot: A bill (S. 5343) granting a pension to Nicholas G. Penfound; to the Committee on Pensions.

By Mr. Willis: A bill (S. 5344) granting an increase of pension to Ellen Harley Soule (with an accompanying paper); and A bill (S. 5345) granting an increase of pension to Emma Gordon (with accompanying papers); to the Committee on Pensions.

By Mr. Oddie (by request): A bill (S. 5346) for the relief of the estate of L. Gordon Leech, bankrupt (with accompanying papers); and A bill (S. 5347) for the relief of the Ancona Printing Co. (Inc.) (with accompanying papers); to the Committee on Claims.

By Mr. Schall:

A bill (S. 5348) for the relief of Ira E. King; to the Committee on Claims.

By Mr. Phipps:

A joint resolution (S. J. Res. 146) authorizing the President to appoint a board of five engineers in order to make a comprehensive investigation of the lower Colorado River; to the Committee on Irrigation and Reclamation.

By Mr. Dale:

A joint resolution (S. J. Res. 147) creating a commission to investigate the subject of civil-service retirement and the operation and administration of the law relative thereto; to the Committee on Civil Service.

ARBITRATION OF DISPUTES WITH MEXICO

Mr. Robinson of Arkansas submitted the following resolution (S. Res. 327), which was referred to the Committee on Foreign Relations:

Resolved, That while, by virtue of sovereignty, the duty devolves upon this Government to protect the lives and property of its nationals in foreign countries, which duty is not to be neglected or disregarded, it is nevertheless sound policy, consistent with the honor and best interest of the United States and promotive of international peace and good will to submit to arbitration, or to some impartial tribunal empowered to apply the principles of international law, the diplomatic controversies with Mexico relating to the alleged retroactive and confiscatory provisions of the petroleum and alien-land ownership statutes asserted by Mexico to have been enacted under the 1917 constitution of the Mexican Republic.

That in good will and friendliness efforts should be made and persisted in to effect arrangements whereby all controversies which have arisen or which may hereafter arise with Mexico relating to the property or property rights of nationals of the United States in Mexico which may not be adjusted by diplomatic negotiations, shall be arbitrated or litigated under conditions which will commit the two Governments to the policy of abiding and executing any awards that may be made or judgments that may be rendered in consequence of such arrangements to arbitrate or litigate.

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Chaffee, one of its clerks:

Mr. President: The House of Representatives has passed the following bills of the Senate, each without amendment:

S. 1730. An act to authorize the payment of indemnity to the Government of Great Britain on account of losses sustained by the owners of the British steamship *Marisbrook* as a result of collision between it and the United States transport *Carolinian*;

S. 3444. An act to amend the act of February 11, 1925, entitled "An act to provide fees to be charged by clerks of the district courts of the United States";

S. 3992. An act to provide for the purchase of land for use in connection with Camp Marfa, Tex.;

S. 4252. An act setting aside certain land in Douglas County, Oreg., as a summer camp for Boy Scouts;

S. 4533. An act extending to lands released from withdrawal under the Carey Act the right of the State of Montana to secure indemnity for losses to its school grant in the Fort Belknap Reservation; and

S. 5231. An act authorizing the sale of land at margin of the Rock Creek and Potomac Parkway for construction of a church and provision for proper ingress and egress to said church building.

The House has passed the following bills of the Senate, each with an amendment, in which it requests the concurrence of the Senate:

S. 1857. An act to confer jurisdiction on the Court of Claims to certify certain findings of fact, and for other purposes; and

S. 2301. An act authorizing the Shoshone Tribe of Indians of the Wind River Reservation in Wyoming to submit claims to the Court of Claims.

The House has passed the bill (S. 4537) to amend the Harrison Narcotic Act of December 17, 1914, as amended, and for other purposes, with amendments, in which it requests the concurrence of the Senate.

The House has passed the following bills and joint resolutions, in which it requests the concurrence of the Senate:

H. R. 1130. An act authorizing the Secretary of War to donate to the Wayne County Council of the Veterans of Foreign Wars, of Detroit, State of Michigan, two obsolete brass cannons;

H. R. 5991. An act authorizing the adjustment of the boundaries of the Black Hills and Harney Forests, and for other purposes;

H. R. 7563. An act to amend section 4900 of the United States Revised Statutes;

H. R. 9045. An act to establish a national military park at and near Fredericksburg, Va., and to mark and preserve historical points connected with the Battles of Fredericksburg, Spotsylvania Court House, Wilderness, and Chancellorsville, including Salem Church, Va.;

H. R. 9173. An act providing for the revision and printing of the index to the Federal Statutes;

H. R. 9174. An act providing for the preparation of a biennial index to State legislation;

H. R. 10130. An act authorizing the Secretary of the Navy, in his discretion, to deliver to the president of the Rotary Club of Crawfordsville, Montgomery County, Ind., a bell of a battleship that is now, or may be, in his custody;

H. R. 11325. An act to amend an act entitled "An act to provide compensation for employees of the United States suffering injuries while in the performance of their duties, and for other purposes," approved September 7, 1916, and acts in amendment thereof;

H. R. 12212. An act authorizing the Secretary of the Navy to dispose of obsolete aeronautical equipment to accredited schools, colleges, and universities;

H. R. 12640. An act to provide for the inspection of the battle field of Brices Cross Roads, Miss., and the battle field of Tupelo, or Harrisburg, Miss.;

H. R. 12797. An act to authorize the sale of the Buckeye Target Range, Ariz.;

H. R. 12852. An act authorizing the Secretary of the Navy to accept on behalf of the United States title in fee simple to a certain strip of land and the construction of a bridge across Archers Creek in South Carolina;

H. R. 12889. An act to relinquish the title of the United States to the land in the claim of Moses Steadham, situate in the county of Baldwin, State of Alabama;

H. R. 12931. An act to provide for maintaining, promoting, and advertising the International Trade Exhibition;

H. R. 13050. An act releasing and granting to the State of Utah and the University of Utah any and all reversionary rights of the United States in and to the grounds now occupied as a campus by the University of Utah;

H. R. 13212. An act granting certain lands to the city of Bountiful, Utah, to protect the watershed of the water-supply system of said city;

H. R. 13451. An act to increase the pensions of certain maimed veterans who have lost limbs or have been totally disabled in the same, in line of duty, in the military or naval service of the United States; and to amend section 4788 of the Revised Statutes of the United States by increasing the rates therein for artificial limbs;

H. R. 13453. An act to amend the act providing additional aid for the American Printing House for the Blind;

H. R. 13481. An act authorizing the Secretary of the Treasury to accept title for post-office site at Olyphant, Pa., with mineral reservations;

H. R. 13494. An act to permit detailing of employees of the Indian field service to the Washington office;

H. R. 13778. An act for the relief of certain citizens of Eagle Pass, Tex.;

H. R. 14248. An act to amend the provision contained in the act approved March 3, 1915, providing that the Chief of Naval Operations, during the temporary absence of the Secretary and Assistant Secretary of the Navy, shall be next in succession to act as Secretary of the Navy;

H. R. 14925. An act authorizing the sale of the new sub-treasury building and site in San Francisco, Calif.;

H. R. 15011. An act granting the consent of Congress to the Paragon-Hopkins Bridge road improvement district of Greene County, Ark., to construct a bridge across the St. Francis River;

H. R. 15012. An act to amend the act entitled "An act to extend the time for the completion of the municipal bridge approaches, and extension or additions thereto, by the city of St. Louis, within the States of Illinois and Missouri," approved February 13, 1924;

H. R. 15014. An act granting the consent of Congress to the city of Quincy, State of Illinois, its successors and assigns, to construct, maintain, and operate a bridge across the Mississippi River;

H. R. 15016. An act to authorize the purchase of a post-office site at Tamaqua, Pa., subject to mineral reservations;

HOUSE BILLS AND JOINT RESOLUTIONS REFERRED

The bills and joint resolutions this day received from the House of Representatives for concurrence were severally read the first and second times by unanimous consent.

Ordered, That the bills H. R. 1130, H. R. 9045, H. R. 12640, H. R. 12797, H. R. 13778, H. R. 15344, H. R. 15604, H. R. 15651, H. R. 15828, H. R. 15839, H. R. 16023, H. R. 16077, and the joint resolutions H. J. Res. 272 and H. J. Res. 318 be referred to the Committee on Military Affairs; that the bills H. R. 5991, H. R. 12889, H. R. 13050, H. R. 13212, and H. R. 15821 be referred to the Committee on Public Lands and Surveys; that the bill H. R. 15539 be referred to the Committee on Agriculture and Forestry; that the bills H. R. 7563 and H. R. 15537 be referred to the Committee on Patents; that the bills H. R. 9173 and H. R. 9174 be referred to the Committee on Printing; that the bills H. R. 10130, H. R. 12212, H. R. 12852, and H. R. 14248 be referred to the Committee on Naval Affairs; that the bill H. R. 11325 be referred to the Committee on Claims; that the bill H. R. 16164 be referred to the Committee on Inter-oceanic Canals; that the bill H. R. 12931 and the joint resolutions H. J. Res. 328, H. J. Res. 329, H. J. Res. 330, and H. J. Res. 331 be referred to the Committee on Foreign Relations; that the bill H. R. 13451 be referred to the Committee on Pensions; that the bills H. R. 15011, H. R. 15012, H. R. 15014, H. R. 15129, H. R. 15530, and H. R. 15642 be referred to the Committee on Commerce; that the bill H. R. 13453 be referred to the Committee on Education and Labor; that the bills H. R. 13481, H. R. 14925, and H. R. 15016 be referred to the Committee on Public Buildings and Grounds; that the bill H. R. 13494 be referred to the Committee on Indian Affairs; that the joint resolution H. J. Res. 207 be referred to the Committee on the Judiciary; and that the bill H. R. 15547 be placed on the calendar.

AMENDMENT OF NARCOTIC ACT

The Vice President laid before the Senate the amendment this day received from the House of Representatives for concurrence to the text of the bill (S. 4537) to amend the Harrison Narcotic Act of December 17, 1914, as amended, and for other purposes, together with the amendment to the title providing that the same shall read as follows: "An act to amend the narcotic act of Congress, approved December 17, 1914, as amended, and for other purposes."

The Senate proceeded, by unanimous consent, to consider the said amendments; and,

On motion by Mr. Smoot,

Resolved, That the Senate agree thereto.

Ordered, That the Secretary notify the House of Representatives thereof.

SHOSHONE INDIAN CLAIMS

The Vice President laid before the Senate the amendment this day received from the House of Representatives for concurrence to the bill (S. 2301) authorizing the Shoshone Tribe of Indians of the Wind River Reservation in Wyoming to submit claims to the Court of Claims.

The Senate proceeded, by unanimous consent, to consider the said amendment; and,

On motion by Mr. Warren,

Resolved, That the Senate agree thereto.

Ordered, That the Secretary notify the House of Representatives thereof.

APPROPRIATIONS FOR INDEPENDENT OFFICES

On motion by Mr. Warren, and by unanimous consent, The Senate, as in Committee of the Whole, proceeded to consider the bill (H. R. 15959) making appropriations for the Executive Office and sundry independent executive bureaus, boards, commissions, and offices for the fiscal year ending June 30, 1928, and for other purposes.

The reported amendments were in part agreed to, and the bill further amended on the motion of Mr. Jones of Washington.

On motion by Mr. Warren, from the Committee on Appropriations, to further amend the bill by inserting on page 35, line 2, after the word "corporation," the following: *to make loans to purchasers of ships, and,*

Mr. Lenroot raised a question of order, viz, that the amendment proposed general legislation to a general appropriation bill, and was therefore prohibited by Rule XVI, paragraph 3. The Vice President sustained the question of order.

On the question of agreeing to the reported amendment on page 39, line 3,

Pending debate,

H. R. 15129. An act granting the consent of Congress to the Indiana Bridge Co. to construct, maintain, and operate a bridge across the Ohio River at Evansville, Ind.;

H. R. 15344. An act to amend the act entitled "An act authorizing the conservation, production, and exploitation of helium gas, a mineral resource pertaining to the national defense, and to the development of commercial aeronautics, and for other purposes";

H. R. 15530. An act to extend the time for the construction of a bridge across Red River at Fulton, Ark.;

H. R. 15537. An act to amend section 476 and section 4934 of the Revised Statutes;

H. R. 15539. An act relating to certain cotton reports of the Secretary of Agriculture;

H. R. 15547. An act to authorize appropriations for construction at military posts, and for other purposes;

H. R. 15604. An act for the promotion of rifle practice throughout the United States;

H. R. 15642. An act granting the consent of Congress to the State of Michigan and Berrien County, or either of them, to reconstruct, maintain, and operate a bridge across the St. Joseph River;

H. R. 15651. An act to encourage breeding of riding horses for Army purposes;

H. R. 15821. An act to revise the boundary of the Hawaii National Park on the island of Maui, in the Territory of Hawaii;

H. R. 15828. An act to prohibit certain assignments to duty in bureaus of the War Department;

H. R. 15839. An act authorizing the Davis School District of Farmington, Utah, to secure water for the use of the South Weber School from the water supply of the Ogden ordnance reserve depot;

H. R. 16023. An act relating to the transfusion of blood by members of the Military Establishment;

H. R. 16077. An act to amend section 40 of the act approved February 2, 1901 (31 Stats. p. 758), relative to rations; and

H. R. 16164. An act to amend the act entitled "An act to amend the Panama Canal act and other laws applicable to the Canal Zone, and for other purposes," approved December 29, 1926;

H. J. Res. 207. Joint resolution directing the Comptroller General of the United States to correct an error made in the adjustment of the account between the State of New York and the United States, adjusted under the authority contained in the act of February 24, 1905 (33 Stat. L. p. 777), and appropriated for in the deficiency act of February 27, 1906;

H. J. Res. 272. Joint resolution providing for the return of funds belonging to World War National Guard organizations;

H. J. Res. 318. Joint resolution to authorize the Secretary of War to lend tentage, cots, and blankets for the use of the Virginia Department of the Veterans of Foreign Wars at its annual encampment, June, 1927;

H. J. Res. 328. Joint resolution to provide for the expense of delegates of the United States to the Congress of Military Medicine and Pharmacy to be held at Warsaw, Poland;

H. J. Res. 329. Joint resolution to provide for the expenses of participation by the United States in the Second Pan American Conference on Highways at Rio de Janeiro;

H. J. Res. 330. Joint resolution to provide for the expenses of delegates of the United States to the Eighth Pan American Sanitary Conference, to be held at Lima, Peru; and

H. J. Res. 331. Joint resolution to provide for the membership of the United States in the American International Institute for the Protection of Childhood.

The House has passed the following concurrent resolution (H. Con. Res. 41), in which it requests the concurrence of the Senate:

Resolved by the House of Representatives (the Senate concurring), That it is the sense of the Congress that the United States approves the international project advocated at the Pan American Conference, held at Santiago de Chile, April, 1924 to erect a memorial lighthouse at Santo Domingo, Dominican Republic, to Christopher Columbus, and that the several States participating in that conference be notified through the usual diplomatic channels of the desire of the people of the United States to participate in this movement to honor the memory of the great navigator and discoverer.

HOUSE CONCURRENT RESOLUTION REFERRED

The concurrent resolution H. Con. Res. 41, this day received from the House of Representatives for concurrence, was read

and referred to the Committee on Foreign Relations.

IMPORTATION OF MILK AND CREAM

The Vice President announced that the hour of 2 o'clock had arrived and laid before the Senate the unfinished business at its adjournment yesterday, viz, the bill (H. R. 11768) to regulate the importation of milk and cream into the United States for the purpose of promoting the dairy industry of the United States and protecting the public health; and

The Senate resumed the consideration of the said bill.
The question being on concurring in the amendment made in the Committee of the Whole,
Pending debate.

CHALLIS, IDAHO, AND SAWTOOTH NATIONAL FORESTS

The Presiding Officer (Mr. Willis in the chair) laid before the Senate the following message from the President of the United States, which was read and referred to the Committee on Public Lands and Surveys:

To the Congress of the United States:

I transmit herewith for consideration by the Congress copies of resolutions adopted by the National Forest Reservation Commission on January 8, 1927, proposing the addition of certain public lands to the Challis, Idaho, and Sawtooth National Forests in the State of Idaho, the Missoula and Helena National Forests in the State of Montana, the Colville National Forest in the State of Washington, and the Wyoming National Forest in the State of Wyoming, together with copies of communications from the Secretary of Agriculture, submitting the proposed additions to the commission, which have been presented by the president of the commission, in accordance with the provisions of section 8 of the act of Congress approved June 7, 1924.

CALVIN COOLIDGE.

THE WHITE HOUSE, January 18, 1927.

[NOTE: The copies of resolutions accompanied similar message to the House of Representatives.]

AMENDMENT OF PANAMA CANAL ACT

Mr. Edge, by unanimous consent, from the Committee on Inter-oceanic Canals, to whom was referred the bill (H. R. 16164) to amend the act entitled "An act to amend the Panama Canal act and other laws applicable to the Canal Zone, and for other purposes," approved December 29, 1926, reported it without amendment.

The Senate proceeded, by unanimous consent, to consider the said bill as in Committee of the Whole; and no amendment being made, it was reported to the Senate.

Ordered, That it pass to a third reading.

The said bill was read the third time by unanimous consent.

Resolved, That it pass.

Ordered, That the Secretary notify the House of Representatives thereof.

EXECUTIVE SESSION

On motion by Mr. Borah,

The Senate proceeded to the consideration of executive business; and

After the consideration of executive business the doors were reopened; when

IMPORTATION OF MILK AND CREAM

The Senate, in legislative session, resumed the consideration of the bill (H. R. 11768) to regulate the importation of milk and cream into the United States for the purpose of promoting the dairy industry of the United States and protecting the public health.

The further consideration of the bill was, by unanimous consent, temporarily laid aside.

REMOVAL OF INJUNCTION OF SECRECY

On motion by Mr. Borah, and by unanimous consent,

Ordered, As in open executive session, that the injunction of secrecy be removed from a convention signed between the United States and the Republic of Panama on July 28, 1926, for the settlement of certain points of difference between them which have arisen out of the exercise by the United States of sovereign rights in the Canal Zone by virtue of the Panama Canal treaty of November 18, 1923.

APPROPRIATIONS FOR INDEPENDENT OFFICES

On motion by Mr. Warren, and by unanimous consent,

The Senate, as in Committee of the Whole, resumed the consideration of the bill (H. R. 15959) making appropriations for the Executive Office and sundry independent executive bureaus, boards, commissions, and offices for the fiscal year ending June 30, 1928, and for other purposes.

The question being on agreeing to the reported amendment on page 39, line 3, the same was agreed to.

The residue of the reported amendments were agreed to, and the bill further amended on the motion of Mr. Warren, from the Committee on Appropriations, and the motion of Mr. King.

On motion by Mr. Warren, from the Committee on Appropriations to further amend the bill by inserting on page 39, at the end of line 15, the following:

Provided, That this appropriation shall be available for the purchase of subsistence supplies for sale to employees, the appropriation being reimbursed by the proceeds of such sales.

Mr. King raised a question of order, viz, that the amendment proposed general legislation on a general appropriation bill, and, under Rule XVI, paragraph 3, was not in order.

The Vice President sustained the point of order.

The bill having been further amended on the motion of Mr. Warren, it was reported to the Senate and the amendments made in the Committee of the Whole were concurred in.

Ordered, That the amendments be engrossed and the bill read a third time.

The said bill as amended was read the third time.

Resolved, That it pass.

Ordered, That the Secretary request the concurrence of the House of Representatives in the amendments.

RECESS

On motion by Mr. Curtis, at 4 o'clock and 50 minutes p. m., The Senate, pursuant to its order of to-day, took a recess until 11 o'clock a. m. to-morrow.

AT 11 O'CLOCK A. M. (CALENDAR DAY, WEDNESDAY, JANUARY 19, 1927)

The Vice President called the Senate to order.

QUESTION OF QUORUM

Mr. Curtis raised a question as to the presence of a quorum;

Whereupon

The Vice President directed the roll to be called;

When

Ninety Senators answered to their names, as follows:

Messrs. Ashurst, Bayard, Bingham, Blease, Borah, Bratton, Broussard, Bruce, Cameron, Capper, Caraway, Copeland, Couzens, Curtis, Dale, Deneen, Dill, Edge, Edwards, Ernst, Ferris, Fess, Fletcher, Frazier, George, Gerry, Gillett, Glass, Goff, Gooding, Gould, Greene, Hale, Harris, Harrison, Hawes, Hefflin, Howell, Johnson, Jones of New Mexico, Jones of Washington, Kendrick, Keyes, King, La Follette, Lenroot, McKellar, McLean, McNary, Mayfield, Means, Metcalf, Moses, Neely, Norbeck, Norris, Nye, Oddie, Overman, Pepper, Phipps, Pine, Pittman, Ransdell, Reed of Missouri, Reed of Pennsylvania, Robinson of Arkansas, Robinson of Indiana, Sackett, Schall, Sheppard, Shipstead, Shortridge, Smith, Smoot, Stanford, Steck, Stephens, Stewart, Swanson, Trammell, Tyson, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, Weller, Wheeler, and Willis.

A quorum being present,

CREDENTIALS OF SENATOR FROM ILLINOIS

Mr. Deneen presented the credentials of Frank L. Smith, appointed a Senator from the State of Illinois by the governor of that State to fill the vacancy in the term ending March 3, 1927, caused by the death of Hon. William B. McKinley; which were read; and

He submitted the following privileged resolution (S. Res. 328):

Whereas Frank L. Smith, claiming to be a Senator from the State of Illinois, has presented his credentials, which are regular and in due form, and there being no contestant for the seat: Therefore be it

Resolved, That the oath of office be now administered to the said Frank L. Smith: Be it further

Resolved, That his credentials and all charges which may be filed against him and all objections that may be raised as to his right to a seat in the Senate be, and the same are hereby, referred to the Committee on Privileges and Elections, and that committee is hereby directed to hear and determine all charges and objections which may be submitted and to report to the Senate after due inquiry and as early as convenient.

The Senate proceeded to consider the said resolution.

Pending debate,

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Haltigan, one of its clerks:

Mr. President: The House of Representatives has passed the bill (S. 564) confirming in States and Territories title to lands granted by the United States in the aid of common or public schools, with an amendment, in which it requests the concurrence of the Senate.

The House has passed the bill (H. R. 15653) to furnish public quarters, fuel, and light to certain civilian instructors in the United States Military Academy, in which it requests the concurrence of the Senate.

The Speaker of the House having signed seven enrolled bills, viz, S. 1730, S. 3444, S. 3992, S. 4252, S. 4533, S. 5231, and H. R. 16164, I am directed to bring the same to the Senate for the signature of its President.

The President of the United States has informed the House that he approved and signed the following acts and joint resolutions:

On January 12, 1927:

H. R. 14827. An act making appropriations for the Department of the Interior for the fiscal year ending June 30, 1928, and for other purposes.

On January 14, 1927:

H. R. 13452. An act granting the consent of Congress to the Pittsburgh, Cincinnati, Chicago & St. Louis Railroad Co. to construct, maintain, and operate a railroad bridge across the Wabash River;

H. J. Res. 303. Joint resolution to correct a misnomer contained in the act to fix the salaries of certain judges of the United States; and

H. R. 11515. An act authorizing the Secretary of the Navy, in his discretion, to deliver to the custody of the city of Minneapolis the silver-service set in use on the cruiser *Minneapolis*.

On January 15, 1927:

H. R. 13016. An act granting the consent of Congress to the city of Chicago to construct a bridge across the Calumet River at or near One hundred and sixth street, in the city of Chicago, county of Cook, State of Illinois;

H. R. 13067. An act granting the consent of Congress to the State of Montana, or Roosevelt County, or McCone County, in the State of Montana, or either or several of them, to construct, maintain, and operate a bridge across the Missouri River, at or near Wolf Point, Mont.;

H. R. 14239. An act granting the consent of Congress to Meridian & Bigbee River Railway Co. to construct, maintain, and operate a railroad bridge across the Tombigbee River at or near Naheola, Ala.; and

H. R. 14688. An act granting the consent of Congress for the construction of a bridge across the Waccamaw River in South Carolina.

HOUSE BILL REFERRED

The bill H. R. 15653, this day received from the House of Representatives for concurrence, was read the first and second times by unanimous consent, and referred to the Committee on Military Affairs.

ENROLLED BILLS SIGNED

Mr. Greene, from the Committee on Enrolled Bills, reported that they had examined and found truly enrolled the following bills:

S. 1730. An act to authorize the payment of indemnity to the Government of Great Britain on account of losses sustained by the owners of the British steamship *Marisbrook* as a result of collision between it and the U. S. transport *Carolinian*;

S. 3444. An act to amend the act of February 11, 1925, entitled "An act to provide fees to be charged by clerks of the district courts of the United States";

S. 3992. An act to provide for the purchase of land for use in connection with Camp Marfa, Tex.;

S. 4252. An act setting aside certain land in Douglas County, Oreg., as a summer camp for Boy Scouts;

S. 4533. An act extending to lands released from withdrawal under the Carey Act the right of the State of Montana to secure indemnity for losses to its school grant in the Fort Belknap Reservation;

S. 5231. An act authorizing the sale of land at margin of the Rock Creek and Potomac Parkway for construction of a church and provision for proper ingress and egress to said church building; and

H. R. 16164. An act to amend the Panama Canal act and other laws applicable to the Canal Zone, and for other purposes, approved December 29, 1926.

The Vice President thereupon signed the same, and they were delivered to the committee to be presented to the President of the United States.

SENATOR FROM ILLINOIS

The Senate resumed the consideration of the resolution (S. Res. 328) relative to the seating of Frank L. Smith as a Senator from the State of Illinois.

On motion by Mr. Reed of Missouri to amend the same by striking out all after the word "Resolved," and inserting in lieu thereof the following:

That the question of the prima facie right of Frank L. Smith to be sworn in as a Senator from the State of Illinois, as well as his final right to a seat as such Senator, be referred to the Committee on Privileges and Elections; and until such committee shall report upon and the Senate decide such question and right, the said Frank L. Smith shall not be sworn in or be permitted to occupy a seat in the Senate.

The said committee shall proceed promptly and report to the Senate at the earliest possible moment.

Pending debate,

On motion by Mr. Overman to amend the amendment proposed by Mr. Reed of Missouri by inserting in lieu of the language contained therein the following:

That Frank L. Smith, of Illinois, duly appointed a Senator of that State by the governor thereof, is entitled to take the constitutional oath of office and be admitted as prima facie entitled to his seat without prejudice to any subsequent proceeding in the case.

Pending debate,

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Chaffee, one of its clerks:

Mr. President: The House of Representatives has agreed to the amendments of the Senate to the bill (H. R. 7555) to authorize for the fiscal years ending June 30, 1928, and June 30, 1929, appropriations for carrying out the provisions of the act entitled "An act for the promotion of the welfare and hygiene of maternity and infancy, and for other purposes," approved November 23, 1921.

The House has disagreed to the amendments of the Senate to the bill (H. R. 15959) making appropriations for the Executive office and sundry independent executive bureaus, boards, commissions, and offices for the fiscal year ending June 30, 1928, and for other purposes; it asks a conference with the Senate on the disagreeing votes of the two Houses thereon and has appointed Mr. Wood, Mr. Wason, and Mr. Sandlin managers at the same on its part.

APPROPRIATIONS FOR INDEPENDENT OFFICES

The Presiding Officer (Mr. McNary in the chair) laid before the Senate the message this day received from the House of Representatives announcing its disagreement to the amendments of the Senate to the bill (H. R. 15959) making appropriations for the Executive office and sundry independent executive bureaus, boards, commissions, and offices for the fiscal year ending June 30, 1928, and for other purposes, and asking a conference with the Senate thereon.

On motion by Mr. Warren,
Resolved, That the Senate insist upon its amendments to the said bill, disagreed to by the House of Representatives, and agree to the conference asked by the House on the disagreeing votes of the two Houses thereon.

Ordered, That the conferees on the part of the Senate be appointed by the Presiding Officer; and

The Presiding Officer appointed Mr. Warren, Mr. Smoot, and Mr. Overman.

Ordered, That the Secretary notify the House of Representatives thereof.

ENROLLED BILLS PRESENTED

Mr. Greene, from the Committee on Enrolled Bills, reported that they this day presented to the President of the United States the following enrolled bills:

S. 1730. An act to authorize the payment of indemnity to the Government of Great Britain on account of losses sustained by the owners of the British steamship *Marisbrook* as a result of collision between it and the United States transport *Carolinian*;

S. 3444. An act to amend the act of February 11, 1925, entitled "An act to provide fees to be charged by clerks of the district courts of the United States";

S. 3992. An act to provide for the purchase of land for use in connection with Camp Marfa, Tex.;

S. 4252. An act setting aside certain land in Douglas County, Oreg., as a summer camp for Boy Scouts;

S. 4533. An act extending to lands released from withdrawal under the Carey Act the right of the State of Montana to secure indemnity for losses to its school grant in the Fort Belknap Reservation; and

S. 5231. An act authorizing the sale of land at margin of the Rock Creek and Potomac Parkway for construction of a church and provision for proper ingress and egress to said church building.

PETITIONS

Mr. Willis presented a petition of citizens of Napoleon, Ohio, praying the enactment of legislation providing for the deportation of undesirable aliens; which was referred to the Committee on Immigration.

Mr. Willis presented a petition of citizens of Cincinnati, Ohio, praying the enactment of legislation granting pensions and increase of pensions to Civil War veterans and their widows; which was referred to the Committee on Pensions.

Mr. Ashurst presented a copy of a memorial of the Legislature of the State of Arizona remonstrating against the passage of the so-called Swing-Johnson bill providing for the development of the lower Colorado River basin.

Ordered, That it lie on the table.

REPORTS OF COMMITTEES

Mr. Mayfield, by unanimous consent, from the Committee on Claims, to whom were referred the following bills, reported them each without amendment and submitted reports thereon, as follows:

H. R. 2229. An act for the relief of John Ferrell (Rept. No. 1261); and

H. R. 5264. An act for the relief of Ann Margaret Mann (Rept. No. 1262).

Mr. Bayard, by unanimous consent, from the Committee on Claims, to whom was referred the bill (S. 109) for the relief of the owner of Dry Dock No. 6, reported it without amendment and submitted a report (No. 1263) thereon.

Mr. Bayard, by unanimous consent, from the Committee on Claims, to whom was referred the bill (S. 2899) for the relief of the owner of the American steamship *Almirante* and owners of cargo laden aboard thereof at the time of her collision with the United States steamship *Hisko*, reported it with an amendment and submitted a report (No. 1264) thereon.

Mr. Trammell, by unanimous consent, from the Committee on Claims, to whom was referred the bill (S. 1743) for the relief of Albert Wood, reported it with an amendment and submitted a report (No. 1265) thereon.

Mr. Trammell, by unanimous consent, from the Committee on Claims, to whom were referred the following bills, reported them each without amendment and submitted reports thereon, as follows:

H. R. 7849. An act for the relief of Ella Miller (Rept. No. 1266); and

H. R. 11586. An act for the relief of Fannie B. Armstrong (Rept. No. 1267).

Mr. Ransdell, by unanimous consent, from the Committee on Agriculture and Forestry, to whom was referred the bill (S. 4974) to amend and reenact an act entitled "United States cotton futures act," approved August 11, 1916, as amended, reported it without amendment and submitted a report (No. 1268) thereon.

INTRODUCTION OF BILLS

Bills were introduced by unanimous consent, read the first and second times, and referred as follows:

By Mr. Capper:

A bill (S. 5349) to amend section 7 (a) of the act of March 3, 1925, known as the "District of Columbia traffic act, 1925," as amended by section 2 of the act of July 3, 1926; to the Committee on the District of Columbia.

By Mr. Jones of Washington:

A bill (S. 5350) granting an increase of pension to Frank E. Wilson (with accompanying papers); to the Committee on Pensions.

RECESS

On motion by Mr. Curtis, at 4 o'clock and 32 minutes p. m., The Senate took a further recess until 12 o'clock m. tomorrow.

AT 12 O'CLOCK M. (CALENDAR DAY, THURSDAY, JANUARY 20, 1927)

The Vice President called the Senate to order.

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Chaffee, one of its clerks:

Mr. President: The Speaker of the House of Representatives having signed three enrolled bills, viz, S. 2301, S. 4537, and H. R. 7555, I am directed to bring the same to the Senate for the signature of its President.

QUESTION OF QUORUM

Mr. Curtis raised a question as to the presence of a quorum; Whereupon The Vice President directed the roll to be called; When

Eighty-four Senators answered to their names, as follows:

Messrs. Ashurst, Bayard, Bingham, Blease, Borah, Bratton, Broussard, Cameron, Capper, Caraway, Copeland, Couzens, Curtis, Dale, Deneen, Dill, Edge, Edwards, Ernst, Ferris, Fess, Fletcher, Frazier, George, Gerry, Gillett, Glass, Goff, Gooding, Gould, Greene, Hale, Harris, Harrison, Hawes, Hefflin, Howell, Johnson, Jones of New Mexico, Jones of Washington, Kendrick, Keyes, King, La Follette, Lenroot, McKellar, McLean, McNary, Mayfield, Means, Metcalf, Neely, Norbeck, Norris, Nye, Oddie, Overman, Pepper, Phipps, Pine, Pittman, Ransdell, Reed of Pennsylvania, Robinson of Arkansas, Robinson of Indiana, Sackett, Schall, Sheppard, Shortridge, Smith, Smoot, Steck, Stephens, Stewart, Swanson, Trammell, Tyson, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, Wheeler, and Willis.

A quorum being present,

ENROLLED BILLS SIGNED

Mr. Greene, from the Committee on Enrolled bills, reported that they had examined and found truly enrolled the following bills:

S. 2301. An act authorizing the Shoshone Tribe of Indians of the Wind River Reservation in Wyoming to submit claims to the Court of Claims;

S. 4537. An act to amend the narcotic act of Congress approved December 17, 1914, as amended, and for other purposes; and

H. R. 7555. An act to authorize for the fiscal years ending June 30, 1928, and June 30, 1929, appropriations for carrying out the provisions of the act entitled "An act for the promotion of the welfare and hygiene of maternity and infancy, and for other purposes," approved November 23, 1921, and for other purposes.

The Vice President thereupon signed the same, and they were delivered to the committee to be presented to the President of the United States.

SIGNING OF CHECKS BY DEPUTY MARSHALS

The Vice President laid before the Senate a communication from the Attorney General recommending the enactment of legislation to permit United States marshals, under certain rules and regulations, to authorize one or more of their deputies to sign official checks on the Treasurer of the United States; which was referred to the Committee on the Judiciary.

REPORT OF FIVE CIVILIZED TRIBES AGENCY

The Vice President laid before the Senate a communication from the Secretary of the Interior, stating that a copy of the annual report of the Five Civilized Tribes of Indians for the fiscal year ended June 30, 1926, and the special report for September 30, 1926, showing the expenditures from the appropriation for expenses of the administration of the affairs of the Five Civilized Tribes, had been transmitted to the Speaker of the House of Representatives; which was referred to the Committee on Indian Affairs.

PUEBLO INDIAN CLAIMS

The Vice President laid before the Senate a communication from the Secretary of the Interior, transmitting, pursuant to law, a report of the Pueblo Lands Board, recommending the payment of damages to the Pueblo Indians in New Mexico for losses of certain lands and water rights; which, with the accompanying report, was referred to the Committee on Indian Affairs and ordered to be printed.

PETITIONS AND MEMORIALS

Mr. Bratton presented a resolution adopted by certain military organizations at United States Veterans' Hospital, No. 55, Fort Bayard, N. Mex., praying the repeal of the so-called Reed-Johnson bill fixing a limitation on the monthly compensation to veterans at \$40, which was referred to the Committee on Finance.

Mr. Willis presented a petition of citizens of Cincinnati, Ohio, praying the enactment of legislation granting pensions and increase of pensions to Civil War veterans and their widows, which was referred to the Committee on Pensions.

Mr. Dill presented a memorial of citizens of the State of Washington remonstrating against the enactment of legislation providing for the closing of barber shops in the District of Columbia on Sunday, which was referred to the Committee on the District of Columbia.

Mr. Jones of Washington presented a memorial of citizens of the State of Washington remonstrating against any modification of the immigration law, which was referred to the Committee on Immigration.

Mr. Overman presented a resolution adopted by George Washington Council, No. 67, Junior Order United American Mechanics, of Wilmington, N. C., and a memorial of citizens of that city, remonstrating against the action of the United

INTRODUCTION OF BILLS

Bills were introduced by unanimous consent, severally read the first and second times, and referred as follows:

By Mr. Bayard:

A bill (S. 5351) granting an increase of pension to Rebecca E. Broadway (with accompanying papers); to the Committee on Pensions.

By Mr. Couzens:

A bill (S. 5352) to provide for one additional district judge for the eastern district of Michigan; to the Committee on the Judiciary.

By Mr. Jones of New Mexico:

A bill (S. 5353) to authorize an appropriation for a road on the Zuni Indian Reservation, N. Mex.; to the Committee on Indian Affairs.

By Mr. Wheeler:

A bill (S. 5354) to add the names of Walter John Glover and Alma Genevieve Glover to the final roll of the Indians of the Flathead Indian Reservation; to the Committee on Indian Affairs.

By Mr. Frazier:

A bill (S. 5355) granting an increase of pension to Dorothy Hostvet; to the Committee on Pensions.

By Mr. Willis:

A bill (S. 5356) granting an increase of pension to Jemmima Bittiger (with accompanying papers); to the Committee on Pensions.

By Mr. Jones of Washington:

A bill (S. 5357) authorizing the Secretary of War to award the congressional medal of honor to Deming Bronson (with accompanying papers); to the Committee on Military Affairs.

By Mr. Smoot:

A bill (S. 5358) to amend the World War adjusted compensation act as amended, and to further amend the World War veterans' act as amended; to the Committee on Finance.

By Mr. Ernst:

A bill (S. 5359) to amend section 83 of the Judicial Code as amended; to the Committee on the Judiciary.

By Mr. Dale:

A bill (S. 5360) granting an increase of pension to Mary S. Rogers (with accompanying papers); and

A bill (S. 5361) granting an increase of pension to Katharine Morrison (with accompanying papers); to the Committee on Pensions.

By Mr. Jones of Washington:

A bill (S. 5362) to amend the Federal water power act, and for other purposes; to the Committee on Commerce.

By Mr. Means:

A bill (S. 5363) granting pensions and increase of pensions to certain soldiers and sailors of the war with Spain, the Philippine insurrection, or the China relief expedition, to certain widows, minor children, helpless children, and dependent parents of such soldiers and sailors, and for other purposes; to the Committee on Pensions.

By Mr. Overman:

A bill (S. 5364) granting a pension to Mary Malvina White; to the Committee on Pensions.

By Mr. Hawes:

A bill (S. 5365) granting an increase of pension to Amanda M. Butcher (with accompanying papers);

A bill (S. 5366) granting an increase of pension to Theresia Morrow (with accompanying papers);

A bill (S. 5367) granting an increase of pension to Sabilla E. King (with accompanying papers); and

A bill (S. 5368) granting an increase of pension to Elizabeth A. Crouse (with accompanying papers); to the Committee on Pensions.

By Mr. Norbeck:

A bill (S. 5369) granting a pension to Mary Swift Horse; to the Committee on Pensions.

NOMINATION OF CYRUS E. WOODS

Mr. Neely, by unanimous consent, submitted the following motion:

I move that when the Senate, by virtue of the unanimous consent order previously adopted, considers whether it will advise and consent to the pending nomination of Mr. Cyrus E. Woods to be a member of the Interstate Commerce Commission, it shall proceed as in open executive session.

Ordered, That it lie over one day under the rule.

SENATOR FROM ILLINOIS

The Senate resumed the consideration of the resolution (S. Res. 328) relative to the seating of Frank L. Smith as a Senator from the State of Illinois.

REPORTS OF COMMITTEES

Mr. Wheeler, by unanimous consent, from the Committee on Pensions, to whom was referred the joint resolution (H. J. Res. 53) to amend an act entitled "An act granting pensions and increase of pensions to certain soldiers and sailors of the Civil War, and certain widows and dependent children of soldiers and sailors of said war," approved December 23, 1924, reported it without amendment and submitted a report (No. 1269) thereon.

Mr. La Follette, (for Mr. Harrell), by unanimous consent, from the Committee on Indian Affairs, to whom were referred the following bills, reported them each without amendment and submitted reports thereon, as follows:

H. R. 13494. An act to permit detailing of employees of the Indian field service to the Washington office (Rept. No. 1270); and

H. R. 14250. An act to authorize reimposition and extension of the trust period on lands held for the use and benefit of the Capitan Grande Band of Indians in California (Rept. No. 1271).

Mr. Bayard, by unanimous consent, from the Committee on Claims, to whom was referred the bill (S. 3722) for the relief of the owner of the coal barge *Cad*, reported it with an amendment and submitted a report (No. 1272) thereon.

Mr. Bayard, by unanimous consent, from the Committee on Claims, to whom was referred the bill (S. 3784) for the relief of the owner of barge *Consolidation Coastwise No. 10*, reported it without amendment and submitted a report (No. 1273) thereon.

Mr. Jones of New Mexico, by unanimous consent, from the Committee on Public Lands and Surveys, to whom was referred the bill (H. R. 5243) to promote the mining of potash on the public domain, reported it without amendment and submitted a report (No. 1274) thereon.

ENROLLED BILLS PRESENTED

Mr. Greene, from the Committee on Enrolled Bills, reported that they this day presented to the President of the United States the following enrolled bills:

S. 2301. An act authorizing the Shoshone Tribe of Indians of the Wind River Reservation in Wyoming to submit claims to the Court of Claims; and

S. 4537. An act to amend the narcotic act of Congress, approved December 17, 1914, as amended, and for other purposes.

The question being on agreeing to Mr. Overman's amendment to the amendment proposed by Mr. Reed of Missouri, Pending debate.

Mr. Walsh of Montana raised a question as to the presence of a quorum;

Whereupon
The Vice President directed the roll to be called;
When—

Eighty-four Senators answered to their names, as follows:
Messrs. Ashurst, Bayard, Bingham, Blease, Borah, Bratton, Broussard, Cameron, Capper, Caraway, Copeland, Couzens, Curtis, Dale, Deneen, Dill, Edge, Edwards, Ernst, Ferris, Fess, Fletcher, Frazier, George, Gerry, Gillett, Glass, Goff, Gooding, Gould, Greene, Hale, Harris, Harrison, Hawes, Heflin, Johnson, Jones of New Mexico, Jones of Washington, Kendrick, Keyes, King, La Follette, Lenroot, McKellar, McLean, McNary, Mayfield, Means, Metcalf, Neely, Norbeck, Norris, Nye, Oddie, Overman, Pepper, Phipps, Pine, Pittman, Ransdell, Reed of Pennsylvania, Robinson of Arkansas, Robinson of Indiana, Sackett, Schall, Sheppard, Shipstead, Shortridge, Smith, Smoot, Steck, Stephens, Stewart, Swanson, Trammell, Tyson, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Warren, Weller, Wheeler, and Willis.

A quorum being present,

On the question of agreeing to the amendment proposed by Mr. Overman to the amendment of Mr. Reed of Missouri, viz, strike out the language contained in the said amendment and insert in lieu thereof the following:

That Frank L. Smith, of Illinois, duly appointed a Senator of that State by the governor thereof, is entitled to take the constitutional oath of office and be admitted as prima facie entitled to a seat without prejudice to any subsequent proceeding in the case.

It was determined in the negative, {Yeas----- 33
Nays----- 48

On motion by Mr. Overman,

The yeas and nays being desired by one-fifth of the Senators present,

Those who voted in the affirmative are—

Messrs. Bingham, Blease, Borah, Cameron, Curtis, Deneen, Edge, Ernst, Fess, Gooding, Gould, Greene, Hale, Keyes, Lenroot, McLean, Means, Metcalf, Oddie, Overman, Pepper, Phipps, Pine, Reed of Pennsylvania, Sackett, Schall, Shortridge, Smith, Smoot, Steck, Wadsworth, Warren, and Weller.

Those who voted in the negative are—

Messrs. Ashurst, Bayard, Bratton, Capper, Caraway, Copeland, Couzens, Dale, Dill, Edwards, Ferris, Fletcher, Frazier, George, Gerry, Glass, Goff, Harris, Harrison, Hawes, Heflin, Johnson, Jones of New Mexico, Jones of Washington, Kendrick, La Follette, McKellar, McNary, Mayfield, Neely, Norbeck, Norris, Nye, Pittman, Ransdell, Robinson of Arkansas, Robinson of Indiana, Sheppard, Shipstead, Stephens, Stewart, Swanson, Trammell, Tyson, Walsh of Massachusetts, Walsh of Montana, Wheeler, and Willis.

So Mr. Overman's amendment to the amendment of Mr. Reed of Missouri was not agreed to.

The question recurring on agreeing to the amendment proposed by Mr. Reed of Missouri, viz, strike out all after the word "Resolved" and insert in lieu thereof the following:

That the question of the prima facie right of Frank L. Smith to be sworn in as a Senator from the State of Illinois, as well as his final right to a seat as such Senator, be referred to the Committee on Privileges and Elections; and until such committee shall report upon and the Senate decide such question and right, the said Frank L. Smith shall not be sworn in or be permitted to occupy a seat in the Senate.

The said committee shall proceed promptly and report to the Senate at the earliest possible moment.

It was determined in the affirmative, {Yeas----- 48
Nays----- 33

On motion by Mr. Harrison,

The yeas and nays being desired by one-fifth of the Senators present,

Those who voted in the affirmative are—

Messrs. Ashurst, Bayard, Bratton, Capper, Caraway, Copeland, Couzens, Dale, Dill, Edwards, Ferris, Fletcher, Frazier, George, Gerry, Glass, Goff, Harris, Harrison, Hawes, Heflin, Johnson, Jones of New Mexico, Jones of Washington, Kendrick, La Follette, McKellar, McNary, Mayfield, Neely, Norbeck, Norris, Nye, Pittman, Ransdell, Robinson of Arkansas, Robinson of Indiana, Sheppard, Shipstead, Stephens, Stewart, Swanson, Trammell, Tyson, Walsh of Massachusetts, Walsh of Montana, Wheeler, and Willis.

Those who voted in the negative are—

Messrs. Bingham, Blease, Borah, Cameron, Curtis, Deneen, Edge, Ernst, Fess, Gooding, Gould, Greene, Hale, Keyes, Len-

root, McLean, Means, Metcalf, Oddie, Overman, Pepper, Phipps, Pine, Reed of Pennsylvania, Sackett, Schall, Shortridge, Smith, Smoot, Steck, Wadsworth, Warren, and Weller.

So the amendment of Mr. Reed of Missouri was agreed to.

The resolution as amended was then agreed to.

On motion by Mr. Robinson of Arkansas,

Ordered, That the preamble be stricken out.

APPROPRIATIONS FOR TREASURY AND POST OFFICE DEPARTMENTS

Mr. Warren submitted the following conference report:

The committee of conference on the disagreeing votes of the two Houses on the amendments of the Senate to the bill (H. R. 14557) making appropriations for the Treasury and Post Office Departments for the fiscal year ending June 30, 1928, and for other purposes, having met, after full and free conference have agreed to recommend and do recommend to their respective Houses as follows:

That the Senate recede from its amendments numbered 14 and 15.

That the House recede from its disagreement to the amendments of the Senate numbered 1, 3, 4, 5, 6, 8, 9, 10, 11, 18, 20, and 21, and agree to the same.

Amendment numbered 2: That the House recede from its disagreement to the amendment of the Senate numbered 2, and agree to the same with an amendment as follows: In lieu of the sum proposed insert \$17,700,000; and the Senate agree to the same.

Amendment numbered 12: That the House recede from its disagreement to the amendment of the Senate numbered 12, and agree to the same with an amendment as follows: In lieu of the matter inserted by said amendment insert the following: 525 inspectors, \$1,945,475; in all, \$2,012,975; and the Senate agree to the same.

Amendment numbered 13: That the House recede from its disagreement to the amendment of the Senate numbered 13, and agree to the same with an amendment as follows: In lieu of the sum proposed insert \$479,085; and the Senate agree to the same.

Amendment numbered 16: That the House recede from its disagreement to the amendment of the Senate numbered 16, and agree to the same with an amendment as follows: In lieu of the sum proposed insert \$172,400,000; and the Senate agree to the same.

Amendment numbered 17: That the House recede from its disagreement to the amendment of the Senate numbered 17, and agree to the same with an amendment as follows: In lieu of the sum proposed insert \$8,100,000; and the Senate agree to the same.

Amendment numbered 19: That the House recede from its disagreement to the amendment of the Senate numbered 19, and agree to the same with an amendment as follows: In lieu of the sum proposed insert \$122,200,000; and the Senate agree to the same.

The committee of conference have not agreed on amendment numbered 7.

F. E. WARREN,

REED SMOOT,

LEE S. OVERMAN,

WM. J. HARRIS,

Managers on the part of the Senate.

MARTIN B. MADDEN,

WM. S. VARE,

JOSEPH W. BYRNS,

Managers on the part of the House.

The Senate proceeded, by unanimous consent, to consider the said report; and

On motion by Mr. Warren,

Resolved, That the Senate agree thereto.

Ordered, That the Secretary notify the House of Representatives thereof.

SCHOOL LAND GRANTS TO STATES

The Vice President laid before the Senate the amendment heretofore received from the House of Representatives for concurrence to the bill (S. 564) confirming in States and Territories title to lands granted by the United States in the aid of common or public schools.

The Senate proceeded, by unanimous consent, to consider the said amendment; and

On motion by Mr. Jones of New Mexico,

Resolved, That the Senate agree thereto.

Ordered, That the Secretary notify the House of Representatives thereof.

CERTIFICATIONS OF FINDINGS OF COURT OF CLAIMS

The Vice President laid before the Senate the amendment heretofore received from the House of Representatives for

concurrence to the bill (S. 1857) to confer jurisdiction in the Court of Claims to certify certain findings of fact, and for other purposes.

The Senate proceeded, by unanimous consent, to consider the said amendment; and

On motion by Mr. Norris,

Resolved, That the Senate agree thereto.

Ordered, That the Secretary notify the House of Representatives thereof.

CESSION OF LAND TO STATE OF VIRGINIA

Mr. Wadsworth, by unanimous consent, from the Committee on Military Affairs, to whom was referred the bill (H. R. 11615) providing for the cession to the State of Virginia of sovereignty over a tract of land located at Battery Cove, near Alexandria, Va., reported it with an amendment and submitted a report (No. 1275) thereon.

The Senate proceeded, by unanimous consent, to consider the said bill as in Committee of the Whole; and the reported amendment having been agreed to, the bill was reported to the Senate and the amendment was concurred in.

Ordered, That the amendment be engrossed and the bill read a third time.

The said bill as amended was read the third time.

Resolved, That it pass.

Ordered, That the Secretary request the concurrence of the House of Representatives in the amendment.

ADJOURNMENT

On motion by Mr. Curtis, at 5 o'clock and 42 minutes p. m.,

The Senate adjourned.

FRIDAY, JANUARY 21, 1927

The Vice President called the Senate to order, and the Chaplain offered prayer.

THE JOURNAL

The Journal of the proceedings of the legislative day of Tuesday, January 18, 1927, was approved.

QUESTION OF QUORUM

Mr. Curtis raised a question as to the presence of a quorum;

Whereupon

The Vice President directed the roll to be called;

When—

Eighty-seven Senators answered to their names, as follows:

Messrs. Ashurst, Bayard, Bingham, Blease, Bratton, Broussard, Cameron, Capper, Caraway, Copeland, Couzens, Curtis, Dale, Deneen, Dill, Edge, Edwards, Ernst, Ferris, Fess, Fletcher, Frazier, George, Gerry, Gillett, Glass, Goff, Gooding, Gould, Greene, Hale, Harris, Harrison, Heflin, Howell, Johnson, Jones of New Mexico, Jones of Washington, Kendrick, Keyes, King, La Follette, Lenroot, McKellar, McLean, McMaster, McNary, Mayfield, Means, Metcalf, Moses, Neely, Norbeck, Norris, Nye, Oddie, Overman, Pepper, Phipps, Pine, Pittman, Ransdell, Reed of Missouri, Reed of Pennsylvania, Robinson of Arkansas, Robinson of Indiana, Sackett, Schall, Sheppard, Shipstead, Shortridge, Smith, Smoot, Steck, Stephens, Stewart, Swanson, Trammell, Tyson, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, Weller, Wheeler, and Willis.

A quorum being present,

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Haltigan, one of its clerks:

Mr. President: The House of Representatives has passed the bill (H. R. 16249) making appropriations for the military and nonmilitary activities of the War Department for the fiscal year ending June 30, 1928, and for other purposes, in which it requests the concurrence of the Senate.

HOUSE BILL REFERRED

The bill H. R. 16249, this day received from the House of Representatives for concurrence, was read the first and second times by unanimous consent, and referred to the Committee on Appropriations.

PETITIONS AND MEMORIALS

Mr. Phipps presented telegrams from certain citizens of the State of Colorado, remonstrating against the provision of the so-called Swing-Johnson Boulder Canyon dam bill relating to the production and distribution of electric power by the Government; which were referred to the Committee on Irrigation and Reclamation.

Mr. Deneen presented a petition of citizens of Chicago, Ill., praying the enactment of legislation granting pensions and

increase of pensions to Civil War veterans and their widows; which was referred to the Committee on Pensions.

Mr. Blease presented a communication of the Federal Income Bureau, Washington, D. C., addressed to Mrs. Jessie Evans, 812 Huger Street, Columbia, S. C., relative to a settlement of an account of \$38 alleged to be due the Columbia Hospital, Columbia, S. C.; which was referred to the Committee on Post Offices and Post Roads.

Mr. Dill presented a memorial of citizens of Spokane, Wash., remonstrating against the enactment of legislation providing for compulsory Sunday observance in the District of Columbia; which was referred to the Committee on the District of Columbia.

Mr. Tyson presented a telegram from Elmer J. Lowery, city commander, Denver City Council, American Legion, praying the enactment of legislation providing for the retirement of disabled emergency Army officers.

Ordered, That it lie on the table.

REPORTS OF COMMITTEES

Mr. Bratton, from the Committee on Indian Affairs, to whom was referred the bill (S. 5197) to authorize an appropriation for reconnaissance work in conjunction with the Middle Rio Grande conservancy district, to determine whether certain lands of the Cochiti, Santo Domingo, San Felipe, Santa Ana, Sandia, and Isleta Indians are susceptible of reclamation, drainage, and irrigation, reported it with amendments and submitted a report (No. 1276) thereon.

The Senate proceeded, by unanimous consent, to consider the said bill as in Committee of the Whole; and the reported amendments having been agreed to, the bill was reported to the Senate and the amendments were concurred in.

Ordered, That it be engrossed and read a third time.

The said bill was read the third time.

Resolved, That it pass, and that the title thereof be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

Mr. Stewart, from the Committee on Commerce, to whom were referred the following bills, reported them each without amendment and submitted reports thereon, as follows:

H. R. 15012. An act to amend the act entitled "An act to extend the time for the completion of the municipal bridge approaches, and extensions or additions thereto, by the city of St. Louis, within the States of Illinois and Missouri," approved February 13, 1924 (Rept. No. 1277); and

H. R. 15530. An act to extend the time for the construction of a bridge across the Red River at Fulton, Ark. (Rept. No. 1278).

The Senate proceeded, by unanimous consent, to consider the said bills as in Committee of the Whole; and no amendment being made, they were reported to the Senate.

Ordered, That they pass to a third reading.

The said bills were read the third time.

Resolved, That they pass.

Ordered, That the Secretary notify the House of Representatives thereof.

Mr. Deneen, from the Committee on Claims, to whom were referred the following bills, reported them each without amendment and submitted reports thereon, as follows:

S. 3954. A bill for the relief of Lewis C. Hopkins & Co. (Rept. No. 1279);

H. R. 9919. An act for the relief of Stanton & Jones (Rept. No. 1280); and

H. R. 11139. An act for the relief of Celestina Mateos (Rept. No. 1281).

Mr. Tyson, from the Committee on Claims, to whom was referred the bill (S. 4560) for the relief of Rosa B. Smolik, reported it adversely and submitted a report (No. 1282) thereon.

On motion by Mr. Tyson,

Ordered, That it be postponed indefinitely.

Mr. Tyson, from the Committee on Claims, to whom were referred the following bills, reported them each without amendment and submitted reports thereon, as follows:

H. R. 2994. An act for the relief of Harry J. Dabel (Rept. No. 1283); and

H. R. 11239. An act to reimburse or compensate James E. Parker for money, clothing, and other property misplaced or appropriated by United States authorities during the World War (Rept. No. 1284).

Mr. Mayfield, from the Committee on Claims, to whom was referred the bill (S. 504) for the relief of Anna Faceina, reported it with an amendment and submitted a report (No. 1285) thereon.

Mr. Couzens, from the Committee on Education and Labor, to whom were referred the following bills, reported them each without amendment and submitted reports thereon, as follows:

H. R. 8466. An act to amend section 8 of an act entitled "An act to incorporate the Howard University in the District of Columbia," approved March 2, 1867 (Rept. No. 1286); and

H. R. 13453. An act to amend the act providing additional aid for the American Printing House for the Blind (Rept. No. 1287).

Mr. Couzens, from the Committee on Education and Labor, to whom was referred the bill (H. R. 12263) to create in the Bureau of Labor Statistics of the Department of Labor a division of safety, reported it with an amendment and submitted a report (No. 1288) thereon.

Mr. Stephens, from the Committee on Claims, to whom was referred the bill (S. 976) for the relief of George B. Booker Co., reported it without amendment and submitted a report (No. 1289) thereon.

Mr. Nye, from the Committee on Claims, to whom was referred the bill (S. 190) for the relief of Samuel S. Archer, reported it without amendment and submitted a report (No. 1290) thereon.

Mr. Capper, from the Committee on Claims, to whom was referred the bill (S. 1899) for the relief of Delaware River Towing Line, reported it without amendment and submitted a report (No. 1291) thereon.

Mr. Capper, from the Committee on the District of Columbia, to whom was referred the bill (H. R. 10082) to permit construction, maintenance, and use of certain pipe lines for petroleum and its products, reported it without amendment and submitted a report (No. 1292) thereon.

Mr. Capper, from the Committee on the District of Columbia, to whom was referred the bill (S. 5266) to regulate the sale of black bass in the District of Columbia, reported it with an amendment to the title and submitted a report (No. 1293) thereon.

Mr. Borah, from the Committee on Foreign Relations, to whom were referred the following joint resolutions; reported them each without amendment and submitted reports thereon, as follows:

H. J. Res. 328. Joint resolution to provide for the expenses of delegates of the United States to the Congress of Military Medicine and Pharmacy to be held at Warsaw, Poland (Rept. No. 1294);

H. J. Res. 329. Joint resolution to provide for the expenses of participation by the United States in the second Pan American Conference on Highways at Rio de Janeiro (Rept. No. 1295);

H. J. Res. 330. Joint resolution to provide for the expenses of delegates of the United States to the eighth Pan American Sanitary Conference to be held at Lima, Peru (Rept. No. 1296); and

H. J. Res. 331. Joint resolution to provide for the membership of the United States in the American International institute for the Protection of Childhood (Rept. No. 1297).

Mr. Bratton, from the Committee on Indian Affairs, to whom was referred the bill (S. 4942) to authorize an appropriation for the purchase of certain privately owned land within the Jicarilla Indian Reservation, N. Mex., reported it without amendment and submitted a report (No. 1298) thereon.

The Senate proceeded, by unanimous consent, to consider the said bill as in Committee of the Whole; and no amendment being made, it was reported to the Senate.

Ordered, That it be engrossed and read a third time. The said bill was read the third time.

Resolved, That it pass, and that the title thereof be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

On motion by Mr. Caraway, and by unanimous consent,

Ordered, That he be given five days within which to file a minority report on the bill (H. R. 8466) to amend section 8 of an act entitled "An act to incorporate the Howard University in the District of Columbia," approved March 2, 1867.

INTRODUCTION OF BILLS AND JOINT RESOLUTION

Bills and a joint resolution were introduced, severally read the first and second times by unanimous consent, and referred as follows:

By Mr. Copeland:

A bill (S. 5370) repealing the act to create a Federal power commission; to provide for the improvement of navigation; the development of water power; the use of the public lands in relation thereto; and to repeal section 18 of the river and harbor appropriation act approved August 8, 1917, and for other purposes, known as the Federal water power act approved June 10, 1920; to the Committee on Commerce.

By Mr. Overman:

A bill (S. 5371) for the relief of J. R. and Eleanor Y. Collie; to the Committee on Claims.

By Mr. Fess:

A bill (S. 5372) to provide for the incorporation of nonprofit, nonsecret, medical or law associations of a national character, formed for professional purposes in the District of Columbia; to the Committee on the District of Columbia.

By Mr. Deneen:

A bill (S. 5373) granting an increase of pension to Mary A. Herman (with accompanying papers); to the Committee on Pensions.

By Mr. Hale:

A bill (S. 5374) granting an increase of pension to Ella E. West (with accompanying papers); to the Committee on Pensions.

By Mr. Jones of Washington:

A bill (S. 5375) granting an increase of pension to Matilda I. Arthur (with accompanying papers); and

A bill (S. 5376) granting an increase of pension to Caroline H. Woolsey (with accompanying papers); to the Committee on Pensions.

By Mr. Willis:

A bill (S. 5377) granting an increase of pension to Minnie Williams (with accompanying papers); and

A bill (S. 5378) granting an increase of pension to Margaret Roy (with accompanying papers); to the Committee on Pensions.

By Mr. Norbeck:

A bill (S. 5379) granting a pension to Isidro Tarcia (with accompanying paper); and

A bill (S. 5380) granting a pension to Juana Maria Carrillo (with accompanying paper); to the Committee on Pensions.

By Mr. Johnson:

A bill (S. 5381) granting a pension to John G. Slate; and

A bill (S. 5382) granting an increase of pension to Anna Callender; to the Committee on Pensions.

By Mr. Tyson:

A joint resolution (S. J. Res. 148) for the appointment of William J. Bacon, of Tennessee, as member of the Board of Managers of the National Home for Disabled Volunteer Soldiers; to the Committee on Military Affairs.

ARMED INTERVENTION IN MEXICO

Mr. Frazier submitted the following resolution (S. Res. 329), which was referred to the Committee on Foreign Relations:

Whereas the Constitution specifically limits the power to declare war to the Congress of the United States, in the provision section 8, enumerating among the powers specifically reserved to Congress "11 to declare war"; and

Whereas the use of the armed forces of the United States in any foreign country for purposes of intervention or on punitive expeditions or for the alleged purpose of protecting the lives and property of American citizens resident or situate therein has in the past led to serious complications; and

Whereas such armed occupation of a country by the forces of the United States is regarded by foreign peoples as invasion of their rights; and

Whereas such armed intervention is in effect undeclared war and in contravention of the spirit if not the letter of the Constitution: Therefore be it

Resolved, That it is the sense of the Senate that the President of the United States should not exercise the powers of the Commander in Chief of the Army and Navy of the United States to send any of the armed forces of the Nation into Mexico, or to mobilize troops on the Mexican border, or to assemble fighting units of the Navy in waters adjacent to Mexico while the Congress of the United States is not in session, but that if and when he contemplates such action he shall immediately summon the Congress in special session and communicate to it the reasons for such proposed military action.

AMERICAN OIL INTERESTS IN MEXICO

Mr. Norris submitted the following resolution (S. Res. 330):

Resolved, That the Secretary of State be requested to give the Senate the following information:

1. The names of American individuals and American corporations owning or claiming oil concessions in Mexico; and if the names of all such persons and corporations are not known to the department, then give the names of those that are known.

2. What individuals or corporations, if any, have accepted the law or constitution of Mexico relating to oil concessions.

3. The names of American persons or corporations so owning or claiming oil concessions in Mexico that have refused to accept the Mexican law or constitution applying to such concessions.

4. Has the department given any advice or instructions to any of such American persons or corporations, and, if so, what instruction or advice has been given?

5. Supply the Senate with copies of all correspondence between the department or any of its officials, and any of such persons or corporations so owning or claiming oil concessions in Mexico.

Ordered, That it lie over one day under the rule.

ALLEGED PROPAGANDA BY STATE DEPARTMENT

Mr. Norris submitted the following resolution (S. Res. 331), which was referred to the Committee on Foreign Relations:

Whereas it has been recently charged in the press and given through the press wide circulation, that the Department of State has attempted to induce some of the leading press associations to give publicity to propaganda that would have a tendency to seriously impair the friendly relations existing between our Government and Mexico and to arouse a spirit of resentment among American citizens against the Government of Mexico; and

Whereas the Secretary of State has, in an official communication, denied the truth of the charges thus made against the State Department; and

Whereas notwithstanding such official denial, various newspapers have reasserted such charge and given additional publicity to the same; and

Whereas the publication of such reports and the insistence upon the truth of such charges notwithstanding such denial, has a tendency to seriously impair the friendly relations now existing between our Government and the Government of Mexico: Therefore be it

Resolved, That the Committee on Foreign Relations is hereby directed to make a full, fair, and impartial investigation of such charges, and to report thereon without unreasonable delay, to the Senate.

PRESIDENTIAL APPROVALS

A message from the President of the United States, by Mr. Latta, his secretary:

Mr. President: The President of the United States approved and signed the following acts:

On January 20, 1927:

S. 5231. An act authorizing the sale of land at margin of the Rock Creek and Potomac Parkway for construction of a church and provision for proper ingress and egress to said church building.

On January 21, 1927:

S. 4702. An act to extend the time for the construction of a bridge across the Kanawha River at Kanawha Falls, Fayette County, W. Va.;

S. 4740. An act granting the consent of Congress to the St. Louis-San Francisco Railway Co. to construct, maintain, and operate a railroad bridge across the Warrior River;

S. 4813. An act granting the consent of Congress to the Minneapolis, Northfield & Southern Railway to construct, maintain, and operate a railroad bridge across the Minnesota River;

S. 4831. An act granting the consent of Congress to the highway department of Davidson County, of the State of Tennessee, to construct a bridge across Cumberland River at a point near Andersons Bluff, connecting Old Hickory, or Jacksonville, Tenn., by way of the Gallatin P.Ke, with Nashville, in Davidson County, Tenn.; and

S. 4874. An act to legalize a bridge across the Fox River in Algonquin Township, McHenry County, Ill., and for other purposes.

Ordered, That the Secretary notify the House of Representatives thereof.

APPROPRIATIONS FOR NAVY DEPARTMENT AND NAVAL SERVICE

On motion by Mr. Hale,

The Senate, as in Committee of the Whole, proceeded to consider the bill (H. R. 15641) making appropriations for the Navy Department and the naval service for the fiscal year ending June 30, 1928, and for other purposes.

Pending debate,

EXECUTIVE SESSION

On motion by Mr. Curtis,

The Senate proceeded to the consideration of executive business; and

Pending the consideration of executive business, at 5 o'clock and 15 minutes p. m.,

The Senate took a recess until 12 o'clock m. to-morrow.

AT 12 O'CLOCK M. (CALENDAR DAY, SATURDAY, JANUARY 22,

1927)

EXECUTIVE SESSION

The Senate resumed the consideration of executive business. During the consideration thereof,

PRESIDENTIAL APPROVALS

The following message was received from the President of the United States, by Mr. Latta, his secretary:

Mr. President: The President of the United States approved and signed the following acts:

On January 21, 1927:

S. 4252. An act setting aside certain land in Douglas County, Oreg., as a summer camp for Boy Scouts; and

S. 4533. An act extending to lands released from withdrawal under the Carey Act the right of the State of Montana to secure indemnity for losses to its school grant in the Fort Belknap Reservation.

On January 22, 1927:

S. 3444. An act to amend the act of February 11, 1925, entitled "An act to provide fees to be charged by clerks of the district courts of the United States"; and

S. 4537. An act to amend the narcotic act of Congress, approved December 17, 1914, as amended, and for other purposes.

Ordered, That the Secretary notify the House of Representatives thereof.

MESSAGE FROM THE HOUSE

During the consideration of executive business the following message was received from the House of Representatives, by Mr. Chaffee, one of its clerks:

Mr. President: The House of Representatives has passed the bill (H. R. 16462) making appropriations to supply urgent deficiencies in certain appropriations for the fiscal year ending June 30, 1927, and prior fiscal years, and to provide urgent supplemental appropriations for the fiscal year ending June 30, 1927, and for other purposes, in which it requests the concurrence of the Senate.

The House has agreed to the report of the committee of conference on the disagreeing votes of the two Houses on the amendments of the Senate to the bill (H. R. 14557) making appropriations for the Treasury and Post Office Departments for the fiscal year ending June 30, 1928, and for other purposes; it has receded from its disagreement to the amendment of the Senate numbered 7 to the said bill and agreed to the same with an amendment, in which it requests the concurrence of the Senate.

The Speaker of the House having signed two enrolled bills, viz, S. 564 and S. 1857, I am directed to bring the same to the Senate for the signature of its President.

TRANSACTION OF LEGISLATIVE BUSINESS

During the consideration of executive business legislative business was transacted by unanimous consent, and under Rule VII, paragraph 2, as follows:

ENROLLED BILLS SIGNED

Mr. Greene, from the Committee on Enrolled Bills, reported that they had examined and found truly enrolled the following bills:

S. 564. An act confirming in the States and Territories title to lands granted by the United States in the aid of common or public schools; and

S. 1857. An act to confer jurisdiction on the Court of Claims to certify certain findings of fact, and for other purposes.

The Vice President thereupon signed the same, and they were delivered to the committee to be presented to the President of the United States.

HOUSE BILL REFERRED

The bill H. R. 16462, this day received from the House of Representatives for concurrence, was read the first and second times by unanimous consent, and referred to the Committee on Appropriations.

PETITIONS

Mr. Copeland (for Mr. Bruce), presented petitions of citizens of Baltimore, Md., praying the enactment of legislation granting pensions and increase of pensions to Civil War veterans and their widows; which were referred to the Committee on Pensions.

Mr. Greene presented a joint resolution of the Legislature of the State of Vermont, favoring the enactment of legislation extending to that State exclusive jurisdiction of the taxation of estates and inheritances of citizens of said State; which was referred to the Committee on Finance.

Mr. Greene presented a joint resolution of the Legislature of the State of Vermont, favoring the enactment of legislation providing for the proper protection of radio owners and users.

Ordered, That it lie on the table.

REPORTS OF COMMITTEES

Mr. Warren, from the Committee on Appropriations, to whom was referred the bill (H. R. 16462) making appropriations to supply urgent deficiencies in certain appropriations

for the fiscal year ending June 30, 1927, and prior fiscal years, and to provide urgent supplemental appropriations for the fiscal year ending June 30, 1927, and for other purposes, reported it with amendments and submitted a report (No. 1299) thereon.

Mr. Caraway, from the Committee on Claims, to whom were referred the following bills, reported them each without amendment and submitted reports thereon, as follows:

S. 5084. A bill to provide for the payment of the amount of an adjusted-service certificate to Irving D'Forrest Parks, beneficiary designated by Corpl. Steve McNeil Parks, deceased (Rept. No. 1300); and

H. R. 8923. An act for the relief of Sheffield Co., a corporation of Americus, Ga. (Rept. No. 1301).

Mr. Willis, from the Committee on Territories and Insular Possessions, to whom was referred the bill (H. R. 10900) to authorize the incorporated town of Wrangell, Alaska, to issue bonds in any sum not exceeding \$30,000 for the purpose of improving the town's waterworks, reported it with an amendment and submitted a report (No. 1302) thereon.

Mr. Harrison, from the Committee on Foreign Relations, to whom was referred the joint resolution (S. J. Res. 69) granting permission to Thomas P. Magruder, rear admiral, United States Navy, and Lyman A. Cotten, captain, United States Navy, to accept certain decorations bestowed upon them by the King of Italy, reported it without amendment.

Mr. Robinson of Arkansas, from the Committee on Foreign Relations, to whom was referred the resolution (S. Res. 327) advising arbitration of diplomatic controversies with Mexico, reported it with an amendment.

ENROLLED BILLS PRESENTED

Mr. Greene, from the Committee on Enrolled Bills, reported that they this day presented to the President of the United States the following enrolled bills:

S. 564. An act confirming in States and Territories title to lands granted by the United States in the aid of common or public schools; and

S. 1857. An act to confer jurisdiction on the Court of Claims to certify certain findings of fact, and for other purposes.

INTRODUCTION OF BILLS

Bills were introduced, severally read the first and second times, and referred as follows:

By Mr. Watson:

A bill (S. 5383) granting a pension to John F. Joyce; to the Committee on Pensions.

By Mr. Jones of Washington:

A bill (S. 5384) for the relief of the Pacific Steamship Co., of Seattle, Wash.; to the Committee on Claims.

By Mr. Shortridge:

A bill (S. 5385) authorizing the Secretary of the Interior to issue patent to the county of Del Norte, State of California, to Whaler Island in Crescent City Bay, Del Norte County, Calif., for purposes of a public wharf; to the Committee on Public Lands and Surveys.

A bill (S. 5386) granting an increase of pension to Mary L. Greenwood; and

A bill (S. 5387) granting an increase of pension to Anna A. Wickham; to the Committee on Pensions.

By Mr. Edge:

A bill (S. 5388) for the relief of Augusta Sulzer; to the Committee on Claims.

By Mr. Oddie:

A bill (S. 5389) granting a pension to Albert A. Bass (with accompanying papers); to the Committee on Pensions.

By Mr. Moses:

A bill (S. 5390) granting a pension to Eunice Gilkey (with accompanying papers); to the Committee on Pensions.

By Mr. Stewart:

A bill (S. 5391) granting an increase of pension to Douglass Smith (with accompanying papers); to the Committee on Pensions.

By Mr. Willis:

A bill (S. 5392) for the relief of Martin C. Kieffer, Jr. (with accompanying papers); to the Committee on Military Affairs.

APPROPRIATIONS FOR TREASURY AND POST OFFICE DEPARTMENTS

The Vice President laid before the Senate the amendment this day received from the House of Representatives for concurrence to the amendment of the Senate numbered 7 to the bill (H. R. 14557) making appropriations for the Treasury and Post Office Departments for the fiscal year ending June 30, 1928, and for other purposes.

The Senate proceeded, by unanimous consent, to consider the said amendment; and,

On motion by Mr. Warren,

Resolved, That the Senate agree thereto.

Ordered, That the Secretary notify the House of Representatives thereof.

ADJOURNMENT

On motion by Mr. Curtis, at 3 o'clock and 40 minutes p. m., The Senate adjourned.

MONDAY, JANUARY 24, 1927

The Vice President called the Senate to order, and the Chaplain offered prayer.

THE JOURNAL

The Journal of the proceedings of the legislative day of Friday, January 21, 1927, was approved.

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Haltigan, one of its clerks:

Mr. President: The House of Representatives has disagreed to the amendment of the Senate to the bill (H. R. 11615) providing for the cession to the State of Virginia of sovereignty over a tract of land located at Battery Cove, near Alexandria, Va.; it asks a conference with the Senate on the disagreeing votes of the two Houses thereon, and has appointed Mr. James, Mr. Hill of Maryland, and Mr. Quin managers at the same on its part.

The House has passed the bill (H. R. 16391) to authorize the Secretary of the Treasury to execute agreements of indemnity to the Union Trust Co., Providence, R. I., and the National Bank of Commerce, Philadelphia, Pa., in which it requests the concurrence of the Senate.

The Speaker of the House having signed three enrolled bills, viz, H. R. 14557, H. R. 15012, and H. R. 15530, I am directed to bring the same to the Senate for the signature of its President.

QUESTION OF QUORUM

Mr. Jones of Washington raised a question as to the presence of a quorum;

Whereupon

The Vice President directed the roll to be called:

When

Eighty-three Senators answered to their names, as follows:

Messrs. Ashurst, Bayard, Bingham, Blease, Borah, Bratton, Brownard, Bruce, Cameron, Capper, Caraway, Copeland, Couzens, Curtis, Dale, Deneen, Dill, Edge, Edwards, Ernst, Ferris, Fess, Fletcher, Frazier, George, Gillett, Glass, Goff, Gooding, Greene, Hale, Harris, Harrison, Hawes, Hefflin, Howell, Johnson, Jones of New Mexico, Jones of Washington, Kendrick, Keyes, King, La Follette, Leuroot, McKellar, McLean, McMaster, McNary, Mayfield, Means, Metcalf, Moses, Neely, Norbeck, Norris, Nye, Oddie, Overman, Phipps, Pine, Pittman, Reed of Missouri, Reed of Pennsylvania, Robinson of Arkansas, Robinson of Indiana, Sackett, Schall, Sheppard, Shipstead, Smith, Smoot, Steck, Stephens, Stewart, Swanson, Tyson, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, Wheeler, and Willis.

A quorum being present,

CREDENTIALS OF SENATOR FROM VERMONT

The Vice President laid before the Senate the credentials of Porter H. Dale, duly chosen a Senator by the qualified electors of the State of Vermont for the term beginning March 4, 1927; which were read and placed on file.

ARBITRATION OF DIPLOMATIC CONTROVERSIES WITH MEXICO

On motion by Mr. Robinson of Arkansas, and by unanimous consent,

Ordered, That the resolution (S. Res. 327) advising arbitration of diplomatic controversies with Mexico be made a special order for to-morrow immediately after the conclusion of the morning business, and that when the hour of 2 o'clock arrives the unfinished business, namely, the bill (H. R. 11768) to regulate the importation of milk and cream into the United States for the purpose of promoting the dairy industry of the United States and protecting the public health, be temporarily laid aside and the Senate continue the consideration of the foregoing resolution to its final conclusion.

ENROLLED BILLS SIGNED

Mr. Greene, from the Committee on Enrolled Bills, reported that they had examined and found truly enrolled the following bills:

H. R. 14557. An act making appropriations for the Treasury and Post Office Departments for the fiscal year ending June 30, 1928, and for other purposes;

H. R. 15012. An act to amend the act entitled "An act to extend the time for the completion of the municipal bridge approaches, and extensions or additions thereto, by the city of St. Louis, within the States of Illinois and Missouri," approved February 13, 1924; and

H. R. 15530. An act to extend the time for the construction of a bridge across Red River at Fulton, Ark.

The Vice President thereupon signed the same, and they were delivered to the committee to be presented to the President of the United States.

HOUSE BILL REFERRED

The bill H. R. 16391, this day received from the House of Representatives for concurrence, was read the first and second times by unanimous consent, and referred to the Committee on Finance.

PETITIONS AND MEMORIALS

Petitions, memorials, etc., were presented and referred as follows:

By Mr. Robinson of Indiana: A joint resolution of the Legislature of the State of Indiana, praying the enactment of legislation providing for agricultural relief; to the Committee on Agriculture and Forestry.

By Mr. McLean: A petition of several letter carrier associations in the State of Connecticut, praying the passage of House bill 11325 amending the United States employees' compensation act; to the Committee on the Judiciary.

A petition of the Stamford Woman's Club (Inc.), of Stamford, Conn., praying the enactment of legislation providing for the repeal of the so-called amusement taxes; and

A memorial of the Connecticut Pharmaceutical Association, of Hartford, Conn., remonstrating against the enactment of legislation proposing to conserve the revenues from medicinal spirits and provide for the effective Government control thereof, and to prevent the evasion of taxes; to the Committee on Finance.

A memorial of the Waterbury Women's Club, of Waterbury, Conn., remonstrating against the enactment of legislation authorizing the turning over of Beecher Meadows in Yellowstone National Park to commercial irrigation; to the Committee on Public Lands and Surveys.

By Mr. Copeland: A resolution adopted by the United Swiss Societies of Greater New York, praying the enactment of legislation repealing the so-called national origin provision of the immigration act of 1924, in order to prevent a curtailment of the quota of immigrants from Switzerland; to the Committee on Immigration.

A petition of members of the White Plains (N. Y.) Community Church and members of the Mapleton Congregational Church of Brooklyn, N. Y., praying the settlement of diplomatic disputes with Mexico by arbitration; to the Committee on Foreign Relations.

By Mr. Wadsworth: A resolution adopted by the Central Trades and Labor Councils of Greater New York and vicinity, praying the enactment of legislation prohibiting the use of poison in the denaturization of industrial alcohol; to the Committee on the Judiciary.

By Mr. Curtis: A memorial of citizens of Oswego, Kans., remonstrating against the enactment of legislation providing for compulsory Sunday observance in the District of Columbia; to the Committee on the District of Columbia.

By Mr. Robinson of Arkansas: A petition of T. B. Madden, of National Stock Yards, Ill., praying the enactment of legislation providing for direct shipments of livestock to packing houses; to the Committee on Agriculture and Forestry.

Petitions praying the enactment of legislation granting pensions and increase of pensions to Civil War veterans and their widows were presented as follows:

By Mr. Curtis: Several petitions of citizens of the State of Kansas.

By Mr. Gillett: Several petitions of citizens of the State of Massachusetts.

By Mr. Willis: A petition of citizens of the State of Ohio.

By Mr. McLean: A petition of citizens of the State of Connecticut.

Ordered, That they be referred to the Committee on Pensions. Petitions praying the enactment of legislation providing for the regulation of radio broadcasting stations were presented as follows:

By Mr. Capper: A petition of citizens of Atchison, Kans.

By Mr. Curtis: Several petitions of citizens of the State of Kansas.

Ordered, That they lie on the table.

By Mr. Walsh of Massachusetts: A petition of the director of the Agricultural Experiment Station of Amherst, Mass., pray-

ing the enactment of legislation removing the duty on importations of fertilizers; to the Committee on Finance.

Mr. Copeland presented a resolution adopted by the National Republican Club of New York City, favoring the enactment of legislation providing for the maintenance of the Navy on the so-called 5-5-3 basis, authorized in the recent disarmament conference.

Ordered, That it lie on the table.

Mr. McKellar presented a copy of a concurrent resolution adopted by the Legislature of the State of Tennessee, praying the passage of the so-called McNary-Haugen agricultural relief bill.

Ordered, That it lie on the table.

Mr. McLean presented the following petitions and memorial: A petition of the Woman's Christian Temperance Unions, of Stafford Springs and Montville, Conn., praying the enactment of legislation creating a bureau of customs and prohibition in the Treasury Department;

A petition of citizens of Bristol, Conn., praying the passage of the so-called Swing-Johnson Boulder Dam bill; and

A memorial of the Thompsonville Board of Trade, of Thompsonville, Conn., remonstrating against the enactment of legislation providing for the adoption of the metric system.

Ordered, That they lie on the table.

REPORTS OF COMMITTEES

Mr. Sheppard, from the Committee on Military Affairs, to whom was referred the bill (H. R. 13778) for the relief of certain citizens of Eagle Pass, Tex., reported it without amendment and submitted a report (No. 1303) thereon.

Mr. McNary, from the Committee on Agriculture and Forestry, to whom was referred the bill (S. 4808) to establish a Federal farm board to aid in the orderly marketing and in the control and disposition of the surplus of agricultural commodities, reported it without amendment and submitted a report (No. 1304) thereon.

Mr. Reed of Pennsylvania, from the Committee on Military Affairs, to whom was referred the bill (S. 1261) for the relief of William H. Grayson, reported it with an amendment and submitted a report (No. 1305) thereon.

Mr. Pine, from the Committee on Military Affairs, to whom was referred the bill (H. R. 3664) to correct the military record of Daniel C. Darroch, reported it without amendment and submitted a report (No. 1306) thereon.

Mr. Wadsworth, from the Committee on Military Affairs, to whom was referred the bill (H. R. 16923) relating to the transfusion of blood by members of the Military Establishment, reported it without amendment and submitted a report (No. 1307) thereon.

Mr. George, from the Committee on Military Affairs, to whom was referred the bill (S. 4719) for the relief of Thomas Johnson, reported it without amendment and submitted a report (No. 1308) thereon.

Mr. Cameron, from the Committee on Military Affairs, to whom was referred the bill (S. 4964) transferring a portion of the lands of the military reservation of the Presidio of San Francisco to the Department of the Treasury, reported it without amendment and submitted a report (No. 1309) thereon.

Mr. Mayfield, from the Committee on Claims, to whom was referred the bill (H. R. 2379) for the relief of Maj. Lester L. Lampert, reported it adversely and submitted a report (No. 1310) thereon.

Mr. Caraway, from the Committee on Claims, to whom was referred the bill (H. R. 10424) to ratify the action of a local board of sales control in respect of a contract between the United States and Max Hagdorn, of La Grange, Ga., reported it without amendment and submitted a report (No. 1311) thereon.

Mr. Capper, from the Committee on the District of Columbia, to whom was referred the bill (S. 4875) to amend an act entitled "An act to provide for the examination and registration of architects and to regulate the practice of architecture in the District of Columbia," approved December 13, 1924, and for other purposes, reported it with amendments and submitted a report (No. 1312) thereon.

Mr. Shipstead, from the Committee on Patents, to whom was referred the bill (S. 4812) amending the statutes of the United States as to procedure in the Patent Office and in the courts with regard to the granting of letters patent for inventions and with regard to interfering patents, reported it with amendments and submitted a report (No. 1313) thereon.

Mr. Smoot, from the Committee on Finance, to whom was referred the bill (S. 4190) to authorize the settlement of the indebtedness of the Kingdom of the Serbs, Croats, and Slovenes, reported it without amendment and submitted a report (No. 1314) thereon.

Mr. Bingham, from the Committee on Territories and Insular Possessions, to whom was referred the bill (S. 4933) authorizing an appropriation for public highways in the island of St. Thomas, Virgin Islands, reported it with amendments and submitted a report (No. 1315) thereon.

INTRODUCTION OF BILLS AND JOINT RESOLUTION

Bills and a joint resolution were introduced, severally read the first and second times by unanimous consent, and referred as follows:

By Mr. La Follette:

A bill (S. 5393) for the relief of Lieut. Henry C. Weber, Medical Corps, United States Navy; to the Committee on Naval Affairs.

By Mr. Wadsworth:

A bill (S. 5394) authorizing William M. Chadbourne to accept a decoration from the King of the Serbs, Croats, and Slovenes; to the Committee on Military Affairs.

By Mr. McNary:

A bill (S. 5395) to provide for the construction of the Deschutes project in Oregon, and for other purposes; to the Committee on Irrigation and Reclamation.

By Mr. George:

A bill (S. 5396) for the relief of W. L. Sellers; to the Committee on Naval Affairs.

By Mr. Fletcher:

A bill (S. 5397) to amend section 9 of the river and harbor act approved March 3, 1899; to the Committee on Commerce.

By Mr. Smith:

A bill (S. 5398) granting relief to Thomas M. Livingston; to the Committee on Claims.

By Mr. Norbeck:

A bill (S. 5399) granting a pension to Nelson E. Bucknam (with accompanying papers); and

A bill (S. 5400) granting an increase of pension to Harriet Grace (with accompanying papers); to the Committee on Pensions.

By Mr. Bingham:

A bill (S. 5401) to amend an act entitled "An act to provide a civil government for Porto Rico, and for other purposes," approved March 2, 1917, as amended; to the Committee on Territories and Insular Possessions.

A bill (S. 5402) to amend the act entitled "An act to provide more effectively for the national defense by increasing the efficiency of Air Corps of the Army of the United States, and for other purposes," approved July 2, 1926; to the Committee on Military Affairs.

By Mr. Robinson of Indiana:

A bill (S. 5403) granting a pension to Charles V. Barr (with accompanying papers); to the Committee on Pensions.

By Mr. Capper:

A bill (S. 5404) granting an increase of pension to Harry A. Smith (with accompanying papers); to the Committee on Pensions.

By Mr. Copeland:

A bill (S. 5405) to regulate the practice of medicine and midwifery in the District of Columbia, and to punish persons violating the provisions thereof; to the Committee on the District of Columbia.

By Mr. Willis:

A bill (S. 5406) granting an increase of pension to Emma E. Kanzleiter (with accompanying papers); and

A bill (S. 5407) granting a pension to Mary May Bricker (with accompanying papers); to the Committee on Pensions.

By Mr. Harris:

A bill (S. 5408) granting a pension to Henry Clay Berryman; to the Committee on Pensions.

By Mr. Jones of Washington:

A joint resolution (S. J. Res. 149) authorizing the selection of a site and the erection of a memorial monument to the pioneers of the Pacific Northwest in Washington City, D. C.; to the Committee on the Library.

TIMBER PURCHASES IN MALHEUR NATIONAL FOREST

Mr. Cameron (for Mr. Stanfield) submitted the following resolution (S. Res. 332), which was referred to the Committee on Public Lands and Surveys:

Whereas on June 15, 1923, a contract was entered into by and between the United States Forest Service and one Fred Herrick, of St. Maries, Idaho, for the purchase by said Herrick of approximately 890,000,000 feet of timber situate in the United States Forest Reserve in Grant County, Oreg., known as the Bear Valley unit of the Malheur National Forest; and

Whereas by the terms of said contract the said purchaser agreed within a period of two years from the date of said contract to construct and complete, ready for operation, ap-

proximately 80 miles of common carrier railroad to a designated point within said Grant County, Oreg.; and

Whereas by the terms of said contract said Herrick agreed to commence logging operations by April 1, 1925; and

Whereas it is charged by reliable citizens of Grant and Harney Counties, Oreg., that said Herrick has failed and refused to carry out the terms of said contract, as is therein specified; and

Whereas on two different occasions said Forest Service has, since the signing of said contract, granted to said Herrick and to the corporations by means of which he is attempting to develop said project an extension of one year to complete the performance of said contract, making a total of two years' extension which has thus been granted; and

Whereas said Herrick and said corporations are now requesting another extension on said contract, from said Forest Service; and

Whereas said citizens further charge that one James W. Girard, while in the employ of the United States Forest Service, in a responsible position, in its office in Missoula, Mont., was instrumental in getting said Herrick to bid on said timber and to enter into said contract; that soon after bids were opened and before said contract was signed said Girard resigned his position with the Forest Service and entered said Herrick's employ in the development of said project, at an increase in salary of \$5,000 per year over what he had been receiving from the Government; that soon after said contract was signed one Frank Klobucher, also an employee of the Forest Service in said Missoula office, likewise resigned his position and accepted a position with said Herrick in connection with said project at a substantial increase in salary; that soon thereafter said Herrick, Girard, and Klobucher acted as incorporators of the Fred H. Herrick Lumber Co. and of the Malheur Railroad Co. which are the operating corporations organized by said Herrick to develop said project, and said Girard and Klobucher became and now are officers, directors, and stockholders of and in said corporations; and

Whereas reliable citizens of said counties also state that there are circumstances surrounding said transactions which strongly indicate that there was fraud and collusion between said Herrick and certain officials of the United States Forest Service in the making by said Herrick of said bid and in the execution of said contract, and that said Herrick has told different persons in said counties that he would not have entered into said contract if he had not been assured in advance by officials of the United States Forest Service that he would be granted all the extensions of time he desired to complete said contract; and

Whereas on December 4, 1926, the county court of said Grant County adopted resolutions in which, among other things, it is charged in effect that it is apparent that the unusual privileges extended to said Herrick and said corporations, and the leniency shown to them in regard to the violations of the terms of said contract, have been due to the connection between said Herrick and said former employees of the United States Forest Service, and said resolution requested that the Oregon delegation in Congress demand a complete investigation of the original advertising of said timber for sale by the Forest Service, and of the execution of said contract, and of all such extensions granted, and of the activities of present and former employees of the United States Forest Service in connection with said matters; and

Whereas said citizens further charge that neither said Herrick nor said corporations ever had, and have not now, sufficient financial resources to perform said contract according to its provisions, and charge that said contract was secured, as aforesaid, as a pure speculation on the part of said Herrick and said Girard; and

Whereas on January 20, 1927, the Legislative Assembly of the State of Oregon, without a dissenting vote, adopted a memorial, in which, among other things, it memorialized the Senate of the United States to appoint a special committee to investigate the facts surrounding the execution of said contract and the granting of said extensions of time; that such committee be authorized to recommend to the Department of Justice the institution of proper legal proceedings to fully protect the interests of the citizens of said Grant County, the State of Oregon, and of the United States; Now, therefore, be it

Resolved, That the Committee on Public Lands and Surveys, or any duly authorized subcommittee thereof, is authorized to investigate and inquire into all matters and things surrounding and connected with the advertising and receiving of bids for the sale of said timber, the execution of said contract, and the granting of said extensions of time to perform said contract. For the purpose of this resolution such committee or sub-

committee is authorized to hold hearings; to require by subpoena or otherwise the attendance of such witnesses, and the production of such books, papers, documents, and records, and to administer such oaths and to take such testimony and to make such expenditures therefor as it may deem advisable. The cost of stenographic service to report such hearings shall not be in excess of 25 cents per hundred words. The expenses of such committee or subcommittee, which shall not exceed the sum of \$3,000, shall be paid from the contingent fund of the Senate, and the expenditure of said sum is hereby authorized for the above purposes. The said committee or subcommittee shall make a final report on said matters to the Senate as to its findings on or before the 20th day of February, 1927, together with recommendations for such legislation or action as it may deem necessary and proper.

INVESTIGATION OF ALLEGED PUBLIC-LAND FRAUDS

Mr. Cameron submitted the following resolution (S. Res. 333), which was referred to the Committee on Public Lands and Surveys:

Resolved, That the Committee on Public Lands and Surveys, or any subcommittee it may designate for the purpose, be, and it hereby is, authorized and directed to make a thorough investigation of and report to the Senate its findings and recommendations regarding charges that have frequently been made and continue to persist, and reports that have long been current and now prevail that vast tracts of lands within the area of the lands ceded to the United States by the Government of Mexico were corruptly and fraudulently turned over to and delivered into the possession of private interests, and have been held and are now held by said interests without color of title, and have been exploited and are now being exploited by said interests in flagrant violation of law; that qualified citizens seeking to exercise constitutional rights relative to said lands, and parts thereof, have been maliciously threatened, intimidated, slandered, libeled, and arrested, and have been corruptly indicted and held under outrageous bonds for long periods of time, and then released without a hearing or a trial; that private interests continue in the unlawful possession of the public lands by reason of their exerted influence over those whose duty it is to enforce the law; that public officials charged with the duty of protecting the public lands and the rights of the people have been corrupted; that private interests and public officials have conspired to defeat the rights of citizens and defraud the Government, and for this purpose have concealed, fabricated, and destroyed public records; that enormous sums of money have been and are now being expended by private interests and their agents in corrupting the public service to the end that said interests may continue in unlawful possession of, and to exercise unlawful control over public lands of the United States.

That said committee is hereby authorized to sit and perform its duties at such times and places as it deems necessary or proper, and to require the attendance of witnesses by subpoena or otherwise; to require the production of books, papers, surveys, maps, grants, patents, and any and all other documents pertaining thereto; and to employ stenographers at a cost not exceeding 25 cents per hundred words. The chairman of the committee or any member thereof may administer oaths to witnesses and sign subpoenas for witnesses and records; and every person duly summoned before said committee, or any subcommittee thereof, who refuses or fails to obey the process of said committee, or refuses to answer the questions pertaining to said investigation, shall be punished, as prescribed by law. The expenses of said investigation shall be paid from the contingent fund of the Senate on vouchers of the committee or subcommittee, signed by the chairman and approved by the Committee to Audit and Control the Contingent Expenses of the Senate.

LAWS ADMINISTERED BY INTERSTATE COMMERCE COMMISSION

Mr. Hawes submitted the following resolution (S. Res. 334), which was referred to the Committee on Interstate Commerce:

Resolved, That the Interstate Commerce Commission is hereby requested to prepare a manuscript, in a form suitable to be printed as a Senate document, covering the text of the various acts administered by the Interstate Commerce Commission and related provisions of law, annotated with digests following each section, of all pertinent decisions of the courts and the commission and other administrative agencies and with regulations of the commission, together with an index, and to transmit such manuscript to the Secretary of the Senate on or before October 1, 1927. Such manuscript, when received, is authorized to be printed as a Senate document.

DISCUSSION OF NOMINATIONS IN OPEN SESSION

Mr. Walsh of Massachusetts submitted the following resolution (S. Res. 335), which was referred to the Committee on Rules:

Resolved, That paragraph No. 2 of Rule XXXVIII of the Standing Rules of the Senate be, and the same is hereby, amended to read as follows:

"2. All nominations to the Federal Trade Commission, the Tariff Commission, and the Interstate Commerce Commission shall be considered and voted on in open session. Other nominations may be considered and voted on in secret session when so ordered by a majority vote of the Senate; and when so ordered, all information communicated or remarks made by a Senator when acting upon nominations concerning the character or qualifications of the person nominated, also all votes upon any nomination, shall be kept secret. If, however, charges shall be made against a person nominated, the committee may, in its discretion, notify such nominee thereof, but the name of the person making such charges shall not be disclosed. The fact that a nomination has been made, or that it has been confirmed or rejected, shall not be regarded as a secret."

OIL CONCESSIONS IN MEXICO

The Vice President laid before the Senate a resolution coming over from the 21st instant, viz, the resolution (S. Res. 330) requesting the Secretary of State to supply the Senate with certain information respecting oil concessions in Mexico; and,

On motion by Mr. Norris, and by unanimous consent, Ordered, That it lie over without prejudice.

DEFICIENCY AND SUPPLEMENTAL APPROPRIATIONS

On motion by Mr. Warren, and by unanimous consent, The Senate, as in Committee of the Whole, proceeded to consider the bill (H. R. 16462) making appropriations to supply urgent deficiencies in certain appropriations for the fiscal year ending June 30, 1927, and prior fiscal years, and to provide urgent supplemental appropriations for the fiscal year ending June 30, 1927, and for other purposes.

The reported amendments in part having been agreed to, Pending debate, Mr. King raised a question as to the presence of a quorum; Whereupon The President pro tempore directed the roll to be called; When

Seventy-seven Senators answered to their names, as follows: Messrs. Ashurst, Bingham, Blease, Borah, Bratton, Broussard, Bruce, Cameron, Capper, Caraway, Copeland, Couzens, Curtis, Dale, Deneen, Dill, Edge, Edwards, Ernst, Ferris, Fess, Fletcher, Frazier, George, Gillett, Glass, Goff, Gooding, Gould, Hale, Harris, Hawes, Hefflin, Howell, Johnson, Jones of New Mexico, Jones of Washington, Kendrick, Keyes, King, La Follette, Lenroot, McKellar, McMaster, Mayfield, Metcalf, Moses, Neely, Norbeck, Norris, Nye, Oddie, Overman, Pepper, Phipps, Pine, Reed of Missouri, Reed of Pennsylvania, Robinson of Indiana, Sackett, Schall, Sheppard, Shipstead, Shorridge, Smith, Smoot, Steack, Stephens, Stewart, Tyson, Wadsworth, Walsh of Massachusetts, Warren, Watson, Weller, Wheeler, and Willis.

A quorum being present, The residue of the reported amendments were agreed to, and the bill further amended on the motion of Mr. Warren, from the Committee on Appropriations.

On motion by Mr. Smoot to further amend the bill by striking out the proviso beginning on page 9, line 18, and extending down to and including line 17, on page 10,

Pending debate,

REPORT OF PUBLIC PRINTER

The President pro tempore laid before the Senate a communication from the Public Printer, transmitting, pursuant to law, the annual report of the operations of the Government Printing Office for the period from July 1, 1925, to December 31, 1926, inclusive; which, with the accompanying report, was referred to the Committee on Printing.

ISSUING AND SIGNING OF GOVERNMENT CHECKS

The President pro tempore laid before the Senate a communication from the Secretary of the Treasury, inclosing a draft of a proposed bill authorizing the designation of persons to act for disbursing officers and others charged with the disbursement of public moneys of the United States, particularly with respect to the issuing and signing of checks; which, with the accompanying paper, was referred to the Committee on Finance.

REPORT ON CERTAIN IRRIGATION PROJECTS

The President pro tempore laid before the Senate a communication from the Secretary of the Interior, transmitting certain information concerning the proposed Casper-Alcova irrigation project in Wyoming, and the Southern-Lassen project in California, together with a report of an investigation of the Deschutes project in Oregon; which, with the accompanying

report, was referred to the Committee on Irrigation and Reclamation.

EXECUTIVE SESSION

The President pro tempore announced that the hour of 2 o'clock had arrived; when

The Senate, under an order heretofore made in executive session, proceeded to the consideration of executive business.

After the consideration of executive business the doors were reopened; and

DEFICIENCY AND SUPPLEMENTAL APPROPRIATIONS

On motion by Mr. Warren, and by unanimous consent,

The Senate, as in Committee of the Whole, resumed the consideration of the bill (H. R. 16462) making appropriations to supply urgent deficiencies in certain appropriations for the fiscal year ending June 30, 1927, and prior fiscal years, and to provide urgent supplemental appropriations for the fiscal year ending June 30, 1927, and for other purposes.

The question being on agreeing to the amendment proposed by Mr. Smoot, striking out the proviso beginning on page 9, line 17,

The further consideration of the said amendment was temporarily postponed.

On motion by Mr. Fletcher to further amend the bill by striking out on page 9, line 5, the numerals "\$800,000" and inserting in lieu thereof \$1,500,000; and the same having been subsequently modified by inserting \$970,000 in lieu of the \$1,500,000.

Pending debate,

Mr. Jones of Washington raised a question of order, viz, that the item had not been estimated for by the Director of the Bureau of the Budget, and was therefore not in order under Rule XVI, paragraph 1.

The Vice President sustained the point of order.

On motion by Mr. McKellar to further amend the bill by inserting on page 10, line 17, after the word "commissioner," a proviso,

Pending debate,

ADJOURNMENT

On motion by Mr. Jones of Washington, at 5 o'clock and 25 minutes p. m.,

The Senate adjourned.

TUESDAY, JANUARY 25, 1927

The Vice President called the Senate to order, and the Chaplain offered prayer.

THE JOURNAL

The Journal of the proceedings of yesterday was approved.

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Chaffee, one of its clerks:

Mr. President: The House of Representatives has receded from its disagreement to the amendments of the Senate numbered 2, 3, 4, 5, 6, 7, 8, 9, 10, 12, 17, 18, 19, 20, 21, 22, 23, 24, 25, 27, 28, 29, 31, 32, 33, and 34 to the bill (H. R. 2) to amend an act entitled "An act to provide for the consolidation of national banking associations," approved November 7, 1918; to amend section 5136 as amended, section 5137, section 5138 as amended, section 5142, section 5150, section 5155, section 5190, section 5200 as amended, section 5202 as amended, section 5208 as amended, section 5211 as amended, of the Revised Statutes of the United States; and to amend section 9, section 13, section 22, and section 24 of the Federal reserve act, and for other purposes, and agreed to the same; it has receded from its disagreement to the amendments of the Senate numbered 11, 26, 30, 36, 37, 38, and 39 to the said bill and agreed to each thereof with an amendment, in which amendments it requests the concurrence of the Senate; it has receded from its disagreement to the amendment of the Senate to the title of the bill and agreed to the same with an amendment, in which it requests the concurrence of the Senate; and it further insists upon its disagreement to the amendments of the Senate numbered 1, 13, 14, 15, 16, and 35.

ACTIVITIES OF UNDER-COVER PROHIBITION AGENTS

The Vice President laid before the Senate a communication from the Secretary of the Treasury, transmitting, in response to Senate resolution 325, agreed to on the 11th instant, a report of David H. Blair, Commissioner of Internal Revenue, and Lincoln C. Andrews, Assistant Secretary of the Treasury, relative to under-cover activities of prohibition agents; which, with the accompanying report, was referred to the Committee on the Judiciary.

Subsequently,

On motion by Mr. Reed of Missouri, and by unanimous consent,

Ordered, That the communication, with the accompanying report, be printed.

PETITIONS AND MEMORIALS

Mr. Broussard presented a petition of citizens of New Orleans, La., praying the enactment of legislation granting pensions and increase of pensions to Civil War veterans and their widows; which was referred to the Committee on Pensions.

Mr. Curtis presented a concurrent resolution of the Legislature of the State of Kansas, praying the enactment of legislation providing for equality for agriculture; which was referred to the Committee on Agriculture and Forestry.

Mr. Cameron (for Mr. Stanfield) presented a telegram from the secretary of state of the State of Oregon, transmitting a copy of a joint resolution of the legislature of that State, favoring the appointment of a special committee to investigate the facts and circumstances surrounding the execution of a contract entered into by and between the United States Forest Service and one Fred Herrick, for the purchase of certain timber in the Malheur National Forest; which was referred to the Committee on Agriculture and Forestry.

Mr. Copeland presented a resolution adopted by the local standing committee of the Bronx Free Fellowship, New York, N. Y., favoring the withdrawal of American marines from Nicaragua and the settlement of the present dispute with Mexico by arbitration.

Ordered, That it lie on the table.

Petitions praying the enactment of legislation providing for the regulation of radio broadcasting stations were presented as follows:

By Mr. Capper: A petition of citizens of Independence, Kans.

By Mr. Curtis: Petitions of citizens of Independence and Park, Kans.

Ordered, That they lie on the table.

REPORTS OF COMMITTEES

Mr. Stewart, from the Committee on Commerce, to whom were referred the following bills, reported them each without amendment and submitted reports thereon, as follows:

H. R. 15014. An act granting the consent of Congress to the city of Quincy, State of Illinois, its successors and assigns, to construct, maintain, and operate a bridge across the Mississippi River (Rept. No. 1316); and

H. R. 15642. An act granting the consent of Congress to the State of Michigan and Berrien County, or either of them, to reconstruct, maintain, and operate a bridge across the St. Joseph River (Rept. No. 1317).

The Senate proceeded, by unanimous consent, to consider the said bills as in Committee of the Whole; and no amendment being made, they were reported to the Senate.

Ordered, That they pass to a third reading.

The said bills were read the third time.

Resolved, That they pass.

Ordered, That the Secretary notify the House of Representatives thereof.

Mr. Smith, from the Committee on Patents, to whom was referred the bill (H. R. 10735) to prevent fraud, deception, or improper practice in connection with business before the United States Patent Office, and for other purposes, reported it with an amendment and submitted a report (No. 1318) thereon.

Mr. Metcalf, from the Committee on Patents, to whom was referred the bill (S. 4957) to amend section 129 of the Judicial Code, allowing an appeal in a patent suit from a decree which is final except for the ordering of an accounting, reported it without amendment and submitted a report (No. 1319) thereon.

Mr. Stewart, from the Committee on Patents, to whom was referred the bill (H. R. 7563) to amend section 4900 of the United States Revised Statutes, reported it without amendment and submitted a report (No. 1320) thereon.

Mr. Pepper, from the Committee on Naval Affairs, to whom was referred the bill (H. R. 5085) to remove the charge of desertion from and correct the naval record of Louis Nemeck, otherwise known as Louis Nemeck, reported it without amendment and submitted a report (No. 1321) thereon.

Mr. Trammell, from the Committee on Claims, to whom was referred the bill (S. 2144) for the relief of Tampico Marine Iron Works, reported it with amendments and submitted a report (No. 1322) thereon.

Mr. Mayfield, from the Committee on Agriculture and Forestry, to whom was referred the bill (S. 4746) authorizing the Secretary of Agriculture to collect and publish statistics of the

grade and staple length of cotton, reported it with amendments and submitted a report (No. 1323) thereon.

Mr. Means, from the Committee on Claims, to whom was referred the bill (H. R. 11325) to amend an act entitled "An act to provide compensation for employees of the United States suffering injuries while in the performance of their duties, and for other purposes," approved September 7, 1916, and acts in amendment thereof, reported it without amendment and submitted a report (No. 1324) thereon.

INTRODUCTION OF BILLS

Bills were introduced, severally read the first and second times by unanimous consent, and referred as follows:

By Mr. Copeland:

A bill (S. 5409) for the relief of Alvin Hovey-King; and
A bill (S. 5410) for the relief of May Fee, Daniel E. Turbeville, Zenas V. Johnston, Arthur L. Beaman, Cora M. Avery, Harvey O. Offerdahl; to the Committee on claims.

By Mr. Tyson:

A bill (S. 5411) providing for the promotion of certain non-commissioned officers in the Regular Army; to the Committee on Military Affairs.

By Mr. Bratton:

A bill (S. 5412) granting a pension to Cosme Herrera; to the Committee on Pensions.

A bill (S. 5413) for the relief of Claude J. Neis; to the Committee on Military Affairs.

By Mr. Fess:

A bill (S. 5414) granting a pension to John Washington Beardmore; to the Committee on Pensions.

By Mr. Phipps:

A bill (S. 5415) for the relief of Roswell H. Bancroft (with accompanying papers); to the Committee on Post Offices and Post Roads.

By Mr. Curtis:

A bill (S. 5416) authorizing enrollment as members of the Cherokee Tribe of Indians of Jeffry Wilson Hamilton and heirs (with accompanying papers); to the Committee on Indian Affairs.

A bill (S. 5417) granting an increase of pension to Amanda Brading (with accompanying papers);

A bill (S. 5418) granting an increase of pension to Jennie Y. Brandon (with accompanying papers);

A bill (S. 5419) granting an increase of pension to Matilda Butler (with accompanying papers);

A bill (S. 5420) granting a pension to Elizabeth Baker (with accompanying papers);

A bill (S. 5421) granting a pension to Louisa Boehme (with accompanying papers);

A bill (S. 5422) granting an increase of pension to Anna Barrett (with accompanying papers);

A bill (S. 5423) granting an increase of pension to Nannie F. Davenport (with accompanying papers);

A bill (S. 5424) granting an increase of pension to Leah E. Davison (with accompanying papers);

A bill (S. 5425) granting an increase of pension to Mary E. Dearen (with accompanying papers);

A bill (S. 5426) granting a pension to Maria Groves (with accompanying papers);

A bill (S. 5427) granting an increase of pension to Cora E. Hotten (with accompanying papers);

A bill (S. 5428) granting an increase of pension to Annie E. Kent (with accompanying papers);

A bill (S. 5429) granting an increase of pension to Harriett Larue (with accompanying papers);

A bill (S. 5430) granting an increase of pension to Carrie Naylor (with accompanying papers);

A bill (S. 5431) granting an increase of pension to Edie Nichols (with accompanying papers); and

A bill (S. 5432) granting an increase of pension to Parmelia Preston (with accompanying papers); to the Committee on Pensions.

By Mr. Walsh of Massachusetts:

A bill (S. 5433) to further amend the act entitled "An act for the retirement of employees in the classified civil service, and for other purposes," approved May 22, 1920; to the Committee on Civil Service.

By Mr. Watson:

A bill (S. 5434) to create the Philippine leprosy commission and to provide facilities in the Philippine Islands for the care and treatment of persons afflicted with leprosy; to the Committee on Territories and Insular Possessions.

By Mr. Capper:

A bill (S. 5435) to provide for the widening of C Street NE., in the District of Columbia, and for other purposes; to the Committee on the District of Columbia.

By Mr. Dale:

A bill (S. 5436) granting an increase of pension to Myra Burnham (with accompanying papers); to the Committee on Pensions.

By Mr. Willis:

A bill (S. 5437) granting an increase of pension to Elizabeth D. Fisher (with accompanying papers); to the Committee on Pensions.

By Mr. King:

A bill (S. 5438) to authorize the issuance of patent for lands containing gold, silver, cinnabar, lead, tin, copper, or other valuable deposits, and for other purposes; to the Committee on Public Lands and Surveys.

By Mr. Johnson:

A bill (S. 5439) for the relief of Ellen M. Gholson; to the Committee on Claims.

A bill (S. 5440) for the relief of William H. Brown; to the Committee on Finance.

By Mr. Sackett:

A bill (S. 5441) granting an increase of pension to Sallie J. Slavy (with accompanying papers); to the Committee on Pensions.

By Mr. Reed of Missouri:

A bill (S. 5442) granting a pension to Julia Lamb; to the Committee on Pensions.

By Mr. Norbeck:

A bill (S. 5443) granting pensions and increase of pensions to widows and former widows of certain soldiers, sailors, and marines of the Civil War, and for other purposes; to the Committee on Pensions.

By Mr. Neely:

A bill (S. 5444) granting an increase of pension to Mary A. Hockingberry; to the Committee on Pensions.

A bill (S. 5445) to provide for the acquisition of a site for a Federal building in Mannington, W. Va.; to the Committee on Public Buildings and Grounds.

By Mr. Jones of New Mexico:

A bill (S. 5446) granting an increase of pension to Caroline A. Berleth; to the Committee on Pensions.

OIL CONCESSIONS IN MEXICO

The Vice President laid before the Senate a resolution coming over from a former day, viz, the resolution (S. Res. 330) requesting the Secretary of State to supply the Senate with certain information respecting oil concessions in Mexico; and

On motion by Mr. Norris, and by unanimous consent, Ordered, That the resolution further lie over without prejudice.

ARBITRATION OF DIPLOMATIC CONTROVERSIES WITH MEXICO

The morning business having been concluded,

The Vice President laid before the Senate the resolution (S. Res. 327) advising arbitration of diplomatic controversies with Mexico made a special order for this hour; and

The Senate proceeded to consider the said resolution.

The question being on agreeing to the reported amendment striking out all after the word "Resolved," and inserting in lieu thereof certain words,

Mr. Curtis raised a question as to the presence of a quorum; Whereupon

The Vice President directed the roll to be called;

When

Eighty-five Senators answered to their names, as follows:

Messrs. Ashurst, Bayard, Bingham, Blease, Borah, Bratton, Broussard, Bruce, Cameron, Capper, Caraway, Copeland, Couzens, Curtis, Dale, Deneen, Dill, Edge, Edwards, Ernst, Ferris, Fess, Fletcher, Frazier, George, Gillett, Glass, Goff, Gooding, Gould, Greene, Hale, Harris, Harrison, Hawes, Hefflin, Howell, Johnson, Jones of New Mexico, Jones of Washington, Kendrick, Keyes, King, La Follette, Lenroot, McKellar, McLean, McMaster, McNary, Mayfield, Metcalf, Moses, Neely, Norbeck, Norris, Nye, Oddie, Overman, Pepper, Phipps, Pine, Pittman, Reed of Missouri, Reed of Pennsylvania, Robinson of Arkansas, Robinson of Indiana, Sackett, Schall, Sheppard, Shipstead, Shortridge, Smith, Smoot, Steek, Stephens, Stewart, Trammell, Tyson, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, Wheeler, and Willis.

A quorum being present,

Pending debate,

NATIONAL-BANK BRANCHES

Mr. Pepper, by unanimous consent, submitted the following conference report:

The committee of conference on the disagreeing votes of the two Houses on the amendments of the Senate to the bill (H. R. 2), entitled "An act to amend an act entitled 'An act to provide for the consolidation of national banking associations,'

approved November 7, 1918; to amend section 5136 as amended, section 5137, section 5138 as amended, section 5142, section 5150, section 5155, section 5190, section 5200 as amended, section 5202 as amended, section 5208 as amended, section 5211 as amended of the Revised Statutes of the United States; and to amend section 9, section 13, section 22, and section 24 of the Federal reserve act, and for other purposes," having met, after conference have been unable to agree.

GEORGE WHARTON PEPPER,
WALTER F. EDGE,
CARTER GLASS.

Managers on the part of the Senate.

LOUIS T. McFADDEN,

JAMES G. STRONG,

Managers on the part of the House.

The Senate proceeded, by unanimous consent, to consider the said report; and

Resolved, That the Senate agree thereto.

The Presiding Officer (Mr. Walsh of Massachusetts in the chair) laid before the Senate the message this day received from the House of Representatives, announcing its action on the amendments of the Senate to the foregoing bill and to the title thereof.

On motion by Mr. Pepper that the Senate recede from its amendments numbered 1, 13, 14, 15, 16, and 35, and that the Senate agree to the amendments of the House of Representatives numbered 11, 26, 30, 36, 37, 38, 39, and the amendment to the title.

Mr. Wheeler objected to the consideration of the said motion; whereupon

ARBITRATION OF DIPLOMATIC CONTROVERSIES WITH MEXICO

The Senate resumed the consideration of the resolution (S. Res. 327) advising arbitration of diplomatic controversies with Mexico.

The question being on agreeing to the reported amendment striking out all after the word "*Resolved*" and inserting in lieu thereof certain words,

Pending debate,

Mr. Borah raised a question as to the presence of a quorum; Whereupon

The Vice President directed the roll to be called;

When

Seventy-nine Senators answered to their names, as follows:

Messrs. Ashurst, Bayard, Bingham, Blease, Borah, Bratton, Broussard, Bruce, Cameron, Capper, Caraway, Copeland, Couzens, Curtis, Dale, Deneen, Dill, Ernst, Ferris, Fess, Fletcher, Frazier, George, Gillett, Glass, Gooding, Hale, Harris, Harrison, Hawes, Hellin, Howell, Johnson, Jones of New Mexico, Jones of Washington, Kendrick, Keyes, King, La Follette, Lenroot, McKellar, McLean, McMaster, McNary, Mayfield, Means, Metcalf, Moses, Neely, Norbeck, Nye, Oddie, Overman, Pepper, Phipps, Pine, Pittman, Reed of Pennsylvania, Robinson of Arkansas, Robinson of Indiana, Sackett, Schall, Sheppard, Shipstead, Shortridge, Smith, Smoot, Steck, Stephens, Stewart, Trammell, Tyson, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, Wheeler, and Willis.

A quorum being present,

On the question of agreeing to the reported amendment, viz, strike out all after the word "*Resolved*," and insert in lieu thereof the following:

That while by virtue of sovereignty, the duty devolves upon this Government to protect the lives and property of its nationals in foreign countries, which duty is not to be neglected or disregarded, it is nevertheless sound policy, consistent with the honor and best interest of the United States and promotive of international peace and good will, to submit to an arbitral tribunal, which shall apply the principles of international law, the controversies with Mexico relating to the alleged confiscation or impairment of the property of American citizens and corporations in Mexico; the arbitration agreement to provide for protection of all American property rights pending the final outcome of the arbitration.

That in good will and friendliness efforts should be made and persisted in to effect arrangements which will commit the two Governments to the policy of abiding by and executing awards that may be made in consequence of such arrangements to arbitrate.

It was determined in the affirmative, { Yeas ----- 79
Nays ----- 0

On motion by Mr. Borah,

The yeas and nays being desired by one-fifth of the Senators present,

Those who voted in the affirmative are—

Messrs. Ashurst, Bayard, Bingham, Blease, Borah, Bratton, Broussard, Bruce, Cameron, Capper, Caraway, Copeland, Cou-

zens, Curtis, Dale, Deneen, Dill, Ernst, Ferris, Fess, Fletcher, Frazier, George, Gillett, Glass, Gooding, Hale, Harris, Harrison, Hawes, Hellin, Howell, Johnson, Jones of New Mexico, Jones of Washington, Kendrick, Keyes, King, La Follette, Lenroot, McKellar, McLean, McMaster, McNary, Mayfield, Means, Metcalf, Moses, Neely, Norbeck, Nye, Oddie, Overman, Pepper, Phipps, Pine, Pittman, Reed of Pennsylvania, Robinson of Arkansas, Robinson of Indiana, Sackett, Schall, Sheppard, Shipstead, Shortridge, Smith, Smoot, Steck, Stephens, Stewart, Trammell, Tyson, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, Wheeler, and Willis.

None voted in the negative.

So the reported amendment was agreed to.

The resolution as amended was then agreed to.

ORDER FOR RECESS

On motion by Mr. Jones of Washington, and by unanimous consent,

Ordered, That when the Senate concludes its business to-day it take a recess until 12 o'clock m. to-morrow.

EXECUTIVE SESSION

On motion by Mr. Jones of Washington,

The Senate proceeded to the consideration of executive business; and

After the consideration of executive business the doors were reopened;

When,

On motion by Mr. Jones of Washington, at 5 o'clock and 10 minutes p. m.,

The Senate, pursuant to its order of to-day, took a recess until 12 o'clock m. to-morrow.

AT 12 O'CLOCK M. (CALENDAR DAY, WEDNESDAY, JANUARY 26, 1927)

The Vice President called the Senate to order.

QUESTION OF QUORUM

Mr. Curtis raised a question as to the presence of a quorum; Whereupon

The Vice President directed the roll to be called;

When

Eighty Senators answered to their names, as follows:

Messrs. Ashurst, Bayard, Bingham, Blease, Borah, Bratton, Broussard, Cameron, Capper, Caraway, Copeland, Couzens, Curtis, Dale, Deneen, Dill, Edge, Edwards, Ernst, Ferris, Fess, Fletcher, Frazier, George, Gillett, Glass, Goff, Gooding, Gould, Greene, Hale, Harris, Harrison, Hawes, Hellin, Howell, Johnson, Jones of Washington, Kendrick, Keyes, King, La Follette, Lenroot, McKellar, McLean, McMaster, McNary, Mayfield, Means, Metcalf, Neely, Norbeck, Nye, Oddie, Overman, Pepper, Phipps, Pine, Reed of Missouri, Reed of Pennsylvania, Robinson of Arkansas, Robinson of Indiana, Sackett, Schall, Sheppard, Shipstead, Shortridge, Smith, Smoot, Steck, Stephens, Stewart, Trammell, Tyson, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, Wheeler, and Willis.

A quorum being present,

PETITIONS AND MEMORIALS

Mr. Willis presented a resolution adopted by the Kiwanis Club of Ada, Ohio, praying the enactment of legislation providing for the construction of the Great Lakes-St. Lawrence waterway project; which was referred to the Committee on Commerce.

Mr. McLean presented a petition of citizens of Waterbury, Conn., praying the passage of the so-called Graham bill proposing certain amendments to the Federal employees' compensation act; which was referred to the Committee on the Judiciary.

Mr. Copeland presented the following petitions, which were referred as indicated:

A petition of the trustees of the New York State Historical Association, praying the enactment of legislation authorizing the collection and editing of the official papers of the Territories of the United States now in the national archives; to the Committee on the Library.

A memorial of citizens of Utica, N. Y., remonstrating against the presence in the United States of Emir Chekip Arslan, alleged head of a delegation from abroad to the Syrian Revolutionary Congress at Detroit, Mich.; to the Committee on Foreign Relations.

A petition of citizens of the State of New York praying the enactment of legislation granting pensions and increase of pensions to Civil War veterans and their widows; to the Committee on Pensions.

Mr. Copeland presented a resolution adopted at a joint meeting of traveling salesmen, representing 912,000 members, pray-

ing the enactment of legislation providing for the repeal of the so-called Pullman surcharge tax.

Ordered, That it lie on the table.

Mr. McLean presented the following petitions:

A petition of citizens of the State of Connecticut, praying the enactment of legislation providing for the regulation of radio broadcasting stations; and

A petition of the New Haven Association of Credit Men, of New Haven, Conn., praying the passage of the so-called McFadden branch banking bill.

Ordered, That they lie on the table.

REPORTS OF COMMITTEES

Mr. Means, by unanimous consent, from the Committee on Claims, to whom were referred the following bills, reported them each without amendment and submitted reports thereon, as follows:

S. 4756. A bill for the relief of Capt. Ellis E. Haring and Edward F. Batchelor (Rept. No. 1325);

H. R. 1464. An act for the relief of Charles C. Hughes (Rept. No. 1326);

H. R. 8345. An act for the relief of Crane Co. (Rept. No. 1327);

H. R. 9287. An act for the relief of Albert G. Tuxhorn (Rept. No. 1328); and

H. R. 10178. An act to confer authority on the Court of Claims to hear and determine the claim of Lester P. Barlow against the United States (Rept. No. 1329).

Mr. Reed of Missouri, by unanimous consent, from the Committee on Foreign Relations, to whom was referred the concurrent resolution (H. Con. Res. 41) expressing approval by the United States Congress of the proposed international project to erect a memorial at Santo Domingo, Dominican Republic, to Christopher Columbus, reported it without amendment.

The Senate proceeded, by unanimous consent, to consider the said resolution; and

Resolved, That the Senate agree thereto.

Ordered, That the Secretary notify the House of Representatives thereof.

Mr. McNary, by unanimous consent, from the Committee on Agriculture and Forestry, to whom was referred the bill (H. R. 15649) to provide for the eradication or control of the European corn borer, reported it with an amendment and submitted a report (No. 1330) thereon.

Mr. Trammell, by unanimous consent, from the Committee on Claims, to whom was referred the bill (S. 1787) for the return of \$5,000 to the New Amsterdam Casualty Co., reported it with an amendment and submitted a report (No. 1331) thereon.

Mr. Harrison, by unanimous consent, from the Committee on Foreign Relations, to whom was referred the bill (H. R. 12931) to provide for maintaining, promoting, and advertising the International Trade Exhibition, reported it without amendment and submitted a report (No. 1332) thereon.

INTRODUCTION OF BILLS AND JOINT RESOLUTION

Bills and a joint resolution were introduced by unanimous consent, severally read the first and second times, and referred as follows:

By Mr. Robinson of Arkansas:

A bill (S. 5447) granting a pension to Elizabeth E. Bagley; to the Committee on Pensions.

By Mr. McLean:

A bill (S. 5448) to amend paragraph C of subsection 3 of section 202 of an act entitled "An act to provide additional credit facilities for the agricultural and livestock industries of the United States, to amend the Federal farm loan act, to amend the Federal reserve act, and for other purposes," approved March 4, 1923; to the Committee on Banking and Currency.

By Mr. Wadsworth:

A bill (S. 5449) to authorize a permanent annual appropriation for the maintenance of the Gorges Memorial Laboratory; to the Committee on Foreign Relations.

By Mr. Willis:

A bill (S. 5450) granting a pension to Mary R. Nichols (with accompanying papers); to the Committee on Pensions.

By Mr. Overman:

A bill (S. 5451) to change the title of the United States Court of Customs Appeals, and for other purposes; to the Committee on the Judiciary.

By Mr. Bingham:

A bill (S. 5452) to prevent suits in the District Court of the United States for Porto Rico to restrain the assessment and collection of taxes imposed by the laws of Porto Rico; to the Committee on the Judiciary.

By Mr. Edge:

A bill (S. 5453) to authorize the Secretary of the Navy to modify agreements heretofore made for the settlement of a claim in behalf of the United States against Tioga Steel & Iron Co.; to the Committee on Claims.

By Mr. Phipps:

A bill (S. 5454) authorizing the establishment of a migratory bird refuge at Bear River Bay, Great Salt Lake, Utah (with accompanying papers); to the Committee on Agriculture and Forestry.

By Mr. Norbeck:

A bill (S. 5455) granting the consent of Congress to Kansas-Nebraska-Dakota Highway Association to construct a toll bridge across the Missouri River between the States of Nebraska and South Dakota; to the Committee on Commerce.

A bill (S. 5456) granting a pension to Helen M. Dodge; to the Committee on Pensions.

By Mr. Watson:

A bill (S. 5457) to establish a national war memorial museum and veterans' headquarters in the building known as Ford's Theater; to the Committee on the Library.

By Mr. Hawes:

A bill (S. 5458) granting a pension to Thomas L. Hocken-smith; to the Committee on Pensions.

By Mr. Willis:

A bill (S. 5459) granting an increase of pension to Mary Jane Brothers (with accompanying papers); to the Committee on Pensions.

By Mr. Johnson:

A bill (S. 5460) relating to labor of certain watchmen and building guards; to the Committee on Civil Service.

By Mr. McNary:

A joint resolution (S. J. Res. 150) to correct section 6 of the act of August 30, 1890, as amended by section 2 of the act of June 28, 1926; to the Committee on Agriculture and Forestry.

EMPLOYMENT FOR FEDERAL PRISONERS

Mr. Overman, by unanimous consent, submitted the following concurrent resolution (S. Con. Res. 27), which was referred to the Committee on the Judiciary:

Resolved by the Senate (the House of Representatives concurring), That a special joint committee of the Senate and House of Representatives be created, composed of three members of the Committee on the Judiciary of the Senate and three members of the Committee on the Judiciary of the House of Representatives, to be designated by the President of the Senate and the Speaker of the House of Representatives, respectively, that shall investigate and report to Congress, not later than the first Monday in December, 1927, what further employment for Federal prisoners is desirable in the United States penitentiaries, the United States Industrial Home for Women, and the United States Industrial Reformatory, the cost of erecting buildings, and the equipment of such buildings with the necessary machinery for the manufacture and production of any articles which said joint committee may consider feasible and practical, the probable cost of manufacture of any such articles, and the prices now paid under contract for such articles, and such other data as may be pertinent to the general inquiry. Such committee may employ clerical and stenographic assistance, and the expenses thereof and of the committee may be paid one-half out of the contingent fund of the Senate and one-half out of the contingent fund of the House of Representatives upon vouchers to be approved by the chairman of such joint committee, but such expenses shall not exceed \$5,000, which sum may be appropriated therefor, and said joint committee shall have power to sit either within or outside of the District of Columbia, and to sit during the sessions of the House and Senate until adjournment sine die of the Sixty-ninth Congress and thereafter until said inquiry is completed.

IMPORTATION OF MILK AND CREAM

The Senate resumed the consideration of its unfinished business, viz, the bill (H. R. 11768) to regulate the importation of milk and cream into the United States for the purpose of promoting the dairy industry of the United States and protecting the public health.

The question being on agreeing to the amendment heretofore made in the Committee of the Whole,

The further consideration of the bill was, by unanimous consent, temporarily laid aside.

DEFICIENCY AND SUPPLEMENTAL APPROPRIATIONS

On motion by Mr. Warren, and by unanimous consent,

The Senate, as in Committee of the Whole, resumed the consideration of the bill (H. R. 16462) making appropriations to supply urgent deficiencies in certain appropriations for the fiscal year ending June 30, 1927, and prior fiscal years, and to provide

urgent supplemental appropriations for the fiscal year ending June 30, 1927, and for other purposes.

The question being on agreeing to the amendment heretofore proposed by Mr. McKellar, inserting, on page 10, line 17, after the word "commissioner," the following proviso:

Provided further, That no part of this appropriation shall be used to pay any claim in excess of \$50,000 until, upon appeal by the taxpayer, or upon being certified for approval by the bureau, the same shall be approved by the United States Board of Tax Appeals.

Mr. Warren raised a question of order, viz, that the amendment proposed general legislation on a general appropriation bill, and, under Rule XVI, paragraph 3, was not in order.

Pending debate, which proceeded in the absence of objection, Mr. Heflin raised a question as to the presence of a quorum;

Whereupon
The Presiding Officer (Mr. Means in the chair) directed the roll to be called;

When
Seventy-seven Senators answered to their names, as follows:
Messrs. Ashurst, Bayard, Bingham, Blease, Borah, Bratton, Broussard, Cameron, Capper, Caraway, Copeland, Couzens, Curtis, Dale, Deneen, Dill, Edge, Edwards, Ernst, Ferris, Fess, Fletcher, Frazier, George, Glass, Goff, Gooding, Gould, Hale, Harris, Harrison, Hawes, Heflin, Howell, Johnson, Jones of Washington, Kendrick, Keyes, King, La Follette, Lenroot, McKellar, McLean, McMaster, McNary, Mayfield, Means, Metcalf, Norbeck, Nye, Oddie, Overman, Pepper, Phipps, Pittman, Reed of Missouri, Reed of Pennsylvania, Robinson of Arkansas, Robinson of Indiana, Sackett, Schall, Sheppard, Shortridge, Smith, Smoot, Steck, Stephens, Stewart, Trammell, Tyson, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, Wheeler, and Willis.

A quorum being present,
The Vice President sustained the point of order raised by Mr. Warren.

On motion by Mr. McKellar to further amend the bill by inserting on page 9, at the end of line 13, the following proviso: *Provided further, That no part of this appropriation shall be used to pay any claim in excess of \$50,000 until such claim shall be passed by the United States Board of Tax Appeals.*

Mr. Warren raised a similar question of order, viz, that the amendment proposed general legislation.

After debate,
The Vice President sustained the point of order.
From the decision of the Chair, Mr. McKellar appealed to the Senate.

Pending debate,
Mr. Reed of Missouri raised a question as to the presence of a quorum;

Whereupon
The Vice President directed the roll to be called;

When
Seventy-four Senators answered to their names, as follows:
Messrs. Bayard, Bingham, Blease, Bratton, Broussard, Cameron, Capper, Caraway, Copeland, Couzens, Curtis, Deneen, Dill, Edge, Edwards, Ernst, Ferris, Fess, Fletcher, Frazier, George, Goff, Gooding, Gould, Hale, Harris, Harrison, Hawes, Heflin, Howell, Johnson, Jones of Washington, Kendrick, Keyes, King, La Follette, Lenroot, McKellar, McLean, McMaster, McNary, Mayfield, Means, Metcalf, Neely, Norbeck, Nye, Oddie, Overman, Pepper, Phipps, Pittman, Reed of Missouri, Reed of Pennsylvania, Robinson of Arkansas, Robinson of Indiana, Sackett, Schall, Sheppard, Shortridge, Smith, Smoot, Steck, Stephens, Stewart, Trammell, Tyson, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, Wheeler, and Willis.

A quorum being present,
Pending debate,
Mr. McKellar withdrew his appeal from the decision of the Chair.

The bill having then been further amended on the motion of Mr. McKellar,

The Senate resumed the consideration of the amendment heretofore proposed by Mr. Smoot, striking out the proviso beginning on page 9, line 17, and the same was agreed to.

On motion by Mr. Reed of Missouri, further amend the bill by inserting on page 9, at the end of line 17, the following proviso:

Provided further, That any taxpayer making return for the calendar year 1926 of the taxes imposed by Title II of the revenue act of 1926 shall be entitled to an allowance by credit or refund of 10 per centum of the amount shown as the tax upon his return, such credit to be applied to the portion of the tax paid before July 1, 1927. Such allowance shall, under rules and regulations prescribed by the Commissioner of Internal Revenue, with the approval of the Secretary of the Treasury,

be made subject to the same conditions and limitations, on the same terms, and subject to the same adjustments resulting from deficiency assessments or returns on a basis other than a calendar year, as in the case of the allowance provided in Title XII of the revenue act of 1924.

Mr. Lenroot raised a question of order, viz, that the amendment was not in order, being general legislation on an appropriation bill.

Pending debate, by unanimous consent,

RECESS

On motion by Mr. Curtis, at 5 o'clock and 32 minutes p. m.,
The Senate took a further recess until 12 o'clock m. tomorrow.

AT 12 O'CLOCK M. (CALENDAR DAY, THURSDAY, JANUARY 27, 1927)

The Vice President called the Senate to order.

QUESTION OF A QUORUM

Mr. Curtis raised a question as to the presence of a quorum;
Whereupon
The Vice President directed the roll to be called;

When
Seventy-eight Senators answered to their names, as follows:
Messrs. Ashurst, Bayard, Bingham, Blease, Borah, Bratton, Broussard, Bruce, Cameron, Capper, Caraway, Copeland, Couzens, Curtis, Dale, Deneen, Dill, Edge, Edwards, Ernst, Ferris, Fess, Fletcher, Frazier, George, Glass, Goff, Gooding, Greene, Hale, Harris, Harrison, Hawes, Heflin, Howell, Johnson, Jones of New Mexico, Jones of Washington, Kendrick, Keyes, King, La Follette, Lenroot, McKellar, McLean, McMaster, McNary, Mayfield, Metcalf, Neely, Norbeck, Oddie, Overman, Pepper, Phipps, Pine, Reed of Missouri, Reed of Pennsylvania, Robinson of Indiana, Sackett, Schall, Sheppard, Shipstead, Shortridge, Smith, Smoot, Steck, Stephens, Stewart, Trammell, Tyson, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, Wheeler, and Willis.

A quorum being present,

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Chaffee, one of its clerks:

Mr. President: The Speaker of the House of Representatives having signed two enrolled bills, viz, H. R. 15014 and H. R. 15042, I am directed to bring the same to the Senate for the signature of its President.

ENROLLED BILLS SIGNED

Mr. Greene, from the Committee on Enrolled Bills, reported that they had examined and found truly enrolled the following bills:

H. R. 15014. An act granting the consent of Congress to the city of Quincy, State of Illinois, its successors and assigns, to construct, maintain, and operate a bridge across the Mississippi River; and

H. R. 15042. An act granting the consent of Congress to the State of Michigan and Berrien County, or either of them, to reconstruct, maintain, and operate a bridge across the St. Joseph River.

The Vice President thereupon signed the same, and they were delivered to the committee to be presented to the President of the United States.

USELESS PAPERS IN INTERIOR DEPARTMENT

The Vice President laid before the Senate a communication from the Secretary of the Interior, transmitting, pursuant to law, a report of files of papers and documents in the Interior Department which are not needed or useful in the transaction of the current business and have no permanent value or historical interest; which, with the accompanying report, was referred to a Special Joint Select Committee on the Disposition of Useless Papers in the Executive Departments; and

The Vice President appointed Mr. Stanfield and Mr. Pittman as the members of the committee on the part of the Senate.

Ordered, That the Secretary notify the House of Representatives thereof.

REPORT OF CHESAPEAKE & POTOMAC TELEPHONE CO.

The Vice President laid before the Senate a communication from the vice president of the Chesapeake & Potomac Telephone Co., transmitting, pursuant to law, a corrected report of said company for the year ended December 31, 1926; which, with the accompanying report, was referred to the Committee on the District of Columbia.

REPORT OF BOARD OF VISITORS TO NAVAL ACADEMY

The Vice President, in accordance with the provisions of the act of August 29, 1916, appointed Mr. Oddie, Mr. Trammell, Mr. Howell, and Mr. Broussard as the members of the Board of

Visitors on the part of the Senate to visit the United States Naval Academy, at Annapolis, Md.

PETITIONS AND MEMORIALS

The Vice President laid before the Senate a telegram from the Speaker of the House of Representatives of the State of Washington, transmitting a copy of a joint memorial of the legislature of that State, praying the passage of the so-called McNary-Haugen agricultural relief bill; which was referred to the Committee on Agriculture and Forestry.

Mr. Warren presented a resolution adopted by the Game and Fish Commission of the State of Wyoming, remonstrating against the enactment of legislation providing for the commercialization of the Yellowstone National Park; which was referred to the Committee on Irrigation and Reclamation.

Mr. Copeland presented several petitions of citizens of the State of New York, praying the enactment of legislation granting pensions and increase of pensions to Civil War veterans and their widows; which were referred to the Committee on Pensions.

Mr. Copeland presented a memorial of citizens of White Plains, N. Y., remonstrating against the present policy of the United States in connection with Nicaraguan affairs; which was referred to the Committee on Foreign Relations.

Mr. McMaster presented a concurrent resolution adopted by the Legislature of the State of South Dakota, favoring a change of conditions in the United States Veterans' Bureau by which World War veterans suffering certain disabilities may be promptly compensated; which was referred to the Committee on Finance.

Mr. Ernst presented a memorial of citizens of the State of Kentucky, remonstrating against the enactment of legislation providing for compulsory Sunday observance in the District of Columbia; which was referred to the Committee on the District of Columbia.

Mr. Warren presented a memorial of the Game and Fish Commission of the State of Wyoming remonstrating against the passage of the so-called migratory bird bill.

Ordered, That it lie on the table.
Mr. Capper presented a petition of citizens of Park, Kans., praying the enactment of legislation providing for the regulation of radio broadcasting stations.

Ordered, That it lie on the table.

REPORTS OF COMMITTEES

Mr. Means, by unanimous consent, from the Committee on Claims, to whom was referred the bill (H. R. 3436) for the relief of certain officers and former officers of the Army of the United States, and for other purposes, reported it with amendments and submitted a report (No. 1333) thereon.

Mr. Means, by unanimous consent, from the Committee on Claims, to whom were referred the following bills, reported them each without amendment and submitted reports thereon, as follows:

H. R. 6586. An act for the relief of Russell W. Simpson (Rept. No. 1334);

H. R. 12309. An act for the relief of the Bell Telephone Co., of Philadelphia, Pa., and the Illinois Bell Telephone Co. (Rept. No. 1335);

H. R. 4719. An act for the relief of the New Braunfels Brewing Co. (Rept. No. 1336); and

S. 4841. A bill for the relief of Samuel J. Leaphart (Rept. No. 1340).

Mr. Means (for Mr. Stanfield), by unanimous consent, from the Committee on Claims, to whom was referred the bill (H. R. 7156) for the relief of Maurice E. Kinsey, reported it without amendment and submitted a report (No. 1337) thereon.

Mr. Trammell, by unanimous consent, from the Committee on Claims, to whom was referred the bill (H. R. 10485) for the relief of William C. Harlee, reported it with an amendment and submitted a report (No. 1338) thereon.

Mr. Trammell, by unanimous consent, from the Committee on Claims, to whom was referred the bill (S. 3271) for the relief of Robert H. Leys, reported it adversely and submitted a report (No. 1339) thereon.

Mr. Stephens, by unanimous consent, from the Committee on Claims, to whom was referred the bill (S. 118) for the relief of all owners of cargo aboard the steamship Gaelic Prince at the time of her collision with the United States steamship Antigone, reported it without amendment and submitted a report (No. 1341) thereon.

Mr. Stephens, by unanimous consent, from the Committee on Claims, to whom was referred the bill (S. 4858) for the relief of Martha Ellen Raper, reported it with an amendment and submitted a report (No. 1342) thereon.

Mr. Norbeck, by unanimous consent, from the Committee on Public Lands and Surveys, to whom was referred the bill (H. R. 5991) authorizing the adjustment of the boundaries of

the Black Hills and Harney Forests, and for other purposes, reported it without amendment and submitted a report (No. 1343) thereon.

INTRODUCTION OF BILLS

Bills were introduced by unanimous consent, severally read the first and second times, and referred as follows:

By Mr. Couzens:

A bill (S. 5461) granting an increase of pension to James E. Embury (with accompanying papers); to the Committee on Pensions.

By Mr. Schall:

A bill (S. 5462) granting a pension to Mary Helen Grant; to the Committee on Pensions.

By Mr. Jones of Washington:

A bill (S. 5463) providing for the consolidation of the functions of the Department of Commerce relating to navigation, to establish load lines for American vessels, and for other purposes; to the Committee on Commerce.

By Mr. Shortridge:

A bill (S. 5464) for the relief of Nina MacDonald; to the Committee on Claims.

A bill (S. 5465) granting a pension of \$50 per month to Mary A. Brown, widow of Tully McIntyre, formerly captain of top, U. S. S. *Tuscarora*; to the Committee on Naval Affairs.

By Mr. Mayfield:

A bill (S. 5466) for the relief of the Citizens' National Bank, of Petty, Tex.; to the Committee on Claims.

By Mr. Norbeck:

A bill (S. 5467) granting an increase of pension to Phoebe E. Messick (with accompanying paper); to the Committee on Pensions.

By Mr. Wheeler:

A bill (S. 5468) granting a pension to John S. Truscott; to the Committee on Pensions.

By Mr. Willis:

A bill (S. 5469) granting an increase of pension to Sally Parsons (with accompanying papers); to the Committee on Pensions.

By Mr. McKellar:

A bill (S. 5470) to correct the military record of William Mullins (with accompanying paper); to the Committee on Military Affairs.

A bill (S. 5471) allowing credit to postal and substitute postal employees for time served in the Army, Navy, or Marine Corps of the United States; to the Committee on Post Offices and Post Roads.

By Mr. Pepper:

A bill (S. 5472) amending the act entitled "An act to provide for the carrying out of the awards of the National War Labor Board of July 31, 1918, in favor of certain employees of the Bethlehem Steel Co., Bethlehem, Pa.," approved March 4, 1925, as amended; to the Committee on Claims.

A bill (S. 5473) to equalize the pay of certain officers of the Marine Corps with that of officers with corresponding service in the Navy; to the Committee on Naval Affairs.

By Mr. Sackett:

A bill (S. 5474) granting an increase of pension to Eliza J. Wells (with accompanying papers); to the Committee on Pensions.

DEFICIENCY AND SUPPLEMENTAL APPROPRIATIONS

The Senate, as in Committee of the Whole, resumed the consideration of the bill (H. R. 16462) making appropriations to supply deficiencies in certain appropriations for the fiscal year ending June 30, 1927, and prior fiscal years, and to provide urgent supplemental appropriations for the fiscal year ending June 30, 1927, and for other purposes.

The question being on the point of order yesterday made by Mr. Lenroot that the following amendment proposed by Mr. Reed of Missouri, inserting on page 9, at the end of line 17, the following:

Provided further, That any taxpayer making return for the calendar year 1926 of the taxes imposed by Title II of the revenue act of 1926 shall be entitled to an allowance by credit or refund of 10 per cent of the amount shown as the tax upon his return, such credit to be applied to the portion of the tax paid before July 1, 1927. Such allowance shall, under rules and regulations prescribed by the Commissioner of Internal Revenue, with the approval of the Secretary of the Treasury, be made subject to the same conditions and limitations, on the same terms, and subject to the same adjustments resulting from deficiency assessments or returns on a basis other than a calendar year, as in the case of the allowance provided in Title XII of the revenue act of 1924—

proposed general legislation on an appropriation bill, and was therefore not in order, under Rule XVI, paragraph 3.

After debate,

The Vice President, in the following language, sustained the point of order made by Mr. Lenroot:

"The Chair will hold that the amendment, in effect, operates as a modification, for the calendar year 1926 at least, of the rates of taxation imposed by the revenue act of 1926, thus being general legislation, which is in contravention of paragraph 3 of Rule XVI of the Standing Rules of the Senate. The Chair, therefore, feels constrained to sustain the point of order made by the Senator from Wisconsin."

On motion by Mr. Reed of Missouri to further amend the bill by inserting on page 9, at the end of line 17, the following:

Provided further, That any taxpayer making return for the calendar year 1927 of the taxes imposed by Title II of the revenue act of 1926 shall be entitled to a reduction of 10 per centum of the amount shown as the tax upon his return for 1927, such credit to be applied to the tax accruing in 1927. Such allowance shall, under rules and regulations prescribed by the Commissioner of Internal Revenue with the approval of the Secretary of the Treasury, be made subject to the same conditions and limitations, on the same terms, and subject to the same adjustments resulting from deficiency assessments or returns on a basis other than a calendar year, as in the case of the allowance provided in Title XII of the revenue act of 1924.

Mr. Warren raised a question of order, viz, that the amendment proposed general legislation on an appropriation bill, and was repugnant to the provisions of Rule XVI, paragraph 3.

The Vice President sustained the point of order.

A further amendment to the bill having been proposed by Mr. Harrison,

On motion by Mr. Curtis, and by unanimous consent,

Ordered, That when the Senate concludes its business to-day it take a recess until 12 o'clock m. to-morrow, and that all debate on the pending bill be closed at 1 o'clock p. m. on said day.

APPROPRIATIONS FOR INDEPENDENT OFFICES

Mr. Warren submitted the following conference report:

The committee of conference on the disagreeing votes of the two Houses on the amendments of the Senate to the bill (H. R. 15959) making appropriations for the Executive office, and sundry independent executive bureaus, boards, commissions, and offices for the fiscal year ending June 30, 1928, and for other purposes, having met, after full and free conference have agreed to recommend and do recommend to their respective Houses as follows:

That the Senate recede from its amendments numbered 4 and 7.

That the House recede from its disagreement to the amendments of the Senate numbered 1, 8, 16, 23, and 24, and agree to the same.

Amendment numbered 6: That the House recede from its disagreement to the amendment of the Senate numbered 6, and agree to the same with an amendment as follows: Restore the matter stricken out by said amendment, amended to read as follows:

Appropriations available to the Federal Board for Vocational Education for salaries and expenses shall be available for expenses of attendance at meetings of educational associations and other organizations which in the discretion of the board are necessary for the efficient discharge of its responsibilities.

And the Senate agree to the same.

The committee of conference have not agreed on the amendments numbered 2, 3, 5, 9, 10, 11, 12, 13, 14, 15, 17, 18, 19, 20, 21, and 22.

F. E. WARREN,
REED SMOOT,
LEE S. OVERMAN,
Managers on the part of the Senate.
WILL R. WOOD,
EDWARD H. WASON,
JOHN N. SANDLIN,
Managers on the part of the House.

The Senate proceeded, by unanimous consent, to consider the said report; and

Resolved, That the Senate agree thereto.

Ordered, That the Secretary notify the House of Representatives thereof.

RECESS

On motion by Mr. Curtis, at 5 o'clock and 11 minutes p. m.,

The Senate, pursuant to its order of to-day, took a further recess until 12 o'clock m. to-morrow.

AT 12 O'CLOCK M. (CALENDAR DAY, FRIDAY, JANUARY 28, 1927)

The Vice President called the Senate to order.

DEFICIENCY AND SUPPLEMENTAL APPROPRIATIONS

The Senate, as in Committee of the Whole, resumed the consideration of the bill (H. R. 16462) making appropriations to supply urgent deficiencies in certain appropriations for the fiscal year ending June 30, 1927, and prior fiscal years, and to provide urgent supplemental appropriations for the fiscal year ending June 30, 1927, and for other purposes.

The question being on agreeing to the following amendment yesterday proposed by Mr. Harrison, viz, on page 9, line 17, after the figures "1928," insert the following:

Provided further, That subdivision (a) of section 230 of the revenue act of 1926 (the income tax on corporations) is amended to read as follows:

"Sec. 230. (a) In lieu of the tax imposed by section 230 of the revenue act of 1924, there shall be levied, collected, and paid for each taxable year upon the net income of every corporation a tax at the following rates:

"(1) For the calendar year 1925, 13 per centum of the amount of the net income in excess of the credits provided in sections 236 and 263;

"(2) For the calendar year 1926, 13½ per centum of such excess amount; and

"(3) For each calendar year thereafter, 11 per centum of such excess amount."

Mr. Curtis raised a question as to the presence of a quorum; Whereupon

The Vice President directed the roll to be called;

When

Seventy-eight Senators answered to their names as follows:

Messrs. Ashurst, Bayard, Bingham, Blease, Borah, Bratton, Broussard, Bruce, Cameron, Capper, Caraway, Copeland, Couzens, Curtis, Dale, Deneen, Dill, Edge, Edwards, Ernst, Ferris, Fess, Fletcher, Frazier, George, Gillett, Glass, Goff, Gooding, Gould, Greene, Hale, Harris, Harrison, Hawes, Heflin, Howell, Johnson, Jones of New Mexico, Jones of Washington, Kendrick, Keyes, King, La Follette, McKellar, McLean, McMaster, McNary, Mayfield, Metcalf, Neely, Nye, Oddie, Overman, Pepper, Phipps, Pine, Pittman, Reed of Pennsylvania, Robinson of Indiana, Sackett, Schall, Sheppard, Shipstead, Shortridge, Smith, Smoot, Steck, Stephens, Stewart, Trammell, Tyson, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, Wheeler, and Willis.

A quorum being present,

After debate,

Mr. Warren raised a question of order, viz, that the amendment was repugnant to the rules of the Senate governing the consideration of appropriation bills, and was therefore not in order.

The Vice President sustained the point of order.

No further amendment being proposed, the bill was reported to the Senate and the amendments made in the Committee of the Whole were concurred in.

Ordered, That the amendments be engrossed and the bill read a third time.

The said bill as amended was read the third time.

Resolved, That it pass.

Ordered, That the Secretary request the concurrence of the House of Representatives in the amendments.

CREDENTIALS OF SENATOR FROM GEORGIA

Mr. Harris presented the credentials of Walter F. George, duly chosen a Senator by the qualified electors of the State of Georgia for the term beginning March 4, 1927; which were read and placed on file.

ADJUDICATION OF SHOSHONE INDIAN CLAIMS

The Presiding Officer (Mr. Overman in the chair) laid before the Senate the following message from the President of the United States, which was read:

To the Senate:

I am returning herewith Senate bill 2301, "An act authorizing the Shoshone Tribe of Indians, of the Wind River Reservation, in Wyoming, to submit claims to the Court of Claims," without my approval.

The Fort Bridger treaty of July 3, 1868 (15 Stat. 673), set aside a reservation for the Shoshone Indians and for such other tribes as the Shoshones might "admit amongst them," but also provided that no cession of any portion of the reservation should be valid unless a treaty for the purpose should be signed by a majority of the male adult Indians of the Shoshone Tribe.

Afterwards the northern band of Arapaho Indians were located on the Shoshone Reservation.

The Shoshone Indians claim that a majority of the male adult Shoshones did not sign a treaty agreeing to the cession to the Arapahoes of a portion of the reservation; that the consent, if any, given by the Shoshones to the location of the Arapahoes on the reservation was for temporary occupancy only, and that the Shoshones have from time to time asserted that they should be compensated for the land occupied by the Arapahoes.

It might be fair to say that these contentions may be disposed of, it seems to me, by the fact that in 1896 and 1904 reservation lands were ceded by agreements signed by both the Shoshones and the Arapahoes which provided that the moneys received therefor should be divided between the Shoshones and the Arapahoes. Congress ratified these agreements, and they were carried into effect. Still this objection might not be fatal.

But, aside from the question of the merit of the claim, the enrolled bill is objectionable because of the provision for the payment of interest from the date of origin of the claim. It had never been Government policy, prior to the Crow Indian jurisdictional act of July 3, 1926, to provide for the payment of interest from the date of origin of a claim. I am now satisfied that further departure from our former policy would be unjustified. It seems to me unreasonable to expect that the Government should be charged with interest from the dates of origin of such ancient claims. The amount of the interest under the enrolled bill is several times greater than the amount of the principal. Such an interest policy would inevitably mean that issues supposed to have been placed in the way of fair determination by jurisdictional acts of the past will come forward again for additional interest settlements far exceeding the amounts of the original claims. Should the item of interest be eliminated, I can now see no reason why the bill should not be approved. But if interest is to be allowed on this claim, it will certainly result in an effort to reopen an endless number of claims which have already been settled.

CALVIN COOLIDGE.

THE WHITE HOUSE, January 28, 1927.

Ordered, That the message, together with the said bill, lie on the table and be printed.

PRESIDENTIAL APPROVALS

A message from the President of the United States, by Mr. Latta, his secretary:

Mr. President: The President of the United States approved and signed the following acts:

On January 22, 1927:

S. 3992. An act to provide for the purchase of land for use in connection with Camp Marfa, Tex.

On January 25, 1927:

S. 564. An act confirming in States and Territories title to lands granted by the United States in the aid of common or public schools;

S. 1730. An act to authorize the payment of indemnity to the Government of Great Britain on account of losses sustained by the owners of the British steamship *Mavisbrook* as a result of collision between it and the U. S. transport *Carolinian*; and

S. 4846. An act granting the consent of Congress to Tacony-Palmyra Bridge Co. to construct, maintain, and operate a bridge across the Delaware River at Palmyra, N. J.

On January 28, 1927:

S. 3804. An act granting the consent of Congress to W. D. Comer and Wesley Vandercook to construct, maintain, and operate a bridge across the Columbia River between Longview, Wash., and Rainier, Oreg.

Ordered, That the Secretary notify the House of Representatives thereof.

APPROPRIATIONS FOR INDEPENDENT OFFICES

Mr. King entered a motion that the Senate reconsider the vote whereby it agreed to the conference report on the bill (H. R. 15959) making appropriations for the Executive Office and sundry independent executive bureaus, boards, commissions, and offices for the fiscal year ending June 30, 1928, and for other purposes.

PETITIONS AND MEMORIALS

The Vice President laid before the Senate the following petitions, which were referred as indicated:

A concurrent resolution of the Legislature of the State of Illinois, favoring the adoption by Congress of a sound national agricultural policy; and

A concurrent resolution of the Legislature of the State of Iowa, favoring the enactment of legislation increasing the duty on onyx; to the Committee on Agriculture and Forestry.

A telegram from the Chinese Chamber of Commerce, of San Francisco, Calif., favoring the entering into negotiations by President Coolidge with the Republic of China for the purpose of assisting that Republic in its avowed intention to preserve international peace and preserve its integrity; to the Committee on Foreign Relations.

Mr. Deneen presented a joint resolution adopted by the Legislature of the State of Illinois, favoring the adoption by Congress of a sound national agricultural policy; which was referred to the Committee on Agriculture and Forestry.

Mr. Neely presented a telegram from the Syrian American Club, Charleston, W. Va., remonstrating against the presence in this country and activities of Emir Chekhp Arslan, head of the Syrian revolutionary delegation from abroad; which was referred to the Committee on Foreign Relations.

Petitions praying the enactment of legislation granting pensions and increase of pensions to Civil War veterans and their widows were presented as follows:

By Mr. Willis: Several petitions of citizens of the State of Ohio.

By Mr. Copeland: Several petitions of citizens of the State of New York.

By Mr. Shipstead: Petitions of citizens of the State of Minnesota.

By Mr. Gillett: Petitions of citizens of the State of Massachusetts.

Ordered, That they be referred to the Committee on Pensions.

Mr. Copeland presented resolutions adopted by the Chamber of Commerce of Pittsburgh, Pa., remonstrating against the enactment of legislation providing for the adoption of the metric system; which was referred to the Committee on Commerce.

Mr. Walsh of Massachusetts presented certain correspondence had with the United States Veterans' Bureau relative to the enactment of legislation providing for loans to World War veterans on adjusted service certificates; which was referred to the Committee on Finance.

Memorials remonstrating against the enactment of legislation providing for compulsory Sunday observance in the District of Columbia were presented as follows:

By Mr. Jones of Washington: A petition of citizens of College Place, Wash.

By Mr. Shipstead: Numerous petitions of citizens of the State of Minnesota.

Ordered, That they be referred to the Committee on the District of Columbia.

Memorials remonstrating against the enactment of legislation providing for the closing of barber shops on Sunday in the District of Columbia were presented as follows:

By Mr. Capper: Several petitions of citizens of Battle Creek, Mich.

By Mr. Walsh of Massachusetts: A petition of citizens of South Lancaster, Mass.

Ordered, That they be referred to the Committee on the District of Columbia.

Mr. Capper presented a petition of citizens of Manhattan, Kans., praying the enactment of legislation providing for the regulation of radio broadcasting stations.

Ordered, That it lie on the table.

Mr. Neely presented a telegram from Mrs. Franklin W. Fritchey, president National Housewives Alliance, remonstrating against the passage of the so-called corn sugar bill.

Ordered, That it lie on the table.

REPORTS OF COMMITTEES

Mr. Willis, by unanimous consent, from the Committee on Commerce, to whom was referred the bill (H. R. 7973) to provide American registry for the Norwegian sailing vessel *Dervent*, reported it without recommendation and submitted a report (No. 1350) thereon.

Mr. Nye, by unanimous consent, from the Committee on Claims, to whom were referred the following bills, reported them each without amendment and submitted reports thereon, as follows:

H. R. 5866. An act for the relief of the Lehigh Coal & Navigation Co. (Rept. No. 1344); and

H. R. 10725. An act for the relief of Capt. C. R. Insley (Rept. No. 1345).

Mr. Nye, by unanimous consent, from the Committee on Claims, to whom was referred the bill (S. 4268) for the relief of H. W. Krueger and H. J. Selmer, bondsmen for the Green Bay Dry Dock Co., in their contract for the construction of certain steel barges and a dredge for the Government of the United States, reported it with an amendment and submitted a report (No. 1346) thereon.

Mr. Capper, by unanimous consent, from the Committee on the District of Columbia, to whom was referred the bill (S.

4474) to amend an act entitled "An act to regulate the practice of pharmacy and the sale of poisons in the District of Columbia, and for other purposes," approved May 7, 1906, as amended, reported it with amendments and submitted a report (No. 1347) thereon.

Mr. Cameron, by unanimous consent, from the Committee on Public Lands and Surveys, to whom was referred the resolution (S. Res. 332) to investigate all matters relating to the contract between Fred Herrick and the United States Forest Service for the purchase of certain timber in the Malheur National Forest, reported it with an amendment; and

Ordered, That the said resolution be referred to the Committee to Audit and Control the Contingent Expenses of the Senate.

Mr. Cameron, by unanimous consent, from the Committee on Public Lands and Surveys, to whom was referred the joint resolution (S. J. Res. 141) to approve a sale of land by one Moshulatubba on August 29, 1832, reported it without amendment and submitted a report (No. 1348) thereon.

Mr. Fess, by unanimous consent, from the Committee on Interstate Commerce, to whom was referred the resolution (S. Res. 334) requesting the Interstate Commerce Commission to prepare a manuscript covering the text of the various acts administered by it, annotated with digests of decisions, and indexed, reported it without amendment and submitted a report (No. 1349) thereon.

The Senate proceeded, by unanimous consent, to consider the said resolution; and

Resolved, That the Senate agree thereto.

CHANGE OF REFERENCE

On motion by Mr. Walsh of Montana, and by unanimous consent,

Ordered, That the Committee on Printing be discharged from the further consideration of the bill (H. R. 9174) providing for the preparation of a biennial index to State legislation, and that it be referred to the Committee on the Judiciary.

INTRODUCTION OF BILLS AND JOINT RESOLUTION

Bills and a joint resolution were introduced by unanimous consent, severally read the first and second times, and referred as follows:

By Mr. Jones of Washington:

A bill (S. 5475) granting a pension to Mary Willard (with accompanying papers); to the Committee on Pensions.

A bill (S. 5476) to add certain lands to the Colville National Forest, Wash.; to the Committee on Agriculture and Forestry.

By Mr. McLean:

A bill (S. 5477) granting an increase of pension to Henrietta George Dickson (with accompanying papers); to the Committee on Pensions.

By Mr. Hale:

A bill (S. 5478) granting an increase of pension to Adelia M. Emmons (with accompanying papers); to the Committee on Pensions.

A bill (S. 5479) to authorize the Secretary of the Navy to dispose of certain parts of the frigate *Constitution* to be used as souvenirs; to the Committee on Naval Affairs.

By Mr. Copeland:

A bill (S. 5480) granting an increase of pension to Katherine E. Johnson; to the Committee on Pensions.

By Mr. Willis:

A bill (S. 5481) granting an increase of pension to Anna Putnam (with accompanying papers);

A bill (S. 5482) granting an increase of pension to Ettie Poleman (with accompanying papers); and

A bill (S. 5483) granting an increase of pension to Lucinda Freeburn (with accompanying papers); to the Committee on Pensions.

By Mr. Walsh of Massachusetts:

A bill (S. 5484) allowing and regulating amateur boxing and sparring matches in the District of Columbia; to the Committee on the District of Columbia.

By Mr. Capper:

A bill (S. 5485) to enlarge the jurisdiction of the municipal court of the District of Columbia and to expedite the business now transacted by the police court; and

A bill (S. 5486) concerning liability for participation in breaches of fiduciary obligations and to make uniform the law with reference thereto; to the Committee on the District of Columbia.

By Mr. George:

A bill (S. 5487) for the relief of Homer C. Parker; to the Committee on Military Affairs.

A bill (S. 5488) granting a pension to Augusta Cornog; to the Committee on Pensions.

By Mr. Hawes:

A bill (S. 5489) granting an increase of pension to Wilhelm Engel (with accompanying papers);

A bill (S. 5490) granting an increase of pension to Anna E. Wilson (with accompanying papers);

A bill (S. 5491) granting an increase of pension to Martha A. Osborn (with accompanying papers); and

A bill (S. 5492) granting an increase of pension to Richard B. Norris (with an accompanying paper); to the Committee on Pensions.

By Mr. Goff:

A bill (S. 5493) granting the consent of Congress to the Pomeroy-Mason Bridge Co., its successors and assigns, to construct, maintain, and operate a bridge across the Ohio River at or near the town of Mason, Mason County, W. Va., to a point opposite thereto in the city of Pomeroy, Meigs County, Ohio; and

A bill (S. 5494) granting the consent of Congress to the Ohio & Point Pleasant Bridge Co., its successors and assigns, to construct, maintain, and operate a bridge across the Ohio River at or near the city of Point Pleasant, W. Va., to a point opposite thereto in Gallia County, State of Ohio; to the Committee on Commerce.

By Mr. Stewart:

A bill (S. 5495) to amend paragraph 502 of the tariff act of 1922; to the Committee on Finance.

By Mr. Edwards:

A bill (S. 5496) to prevent the use of poisonous materials in the denaturing of alcohol; to the Committee on Manufactures.

By Mr. Cameron:

A bill (S. 5497) granting a pension to William D. Wood; to the Committee on Pensions.

By Mr. Wheeler:

A bill (S. 5498) providing that funds appropriated for the care and relief of Indians of Montana under the direction of the Secretary of the Interior shall be expended through certain public agencies of the State of Montana; to the Committee on Indian Affairs.

By Mr. Trammell:

A bill (S. 5499) authorizing a survey of the Caloosahatchee River drainage area in Florida, and of Lake Okechobee and certain territory bordering its shores in Florida; to the Committee on Commerce.

By Mr. Moses:

A bill (S. 5500) granting a pension to Elizabeth Swormstedt; to the Committee on Pensions.

By Mr. Deneen:

A bill (S. 5501) for the relief of Darlington & Co.; to the Committee on Claims.

A bill (S. 5502) granting a pension to Weltha M. Benson;

A bill (S. 5503) granting a pension to Robert Zink; and

A bill (S. 5504) granting an increase of pension to Mattie J. Milham; to the Committee on Pensions.

By Mr. Oddie:

A bill (S. 5505) granting an increase of pension to John T. Mack (with an accompanying paper); to the Committee on Pensions.

By Mr. Gooding:

A bill (S. 5506) authorizing and directing the Comptroller General of the United States to make payment of certain claims or allow credit to disbursing agents of the Bureau of Reclamation, Department of the Interior, in certain cases; to the Committee on Irrigation and Reclamation.

By Mr. Cameron (for Mr. Stanfield):

A bill (S. 5507) to authorize the appointment of Helmer H. Koppang, a passed assistant paymaster, with rank of lieutenant in the United States Navy, and for other purposes (with accompanying papers); to the Committee on Naval Affairs.

By Mr. Sheppard:

A joint resolution (S. J. Res. 151) to provide for a study regarding the use of the waters of the lower Rio Grande and the lower Colorado River; to the Committee on Foreign Relations.

REDUCTION OF TAXES

Mr. Harrison, by unanimous consent, submitted the following resolution (S. Res. 336):

Resolved, That it is the sense of the Senate that permanent tax legislation should be enacted during the present session of the Congress, providing for tax reduction sufficient to absorb the surplus in the Treasury resulting from revenue received under the tax laws now in force.

Ordered, That it lie over one day under the rule.

APPROPRIATIONS FOR NAVY DEPARTMENT AND NAVAL SERVICE

On motion by Mr. Hale, and by unanimous consent,

The Senate, as in Committee of the Whole, resumed the consideration of the bill (H. R. 15641) making appropriations for

the Navy Department and the naval service for the fiscal year ending June 30, 1928, and for other purposes.

Pending debate.

NATIONAL BANK BRANCHES

Mr. Pepper submitted a request for unanimous consent that the motion heretofore made by him that the Senate agree to the amendments of the House of Representatives to certain Senate amendments to the bill (H. R. 2) to amend an act entitled "An act to provide for the consolidation of national banking associations," approved November 7, 1918; to amend section 5136 as amended, section 5137, section 5138 as amended, section 5142, section 5150, section 5155, section 5190, section 5200 as amended, section 5202 as amended, section 5208 as amended, section 5211 as amended, of the Revised Statutes of the United States; and to amend section 9, section 13, section 22, and section 24 of the Federal reserve act, and for other purposes; and that the Senate recede from certain of its amendments, be made a special order for 2 o'clock p. m. on Monday next.

Mr. King raised a question as to the presence of a quorum;

Whereupon,

The Vice President directed the roll to be called;

When

Seventy-nine Senators answered to their names, as follows:

Messrs. Ashurst, Bayard, Bingham, Blease, Borah, Bratton, Broussard, Bruce, Cameron, Capper, Caraway, Copeland, Couzens, Curtis, Dale, Deneen, Dill, Edge, Edwards, Ernst, Ferris, Fess, Fletcher, Frazier, George, Gillett, Glass, Goff, Gooding, Gould, Greene, Hale, Harris, Harrison, Hawes, Heflin, Howell, Johnson, Jones of New Mexico, Jones of Washington, Kendrick, Keyes, King, La Follette, McKellar, McLean, McMaster, McNary, Mayfield, Metcalf, Moses, Neely, Norbeck, Nye, Oddie, Overman, Pepper, Phipps, Pine, Reed of Pennsylvania, Robinson of Indiana, Sackett, Schall, Sheppard, Shipstead, Smith, Smoot, Steck, Stephens, Stewart, Trammell, Tyson, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, Wheeler, and Willis.

A quorum being present,

Mr. Pepper modified his request by striking out the words "Monday next," and inserting in lieu thereof *Wednesday, February 2, 1927*; when

Mr. Wheeler interposed an objection to the request.

APPROPRIATIONS FOR NAVY DEPARTMENT AND NAVAL SERVICE

The Senate, as in Committee of the Whole, resumed the consideration of the bill (H. R. 15641) making appropriations for the Navy Department and the naval service for the fiscal year ending June 30, 1928, and for other purposes.

Pending debate.

The reported amendments in part having been agreed to,

EXECUTIVE SESSION

On motion by Mr. Curtis,

The Senate proceeded to the consideration of executive business; and

After the consideration of executive business the doors were reopened;

When,

On motion by Mr. Curtis, at 5 o'clock and 5 minutes p. m., The Senate took a further recess until 12 o'clock m. tomorrow.

AT 12 O'CLOCK M. (CALENDAR DAY, SATURDAY, JANUARY 29, 1927)

The Vice President called the Senate to order.

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Chaffee, one of its clerks:

Mr. President: The House of Representatives has passed the following bills and joint resolution, in which it requests the concurrence of the Senate.

H. R. 16389. An act granting pensions and increase of pensions to certain soldiers and sailors of the Regular Army and Navy, and certain soldiers and sailors of wars other than the Civil War, and to widows of such soldiers and sailors, etc.;

H. R. 16461. An act granting pensions and increase of pensions to certain soldiers and sailors of the Civil War and certain widows and dependent children of soldiers and sailors of said war;

H. R. 16576. An act making appropriations for the Departments of State and Justice and for the judiciary, and for the Departments of Commerce and Labor, for the fiscal year ending June 30, 1928, and for other purposes; and

H. J. Res. 292. Joint resolution to amend the act entitled "An act granting the consent of Congress for the construction

of a bridge across the Delaware River at or near Burlington, N. J.," approved May 21, 1926.

HOUSE BILLS AND JOINT RESOLUTION REFERRED

The bills and joint resolution this day received from the House of Representatives for concurrence were severally read the first and second times by unanimous consent.

Ordered, That the bills H. R. 16389 and H. R. 16461 be referred to the Committee on Pensions; that the bill H. R. 16576 be referred to the Committee on Appropriations; and that the joint resolution H. J. Res. 292 be referred to the Committee on Commerce.

QUESTION OF QUORUM

Mr. Hale raised a question as to the presence of a quorum;

Whereupon

The Vice President directed the roll to be called;

When

Seventy-eight Senators answered to their names, as follows:

Messrs. Ashurst, Bayard, Bingham, Blease, Borah, Bratton, Broussard, Bruce, Cameron, Capper, Caraway, Copeland, Couzens, Curtis, Dale, Deneen, Dill, Edge, Ernst, Ferris, Fletcher, Frazier, George, Gillett, Glass, Goff, Gooding, Gould, Greene, Hale, Harris, Harrison, Hawes, Heflin, Howell, Johnson, Jones of New Mexico, Jones of Washington, Kendrick, Keyes, King, La Follette, Lenroot, McKellar, McLean, McMaster, McNary, Mayfield, Metcalf, Moses, Neely, Norbeck, Nye, Oddie, Overman, Pepper, Phipps, Pine, Reed of Pennsylvania, Robinson of Indiana, Sackett, Schall, Sheppard, Shipstead, Shortridge, Smith, Smoot, Steck, Stephens, Stewart, Trammell, Tyson, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, Wheeler, and Willis.

A quorum being present,

PETITIONS AND MEMORIALS

The Vice President laid before the Senate a joint resolution of the Legislature of the State of Oregon, praying an investigation into the facts surrounding the execution of a contract entered into by and between the United States Forest Service and Fred Herrick, of St. Maries, Idaho, for the purchase by the latter of certain timber in the Malheur National Forest, Oreg.; which was referred to the Committee on Public Lands and Surveys.

The Vice President laid before the Senate a joint resolution of the Legislature of the State of Nevada, praying that the Secretary of Agriculture make no increases in the present grazing fees paid by permittees on the public domain; which was referred to the Committee on Agriculture and Forestry.

Petitions, memorials, etc., were presented and referred as follows:

By Mr. Copeland: A petition of Edwin H. Frost, of Yonkers, N. Y., praying the enactment of legislation providing for a reduction in visa fees; which was referred to the Committee on Foreign Relations.

By Mr. Warren: A memorial of certain Indians residing in the Shoshone Indian Reservation, Fort Washaki, Wyo., remonstrating against the creation of a "revolving fund" from the tribal funds of the Shoshone Indians; to the Committee on Indian Affairs.

Petitions praying the enactment of legislation granting pensions and increase of pensions to Civil War veterans and their widows were presented as follows:

By Mr. Willis: A petition of citizens of the State of Ohio.

By Mr. Copeland: A petition of citizens of the State of New York.

Ordered, That they be referred to the Committee on Pensions. Memorials remonstrating against the enactment of legislation providing for the closing of barber shops on Sunday in the District of Columbia were presented as follows:

By Mr. Copeland: A memorial of citizens of Binghamton, N. Y.

By Mr. Overman: Several memorials of citizens of the State of North Carolina.

Ordered, That they be referred to the Committee on the District of Columbia.

Mr. Willis presented a petition of citizens of Cleveland, Ohio, praying the enactment of legislation providing for the regulation of radio broadcasting stations.

Ordered, That it lie on the table.

Mr. Copeland presented a memorial of the editor of the *Scientific American*, remonstrating against the enactment of legislation reducing the bag limit on migratory birds.

Ordered, That it lie on the table.

REPORTS OF COMMITTEES

Mr. Jones of Washington, by unanimous consent, from the Committee on Commerce, to whom was referred the bill (S. 5463) providing for the consolidation of the functions of the

Department of Commerce relating to navigation, to establish load lines for American vessels, and for other purposes, reported it with an amendment to the title and submitted a report (No. 1351) thereon.

Mr. Jones of Washington, by unanimous consent, from the Committee on Commerce, to whom was referred the bill (S. 5302) to amend the Federal water power act, and for other purposes, reported it with an amendment and submitted a report (No. 1352) thereon.

Mr. Phipps, by unanimous consent, from the Committee on Post Offices and Post Roads, to whom was referred the bill (S. 5415) for the relief of Roswell H. Bancroft, reported it without amendment and submitted a report (No. 1353) thereon.

The Senate proceeded, by unanimous consent, to consider the said bill as in Committee of the Whole; and no amendment being made, it was reported to the Senate.

Ordered, That it be engrossed and read a third time.

The said bill was read the third time.

Resolved, That it pass, and that the title thereof be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

Mr. Jones of New Mexico, by unanimous consent, from the Committee on Public Lands and Surveys, to whom was referred the bill (S. 4910) granting certain lands to New Mexico College of Agriculture and Mechanic Arts for the purpose of conducting educational, demonstrative, and experimental development with livestock, grazing methods, and range forest plants, reported it with amendments and submitted a report (No. 1354) thereon.

The Senate proceeded, by unanimous consent, to consider the said bill as in Committee of the Whole; and the reported amendments having been agreed to, the bill was reported to the Senate and the amendments were concurred in.

Ordered, That it be engrossed and read a third time.

The said bill was read the third time.

Resolved, That it pass, and that the title thereof be amended so as to read: "A bill granting certain lands to the State of New Mexico for the use and benefits of New Mexico College of Agriculture and Mechanic Arts, for the purpose of conducting educational, demonstrative, and experimental development with livestock, grazing methods, and range forest plants."

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

INTRODUCTION OF BILLS

Bills were introduced by unanimous consent, severally read the first and second times, and referred as follows:

By Mr. Ferris:

A bill (S. 5508) to amend section 200 of the World War veterans' act, 1924, approved June 7, 1924; to the Committee on Finance.

By Mr. Walsh of Montana (for Mr. Wheeler):

A bill (S. 5509) to amend section 1 of the act approved May 26, 1926, entitled "An act to amend sections 1, 5, 6, 8, and 18 of an act approved June 4, 1920, entitled 'An act to provide for the allotment of lands of the Crow Tribe, for the distribution of tribal funds, and for other purposes'"; to the Committee on Indian Affairs.

By Mr. Jones of New Mexico:

A bill (S. 5510) granting an increase of pension to Marina A. de Lucero; to the Committee on Pensions.

By Mr. Oddie:

A bill (S. 5511) authorizing the President to appoint Capt. Reginald Rowan Belknap, United States Navy, retired, a rear admiral on the retired list of the Navy; to the Committee on Naval Affairs.

By Mr. Jones of Washington:

A bill (S. 5512) granting a pension to Nettie Brooks (with accompanying papers);

A bill (S. 5513) granting a pension to Malcolm Cameron (with accompanying papers);

A bill (S. 5514) granting an increase of pension to Julia Jackson (with accompanying papers);

A bill (S. 5515) granting an increase of pension to Myron W. Howe (with accompanying papers); and

A bill (S. 5516) granting an increase of pension to Mary E. Denton (with accompanying papers); to the Committee on Pensions.

By Mr. Willis:

A bill (S. 5517) granting an increase of pension to Isabell Lester (with accompanying papers);

A bill (S. 5518) granting an increase of pension to Nettie G. Lankenau (with an accompanying paper); and

A bill (S. 5519) granting an increase of pension to Sallie E. Arbogast (with accompanying papers); to the Committee on Pensions.

By Mr. Norbeck:

A bill (S. 5520) authorizing and directing the Secretary of the Interior to investigate, hear, and determine the claims of individual members of the Sioux Tribe of Indians against tribal funds or against the United States; to the Committee on Indian Affairs.

By Mr. Metcalf:

A bill (S. 5521) granting an increase of pension to Lydia Augusta Patterson (with accompanying papers); to the Committee on Pensions.

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Chaffee, one of its clerks:

Mr. President: The House of Representatives has agreed to the report of the committee of conference on the disagreeing votes of the two Houses on the amendments of the Senate to the bill (H. R. 15959) making appropriations for the Executive Office and sundry independent executive bureaus, boards, commissions, and offices for the fiscal year ending June 30, 1928, and for other purposes; it has receded from its disagreement to the amendments of the Senate numbered 5, 9, 10, 11, 12, 13, 14, 15, 17, 18, 19, 20, 21, and 22 to the said bill and agreed to the same; it has receded from its disagreement to the amendments of the Senate numbered 2 and 3 and agreed to each thereof with an amendment, in which amendments it requests the concurrence of the Senate.

APPROPRIATIONS FOR NAVY DEPARTMENT AND NAVAL SERVICE

The Senate, as in Committee of the Whole, resumed the consideration of the bill (H. R. 15641) making appropriations for the Navy Department and the naval service for the fiscal year ending June 30, 1928, and for other purposes.

The bill having been further amended on the motion of Mr. Hale, on behalf of the Committee on Appropriations;

On the question of agreeing to the reported amendment on page 51, beginning in line 9,
Pending debate.

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Hattigan, one of its clerks:

Mr. President: The House of Representatives has disagreed to the amendments of the Senate to the bill (H. R. 16462) making appropriations to supply urgent deficiencies in certain appropriations for the fiscal year ending June 30, 1927, and prior fiscal years, and to provide urgent supplemental appropriations for the fiscal year ending June 30, 1927, and for other purposes; it asks a conference with the Senate on the disagreeing votes of the two Houses thereon, and has appointed Mr. Wood, Mr. Cramton, and Mr. Byrns managers at the same on its part.

APPROPRIATIONS FOR NAVY DEPARTMENT AND NAVAL SERVICE

The Senate, as in Committee of the Whole, resumed the consideration of the bill (H. R. 15641) making appropriations for the Navy Department and the naval service for the fiscal year ending June 30, 1928, and for other purposes.

Pending debate.

PRESIDENTIAL APPROVAL

A message from the President of the United States, by Mr. Latta, his secretary:

Mr. President: The President of the United States this day approved and signed the act (S. 1857) to confer jurisdiction on the Court of Claims to certify certain findings of fact, and for other purposes.

Ordered, That the Secretary notify the House of Representatives thereof.

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Chaffee, one of its clerks:

Mr. President: The House of Representatives has agreed to the following concurrent resolution (H. Con. Res. 49), in which it requests the concurrence of the Senate:

Resolved by the House of Representatives (the Senate concurring), That the President of the United States as the chairman of the United States Commission for the Celebration of the Two Hundredth Anniversary of the Birth of George Washington is hereby invited to address the American people in the presence of the Congress in the Hall of the House of Representatives on Tuesday, February 22, 1927, at 12.30 p. m., on the subject of the proposed celebration of the two hundredth anniversary of the birth of George Washington.

That the two Houses of Congress shall assemble in the Hall of the House of Representatives on Tuesday, February 22, 1927, at 12.30 p. m. to receive the President's address on the subject

MONDAY, JANUARY 31, 1927

The Vice President called the Senate to order, and the Chaplain offered prayer.

THE JOURNAL

The Journal of the proceedings of the legislative day of Tuesday, January 25, 1927, was approved.

QUESTION OF QUORUM

Mr. Curtis raised a question as to the presence of a quorum; Whereupon

The Vice President directed the roll to be called;

When

Seventy-eight Senators answered to their names, as follows:

Messrs. Ashurst, Bayard, Bingham, Blease, Borah, Bratton, Broussard, Bruce, Cameron, Capper, Caraway, Copeland, Couzens, Curtis, Dale, Deneen, Dill, Edge, Edwards, Ernst, Ferris, Fess, Fletcher, Frazier, George, Gillett, Glass, Goff, Gooding, Gould, Greene, Hale, Harris, Harrison, Heilm, Howell, Johnson, Jones of New Mexico, Jones of Washington, Kendrick, Keyes, King, La Follette, Lenroot, McKellar, McLean, McMaster, McNary, Mayfield, Means, Metcalf, Moses, Norbeck, Nye, Oddie, Overman, Pepper, Phipps, Pine, Reed of Missouri, Reed of Pennsylvania, Robinson of Indiana, Schall, Sheppard, Shipstead, Shortridge, Smith, Smoot, Steck, Stephens, Trammell, Tyson, Walsh of Montana, Warren, Watson, Weller, Wheeler, and Willis.

A quorum being present.

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Hattigan, one of its clerks:

Mr. President: The House of Representatives has agreed to the report of the committee of conference on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H. R. 9971) for the regulation of radio communications, and for other purposes.

The House has passed the bill (H. R. 15414) to authorize the United States Veterans' Bureau to accept a title to lands required for a hospital site in Rapides Parish, La., in which it requests the concurrence of the Senate.

HOUSE BILL REFERRED

The bill H. R. 15414, this day received from the House of Representatives for concurrence, was read the first and second times by unanimous consent, and referred to the Committee on Finance.

PETITIONS AND MEMORIALS

Mr. Pine presented a joint resolution of the Legislature of the State of Oklahoma, praying the prompt passage of Senate bill 4808 for agricultural relief; which was referred to the Committee on Agriculture and Forestry.

Mr. Copeland presented a resolution adopted by the New York State Chapter, American War Mothers, praying the enactment of legislation bringing about a more complete execution of the principles of the national defense act of 1920; which was referred to the Committee on Military Affairs.

Mr. Willis presented a resolution adopted by the Franklin County (Ohio) Council, American Legion, praying the enactment of legislation providing for financial relief of World War veterans; which was referred to the Committee on Finance.

Mr. McNary presented a telegram from the Oregon State Highway Commission remonstrating against the enactment of legislation providing for the construction of privately owned toll bridges; which was referred to the Committee on Commerce.

Petitions praying the enactment of legislation granting pensions and increase of pensions to Civil War veterans and their widows were presented as follows:

By Mr. Willis: A petition of citizens of the State of Ohio.
By Mr. Gillett: A petition of citizens of the State of Massachusetts.

By Mr. Capper: A petition of citizens of the State of Kansas.
By Mr. Copeland: Several petitions of citizens of the State of New York.

Ordered, That they be referred to the Committee on Pensions.

Mr. Copeland presented a telegram from the president of American Broadcasters, Muscatine, Iowa, remonstrating against the enactment of legislation providing for the regulation of radio broadcasting stations contained in the conference report on House bill 9971.

Ordered, That it lie on the table.

Mr. Ashurst presented a petition of citizens of the State of Arizona, praying the enactment of legislation providing for the regulation of radio broadcasting stations.

Ordered, That it lie on the table.

of the bicentennial anniversary of the birth of George Washington.

That the members of the said commission on the part of the Senate and of the House of Representatives are hereby constituted a committee to make all arrangements and publish a suitable program for the joint session of Congress herein authorized, and to issue the invitations hereinafter mentioned.

That invitations shall be extended to the members of the Cabinet, the Chief Justice and Associate Justices of the Supreme Court of the United States, the Diplomatic Corps, and such other invitations shall be issued as to the said committee shall seem best.

That all expenses incurred by the committee in the execution of the provisions of this resolution shall be paid one-half from the contingent fund of the Senate and one-half from the contingent fund of the House of Representatives.

JOINT SESSION TO HEAR PRESIDENT OF UNITED STATES ON SUBJECT OF BICENTENNIAL ANNIVERSARY OF THE BIRTH OF GEORGE WASHINGTON

The Presiding Officer (Mr. Broussard in the chair) laid before the Senate the foregoing concurrent resolution, which was read:

The Senate proceeded, by unanimous consent, to consider the said resolution; and

On motion by Mr. Curtis,

Resolved, That the Senate agree thereto.

Ordered, That the Secretary notify the House of Representatives thereof.

DOCUMENTS IN THE TREASURY DEPARTMENT

The Presiding Officer (Mr. Broussard in the chair) laid before the Senate a communication from the Secretary of the Treasury, transmitting, pursuant to law, a report showing the documents received and distributed by the Treasury Department during the calendar year ended December 31, 1926, together with the number remaining on hand January 1, 1927; which, with the accompanying report, was referred to the Committee on Printing.

ACTIVITIES OF UNDER-COVER PROHIBITION AGENTS

The Presiding Officer laid before the Senate a communication from the Secretary of the Treasury, transmitting, in further response to Senate resolution 325, agreed to on the 11th instant, a supplemental report on the activities of so-called under-cover prohibition agents; which, with the accompanying report, was referred to the Committee on the Judiciary and ordered to be printed.

APPROPRIATIONS FOR NAVY DEPARTMENT AND NAVAL SERVICE

The Senate, as in Committee of the Whole, resumed the consideration of the bill (H. R. 15641) making appropriations for the Navy Department and the naval service for the fiscal year ending June 30, 1928, and for other purposes.

The question being on agreeing to the reported amendment on page 51, beginning in line 9.

Pending debate.

DEFICIENCY AND SUPPLEMENTAL APPROPRIATIONS

The Presiding Officer (Mr. Oddie in the chair) laid before the Senate the message this day received from the House of Representatives, announcing its disagreement to the amendments of the Senate to the bill (H. R. 16462) making appropriations to supply urgent deficiencies in certain appropriations for the fiscal year ending June 30, 1927, and prior fiscal years, and to provide urgent supplemental appropriations for the fiscal year ending June 30, 1927, and for other purposes, and asking a conference with the Senate thereon.

On motion by Mr. Warren,

Resolved, That the Senate insist upon its amendments to the said bill, disagreed to by the House of Representatives, and agree to the conference asked by the House on the disagreeing votes of the two Houses thereon.

Ordered, That the conferees on the part of the Senate be appointed by the Presiding Officer; and

The Presiding Officer appointed Mr. Warren, Mr. Curtis, and Mr. Overman.

Ordered, That the Secretary notify the House of Representatives thereof.

EXECUTIVE SESSION

On motion by Mr. Curtis,

The Senate proceeded to the consideration of executive business; and

After the consideration of executive business the doors were reopened;

When,

On motion by Mr. Curtis, at 4 o'clock and 35 minutes p. m., The Senate adjourned.

REPORTS OF COMMITTEES

Mr. Keyes, from the Committee to Audit and Control the Contingent Expenses of the Senate, to whom were referred the following resolutions, reported them each without amendment:

S. Res. 315. Resolution to pay Annie Tramble a sum equal to six months' compensation of the late William Harrod;

S. Res. 316. Resolution to pay to Corinne W. Colbert a sum equal to six months' salary of the late Howard M. Colbert; and

S. Res. 322. Resolution authorizing the Committee on Public Buildings and Grounds to hold hearings during the Sixty-ninth Congress.

The Senate proceeded, by unanimous consent, to consider the said resolutions; and

Resolved, That the Senate agree thereto.

Mr. Keyes, from the Committee to Audit and Control the Contingent Expenses of the Senate, to whom was referred the resolution (S. Res. 332) to investigate all matters relating to the contract between Fred Herrick and the United States Forest Service for the purchase of certain timber in the Malheur National Forest, reported it with an amendment.

The Senate proceeded, by unanimous consent, to consider the said resolution; and the reported amendment, striking out, on page 5, line 8, the word "20th" and inserting in lieu thereof 28th, having been agreed to,

The resolution as amended was agreed to.

The preamble was agreed to.

Mr. Kendrick, from the Committee on Public Lands and Surveys, to whom was referred the bill (S. 4669) for the relief of the Kentucky-Wyoming Oil Co. (Inc.), reported it without amendment and submitted a report (No. 1355) thereon.

Mr. Kendrick, from the Committee on Public Lands and Surveys, to whom was referred the joint resolution (S. J. Res. 129) authorizing the acceptance of title to certain lands in Teton County, Wyo., adjacent to the winter elk refuge in said State established in accordance with the act of Congress of August 10, 1912 (37th Stat. L. p. 293), reported it with an amendment and submitted a report (No. 1356) thereon.

Mr. Stephens, from the Committee on Claims, to whom was referred the bill (S. 1453) for the relief of Frank Topping and others, reported it with amendments and submitted a report (No. 1357) thereon.

Mr. Ashurst, from the Committee on Public Lands and Surveys, to whom was referred the bill (S. 4669) to authorize the Secretary of the Interior to exchange for lands in private ownership in Gunnison County, Colo., certain public lands in Delta County, Colo., reported it with amendments and submitted a report (No. 1358) thereon.

Mr. Dill, from the Committee on Public Lands and Surveys, to whom was referred the bill (H. R. 12064) providing for a grant of land to the county of San Juan, in the State of Washington, for recreational and public-park purposes, reported it without amendment and submitted a report (No. 1359) thereon.

INTRODUCTION OF BILLS

Bills were introduced, severally read the first and second times by unanimous consent, and referred as follows:

By Mr. Oddie:

A bill (S. 5522) to authorize the appropriation for use by the Secretary of Agriculture of certain funds for wool standards, and for other purposes; to the Committee on Agriculture and Forestry.

By Mr. Kendrick:

A bill (S. 5523) authorizing the Shoshone Tribe of Indians of the Wind River Reservation in Wyoming to submit claims to the Court of Claims; to the Committee on Indian Affairs.

By Mr. Pine:

A bill (S. 5524) to refer the claims of the loyal Creek Indians to the Court of Claims, with the right of appeal to the Supreme Court of the United States; to the Committee on Indian Affairs.

By Mr. McMaster:

A bill (S. 5525) granting a pension to Laura R. Holliday; to the Committee on Pensions.

A bill (S. 5526) regulating Indian allotments disposed of by will; to the Committee on Indian Affairs.

By Mr. Bratton:

A bill (S. 5527) granting a pension to Robert Ownby; and

A bill (S. 5528) granting a pension to Bramble B. Ownby; to the Committee on Pensions.

By Mr. Edwards:

A bill (S. 5529) granting an increase of pension to Abbie N. Thorn (with accompanying papers); to the Committee on Pensions.

By Mr. Weller:

A bill (S. 5530) to promote the efficiency of the Navy; to the Committee on Naval Affairs.

By Mr. Shipstead:

A bill (S. 5531) granting an increase of pension to John F. Mossberg; and

A bill (S. 5532) granting a pension to William J. O'Brien; to the Committee on Pensions.

A bill (S. 5533) to regulate the height and exterior design, and construction of public and private buildings in the National Capital fronting on or located within 200 feet of a public building or public park; to the Committee on Public Buildings and Grounds.

By Mr. Howell:

A bill (S. 5534) granting an increase of pension to Lucy Cormick; to the Committee on Pensions.

A bill (S. 5535) granting the consent of Congress to the Nebraska-Iowa Bridge Co., its successors and assigns, to construct, maintain, and operate a bridge across the Missouri River; to the Committee on Commerce.

By Mr. Curtis:

A bill (S. 5536) for the relief of Will Foring Brown (with accompanying papers); to the Committee on Military Affairs.

By Mr. Underwood:

A bill (S. 5537) further extending the time for the commencement and completion by Dauphin Island Railway & Harbor Co. of the bridge or bridges across the water between the mainland at or near Cedar Point and Dauphin Island, Mobile County, Ala., and for other purposes; to the Committee on Commerce.

By Mr. McNary:

A bill (S. 5538) relating to the proof of occupancy and possession of public lands, and for other purposes; to the Committee on Public Lands and Surveys.

By Mr. Means:

A bill (S. 5539) to authorize and direct the Comptroller General to settle and allow the claims of E. A. Goldenweiser, Edith M. Furbush, and Horatio M. Pollock for services rendered to the Department of Commerce; to the Committee on Claims.

By Mr. Sheppard:

A bill (S. 5540) requiring the Board of Tax Appeals to pass on certain proposed refunds of taxes; to the Committee on Finance.

By Mr. Willis:

A bill (S. 5541) granting an increase of pension to Emily Atherton (with accompanying papers); to the Committee on Pensions.

By Mr. Capper:

A bill (S. 5542) to fix the salaries of the members of the Board of Commissioners of the District of Columbia; and

A bill (S. 5543) to amend an act entitled "An act to create a juvenile court in and for the District of Columbia"; to the Committee on the District of Columbia.

A bill (S. 5544) granting an increase of pension to Martha A. Evans (with accompanying papers); to the Committee on Pensions.

By Mr. Norbeck:

A bill (S. 5545) to provide for the protection of municipal watersheds within the national forests; to the Committee on Public Lands and Surveys.

EXPORT OF FINISHED MANUFACTURES AND IMPORTATIONS OF CRUDE MATERIALS

Mr. Nye submitted the following resolution (S. Res. 337):

Whereas the value of finished manufactures is becoming a rapidly increasing proportion of the value of all exports, being 35 per cent of the value of all exports in the fiscal year 1925 and 41.6 per cent in 1926, while the value of crude foodstuffs and food animals exported fell from 10.1 per cent in 1925 to 5.4 per cent in 1926, and the value of other crude material exported fell from 29.3 per cent of the value of all exports in 1925 to 28 per cent in 1926, a reduction of \$100,130,000; and

Whereas the value of crude materials imported is constantly increasing, being 36.4 per cent of the value of all imports in 1925 and 42.7 per cent of the value in 1926, an increase of \$453,333,000, while the value of finished manufactures imported fell from 21 per cent of the value of all imports in 1925 to 20 per cent in 1926; and

Whereas it is apparent that a continuation in the reduction of the proportionate value and volume of exports of crude foodstuffs and raw material produced on farms, such as cotton, will materially injure agriculture, and that our present fiscal and foreign investment policies may have resulted in such reduction; Now, therefore, be it

Resolved, That the Secretary of Commerce be requested to inform the Senate what means, if any, are being used by that department, through the Bureau of Foreign and Domestic Commerce and otherwise, to stimulate the export of finished manufactures and the importation of crude materials, and that the Secretary of State be requested to inform the Senate to what extent, if any, members of the Diplomatic and Consular Service are working on similar lines.

Ordered, That it lie over for one day under the rule.

REGULATION OF RADIO COMMUNICATIONS

Mr. Dill presented the following report:

The committee of conference on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H. R. 9971) for the regulation of radio communications, and for other purposes, having met, after full and free conference, have agreed to recommend and do recommend to their respective Houses as follows: That the House recede from its disagreement to the amendment of the Senate and agree to the same with an amendment as follows: In lieu of the matter proposed to be inserted by said Senate amendment insert the following:

That this act is intended to regulate all forms of interstate and foreign radio transmissions and communications within the United States, its Territories and possessions; to maintain the control of the United States over all the channels of interstate and foreign radio transmission; and to provide for the use of such channels, but not the ownership thereof, by individuals, firms, or corporations, for limited periods of time, under licenses granted by Federal authority, and no such license shall be construed to create any right, beyond the terms, conditions, and periods of the license. That no person, firm, company, or corporation shall use or operate any apparatus for the transmission of energy or communications or signals by radio (a) from one place in any Territory or possession of the United States or in the District of Columbia to another place in the same Territory, possession, or District; or (b) from any State, Territory, or possession of the United States, or from the District of Columbia to any other State, Territory, or possession of the United States; or (c) from any place in any State, Territory, or possession of the United States, or in the District of Columbia, to any place in any foreign country or to any vessel; or (d) within any State when the effects of such use extend beyond the borders of said State, or when interference is caused by such use or operation with the transmission of such energy, communications, or signals from within said State to any place beyond its borders, or from any place beyond its borders to any place within said State, or with the transmission or reception of such energy, communications, or signals from and/or to places beyond the borders of said State; or (e) upon any vessel of the United States; or (f) upon any aircraft or other mobile stations within the United States, except under and in accordance with this act and with a license in that behalf granted under the provisions of this act.

Sec. 2. For the purposes of this act, the United States is divided into five zones, as follows: The first zone shall embrace the States of Maine, New Hampshire, Vermont, Massachusetts, Connecticut, Rhode Island, New York, New Jersey, Delaware, Maryland, the District of Columbia, Porto Rico, and the Virgin Islands; the second zone shall embrace the States of Pennsylvania, Virginia, West Virginia, Ohio, Michigan, and Kentucky; the third zone shall embrace the States of North Carolina, South Carolina, Georgia, Florida, Alabama, Tennessee, Mississippi, Arkansas, Louisiana, Texas, and Oklahoma; the fourth zone shall embrace the States of Indiana, Illinois, Wisconsin, Minnesota, North Dakota, South Dakota, Iowa, Nebraska, Kansas, and Missouri; and the fifth zone shall embrace the States of Montana, Idaho, Wyoming, Colorado, New Mexico, Arizona, Utah, Nevada, Washington, Oregon, California, the Territory of Hawaii, and Alaska.

Sec. 3. That a commission is hereby created and established to be known as the Federal Radio Commission, hereinafter referred to as the commission, which shall be composed of five commissioners appointed by the President, by and with the advice and consent of the Senate, and one of whom the President shall designate as chairman: *Provided, That chairmen thereafter elected shall be chosen by the commission itself.*

Each member of the commission shall be a citizen of the United States and an actual resident citizen of a State within the zone from which appointed at the time of said appointment. Not more than one commissioner shall be appointed from any zone. No member of the commission shall be financially interested in the manufacture or sale of radio apparatus or in the transmission or operation of radiotelegraphy, radiotelephony, or radio broadcasting. Not more than three commissioners shall be members of the same political party.

The first commissioners shall be appointed for the terms of two, three, four, five, and six years, respectively, from the date of the taking effect of this act, the term of each to be designated by the President, but their successors shall be appointed for terms of six years, except that any person chosen to fill a vacancy shall be appointed only for the unexpired term of the commissioner whom he shall succeed.

The first meeting of the commission shall be held in the city of Washington at such time and place as the chairman of the commission may fix. The commission shall convene thereafter at such times and places as a majority of the commission may determine, or upon call of the chairman thereof.

The commission may appoint a secretary and such clerks, special counsel, experts, examiners, and other employees as it may from time to time find necessary for the proper performance of its duties and as from time to time may be appropriated for by Congress.

The commission shall have an official seal and shall annually make a full report of its operations to the Congress.

The members of the commission shall receive a compensation of \$10,000 for the first year of their service, said year to date from the first meeting of said commission, and thereafter a compensation of \$30 per day for each day's attendance upon sessions of the commission or while engaged upon work of the commission and while traveling to and from such sessions, and also their necessary traveling expenses.

Sec. 4. Except as otherwise provided in this act, the commission, from time to time, as public convenience, interest, or necessity requires, shall—

(a) Classify radio stations;

(b) Prescribe the nature of the service to be rendered by each class of licensed stations and each station within any class;

(c) Assign bands of frequencies or wave lengths to the various classes of stations, and assign frequencies or wave lengths for each individual station and determine the power which each station shall use and the time during which it may operate;

(d) Determine the location of classes of stations or individual stations;

(e) Regulate the kind of apparatus to be used with respect to its external effects and the purity and sharpness of the emissions from each station and from the apparatus therein;

(f) Make such regulations not inconsistent with law as it may deem necessary to prevent interference between stations and to carry out the provisions of this act: *Provided, however, That changes in the wave lengths, authorized power, in the character of emitted signals, or in the times of operation of any station, shall not be made without the consent of the station licensee unless, in the judgment of the commission, such changes will promote public convenience or interest or will serve public necessity or the provisions of this act will be more fully complied with;*

(g) Have authority to establish areas or zones to be served by any station;

(h) Have authority to make special regulations applicable to radio stations engaged in chain broadcasting;

(i) Have authority to make general rules and regulations requiring stations to keep such records of programs, transmissions of energy, communications, or signals as it may deem desirable;

(j) Have authority to exclude from the requirements of any regulations in whole or in part any radio station upon railroad rolling stock, or to modify such regulations in its discretion;

(k) Have authority to hold hearings, summon witnesses, administer oaths, compel the production of books, documents, and papers and to make such investigations as may be necessary in the performance of its duties. *The commission may make such expenditures (including expenditures for rent and personal services at the seat of government and elsewhere, for law books, periodicals, and books of reference, and for printing and binding) as may be necessary for the execution of the functions vested in the commission and, as from time to time may be appropriated for by Congress. All expenditures of the commission shall be allowed and paid upon the presentation of itemized vouchers therefor approved by the chairman.*

Sec. 5. From and after one year after the first meeting of the commission created by this act, all the powers and authority vested in the commission under the terms of this act, except as to the revocation of licenses, shall be vested in and exercised by the Secretary of Commerce; except that thereafter the commission shall have power and jurisdiction to act upon and determine any and all matters brought before it under the terms of this section.

It shall also be the duty of the Secretary of Commerce—

(A) For and during a period of one year from the first meeting of the commission created by this act, to immediately refer to the commission all applications for station licenses or for the renewal or modification of existing station licenses.

(B) From and after one year from the first meeting of the commission created by this act, to refer to the commission for its action any application for a station license or for the renewal or modification of any existing station license as to the granting of which dispute, controversy, or conflict arises or against the granting of which protest is filed within ten days after the date of filing said application by any party in interest and any application as to which such reference is requested by the applicant at the time of filing said application.

(C) To prescribe the qualifications of station operators, to classify them according to the duties to be performed, to fix the forms of such licenses, and to issue them to such persons as he finds qualified.

(D) To suspend the license of any operator for a period not exceeding two years upon proof sufficient to satisfy him that the licensee (a) has violated any provision of any act or treaty binding on the United States which the Secretary of Commerce or the commission is authorized by this act to administer or by any regulation made by the commission or the Secretary of Commerce under any such act or treaty; or (b) has failed to carry out the lawful orders of the master of the vessel on which he is employed; or (c) has willfully damaged or permitted radio apparatus to be damaged; or (d) has transmitted superfluous radio communications or signals or radio communications containing profane or obscene words or language; or (e) has willfully or maliciously interfered with any other radio communications or signals.

(E) To inspect all transmitting apparatus to ascertain whether in construction and operation it conforms to the requirements of this act, the rules and regulations of the licensing authority, and the license under which it is constructed or operated.

(F) To report to the commission from time to time any violations of this act, the rules, regulations, or orders of the commission, or of the terms or conditions of any license.

(G) To designate call letters of all stations.

(H) To cause to be published such call letters and such other announcements and data as in his judgment may be required for the efficient operation of radio stations subject to the jurisdiction of the United States and for the proper enforcement of this act.

The Secretary may refer to the commission at any time any matter the determination of which is vested in him by the terms of this act.

Any person, firm, company, or corporation, any State or political division thereof aggrieved or whose interests are adversely affected by any decision, determination, or regulation of the Secretary of Commerce may appeal therefrom to the commission by filing with the Secretary of Commerce notice of such appeal within thirty days after such decision or determination or promulgation of such regulation. All papers, documents, and other records pertaining to such application on file with the Secretary shall thereupon be transferred by him to the commission. The commission shall hear such appeal *de novo* under such rules and regulations as it may determine.

Decisions by the commission as to matters so appealed and as to all other matters over which it has jurisdiction shall be final, subject to the right of appeal herein given.

No station license shall be granted by the commission or the Secretary of Commerce until the applicant therefor shall have signed a waiver of any claim to the use of any particular frequency or wave length or of the ether as against the regulatory power of the United States because of the previous use of the same, whether by license or otherwise.

Sec. 6. Radio stations belonging to and operated by the United States shall not be subject to the provisions of sections 1, 4, and 5 of this act. All such Government stations shall use such frequencies or wave lengths as shall be assigned to each or to each class by the President. All such stations, except stations on board naval and other Government vessels while at sea or beyond the limits of the continental United States, when transmitting any radio communication or signal other than a communication or signal relating to Government business shall conform to such rules and regulations designed to prevent interference with other radio stations and the rights of others as the licensing authority may prescribe. Upon proclamation by the President that there exists war or a threat of war or a state of public peril or disaster or other national emergency, or in order to preserve the neutrality of the United States, the President may suspend or amend, for such time as he may see fit, the rules

and regulations applicable to any or all stations within the jurisdiction of the United States as prescribed by the licensing authority, and may cause the closing of any station for radio communication and the removal therefrom of its apparatus and equipment, or he may authorize the use or control of any such station and/or its apparatus and equipment by any department of the Government under such regulations as he may prescribe, upon just compensation to the owners. Radio stations on board vessels of the United States Shipping Board or the United States Shipping Board Emergency Fleet Corporation or the Inland and Coastwise Waterways Service shall be subject to the provisions of this Act.

Sec. 7. The President shall ascertain the just compensation for such use or control and certify the amount ascertained to Congress for appropriation and payment to the person entitled thereto. If the amount so certified is unsatisfactory to the person entitled thereto, such person shall be paid only 75 per centum of the amount and shall be entitled to sue the United States to recover such further sum as added to such payment of 75 per centum which will make such amount as will be just compensation for the use and control. Such suit shall be brought in the manner provided by paragraph 20 of section 24, or by section 145 of the Judicial Code, as amended.

Sec. 8. All stations owned and operated by the United States, except mobile stations of the Army of the United States, and all other stations on land and sea, shall have special call letters designated by the Secretary of Commerce.

Section 1 of this Act shall not apply to any person, firm, company, or corporation sending radio communications or signals on a foreign ship while the same is within the jurisdiction of the United States, but such communications or signals shall be transmitted only in accordance with such regulations designed to prevent interference as may be promulgated under the authority of this Act.

Sec. 9. The licensing authority, if public convenience, interest, or necessity will be served thereby, subject to the limitations of this act, shall grant to any applicant therefor a station license provided for by this act.

In considering applications for licenses and renewals of licenses, when and in so far as there is a demand for the same, the licensing authority shall make such a distribution of licenses, bands of frequency or wave lengths, periods of time for operation, and of power among the different States and communities as to give fair, efficient, and equitable radio service to each of the same.

No license granted for the operation of a broadcasting station shall be for a longer term than three years and no license so granted for any other class of station shall be for a longer term than five years, and any license granted may be revoked as hereinafter provided. Upon the expiration of any license, upon application therefor, a renewal of such license may be granted from time to time for a term not to exceed three years in the case of broadcasting licenses and not to exceed five years in the case of other licenses.

No renewal of an existing station license shall be granted more than thirty days prior to the expiration of the original license.

Sec. 10. The licensing authority may grant station licenses only upon written application therefor addressed to it. All applications shall be filed with the Secretary of Commerce. All such applications shall set forth such facts as the licensing authority by regulation may prescribe as to the citizenship, character, and financial, technical, and other qualifications of the applicant to operate the station; the ownership and location of the proposed station and of the stations, if any, with which it is proposed to communicate; the frequencies or wave lengths and the power desired to be used; the hours of the day or other periods of time during which it is proposed to operate the station; the purposes for which the station is to be used; and such other information as it may require. The licensing authority at any time after the filing of such original application and during the term of any such license may require from an applicant or licensee further written statements of fact to enable it to determine whether such original application should be granted or denied or such license revoked. Such application and/or such statement of fact shall be signed by the applicant and/or licensee under oath or affirmation.

The licensing authority in granting any license for a station intended or used for commercial communication between the United States or any Territory or possession, continental or insular, subject to the jurisdiction of the United States, and any foreign country, may impose any terms, conditions, or restrictions authorized to be imposed with respect to submarine-cable licenses by section 2 of an act entitled "An act relating to the landing and the operation of submarine cables in the United States," approved May 24, 1921.

Sec. 11. If upon examination of any application for a station license or for the renewal or modification of a station license the licensing authority shall determine that public interest, convenience, or necessity would be served by the granting thereof, it shall authorize the issuance, renewal, or modification thereof in accordance with said finding. In the event the licensing authority upon examination of any such application does not reach such decision with respect thereto, it shall notify the applicant thereof, shall fix and give notice of a time and place for hearing thereon, and shall afford such applicant an opportunity to be heard under such rules and regulations as it may prescribe.

Such station licenses as the licensing authority may grant shall be in such general form as it may prescribe, but each license shall contain, in addition to other provisions, a statement of the following conditions to which such license shall be subject:

(A) The station license shall not vest in the licensee any right to operate the station nor any right in the use of the frequencies or wave length designated in the license beyond the term thereof nor in any other manner than authorized therein.

(B) Neither the license nor the right granted thereunder shall be assigned or otherwise transferred in violation of this Act.

(C) Every license issued under this Act shall be subject in terms to the right of use or control conferred by section 6 hereof.

In cases of emergency arising during the period of one year from and after the first meeting of the commission created hereby, or on applications filed during said time for temporary changes in terms of licenses when the commission is not in session and prompt action is deemed necessary, the Secretary of Commerce shall have authority to exercise the powers and duties of the commission, except as to revocation of licenses, but all such exercise of powers shall be promptly reported to the members of the commission, and any action by the Secretary authorized under this paragraph shall continue in force and have effect only until such time as the commission shall act thereon.

Sec. 12. The station license required hereby shall not be granted to, or after the granting thereof such license shall not be transferred in any manner, either voluntarily or involuntarily, to (a) any alien or the representative of any alien; (b) to any foreign government, or the representative thereof; (c) to any company, corporation, or association organized under the laws of any foreign government; (d) to any company, corporation, or association of which any officer or director is an alien, or of which more than one-fifth of the capital stock may be voted by aliens or their representatives or by a foreign government or representative thereof, or by any company, corporation, or association organized under the laws of a foreign country.

The station license required hereby, the frequencies or wave length or lengths authorized to be used by the licensee, and the rights therein granted shall not be transferred, assigned, or in any manner, either voluntarily or involuntarily, disposed of to any person, firm, company, or corporation without the consent in writing of the licensing authority.

Sec. 13. The licensing authority is hereby directed to refuse a station license and/or the permit hereinafter required for the construction of a station to any person, firm, company, or corporation, or any subsidiary thereof, which has been finally adjudged guilty by a Federal court of unlawfully monopolizing or attempting unlawfully to monopolize, after this Act takes effect, radio communication, directly or indirectly, through the control of the manufacture or sale of radio apparatus, through exclusive traffic arrangements, or by any other means or to have been using unfair methods of competition. The granting of a license shall not estop the United States or any person aggrieved from proceeding against such person, firm, company, or corporation for violating the law against unfair methods of competition or for a violation of the law against unlawful restraints and monopolies and/or combinations, contracts, or agreements in restraint of trade, or from instituting proceedings for the dissolution of such firm, company, or corporation.

Sec. 14. Any station license shall be revocable by the commission for false statements either in the application or in the statement of fact which may be required by section 10 hereof, or because of conditions revealed by such statements of fact as may be required from time to time which would warrant the licensing authority in refusing to grant a license on an original application, or for failure to operate substantially as set forth in the license, for violation of or failure to observe any of the restrictions and conditions of this act, or any regulation of the licensing authority authorized by this act or by a treaty ratified by the United States, or whenever the Interstate Com-

merce Commission, or any other Federal body in the exercise of authority conferred upon it by law, shall find and shall certify to the commission that any licensee bound so to do has failed to provide reasonable facilities for the transmission of radio communications, or that any licensee has made any unjust and unreasonable charge, or has been guilty of any discrimination, either as to charge or as to service, or has made or prescribed any unjust and unreasonable classification, regulation, or practice with respect to the transmission of radio communications or service: Provided, That no such order of revocation shall take effect until thirty days' notice in writing thereof, stating the cause for the proposed revocation, has been given to the parties known by the commission to be interested in such license. Any person in interest aggrieved by said order may make written application to the commission at any time within said thirty days for a hearing upon such order, and upon the filing of such written application said order of revocation shall stand suspended until the conclusion of the hearing herein directed. Notice in writing of said hearing shall be given by the commission to all the parties known to it to be interested in such license twenty days prior to the time of said hearing. Said hearing shall be conducted under such rules and in such manner as the commission may prescribe. Upon the conclusion thereof the commission may affirm, modify, or revoke said orders of revocation.

Sec. 15. All laws of the United States relating to unlawful restraints and monopolies and to combinations, contracts, or agreements in restraint of trade are hereby declared to be applicable to the manufacture and sale of and to trade in radio apparatus and devices entering into or affecting interstate or foreign commerce and to interstate or foreign radio communications. Whenever in any suit, action, or proceeding, civil or criminal, brought under the provisions of any of said laws or in any proceedings brought to enforce or to review findings and orders of the Federal Trade Commission or other governmental agency in respect of any matters as to which said commission or other governmental agency is by law authorized to act, any licensee shall be found guilty of the violation of the provisions of such laws or any of them, the court, in addition to the penalties imposed by said laws, may adjudge, order, and/or decree that the license of such licensee shall, as of the date the decree or judgment becomes finally effective or as of such other date as the said decree shall fix, be revoked and that all rights under such license shall thereupon cease: Provided, however, That such licensee shall have the same right of appeal or review as is provided by law in respect of other decrees and judgments of said court.

Sec. 16. Any applicant for a construction permit, for a station license, or for the renewal or modification of an existing station license whose application is refused by the licensing authority shall have the right to appeal from said decision to the Court of Appeals of the District of Columbia; and any licensee whose license is revoked by the commission shall have the right to appeal from such decision of revocation to said Court of Appeals of the District of Columbia or to the district Court of the United States in which the apparatus licensed is operated, by filing with said court, within twenty days after the decision complained of is effective, notice in writing of said appeal and of the reasons therefor.

The licensing authority from whose decision an appeal is taken shall be notified of said appeal by service upon it, prior to the filing thereof, of a certified copy of said appeal and of the reasons therefor. Within twenty days after the filing of said appeal the licensing authority shall file with the court the originals or certified copies of all papers and evidence presented to it upon the original application for a permit or license or in the hearing upon said order of revocation, and also a like copy of its decision thereon and a full statement in writing of the facts and the grounds for its decision as found and given by it. Within twenty days after the filing of said statement by the licensing authority either party may give notice to the court of his desire to adduce additional evidence. Said notice shall be in the form of a verified petition stating the nature and character of said additional evidence, and the court may thereupon order such evidence to be taken in such manner and upon such terms and conditions as it may deem proper.

At the earliest convenient time the court shall hear, review, and determine the appeal upon said record and evidence, and may alter or revise the decision appealed from and enter such judgment as to it may seem just. The revision by the court shall be confined to the points set forth in the reasons of appeal.

Sec. 17. After the passage of this act no person, firm, company, or corporation now or hereafter directly or indirectly through any subsidiary, associated, or affiliated person, firm, company, corporation, or agent, or otherwise, in the business of transmitting and/or receiving for hire energy, communications,

or signals by radio in accordance with the terms of the license issued under this act, shall by purchase, lease, construction, or otherwise, directly or indirectly, acquire, own, control, or operate any cable or wire telegraph or telephone line or system between any place in any State, Territory, or possession of the United States or in the District of Columbia, and any place in any foreign country, or shall acquire, own, or control any part of the stock or other capital share of any interest in the physical property and/or other assets of any such cable, wire, telegraph, or telephone line or system, if in either case the purpose is and/or the effect thereof may be to substantially lessen competition or to restrain commerce between any place in any State, Territory, or possession of the United States or in the District of Columbia and any place in any foreign country, or unlawfully to create monopoly in any line of commerce; nor shall any person, firm, company, or corporation now or hereafter engaged directly or indirectly through any subsidiary, associated, or affiliated person, company, corporation, or agent, or otherwise, in the business of transmitting and/or receiving for hire messages by any cable, wire, telegraph, or telephone line or system (a) between any place in any State, Territory, or possession of the United States or in the District of Columbia, and any place in any other State, Territory, or possession of the United States; or (b) between any place in any State, Territory, or possession of the United States, or the District of Columbia, and any place in any foreign country, by purchase, lease, construction, or otherwise, directly or indirectly acquire, own, control, or operate any station or the apparatus therein, or any system for transmitting and/or receiving radio communications or signals between any place in any State, Territory, or possession of the United States or in the District of Columbia, and any place in any foreign country, or shall acquire, own, or control any part of the stock or other capital share or any interest in the physical property and/or other assets of any such radio station, apparatus, or system, if in either case the purpose is and/or the effect thereof may be to substantially lessen competition or to restrain commerce between any place in any State, Territory, or possession of the United States or in the District of Columbia, and any place in any foreign country, or unlawfully to create monopoly in any line of commerce.

Sec. 18. If any licensee shall permit any person who is a legally qualified candidate for any public office to use a broadcasting station, he shall afford equal opportunities to all other such candidates for that office in the use of such broadcasting station, and the licensing authority shall make rules and regulations to carry this provision into effect: Provided, That such licensee shall have no power of censorship over the material broadcast under the provisions of this paragraph. No obligation is hereby imposed upon any licensee to allow the use of its station by any such candidate.

Sec. 19. All matter broadcast by any radio station for which service, money, or any other valuable consideration is directly or indirectly paid, or promised to or charged or accepted by, the station so broadcasting, from any person, firm, company, or corporation, shall, at the time the same is so broadcast, be announced as paid for or furnished, as the case may be, by such person, firm, company, or corporation.

Sec. 20. The actual operation of all transmitting apparatus in any radio station for which a station license is required by this act shall be carried on only by a person holding an operator's license issued hereunder. No person shall operate any such apparatus in such station except under and in accordance with an operator's license issued to him by the Secretary of Commerce.

Sec. 21. No license shall be issued under the authority of this act for the operation of any station the construction of which is begun or is continued after this act takes effect, unless a permit for its construction has been granted by the licensing authority upon written application therefor. The licensing authority may grant such permit if public convenience, interest, or necessity will be served by the construction of the station. This application shall set forth such facts as the licensing authority by regulation may prescribe as to the citizenship, character, and the financial, technical, and other ability of the applicant to construct and operate the station, the ownership and location of the proposed station and of the station or stations with which it is proposed to communicate, the frequencies and wave length or wave lengths desired to be used, the hours of the day or other periods of time during which it is proposed to operate the station, the purpose for which the station is to be used, the type of transmitting apparatus to be used, the power to be used, the date upon which the station is expected to be completed and in operation, and such other information as the licensing authority may require. Such

application shall be signed by the applicant under oath or affirmation.

Such permit for construction shall show specifically the earliest and latest dates between which the actual operation of such station is expected to begin, and shall provide that said permit will be automatically forfeited if the station is not ready for operation within the time specified or within such further time as the licensing authority may allow, unless prevented by causes not under the control of the grantee. The rights under any such permit shall not be assigned or otherwise transferred to any person, firm, company, or corporation without the approval of the licensing authority. A permit for construction shall not be required for Government stations, amateur stations, or stations upon mobile vessels, railroad rolling stock, or aircraft. Upon the completion of any station for the construction or continued construction for which a permit has been granted, and upon it being made to appear to the licensing authority that all the terms, conditions, and obligations set forth in the application and permit have been fully met, and that no cause or circumstance arising or first coming to the knowledge of the licensing authority since the granting of the permit would, in the judgment of the licensing authority, make the operation of such station against the public interest, the licensing authority shall issue a license to the lawful holder of said permit for the operation of said station. Said license shall conform generally to the terms of said permit.

Sec. 22. The licensing authority is authorized to designate from time to time radio stations the communications or signals of which, in its opinion, are liable to interfere with the transmission or reception of distress signals of ships. Such stations are required to keep a licensed radio operator listening, in on the wave lengths designated for signals of distress and radio communications relating thereto during the entire period the transmitter of such station is in operation.

Sec. 23. Every radio station on shipboard shall be equipped to transmit radio communications or signals of distress on the frequency or wave length specified by the licensing authority, with apparatus capable of transmitting and receiving messages over a distance of at least one hundred miles by day or night. When sending radio communications or signals of distress and radio communications relating thereto the transmitting set may be adjusted in such a manner as to produce a maximum of radiation irrespective of the amount of interference which may thus be caused.

All radio stations, including Government stations and stations on board foreign vessels when within the territorial waters of the United States, shall give absolute priority to radio communications or signals relating to ships in distress; shall cease all sending on frequencies or wave lengths which will interfere with hearing a radio communication or signal of distress, and, except when engaged in answering or aiding the ship in distress, shall refrain from sending any radio communications or signals until there is assurance that no interference will be caused with the radio communications or signals relating thereto, and shall assist the vessel in distress, so far as possible, by complying with its instructions.

Sec. 24. Every shore station open to general public service between the coast and vessels at sea shall be bound to exchange radio communications or signals with any ship station without distinction as to radio systems or instruments adopted by such stations, respectively, and each station on shipboard shall be bound to exchange radio communications or signals with any other station on shipboard without distinction as to radio systems or instruments adopted by each station.

Sec. 25. At all places where Government and private or commercial radio stations on land operate in such close proximity that interference with the work of Government stations can not be avoided when they are operating simultaneously such private or commercial stations as do interfere with the transmission or reception of radio communications or signals by the Government stations concerned shall not use their transmitters during the first fifteen minutes of each hour, local standard time.

The Government stations for which the above-mentioned division of time is established shall transmit radio communications or signals only during the first fifteen minutes of each hour, local standard time, except in case of signals or radio communications relating to vessels in distress and vessel requests for information as to course, location, or compass direction.

Sec. 26. In all circumstances, except in case of radio communications or signals relating to vessels in distress, all radio stations, including those owned and operated by the United States, shall use the minimum amount of power necessary to carry out the communication desired.

Sec. 27. No person receiving or assisting in receiving any radio communication shall divulge or publish the contents,

substance, purport, effect, or meaning thereof except through authorized channels of transmission or reception to any person other than the addressee, his agent, or attorney, or to a telephone, telegraph, cable, or radio station employed or authorized to forward such radio communication to its destination, or to proper accounting or distributing officers of the various communicating centers over which the radio communication may be passed, or to the master of a ship under whom he is serving, or in response to a subpoena issued by a court of competent jurisdiction, or on demand of other lawful authority; and no person not being authorized by the sender shall intercept any message and divulge or publish the contents, substance, purport, effect, or meaning of such intercepted message to any person; and no person not being entitled thereto shall receive or assist in receiving any radio communication and use the same or any information therein contained for his own benefit or for the benefit of another not entitled thereto; and no person having received such intercepted radio communication or having become acquainted with the contents, substance, purport, effect, or meaning of the same or any part thereof, knowing that such information was so obtained, shall divulge or publish the contents, substance, purport, effect, or meaning of the same or any part thereof, or use the same or any information therein contained for his own benefit or for the benefit of another not entitled thereto: Provided, That this section shall not apply to the receiving, divulging, publishing, or utilizing the contents of any radio communication broadcasted or transmitted by amateurs or others for the use of the general public or relating to ships in distress.

Sec. 28. No person, firm, company, or corporation within the jurisdiction of the United States shall knowingly utter or transmit, or cause to be uttered or transmitted, any false or fraudulent signal of distress, or communication relating thereto, nor shall any broadcasting station rebroadcast the program or any part thereof of another broadcasting station without the express authority of the originating station.

Sec. 29. Nothing in this act shall be understood or construed to give the licensing authority the power of censorship over the radio communication or signals transmitted by any radio station, and no regulation or condition shall be promulgated or fixed by the licensing authority which shall interfere with the right of free speech by means of radio communications. No person within the jurisdiction of the United States shall utter any obscene, indecent, or profane language by means of radio communication.

Sec. 30. The Secretary of the Navy is hereby authorized unless restrained by international agreement, under the terms and conditions and at rates prescribed by him, which rates shall be just and reasonable, and which, upon complaint, shall be subject to review and revision by the Interstate Commerce Commission, to use all radio stations and apparatus, wherever located, owned by the United States and under the control of the Navy Department (a) for the reception and transmission of press messages offered by any newspaper published in the United States, its Territories or possessions, or published by citizens of the United States in foreign countries, or by any press association of the United States, and (b) for the reception and transmission of private commercial messages between ships, between ship and shore, between localities in Alaska, and between Alaska and the continental United States: Provided, That the rates fixed for the reception and transmission of all such messages, other than press messages between the Pacific coast of the United States, Hawaii, Alaska, the Philippine Islands, and the Orient, and between the United States and the Virgin Islands, shall not be less than the rates charged by privately owned and operated stations for like messages and service: Provided further, That the right to use such stations for any of the purposes named in this section shall terminate and cease as between any countries or localities or between any locality and privately operated ships whenever privately owned and operated stations are capable of meeting the normal communication requirements between such countries or localities or between any locality and privately operated ships, and the licensing authority shall have notified the Secretary of the Navy thereof.

Sec. 31. The expression "radio communication" or "radio communications" wherever used in this Act means any intelligence, message, signal, power, pictures, or communication of any nature transferred by electrical energy from one point to another without the aid of any wire connecting the points from and at which the electrical energy is sent or received and any system by means of which such transfer of energy is effected.

Sec. 32. Any person, firm, company, or corporation failing or refusing to observe or violating any rule, regulation, restric-

tion, or condition made or imposed by the licensing authority under the authority of this Act or of any international radio convention or treaty ratified or adhered to by the United States in addition to any other penalties provided by law, upon conviction thereof by a court of competent jurisdiction shall be punished by a fine of not more than \$500 for each and every offense.

Sec. 33. Any person, firm, company, or corporation who shall violate any provision of this Act, or shall knowingly make any false oath or affirmation in any affidavit required or authorized by this act, or shall knowingly swear falsely to a material matter in any hearing authorized by this Act, upon conviction thereof in any court of competent jurisdiction shall be punished by a fine of not more than \$5,000 or by imprisonment for a term of not more than five years, or both, for each and every such offense.

Sec. 34. The trial of any offense under this Act shall be in the district in which it is committed; or if the offense is committed upon the high seas, or out of the jurisdiction of any particular State or district, the trial shall be in the district where the offender may be found or into which he shall be first brought.

Sec. 35. This act shall not apply to the Philippine Islands or to the Canal Zone. In international radio matters the Philippine Islands and the Canal Zone shall be represented by the Secretary of State.

Sec. 36. The licensing authority is authorized to designate any officer or employee of any other department of the Government on duty in any Territory or possession of the United States other than the Philippine Islands and the Canal Zone, to render therein such services in connection with the administration of the radio laws of the United States as such authority may prescribe: Provided, That such designation shall be approved by the head of the department in which such person is employed.

Sec. 37. The unexpended balance of the moneys appropriated in the item for "wireless communication laws," under the caption "Bureau of Navigation," in Title III of the act entitled "An act making appropriations for the Departments of State and Justice and for the judiciary, and for the Departments of Commerce and Labor, for the fiscal year ending June 30, 1927, and for other purposes," approved April 29, 1926, and the appropriation for the same purposes for the fiscal year ending June 30, 1928, shall be available both for expenditures incurred in the administration of this act and for expenditures for the purposes specified in such items. There is hereby authorized to be appropriated for each fiscal year such sums as may be necessary for the administration of this act and for the purposes specified in such item.

Sec. 38. If any provision of this act or the application thereof to any person, firm, company, or corporation, or to any circumstances, is held invalid, the remainder of the act and the application of such provision to other persons, firms, companies, or corporations, or to other circumstances, shall not be affected thereby.

Sec. 39. The act entitled "An act to regulate radio communication," approved August 13, 1912, the joint resolution to authorize the operation of Government-owned radio stations for the general public, and for other purposes, approved June 5, 1920, as amended, and the joint resolution entitled "Joint resolution limiting the time for which licenses for radio transmission may be granted, and for other purposes," approved December 8, 1926, are hereby repealed.

Such repeal, however, shall not affect any act done or any right accrued or any suit or proceeding had or commenced in any civil cause prior to said repeal, but all liabilities under said laws shall continue and may be enforced in the same manner as if committed; and all penalties, forfeitures, or liabilities incurred prior to taking effect hereof, under any law embraced in, changed, modified, or repealed by this act, may be prosecuted and punished in the same manner and with the same effect as if this act had not been passed.

Nothing in this section shall be construed as authorizing any person now using or operating any apparatus for the transmission of radio energy or radio communications or signals to continue such use except under and in accordance with this act and with a license granted in accordance with the authority hereinbefore conferred.

Sec. 40. This act shall take effect and be in force upon its passage and approval, except that for and during a period of sixty days after such approval no holder of a license or an extension thereof issued by the Secretary of Commerce under said act of August 13, 1912, shall be subject to the penalties provided herein for operating a station without the license herein required.

Sec. 41. This act may be referred to and cited as the radio act of 1927.

And the Senate agree to the same.

JAMES E. WATSON,
F. R. GOODING,
C. C. DILL,
Managers on the part of the Senate.
FRANK D. SCOTT,
WALLACE H. WHITE, JR.,
FREDERICK R. LEHLBACH,
L. LAZARO,
Managers on the part of the House.

STATEMENT OF THE MANAGERS ON THE PART OF THE SENATE

The managers on the part of the Senate at the conference on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H. R. 9971) for the regulation of radio communications, and for other purposes, submit the following written statement explaining the effect of the action agreed on:

The amendment of the Senate struck out all after the enacting clause of the House bill and substituted therefor a new bill. The House bill continued original jurisdiction over radio communication in the Department of Commerce, but set up a commission of five members to be appointed by the President and confirmed by the Senate to which the Secretary of Commerce was authorized to refer any matter, the determination of which was vested in him by the bill, and to which any person interested in or aggrieved by any decision of the Secretary might appeal. The Senate bill also created a commission, but gave to it original jurisdiction and complete control over radio regulation.

Except for necessary changes chargeable to this difference in authority, many of the sections in the House bill and in the Senate amendment were the same, and an agreement between the conferees concerning the authority of the commission and of the Secretary of Commerce carried with it an agreement as to most of the provisions in the bill. The task of the conferees then as to such matters became one of drafting.

Section 1 of the bill asserts by way of preamble the intent of the legislation. It then specifically forbids the use or operation of any apparatus for the transmission of energy or communications by radio in interstate or foreign commerce except under and in accordance with the act and with a license granted under the provisions of the act. This section is substantially the same as the corresponding sections in the House bill and in the Senate amendment.

Section 2 divides the United States for the purposes of the act into five zones. This section is identical with the corresponding sections of the House bill and the Senate amendment.

Section 3 establishes the Federal radio commission of five members of whom no more than one shall be appointed from any zone. By the House bill the commissioners were to receive a per diem of \$25 and there was a limitation upon the number of days' pay they might receive in each year. The corresponding provision of the Senate amendment provided a salary of \$10,000 a year. The agreement here presented provides a compensation of \$10,000 for the first year's service and thereafter a compensation of \$30 a day. It is perhaps important to note also that the term of the commissioners as fixed by the House bill was seven years, as fixed by the Senate amendment five years, and as fixed in this report six years.

Section 4 of the bill vests in the commission generally original jurisdiction over all radio stations. It gives to the commission much the same authority as was vested originally in the Secretary of Commerce by section 1 (B) of the House bill. The jurisdiction conferred in this paragraph is substantially the same as the jurisdiction conferred upon the commission by section 1 (C) of the Senate amendment. The important change from the provision of the Senate amendment is that while under the Senate bill this original jurisdiction was vested permanently in the commission, the jurisdiction is by this compromise as agreed upon limited to one year in time.

Section 5 of the bill as agreed upon permits the Secretary of Commerce after one year to exercise all the original powers and authority vested in the commission by the preceding section except the power of revocation of licenses subject to reference, protest, and appeal to the commission. It provides that after one year's time the Secretary shall refer to the commission for its action applications for station licenses or for the renewal or modification of existing station licenses as to the granting of which controversy arises or against the granting of which protest is filed by any party in interest, and any application which the applicant himself requests be transferred to the commission. The section also authorizes the Secretary to refer to the com-

mission any matter concerning which he has authority. It also provides for an appeal to the commission from any decision of the Secretary by any person aggrieved or whose interests are adversely affected thereby. In these instances the commission is to hear the matter so brought before it de novo and its decisions are to be final, subject to court review only.

In addition to the powers conferred upon the Secretary of Commerce with respect to station licenses, section 5 vests in the Secretary of Commerce various administrative duties. The section also confers upon the Secretary control over station operators.

A provision is found in section 5 which in substance forbids the issuance of a station license either by the Secretary or the commission until the applicant therefor has executed a waiver of any claim as against the regulatory power of the United States. This is a modification of a provision carried in the Senate amendment.

Section 6 is substantially the same as sections dealing with the same matter in the House bill and in the Senate amendment. It defines the status of Government stations, it authorizes the President in proper cases to close or to take over the use or the control of all private stations within the United States.

Section 7 provides for the ascertainment of the just compensation to be paid for the taking of private stations under the authority of the preceding section. It is taken from the Senate amendment to the House bill.

Section 8 follows sections of the same general purpose in the House bill and in the Senate amendment.

Section 9 authorizes the issuance of licenses if public convenience, interest, or necessity will be served thereby. The same test or guide for the licensing authority is laid down in both the House bill and in the Senate amendment. It provides also for the distribution of stations, wave lengths, periods of time for operation, and of power among the different States and communities so as to give equitable radio service throughout the United States. A similar provision is in the House bill and in the Senate amendment. The section also provides that the term of the licenses for broadcasting stations shall not be for longer than three years and that the term for any other class of station license shall not be longer than five years. This is a compromise provision. The House bill placed a limitation of five years upon licenses without regard to their character. The Senate amendment placed a limitation of two years upon all licenses. The section carries a privilege for renewal of the licenses, as did both the original House bill and the Senate amendment.

Section 10 embodies no substantial change from the corresponding provision of either the House bill or the Senate amendment.

Section 11 authorizes the licensing authority, which means the commission or the Secretary of Commerce, depending upon whether the application is filed within one year or after one year, to issue licenses upon examination of the application if it determines that public interest, convenience, or necessity would be served by the granting thereof. It provides, however, that in the event the licensing authority upon examination of an application does not reach such decision with respect thereto, it shall then notify the applicant and fix and give notice of a time and place of hearing on the application.

The section also provides that licenses shall carry notice to the holder of certain conditions to which the license is subject. This provision is substantially the same as a similar provision in the House bill and in the Senate amendment.

There is carried also in this section during the first year in which the commission has original jurisdiction, authority to the Secretary of Commerce to act in cases of emergency when the commission is not in session, but with the provision that any action of the Secretary authorized under the paragraph shall continue in force and effect only until the commission acts on the matter.

Section 12 is substantially the same as a corresponding section in the House bill and in the Senate amendment.

Sections 13, 14, and 15 are substantially the same as comparable provisions in the House bill and in the Senate amendment dealing with the same subjects.

Section 16 provides for appeals and is a compromise between the views of the two Houses. By the terms of the House bill all appeals were to the Court of Appeals of the District of Columbia. Under this provision all appeals except as to revocation of licenses go to the Court of Appeals of the District of Columbia. Appeals upon questions of revocation may be taken either to the Court of Appeals of the District of Columbia or to the district court of the United States in the district in which the station and apparatus covered by the

license is located. This latter provision appeared in the Senate amendment.

Section 17 is identical with the corresponding provision in the House bill and in the Senate amendment.

Section 18 was not embodied in the House bill. It is a modification of one of the sections of the Senate amendment. It provides in substance that if any licensee shall permit a legally qualified candidate for public office to use a broadcasting station the licensee shall afford equal opportunities to all other candidates for the same office to use the station.

Section 19 is substantially the same as the corresponding provision of the House bill and the Senate amendment.

Section 20 appeared in the House bill.

Section 21 provides for the issuance of construction permits and is the same as the provision dealing with the same subject matter in the House bill.

Sections 22, 23, 24, 25, 26, 27, and 28 are found in both the House bill and in the Senate amendment.

Section 29. That part of section 29 which refers to the power of censorship and to the freedom of speech is taken from the Senate amendment, there being no similar provisions in the House bill.

Section 30 deals with the use of Government stations in commercial business. There was no similar provision in the House bill. Authority to use Government stations for the transmission of press messages and commercial messages was given by a joint resolution of Congress approved June 5, 1920, as amended. The section which appears in this bill is the resolution of June 5, 1920, as amended, with very slight change therein.

Sections 31, 32, 33, 34, 35, and 36 are substantially the same as corresponding provisions of the House bill and the Senate amendment.

Section 37 aims to make available for the purposes of this act funds heretofore appropriated for radio purposes and gives authority for like appropriations hereafter.

Section 38 is similar to a corresponding provision in the House bill and the Senate amendment.

Section 39 repeals previous legislation with respect to radio which is either in conflict with or is superseded by the present bill.

Section 40 provides that the act shall take effect immediately but that for a period of 60 days no holder of a license or an extension thereof under the act of 1912 shall be subject to the penalties provided in this act for operating a station without the license herein required.

Section 41 authorizes the act to be cited as the radio act of 1927.

JAMES E. WATSON,
F. R. GOODING,
C. C. DILL,

Managers on the part of the Senate.

On motion by Mr. Dill, and by unanimous consent,
Ordered, That the report, with the accompanying statement of the managers on the part of the Senate, lie on the table and be printed.

REDUCTION OF TAXES

The Vice President laid before the Senate a resolution coming over from the 28th instant, viz, the resolution (S. Res. 336) favoring permanent tax reduction legislation during the present session of Congress; and,

On motion by Mr. Harrison, and by unanimous consent,
Ordered, That it lie over without prejudice.

CALENDAR UNDER RULE VIII

The Senate, as in Committee of the Whole, resumed the consideration of the bill (S. 62) for the allowance of certain claims for indemnity for spoiliations by the French prior to July 31, 1801, as reported by the Court of Claims; when

An objection to its further consideration was interposed by Mr. Howell.

On motion by Mr. Bruce that the Senate continue the consideration of the said bill notwithstanding the objection,

It was determined in the affirmative. { Yeas ----- 40
 { Nays ----- 27

On motion by Mr. Bruce,
The yeas and nays being demanded by one-fifth of the Senators present,

Those who voted in the affirmative are—
Messrs. Ashurst, Bayard, Bingham, Blease, Bratton, Broussard, Bruce, Cameron, Caraway, Copeland, Dill, Edge, Edwards, Ferris, Fletcher, Gillett, Glass, Goff, Hale, Harrison, Jones of New Mexico, Jones of Washington, Kendrick, King, McLean, McNary, Mayfield, Moses, Pepper, Phipps, Reed of Missouri, Reed of Pennsylvania, Robinson of Indiana, Sheppard, Shipstead, Steck, Stephens, Tyson, Walsh of Montana, and Wheeler.

Those who voted in the negative are—

Messrs. Borah, Capper, Couzens, Dale, Ernst, Fess, Frazier, Gooding, Gould, Greene, Harris, Hefflin, Howell, Johnson, La Follette, Lenroot, McKellar, Means, Norbeck, Nye, Oddie, Overman, Pine, Schall, Shortridge, Trammell, and Willis.

So Mr. Bruce's motion was agreed to; and

The Senate, as in Committee of the Whole, resumed the consideration of the said bill.

Pending debate,

IMPORTATION OF MILK AND CREAM

The Presiding Officer (Mr. Bingham in the chair) announced that the hour of 2 o'clock had arrived, and laid before the Senate the unfinished business at its last adjournment, viz, the bill (H. R. 11768) to regulate the importation of milk and cream into the United States for the purpose of promoting the dairy industry of the United States and protecting the public health; and

The Senate resumed the consideration of said bill.

The question being on concurring in the amendment heretofore made in the Committee of the Whole:

Mr. Gooding having submitted a request for unanimous consent that the bill (S. 2920) to authorize the refunding of certain evidences of indebtedness issued by carriers in interstate commerce, and for other purposes, be taken up for consideration immediately following the disposition of the present unfinished business,

Mr. La Follette raised a question as to the presence of a quorum;

Whereupon

The Presiding Officer directed the roll to be called;

When

Seventy-one Senators answered to their names, as follows:

Messrs. Ashurst, Bayard, Bingham, Borah, Bratton, Broussard, Bruce, Cameron, Capper, Caraway, Copeland, Couzens, Curtis, Dale, Deneen, Dill, Edge, Edwards, Ernst, Ferris, Fess, Fletcher, Frazier, George, Gillett, Glass, Goff, Gooding, Hale, Harris, Harrison, Hefflin, Howell, Johnson, Jones of New Mexico, Jones of Washington, Kendrick, Keyes, King, La Follette, Lenroot, McKellar, McLean, McMaster, McNary, Means, Metcalf, Moses, Nye, Oddie, Overman, Pepper, Phipps, Pine, Reed of Missouri, Reed of Pennsylvania, Robinson of Indiana, Sheppard, Shipstead, Shortridge, Smith, Steck, Stephens, Stewart, Trammell, Tyson, Walsh of Montana, Warren, Watson, Wheeler, and Willis.

A quorum being present,

Mr. Gooding's request was submitted to the Senate, and an objection thereto was interposed by Mr. Couzens.

An amendment to the amendment made in the Committee of the Whole having been proposed by Mr. Copeland,

Pending debate,

The further consideration of the amendment made in the Committee of the Whole, together with the amendment proposed by Mr. Copeland, was temporarily postponed.

The bill was then further amended on the motion of Mr. Copeland.

NATIONAL BANK BRANCHES

On motion by Mr. Pepper that the motion heretofore made by him that the Senate recede from its amendments numbered 1, 13, 14, 15, 16, and 35 to the bill (H. R. 2) to amend an act entitled "An act to provide for the consolidation of national banking associations," approved November 7, 1918; to amend section 5136 as amended, section 5137, section 5138 as amended, section 5142, section 5150, section 5155, section 5190, section 5200 as amended, section 5202 as amended, section 5208 as amended, section 5211 as amended, of the Revised Statutes of the United States, and to amend section 9, section 13, section 22, and section 24 of the Federal reserve act, and for other purposes, and that the Senate agree to the amendments of the House of Representatives to the amendments of the Senate numbered 11, 26, 30, 36, 37, 38, 39, and to the title of the bill, be made a special order for Thursday next at 2 o'clock p. m.,

Mr. Howell raised a question as to the presence of a quorum;

Whereupon

The President pro tempore directed the roll to be called;

When

Seventy-one Senators answered to their names, as follows:

Messrs. Ashurst, Bayard, Bingham, Blease, Bratton, Broussard, Bruce, Cameron, Capper, Caraway, Copeland, Couzens, Curtis, Dale, Deneen, Dill, Edge, Edwards, Ferris, Fess, Fletcher, Frazier, George, Gillett, Glass, Goff, Gooding, Hale, Harris, Harrison, Hefflin, Howell, Johnson, Jones of Washington, Kendrick, Keyes, King, La Follette, Lenroot, McKellar, McLean, McMaster, McNary, Mayfield, Means, Moses, Norbeck,

Nye, Oddie, Overman, Pepper, Phipps, Pine, Reed of Missouri, Reed of Pennsylvania, Robinson of Indiana, Schall, Sheppard, Shipstead, Shortridge, Smith, Steck, Stephens, Stewart, Trammell, Tyson, Walsh of Montana, Warren, Watson, Wheeler, and Willis.

A quorum being present,

Mr. La Follette raised a question of order, viz, that the resolution of the House announcing its action on the amendments of the Senate to the said bill should, under Rule XIV, paragraph 4, go to the calendar.

The President pro tempore, in overruling the point of order, said:

"This bill having been considered by a committee, reported by a committee, passed by the Senate, and sent to conference, the Chair is of opinion that the motion which the Senator from Pennsylvania made the other day, and which now lies upon the table, does not come within the purview of the point of order raised by the Senator from Wisconsin."

From the decision of the Chair, Mr. La Follette appealed to the Senate.

The President pro tempore stated the question to be, Shall the decision of the Chair stand as the judgment of the Senate?

Pending debate,

On motion by Mr. McNary that the bill (S. 4808) to establish a Federal farm board to aid in the orderly marketing and in the control and disposition of the surplus of agricultural commodities be made a special order for Wednesday next.

Mr. Pepper raised a question of order, viz, that when a motion to make a matter a special order was pending, a motion by way of substitution of another matter as a special order, either for the same day or another day, was out of order.

The President pro tempore made the following ruling: "The Chair is constrained to overrule the point of order made by the Senator from Pennsylvania upon the ground that the motion made by the Senator from Oregon, setting a day prior to that set by the Senator from Pennsylvania in his motion, offers no point of conflict."

Mr. La Follette, by unanimous consent, withdrew his appeal from the decision of the Chair, and raised the following question of order, viz, that Mr. Pepper's motion, not being among those listed under Rule XXII, which designates the motions that may be made when a question is pending, was not in order.

The President pro tempore, calling attention to a precedent established by the Senate on May 27, 1924, overruled the point of order.

From the decision of the Chair, Mr. La Follette appealed to the Senate.

The President pro tempore having stated the question to be, Shall the decision of the Chair stand as the judgment of the Senate?

Pending debate,

On motion by Mr. Glass to lay the appeal on the table,

It was determined in the affirmative, { Yeas----- 49
Nays----- 21

On motion by Mr. La Follette,

The yeas and nays being desired by one-fifth of the Senators present,

Those who voted in the affirmative are—

Messrs. Bayard, Bingham, Blease, Bratton, Broussard, Bruce, Cameron, Caraway, Copeland, Couzens, Curtis, Dale, Deneen, Edge, Edwards, Ferris, Fess, Fletcher, George, Gillett, Glass, Goff, Hale, Harris, Harrison, Jones of Washington, Kendrick, Keyes, King, McKellar, McLean, Means, Oddie, Overman, Pepper, Phipps, Pine, Reed of Pennsylvania, Robinson of Indiana, Schall, Shortridge, Steck, Stephens, Trammell, Tyson, Warren, Watson, and Willis.

Those who voted in the negative are—

Messrs. Ashurst, Dill, Frazier, Gooding, Heslin, Howell, Johnson, La Follette, Lenroot, McMaster, McNary, Mayfield, Norbeck, Nye, Reed of Missouri, Sheppard, Shipstead, Smith, Stewart, Walsh of Montana, and Wheeler.

So the motion of Mr. Glass to lay the appeal on the table was agreed to.

The President pro tempore having announced that the question recurred on the motion of Mr. Pepper,

Mr. McNary moved as a substitute that the bill (S. 4808) to establish a Federal farm board to aid in the orderly marketing and in the control and disposition of the surplus of agricultural commodities be made a special order for Wednesday next; whereupon,

Mr. Pepper and Mr. Fess raised questions of order, viz, that while a motion to make one matter a special order was pending, another motion to make a different bill a special order was not in order.

The President pro tempore held the points of order to be well taken.

Pending further debate on Mr. Pepper's motion,

ADDITIONAL PETITIONS

The President pro tempore laid before the Senate a joint resolution of the Legislature of the State of Oregon, praying the enactment of legislation providing for the improvement, extension, and development of the port and harbor facilities at Portland, Oreg.; which was referred to the Committee on Commerce.

The President pro tempore laid before the Senate a joint resolution of the Legislature of the State of Washington, praying the enactment of legislation providing for the reapportionment of the Members of the House of Representatives; which was referred to the Committee on Privileges and Elections.

The President pro tempore laid before the Senate a joint resolution of the Legislature of the State of Iowa, praying the enactment of legislation providing for agricultural relief; which was referred to the Committee on Agriculture and Forestry.

REPORT OF GEORGETOWN GAS LIGHT CO.

The President pro tempore laid before the Senate a communication from the president of the Georgetown Gas Light Co., transmitting, pursuant to law, the report of the company for the year ended December 31, 1926; which, with the accompanying report, was referred to the Committee on the District of Columbia.

ADJOURNMENT

On motion by Mr. Watson, at 5 o'clock and 44 minutes p. m., The Senate adjourned.

TUESDAY, FEBRUARY 1, 1927

The Vice President called the Senate to order, and the Chaplain offered prayer.

THE JOURNAL

The Journal of the proceedings of yesterday was approved.

QUESTION OF QUORUM

Mr. Curtis raised a question as to the presence of a quorum; Whereupon

The Vice President directed the roll to be called;

When

Eighty Senators answered to their names, as follows:

Messrs. Ashurst, Bayard, Bingham, Borah, Bratton, Broussard, Bruce, Cameron, Capper, Caraway, Copeland, Couzens, Curtis, Dale, Deneen, Dill, Edge, Edwards, Ernst, Ferris, Fess, Fletcher, Frazier, George, Gerry, Gillett, Glass, Goff, Gooding, Gould, Greene, Hale, Harris, Harrison, Hawes, Heslin, Howell, Johnson, Jones of New Mexico, Jones of Washington, Kendrick, Keyes, King, La Follette, Lenroot, McKellar, McLean, McMaster, McNary, Mayfield, Means, Metcalf, Moses, Norbeck, Nye, Oddie, Overman, Pepper, Phipps, Pine, Reed of Missouri, Reed of Pennsylvania, Robinson of Indiana, Sackett, Schall, Sheppard, Shipstead, Shortridge, Smith, Steck, Stephens, Stewart, Trammell, Tyson, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, Wheeler, and Willis.

A quorum being present,

REPORTS OF PUBLIC UTILITIES IN DISTRICT OF COLUMBIA

The Vice President laid before the Senate the following communications, which, with the accompanying reports, were referred to the Committee on the District of Columbia:

A communication from the president of the Washington Railway & Electric Co., transmitting, pursuant to law, the report of the said company for the year ended December 31, 1926;

A communication from the president of the Washington Gas Light Co., transmitting, pursuant to law, the report of the said company for the year ended December 31, 1926;

A communication from the president of the Washington Interurban Railroad Co., transmitting, pursuant to law, the report of the said company for the year ended December 31, 1926;

A communication from the president of the Georgetown & Tennallytown Railway Co., transmitting, pursuant to law, the report of the said company for the year ended December 31, 1926;

A communication from the president of the City & Suburban Railway Co., transmitting, pursuant to law, the report of the said company for the year ended December 31, 1926;

A communication from the president of the Potomac Electric Power Co., transmitting, pursuant to law, the report of the said company for the year ended December 31, 1926; and

A communication from the president of the Capital Traction Co., transmitting, pursuant to law, the report of the said company for the year ended December 31, 1926.

PETITIONS AND MEMORIALS

Petitions, memorials, etc., were presented and referred as indicated:

By Mr. Reed of Pennsylvania: A petition of patriotic societies, organizations, and citizens of the United States, praying the enactment of legislation providing for a continuation of the national origins provision of the present immigration law; to the Committee on Immigration.

By Mr. Robinson of Indiana: A petition of the Farm Life Publishing Co., praying the enactment of legislation providing for a reduction in the rates of postage on second-class mail matter, as proposed in House bill 13446; to the Committee on Post Offices and Post Roads.

By Mr. Copeland: A telegram from citizens of New York, N. Y., praying the enactment of legislation making an appropriation for the continuation of the probation officers authorized by the Federal probation law of 1925; to the Committee on Appropriations.

By Mr. Norbeck: A resolution adopted by the Hamilton Club of Chicago, Ill., favoring the adoption of a national agricultural policy designed to place agricultural interests of America on a basis of economic equality with other industries; to the Committee on Agriculture and Forestry.

A communication from the Doland Produce Co., of Doland, S. Dak., remonstrating against the recent decision of the Interstate Commerce Commission authorizing an increase in the freight rates on butter, eggs, and dressed poultry from certain points in South Dakota to Chicago; to the Committee on Interstate Commerce.

Petitions praying the enactment of legislation granting pensions and increase of pensions to Civil War veterans and their widows were presented as follows:

By Mr. Shortridge: Petitions of citizens of the State of California.

By Mr. Willis: A petition of citizens of the States of Kentucky and Ohio.

By Mr. Gillett: A petition of citizens of the State of Massachusetts.

By Mr. Copeland: A petition of citizens of the State of New York.

Ordered, That they be referred to the Committee on Pensions.

Mr. Shortridge presented petitions of citizens of the State of California, praying the enactment of legislation providing for the development of Boulder Dam Canyon, Colo., for irrigation purposes.

Ordered, That it lie on the table.

Mr. Copeland presented a resolution adopted by the Cobleskill (N. Y.) branch of the Dairymen's League Cooperative Association (Inc.), praying the passage of the so-called milk and cream importation bill.

Ordered, That it lie on the table.

REPORTS OF COMMITTEES

Mr. Stewart, from the Committee on Commerce, to whom was referred the bill (S. 4553) granting the consent of Congress to the Chesapeake Bay Bridge Co. to construct a bridge across the Chesapeake Bay from a point in Baltimore County to a point in Kent County in the State of Maryland, reported it with an amendment and submitted a report (No. 1360) thereon.

The Senate proceeded, by unanimous consent, to consider the said bill as in Committee of the Whole; and the reported amendment having been agreed to, the bill was reported to the Senate and the amendment was concurred in.

Ordered, That it be engrossed and read a third time.

The said bill was read the third time.

Resolved, That it pass, and that the title thereof be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

Mr. Stewart, from the Committee on Commerce, to whom was referred the bill (H. R. 15011) granting the consent of Congress to the Paragon-Hopkins bridge road improvement district of Greene County, Ark., to construct a bridge across the St. Francis River, reported it without amendment and submitted a report (No. 1361) thereon.

The Senate proceeded, by unanimous consent, to consider the said bill as in Committee of the Whole; and no amendment being made, it was reported to the Senate.

Ordered, That it pass to a third reading.

The said bill was read the third time.

Resolved, That it pass.

Ordered, That the Secretary notify the House of Representatives thereof.

Mr. Johnson, from the Committee on Immigration, reported a joint resolution (S. J. Res. 152) to amend subdivisions (b)

and (e) of section 11 of the immigration act of 1924, as amended, which was read twice, and considered as in Committee of the Whole; and no amendment being made, it was reported to the Senate.

Ordered, That it be engrossed and read a third time.

The said joint resolution was read the third time by unanimous consent.

Resolved, That it pass, and that the title thereof be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

Mr. Stanfield, from the Committee on Public Lands and Surveys, to whom was referred the bill (H. R. 11421) to provide for conveyance of certain lands in the State of Alabama for State park and game preserve purposes, reported it with an amendment and submitted a report (No. 1362) thereon.

Mr. Stanfield, from the Committee on Public Lands and Surveys, to whom were referred the following bills, reported them each without amendment and submitted reports thereon, as follows:

H. R. 7921. An act to authorize the Commissioner of the General Land Office to dispose by sale of certain public lands in the State of Arkansas (Rept. No. 1363);

H. R. 12889. An act to relinquish the title of the United States to the land in the claim of Moses Steadham, situate in the county of Baldwin, State of Alabama (Rept. No. 1364); and

H. R. 15821. An act to revise the boundary of the Hawaii National Park on the island of Maui in the Territory of Hawaii (Rept. No. 1365).

INTRODUCTION OF BILLS

Bills were introduced, severally read the first and second times by unanimous consent, and referred as follows:

By Mr. Fletcher:

A bill (S. 5546) to amend section 10 of the plant quarantine act, approved August 20, 1912 (with accompanying papers); to the Committee on Agriculture and Forestry.

By Mr. George:

A bill (S. 5547) to extend the benefits of the United States employees' compensation act to Melvin J. Oppenheim; to the Committee on Claims.

By Mr. Deneen:

A bill (S. 5548) to credit the accounts of Richings J. Shand, United States property and disbursing officer, Illinois National Guard; to the Committee on Claims.

By Mr. Hale:

A bill (S. 5549) granting an increase of pension to Nancy C. Cunningham (with accompanying papers); to the Committee on Pensions.

By Mr. Glass (for Mr. Swanson):

A bill (S. 5550) for the relief of John E. Ross (with accompanying papers); to the Committee on Naval Affairs.

A bill (S. 5551) to remit the duty on a carillon of bells to be imported for the Virginia World War Memorial, Richmond, Va. (with accompanying papers); to the Committee on Finance.

By Mr. Capper:

A bill (S. 5552) to authorize the Commissioners of the District of Columbia to compromise and settle certain suits at law resulting from the subsidence of First Street east, in the District of Columbia, occasioned by the construction of a railroad tunnel under said street; and

A bill (S. 5553) amending the act approved August 30, 1890 (Stat. L., vol. 26, pp. 412-413), relative to condemnation of land for parks, parkways, and playgrounds; to the Committee on the District of Columbia.

By Mr. Shortridge:

A bill (S. 5554) granting an increase of pension to Henry F. Tower; to the Committee on Pensions.

By Mr. Dill:

A bill (S. 5555) granting a pension to Clara M. Roberts; to the Committee on Pensions.

By Mr. Moses:

A bill (S. 5556) granting an increase of pension to Josephine S. Hall (with accompanying papers); to the Committee on Pensions.

By Mr. Bingham:

A bill (S. 5557) to amend section 35 of the organic act approved March 2, 1917, entitled "An act to provide a civil government for Porto Rico, and for other purposes"; to the Committee on Territories and Insular Possessions.

TAX REDUCTION LEGISLATION

The Vice President laid before the Senate a resolution coming over from a former day, viz, the resolution (S. Res. 336) favoring permanent tax reduction legislation during the present session of Congress; and

The Senate proceeded to consider the same.
Pending debate,
On motion by Mr. Fess that it be referred to the Committee on Finance,
Pending further debate,
The hour of 2 o'clock having arrived,
Ordered, That the resolution be placed on the calendar.

IMPORTATION OF MILK AND CREAM

The Presiding Officer (Mr. Willis in the chair) then laid before the Senate the unfinished business at its adjournment yesterday, viz, the bill (H. R. 11768) to regulate the importation of milk and cream into the United States for the purpose of promoting the dairy industry of the United States and protecting the public health; and

The Senate resumed the consideration of the said bill.
The question being on agreeing to the amendment yesterday proposed by Mr. Copeland to the amendment made in the Committee of the Whole;

On motion by Mr. Harrison that the Senate proceed to the consideration of the resolution (S. Res. 336) favoring permanent tax reduction legislation during the present session of Congress,

Mr. Lenroot raised a question of order, viz, that the motion was not in order inasmuch as it was not a motion specifically provided for under the rules, and is not permissible under either Rule XXII or Rule IX.

The Presiding Officer sustained the question of order.

The further consideration of the foregoing bill was, by unanimous consent, temporarily laid aside; and

APPROPRIATIONS FOR NAVY DEPARTMENT AND NAVAL SERVICE

On motion by Mr. Hale, and by unanimous consent,
The Senate, as in Committee of the Whole, resumed the consideration of the bill (H. R. 15641) making appropriations for the Navy Department and the naval service for the fiscal year ending June 30, 1928, and for other purposes.

The question being on agreeing to the reported amendment on page 51, beginning in line 9,

Mr. Dill raised a question as to the presence of a quorum;

Whereupon

The Presiding Officer directed the roll to be called;

When

Seventy-eight Senators answered to their names, as follows:
Messrs. Ashurst, Bayard, Bingham, Borah, Bratton, Broussard, Bruce, Cameron, Capper, Caraway, Copeland, Couzens, Curtis, Dale, Deneen, Dill, Edge, Edwards, Ernst, Ferris, Fess, Fletcher, Frazier, George, Gerry, Gillett, Glass, Goff, Gooding, Gould, Hale, Harris, Harrison, Hawes, Hefflin, Johnson, Jones of New Mexico, Jones of Washington, Kendrick, Keyes, King, La Follette, Lenroot, McKellar, McLean, McMaster, McNary, Mayfield, Means, Metcalf, Moses, Nye, Oddie, Overman, Pepper, Phipps, Pine, Reed of Missouri, Reed of Pennsylvania, Robinson of Indiana, Sackett, Schall, Sheppard, Shipstead, Shortridge, Smith, Stanfield, Steck, Stephens, Stewart, Trammell, Tyson, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, Wheeler, and Willis.

A quorum being present,

On the question of agreeing to the reported amendment, viz, on page 51, line 9, after the word "authorized," strike out "\$13,750,000" and insert in lieu thereof the following: \$14,950,000, of which sum \$1,200,000 shall be immediately available toward the construction of the last three of the eight scout cruisers authorized by section 2 of the act of December 18, 1924.

It was determined in the affirmative, { Yeas----- 49
Nays----- 27

On motion by Mr. Hale,

The yeas and nays being desired by one-fifth of the Senators present,

Those who voted in the affirmative are—

Messrs. Ashurst, Bayard, Bingham, Bratton, Broussard, Bruce, Cameron, Copeland, Couzens, Dale, Edge, Edwards, Fletcher, George, Gerry, Glass, Goff, Gooding, Gould, Hale, Harris, Harrison, Hawes, Johnson, Kendrick, Keyes, McKellar, McLean, McNary, Means, Metcalf, Moses, Oddie, Overman, Pepper, Phipps, Reed of Missouri, Robinson of Indiana, Schall, Shortridge, Smith, Stanfield, Steck, Stephens, Trammell, Tyson, Walsh of Massachusetts, Walsh of Montana, and Watson.

Those who voted in the negative are—

Messrs. Borah, Capper, Caraway, Deneen, Dill, Ernst, Ferris, Fess, Frazier, Gillett, Hefflin, Jones of New Mexico, Jones of Washington, King, La Follette, Lenroot, McMaster, Nye, Pine, Reed of Pennsylvania, Sackett, Sheppard, Shipstead, Stewart, Warren, Wheeler, and Willis.

So the reported amendment was agreed to,

AGRICULTURAL RELIEF—NATIONAL BANK BRANCHES

Mr. McNary submitted the following proposed unanimous consent agreement:

Ordered, by unanimous consent, that on the calendar day of Saturday, February 5, 1927, at not later than 4 o'clock p. m., the Senate will proceed to vote, without further debate, upon any amendment that may be pending, any amendment that may be offered, and upon the bill (S. 4808) to establish a Federal farm board to aid in the orderly marketing and in the control and disposition of the surplus of agricultural commodities, through the regular parliamentary stages to its final disposition; that on the calendar day of Tuesday, February 8, 1927, at not later than 4 o'clock p. m., the Senate will proceed to vote, without further debate, upon the motion made by the Senator from Pennsylvania (Mr. Pepper) that the Senate recede from certain Senate amendments and concur in the House amendments to certain other Senate amendments to the bill (H. R. 2), the so-called McFadden-Pepper banking bill, and upon any motion or amendment that it may be in order to propose to the House amendments to the said Senate amendments; and that after the hour of 12 o'clock noon on each of the said days no Senator shall speak more than once nor longer than 15 minutes upon the pending measures or any amendment offered thereto or any motion in relation thereto.

Mr. Wheeler raised a question as to the presence of a quorum;

Whereupon

The Vice President directed the roll to be called;

When

Sixty-five Senators answered to their names, as follows:
Messrs. Bayard, Bingham, Bratton, Broussard, Bruce, Cameron, Capper, Caraway, Copeland, Couzens, Curtis, Deneen, Dill, Edge, Edwards, Ferris, Frazier, George, Gerry, Glass, Goff, Gooding, Hale, Harris, Harrison, Hefflin, Howell, Johnson, Jones of Washington, Kendrick, Keyes, King, La Follette, Lenroot, McKellar, McLean, McMaster, McNary, Mayfield, Means, Metcalf, Moses, Norbeck, Nye, Oddie, Overman, Pepper, Phipps, Reed of Missouri, Reed of Pennsylvania, Robinson of Indiana, Sackett, Schall, Sheppard, Shipstead, Shortridge, Smith, Steck, Stewart, Trammell, Tyson, Walsh of Montana, Warren, Wheeler, and Willis.

A quorum being present,

The Vice President submitted the proposed agreement to the Senate for its consideration; and the same having been modified by Mr. McNary by striking out the words "February 5, 1927," and "February 8, 1927," and inserting in lieu thereof the words *February 7, 1927, and February 10, 1927, respectively.*

An objection to the proposed agreement was interposed by Mr. King.

APPROPRIATIONS FOR NAVY DEPARTMENT AND NAVAL SERVICE

The Senate, as in Committee of the Whole, resumed the consideration of the bill (H. R. 15641) making appropriations for the Navy Department and the naval service for the fiscal year ending June 30, 1928, and for other purposes.

The bill was further amended on the motion of Mr. Hale, from the Committee on Appropriations, and the motion of Mr. Dill.

On motion by Mr. Dill to further amend the bill by inserting on page 51, line 17, after the word "expended," the following proviso:

Provided, That no part of the moneys appropriated or made available by this act shall be expended for the construction or manufacture of the hulls, main engines, or armament of two of three scout cruisers for the building of which bids have been asked, but which have not yet been contracted for, and for the construction of which funds are herein appropriated, except for the construction or manufacture of such vessels, their main engines, and armament in Government navy yards: And provided further, That one of said cruisers shall be built in a navy yard on the Pacific coast.

Mr. Hale raised a question of order, viz, that the amendment proposed general legislation on a general appropriation bill, being, therefore, in contravention of Rule XVI, paragraph 3.

The Vice President sustained the point of order.

On motion by Mr. Dill to further amend the bill by inserting on page 51, line 17, after the word "expended," the following proviso:

Provided, That no part of the moneys appropriated or made available by this act shall be expended for the construction or manufacture of the hulls, main engines, or armament of two-thirds of the scout cruisers, for the construction of which funds are herein appropriated but which have not yet been contracted for, in any private shipyard or private industrial establish-

ment; and no part of the moneys so appropriated shall be used for the manufacture of the hulls, main engines, or armament of one-half of the aforesaid two-thirds of said scout cruisers in any Government navy yard on the Atlantic coast.

Mr. Hale raised a question of order, viz, that the amendment also proposed general legislation on a general appropriation bill. The Vice President sustained the point of order.

The bill having been further amended on the motion of Mr. Edwards, and the motion of Mr. Bruce, it was reported to the Senate and the amendments made in the Committee of the Whole were concurred in.

Ordered, That the amendments be engrossed and the bill read a third time.

The said bill as amended was read the third time.

Resolved, That it pass.

Ordered, That the Secretary request the concurrence of the House of Representatives in the amendments.

ORDER FOR EVENING SESSION TO-MORROW

On motion by Mr. Curtis, and by unanimous consent,
Ordered, That on to-morrow, at not later than 5 o'clock and 30 minutes p. m., the Senate take a recess until 8 o'clock p. m.; that at the evening session the Senate shall consider unobjected bills only; that no Senator shall speak more than once nor longer than five minutes upon any bill or amendment; and that the session shall continue not later than 11 o'clock p. m.

EXECUTIVE SESSION

On motion by Mr. Curtis,

The Senate proceeded to the consideration of executive business; and

After the consideration of executive business the doors were reopened;

When

On motion by Mr. Curtis, at 5 o'clock and 41 minutes p. m. The Senate took a recess until 12 o'clock m. to-morrow.

AT 12 O'CLOCK M. (CALENDAR DAY, WEDNESDAY, FEBRUARY 2, 1927)

The Vice President called the Senate to order.

QUESTION OF QUORUM

Mr. Curtis raised a question as to the presence of a quorum; Whereupon

The Vice President directed the roll to be called;

When

Eighty Senators answered to their names, as follows:

Messrs. Ashurst, Bayard, Bingham, Borah, Bratton, Broussard, Bruce, Cameron, Capper, Caraway, Copeland, Couzens, Curtis, Dale, Deneen, Dill, Edge, Edwards, Ernst, Ferris, Fess, Fletcher, Frazier, George, Gerry, Gillett, Glass, Goff, Gooding, Gould, Greene, Hale, Harris, Harrison, Hefflin, Howell, Johnson, Jones of New Mexico, Jones of Washington, Kendrick, Keyes, King, La Follette, Lenroot, McKellar, McLean, McMaster, McNary, Mayfield, Metcalf, Moses, Norbeck, Norris, Nye, Oddie, Overman, Pepper, Phipps, Pine, Pittman, Reed of Pennsylvania, Robinson of Arkansas, Robinson of Indiana, Sackett, Schall, Sheppard, Shortridge, Smith, Smoot, Steck, Stephens, Stewart, Trammell, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, Wheeler, and Willis.

A quorum being present,

PETITIONS AND MEMORIALS

The Vice President laid before the Senate the following resolutions:

A joint resolution of the Legislature of the State of Minnesota, favoring the construction of the so-called Great Lakes-St. Lawrence waterway project; and

A concurrent resolution of the legislature of that State, favoring the enactment of legislation providing for relief of certain territory in Roseau and Kittson Counties in the State of Minnesota from flood damage.

Ordered, That the resolutions be referred to the Committee on Commerce.

Mr. Jones of Washington presented a memorial of citizens of Bridgeport, Wash., remonstrating against any modification of the Volstead Act; which was referred to the Committee on the Judiciary.

Mr. Jones of Washington presented a memorial of Methow Valley Klan, No. 37, of Twisp, Wash., remonstrating against any modification of the present immigration laws; which was referred to the Committee on Immigration.

Petitions praying the enactment of legislation granting pensions and increase of pensions to Civil War veterans and their widows were presented as follows:

By Mr. Gillett: A petition of citizens of the State of Massachusetts.

By Mr. Jones of Washington: A petition of citizens of Retsil, Wash.

Ordered, That they be referred to the Committee on Pensions. Memorials remonstrating against the enactment of legislation providing for the closing of barber shops on Sunday in the District of Columbia were presented as follows:

By Mr. Copeland: A memorial of citizens of New York, N. Y.

By Mr. Willis: A memorial of citizens of the State of Ohio.

By Mr. Schall: A memorial of citizens of Mankato, Minn.

Ordered, That they be referred to the Committee on the District of Columbia.

Mr. Pepper presented a resolution adopted by the Philadelphia Board of Trade, of Philadelphia, Pa., remonstrating against the passage of the so-called McNary-Haugen agricultural relief bill.

Ordered, That it lie on the table.

Mr. Copeland presented a resolution adopted by the New York Milk Conference Board, remonstrating against the enactment of the so-called Lenroot-Taber bill providing for the regulation of importations of milk and cream.

Ordered, That it lie on the table.

REPORTS OF COMMITTEES

Mr. Norbeck, by unanimous consent, from the Committee on Pensions, to whom was referred the bill (H. R. 13451) to increase the pensions of certain maimed veterans who have lost limbs or have been totally disabled in the same line of duty in the military or naval service of the United States; and to amend section 4788 of the Revised Statutes of the United States by increasing the rates therein for artificial limbs, reported it without amendment and submitted a report (No. 1366) thereon.

Mr. Means (for Mr. Stanfield), by unanimous consent, from the Committee on Claims, to whom was referred the bill (S. 2618) for the relief of the National Surety Co., reported it without amendment and submitted a report (No. 1367) thereon.

Mr. Means, by unanimous consent, from the Committee on Claims, to whom were referred the following bills, reported them each without amendment and submitted reports thereon, as follows:

H. R. 1330. An act for the relief of Helene M. Hubrich (Rept. No. 1368);

H. R. 2184. An act for the relief of James Gaynor (Rept. No. 1369);

H. R. 4376. An act to allow and credit the accounts of Joseph R. Hebblethwaite, formerly captain, Quartermaster Corps, United States Army, the sum of \$237.90 disallowed by the Comptroller General of the United States (Rept. No. 1370);

H. R. 7617. An act to authorize payment to the Pennsylvania Railroad Co., a corporation, for damage to its rolling stock at Raritan Arsenal, Metuchen, N. J., on August 16, 1922 (Rept. No. 1371); and

H. R. 10076. An act for the relief of the estate of William C. Perry, late of Cross Creek Township, Washington County, Pa. (Rept. No. 1372).

Mr. Mayfield, by unanimous consent, from the Committee on Claims, to whom were referred the following bills, reported them each without amendment and submitted reports thereon, as follows:

S. 5466. A bill for the relief of the Citizens National Bank of Petty, Tex. (Rept. No. 1373);

H. R. 1105. An act for the relief of the Kelly Springfield Motor Truck Co. of California (Rept. No. 1374);

H. R. 6806. An act authorizing the payment of a claim to Alexander J. Thompson (Rept. No. 1375); and

H. R. 8685. An act for the relief of Henry S. Royce (Rept. No. 1376).

Mr. Smoot, by unanimous consent, from the Committee on Finance, to whom was referred the bill (S. 5339) to authorize the Secretary of the Treasury to enter into a lease of a suitable building for customs purposes in the city of New York, reported it with an amendment and submitted a report (No. 1377) thereon.

Mr. Jones of Washington, by unanimous consent, from the Committee on Appropriations, to whom was referred the bill (H. R. 12576) making appropriations for the Departments of State and Justice and for the Judiciary, and for the Departments of Commerce and Labor, for the fiscal year ending June 30, 1928, and for other purposes, reported it with amendments and submitted a report (No. 1378) thereon.

Mr. Norris, by unanimous consent, from the Committee on the Judiciary, to whom were referred the following resolutions:

S. Res. 285. Resolution relative to the barter of Federal offices or influence in respect of appointments thereto in the State of Georgia; and

S. Res. 301. Resolution creating a select committee to investigate the appointment of individuals to Federal offices—

reported in lieu of said resolutions the following resolution (S. Res. 338), and submitted a report (No. 1379) thereon:

Whereas for the last several years it has been charged in the public press and on the floor of the Senate that officers of political party organizations have been engaged in the barter and sale of their influence in respect to the appointment of Federal officers, and that such officers or party organizations have levied assessments upon Federal officials, including such officials within the classified service, and that in other ways said officers of political party organizations have influenced and controlled Federal officials in the performance of their official duties; Therefore be it

Resolved, That the Committee on the Judiciary of the United States Senate be, and it is hereby, authorized and directed to make a thorough investigation of such charges and to ascertain whether such officials of political party organizations have improperly, illegally, or dishonestly used the influence and power of their positions as officials of political party organizations in bringing about the appointment of Federal officials, and whether they have used such influence in making assessments or demands of any kind upon any public Federal officials, and particularly whether they or any persons have, in consideration of money or other valuable thing, agreed or promised to procure or aid in procuring the appointment of any person to a Federal office or have solicited money or other thing of value upon a promise, express or implied, to procure or aid in procuring the appointment of any person to any such office.

Said committee shall ascertain what, if any, law has been violated by such alleged practices; and if said charges are true and there is no Federal law covering the same, to report to the Senate what legislation is necessary to prevent such illegal practices.

Said committee is hereby empowered to sit and act at such time or times and at such place or places as it may deem necessary, during the sessions of the Senate and during the recess of the same, and also after the adjournment of the present Congress up to the time it shall report its findings to the Senate.

The said committee is hereby empowered to require by subpoena or otherwise the attendance of witnesses, the production of books, papers, and documents, and do all such acts as may be necessary to properly carry on such investigation. The chairman of the committee, or any member thereof, may administer oaths to witnesses.

The committee shall have power to act through a subcommittee, and any subcommittee appointed by said Judiciary Committee shall have all the powers hereby delegated to and conferred upon said committee.

Every person who, having been summoned as a witness by authority of said committee or any subcommittee thereof, willfully makes default, or who, having appeared, refuses to answer any question pertinent to the investigation hereby authorized, shall be punished as prescribed by law.

Said committee shall report to the Senate as soon as convenient after the beginning of the Seventieth Congress.

Said committee or any subcommittee thereof is authorized to employ such clerical and other assistance as it may deem necessary; to employ a stenographer to take the testimony at any of the hearings and to transcribe the same. The expense of said investigation shall be paid from the contingent fund of the Senate on vouchers of the committee or subcommittee signed by the chairman.

On motion by Mr. Norris,

Ordered, That the resolution be referred to the Committee to Audit and Control the Contingent Expenses of the Senate.

Mr. Ernst, by unanimous consent, submitted the views of a minority of the Committee on the Judiciary on the foregoing resolution, which were ordered to be printed in connection with Report No. 1379.

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

Bills and joint resolutions were introduced, severally read the first and second times by unanimous consent, and referred, as follows:

By Mr. McNary:

A bill (S. 5558) granting an increase of pension to Andrew J. Lovelady; to the Committee on Pensions.

By Mr. Norbeck:

A bill (S. 5559) to authorize per capita payments to the Indians of the Crow Creek Reservation, S. Dak.; to the Committee on Indian Affairs.

By Mr. Walsh of Montana:

A bill (S. 5560) relating to foreign judgments; to the Committee on the Judiciary.

A bill (S. 5561) for the relief of Clifton, Applegate & Toole; to the Committee on Post Offices and Post Roads.

By Mr. Sackett:

A bill (S. 5562) to increase the compensation and regulate leave of absence of storekeepers, gaugers, and storekeeper-gaugers, and for other purposes; to the Committee on Finance.

By Mr. Gooding:

A bill (S. 5563) granting a pension to Margaret L. Coon; and A bill (S. 5564) granting a pension to Celia R. Miller; to the Committee on Pensions.

By Mr. Pepper:

A bill (S. 5565) granting a pension to Violet G. Wilt; to the Committee on Pensions.

By Mr. Shortridge:

A bill (S. 5566) granting a pension to Emma L. Ridinger; to the Committee on Pensions.

By Mr. Willis:

A bill (S. 5567) granting an increase of pension to Lydia Bratton (with accompanying papers); to the Committee on Pensions.

By Mr. Walsh of Montana:

A joint resolution (S. J. Res. 153) readmitting Nora Harrison to the character and privileges of a citizen of the United States; to the Committee on Immigration.

By Mr. Jones of Washington:

A joint resolution (S. J. Res. 154) extending the provisions of the acts of March 4, 1925, and April 13, 1926, relating to a compact between the States of Washington, Idaho, Oregon, and Montana for allocating the waters of the Columbia River and its tributaries, and for other purposes; to the Committee on Irrigation and Reclamation.

IRENE FLETCHER

Mr. Curtis submitted the following resolution (S. Res. 339), which was referred to the Committee to Audit and Control the Contingent Expenses of the Senate:

Resolved, That the Secretary of the Senate hereby is authorized and directed to pay from the contingent fund of the Senate to Irene Fletcher, daughter of Joseph Montgomery, late a laborer under supervision of the Sergeant at Arms, employed by the Senate for 58 years, a sum equal to one year's salary at the rate he was receiving by law at the time of his death, said sum to be considered inclusive of funeral expenses and all other allowances.

EQUITABLE USE OF WATERS OF THE LOWER RIO GRANDE AND LOWER COLORADO RIVER

The Vice President laid before the Senate the following message from the President of the United States, which was read and, with the accompanying report, referred to the Committee on Irrigation and Reclamation and ordered to be printed:

To the Congress of the United States:

I recommend to the favorable consideration of the Congress the inclosed report from the Secretary of State, to the end that legislation may be enacted to extend the authority of the Commission on the Equitable Use of the Waters of the Lower Rio Grande to enable it to deal with the waters of the lower Colorado River in addition to those of the Rio Grande.

CALVIN COOLIDGE.

Accompaniment: Report by the Secretary of State.

THE WHITE HOUSE,

Washington, February 2, 1927.

TAX REDUCTION LEGISLATION

On motion by Mr. Harrison, and by unanimous consent, *Ordered*, That at the conclusion of the morning business, and not later than 1 o'clock p. m., on the calendar day of Friday, February 4, 1927, the resolution (S. Res. 336) favoring permanent tax reduction legislation during the present session of Congress be laid before the Senate for consideration; that at not later than 2 o'clock p. m. the Senate proceed to vote, without further debate, on the resolution or any amendment that may be proposed thereto; and that no Senator shall speak more than once nor longer than 10 minutes on the resolution or any amendment offered thereto.

LAWS ADMINISTERED BY INTERSTATE COMMERCE COMMISSION

Mr. Curtis, by unanimous consent, entered a motion that the Senate reconsider its vote on agreeing to the resolution (S. Res. 334) requesting the Interstate Commerce Commission to prepare a manuscript covering the text of the various acts administered by it, annotated with digests of decisions, and indexed.

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Hattigan, one of its clerks:

Mr. President: The House of Representatives has disagreed to the amendments of the Senate to the bill (H. R. 15641) making appropriations for the Navy Department and the naval

service for the fiscal year ending June 30, 1928, and for other purposes; it asks a conference with the Senate on the disagreeing votes of the two Houses thereon, and has appointed Mr. French, Mr. Hardy, Mr. Taber, Mr. Ayres, and Mr. Oliver of Alabama managers at the same on its part.

APPROPRIATIONS FOR NAVY DEPARTMENT AND NAVAL SERVICE

The President pro tempore laid before the Senate the message this day received from the House of Representatives, announcing its disagreement to the amendments of the Senate to the bill (H. R. 15641) making appropriations for the Navy Department and the naval service for the fiscal year ending June 30, 1928, and for other purposes, and asking a conference with the Senate thereon.

On motion by Mr. Hale,

Resolved, That the Senate insist upon its amendments to the said bill, disagreed to by the House of Representatives, and agree to the conference asked by the House on the disagreeing votes of the two Houses thereon.

Ordered, That the conferees on the part of the Senate be appointed by the President pro tempore; and

The President pro tempore appointed Mr. Hale, Mr. Phipps, Mr. Pepper, Mr. Swanson, and Mr. Glass.

Ordered, That the Secretary notify the House of Representatives thereof.

IMPORTATION OF MILK AND CREAM

The Senate resumed the consideration of its unfinished business, viz, the bill (H. R. 11768) to regulate the importation of milk and cream into the United States for the purpose of promoting the dairy industry of the United States and protecting the public health.

The question being on agreeing to the following amendment heretofore proposed by Mr. Copeland to the amendment made in the Committee of the Whole, namely, on page 4, line 14, after the numeral "2," where it occurs the first time, insert a comma and the numeral 4, and on page 4, line 20, after the numeral "2," insert a comma and the numeral 4,

It was determined in the negative, {Yeas----- 32
Nays----- 44}

On motion by Mr. Copeland,

The yeas and nays being desired by one-fifth of the Senators present,

Those who voted in the affirmative are—

Messrs. Ashurst, Bayard, Bratton, Caraway, Copeland, Dale, Dill, Edge, Edwards, Ferris, Fletcher, George, Gerry, Gillett, Glass, Greene, Harris, Harrison, Hefflin, Jones of New Mexico, King, McKellar, Mayfield, Overman, Robinson of Arkansas, Sheppard, Steck, Stephens, Trammell, Walsh of Massachusetts, Walsh of Montana, and Wheeler.

Those who voted in the negative are—

Messrs. Bingham, Borah, Broussard, Bruce, Cameron, Capper, Curtis, Deneen, Ernst, Fess, Frazier, Goff, Gould, Hale, Howell, Jones of Washington, Kendrick, Keyes, La Follette, Lenroot, McLean, McMaster, McNary, Means, Metcalf, Moses, Norbeck, Norris, Nye, Oddie, Pepper, Phipps, Pine, Pittman, Reed of Pennsylvania, Robinson of Indiana, Sackett, Schall, Shortridge, Smoot, Stewart, Wadsworth, Warren, and Willis.

So Mr. Copeland's amendment was not agreed to.

The amendment made in the Committee of the Whole was concurred in.

On motion by Mr. Copeland to further amend the bill by inserting on page 3, at the end of line 19, a proviso,

Pending debate,

Mr. Walsh of Massachusetts raised a question as to the presence of a quorum;

Whereupon

The Presiding Officer (Mr. Fess in the chair) directed the roll to be called;

When

Seventy-two Senators answered to their names, as follows:

Messrs. Ashurst, Bayard, Bingham, Borah, Bratton, Broussard, Bruce, Cameron, Capper, Caraway, Copeland, Couzens, Curtis, Dale, Deneen, Dill, Edge, Edwards, Ferris, Fess, Fletcher, Frazier, George, Gerry, Gillett, Glass, Goff, Gooding, Hale, Harris, Harrison, Hefflin, Johnson, Jones of Washington, Keyes, King, La Follette, Kendrick, McKellar, McLean, McMaster, McNary, Means, Metcalf, Moses, Norbeck, Nye, Oddie, Overman, Pepper, Phipps, Reed of Pennsylvania, Robinson of Arkansas, Robinson of Indiana, Sackett, Schall, Sheppard, Shortridge, Smith, Smoot, Steck, Stewart, Trammell, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, Wheeler, and Willis.

A quorum being present,

On the question of agreeing to the amendment proposed by Mr. Copeland, viz, on page 3, line 19, after the words "United States," insert the following:

Provided further, That the Secretary of Agriculture shall accept a duly certified statement of the health department of any municipality having a field force of milk inspectors that the provisions of section 2 of this act have been complied with; but when milk or cream is admitted under this proviso, it must not be sold outside the municipality issuing such certificate, and any person making such a sale shall be subjected to fine, imprisonment, or other penalty provided by this act.

It was determined in the negative, {Yeas----- 27
Nays----- 41}

On motion by Mr. Walsh of Massachusetts,

The yeas and nays being desired by one-fifth of the Senators present,

Those who voted in the affirmative are—

Messrs. Ashurst, Bayard, Bratton, Broussard, Caraway, Copeland, Couzens, Dill, Ferris, Fletcher, George, Gerry, Glass, Harris, Harrison, Hefflin, King, McKellar, Mayfield, Overman, Robinson of Arkansas, Sheppard, Smith, Steck, Trammell, Walsh of Massachusetts, and Wheeler.

Those who voted in the negative are—

Messrs. Bingham, Borah, Bruce, Cameron, Capper, Curtis, Dale, Deneen, Edge, Fess, Frazier, Goff, Gooding, Hale, Jones of Washington, Kendrick, Keyes, La Follette, Lenroot, McLean, McMaster, McNary, Means, Metcalf, Moses, Norbeck, Nye, Oddie, Pepper, Phipps, Reed of Pennsylvania, Robinson of Indiana, Sackett, Schall, Shortridge, Smoot, Stewart, Wadsworth, Warren, Watson, and Willis.

So Mr. Copeland's amendment was not agreed to.

On motion by Mr. Walsh of Massachusetts to further amend the bill as follows:

On page 1, line 4, after the word "States," insert the words *and the transportation between the States of the Union;*

On page 3, line 6, after the word "States," insert the words *or between the States;*

On page 5, line 18, after the word "States," insert the words *or between the States;*

On page 5, line 21, after the word "States," insert the words *and between the States;* and

On page 6, line 3, after the word "States," insert the words *or transportation between States.*

It was determined in the negative, {Yeas----- 19
Nays----- 40}

On motion by Mr. Walsh of Massachusetts,

The yeas and nays being desired by one-fifth of the Senators present,

Those who voted in the affirmative are—

Messrs. Ashurst, Bayard, Bratton, Broussard, Copeland, Couzens, Ferris, Fletcher, George, Gerry, Gillett, Harris, King, Mayfield, Robinson of Arkansas, Sheppard, Smith, Steck, and Walsh of Massachusetts.

Those who voted in the negative are—

Messrs. Bingham, Bruce, Cameron, Curtis, Dale, Deneen, Dill, Edge, Fess, Frazier, Glass, Gooding, Hale, Hefflin, Johnson, Jones of Washington, Kendrick, Keyes, Lenroot, McKellar, McLean, McMaster, McNary, Means, Metcalf, Moses, Nye, Oddie, Pepper, Phipps, Reed of Pennsylvania, Robinson of Indiana, Sackett, Schall, Shortridge, Stewart, Wadsworth, Walsh of Montana, Warren, and Willis.

So the amendment of Mr. Walsh of Massachusetts was not agreed to.

Mr. King raised a question as to the presence of a quorum; Whereupon

The Vice President directed the roll to be called;

When

Sixty-five Senators answered to their names, as follows:

Messrs. Ashurst, Bayard, Bingham, Borah, Bratton, Broussard, Bruce, Cameron, Capper, Caraway, Copeland, Couzens, Curtis, Deneen, Edge, Ferris, Fess, Fletcher, Frazier, George, Gillett, Glass, Goff, Gooding, Hale, Harris, Harrison, Hefflin, Howell, Johnson, Jones of Washington, Keyes, King, La Follette, Lenroot, McKellar, McLean, McMaster, McNary, Metcalf, Moses, Norris, Nye, Oddie, Overman, Pepper, Pine, Pittman, Reed of Pennsylvania, Robinson of Arkansas, Sackett, Schall, Sheppard, Shortridge, Smith, Smoot, Steck, Stewart, Trammell, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, Wheeler, and Willis.

A quorum being present,

Mr. Lenroot submitted a request for unanimous consent that on the calendar day of Friday, February 4, 1927, at not later than 4 o'clock p. m., the Senate proceed to vote, without further debate, upon any amendment that may be pending, any amendment that may be offered, and upon the bill through the regular parliamentary stages to its final disposition; when

An objection to the request was interposed by Mr. Bruce. No further amendment being proposed,

Ordered, That the amendments be engrossed and the bill read a third time.

The said bill as amended was read the third time.

On motion by Mr. King, by unanimous consent, to further amend the bill on page 6, lines 8 and 9, it was determined in the negative.

A further amendment having been proposed by Mr. King, by unanimous consent, to the bill, Pending debate.

Mr. Lenroot having renewed his request for unanimous consent for a final vote on the said bill and amendments thereto on the 4th instant at 4 o'clock p. m.,

The Vice President, under Rule XII, directed the secretary to call the roll to ascertain the presence of a quorum;

When

Sixty-five Senators answered to their names, as follows:

Messrs. Ashurst, Bayard, Bingham, Borah, Bratton, Broussard, Bruce, Cameron, Capper, Caraway, Couzens, Curtis, Deneen, Edge, Ferris, Fess, Fletcher, Frazier, George, Gerry, Glass, Gooding, Hale, Harris, Harrison, Hawes, Hedding, Howell, Johnson, Jones of Washington, Kendrick, Keyes, King, La Follette, Lenroot, McLean, McMaster, McNary, Metcalf, Moses, Norbeck, Norris, Nye, Oddie, Overman, Pepper, Phipps, Pine, Pittman, Reed of Pennsylvania, Robinson of Arkansas, Robinson of Indiana, Sackett, Schall, Sheppard, Smith, Steck, Stewart, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, Wheeler, and Willis.

A quorum being present,

The Vice President submitted the request to the Senate for agreement thereto, and no objection being interposed, it was entered into, as follows:

Ordered, by unanimous consent, That on the calendar day of Friday, February 4, 1927, at not later than 4 o'clock p. m., the Senate will proceed to vote, without further debate, upon any amendment that may be pending, any amendment that may be offered, and upon the bill (H. R. 11768) to regulate the importation of milk and cream into the United States for the purpose of promoting the dairy industry of the United States and protecting the public health, through the regular parliamentary stages to its final disposition.

The further consideration of the bill was, by unanimous consent, temporarily laid aside.

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Hattigan, one of its clerks:

Mr. President: The House of Representatives has agreed to the amendment of the Senate to the bill (H. R. 10901) to authorize the incorporation of town of Wrangell, Alaska, to issue bonds in any sum not exceeding \$50,000 for the purpose of constructing and equipping a public high-school building in the town of Wrangell, Alaska.

The House has agreed to the amendments of the Senate to the joint resolution (H. J. Res. 100) to authorize the Secretary of War to expend not to exceed \$125,000 for the protection of Government property adjacent to Lowell Creek, Alaska.

The Speaker of the House having signed an enrolled bill, viz, H. R. 15011, I am directed to bring the same to the Senate for the signature of its President.

The President of the United States has informed the House that he approved and signed the following acts:

On January 18, 1927:

H. R. 15008. An act making appropriations for the Department of Agriculture for the fiscal year ending June 30, 1928, and for other purposes.

On January 21, 1927:

H. R. 14236. An act granting the consent of Congress to the police jury of Rapides Parish, La., to construct a bridge across Red River at or near Boyce, La.; and

H. R. 11616. An act authorizing the construction, repair, and preservation of certain public works on rivers and harbors, and for other purposes.

On January 22, 1927:

H. R. 7555. An act to authorize, for the fiscal years ending June 30, 1928, and June 30, 1929, appropriations for carrying out the provisions of the act entitled "An act for the promotion of the welfare and hygiene of maternity and infancy, and for other purposes," approved November 23, 1921, and for other purposes; and

H. R. 16164. An act to amend the act entitled "An act to amend the Panama Canal act and other laws applicable to the Canal Zone, and for other purposes," approved December 29, 1926.

On January 26, 1927:

H. R. 14557. An act making appropriations for the Treasury and Post Office Departments for the fiscal year ending June 30, 1928, and for other purposes; and

H. R. 15012. An act to amend the act entitled "An act to extend the time for the completion of the municipal bridge approaches and extensions or additions thereto by the city of St. Louis within the States of Illinois and Missouri," approved February 13, 1924.

On January 27, 1927:

H. R. 15530. An act to extend the time for the construction of a bridge across Red River at Fulton, Ark.

On February 1, 1927:

H. R. 15014. An act granting the consent of Congress to the city of Quincy, State of Illinois, its successors and assigns, to construct, maintain, and operate a bridge across the Mississippi River; and

H. R. 15642. An act granting the consent of Congress to the State of Michigan and Berrien County, or either of them, to reconstruct, maintain, and operate a bridge across the St. Joseph River.

ENROLLED BILL SIGNED

Mr. Greene, from the Committee on Enrolled Bills, reported that they had examined and found truly enrolled the bill (H. R. 15011) granting the consent of Congress to the Paragould-Hopkins Bridge road improvement district of Greene County, Ark., to construct a bridge across St. Francis River.

The Vice President thereupon signed the same, and it was delivered to the committee to be presented to the President of the United States.

POSTAGE ON PRIVATE MAILING OR POST CARDS

On motion by Mr. Moses, and by unanimous consent, The Senate, as in Committee of the Whole, proceeded to consider the bill (H. R. 13446) to restore the rate of postage of 1 cent each to private mailing or post cards.

Pending debate.

The hour of 5 o'clock and 30 minutes p. m. having arrived, The Senate, pursuant to its order of yesterday, took a recess until 8 o'clock p. m.

AT 8 O'CLOCK P. M.

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Vice President and the President pro tempore being absent, Mr. Sam G. Bratton, from the State of New Mexico, called the Senate to order and the Secretary read the following communication:

UNITED STATES SENATE,
PRESIDENT PRO TEMPORE,
Washington, D. C., February 2, 1927.

To the Senate:

Being temporarily absent from the Senate, I appoint Hon. Sam G. Bratton, a Senator from the State of New Mexico, to perform the duties of the Chair this legislative day.

GEORGE H. MOSES,
President pro tempore.

Mr. Bratton thereupon took the chair.

CONSIDERATION OF UNOBTAINED BILLS

The Senate, pursuant to its order of yesterday, proceeded to the consideration of unobjected bills on the calendar; and the following bills and joint resolution having been considered as in Committee of the Whole, and no amendment being made, they were severally reported to the Senate:

S. 4627. A bill to authorize the construction of three cottages and an annex to the hospital at the National Home for Disabled Volunteer Soldiers at Marion, Ind.

S. 2081. A bill placing certain noncommissioned officers in the first grade;

S. 3624. A bill authorizing the Secretary of War to obtain by reciprocal loan, sale, or exchange with foreign nations, in such quantities as are required for exhibition and study, articles of military arms, matériel, equipment, and clothing;

S. 4692. A bill to amend the act approved June 1, 1926, (Public No. 318, 69th Cong.), authorizing the Secretary of War to exchange deteriorated and unserviceable ammunition and components, and for other purposes;

S. 1483. A bill to amend section 50½ and section 70 of the Articles of War;

S. 4694. A bill to amend section 47-D, national defense act;

S. 3614. A bill authorizing an appropriation for the construction of a hard-surfaced road across Fort Sill (Okla.) Military Reservation;

S. 2700. A bill to amend the naval record of Frank H. Wilson, alias Henry Wencel;

S. 4405. A bill for the relief of Farrah Dane Richardson;

S. 4820. A bill authorizing certain officers and enlisted men of the United States Navy to accept foreign decorations;

S. 4691. A bill to further amend section 90 of the national defense act of June 3, 1916, as amended, so as to authorize employment of additional civilian caretakers for National Guard

organizations, under certain circumstances, in lieu of enlisted caretakers heretofore authorized;

S. 4711. A bill to change the time for holding court at Jackson and at Memphis, Tenn.;

S. 4967. A bill authorizing William F. Notz to accept a decoration from the King of Rumania;

S. 4863. A bill authorizing the adjustment of the boundaries of the Arapaho National Forest, and for other purposes;

S. 4943. A bill for the relief of George H. Cecil;

S. 5059. A bill for the further protection of fish in the District of Columbia, and for other purposes;

S. 4727. A bill to provide for the widening of Nichols Avenue between Good Hope Road and S Street SE. in the District of Columbia;

S. 3774. A bill to permit meetings of societies, benevolent, educational, etc., organized under the laws of the District of Columbia, to be held outside of said District;

S. 109. A bill for the relief of the owner of Dry Dock No. 6;

S. 3784. A bill for the relief of the owner of barge Consolidation Coastwise No. 19;

S. 976. A bill for the relief of George B. Booker Co.;

S. 190. A bill for the relief of Samuel S. Archer;

S. 3554. A bill for the relief of Lewis C. Hopkins & Co.;

S. 1899. A bill for the relief of Delaware River Towing Line;

S. 5084. A bill to provide for the payment of the amount of an adjusted-service certificate to Irving D'Forrest Parks, beneficiary designated by Corp. Steve McNeill Parks, deceased;

S. 4957. A bill to amend section 129 of the Judicial Code, allowing an appeal in a patent suit from a decree which is final except for the ordering of an accounting; and

S. J. Res. 69. Joint resolution granting permission to Thomas P. Magruder, rear admiral, United States Navy, and Lyman A. Cotten, captain, United States Navy, to accept certain decorations bestowed upon them by the King of Italy.

Ordered, That they be engrossed and read a third time.

The said bills and joint resolution were severally read the third time.

Resolved, That they pass, and that the respective titles thereof be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The Senate, as in Committee of the Whole, proceeded to consider the bill (S. 4909) authorizing the Director of the Census to take a census of baled cotton, known as the "carry over," on hand on August 1, 1927, and to make and publish a report thereof; and the reported amendments having been agreed to, the bill was reported to the Senate and the amendments were concurred in.

Ordered, That it be engrossed and read a third time.

The said bill was read the third time.

Resolved, That it pass, and that the title thereof be amended so as to read: "A bill authorizing the Secretary of Agriculture to take a census of baled cotton, known as the 'carry over,' on hand on August 1, 1927, and to make and publish a report thereof."

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The Senate, as in Committee of the Whole, proceeded to consider the bill (S. 4622) to authorize Capt. Walter S. Crosley and Paul P. Blackburn, United States Navy, to accept certain medals from the Republic of China; and the reported amendments having been agreed to, the bill was reported to the Senate and the amendments were concurred in.

Ordered, That it be engrossed and read a third time.

The said bill was read the third time.

Resolved, That it pass, and that the title thereof be amended so as to read: "A bill to authorize certain officers of the United States Navy and civilian employees of the Navy Department to accept certain medals tendered them by the Republic of China, and to authorize Capt. Walter S. Crosley, United States Navy, to accept a medal of honor and merit and a diploma tendered him by the Republic of Haiti."

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The Senate, as in Committee of the Whole, proceeded to consider the bill (S. 3574) to provide for the deportation of certain alien seamen, and for other purposes; and having been amended on the motion of Mr. Reed of Pennsylvania, it was reported to the Senate and the amendments were concurred in.

Ordered, That it be engrossed and read a third time.

The said bill was read the third time.

Resolved, That it pass, and that the title thereof be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The Senate, as in Committee of the Whole, proceeded to consider the following bills; and the reported amendments having been agreed to, the bills were severally reported to the Senate and the amendments were concurred in:

S. 4316. A bill to amend the act entitled "An act to provide for the reimbursement of officers, enlisted men, and others in the naval service of the United States for property lost or destroyed in such service," approved October 6, 1917;

S. 2899. A bill for the relief of the owner of the American steamship *Almirante* and owners of cargo laden aboard thereof at the time of her collision with the United States steamship *Hisko*;

S. 1743. A bill for the relief of Albert Wood;

S. 504. A bill for the relief of Anna Faceina;

S. 3634. A bill providing for the preparation of a biennial index to State legislation;

S. 1261. A bill for the relief of William H. Grayson;

S. 2144. A bill for the relief of Tampico Marine Iron Works; and

S. 4746. A bill authorizing the Secretary of Agriculture to collect and publish statistics of the grade and staple length of cotton.

Ordered, That they be engrossed and read a third time.

The said bills were severally read the third time.

Resolved, That they pass, and that the respective titles thereof be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The Senate, as in Committee of the Whole, proceeded to consider the joint resolution (S. J. Res. 112) authorizing the expenditure of certain funds paid to the United States by the Persian Government; and the reported amendments having been agreed to, the joint resolution was reported to the Senate and the amendments were concurred in.

Ordered, That it be engrossed and read a third time.

The said joint resolution was read the third time.

Resolved, That it pass, and that the title thereof be amended so as to read: "Joint resolution for the relief of Katherine Lubric."

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The Senate, as in Committee of the Whole, proceeded to consider the bill (S. 1042) to amend the Penal Code; and having been amended on the motion of Mr. Walsh of Montana, the bill was reported to the Senate and the amendment was concurred in.

Ordered, That it be engrossed and read a third time.

The said bill was read the third time.

Resolved, That it pass, and that the title thereof be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The Senate, as in Committee of the Whole, proceeded to consider the bill (S. 4182) to provide a code of law governing legal reserve life insurance business in the District of Columbia, and for other purposes; and the reported amendments having been agreed to, and the bill further amended on the motion of Mr. Sackett, it was reported to the Senate and the amendments were concurred in.

Ordered, That it be engrossed and read a third time.

The said bill was read the third time.

Resolved, That it pass, and that the title thereof be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The Senate, as in Committee of the Whole, proceeded to consider the following bills; and the reported amendments having been agreed to, the bills were severally reported to the Senate and the amendments were concurred in:

H. R. 10728. An act authorizing the Secretary of War to convey to the Association *Siervas de Maria*, San Juan, P. R., certain property in the city of San Juan, P. R.;

H. R. 11843. An act to authorize the incorporated town of Fairbanks, Alaska, to issue bonds for the purchasing, construction, and maintenance of an electric light and power plant; telephone system, pumping station, and repairs to the water front, and for other purposes;

H. R. 11601. An act granting pensions and increase of pensions to certain soldiers and sailors of the Regular Army and Navy, and certain soldiers and sailors of wars other than the Civil War, and to widows of such soldiers and sailors, etc.;

H. R. 10900. An act to authorize the incorporated town of Wrangell, Alaska, to issue bonds in any sum not exceeding \$30,000 for the purpose of improving the town's waterworks system.

Ordered, That the amendments be engrossed and the bills read a third time.

The said bills as amended were severally read the third time.

Resolved, That they pass.

Ordered, That the Secretary request the concurrence of the House of Representatives in the amendments.

The Senate, as in Committee of the Whole, proceeded to consider the bill (S. 4893) to authorize oil and gas mining leases upon unallotted lands within Executive order Indian reservations; and the reported amendment having been amended on the motion of Mr. Bratton, and as amended agreed to, and the bill further amended on the motion of Mr. Bratton, it was reported to the Senate and the amendments were concurred in.

Ordered, That it be engrossed and read a third time.

The said bill was read the third time.

Resolved, That it pass, and that the title thereof be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The bill (S. 5205) to increase the pensions of certain maimed veterans who have lost limbs or have been totally disabled in the same, in line of duty, in the military or naval service of the United States; and to amend section 4788 of the Revised Statutes of the United States by increasing the rates therein for artificial limbs, having been reached.

On motion by Mr. Wadsworth, and by unanimous consent,

The Senate, as in Committee of the Whole, proceeded to consider the bill (H. R. 13451) of a similar title; and no amendment being made, it was reported to the Senate.

Ordered, That it pass to a third reading.

The said bill was read the third time.

Resolved, That it pass.

Ordered, That the Secretary notify the House of Representatives thereof.

Ordered, by unanimous consent, that the bill (S. 5205) to increase the pensions of certain maimed veterans who have lost limbs or have been totally disabled in the same, in line of duty, in the military or naval service of the United States; and to amend section 4788 of the Revised Statutes of the United States by increasing the rates therein for artificial limbs be postponed indefinitely.

The bill (S. 4941) to authorize appropriations for construction at military posts, and for other purposes, having been reached.

On motion by Mr. Wadsworth, and by unanimous consent,

The Senate, as in Committee of the Whole, proceeded to consider the bill (H. R. 15547) to authorize appropriations for construction at military posts, and for other purposes; and having been amended on the motion of Mr. Wadsworth, it was reported to the Senate, and the amendment was concurred in.

Ordered, That the amendment be engrossed and the bill read a third time.

The said bill as amended was read the third time.

Resolved, That it pass.

Ordered, That the Secretary request the concurrence of the House of Representatives in the amendment.

Ordered, by unanimous consent, that the bill (S. 4941) to authorize appropriations for construction at military posts, and for other purposes, be postponed indefinitely.

The Senate, as in Committee of the Whole, proceeded to consider the joint resolution (S. J. Res. 131) authorizing the making of surveys, plans, and estimates for the irrigation of certain lands in the State of Wyoming, under terms of the Colorado River compact, and for other purposes; and the reported amendments having been agreed to, the joint resolution was reported to the Senate and the amendments were concurred in.

Ordered, That it be engrossed and read a third time.

The said joint resolution was read the third time.

Resolved, That it pass, that the preamble be agreed to, and that the title thereof be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The Senate, as in Committee of the Whole, proceeded to consider the bill (H. R. 4502) declaring pistols, revolvers, and other firearms capable of being concealed on the person non-mailable and providing penalty; and having been amended on the motion of Mr. Bruce, it was reported to the Senate and the amendment was concurred in.

Ordered, That the amendment be engrossed and the bill read a third time.

The said bill as amended was read the third time.

Resolved, That it pass.

Ordered, That the Secretary request the concurrence of the House of Representatives in the amendment.

The Senate, as in Committee of the Whole, proceeded to consider the following bills and joint resolution; and no amendment being made, they were severally reported to the Senate:

H. R. 9268. An act to amend the agricultural credits act of 1923;

H. R. 5486. An act for the relief of Levi Wright;

H. R. 6384. An act to amend the acts of June 7, 1924, and March 3, 1925, granting certain public lands to the city of Phoenix, Ariz.;

H. R. 9433. An act for the relief of Alexander Edward Metz;

H. R. 8784. An act for the relief of Bertha M. Leville;

H. R. 9061. An act to authorize Lieut. Commander Lucius C. Dunn, United States Navy, to accept from the King of Denmark a decoration known as a "Knight of the Order of Dannebrog";

H. R. 2190. An act for the relief of Agnes W. Wilcox;

H. R. 12109. An act to amend section 115h of subchapter 3 of chapter 1 of the District of Columbia Code;

H. R. 12110. An act to amend section 1135, chapter 31, of the District of Columbia Code;

H. R. 11174. An act to amend section 8 of the act of September 1, 1916 (39 Stat. L. p. 716), and for other purposes;

H. R. 7849. An act for the relief of Ella Miller;

H. R. 11586. An act for the relief of Fannie B. Armstrong;

H. R. 14250. An act to authorize reimposition and extension of the trust period on lands held for the use and benefit of the Capitan Grande Band of Indians in California;

H. R. 5243. An act to promote the mining of potash on the public domain;

H. R. 9919. An act for the relief of Stanton & Jones;

H. R. 11139. An act for the relief of Celestina Mateos;

H. R. 13453. An act to amend the act providing additional aid for the American Printing House for the Blind;

H. R. 2094. An act for the relief of Harry J. Dabel;

H. R. 11259. An act to reimburse or compensate James E. Parker for money, clothing, and other property misplaced or appropriated by United States authorities during the World War;

H. R. 10082. An act to permit construction, maintenance, and use of certain pipe lines for petroleum and its products;

H. R. 8923. An act for the relief of Sheffield Co., a corporation of Americus, Ga.;

H. R. 13778. An act for the relief of certain citizens of Eagle Pass, Tex.;

H. R. 16023. An act relating to the transfusion of blood by members of the Military Establishment;

H. R. 3064. An act to correct the military record of Daniel C. Darroch;

H. R. 10424. An act to ratify the action of a local board of sales control in respect of a contract between the United States and Max Hagodorn, of La Grange, Ga.;

H. R. 7563. An act to amend section 4900 of the United States Revised Statutes;

H. R. 5085. An act to remove the charge of desertion from and correct the naval record of Louis Nemeck, otherwise known as Louis Nemeck; and

H. J. Res. 53. Joint resolution to amend an act entitled "An act granting pensions and increase of pensions to certain soldiers and sailors of the Civil War, and certain widows and dependent children of soldiers and sailors of the said war," approved December 23, 1924.

Ordered, That they pass to a third reading.

The said bills and joint resolution were severally read the third time.

Resolved, That they pass.

Ordered, That the Secretary notify the House of Representatives thereof.

The Senate, as in Committee of the Whole, proceeded to consider the bill (S. 2770) to confer United States citizenship upon certain inhabitants of the Virgin Islands and to extend the naturalization laws thereto; and having been amended on the motion of Mr. Bingham, it was reported to the Senate and the amendment was concurred in.

Ordered, That it be engrossed and read a third time.

The said bill was read the third time.

Resolved, That it pass, and that the title thereof be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The Senate, as in Committee of the Whole, proceeded to consider the bill (S. 5266) to regulate the sale of black bass in the District of Columbia; and no amendment being made, it was reported to the Senate.

Ordered, That it be engrossed and read a third time.

The said bill was read the third time.

Resolved, That it pass, and that the title thereof be amended, as reported by the Committee on the District of Columbia, to read: "A bill to prohibit the sale of black bass in the District of Columbia."

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The bill (S. 4693) for the relief of sufferers from floods in the vicinity of Fabens and El Paso, Tex., in September, 1925, having been reached.

The Senate, as in Committee of the Whole, proceeded to consider the bill (H. R. 15127) for the relief of sufferers from floods in the vicinity of Fabens and El Paso, Tex., in September, 1925; and no amendment being made, it was reported to the Senate.

Ordered, That it pass to a third reading.

The said bill was read the third time.

Resolved, That it pass.

Ordered, That the Secretary notify the House of Representatives thereof.

On motion by Mr. Wadsworth,

Ordered, That the bill (S. 4693) of a similar title be indefinitely postponed.

The Senate, as in Committee of the Whole, proceeded to consider the bill (S. 4933) authorizing an appropriation for public highways in the island of St. Thomas, Virgin Islands; and the reported amendments having been agreed to, the bill was reported to the Senate and the amendments were concurred in.

Ordered, That it be engrossed and read a third time.

The said bill was read the third time.

Resolved, That it pass, and that the title thereof be amended so as to read: "A bill authorizing an appropriation for public highways in the Virgin Islands of the United States."

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The Senate, as in Committee of the Whole, proceeded to consider the bill (H. R. 8835) to amend section 1112 of the Code of Law for the District of Columbia; and the reported amendment having been agreed to.

An objection to the further consideration of the bill was interposed by Mr. Blease.

The Senate, as in Committee of the Whole, proceeded to consider the following bills:

S. 287. A bill for the relief of James R. Gristy;

S. 4353. A bill for the relief of the widow of Warren V. Howard; and

H. R. 1893. An act for the relief of George P. Bailey.

On motion by Mr. Fess,

Ordered, That they be postponed indefinitely.

The Senate, as in Committee of the Whole, proceeded to consider the concurrent resolution (S. Con. Res. 19) creating a joint committee of Congress to investigate conditions in the Virgin Islands; and,

On motion by Mr. Willis,

Ordered, That it be postponed indefinitely.

The Senate, as in Committee of the Whole, proceeded to consider the bill (H. R. 2379) for the relief of Maj. Lester L. Lampert; and,

On motion by Mr. Reed of Pennsylvania,

Ordered, That it be postponed indefinitely.

The Senate, as in Committee of the Whole, proceeded to consider the bill (S. 4812) amending the statutes of the United States as to procedure in the Patent Office and in the courts with regard to the granting of letters patent for inventions and with regard to interfering patents; and the reported amendments having been agreed to, and the bill further amended on the motion of Mr. Walsh of Montana, it was reported to the Senate and the amendments were concurred in.

Ordered, That it be engrossed and read a third time.

The said bill was read the third time.

Resolved, That it pass, and that the title thereof be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

ADJOURNMENT

On motion by Mr. Jones of Washington, at 11 o'clock p. m., The Senate adjourned.

THURSDAY, FEBRUARY 3, 1927

The Vice President called the Senate to order, and the Chaplain offered prayer.

THE JOURNAL

The Journal of the legislative day of Tuesday, February 1, 1927, was approved.

QUESTION OF QUORUM

Mr. Curtis raised a question as to the presence of a quorum; Whereupon

The Vice President directed the roll to be called;

When

Eighty-two Senators answered to their names, as follows:

Messrs. Ashurst, Bayard, Bingham, Blease, Borah, Bratton, Broussard, Bruce, Cameron, Capper, Caraway, Couzens, Curtis, Dale, Deneen, Dill, Edge, Edwards, Ernst, Ferris, Fletcher, Frazier, George, Gerry, Gillett, Glass, Goff, Gooding, Gould, Greene, Hale, Harris, Harrison, Hawes, Hefflin, Howell, Johnson, Jones of New Mexico, Jones of Washington, Kendrick, Keyes, King, La Follette, Lenroot, McKellar, McLean, McMaster, McNary, Mayfield, Means, Metcalf, Moses, Neely, Norbeck, Norris, Nye, Oddie, Overman, Pepper, Phipps, Pine, Pittman, Reed of Pennsylvania, Robinson of Arkansas, Robinson of Indiana, Sackett, Schall, Sheppard, Smith, Smoot, Steck, Stephens, Stewart, Trammell, Tyson, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, Wheeler, and Willis.

A quorum being present.

REPORT ON CLAIMS OF CITY OF NEW YORK

The Vice President laid before the Senate a communication from the Comptroller General of the United States, transmitting, in response to Senate Resolution 227, agreed to on February 26, 1925, a report of the examination of the claim of the city of New York for expenses incurred in aiding to suppress the insurrection against the United States during the years 1861 to 1865; which, with the accompanying report, was referred to the Committee on Claims.

USELESS PAPERS IN NAVY DEPARTMENT

The Vice President laid before the Senate a communication from the Secretary of the Navy, transmitting, pursuant to law, a list of papers in the Bureau of Engineering, Navy Department, which are not needed or useful in the transaction of the current business of said bureau and have no permanent value or historical interest; which, with the accompanying papers, was referred to a Joint Select Committee on the Disposition of Useless Papers in the Executive Departments; and

The Vice President appointed Mr. Hale and Mr. Swanson as the members of the committee on the part of the Senate.

Ordered, That the Secretary notify the House of Representatives thereof.

EQUITABLE USE OF WATERS OF LOWER RIO GRANDE AND LOWER COLORADO RIVER

On motion by Mr. Sheppard, and by unanimous consent,

Ordered, That the Committee on Irrigation and Reclamation be discharged from the further consideration of the message of the President of the United States, dated February 2, 1927, recommending the enactment of legislation to extend the authority of the Commission on the Equitable Use of the Waters of the Lower Rio Grande to enable it to deal with the waters of the lower Colorado River in addition to those of the Rio Grande, and that it be referred to the Committee on Foreign Relations.

PETITIONS AND MEMORIALS

The Vice President laid before the Senate a concurrent resolution of the Legislature of the State of North Dakota, praying the enactment of legislation providing for the early construction of the Great Lakes-St. Lawrence waterway project; which was referred to the Committee on Commerce.

Mr. Curtis presented a resolution of the House of Representatives of the State of Kansas, favoring the using of \$10,000,000 now appropriated to pay for the use of land that might be put in corn or crops that propagate the European corn borer in all territory now affected, and prohibiting the raising of such crops in that part; which was referred to the Committee on Appropriations.

Mr. Pittman presented a joint resolution of the Legislature of the State of Nevada remonstrating against any increase in grazing fees paid by permittees on the public domain; which was referred to the Committee on Agriculture and Forestry.

Mr. Walsh of Massachusetts presented a resolution adopted by representatives of Jewish organizations of New England, remonstrating against the prejudice, hatred, and bloodshed carried on in Rumania against citizens and residents of the Jewish and other minority peoples; which was referred to the Committee on Foreign Relations.

Resolutions favoring the enactment of legislation providing for the repeal of the Federal estate tax provision of the revenue law of 1926 were presented as follows:

By Mr. Oddie: A joint resolution of the Legislature of the State of Nevada.

By Mr. Pittman: A similar joint resolution.

Ordered, That they be referred to the Committee on Finance. Mr. Stewart presented a resolution of the mayor and city council of Sioux City, Iowa, favoring the passage of the so-called McNary-Haugen agricultural relief bill.

Ordered, That it lie on the table. Mr. Willis presented a petition of citizens of Springfield, Ohio, praying the enactment of legislation granting increased compensation to employees of the United States custodial service; which was referred to the Committee on Finance.

Petitions granting pensions and increase of pensions to Civil War veterans and their widows were presented as follows:

By Mr. Bruce: Several petitions of citizens of Baltimore, Md. By Mr. Warren: A petition of citizens of Wyoming.

Ordered, That they be referred to the Committee on Pensions. Memorials remonstrating against the enactment of legislation providing for the closing of barber shops on Sunday in the District of Columbia were presented as follows:

By Mr. Sackett: A memorial of citizens of Winchester, Ky. By Mr. Dill: A memorial of citizens of Clarke County, Wash. By Mr. Walsh of Massachusetts: A petition of citizens of Clinton and Lancaster, Mass.

Ordered, That they be referred to the Committee on the District of Columbia.

REPORTS OF COMMITTEES

Mr. Wadsworth, from the Committee on Appropriations, to whom was referred the bill (H. R. 16249) making appropriations for the military and nonmilitary activities of the War Department for the fiscal year ending June 30, 1928, and for other purposes, reported it with amendments and submitted a report (No. 1380) thereon.

Mr. Dale, from the Committee on Pensions, to whom was referred the bill (S. 1959) granting relief to persons who served in the Military Telegraph Corps of the Army during the Civil War, reported it without amendment and submitted a report (No. 1381) thereon.

Mr. Dill, from the Committee on Indian Affairs, to whom was referred the bill (S. 4611) authorizing certain Indian tribes and bands or any of them, residing in the State of Washington, to present their claims to the Court of Claims, reported it without amendment and submitted a report (No. 1382) thereon.

Mr. Goff, from the Committee on Claims, to whom was referred the bill (S. 4557) for the relief of Charles H. Niehaus, sculptor, for losses in connection with Francis Scott Key Memorial at Baltimore, Md., reported it with an amendment and submitted a report (No. 1383) thereon.

Mr. Means, from the Committee on Claims, to whom was referred the bill (S. 5539) to authorize and direct the Comptroller General to settle and allow the claims of E. A. Goldenweiser, Edith M. Furbush, and Horatio M. Pollock for services rendered to the Department of Commerce, reported it without amendment and submitted a report (No. 1384) thereon.

Mr. Metcalf, from the Committee on Patents, to whom was referred the bill (H. R. 15537) to amend section 476 and section 4934 of the Revised Statutes, reported it without amendment and submitted a report (No. 1385) thereon.

Mr. Stewart, from the Committee on Commerce, to whom was referred the bill (H. R. 12952) granting the consent of Congress to the village of Decatur, in the State of Nebraska, to construct a bridge across the Missouri River between the States of Nebraska and Iowa, reported it without amendment and submitted a report (No. 1386) thereon.

The Senate proceeded, by unanimous consent, to consider the said bill as in Committee of the Whole; and no amendment being made, it was reported to the Senate.

Ordered, That it pass to a third reading. The said bill was read the third time.

Resolved, That it pass.

Ordered, That the Secretary notify the House of Representatives thereof.

Mr. Tyson, from the Committee on Claims, to whom was referred the bill (S. 4491) for the relief of G. W. Rogers, reported it without amendment and submitted a report (No. 1387) thereon.

Mr. Tyson, from the Committee on Claims, to whom was referred the bill (S. 3739) to extend the provisions of the United States employees' compensation act of September 7, 1916, as amended, to Josephine Doxey, reported it with amendments and submitted a report (No. 1388) thereon.

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

Bills and joint resolutions were introduced, severally read the first and second times by unanimous consent, and referred as follows:

By Mr. Sheppard:

A bill (S. 5568) to amend an act entitled "An act to establish a department of economics, government, and history at the

United States Military Academy, at West Point, N. Y., and to amend chapter 174 of the act of Congress of April 19, 1910, entitled "An act making appropriations for the support of the Military Academy for the fiscal year ending June 30, 1911, and for other purposes," approved June 8, 1926; to the Committee on Military Affairs.

By Mr. Willis:

A bill (S. 5569) to establish the office of insular affairs, and for other purposes; to the Committee on Territories and Insular Possessions.

By Mr. Oddie:

A bill (S. 5570) granting an increase of pension to Thomas W. Bath (with accompanying papers); to the Committee on Pensions.

By Mr. Sackett:

A bill (S. 5571) granting an increase of pension to Ellen Bennett (with accompanying papers); to the Committee on Pensions.

By Mr. McMaster:

A bill (S. 5572) granting an increase of pension to Alice M. A. Pickler; to the Committee on Pensions.

By Mr. Capper:

A bill (S. 5573) granting an increase of pension to Melissa J. Kauffman (with accompanying papers); to the Committee on Pensions.

By Mr. Neely:

A bill (S. 5574) granting an increase of pension to Julia A. Cale;

A bill (S. 5575) granting an increase of pension to Lydia A. Jones; and

A bill (S. 5576) granting an increase of pension to Mary L. Haddix; to the Committee on Pensions.

By Mr. Edge:

A bill (S. 5577) to limit the application of the internal-revenue tax upon passage tickets; to the Committee on Finance.

By Mr. Jones of New Mexico:

A bill (S. 5578) to authorize the Secretary of the Treasury to prepare a medal with appropriate emblems and inscriptions commemorative of the services, sacrifices, and patriotism of the American women of all wars in which the United States has participated; and

A bill (S. 5579) to amend the World War veterans' act, 1924, as amended; to the Committee on Finance.

By Mr. Jones of Washington:

A bill (S. 5580) authorizing the extension of the park system of the District of Columbia; to the Committee on the District of Columbia.

By Mr. Howell:

A bill (S. 5581) granting an increase of pension to Lucy Cornish; to the Committee on Pensions.

By Mr. Sheppard:

A joint resolution (S. J. Res. 155) amending the act of May 13, 1924, entitled "An act providing a study regarding the equitable use of the waters of the Rio Grande," etc.; to the Committee on Foreign Relations.

By Mr. Fletcher:

A joint resolution (S. J. Res. 156) authorizing the Secretary of War to lend tents and camp equipment for the use of the reunion of the United Confederate Veterans, to be held at Tampa, Fla., in April, 1927; to the Committee on Military Affairs.

ROSWELL D. MORGAN

Mr. Norris submitted the following resolution (S. Res. 340), which was referred to the Committee to Audit and Control the Contingent Expenses of the Senate:

Resolved, That the Secretary of the Senate hereby is authorized and directed to pay to Roswell D. Morgan, son and sole heir of William E. Morgan, late an employee of the Senate under supervision of the Sergeant at Arms, a sum equal to six months' compensation at the rate he was receiving by law at the time of his death, said sum to be considered inclusive of funeral expenses and all other allowances.

CONDITION OF INDIANS IN UNITED STATES

Mr. King submitted the following resolution (S. Res. 341), which was referred to the Committee on Indian Affairs:

Whereas there are 225,000 Indians presently under the control of the Bureau of Indian Affairs, who are in contemplation of law citizens of the United States but who are in fact treated as wards of the Government and are prevented from the enjoyment of the free and independent use of property and of liberty of contract with respect thereto; and

Whereas the Bureau of Indian Affairs handles, leases, and sells Indian property of great value, and disposes of funds which amount to many millions of dollars annually without responsibility to civil courts and without effective responsibility to Congress; and

Whereas it is claimed that the control by the Bureau of Indian Affairs of the persons and property of Indians is preventing them from accommodating themselves to the conditions and requirements of modern life and from exercising that liberty with respect to their own affairs without which they can not develop into self-reliant, free, and independent citizens and have the rights which belong generally to citizens of the United States; and

Whereas numerous complaints have been made by responsible persons and organizations charging improper and improvident administration of Indian property by the Bureau of Indian Affairs; and

Whereas it is claimed that preventable diseases are widespread among the Indian population, that the death rate among them is not only unreasonably high but is increasing, and that the Indians in many localities are becoming pauperized; and

Whereas the acts of Congress passed in the last hundred years having as their objective the civilization of the Indian tribes seem to have failed to accomplish the results anticipated; and

Whereas it is expedient that said acts of Congress and the Indian policy incorporated in said acts be examined and the administration and operation of the same as affecting the condition of the Indian population be surveyed and appraised: Now, therefore, be it

Resolved, That the Committee on Indian Affairs of the Senate is authorized and directed to make a general survey of the condition of the Indians and of the operation and effect of the laws which Congress has passed for the civilization and protection of the Indian tribes; to investigate the relation of the Bureau of Indian Affairs to the persons and property of Indians and the effect of the acts, regulations, and administration of said bureau upon the health, improvement, and welfare of the Indians; and to report its findings in the premises, together with recommendations for the correction of abuses that may be found to exist, and for such changes in the law as will promote the security, economic competence, and progress of the Indians.

Said committee is authorized to send for persons and papers, to administer oaths, to employ such clerical assistance as is necessary, to sit during any recess of the Senate, and at such places as it may deem advisable. Any subcommittee, duly authorized thereto, shall have the powers conferred upon the committee by this resolution.

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Chaffee, one of its clerks:

Mr. President: The House of Representatives has passed the bill (S. 3928) authorizing the designation of an ex officio Commissioner for Alaska for each of the executive departments of the United States, and for other purposes, with amendments, in which it requests the concurrence of the Senate.

The House has passed the following joint resolutions, in which it requests the concurrence of the Senate:

H. J. Res. 73. Joint resolution authorizing the improvement of the system of overland communications on the Seward Peninsula, Alaska;

H. J. Res. 96. Joint resolution to authorize the President to pay to surgeons employed on the Alaska Railroad such sums as may be due them under agreement with the Alaskan Engineering Commission or the Alaska Railroad; and

H. J. Res. 243. Joint resolution for the relief of special disbursing agents of the Alaskan Engineering Commission or the Alaska Railroad.

EXPORTS OF FINISHED MANUFACTURES AND IMPORTATION OF CRUDE MATERIALS

The Vice President laid before the Senate a resolution coming over from a former day, viz, the resolution (S. Res. 337) relative to the stimulation of exports of finished manufactures and the importation of crude materials.

The Senate proceeded to consider the same; and

Resolved, That the Senate agree to the said resolution and to the preamble.

OIL CONCESSIONS IN MEXICO

The Vice President laid before the Senate a resolution coming over from a former day, viz, the resolution (S. Res. 330) requesting the Secretary of State to supply the Senate with certain information respecting oil concessions in Mexico; and having been amended on the motion of Mr. Norris, the motion of Mr. Curtis, and the motion of Mr. Lenroot, the resolution, as amended, was agreed to, as follows:

Resolved, That the Secretary of State be requested, if not incompatible with the public interest, to give the Senate the following information:

1. The names of American individuals and American corporations owning or claiming oil lands or oil concessions in Mexico alleged to have been acquired prior to May 1, 1917; and if the names of all such persons and corporations are not known to the department, then give the names of those that are known.

2. What individuals or corporations, foreign to Mexico, if any, have accepted the law or constitution of Mexico relating to oil lands and oil concessions or titles based upon rights acquired prior to May 1, 1917.

3. The names of American persons or corporations so owning or claiming oil lands or oil concessions in Mexico that have refused to accept the Mexican law or constitution applying to such concessions.

4. Has the department given any advice or instructions to any of such American persons or corporations; and if so, what instruction or advice has been given?

5. Supply the Senate with copies of all correspondence between the department, or any of its officials, and any of such persons or corporations so owning or claiming oil lands or oil concessions in Mexico.

HOUSE JOINT RESOLUTIONS REFERRED

The joint resolutions H. J. Res. 73, H. J. Res. 96, and H. J. Res. 243, this day received from the House of Representatives for concurrence, were severally read the first and second times by unanimous consent, and referred to the Committee on Territories and Insular Possessions.

EVENING SESSION ON MONDAY NEXT

On motion by Mr. Curtis, and by unanimous consent, *Ordered*, That on Monday, February 7, 1927, the Senate shall take a recess not later than 5 p. m. until 8 p. m., that at the evening session, beginning with Calendar No. 1350, unobjected bills on the calendar shall be considered until not later than 11 p. m., and that during the evening session each Senator shall be entitled to speak once and for five minutes only upon any pending unobjected bill.

It is further agreed that if the calendar is completed for unobjected bills before 11 p. m. the calendar shall be taken up under Rule VIII.

URGENT DEFICIENCY AND SUPPLEMENTAL APPROPRIATIONS

Mr. Curtis presented the following conference report: The committee of conference on the disagreeing votes of the two Houses on the amendments of the Senate to the bill (H. R. 16462) making appropriations to supply urgent deficiencies in certain appropriations for the fiscal year ending June 30, 1927, and prior fiscal years, and to provide urgent supplemental appropriations for the fiscal year ending June 30, 1927, and for other purposes, having met, after full and free conference have agreed to recommend and do recommend to their respective Houses as follows:

That the House recede from its disagreement to the amendments of the Senate numbered 1, 2, 3, 5, and 6, and agree to the same.

Amendment numbered 11: That the House recede from its disagreement to the amendment of the Senate numbered 11, and agree to the same with an amendment as follows: In lieu of the sum named in said amendment insert the following: \$1,500,000; and the Senate agree to the same.

The committee of conference have not agreed on amendments numbered 4, 7, 8, 9, and 10.

F. E. WARREN,

CHARLES CURTIS,

LEE S. OVERMAN,

Managers on the part of the Senate.

WILLIAM R. WOOD,

LOUIS C. CRAMTON,

JOSEPH W. BYRNS,

Managers on the part of the House.

The Senate proceeded, by unanimous consent, to consider the said report; and

Resolved, That the Senate agree thereto.

Ordered, That the Secretary notify the House of Representatives thereof.

LOAN TO FARMERS FOR PURCHASE OF FEED AND SEED GRAIN

On motion by Mr. Norbeck, and by unanimous consent, The Senate, as in Committee of the Whole, proceeded to consider the bill (S. 5082) authorizing an appropriation of \$6,000,000 as a loan to farmers in the crop-failure area of the United States for the purchase of feed and seed grain, said amount to be loaned under the rules and regulations prescribed by the Secretary of Agriculture.

On motion by Mr. Norbeck to amend the bill by striking out all after the enacting clause and inserting in lieu thereof cer-

tain words; and the same having been amended on the motion of Mr. Broussard, and as amended agreed to, the bill was reported to the Senate.

The amendment made in the Committee of the Whole having been amended on the motion of Mr. Smith, and the motion of Mr. Trammell, and a further amendment thereto having been proposed by Mr. Mayfield,

Pending debate,

Mr. Bruce raised a question as to the presence of a quorum;

Whereupon

The Presiding Officer (Mr. Watson in the chair) directed the roll to be called;

When

Eighty Senators answered to their names, as follows:

Messrs. Ashurst, Bayard, Bingham, Blease, Borah, Bratton, Broussard, Bruce, Cameron, Capper, Caraway, Couzens, Curtis, Dale, Deneen, Dill, Edge, Ernst, Ferris, Fletcher, Frazier, George, Gerry, Gillett, Glass, Goff, Gooding, Hale, Harris, Harrison, Hawes, Heflin, Howell, Johnson, Jones of New Mexico, Jones of Washington, Kendrick, Keyes, King, La Follette, Lenroot, McKellar, McLean, McMaster, McNary, Mayfield, Means, Metcalf, Moses, Neely, Norbeck, Norris, Nye, Oddie, Overman, Pepper, Phipps, Pine, Reed of Pennsylvania, Robinson of Arkansas, Robinson of Indiana, Sackett, Schall, Sheppard, Shortridge, Smith, Smoot, Steck, Stephens, Stewart, Trammell, Tyson, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, Weller, Wheeler, and Willis.

A quorum being present,

Pending further debate,

IMPORTATION OF MILK AND CREAM

The Vice President announced that the hour of 2 o'clock had arrived and laid before the Senate the unfinished business at its adjournment yesterday, viz, the bill (H. R. 11768) to regulate the importation of milk and cream into the United States for the purpose of promoting the dairy industry of the United States and protecting the public health; and

The Senate resumed the consideration of the said bill.

The question being on agreeing to the amendment proposed by Mr. King, by unanimous consent, on page 6, lines 8 and 9,

FARM RELIEF—NATIONAL BANK BRANCHES

Mr. McNary submitted the following proposed unanimous-consent agreement:

It is agreed by unanimous consent that at the conclusion of the morning hour to-day the Senate proceed to the consideration of the bill (S. 4808) to establish a Federal farm board to aid in the orderly marketing and in the control and disposition of the surplus of agricultural commodities, and continue its consideration until the calendar day of Monday, February 7, 1927, at 1 o'clock p. m., after which hour no Senator shall speak more than once nor longer than 15 minutes upon the said bill or upon any amendment proposed thereto; that at not later than the hour of 4 o'clock p. m., on said day, the Senate proceed to vote, without further debate, upon any amendment that may be pending or upon any amendment that may be offered, and upon the said bill through the regular parliamentary stages to its final disposition; that immediately thereafter the Senate proceed to the consideration of the motion heretofore made by the Senator from Pennsylvania [Mr. PERRER] that the Senate recede from certain of its amendments and concur in the amendments of the House of Representatives to certain other Senate amendments and the Senate amendment to the title of the bill H. R. 2, the so-called McFadden-Pepper banking bill; that after the hour of 1 o'clock p. m., on the calendar day of Wednesday, February 9, 1927, no Senator shall speak more than once nor longer than 15 minutes upon any one of said House amendments or any amendment that it may be in order to propose thereto, or upon any motion in relation thereto; that at not later than the hour of 4 o'clock p. m., on said last-named calendar day, the Senate proceed to vote, without further debate, upon the said motion; or, if the same be divided, upon the various branches thereof or any motion made in relation thereto: *Provided*, That nothing in this agreement shall be regarded as a nullification or modification in any wise of the unanimous-consent agreement entered into on February 2, 1927, providing for a final vote upon Senate Resolution 336, relative to tax reduction legislation, and House bill 11768, the so-called milk bill, and when the hours fixed for the consideration of the respective measures arrive, any other measure under consideration by the Senate, if any, shall be temporarily laid aside in order that said agreements may be carried out.

An objection having been made to the proposed agreement,

AGRICULTURAL RELIEF

Mr. McNary thereupon moved that the Senate proceed to the consideration of the bill (S. 4808) to establish a Federal farm

board to aid in the orderly marketing and in the control and disposition of the surplus of agricultural commodities.

Mr. Jones of Washington, stating that he desired to make a privileged motion, moved that the Senate proceed to the consideration of the bill (H. R. 16576) making appropriations for the Departments of State and Justice and for the judiciary, and for the Departments of Commerce and Labor, for the fiscal year ending June 30, 1928, and for other purposes.

The Vice President held that the motion of Mr. Jones of Washington was not in order after 2 o'clock; and

The question being taken on agreeing to the motion of Mr. McNary,

It was determined in the affirmative, { Yeas----- 66
Nays----- 14

On motion by Mr. Bruce,

The yeas and nays being desired by one-fifth of the Senators present,

Those who voted in the affirmative are—

Messrs. Ashurst, Blease, Borah, Bratton, Broussard, Cameron, Capper, Caraway, Couzens, Curtis, Deneen, Dill, Edge, Ernst, Ferris, Fletcher, Frazier, Glass, Goff, Gooding, Harris, Harrison, Hawes, Heflin, Howell, Johnson, Jones of New Mexico, Jones of Washington, Kendrick, La Follette, Lenroot, McKellar, McLean, McMaster, McNary, Mayfield, Means, Neely, Norbeck, Norris, Nye, Oddie, Overman, Pepper, Phipps, Pine, Reed of Pennsylvania, Robinson of Arkansas, Robinson of Indiana, Sackett, Schall, Sheppard, Shortridge, Smith, Smoot, Steck, Stephens, Stewart, Trammell, Tyson, Walsh of Montana, Warren, Watson, Wheeler, and Willis.

Those who voted in the negative are—

Messrs. Bingham, Bruce, Dale, George, Gerry, Gillett, Hale, Keyes, King, Metcalf, Moses, Wadsworth, Walsh of Massachusetts, and Weller.

So Mr. McNary's motion was agreed to; and

The Senate, as in Committee of the Whole, proceeded to consider the said bill.

The further consideration thereof was, by unanimous consent, temporarily laid aside; and

REGULATION OF RADIO COMMUNICATIONS

On motion by Mr. McNary, and by unanimous consent,

The Senate proceeded to consider the report of the committee of conference on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H. R. 9971) for the regulation of radio communications, and for other purposes.

Pending debate,

Mr. Howell raised a question of order, viz, that the clause repealing the joint resolution approved December 8, 1926, entitled "Joint resolution limiting the time for which licenses for radio communication may be granted, and for other purposes," was not in the bill as passed by the House of Representatives or the Senate, but was inserted by the conferees, and, therefore, it was new matter inserted contrary to Rule XXVII.

The Presiding Officer (Mr. Oddie in the chair) overruled the point of order, as follows:

"The Chair is prepared to rule on the matter, and holds that where one House strikes out all after the enacting clause of a bill and inserts new language, as was done in this case, the conferees are given wider latitude in dealing with the subject; and matter that is germane to the matter in dispute may be dealt with by the conferees without subjecting the report to the point of order that the conferees have exceeded their authority in inserting new matter."

"Therefore the Chair rules that the point of order is not well taken."

From the decision of the Chair, Mr. Howell appealed to the Senate; and

The Presiding Officer having stated the question to be, Shall the decision of the Chair stand as the judgment of the Senate?

Mr. Howell raised a question as to the presence of a quorum;

Whereupon

The Presiding Officer directed the roll to be called;

When

Seventy Senators answered to their names as follows:

Messrs. Ashurst, Bingham, Blease, Borah, Bratton, Broussard, Bruce, Cameron, Capper, Caraway, Couzens, Curtis, Dale, Deneen, Dill, Edge, Ferris, Frazier, George, Gerry, Gillett, Gooding, Hale, Harris, Harrison, Hawes, Heflin, Howell, Johnson, Jones of Washington, Kendrick, Keyes, King, La Follette, McKellar, McMaster, McNary, Mayfield, Metcalf, Moses, Neely, Norbeck, Norris, Nye, Oddie, Overman, Pepper, Phipps, Pine, Pittman, Reed of Pennsylvania, Robinson of Arkansas, Robinson of Indiana, Sackett, Schall, Sheppard, Smith, Smoot, Stanfield, Steck, Stephens, Stewart, Tyson, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, Wheeler, and Willis.

A quorum being present,

Mr. Howell, by unanimous consent, withdrew his appeal from the decision of the Chair; and he raised a question of order, viz, that the joint resolution referred to in the point of order previously raised by him had been passed by Congress some weeks after the conferees had begun consideration of the differences between the two Houses; that the said joint resolution was not contemplated by either House at the time the radio bill was passed, and therefore was new matter inserted by the conferees and that any reference thereto in the report, even in the way of a repeal, rendered the conference report subject to a point of order.

The Vice President, who had resumed the chair, overruled the point of order.

From the decision of the Chair, Mr. Howell appealed to the Senate.

The Vice President stated the question to be, Shall the decision of the Chair stand as the judgment of the Senate?

Pending debate,

On motion by Mr. Watson to lay Mr. Howell's appeal on the table,

It was determined in the affirmative, { Yeas----- 48
Nays----- 14

On motion by Mr. Howell,

The yeas and nays being desired by one-fifth of the Senators present,

Those who voted in the affirmative are—

Messrs. Ashurst, Bingham, Blease, Bratton, Broussard, Bruce, Capper, Caraway, Couzens, Dale, Deneen, Dill, Edge, Ferris, Gooding, Hale, Harrison, Hawes, Jones of Washington, Kendrick, Keyes, McNary, Mayfield, Metcalf, Moses, Norbeck, Oddie, Phipps, Pine, Pittman, Reed of Pennsylvania, Robinson of Arkansas, Robinson of Indiana, Sackett, Schall, Sheppard, Smith, Smoot, Stanfield, Steck, Stephens, Stewart, Tyson, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Watson, and Willis.

Those who voted in the negative are—

Messrs. Borah, Cameron, Frazier, Harris, Heflin, Howell, King, La Follette, McMaster, Neely, Norris, Nye, Overman, and Wheeler.

So the appeal from the decision of the Chair was laid on the table.

Pending debate,

PENSIONS AND INCREASE OF PENSIONS

On motion by Mr. Norbeck, and by unanimous consent,

The vote on the passage of the bill (H. R. 41601) granting pensions and increase of pensions to certain soldiers and sailors of the regular Army and Navy, and certain soldiers and sailors of wars other than the Civil War, and to widows of such soldiers and sailors, etc., was reconsidered; and the vote ordering the engrossment of the amendments and the third reading of the bill having also been reconsidered, and the bill further amended on the motion of Mr. Norbeck, from the Committee on Pensions.

Ordered, That the amendments be engrossed and the bill read a third time.

The said bill as amended was read the third time.

Resolved, That it pass.

Ordered, That the Secretary request the concurrence of the House of Representatives in the amendments.

ADJOURNMENT

On motion by Mr. Curtis, at 5 o'clock and 32 minutes p. m., The Senate adjourned.

FRIDAY, FEBRUARY 4, 1927

The Vice President called the Senate to order, and the Chaplain offered prayer.

THE JOURNAL

The Journal of the proceedings of yesterday was approved.

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Haltigan, one of its clerks:

Mr. President: The House of Representatives has disagreed to the amendment of the Senate to the bill (H. R. 10728) authorizing the Secretary of War to convey to the Association Siervas de Maria, San Juan, P. R., certain property in the city of San Juan, P. R.; it asks a conference with the Senate on the disagreeing votes of the two Houses thereon and has appointed Mr. James, Mr. Hill of Maryland, and Mr. Fisher managers at the same on its part.

The House has disagreed to the amendments of the Senate to the bill (H. R. 15547) to authorize appropriations for construc-

tion at military posts, and for other purposes; it asks a conference with the Senate on the disagreeing votes of the two Houses thereon, and has appointed Mr. James, Mr. Hill of Maryland, and Mr. McSwain managers at the same on its part.

The Speaker of the House having signed 13 enrolled bills, viz, H. R. 2190, H. R. 3664, H. R. 6384, H. R. 7563, H. R. 8784, H. R. 9061, H. R. 9268, H. R. 9433, H. R. 10424, H. R. 11174, H. R. 13778, H. R. 15127, and H. R. 16023, I am directed to bring the same to the Senate for the signature of its President.

ENROLLED BILLS SIGNED

Mr. Greene, from the Committee on Enrolled Bills, reported that they had examined and found truly enrolled the following bills:

H. R. 2190. An act for the relief of Agnes W. Wilcox;

H. R. 3664. An act to correct the military record of Daniel C. Darroch;

H. R. 6384. An act to amend the acts of June 7, 1924, and March 3, 1925, granting certain public lands to the city of Phoenix, Ariz.;

H. R. 7563. An act to amend section 4900 of the United States Revised Statutes;

H. R. 8784. An act for the relief of Bertha M. Leville;

H. R. 9061. An act to authorize Lieut. Commander Lucius C. Dunn, United States Navy, to accept from the King of Denmark a decoration known as a "Knight of the Order of Dannebrog";

H. R. 9268. An act to amend the agricultural credits act of 1923;

H. R. 9433. An act for the relief of Alexander Edward Metz;

H. R. 10424. An act to ratify the action of a local board of sales control in respect of a contract between the United States and Max Hagedorn, of La Grange, Ga.;

H. R. 11174. An act to amend section 8 of the act of September 1, 1916 (39 Stat. L. p. 716), and for other purposes;

H. R. 13778. An act for the relief of certain citizens of Eagle Pass, Tex.;

H. R. 15127. An act for the relief of sufferers from floods in the vicinity of Fabens and El Paso, Tex., in September, 1925; and

H. R. 16023. An act relating to the transfusion of blood by members of the Military Establishment.

The Vice President thereupon signed the same, and they were delivered to the committee to be presented to the President of the United States.

QUESTION OF QUORUM

Mr. Curtis raised a question as to the presence of a quorum;

Whereupon

The Vice President directed the roll to be called;

When

Eighty-three Senators answered to their names, as follows:

Messrs. Ashurst, Bayard, Bingham, Blease, Borah, Bratton, Broussard, Bruce, Cameron, Capper, Caraway, Couzens, Curtis, Dale, Deneen, Dill, Edge, Ernst, Ferris, Fess, Fletcher, Frazier, George, Gerry, Gillett, Glass, Goff, Gooding, Greene, Hale, Harris, Harrison, Hawes, Heflin, Howell, Johnson, Jones of New Mexico, Jones of Washington, Kendrick, Keyes, King, La Follette, Lenroot, McKellar, McLean, McMaster, McNary, Mayfield, Means, Metcalf, Moses, Neely, Norbeck, Norris, Nye, Oddie, Overman, Pepper, Phipps, Pine, Pittman, Reed of Pennsylvania, Robinson of Arkansas, Robinson of Indiana, Sackett, Schall, Sheppard, Shipstead, Shortridge, Smith, Smoot, Steck, Stephens, Stewart, Trammell, Tyson, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, Weller, and Willis.

A quorum being present,

ORDER FOR CONSIDERATION OF APPROPRIATION BILLS TO-DAY

On motion by Mr. Curtis, and by unanimous consent,

Ordered, That at 5 o'clock to-day the Senate proceed to the consideration of the bill (H. R. 16576) making appropriations for the Departments of State and Justice and for the judiciary, and for the Departments of Commerce and Labor, for the fiscal year ending June 30, 1928, and for other purposes; and if that bill is concluded the Senate then proceed to the consideration of the bill (H. R. 16249) making appropriations for the military and nonmilitary activities of the War Department for the fiscal year ending June 30, 1928, and for other purposes, and continue said measures until not later than 7 o'clock p. m.

READING OF WASHINGTON'S FAREWELL ADDRESS

The Vice President, pursuant to the order of the Senate of January 24, 1901, designated Mr. George, a Senator from the State of Georgia, to read Washington's Farewell Address on the 22d instant.

EX OFFICIO COMMISSIONERS FOR ALASKA

The Vice President laid before the Senate the amendments heretofore received from the House of Representatives for

concurrence to the bill (S. 3928) authorizing the designation of an ex officio commissioner for Alaska for each of the executive departments of the United States, and for other purposes.

The Senate proceeded, by unanimous consent, to consider the said amendments; and,

On motion by Mr. Willis,

Resolved, That the Senate agree thereto.

Ordered, That the Secretary notify the House of Representatives thereof.

JURISDICTION OVER LAND AT BATTERY COVE, VA.

The Vice President laid before the Senate the message heretofore received from the House of Representatives, announcing its disagreement to the amendment of the Senate to the bill (H. R. 11615) providing for the cession to the State of Virginia of sovereignty over a tract of land located at Battery Cove, near Alexandria, Va., and asking a conference with the Senate thereon.

On motion by Mr. Wadsworth,

Resolved, That the Senate insist upon its amendment to the said bill, disagreed to by the House of Representatives, and agree to the conference asked by the House on the disagreeing votes of the two Houses thereon.

Ordered, That the conferees on the part of the Senate be appointed by the Vice President; and

The Vice President appointed Mr. Wadsworth, Mr. Reed of Pennsylvania, and Mr. Fletcher.

Ordered, That the Secretary notify the House of Representatives thereof.

CONSTRUCTION AT MILITARY POSTS

The Vice President laid before the Senate the message this day received from the House of Representatives, announcing its disagreement to the amendments of the Senate to the bill (H. R. 15547) to authorize appropriations for construction at military posts, and for other purposes, and asking a conference with the Senate thereon.

On motion by Mr. Wadsworth,

Resolved, That the Senate insist upon its amendments to the said bill, disagreed to by the House of Representatives, and agree to the conference asked by the House on the disagreeing votes of the two Houses thereon.

Ordered, That the conferees on the part of the Senate be appointed by the Vice President; and

The Vice President appointed Mr. Wadsworth, Mr. Reed of Pennsylvania, Mr. Bingham, Mr. Fletcher, and Mr. Sheppard.

Ordered, That the Secretary notify the House of Representatives thereof.

CONVEYANCE OF GOVERNMENT PROPERTY IN SAN JUAN, P. R.

The Vice President laid before the Senate the message this day received from the House of Representatives, announcing its disagreement to the amendment of the Senate to the bill (H. R. 10728) authorizing the Secretary of War to convey to the Association Sierras de Maria, San Juan, P. R., certain property in the city of San Juan, P. R., and asking a conference with the Senate thereon.

On motion by Mr. Wadsworth,

Resolved, That the Senate insist upon its amendment to the said bill, disagreed to by the House of Representatives, and agree to the conference asked by the House on the disagreeing votes of the two Houses thereon.

Ordered, That the conferees on the part of the Senate be appointed by the Vice President; and

The Vice President appointed Mr. Wadsworth, Mr. Reed of Pennsylvania, Mr. Bingham, Mr. Fletcher, and Mr. Sheppard.

Ordered, That the Secretary notify the House of Representatives thereof.

PETITIONS AND MEMORIALS

The Vice President laid before the Senate a joint resolution of the Legislature of the State of Oklahoma, praying the enactment of legislation providing for the retirement of disabled emergency Army officers.

Ordered, That it lie on the table.

Petitions, memorials, etc., were presented and referred as indicated:

By Mr. McNary: A telegram from certain members of the Legislature of the State of Oregon and county officials of Harney County, Oreg., relative to the proposed investigation of the Herrick contract for purchase of timber in the Malheur National Forest; to the Committee on Public Lands and Surveys.

By Mr. Norbeck: A concurrent resolution of the Legislature of the State of South Dakota, praying the enactment of legislation placing agriculture on the same basis with other industries; to the Committee on Agriculture and Forestry.

By Mr. Robinson of Arkansas: A resolution adopted by the board of directors of the New Orleans (La.) Association of

Commerce, favoring correction by the Department of Agriculture of alleged discriminating practices with reference to shipments of citrus fruits from Cuba and grapes from Argentina by way of the port of New York as against the port of New Orleans; to the Committee on Agriculture and Forestry.

By Mr. Phipps: A resolution of the Legislature of the State of Colorado, praying the enactment of legislation granting relief to the people of the San Luis Valley in Colorado by permitting the construction of reservoirs on the upper Rio Grande; to the Committee on Irrigation and Reclamation.

A resolution adopted by Boulder Post, No. 10, of the American Legion, Department of Colorado, expressing faith in the wisdom and integrity of United States officials in the handling of our foreign affairs; to the Committee on Foreign Relations.

By Mr. Bingham: A petition of a committee representing employees of the United States Custodian Service Association of the State of Connecticut, and citizens of that State, praying the enactment of legislation granting increased compensation to employees of that service; to the Committee on Appropriations.

Petitions praying the enactment of legislation granting pensions and increase of pensions to Civil War veterans and their widows were presented as follows:

By Mr. Bruce: A petition of citizens of Baltimore, Md.

By Mr. Gillett: A petition of citizens of the State of Massachusetts.

By Mr. Deneen: Several petitions of citizens of Cook, La Salle, and De Kalb Counties, in the State of Illinois.

By Mr. Willis: A petition of citizens of Newark, Ohio.

By Mr. Johnson: Several petitions of citizens of the State of California.

Ordered, That they be referred to the Committee on Pensions. Memorials remonstrating against the enactment of legislation providing for the closing of barber shops on Sunday in the District of Columbia were presented as follows:

By Mr. Ernst: A memorial of citizens of the State of Kentucky.

By Mr. Willis: A memorial of citizens of the State of Ohio.

Ordered, That they be referred to the Committee on the District of Columbia.

Petitions praying the passage of the so-called Tyson bill providing for the retirement of disabled emergency Army officers were presented as follows:

By Mr. Greene: A resolution adopted by the American Legion, Department of Vermont, in convention assembled at Burlington, Vt.

By Mr. Glass: A resolution adopted by the American Legion, Department of Virginia.

By Mr. Blense: A concurrent resolution of the Legislature of the State of South Carolina.

Ordered, That they lie on the table.

Mr. Walsh of Massachusetts presented a telegram from the president of the New England Flour Co., of Boston, Mass., remonstrating against the passage of the so-called McNary-Haugen agricultural relief bill.

Ordered, That it lie on the table.

REPORTS OF COMMITTEES

Mr. Bingham, from the Committee on Military Affairs, to whom was referred the bill (S. 5402) to amend the act entitled "An act to provide more effectively for the national defense by increasing the efficiency of Air Corps of the Army of the United States, and for other purposes," approved July 2, 1926, reported it without amendment.

The Senate proceeded, by unanimous consent, to consider the said bill as in Committee of the Whole; and no amendment being made, it was reported to the Senate.

Ordered, That it be engrossed and read a third time.

The said bill was read the third time.

Resolved, That it pass, and that the title thereof be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

Mr. Kendrick, from the Committee on Indian Affairs, to whom was referred the bill (S. 5523) authorizing the Shoshone Tribe of Indians of the Wind River Reservation in Wyoming to submit claims to the Court of Claims, reported it without amendment and submitted a report (No. 1389) thereon.

Mr. Capper, from the Committee on the District of Columbia, to whom was referred the bill (S. 5213) for the relief of the Lucy Webb Hayes National Training School for Deaconesses and Missionaries, reported it without amendment and submitted a report (No. 1390) thereon.

Mr. Lenroot, from the Committee on Public Buildings and Grounds, to whom was referred the bill (H. R. 13481) authorizing the Secretary of the Treasury to accept title for post-office

site at Olyphant, Pa., with mineral reservations, reported it without amendment and submitted a report (No. 1391) thereon.

Mr. Oddie, from the Committee on Post Offices and Post Roads, to whom were referred the following bills, reported them each without amendment and submitted reports thereon, as follows:

S. 4530. A bill amending sections 11 and 21 of the Federal highway act, approved November 9, 1921, amending paragraph 4, section 4, of the act entitled "An act making appropriations for the Post Office Department for the fiscal year ending June 30, 1923, and for other purposes," prescribing limitations on the payment of Federal funds in the construction of highways, and for other purposes (Rept. No. 1392); and

S. 4602. A bill to amend the act entitled "An act to provide that the United States shall aid the States in the construction of rural post roads, and for other purposes," approved July 11, 1916, as amended and supplemented, and for other purposes (Rept. No. 1393).

INTRODUCTION OF BILLS

Bills were introduced, severally read the first and second times by unanimous consent, and referred as follows:

By Mr. George:

A bill (S. 5582) for the taking of testimony in actions at common law and in equity in the United States courts; to the Committee on the Judiciary.

A bill (S. 5583) to authorize the reappointment of George Edwin Penton as second lieutenant in the United States Army; to the Committee on Military Affairs.

By Mr. Lenroot:

A bill (S. 5584) for the relief of the Milwaukee Tanning & Clothing Co., a corporation; to the Committee on Finance.

By Mr. Glass:

A bill (S. 5585) to extend the time for construction of a bridge across the southern branch of the Elizabeth River, near the cities of Norfolk and Portsmouth, in the County of Norfolk, State of Virginia; to the Committee on Commerce.

A bill (S. 5586) for the relief of Carl Halla; to the Committee on Claims.

By Mr. Capper:

A bill (S. 5587) granting an increase of pension to Emily Browning (with accompanying papers); to the Committee on Pensions.

By Mr. Goff:

A bill (S. 5588) granting the consent of Congress to the Big Sandy & Cumberland Railroad Co. to construct and maintain a bridge across the Tag Fork of Big Sandy River at Devon, Mingo County, W. Va.; to the Committee on Commerce.

By Mr. Neely:

A bill (S. 5589) to authorize a reward for the discovery of a successful cure for cancer, and to create a commission to inquire into and ascertain the success of such cure; to the Committee on Education and Labor.

By Mr. Shortridge:

A bill (S. 5590) for the relief of George H. Koerner; to the Committee on Naval Affairs.

A bill (S. 5591) granting an increase of pension to Annie E. Johnson; to the Committee on Pensions.

By Mr. McKellar:

A bill (S. 5592) to provide for cooperation by the Smithsonian Institution with State, educational, and scientific organizations in the United States for continuing ethnological researches on the American Indians; to the Committee on Indian Affairs.

A bill (S. 5593) for the relief of Walter W. Price; to the Committee on Claims.

By Mr. Bruce:

A bill (S. 5594) granting six months' pay to Maria J. McShane (with an accompanying paper); to the Committee on Naval Affairs.

A bill (S. 5595) relating to assuring compensation for accidental injuries or death of employees in certain occupations in the District of Columbia; to the Committee on the District of Columbia.

By Mr. Gerry (for Mr. Underwood):

A bill (S. 5596) granting the consent of Congress to Dauphin Island Railway & Harbor Co., its successors and assigns, to construct, maintain, and operate a railroad bridge and approaches thereto and/or a causeway or toll bridge across the water between the mainland at or near Cedar Point and Dauphin Island; to the Committee on Commerce.

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Chaffee, one of its clerks:

Mr. President: The House of Representatives has agreed to the report of the committee of conference on the disagreeing

votes of the two Houses on the amendments of the Senate to the bill (H. R. 16462) making appropriations to supply urgent deficiencies in certain appropriations for the fiscal year ending June 30, 1927, and prior fiscal years, and to provide urgent supplemental appropriations for the fiscal year ending June 30, 1927, and for other purposes; it has receded from its disagreement to the amendments of the Senate numbered 4 and 7 to the said bill and agreed to the same; it insists upon its disagreement to the amendments of the Senate numbered 8, 9, and 10, asks a conference with the Senate on the disagreeing votes of the two Houses thereon, and has appointed Mr. Wood, Mr. Cramton, and Mr. Byrns managers at the same on its part.

The House has agreed to the amendment of the Senate to each of the following bills of the House:

H. R. 4502. An act declaring pistols, revolvers, and other firearms capable of being concealed on the person nonmailable and providing penalty; and

H. R. 7776. An act for the reimbursement of Emma Pulliam.

The Speaker of the House having signed 18 enrolled bills, viz, H. R. 2994, H. R. 5085, H. R. 5243, H. R. 5486, H. R. 7849, H. R. 8923, H. R. 9919, H. R. 10082, H. R. 10901, H. R. 11139, H. R. 11586, H. R. 11259, H. R. 12109, H. R. 12110, H. R. 12952, H. R. 13451, H. R. 13453, and H. R. 14250, and 2 joint resolutions, viz, H. J. Res. 53 and H. J. Res. 100, I am directed to bring the same to the Senate for the signature of its President.

ENROLLED BILLS AND JOINT RESOLUTIONS SIGNED

Mr. Greene, from the Committee on Enrolled Bills, reported that they had examined and found truly enrolled the following bills and joint resolutions:

H. R. 2994. An act for the relief of Harry J. Dabel;

H. R. 5085. An act to remove the charge of desertion from and correct the naval record of Louis Nemeck, otherwise known as Louis Nemeck;

H. R. 5243. An act to promote the mining of potash on the public domain;

H. R. 5486. An act for the relief of Levi Wright;

H. R. 7849. An act for the relief of Ella Miller;

H. R. 8923. An act for the relief of Sheffield Co., a corporation of Americus, Ga.;

H. R. 9919. An act for the relief of Stanton & Jones;

H. R. 10082. An act to permit construction, maintenance, and use of certain pipe lines for petroleum and its products;

H. R. 10901. An act to authorize the incorporated town of Wrangell, Alaska, to issue bonds in any sum not exceeding \$50,000 for the purpose of constructing and equipping a public-school building in the town of Wrangell, Alaska;

H. R. 11139. An act for the relief of Clesina Mateos;

H. R. 11586. An act for the relief of Fannie B. Armstrong;

H. R. 11259. An act to reimburse or compensate James E. Parker for money, clothing, and other property misplaced or appropriated by United States authorities during the World War;

H. R. 12109. An act to amend section 115b of subchapter 3 of chapter 1 of the District of Columbia Code;

H. R. 12110. An act to amend section 1135, chapter 31, of the District of Columbia Code;

H. R. 12952. An act granting the consent of Congress to the village of Decatur, in the State of Nebraska, to construct a bridge across the Missouri River between the States of Nebraska and Iowa;

H. R. 13451. An act to increase the pensions of certain named veterans who have lost limbs or have been totally disabled in the same, in line of duty, in the military or naval service of the United States; and to amend section 4788 of the Revised Statutes of the United States by increasing the rates therein for artificial limbs;

H. R. 13453. An act to amend the act providing additional aid for the American Printing House for the Blind;

H. R. 14250. An act to authorize reimposition and extension of the trust period on lands held for the use and benefit of the Capitan Grande Band of Indians in California;

H. J. Res. 53. Joint resolution to amend an act entitled "An act granting pensions and increase of pensions to certain soldiers and sailors of the Civil War, and certain widows and dependent children of soldiers and sailors of the said war," approved December 23, 1924; and

H. J. Res. 100. Joint resolution to authorize the Secretary of War to expend not to exceed \$125,000 for the protection of Government property adjacent to Lowell Creek, Alaska.

The Vice President thereupon signed the same, and they were delivered to the committee to be presented to the President of the United States.

TAX REDUCTION LEGISLATION

The morning business having been concluded,

The Senate, pursuant to its order of the 2d instant, proceeded to consider the resolution (S. Res. 336) favoring permanent tax reduction legislation during the present session of Congress.

Pending debate,
On motion by Mr. Norris to amend the resolution by striking out all after the word "Resolved," and inserting in lieu thereof certain words,

Pending debate,
Mr. Norris having modified his amendment,
Mr. Willis raised a question as to the present of a quorum;
Whereupon
The Vice President directed the roll to be called;

When
Eighty-four Senators answered to their names, as follows:
Messrs. Ashurst, Bayard, Bingham, Blease, Bratton, Broussard, Bruce, Cameron, Capper, Caraway, Couzens, Curtis, Dale, Deneen, Dill, Edge, Ernst, Ferris, Fess, Fletcher, Frazier, George, Gerry, Gillett, Glass, Goff, Gooding, Greene, Hale, Harris, Harrison, Hawes, Hefflin, Howell, Johnson, Jones of New Mexico, Jones of Washington, Kendrick, Keyes, La Follette, Lenroot, McKellar, McLean, McMaster, McNary, Mayfield, Means, Metcalf, Moses, Neely, Norbeck, Norris, Nye, Oddie, Overman, Pepper, Phipps, Pine, Pittman, Reed of Pennsylvania, Robinson of Arkansas, Robinson of Indiana, Sackett, Schall, Sheppard, Shipstead, Shortridge, Simmons, Smith, Smoot, Stanfield, Steck, Stephens, Stewart, Trammell, Tyson, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, Weller, Wheeler, and Willis.

A quorum being present,
On the question of agreeing to the amendment proposed by Mr. Norris, viz, strike out all after the word "Resolved," and insert in lieu thereof the following:

That it is the sense of the Senate that any surplus now in the Treasury arising from taxation should be applied toward the payment of the national debt.

It was determined in the affirmative, { Yeas ----- 46
Nays ----- 33

On motion by Mr. Harrison,
The yeas and nays being desired by one-fifth of the Senators present,

Those who voted in the affirmative are—
Messrs. Bingham, Blease, Cameron, Capper, Couzens, Curtis, Dale, Deneen, Edge, Fess, Frazier, Goff, Gooding, Greene, Hale, Howell, Johnson, Jones of Washington, Keyes, La Follette, Lenroot, McLean, McMaster, McNary, Means, Metcalf, Moses, Norbeck, Norris, Nye, Oddie, Overman, Pepper, Phipps, Pine, Reed of Pennsylvania, Robinson of Indiana, Schall, Shipstead, Shortridge, Smoot, Stanfield, Stewart, Wadsworth, Warren, Weller, and Willis.

Those who voted in the negative are—
Messrs. Ashurst, Bayard, Bratton, Broussard, Bruce, Caraway, Dill, Ferris, Fletcher, George, Gerry, Glass, Harris, Harrison, Hawes, Hefflin, Jones of New Mexico, Kendrick, McKellar, Mayfield, Neely, Overman, Pittman, Robinson of Arkansas, Sheppard, Simmons, Smith, Steck, Stephens, Trammell, Tyson, Walsh of Massachusetts, and Walsh of Montana.

So the amendment of Mr. Norris was agreed to.

On the question of agreeing to the resolution as amended,
It was determined in the affirmative, { Yeas ----- 52
Nays ----- 28

On motion by Mr. Robinson of Arkansas,
The yeas and nays being desired by one-fifth of the Senators present,

Those who voted in the affirmative are—
Messrs. Ashurst, Bingham, Blease, Bruce, Cameron, Capper, Couzens, Curtis, Dale, Deneen, Edge, Fess, Frazier, Glass, Goff, Gooding, Greene, Hale, Howell, Johnson, Jones of Washington, Keyes, La Follette, Lenroot, McLean, McMaster, McNary, Means, Metcalf, Moses, Norbeck, Norris, Nye, Oddie, Pepper, Phipps, Pine, Reed of Pennsylvania, Robinson of Indiana, Schall, Shipstead, Shortridge, Smith, Smoot, Stanfield, Stewart, Wadsworth, Walsh of Montana, Warren, Weller, Wheeler, and Willis.

Those who voted in the negative are—
Messrs. Bayard, Bratton, Broussard, Caraway, Dill, Ferris, Fletcher, George, Gerry, Harris, Harrison, Hawes, Hefflin, Kendrick, King, McKellar, Mayfield, Neely, Overman, Pittman, Robinson of Arkansas, Sheppard, Simmons, Steck, Stephens, Trammell, Tyson, and Walsh of Massachusetts.

So the resolution as amended was agreed to.

AGRICULTURAL RELIEF

The hour of 2 o'clock having arrived,
The Vice President laid before the Senate the unfinished business at its adjournment yesterday, viz, the bill (S. 4808)

to establish a Federal farm board to aid in the orderly marketing and in the control and disposition of the surplus agricultural commodities; and

The Senate, as in Committee of the Whole, resumed the consideration of the said bill.

Pending debate,
The hour of 4 o'clock having arrived,

IMPORTATION OF MILK AND CREAM

The Senate, under its order of the 2d instant, resumed the consideration of the bill (H. R. 11768) to regulate the importation of milk and cream into the United States for the purpose of promoting the dairy industry of the United States and protecting the public health.

The question being on agreeing to the amendment heretofore proposed by Mr. King, by unanimous consent, on page 6, lines 8 and 9,

Mr. King raised a question as to the presence of a quorum;
Whereupon
The Vice President directed the roll to be called;

When
Seventy-nine Senators answered to their names, as follows:
Messrs. Ashurst, Bayard, Bingham, Blease, Borah, Bratton, Broussard, Bruce, Cameron, Capper, Caraway, Couzens, Curtis, Deneen, Dill, Edge, Ernst, Ferris, Fess, Fletcher, Frazier, George, Gerry, Gillett, Glass, Goff, Gooding, Greene, Hale, Harris, Harrison, Hawes, Hefflin, Howell, Johnson, Jones of Washington, Kendrick, Keyes, King, La Follette, Lenroot, McKellar, McLean, McMaster, McNary, Mayfield, Metcalf, Moses, Neely, Norbeck, Norris, Nye, Oddie, Overman, Pepper, Phipps, Pine, Pittman, Reed of Pennsylvania, Robinson of Arkansas, Robinson of Indiana, Sackett, Schall, Sheppard, Shipstead, Smith, Stanfield, Steck, Stephens, Stewart, Trammell, Tyson, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, Wheeler, and Willis.

A quorum being present,

On motion by Mr. Walsh of Massachusetts, by unanimous consent, to recommit the bill to the Committee on Agriculture and Forestry,

It was determined in the negative, { Yeas ----- 31
Nays ----- 48

On motion by Mr. Walsh of Massachusetts,
The yeas and nays being desired by one-fifth of the Senators present,

Those who voted in the affirmative are—
Messrs. Ashurst, Bayard, Blease, Bratton, Broussard, Caraway, Couzens, Ferris, Fletcher, George, Gerry, Glass, Harris, Harrison, Hawes, Hefflin, King, McKellar, Mayfield, Neely, Overman, Pittman, Robinson of Arkansas, Sheppard, Smith, Steck, Stephens, Trammell, Tyson, Walsh of Massachusetts, and Walsh of Montana.

Those who voted in the negative are—
Messrs. Bingham, Bruce, Cameron, Capper, Curtis, Deneen, Dill, Edge, Ernst, Fess, Frazier, Gillett, Goff, Gooding, Greene, Hale, Howell, Johnson, Jones of Washington, Kendrick, Keyes, La Follette, Lenroot, McLean, McMaster, McNary, Metcalf, Moses, Norbeck, Norris, Nye, Oddie, Pepper, Phipps, Pine, Reed of Pennsylvania, Robinson of Indiana, Sackett, Schall, Shipstead, Stanfield, Stewart, Wadsworth, Warren, Watson, Wheeler, and Willis.

So the motion of Mr. Walsh of Massachusetts was not agreed to.

The amendment proposed by Mr. King was then disagreed to.

On the question, Shall the bill as amended pass?
It was determined in the affirmative, { Yeas ----- 51
Nays ----- 27

On motion by Mr. Lenroot,
The yeas and nays being desired by one-fifth of the Senators present,

Those who voted in the affirmative are—
Messrs. Bingham, Bruce, Cameron, Capper, Curtis, Dale, Deneen, Dill, Edge, Ernst, Fess, Frazier, Gillett, Glass, Goff, Gooding, Greene, Hale, Howell, Johnson, Jones of Washington, Kendrick, Keyes, La Follette, Lenroot, McLean, McMaster, McNary, Metcalf, Moses, Norbeck, Norris, Nye, Oddie, Pepper, Phipps, Pine, Reed of Pennsylvania, Robinson of Indiana, Sackett, Schall, Shipstead, Smoot, Stanfield, Steck, Stewart, Wadsworth, Warren, Watson, Wheeler, and Willis.

Those who voted in the negative are—
Messrs. Bayard, Blease, Borah, Bratton, Broussard, Caraway, Couzens, Ferris, Fletcher, George, Gerry, Harris, Harrison, Hawes, King, McKellar, Mayfield, Neely, Overman, Robinson of Arkansas, Sheppard, Smith, Stephens, Trammell, Tyson, Walsh of Massachusetts, and Walsh of Montana.

So it was

SATURDAY, FEBRUARY 5, 1927

Resolved, That the bill pass.
Ordered, That the Secretary request the concurrence of the House of Representatives in the amendments.

AGRICULTURAL RELIEF

The Senate, as in Committee of the Whole, resumed the consideration of the bill (S. 4808) to establish a Federal farm board to aid in the orderly marketing and in the control and disposition of the surplus of agricultural commodities; when,

EXECUTIVE SESSION

On motion by Mr. Curtis,
The Senate proceeded to the consideration of executive business.

After the consideration of executive business the doors were reopened; and

AGRICULTURAL RELIEF

The Senate, as in Committee of the Whole, resumed the consideration of its unfinished business, viz, the bill (S. 4808) to establish a Federal farm board to aid in the orderly marketing and in the control and disposition of the surplus of agricultural commodities; when

The further consideration thereof was, by unanimous consent, temporarily laid aside.

ERADICATION OR CONTROL OF EUROPEAN CORN BORER

On motion by Mr. McNary, and by unanimous consent,
The Senate, as in Committee of the Whole, proceeded to consider the bill (H. R. 15649) to provide for the eradication or control of the European corn borer; and, after debate, the reported amendment having been agreed to, the bill was reported to the Senate and the amendment made in the Committee of the Whole was concurred in.

Ordered, That the amendment be engrossed and the bill read a third time.

The said bill as amended was read the third time.
Resolved, That it pass.

Ordered, That the Secretary request the concurrence of the House of Representatives in the amendment.

APPROPRIATIONS FOR STATE, JUSTICE, COMMERCE, AND LABOR DEPARTMENTS

On motion by Mr. Jones of Washington, and by unanimous consent,

The Senate, as in Committee of the Whole, proceeded to consider the bill (H. R. 16576) making appropriations for the Departments of State and Justice and for the Judiciary, and for the Departments of Commerce and Labor, for the fiscal year ending June 30, 1928, and for other purposes.

The reported amendments having been agreed to, and the bill further amended on the motion of Mr. Jones of Washington, from the Committee on Appropriations, it was reported to the Senate and the amendments made in the Committee of the Whole were concurred in.

Ordered, That the amendments be engrossed and the bill read a third time.

The said bill as amended was read the third time.
Resolved, That it pass.

Ordered, That the Secretary request the concurrence of the House of Representatives in the amendments.

APPROPRIATIONS FOR WAR DEPARTMENT

Pursuant to the order of to-day, the Presiding Officer (Mr. Bratton in the chair) laid before the Senate the bill (H. R. 16249) making appropriations for the military and nonmilitary activities of the War Department for the fiscal year ending June 30, 1928, and for other purposes; and the Senate, as in Committee of the Whole, proceeded to consider the said bill.

The reported amendments in part having been agreed to;

On the question of agreeing to the reported amendment on page 89, striking out lines 1 to 7, inclusive,

Mr. Blease raised a question as to the presence of a quorum;
Whereupon

The Presiding Officer directed the roll to be called;

When
Forty-two Senators answered to their names, as follows:
Messrs. Ashurst, Bingham, Blease, Bratton, Broussard, Cameron, Capper, Curtis, Deneen, Ferris, Fletcher, Goff, Hale, Harris, Harrison, Hefflin, Jones of Washington, Kendrick, Keyes, King, Lenroot, McNary, Metcalf, Moses, Norbeck, Nye, Oddie, Overman, Phipps, Pittman, Reed of Pennsylvania, Robinson of Arkansas, Sackett, Sheppard, Smith, Stewart, Trammell, Wadsworth, Warren, Watson, and Willis.

A quorum not being present,

ADJOURNMENT

On motion by Mr. Curtis, at 5 o'clock and 38 minutes p. m.,
The Senate adjourned.

The Vice President called the Senate to order, and the Chaplain offered prayer.

THE JOURNAL

The Journal of the proceedings of yesterday was approved.

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Chaffee, one of its clerks:

Mr. President: The House of Representatives has passed the bill (H. R. 16800) making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against the revenues of such District for the fiscal year ending June 30, 1928, and for other purposes, in which it requests the concurrence of the Senate.

The Speaker of the House having signed two enrolled bills, viz, H. R. 4502 and H. R. 7776, I am directed to bring the same to the Senate for the signature of its President.

QUESTION OF QUORUM

Mr. Curtis raised a question as to the presence of a quorum;
Whereupon

The Vice President directed the roll to be called;

When
Eighty Senators answered to their names, as follows:
Messrs. Ashurst, Bayard, Blease, Borah, Bratton, Broussard, Bruce, Cameron, Capper, Caraway, Copeland, Couzens, Curtis, Dale, Deneen, Dill, Edge, Ernst, Ferris, Fess, Fletcher, Frazier, George, Gerry, Gillett, Glass, Goff, Gooding, Greene, Hale, Harris, Harrison, Hawes, Hefflin, Howell, Johnson, Jones of New Mexico, Jones of Washington, Kendrick, Keyes, King, La Follette, Lenroot, McKellar, McLean, McMaster, McNary, Mayfield, Means, Metcalf, Neely, Norbeck, Norris, Nye, Oddie, Overman, Phipps, Pine, Pittman, Reed of Pennsylvania, Robinson of Arkansas, Robinson of Indiana, Sackett, Schall, Sheppard, Shortridge, Smith, Smoot, Steck, Stephens, Stewart, Trammell, Tyson, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, Wheeler, and Willis.

A quorum being present,

ENROLLED BILLS SIGNED

Mr. Greene, from the Committee on Enrolled Bills, reported that they had examined and found truly enrolled the following bills:

H. R. 4502. An act declaring pistols, revolvers, and other firearms capable of being concealed on the person nonmailable and providing penalty; and

H. R. 7776. An act for the reimbursement of Emma Pulliam.

The Vice President thereupon signed the same, and they were delivered to the committee to be presented to the President of the United States.

HOUSE BILL REFERRED

The bill H. R. 16800, this day received from the House of Representatives for concurrence, was read the first and second times by unanimous consent, and referred to the Committee on Appropriations.

PETITIONS AND MEMORIALS

The Vice President laid before the Senate a concurrent resolution of the Legislature of the State of Arkansas, favoring the safeguarding by Congress of the interests of the people of Arkansas and other States likewise affected by providing that all power from the Muscle Shoals project beyond the requirements for national defense and fertilizer production be made available for general distribution to the public; which was referred to the Committee on Agriculture and Forestry.

The Vice President laid before the Senate a concurrent resolution of the Legislature of the State of Iowa, praying the enactment of legislation providing an adequate tariff schedule on molasses imported for the manufacture of industrial alcohol; which was referred to the Committee on Finance.

Petitions, memorials, etc., were presented and referred as indicated:

By Mr. Blease: A communication from Chas. C. Wilson, of Columbia, S. C., representing the South Carolina Chapter of the American Institute of Architects, regarding the relation of Lafayette Square to the White House and Sixteenth Street; to the Committee on Public Buildings and Grounds.

By Mr. Tyson: A memorial of Ozburn-Abston & Co., of Memphis, Tenn., remonstrating against the enactment of legislation prohibiting the use of poisonous ingredients in the denaturation of industrial alcohol; to the Committee on the Judiciary.

By Mr. Ernst: A memorial of citizens of the State of Kentucky, remonstrating against the enactment of legislation pro-

viding for the closing of barber shops on Sunday in the District of Columbia; to the Committee on the District of Columbia.

Petitions praying the enactment of legislation granting pensions and increase of pensions to Civil War veterans and their widows were presented as follows:

By Mr. Copeland: Several petitions of citizens of the State of New York.

By Mr. Willis: A petition of citizens of Hamilton County, Ohio.

Ordered, That they be referred to the Committee on Pensions. Petitions praying the enactment of legislation granting increased compensation to employees of the United States Custodian Service were presented as follows:

By Mr. Curtis: A petition of citizens of Leavenworth, Kans.

By Mr. Capper: A petition of citizens of Atchison, Beloit, and Cherryvale, Kans.

By Mr. Frazer: Several petitions of citizens of the State of North Dakota.

Ordered, That they be referred to the Committee on Appropriations.

Mr. Gooding presented a telegram from Idaho State Grange, No. 7, favoring the passage of the so-called McNary-Haugen agricultural relief bill.

Ordered, That it lie on the table.

Petitions praying that tobacco be included in the McNary-Haugen agricultural relief bill as one of the basic commodities were presented as follows:

By Mr. Tyson: A petition of the Dark Tobacco Growers' Cooperative Association, of Hopkinsville, Ky., and the Burley Tobacco Growers' Cooperative Association, of Lexington, Ky.

By Mr. McKellar: A similar petition.

Ordered, That they lie on the table.

Mr. Copeland presented memorials of the Government Club (Inc.), the Board of Directors of the New York City Federation of Women's Clubs, and the Women's National Committee of the George Washington-Sulgrave Institution, all of New York, N. Y., remonstrating against the reduction by Congress of appropriations for the Navy Department that will not permit the maintenance of the Navy on the 5-5-3 ratio provided in the disarmament treaty.

Ordered, That they lie on the table.

Mr. Capper presented a petition of citizens of Goodland, Kans., praying the enactment of legislation providing for the regulation of radio broadcasting stations.

Ordered, That it lie on the table.

Mr. Neely presented a petition of the American Legion, Department of West Virginia, praying the passage of the so-called Tyson bill, providing relief for disabled emergency Army officers.

Ordered, That it lie on the table.

REPORTS OF COMMITTEES

Mr. Smoot, from the Committee on Finance, to whom was referred the bill (H. R. 15009) to provide for the settlement of certain claims of American nationals against Germany and of German nationals against the United States, for the ultimate return of all property of German nationals held by the Alien Property Custodian, and for the equitable apportionment among all claimants of certain available funds, reported it with amendments and submitted a report (No. 1394) thereon.

Mr. Wadsworth, from the Committee on Military Affairs, to whom was referred the bill (S. 4916) donating Revolutionary cannon to the New York State Conservation Commission, reported it with amendments and submitted a report (No. 1395) thereon.

The Senate proceeded, by unanimous consent, to consider the said bill as in Committee of the Whole; and the reported amendments having been agreed to, the bill was reported to the Senate and the amendments were concurred in.

Ordered, That it be engrossed and read a third time.

The said bill was read the third time.

Resolved, That it pass, and that the title thereof be amended so as to read: "A bill donating Revolutionary cannon to the New York Conservation Department."

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

Mr. Stewart, from the Committee on Commerce, to whom was referred the joint resolution (H. J. Res. 292) to amend the act entitled "An act granting the consent of Congress for the construction of a bridge across the Delaware River at or near Burlington, N. J.," approved May 21, 1926, reported it without amendment and submitted a report (No. 1396) thereon.

The Senate proceeded, by unanimous consent, to consider the said joint resolution as in Committee of the Whole; and no amendment being made, it was reported to the Senate.

Ordered, That it pass to a third reading.

The said joint resolution was read the third time.

Resolved, That it pass.

Ordered, That the Secretary notify the House of Representatives thereof.

Mr. Steck, from the Committee on Military Affairs, to whom were referred the following bills, reported them each adversely: S. 4617, A bill authorizing the appointment of Robert C. Kirkwood as a medical officer, United States Army; H. R. 5922, An act for the relief of Martha D. McCune; and H. R. 3663, An act to correct the military record of G. W. Gilkison.

On motion by Mr. Steck,

Ordered, That they be postponed indefinitely.

Mr. Wadsworth, from the Committee on Military Affairs, to whom was referred the bill (S. 4851) authorizing the Secretary of War to convey to the city of Springfield, Mass., certain parcels of land within the Springfield Armory Military Reservation, Mass., and for other purposes, reported it with amendments and submitted a report (No. 1397) thereon.

Mr. Wadsworth, from the Committee on Military Affairs, to whom was referred the bill (H. R. 15344) to amend the act entitled "An act authorizing the conservation, reduction, and exploitation of helium gas, a mineral resource pertaining to the national defense, and to the development of commercial aeronautics, and for other purposes, reported it with an amendment and submitted a report (No. 1398) thereon.

Mr. Wadsworth, from the Committee on Military Affairs, to whom were referred the following bills, reported them each without amendment and submitted reports thereon, as follows: S. 5332, A bill to authorize the removal of the Aqueduct Bridge crossing the Potomac River from Georgetown, D. C., to Rosslyn, Va. (Rept. No. 1399);

H. R. 9045, An act to establish a national military park at and near Fredericksburg, Va., and to mark and preserve historical points connected with the Battles of Fredericksburg, Spotsylvania Court House, Wilderness, and Chancellorsville, including Salem Church, Va. (Rept. No. 1400);

H. R. 9912, An act approving the transaction of the adjutant general of the State of Oregon in issuing property to sufferers from a fire in Astoria, Oreg., and relieving the United States property and disbursing officer of the State of Oregon and the State of Oregon from accountability therefor (Rept. No. 1401);

H. R. 11762, An act to provide for the sale of uniforms to individuals separated from the military or naval forces of the United States (Rept. No. 1402);

H. R. 15604, An act for the promotion of rifle practice throughout the United States (Rept. No. 1403);

H. R. 15651, An act to encourage breeding of riding horses for Army purposes (Rept. No. 1404); and

H. R. 15653, An act to furnish public quarters, fuel, and light to certain civilian instructors in the United States Military Academy (Rept. No. 1405).

Mr. Sheppard, from the Committee on Military Affairs, to whom was referred the bill (H. R. 9667) for the relief of Columbus P. Pierce, reported it without amendment and submitted a report (No. 1406) thereon.

Mr. Caraway, from the Committee on Claims, to whom was referred the bill (S. 670) for the relief of Joseph F. Thorpe, reported it without amendment and submitted a report (No. 1407) thereon.

Mr. Capper, from the Committee on the District of Columbia, to whom was referred the bill (S. 5349) to amend section 7 (a) of the act of March 3, 1925, known as the "District of Columbia traffic act, 1925," as amended by section 2 of the act of July 3, 1926, reported it without amendment and submitted a report (No. 1408) thereon.

Mr. Sackett, from the Committee on the District of Columbia, to whom was referred the bill (S. 5435) to provide for the widening of C Street, N.E., in the District of Columbia, and for other purposes, reported it without amendment and submitted a report (No. 1409) thereon.

Mr. Broussard, from the Committee on Naval Affairs, to whom was referred the bill (H. R. 4553) authorizing the President to restore Commander George M. Baum, United States Navy, to a place on the list of commanders of the Navy to rank next after Commander David W. Bagley, United States Navy, reported it with an amendment and submitted a report (No. 1410) thereon.

Mr. Shortridge, from the Committee on Naval Affairs, to whom were referred the following bills, reported them each without amendment and submitted reports thereon, as follows:

H. R. 555, An act for the relief of Frederick Marshall (Rept. No. 1411); and

H. R. 10130, An act authorizing the Secretary of the Navy, in his discretion, to deliver to the president of the Rotary Club, of Crawfordsville, Montgomery County, Ind., a bell of a battleship that is now, or may be, in his custody (Rept. No. 1412).

Mr. Hale, from the Committee on Naval Affairs, to whom were referred the following bills, reported them each without amendment and submitted reports thereon, as follows:

H. R. 12212, An act authorizing the Secretary of the Navy to dispose of obsolete aeronautical equipment to accredited schools, colleges, and universities (Rept. No. 1413);

H. R. 12352, An act authorizing the Secretary of the Navy to accept on behalf of the United States title in fee simple to a certain strip of land and the construction of a bridge across Archers Creek in South Carolina (Rept. No. 1414); and

H. R. 14248, An act to amend the provision contained in the act approved March 3, 1915, providing that the Chief of Naval Operations, during the temporary absence of the Secretary and Assistant Secretary of the Navy, shall be next in succession to act as Secretary of the Navy (Rept. No. 1415).

Mr. King, from the Special Committee Investigating Expenditures in Senatorial Primaries and General Elections, created under Senate Resolution 195, submitted a partial report dealing with the complaint in regard to alleged improper expenditures in the State of Arizona; which was ordered to be printed as part 3 of Report No. 1197.

Mr. Jones of Washington, from the Committee on Commerce, to whom was referred the bill (S. 1266) to authorize the establishment of a fisheries experiment station on the coast of Washington, reported it with amendments and submitted a report (No. 1416) thereon.

Mr. Willis, from the Committee on Territories and Insular Possessions, to whom was referred the bill (H. R. 11803) to authorize the incorporated town of Juneau, Alaska, to issue bonds for the construction and equipment of schools therein, and for other purposes, reported it with an amendment and submitted a report (No. 1417) thereon.

Mr. Cameron, from the Committee on Military Affairs, to whom was referred the bill (H. R. 2491) for the relief of Gordon A. Dennis, reported it without amendment and submitted a report (No. 1418) thereon.

Mr. Fletcher, from the Committee on Commerce, to whom was referred the bill (S. 5499) authorizing a survey of the Caloosahatchee River drainage area in Florida, and of Lake Okechobee and certain territory bordering its shores in Florida, reported it without amendment and submitted a report (No. 1419) thereon.

The Senate proceeded, by unanimous consent, to consider the said bill as in Committee of the Whole; and no amendment being made, it was reported to the Senate.

Ordered, That it be engrossed and read a third time.

The said bill was read the third time.

Resolved, That it pass, and that the title thereof be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

Mr. Fletcher, from the Committee on Military Affairs, to whom was referred the joint resolution (S. J. Res. 156) authorizing the Secretary of War to lend tents and camp equipment for the use of the reunion of the United Confederate Veterans, to be held at Tampa, Fla., in April, 1927, reported it without amendment.

The Senate proceeded, by unanimous consent, to consider the said joint resolution as in Committee of the Whole; and no amendment being made, it was reported to the Senate.

Ordered, That it be engrossed and read a third time.

The said joint resolution was read the third time.

Resolved, That it pass, and that the title thereof be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

Bills and joint resolutions were introduced, severally read the first and second times by unanimous consent, and referred as follows:

By Mr. Broussard: A bill (S. 5597) for the relief of Georgianna Brannan; to the Committee on Claims.

By Mr. Sackett: A bill (S. 5598) to extend the time for constructing a bridge across the Ohio River approximately midway between the city of Owensboro, Ky., and Rockport, Ind.; to the Committee on Commerce.

By Mr. Fletcher: A bill (S. 5599) granting an increase of pension to Hannah E. Lewis (with accompanying papers); to the Committee on Pensions.

By Mr. Deneen: A bill (S. 5600) granting an increase of pension to Amelia Brant (with accompanying papers); to the Committee on Pensions.

By Mr. Shortridge: A bill (S. 5601) to provide for the refund of taxes to the Bank of Italy, San Francisco, Calif.; to the Committee on Claims.

By Mr. Howell: A bill (S. 5602) granting the consent of Congress to the city of Blair, in the State of Nebraska, or its assignees, to construct a bridge and approaches thereto across the Missouri River between the States of Nebraska and Iowa; to the Committee on Commerce.

By Mr. Tyson: A bill (S. 5603) granting the consent of Congress to the department of highways and public works of the State of Tennessee to construct a bridge across the Clinch River, approximately at Kyles Ford, on the Rogersville-Sneedville Road, in Hancock County, Tenn.; to the Committee on Commerce.

By Mr. Watson: A bill (S. 5604) to regulate the marking of platinum imported into the United States or transported in interstate commerce, and for other purposes; to the Committee on Interstate Commerce.

By Mr. Dale: A bill (S. 5605) granting an increase of pension to Jennie M. Farmer; and

A bill (S. 5606) granting a pension to George Daniel Powers (with accompanying papers); to the Committee on Pensions.

By Mr. Greene: A bill (S. 5607) granting an increase of pension to Minnie C. Holland; to the Committee on Pensions.

By Mr. Hale: A bill (S. 5608) granting an increase of pension to John J. Mahoney (with accompanying papers); and

A bill (S. 5609) granting an increase of pension to Eunice A. Mullen (with accompanying papers); to the Committee on Pensions.

By Mr. Copeland: A bill (S. 5610) awarding a congressional medal of honor to Lincoln Ellsworth; to the Committee on Commerce.

By Mr. Mayfield: A joint resolution (S. J. Res. 157) extending the time during which cattle, which have crossed the boundary line into foreign countries, may be returned duty free; to the Committee on Finance.

By Mr. Watson: A joint resolution (S. J. Res. 158) authorizing the Comptroller General of the United States to consider, adjust, and settle claim of the Indiana State Militia for military service on the Mexican border (with accompanying papers); to the Committee on Military Affairs.

EULOGIES ON THE LATE SENATOR ALBERT B. CUMMINS

Mr. Stewart submitted the following resolution (S. Res. 342), which was considered by unanimous consent and agreed to:

Resolved, That Sunday, February 27, 1927, 10.30 o'clock ante-meridian, be set aside for memorial addresses on the life, character, and public services of the Hon. Albert B. Cummins, late a Senator from the State of Iowa.

EULOGIES ON THE LATE SENATOR BERT M. FERNALD

Mr. Hale submitted the following resolution (S. Res. 343), which was considered by unanimous consent and agreed to:

Resolved, That Sunday, February 27, 1927, be set aside for memorial addresses on the life, character, and public services of the Hon. Bert M. Fernald, late a Senator from the State of Maine.

EULOGIES ON THE LATE SENATOR WILLIAM B. M'KINLEY

Mr. Deneen submitted the following resolution (S. Res. 344), which was considered by unanimous consent and agreed to:

Resolved, That Sunday, February 27, 1927, be set aside for memorial addresses on the life, character, and public services of the Hon. William B. McKinley, late a Senator from the State of Illinois.

INSPECTION OF HOWARD UNIVERSITY

On motion by Mr. Couzens, and by unanimous consent,

Ordered, That the bill (H. R. 8466) to amend section 8 of an act entitled "An act to incorporate the Howard University in

the District of Columbia," approved March 2, 1867, heretofore reported and ordered to lie on the table, be placed on the calendar under Rule VIII.

CLAIM OF THE BRITISH GOVERNMENT—EDWIN TUCKER

The Vice President laid before the Senate the following message from the President of the United States, which was read, and, with the accompanying papers, referred to the Committee on Foreign Relations and ordered to be printed:

To the Congress of the United States:

I transmit herewith a report from the Secretary of State concerning a claim against the United States presented by the Government of Great Britain for compensation to the relatives of Edwin Tucker, a British subject, who was killed by an United States Army ambulance in Colon, Panama, on or about December 6, 1924. The report requests that the recommendation as indicated therein be adopted and that the Congress authorize the appropriation of the sum necessary to compensate the claimants in this case.

I recommend that in order to effect a settlement of the claim in accordance with the recommendation of the Secretary of State, the Congress, as an act of grace and without reference to the legal liability of the United States in the premises, authorize an appropriation of twenty-five hundred dollars (\$2,500).

CALVIN COOLIDGE.

THE WHITE HOUSE,
Washington, February 5, 1927.

ECONOMIC CONFERENCE AT GENEVA, SWITZERLAND

The Vice President laid before the Senate the following message from the President of the United States, which was read, and, with the accompanying papers, referred to the Committee on Foreign Relations and ordered to be printed:

To the Congress of the United States:

The Government of the United States has been invited by the council of the League of Nations to take part in the appointment of members of the economic conference which will meet at Geneva, Switzerland, on May 4, 1927. I transmit herewith a copy of the invitation, dated December 22, 1926, together with a copy of Document C. E. I. 6 containing the report of November 19, 1926, made by the preparatory committee and the text of the resolution of the council of December 9, 1926. The agenda of the conference are annexed to the report of the preparatory committee.

The first part of the agenda relates to "The World Economic Position," and the second part to specified problems in the fields of "Commerce," "Industry," and "Agriculture."

The nature of the conference is indicated in the following statement from the report adopted by the council of the League of Nations on March 17, 1926, as quoted in the report of the preparatory committee:

"The conference is not to be composed of responsible delegates invested with full powers for the conclusion of conventions; it is intended rather to organize a general consultation, in the course of which, as at the financial conference at Brussels, the various programs and doctrines may be freely exposed without the freedom of discussion being restricted by any immediate necessity to transform the conclusions of the conference into international engagements."

The invitation specifies that each country is to appoint not more than five members. These members "will not in any way bind their governments and will not be qualified to act as spokesmen of an official policy." The members may be accompanied by experts, who may attend the meetings, but without the right to speak or vote except with the special permission of the conference.

I consider it important that the Government of the United States participate in the appointment of members of this conference, not only in order that this Government may be adequately informed of discussions in their relation to American interests but also in order that the American point of view may be duly presented and in the hope of contributing to the development of sound economic foundations of friendly intercourse and prosperity. The United States is taking its part in study of the problem of arms limitation at the invitation of the League of Nations. This country should also stand ready to aid in the study of means to promote economic progress.

This is not the occasion to discuss specific problems outlined in the agenda. It is sufficient to note that the conference contemplates an inquiry into important problems affecting American interests. This Government will have the benefit of its deliberations but will not be bound by its results.

In order to defray expenses pertaining to American participation in the appointment of members of the economic confer-

ence, I recommend that there be authorized to be appropriated the sum of \$15,000 to be expended in the discretion of the Executive. In view of the prices prevailing at Geneva, it is important that expenditures for subsistence be exempted from the limitations imposed by existing law.

CALVIN COOLIDGE.

THE WHITE HOUSE,
Washington, February 5, 1927.

APPROVAL OF LAND SALE BY MOSHULATUBBA, AN INDIAN

On motion by Mr. Stephens, and by unanimous consent, The Senate, as in Committee of the Whole, proceeded to consider the joint resolution (S. J. Res. 141) to approve a sale of land by one Moshulatubba on August 29, 1832; and having been amended on the motion of Mr. Stephens, it was reported to the Senate and the amendment was concurred in.

Ordered, That it be engrossed and read a third time.

The said joint resolution was read the third time.

Resolved, That it pass, that the preamble be stricken out, and that the title thereof be amended so as to read: "Joint resolution to approve a sale of land by one Moshulatubba or Mushulatubbe on August 29, 1832."

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

APPROPRIATIONS FOR WAR DEPARTMENT

On motion by Mr. Wadsworth, and by unanimous consent, The Senate, as in Committee of the Whole, resumed the consideration of the bill (H. R. 16249) making appropriations for the military and nonmilitary activities of the War Department for the fiscal year ending June 30, 1928, and for other purposes.

The question being on agreeing to the reported amendment on page 89, striking out lines 1 to 7, inclusive,

After debate,

The said amendment was agreed to.

The residue of the reported amendments were then agreed to, and the bill further amended on the motion of Mr. Wadsworth, on behalf of the Committee on Appropriations, and the motion of Mr. Overman.

AGRICULTURAL RELIEF

The Presiding Officer (Mr. Bratton in the chair) announced that the hour of 2 o'clock had arrived, and laid before the Senate the unfinished business at its adjournment yesterday, viz, the bill (S. 4808) to establish a Federal farm board to aid in the orderly marketing and in the control and disposition of the surplus of agricultural commodities; when

The further consideration thereof was, by unanimous consent, temporarily laid aside; and

APPROPRIATIONS FOR WAR DEPARTMENT

The Senate, as in Committee of the Whole, resumed the consideration of the bill (H. R. 16249) making appropriations for the military and nonmilitary activities of the War Department for the fiscal year ending June 30, 1928, and for other purposes.

The bill having been further amended on the motion of Mr. Steck, and the motion of Mr. Means, it was reported to the Senate and the amendments made in the Committee of the Whole were concurred in.

Ordered, That the amendments be engrossed and the bill read a third time.

The said bill as amended was read the third time.

Resolved, That it pass.

Ordered, That the Secretary request the concurrence of the House of Representatives in the amendments.

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Chaffee, one of its clerks:

Mr. President: The House of Representatives has agreed to the amendment of the Senate to each of the following bills of the House:

H. R. 10900. An act to authorize the incorporated town of Wrangell, Alaska, to issue bonds in any sum not exceeding \$30,000 for the purpose of improving the town's water-works system;

H. R. 11843. An act to authorize the incorporated town of Fairbanks, Alaska, to issue bonds for the purchasing, construction, and maintenance of an electric light and power plant, telephone system, pumping station, and repairs to the water front, and for other purposes; and

H. R. 15649. An act to provide for the eradication or control of the European corn borer.

URGENT DEFICIENCY AND SUPPLEMENTAL APPROPRIATIONS

The Presiding Officer laid before the Senate the message yesterday received from the House of Representatives, announcing that it insisted upon its disagreement to the amendments of the Senate numbered 8, 9, and 10 to the bill (H. R. 16462) making appropriations to supply urgent deficiencies in certain appropriations for the fiscal year ending June 30, 1927, and prior fiscal years, and to provide urgent supplemental appropriations for the fiscal year ending June 30, 1927, and for other purposes, and asking a further conference with the Senate thereon.

On motion by Mr. Warren,

Resolved, That the Senate further insist upon its amendments to the said bill, disagreed to by the House of Representatives, and agree to the further conference asked by the House on the disagreeing votes of the two Houses thereon.

Ordered, That the conferees on the part of the Senate be appointed by the Presiding Officer; and

The Presiding Officer appointed Mr. Warren, Mr. Curtis, and Mr. Overman.

Ordered, That the Secretary notify the House of Representatives thereof.

REGULATION OF RADIO COMMUNICATIONS

On motion by Mr. Dill, and by unanimous consent, The Senate resumed the consideration of the report of the committee of conference on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H. R. 9971) for the regulation of radio communications, and for other purposes.

Mr. Wheeler raised a question as to the presence of a quorum; Whereupon

The Presiding Officer directed the roll to be called;

When

Seventy-four Senators answered to their names, as follows:

Messrs. Ashurst, Blease, Borah, Bratton, Broussard, Bruce, Cameron, Capper, Caraway, Copeland, Couzens, Curtis, Dale, Deneen, Dill, Edge, Ernst, Ferris, Fess, Fletcher, Frazier, George, Gerry, Gillett, Glass, Goff, Gooding, Hale, Harris, Hawes, Heflin, Howell, Johnson, Jones of New Mexico, Jones of Washington, Kendrick, Keyes, King, La Follette, Lenroot, McKellar, McLean, McMaster, McNary, Mayfield, Means, Metcalf, Neely, Norbeck, Nye, Oddie, Overman, Phipps, Pine, Pittman, Reed of Pennsylvania, Robinson of Arkansas, Robinson of Indiana, Sackett, Schall, Sheppard, Shortridge, Smith, Steck, Stewart, Trammell, Tyson, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, Wheeler, and Willis.

A quorum being present,

On motion by Mr. Pittman that the report be recommitted to the committee of conference with instructions to the conferees on the part of the Senate to insist upon waivers by applicants of certain rights claimed, and upon a limitation of the life of the act and licenses issued thereunder to February 15, 1928,

Mr. Lenroot raised a question of order, viz, that the motion was not in order, because there was no committee of conference to which the bill could be recommitted, the House having agreed to the report and its managers having been thereby discharged.

Mr. Pittman thereupon withdrew his motion; and

On motion by him that the Senate disagree to the conference report, insist upon its disagreement to the amendment of the House of Representatives, and ask a further conference with the House, and that the managers on the part of the Senate be instructed to insist upon a provision providing for waivers by applicants of certain rights claimed, and limiting the life of the act and licenses issued thereunder to February 15, 1928,

Pending debate,

Mr. McKellar raised a question as to the presence of a quorum;

Whereupon

The Presiding Officer (Mr. Willis in the chair) directed the roll to be called;

When

Sixty-three Senators answered to their names, as follows:

Messrs. Ashurst, Broussard, Bruce, Cameron, Capper, Caraway, Copeland, Couzens, Curtis, Dale, Deneen, Dill, Ferris, Fess, Fletcher, Frazier, George, Glass, Goff, Gooding, Hale, Harris, Harrison, Hawes, Heflin, Howell, Johnson, Jones of Washington, Kendrick, Keyes, King, La Follette, Lenroot, McKellar, McMaster, McNary, Metcalf, Neely, Norbeck, Nye, Oddie, Overman, Pine, Pittman, Reed of Pennsylvania, Robinson of Indiana, Sackett, Schall, Sheppard, Smith, Smoot, Steck, Stephens, Stewart, Trammell, Tyson, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, Wheeler, and Willis.

A quorum being present,

Pending further debate,

ORDER FOR RECESS

On motion by Mr. Curtis, and by unanimous consent, Ordered, That when the Senate concludes its business to-day it take a recess until Monday next at 12 o'clock m.

EXECUTIVE SESSION

On motion by Mr. Curtis,

The Senate proceeded to the consideration of executive business; and

After the consideration of executive business the doors were reopened;

When,

On motion by Mr. Curtis, at 4 o'clock and 55 minutes p. m., The Senate, pursuant to the foregoing order, took a recess until 12 o'clock m. on Monday next.

AT 12 O'CLOCK M. (CALENDAR DAY, MONDAY, FEBRUARY 7, 1927)

The Vice President called the Senate to order.

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Haltigan, one of its clerks:

Mr. President: The House of Representatives has passed the bill (H. R. 16775) to limit the application of the internal-revenue tax upon passage tickets, in which it requests the concurrence of the Senate.

The House has passed the following resolution (H. Res. 411), which I am directed to communicate to the Senate:

Resolved, That the business of the House be now suspended, that opportunity may be given for tributes to the memory of Hon. Charles Fuller, late a Member of this House, and Hon. William B. McKinley, late a Senator of the United States from the State of Illinois.

Resolved, That as a particular mark of respect to the memory of the deceased, and in recognition of their distinguished public careers, the House, at the conclusion of these exercises, shall stand adjourned.

Resolved, That the Clerk communicate these resolutions to the Senate.

Resolved, That the Clerk send a copy of these resolutions to the families of the deceased.

The Speaker of the House having signed four enrolled bills, viz, S. 3928, H. R. 10900, H. R. 11843, and H. R. 15649, and an enrolled joint resolution, viz, H. J. Res. 292, I am directed to bring the same to the Senate for the signature of its President.

QUESTION OF QUORUM

Mr. Curtis raised a question as to the presence of a quorum; Whereupon

The Vice President directed the roll to be called;

When

Eighty-four Senators answered to their names, as follows:

Messrs. Ashurst, Bayard, Blease, Borah, Bratton, Broussard, Bruce, Cameron, Capper, Caraway, Copeland, Couzens, Curtis, Dale, Deneen, Dill, Edwards, Ernst, Ferris, Fess, Fletcher, Frazier, George, Gerry, Gillett, Glass, Goff, Gooding, Gould, Greene, Hale, Harrell, Harris, Harrison, Hawes, Heflin, Howell, Johnson, Jones of Washington, Kendrick, Keyes, King, Lenroot, McKellar, McLean, McMaster, McNary, Mayfield, Means, Metcalf, Moses, Neely, Norbeck, Norris, Nye, Oddie, Overman, Pepper, Phipps, Pine, Pittman, Ransdell, Reed of Pennsylvania, Robinson of Arkansas, Robinson of Indiana, Sackett, Schall, Sheppard, Shipstead, Shortridge, Smith, Smoot, Stanfield, Steck, Stephens, Stewart, Trammell, Tyson, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, and Wheeler.

A quorum being present.

HOUSE BILLS AND JOINT RESOLUTION SIGNED

Mr. Greene, from the Committee on Enrolled Bills, reported that they had examined and found truly enrolled the following bills and joint resolution:

S. 3928. An act authorizing the designation of an ex officio commissioner for Alaska for each of the executive departments of the United States, and for other purposes;

H. R. 10900. An act to authorize the incorporated town of Wrangell, Alaska, to issue bonds in any sum not exceeding \$30,000 for the purpose of improving the town's waterworks system;

H. R. 11843. An act to authorize the incorporated town of Fairbanks, Alaska, to issue bonds for the purchasing, construction, and maintenance of an electric light and power plant, telephone system, pumping station, and repairs to the water front, and for other purposes;

H. R. 15649. An act to provide for the eradication or control of the European corn borer; and

H. J. Res. 292. Joint resolution to amend the act entitled "An act granting the consent of Congress for the construction of a bridge across the Delaware River at or near Burlington, N. J.," approved May 21, 1926.

The Vice President thereupon signed the same, and they were delivered to the committee to be presented to the President of the United States.

HOUSE BILL REFERRED

The bill H. R. 16775, this day received from the House of Representatives for concurrence, was read the first and second times by unanimous consent and referred to the Committee on Finance.

BOARD OF REGENTS OF SMITHSONIAN INSTITUTION

The Vice President, pursuant to the provisions of section 5581 of the Revised Statutes of the United States, appointed Mr. Smoot a member of the Board of Regents of the Smithsonian Institution to fill the vacancy that will occur on March 4 next by reason of the expiration of his term of service.

The Vice President also appointed Mr. Robinson of Arkansas a member of the said board to fill the vacancy that will occur on the above-named date by reason of the expiration of the term of service of Mr. Pepper.

PETITIONS AND MEMORIALS

Petitions, memorials, etc., were presented and referred as follows:

By Mr. Copeland: A resolution adopted by the Board of Aldermen of the city of New York, N. Y., favoring the enactment of legislation authorizing the Treasury Department to make loans on soldiers' adjusted service certificates; to the Committee on Finance.

A petition of George Flume, of Palatine Bridge, N. Y., praying that the Bureau of Chemistry take action looking to the enforcement of the pure food laws respecting the manufacture of vinegar; to the Committee on Agriculture and Forestry.

A communication from the executive vice president of the Chamber of Commerce of New York, N. Y., praying the enactment of legislation making an appropriation for the improvement of Governors Island and the establishment of a regiment of Infantry at that place; to the Committee on Appropriations.

By Mr. Watson: A concurrent resolution of the Legislature of the State of Indiana, favoring an appropriation for the establishment of a United States Veterans' Bureau general hospital at some convenient place within the State of Indiana; to the Committee on Finance.

By Mr. McLean: A petition of the Chamber of Commerce of Seymour, Conn., praying the enactment of legislation authorizing an appropriation for the purchase of land in Mad River Notch, in Waterville, N. H.; to the Committee on Agriculture and Forestry.

A resolution of the Connecticut Chamber of Commerce, of Hartford, Conn., favoring the enactment of legislation providing for the establishment of national battle field parks at Fredericksburg, Chancellorsville, Spotsylvania, the Wilderness, and Salem Church; to the Committee on Military Affairs.

Petitions praying the enactment of legislation granting pensions and increase of pensions to Civil War veterans and their widows were presented as follows:

By Mr. McLean: A petition of citizens of Stamford, Conn.

By Mr. Oddie: A petition of citizens of the State of Nevada.

Ordered, That they be referred to the Committee on Pensions.

Petitions praying for repeal of legislation reducing the monthly rate of compensation for certain veterans maintained in Government institutions to a limit of \$40 were presented as follows:

By Mr. Ashurst: A resolution of two military organizations of Tucson, Ariz.

By Mr. Copeland: A petition of officers of the Saranac Lake (N. Y.) Chapter of the Disabled Veterans of the World War.

Ordered, That they be referred to the Committee on Finance. Memorials remonstrating against the enactment of legislation providing for the closing of barber shops on Sunday in the District of Columbia were presented as follows:

By Mr. Shortridge: A memorial of citizens of the State of California.

By Mr. Copeland: Several memorials of citizens of the State of New York.

Ordered, That they be referred to the Committee on the District of Columbia.

Petitions praying the enactment of legislation providing for increased compensation of employees of the United States Custodian Service were presented as follows:

By Mr. McLean: Several petitions of citizens of the State of Kentucky.

By Mr. Tyson: Several petitions of citizens of the State of Tennessee.

Ordered, That they be referred to the Committee on Appropriations.

Mr. McLean presented a petition of citizens of the State of Connecticut, praying the enactment of legislation providing for the regulation of radio broadcasting stations.

Ordered, That it lie on the table.

Mr. Copeland presented the following petitions and memorials:

A petition of Edward B. Annalle, of South Otselee, N. Y., praying the enactment of legislation providing for the reorganization of the Prohibition Bureau; and

Several telegrams from citizens of New York, N. Y., remonstrating against the passage of the so-called McNary-Haugen agricultural relief bill.

Ordered, That they lie on the table.

Mr. Ashurst presented a telegram from the speaker of the House of Representatives of the State of Arizona and a letter from the adjutant of the American Legion, department of Arizona, of Phoenix, Ariz., praying the passage of the so-called Tyson-Fitzgerald bill providing for the retirement of certain disabled emergency Army officers.

Ordered, That they lie on the table.

Petitions praying the passage of the so-called McNary-Haugen agricultural relief bill were presented as follows:

By Mr. Copeland: Several telegrams from citizens of the State of New York.

By Mr. McKellar: A petition of the Robertson County Farm Bureau, of Springfield, Tenn.

By Mr. McMaster: A concurrent resolution of the Legislature of the State of South Dakota.

Ordered, That they lie on the table.

REPORTS OF COMMITTEES

Mr. Walsh of Montana, by unanimous consent, from the Committee on the Judiciary, to whom was referred the bill (H. R. 9174) providing for the preparation of a biennial index to State legislation, reported it with amendments and submitted a report (No. 1420) thereon.

The Senate proceeded, by unanimous consent, to consider the said bill as in Committee of the Whole; and the reported amendments having been agreed to, the bill was reported to the Senate and the amendments were concurred in.

Ordered, That the amendments be engrossed and the bill read a third time.

The said bill as amended was read the third time.

Resolved, That it pass.

Ordered, That the Secretary request the concurrence of the House of Representatives in the amendments.

Mr. Wadsworth, by unanimous consent, from the Committee on Military Affairs, submitted a report (No. 1421), accompanied by a bill (S. 5634) to increase the efficiency of the Military Establishment and for other purposes, which was read the first and second times by unanimous consent, and ordered to be placed on the calendar.

Mr. Overman, by unanimous consent, from the Committee on the Judiciary, to whom was referred the concurrent resolution (S. Con. Res. 27) relative to the employment of Federal prisoners in United States penitentiaries, United States Industrial Home for Women, and the United States Industrial Reformatory, reported it without amendment; and,

On motion by Mr. Overman,

Ordered, That it be referred to the Committee to Audit and Control the Contingent Expenses of the Senate.

Mr. Pepper, by unanimous consent, from the Committee on Printing, reported the following resolution (S. Res. 346), which was considered by unanimous consent and agreed to:

Resolved, That the Report of the National Society of the Daughters of the American Revolution for the year ended March 1, 1926, be printed, with illustrations, as a Senate document.

Mr. McMaster, by unanimous consent, from the Committee on Military Affairs, to whom was referred the joint resolution (H. J. Res. 233) authorizing the Secretary of War to loan certain French guns which belong to the United States and are now in the city park at Walla Walla, Wash., to the city of Walla Walla, and for other purposes, reported it without amendment and submitted a report (No. 1422) thereon.

Mr. Cameron, by unanimous consent, from the Committee on Military Affairs, to whom was referred the bill (H. R. 3378) for the relief of Randolph Foster Williamson, deceased, reported it without amendment and submitted a report (No. 1423) thereon.

CHANGE OF REFERENCE

On motion by Mr. Lenroot, and by unanimous consent, Ordered, That the Committee on Public Buildings and Grounds be discharged from the further consideration of the bill (S. 5533) to regulate the height and exterior design and construction of public and private buildings in the National Capital fronting on or located within 200 feet of a public building or public park, and that it be referred to the Committee on the District of Columbia.

ENROLLED BILL PRESENTED

Mr. Greene, from the Committee on Enrolled Bills, reported that they this day presented to the President of the United States the enrolled bill (S. 3928) authorizing the designation of an ex officio commissioner for Alaska for each of the executive departments of the United States, and for other purposes.

INTRODUCTION OF BILLS

Bills were introduced by unanimous consent, severally read the first and second times, and referred as follows:

By Mr. Glass (for Mr. Swanson):

A bill (S. 5611) authorizing the acceptance from the Republic of Chile of the order Al Mérito, conferred on certain officers of the United States Navy; to the Committee on Foreign Relations.

By Mr. Edwards:

A bill (S. 5612) granting an increase of pension to Anna L. Sweet (with accompanying papers); to the Committee on Pensions.

By Mr. Johnson:

A bill (S. 5613) to make it the duty of certain courts of the United States to render decisions within certain maximum limits of time; to the Committee on the Judiciary.

By Mr. Oddie:

A bill (S. 5614) granting a pension to Adelaide C. Young; to the Committee on Pensions.

By Mr. Fess (for Mr. Willis):

A bill (S. 5615) granting an increase of pension to Missouri A. Stine (with accompanying papers); to the Committee on Pensions.

By Mr. Gould:

A bill (S. 5616) granting an increase of pension to Frances M. Gushee (with accompanying papers); to the Committee on Pensions.

By Mr. Copeland:

A bill (S. 5617) for the relief of the city of New York; to the Committee on Claims.

By Mr. Fess:

A bill (S. 5618) authorizing the erection of a sanitary fire-proof hospital at the National Home for Disabled Volunteer Soldiers at Dayton, Ohio; to the Committee on Public Buildings and Grounds.

By Mr. Nye:

A bill (S. 5619) granting an increase of pension to Kizzie Morgan (with accompanying papers); to the Committee on Pensions.

By Mr. Hawes:

A bill (S. 5620) granting the consent of Congress to John R. Scott, Thomas J. Scott, E. E. Green, and Baxter L. Brown, their successors and assigns, to construct, maintain, and operate a bridge across the Mississippi River; to the Committee on Commerce.

By Mr. Shipstead:

A bill (S. 5621) granting an increase of pension to Ethelinda Holbrook; to the Committee on Pensions.

By Mr. Fletcher:

A bill (S. 5622) authorizing the acceptance by the Navy Department of a site for an aviation training field in the vicinity of Pensacola, Fla., and for other purposes; to the Committee on Naval Affairs.

By Mr. Wadsworth:

A bill (S. 5623) granting a pension to Arthur L. Williams; to the Committee on Pensions.

A bill (S. 5624) to provide for continued hospitalization at Liberty, N. Y., of certain beneficiaries of the Veterans' Bureau; and

A bill (S. 5625) to provide for continued hospitalization at Saranac Lake, N. Y., of certain beneficiaries of the Veterans' Bureau; to the Committee on Finance.

By Mr. Broussard:

A bill (S. 5626) granting the consent of Congress to George A. Hero and Allen S. Hackett, their successors and assigns, to construct, maintain, and operate a bridge across the Mississippi River; to the Committee on Commerce.

A bill (S. 5627) granting a pension to John F. Mathews; and

A bill (S. 5628) granting a pension to Minnie Alexandria Williams (with accompanying papers); to the Committee on Pensions.

By Mr. Metcalf:

A bill (S. 5629) granting a pension to Minnie M. Billings (with accompanying papers); to the Committee on Pensions.

By Mr. Copeland:

A bill (S. 5630) granting an increase of pension to Emma J. Case; and

A bill (S. 5631) granting an increase of pension to Mary J. Barrows; to the Committee on Pensions.

By Mr. McMaster:

A bill (S. 5632) granting a pension to Thomas Morrison; to the Committee on Pensions.

A bill (S. 5633) to authorize per capita payments to the Indians of the Cheyenne River Reservation, S. Dak.; to the Committee on Indian Affairs.

By Mr. Fess (for Mr. Willis):

A bill (S. 5635) granting an increase of pension to Emma E. Gillespie (with accompanying papers); to the Committee on Pensions.

By Mr. Blease:

A bill (S. 5636) granting an increase of pension to Ellen A. Toale (with accompanying papers); to the Committee on Pensions.

By Mr. Ashurst:

A bill (S. 5637) to amend the World War veterans' act, 1924, as amended; to the Committee on Finance.

CERTAIN EMPLOYEES OF TREASURY DEPARTMENT

Mr. Hedin, by unanimous consent, submitted the following resolution (S. Res. 345), which was considered by unanimous consent and agreed to:

Resolved, That the Civil Service Commission be, and it is hereby, directed forthwith to furnish to the Senate a list of the names of the employees of the public-debt section and the Income Tax Unit of the Internal Revenue Bureau of the Treasury Department, showing the legal residence, the civil-service status, length of service, and salary of each, as of January 1, 1926, and January 1, 1927.

LAWS ADMINISTERED BY INTERSTATE COMMERCE COMMISSION

Mr. Curtis, by unanimous consent, withdrew the motion heretofore entered by him to reconsider the vote of the Senate on agreeing to the resolution (S. Res. 334) requesting the Interstate Commerce Commission to prepare a manuscript covering the text of the various acts administered by it, annotated with digests of decisions, and indexed.

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Hattigan, one of its clerks:

Mr. President: The House of Representatives has disagreed to the amendments of the Senate to the bill (H. R. 16576) making appropriations for the Departments of State and Justice and for the Judiciary, and for the Departments of Commerce and Labor, for the fiscal year ending June 30, 1928, and for other purposes; it asks a conference with the Senate on the disagreeing votes of the two Houses thereon, and has appointed Mr. Shreve, Mr. Ackerman, and Mr. Oliver of Alabama managers at the same on its part.

The House has agreed to the amendment of the Senate to the bill (H. R. 11601) granting pensions and increase of pension to certain soldiers and sailors of the Regular Army and Navy, and certain soldiers and sailors of wars other than the Civil War, and to widows of such soldiers and sailors, etc.

REGULATION OF RADIO COMMUNICATIONS

The Senate resumed the consideration of the report of the committee of conference on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H. R. 9971) for the regulation of radio communications, and for other purposes.

The question being on agreeing to the motion yesterday submitted by Mr. Pittman, by unanimous consent, that the Senate disagree to the conference report, insist upon its disagreement to the amendment of the House of Representatives, ask a further conference with the House, and instruct the managers on the part of the Senate.

Pending debate.

Mr. Pittman having modified his motion in so far as it related to instructions to the managers,

Pending further debate.

Mr. Dill raised a question as to the presence of a quorum; Whereupon

The Presiding Officer (Mr. Goff in the chair) directed the roll to be called;

When

Eighty-one Senators answered to their names, as follows:

Messrs. Ashurst, Bayard, Blease, Borah, Bratton, Broussard, Bruce, Cameron, Capper, Caraway, Copeland, Couzens, Curtis, Dale, Deneen, Dill, Edwards, Ernst, Ferris, Fess, Fletcher, Frazier, George, Gerry, Gillett, Glass, Goff, Gooding, Gould, Hale, Harrell, Harris, Hawes, Heffin, Howell, Johnson, Jones of Washington, Kendrick, Keyes, King, Lenroot, McKellar, McLean, McMaster, McNary, Mayfield, Means, Metcalf, Moses, Neely, Norbeck, Norris, Nye, Oddie, Overman, Pepper, Phipps, Pine, Pittman, Reed of Pennsylvania, Robinson of Arkansas, Robinson of Indiana, Sackett, Schall, Sheppard, Shipstead, Shortridge, Smith, Smoot, Stanfield, Steck, Stephens, Stewart, Trammell, Tyson, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, and Wheeler.

A quorum being present,

After debate,

On the question of agreeing to the motion of Mr. Pittman, as modified, viz, that the Senate disagree to the conference report and to the amendments on the part of the House, that further conference be asked, and that the managers on the part of the Senate be instructed to insist that a provision be included in the bill requiring the applicant for license to include in writing a waiver of any right or any claim to any right as against the United States to any wave length or to the use of the ether in radio transmission because of previous license to use the same or cause the use thereof; and also that the managers on the part of the Senate be instructed to see that a provision is inserted in the bill to the effect that the life of the act shall terminate and expire on February 15, 1928, and that no licenses be executed or granted under the act for a longer term than the said expiration of the act, namely, February 15, 1928.

It was determined in the negative, { Yeas ----- 29
Nays ----- 48

On motion by Mr. Watson,

The yeas and nays being desired by one-fifth of the Senators present,

Those who voted in the affirmative are—

Messrs. Blease, Borah, Broussard, Caraway, Copeland, Edwards, Fletcher, Frazier, George, Gerry, Glass, Harris, Heffin, Howell, King, Mayfield, Neely, Norris, Overman, Pittman, Robinson of Arkansas, Sheppard, Shipstead, Smith, Stephens, Trammell, Tyson, Walsh of Massachusetts, and Wheeler.

Those who voted in the negative are—

Messrs. Ashurst, Bayard, Bratton, Bruce, Capper, Couzens, Curtis, Dale, Deneen, Dill, Ernst, Ferris, Fess, Gillett, Goff, Gooding, Gould, Hale, Harrell, Hawes, Johnson, Jones of Washington, Kendrick, Keyes, Lenroot, McLean, McMaster, McNary, Means, Metcalf, Moses, Norbeck, Oddie, Pepper, Phipps, Reed of Pennsylvania, Robinson of Indiana, Sackett, Schall, Shortridge, Smoot, Stanfield, Steck, Stewart, Wadsworth, Walsh of Montana, Warren, and Watson.

So Mr. Pittman's motion, as modified, was not agreed to.

On motion by Mr. Pittman that the Senate disagree to the conference report and to the amendment on the part of the House, that a further conference be asked, and that the managers on the part of the Senate be instructed to insist that there be inserted in the bill a provision that the life of the act shall expire and terminate on the last day of the first session of the Seventieth Congress, and that no licenses shall be executed or granted under the act for a longer period or term than the said expiration of the act on the last day of the first session of the Seventieth Congress,

It was determined in the negative, { Yeas ----- 22
Nays ----- 43

On motion by Mr. Dill,

The yeas and nays being desired by one-fifth of the Senators present,

Those who voted in the affirmative are—

Messrs. Blease, Borah, Broussard, Caraway, Copeland, Edwards, Fletcher, Frazier, George, Gerry, Glass, Harris, Hawes, Heffin, Howell, King, McKellar, Mayfield, Neely, Norris, Overman, Pittman, Robinson of Arkansas, Sheppard, Shipstead, Smith, Stephens, Trammell, Tyson, Walsh of Massachusetts, Walsh of Montana, and Wheeler.

Those who voted in the negative are—

Messrs. Ashurst, Bayard, Bratton, Bruce, Capper, Couzens, Curtis, Dale, Deneen, Dill, Ernst, Ferris, Fess, Goff, Gooding, Gould, Hale, Johnson, Jones of Washington, Kendrick, Keyes, Lenroot, McLean, McMaster, McNary, Means, Metcalf, Norbeck, Oddie, Pepper, Phipps, Pine, Reed of Pennsylvania, Robinson of Indiana, Sackett, Schall, Shortridge, Smoot, Steck, Stewart, Wadsworth, Warren, and Watson.

So Mr. Pittman's motion was not agreed to.

AGRICULTURAL RELIEF

Mr. McNary having demanded the regular order,

The Senate, as in Committee of the Whole, resumed the consideration of its unfinished business, viz, the bill (S. 4808) to establish a Federal farm board to aid in the orderly marketing and in the control and disposition of the surplus of agricultural commodities.

Pending debate,

Mr. McNary raised a question as to the presence of a quorum; Whereupon

The Presiding Officer (Mr. Neely in the chair) directed the roll to be called;

When

Seventy-six Senators answered to their names, as follows:

Messrs. Bayard, Blease, Bratton, Broussard, Bruce, Cameron, Capper, Caraway, Copeland, Couzens, Curtis, Dale, Deneen, Dill, Edwards, Ernst, Ferris, Fess, Frazier, George, Gerry, Gillett, Glass, Goff, Gooding, Hale, Harris, Harrison, Hawes, Heffin, Howell, Johnson, Jones of Washington, Kendrick, Keyes, King, Lenroot, McKellar, McLean, McMaster, McNary, Mayfield, Metcalf, Moses, Neely, Norbeck, Norris, Nye, Oddie, Overman, Pepper, Phipps, Pine, Pittman, Ransdell, Reed of Pennsylvania, Robinson of Arkansas, Robinson of Indiana, Sackett, Schall, Sheppard, Shipstead, Shortridge, Smith, Smoot, Steck, Stephens, Stewart, Trammell, Tyson, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, and Wheeler.

A quorum being present,

Pending further debate,

APPROPRIATIONS FOR STATE, JUSTICE, COMMERCE, AND LABOR DEPARTMENTS

The Presiding Officer laid before the Senate the message this day received from the House of Representatives, announcing its disagreement to the amendments of the Senate to the bill (H. R. 16576) making appropriations for the Departments of State and Justice and for the Judiciary, and for the Departments of Commerce and Labor for the fiscal year ending June 30, 1928, and for other purposes, and asking a conference with the Senate thereon.

On motion by Mr. Jones of Washington,

Resolved, That the Senate insist upon its amendments to the said bill, disagreed to by the House of Representatives, and agree to the conference asked by the House on the disagreeing votes of the two Houses thereon.

Ordered, That the conferees on the part of the Senate be appointed by the Presiding Officer; and

The Presiding Officer appointed Mr. Jones of Washington, Mr. Smoot, Mr. Hale, Mr. Overman, and Mr. Harris.

Ordered, That the Secretary notify the House of Representatives thereof.

EXECUTIVE SESSION

On motion by Mr. Curtis,

The Senate proceeded to the consideration of executive business; and

After the consideration of executive business the doors were reopened;

The Vice President announced that the hour of 5 o'clock had arrived; whereupon

The Senate, pursuant to its order of the 3d instant, took a recess until 8 o'clock p. m.

AT 8 O'CLOCK P. M.

The President pro tempore called the Senate to order.

CONSIDERATION OF UNOBTAINED BILLS

The Senate, pursuant to its order of the 3d instant, proceeded to consider unobjected bills on the calendar; when

The following bills were considered as in Committee of the Whole; and no amendment being made, they were severally reported to the Senate:

S. 4756. A bill for the relief of Capt. Ellis E. Haring and Edward F. Batchelor;

S. 4719. A bill for the relief of Thomas Johnson;

S. 4964. A bill transferring a portion of the lands of the military reservation of the Presidio of San Francisco to the Department of the Treasury;

S. 118. A bill for the relief of all owners of cargo aboard the steamship *Gaelic Prince* at the time of her collision with the U. S. S. *Antigone*;

S. 4841. A bill for the relief of Samuel J. Leaphart;

S. 4669. A bill for the relief of the Kentucky-Wyoming Oil Co. (Inc.);

S. 2618. A bill for the relief of the National Surety Co.;

S. 5466. A bill for the relief of the Citizens' National Bank, of Petty, Tex.;

S. 4611. A bill authorizing certain Indian tribes and bands, or any of them, residing in the State of Washington, to present their claims to the Court of Claims;

S. 1959. A bill granting relief to persons who served in the Military Telegraph Corps of the Army during the Civil War;

S. 5539. A bill to authorize and direct the Comptroller General to settle and allow the claims of E. A. Goldenweiser, Edith M. Furbush, and Horatio M. Pollock for services rendered to the Department of Commerce;

S. 4491. A bill for the relief of G. W. Rogers;

S. 5523. A bill authorizing the Shoshone Tribe of Indians of the Wind River Reservation in Wyoming to submit claims to the Court of Claims;

S. 5213. A bill for the relief of the Lucy Webb Hayes National Training School for Deaconesses and Missionaries;

S. 670. A bill for the relief of Joseph F. Thorpe;

S. 5332. A bill to authorize the removal of the Aqueduct Bridge crossing the Potomac River from Georgetown, D. C., to Rosslyn, Va.;

S. 5349. A bill to amend section 7 (a) of the act of March 3, 1925, known as the "District of Columbia traffic act, 1925," as amended by section 2 of the act of July 3, 1926; and

S. 5435. A bill to provide for the widening of C Street NE., in the District of Columbia, and for other purposes;

Ordered, That they be engrossed and read a third time.

The said bills were severally read the third time.

Resolved, That they pass, and that the respective titles thereof be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The Senate, as in Committee of the Whole, proceeded to consider the bill (S. 5463) providing for the consolidation of the functions of the Department of Commerce relating to navigation, to establish load lines for American vessels, and for other purposes; and no amendment being made, it was reported to the Senate.

Ordered, That it be engrossed and read a third time.

The said bill was read the third time.

Resolved, That it pass, and that the title thereof be amended so as to read: "A bill to establish load lines for American vessels in the foreign trade, and for other purposes."

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

Subsequently,

On motion by Mr. Nye, and by unanimous consent,

The vote on the passage of the foregoing bill was reconsidered; and the vote ordering its third reading having also been reconsidered,

Ordered, That the bill be placed on the calendar.

The Senate, as in Committee of the Whole, proceeded to consider the bill (S. 3739) to extend the provisions of the United States employees' compensation act of September 7, 1916, as amended, to Josephine Dorey; and the reported amendments having been agreed to, the bill was reported to the Senate and the amendments were concurred in.

Ordered, That it be engrossed and read a third time.

The said bill was read the third time.

Resolved, That it pass, and that the title thereof be amended so as to read: "A bill for the relief of Josephine Dorey."

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The Senate, as in Committee of the Whole, proceeded to consider the following bills; and no amendment being made, they were severally reported to the Senate:

H. R. 11325. An act to amend an act entitled "An act to provide compensation for employees of the United States suffering injuries while in the performance of their duties, and for other purposes," approved September 7, 1916, and acts in amendment thereof;

H. R. 8345. An act for the relief of Crane Co.;

H. R. 9287. An act for the relief of Albert C. Tuxhorn;

H. R. 1464. An act for the relief of Charles C. Hughes;

H. R. 12931. An act to provide for maintaining, promoting, and advertising the international trade exhibit;

H. R. 6586. An act for the relief of Russell W. Simpson;

H. R. 4719. An act for the relief of the New Braunfels Brewing Co.;

H. R. 7156. An act for the relief of Maurice E. Kinsey;

H. R. 12309. An act for the relief of the Bell Telephone Co., of Philadelphia, Pa., and the Illinois Telephone Co.;

H. R. 5991. An act authorizing the adjustment of the boundaries of the Black Hills and Harney Forests, and for other purposes;

H. R. 5866. An act for the relief of the Lehigh Coal & Navigation Co.;

H. R. 10725. An act for the relief of Capt. C. R. Insley;

H. R. 12064. An act providing for a grant of land to the county of San Juan, in the State of Washington, for recreational and public park purposes;

H. R. 7921. An act to authorize the Commissioner of the General Land Office to dispose by sale of certain public land in the State of Arkansas;

H. R. 12889. An act to relinquish the title of the United States to the land in the claim of Moses Steadham, situate in the county of Baldwin, State of Alabama;

H. R. 15821. An act to revise the boundary of the Hawaii National Park on the island of Maui in the Territory of Hawaii;

H. R. 2184. An act for the relief of James Gaynor;

H. R. 4376. An act to allow and credit the accounts of Joseph R. Hebblethwaite, formerly captain, Quartermaster Corps, United States Army, the sum of \$237.90 disallowed by the Comptroller General of the United States;

H. R. 7617. An act to authorize payment to the Pennsylvania Railroad Co., a corporation, for damage to its rolling stock at Raritan Arsenal, Metuchen, N. J., on August 16, 1922;

H. R. 10076. An act for the relief of the estate of William C. Perry, late of Cross Creek Township, Washington County, Pa.;

H. R. 1230. An act for the relief of Helene M. Hubrich;

H. R. 1105. An act for the relief of the Kelly Springfield Motor Truck Co. of California;

H. R. 6806. An act authorizing the payment of a claim to Alexander J. Thompson;

H. R. 8685. An act for the relief of Henry S. Royce;

H. R. 15537. An act to amend section 476 and section 4934 of the Revised Statutes;

H. R. 13481. An act authorizing the Secretary of the Treasury to accept title for post-office site at Olyphant, Pa., with mineral reservations;

H. R. 9667. An act for the relief of Columbus P. Pierce;

H. R. 9045. An act to establish a national military park at and near Fredericksburg, Va., and to mark and preserve historical points connected with the battles of Fredericksburg, Spotsylvania Court House, Wilderness, and Chancellorsville, including Salem Church, Va.;

H. R. 9912. An act approving the transaction of the adjutant general of the State of Oregon in issuing property to sufferers from a fire in Astoria, Oreg., and relieving the United States property and disbursing officers of the State of Oregon and the State of Oregon from accountability therefor;

H. R. 11762. An act to provide for the sale of uniforms to individuals separated from the military or naval forces of the United States;

H. R. 15604. An act for the promotion of rifle practice throughout the United States;

H. R. 15651. An act to encourage breeding of riding horses for Army purposes;

H. R. 15653. An act to furnish public quarters, fuel, and light to certain civilian instructors in the United States Military Academy;

H. R. 585. An act for the relief of Frederick Marshall;

H. R. 10130. An act authorizing the Secretary of the Navy, in his discretion, to deliver to the president of the Rotary Club of Crawfordsville, Montgomery County, Ind., a bell of a battleship that is now, or may be, in his custody;

H. R. 12212. An act authorizing the Secretary of the Navy to dispose of obsolete aeronautical equipment to accredited schools, colleges, and universities;

H. R. 14248. An act to amend the provision contained in the act approved March 3, 1915, providing that the Chief of Naval Operations, during the temporary absence of the Secretary and Assistant Secretary of the Navy, shall be next in succession to act as Secretary of the Navy;

H. R. 12852. An act authorizing the Secretary of the Navy to accept on behalf of the United States title in fee simple to a certain strip of land and the construction of a bridge across Archers Creek in South Carolina; and

H. R. 2491. An act for the relief of Gordan A. Dennis.

Ordered, That they pass to a third reading.

The said bills were severally read the third time.

Resolved, That they pass.

Ordered, That the Secretary notify the House of Representatives thereof.

The Senate, as in Committee of the Whole, proceeded to consider the bill (S. 1266) to authorize the establishment of a fisheries experiment station on the coast of Washington; and the reported amendment having been agreed to, and the bill

further amended on the motion of Mr. Trammell, it was reported to the Senate and the amendments were concurred in.

Ordered, That it be engrossed and read a third time.

The said bill was read the third time.

Resolved, That the title thereof be amended so as to read: "A bill authorizing the establishment of a fisheries experiment station on the coast of Washington, and fish hatching and cultural stations in New Mexico and Idaho, and for other purposes."

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The Senate, as in Committee of the Whole, proceeded to consider the bill (S. 4069) to authorize the Secretary of the Interior to exchange for lands in private ownership in Gunnison County, Colo., certain public lands in Delta County, Colo.; and the reported amendment on page 2, line 12, having been amended and as amended agreed to, and the residue of the reported amendments agreed to, the bill was reported to the Senate and the amendments were concurred in.

Ordered, That it be engrossed and read a third time.

The said bill was read the third time.

Resolved, That it pass, and that the title thereof be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The Senate, as in Committee of the Whole, proceeded to consider the following bills and joint resolution; and the reported amendments having been agreed to, the bills and joint resolution were severally reported to the Senate and the amendments were concurred in:

S. 1787. A bill for the return of \$5,000 to the New Amsterdam Casualty Co.;

S. 4858. A bill for the relief of Martha Ellen Raper;

S. 4268. A bill for the relief of H. W. Krueger and H. J. Selmer, bondsmen for the Green Bay Dry Dock Co., in their contract for the construction of certain steel barges and a dredge for the Government of the United States;

S. 4474. A bill to amend an act entitled "An act to regulate the practice of pharmacy and the sale of poisons in the District of Columbia, and for other purposes," approved May 7, 1906, as amended;

S. 1453. A bill for the relief of Frank Topping and others;

S. 5339. A bill to authorize the Secretary of the Treasury to enter into a lease of a suitable building for customs purposes in the city of New York;

S. 4851. A bill authorizing the Secretary of War to convey to the city of Springfield, Mass., certain parcels of land within the Springfield Armory Military Reservation, Mass., and for other purposes; and

S. J. Res. 120. Joint resolution authorizing the acceptance of title to certain lands in Teton County, Wyo., adjacent to the winter elk refuge in said State established in accordance with the act of Congress of August 10, 1912 (37 Stat. L., p. 293).

Ordered, That they be engrossed and read a third time.

The said bills and joint resolution were severally read the third time.

Resolved, That they pass, and that the respective titles thereof be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The Senate, as in Committee of the Whole, proceeded to consider the bill (S. 4557) for the relief of Charles H. Niehaus, sculptor, for losses in connection with Francis Scott Key Memorial at Baltimore, Md.; and the reported amendment having been agreed to,

An objection to the further consideration of the said bill was interposed by Mr. Bratton.

The Senate, as in Committee of the Whole, proceeded to consider the bill (H. R. 15344) to amend the act entitled "An act authorizing the conservation, production, and exploitation of helium gas, a mineral resource pertaining to the national defense, and to the development of commercial aeronautics, and for other purposes; and the reported amendment having been agreed to,

An objection to the further consideration of the bill was interposed by Mr. Walsh of Montana.

The Senate, as in Committee of the Whole, proceeded to consider the bill (S. 5362) to amend the Federal water power act, and for other purposes; and the reported amendment having been agreed to, and a further amendment to the bill proposed by Mr. McKellar,

Pending debate,

Mr. McKellar objected to the further consideration of the said bill.

The Senate, as in Committee of the Whole, proceeded to consider the bill (S. 3271) for the relief of Robert H. Leys; and

On motion by Mr. Robinson of Arkansas,

Ordered, That it be postponed indefinitely.

The Senate, as in Committee of the Whole, proceeded to consider the following bills; and the reported amendments having been agreed to, the bills were severally reported to the Senate and the amendments were concurred in:

H. R. 10485. An act for the relief of William C. Harlee;

H. R. 11421. An act to provide for conveyance of certain lands in the State of Alabama for State park and game preserve purposes;

H. R. 3430. An act for the relief of certain officers and former officers of the Army of the United States, and for other purposes;

H. R. 4553. An act authorizing the President to restore Commander George M. Baum, United States Navy, to a place on the list of commanders of the Navy to rank next after Commander David W. Bagley, United States Navy; and

H. R. 11803. An act to authorize the incorporated town of Juneau, Alaska, to issue bonds for the construction and equipment of schools therein, and for other purposes.

Ordered, That the amendments be engrossed and the bills read a third time.

The said bills as amended were severally read the third time.

Resolved, That they pass.

Ordered, That the Secretary request the concurrence of the House of Representatives in the amendments.

LOAN OF FRENCH GUNS TO WALLA WALLA, WASH.

On motion by Mr. Jones of Washington, and by unanimous consent,

The Senate, as in Committee of the Whole, proceeded to consider the joint resolution (H. J. Res. 233) authorizing the Secretary of War to loan certain French guns which belong to the United States and are now in the city park at Walla Walla, Wash., to the city of Walla Walla, and for other purposes; and no amendment being made, it was reported to the Senate.

Ordered, That it pass to a third reading.

The said joint resolution was read the third time.

Resolved, That it pass.

Ordered, That the Secretary notify the House of Representatives thereof.

AMENDMENT OF MERCHANT MARINE ACT OF 1920

On motion by Mr. Jones of Washington, and by unanimous consent,

The Senate, as in Committee of the Whole, proceeded to consider the bill (S. 3896) to amend section 11 of the merchant marine act, 1920, and to complete the construction loan fund authorized by that section; and no amendment being made, it was reported to the Senate.

Ordered, That it be engrossed and read a third time.

The said bill was read the third time.

Resolved, That it pass, that the preamble be agreed to, and that the title thereof be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

ADDITIONAL REPORTS OF COMMITTEES

Mr. Stewart, by unanimous consent, from the Committee on Commerce, to whom was referred the bill (S. 5083) to supplement the act entitled "An act granting the consent of Congress to the city of Louisville, Ky., to construct a bridge across the Ohio River at or near said city," approved April 2, 1926, reported it with amendments and submitted a report (No. 1424) thereon.

The Senate proceeded, by unanimous consent, to consider the said bill as in Committee of the Whole; and the reported amendments having been agreed to, the bill was reported to the Senate, and the amendments were concurred in.

Ordered, That it be engrossed and read a third time.

The said bill was read the third time.

Resolved, That it pass, and that the title thereof be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

Mr. Robinson of Arkansas (for Mr. Swanson), by unanimous consent, from the Committee on Foreign Relations, to whom were referred the following bills, reported them each without amendment:

S. 4682. A bill granting permission to Lieut. Col. Harry N. Cootes, United States Army, to accept certain decorations tendered him; and

S. 4683. A bill granting permission to Commander Jules James, United States Navy, to accept the decoration of the Legion of Honor tendered him by the Republic of France.

The Senate proceeded, by unanimous consent, to consider the said bills as in Committee of the Whole; and no amendment being made, they were reported to the Senate.

Ordered, That they be engrossed and read a third time.

The said bills were read the third time.

Resolved, That they pass, and that the titles thereof be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

RETIREMENT OF DISABLED EMERGENCY ARMY OFFICERS

The Senate, as in committee of the Whole, resumed the consideration of the bill (S. 3027) making eligible for retirement, under certain conditions, officers and former officers of the Army of the United States, other than officers of the Regular Army, who incurred physical disability in line of duty while in the service of the United States during the World War; when

An objection to its further consideration was interposed by Mr. Reed of Pennsylvania.

On motion by Mr. Tyson that the Senate proceed with the consideration of the said bill notwithstanding the objection,

It was determined in the affirmative, { Yeas..... 44
Nays..... 4

On motion by Mr. Ashurst,

The yeas and nays being desired by one-fifth of the Senators present.

Those who voted in the affirmative are—

Messrs. Ashurst, Blease, Bratton, Bruce, Cameron, Capper, Caraway, Curtis, Dale, Deneen, Edwards, Ferris, Fess, Fletcher, Glass, Hale, Hawes, Hefflin, Howell, Jones of Washington, Kendrick, Keyes, McKellar, McMaster, McNary, Means, Metcalf, Moses, Neely, Nye, Oddie, Pinc, Ransdell, Robinson of Arkansas, Robinson of Indiana, Sheppard, Shortridge, Smith, Stephens, Stewart, Trammell, Tyson, Walsh of Massachusetts, and Wheeler.

Those who voted in the negative are—

Messrs. Lenroot, Phipps, Reed of Pennsylvania, and Wadsworth.

So the motion of Mr. Tyson was agreed to; and

The Senate, as in Committee of the Whole, resumed the consideration of the said bill.

Pending debate,

An amendment thereto having been proposed by Mr. Reed of Pennsylvania,

Mr. Reed of Pennsylvania raised a question as to the presence of a quorum;

Whereupon

The President pro tempore directed the roll to be called;

During the calling of the roll, the President pro tempore announced that the hour of 11 o'clock had arrived; whereupon

The Senate adjourned.

TUESDAY, FEBRUARY 8, 1927

The Vice President called the Senate to order, and the Chaplain offered prayer.

THE JOURNAL

The Journal of the proceedings of the legislative day of Saturday, February 5, 1927, was approved.

PETITIONS AND MEMORIALS

The Vice President laid before the Senate a concurrent resolution of the Legislature of the State of West Virginia, praying the enactment of legislation providing for the repeal of the Federal estate tax provision of the revenue act of 1926; which was referred to the Committee on Finance.

The Vice President laid before the Senate a concurrent resolution of the Legislature of the State of Missouri, praying the enactment of legislation authorizing the Secretary of War to dedicate as a national park the ground upon which the battle of Wilson Creek, Mo., was fought; which was referred to the Committee on Military Affairs.

Petitions, memorials, etc., were presented and referred as indicated:

By Mr. Robinson of Indiana: A concurrent resolution of the Legislature of the State of Indiana, praying the enactment of legislation providing for an appropriation to establish a United States Veterans' Bureau general hospital within the State of Indiana for honorably discharged ex-service men of that area; to the Committee on Finance.

By Mr. Walsh of Massachusetts: A resolution of the Board of Aldermen of the city of New York, N. Y., praying the enactment of legislation authorizing the Treasury Department to

make loans on veterans' adjusted-compensation certificates in the same manner as banks are authorized by law to do; to the Committee on Finance.

By Mr. Willis: A communication from the president of the Ohio Farm Bureau Federation remonstrating against Government operation of Muscle Shoals and favoring acceptance of the bid of the American Cyanamid Co.; to the Committee on Agriculture and Forestry.

A petition of citizens of Ohio, praying the enactment of legislation granting increased compensation to employees of the United States Custodian Service; to the Committee on Appropriations.

Petitions praying the enactment of legislation granting pensions and increase of pensions to Civil War veterans and their widows were presented as follows:

By Mr. Copeland: Several petitions of citizens of the State of New York.

By Mr. Willis: A petition of citizens of the State of Ohio.

By Mr. Fess: A petition of citizens of Cuyahoga County, Ohio.

By Mr. Gillett: A petition of citizens of the State of Massachusetts.

By Mr. Ferris: A petition of citizens of Detroit, Mich.

By Mr. Walsh of Massachusetts: Several petitions of citizens of the State of Massachusetts.

Ordered, That they be referred to the Committee on Pensions. Memorials remonstrating against the enactment of legislation providing for the closing of barber shops on Sunday in the District of Columbia were presented as follows:

By Mr. Ernst: Several memorials of citizens of the State of Kentucky.

By Mr. Copeland: A memorial of citizens of Brooklyn, N. Y.

By Mr. Gillett: A memorial of citizens of the State of Massachusetts.

By Mr. Dill: Several memorials of citizens of the State of Washington.

By Mr. Walsh of Massachusetts: Several memorials of citizens of the State of Massachusetts.

Ordered, That they be referred to the Committee on the District of Columbia.

Mr. Copeland presented a resolution adopted by the New York City Federation of Women's Clubs of New York, N. Y., praying the enactment of legislation providing that the Navy be maintained on the 5-5-3 ratio and that the Army be maintained in accordance with the provisions of the national defense act of 1920.

Ordered, That it lie on the table.

Mr. Ernst presented a petition of citizens of Lexington, Ky., praying the enactment of legislation providing for the reorganization of the prohibition bureau and customs service of the Treasury Department.

Ordered, That it lie on the table.

REPORTS OF COMMITTEES

Mr. George, from the Committee on Military Affairs, to whom was referred the bill (S. 4729) for the relief of Peter S. Kelly, reported it without amendment and submitted a report (No. 1425) thereon.

Mr. Harrel, from the Committee on Indian Affairs, to whom was referred the bill (S. 5200) to authorize a per capita payment from tribal funds to the Kiowa, Comanche, and Apache Indians of Oklahoma, reported it with an amendment and submitted a report (No. 1426) thereon.

Mr. Norbeck, from the Committee on Pensions, to whom was referred the bill (S. 5302) to pension soldiers who were in the military service of the United States during the Indian wars and disturbances, and the widows of such soldiers, and to increase the pensions of Indian war survivors and widows, who are now pensioned, reported it with amendments and submitted a report (No. 1427) thereon.

Mr. Harrel, from the Committee on the Judiciary, to whom was referred the bill (S. 5144) to amend section 215 of the Criminal Code, reported it without amendment.

Mr. Means, from the Committee on Claims, to whom was referred the bill (S. 5548) to credit the accounts of Richard J. Shand, United States property and disbursing officer, Illinois National Guard, reported it with an amendment and submitted a report (No. 1428) thereon.

Mr. McNary, from the Committee on Agriculture and Forestry, to whom was referred the bill (S. 5034) to amend the act entitled "An act authorizing investigations by the Secretary of the Interior and the Secretary of Commerce jointly to determine the location, extent, and mode of occurrence of potash deposits in the United States, and to conduct laboratory tests," approved June 25, 1926, reported it with an amendment and submitted a report (No. 1429) thereon.

INTRODUCTION OF BILLS AND JOINT RESOLUTION

Bills and a joint resolution were introduced, severally read the first and second times by unanimous consent, and referred as follows:

By Mr. Borah:

A bill (S. 5638) providing for payment to the German Government of \$491.69 in behalf of the heirs or representatives of the German nationals, John Adolf, Hermann Pegel, Franz Lipfert, Albert Wittenburg, Karl Behr, and Hans Dechantsreiter; to the Committee on Foreign Relations.

By Mr. Walsh of Massachusetts:

A bill (S. 5639) to increase the pensions of certain veterans of the Civil War; to the Committee on Pensions.

By Mr. Sheppard:

A bill (S. 5640) enabling cooperative organizations to deal with wholesale sellers on equal terms with all others; to the Committee on Agriculture and Forestry.

By Mr. Copeland:

A bill (S. 5641) to establish a separate classification of mail matter and more equitable postal rates for books; to the Committee on Post Offices and Post Roads.

By Mr. Wadsworth:

A bill (S. 5642) making eligible for pension certain Indians who served with the Army in various Indian campaigns; to the Committee on Pensions.

By Mr. Shortridge:

A bill (S. 5643) granting an increase of pension to Alice S. Munroe; and

A bill (S. 5644) granting an increase of pension to Frances M. Crowl; to the Committee on Pensions.

A bill (S. 5645) to authorize the appointment of Capt. M. M. Cloud, retired, to the grade of major, retired, in the United States Army; to the Committee on Military Affairs.

By Mr. Hawes:

A bill (S. 5646) to prohibit the acceptance by any person of certain contributions to be used for the purpose of promoting or opposing the passage, or of influencing the favorable or unfavorable consideration, by Congress of any proposed legislation or other matter; and

A bill (S. 5647) to amend the Federal corrupt practices act, 1925, approved February 28, 1925, by prohibiting the acceptance of certain contributions, and for other purposes; to the Committee on Privileges and Elections.

A bill (S. 5648) granting a pension to Leander L. Houston (with accompanying papers); to the Committee on Pensions.

By Mr. Wheeler:

A bill (S. 5649) to amend the act entitled "An act to adjust water-right charges, to grant certain other relief on the Federal irrigation projects, and for other purposes," approved May 26, 1926; to the Committee on Irrigation and Reclamation.

By Mr. Smoot:

A bill (S. 5650) to establish a committee for the preservation of the historic records of the United States, and for other purposes; to the Committee on Finance.

By Mr. Capper:

A bill (S. 5651) granting a pension to Harriett Anna Burns (with accompanying papers); to the Committee on Pensions.

By Mr. Sheppard:

A joint resolution (S. J. Res. 159) amending the act of May 13, 1924, entitled "An act providing a study regarding the equitable use of the waters of the Rio Grande," etc.; to the Committee on Foreign Relations.

JUDGE THOMAS M. REED

Mr. King submitted the following resolution (S. Res. 347), which was referred to the Committee on the Judiciary:

Whereas Thomas M. Reed was nominated in 1921 by the President to be United States district judge, first district of Alaska, and was thereafter confirmed and entered upon the duties of his office; and

Whereas his term of office expired August 16, 1925, and on December 21, 1925, the President nominated him for the position of district judge, first district of Alaska, and his nomination was upon the same day referred to the Committee on the Judiciary; and

Whereas a subcommittee of the Committee on the Judiciary was appointed on said day to consider the nomination of said Thomas M. Reed, as well as the nominations of other persons named by the President at the same time to fill positions in Alaska; and

Whereas said subcommittee upon full hearings upon each of said nominations unanimously reported to the Committee on the Judiciary on the 17th day of March, 1926, recommending that neither said Thomas M. Reed or the other persons named be confirmed by the full committee; and

Whereas the said committee authorized the chairman of the committee to advise the President of the action of the subcommittee and also the full committee; and

Whereas upon being so advised the President withdrew the names of said persons, including the name of said Thomas M. Reed, and thereafter transmitted to the Senate the names of other persons than those adversely reported against, except Thomas M. Reed, to fill the positions theretofore held by such persons whose names had been withdrawn, other than Thomas M. Reed; and

Whereas no person has been nominated by the President to fill the position of United States district judge for the first district of Alaska, although the term of said Thomas M. Reed as judge expired August 16, 1925, and notwithstanding the expiration of his term of office he has continued and still continues to hold said office and assume the duties appertaining thereto; Now, therefore, be it

Resolved, That the Committee on the Judiciary be directed to take cognizance of the matters and things herein recited and the fact that said Thomas M. Reed is holding the office of United States district judge in said district of Alaska and performing the duties thereof without any appointment by the President and without confirmation by the Senate of the United States, and that said committee be further directed to report to the Senate whether in its opinion said Thomas M. Reed is legally holding said office or whether he is an intruder and usurper and whether any proceedings are available by which to secure his ouster from said office and also whether any legislation is required by Congress to deal with said matter or with situations which may arise of a similar character.

THE WORLD COURT

Mr. Trammell submitted a motion that the Committee on Foreign Relations be discharged from the further consideration of the resolution (S. Res. 282) rescinding the resolution authorizing the entry of the United States into the so-called World Court.

An objection to the consideration of the motion having been made by Mr. Warren.

Ordered, That it lie over one day under the rule.

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Chaffee, one of its clerks:

Mr. President: The House of Representatives has passed the following bills and joint resolution of the Senate, each without amendment:

S. 3634. An act providing for the preparation of a biennial index to State legislation;

S. 4942. An act to authorize an appropriation for the purchase of certain privately owned land within the Jicarilla Indian Reservation, N. Mex.;

S. 5499. An act authorizing a survey of the Caloosahatchee River drainage area in Florida and of Lake Okechobee and certain territory bordering its shores in Florida; and

S. J. Res. 141. Joint resolution to approve a sale of land by one Moshulatubba or Mushulatubbe on August 29, 1832.

The House has passed the bill (S. 4411) granting the consent of Congress to compacts or agreements between the States of South Dakota and Wyoming with respect to the division and apportionment of the waters of the Belle Fourche and Cheyenne Rivers and other streams in which such States are jointly interested, with an amendment, in which it requests the concurrence of the Senate.

The House has passed the following bills of the Senate, each with amendments, in which it requests the concurrence of the Senate:

S. 4663. An act authorizing the Secretary of the Treasury to acquire certain lands within the District of Columbia to be used as sites for public buildings;

S. 4727. An act to provide for the widening of Nichols Avenue between Good Hope Road and S Street SE. in the District of Columbia; and

S. 5197. An act to authorize an appropriation for reconnaissance in conjunction with the middle Rio Grande conservancy district to determine whether certain lands of the Cochiti, Santo Domingo, San Felipe, Santa Ana, Sandia, and Isleta Indians are susceptible of reclamation, drainage, and irrigation.

The House has passed the following bills and joint resolution, in which it requests the concurrence of the Senate:

H. R. 6246. An act to establish a national military park at the battle field of Stones River, Tenn.;

H. R. 9640. An act to add certain lands to the Shoshone National Forest, Wyo.;

H. R. 10510. An act to prevent the destruction or dumping, without good and sufficient cause therefor, of farm produce received in interstate commerce by commission merchants and

others, and to require them truly and correctly to account for all farm produce received by them;

H. R. 11278. An act to authorize the erection of a statue of Henry Clay;

H. R. 12857. An act granting certain lands to the city of Mendon, Utah, to protect the watershed of the water-supply system of said city;

H. R. 13444. An act amending section 4031 of the Revised Statutes of the United States to enable postmasters to designate one or more employees to perform duties for them during their absence, including the signing of checks in the name of the postmaster;

H. R. 13503. An act authorizing and directing the Secretary of the Interior to investigate, hear, and determine the claims of individual members of the Sioux Tribe of Indians against tribal funds or against the United States;

H. R. 14242. An act to authorize the Secretary of the Navy to proceed with the construction of certain public works at Quantico, Va.;

H. R. 14842. An act granting the consent of Congress to the Pomeroy-Mason Bridge Co., its successors and assigns, to construct, maintain, and operate a bridge across the Ohio River at or near the town of Mason, Mason County, W. Va., to a point opposite thereto in the city of Pomeroy, Meigs County, Ohio;

H. R. 14920. An act to amend an act entitled "An act granting the consent of Congress to the Weirton Bridge & Development Co. for the construction of a bridge across the Ohio River near Steubenville, Ohio," approved May 7, 1926;

H. R. 14930. An act granting the consent of Congress to the H. A. Carpenter Bridge Co., its successors and assigns, to construct, maintain, and operate a bridge across the Ohio River at or near the town of St. Marys, Pleasants County, W. Va., to a point opposite thereto in Washington County, Ohio;

H. R. 15284. An act to authorize the Secretary of the Interior to negotiate with irrigation districts, drainage districts, and water users' associations for release from obligation to construct drainage works, and for corresponding reduction in contract obligations of such districts and associations;

H. R. 15541. An act to authorize the exchange of certain land between the United States and the District of Columbia;

H. R. 15602. An act to amend the last paragraph of an act entitled "An act to refer the claims of the Delaware Indians to the Court of Claims, with the right of appeal to the Supreme Court of the United States";

H. R. 15603. An act authorizing the Secretary of the Interior to enter into a cooperative agreement or agreements with the State of Montana and private owners of land within the State of Montana for grazing and range development, and for other purposes;

H. R. 15652. An act to fix the age limit for training in the first year's course in citizens' military training camps;

H. R. 15661. An act to regulate the operation of sales commissaries and other utilities of the War Department selling services or supplies;

H. R. 15662. An act to further provide for the execution of topographic surveys for military purposes;

H. R. 15826. An act to add certain lands to the Colville National Forest, Wash.;

H. R. 15906. An act to authorize the purchase of land for an addition to the United States Indian school farm near Phoenix, Ariz.;

H. R. 16212. An act to authorize per capita payments to the Indians of the Cheyenne River Reservation, S. Dak.;

H. R. 16222. An act to change the title of the United States Court of Customs Appeals, and for other purposes;

H. R. 16886. An act to authorize the Director of the United States Veterans' Bureau to make loans to veterans upon the security of adjusted service certificates; and

H. J. Res. 332. Joint resolution to correct an error in Public No. 526, Sixty-ninth Congress.

The President of the United States has informed the House that he approved and signed the following acts:

On February 5, 1927:

H. R. 10082. An act to permit construction, maintenance, and use of certain pipe lines for petroleum and its products.

On February 7, 1927:

H. R. 3664. An act to correct the military record of Daniel C. Darroch;

H. R. 5085. An act to remove the charge of desertion from and correct the naval record of Louis Nemec, otherwise known as Louis Nemec;

H. R. 5243. An act to promote the mining of potash on the public domain;

H. R. 5486. An act for the relief of Levi Wright;

H. R. 7563. An act to amend section 4900 of the United States Revised Statutes;

H. R. 9061. An act to authorize Lieut. Commander Lucius C. Dunn, United States Navy, to accept from the King of Denmark a decoration known as a "Knight of the Order of Dannebrog";

H. R. 9433. An act for the relief of Alexander Edward Metz; and

H. R. 15011. An act granting the consent of Congress to the Paragould-Hopkins Bridge road improvement district of Greene County, Ark., to construct a bridge across the St. Francis River.

HOUSE BILLS AND JOINT RESOLUTION REFERRED

The bills and joint resolution this day received from the House of Representatives for concurrence were severally read the first and second times by unanimous consent.

Ordered, That the bills H. R. 6246, H. R. 15652, H. R. 15661, and H. R. 15662 be referred to the Committee on Military Affairs; that the bills H. R. 9640, H. R. 12851, H. R. 15826, and H. R. 15603 be referred to the Committee on Public Lands and Surveys; that the bill H. R. 10510 be referred to the Committee on Interstate Commerce; that the bill H. R. 11278 be referred to the Committee on the Library; that the bill H. R. 13444 be referred to the Committee on Post Offices and Post Roads; that the bills H. R. 13503, H. R. 15602, H. R. 15906, and H. R. 16212 be referred to the Committee on Indian Affairs; that the bill H. R. 14242 be referred to the Committee on Naval Affairs; that the bills H. R. 14842, H. R. 14920, and H. R. 14930 be referred to the Committee on Commerce; that the bill H. R. 15284 be referred to the Committee on Irrigation and Reclamation; that the bill H. R. 15541 be referred to the Committee on the District of Columbia; that the bill H. R. 16886 be referred to the Committee on Finance; and that the bill H. R. 16222 and the joint resolution H. J. Res. 332 be referred to the Committee on the Judiciary.

MIDDLE RIO GRANDE CONSERVANCY DISTRICT

The Vice President laid before the Senate the amendments this day received from the House of Representatives for concurrence to the bill (S. 5197) to authorize an appropriation for reconnaissance in conjunction with the Middle Rio Grande conservancy district, to determine whether certain lands of the Cochiti, Santo Domingo, San Felipe, Santa Ana, Sandia, and Isleta Indians are susceptible of reclamation, drainage, and irrigation; and

On motion by Mr. Bratton,

Resolved, That the Senate agree thereto.
Ordered, That the Secretary notify the House of Representatives thereof.

USELESS PAPERS IN CIVIL SERVICE COMMISSION

The Vice President laid before the Senate a communication from the secretary of the Civil Service Commission, transmitting, pursuant to law, a report of papers in the commission which are not needed in the transaction of the current business of the commission and have no permanent value or historical interest, which, with the accompanying report, was referred to a Joint Select Committee on the Disposition of Useless Papers in the Executive Departments; and

The Vice President appointed Mr. Dale and Mr. McKellar as the members of the committee on the part of the Senate.

Ordered, That the Secretary notify the House of Representatives thereof.

CLAIMS OF THE GOVERNMENT OF CHINA

The Vice President laid before the Senate the following message from the President of the United States, which was read, and, with the accompanying papers, referred to the Committee on Foreign Relations and ordered to be printed:

To the Congress of the United States:

I transmit herewith a report by the Secretary of State, requesting the submission anew to the present Congress of two claims presented by the Government of China against the Government of the United States arising out of the negligent or unlawful acts in China of persons connected with the military and naval forces of the United States, and I recommend that as an act of grace and without reference to the question of the legal liability of the United States an appropriation of these two claims, in accordance with the recommendation of the Secretary of State.

CALVIN COOLIDGE.

THE WHITE HOUSE, February 8, 1927.

CLAIM OF THE GOVERNMENT OF CHINA—MR. SUN JUI-CHIN

The Vice President laid before the Senate the following message from the President of the United States, which was

read, and, with the accompanying papers, referred to the Committee on Foreign Relations and ordered to be printed:

To the Congress of the United States:-

I transmit herewith a report by the Secretary of State, respecting a claim against the United States, presented by the Chinese Government for compensation arising out of an assault in China on Mr. Sun Jui-Chin on June 11, 1923, by a private in the Marine Corps, a member of the legation guard, with a request that the recommendation of the Secretary of State, as indicated therein, be adopted, and that the Congress authorize the appropriation of the sum necessary to pay the indemnity.

I recommend that, in order to effect a settlement of this claim in accordance with the recommendation of the Secretary of State, the Congress, as an act of grace and without reference to the legal liability of the United States in the premises, authorize an appropriation in a sum equivalent to \$500 Mexican.

CALVIN COOLIDGE.

THE WHITE HOUSE, February 8, 1927.

APPROPRIATIONS FOR INDEPENDENT OFFICES

On motion by Mr. Warren, and by unanimous consent, The Senate proceeded to consider the amendments heretofore received from the House of Representatives for concurrence to the amendments of the Senate numbered 2 and 3 to the bill (H. R. 15959) making appropriations for the Executive Office, and sundry independent executive bureaus, boards, commissions, and offices for the fiscal year ending June 30, 1928, and for other purposes; and,

On motion by Mr. Warren, Resolved, That the Senate agree thereto. Ordered, That the Secretary notify the House of Representatives thereof.

LOANS TO FARMERS FOR PURCHASE OF FEED AND SEED GRAIN

On motion by Mr. Norbeck, and by unanimous consent, The Senate resumed the consideration of the bill (S. 5082) authorizing an appropriation of \$6,000,000 as a loan to farmers in the crop-failure area of the United States for the purchase of feed and seed grain, said amount to be loaned under the rules and regulations prescribed by the Secretary of Agriculture.

The question being on agreeing to the amendment proposed by Mr. Mayfield to the amendment made in the Committee of the Whole, as amended,

After debate, The amendment was not agreed to. The amendment made in the Committee of the Whole having been further amended on the motion of Mr. Norbeck, and the motion of Mr. Fletcher, and as amended concurred in, Ordered, That the bill be engrossed and read a third time.

The said bill was read the third time. Resolved, That it pass, that the preamble be stricken out, and that the title thereof be amended so as to read: "A bill authorizing an appropriation of \$8,600,000 for the purchase of seed grain, feed, and fertilizer to be supplied to farmers in the crop-failure areas of the United States, and for other purposes."

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

RESCINDING OF ORDER FOR EXECUTIVE SESSION

On motion by Mr. Norris, and by unanimous consent, Ordered, As in open executive session, that the order heretofore agreed to in executive session providing that at the hour of 3 o'clock p. m. to-day the Senate proceed to the consideration of executive business be rescinded.

AGRICULTURAL RELIEF

The Vice President announced that the hour of 2 o'clock had arrived and laid before the Senate its unfinished business, viz, the bill (S. 4808) to establish a Federal farm board to aid in the orderly marketing and in the control and disposition of the surplus of agricultural commodities; and

The Senate, as in Committee of the Whole, resumed the consideration of the said bill.

Mr. Curtis raised a question as to the presence of a quorum; Whereupon

The Vice President directed the roll to be called:

When Seventy-seven Senators answered to their names, as follows: Messrs. Ashurst, Bayard, Blease, Borah, Bratton, Bruce, Cameron, Capper, Caraway, Copeland, Couzens, Curtis, Dale, Deneen, Dill, Edwards, Ernst, Ferris, Fess, Fletcher, Frazier, George, Gerry, Gillett, Glass, Goff, Gooding, Gould, Harris, Harrison, Hawes, Hefflin, Howell, Johnson, Jones of Washington, Kendrick, Keyes, King, La Follette, Lenroot, McKellar,

McLean, McMaster, McNary, Metcalf, Moses, Neely, Norbeck, Norris, Oddie, Overman, Pepper, Phipps, Pine, Pittman, Reed of Pennsylvania, Robinson of Arkansas, Robinson of Indiana, Sackett, Schall, Sheppard, Shortridge, Smith, Smoot, Steck, Stephens, Stewart, Trammell, Tyson, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, Weller, Wheeler, and Willis.

A quorum being present, Mr. McNary submitted a request for unanimous consent for fixing a day for a final vote on the said bill and amendments; and the same having been modified by him,

The Vice President submitted it to the Senate for action thereon; and no objection being interposed, the proposed agreement was entered into, as follows:

Ordered, by unanimous consent, That on the calendar day of Friday, February 11, 1927, at not later than 4 o'clock p. m., the Senate will proceed to vote, without further debate, upon any amendment that may be pending, any amendment that may be offered, and upon the bill S. 4808, the so-called McNary-Haugen farm relief bill, through the regular parliamentary stages to its final disposition; and that after the hour of 3 o'clock p. m., on the calendar day of Thursday, February 10, 1927, no Senator shall speak more than once or longer than 15 minutes upon the bill or upon any amendment offered thereto.

BIENNIAL INDEX TO STATE LEGISLATION

On motion by Mr. Walsh of Montana, and by unanimous consent,

The vote on the passage of the bill (H. R. 9174) providing for the preparation of a biennial index to State legislation was reconsidered; and,

On motion by Mr. Walsh of Montana, Ordered, That the said bill be postponed indefinitely.

REGULATION OF RADIO COMMUNICATIONS

On motion by Mr. Dill, and by unanimous consent, Ordered, That at not later than 5 o'clock p. m. to-day the Senate proceed to the consideration of the report of the committee of conference on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H. R. 9971) for the regulation of radio communications, and for other purposes, and continue the same until not later than 6 o'clock and 30 minutes p. m.

AGRICULTURAL RELIEF

The Senate, as in Committee of the Whole, resumed the consideration of the bill (S. 4808) to establish a Federal farm board to aid in the orderly marketing and in the control and disposition of the surplus of agricultural commodities.

Pending debate, Mr. Fess raised a question as to the presence of a quorum; Whereupon The Presiding Officer (Mr. Willis in the chair) directed the roll to be called:

When Seventy-one Senators answered to their names, as follows: Messrs. Ashurst, Bayard, Blease, Borah, Bratton, Broussard, Bruce, Cameron, Capper, Caraway, Copeland, Couzens, Curtis, Dale, Dill, Ernst, Ferris, Fess, Frazier, George, Gerry, Gillett, Glass, Goff, Gooding, Hale, Harris, Harrison, Hefflin, Howell, Johnson, Jones of Washington, Kendrick, Keyes, King, La Follette, Lenroot, McKellar, McLean, McMaster, McNary, Means, Metcalf, Moses, Neely, Norbeck, Nye, Oddie, Overman, Pepper, Phipps, Pine, Pittman, Ransdell, Robinson of Arkansas, Robinson of Indiana, Sackett, Schall, Sheppard, Smith, Smoot, Steck, Stewart, Trammell, Tyson, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, and Willis.

A quorum being present, Pending debate,

REGULATION OF RADIO COMMUNICATIONS

The hour of 5 o'clock p. m. having arrived, The Senate, pursuant to its order of to-day, resumed the consideration of the report of the committee of conference on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H. R. 9971) for the regulation of radio communications, and for other purposes.

The question being on agreeing to the conference report, Pending debate,

Mr. Howell raised a question of order, viz, that the conferees, in contravention of Rule XXVII, paragraph 2, had exceeded their authority in striking from the conference report matter agreed to by both Houses, as follows:

"(with due consideration of the right of each State to have allocated to it, or to some person, firm, company, or corporation within it, the use of a wave length for at least one broadcasting

station located or to be located in such State, whenever application may be made therefor)."

After debate, permitted in the absence of objection, The Vice President, in the following language, overruled the point of order:

"The Chair would remark that when the amendment of the Senate is a new bill in the nature of a substitute instead of various amendments to different parts of the bill, the whole status of conference is changed under the precedents. Under the line of argument which the Chair followed the other day in holding that new matter when germane could be put in as an amendment under those circumstances, he would seem to be justified now in overruling the point of order. The status of conference being changed where the Senate substitutes a bill as an amendment, the precedents in effect hold that the restrictions of Rule XVII, paragraph 2, do not apply, and he so rules. The point of order is not well taken."

From the decision of the Chair, Mr. Pittman appealed to the Senate.

The Vice President having stated the question to be, Shall the decision of the Chair stand as the judgment of the Senate?

Mr. Howell raised a question as to the presence of a quorum; Whereupon

The Vice President directed the roll to be called;

When Thirty-seven Senators answered to their names, as follows: Messrs. Bratton, Broussard, Cameron, Copeland, Couzens, Curtis, Dill, Ferris, Fess, George, Gerry, Goff, Hawes, Hefflin, Howell, Jones of Washington, Kendrick, La Follette, McKellar, McNary, Moses, Neely, Norris, Nye, Overman, Pittman, Robinson of Arkansas, Robinson of Indiana, Schall, Sheppard, Steck, Stephens, Stewart, Wadsworth, Walsh of Massachusetts, Watson, and Willis.

A quorum not being present, ADJOURNMENT

On motion by Mr. Curtis, at 6 o'clock and 15 minutes p. m., The Senate adjourned.

WEDNESDAY, FEBRUARY 9, 1927

The Vice President called the Senate to order, and the Chaplain offered prayer.

THE JOURNAL

The Journal of the proceedings of yesterday was approved.

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Haltigan, one of its clerks:

Mr. President: The House of Representatives has appointed Mr. Tinkham and Mr. Griffin as additional managers on the part of the House at the conference on the disagreeing votes of the two Houses on the amendments of the Senate to the bill (H. R. 16576) making appropriations for the Departments of State and Justice and for the Judiciary, and for the Departments of Commerce and Labor, for the fiscal year ending June 30, 1928, and for other purposes.

The House has passed the bill (H. R. 16863) making appropriations for the Legislative Branch of the Government for the fiscal year ending June 30, 1928, and for other purposes, in which it requests the concurrence of the Senate.

The Speaker of the House having signed 43 enrolled bills, viz: S. 3634, S. 4942, S. 5499, H. R. 585, H. R. 1105, H. R. 1330, H. R. 1464, H. R. 2184, H. R. 2491, H. R. 4376, H. R. 4719, H. R. 5866, H. R. 5991, H. R. 6586, H. R. 6806, H. R. 7156, H. R. 7617, H. R. 7921, H. R. 8345, H. R. 8685, H. R. 9045, H. R. 9287, H. R. 9667, H. R. 9912, H. R. 10076, H. R. 10130, H. R. 10725, H. R. 11325, H. R. 11762, H. R. 12064, H. R. 12212, H. R. 12309, H. R. 12852, H. R. 12889, H. R. 12931, H. R. 13481, H. R. 14248, H. R. 15537, H. R. 15604, H. R. 15651, H. R. 15653, H. R. 15821, and H. R. 15959, and 2 H. J. Res. 141, and H. J. Res. 233, I am directed to bring the same to the Senate for the signature of its President.

HOUSE BILL REFERRED

The bill H. R. 16863, this day received from the House of Representatives for concurrence, was read the first and second times by unanimous consent, and referred to the Committee on Appropriations.

LEASES GRANTED BY THE SECRETARY OF WAR

The Vice President laid before the Senate a communication from the Secretary of War, transmitting, pursuant to law, a list of leases granted by him during the year ended December 31, 1926, on lands owned by the United States acquired for

military purposes; which, with the accompanying paper, was referred to the Committee on Military Affairs.

ENROLLED BILLS AND JOINT RESOLUTIONS SIGNED

Mr. Greene, from the Committee on Enrolled Bills, reported that they had examined and found truly enrolled the following bills and joint resolutions:

S. 3634. An act providing for the preparation of a biennial index to State legislation;

S. 4942. An act to authorize an appropriation for the purchase of certain privately owned land within the Jicarilla Indian Reservation, N. Mex.;

S. 5499. An act authorizing a survey of the Caloosahatchee River drainage area in Florida, and of Lake Okeechobee and certain territory bordering its shores in Florida;

H. R. 585. An act for the relief of Frederick Marshall;

H. R. 1105. An act for the relief of the Kelly Springfield Motor Truck Co. of California;

H. R. 1330. An act for the relief of Helene M. Hubrich;

H. R. 1464. An act for the relief of Charles C. Hughes;

H. R. 2184. An act for the relief of James Gaynor;

H. R. 2491. An act for the relief of Gordon A. Dennis;

H. R. 4376. An act to allow and credit the accounts of Joseph R. Hebblethwaite, formerly captain, Quartermaster Corps, United States Army, the sum of \$237.90 disallowed by the Comptroller General of the United States;

H. R. 4719. An act for the relief of the New Braunfels Brewing Co.;

H. R. 5866. An act for the relief of the Lehigh Coal & Navigation Co.;

H. R. 5991. An act authorizing the adjustment of the boundaries of the Black Hills and Harney Forests, and for other purposes;

H. R. 6586. An act for the relief of Russell W. Simpson;

H. R. 6806. An act authorizing the payment of a claim to Alexander J. Thompson;

H. R. 7156. An act for the relief of Maurice E. Kinsey;

H. R. 7617. An act to authorize payment to the Pennsylvania Railroad Co., a corporation, for damage to its rolling stock at Raritan Arsenal, Metuchen, N. J., on August 16, 1922;

H. R. 7921. An act to authorize the Commissioner of the General Land Office to dispose by sale of certain public land in the State of Arkansas;

H. R. 8345. An act for the relief of Crane Co.;

H. R. 8685. An act for the relief of Henry S. Royce;

H. R. 9045. An act to establish a national military park at and near Fredericksburg, Va., and to mark and preserve historical points connected with the Battles of Fredericksburg Spotsylvania Court House, Wilderness, and Chancellorsville, including Salem Church, Va.;

H. R. 9287. An act for the relief of Albert G. Tuxhorn;

H. R. 9667. An act for the relief of Columbus P. Pierce;

H. R. 9912. An act approving the transaction of the adjutant general of the State of Oregon in issuing property to sufferers from a fire in Astoria, Oreg., and relieving the United States property and disbursing officer of the State of Oregon and the State of Oregon from accountability therefor;

H. R. 10076. An act for the relief of the estate of William C. Perry, late of Cross Creek Township, Washington County, Pa.;

H. R. 10130. An act authorizing the Secretary of the Navy, in his discretion, to deliver to the president of the Rotary Club of Crawfordsville, Montgomery County, Ind., a bell of a battleship that is now or may be in his custody;

H. R. 10725. An act for the relief of Capt. C. R. Insley;

H. R. 11325. An act to amend an act entitled "An act to provide compensation for employees of the United States suffering injuries while in the performance of their duties, and for other purposes," approved September 7, 1916, and acts in amendment thereof;

H. R. 11762. An act to provide for the sale of uniforms to individuals separated from the military or naval forces of the United States;

H. R. 12064. An act providing for a grant of land to the county of San Juan, in the State of Washington, for recreational and public-park purposes;

H. R. 12212. An act authorizing the Secretary of the Navy to dispose of obsolete aeronautical equipment to accredited schools, colleges, and universities;

H. R. 12309. An act for the relief of the Bell Telephone Co. of Philadelphia, Pa., and the Illinois Bell Telephone Co.;

H. R. 12852. An act authorizing the Secretary of the Navy to accept on behalf of the United States title in fee simple to a certain strip of land and the construction of a bridge across Archers Creek in South Carolina;

H. R. 12889. An act to relinquish the title of the United States to the land in the claim of Moses Steadham, situate in the county of Baldwin, State of Alabama;

H. R. 12931. An act to provide for maintaining, promoting, and advertising the International Trade Exhibition;

H. R. 13481. An act authorizing the Secretary of the Treasury to accept title for post-office site at Olyphant, Pa., with mineral reservations;

H. R. 14248. An act to amend the provision contained in the act approved March 3, 1915, providing that the Chief of Naval Operations, during the temporary absence of the Secretary and Assistant Secretary of the Navy, shall be next in succession to act as Secretary of the Navy;

H. R. 15537. An act to amend section 476 and section 4934 of the Revised Statutes;

H. R. 15604. An act for the promotion of rifle practice throughout the United States;

H. R. 15651. An act to encourage breeding of riding horses for Army purposes;

H. R. 15653. An act to furnish public quarters, fuel, and light to certain civilian instructors in the United States Military Academy;

H. R. 15821. An act to revise the boundary of the Hawaii National Park on the island of Maui, in the Territory of Hawaii;

H. R. 15959. An act making appropriations for the Executive office and sundry independent executive bureaus, boards, commissions, and offices for the fiscal year ending June 30, 1928, and for other purposes;

S. J. Res. 141. Joint resolution to approve a sale of land by one Moshulatubba or Mushulatubbe on August 29, 1832; and

H. J. Res. 233. Joint resolution authorizing the Secretary of War to loan certain French guns which belong to the United States and are now in the city park at Walla Walla, Wash., to the city of Walla Walla, and for other purposes.

The Vice President thereupon signed the same, and they were delivered to the committee to be presented to the President of the United States.

PETITIONS AND MEMORIALS

The Vice President laid before the Senate a joint resolution of the Legislature of the State of Oregon, favoring the enactment of legislation providing for the development of the Umatilla Rapids power and irrigation project on the Columbia River; which was referred to the Committee on Irrigation and Reclamation.

The Vice President laid before the Senate the following petition and memorials:

A petition of certain delegates to the annual meeting of the State Farm Mutual Automobile Insurance Co., held at Bloomington, Ill., praying the passage of the so-called McNary-Haugen agricultural relief bill;

A memorial adopted by the board of directors of the Milk Producers' Association in convention at Chicago, Ill., and a memorial of the members of the Women's Auxiliary of the Milk Producers' Association, of the Chicago (Ill.) district, remonstrating against the enactment of legislation providing for the creation of any board or commission to handle farm products for the farmers, and which assesses a tax on farm products.

Ordered, That they lie on the table.

Mr. McMaster presented a concurrent resolution of the Legislature of the State of South Dakota, favoring the early construction of the Great Lakes-St. Lawrence waterway project; which was referred to the Committee on Commerce.

Petitions praying the enactment of legislation providing for the repeal of the Federal estate tax provisions of the revenue act of 1926 were presented as follows:

By Mr. Robinson of Indiana: A concurrent resolution of the Legislature of the State of Indiana.

By Mr. Watson: A similar resolution.

By Mr. Neely: A concurrent resolution of the Legislature of the State of West Virginia.

Ordered, That they be referred to the Committee on Finance.

Mr. Copeland presented a petition of citizens of Saratoga Springs, N. Y., praying the enactment of legislation providing for increased compensation of employees in the United States Custodian Service; which was referred to the Committee on Appropriations.

Mr. Copeland presented the following resolutions adopted at the annual meeting of the American Forestry Association, held at New Haven, Conn., January 28 and 29, 1927:

A resolution praying the passage of the so-called McNary-Woodruff bill making an appropriation of \$1,000,000 for purchases of land under the Weeks conservation act;

A resolution favoring the enlargement of the White Mountain National Forest by the acquisition of the Waterville spruce-timber area;

A resolution remonstrating against the enactment of legislation taking away from the Secretary of Agriculture the power to issue regulations governing grazing on the public domain; and

A resolution remonstrating against any lowering of the standards of the national park system.

Ordered, That they lie on the table.

Memorials remonstrating against the enactment of legislation providing for the closing of barber shops on Sunday in the District of Columbia were presented as follows:

By Mr. Copeland: Several memorials of citizens of the State of New York.

By Mr. Bruce: A memorial of citizens of the State of Maryland.

By Mr. Willis: A memorial of citizens of Liberty Center, Ohio.

Ordered, That they be referred to the Committee on the District of Columbia.

Mr. Willis presented a petition of citizens of Findlay, Ohio, praying the enactment of legislation providing for the regulation of radio broadcasting stations.

Ordered, That it lie on the table.

Mr. Ashurst presented a copy of a joint resolution of the Legislature of the State of Arizona, praying the passage of the so-called McNary-Haugen agricultural relief bill.

Ordered, That it lie on the table.

REPORTS OF COMMITTEES

Mr. Hale, from the Committee on Naval Affairs, to whom was referred the bill (S. 5479) to authorize the Secretary of the Navy to dispose of certain parts of the frigate *Constitution*, to be used as souvenirs, reported it without amendment and submitted a report (No. 1430) thereon.

Mr. Bayard, from the Committee on Claims, to whom was referred the bill (S. 3688) for the relief of Elizabeth Lynn, reported it with an amendment and submitted a report (No. 1431) thereon.

Mr. Lenroot, from the Committee on Public Buildings and Grounds, to whom was referred the bill (H. R. 14925) authorizing the sale of the new subtreasury building and site in San Francisco, Calif., reported it without amendment and submitted a report (No. 1432) thereon.

Mr. Borah, from the Committee on Foreign Relations, to whom was referred the bill (S. 5638) providing for payment to the German Government of \$461.59 in behalf of the heirs or representatives of the German nationals, John Adolf, Herman Pegel, Franz Lipfert, Albert Wittenburg, Karl Behr, and Hans Dechantseiter, reported it without amendment and submitted a report (No. 1433) thereon.

Mr. Pepper, from the Committee on Naval Affairs, to whom was referred the bill (S. 4332) to authorize the Secretary of the Navy to modify agreements heretofore made for the settlement of certain claims in favor of the United States, reported it with an amendment and submitted a report (No. 1434) thereon.

Mr. Deneen, from the Committee on Claims, to whom was referred the bill (S. 2788) for the relief of Joseph Jameson, reported it without amendment and submitted a report (No. 1435) thereon.

Mr. Pepper, from the Committee on Naval Affairs, to whom was referred the bill (H. R. 10238) for the relief of Josiah Ogden Hoffman, reported it with an amendment and submitted a report (No. 1436) thereon.

Mr. Goff, from the Committee on Claims, to whom was referred the bill (H. R. 11914) for the relief of the United States Fidelity & Guaranty Co., reported it without amendment and submitted a report (No. 1437) thereon.

Mr. Wadsworth, from the Committee on Military Affairs, to whom were referred the following bills, reported them each adversely:

S. 4140. A bill granting grade, rank, pay, and allowances of retired warrant officer to Sergt. Otto Krause;

H. R. 4311. An act for the relief of Edward Tigh, deceased; and

H. R. 7228. An act correcting the military record of William H. Murphy.

On motion by Mr. Wadsworth,

Ordered, That they be postponed indefinitely.

Mr. Means, from the Committee on Claims, to whom were referred the following bills, reported them each without amendment and submitted reports thereon, as follows:

H. R. 3432. An act for the relief of Joel C. Clore (Rept. No. 1438);

H. R. 3602. An act for the relief of Charles W. Shumate (Rept. No. 1439); and

H. R. 8894. An act for the relief of the Royal Holland Lloyd, a Netherlands corporation of Amsterdam, the Netherlands (Rept. No. 1440).

Mr. Hale, from the Committee on Naval Affairs, to whom was referred the bill (H. R. 14242) to authorize the Secretary of the Navy to proceed with the construction of certain public works at Quantico, Va., reported it without amendment and submitted a report (No. 1441) thereon.

The Senate proceeded, by unanimous consent, to consider the said bill as in Committee of the Whole; and no amendment being made, it was reported to the Senate.

Ordered, That it pass to a third reading.

The said bill was read the third time.

Resolved, That it pass.

Ordered, That the Secretary notify the House of Representatives thereof.

CHANGE OF REFERENCE

On motion by Mr. Broussard, and by unanimous consent, Ordered, That the Committee on Finance be discharged from the further consideration of the bill (H. R. 15414) to authorize the United States Veterans' Bureau to accept a title to lands required for a hospital site in Rapides Parish, La., and that it be referred to the Committee on Public Buildings and Grounds.

ENROLLED BILLS AND JOINT RESOLUTION PRESENTED

Mr. Greene, from the Committee on Enrolled Bills, reported that they this day presented to the President of the United States the following enrolled bills and joint resolution:

S. 3634. An act providing for the preparation of a biennial index to State legislation;

S. 4942. An act to authorize an appropriation for the purchase of certain privately owned land within the Jicarilla Indian Reservation, N. Mex.;

S. 5499. An act authorizing a survey of the Caloosahatchee River drainage area in Florida, and of Lake Okeechobee and certain territory bordering its shores in Florida; and

S. J. Res. 141. Joint resolution to approve a sale of land by one Moshulatubba or Mushulatubbe on August 29, 1832.

INTRODUCTION OF BILLS

Bills were introduced, severally read the first and second times by unanimous consent, and referred as follows:

By Mr. Trammell:

A bill (S. 5652) for the relief of Susan T. Smoke; to the Committee on Claims.

By Mr. Lenroot:

A bill (S. 5653) for the relief of Fred A. Knauf; to the Committee on Claims.

By Mr. Pepper:

A bill (S. 5654) to extend the time for construction of a bridge across the Susquehanna River, in Northumberland and Snyder Counties, State of Pennsylvania; to the Committee on Commerce.

By Mr. Johnson:

A bill (S. 5655) granting patent to O. E. Moore; to the Committee on Public Lands and Surveys.

A bill (S. 5656) for the relief of John James Kirwan Koughan; to the Committee on Naval Affairs.

A bill (S. 5657) for the relief of Charles E. Davis; to the Committee on Finance.

A bill (S. 5658) granting a pension to Edward J. Breslin; and

A bill (S. 5659) granting a pension to Walter S. Cargill; to the Committee on Pensions.

By Mr. Harrel (by request):

A bill (S. 5660) to provide funds for the upkeep of the Puyallup Indian cemetery at Tacoma, Wash.;

A bill (S. 5661) to authorize a per capita payment from tribal funds to the Fort Hall Indians; and

A bill (S. 5662) to authorize the Secretary of the Interior to expend certain Indian tribal funds for industrial purposes; to the Committee on Indian Affairs.

By Mr. Shortridge:

A bill (S. 5663) to extend medical and hospital relief to retired officers and enlisted men of the United States Coast Guard; to the Committee on Finance.

By Mr. Fletcher:

A bill (S. 5664) for relief of the Bowers Southern Dredging Co. (with an accompanying paper); to the Committee on Commerce.

DETAILING OF INDIAN FIELD SERVICE EMPLOYEES

On motion by Mr. La Follette, and by unanimous consent, Ordered, That the bill (H. R. 13494) to permit detailing of employees of the Indian field service to the Washington office be recommitted to the Committee on Indian Affairs.

THE WORLD COURT

On motion by Mr. Trammell, The Senate proceeded to consider the motion yesterday made by him that the Committee on Foreign Relations be discharged from the further consideration of the resolution (S. Res. 282) rescinding the resolution authorizing the entry of the United States into the so-called World Court.

Pending its consideration,

On motion by Mr. Robinson of Arkansas to lay Mr. Trammell's motion on the table,

It was determined in the affirmative. { Yeas----- 59
Nays----- 10

On motion by Mr. Trammell,

The yeas and nays being desired by one-fifth of the Senators present,

Those who voted in the affirmative are—

Messrs. Ashurst, Bayard, Borah, Bratton, Broussard, Bruce, Cameron, Capper, Caraway, Copeland, Curtis, Deneen, Dill, Edwards, Ernst, Ferris, Fess, George, Gerry, Glass, Goff, Gould, Greene, Harrison, Hawes, Howell, Jones of Washington, Kendrick, Keyes, King, Lenroot, McKellar, McMaster, McNary, Metcalf, Moses, Oddie, Overman, Pepper, Phipps, Pine, Pittman, Ransdell, Reed of Pennsylvania, Robinson of Arkansas, Sackett, Schall, Sheppard, Smith, Smoot, Steck, Stephens, Stewart, Tyson, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Warren, and Willis.

Those who voted in the negative are—

Messrs. Blease, Frazier, Hefflin, Johnson, La Follette, Norris, Nye, Robinson of Indiana, Shipstead, and Trammell. So Mr. Trammell's motion was laid on the table.

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Farrell, its enrolling clerk:

Mr. President: The House of Representatives has disagreed to the amendments of the Senate to the bill (H. R. 16249) making appropriations for the military and nonmilitary activities of the War Department for the fiscal year ending June 30, 1928, and for other purposes; it asks a conference with the Senate on the disagreeing votes of the two Houses thereon, and has appointed Mr. Barbour, Mr. Clague, Mr. Dickinson of Iowa, Mr. Johnson, and Mr. Harrison managers at the same on its part.

The House has agreed to the following resolution, which I am directed to communicate to the Senate:

Resolved, That a respectful message be sent to the Senate calling the attention of the Senate to the remarks of the Senator from Delaware [Mr. Bayard], found in the proceedings of the Senate for February 8, 1927, with the request that such action be taken by the Senate as will eliminate from the Record such remarks as are in violation of proper parliamentary practice and the proper comity existing between the two Houses.

REGULATION OF RADIO COMMUNICATIONS

On motion by Mr. Dill, and by unanimous consent, The Senate, as in Committee of the Whole, resumed the consideration of the report of the committee of conference on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H. R. 9971) for the regulation of radio communications, and for other purposes.

The question being, Shall the decision of the Chair (overruling a point of order raised by Mr. Howell, and from which decision an appeal was taken by Mr. Pittman) stand as the judgment of the Senate?

Pending debate,

Mr. Pittman raised a question as to the presence of a quorum; Whereupon

The Presiding Officer (Mr. Bratton in the chair) directed the roll to be called;

When

Seventy-six Senators answered to their names, as follows: Messrs. Ashurst, Bayard, Borah, Bratton, Broussard, Bruce, Cameron, Capper, Caraway, Copeland, Couzens, Curtis, Dale, Deneen, Dill, Edwards, Ernst, Ferris, Fess, Frazier, Gerry, Gillett, Glass, Goff, Gooding, Gould, Hale, Harrel, Harris, Harrison, Hawes, Hefflin, Howell, Jones of Washington, Kendrick, Keyes, King, La Follette, Lenroot, McMaster, McNary, Metcalf, Moses, Neely, Norris, Nye, Oddie, Overman, Pepper, Phipps, Pine, Pittman, Ransdell, Reed of Pennsylvania, Robinson of Arkansas, Robinson of Indiana, Sackett, Schall, Sheppard, Shipstead, Shortridge, Smith, Smoot, Steck, Stephens, Stewart, Trammell, Tyson, Underwood, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, Wheeler, and Willis.

A quorum being present.

Pending debate.

On motion by Mr. Dill to lay on the table Mr. Pittman's appeal from the decision of the Chair,

It was determined in the affirmative, { Yeas----- 41
Nays----- 34

On motion by Mr. Dill,

The yeas and nays being desired by one-fifth of the Senators present,

Those who voted in the affirmative are—

Messrs. Ashurst, Bayard, Bruce, Cameron, Capper, Curtis, Dale, Deneen, Dill, Ernst, Ferris, Fess, Gillett, Goff, Gooding, Hale, Harrell, Hawes, Kendrick, Keyes, Lenroot, McNary, Metcalf, Moses, Oddie, Pepper, Phipps, Pine, Reed of Pennsylvania, Robinson of Indiana, Sackett, Schall, Shortridge, Smoot, Steck, Stewart, Wadsworth, Walsh of Massachusetts, Warren, Watson, and Willis.

Those who voted in the negative are—

Messrs. Borah, Broussard, Caraway, Copeland, Couzens, Edwards, Fletcher, Frazier, Gerry, Harris, Harrison, Heflin, Howell, Jones of Washington, King, La Follette, McKellar, McMaster, Neely, Norris, Nye, Overman, Pittman, Ransdell, Robinson of Arkansas, Sheppard, Shipstead, Smith, Stephens, Trammell, Tyson, Underwood, Walsh of Montana, and Wheeler.

So Mr. Pittman's appeal from the decision of the Chair was laid on the table.

AGRICULTURAL RELIEF

The Vice President announced that the hour of 2 o'clock had arrived, and laid before the Senate the unfinished business at its adjournment yesterday, viz, the bill (S. 4808) to establish a Federal farm board to aid in the orderly marketing and in the control and disposition of the surplus of agricultural commodities; and

The Senate, as in Committee of the Whole, resumed the consideration of the said bill.

APPROPRIATIONS FOR WAR DEPARTMENT

The Vice President laid before the Senate the message this day received from the House of Representatives, announcing its disagreement to the amendments of the Senate to the bill (H. R. 16249) making appropriations for the military and nonmilitary activities of the War Department for the fiscal year ending June 30, 1928, and for other purposes, and asking a conference with the Senate thereon.

On motion by Mr. Wadsworth,

Resolved, That the Senate insist upon its amendments to the said bill, disagreed to by the House of Representatives, and agree to the conference asked by the House on the disagreeing votes of the two Houses thereon.

Ordered, That the conferees on the part of the Senate be appointed by the Vice President; and

The Vice President appointed Mr. Wadsworth, Mr. Jones of Washington, Mr. Reed of Pennsylvania, Mr. Fletcher, and Mr. Harris.

Ordered, That the Secretary notify the House of Representatives thereof.

NATIONAL BANK BRANCHES

Mr. Pepper submitted the following proposed unanimous-consent agreement:

Ordered, by unanimous consent, That on the calendar day of Monday, February 14, 1927, at not later than 4 o'clock p. m., the Senate will proceed to vote, without further debate, upon any motion or amendment that may be pending or that may be offered to the motion heretofore made by the Senator from Pennsylvania [Mr. Pepper] that the Senate recede from certain of its amendments and concur in the amendments of the House of Representatives to certain other amendments of the Senate and to the Senate amendment to the title of the bill H. R. 2, the so-called Pepper-McFadden banking bill, and upon the said motion itself; and that after the hour of 2 o'clock p. m. on said day no Senator shall speak more than once or longer than 15 minutes upon the motion or upon any amendment offered or motion made in relation thereto.

An objection to the proposed agreement was interposed by Mr. Wheeler.

WIDENING OF NICHOLS AVENUE SE.

The Vice President laid before the Senate the amendments yesterday received from the House of Representatives for concurrence to the bill (S. 4727) to provide for the widening of Nichols Avenue between Good Hope Road and S Street SE. in the District of Columbia.

The Senate proceeded, by unanimous consent, to consider the said amendments; and

On motion by Mr. Capper that the Senate agree thereto, Pending debate,

AGRICULTURAL RELIEF

The Senate, as in Committee of the Whole, resumed the consideration of the bill (S. 4808) to establish a Federal farm board to aid in the orderly marketing and in the control and disposition of the surplus of agricultural commodities.

Pending debate,

Mr. Nye raised a question as to the presence of a quorum; Whereupon

The Presiding Officer (Mr. Goff in the chair) directed the roll to be called;

When

Sixty-two Senators answered to their names, as follows:

Messrs. Ashurst, Blease, Borah, Bratton, Bruce, Cameron, Capper, Caraway, Couzens, Curtis, Deneen, Dill, Ferris, Fess, Fletcher, Frazier, George, Gillett, Goff, Gooding, Hale, Harrell, Harris, Harrison, Hawes, Heflin, Johnson, Jones of Washington, Keyes, La Follette, Lenroot, McKellar, McMaster, McNary, Means, Metcalf, Moses, Neely, Norris, Nye, Oddie, Overman, Pepper, Pittman, Ransdell, Reed of Pennsylvania, Robinson of Indiana, Sackett, Sheppard, Smith, Smoot, Steck, Stewart, Trammell, Tyson, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, Wheeler, and Willis.

A quorum being present,

Pending further debate,

COTTON FUTURES

On motion by Mr. Ransdell, and by unanimous consent, The Senate, as in Committee of the Whole, proceeded to consider the bill (S. 4974) to amend and reenact an act entitled, "United States cotton futures act," approved August 11, 1916, as amended; and no amendment being made, it was reported to the Senate.

Ordered, That it be engrossed and read a third time.

The said bill was read the third time.

Resolved, That it pass, and that the title thereof be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

EXECUTIVE SESSION

On motion by Mr. Curtis,

The Senate proceeded to the consideration of executive business; and

After the consideration of executive business the doors were reopened;

When,

On motion by Mr. Curtis, at 5 o'clock and 16 minutes p. m., The Senate took a recess until 12 o'clock m. to-morrow.

AT 12 O'CLOCK M. (CALENDAR DAY, THURSDAY, FEBRUARY 10, 1927)

The Vice President called the Senate to order.

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Chaffee, one of its clerks:

Mr. President: The House of Representatives has passed the bill (H. R. 16888) granting the consent of Congress to the Paducah Board of Trade (Inc.), of Paducah, Ky., its successors and assigns, to construct, maintain, and operate a bridge across the Ohio River, in which it requests the concurrence of the Senate.

The Speaker of the House having signed two enrolled bills, viz, S. 5197 and H. R. 11601, I am directed to bring the same to the Senate for the signature of its President.

HOUSE BILL REFERRED

The bill H. R. 16888, this day received from the House of Representatives for concurrence, was read the first and second times by unanimous consent and referred to the Committee on Commerce.

ENROLLED BILLS SIGNED

Mr. Greene, from the Committee on Enrolled Bills, reported that they had examined and found truly enrolled the following bills:

S. 5197. An act to authorize an appropriation for reconnaissance work in conjunction with the middle Rio Grande conservancy district to determine whether certain lands of the Cochiti, Santo Domingo, San Felipe, Santa Ana, Sandia, and Isleta Indians are susceptible of reclamation, drainage, and irrigation; and

H. R. 11601. An act granting pensions and increase of pensions to certain soldiers and sailors of the Regular Army and Navy, and certain soldiers and sailors of wars other than the Civil War, and to widows of such soldiers and sailors, etc.

The Vice President thereupon signed the same, and they were delivered to the committee to be presented to the President of the United States.

LIMITATION OF NAVAL ARMAMENT

The Vice President laid before the Senate the following message from the President of the United States, which was read, and, with the accompanying paper, referred to the Committee on Foreign Relations and ordered to be printed:

To the Congress of the United States:

Pursuant to my instructions, the American ambassadors at London, Paris, Rome, and Tokyo will to-day present to the Governments of Great Britain, France, Italy, and Japan a memorandum suggesting that they empower their delegates at the forthcoming meeting of the preparatory commission for the disarmament conference at Geneva to negotiate and conclude at an early date an agreement further limiting naval armament, supplementing the Washington treaty on that subject, and covering the classes of vessels not covered by that treaty. I transmit herewith, for the information of the Congress, a copy of this memorandum.

I wish to inform the Congress of the considerations which have moved me to take this action.

The support of all measures looking to the preservation of the peace of the world has been long established as a fundamental policy of this Government. The American Government and people are convinced that competitive armaments constitute one of the most dangerous contributing causes of international suspicion and discord and are calculated eventually to lead to war. A recognition of this fact and a desire as far as possible to remove this danger led the American Government in 1921 to call the Washington conference.

At that time we were engaged in a great building program which, upon its completion, would have given us first place on the sea. We felt then, however, and feel now, that the policy we then advocated—that of deliberate self-denial and limitation of naval armament by the great naval powers—promised the attainment of at least one guarantee of peace, an end worthy of mutual adjustment and concession.

At the Washington conference we found the other nations animated with the same desire as ourselves to remove naval competition from the list of possible causes of international discord. Unfortunately, however, it was not possible to reach agreements at Washington covering all classes of naval ships. The Washington treaty provided a specific tonnage limitation upon capital ships and aircraft carriers, with certain restrictions as to size and maximum caliber of guns for other vessels. Every nation has been at complete liberty to build any number of cruisers, destroyers, and submarines. Only size and armament of cruisers were limited. The signatories of the Washington treaty have fulfilled their obligations faithfully and there can be no doubt that that treaty constitutes an outstanding success in its operation.

It has been the hope of the American Government, constantly expressed by the Congress since the Washington conference, that a favorable opportunity might present itself to complete the work begun here by the conclusion of further agreements covering cruisers, destroyers, and submarines. The desirability of such an agreement has been apparent, since it was only to be expected that the spirit of competition, stifled as regards capital ships and aircraft carriers by the Washington treaty, would, sooner or later, show itself with regard to the other vessels not limited under the treaty. Actually, I do not believe that competitive building of these classes of ships has begun. Nevertheless, far-reaching building programs have been laid down by certain powers, and there has appeared in our own country, as well as abroad, a sentiment urging naval construction on the ground that such construction is taking place elsewhere. In such sentiments lies the germ of renewed naval competition.

I am sure that all governments and all peoples would choose a system of naval limitation in preference to consciously reverting to competitive building. Therefore, in the hope of bringing about an opportunity for discussion among the principal naval powers to ascertain whether further limitation is practicable, I have suggested to them that negotiations on this subject should begin as soon as possible.

The moment seems particularly opportune to try to secure further limitation of armament in accordance with the expressed will of the Congress. The earnest desire of the nations of the world to relieve themselves in as great a measure as possible of the burden of armaments and to avoid the dangers of competition has been shown by the establishment of the preparatory commission for the disarmament conference,

which met in Geneva last May, and which is continuing its work with a view to preparing the agenda for a final general conference. For more than six months representatives of a score or more of nations have examined from all points of view the problem of the reduction and limitation of armaments. In these discussions it was brought out very clearly that a number of nations felt that land, sea, and air armaments were interdependent and that it would be difficult, if not impossible, to agree upon the limitation of one type of armament without simultaneously limiting the other types.

The consequence to be feared is that a deadlock will be reached should even partial progress in the reduction of armaments be conditioned upon the acceptance of some universal plan covering land, sea, and air forces together. If the prospective deadlock can not be broken, it is probable that little progress will be made for the time being. It appears to me to be the duty of this Government, which has always advocated limitation of armaments, to endeavor to suggest some avenue by which concrete results may be achieved even though such results may be short of an ultimate ideal solution for the three-fold problem of land, sea, and air armament.

Our delegates at Geneva have consistently expressed the view that under conditions as they exist in the world to-day the problems of land and air armaments are most susceptible of solution by regional agreements covering regions within which the land or air armaments of one country could constitute a potential threat to another country. Geographical continents have been suggested as regions appropriate for land and air limitation agreements.

The American land and air force constitute a threat to no one. They are at minimum strength; their reduction has been suggested by no one as a necessary condition precedent to general arms limitation. This reduction of our land forces has been rendered possible by our favored geographical position. I realize that the problems of armaments on land and in the air in Europe are beset with difficulties which in all justice we must recognize and, although this Government will always be ready to lend its assistance in any appropriate way to efforts on the part of European or other governments to arrive at regional agreements limiting land and air forces, it would hesitate to make specific proposals on this subject to European nations.

The problem of the limitation of naval armament, while not regional in character or susceptible of regional treatment, has been successfully treated, in part, by an agreement among the five leading naval powers, and, in my opinion, can be definitely dealt with by further agreements among those powers.

It will be a contribution to the success of the preliminary work now going on at Geneva should the great naval powers there agree upon a further definite limitation of naval armament.

It is my intention that the American representatives at Geneva should continue to discuss with the representatives of the other nations there the program for a general limitation of armaments conference. If such a conference should be possible in the future, on a basis generally acceptable, this Government would, of course, be highly gratified. Pending the formulation of the plan for such a general conference, however, I believe that we should make an immediate and sincere effort to solve the problem of naval limitation, the solution of which would do much to make the efforts toward more general limitation successful.

CALVIN COOLIDGE.

THE WHITE HOUSE, February 10, 1927.

ENFORCEMENT OF NARCOTIC AND PROHIBITION LAWS

The Vice President laid before the Senate a communication from the Secretary of the Treasury, requesting authority for the use by the Treasury Department of a designated portion of the moneys appropriated as an advance fund in securing evidence of violations of the Harrison narcotic law, as amended, the narcotic drug import and export law, and the national prohibition law, together with a copy of a proposed bill for that purpose; which, with the accompanying papers, was referred to the Committee on Appropriations.

USELESS PAPERS IN DEPARTMENT OF LABOR

The Vice President laid before the Senate a communication from the Assistant Secretary of Labor, transmitting, pursuant to law, a report of files of papers in the Bureau of Immigration, the Bureau of Labor Statistics, and the United States Employment Service, of the Department of Labor, which are not needed in the transaction of the current business of the department and have no permanent value or historical interest; which, with the accompanying report, was referred to a Special

Joint Select Committee on the Disposition of Useless Papers in the Executive Departments; and

The Vice President appointed Mr. Couzens and Mr. Caraway as the members of the committee on the part of the Senate.

Ordered, That the Secretary notify the House of Representatives thereof.

PETITIONS AND MEMORIALS

The Vice President laid before the Senate a resolution adopted by the city council of Chicago, Ill., favoring the passage of the so-called Walsh bill granting authority to the United States Veterans' Bureau to use funds for making direct loans to World War veterans on adjusted service certificates; which was referred to the Committee on Finance.

The Vice President laid before the Senate a petition from the thirtieth consecutive constitutional convention of the United Mine Workers of America, held at Indianapolis, Ind., praying the enactment of legislation providing for an investigation of freight rate discriminations in connection with the coal industry; which was referred to the Committee on Interstate Commerce.

The Vice President laid before the Senate a copy of a concurrent resolution of the Legislature of the State of North Dakota, praying the enactment of legislation providing for the stabilization of the prices of agricultural products so as to place agriculture on an equal basis with other industries.

Ordered, That it lie on the table.

Mr. Overman presented a petition of citizens of Gastonia, N. C., praying the enactment of legislation providing for increased compensation for employees in the United States custodian service; which was referred to the Committee on Appropriations.

Petitions praying the enactment of legislation granting pensions and increase of pensions to Civil War veterans and their widows were presented as follows:

By Mr. Gillett: A petition of citizens of the State of Massachusetts.

By Mr. Neely: A petition of P. G. Bier Post No. 17, Department of West Virginia, Grand Army of the Republic, of New Martinsville, W. Va.

By Mr. Copeland: Several petitions of citizens of the State of New York.

Ordered, That they be referred to the Committee on Pensions. Memorials remonstrating against the enactment of legislation providing for the closing of barber shops on Sunday in the District of Columbia were presented as follows:

By Mr. Willis: A memorial of citizens of Mount Vernon, Ohio.

By Mr. Dill: A memorial of citizens of Okonogan, Wash.

By Mr. Ernst: A memorial of citizens of Lebanon, Ohio.

By Mr. Copeland: Several memorials of citizens of the State of New York.

By Mr. Overman: Memorials of citizens of Charlotte and Statesville, N. C.

Ordered, That they be referred to the Committee on the District of Columbia.

Mr. Frazier presented a petition of citizens of McCanna and Sheyenne, N. Dak., praying the enactment of legislation providing for the regulation of radio broadcasting stations.

Ordered, That it lie on the table.

REPORTS OF COMMITTEES

Mr. Warren, by unanimous consent, from the Committee on Appropriations, to whom was referred the bill (H. R. 16863) making appropriations for the legislative branch of the Government for the fiscal year ending June 30, 1928, and for other purposes, reported it with amendments and submitted a report (No. 1442) thereon.

Mr. Stephens, by unanimous consent, from the Committee on Claims, to whom was referred the bill (S. 2886) for the relief of Barzilla William Bramble, reported it without amendment and submitted a report (No. 1443) thereon.

Mr. Bayard, by unanimous consent, from the Committee on Claims, to whom was referred the bill (H. R. 10111) for the relief of D. Murray Cummings, reported it without amendment and submitted a report (No. 1444) thereon.

Mr. Trammell, by unanimous consent, from the Committee on Claims, to whom was referred the bill (S. 4087) for the relief of Paul D. Carlisle, reported it without amendment and submitted a report (No. 1445) thereon.

Mr. Trammell, by unanimous consent, from the Committee on Claims, to whom was referred the bill (S. 5398) granting relief to Thomas M. Livingston, reported it with amendments and submitted a report (No. 1446) thereon.

Mr. Nye, by unanimous consent, from the Committee on Claims, to whom were referred the following bills, reported

them each without amendment and submitted reports thereon, as follows:

S. 4739. A bill for the relief of Harry C. Ford (Rept. No. 1447);

S. 5348. A bill for the relief of Ira E. King (Rept. No. 1448); and

H. R. 2320. An act for the relief of Delmore A. Teller (Rept. No. 1449).

Mr. Howell, by unanimous consent, from the Committee on Claims, to whom was referred the bill (S. 3653) for the relief of John H. Potter, reported it adversely and submitted a report (No. 1450) thereon.

Mr. Howell, by unanimous consent, from the Committee on Claims, to whom were referred the following bills, reported them each without amendment and submitted reports thereon, as follows:

S. 872. A bill for the relief of George A. Robertson (Rept. No. 1451); and

H. R. 3069. An act for the relief of Charles O. Dunbar (Rept. No. 1452).

Mr. Howell, by unanimous consent, from the Committee on Claims, to whom was referred the bill (S. 4495) for the relief of Gustav E. Boettcher, reported it with an amendment and submitted a report (No. 1453) thereon.

Mr. Means, by unanimous consent, from the Committee on Claims, to whom was referred the bill (S. 1909) for the refund of estate tax erroneously collected, reported it without amendment and submitted a report (No. 1454) thereon.

Mr. Johnson, by unanimous consent, from the Committee on Foreign Relations, to whom was referred the joint resolution (S. J. Res. 159) amending the act of May 13, 1924, entitled "An act providing a study regarding the equitable use of the waters of the Rio Grande," etc., reported it with an amendment and submitted a report (No. 1455) thereon.

Mr. Oddie, by unanimous consent, from the Committee on Mines and Mining, to whom was referred the bill (S. 5329) to authorize increased appropriations for the United States Bureau of Mines, and for other purposes, reported it without amendment.

Mr. Gooding, by unanimous consent, from the Committee on Irrigation and Reclamation, to whom was referred the bill (S. 5506) authorizing and directing the Comptroller General of the United States to make payments of certain claims or to allow credit to disbursing agents of the Bureau of Reclamation, Department of the Interior, in certain cases, reported it with amendments and submitted a report (No. 1456) thereon.

Mr. Robinson of Arkansas, by unanimous consent, from the Committee on Foreign Relations, to whom was referred the bill (S. 5259) granting permission to Maj. Charles Beatty Moore, United States Army, to accept the following decorations, namely, the Legion of Honor, tendered him by the Republic of France, and the officers' cross of the order of "Polonia Restituta," tendered him by the Republic of Poland, reported it without amendment.

The Senate proceeded, by unanimous consent, to consider the said bill as in Committee of the Whole; and no amendment being made, it was reported to the Senate.

Ordered, That it be engrossed and read a third time.

The said bill was read the third time.

Resolved, That it pass, and that the title thereof be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

Mr. Stewart, by unanimous consent, from the Committee on Commerce, to whom was referred the bill (S. 5596) granting the consent of Congress to Dauphin Island Railway & Harbor Co., its successors and assigns, to construct, maintain, and operate a railroad bridge and approaches thereto and/or a causeway or toll bridge across the water between the mainland at or near Cedar Point and Dauphin Island, reported it with amendments and submitted a report (No. 1457) thereon.

The Senate proceeded, by unanimous consent, to consider the said bill as in Committee of the Whole; and the reported amendments having been agreed to, the bill was reported to the Senate and the amendments were concurred in.

Ordered, That it be engrossed and read a third time.

The said bill was read the third time.

Resolved, That it pass, and that the title thereof be amended so as to read: "A bill granting the consent of Congress to Dauphin Island Railway & Harbor Co., its successors and assigns, to construct, maintain, and operate a railroad bridge and approaches thereto and/or a toll bridge across the water between the mainland at or near Cedar Point and Dauphin Island."

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

INTRODUCTION OF BILLS AND A JOINT RESOLUTION

Bills and a joint resolution were introduced by unanimous consent, severally read the first and second times, and referred as follows:

By Mr. Frazier:

A bill (S. 5665) to reorganize the administration of the Federal intermediate credit bank system, to create a Federal intermediate credit bureau, and for other purposes; to the Committee on Banking and Currency.

By Mr. Wadsworth:

A bill (S. 5666) for the relief of the owners of the sailing vessel *Creekside* and all owners of cargo laden on board thereof at the time of her collision with the United States destroyer *Sands*; to the Committee on Claims.

By Mr. Capper:

A bill (S. 5667) to exempt employees of the public-school system of the District of Columbia from the \$2,000 salary limitation provision of the legislative, executive, and judicial appropriation act, approved May 10, 1916, as amended; to the Committee on the District of Columbia.

By Mr. Jones of Washington:

A bill (S. 5668) to further develop an American merchant marine, to assure its permanence in the transportation of the foreign trade of the United States, and for other purposes; and

A bill (S. 5669) to make possible private ownership and operation by citizens of the United States of America of vessels operated in foreign trade; to the Committee on Commerce.

By Mr. Reed of Pennsylvania:

A bill (S. 5670) to amend the World War veterans' act of 1924 as amended; to the Committee on Finance.

By Mr. Wadsworth:

A joint resolution (S. J. Res. 160) directing and providing for the assembly, inventory, classification, preparation for publication, and publication of the official records and maps relating to the participation of the military and naval forces of the United States in the World War, and authorizing appropriations therefor; to the Committee on Military Affairs.

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Haltigan, one of its clerks:

Mr. President: The House of Representatives has disagreed to the amendments of the Senate to the bill (H. R. 3436) for the relief of certain officers and former officers of the Army of the United States, and for other purposes; it asks a conference with the Senate on the disagreeing votes of the two Houses thereon, and has appointed Mr. Strong of Kansas, Mr. Winter, and Mr. Lowrey managers at the same on its part.

The House has agreed to the amendment of the Senate to the bill (H. R. 4553) authorizing the President to restore Commander George M. Baum, United States Navy, to a place on the list of commanders of the Navy to rank next after Commander David W. Bagley.

The House has passed without amendment the bill (S. 4553) granting the consent of Congress to the Chesapeake Bay Bridge Co., to construct a bridge across the Chesapeake Bay from a point in Baltimore County to a point in Kent County, in the State of Maryland.

The President of the United States has informed the House that he approved and signed acts and joint resolutions as follows:

On February 8, 1927:

H. R. 4502. An act declaring pistols, revolvers, and other firearms capable of being concealed on the person nonmailable and providing penalty;

H. R. 9268. An act to amend the agricultural credits act of 1923;

H. R. 6384. An act to amend the acts of June 7, 1924, and March 3, 1925, granting certain public lands to the city of Phoenix, Ariz.;

H. R. 7776. An act for the reimbursement of Emma E. L. Pulliam;

H. R. 7849. An act for the relief of Ella Miller;

H. R. 8784. An act for the relief of Bertha M. Leville;

H. R. 11139. An act for the relief of Celestina Mateos;

H. R. 12952. An act granting the consent of Congress to the village of Decatur, in the State of Nebraska, to construct a bridge across the Missouri River between the States of Nebraska and Iowa;

H. R. 13453. An act to amend the act providing additional aid for the American Printing House for the Blind; and

H. R. 14250. An act to authorize reimposition and extension of the trust period on lands held for the use and benefit of the Capitan Grande Band of Indians in California.

On February 9, 1927:

H. R. 10900. An act to authorize the incorporated town of Wrangell, Alaska, to issue bonds in any sum not exceeding \$30,000 for the purpose of improving the town's waterworks system;

H. R. 10901. An act to authorize the incorporated town of Wrangell, Alaska, to issue bonds in any sum not exceeding \$50,000 for the purpose of constructing and equipping a public-school building in the town of Wrangell, Alaska;

H. R. 11174. An act to amend section 8 of the act of September 1, 1916 (39 Stat. L. p. 716), and for other purposes;

H. R. 11843. An act to authorize the incorporated town of Fairbanks, Alaska, to issue bonds for the purchasing, construction, and maintenance of an electric light and power plant, telephone system, pumping station, and repairs to the water front, and for other purposes; and

H. R. 13778. An act for the relief of certain citizens of Eagle Pass, Tex.

On February 9, 1927:

H. J. Res. 100. Joint resolution to authorize the Secretary of War to expend not to exceed \$125,000 for the protection of Government property adjacent to Lowell Creek, Alaska;

H. R. 2190. An act for the relief of Agnes W. Wilcox;

H. R. 2994. An act for the relief of Harry J. Dabel;

H. R. 8923. An act for the relief of Sheffield Co., a corporation of Americus, Ga.;

H. R. 10424. An act to ratify the action of a local board of sales control in respect of a contract between the United States and Max Hagedorn, of Lagrange, Ga.;

H. R. 11259. An act to reimburse or compensate James E. Parker for money, clothing, and other property misplaced or appropriated by United States authorities during the World War;

H. R. 11586. An act for the relief of Fannie B. Armstrong;

H. R. 15127. An act for the relief of sufferers from floods in the vicinity of Fabens and El Paso, Tex., in September, 1925;

H. R. 15649. An act to provide for the eradication or control of the European corn borer; and

H. R. 16023. An act relating to the transfusion of blood by members of the Military Establishment.

On February 10, 1927:

H. J. Res. 292. Joint resolution to amend the act entitled "An act granting the consent of Congress for the construction of a bridge across the Delaware River at or near Burlington, N. J.," approved May 21, 1926.

WIDENING OF NICHOLS AVENUE SE. IN THE DISTRICT OF COLUMBIA

On motion by Mr. Capper, and by unanimous consent, The Senate resumed the consideration of the amendments heretofore received from the House of Representatives for concurrence to the bill (S. 4727) to provide for the widening of Nichols Avenue between Good Hope Road and S Street SE. in the District of Columbia; and

The question being on agreeing to the motion of Mr. Capper that the Senate agree to the said amendments,

It was determined in the affirmative.

Ordered, That the Secretary notify the House of Representatives thereof.

AGRICULTURAL RELIEF

The Senate, as in Committee of the Whole, resumed the consideration of its unfinished business, viz, the bill (S. 4808) to establish a Federal farm board to aid in the orderly marketing and in the control and disposition of the surplus of agricultural commodities.

Pending debate,

POSTAL RATES—BUREAU OF CUSTOMS AND BUREAU OF PROHIBITION

On motion by Mr. Moses, and by unanimous consent,

Ordered, That on Monday, February 14, 1927, the Senate take a recess not later than 5 o'clock p. m. until 8 o'clock p. m., and that at the evening session, which shall not continue later than 11 o'clock p. m., the Senate proceed to the consideration of the bill (H. R. 13446) to restore the rate of postage of 1 cent each to private mailing or post cards.

Ordered further, That if the consideration of the foregoing bill is completed prior to 11 o'clock the Senate shall proceed to the consideration of the bill (H. R. 10729) to create a bureau of customs and a bureau of prohibition in the Department of the Treasury.

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Haltigan, one of its clerks:

Mr. President: The House of Representatives has agreed to the amendment of the Senate to the bill (H. R. 11421) to pro-

vide for conveyance of certain lands in the State of Alabama for State park and game preserve purposes.

The House further insists upon its disagreement to the amendments of the Senate numbered 8, 9, and 10 to the bill (H. R. 16462) making appropriations to supply urgent deficiencies in certain appropriations for the fiscal year ending June 30, 1927, and prior fiscal years, and to provide urgent supplemental appropriations for the fiscal year ending June 30, 1927, and for other purposes.

AGRICULTURAL RELIEF

The Senate, as in Committee of the Whole, resumed the consideration of the bill (S. 4808) to establish a Federal farm board to aid in the orderly marketing and in the control and disposition of the surplus of agricultural commodities.

Pending debate.

An amendment to the said bill having been proposed by Mr. Moses.

Pending further debate.

The further consideration of the bill was, by unanimous consent, temporarily laid aside.

APPROPRIATIONS FOR LEGISLATIVE ESTABLISHMENT

On motion by Mr. Warren, and by unanimous consent,

The Senate, as in Committee of the Whole, proceeded to consider the bill (H. R. 16863) making appropriations for the legislative branch of the Government for the fiscal year ending June 30, 1928, and for other purposes.

The reported amendments having been agreed to, and the bill further amended on the motion of Mr. Warren, from the Committee on Appropriations, it was reported to the Senate and the amendments made in the Committee of the Whole were concurred in.

Ordered, That the amendments be engrossed and the bill read a third time.

The said bill as amended was read the third time.

Resolved, That it pass.

Ordered, That the Secretary request the concurrence of the House of Representatives in the amendments.

EXECUTIVE SESSION

On motion by Mr. Curtis,

The Senate proceeded to the consideration of executive business; and

After the consideration of executive business the doors were reopened;

When,

On motion by Mr. Curtis, at 5 o'clock and 15 minutes p. m.,

The Senate took a further recess until 12 o'clock m. to-morrow.

AT 12 O'CLOCK M. (CALENDAR DAY, FRIDAY, FEBRUARY 11, 1927)

The Vice President called the Senate to order.

QUESTION OF QUORUM

Mr. Curtis raised a question as to the presence of a quorum;

Whereupon

The Vice President directed the roll to be called;

When

Eighty-four Senators answered to their names, as follows:

Messrs. Ashurst, Bayard, Blease, Borah, Bratton, Broussard, Bruce, Cameron, Capper, Caraway, Copeland, Couzens, Curtis, Dale, Deneen, Dill, Edwards, Ernst, Ferris, Fess, Fletcher, Frazier, George, Gerry, Gillett, Glass, Goff, Gooding, Gould, Greene, Hale, Harrell, Harris, Harrison, Hawes, Hefflin, Howell, Johnson, Jones of Washington, Kendrick, Keyes, King, La Follette, Lenroot, McKellar, McLean, McMaster, McNary, Mayfield, Means, Metcalf, Moses, Neely, Norris, Nye, Oddie, Overman, Pepper, Phipps, Pine, Pittman, Ransdell, Reed of Missouri, Reed of Pennsylvania, Robinson of Arkansas, Robinson of Indiana, Sackett, Schall, Sheppard, Shipstead, Shortridge, Smith, Steck, Stephens, Stewart, Trammell, Tyson, Underwood, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, and Willis.

A quorum being present,

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Hattigan, one of its clerks:

Mr. President: The Speaker of the House of Representatives having signed three enrolled bills, viz, H. R. 4553, H. R. 11421, and H. R. 14242, I am directed to bring the same to the Senate for the signature of its President.

ENROLLED BILLS SIGNED

Mr. Greene, from the Committee on Enrolled Bills, reported that they had examined and found truly enrolled the following bills:

H. R. 4553. An act authorizing the President to restore Commander George M. Baum, United States Navy, to a place on the

list of commanders of the Navy to rank next after Commander David W. Bagley, United States Navy;

H. R. 11421. An act to provide for conveyance of certain lands in the State of Alabama for State park and game preserve purposes; and

H. R. 14242. An act to authorize the Secretary of the Navy to proceed with the construction of certain public works at Quantico, Va.

The Vice President thereupon signed the same, and they were delivered to the committee to be presented to the President of the United States.

CONDITIONS IN BREAD-BAKING INDUSTRY

The Vice President laid before the Senate a communication from the chairman of the Federal Trade Commission, transmitting, in response to Senate Resolution 163, agreed to February 16, 1924, a preliminary report of its investigation into conditions in the bread-baking industry; which, with the accompanying report, was referred to the Committee on the Judiciary.

PETITIONS AND MEMORIALS

Mr. Curtis presented a concurrent resolution of the Legislature of the State of Kansas, praying the enactment of legislation making an appropriation of not less than \$8,000,000 for the conservation of flood waters in the State of Kansas during the years 1927 and 1928; which was referred to the Committee on Appropriations.

Mr. Blease presented a communication from the chairman of the Committee on Plan of Washington of the American Institute of Architects, of Washington, D. C., proposing four lines of legislative action for the protection of the Capitol and the White House; which was referred to the Committee on Public Buildings and Grounds.

Petitions praying the enactment of legislation granting pensions and increase of pensions to Civil War veterans and their widows were presented as follows:

By Mr. Jones of Washington: A petition of citizens of Tacoma, Wash.

By Mr. Bruce: A petition of citizens of Baltimore, Md.

By Mr. Gillett: A petition of citizens of the State of Massachusetts.

By Mr. Johnson: A petition of citizens of the State of California.

By Mr. Deneen: Several petitions of citizens of the State of Illinois.

Ordered, That they be referred to the Committee on Pensions.

Memorials remonstrating against the enactment of legislation providing for the closing of barber shops on Sunday in the District of Columbia were presented as follows:

By Mr. Willis: A petition of citizens of Newark and Jackson, Ohio.

By Mr. Deneen: Several petitions of citizens of the State of Illinois.

Ordered, That they be referred to the Committee on the District of Columbia.

Mr. Walsh of Massachusetts presented telegrams and memorials of citizens of the State of Massachusetts, remonstrating against the passage of the so-called McNary-Haugen agricultural relief bill.

Ordered, That they lie on the table.

REPORTS OF COMMITTEES

Mr. Tyson, by unanimous consent, from the Committee on Claims, to whom was referred the bill (S. 4795) for the relief of R. F. Cowley, reported it without amendment and submitted a report (No. 1458) thereon.

Mr. Tyson, by unanimous consent, from the Committee on Claims, to whom was referred the bill (S. 5017) for the relief of Ruth J. Walling, reported it with an amendment and submitted a report (No. 1459) thereon.

Mr. Stephens, by unanimous consent, from the Committee on Claims, to whom was referred the bill (S. 5230) for the relief of Kate Mathews, reported it with an amendment and submitted a report (No. 1460) thereon.

Mr. Sheppard, by unanimous consent, from the Committee on Military Affairs, to whom was referred the bill (S. 1283) for the relief of Margaret I. Varnum, reported it without amendment and submitted a report (No. 1461) thereon.

Mr. Cameron, by unanimous consent, from the Committee on Military Affairs, to whom was referred the bill (H. R. 12797) to authorize the sale of the Buckeye Target Range, Arizona, reported it without amendment and submitted a report (No. 1462) thereon.

Mr. Lenroot, by unanimous consent, from the Committee on Public Buildings and Grounds, to whom was referred the bill (H. R. 15414) to authorize the United States Veterans' Bureau

to accept a title to lands required for a hospital site in Rapides Parish, La., reported it without amendment and submitted a report (No. 1463) thereon.

Mr. Deneen, by unanimous consent, from the Committee on Claims, to whom were referred the following bills, reported them each adversely and submitted reports thereon, as follows:

S. 644. A bill for the relief of Henry H. Hall (Rept. No. 1464); and

S. 2126. A bill for the relief of George Andre and Alphonse Andre (Rept. No. 1465).

Mr. Deneen, by unanimous consent, from the Committee on Claims, to whom were referred the following bills, reported them each without amendment and submitted reports thereon, as follows:

S. 4631. A bill for the relief of Claude T. Winslow (Rept. No. 1466); and

H. R. 12551. An act for the relief of the Fidelity & Deposit Co. of Maryland (Rept. No. 1467).

INTRODUCTION OF BILLS

Bills were introduced by unanimous consent, severally read the first and second times, and referred as follows:

By Mr. Ransdell:

A bill (S. 5671) to amend paragraph (c) of section 4 of the act entitled "An act to create the inland waterways corporation for the purpose of carrying out the mandate and purpose of Congress as expressed in sections 201 and 500 of the transportation act, and for other purposes," approved June 3, 1924; to the Committee on Commerce.

By Mr. McLean:

A bill (S. 5672) granting a pension to Mary E. King (with accompanying papers); to the Committee on Pensions.

By Mr. McNary:

A bill (S. 5673) granting a pension to Mary A. Miller; to the Committee on Pensions.

By Mr. Copeland:

A bill (S. 5674) for the transportation of foreign mails of the United States, the creation and maintenance of auxiliaries for the use of the Army and Navy, the defense of the United States, and for other purposes; to the Committee on Post Offices and Post Roads.

By Mr. Stanfield:

A bill (S. 5675) validating certain applications for and entries of public lands;

A bill (S. 5676) providing for the disposition of certain lands in Michigan and Wisconsin and the adjustment of claims arising from erroneous surveys;

A bill (S. 5677) to amend section 2455 of the Revised Statutes of the United States, as amended, relating to isolated tracts of public land;

A bill (S. 5678) to withhold timberlands from sale under the timber and stone act;

A bill (S. 5679) to repeal an act entitled "An act to provide for stock-raising homesteads, and for other purposes";

A bill (S. 5680) to repeal the desert land laws, and for other purposes; and

A bill (S. 5681) to authorize the issuance of patent for lands containing deposits of copper and associated minerals, and for other purposes; to the Committee on Public Lands and Surveys.

By Mr. Jones of Washington:

A bill (S. 5682) granting an increase of pension to William G. Simpson; to the Committee on Pensions.

By Mr. Schall:

A bill (S. 5683) granting a pension to Eliza G. Murray; and

A bill (S. 5684) granting an increase of pension to Cora F. Marlette; to the Committee on Pensions.

By Mr. Metcalf:

A bill (S. 5685) granting an increase of pension to Phebe Jane Sparrow (with accompanying papers); to the Committee on Pensions.

APPROPRIATIONS FOR LEGISLATIVE ESTABLISHMENT

Mr. Harrison entered a motion that the Senate reconsider its vote on the passage of the bill (H. R. 16863) making appropriations for the legislative branch of the Government, and for other purposes; and

On motion by him that the Secretary request the House of Representatives to return the said bill to the Senate,

The consideration of the motion was, by unanimous consent, temporarily postponed.

Subsequently,

Mr. Harrison, by unanimous consent, withdrew the foregoing motions.

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Chaffee, one of its clerks:

Mr. President: The House of Representatives has agreed to the amendments of the Senate to the bill (H. R. 11768) to regulate the importation of milk and cream into the United States for the purpose of promoting the dairy industry of the United States and protecting the public health.

ENROLLED BILL PRESENTED

Mr. Greene, from the Committee on Enrolled Bills, reported that they this day presented to the President of the United States the enrolled bill (S. 5197) to authorize an appropriation for reconnaissance work in conjunction with the middle Rio Grande conservancy district, to determine whether certain lands of the Cochiti, Santo Domingo, San Felipe, Santa Ana, Sandia, and Isleta Indians are susceptible of reclamation, drainage, and irrigation.

AGRICULTURAL RELIEF

The Senate, as in Committee of the Whole, resumed the consideration of its unfinished business, viz, the bill (S. 4808) to establish a Federal farm board to aid in the orderly marketing and in the control and disposition of the surplus of agricultural commodities.

The question being on agreeing to the amendment yesterday proposed by Mr. Moses, inserting after the word "rice," where it occurs on page 7, line 25, and page 8, lines 9 and 11, certain words,

Pending debate.

Mr. King raised a question as to the presence of a quorum;

Whereupon

The Presiding Officer (Mr. Blease in the chair) directed the roll to be called;

When

Seventy-nine Senators answered to their names, as follows:

Messrs. Ashurst, Bayard, Bingham, Blease, Borah, Bratton, Broussard, Bruce, Cameron, Capper, Caraway, Copeland, Couzens, Curtis, Dale, Deneen, Dill, Edwards, Ernst, Fess, Fletcher, Frazier, George, Gerry, Gillett, Glass, Goff, Gooding, Gould, Greene, Hale, Harris, Harrison, Hawes, Hefflin, Howell, Johnson, Jones of Washington, Kendrick, Keyes, King, La Follette, Lenroot, McKellar, McLean, McMaster, McNary, Mayfield, Means, Metcalf, Neely, Norris, Nye, Oddie, Overman, Pepper, Phipps, Pine, Pittman, Ransdell, Reed of Missouri, Reed of Pennsylvania, Robinson of Indiana, Sackett, Schall, Sheppard, Shipstead, Shortridge, Smith, Steck, Stephens, Stewart, Trammell, Tyson, Underwood, Walsh of Massachusetts, Walsh of Montana, Watson, and Willis.

A quorum being present,

Pending further debate,

The hour of 4 o'clock having arrived, under the unanimous-consent agreement heretofore entered into,

The question was taken on agreeing to the amendment proposed by Mr. Moses; and

It was determined in the negative.

On motion by Mr. McNary to amend the bill as follows: On page 9, strike out all after line 4 down to and including line 5 on page 10 (being subdivisions (d) and (e) of section 6), and insert in lieu thereof the following:

(d) During the continuance of such operations in any basic agricultural commodity, the board is authorized to enter into agreements, for the purpose of carrying out the policy declared in section 1, with any cooperative association engaged in handling the basic agricultural commodity, or with a corporation created by one or more of such cooperative associations, or with processors of the basic agricultural commodity.

(e) Such agreements may provide for (1) removing or disposing of any surplus of the basic agricultural commodity, (2) withholding such surplus, (3) insuring such commodity against undue and excessive fluctuations in market conditions, and (4) financing the purchase, storage, or sale or other disposition of the commodity. The moneys in the stabilization fund of the basic agricultural commodity shall be available for carrying out such agreements. In the case of any agreement in respect of the removal or disposal of the surplus of a basic agricultural commodity, the agreement shall provide both for the payment from the stabilization fund for the commodity of the amount of losses, costs, and charges, arising out of the purchase, storage, or sale or other disposition of the commodity or out of contracts therefor, and for the payment into the stabilization fund for the commodity of profits (after deducting all costs and charges provided for in the agreement) arising out of such purchase, storage, or sale or other disposition, or contracts therefor. In the case of agreements insuring such commodity against undue and excessive fluctuations in market conditions, the board may insure any cooperative marketing association against decline in the market price for the commodity at the time of sale by the association, from the market price for such commodity at the time of delivery to the association; and

On page 10, line 7, after "associations," insert: , or corporation created by one or more cooperative associations.

It was determined in the affirmative, {Yeas----- 54
Nays----- 33

On motion by Mr. Reed of Missouri, The yeas and nays being desired by one-fifth of the Senators present.

Those who voted in the affirmative are—
Messrs. Ashurst, Bratton, Broussard, Cameron, Capper, Caraway, Copeland, Deneen, Dill, Ferris, Fletcher, Frazier, Gooding, Gould, Harreld, Harris, Harrison, Hawes, Hefflin, Howell, Johnson, Jones of Washington, Kendrick, La Follette, McKellar, McNary, McNary, Mayfield, Means, Neely, Norris, Nye, Oddie, Overman, Pine, Pittman, Ransdell, Robinson of Arkansas, Robinson of Indiana, Schall, Sheppard, Shipstead, Simmons, Smith, Stanfield, Steck, Stephens, Stewart, Trammel, Tyson, Underwood, Walsh of Montana, Watson, and Wheeler.

Those who voted in the negative are—
Messrs. Bayard, Bingham, Blease, Borah, Bruce, Couzens, Curtis, Dale, Edwards, Ernst, Fess, George, Gerry, Gillett, Glass, Goff, Greene, Hale, Hayes, King, Lenroot, McLean, Metcalf, Pepper, Phipps, Reed of Missouri, Reed of Pennsylvania, Sackett, Shortridge, Walsh of Massachusetts, Warren, Weller, and Willis.

So Mr. McNary's amendment was agreed to.
The bill having been further amended on the motion of Mr. McNary, and the motion of Mr. McKellar;

On motion by Mr. Harrison to further amend the bill by inserting on page 10, after line 20, the following:

(i) No operations under this section shall be commenced by the board in respect of any basic agricultural commodity prior to the determination and imposition by the board of the equalization fee in respect of such commodity.

And by inserting on page 14, at the end of line 4, the following:

No equalization fee shall be imposed, collected, or paid in respect of cotton prior to the expiration of two years from the date of the approval of this act.

On motion by Mr. Walsh of Montana to amend the second branch of the amendment by striking out the words "in respect of cotton,"

It was determined in the negative, {Yeas----- 35
Nays----- 52

On motion by Mr. Borah, The yeas and nays being desired by one-fifth of the Senators present,

Those who voted in the affirmative are—
Messrs. Ashurst, Bingham, Blease, Borah, Broussard, Dill, Ernst, Fess, Fletcher, George, Gerry, Glass, Goff, Hale, Harris, Harrison, Jones of Washington, King, Lenroot, McLean, Metcalf, Overman, Pepper, Phipps, Pittman, Reed of Missouri, Reed of Pennsylvania, Shortridge, Stephens, Underwood, Walsh of Massachusetts, Walsh of Montana, Warren, Weller, and Willis.

Those who voted in the negative are—
Messrs. Bayard, Bratton, Bruce, Cameron, Capper, Caraway, Copeland, Couzens, Curtis, Dale, Deneen, Edwards, Ferris, Frazier, Gillett, Gooding, Gould, Greene, Harreld, Hayes, Hefflin, Howell, Johnson, Kendrick, Keyes, La Follette, McKellar, McMaster, McNary, Mayfield, Means, Neely, Norris, Nye, Oddie, Pine, Ransdell, Robinson of Arkansas, Robinson of Indiana, Sackett, Schall, Sheppard, Shipstead, Simmons, Smith, Stanfield, Steck, Stewart, Trammel, Tyson, Watson, and Wheeler.

So the amendment of Mr. Walsh of Montana to Mr. Harrison's amendment was not agreed to.

On motion by Mr. Reed of Missouri to amend the second branch of Mr. Harrison's amendment by striking out the words "in respect of cotton," and by striking out the words "two years" and inserting in lieu thereof the words one year,

It was determined in the negative, {Yeas----- 36
Nays----- 51

On motion by Mr. Harrison, The yeas and nays being desired by one-fifth of the Senators present,

Those who voted in the affirmative are—
Messrs. Ashurst, Bingham, Blease, Borah, Broussard, Bruce, Dill, Edwards, Ernst, Fess, Fletcher, George, Gerry, Glass, Goff, Hale, Harris, Harrison, King, Lenroot, McLean, Metcalf, Overman, Phipps, Pittman, Reed of Missouri, Reed of Pennsylvania, Shortridge, Simmons, Stephens, Trammel, Underwood, Walsh of Massachusetts, Warren, Weller, and Willis.

Those who voted in the negative are—
Messrs. Bayard, Bratton, Cameron, Capper, Caraway, Copeland, Couzens, Curtis, Dale, Deneen, Ferris, Frazier, Gillett, Gooding, Gould, Greene, Harreld, Hawes, Hefflin, Howell, John-

son, Jones of Washington, Kendrick, Keyes, La Follette, McKellar, McMaster, McNary, Mayfield, Means, Neely, Norris, Nye, Oddie, Pepper, Pine, Ransdell, Robinson of Arkansas, Robinson of Indiana, Sackett, Schall, Sheppard, Shipstead, Smith, Stanfield, Steck, Stewart, Tyson, Walsh of Montana, Watson, and Wheeler.

So the amendment of Mr. Reed of Missouri to Mr. Harrison's amendment was not agreed to.

The question recurring on agreeing to the amendment proposed by Mr. Harrison,

It was determined in the negative, {Yeas----- 17
Nays----- 69

On motion by Mr. Harrison, The yeas and nays being desired by one-fifth of the Senators present,

Those who voted in the affirmative are—
Messrs. Ashurst, Blease, Broussard, Fletcher, George, Harris, Harrison, Hefflin, King, McKellar, Overman, Pine, Simmons, Smith, Stephens, Trammel, and Underwood.

Those who voted in the negative are—
Messrs. Bayard, Bingham, Borah, Bratton, Bruce, Cameron, Capper, Caraway, Copeland, Couzens, Curtis, Dale, Deneen, Dill, Edwards, Ernst, Ferris, Fess, Frazier, Gerry, Gillett, Glass, Goff, Gooding, Gould, Greene, Hale, Harreld, Hawes, Howell, Johnson, Jones of Washington, Kendrick, Keyes, La Follette, Lenroot, McLean, McMaster, McNary, Mayfield, Means, Metcalf, Neely, Norris, Nye, Oddie, Pepper, Phipps, Ransdell, Reed of Missouri, Reed of Pennsylvania, Robinson of Arkansas, Robinson of Indiana, Sackett, Schall, Sheppard, Shipstead, Shortridge, Stanfield, Steck, Stewart, Tyson, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, Weller, Wheeler, and Willis.

So Mr. Harrison's amendment was not agreed to.
The bill having been further amended on the motion of Mr. McKellar;

On motion by Mr. McKellar (for Mr. Simmons) to further amend the bill by inserting on page 8, line 16, after the word "commodity," the following:

Provided, That in any State where not as many as 50 per cent of the producers of the commodity are members of such cooperative associations, or other organizations, an expression from the producers of the commodity shall be obtained through a State convention of such producers, to be called by the head of the department of agriculture of such State under rules and regulations prescribed by him.

It was determined in the affirmative, {Yeas----- 58
Nays----- 29

On motion by Mr. Reed of Missouri, The yeas and nays being desired by one-fifth of the Senators present,

Those who voted in the affirmative are—
Messrs. Ashurst, Blease, Bratton, Broussard, Cameron, Capper, Caraway, Copeland, Curtis, Dill, Ernst, Ferris, Fletcher, Frazier, George, Glass, Gooding, Gould, Harreld, Harris, Harrison, Hawes, Hefflin, Howell, Johnson, Kendrick, La Follette, McKellar, McMaster, McNary, Mayfield, Means, Neely, Nye, Oddie, Overman, Phipps, Pine, Pittman, Ransdell, Robinson of Arkansas, Robinson of Indiana, Sackett, Schall, Sheppard, Shipstead, Simmons, Smith, Stanfield, Steck, Stephens, Stewart, Trammel, Tyson, Walsh of Montana, Warren, Watson, and Wheeler.

Those who voted in the negative are—
Messrs. Bayard, Bingham, Borah, Bruce, Couzens, Dale, Deneen, Edwards, Fess, Gerry, Gillett, Goff, Greene, Hale, Jones of Washington, Keyes, King, Lenroot, McLean, Metcalf, Norris, Pepper, Reed of Missouri, Reed of Pennsylvania, Shortridge, Underwood, Walsh of Massachusetts, Weller, and Willis.

So the amendment of Mr. McKellar (for Mr. Simmons) was agreed to.

The bill was then further amended on the motion of Mr. McKellar (for Mr. Simmons), the motion of Mr. McKellar, and the motion of Mr. Neely.

On motion by Mr. Curtis to further amend the bill by striking out all after the enacting clause and inserting in lieu thereof the following:

Declaration of policy

Section 1. It is hereby declared to be the policy of Congress to promote the orderly marketing of agricultural commodities in interstate and foreign commerce; to enable producers of such commodities to stabilize their markets against undue and excessive fluctuations, to preserve advantageous domestic markets for such commodities, to minimize speculation and waste in marketing such commodities, and to encourage the organization of producers of such commodities into cooperative marketing associations.

Federal farm board

Sec. 2. A Federal farm board is hereby created in the Department of Agriculture, which shall consist of the Secretary of Agriculture, who shall be chairman *ex officio*, and twelve members, one from each of the twelve Federal land-bank districts, appointed by the President of the United States, by and with the advice and consent of the Senate. Not more than six of the specially appointed members shall be members of the same political party.

Qualifications and terms of board members

Sec. 3. (a) The terms of office of the appointed members of the board first taking office after the approval of this act shall expire, as designated by the President at the time of nomination, four at the end of the second year, four at the end of the fourth year, and four at the end of the sixth year, after the date of the approval of this act. A successor to an appointed member of the board shall be appointed in the same manner as the original appointed members, and shall have a term of office expiring six years from the date of the expiration of the term for which his predecessor was appointed.

(b) Any person appointed to fill a vacancy in the board occurring prior to the expiration of the term for which his predecessor was appointed shall be appointed for the remainder of such term.

(c) Any member of the board in office at the expiration of the term for which he was appointed may continue in office until his successor takes office.

(d) Vacancies in the board shall not impair the powers of the remaining members to execute the functions of the board, and a majority of the members in office shall constitute a quorum for the transaction of the business of the board.

(e) Each of the appointed members of the board shall be a citizen of the United States, who shall have had experience in agriculture or the cooperative marketing of agricultural products, shall not actively engage in any other business, vocation, or employment than that of serving as a member of the board, and shall receive a salary of \$10,000 a year, together with necessary traveling expenses and expenses incurred for subsistence or per diem allowance in lieu thereof, within the limitations prescribed by law, while away from the principal office of the board on business required by this act, or, if assigned to any other office established by the board, then while away from such office on business required by this act.

General powers

Sec. 4. The board—

(a) Shall annually designate an appointed member to act as vice chairman of the board.

(b) Shall maintain its principal office in the District of Columbia, and such other offices in the United States as it deems necessary.

(c) Shall have an official seal which shall be judicially noticed.

(d) Shall make an annual report to Congress.

(e) May make such regulations as are necessary to execute the functions vested in it by this act.

(f) May (1) appoint and fix the salaries of a secretary and such experts and, in accordance with the classification act of 1923 and subject to the provisions of the civil service laws, such other officers and employees, and (2) make such expenditures (including expenditures for rent and personal services at the seat of government and elsewhere, for law books, periodicals, and books of reference, and for printing and binding) as may be necessary for the execution of the functions vested in the board.

Special powers and duties

Sec. 5. (a) The board shall meet at the call of the chairman or of a majority of its members.

(b) The board shall keep advised, from any available sources, of crop prices, prospects, supply and demand, at home and abroad, with especial attention to the existence or the probability of the existence of a surplus of any agricultural commodity or any of its food products.

(c) The board shall advise cooperative associations, farm organizations, and producers in the adjustment of production and distribution, in order that they may secure the maximum benefits under this act.

(d) The board may publish, from time to time, such information as may be useful to farmers generally, in planning their future plantings, in order that burdensome crop surpluses may be avoided or minimized.

Commodity advisory councils

Sec. 6. (a) The board is hereby authorized and directed to create for each agricultural commodity which in its judgment may at any time require the application of this act an advisory

council of seven members fairly representative of the producers of such commodity. Members of each commodity advisory council shall be selected annually by the board from men actually engaged in cooperative marketing associations and farm organizations determined by the board to be representative of the producers of such commodity. Members of each commodity advisory council shall serve without salary, but may be paid by the board a *per diem* compensation not exceeding \$20 for attending meetings of the council and for time devoted to other business of the council and authorized by the board. Each council member shall be paid by the board his necessary traveling expenses to and from meetings of the council and his expenses incurred for subsistence, or *per diem* allowance in lieu thereof, within the limitations prescribed by law, while engaged upon the business of the council. Each commodity advisory council shall be designated by the name of the commodity it represents, as, for example, "The cotton advisory council."

(b) Each commodity advisory council shall meet as soon as practicable after its selection at a time and place designated by the board and select a chairman. The board may designate a secretary of the council.

(c) Each commodity advisory council shall meet thereafter at least twice in each year at a time and place designated by the board.

(d) Each commodity advisory council shall have power, by itself or through its officers, (1) to confer directly with the board, or to make oral or written representations concerning matters within the jurisdiction of the board, (2) to call for information from the board and to make representations to the board in respect of the commodity represented by the council on all matters pertaining to the interests of the producers of the commodity, and (3) to cooperate with the board in advising producers and cooperative associations and farm organizations in the adjustment of production in order to secure the maximum benefits under this act.

Sec. 7. Immediately upon its organization, the board upon the request of any cooperative marketing association, or upon its own motion, may investigate the conditions surrounding the marketing of any agricultural commodity produced in the United States and determine:

1. Does a surplus of any such commodity exist, or threaten to exist;
2. Does the existence or threat of such surplus depress or threaten to depress the price of such commodity below the cost of production with a reasonable profit to the average producers thereof;

3. Are the conditions of durability, preparation, processing, preserving, and marketing of such commodity—or the products therefrom—adaptable to the storage or future disposal of such commodity;

4. Are the producers of any such commodity sufficiently organized cooperatively to be fairly representative of the interests of the producers of the commodity;

5. Are the cooperative marketing associations efficiently organized to direct the purchasing, storing, and marketing such commodity.

If the board shall be a majority of its members and with the approval of the majority of the advisory council in such commodity find affirmatively that any agricultural commodity falls within the provisions 1, 2, 3, 4, and 5 of this section, then the board shall declare that an emergency exists in such commodity.

The board may, from time to time, on its own motion or upon the request of any organization of producers, declare that such emergency has passed.

Sec. 8. Where the board has made a finding in accordance with section 7 that an emergency exists, and where the producers of the commodity request the cooperation of the board, then the board shall publicly declare its readiness to extend to the cooperative associations engaged in the handling of such commodity its assistance in accordance with this act. And it may—

(a) Require the associations concerned to form a corporation under the laws of any State (hereinafter referred to as the corporation) to represent such association or associations in all transactions with the board and to handle surplus commodities under the provisions of this act. The capital of such corporation may be nominal in amount and shall be subscribed by such cooperative association, or if there be more than one such association in such proportions as they may agree, or, in failure of such agreement, then in such proportions as the board may determine.

(b) Make advances for working capital to such corporation to enable it to purchase, store, merchandise, or otherwise dispose of such portion of the commodity concerned as may be responsible for unduly depressing the price thereof.

(c) Such advances may be for such period as the board may determine and may be renewed from time to time by the board.

(d) Such advances shall bear interest at 1 per cent per annum above the rate of interest paid by the Treasury of the United States for its loan last preceding the date of such advances.

(e) Commodities purchased with said advances (unless disapproved by the board) may be pledged as marginal security for loans with which to purchase further amounts of such commodity.

(f) Whenever, in the judgment of the board, sufficient loans can be secured by the corporation at reasonable rates from other lenders, it shall suspend the further making of advances.

Sec. 9. No commodity which is liable to spoilage during the period of such loan by reason of its inherent nature or inferior condition shall be purchased with the advances made by the board.

Sec. 10. The corporation receiving such advances shall make purchases of such commodity with the proceeds thereof only:

(a) When prices are below or, except for such purchases, may fall below the cost of production to average producers.

(b) Of those grades and qualities of such commodities, the production of which is desirable in the interest of the domestic consumers of the United States, or for which normally a foreign market exists at a price showing a reasonable profit to an efficient producer thereof.

(c) So long as ensuing production of such commodity does not show an increase in planting or breeding according to the estimates of the Department of Agriculture of planting or breeding of the commodity.

(d) If the commodity so purchased shall be properly conditioned, preserved, stored, and safeguarded: Provided, however, That no such commodity shall be processed with the aid of advances made by the board in such manner as to produce a change of form except with the specific approval of the board.

(e) If every reasonable effort shall be exerted by the corporation to avoid losses and to secure profits on resales, but the corporation shall not withhold any commodity from the domestic market if the price thereof has become unduly enhanced, resulting in distress to American consumers.

Sec. 11. The corporation shall enter into agreement with the board to—

(a) Adopt by-laws satisfactory to the board in accordance with which any cooperative association handling the same commodity may become a stockholder in such corporation and putting such restrictions upon the alienation of stock in such corporation as will insure the retention both of such stock and of all beneficial interest therein by cooperative associations.

(b) Keep such accounts, records, and memoranda, and make such reports in respect of its transactions, business methods, and financial condition as the Federal Farm Board may from time to time prescribe.

(c) Permit the Federal Farm Board upon its own initiative or upon written request of any stockholder in the corporation to investigate its financial condition and business methods.

(d) Set aside a reasonable per cent of its profits each year for a reserve fund; which reserve fund may be transformed into fixed capital and certificates representing its ownership issued to the cooperative associations, stockholders in the corporation, with the assent of the board and under the terms and conditions approved by the board.

(e) Distribute the balance among its cooperative association stockholders ratably, according to the amount of such commodity produced in the current year that has been marketed through such associations by the producers thereof.

Sec. 12. The cooperative associations concerned shall enter into an agreement with the corporation to—

(a) Set aside a reasonable per cent of the profits prorated to them for a reserve fund.

(b) Distribute the balance among their members, ratably, according to the amount of such commodity marketed through the association by said members.

Sec. 13. If, by reason of unforeseen conditions, a loss is sustained in the disposition of a commodity purchased under the provisions of this act, which exceeds the reserves previously accumulated by the corporation, such loss may be assessed against the succeeding operations in connection with the commodity concerned but shall not be assessed against the cooperative association, stockholders of the corporation.

Loans to cooperative associations

Sec. 14. The board is authorized, upon such terms and conditions and in accordance with such regulations as it may prescribe, to make loans out of the revolving fund to any cooperative association engaged in the purchase, storage, sale, or other

disposition, or processing of any agricultural commodity or to corporations formed jointly by two or more such associations, for the purpose of assisting such associations in the purchase or construction of facilities to be used in the storage or processing of such agricultural commodity. In making any such loan the board may provide for the payment of a fixed number of annual installments which will, within a period of not more than twenty years, repay the amount of such loan, together with the interest thereon. The aggregate amounts loaned under this subdivision and remaining unpaid shall not exceed at any one time the sum of \$50,000,000.

(b) Any loan under this section shall bear interest at the rate of $\frac{1}{2}$ per centum per annum.

Sec. 15. (a) The board is authorized, upon such terms and conditions and in accordance with such regulations as it may prescribe, to make loans out of the revolving fund to any cooperative association or to any cooperative association created by two or more of such cooperative associations to act as a common agent in marketing any agricultural commodity. Such loans may be made to assist in the orderly marketing of the products of such association or associations and may be either secured or unsecured. In the making of loans under this subdivision the board shall designate such terms and conditions as to satisfy itself that there is a reasonable prospect of repayment but shall not require for the repayment of such loan any assessment or charge against the members of any such cooperative association.

(b) Any loan under this section shall bear interest at 1 per centum per annum above the rate of interest paid by the Treasury of the United States for the last loan made by it preceding the date of such advances.

Sec. 16. No loan shall be made under the provisions of section 14 or section 15 to any cooperative association dealing in any commodity for which a corporation has been organized in accordance with the provisions of section 8, except upon the request of such corporation.

Examination of books and accounts of board

Sec. 17. Expenditures by the board for loans and advances from the revolving fund and expenditures by the board from the appropriation under subdivision (b) of section 20 shall be allowed and paid upon the presentation of itemized vouchers therefor, approved by the chairman of the board. Vouchers so made for expenditures from the revolving fund shall be final and conclusive upon all officers of the Government; except that all financial transactions of the board shall, subject to the above limitation, be examined by the General Accounting Office, at such times and in such manner as the Comptroller General of the United States may by regulation prescribe. Such examination in respect of expenditures from the revolving fund shall be for the sole purpose of making a report to the Congress and to the board of expenditures in violation of law, together with such recommendations as the Comptroller General deems advisable concerning the receipt, disbursement, and application of the funds administered by the board.

Cooperation with executive departments

Sec. 18. (a) It shall be the duty of any governmental establishment in the executive branch of the Government, upon request by the board, or upon Executive order, to cooperate with and render assistance to the board in carrying out any of the provisions of this act and the regulations of the board. The board shall, in cooperation with any such governmental establishment, avail itself of the services and facilities of such governmental establishment in order to avoid preventable expense or duplication of effort.

(b) The President may by Executive order direct any such governmental establishment to furnish the board with such information and data pertaining to the functions of the board as may be contained in the records of such governmental establishment not otherwise prevented by law. The order of the President may provide such limitations as to the use of the information and data as he deems desirable.

(c) The board may cooperate with any State or Territory, or department, agency, or political subdivision thereof, or with any person.

Definitions

Sec. 19. (a) As used in this act—

(1) The term "person" means individual, partnership, corporation, or association.

(2) The term "United States," when used in a geographical sense, means continental United States.

(3) The term "cooperative association" means an association of persons engaged in the production of agricultural products, as farmers, planters, ranchers, dairymen, or nut or fruit

growers, organized to carry out any purpose specified in section 1 of the act entitled "An act to authorize associations of producers of agricultural products," approved February 18, 1922, if such association is qualified under such act.

(b) The term "corporation" represents any corporation formed under the laws of any State, the stock of which is owned wholly by a cooperative association or cooperative associations.

(5) The cost of production to efficient producers shall be estimated by excluding the costs of the highest cost producers whose production is not required to supply the amount needed for domestic consumption together with the further amount represented by the average of the three previous years' exports of the commodity or the products thereof.

Revolving fund and appropriation

Sec. 20. (a) There is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, the sum of \$250,000,000, which shall be administered by the board and used as a revolving fund, in accordance with the provisions of this act. The Secretary of the Treasury shall deposit in the revolving fund such amounts, within the appropriations therefor, as the board from time to time deems necessary.

(b) For expenses in the administration of the functions vested in the board by this act, there is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, the sum of \$500,000, to be available to the board for such expenses (including salaries and expenses of the members, officers, and employees of the board and the per diem compensation and expenses of members of the commodity advisory councils incurred prior to July 1, 1928).

Penalty

Sec. 21. Any member, officer, or employee of the board who, except under order of a court, shall, without authority of the board, make public any information obtained by the board under this act, or who shall, prior to the time such information is made public under the authority of the board, make use of any such information for the pecuniary advantage of himself or of any other person, shall, upon conviction thereof, be punished by a fine of not more than \$5,000, or imprisonment for not more than ten years, or both.

Antitrust laws

Sec. 22. Any corporation which has entered into an agreement with the board under this act shall, to the extent of its operations in accordance with the provisions of this act, be relieved from the provisions of the "antitrust" laws as designated in section 1 of the act entitled "An act to supplement existing laws against unlawful restraints and monopolies, and for other purposes," approved October 15, 1914.

Separability of provisions

Sec. 23. If any provision of this act is declared unconstitutional or the applicability thereof to any person, circumstance, commodity, or class of transactions in respect of any commodity, is held invalid, the validity of the remainder of the act and the applicability of such provision to other persons, circumstances, commodities, and classes of transactions shall not be affected thereby.

Short title

Sec. 24. This act may be cited as "The farm surplus act of 1927."

It was determined in the negative, { Yeas----- 32
Nays----- 54

On motion by Mr. Curtis,

The yeas and nays being desired by one-fifth of the Senators present,

Those who voted in the affirmative are—

Messrs. Bingham, Blease, Curtis, Edwards, Ernst, Fess, Fletcher, George, Gerry, Gillett, Glass, Goff, Gould, Hale, Harris, Keyes, King, Lenroot, McLean, Metcalf, Overman, Pepper, Phipps, Reed of Missouri, Reed of Pennsylvania, Sackett, Shortridge, Underwood, Walsh of Massachusetts, Warren, Weller, and Willis.

Those who voted in the negative are—

Messrs. Ashurst, Bayard, Borah, Bratton, Bruce, Cameron, Capper, Caraway, Copeland, Couzens, Dale, Deneen, Dill, Ferris, Frazier, Gooding, Greene, Harrell, Harrison, Hawes, Heflin, Howell, Johnson, Jones of Washington, Kendrick, La Follette, McKellar, McMaster, McNary, Mayfield, Means, Neely, Norris, Nye, Oddie, Pine, Pittman, Ransdell, Robinson of Arkansas, Robinson of Indiana, Schall, Sheppard, Shipstead, Simmons, Smith, Stanfield, Steck, Stephens, Stewart, Trammell, Tyson, Walsh of Montana, Watson, and Wheeler.

So the amendment of Mr. Curtis was not agreed to.

No further amendment being proposed, the bill was reported to the Senate and the amendments made in the Committee of the Whole were concurred in.

Ordered, That it be engrossed and read a third time.

The said bill was read the third time.

On the question, Shall the bill pass?

It was determined in the affirmative, { Yeas----- 47
Nays----- 39

On motion by Mr. Watson,

The yeas and nays being desired by one-fifth of the Senators present,

Those who voted in the affirmative are—

Messrs. Ashurst, Bratton, Cameron, Capper, Caraway, Copeland, Curtis, Deneen, Dill, Ferris, Fletcher, Frazier, Gooding, Gould, Harrell, Hawes, Howell, Johnson, Jones of Washington, Kendrick, La Follette, McKellar, McMaster, McNary, Mayfield, Means, Neely, Norris, Nye, Oddie, Pine, Pittman, Ransdell, Robinson of Arkansas, Robinson of Indiana, Schall, Sheppard, Shipstead, Simmons, Smith, Stanfield, Steck, Stewart, Trammell, Tyson, Watson, and Wheeler.

Those who voted in the negative are—

Messrs. Bayard, Bingham, Blease, Borah, Bruce, Couzens, Dale, Edwards, Ernst, Fess, George, Gerry, Gillett, Glass, Goff, Greene, Hale, Harris, Harrison, Heflin, Keyes, King, Lenroot, McLean, Metcalf, Overman, Pepper, Phipps, Reed of Missouri, Reed of Pennsylvania, Sackett, Shortridge, Stephens, Underwood, Walsh of Massachusetts, Walsh of Montana, Warren, Weller, and Willis.

So it was

Resolved, That the bill pass, and that the title thereof be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

NATIONAL BANK BRANCHES

On motion by Mr. Pepper that the Senate proceed to the consideration of the motion heretofore made by him that the Senate recede from its amendments numbered 1, 13, 14, 15, 16, and 35, and that the Senate agree to the amendments of the House of Representatives to the amendments of the Senate numbered 11, 26, 30, 36, 37, 38, and 39, and to the amendment to the title to the bill (H. R. 2) to amend an act entitled "An act to provide for the consolidation of national banking associations," approved November 7, 1918; to amend section 5136 as amended, section 5137, section 5138 as amended, section 5142, section 5150, section 5153, section 5190, section 5200 as amended, section 5202 as amended, section 5208 as amended, section 5211 as amended, of the Revised Statutes of the United States; and to amend section 9, section 13, section 22, and section 24 of the Federal reserve act, and for other purposes,

Pending which,

The further consideration of the motion was temporarily postponed.

WATERS OF BELLE FOURCHE AND CHEYENNE RIVERS

The Vice President laid before the Senate the amendment heretofore received from the House of Representatives for concurrence to the bill (S. 4411) granting the consent of Congress to compacts or agreements between the States of South Dakota and Wyoming with respect to the division and apportionment of the waters of the Belle Fourche and Cheyenne Rivers and other streams in which such States are jointly interested; whereupon

Mr. Kendrick asked unanimous consent that the Senate agree to the said amendment.

Pending debate,

Mr. Kendrick withdrew his request.

EXECUTIVE SESSION

On motion by Mr. Curtis,

The Senate proceeded to the consideration of executive business; and

After the consideration of executive business the doors were reopened;

When,

On motion by Mr. Curtis, at 5 o'clock and 36 minutes p. m.,

The Senate adjourned.

SATURDAY, FEBRUARY 12, 1927

The Vice President called the Senate to order, and the Chaplain offered prayer.

THE JOURNAL

The Journal of the proceedings of the legislative day of Wednesday, February 9, 1927, was approved.

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Chaffee, one of its clerks:

Mr. President: The Speaker of the House of Representatives having signed two enrolled bills, viz, S. 4553 and S. 4727, I am directed to bring the same to the Senate for the signature of its President.

QUESTION OF QUORUM

Mr. La Follette raised a question as to the presence of a quorum;

Whereupon
The Vice President directed the roll to be called;
When

Seventy-six Senators answered to their names, as follows:
Messrs. Ashurst, Bayard, Bingham, Blease, Borah, Bratton, Broussard, Bruce, Cameron, Capper, Caraway, Couzens, Curtis, Dale, Dill, Ferris, Fletcher, Frazier, George, Gerry, Gillett, Glass, Goff, Gooding, Gould, Greene, Harreld, Harris, Harrison, Hawes, Heflin, Howell, Johnson, Jones of Washington, Kendrick, Keyes, King, La Follette, Lenroot, McKellar, McLean, McMaster, McNary, Mayfield, Means, Neely, Norris, Nye, Oddie, Overman, Pepper, Phipps, Pine, Pittman, Ransdell, Reed of Missouri, Reed of Pennsylvania, Robinson of Arkansas, Schall, Sheppard, Shipstead, Simmons, Smith, Smoot, Stanfield, Steck, Stephens, Stewart, Trammell, Tyson, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, Wheeler, and Willis.

A quorum being present,

ENROLLED BILLS SIGNED

Mr. Greene, from the Committee on Enrolled Bills, reported that they had examined and found truly enrolled the following bills:

S. 4553. An act granting the consent of Congress to the Chesapeake Bay Bridge Co. to construct a bridge across the Chesapeake Bay from a point in Baltimore County to a point in Kent County, in the State of Maryland; and

S. 4727. An act to provide for the widening of Nichols Avenue between Good Hope Road and S Street SE., in the District of Columbia.

The Vice President thereupon signed the same, and they were delivered to the committee to be presented to the President of the United States.

REGULATION OF RADIO COMMUNICATIONS

Mr. Dill submitted the following proposed unanimous-consent agreement:

It is hereby agreed by unanimous consent that when the Senate concludes its business Monday, February 14, it shall take a recess until noon, Tuesday, February 15, and when the Senate convenes Tuesday the conference report on the radio bill, H. R. 9971, shall be laid before the Senate for consideration, and that after 1 o'clock p. m. no Senator shall speak more than once nor more than 15 minutes on the report or any motion concerning the report, and the Senate shall take a final vote on the conference report and all motions relating thereto at not later than 2 o'clock p. m., Tuesday, February 15.

Mr. Heflin raised a question as to the presence of a quorum;

Whereupon
The Vice President directed the roll to be called;
When

Seventy-six Senators answered to their names, as follows:
Messrs. Ashurst, Bayard, Bingham, Blease, Borah, Bratton, Broussard, Bruce, Cameron, Capper, Caraway, Couzens, Curtis, Dale, Dill, Ferris, Fletcher, Frazier, George, Gerry, Gillett, Glass, Goff, Gooding, Gould, Greene, Harreld, Harris, Harrison, Hawes, Heflin, Howell, Johnson, Jones of Washington, Kendrick, Keyes, King, La Follette, Lenroot, McKellar, McLean, McMaster, McNary, Mayfield, Means, Neely, Norris, Nye, Oddie, Overman, Pepper, Phipps, Pine, Pittman, Ransdell, Reed of Missouri, Reed of Pennsylvania, Robinson of Arkansas, Schall, Sheppard, Shipstead, Simmons, Smith, Smoot, Stanfield, Steck, Stephens, Stewart, Trammell, Tyson, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, Wheeler, and Willis.

A quorum being present,

Mr. Pittman objected to the proposed agreement submitted by Mr. Dill.

PRESIDENTIAL APPROVALS

A message from the President of the United States, by Mr. Latta, his secretary:

Mr. President: The President of the United States on February 10, 1927, approved and signed the following acts:

S. 3634. An act providing for the preparation of a biennial index to State legislation; and

S. 3928. An act authorizing the designation of an ex officio commissioner for Alaska for each of the executive departments of the United States, and for other purposes.

Ordered, That the Secretary notify the House of Representatives thereof.

NATIONAL BANK BRANCHES

Pending the consideration of morning business, the hour of 1 o'clock having arrived,

On motion by Mr. Pepper that the Senate proceed to the consideration of the motion heretofore made by him that the Senate recede from its amendments numbered 1, 13, 14, 15, 16, and 35, and that the Senate agree to the amendments of the House of Representatives to the amendments of the Senate numbered 11, 26, 30, 36, 37, 38, and 39, and to the amendment to the title to the bill (H. R. 2) to amend an act entitled "An act to provide for the consolidation of national banking associations," approved November 7, 1918; to amend section 5136 as amended, section 5137, section 5138 as amended, section 5142, section 5150, section 5155, section 5190, section 5200 as amended, section 5202 as amended, section 5208 as amended, section 5211 as amended, of the Revised Statutes of the United States; and to amend section 9, section 13, section 22, and section 24 of the Federal reserve act, and for other purposes,

Mr. Norris raised a question of order, viz, that the motion was not in order until the conclusion of the morning business.

The Vice President held the point of order was not well taken, under Rule VII, paragraph 3.

Mr. Norris raised another question of order, viz, that such a motion was not debatable only when the Senate was taking up the calendar under Rule VIII, and that the pending motion was debatable.

The Vice President, citing paragraph 2 of Rule VIII, held the point of order was not well taken.

Mr. Wheeler, rising to a question of personal privilege, proceeded to make a statement about the bill, when

Mr. Glass raised a question of order, viz, that the matter was not debatable.

The Vice President held debate was out of order; and

The question being taken on agreeing to the motion of Mr. Pepper that the Senate proceed to the consideration of the motion heretofore made by him,

It was determined in the affirmative, {Yeas----- 58
Nays----- 9

On motion by Mr. Heflin,

The yeas and nays being desired by one-fifth of the Senators present,

Those who voted in the affirmative are—

Messrs. Ashurst, Bayard, Bingham, Blease, Bratton, Bruce, Cameron, Capper, Caraway, Couzens, Curtis, Dale, Ferris, Fletcher, George, Gillett, Glass, Goff, Gooding, Gould, Greene, Harreld, Harris, Hawes, Howell, Johnson, Jones of Washington, Kendrick, Keyes, King, McKellar, McLean, McMaster, McNary, Mayfield, Means, Oddie, Overman, Pepper, Phipps, Pine, Ransdell, Reed of Pennsylvania, Robinson of Arkansas, Schall, Sheppard, Simmons, Smith, Stanfield, Steck, Stephens, Stewart, Trammell, Tyson, Walsh of Massachusetts, Warren, Watson, and Willis.

Those who voted in the negative are—

Messrs. Dill, Frazier, Heflin, La Follette, Neely, Norris, Nye, Shipstead, and Wheeler.

So Mr. Pepper's motion was agreed to; and

The Senate proceeded to consider the said motion.

Mr. Pepper presented the following motion, which the Vice President, under Rule XXII, stated to the Senate:

We, the undersigned Senators, in accordance with the provisions of Rule XXII of the Standing Rules of the Senate, move that debate be brought to a close upon the motion of the Senator from Pennsylvania [Mr. Pepper] that the Senate recede from its amendments Nos. 1, 13, 14, 15, 16, and 35 to the bill (H. R. 2) to amend an act entitled "An act to provide for the consolidation of national banking associations," approved November 7, 1918; to amend section 5136 as amended, section 5137, section 5138 as amended, section 5142, section 5150, section 5155, section 5190, section 5200 as amended, section 5202 as amended, section 5208 as amended, section 5211 as amended, of the Revised Statutes of the United States; and to amend section 9, section 13, section 22, and section 24 of the Federal reserve act, and for other purposes; and that the Senate agree to the amendments of the House of Representatives to the amendments of the Senate numbered 11, 26, 30, 36, 37, 38, and 39, and to the amendment of the Senate to the title of said bill:

Carter Glass, Wm. J. Harris, Thomas F. Bayard, Duncan U. Fletcher, Sam G. Bratton, Morris Sheppard, Henry F. Ashurst, Daniel F. Steck, Wm. Cabell Bruce,

Woodbridge N. Ferris, E. I. Edwards, M. M. Neely, Lee S. Overman, A. A. Jones, Harry B. Hawes, H. D. Stephens, John B. Kendrick, Joe T. Robinson, L. D. Tyson, Earle B. Mayfield, T. H. Caraway, Kenneth McKellar, E. D. Smith, Key Pittman, F. M. Simmons, Jos. E. Ransdell, F. R. Gooding, Peter Norbeck, Walter E. Edge, Geo. P. McLean, James E. Watson, David A. Reed, George Wharton Pepper, W. B. Pine, David W. Stewart, A. R. Gould, Tasker L. Oddie, Ralph H. Cameron, R. B. Howell, Frank B. Willis, Guy D. Goff, Frederic M. Sackett, Chas. L. McNary, Frank E. Greene, Thos. D. Schall, Rice W. Means, Arthur R. Robinson, Arthur Capper, W. L. Jones, Robert N. Stanfield, Reed Smoot, L. C. Phipps, O. E. Weller, F. H. Gillett, Samuel M. Shortridge, Frederick Hale, Simeon D. Fess, Richard P. Ernst.

Pending debate,

APPOINTMENTS TO FEDERAL OFFICE

Mr. Norris entered a motion to discharge the Committee to Audit and Control the Contingent Expenses of the Senate from the further consideration of the resolution (S. Res. 338) to investigate the charges of barter and sale of political influence in connection with Federal appointments.

PETITIONS AND MEMORIALS

The Vice President laid before the Senate a joint resolution of the Legislature of the State of Minnesota, praying the passage of the so-called McNary-Haugen agricultural relief bill.

Ordered, That it lie on the table.

Mr. Walsh of Montana presented a joint resolution of the Legislature of the State of Montana, praying the negotiation of a treaty with the Dominion of Canada in furtherance of the Great Lakes-St. Lawrence waterway project; which was referred to the Committee on Foreign Relations.

Mr. Shipstead presented the following petitions and memorials, which were referred as indicated:

A petition of citizens of Minneapolis and Willmar, Minn., praying the enactment of legislation granting pensions and increase of pensions to Civil War veterans and their widows; to the Committee on Pensions.

A petition of citizens of Faribault, Minn., praying the enactment of legislation granting increased compensation to employees of the United States custodian service; to the Committee on Appropriations.

A petition of the State Agricultural Society of the State of Minnesota, praying the negotiation of a treaty with the Dominion of Canada in furtherance of the Great Lakes-St. Lawrence waterway project; to the Committee on Foreign Relations.

A memorial of citizens of the State of Minnesota, remonstrating against the enactment of legislation providing for compulsory Sunday observance in the District of Columbia; to the Committee on the District of Columbia.

A memorial of the State Agricultural Society of the State of Minnesota, remonstrating against the enactment of legislation proposing to make changes in the farm loan act, under which the Federal land banks and intermediate credit banks are now operated; to the Committee on Agriculture and Forestry.

Mr. Shipstead presented a joint resolution of the Legislature of the State of Minnesota, praying the passage of the so-called McNary-Haugen agricultural relief bill.

Ordered, That it lie on the table.

Mr. Willis presented a petition of citizens of Clyde, Ohio, praying the enactment of legislation providing for the regulation of radio broadcasting stations.

Ordered, That it lie on the table.

REPORTS OF COMMITTEES

Mr. Dale, from the Committee on Pensions, to whom was referred the bill (H. R. 16461) granting pensions and increase of pensions to certain soldiers and sailors of the Civil War and certain widows and dependent children of soldiers and sailors of said war, reported it with amendments and submitted a report (No. 1468) thereon.

Mr. Reed of Missouri, from the Special Committee Investigating Expenditures in Senatorial Primary and General Elections, created by Senate Resolution 195, agreed to May 19, 1926, submitted partial report dealing with the recalcitrancy of certain witnesses appearing before said committee; which was ordered to be printed as part 4 of Report No. 1197.

Mr. Stewart, from the Committee on Commerce, to whom was referred the bill (S. 5620) granting the consent of Congress to John R. Scott, Thomas J. Scott, E. E. Green, and Baxter L. Brown, their successors and assigns, to construct, maintain, and

operate a bridge across the Mississippi River, reported it with an amendment and submitted a report (No. 1469) thereon.

The Senate proceeded, by unanimous consent, to consider the said bill as in Committee of the Whole; and the reported amendment having been agreed to, the bill was reported to the Senate and the amendment was concurred in.

Ordered, That it be engrossed and read a third time.

The said bill was read the third time.

Resolved, That it pass, and that the title thereof be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

Mr. Stewart, from the Committee on Commerce, to whom was referred the bill (S. 5598) to extend the time for constructing a bridge across the Ohio River approximately midway between the city of Owensboro, Ky., and Rockport, Ind., reported it without amendment and submitted a report (No. 1470) thereon.

The Senate proceeded, by unanimous consent, to consider the said bill as in Committee of the Whole; and no amendment being made, it was reported to the Senate.

Ordered, That it be engrossed and read a third time.

The said bill was read the third time.

Resolved, That it pass, and that the title thereof be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

Mr. Stewart, from the Committee on Commerce, to whom was referred the bill (S. 5588) granting the consent of Congress to the Big Sandy & Cumberland Railroad Co. to construct and maintain a bridge across the Tug Fork of Big Sandy River, at Devon, Mingo County, W. Va., reported it with amendments and submitted a report (No. 1471) thereon.

The Senate proceeded, by unanimous consent, to consider the said bill as in Committee of the Whole; and the reported amendments having been agreed to, the bill was reported to the Senate and the amendments were concurred in.

Ordered, That it be engrossed and read a third time.

The said bill was read the third time.

Resolved, That it pass, and that the title thereof be amended so as to read: "A bill granting the consent of Congress to the Big Sandy & Cumberland Railroad Co. to construct and operate a bridge across the Tug Fork of Big Sandy River at Devon, Mingo County, W. Va."

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

Mr. Reed of Pennsylvania, from the Committee on Military Affairs, to whom were referred the following bills, reported them each without amendment and submitted reports thereon, as follows:

H. R. 1130. An act authorizing the Secretary of War to donate to the Wayne County Council of the Veterans of Foreign Wars, of Detroit, State of Michigan, two obsolete brass cannons (Rept. No. 1472); and

H. R. 10504. An act to amend the act approved June 4, 1897, by authorizing an increase in the cost of lands to be embraced in the Shiloh National Military Park, Pittsburg Landing, Tenn. (Rept. No. 1473).

ENROLLED BILLS PRESENTED

Mr. Greene, from the Committee on Enrolled Bills, reported that they this day presented to the President of the United States the following enrolled bills:

S. 4553. An act granting the consent of Congress to the Chesapeake Bay Bridge Co. to construct a bridge across the Chesapeake Bay from a point in Baltimore County to a point in Kent County in the State of Maryland; and

S. 4727. An act to provide for the widening of Nichols Avenue between Good Hope Road and S Street SE. in the District of Columbia.

INTRODUCTION OF BILLS

Bills were introduced, severally read the first and second times by unanimous consent, and referred as follows:

By Mr. Bingham:

A bill (S. 5686) to amend the act entitled "An act to provide a civil government for Porto Rico, and for other purposes," approved March 2, 1917, as amended; to the Committee on Territories and Insular Possessions.

By Mr. Capper:

A bill (S. 5687) granting an increase of pension to Margery Warren (with accompanying papers); to the Committee on Pensions.

By Mr. Hawes:

A bill (S. 5688) granting an increase of pension to Lucy R. Steckel (with accompanying papers); to the Committee on Pensions.

By Mr. McMaster (for Mr. Norbeck):

A bill (S. 5689) granting a pension to Martha E. Jones; and
A bill (S. 5690) granting a pension to Louise Schmit; to the Committee on Pensions.

By Mr. Smith:

A bill (S. 5691) granting a pension to George C. Ezell; to the Committee on Pensions.

A bill (S. 5692) granting permission for the laying of pipes for the transmission of steam along the alley between lots Nos. 5 and 32, in square No. 225; to the Committee on the District of Columbia.

By Mr. Trammell:

A bill (S. 5693) to correct the naval record of Marion R. McLelland; to the Committee on Naval Affairs.

A bill (S. 5694) granting a pension to Dennett H. Mosely; to the Committee on Pensions.

By Mr. McMaster:

A bill (S. 5695) authorizing the coinage of silver 50-cent pieces in commemoration of the dedication of Rushmore Mountain, located within Harney National Forest, S. Dak., for the carving thereon of a heroic monument commemorating the deeds of George Washington, Thomas Jefferson, Abraham Lincoln, and Theodore Roosevelt in the founding, preservation, and territorial expansion of the Republic, and in memory of Calvin Coolidge, President of the United States of America, in whose administration this memorial was begun; to the Committee on Banking and Currency.

By Mr. Frazier:

A bill (S. 5696) to amend the United States grain standards act; to the Committee on Agriculture and Forestry.

A bill (S. 5697) to amend sections 311 and 313 of the tariff act of 1922, as amended; to the Committee on Finance.

WATERS OF THE BELLE FOURCHE AND CHEYENNE RIVERS

Mr. Kendrick requested the Presiding Officer to lay before the Senate the amendment heretofore received from the House of Representatives for concurrence to the bill (S. 4411) granting the consent of Congress to compacts or agreements between the States of South Dakota and Wyoming with respect to the division and apportionment of the waters of the Belle Fourche and Cheyenne Rivers and other streams in which such States are jointly interested.

Mr. Nye raised a question as to the presence of a quorum;

Whereupon

The Presiding Officer (Mr. Bingham in the chair) directed the roll to be called;

When

Sixty-five Senators answered to their names, as follows:

Messrs. Ashurst, Bayard, Bingham, Blaine, Borah, Bratton, Broussard, Bruce, Cameron, Capper, Caraway, Couzens, Curtis, Dale, Dill, Ferris, Fletcher, Frazier, George, Glass, Goff, Gooding, Gould, Harris, Harrison, Hawes, Hefflin, Johnson, Jones of Washington, Kendrick, Keyes, King, La Follette, Lenroot, McKellar, McLean, McMaster, McNary, Mayfield, Means, Neely, Norris, Nye, Oddie, Overman, Pepper, Pine, Ransdell, Reed of Pennsylvania, Robinson of Arkansas, Schall, Sheppard, Shipstead, Simmons, Smith, Steck, Stephens, Stewart, Trammell, Tyson, Walsh of Massachusetts, Warren, Watson, Wheeler, and Willis.

A quorum being present,

Mr. Kendrick withdrew his request.

Subsequently,

The Presiding Officer (Mr. Jones of Washington in the chair) laid before the Senate the amendment heretofore received from the House of Representatives for concurrence to the foregoing bill (S. 4411).

On motion by Mr. Kendrick,

Resolved, That the Senate disagree to the amendment of the House of Representatives to the said bill, and ask a conference with the House on the disagreeing votes of the two Houses thereon.

Ordered, That the conferees on the part of the Senate be appointed by the Presiding Officer; and

The Presiding Officer appointed Mr. Phipps, Mr. Jones of Washington, and Mr. Kendrick.

Ordered, That the Secretary notify the House of Representatives thereof.

CREDENTIALS OF SENATOR FROM ARKANSAS

Mr. Robinson of Arkansas presented the credentials of T. H. Caraway, duly chosen a Senator by the qualified electors of the State of Arkansas for the term beginning March 4, 1927; which were read and placed on file.

NATIONAL BANK BRANCHES

The Senate resumed the consideration of the motion heretofore made by Mr. Pepper that the Senate recede from its amend-

ments numbered 1, 13, 14, 15, 16, and 35, and that the Senate agree to the amendments of the House of Representatives to the amendments of the Senate numbered 11, 26, 30, 36, 37, 38, and 39, and to the amendment to the title to H. R. 2, the so-called Pepper-McFadden banking bill.

Pending debate,

Mr. La Follette raised a question as to the presence of a quorum;

Whereupon

The Presiding Officer (Mr. McNary in the chair) directed the roll to be called;

When

Sixty Senators answered to their names, as follows:

Messrs. Bayard, Blaine, Broussard, Bruce, Cameron, Capper, Couzens, Curtis, Dale, Dill, Ferris, Fletcher, George, Gerry, Glass, Goff, Harrell, Harris, Harrison, Hawes, Hefflin, Howell, Johnson, Jones of Washington, Keyes, King, La Follette, Lenroot, McKellar, McLean, McMaster, McNary, Mayfield, Neely, Norris, Nye, Oddie, Overman, Pepper, Phipps, Pine, Pittman, Ransdell, Reed of Pennsylvania, Robinson of Arkansas, Schall, Sheppard, Shipstead, Smith, Smoot, Steck, Stephens, Stewart, Trammell, Tyson, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, and Wheeler.

A quorum being present,

Pending further debate,

Mr. Howell raised a question as to the presence of a quorum;

Whereupon

The Presiding Officer (Mr. McNary in the chair) directed the roll to be called;

When

Sixty-one Senators answered to their names, as follows:

Messrs. Bayard, Blaine, Broussard, Bruce, Cameron, Capper, Couzens, Curtis, Dale, Dill, Ferris, Fletcher, Frazier, George, Glass, Goff, Gooding, Harrell, Harris, Harrison, Hawes, Hefflin, Howell, Johnson, Jones of Washington, Kendrick, Keyes, King, La Follette, Lenroot, McKellar, McLean, McMaster, McNary, Mayfield, Neely, Norris, Nye, Oddie, Overman, Pepper, Phipps, Pine, Ransdell, Reed of Missouri, Reed of Pennsylvania, Robinson of Arkansas, Schall, Sheppard, Shipstead, Smith, Smoot, Steck, Stephens, Stewart, Trammell, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, and Wheeler.

A quorum being present,

EXECUTIVE SESSION

On motion by Mr. Curtis,

The Senate proceeded to the consideration of executive business; and

After the consideration of executive business the doors were reopened;

When

On motion by Mr. Curtis, at 3 o'clock and 33 minutes p. m.,

The Senate adjourned.

MONDAY, FEBRUARY 14, 1927

The Vice President called the Senate to order, and the Chaplain offered prayer.

THE JOURNAL

The Journal of the proceedings of Saturday last was approved.

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Haltigan, one of its clerks:

Mr. President: The House of Representatives has disagreed to the amendments of the Senate to the bill (H. R. 16863) making appropriations for the legislative branch of the Government for the fiscal year ending June 30, 1928, and for other purposes; it asks a conference with the Senate on the disagreeing votes of the two Houses thereon, and has appointed Mr. Dickinson of Iowa, Mr. Summers of Washington, Mr. Murphy, Mr. Taylor of Colorado, and Mr. Collins managers at the same on its part.

The House has passed the bill (H. R. 16282) granting the consent of Congress to the Nebraska-Iowa Bridge Co., its successors and assigns, to construct, maintain, and operate a bridge across the Missouri River, in which it requests the concurrence of the Senate.

The House has passed the following resolution (H. Res. 418), which I am directed to communicate to the Senate:

Resolved, That the House has heard with profound sorrow of the death of Hon. Ambrose E. B. Stephens, a Representative from the State of Ohio.

Resolved, That a committee of 17 Members of the House, with such Members of the Senate as may be joined, be appointed to attend the funeral.

Resolved, That the Sergeant at Arms of the House be authorized and directed to take such steps as may be necessary for carrying out the provisions of these resolutions, and that the necessary expenses in connection therewith be paid out of the contingent fund of the House.

Resolved, That the Clerk communicate these resolutions to the Senate and transmit a copy thereof to the family of the deceased.

Resolved, That as a further mark of respect, this House do now adjourn.

The Speaker of the House having signed an enrolled bill, viz, H. R. 11768, I am directed to bring the same to the Senate for the signature of its President.

ENROLLED BILL SIGNED

Mr. Greene, from the Committee on Enrolled Bills, reported that they had examined and found truly enrolled the bill (H. R. 11768) to regulate the importation of milk and cream into the United States for the purpose of promoting the dairy industry of the United States and protecting the public health.

The Vice President thereupon signed the same, and it was delivered to the committee to be presented to the President of the United States.

HOUSE BILL REFERRED

The bill H. R. 16282, this day received from the House of Representatives for concurrence, was read the first and second times by unanimous consent, and referred to the Committee on Commerce.

PETITIONS AND MEMORIALS

Mr. Smoot presented a joint resolution of the Legislature of the State of Utah, favoring the establishment of a migratory-bird refuge at Bear River Bay, Salt Lake, Utah; which was referred to the Committee on Agriculture and Forestry.

Mr. Robinson of Indiana presented a communication from the United Mine Workers of America, remonstrating against the alleged discrimination in freight rates on coal shipments from Indiana, Ohio, Pennsylvania, and Illinois; which was referred to the Committee on Interstate Commerce.

Mr. Tyson presented resolutions adopted by the Women's Patriotic Conference on National Defense, recently held in Washington, D. C., urging that every precaution be taken to preserve the welfare of our Government; which was referred to the Committee on Military Affairs.

Mr. Copeland presented resolutions adopted by the Chamber of Commerce of Amsterdam, N. Y., remonstrating against the construction of the proposed Great Lakes-St. Lawrence River water project through foreign territory; which were referred to the Committee on Commerce.

Mr. Jones of Washington presented a petition of citizens of Port Angeles, Wash., praying the retirement of employees in the classified civil service after 30 years' continuous service; which was referred to the Committee on Civil Service.

Mr. Copeland presented several petitions of citizens of the State of New York, praying the enactment of legislation creating a commission to investigate civil-service retirement and the operation and administration of the law; which was referred to the Committee on Civil Service.

Mr. Copeland presented resolutions of the New York Chapter of the American Institute of Architects, favoring legislation providing for the protection of Lafayette Square, Washington, D. C., from commercial exploitation; which was referred to the Committee on Public Buildings and Grounds.

Petitions praying the enactment of legislation granting pensions and increase of pensions to Civil War veterans and their widows were presented as follows:

By Mr. Copeland: Several petitions of citizens of New York.

By Mr. Willis: A petition of citizens of Cleveland, Ohio.

By Mr. Deneen: Several petitions of citizens of Illinois.

Ordered, That they be referred to the Committee on Pensions.

Memorials remonstrating against the enactment of legislation providing for the closing of barber shops on Sunday in the District of Columbia were presented as follows:

By Mr. Dill: A memorial of citizens of Spokane, Wash.

By Mr. Willis: A memorial of citizens of Dresden, Ohio.

By Mr. Copeland: A memorial of citizens of New York, N. Y.

Ordered, That they be referred to the Committee on the District of Columbia.

Mr. Bruce presented a memorial of citizens of Baltimore, Md., praying the enactment of legislation providing for the regulation of radio broadcasting stations.

Ordered, That it lie on the table.

Mr. Deneen presented a joint resolution of the Legislature of the State of Illinois, praying the passage of the so-called McNary-Haugen agricultural relief bill.

Ordered, That it lie on the table.

Mr. Bingham presented resolutions adopted by the Disabled Army Officers' Association of the State of Connecticut, praying the enactment of legislation providing for the retirement of disabled emergency Army officers.

Ordered, That it lie on the table.

ANALYSIS OF BID OF FARMERS' FEDERATED FERTILIZER CORPORATION ON MUSCLE SHOALS PROJECT

Mr. McNary presented a communication from the Secretary of the Treasury, transmitting an analysis of the bid of the Farmers' Federated Fertilizer Corporation for the lease of the Muscle Shoals project, prepared by the engineer division of the Income Tax Division of the Treasury Department; which, with the accompanying papers, was ordered to be printed.

PUBLIC CHARITABLE AND REFORMATORY INSTITUTIONS AND AGENCIES IN DISTRICT OF COLUMBIA

Mr. Capper presented a manuscript entitled "History and Development of the Public Charitable and Reformatory Institutions and Agencies in the District of Columbia," compiled by George M. Kober, M. D., LL. D., formerly vice president of the Board of Charities and at present member of the Board of Public Welfare; which was ordered to be printed.

REPORTS OF COMMITTEES

Mr. Keyes, from the Committee to Audit and Control the Contingent Expenses of the Senate, to whom were referred the following resolutions, reported them each without amendment:

S. Res. 314. Resolution continuing the employment of a special assistant clerk to the Committee on Interstate Commerce until June 30, 1927;

S. Res. 321. Resolution to extend Senate Resolution 205 until June 30, 1927;

S. Res. 339. Resolution to pay to Irene Fletcher a sum equal to one year's salary of the late Joseph Montgomery; and

S. Res. 340. Resolution to pay to Roswell D. Morgan a sum equal to six months' compensation of the late William E. Morgan.

The Senate proceeded, by unanimous consent, to consider the said resolutions; and

Resolved, That the Senate agree thereto.

Mr. Keyes, from the Committee to Audit and Control the Contingent Expenses of the Senate, to whom was referred the concurrent resolution (S. Con. Res. 27) relative to the employment of Federal prisoners in United States penitentiaries, United States Industrial Home for Women, and the United States Industrial Reformatory, reported it without amendment.

The Senate proceeded, by unanimous consent, to consider the said concurrent resolution; and

Resolved, That the Senate agree thereto.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

Mr. Robinson of Arkansas, from the Committee on Military Affairs, to whom was referred the bill (H. R. 1231) for the relief of Mary Moore, reported it without amendment and submitted a report (No. 1474) thereon.

The Senate proceeded, by unanimous consent, to consider the said bill as in Committee of the Whole; and no amendment being made, it was reported to the Senate.

Ordered, That it pass to a third reading.

The said bill was read the third time.

Resolved, That it pass.

Ordered, That the Secretary notify the House of Representatives thereof.

Mr. Pittman, from the Committee on Interstate Commerce, to whom was referred the bill (S. 4390) to amend section 15a of the act to regulate commerce in respect to certain common-carrier railroads, and for other purposes, reported it with amendments and submitted a report (No. 1475) thereon.

Mr. Smith, from the Committee on Interstate Commerce, to whom was referred the bill (H. R. 10510) to prevent the destruction or dumping, without good and sufficient cause therefor, of farm produce received in interstate commerce by commission merchants and others and to require them truly and correctly to account for all farm produce received by them, reported it without amendment and submitted a report (No. 1476) thereon.

Mr. Gillett, from the Committee on the Library, to whom was referred the bill (H. R. 3791) to purchase a painting of the several ships of the United States Navy in 1891 and entitled "Peace," reported it without amendment and submitted a report (No. 1477) thereon.

Mr. Phipps, from the Committee on Appropriations, to whom was referred the bill (H. R. 16800) making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against the revenues of such District for the fiscal year ending June 30, 1928, and for other purposes, reported it with amendments and submitted a report (No. 1478) thereon.

Mr. Harrell, from the Committee on Indian Affairs, to whom was referred the bill (H. R. 15602) to amend the last paragraph of an act entitled "An act to refer the claims of the Delaware Indians to the Court of Claims, with the right of appeal to the Supreme Court of the United States," reported it without amendment and submitted a report (No. 1479) thereon.

Mr. Ashurst, from the Committee on Indian Affairs, to whom was referred the bill (H. R. 15006) to authorize the purchase of land for an addition to the United States Indian school farm near Phoenix, Ariz., reported it without amendment and submitted a report (No. 1480) thereon.

Mr. McMaster, from the Committee on Military Affairs, to whom were referred the following bills, reported them each without amendment and submitted reports thereon, as follows: H. R. 9787. An act to correct the military record of Samuel Wemmer (Rept. No. 1481); and

H. R. 10662. An act authorizing an appropriation for the construction of a roadway and walk leading to and around the Chalmette Monument, Chalmette, La. (Rept. No. 1482).

Mr. McMaster, from the Committee on Indian Affairs, to whom was referred the bill (H. R. 16212) to authorize per capita payments to the Indians of the Cheyenne River Reservation, S. Dak., reported it without amendment and submitted a report (No. 1483) thereon.

Mr. McMaster, from the Committee on Indian Affairs, to whom was referred the bill (H. R. 13593) authorizing and directing the Secretary of the Interior to investigate, hear, and determine the claims of individual members of the Sioux Tribe of Indians against tribal funds or against the United States, reported it with an amendment and submitted a report (No. 1484) thereon.

Mr. Bratton, from the Committee on Indian Affairs, to whom was referred the bill (S. 5353) to authorize an appropriation for a road on the Zuni Indian Reservation, N. Mex., reported it without amendment and submitted a report (No. 1485) thereon.

INTRODUCTION OF BILLS

Bills were introduced, severally read the first and second times by unanimous consent, and referred as follows:

By Mr. Wadsworth:

A bill (S. 5698) authorizing the construction of a bridge across the St. Lawrence River near Alexandria Bay, N. Y.; to the Committee on Commerce.

By Mr. Overman:

A bill (S. 5699) relating to the admission of candidates to the Naval Academy; to the Committee on Naval Affairs.

By Mr. Tyson:

A bill (S. 5700) for the relief of Capt. George R. Armstrong, United States Army, retired; to the Committee on Military Affairs.

By Mr. Sheppard:

A bill (S. 5701) making certain regulations as to vacancies in warrant officer grades (with accompanying papers); to the Committee on Military Affairs.

By Mr. Swanson:

A bill (S. 5702) giving jurisdiction to the Court of Claims to hear and determine the claim of the Butler Lumber Co. (Inc.); to the Committee on Claims.

By Mr. Jones of Washington:

A bill (S. 5703) for the relief of Lloyd Garretson Co.; to the Committee on Claims.

By Mr. Moses:

A bill (S. 5704) granting an increase of pension to Annie Leavitt (with accompanying papers); to the Committee on Pensions.

By Mr. Hawes:

A bill (S. 5705) to extend the times for the construction of bridges across the Mississippi River at Alton, Ill., and across the Missouri River near Bellefontaine, in Missouri (with an accompanying paper); to the Committee on Commerce.

By Mr. Sackett:

A bill (S. 5706) granting a pension to Nancy Kelley (with accompanying papers); to the Committee on Pensions.

By Mr. King:

A bill (S. 5707) to amend section 10 of the act entitled "An act making further provision for a civil government for Alaska, and for other purposes," approved June 6, 1900; to the Committee on Territories and Insular Possessions.

By Mr. Capper:

A bill (S. 5708) authorizing the use of land owned by the United States in the District of Columbia for highway purposes; and

A bill (S. 5709) to amend the act approved June 7, 1924, relating to the regulation of the practice of dentistry in the District of Columbia; to the Committee on the District of Columbia.

By Mr. Copeland:

A bill (S. 5710) providing an appropriation for the reconditioning of the frigate *Constitution*; to the Committee on Appropriations.

By Mr. Stephens:

A bill (S. 5711) for the relief of William G. Beaty, deceased; to the Committee on Military Affairs.

CATHERINE HARDESTY

Mr. McNary submitted the following resolution (S. Res. 348), which was referred to the Committee to Audit and Control the Contingent Expenses of the Senate:

Resolved, That the Secretary of the Senate hereby is authorized and directed to pay from the contingent fund of the Senate to Catherine Hardesty, widow of Martin T. Hardesty, late a messenger in the employ of the Senate, a sum equal to six months' compensation at the rate he was receiving by law at the time of his death, said sum to be considered inclusive of funeral expenses and all other allowances.

COLUMBIA BASIN IRRIGATION PROJECT

Mr. Dill submitted the following resolution (S. Res. 349), which was referred to the Committee on Irrigation and Reclamation:

Resolved, That the Committee on Irrigation and Reclamation, or a duly authorized subcommittee thereof, is authorized to make a complete investigation with respect to proposed legislation relating to the building of the dams, canals, reservoirs, and other necessary works for the Columbia Basin project in the State of Washington. For the purposes of this resolution such committee or subcommittee is authorized to hold hearings prior to the beginning of the first regular session of the Seventieth Congress, to sit and act at such times and places within the United States and to employ such clerical and stenographic assistants as it deems advisable. The cost of stenographic service to report such hearings shall not be in excess of 25 cents per hundred words. The committee or subcommittee is further authorized to send for persons and papers, to administer oaths, and to take testimony, and the expense attendant upon the work of the committee or subcommittee shall be paid from the contingent fund of the Senate.

REVISION OF SENATE RULES

Mr. Blease submitted the following resolution (S. Res. 350): Whereas there exists much difference of opinion as to the proper construction to be placed upon the various rules of the United States Senate; and

Whereas there are rules in the Senate which seemingly contradict others, causing much confusion in their construction; and

Whereas it is becoming too common a practice in the Senate to appeal from the decision of the Presiding Officer, thus leaving to a majority of the Senate the right, if they see fit, to impose their construction of the rules upon the minority: Now, therefore, be it

Resolved, That the President of the Senate be authorized and requested and do appoint five (5) Members of the Senate, who shall be instructed not to change, alter, or amend any present rule of the Senate, but to rewrite and present to the Senate a draft of the present rules, omitting any duplication of same or any seeming contradiction thereof, and that they submit such draft to the Senate during the first days of its next regular session for such action as the Senate deems advisable to take thereon; and be it further

Resolved, That said committee shall act without compensation, but shall have their actual expenses paid and shall be empowered to employ a secretary and an expert parliamentarian, should they deem it necessary, who shall be paid such compensation as shall be fixed by the committee; and be it further

Resolved, That the sum of — is hereby appropriated for such purposes, which shall be paid out of the contingent fund of the United States Senate on vouchers which shall be signed by the chairman and the secretary of the committee.

Ordered, That it lie over one day under the rule.

APPROPRIATIONS FOR LEGISLATIVE ESTABLISHMENT

The Vice President laid before the Senate the message this day received from the House of Representatives, announcing

its disagreement to the amendments of the Senate to the bill (H. R. 10863) making appropriations for the legislative branch of the Government for the fiscal year ending June 30, 1928, and for other purposes, and asking a conference with the Senate thereon.

On motion by Mr. Warren,

Resolved, That the Senate insist upon its amendments to the said bill, disagreed to by the House of Representatives, and agree to the conference asked by the House on the disagreeing votes of the two Houses thereon.

Ordered, That the conferees on the part of the Senate be appointed by the Vice President; and

The Vice President appointed Mr. Warren, Mr. Smoot, Mr. Curtis, Mr. Harris, and Mr. Jones of New Mexico.

Ordered, That the Secretary notify the House of Representatives thereof.

DEFICIENCY AND SUPPLEMENTAL APPROPRIATIONS

Mr. Warren submitted the following conference report:

The committee of conference on the disagreeing votes of the two Houses on the amendments of the Senate numbered 8, 9, and 10 to the bill (H. R. 16462) making appropriations to supply urgent deficiencies in certain appropriations for the fiscal year ending June 30, 1927, and prior fiscal years, and to provide urgent supplemental appropriations for the fiscal year ending June 30, 1927, and for other purposes, having met, after full and free conference have been unable to agree.

F. E. WARREN,

CHARLES CURTIS,

LEE S. OVERMAN,

Managers on the part of the Senate.

WILL R. WOOD,

LOUIS C. CRAMTON,

JOSEPH W. BYRNS,

Managers on the part of the House.

The Senate proceeded, by unanimous consent, to consider the said report; and

After debate,

Resolved, That the Senate agree thereto.

The Vice President laid before the Senate the message heretofore received from the House of Representatives, announcing its further disagreement to the amendments of the Senate numbered 8, 9, and 10 to the foregoing bill (H. R. 16462).

On motion by Mr. Warren that the Senate further insist upon its amendments numbered 8, 9, and 10 to the said bill, further disagreed to by the House of Representatives, and ask a further conference with the House on the disagreeing votes of the two Houses thereon, and that the conferees on the part of the Senate be appointed by the Presiding Officer,

Pending debate,

Mr. Couzens raised a question as to the presence of a quorum;

Whereupon

The Presiding Officer (Mr. Lenroot in the chair) directed the roll to be called;

When

Seventy-nine Senators answered to their names, as follows: Messrs. Ashurst, Bayard, Bingham, Blease, Borah, Bratton, Broussard, Bruce, Cameron, Capper, Caraway, Copeland, Couzens, Curtis, Dale, Deeneen, Dill, Edge, Edwards, Ferris, Fess, Fletcher, Frazier, George, Gerry, Gillett, Glass, Goff, Gooding, Hale, Harrell, Harris, Hawes, Hefflin, Howell, Johnson, Jones of Washington, Kendrick, King, La Follette, Lenroot, McKellar, McLean, McMaster, McNary, Mayfield, Means, Moses, Neely, Norris, Nye, Oddie, Overman, Phipps, Pittman, Ransdell, Reed of Pennsylvania, Robinson of Arkansas, Robinson of Indiana, Sackett, Schall, Sheppard, Shipstead, Shortridge, Simmons, Smith, Smoot, Steck, Stephens, Stewart, Trammell, Tyson, Underwood, Wadsworth, Walsh of Massachusetts, Warren, Watson, Wheeler, and Willis.

A quorum being present,

The motion of Mr. Warren was agreed to; and

The Presiding Officer appointed Mr. Warren, Mr. Curtis, and Mr. Overman as the conferees on the part of the Senate.

Ordered, That the Secretary notify the House of Representatives thereof.

RELIEF OF CERTAIN OFFICERS AND FORMER OFFICERS OF THE ARMY

The Presiding Officer laid before the Senate the message heretofore received from the House of Representatives, announcing its disagreement to the amendments of the Senate to the bill (H. R. 3436) for the relief of certain officers and former officers of the Army of the United States, and for other purposes, and asking a conference with the Senate thereon.

On motion by Mr. Means,

Resolved, That the Senate insist upon its amendments to the said bill, disagreed to by the House of Representatives, and agree to the conference asked by the House on the disagreeing votes of the two Houses thereon.

Ordered, That the conferees on the part of the Senate be appointed by the Presiding Officer; and

The Presiding Officer appointed Mr. Means, Mr. Capper, and Mr. Trammell.

Ordered, That the Secretary notify the House of Representatives thereof.

JOEL C. CLORE

On motion by Mr. Willis, and by unanimous consent,

The Senate, as in Committee of the Whole, proceeded to consider the bill (H. R. 3432) for the relief of Joel C. Clore; and no amendment being made, it was reported to the Senate.

Ordered, That it pass to a third reading.

The said bill was read the third time.

Resolved, That it pass.

Ordered, That the Secretary notify the House of Representatives thereof.

PRESIDENTIAL APPROVALS

A message from the President of the United States, by Mr. Latta, his secretary:

Mr. President: The President of the United States approved and signed acts and a joint resolution as follows:

On February 12, 1927:

S. J. Res. 141. Joint resolution to approve a sale of land by one Moshulatubba or Mushulatubbe on August 29, 1832.

S. 4942. An act to authorize an appropriation for the purchase of certain privately owned land within the Jicarilla Indian Reservation, N. Mex.

On February 14, 1927:

S. 4727. An act to provide for the widening of Nichols Avenue between Good Hope Road and S Street SE. in the District of Columbia.

Ordered, That the Secretary notify the House of Representatives thereof.

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Haltigan, one of its clerks:

Mr. President: The House of Representatives has agreed to the amendment of the Senate to the bill (H. R. 9319) to authorize certain officers of the United States Navy to accept from the Republic of Chile the Order of Merit, first class, and the Order of Merit, second class.

NATIONAL BANK BRANCHES

The Presiding Officer announced that the hour of 2 o'clock had arrived and laid before the Senate the unfinished business at its last adjournment, viz, the motion of Mr. Pepper that the Senate recede from its amendments numbered 1, 13, 14, 15, 16, and 35, and that the Senate agree to the amendments of the House of Representatives to the amendments of the Senate numbered 11, 26, 30, 36, 37, 38, and 39, and to the amendment to the title to the bill (H. R. 2) to amend an act entitled "An act to provide for the consolidation of national banking associations," approved November 7, 1918; to amend section 5136 as amended, section 5137, section 5138 as amended, section 5142, section 5150, section 5155, section 5190, section 5200 as amended, section 5202 as amended, section 5208 as amended, section 5211 as amended, of the Revised Statutes of the United States; and to amend section 9, section 13, section 22, and section 24 of the Federal reserve act, and for other purposes.

Pending debate,

Mr. La Follette raised a question as to the presence of a quorum;

Whereupon

The President pro tempore directed the roll to be called;

When

Sixty-nine Senators answered to their names, as follows: Messrs. Ashurst, Bingham, Blease, Borah, Bratton, Broussard, Bruce, Cameron, Capper, Caraway, Copeland, Couzens, Curtis, Deeneen, Dill, Edge, Edwards, Ferris, Fess, Fletcher, Frazier, George, Gillett, Glass, Goff, Gooding, Gould, Hale, Harris, Harrison, Hawes, Hefflin, Howell, Johnson, Jones of Washington, Kendrick, King, La Follette, McKellar, McLean, McMaster, McNary, Moses, Neely, Norris, Nye, Oddie, Overman, Pine, Ransdell, Reed of Pennsylvania, Robinson of Arkansas, Robinson of Indiana, Sackett, Schall, Sheppard, Shipstead, Smith, Smoot, Stephens, Stewart, Trammell, Tyson, Wadsworth, Walsh of Montana, Warren, Watson, Wheeler, and Willis.

A quorum being present,

Pending further debate,

EXECUTIVE SESSION

On motion by Mr. Curtis,
The Senate proceeded to the consideration of executive business; and
After the consideration of executive business the doors were reopened;
When,
On motion by Mr. Curtis, at 4 o'clock and 40 minutes p. m.,
The Senate, pursuant to its order of the 10th instant, took a recess until 8 o'clock p. m.

AT 8 O'CLOCK P. M.

POSTAL RATES ON PRIVATE MAILING OR POST CARDS

Pursuant to its order of the 10th instant, the Senate, as in Committee of the Whole, resumed the consideration of the bill (H. R. 13446) to restore the rate of postage of 1 cent each to private mailing or post cards; and the reported amendment on page 1, line 7, was agreed to:

On the question of agreeing to the reported amendment beginning on page 2, line 1,

Mr. Bruce raised a question as to the presence of a quorum; Whereupon

The Presiding Officer (Mr. Lenroot in the chair) directed the roll to be called.

When

Sixty-six Senators answered to their names, as follows:

Messrs. Ashurst, Bayard, Blease, Bratton, Broussard, Bruce, Cameron, Capper, Caraway, Copeland, Couzens, Curtis, Dale, Deneen, Dill, Edge, Edwards, Ferris, Fess, Frazier, Gooding, Gould, Hale, Harris, Harrison, Hawes, Hefflin, Howell, Johnson, Jones of Washington, Kendrick, Keyes, La Follette, Lenroot, McKellar, McMaster, Mayfield, Moses, Neely, Norris, Nye, Oddie, Phipps, Pine, Pittman, Ransdell, Reed of Pennsylvania, Robinson of Arkansas, Robinson of Indiana, Sackett, Schall, Sheppard, Shortridge, Smith, Smoot, Stanfield, Steck, Stephens, Stewart, Trammell, Tyson, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, and Willis.

A quorum being present,

The reported amendments in part having been further agreed to, and in part amended and as amended agreed to;

On the question of agreeing to the reported amendment inserting on page 5, after line 12, certain words (being section 4 relating to third-class matter),

On motion by Mr. McMaster to amend the said amendment by striking out paragraph (b) as follows:

"(b) The rates of postage thereon shall be 1 cent for matter weighing 1 ounce or less; 2 cents for matter weighing over 1 ounce but not exceeding 3 ounces; 3 cents for matter weighing over 3 ounces but not exceeding 5 ounces; and 4 cents for matter weighing over 5 ounces but not exceeding 8 ounces, except that the rate of postage on seeds, cuttings, bulbs, roots, scions, and plants, not exceeding 8 ounces in weight, shall be 1 cent for each 2 ounces or fraction thereof."

And inserting in lieu thereof the following:

"(b) The rate of postage thereof shall be 1 cent for each 2 ounces or fraction thereof, up to and including 8 ounces in weight.

After debate,

It was determined in the affirmative, { Yeas ----- 49
Nays ----- 13

On motion by Mr. Bruce,

The yeas and nays being desired by one-fifth of the Senators present,

Those who voted in the affirmative are—

Messrs. Ashurst, Bayard, Bratton, Broussard, Bruce, Capper, Caraway, Copeland, Couzens, Edge, Edwards, Ferris, Fess, Frazier, Gooding, Hale, Harris, Hawes, Hefflin, Howell, Johnson, Jones of Washington, Kendrick, La Follette, Lenroot, McKellar, McMaster, Neely, Norris, Nye, Oddie, Pine, Pittman, Robinson of Arkansas, Robinson of Indiana, Sackett, Schall, Sheppard, Shortridge, Smith, Steck, Stephens, Stewart, Trammell, Tyson, Walsh of Massachusetts, Walsh of Montana, Watson, and Willis.

Those who voted in the negative are—

Messrs. Blease, Cameron, Curtis, Dale, Deneen, Dill, Keyes, Moses, Phipps, Reed of Pennsylvania, Smoot, Stanfield, and Warren.

So Mr. McMaster's amendment to the reported amendment was agreed to.

The reported amendment as amended, together with the residue of the reported amendments, was then agreed to.

No further amendment being proposed, the bill was reported to the Senate and the amendments made in the Committee of the Whole were concurred in.

On motion by Mr. Norris, and by unanimous consent,
The vote whereby the Senate concurred in the amendments made in the Committee of the Whole was reconsidered.

No further amendment being made, the amendments were again concurred in.

Ordered, That they be engrossed and the bill read a third time.

The said bill as amended was read the third time.

Resolved, That it pass, and that the title thereof be amended so as to read: "An act regulating the rates of postage."

Ordered, That the Secretary request the concurrence of the House of Representatives in the amendments.

BUREAU OF CUSTOMS AND BUREAU OF PROHIBITION

In further pursuance of its order of the 10th instant, the Senate, as in Committee of the Whole, proceeded to consider the bill (H. R. 10729) to create a bureau of customs and a bureau of prohibition in the Department of the Treasury.

Pending debate,

The reported amendment inserting on page 2, after line 9, certain words, was amended on the motion of Mr. Smoot.

Pending further debate,

PUBLIC BUILDING SITES IN THE DISTRICT OF COLUMBIA

On motion by Mr. Lenroot, and by unanimous consent,

Ordered, That the bill (S. 4663) authorizing the Secretary of the Treasury to acquire certain lands within the District of Columbia to be used as sites for public buildings be printed, showing the amendments of the House of Representatives numbered.

DEATH OF REPRESENTATIVE AMBROSE E. B. STEPHENS

The Vice President laid before the Senate the resolution this day received from the House of Representatives announcing the death of Hon. Ambrose E. B. Stephens, late a Representative from the State of Ohio; which was read.

Mr. Willis thereupon submitted the following resolution (S. Res. 351); which was considered by unanimous consent and unanimously agreed to:

Resolved, That the Senate has heard with profound sorrow the announcement of the death of Hon. Ambrose E. B. Stephens, late a Representative from the State of Ohio.

Resolved, That a committee of 11 Senators be appointed by the Vice President to join the committee appointed on the part of the House of Representatives to attend the funeral of the deceased Representative.

Resolved, That the Secretary communicate these resolutions to the House of Representatives and transmit a copy thereof to the family of the deceased.

The Vice President, in accordance with the second provision thereof, appointed Mr. Willis, Mr. Fess, Mr. Shortridge, Mr. Trammell, Mr. Copeland, Mr. Robinson of Indiana, Mr. Ferris, Mr. Deneen, Mr. Ernst, Mr. Dill, and Mr. Neely as the members of the committee on the part of the Senate.

ADJOURNMENT

On motion by Mr. Willis, as a further mark of respect to the memory of the deceased,

The Senate adjourned.

TUESDAY, FEBRUARY 15, 1927

The Vice President called the Senate to order, and the Chaplain offered prayer.

THE JOURNAL

The Journal of the proceedings of yesterday was approved.

PETITIONS AND MEMORIALS

The Vice President laid before the Senate the following petitions and memorials, which were referred as indicated:

A joint resolution of the Legislature of the State of California, praying the adoption of a constitutional amendment which would provide that Members of Congress should take their seats within a short time after their election; and

A joint resolution of the Legislature of the State of Montana, ratifying the so-called child labor amendment to the Constitution of the United States; to the Committee on the Judiciary.

A joint resolution of the Legislature of the State of Nevada, remonstrating against the enactment of legislation authorizing the issuance of patent for lands containing deposits of copper and associated minerals; to the Committee on Public Lands and Surveys.

Petitions, memorials, etc., were presented and referred as follows:

By Mr. Gillett: A petition of the National Lincoln-Douglas Colored American Conference, praying that colored American

citizens may be accorded the civil and political rights guaranteed them by the fourteenth amendment to the Federal Constitution; to the Committee on the Judiciary.

By Mr. Copeland: Several petitions of disabled veterans of the World War, of Rutland Heights, Mass., praying the enactment of legislation granting certain relief to veterans of that war; to the Committee on Finance.

A resolution adopted by the board of directors of the Maritime Association of the Port of New York, praying the enactment of legislation providing definite compensation for marine workers who meet with injuries in the performance of their duties and providing relief for their dependents; to the Committee on the Judiciary.

By Mr. McLean: A petition of the Connecticut Chamber of Commerce (Inc.), of Hartford, Conn., praying the enactment of legislation permitting the importation of Cuban cigars into the United States in lots of less than 3,000; to the Committee on Post Offices and Post Roads.

A petition of the Fairfield County Farm Bureau, of Danbury, Conn., praying the enactment of legislation accepting the proposal of the American Cyanamid Co. for the operation of Muscle Shoals; and

A petition of the Connecticut Botanical Society (Inc.), of New Haven, Conn., praying the enactment of legislation making an appropriation to purchase the land at Mad River Notch, in Waterville, N. H., for the preservation of the forests in that vicinity; to the Committee on Agriculture and Forestry.

By Mr. Willis: A memorial of citizens of Bloomington Grove, Ohio, remonstrating against the enactment of legislation providing for the closing of barber shops on Sunday in the District of Columbia; to the Committee on the District of Columbia.

Petitions praying the enactment of legislation granting pensions and increase of pensions to Civil War veterans and their widows were presented as follows:

By Mr. Willis: A petition of citizens of the State of Ohio.

By Mr. Bruce: A petition of citizens of Baltimore, Md.,

Ordered, That they be referred to the Committee on Pensions.

Mr. McLean presented a petition of the Connecticut League of Women Voters (Inc.), of Hartford, Conn., praying the enactment of legislation providing for the creation of a bureau of customs and a bureau of prohibition in the Treasury Department; and

A petition of employees of the Naugatuck Chemical Co., of Naugatuck, Conn., and other citizens of that State, praying the enactment of legislation providing for the regulation of radio broadcasting stations.

Ordered, That they lie on the table.

MESSAGE FROM THE HOUSE

A message from the House of Representatives by Mr. Chaffee, one of its clerks:

Mr. President: The House of Representatives has passed without amendment the bill (S. 5259) granting permission to Maj. Charles Beatty Moore, United States Army, to accept the following decorations, namely, the Legion of Honor tendered him by the Republic of France and the officers' cross of the order of "Polonia Restituta" tendered him by the Republic of Poland.

The Speaker of the House having signed three enrolled bills, viz, H. R. 1231, H. R. 3432, and H. R. 9319, I am directed to bring the same to the Senate for the signature of its President.

ENROLLED BILLS SIGNED

Mr. Greene, from the Committee on Enrolled Bills, reported that they had examined and found truly enrolled the following bills:

H. R. 1231. An act for the relief of Mary Moore;

H. R. 3432. An act for the relief of Joel C. Clore; and

H. R. 9319. An act to authorize certain officers of the United States Navy to accept from the Republic of Chile the Order of Merit, first class, and the Order of Merit, second class.

The Vice President thereupon signed the same, and they were delivered to the committee to be presented to the President of the United States.

REPORTS OF COMMITTEES

Mr. Smoot, from the Committee on Finance, to whom was referred the bill (H. R. 16886) to authorize the Director of the United States Veterans' Bureau to make loans to veterans upon the security of adjusted service certificates, reported it without amendment and submitted a report (No. 1486) thereon.

Mr. McNary, from the Committee on Agriculture and Forestry, to whom was referred the bill (S. 5454) authorizing the establishment of a migratory bird refuge at Bear River Bay, Great Salt Lake, Utah, reported it without amendment and submitted a report (No. 1487) thereon.

Mr. Wheeler, from the Committee on Indian Affairs, to whom was referred the bill (S. 5509) to amend section 1 of the act approved May 26, 1926, entitled "An act to amend sections 1, 5, 6, 8, and 18 of an act approved June 4, 1920, entitled 'An act to provide for the allotment of lands of the Crow Tribe, for the distribution of tribal funds, and for other purposes,'" reported it with an amendment and submitted a report (No. 1488) thereon.

Mr. Fess, from the Joint Committee on the Library, who were authorized and directed by the provisions of an act approved January 5, 1927, to acquire certain lands in the District of Columbia for use in connection with the relocation and enlargement of the United States Botanic Garden, and to take certain steps with a view to carrying out the purpose of said act, submitted a report; which was referred to the Committee on the Library and ordered to be printed.

Mr. Walsh of Montana, from the Committee on the Judiciary, to whom were referred the following bills, reported them each without amendment and submitted reports thereon, as follows:

S. 4328. A bill to authorize the appointment of an additional judge for the District Court of the United States for the Northern District of California (Rept. No. 1489); and

S. 5352. A bill to provide for one additional district judge for the eastern district of Michigan (Rept. No. 1490).

Mr. Willis, from the Committee on Territories and Insular Possessions, to whom was referred the bill (S. 5006) to repeal the last proviso of section 7 of an act to establish the Mount McKinley National Park, in the Territory of Alaska, approved February 26, 1917, reported it without amendment and submitted a report (No. 1491) thereon.

Mr. Oddie, from the Committee on Naval Affairs, to whom were referred the following bills, reported them each without amendment and submitted reports thereon, as follows:

S. 5249. A bill to authorize the Secretary of the Navy to develop an ammunition depot at Hawthorne, Nev., and for other purposes (Rept. No. 1492); and

S. 5511. A bill authorizing the President to appoint Capt. Reginald Rowan Belknap, United States Navy, retired, a rear admiral on the retired list of the Navy (Rept. No. 1493).

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

Bills and joint resolutions were introduced, severally read the first and second times by unanimous consent, and referred as follows:

By Mr. Fletcher:

A bill (S. 5712) to amend an act granting pensions and increase of pensions to certain soldiers and sailors of the war with Spain, the Philippine insurrection, or the China relief expedition, to certain maimed soldiers, to certain widows, minor children, and helpless children of such soldiers and sailors, and for other purposes, approved May 1, 1926; to the Committee on Pensions.

By Mr. Neely:

A bill (S. 5713) granting the authority of Congress to the Kanawha Falls Bridge Co. (Inc.) to construct a bridge across the Kanawha River at Kanawha Falls, Fayette County, W. Va.; to the Committee on Commerce.

By Mr. Overman:

A bill (S. 5714) for the relief of the Charlotte Chamber of Commerce and Capt. Charles G. Dobbins, Army disbursing officer; to the Committee on Claims.

By Mr. Bayard:

A bill (S. 5715) for the relief of James J. Welsh, Edward C. F. Webb, Francis A. Meyer, Mary S. Bennett, William McMullin, jr., Margaret McMullin, R. B. Carpenter, McCoy Yearsley, Edward Yearsley, George H. Bennett, jr., Stewart L. Beck, William P. McConnell, Emily McL. Higgins, Elizabeth J. Morrow, William B. Jester, Josephine A. Hagan, James H. S. Gam, Herbert Nicoll, Shallcross Bros., E. C. Buckson, Wilbert Rawley, R. Richards Dredging Co.; to the Committee on Claims.

By Mr. Walsh of Massachusetts:

A bill (S. 5716) to amend the World War adjusted compensation act; to the Committee on Finance.

By Mr. Moses:

A bill (S. 5717) authorizing appropriation of funds for construction of a highway from Red Lodge, Mont., to the boundary of the Yellowstone National Park, near Cooke City, Mont.; to the Committee on Post Offices and Post Roads.

By Mr. Capper:

A bill (S. 5718) granting an increase of pension to Emily K. Glunt (with accompanying papers); to the Committee on Pensions.

A bill (S. 5719) authorizing the acquisition of a site for and the construction of a new building for the recorder of deeds,

the municipal court, the juvenile court, and for other purposes; to the Committee on the District of Columbia.

By Mr. Watson:

A bill (S. 5720) granting the consent of Congress to the State of Indiana, its successors and assigns, to construct, maintain, and operate a bridge across the Ohio River, and permitting the State of Kentucky to act jointly with the State of Indiana in the construction, maintenance, and operation of said bridge; to the Committee on Commerce.

By Mr. Stewart:

A bill (S. 5721) granting an increase of pension to Chloe A. Twombly; to the Committee on Pensions.

By Mr. Fess:

A bill (S. 5722) to authorize the construction of new conservatories and other necessary buildings for the United States Botanic Garden; to the Committee on the Library.

By Mr. Copeland:

A bill (S. 5723) for the relief of Charles F. Bond, receiver of the partnership of Thorp & Bond on a contract for construction work; to the Committee on Claims.

By Mr. Hawes:

A bill (S. 5724) for the purchase of land as a rifle range in Clay County, Mo.; to the Committee on Military Affairs.

By Mr. Wadsworth:

A bill (S. 5725) to authorize an appropriation to rehabilitate the Picatinny Arsenal in New Jersey; to the Committee on Military Affairs.

By Mr. Swanson:

A bill (S. 5726) granting the consent of Congress to the James River Bridge Corporation, and its successors and assigns, to construct, maintain, and operate bridges across the James River, Chuckatuck Creek, and Nansemond River; to the Committee on Commerce.

By Mr. Broussard:

A bill (S. 5727) to authorize and direct the Secretary of War to accept an act of sale and a C. S. B. dedication of certain property in the city of New Orleans, La., from the board of commissioners of the port of New Orleans, and for other purposes; to the Committee on Military Affairs.

By Mr. Walsh of Montana:

A bill (S. 5728) granting a pension to William Lentz; and A bill (S. 5729) granting a pension to Almon S. Hortop (with accompanying papers); to the Committee on Pensions.

By Mr. Shipstead:

A joint resolution (S. J. Res. 161) authorizing the President to invite the governments of the five Republics of Central America to send plenipotentiaries to a conference to consider plans for the confederation of Central America; to the Committee on Foreign Relations.

By Mr. McNary:

A joint resolution (S. J. Res. 162) to create a joint congressional commission to study the Muscle Shoals project; to the Committee on Agriculture and Forestry.

CLAIMS COMMISSION BETWEEN UNITED STATES AND MEXICO

Mr. Borah submitted the following resolution (S. Res. 352), which was referred to the Committee on Foreign Relations:

Whereas it is provided by Article VI of the General Claims Convention, concluded between the United States and Mexico on September 8, 1923, that the commission created pursuant thereto to pass on claims to which the convention relates shall hear, examine, and decide within three years from the date of its first meeting all claims filed with it which arose prior to the signing of the convention, which period of time will expire on August 30, 1927; and

Whereas Article VIII of the convention provides that all such claims filed with the commission shall be considered and treated as fully settled, barred, and thenceforth inadmissible, provided they have been heard and decided by the commission; and

Whereas it has been brought to the knowledge of the Senate that it will not be possible for the commission to hear, examine, and decide in the manner contemplated by the convention within the time specified by Article VI of the convention all the claims which have been filed with said commission in accordance with the terms of the convention; and

Whereas it is in the interest of both Governments fully to hear, judicially determine, and settle all such claims: Therefore be it

Resolved, That the President be, and is hereby, requested, in his discretion, to negotiate and conclude with the Mexican Government such agreement as may be necessary and appropriate for the extension of the life of the General Claims Commission between the United States and Mexico in order to permit of the hearing, examination, and the decision of all

claims coming within the jurisdiction of the said commission under the terms of the said convention of September 8, 1923, and to make such further arrangement as in his judgment may be deemed appropriate for the expeditious adjudication of said claims.

ABOLITION OF SECRECY OF PARTY FUNDS

Mr. Walsh of Massachusetts submitted the following resolution (S. Res. 353), which was referred to the Committee on Printing:

Resolved, That a revised edition of Senate Document No. 495, Sixty-second Congress, second session, entitled "The Abolition of the Secrecy of Party Funds," be printed with corrections and additions up to and including the Sixty-ninth Congress.

STABILIZATION OF EMPLOYMENT AND INDUSTRY

Mr. Pepper submitted the following resolution (S. Res. 354), which was referred to the Committee on Commerce:

Resolved, That a select committee to consist of five Members of the Senate, to be appointed by the President of the Senate, is authorized (1) to investigate the problem of the cyclical recurrence of periods of business depression and unemployment, with a view to determining the relation of the construction of public works to the stabilization of employment and industry, and (2) to report, by bill or otherwise, upon methods of stabilizing employment and industry through the advance planning of public-roads projects, rivers and harbors projects, and public-buildings projects, and the expansion of such works during such periods of business depression and unemployment. The committee shall elect a chairman from among its members. For the purposes of this resolution the committee is authorized to hold hearings and to sit and act at such times and places; to employ such experts and clerical, stenographic, and other assistants; to require by subpoena or otherwise the attendance of such witnesses and the production of such books, papers, and documents; to administer such oaths and take such testimony; and to make such expenditures as it deems advisable. The cost of stenographic services to report such hearings shall not be in excess of 25 cents per hundred words. The expenses of such committee, which shall not exceed the sum of \$25,000, shall be paid from the contingent fund of the Senate upon vouchers approved by the chairman. The committee shall make a final report to the Congress as to its findings before the close of the first regular session of the Seventieth Congress.

PRESIDENTIAL APPROVALS

A message from the President of the United States, by Mr. Latta, his secretary:

Mr. President: The President of the United States yesterday approved and signed the following acts:

S. 5197. An act to authorize an appropriation for reconnaissance work in conjunction with the middle Rio Grande conservancy district to determine whether certain lands of the Cochiti, Santo Domingo, San Felipe, Santa Ana, Sandia, and Isleta Indians are susceptible of reclamation, drainage, and irrigation; and

S. 5499. An act authorizing a survey of the Caloosahatchee River drainage area in Florida and Lake Okeechobee and certain territory bordering its shores in Florida.

Ordered, That the Secretary notify the House of Representatives thereof.

REVISION OF SENATE RULES

The Vice President laid before the Senate a resolution coming over from yesterday, viz. the resolution (S. Res. 350) for the appointment of a committee to revise the standing rules of the Senate; and,

On motion by Mr. Blease, and by unanimous consent, Ordered, That it be referred to the Committee on Rules.

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Chaffee, one of its clerks:

Mr. President: The House of Representatives still further insists on its disagreement to the amendments of the Senate numbered S. 9, and 10 to the bill (H. R. 16462) making appropriations to supply urgent deficiencies in certain appropriations for the fiscal year ending June 30, 1927, and prior fiscal years, and to provide supplemental appropriations for the fiscal year ending June 30, 1927, and for other purposes; it agrees to the still further conference asked by the Senate on the disagreeing votes of the two Houses thereon, and has appointed Mr. Wood, Mr. Cramton, and Mr. Byrns managers at the same on its part.

PUBLIC-BUILDING SITES IN THE DISTRICT OF COLUMBIA

The Vice President laid before the Senate the amendments heretofore received from the House of Representatives for con-

currence to the bill (S. 4663) authorizing the Secretary of the Treasury to acquire certain lands within the District of Columbia to be used as sites for public buildings.

The Senate proceeded, by unanimous consent, to consider the said amendments; and

On motion by Mr. Lenroot that the Senate agree thereto, Pending debate,

NATIONAL BANK BRANCHES

The hour of 1 o'clock having arrived,

The Vice President, in accordance with the provisions of Rule XXII, laid before the Senate the motion submitted by Mr. Pepper on the 11th instant that debate be brought to a close on his motion that the Senate recede from its amendments numbered 1, 13, 14, 15, 16, and 35, and that the Senate agree to the amendments of the House of Representatives to the amendments of the Senate numbered 11, 26, 30, 36, 37, 38, and 39, and to the amendment to the title to the bill (H. R. 2) to amend an act entitled "An act to provide for the consolidation of national banking associations," approved November 7, 1918; to amend section 5136 as amended, section 5137, section 5138 as amended, section 5142, section 5150, section 5155, section 5190, section 5200 as amended, section 5202 as amended, section 5208 as amended, section 5211 as amended, of the Revised Statutes of the United States; and to amend section 9, section 13, section 22, and section 24 of the Federal reserve act, and for other purposes.

The Vice President directed the roll to be called for the purpose of ascertaining the presence of a quorum:

When

Eighty-four Senators answered to their names, as follows:

Messrs. Ashurst, Bayard, Bingham, Blease, Borah, Bratton, Bruce, Cameron, Capper, Caraway, Copeland, Couzens, Curtis, Dale, Deneen, Dill, Edge, Edwards, Ferris, Fess, Fletcher, George, Gillett, Glass, Goff, Gooding, Gould, Hale, Harrell, Harris, Harrison, Hawes, Hefflin, Howell, Johnson, Jones of Washington, Kendrick, Keyes, King, La Follette, Lenroot, McKellar, McLean, McMaster, McNary, Mayfield, Metcalf, Moses, Neely, Norris, Nye, Oddie, Overman, Pepper, Phipps, Pine, Pittman, Ransdell, Reed of Pennsylvania, Robinson of Arkansas, Robinson of Indiana, Sackett, Schall, Sheppard, Shipstead, Shortridge, Simmons, Smith, Smoot, Stanfield, Steck, Stephens, Stewart, Swanson, Trammell, Tyson, Underwood, Walsh of Montana, Warren, Watson, Weller, Wheeler, and Willis.

A quorum being present,

The Vice President submitted to the Senate the question, Is it the sense of the Senate that the debate shall be brought to a close? and

It was determined in the affirmative, { Yeas ----- 65
Nays ----- 18

Those who voted in the affirmative are—

Messrs. Ashurst, Bayard, Bingham, Bratton, Bruce, Cameron, Capper, Caraway, Copeland, Couzens, Curtis, Edge, Edwards, Ferris, Fletcher, Gillett, Glass, Goff, Gooding, Gould, Greene, Hale, Harrell, Harris, Harrison, Hawes, Howell, Jones of Washington, Kendrick, Keyes, McKellar, McLean, McNary, Mayfield, Metcalf, Moses, Neely, Oddie, Overman, Pepper, Phipps, Pine, Pittman, Ransdell, Reed of Pennsylvania, Robinson of Arkansas, Robinson of Indiana, Sackett, Schall, Sheppard, Shortridge, Simmons, Smith, Smoot, Stanfield, Steck, Stephens, Stewart, Swanson, Tyson, Underwood, Warren, Watson, Weller, and Willis.

Those who voted in the negative are—

Messrs. Blease, Borah, Dale, Deneen, Dill, Frazier, George, Hefflin, King, La Follette, Lenroot, McMaster, Norris, Nye, Shipstead, Trammell, Walsh of Montana, and Wheeler.

So the motion to bring debate to a close was agreed to, two-thirds of the Senators present having voted in the affirmative. The Senate thereupon proceeded to consider the said motion.

Pending debate,

Mr. Wheeler raised a question as to the presence of a quorum;

Whereupon

The Presiding Officer (Mr. Bingham in the chair) directed the roll to be called;

When

Seventy-three Senators answered to their names, as follows: Messrs. Bayard, Bingham, Blease, Borah, Bratton, Broussard, Bruce, Cameron, Capper, Caraway, Copeland, Couzens, Curtis, Dale, Deneen, Dill, Edge, Edwards, Ferris, Fess, Fletcher, Frazier, Gerry, Gillett, Glass, Goff, Gooding, Gould, Hale, Harrell, Harris, Harrison, Hawes, Hefflin, Howell, Jones of Washington, Kendrick, Keyes, King, La Follette, Lenroot, McKellar, McLean, McMaster, McNary, Mayfield, Metcalf, Moses, Neely, Norris, Nye, Oddie, Overman, Phipps, Pine, Reed of

Pennsylvania, Robinson of Indiana, Sackett, Schall, Sheppard, Shortridge, Simmons, Smith, Smoot, Steck, Stewart, Swanson, Trammell, Wadsworth, Warren, Watson, Wheeler, and Willis.

A quorum being present,

Pending debate,

Mr. Wheeler raised a question as to the presence of a quorum;

Mr. McLean raised a question of order, viz. that the call for a quorum was not in order, inasmuch as no business had intervened since the previous call.

The Vice President sustained the point of order.

Pending further debate,

Mr. Hefflin raised a question as to the presence of a quorum; Mr. McLean raised a question of order, viz. that no business had intervened since the previous call.

The Vice President sustained the point of order.

On motion by Mr. Wheeler that the Senate adjourn,

It was determined in the negative, { Yeas ----- 5
Nays ----- 64

On motion by Mr. Hefflin,

The yeas and nays being desired by one-fifth of the Senators present,

Those who voted in the affirmative are—

Messrs. Hefflin, La Follette, Neely, Nye, and Wheeler.

Those who voted in the negative are—

Messrs. Bayard, Bingham, Blease, Borah, Bratton, Broussard, Bruce, Cameron, Capper, Caraway, Copeland, Couzens, Curtis, Dale, Deneen, Dill, Edge, Edwards, Ferris, Fess, Fletcher, Gerry, Gillett, Glass, Goff, Gooding, Gould, Hale, Harrell, Harris, Harrison, Hawes, Jones of Washington, Kendrick, Keyes, Lenroot, McLean, McMaster, McNary, Mayfield, Metcalf, Moses, Norris, Oddie, Overman, Phipps, Pine, Reed of Pennsylvania, Robinson of Indiana, Sackett, Schall, Sheppard, Shortridge, Simmons, Smith, Smoot, Steck, Stewart, Swanson, Trammell, Wadsworth, Warren, Watson, and Willis.

So the motion to adjourn was not agreed to.

Pending debate,

Mr. Blease raised a question as to the presence of a quorum; Whereupon

The Presiding Officer (Mr. Bingham in the chair) directed the roll to be called;

When

Seventy-one Senators answered to their names, as follows:

Messrs. Ashurst, Bayard, Bingham, Blease, Borah, Broussard, Bruce, Cameron, Capper, Caraway, Copeland, Couzens, Curtis, Deneen, Dill, Edge, Edwards, Ferris, Fess, Fletcher, Frazier, George, Gerry, Glass, Gooding, Hale, Harris, Harrison, Hawes, Hefflin, Howell, Johnson, Jones of Washington, Keyes, La Follette, Lenroot, McKellar, McLean, McMaster, McNary, Mayfield, Metcalf, Neely, Norris, Nye, Oddie, Overman, Pepper, Phipps, Pine, Reed of Pennsylvania, Robinson of Arkansas, Robinson of Indiana, Sackett, Schall, Sheppard, Simmons, Smith, Smoot, Steck, Stephens, Swanson, Trammell, Tyson, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, Wheeler, and Willis.

A quorum being present,

Pending further debate,

RECESS

On motion by Mr. Curtis, at 4 o'clock and 38 minutes p. m.,

The Senate took a recess until 12 o'clock m. to-morrow.

AT 12 O'CLOCK M. (CALENDAR DAY, WEDNESDAY, FEBRUARY 16, 1927)

The Vice President called the Senate to order.

QUESTION OF QUORUM

Mr. Curtis raised a question as to the presence of a quorum; Whereupon

The Vice President directed the roll to be called;

When

Eighty-six Senators answered to their names, as follows:

Messrs. Ashurst, Bayard, Bingham, Blease, Borah, Bratton, Broussard, Bruce, Cameron, Capper, Caraway, Copeland, Couzens, Curtis, Dale, Deneen, Dill, Edge, Edwards, Ernst, Fess, Fletcher, Frazier, George, Gerry, Gillett, Glass, Goff, Gooding, Gould, Greene, Hale, Harrell, Harris, Harrison, Hawes, Hefflin, Howell, Johnson, Jones of Washington, Kendrick, Keyes, La Follette, Lenroot, McKellar, McLean, McMaster, McNary, Mayfield, Means, Metcalf, Moses, Neely, Norris, Nye, Oddie, Overman, Phipps, Pine, Pittman, Ransdell, Reed of Pennsylvania, Robinson of Arkansas, Robinson of Indiana, Sackett, Schall, Sheppard, Shipstead, Shortridge, Simmons, Smith, Smoot, Steck, Stephens, Stewart, Swanson, Trammell, Tyson, Underwood, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, Wheeler, and Willis.

A quorum being present,

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Hattigan, one of its clerks:

Mr. President: The House of Representatives has agreed to the amendment of the Senate to the bill (H. R. 11803) to authorize the incorporated town of Juneau, Alaska, to issue bonds for the construction and equipment of schools therein, and for other purposes.

The House has passed the joint resolution (H. J. Res. 359) making an appropriation for the eradication or control of the European corn borer, in which it requests the concurrence of the Senate.

HOUSE JOINT RESOLUTION REFERRED

The joint resolution, H. J. Res. 359, this day received from the House of Representatives for concurrence, was read the first and second times by unanimous consent and referred to the Committee on Appropriations.

NATIONAL BANK BRANCHES

The Senate resumed the consideration of the motion of Mr. Pepper that the Senate recede from its amendments numbered 1, 13, 14, 15, 16, and 35, and that the Senate agree to the amendments of the House of Representatives to the amendments of the Senate numbered 11, 26, 30, 36, 37, 38, and 39, and to the amendment to the title to the bill (H. R. 2) to amend an act entitled "An act to provide for the consolidation of national banking associations, approved November 7, 1918; to amend section 5136 as amended, section 5137, section 5138 as amended, section 5142, section 5150, section 5155, section 5190, section 5200 as amended, section 5202 as amended, section 5208 as amended, section 5211 as amended, of the Revised Statutes of the United States; and to amend section 9, section 13, section 22, and section 24 of the Federal reserve act, and for other purposes.

Pending debate, Mr. Wheeler raised a question as to the presence of a quorum; Whereupon The Presiding Officer (Mr. George in the chair) directed the roll to be called;

When Eighty-nine Senators answered to their names, as follows: Messrs. Ashurst, Bayard, Bingham, Blease, Borah, Bratton, Broussard, Bruce, Cameron, Capper, Caraway, Copeland, Couzens, Curtis, Dale, Deneen, Dill, Edge, Edwards, Ernst, Fess, Fletcher, Frazier, George, Gerry, Gillett, Glass, Goff, Gooding, Gould, Greene, Hale, Harrell, Harris, Harrison, Hawes, Heflin, Howell, Johnson, Jones of Washington, Kendrick, Keyes, La Follette, Lenroot, McKellar, McLean, McMaster, McNary, Mayfield, Means, Metcalf, Moses, Neely, Norris, Nye, Oddie, Overman, Pepper, Phipps, Pike, Pittman, Ransdell, Reed of Pennsylvania, Robinson of Arkansas, Robinson of Indiana, Sackett, Schall, Sheppard, Shipstead, Shortridge, Simmons, Smith, Smoot, Stanfield, Steck, Stephens, Stewart, Swanson, Trammell, Tyson, Underwood, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, Weller, Wheeler, and Willis.

A quorum being present, After debate, On the question of agreeing to Mr. Pepper's motion, It was determined in the affirmative, { Yeas ----- 71 Nays ----- 17

On motion by Mr. McLean, The yeas and nays being desired by one-fifth of the Senators present,

Those who voted in the affirmative are— Messrs. Ashurst, Bayard, Bingham, Bratton, Broussard, Bruce, Cameron, Capper, Caraway, Copeland, Couzens, Curtis, Dale, Edge, Edwards, Ernst, Fess, Fletcher, George, Gerry, Gillett, Glass, Goff, Gould, Greene, Hale, Harrell, Harris, Harrison, Hawes, Johnson, Jones of Washington, Kendrick, Keyes, Lenroot, McKellar, McLean, McNary, Mayfield, Means, Metcalf, Moses, Neely, Oddie, Overman, Pepper, Phipps, Pike, Pittman, Ransdell, Reed of Pennsylvania, Robinson of Arkansas, Robinson of Indiana, Sackett, Schall, Sheppard, Shortridge, Simmons, Smith, Smoot, Stanfield, Stephens, Swanson, Tyson, Underwood, Wadsworth, Walsh of Massachusetts, Warren, Watson, Weller, and Willis.

Those who voted in the negative are— Messrs. Blease, Deneen, Dill, Frazier, Gooding, Heflin, Howell, La Follette, McMaster, Norris, Nye, Shipstead, Steck, Stewart, Trammell, Walsh of Montana, and Wheeler.

So Mr. Pepper's motion was agreed to.

REGULATION OF RADIO COMMUNICATIONS

On motion by Mr. Dill,

The Senate resumed the consideration of the report of the committee of conference on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H. R. 9971) for the regulation of radio communications, and for other purposes; when

The further consideration of the said report was, by unanimous consent, temporarily laid aside.

OIL CONCESSIONS IN MEXICO

The Vice President laid before the Senate the following message from the President of the United States, which was read: To the Senate:

I transmit herewith the report from the Secretary of State in response to the resolution adopted by the Senate on February 3, 1927, requesting to be furnished with certain information respecting oil holdings in Mexico.

CALVIN COOLIDGE.

THE WHITE HOUSE, February 16, 1927.

Ordered, That the message, with the accompanying report, lie on the table and be printed.

USELESS PAPERS IN DEPARTMENT OF COMMERCE

The Vice President laid before the Senate a communication from the Acting Secretary of Commerce, transmitting, pursuant to law, a report of papers in the Department of Commerce which are not needed in the transaction of the current business of the department and have no permanent value or historical interest; which, with the accompanying report, was referred to a Joint Select Committee on the Disposition of Useless Papers in the Executive Departments; and

The Vice President appointed Mr. Jones of Washington and Mr. Fletcher as the members of the committee on the part of the Senate.

Ordered, That the Secretary notify the House of Representatives thereof.

PETITIONS AND MEMORIALS

The Vice President laid before the Senate the following petitions:

A resolution of the Legislature of the State of Illinois, praying the enactment of legislation providing for the relief of disabled emergency Army officers;

A resolution of the Legislature of the State of Utah, praying the enactment of legislation providing for the establishment of a migratory-bird refuge in Bear River marshes, Utah; and

A resolution of the Legislature of the State of Oregon, praying the enactment of legislation providing for agricultural relief.

Ordered, That they lie on the table.

Petitions, memorials, etc., were presented and referred as indicated:

By Mr. Bingham: A petition of the trade and commerce committee of the Connecticut Chamber of Commerce, of Hartford, Conn., praying the enactment of legislation permitting the importation of Cuban cigars into the United States in lots of less than 3,000; to the Committee on Post Offices and Post Roads.

A resolution adopted by the Brotherhood of the Emanuel Synagogue, of Hartford, Conn., remonstrating against mob violence, persecution, and bloodshed in Rumania against citizens and residents of the Jewish and other peoples; to the Committee on Foreign Relations.

A resolution of the Board of Trade of Thompsonville, Conn., remonstrating against the enactment of legislation providing for the adoption of the metric system; to the Committee on Commerce.

By Mr. Wadsworth: A petition of officers of Saranac Lake Chapter No. 18, Disabled American Veterans of the World War, of Saranac Lake, N. Y., praying the enactment of legislation repealing the provision of law reducing the compensation of certain hospitalized veterans from \$80 to \$40 per month; to the Committee on Finance.

By Mr. Simmons: A concurrent resolution of the Legislature of the State of North Carolina, favoring the enactment of legislation providing that hydroelectric power generated at Muscle Shoals, Ala., and other sites controlled by the United States, be made available for general distribution to the public under appropriate regulations by the States; to the Committee on Agriculture and Forestry.

A memorial of the board of directors of the Connecticut Reformatory, remonstrating against the enactment of legislation prohibiting the sale or shipment in interstate commerce of prison-made goods; to the Committee on Interstate Commerce.

By Mr. Willis: A memorial of citizens of the State of Ohio, remonstrating against the enactment of legislation providing for compulsory Sunday observance in the District of Columbia; to the Committee on the District of Columbia.

Petitions praying the enactment of legislation granting pensions and increase of pensions to Civil War veterans and their widows were presented as follows:

By Mr. Bingham: Several petitions of citizens of the State of Connecticut.

By Mr. Copeland: A petition of citizens of the State of New York.

By Mr. Willis: A petition of citizens of the State of Ohio.

By Mr. Gillett: A petition of citizens of the State of Massachusetts.

By Mr. Deneen: Several petitions of citizens of the State of Illinois.

Ordered, That they be referred to the Committee on Pensions. Memorials remonstrating against the enactment of legislation providing for the closing of barber shops on Sunday in the District of Columbia were presented as follows:

By Mr. Willis: A memorial of citizens of the State of Ohio.

By Mr. Ernst: A memorial of citizens of the State of Kentucky.

Ordered, That they be referred to the Committee on the District of Columbia.

Mr. Bingham presented a petition of the Credit Men's Association of New Haven, Conn., praying the passage of the so-called Pepper-McFadden banking bill.

Ordered, That it lie on the table.

Mr. Willis presented a petition of citizens of Edgerton, Ohio, praying the enactment of legislation providing for the regulation of radio broadcasting stations.

Ordered, That it lie on the table.

Mr. Smoot presented a telegram from the Citizens' Committee of One Thousand of New York, N. Y., praying the enactment of legislation providing for the creation of a bureau of customs and a bureau of prohibition in the Treasury Department.

Ordered, That it lie on the table.

THE WORLD'S INORGANIC NITROGEN INDUSTRY

Mr. Deneen presented a copy of an article entitled "The world's inorganic nitrogen industry," by F. A. Ernst and M. S. Sherman, of the Fixed Nitrogen Research Laboratory, Bureau of Soils, Washington, D. C., as published in Industrial and Engineering Chemistry of February, 1927; which was ordered to be printed.

PROPOSED LEASE OF MUSCLE SHOALS PROPERTIES

Mr. Deneen presented a memorandum prepared by Mr. C. O. Merrill with reference to the offer of the Air Nitrates Corporation and the American Cyanamid Co. to lease the Government properties at Muscle Shoals and other points on the Tennessee and Clinch Rivers, as contained in H. R. 18614; which was ordered to be printed.

REPORTS OF COMMITTEES

Mr. Caraway, by unanimous consent, from the Committee on Claims, to whom was referred the bill (S. 3570) for the relief of O. H. Christ, reported it with an amendment and submitted a report (No. 1494) thereon.

Mr. Shortridge, by unanimous consent, from the Committee on Foreign Relations, to whom was referred the bill (S. 5078) authorizing Edward J. Henning, United States district judge for the southern district of California, to accept the decoration and diploma tendered to him by His Majesty the King of Italy, reported it without amendment.

Mr. Copeland, by unanimous consent, from the Committee on the District of Columbia, to whom was referred the bill (S. 5533) to regulate the height and exterior design and construction of public and private buildings in the National Capital front on or located within 200 feet of a public building or public park, reported it with an amendment and submitted a report (No. 1495) thereon.

Mr. Warren, by unanimous consent, from the Committee on Appropriations, to whom was referred the joint resolution (H. J. Res. 359) making an appropriation for the eradication or control of the European corn borer, reported it without amendment and submitted a report (No. 1496) thereon.

The Senate proceeded, by unanimous consent, to consider the said joint resolution as in Committee of the Whole; and no amendment being made, it was reported to the Senate.

Ordered, That it pass to a third reading.

The said joint resolution was read the third time by unanimous consent.

Resolved, That it pass.

Ordered, That the Secretary notify the House of Representatives thereof.

Mr. Trammell, by unanimous consent, from the Committee on Naval Affairs, to whom was referred the bill (S. 5622) authorizing the acceptance by the Navy Department of a site for an aviation training field in the vicinity of Pensacola, Fla., and for other purposes, reported it without amendment and submitted a report (No. 1497) thereon.

The Senate proceeded, by unanimous consent, to consider the said bill as in Committee of the Whole; and no amendment being made, it was reported to the Senate.

Ordered, That it be engrossed and read a third time.

The said bill was read the third time.

Resolved, That it pass, and that the title thereof be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

Mr. Oddie, by unanimous consent, from the Committee on Post Offices and Post Roads, to whom was referred the bill (S. 5031) to provide for the creation of the Pan American Peoples Great Highway Commission, and for other purposes, reported it without amendment and submitted a report (No. 1498) thereon.

Mr. Fess, by unanimous consent, from the Committee on the Library, to whom was referred the bill (S. 5722) to authorize the construction of new conservatories and other necessary buildings for the United States Botanic Garden, reported it without amendment.

The Senate proceeded, by unanimous consent, to consider the said bill as in Committee of the Whole; and no amendment being made, it was reported to the Senate.

Ordered, That it be engrossed and read a third time.

The said bill was read the third time.

Resolved, That it pass, and that the title thereof be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

INTRODUCTION OF BILLS

Bills were introduced by unanimous consent, severally read the first and second times, and referred as follows:

By Mr. Watson:

A bill (S. 5730) to regulate interstate commerce by motor vehicles operating as common carriers on the public highways; to the Committee on Interstate Commerce.

By Mr. Bratton:

A bill (S. 5731) to amend an act approved May 10, 1926, entitled "An act to provide for the condemnation of the lands of the Pueblo Indians in New Mexico for public purposes, and making the laws of the State of New Mexico applicable in such proceedings"; to the Committee on Indian Affairs.

By Mr. Capper:

A bill (S. 5732) to amend an act entitled "An act to authorize the Commissioners of the District of Columbia to close certain streets, roads, or highways in the District of Columbia rendered useless or unnecessary by reason of the opening, extension, widening, or straightening, in accordance with the highway plan, of other streets, roads, or highways in the District of Columbia, and for other purposes"; to the Committee on the District of Columbia.

By Mr. Shipstead:

A bill (S. 5733) to extend the time for constructing a bridge across the Rainy River, approximately midway between the village of Spooner, in the county of Lake of the Woods, State of Minnesota, and the village of Rainy River, Province of Ontario, Canada; to the Committee on Commerce.

By Mr. Wadsworth:

A bill (S. 5734) to provide for the policing of military roads leading out of the District of Columbia; to the Committee on Military Affairs.

By Mr. Moses:

A bill (S. 5735) granting an increase of pension to Olive Lunn (with accompanying papers); to the Committee on Pensions.

By Mr. Dale:

A bill (S. 5736) granting an increase of pension to Jane Morris (with accompanying papers); to the Committee on Pensions.

By Mr. Johnson:

A bill (S. 5737) to provide for the advancement on the retired list of the Navy of Lloyd Lafot; to the Committee on Naval Affairs.

By Mr. Robinson of Indiana:

A bill (S. 5738) granting travel pay and other allowances to certain soldiers of the Spanish-American War and the Philip-

pine insurrection who were discharged in the Philippines; to the Committee on Military Affairs.

By Mr. Shortridge:

A bill (S. 5739) for the relief of Thomas M. Ross; to the Committee on Military Affairs.

A bill (S. 5740) granting a pension to Clarinda Mason Smith; and

A bill (S. 5741) granting an increase of pension to Elizabeth Forsyth; to the Committee on Pensions.

By Mr. Wheeler:

A bill (S. 5742) granting a pension to Cecilia E. Doty; to the Committee on Pensions.

By Mr. Copeland:

A bill (S. 5743) granting an increase of pension to Gertrude DeWolf Windsor; to the Committee on Pensions.

By Mr. Simmons:

A bill (S. 5744) authorizing the Secretary of the Treasury to sell certain land to the First Baptist Church of Oxford, N. C. (with accompanying papers); to the Committee on Public Buildings and Grounds.

By Mr. Capper:

A bill (S. 5745) to amend Public Law No. 254, approved June 20, 1906, known as the organic school law, so as to relieve individual members of the Board of Education of personal liability for acts of the board; to the Committee on the District of Columbia.

By Mr. Couzens:

A bill (S. 5746) granting a pension to Mary E. Hilton; to the Committee on Pensions.

ALLEGED LOBBYING ON BANKING BILL

Mr. Glass, by unanimous consent, submitted the following resolution (S. Res. 355), which was referred to the Committee to Audit and Control the Contingent Expenses of the Senate:

Resolved, That the Committee on Banking and Currency, or any duly authorized subcommittee thereof, is authorized and directed to conduct a thorough investigation of alleged lobbying activities in connection with the banking bill (H. R. 2, 69th Cong.). For the purposes of this resolution such committee or subcommittee is authorized to hold such hearings, to sit at such times and places, to employ such clerical, stenographic, and other assistants, to require the attendance of such witnesses and the production of such books, papers, and documents, to administer such oaths and to take such testimony, and to make such expenditures as it deems advisable. The cost of stenographic services to report such hearings shall not be in excess of 25 cents per hundred words. The expenses of such committee or subcommittee, which shall not exceed the sum of \$2,500 shall be paid from the contingent fund of the Senate. Such committee or subcommittee shall report to the Senate on or before January 1, 1928, with such recommendations as it deems advisable.

CREDENTIALS OF SENATOR FROM OREGON

The President pro tempore laid before the Senate the credentials of Frederick Steiwer, duly chosen a Senator by the qualified electors of the State of Oregon for the term beginning March 4, 1927; which were read and ordered to be placed on file.

APPROPRIATIONS FOR WAR DEPARTMENT

Mr. Wadsworth submitted the following conference report:

The committee of conference on the disagreeing votes of the two Houses on the amendments of the Senate to the bill (H. R. 16249) making appropriations for the military and nonmilitary activities of the War Department for the fiscal year ending June 30, 1928, and for other purposes, having met, after full and free conference have agreed to recommend and do recommend to their respective Houses as follows:

That the Senate recede from its amendments numbered 5, 16, 18, 27, 38, and 39.

That the House recede from its disagreement to the amendments of the Senate numbered 3, 4, 6, 7, 8, 9, 10, 12, 13, 15, 21, 22, 23, 24, 25, 26, 28, 29, 31, 32, 33, 35, 36, 40, and 41, and agree to the same.

Amendment numbered 2: That the House recede from its disagreement to the amendment of the Senate numbered 2, and agree to the same with an amendment as follows: In lieu of the sum proposed insert \$82,400; and the Senate agree to the same.

Amendment numbered 11: That the House recede from its disagreement to the amendment of the Senate numbered 11, and agree to the same with an amendment as follows: In lieu of the sum proposed insert \$6,370,995; and the Senate agree to the same.

Amendment numbered 14: That the House recede from its disagreement to the amendment of the Senate numbered 14,

and agree to the same with an amendment as follows: In lieu of the sum proposed insert \$124,688,704; and the Senate agree to the same.

Amendment numbered 17: That the House recede from its disagreement to the amendment of the Senate numbered 17, and agree to the same with an amendment as follows: In lieu of the sum proposed insert \$12,936,034; and the Senate agree to the same.

Amendment numbered 19: That the House recede from its disagreement to the amendment of the Senate numbered 19, and agree to the same with an amendment as follows: In lieu of the sum proposed insert \$14,683,253; and the Senate agree to the same.

Amendment numbered 20: That the House recede from its disagreement to the amendment of the Senate numbered 20, and agree to the same with an amendment as follows: In lieu of the sum proposed insert \$504,750; and the Senate agree to the same.

Amendment numbered 30: That the House recede from its disagreement to the amendment of the Senate numbered 30, and agree to the same with an amendment as follows: In lieu of the sum proposed insert \$10,192,000; and the Senate agree to the same.

Amendment numbered 37: That the House recede from its disagreement to the amendment of the Senate numbered 37, and agree to the same with an amendment as follows: In lieu of the sum proposed insert \$58,100; and the Senate agree to the same.

Amendment numbered 42: That the House recede from its disagreement to the amendment of the Senate numbered 42, and agree to the same with an amendment as follows: Restore the matter stricken out by said amendment, amended to read as follows:

Survey of battle fields

For defraying the cost of studies, surveys, and field investigations authorized in the act entitled "An act to provide for the study and investigation of battle fields in the United States for commemorative purposes," approved June 11, 1926, \$15,000. And the Senate agree to the same.

Amendment numbered 43: That the House recede from its disagreement to the amendment of the Senate numbered 43, and agree to the same with an amendment as follows: In lieu of the sum proposed insert \$1,000,000; and the Senate agree to the same.

Amendment numbered 44: That the House recede from its disagreement to the amendment of the Senate numbered 44, and agree to the same with an amendment as follows: In lieu of the matter inserted by said amendment, insert the following: , of which not to exceed \$150,000 may be expended for the purpose of rippopping the bank and channel matressing the river at Vicksburg, Miss., at such a point and in such a manner as may be necessary to make possible the permanent establishment of an interchange terminal at that point between railways and the vessels of the Inland Waterway Corporation; and the Senate agree to the same.

The committee of conference have not agreed on amendments numbered 1 and 34.

J. W. WADSWORTH, JR.,
W. L. JONES,
DAVID A. REED,
DUNCAN U. FLETCHER,
WM. J. HARRIS,

Managers on the part of the Senate.

HENRY E. BARBOUR,
FRANK CLAGUE,
L. J. DICKINSON,
BEN JOHNSON,
T. W. HARRISON.

Managers on the part of the House.

The Senate proceeded, by unanimous consent, to consider the said report; and,

On motion by Mr. Wadsworth,

Resolved, That the Senate agree thereto.

Ordered, That the Secretary notify the House of Representatives thereof.

CONVEYANCE OF GOVERNMENT PROPERTY IN SAN JUAN, P. R.

Mr. Wadsworth submitted the following conference report:

The committee of conference on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H. R. 10728) authorizing the Secretary of War to convey to the Association Seirvas de Maria, San Juan, P. R., certain property in the city of San Juan, P. R., having met, after full and free conference, have agreed to recommend and do recommend to their respective Houses as follows:

That the House recede from its disagreement to the amendment of the Senate, and agree to the same.

J. W. WADSWORTH, JR.,
DAVID A. REED,
HIRAM BINGHAM,
DUNCAN U. FLETCHER,
MORRIS SHEPPARD,

Managers on the part of the Senate.

W. FRANK JAMES,
HUBERT F. FISHER,
JOHN PHILIP HILL,

Managers on the part of the House.

The Senate proceeded, by unanimous consent, to consider the said report; and,

On motion by Mr. Wadsworth,

Resolved, That the Senate agree thereto.

Ordered, That the Secretary notify the House of Representatives thereof.

LAND AT BATTERY COVE, NEAR ALEXANDRIA, VA.

Mr. Wadsworth submitted the following conference report:

The committee of conference on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H. R. 11615) providing for the cession to the State of Virginia of sovereignty over a tract of land located at Battery Cove, near Alexandria, Va., having met, after full and free conference, have agreed to recommend and do recommend to their respective Houses as follows:

That the House recede from its disagreement to the amendment of the Senate, and agree to the same.

J. W. WADSWORTH, JR.,
DAVID A. REED,
DUNCAN U. FLETCHER,
WM. J. HARRIS,

Managers on the part of the Senate.

W. FRANK JAMES,
JOHN PHILIP HILL,
PERCY QUIN,

Managers on the part of the House.

The Senate proceeded, by unanimous consent, to consider the said report; and,

On motion by Mr. Wadsworth,

Resolved, That the Senate agree thereto.

Ordered, That the Secretary notify the House of Representatives thereof.

APPROPRIATIONS FOR STATE, JUSTICE, COMMERCE, AND LABOR DEPARTMENTS

Mr. Jones of Washington submitted the following conference report:

The committee of conference on the disagreeing votes of the two Houses on the amendments of the Senate to the bill (H. R. 16576) making appropriations for the Departments of State and Justice and for the judiciary, and for the Departments of Commerce and Labor, for the fiscal year ending June 30, 1928, and for other purposes, having met, after full and free conference have agreed to recommend and do recommend to their respective Houses as follows:

That the Senate recede from its amendment numbered 9.

That the House recede from its disagreement to the amendments of the Senate numbered 1, 2, 3, 4, 5, 6, 7, 8, 10, 11, 14, 17, 19, 21, 22, 26, 27, 28, 29, 31, 32, and 33, and agree to the same.

Amendment numbered 12: That the House recede from its disagreement to the amendment of the Senate numbered 12, and agree to the same with an amendment as follows: Restore the matter stricken out by said amendment amended to read as follows:

Provided, That traveling expenses of the commission or secretary shall be allowed in accordance with the provisions of the subsistence expense act of 1926.

And the Senate agree to the same.

Amendment numbered 15: That the House recede from its disagreement to the amendment of the Senate numbered 15, and agree to the same with an amendment as follows: In lieu of the sum named in said amendment insert \$30,000; and the Senate agree to the same.

Amendment numbered 16: That the House recede from its disagreement to the amendment of the Senate numbered 16, and agree to the same with an amendment as follows: In lieu of the sum proposed insert \$150,000; and the Senate agree to the same.

Amendment numbered 18: That the House recede from its disagreement to the amendment of the Senate numbered 18, and agree to the same with an amendment as follows: In lieu

of the sum proposed insert \$700,000; and the Senate agree to the same.

Amendment numbered 20: That the House recede from its disagreement to the amendment of the Senate numbered 20, and agree to the same with an amendment as follows: In lieu of the sum proposed insert \$3,091,500; and the Senate agree to the same.

Amendment numbered 23: That the House recede from its disagreement to the amendment of the Senate numbered 23, and agree to the same with an amendment as follows: In lieu of the sum proposed insert \$435,000; and the Senate agree to the same.

Amendment numbered 24: That the House recede from its disagreement to the amendment of the Senate numbered 24, and agree to the same with an amendment as follows: In lieu of the sum proposed insert \$20,000; and the Senate agree to the same.

Amendment numbered 25: That the House recede from its disagreement to the amendment of the Senate numbered 25, and agree to the same with an amendment as follows: In lieu of the sum proposed insert \$810,440; and the Senate agree to the same.

Amendment numbered 30: That the House recede from its disagreement to the amendment of the Senate numbered 30, and agree to the same with an amendment as follows: In lieu of the sum proposed insert \$2,519,000; and the Senate agree to the same.

The committee of conference have not agreed on amendment numbered 13.

W. L. JONES,
REED SMOOT,
FREDERICK HALE,
LEE S. OVERMAN,
WM. J. HARRIS,

Managers on the part of the Senate.

MILTON W. SHREVE,
GEORGE HOLDEN TINKHAM,
ERNEST R. ACKERMAN,
W. B. OLIVER,

Managers on the part of the House.

The Senate proceeded, by unanimous consent, to consider the said report; and,

Resolved, That the Senate agree thereto.

Ordered, That the Secretary notify the House of Representatives thereof.

APPROPRIATIONS FOR LEGISLATIVE ESTABLISHMENT

Mr. Warren submitted the following conference report:

The committee of conference on the disagreeing votes of the two Houses on the amendments of the Senate to the bill (H. R. 16863) making appropriations for the legislative branch of the Government for the fiscal year ending June 30, 1928, and for other purposes, having met, after full and free conference have agreed to recommend and do recommend to their respective Houses as follows:

That the Senate recede from its amendments numbered 11 and 16.

That the House recede from its disagreement to the amendments of the Senate numbered 1, 2, 3, 4, 5, 7, 8, 9, 10, 12, 13, and 14, and agree to the same.

Amendment numbered 15: That the House recede from its disagreement to the amendment of the Senate numbered 15, and agree to the same with an amendment as follows: In lieu of the sum proposed insert \$564,895; and the Senate agree to the same.

The committee of conference have not agreed on amendment numbered 6.

F. E. WARREN,
REED SMOOT,
CHARLES CURTIS,
WM. J. HARRIS,

Managers on the part of the Senate.

L. J. DICKINSON,
JOHN W. SUMMERS,
FRANK MURPHY,
EDWARD T. TAYLOR,

Managers on the part of the House.

The Senate proceeded, by unanimous consent, to consider the said report; and,

Resolved, That the Senate agree thereto.

Ordered, That the Secretary notify the House of Representatives thereof.

APPROPRIATIONS FOR THE DISTRICT OF COLUMBIA

On motion by Mr. Phipps, and by unanimous consent, The Senate, as in Committee of the Whole, proceeded to consider the bill (H. R. 16800) making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against the revenues of such District for the fiscal year ending June 30, 1928, and for other purposes.

The reported amendments in part having been agreed to; On the question of agreeing to the reported amendment striking out on page 5, after line 8, the following:

"Corporation counsel, including extra compensation as general counsel of the Public Utilities Commission, \$6,000, and other personal services in accordance with the classification act of 1923, \$40,000; in all, \$46,000, and no part of this appropriation shall be available for the compensation of any person giving less than full time from 9 o'clock antemeridian to 4.30 o'clock postmeridian to his official duties."

And inserting in lieu thereof the following:

Corporation counsel, who shall be appointed by the President, by and with the advice and consent of the Senate, and who shall also act as general counsel of the Public Utilities Commission, \$7,500, and other personal services in accordance with the classification act of 1923, \$34,860; in all, \$42,360.

Mr. Fess raised a question of order, viz, that the amendment proposed a change of law on an appropriation bill, and was therefore legislation.

The President pro tempore overruled the point of order.

The part proposed to be inserted was amended on the motion of Mr. Phipps, from the Committee on Appropriations, and the reported amendment as amended was agreed to.

The reported amendments in part were further agreed to, and in part amended and as amended agreed to.

On motion by Mr. McKellar to further amend the bill by inserting on page 19, after line 26, the following:

Southeast: For paving Potomac Avenue between Eighteenth and Nineteenth Streets.

Mr. Phipps raised a question of order, viz, that the amendment had not been estimated for or reported by a standing committee of the Senate.

The President pro tempore sustained the point of order.

On the question of agreeing to the reported amendment inserting on page 22, after line 6, certain words,

Pending debate,

EXECUTIVE SESSION

On motion by Mr. Curtis,

The Senate proceeded to the consideration of executive business; and

After the consideration of executive business the doors were reopened;

When,

On motion by Mr. Curtis, at 5 o'clock and 18 minutes p. m.,

The Senate adjourned.

THURSDAY, FEBRUARY 17, 1927

The Vice President called the Senate to order, and the Chaplain offered prayer.

THE JOURNAL

The Journal of the proceedings of the legislative day of Tuesday, February 15, 1927, was approved.

QUESTION OF QUORUM

Mr. Curtis raised a question as to the presence of a quorum; Whereupon

The Vice President directed the roll to be called;

When

Eighty-four Senators answered to their names, as follows:

Messrs. Ashurst, Bayard, Bingham, Blaise, Borah, Bratton, Broussard, Bruce, Cameron, Capper, Caraway, Copeland, Couzens, Curtis, Dale, Deneen, Dill, Edge, Ernst, Ferris, Fess, Fletcher, Frazier, Gerry, Gillett, Glass, Goff, Gooding, Gould, Greene, Hale, Harrell, Harris, Harrison, Hawes, Hedlin, Howell, Johnson, Jones of Washington, Kendrick, Keyes, La Follette, Lenroot, McKellar, McLean, McMaster, McNary, Mayfield, Means, Metcalf, Moses, Neely, Norris, Nye, Oddie, Overman, Phipps, Pine, Pittman, Ransdell, Reed of Missouri, Reed of Pennsylvania, Robinson of Arkansas, Robinson of Indiana, Sackett, Schall, Sheppard, Shipstead, Shortridge, Smith, Smoot, Steck, Stephens, Stewart, Swanson, Trammell, Tyson, Underwood, Wadsworth, Walsh of Massachusetts, Warren, Watson, Wheeler, and Willis.

A quorum being present,

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Chaffee, one of its clerks:

Mr. President: The House of Representatives has passed the following bills of the Senate, each without amendment:

S. 68. An act authorizing Dominic I. Murphy, consul general of the United States of America, to accept a silver fruit bowl presented to him by the British Government;

S. 545. An act for the payment of damages to certain citizens of New Mexico caused by reason of artificial obstructions to the flow of the Rio Grande by an agency of the United States;

S. 598. An act for the relief of Alexander McLaren;

S. 612. An act for the relief of Elizabeth Wooten;

S. 867. An act authorizing the Secretary of the Treasury to pay the Columbus Hospital, Great Falls, Mont., for the treatment of disabled Government employees;

S. 1304. An act for the relief of Hunter-Brown Co.;

S. 1456. An act authorizing the Court of Claims of the United States to hear and determine the claim of H. C. Ericsson;

S. 1860. An act for the relief of F. G. Proudfoot;

S. 2302. An act for the relief of Elisha K. Henson;

S. 2618. An act for the relief of the National Surety Co.;

S. 3064. An act for the relief of the Capital Paper Co.;

S. 3462. An act for the relief of Homer H. Hacker;

S. 3918. An act for the relief of Robert R. Bradford;

S. 4268. An act for the relief of H. W. Krueger and H. J. Selmer, bondsmen for the Green Bay Dry Dock Co., in their contract for the construction of certain steel barges and a dredge for the Government of the United States;

S. 4669. An act for the relief of the Kentucky-Wyoming Oil Co. (Inc.);

S. 4756. An act for the relief of Capt. Ellis E. Haring and Edward F. Batchelor;

S. 4933. An act authorizing an appropriation for public highways in the Virgin Islands of the United States;

S. 4943. An act for the relief of George H. Cecil;

S. 5084. An act to provide for the payment of the amount of an adjusted-service certificate to Irving D'Forrest Parks, beneficiary designated by Corpl. Steve McNeil Parks, deceased; and

S. 5622. An act authorizing the acceptance by the Navy Department of a site for an aviation training field in the vicinity of Pensacola, Fla., and for other purposes.

The House has passed the following bills of the Senate, each with amendments, in which it requests the concurrence of the Senate:

S. 1339. An act for the relief of Katherine Southerland; and

S. 1517. An act authorizing and directing the Secretary of the Treasury to pay to W. Z. Swift, of Louisa County, Va., the insurance due on account of the policy held by Harold Rogis.

The House has passed the following bills of the Senate, each with an amendment, in which it requests the concurrence of the Senate:

S. 1155. An act for the relief of Margaret Richards;

S. 1515. An act to extend the benefits of the employees' compensation act of September 7, 1916, to Daniel S. Glover;

S. 1899. An act for the relief of Delaware River Towing Line;

S. 2090. An act for the relief of Alfred F. Land;

S. 2353. An act to amend the military record of Leo J. Pourciau;

S. 2474. An act for the relief of the Riverside Contracting Co.;

S. 2619. An act for the relief of Oliver J. Larkin and Lona Larkin;

S. 2770. An act to confer United States citizenship upon certain inhabitants of the Virgin Islands and to extend the naturalization laws thereto; and

S. 2899. An act for the relief of the owner of the American steamship *Almirante* and owners of cargo laden aboard thereof at the time of her collision with the United States steamship *Hisko*.

The House has passed the following bills and joint resolution, in which it requests the concurrence of the Senate:

H. R. 724. An act for the relief of Capt. Norman D. Cota;

H. R. 780. An act for the relief of J. S. Corbett;

H. R. 1133. An act for the relief of John G. Pauley;

H. R. 1141. An act to correct the military record of John Dewitt Marvin;

H. R. 1595. An act for the relief of Fannie Kravitz;

H. R. 1691. An act for the relief of Henry F. Downing;

H. R. 1842. An act for the relief of John Costigan;

H. R. 2589. An act for the relief of Archie O. Sprague;

H. R. 2718. An act for the relief of M. F. Snider;

H. R. 3295. An act for the relief of Sherman P. Browning;

H. R. 4321. An act authorizing the redemption by the United States Treasury of 20 war-savings stamps (series of 1918) now held by Dr. John Mack, of Omaha, Nebr.;

H. R. 5089. An act for the relief of Christine Mygatt;

H. R. 5449. An act for the relief of James E. Westcott;

H. R. 5548. An act for the relief of Clarence G. Stonestreet;

H. R. 5642. An act for the relief of David E. Goodwin;

H. R. 5921. An act for the refund of money erroneously collected from Thomas Griffith, of Peach Creek, W. Va.;

H. R. 6057. An act for the relief of George Boiko & Co (Inc.);

H. R. 7153. An act authorizing the President to appoint J. H. S. Morison to the position and rank of major, Medical Corps, in the United States Army;

H. R. 7540. An act for the relief of Edward F. Weiskopf;

H. R. 8477. An act for the relief of Frank J. Dwyer;

H. R. 8739. An act for the relief of Lim Toy, of the city of Boston, Mass.;

H. R. 9063. An act for the relief of Marie Yvonne Gueguinou;

H. R. 9163. An act for the relief of Margaret T. Head, administratrix;

H. R. 9211. An act to prescribe certain of the qualifications of voters in the Territory of Alaska, and for other purposes;

H. R. 9226. An act to reimburse Dr. Philip Suriani;

H. R. 9318. An act authorizing the President to appoint James B. Dickson a second lieutenant of the Air Service in the Regular Army of the United States;

H. R. 9427. An act for the relief of Gilbert B. Perkins;

H. R. 9515. An act for the relief of R. P. Biddle;

H. R. 9666. An act to correct the military record of Owen J. Owen;

H. R. 9738. An act for the relief of Richard Brannan;

H. R. 9804. An act for the relief of the Pacific Steamship Co., of Seattle, Wash.;

H. R. 10380. An act for the relief of Israel Brown;

H. R. 10422. An act for the relief of William J. O'Brien;

H. R. 10447. An act for the relief of First Lieut. Walter T. Wilsey;

H. R. 10496. An act for the relief of John A. Thornton;

H. R. 10953. An act for the relief of William Perkins;

H. R. 11064. An act for the relief of R. W. Hilderbrand;

H. R. 11110. An act for the relief of George Caldwell;

H. R. 11542. An act for the relief of James M. Winston;

H. R. 11852. An act for the relief of M. Tillery and Mrs. V. D. Tillery;

H. R. 11929. An act authorizing the Secretary of the Interior to sell to Leroy Stafford certain lands situate in Rapides Parish, La.;

H. R. 12038. An act to correct the military record of Edward Delaney;

H. R. 12334. An act for the relief of W. Randall Spurlock;

H. R. 12388. An act for the relief of K. I. Ward;

H. R. 12404. An act for the relief of Shadyside Bank;

H. R. 12569. An act for the relief of Thomas F. Nicholas;

H. R. 12818. An act for the relief of Charles Beretta, Isidore J. Proulx, and John J. West;

H. R. 12859. An act for the relief of Thomas Murphy;

H. R. 12903. An act for the relief of Abraham H. Tompkins;

H. R. 12936. An act for the relief of Bert H. Libbey, alias Burt H. Libbey;

H. R. 12963. An act for the relief of Adam B. Ackerman, alias Adam B. Aunkerman;

H. R. 13004. An act for the relief of John G. Cassidy;

H. R. 13143. An act for the relief of the Charlotte Chamber of Commerce and Capt. Charles G. Dobbins, Army disbursing officer;

H. R. 13144. An act for the relief of the Sanitarium Co., of Portland, Oreg.;

H. R. 13971. An act for the relief of Ruth J. Walling;

H. R. 14071. An act for the relief of Garfield Hankins;

H. R. 14179. An act for the relief of Roland M. Baker;

H. R. 14591. An act authorizing the President to appoint William V. Pruett to the position and rank of major, Medical Corps, in the United States Army;

H. R. 14794. An act for the relief of Daniel Mangan;

H. R. 14895. An act to provide for the reinstatement of Warren M. Hendricksen in the United States Military Academy;

H. R. 15018. An act validating certain applications for, and entries of public lands;

H. R. 15252. An act to provide relief for certain natives of Borongan, Samar, Philippine Islands, for rental of houses occupied by the United States Army during the years 1900 to 1903;

H. R. 15253. An act for the relief of certain officers and former officers of the Army of the United States;

H. R. 15432. An act to correct the military record of Curtis P. Wise;

H. R. 15624. An act for the relief of Andrew McLaughlin;

H. R. 15863. An act for the relief of the widow of Warren V. Howard;

H. R. 16058. An act for the relief of certain officers of the Army of the United States;

H. R. 16155. An act for the validation of the acquisition of Canadian properties by the War Department and for the relief of certain disbursing officers for payments made thereon;

H. R. 16183. An act granting relief to Thomas M. Livingston;

H. R. 16442. An act for the relief of Ira E. King;

H. R. 16952. An act to ratify and confirm act No. 3243 of the Philippine Legislature, approved November 27, 1925; and

H. J. Res. 99. Joint resolution for the relief of a special disbursing agent of the Alaskan Engineering Commission (the Alaska Railroad).

The Speaker of the House having signed two enrolled bills,

viz, S. 5259 and H. R. 11803, I am directed to bring the same to the Senate for the signature of its President.

ENROLLED BILLS SIGNED

Mr. Green, from the Committee on Enrolled Bills, reported that they had examined and found truly enrolled the following bills:

S. 5259. An act granting permission to Maj. Charles Beatty Moore, United States Army, to accept the following decorations, namely, the Legion of Honor tendered him by the Republic of France and the officers' cross of the order of "Polonia Restituta" tendered him by the Republic of Poland; and

H. R. 11803. An act to authorize the incorporated town of Juneau, Alaska, to issue bonds for the construction and equipment of schools therein, and for other purposes.

The Vice President thereupon signed the same, and they were delivered to the committee to be presented to the President of the United States.

ORDER FOR SESSION MONDAY EVENING

On motion by Mr. Curtis, and by unanimous consent, Ordered, That on Monday, February 21, 1927, the Senate shall take a recess not later than 5 o'clock p. m. until 8 o'clock p. m., and that at the evening session, which shall not continue later than 11 o'clock p. m., the Senate shall proceed to the consideration of the bill (H. R. 16886) to authorize the Director of the United States Veterans' Bureau to make loans to veterans upon the security of adjusted service certificates.

It is further agreed that if the consideration of the foregoing bill is completed prior to 11 o'clock the Senate shall proceed to the consideration of the bill (H. R. 15009) to provide for the settlement of certain claims of American nationals against Germany and of German nationals against the United States for the ultimate return of all property of German nationals held by the Alien Property Custodian, and for the equitable apportionment among all claimants of certain available funds.

PETITIONS AND MEMORIALS

The Vice President laid before the Senate a joint resolution of the Legislature of the State of North Carolina, praying the enactment of legislation providing that hydroelectric power generated at Muscle Shoals, Ala., and other sites controlled by the United States, be made available for general distribution to the public under appropriate regulation by the States; which was referred to the Committee on Agriculture and Forestry.

Mr. Dill presented a memorial of citizens of the State of Washington, remonstrating against the enactment of legislation providing for the closing of barber shops on Sunday in the District of Columbia; which was referred to the Committee on the District of Columbia.

Mr. Gillett presented a petition of citizens of Middlesex, Mass., praying an amendment to the Constitution of the United States acknowledging the authority of Christ and the law of God therein; which was referred to the Committee on the Judiciary.

Mr. Overman presented a joint resolution of the Legislature of the State of North Carolina praying the enactment of legislation providing that hydroelectric power generated at Muscle Shoals, Ala., and other sites controlled by the United States, be made available for general distribution to the public under appropriate regulation by the States; which was referred to the Committee on Agriculture and Forestry.

Petitions praying the enactment of legislation granting pensions and increase of pensions to Civil War veterans and their widows were presented as follows:

By Mr. La Follette: A petition of citizens of the State of Wisconsin.

By Mr. Bruce: A petition of citizens of Baltimore, Md.

By Mr. Copeland: A petition of citizens of the State of New York.

Ordered, That they be referred to the Committee on Pensions.

Mr. Bingham presented a petition of citizens of New Haven, Conn., praying the enactment of legislation providing for the regulation of radio broadcasting stations.

Ordered, That it lie on the table.

REPORTS OF COMMITTEES

Mr. Ransdell, from the Committee on Commerce, to whom was referred the bill (S. 5671) to amend paragraph (c) of section 4 of the act entitled "An act to create the inland waterways corporation for the purpose of carrying out the mandate and purpose of Congress as expressed in sections 201 and 500 of the transportation act, and for other purposes," approved June 3, 1924, reported it with an amendment.

The Senate proceeded, by unanimous consent, to consider the said bill as in Committee of the Whole; and the reported amendment having been agreed to, the bill was reported to the Senate and the amendment was concurred in.

Ordered, That it be engrossed and read a third time.

The said bill was read the third time.

Resolved, That it pass, and that the title thereof be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

Mr. Stewart, from the Committee on Commerce, to whom were referred the following bills, reported them each without amendment and submitted reports thereon, as follows:

S. 5603. A bill granting the consent of Congress to the department of highways and public works of the State of Tennessee to construct a bridge across the Clinch River, approximately at Kyles Ford, on the Rogersville-Sneedville Road in Hancock County, Tenn. (Rept. No. 1499); and

S. 5585. A bill to extend the time for construction of a bridge across the southern branch of the Elizabeth River, near the cities of Norfolk and Portsmouth, in the county of Norfolk, State of Virginia (Rept. No. 1500).

The Senate proceeded, by unanimous consent, to consider the said bills as in Committee of the Whole; and no amendment being made, they were reported to the Senate.

Ordered, That they be engrossed and read a third time.

The said bills were read the third time.

Resolved, That they pass, and that the titles thereof be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

Mr. Stewart, from the Committee on Commerce, to whom was referred the bill (S. 5602) granting the consent of Congress to the city of Blair, in the State of Nebraska, or its assignees, to construct a bridge and approaches thereto across the Missouri River between the States of Nebraska and Iowa, reported it with amendments and submitted a report (No. 1501) thereon.

The Senate proceeded, by unanimous consent, to consider the said bill as in Committee of the Whole; and the reported amendments having been agreed to, the bill was reported to the Senate and the amendments were concurred in.

Ordered, That it be engrossed and read a third time.

The said bill was read the third time.

Resolved, That it pass, and that the title thereof be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

Mr. Stewart, from the Committee on Commerce, to whom was referred the bill (H. R. 16888) granting the consent of Congress to the Paducah Board of Trade (Inc.), of Paducah, Ky., its successors and assigns, to construct, maintain, and operate a bridge across the Ohio River, reported it without amendment and submitted a report (No. 1502) thereon.

The Senate proceeded, by unanimous consent, to consider the said bill as in Committee of the Whole; and no amendment being made, it was reported to the Senate.

Ordered, That it pass to a third reading.

The said bill was read the third time.

Resolved, That it pass.

Ordered, That the Secretary notify the House of Representatives thereof.

Mr. Edge, from the Committee on Finance, to whom was referred the bill (H. R. 16775) to limit the application of the internal-revenue tax upon passage tickets, reported it without amendment and submitted a report (No. 1503) thereon.

Mr. Borah, from the Committee on Foreign Relations, to whom was referred the bill (S. 5449) to authorize a permanent annual appropriation for the maintenance of the Gorgas Memorial Laboratory, reported it without amendment and submitted a report (No. 1504) thereon.

Mr. Borah, from the Committee on Foreign Relations, to whom was referred the resolution (S. Res. 352) authorizing

the extension of the time allowed for the adjudication of certain claims by the commission established pursuant to the General Claims Convention concluded September 8, 1923, between the United States and Mexico, reported it without amendment.

The Senate proceeded, by unanimous consent, to consider the said resolution; and

Resolved, That the Senate agree thereto.

Mr. Keyes, from the Committee to Audit and Control the Contingent Expenses of the Senate, to whom was referred the resolution (S. Res. 338) to investigate the charges of barter and sale of political influence in connection with Federal appointments, reported it with an amendment.

Mr. Willis, from the Committee on Territories and Insular Possessions, to whom was referred the joint resolution (H. J. Res. 96) to authorize the President to pay to surgeons employed on the Alaska Railroad such sums as may be due them under agreement with the Alaskan Engineering Commission or the Alaska Railroad, reported it without amendment and submitted a report (No. 1505) thereon.

Mr. Shortridge, from the Committee on Naval Affairs, to whom were referred the following bills, reported them each without amendment and submitted reports thereon, as follows:

H. R. 5082. An act for the relief of David Barker (Rept. No. 1506); and

H. R. 5852. An act for the relief of Thomas Maley (Rept. No. 1507).

Mr. Fess, from the Committee on Interstate Commerce, to whom was referred the bill (H. R. 12065) to amend the interstate commerce act and the transportation act, 1920, and for other purposes, reported it without amendment and submitted a report (No. 1508) thereon.

Mr. Standfield, from the Committee on Public Lands and Surveys, to whom was referred the bill (H. R. 9916) to revise the boundary of the Grand Canyon National Park in the State of Arizona, and for other purposes, reported it without amendment and submitted a report (No. 1509) thereon.

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

Bills and joint resolutions were introduced, severally read the first and second times by unanimous consent, and referred as follows:

By Mr. Ransdell:

A bill (S. 5747) to standardize bales of cotton intended for use in interstate commerce; to the Committee on Agriculture and Forestry.

By Mr. Robinson of Indiana:

A bill (S. 5748) authorizing the President to reappoint E. C. Callahan, formerly a captain of Infantry, United States Army, a captain of Infantry, United States Army; to the Committee on Military Affairs.

By Mr. Wadsworth:

A bill (S. 5749) for the relief of Samuel Gettinger and Harry Pomerantz; to the Committee on Claims.

By Mr. Shortridge:

A bill (S. 5750) granting an increase of pension to Max Blank; to the Committee on Pensions.

By Mr. Johnson:

A bill (S. 5751) for the relief of Ella S. Brown; to the Committee on Claims.

A bill (S. 5752) granting an increase of pension to Julia A. Hart; and

A bill (S. 5753) granting an increase of pension to Mary J. Taggart; to the Committee on Pensions.

By Mr. Dale:

A bill (S. 5754) granting an increase of pension to Eliza C. Lower; and

A bill (S. 5755) granting an increase of pension to Elva M. Averill; to the Committee on Pensions.

By Mr. Moses:

A bill (S. 5756) granting a pension to Elizabeth E. Wood (with accompanying papers); to the Committee on Pensions.

By Mr. McNary:

A bill (S. 5757) authorizing the Secretary of War to grant permission to the Port of Portland Commission to close the east channel of Swan Island, Oreg.; to the Committee on Commerce.

By Mr. Hawes:

A bill (S. 5758) granting an increase of pension to Evaline Blair; and

A bill (S. 5759) granting an increase of pension to Ada M. Standish (with accompanying papers); to the Committee on Pensions.

By Mr. Norris:

A joint resolution (S. J. Res. 163) providing for the completion of Dam No. 2 and the steam plant at nitrate plant No. 2

in the vicinity of Muscle Shoals, Ala., and for other purposes; to the Committee on Agriculture and Forestry.

By Mr. Bingham:

A joint resolution (S. J. Res. 164) to establish a joint commission on insular reorganization; to the Committee on Territories and Insular Possessions.

EXPORTS OF AMERICAN FARM PRODUCTS

Mr. Nye submitted the following resolution (S. Res. 356):

Whereas the United States Department of Agriculture in a recent report entitled "The 1927 Agricultural Outlook," said: "Some improvements in the purchasing power of foreign countries for agricultural products of 1927 may be expected, but it is probable that larger foreign production of breadstuffs, fruits, and animal products will reduce foreign demand for our exportable surpluses of these products; and

"Cotton production must be curtailed drastically the coming season to restore the balance between consumption and supply at remunerative prices to growers. With average yields a reduction of about 30 per cent in acreage appears necessary to give growers the best gross returns for the 1917 crop"; and

Whereas the Department of Commerce reports that during the calendar year 1926 the value of crude foodstuffs and food animals and manufactured foodstuffs exported was \$53,565,000 less than during the calendar year 1925, but the value of finished manufactures exported was \$112,784,000 larger in 1926 than in 1925; Therefore be it

Resolved, That the Secretary of Agriculture be requested to inform the Senate at his earliest convenience the chief causes, in his mind, for the reduction in the value of exports of farm products in crude and finished form, what measures the Department of Agriculture is using to stimulate foreign consumption of American farm products, and what cooperation, if any, the department receives from other governmental agencies in doing this; and if, in his judgment, it is probable that in the next few years there will be a greater demand for American farm products at a price remunerative to the producers, or whether higher prices American farmers might receive for their staple products will encourage a larger production thereof.

Ordered, That it lie over one day under the rule.

SPECIAL TARIFF INVESTIGATION COMMITTEE

Mr. Robinson of Arkansas submitted the following resolution (S. Res. 357):

Resolved, That the resolution (S. Res. 162) authorizing and directing an investigation of the manner in which the flexible provisions of the tariff act of 1922 has been or is being administered, agreed to March 11, 1926, be, and it is hereby, continued in full force and effect until the end of the first regular session of the Seventieth Congress.

The Senate proceeded, by unanimous consent, to consider the said resolution; and

Resolved, That the Senate agree thereto.

Mr. Robinson of Arkansas submitted the following resolution (S. Res. 358):

Resolved, That the resolution (S. Res. 178) authorizing the holding of hearings and the employment of clerical assistance by the special committee to investigate the administration of the flexible provision of the tariff act of 1922, agreed to March 22, 1926, be, and it is hereby, continued in full force and effect until the end of the first regular session of the Seventieth Congress.

The Senate proceeded, by unanimous consent, to consider the said resolution; and

Resolved, That the Senate agree thereto.

HOUSE BILLS AND JOINT RESOLUTION REFERRED

The bills and joint resolution this day received from the House of Representatives for concurrence were severally read the first and second times by unanimous consent.

Ordered, That the bills H. R. 724, H. R. 780, H. R. 1595, H. R. 2589, H. R. 2718, H. R. 3295, H. R. 4321, H. R. 5089, H. R. 5921, H. R. 6057, H. R. 8477, H. R. 8739, H. R. 9063, H. R. 9163, H. R. 9226, H. R. 9427, H. R. 9515, H. R. 9804, H. R. 10422, H. R. 10447, H. R. 10496, H. R. 11064, H. R. 11852, H. R. 12334, H. R. 12388, H. R. 12404, H. R. 12818, H. R. 13143, H. R. 13144, H. R. 13971, H. R. 14071, H. R. 14179, H. R. 15252, H. R. 16058, and H. R. 16442 be referred to the Committee on Claims; that the bills H. R. 1133, H. R. 1141, H. R. 1842, H. R. 5449, H. R. 5548, H. R. 5642, H. R. 7153, H. R. 7540, H. R. 9318, H. R. 9666, H. R. 9738, H. R. 10380, H. R. 10953, H. R. 11110, H. R. 11542, H. R. 12038, H. R. 12569, H. R. 12859, H. R. 12903, H. R. 12936, H. R. 12963, H. R. 13004, H. R. 14591, H. R. 14794, H. R. 14895, H. R. 15253, H. R. 15432, H. R. 15624, H. R. 15863, and H. R. 16155 be referred to the Committee on Military Affairs; that the bill H. R. 1691 be referred to the Committee on Naval Affairs; that the bills H. R. 9211 and H. R. 16952, and the joint resolution H. J. Res. 99 be referred

to the Committee on Territories and Insular Possessions; that the bills H. R. 11929 and H. R. 15018 be referred to the Committee on Public Lands and Surveys; and that the bill H. R. 16183 be placed on the calendar.

ENROLLED BILL PRESENTED

Mr. Greene, from the Committee on Enrolled Bills, reported that they this day presented to the President of the United States the bill (S. 5259) granting permission to Maj. Charles Beatty Moore, United States Army, to accept the following decorations, namely, the Legion of Honor tendered him by the Republic of France and the officers' cross of the order of "Polonia Restituta" tendered him by the Republic of Poland.

PUBLIC BUILDINGS SITES IN DISTRICT OF COLUMBIA

On motion by Mr. Lenroot,

The Senate resumed the consideration of the amendments of the House of Representatives to the bill (S. 4663) authorizing the Secretary of the Treasury to acquire certain lands within the District of Columbia to be used as sites for public buildings, and for other purposes.

The question being on the motion of Mr. Lenroot that the Senate agree to the said amendments,

Pending debate,

REGULATION OF RADIO COMMUNICATIONS

The Presiding Officer (Mr. Fess in the chair) announced that the hour of 2 o'clock had arrived and laid before the Senate the unfinished business at its adjournment yesterday, viz, the report of the committee of conference on the disagreeing votes of the two Houses on the amendment of the House of Representatives to the bill (H. R. 9971) for the regulation of radio communications, and for other purposes; and

The Senate resumed the consideration of the said report.

The question being on agreeing to the same,

Pending debate.

EXECUTIVE SESSION

On motion by Mr. Curtis,

The Senate proceeded to the consideration of executive business; and

After the consideration of executive business the doors were reopened;

When,

On motion by Mr. Curtis, at 5 o'clock and 15 minutes p. m., The Senate took a recess until 12 o'clock m. to-morrow.

AT 12 O'CLOCK M. (CALENDAR DAY, FRIDAY, FEBRUARY 18, 1927)

The Vice President called the Senate to order.

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Hattigan, one of its clerks:

Mr. President: The House of Representatives has passed without amendment the bill (S. 4808) to establish a Federal farm board to aid in the orderly marketing and in the control and disposition of the surplus of agricultural commodities.

The Speaker of the House having signed 20 enrolled bills, viz. S. 68, S. 545, S. 598, S. 612, S. 867, S. 1304, S. 1456, S. 1860, S. 2302, S. 2618, S. 3064, S. 3462, S. 3918, S. 4268, S. 4669, S. 4756, S. 4933, S. 4943, S. 5084, and H. R. 2, and an enrolled joint resolution, viz. H. J. Res. 359, I am directed to bring the same to the Senate for the signature of its President.

QUESTION OF QUORUM

Mr. Smoot raised a question as to the presence of a quorum; Whereupon

The Vice President directed the roll to be called;

When

Eighty-one Senators answered to their names, as follows:

Messrs. Ashurst, Bingham, Blease, Borah, Bratton, Broussard, Bruce, Cameron, Capper, Caraway, Copeland, Couzens, Curtis, Dale, Deneen, Dill, Edge, Edwards, Ernst, Ferris, Fletcher, Frazier, Gillett, Glass, Gooding, Gould, Greene, Hale, Harrell, Harris, Harrison, Hawes, Heflin, Howell, Johnson, Jones of Washington, Kendrick, Keyes, King, La Follette, Lenroot, McKellar, McMaster, McNary, Mayfield, Metcalf, Moses, Neely, Norris, Nye, Oddie, Overman, Phipps, Pine, Pittman, Ransdell, Reed of Missouri, Reed of Pennsylvania, Robinson of Arkansas, Robinson of Indiana, Sackett, Schall, Sheppard, Shipstead, Shortridge, Smith, Smoot, Steck, Stephens, Stewart, Swanson, Trammell, Tyson, Underwood, Wadsworth, Walsh of Massachusetts, Warren, Watson, Wheeler, and Willis.

A quorum being present.

ENROLLED BILLS AND JOINT RESOLUTION SIGNED

Mr. Greene, from the Committee on Enrolled Bills, reported that they had examined and found truly enrolled the following bills:

S. 68. An act authorizing Dominic I. Murphy, consul general of the United States of America, to accept a silver fruit bowl presented to him by the British Government;

S. 545. An act for the payment of damages to certain citizens of New Mexico caused by reason of artificial obstructions to the flow of the Rio Grande by an agency of the United States;

S. 598. An act for the relief of Alexander McLaren;

S. 612. An act for the relief of Elizabeth Wooten;

S. 867. An act authorizing the Secretary of the Treasury to pay the Columbus Hospital, Great Falls, Mont., for the treatment of disabled Government employees;

S. 1304. An act for the relief of Hunter-Brown Co.;

S. 1456. An act authorizing the Court of Claims of the United States to hear and determine the claim of H. C. Ericsson;

S. 1860. An act for the relief of F. G. Proudfoot;

S. 2302. An act for the relief of Elisha K. Henson;

S. 2618. An act for the relief of the National Surety Co.;

S. 3064. An act for the relief of the Capital Paper Co.;

S. 3462. An act for the relief of Homer H. Hacker;

S. 3918. An act for the relief of Robert R. Bradford;

S. 4268. An act for the relief of H. W. Krueger and H. J. Selmer, bondsmen for the Green Bay Dry Dock Co., in their contract for the construction of certain steel barges and a dredge for the Government of the United States;

S. 4669. An act for the relief of the Kentucky-Wyoming Oil Co. (Inc.);

S. 4756. An act for the relief of Captain Ellis E. Haring and Edward F. Batchelor;

S. 4933. An act authorizing an appropriation for public highways in the Virgin Islands of the United States;

S. 4943. An act for the relief of George Cecil;

S. 5084. An act to provide for the payment of the amount of an adjusted-service certificate to Irving D'Forrest Parks, beneficiary designated by Corp. Steve McNeil Parks, deceased;

H. R. 2. An act to further amend the national banking laws and the Federal reserve act, and for other purposes; and

H. J. Res. 359. Joint resolution making an appropriation for the eradication or control of the European corn borer.

The Vice President thereupon signed the same, and they were delivered to the committee to be presented to the President of the United States.

CITIZENSHIP FOR VIRGIN ISLANDS INHABITANTS

The Vice President laid before the Senate the amendment heretofore received from the House of Representatives for concurrence to the bill (S. 2770) to confer United States citizenship upon certain inhabitants of the Virgin Islands and to extend the naturalization laws thereto.

The Senate proceeded, by unanimous consent, to consider the said amendment; and,

On motion by Mr. Willis,

Resolved, That the Senate agree thereto.

Ordered, That the Secretary notify the House of Representatives thereof.

EXPENDITURES FOR BENEFIT OF INDIAN TRIBES

The Vice President laid before the Senate a communication from the Secretary of the Interior, transmitting, pursuant to law, a report of the expenditures made by the Geological Survey during the fiscal year ended June 30, 1926, from the appropriations "Enforcement of mineral leases, Geological Survey, 1926," and "Oil, gas, and oil shale investigations and leasing, Geological Survey, 1926," for the benefit of Indian tribes, together with a statement relative to the sufficiency of tribal funds available to reimburse the Government for such expenditures; which, with the accompanying report, was referred to the Committee on Appropriations.

PETITIONS AND MEMORIALS

The Vice President laid before the Senate a concurrent resolution of the Legislature of the State of North Dakota, favoring the construction of the proposed Great Lakes-St. Lawrence waterway project; which was referred to the Committee on Commerce.

Mr. Jones of Washington presented memorials of citizens of the State of Washington, remonstrating against the present foreign policy of the United States Government in connection with the Mexican and Nicaraguan situation; which were referred to the Committee on Foreign Relations.

Mr. Capper presented a memorial of citizens of Galena, Kans., remonstrating against the enactment of legislation providing for compulsory Sunday observance in the District of Columbia; which was referred to the Committee on the District of Columbia.

Mr. Copeland presented petitions of citizens of the State of New York, praying the enactment of legislation creating a commission to investigate the subject of civil-service retirement; which was referred to the Committee on Civil Service.

Memorials remonstrating against the issuance of any regulation by the Secretary of Agriculture increasing the grazing fees on the national forests were presented as follows:

By Mr. Warren: A joint resolution of the legislature of the State of Wyoming.

By Mr. Kendrick: A similar joint resolution.

Ordered, That they be referred to the Committee on Agriculture and Forestry.

Petitions praying the enactment of legislation granting pensions and increase of pensions to Civil War veterans and their widows were presented as follows:

By Mr. Hale: A petition of citizens of the State of Maine.

By Mr. Copeland: A petition of citizens of the State of New York.

By Mr. Deneen: Several petitions of citizens of the State of Illinois.

Ordered, That they be referred to the Committee on Pensions.

Memorials remonstrating against the enactment of legislation providing for the closing of barber shops on Sunday in the District of Columbia were presented as follows:

By Mr. Warren: A memorial of citizens of Uptown, Wyo.

By Mr. Ernst: A memorial of citizens of the State of Kentucky.

By Mr. Willis: Several memorials of citizens of the State of Ohio.

By Mr. Jones of Washington: A memorial of citizens of the State of Washington.

Ordered, That they be referred to the Committee on the District of Columbia.

Mr. Capper presented petitions of citizens of the State of Kansas, praying the enactment of legislation providing for the regulation of radio broadcasting stations.

Ordered, That they lie on the table.

Petitions praying the enactment of legislation providing for the retirement of disabled emergency Army officers were presented as follows:

By Mr. Hale: A joint resolution of the Legislature of the State of Maine.

By Mr. Gould: A similar joint resolution.

Ordered, That they lie on the table.

REPORTS OF COMMITTEES

Mr. Smith, by unanimous consent, from the Committee on Agriculture and Forestry, to whom was referred the bill (H. R. 15539) relating to certain cotton reports of the Secretary of Agriculture, reported it with amendments.

Mr. Swanson, by unanimous consent, from the Committee on Naval Affairs, to whom were referred the following bills, reported them each without amendment and submitted reports thereon, as follows:

S. 5699. A bill relating to the admission of candidates to the Naval Academy (Rept. No. 1510); and

H. R. 9030. An act for the retirement as ensign of Hampton Mitchell (Rept. No. 1511).

Mr. Capper, by unanimous consent, from the Committee on Agriculture and Forestry, to whom was referred the bill (S. 5263) to provide for the further development of agricultural extensions between the agricultural colleges in the several States receiving the benefits of the act entitled "An act donating public lands to the several States and Territories which may provide colleges for the benefit of agriculture and the mechanic arts," approved July 2, 1862, and all acts supplementary thereto, and the United States Department of Agriculture, reported it with amendments and submitted a report (No. 1512) thereon.

Mr. Frazier, by unanimous consent, from the Committee on Pensions, to whom was referred the bill (S. 5443) granting pensions and increase of pensions to widows and former widows of certain soldiers, sailors, and marines of the Civil War, and for other purposes, reported it with amendments and submitted a report (No. 1513) thereon.

ENROLLED BILLS PRESENTED

Mr. Greene, from the Committee on Enrolled Bills, reported that they this day presented to the President of the United States the following enrolled bills:

S. 68. An act authorizing Dominic I. Murphy, consul general of the United States of America, to accept a silver fruit bowl presented to him by the British Government;

S. 545. An act for the payment of damages to certain citizens of New Mexico caused by reason of artificial obstructions to the flow of the Rio Grande by an agency of the United States;

S. 598. An act for the relief of Alexander McLaren;

S. 612. An act for the relief of Elizabeth Wooten;

S. 867. An act authorizing the Secretary of the Treasury to pay the Columbus Hospital, Great Falls, Mont., for the treatment of disabled Government employees;

S. 1304. An act for the relief of Hunter-Brown Co.;

S. 1456. An act authorizing the Court of Claims of the United States to hear and determine the claim of H. C. Ericsson;

S. 1860. An act for the relief of F. G. Proudfoot;

S. 2302. An act for the relief of Elisha K. Henson;

S. 2618. An act for the relief of the National Surety Co.;

S. 3064. An act for the relief of the Capital Paper Co.;

S. 3462. An act for the relief of Homer H. Hacker;

S. 3918. An act for the relief of Robert R. Bradford;

S. 4268. An act for the relief of H. W. Krueger and H. J. Selmer, bondsmen for the Green Bay Dry Dock Co., in their contract for the construction of certain steel barges and a dredge for the Government of the United States;

S. 4669. An act for the relief of the Kentucky-Wyoming Oil Co. (Inc.);

S. 4756. An act for the relief of Capt. Ellis E. Haring and Edward F. Batchelor;

S. 4933. An act authorizing an appropriation for public highways in the Virgin Islands of the United States;

S. 4943. An act for the relief of George H. Cecil; and

S. 5084. An act to provide for the payment of the amount of an adjusted-service certificate to Irving D'Forrest Parks, beneficiary designated by Corp. Steve McNeil Parks, deceased.

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

Bills and joint resolutions were introduced by unanimous consent, severally read the first and second times, and referred as follows:

By Mr. Phipps:

A bill (S. 5760) to suspend the issuance of water-power licenses on the Colorado River until ratification of the Colorado River compact, and for other purposes; to the Committee on Irrigation and Reclamation.

By Mr. Fletcher:

A bill (S. 5761) granting an increase of pension to Caroline E. Spencer; to the Committee on Pensions.

By Mr. Willis:

A bill (S. 5762) to amend sections 4 and 5 of the act entitled "An act granting the consent of Congress to the Gallia County Ohio River Bridge Co. and its successors and assigns to construct a bridge across the Ohio River at or near Gallipolis, Ohio," approved May 13, 1926, as amended; to the Committee on Commerce.

By Mr. Moses:

A bill (S. 5763) granting an increase of pension to George N. Julian (with accompanying papers); to the Committee on Pensions.

By Mr. Deneen:

A bill (S. 5764) granting an increase of pension to Ann Anderson (with accompanying papers); to the Committee on Pensions.

By Mr. Capper:

A bill (S. 5765) granting an increase of pension to Josephine M. Canright (with accompanying papers); to the Committee on Pensions.

A bill (S. 5766) to amend the act of February 9, 1907, entitled "An act to define the term of 'registered nurse' and to provide for the registration of nurses in the District of Columbia"; to the Committee on the District of Columbia.

By Mr. Smith:

A bill (S. 5767) authorizing an appropriation to enable the Secretary of Agriculture to cooperate with the South Carolina Agricultural Experiment Station; to the Committee on Agriculture and Forestry.

By Mr. Moses:

A bill (S. 5768) granting an increase of pension to Isabella Parsons (with accompanying papers); to the Committee on Pensions.

By Mr. Deneen:

A bill (S. 5769) to prevent fraud in respect to the sale or disposition of securities through agencies of interstate or foreign commerce and to provide a summary proceeding therefor and penalties for the violation thereof; to the Committee on the Judiciary.

By Mr. Copeland:

A joint resolution (S. J. Res. 165) authorizing the Secretary of Commerce to regulate radio broadcasting stations, and for other purposes; to the Committee on Interstate Commerce.

By Mr. Stanfield:

A joint resolution (S. J. Res. 166) amending the joint resolution entitled "Joint resolution directing the Secretary of the Interior to withhold his approval of the adjustment of the Northern Pacific land grants, and for other purposes," approved June 5, 1924; to the Committee on Public Lands and Surveys.

VETERANS' BUREAU HOSPITAL AT SOAP LAKE, WASH.

Mr. Dill, by unanimous consent, submitted the following resolution (S. Res. 359):

Resolved, That the Director of the United States Veterans' Bureau is hereby directed to investigate the advisability of establishing a Veterans' Bureau hospital at Soap Lake, in the State of Washington, and to report to the Senate at the beginning of the first regular session of the Seventieth Congress.

Ordered, That it lie on the table.

GOVERNMENT INSURANCE FOR FARMERS

Mr. Bruce, by unanimous consent, submitted the following resolution (S. Res. 360), which was referred to the Committee on Agriculture and Forestry:

Resolved, That the Secretary of Agriculture is hereby requested to report to the Senate at the beginning of the first regular session of the Seventieth Congress his views as to whether the insurance of the farmer by the Federal Government against droughts, floods, and storms would be consistent with sound, governmental, and economic policy; and, if so, under what conditions such insurance should be issued.

EXPENSES OF HON. MAGNUS JOHNSON

Mr. Ernst, by unanimous consent, submitted the following resolution (S. Res. 361), which was referred to the Committee to Audit and Control the Contingent Expenses of the Senate:

Resolved, That the Secretary of the Senate hereby is authorized and directed to pay from the appropriation for expenses of inquiries and investigations, contingent fund of the Senate, fiscal year 1926, to Hon. Magnus Johnson the sum of \$2,500, in full payment for all expenses, including fees and expenses of his attorneys, incurred in prosecution of his claim to a seat in the Senate in the contest of the election of a Senator from the State of Minnesota in 1924.

NATIONAL ORIGINS QUOTAS OF IMMIGRANTS

Mr. Neely, by unanimous consent, submitted the following resolution (S. Res. 362):

Resolved, That the President be requested, if not incompatible with the public interest, to transmit to the Senate a copy of the memorandum explaining the methods and processes employed by the six statistical experts appointed by the Secretary of State, the Secretary of Commerce, and the Secretary of Labor in determining the quotas on the basis of nationality of origin of the population of the United States, which accompanied the quota board's report to the Secretaries of State, Commerce, and Labor.

Ordered, That it lie over one day under the rule.

INTERNAL-REVENUE TAX UPON PASSAGE TICKETS

On motion by Mr. Edge, and by unanimous consent,

The Senate, as in Committee of the Whole, proceeded to consider the bill (H. R. 16775) to limit the application of the internal-revenue tax upon passage tickets; and no amendment being made, it was reported to the Senate.

Ordered, That it pass to a third reading.

The said bill was read the third time.

Resolved, That it pass.

Ordered, That the Secretary notify the House of Representatives thereof.

REGULATION OF RADIO COMMUNICATIONS

The Senate resumed the consideration of the report of the committee of conference on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H. R. 9971) for the regulation of radio communications, and for other purposes.

The question being on agreeing to the report,

Pending debate.

Mr. Heflin obtained the floor and proceeded to address the Senate; when

Mr. Dill raised a question of order, viz, that Mr. Heflin had already spoken twice during the present legislative day on the conference report, and, under the rules, was not entitled to the floor at this time.

The Vice President sustained the question of order.

Pending debate.

Mr. King raised a question as to the presence of a quorum; Whereupon

The Presiding Officer (Mr. Fess in the chair) directed the roll to be called;

When

Sixty-nine Senators answered to their names, as follows:

Messrs. Ashurst, Bingham, Blease, Bratton, Broussard, Bruce, Cameron, Capper, Caraway, Copeland, Couzens, Curtis, Dale, Deneen, Dill, Edge, Edwards, Ernst, Ferris, Fess, Frazier,

George, Gillett, Glass, Gooding, Harris, Harrison, Hawes, Hefflin, Howell, Johnson, Jones of Washington, Keyes, King, La Follette, Lenroot, McKellar, McMaster, McNary, Mayfield, Means, Metcalf, Moses, Neely, Oddie, Overman, Phipps, Pittman, Ransdell, Reed of Pennsylvania, Robinson of Arkansas, Robinson of Indiana, Sackett, Schall, Sheppard, Shipstead, Shortridge, Simmons, Smith, Smoot, Steck, Stewart, Trammell, Tyson, Wadsworth, Walsh of Massachusetts, Warren, Watson, and Willis.

A quorum being present,

After debate,

The question being taken on agreeing to the report,

It was determined in the affirmative.

Ordered, That the Secretary notify the House of Representatives thereof.

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Chaffee, one of its clerks:

Mr. President: The House of Representatives has agreed to the report of the committee of conference on the disagreeing votes of the two Houses on the amendments of the Senate to the bill (H. R. 16576) making appropriations for the Departments of State and Justice and for the judiciary, and for the Departments of Commerce and Labor, for the fiscal year ending June 30, 1928, and for other purposes; and it has receded from its disagreement to the amendment of the Senate numbered 13 to the said bill and agreed to the same.

The House has agreed to the report of the committee of conference on the disagreeing votes of the two Houses on the amendments of the Senate to the bill (H. R. 16249) making appropriations for the military and nonmilitary activities of the War Department for the fiscal year ending June 30, 1928, and for other purposes; and it has receded from its disagreement to the amendments of the Senate numbered 1 and 34 to the said bill and agreed to the same.

BOULDER CANYON DAM

On motion by Mr. Johnson that the Senate proceed to the consideration of the bill (S. 3331) to provide for the protection and development of the lower Colorado River Basin,

After debate,

The motion was agreed to; and

The Senate, as in Committee of the Whole, proceeded to consider the said bill.

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Hal-tigan, one of its clerks:

Mr. President: The Speaker of the House of Representatives having signed three enrolled bills, viz, S. 4808, S. 5622, and H. R. 16888, I am directed to bring the same to the Senate for the signature of its President.

ENROLLED BILLS SIGNED

Mr. Greene, from the Committee on Enrolled Bills, reported that they had examined and found truly enrolled the following bills:

S. 4808. An act to establish a Federal farm board to aid in the orderly marketing and in the control and disposition of the surplus of agricultural commodities;

S. 5622. An act authorizing the acceptance by the Navy Department of a site for an aviation training field in the vicinity of Pensacola, Fla., and for other purposes; and

H. R. 16888. An act granting the consent of Congress to the Paducah Board of Trade (Inc.), of Paducah, Ky., its successors and assigns, to construct, maintain, and operate a bridge across the Ohio River.

The Vice President thereupon signed the same, and they were delivered to the committee to be presented to the President of the United States.

RECESS

On motion by Mr. Curtis, at 5 o'clock and 30 minutes p. m., The Senate took a further recess until 11 o'clock a. m. tomorrow.

AT 12 O'CLOCK M. (CALENDAR DAY, SATURDAY, FEBRUARY 19, 1927)

The Vice President called the Senate to order.

BOULDER DAM CANYON

The Senate, as in Committee of the Whole, resumed the consideration of the bill (S. 3331) to provide for the protection and development of the lower Colorado River Basin; when

The further consideration thereof was, by unanimous consent, temporarily laid aside.

EVENING SESSION ON WEDNESDAY NEXT

On motion by Mr. Curtis, and by unanimous consent,

Ordered, That on Wednesday, February 23, 1927, the Senate take a recess at not later than 5 o'clock and 30 minutes p. m.

until 8 o'clock p. m., and that the evening session, which shall not continue longer than 11 o'clock p. m., be devoted to the consideration of bills on the calendar under Rule VIII.

PETITIONS AND MEMORIALS

The Vice President laid before the Senate a joint resolution of the Legislature of the State of Washington, praying the passage of the so-called Norris amendment to the Constitution providing that the President, Senators, and Representatives in Congress shall take office promptly after election; which was referred to the Committee on the Judiciary.

Mr. Nye presented a joint resolution of the Legislature of the State of North Dakota, praying the enactment of legislation providing for the early construction of the so-called Great Lakes-St. Lawrence waterway project; which was referred to the Committee on Commerce.

Mr. Willis presented a memorial of citizens of Hamilton, Ohio, remonstrating against armed intervention by the United States in Mexico and Nicaragua; which was referred to the Committee on Foreign Relations.

Mr. Warren presented a memorial of citizens of Rawlins, Wyo., remonstrating against the enactment of legislation proposing any modification in the immigration laws; which was referred to the Committee on Immigration.

Mr. Dill presented a memorial of citizens of the State of Washington, remonstrating against the enactment of legislation providing for the closing of barber shops on Sunday in the District of Columbia; which was referred to the Committee on the District of Columbia.

Petitions praying the enactment of legislation granting pensions and increase of pensions to Civil War veterans and their widows were presented as follows:

By Mr. Willis: A petition of citizens of the State of Ohio.

By Mr. Bruce: A petition of citizens of Baltimore, Md.

By Mr. Copeland: A petition of citizens of the State of New York.

Ordered, That they be referred to the Committee on Pensions. Petitions praying the enactment of legislation providing for the retirement of disabled emergency Army officers were presented as follows:

By Mr. Edge: A resolution adopted by the American Legion in convention at Belmar, N. J.

By Mr. Copeland: A resolution of World War veterans of the Legislature of the State of New York.

Ordered, That they lie on the table.

Mr. Edwards presented a petition of citizens of Summit, N. J., praying the enactment of legislation to retard the extermination of migratory game and legitimate sport by the reduction of bag limits and open seasons.

Ordered, That it lie on the table.

CONDITIONS IN BREAD-BAKING INDUSTRY

On motion by Mr. La Follette and by unanimous consent, Ordered, That the preliminary report of the Federal Trade Commission of its investigation into conditions in the bread-baking industry, transmitted to the Senate on the 11th instant, in response to Senate Resolution 163, agreed to February 16, 1924, and referred to the Committee on the Judiciary, be printed as a Senate document.

REPORTS OF COMMITTEES

Mr. Jones of Washington, by unanimous consent, from the Committee on the District of Columbia, to whom was referred the bill (H. R. 5823) to amend the Code of Law for the District of Columbia in relation to the qualifications of jurors, reported it without amendment and submitted a report (No. 1514) thereon.

The Senate proceeded, by unanimous consent, to consider the said bill as in Committee of the Whole; and no amendment being made, it was reported to the Senate.

Ordered, That it pass to a third reading.

The said bill was read the third time.

Resolved, That it pass.

Ordered, That the Secretary notify the House of Representatives thereof.

Mr. Jones of Washington, by unanimous consent, from the Committee on the District of Columbia, to whom was referred the joint resolution (S. J. Res. 7) proposing an amendment to the Constitution of the United States providing for national representation for the people of the District of Columbia, reported it without amendment and submitted a report (No. 1515) thereon; and

On motion by Mr. Jones of Washington,

Ordered, That the said bill be referred to the Committee on the Judiciary.

Mr. Tyson, by unanimous consent, from the Committee on Claims, to whom was referred the bill (H. R. 13971) for the

relief of Ruth J. Walling, reported it without amendment and submitted a report (No. 1516) thereon.

Mr. Tyson, by unanimous consent, from the Committee on Military Affairs, to whom was referred the bill (H. R. 6246) to establish a national military park at the battle field of Stones River, Tenn., reported it without amendment and submitted a report (No. 1517) thereon.

Mr. Sheppard, by unanimous consent, from the Committee on Military Affairs, to whom was referred the bill (H. R. 6847) to correct the military record of Thornton Jackson, reported it without amendment and submitted a report (No. 1518) thereon.

Mr. Bingham, by unanimous consent, from the Committee on Military Affairs, to whom was referred the bill (H. R. 6422) to correct the military record of George W. Kelly, reported it without amendment and submitted a report (No. 1519) thereon.

Mr. McNary, by unanimous consent, from the Committee on Irrigation and Reclamation, to whom was referred the bill (S. 5395) to provide for the construction of the Deschutes project in Oregon, and for other purposes, reported it with an amendment.

Mr. Nye, by unanimous consent, from the Committee on Claims, to whom was referred the bill (H. R. 16442) for the relief of Ira E. King, reported it without amendment and submitted a report (No. 1520) thereon.

Mr. Capper, by unanimous consent, from the Committee on the District of Columbia, to whom was referred the bill (S. 5552) to authorize the Commissioners of the District of Columbia to compromise and settle certain suits at law resulting from the subsidence of First Street east, in the District of Columbia, occasioned by the construction of a railroad tunnel under said street, reported it without amendment and submitted a report (No. 1521) thereon.

Mr. Capper, by unanimous consent, from the Committee on the District of Columbia, to whom was referred the bill (H. R. 15668) authorizing the acquisition of a site for the farmers' produce market, and for other purposes, reported it with amendments and submitted a report (No. 1522) thereon.

Mr. Stanfield, by unanimous consent, from the Committee on Public Lands and Surveys, to whom were referred the following bills, reported them each without amendment and submitted reports thereon, as follows:

S. 4720. A bill to relinquish to its equitable owners the title of the United States to the land in the claims of A. Moro and of Anthony Campbell in Jackson County, Miss. (Rept. No. 1523);

H. R. 6097. An act to accept the cession by the State of Arkansas of exclusive jurisdiction over a tract of land within the Hot Springs National Park, and for other purposes (Rept. No. 1524); and

H. R. 10612. An act to withdraw certain public lands from settlement and entry (Rept. No. 1525).

Mr. Cameron, by unanimous consent, from the Committee on Public Lands and Surveys, to whom was referred the bill (S. 4782) to remove a cloud on title, reported it without amendment and submitted a report (No. 1526) thereon.

Mr. Reed of Pennsylvania, by unanimous consent, from the Committee on Military Affairs, to whom was referred the bill (S. 5112) to provide for appointment as warrant officers of the Regular Army of such persons as would have been eligible therefor but for the interruption of their status, caused by military service rendered by them as commissioned officers during the World War, reported it without amendment and submitted a report (No. 1527) thereon.

The Senate proceeded, by unanimous consent, to consider the said bill as in Committee of the Whole; and no amendment being made, it was reported to the Senate.

Ordered, That it be engrossed and read a third time.

The said bill was read the third time.

Resolved, That it pass, and that the title thereof be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

Mr. Tyson, by unanimous consent, from the Committee on Military Affairs, to whom were referred the following bills, reported them each adversely:

S. 4718. A bill for the relief of Florence Sullivan; and

H. R. 10193. An act for the relief of Lewis H. Easterly.

On motion by Mr. Tyson,

Ordered, That they be postponed indefinitely.

Mr. Wadsworth, by unanimous consent, from the Committee on Military Affairs, to whom were referred the following bills, reported them each without amendment and submitted reports thereon, as follows:

S. 5725. A bill to authorize an appropriation to rehabilitate the Picatinny Arsenal, N. J. (Rept. No. 1528); and

S. 5734. A bill to provide for the policing of military roads leading out of the District of Columbia (Rept. No. 1529).

Mr. Wadsworth, by unanimous consent, from the Committee on Military Affairs, to whom was referred the joint resolution (S. J. Res. 136) authorizing the use of a portion of that part of the United States National Cemetery Reservation at Chattanooga, Tenn., lying outside the cemetery wall for a city pound, animal shelter, and hospital, reported it with an amendment and submitted a report (No. 1530) thereon.

Mr. Wadsworth, by unanimous consent, from the Committee on Military Affairs, to whom were referred the following bill and joint resolution, reported them each with amendments and submitted reports thereon, as follows:

S. 4977. A bill to authorize and direct the Secretary of War to grant a perpetual easement for public highway purposes over and upon a portion of Vancouver Military Reservation in the State of Washington (Rept. No. 1531); and

H. J. Res. 272. Joint resolution providing for the return of funds belonging to World War National Guard organizations (Rept. No. 1532).

Mr. Blease, by unanimous consent, from the Committee on Military Affairs, to whom were referred the following bills, reported them each without amendment and submitted reports thereon, as follows:

H. R. 6143. An act to correct the military record of William J. Bodiford (Rept. No. 1533); and

H. R. 11396. An act for the relief of Lawrence F. Nelson (Rept. No. 1534).

Mr. Blease, by unanimous consent, from the Committee on Military Affairs, to whom were referred the following bills, reported them each adversely:

H. R. 2787. An act for the relief of John T. O'Neil;

H. R. 2882. An act for the relief of E. D. Macready; and

H. R. 7874. An act to correct the military record of John Ralston.

Mr. Dill, by unanimous consent, from the Committee on Public Lands and Surveys, to whom was referred the bill (H. R. 15826) to add certain lands to the Colville National Forest, Wash., reported it without amendment and submitted a report (No. 1535) thereon.

Mr. Fletcher, by unanimous consent, from the Committee on Military Affairs, to whom was referred the bill (H. R. 1690) for the relief of Thomas P. McSherry, reported it without amendment and submitted a report (No. 1536) thereon.

Mr. Stewart, by unanimous consent, from the Committee on Commerce, to whom was referred the bill (S. 5762) to amend sections 4 and 5 of the act entitled "An act granting the consent of Congress to the Gallia County Ohio River Bridge Co., and its successors and assigns, to construct a bridge across the Ohio River at or near Gallipolis, Ohio," approved May 13, 1926, as amended, reported it without amendment.

The Senate proceeded, by unanimous consent, to consider the said bill as in Committee of the Whole; and no amendment being made, it was reported to the Senate.

Ordered, That it be engrossed and read a third time.

The said bill was read the third time.

Resolved, That it pass, and that the title thereof be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

Mr. Stewart, by unanimous consent, from the Committee on Commerce, to whom were referred the following bills, reported them each without amendment and submitted reports thereon, as follows:

H. R. 14842. An act granting the consent of Congress to the Pomeroy-Mason Bridge Co., its successors and assigns, to construct, maintain, and operate a bridge across the Ohio River at or near the town of Mason, Mason County, W. Va., to a point opposite thereto in the city of Pomeroy, Meigs County, Ohio (Rept. No. 1537); and

H. R. 14920. An act to amend an act entitled "An act granting the consent of Congress to the Weirton Bridge & Development Co. for the construction of a bridge across the Ohio River near Steubenville, Ohio," approved May 7, 1926 (Rept. No. 1538).

The Senate proceeded, by unanimous consent, to consider the said bills as in Committee of the Whole; and no amendment being made, they were reported to the Senate.

Ordered, That they pass to a third reading.

The said bills were read the third time.

Resolved, That they pass.

Ordered, That the Secretary notify the House of Representatives thereof.

Mr. Willis, by unanimous consent, from the Committee on Territories and Insular Possessions, to whom was referred the bill (H. R. 16952) to ratify and confirm act numbered 3243 of the Philippine legislature, approved November 27, 1925,

reported it without amendment and submitted a report (No. 1539) thereon.

CHANGE OF REFERENCE

On motion by Mr. Bingham, and by unanimous consent, *Ordered*, That the Committee on the Judiciary be discharged from the further consideration of the bill (S. 5452) to prevent suits in the District Court of the United States for Porto Rico to restrain the assessment and collection of taxes imposed by the laws of Porto Rico, and that it be referred to the Committee on Territories and Insular Possessions.

ENROLLED BILLS PRESENTED

Mr. Greene, from the Committee on Enrolled Bills, reported that they this day presented to the President of the United States the following enrolled bills:

S. 4808. An act to establish a Federal farm board to aid in the orderly marketing and in the control and disposition of the surplus of agricultural commodities; and

S. 5622. An act authorizing the acceptance by the Navy Department of a site for an aviation training field in the vicinity of Pensacola, Fla., and for other purposes.

INTRODUCTION OF BILLS AND JOINT RESOLUTION

Bills and a joint resolution were introduced by unanimous consent, severally read the first and second times and referred as follows:

By Mr. Walsh of Montana:

A bill (S. 5770) granting immunity to certain witnesses; to the Committee on the Judiciary.

By Mr. Bruce:

A bill (S. 5771) to authorize an additional appropriation for Fort McHenry, Md.; to the Committee on Military Affairs.

By Mr. Swanson:

A bill (S. 5772) granting an annuity to Dr. Robert P. Cooke; to the Committee on Military Affairs.

By Mr. McNary:

A bill (S. 5773) granting an increase of pension to Mary J. Hesson; to the Committee on Pensions.

By Mr. Capper:

A bill (S. 5774) to amend the District of Columbia traffic act, 1925, and for other purposes; to the Committee on the District of Columbia.

By Mr. Norris (for Mr. Norbeck):

A bill (S. 5775) granting the consent of Congress to the States of South Dakota and Nebraska, their successors and assigns, to construct, maintain, and operate a bridge across the Missouri River; to the Committee on Commerce.

A bill (S. 5776) to permit the granting of Federal aid in respect of certain roads and bridges; to the Committee on Post Offices and Post Roads.

By Mr. Watson:

A bill (S. 5777) for the relief of Jennie Carroll, Mabel H. Lazear, Emily Lawrence Reed, and John R. Kissinger; to the Committee on Military Affairs.

By Mr. McNary (by request):

A joint resolution (S. J. Res. 167) to provide for immediate completion of detailed survey, foundation borings, and preliminary plans, specifications, and estimates of cost for the Cove Creek Dam and Reservoir in the Clinch River, Tenn.; to the Committee on Commerce.

MEMORIAL ADDRESSES ON LATE SENATOR FERNALD

On motion by Mr. Hale, and by unanimous consent,

Ordered, That the memorial services for Hon. Bert M. Fernald, late a Senator from the State of Maine, authorized by Senate Resolution 343 to be held on Sunday, February 28, 1927, be postponed until a later date.

W. Z. SWIFT

The Vice President laid before the Senate the amendment heretofore received from the House of Representatives for concurrence to the text of the bill (S. 1517) authorizing and directing the Secretary of the Treasury to pay to W. Z. Swift, of Louisa County, Va., the insurance due on account of the policy held by Harold Rogis, together with the amendment to the title providing that the same shall read as follows: "An act for the relief of W. Z. Swift."

The Senate proceeded, by unanimous consent, to consider the said amendments; and,

On motion by Mr. Means,

Resolved, That the Senate agree thereto.
Ordered, That the Secretary notify the House of Representatives thereof.

CONCURRENCE IN HOUSE AMENDMENTS TO SENATE BILLS

The Vice President laid before the Senate the amendment heretofore received from the House of Representatives for concurrence to each of the following bills of the Senate:

S. 1155. An act for the relief of Margaret Richards;

S. 1515. An act to extend the benefits of the employees' compensation act of September 7, 1916, to Daniel S. Glover;

S. 1899. An act for the relief of Delaware River Towing Line;

S. 2090. An act for the relief of Alfred F. Land;

S. 2474. An act for the relief of the Riverside Contracting Co.;

S. 2619. An act for the relief of Oliver J. Larkin and Lona Larkin; and

S. 2899. An act for the relief of the owner of the American steamship *Almirante* and owners of cargo laden aboard thereof at the time of her collision with the United States steamship *Hisko*.

The Senate proceeded, by unanimous consent, to consider severally the said amendments; and,

On motion by Mr. Means,

Resolved, That the Senate agree thereto.
Ordered, That the Secretary notify the House of Representatives thereof.

KATHERINE SOUTHERLAND

The Vice President laid before the Senate the amendments heretofore received from the House of Representatives for concurrence to the bill (S. 1339) for the relief of Katherine Southerland.

On motion by Mr. Means,

Resolved, That the Senate disagree to the amendments of the House of Representatives to the said bill, and ask a conference with the House on the disagreeing votes of the two Houses thereon.

Ordered, That the conferees on the part of the Senate be appointed by the Vice President; and

The Vice President appointed Mr. Means, Mr. Capper, and Mr. Trammell.

Ordered, That the Secretary notify the House of Representatives thereof.

LEO J. POURCIAU

The Vice President laid before the Senate the amendment heretofore received from the House of Representatives for concurrence to the bill (S. 2353) to amend the military record of Leo J. Pourciau.

The Senate proceeded, by unanimous consent, to consider the said amendment; and,

On motion by Mr. Broussard,

Resolved, That the Senate agree thereto.
Ordered, That the Secretary notify the House of Representatives thereof.

HOSPITAL SITE AT RAPIDES PARISH, LA.

On motion by Mr. Broussard, and by unanimous consent,

The Senate, as in Committee of the Whole, proceeded to consider the bill (H. R. 15414) to authorize the United States Veterans' Bureau to accept a title to lands required for a hospital site in Rapides Parish, La.; and no amendment being made, it was reported to the Senate.

Ordered, That it pass to a third reading.

The said bill was read the third time.

Resolved, That it pass.

Ordered, That the Secretary notify the House of Representatives thereof.

REVISION OF GRAND CANYON NATIONAL PARK BOUNDARY

On motion by Mr. Smoot, and by unanimous consent,

The Senate, as in Committee of the Whole, proceeded to consider the bill (H. R. 9916) to revise the boundary of the Grand Canyon National Park in the State of Arizona, and for other purposes; and no amendment being made, it was reported to the Senate.

Ordered, That it pass to a third reading.

The said bill was read the third time.

Resolved, That it pass.

Ordered, That the Secretary notify the House of Representatives thereof.

APPROPRIATIONS FOR DISTRICT OF COLUMBIA

On motion by Mr. Johnson, and by unanimous consent,

The Senate, as in Committee of the Whole, resumed the consideration of the bill (H. R. 16800) making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against the revenues of such District for the fiscal year ending June 30, 1928, and for other purposes.

The question being on agreeing to the reported amendment striking out lines 7, 8, and 9, on page 22.

Mr. Phipps raised a question as to the presence of a quorum;

Whereupon

The Vice President directed the roll to be called;

When

Seventy-eight Senators answered to their names, as follows: Messrs. Ashurst, Bayard, Bingham, Blease, Borah, Bratton, Broussard, Bruce, Cameron, Capper, Caraway, Copeland, Couzens, Curtis, Edge, Edwards, Ernst, Ferris, Fess, Fletcher, Frazier, George, Gillett, Glass, Goff, Gooding, Greene, Hale, Harris, Harrison, Heflin, Howell, Johnson, Jones of Washington, Kendrick, Keyes, King, La Follette, Lenroot, McKellar, McLean, McMaster, McNary, Means, Metcalf, Moses, Neely, Norris, Nye, Oddie, Overman, Phipps, Pine, Pittman, Reed of Pennsylvania, Robinson of Arkansas, Robinson of Indiana, Sackett, Schall, Sheppard, Shipstead, Shortridge, Smith, Smoot, Stanfield, Steck, Stephens, Stewart, Swanson, Trammell, Tyson, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, Wheeler, and Willis.

A quorum being present,

After debate,

The reported amendment was disagreed to.

The residue of the reported amendments were in part agreed to, and in part amended, and as amended agreed to, and the bill further amended on the motion of Mr. Jones of Washington, on behalf of the Committee on the District of Columbia, the motion of Mr. Harrison, the motion of Mr. Blease, and the motion of Mr. Copeland.

On motion by Mr. Copeland to further amend the bill by inserting, on page 48, at the end of line 10, the following:

Provided, That no part of the appropriations made for the construction of said school shall be used for the erection of a heating or power plant at or immediately adjacent to the intersection of Second and R streets northeast, but such funds shall be available for the extension and expansion of the present heating plant of the Langley Junior High School to adequately serve said new McKinley High School.

Pending debate,

Mr. Phipps raised a question of order, viz, that the amendment would in effect provide an increase in the appropriation in the bill.

The President pro tempore sustained the point of order, and in response to a parliamentary inquiry made the following statement:

"The Chair ruled upon the language of Rule XVI, paragraph 1, which provides that no amendment shall be received to any general appropriation bill the effect of which will be to increase an appropriation already contained in the bill or to add a new item of appropriation. The Chair is of the opinion that the amendment proposed by the Senator from New York falls under both those categories and is plainly out of order on the point raised by the Senator from Colorado."

No further amendment being proposed, the bill was reported to the Senate and the amendments made in the Committee of the Whole were concurred in.

Ordered, That the amendments be engrossed and the bill read a third time.

The said bill as amended was read the third time.

Resolved, That it pass.

Ordered, That the Secretary request the concurrence of the House of Representatives in the amendments.

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Chaffee, one of its Clerks:

Mr. President: The House of Representatives has agreed to the report of the committee of conference on the disagreeing votes of the two Houses on the amendments of the Senate to the bill (H. R. 11615) providing for the cession to the State of Virginia of sovereignty over a tract of land located at Battery Cove, near Alexandria, Va.

The House has agreed to the report of the committee of conference on the disagreeing votes of the two Houses on the amendments of the Senate to the bill (H. R. 10728) authorizing the Secretary of War to convey to the Association Sierras de Maria, San Juan, P. R., certain property in the city of San Juan, P. R.

The House has agreed to the report of the committee of conference on the disagreeing votes of the two Houses on the amendments of the Senate to the bill (H. R. 16863) making appropriations for the legislative branch of the Government for the fiscal year ending June 30, 1928, and for other purposes; and it has receded from its disagreement to the amendment of the Senate numbered 6 to the said bill and agreed to the same with an amendment, in which it requests the concurrence of the Senate.

The House has passed the joint resolution (H. J. Res. 352) to provide for the expenses of the participation of the United States in the work of a preparatory commission to consider

questions of reduction and limitation of armaments, in which it requests the concurrence of the Senate.

The Speaker of the House having signed three enrolled bills, viz, H. R. 10728, H. R. 11615, and H. R. 16249, I am directed to bring the same to the Senate for the signature of its President.

HOUSE JOINT RESOLUTION REFERRED

The joint resolution H. J. Res. 352, this day received from the House of Representatives for concurrence, was read the first and second times by unanimous consent, and referred to the Committee on Foreign Relations.

APPROPRIATIONS FOR LEGISLATIVE ESTABLISHMENT

The President pro tempore laid before the Senate the amendment this day received from the House of Representatives for concurrence to the amendment of the Senate numbered 6 to the bill (H. R. 16863) making appropriations for the legislative branch of the Government for the fiscal year ending June 30, 1928, and for other purposes.

The Senate proceeded, by unanimous consent, to consider the said amendment of the House; and,

On motion by Mr. Warren,

Resolved, That the Senate agree thereto.
Ordered, That the Secretary notify the House of Representatives thereof.

BOULDER DAM CANYON

The Senate, as in Committee of the Whole, resumed the consideration of the bill (S. 3331) to provide for the protection of the lower Colorado River Basin.

Mr. Curtis raised a question as to the presence of a quorum;

Whereupon

The Presiding Officer (Mr. Blease in the chair) directed the roll to be called;

When

Seventy-eight Senators answered to their names, as follows: Messrs. Ashurst, Bayard, Bingham, Blease, Borah, Bratton, Broussard, Bruce, Cameron, Capper, Caraway, Copeland, Couzens, Curtis, Dale, Dill, Edwards, Ernst, Ferris, Fess, Fletcher, Frazier, George, Gillett, Glass, Goff, Gooding, Hale, Harrell, Harris, Harrison, Hawes, Heflin, Johnson, Jones of Washington, Kendrick, Keyes, King, La Follette, McKellar, McMaster, McNary, Mayfield, Means, Metcalf, Moses, Neely, Norris, Nye, Oddie, Overman, Phipps, Pittman, Ransdell, Reed of Missouri, Reed of Pennsylvania, Robinson of Arkansas, Robinson of Indiana, Sackett, Schall, Sheppard, Shipstead, Shortridge, Smith, Stanfield, Steck, Stephens, Stewart, Swanson, Trammell, Tyson, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, Wheeler, and Willis.

A quorum being present,

Pending debate,

ENROLLED BILLS SIGNED

Mr. Greene, from the Committee on Enrolled Bills, reported that they had examined and found truly enrolled the following bills:

H. R. 10728. An act authorizing the Secretary of War to convey to the Association Sierras de Maria, San Juan, P. R., certain property in the city of San Juan, P. R.;

H. R. 11615. An act providing for the cession to the State of Virginia of sovereignty over a tract of land located at Battery Cove, near Alexandria, Va.; and

H. R. 16249. An act making appropriations for the military and nonmilitary activities of the War Department for the fiscal year ending June 30, 1928, and for other purposes.

The Vice President thereupon signed the same, and they were delivered to the committee to be presented to the President of the United States.

EXECUTIVE SESSION

The hour of 3 o'clock p. m. having arrived,

The Senate, pursuant to an order heretofore agreed to in executive session, proceeded to the consideration of executive business; and

After the consideration of executive business the doors were reopened;

When,

On motion by Mr. Curtis, at 4 o'clock and 16 minutes p. m., The Senate took a further recess until 12 o'clock m. on Monday next.

AT 12 O'CLOCK M. (CALENDAR DAY, MONDAY, FEBRUARY 21, 1927)

The Vice President called the Senate to order.

DEATH OF FORMER SENATOR WILLARD SAULSBURY

Mr. Bayard, by unanimous consent, submitted the following resolution (S. Res. 363), which was considered by unanimous consent and agreed to:

Resolved, That the Senate has heard with deep regret and profound sorrow the announcement of the death of Hon. Willard Saulsbury, late a Senator from the State of Delaware.

Resolved, That the Secretary transmit a copy of these resolutions to the family of the deceased.

ORDER FOR ADJOURNMENT TO-NIGHT

On motion by Mr. Curtis, and by unanimous consent,
Ordered, That when the Senate concludes its business to-night it adjourn until 11 o'clock a. m. to-morrow.

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Halligan, one of its clerks:

Mr. President: The House of Representatives has passed the bill (S. 1640) authorizing the Secretary of Agriculture to establish a national arboretum, and for other purposes, with an amendment, in which it requests the concurrence of the Senate.

The House has passed the following bill and joint resolution, in which it requests the concurrence of the Senate:

H. R. 16885. An act to amend section 563 of the tariff act of 1922; and

H. J. Res. 351. Joint resolution to provide for the expenses of the participation of the United States in the work of the economic conference to be held at Geneva, Switzerland.

HOUSE BILL AND JOINT RESOLUTION REFERRED

The bill H. R. 16885 and the joint resolution H. J. Res. 351, this day received from the House of Representatives for concurrence, were read the first and second times by unanimous consent, and referred, respectively, to the Committee on Finance and the Committee on Foreign Relations.

PETITIONS AND MEMORIALS

Mr. Greene presented a joint resolution of the Legislature of the State of Vermont, praying that action be taken by the Federal Government to suppress alien smuggling across the Vermont-Canadian border; which was referred to the Committee on Immigration.

Mr. Harris presented a resolution adopted by the American Legion at Philadelphia, Pa., praying the enactment of legislation providing that the death compensation now being paid to minor children of deceased veterans be continued to the age of 21 instead of 18 years; which was referred to the Committee on Finance.

Petitions praying the enactment of legislation granting pensions and increase of pensions to Civil War veterans and their widows were presented as follows:

By Mr. Deneen: Several petitions of citizens of the State of Illinois.

By Mr. Copeland: Several petitions of citizens of the State of New York.

By Mr. Gillett: A petition of citizens of the State of Massachusetts.

Ordered, That they be referred to the Committee on Pensions. Memorials remonstrating against the enactment of legislation providing for the closing of barber shops on Sunday in the District of Columbia were presented as follows:

By Mr. Fletcher: A memorial of citizens of the State of Florida.

By Mr. Ernst: A memorial of citizens of the State of Kentucky.

Ordered, That they be referred to the Committee on the District of Columbia.

Petitions praying the enactment of legislation providing for the retirement of disabled emergency Army officers were presented as follows:

By Mr. Means: A joint resolution of the Legislature of the State of Colorado.

By Mr. Couzens: A resolution adopted at the eighth annual convention of the American Legion, Department of Michigan.

Ordered, That they lie on the table.

REPORTS OF COMMITTEES

Mr. Fess, by unanimous consent, from the Committee on the Library, to whom was referred the bill (H. R. 11278) to authorize the erection of a statue of Henry Clay, reported it without amendment and submitted a report (No. 1540) thereon.

The Senate proceeded, by unanimous consent, to consider the said bill as in Committee of the Whole; and no amendment being made, it was reported to the Senate.

Ordered, That it pass to a third reading.

The said bill was read the third time.

Resolved, That it pass.

Ordered, That the Secretary notify the House of Representatives thereof.

Mr. Jones of Washington, by unanimous consent, from the Committee on Irrigation and Reclamation, to whom was re-

ferred the joint resolution (S. J. Res. 154) extending the provisions of the acts of March 4, 1925, and April 13, 1926, relating to a compact between the States of Washington, Idaho, Oregon, and Montana for allocating the waters of the Columbia River and its tributaries, and for other purposes, reported it without amendment.

The Senate proceeded, by unanimous consent, to consider the said joint resolution as in Committee of the Whole; and no amendment being made, it was reported to the Senate.

Ordered, That it be engrossed and read a third time.

The said joint resolution was read the third time.

Resolved, That it pass, and that the title thereof be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

Mr. Robinson of Arkansas, by unanimous consent, from the Committee on Military Affairs, to whom was referred the bill (S. 4330) authorizing the Secretary of War to make settlement of the claim of the Franklin Ice Cream Co., reported it with an amendment and submitted a report (No. 1541) thereon.

The Senate proceeded, by unanimous consent, to consider the said bill as in Committee of the Whole; and the reported amendment having been agreed to, the bill was reported to the Senate and the amendment was concurred in.

Ordered, That it be engrossed and read a third time.

The said bill was read the third time.

Resolved, That it pass, and that the title thereof be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

Mr. Oddie, by unanimous consent, from the Committee on Naval Affairs, to whom was referred the bill (S. 4731) for the promotion and retirement of William H. Santelmann, leader of the United States Marine Band, reported it without amendment and submitted a report (No. 1542) thereon.

Mr. Frazier, by unanimous consent, from the Committee on Pensions, to whom was referred the bill (H. R. 16389) granting pensions and increase of pensions to certain soldiers and sailors of the regular Army and Navy, and certain soldiers and sailors of wars other than the Civil War, and to widows of such soldiers and sailors, etc., reported it with amendments and submitted a report (No. 1543) thereon.

Mr. Means, by unanimous consent, from the Committee on Claims, to whom were referred the following bills, reported them each without amendment and submitted reports thereon, as follows:

S. 4754. A bill to allow credits in the accounts of Harry Caden, special fiscal agent, Bureau of Reclamation, Department of the Interior (Rept. No. 1544); and

H. R. 13143. An act for the relief of the Charlotte Chamber of Commerce and Capt. Charles G. Dobbins, Army disbursing officer (Rept. No. 1545).

INTRODUCTION OF BILLS

Bills were introduced by unanimous consent, severally read the first and second times and referred as follows:

By Mr. Bruce:

A bill (S. 5778) for the relief of James M. E. Brown; to the Committee on Claims.

By Mr. Hale:

A bill (S. 5779) granting a pension to Maud D. Davis (with accompanying papers); to the Committee on Pensions.

By Mr. Wheeler:

A bill (S. 5780) granting a pension to John Moursette; to the Committee on Pensions.

By Mr. Shipstead:

A bill (S. 5781) granting an increase of pension to Mary E. Devine; to the Committee on Pensions.

By Mr. Means:

A bill (S. 5782) to consolidate the Bureau of Pensions of the Department of the Interior, the National Home for Disabled Volunteer Soldiers, and the United States Veterans' Bureau, and for other purposes; to the Committee on Pensions.

By Mr. Stephens:

A bill (S. 5783) authorizing the Secretary of the Interior to sell and patent certain lands in Louisiana and Mississippi; to the Committee on Public Lands and Surveys.

By Mr. McMaster:

A bill (S. 5784) for the relief of Olof Nelson; to the Committee on Claims.

By Mr. Capper:

A bill (S. 5785) to provide books and educational supplies free of charge to pupils of the public schools of the District of Columbia; to the Committee on the District of Columbia.

By Mr. Ransdell:

A bill (S. 5786) to amend and reenact the tariff act of 1922; to the Committee on Finance.

A bill (S. 5787) to enable private individuals to make the United States Government a party to foreclosure proceedings when said Government holds a junior lien of some kind; to the Committee on the Judiciary.

By Mr. Schall:

A bill (S. 5788) to extend the time for constructing a bridge across the Mississippi River between the city of Anoka, in the county of Anoka, and the village of Champlin, in the county of Hennepin, State of Minnesota; to the Committee on Commerce.

SELECT COMMITTEE ON SENATORIAL CAMPAIGN EXPENDITURES

Mr. Reed of Missouri, by unanimous consent, submitted the following resolution (S. Res. 304):

Resolved, That Senate Resolutions Nos. 195, 227, and 258 of the Sixty-ninth Congress, first session, and Senate Resolution No. 324 of the Sixty-ninth Congress, second session, be, and they hereby are, continued in force during the Seventieth Congress.

That the special committee created pursuant to Senate Resolution No. 195 of the Sixty-ninth Congress, first session, is authorized in its discretion to open any or all ballot boxes and examine and tabulate any or all ballots and scrutinize all books, papers, and documents which are now in its possession or any that shall come into its possession, concerning the general election held in the State of Pennsylvania on the 2d day of November, 1926.

Resolved further, That the general authority of the said special committee is hereby extended to cover the nomination and election of any Senator at any general election held during the year 1926.

Ordered, That it lie over one day under the rule.

ESTABLISHMENT OF NATIONAL ARBORETUM

The Vice President laid before the Senate the amendment this day received from the House of Representatives for concurrence to the bill (S. 1640) authorizing the Secretary of Agriculture to establish a national arboretum, and for other purposes.

On motion by Mr. McNary,

Resolved, That the Senate disagree to the amendment of the House of Representatives to the said bill, and ask a conference with the House on the disagreeing votes of the two Houses thereon.

Ordered, That the conferees on the part of the Senate be appointed by the Vice President; and

The Vice President appointed Mr. McNary, Mr. Norris, and Mr. Smith.

Ordered, That the Secretary notify the House of Representatives thereof.

ADMISSION OF CANDIDATES TO NAVAL ACADEMY

On motion by Mr. Overman, and by unanimous consent, The Senate, as in Committee of the Whole, proceeded to consider the bill (S. 5699) relating to the admission of candidates to the Naval Academy; and no amendment being made, it was reported to the Senate.

Ordered, That it be engrossed and read a third time.

The said bill was read the third time.

Resolved, That it pass, and that the title thereof be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

REMOVAL OF CLOUD ON TITLE

On motion by Mr. Stephens, and by unanimous consent, The Senate, as in Committee of the Whole, proceeded to consider the bill (S. 4782) to remove a cloud on title; and no amendment being made, it was reported to the Senate.

Ordered, That it be engrossed and read a third time.

The said bill was read the third time.

Resolved, That it pass, and that the title thereof be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

QUESTION OF QUORUM

Mr. Curtis raised a question as to the presence of a quorum; Whereupon

The Vice President directed the roll to be called;

When

Eighty-five Senators answered to their names, as follows:

Messrs. Ashurst, Bayard, Bingham, Blaine, Borah, Bratton, Bruce, Cameron, Capper, Caraway, Copeland, Couzens, Curtis, Dale, Deneen, Dill, Edge, Edwards, Ernst, Ferris, Fess, Fletcher, Frazier, George, Gillett, Glass, Goff, Gooding, Gould, Greene,

Hale, Harrell, Harris, Harrison, Hawes, Heflin, Howell, Johnson, Jones of Washington, Kendrick, Keyes, King, La Follette, Lenroot, McKellar, McLean, McMaster, McNary, Mayfield, Means, Metcalf, Moses, Neely, Norris, Nye, Oddie, Overman, Phipps, Pine, Pittman, Ransdell, Reed of Missouri, Reed of Pennsylvania, Robinson of Arkansas, Robinson of Indiana, Sackett, Schall, Sheppard, Shipstead, Shortridge, Simmons, Smith, Steck, Stephens, Swanson, Trammell, Tyson, Underwood, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, Wheeler, and Willis.

A quorum being present,

NATIONAL ORIGINS IMMIGRATION QUOTAS

On motion by Mr. Neely, and by unanimous consent, The Senate proceeded to consider the resolution (S. Res. 362) relative to the manner of determining the national origins quotas under the immigration act of 1924; and

Resolved, That the Senate agree thereto.

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Chaffee, one of its clerks:

Mr. President: The House of Representatives has agreed to the report of the committee of conference on the disagreeing votes of the two Houses on the amendments of the House to the bill (S. 2141) conferring jurisdiction upon the Court of Claims to hear, examine, and adjudicate, and enter judgment in any claims which the Assiniboine Indians may have against the United States, and for other purposes.

The House has passed the following resolution (H. Res. 433), which I am directed to communicate to the Senate:

Resolved, That the business of the House be now suspended, that opportunity may be given for tributes to the memory of Hon. Robert M. La Follette, late a Member of the Senate from the State of Wisconsin.

Resolved, That as a particular mark of respect to the memory of the deceased, and in recognition of his distinguished public career, the House, at the conclusion of these exercises, shall stand adjourned.

Resolved, That the Clerk communicate these resolutions to the Senate.

Resolved, That the Clerk send a copy of these resolutions to the family of the deceased.

The Speaker of the House having signed seven enrolled bills, viz, S. 2770, H. R. 5823, H. R. 9916, H. R. 9971, H. R. 15414, H. R. 16576, and H. R. 16863, I am directed to bring the same to the Senate for the signature of its President.

WATERS OF BELLE FOURCHE AND CHEYENNE RIVERS AND OTHER STREAMS IN SOUTH DAKOTA AND WYOMING

Mr. Jones of Washington, by unanimous consent, entered a motion that the Senate reconsider the vote whereby the Senate disagreed to the amendment of the House of Representatives to the bill (S. 4411) granting the consent of Congress to compacts or agreements between the States of South Dakota and Wyoming with respect to the division and apportionment of the waters of the Belle Fourche and Cheyenne Rivers and other streams in which such States are jointly interested, asked a conference with the House on the disagreeing votes of the two Houses thereon, and ordered the conferees on the part of the Senate appointed by the Chair.

On motion by Mr. Jones of Washington, and by unanimous consent,

Ordered, That the Secretary request the House of Representatives to return to the Senate the said bill, together with the accompanying papers.

ENROLLED BILLS SIGNED

Mr. Greene, from the Committee on Enrolled Bills, reported that they had examined and found truly enrolled the following bills:

S. 2770. An act to confer United States citizenship upon certain inhabitants of the Virgin Islands and to extend the naturalization laws thereto;

H. R. 5823. An act to amend the Code of Law for the District of Columbia in relation to the qualifications of jurors;

H. R. 9916. An act to revise the boundary of the Grand Canyon National Park in the State of Arizona, and for other purposes;

H. R. 9971. An act for the regulation of radio communications, and for other purposes;

H. R. 15414. An act to authorize the United States Veterans' Bureau to accept a title to lands required for a hospital site in Rapides Parish, La.;

H. R. 16576. An act making appropriations for the Departments of State and Justice and for the Judiciary, and for the

Departments of Commerce and Labor, for the fiscal year ending June 30, 1928, and for other purposes; and

H. R. 16863. An act making appropriations for the legislative branch of the Government for the fiscal year ending June 30, 1928, and for other purposes.

The Vice President thereupon signed the same, and they were delivered to the committee to be presented to the President of the United States.

BOULDER CANYON DAM

The Senate, as in Committee of the Whole, resumed the consideration of the bill (S. 3331) to provide for the protection and development of the Lower Colorado River Basin.

Pending debate,

CONSTRUCTION OF MILITARY POSTS

Mr. Wadsworth submitted the following conference report:

The committee of conference on the disagreeing votes of the two Houses on the amendments of the Senate to the bill (H. R. 15547) to authorize appropriations for construction at military posts, and for other purposes, having met, after full and free conference have agreed to recommend and do recommend to their respective Houses as follows:

That the House recede from its disagreement to the amendment of the Senate numbered 1, and agree to the same.

Amendment numbered 2: That the House recede from its disagreement to the amendment of the Senate numbered 2, and agree to the same with an amendment as follows: In lieu of the matter proposed by the amendment of the Senate insert the following:

Sec. 3. That in order to make further provision for the military post construction fund established by the act approved March 12, 1926, the Secretary of War is authorized to cause to be retransferred to the War Department, subject to the approval of the President, all real property heretofore transferred, or any part thereof, since January 1, 1927, from the War Department to other departments, bureaus, branches, or activities of the Government and no longer actually and necessarily required for their use, respectively, and upon the retransfer to the War Department of any such property the Secretary of War shall report the same to the Congress with recommendations as to its sale and the deposit of the proceeds to the credit of the military post construction fund.

And the Senate agree to the same.

J. W. WADSWORTH, Jr.,
DAVID A. REED,
MORRIS SHEPPARD,
DUNCAN U. FLETCHER,
HIRAM BINGHAM,
Managers on the part of the Senate.
W. FRANK JAMES,
JOHN PHILIP HILL,
JOHN J. MCSWAIN,
Managers on the part of the House.

The Senate proceeded, by unanimous consent, to consider the said report; and,

On motion by Mr. Wadsworth,

Resolved, That the Senate agree thereto.

Ordered, That the Secretary notify the House of Representatives thereof.

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Haltigan, one of its clerks:

Mr. President: The House of Representatives has disagreed to the amendments of the Senate to the bill (H. R. 16800) making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against the revenues of such District for the fiscal year ending June 30, 1928, and for other purposes; it asks a conference with the Senate on the disagreeing votes of the two Houses thereon, and has appointed Mr. Funk, Mr. Simmons, Mr. Tinkham, Mr. Griffin, and Mr. Collins managers at the same on its part.

The House has agreed to the amendments of the Senate to the bill (H. R. 10485) for the relief of William C. Harlee.

APPROPRIATIONS FOR DISTRICT OF COLUMBIA

The Presiding Officer (Mr. Dale in the chair) laid before the Senate the message this day received from the House of Representatives, announcing its disagreement to the amendments of the Senate to the bill (H. R. 16800) making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against the revenues of such District for the fiscal year ending June 30, 1928, and for other purposes, and asking a conference with the Senate thereon.

On motion by Mr. Phipps,

Resolved, That the Senate insist upon its amendments to the said bill, disagreed to by the House of Representatives, and agree to the conference asked by the House on the disagreeing votes of the two Houses thereon.

Ordered, That the conferees on the part of the Senate be appointed by the Presiding Officer; and

The Presiding Officer appointed Mr. Phipps, Mr. Jones of Washington, Mr. Capper, Mr. Glass, and Mr. Kendrick.

Ordered, That the Secretary notify the House of Representatives thereof.

The hour of 5 o'clock having arrived,

The Senate, under its order of the 17th instant, took a recess until 8 o'clock p. m.

AT 8 O'CLOCK P. M.

LOANS TO VETERANS ON ADJUSTED SERVICE CERTIFICATES

The Senate, under its order of the 17th instant, proceeded to consider, as in Committee of the Whole, the bill (H. R. 16886) to authorize the Director of the United States Veterans' Bureau to make loans to veterans upon the security of adjusted service certificates.

Pending debate,

The bill was amended on the motion of Mr. George.

On motion by Mr. Bratton (for Mr. Jones of New Mexico) to further amend the bill by inserting at the end of the bill a new section, as follows:

That the last paragraph of paragraph (7) of section 202 of the World War veterans' act, 1924, as amended, is hereby repealed.

After debate,

It was determined in the affirmative, {Yeas ----- 46
Nays ----- 15

On motion by Mr. Bratton,

The yeas and nays being desired by one-fifth of the Senators present,

Those who voted in the affirmative are—

Messrs. Ashurst, Bayard, Blease, Bratton, Cameron, Caraway, Copeland, Edwards, Ferris, Hale, Harris, Harrison, Hawes, Johnson, Jones of Washington, Kendrick, Keyes, La Follette, McKellar, McMaster, McNary, Mayfield, Means, Neely, Norris, Oddie, Overman, Pine, Pittman, Ransdell, Reed of Missouri, Robinson of Arkansas, Robinson of Indiana, Sackett, Schall, Sheppard, Shortridge, Smith, Steck, Stephens, Trammell, Tyson, Walsh of Massachusetts, Walsh of Montana, Wheeler, and Willis.

Those who voted in the negative are—

Messrs. Bingham, Borah, Curtis, Edge, Fess, Gillett, Goff, Gooding, Howell, King, Lenroot, Reed of Pennsylvania, Smoot, Wadsworth, and Warren.

So the amendment of Mr. Bratton (for Mr. Jones of New Mexico) was agreed to.

ADDITIONAL REPORTS OF COMMITTEES

Mr. Shortridge, by unanimous consent, from the Committee on Naval Affairs, to whom was referred the bill (H. R. 6006) for the relief of John S. Carroll, reported it without amendment and submitted a report (No. 1546) thereon.

Mr. Mayfield, by unanimous consent, from the Committee on Claims, to whom was referred the bill (S. 5232) for the relief of Sadie Klauber, reported it with amendments and submitted a report (No. 1547) thereon.

Mr. Means, by unanimous consent, from the Committee on Claims, to whom were referred the following bills, reported them each without amendment and submitted reports thereon, as follows:

H. R. 10456. An act for the payment of claims for pay, personal injuries, loss of property, and other purposes incident to the operation of the Army (Rept. No. 1548);

H. R. 15252. An act to provide relief for certain natives of Borongan, Samar, P. I., for rental of houses occupied by the United States Army during the years 1900 to 1903 (Rept. No. 1549); and

H. R. 16058. An act for the relief of certain officers of the Army of the United States (Rept. No. 1551).

Mr. Deneen, by unanimous consent, from the Committee on Claims, to whom were referred the following bills, reported them each without amendment and submitted reports thereon, as follows:

H. R. 531. An act for the relief of John A. Bingham (Rept. No. 1550); and

S. 4383. A bill for the relief of certain claimants for interest arising from delay in the payment of drafts and cable transfers of the American Embassy at Constantinople between December 23, 1915, and April 21, 1917 (Rept. No. 1553).

Mr. Deneen, by unanimous consent, from the Committee on Claims, to whom was referred the bill (S. 4558) to provide a method for compensating persons who suffered property damage or personal injury due to the explosions at the naval ammunition

tion depot, Lake Denmark, N. J., July 10, 1926, reported it with amendments and submitted a report (No. 1554) thereon.

Mr. Nye, by unanimous consent, from the Committee on Claims, to whom was referred the bill (H. R. 4258) to credit the accounts of James Hawkins, special disbursing agent, Department of Labor, reported it without amendment and submitted a report (No. 1552) thereon.

Mr. Capper, by unanimous consent, from the Committee on Claims, to whom were referred the following bills, reported them each without amendment and submitted reports thereon, as follows:

H. R. 3253. An act for the relief of Lieut. Commander Garnet Hulings, United States Navy (Rept. No. 1555); and

H. R. 8278. An act for the relief of A. B. Cameron (Rept. No. 1550).

LOANS TO VETERANS ON ADJUSTED SERVICE CERTIFICATES

The Senate, as in Committee of the Whole, resumed the consideration of the bill (H. R. 16886) to authorize the Director of the United States Veterans' Bureau to make loans to veterans upon the security of adjusted service certificates.

Pending debate,

The bill having been further amended on the motion of Mr. Smoot;

On motion by Mr. Harris to further amend the bill by inserting at the end thereof certain words; and the same having been subsequently modified by him so as to read as follows:

That the payment of compensation shall be further continued after the age of 18 years and until 21 years in the case of children receiving not more than nominal wages, or are being educated at a secondary school, college, technical institute, or university, and whose fathers were killed in action, or died prior to July 2, 1921, of wounds or injuries received or diseases contracted in the line of duty during the World War.

On the question of agreeing to the same as modified,

After debate,

It was determined in the negative, {Yeas ----- 22
Nays ----- 36

On motion by Mr. Harris,

The yeas and nays being desired by one-fifth of the Senators present,

Those who voted in the affirmative are—

Messrs. Ashurst, Blease, Bratton, Cameron, Copeland, Ferris, Harris, Harrison, Howell, Johnson, La Follette, McKellar, McMaster, Mayfield, Neely, Robinson of Indiana, Schall, Sheppard, Smith, Steck, Stephens, and Trammell.

Those who voted in the negative are—

Messrs. Bayard, Bingham, Borah, Caraway, Curtis, Edge, Edwards, Fess, Gillett, Goff, Gooding, Hale, Hawes, Jones of Washington, Kendrick, Keyes, King, Lenroot, McNary, Means, Norris, Oddie, Pine, Ransdell, Reed of Pennsylvania, Robinson of Arkansas, Sackett, Shortridge, Smoot, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, Wheeler, and Willis.

So the amendment of Mr. Harris was not agreed to.

On motion by Mr. Tyson to further amend the bill by inserting at the end thereof certain words (relating to the retirement of certain disabled emergency World War Army officers),

Pending debate,

Mr. Tyson submitted a request for unanimous consent that on to-morrow afternoon at 3 o'clock the Senate proceed to vote upon the passage of the bill (S. 3027) making eligible for retirement, under certain conditions, officers and former officers of the Army of the United States, other than officers of the Regular Army, who incurred physical disability in line of duty while in the service of the United States during the World War.

The Vice President, under Rule XII, directed the roll to be called;

Pending the calling of the roll, Mr. Bingham objected to the request of Mr. Tyson.

Mr. Reed of Pennsylvania raised a question of order, viz., that the quorum call could not be interrupted.

The Vice President sustained the point of order; when,

On motion by Mr. Robinson of Arkansas, and by unanimous consent,

Ordered, That proceedings under the roll call be vacated.

Pending further debate,

Mr. Reed of Pennsylvania raised a question as to the presence of a quorum;

Whereupon

The Vice President directed the roll to be called;

When

Sixty-eight Senators answered to their names, as follows:

Messrs. Ashurst, Bayard, Bingham, Blease, Borah, Bratton, Cameron, Capper, Caraway, Copeland, Curtis, Deneen, Dill,

Edge, Edwards, Ferris, Fess, Frazier, George, Gillett, Glass, Goff, Gooding, Hale, Harris, Harrison, Hawes, Howell, Johnson, Jones of Washington, Kendrick, Keyes, King, La Follette, Lenroot, McKellar, McMaster, McNary, Mayfield, Means, Moses, Neely, Nye, Oddie, Overman, Pine, Pittman, Ransdell, Reed of Missouri, Reed of Pennsylvania, Robinson of Arkansas, Robinson of Indiana, Sackett, Schall, Sheppard, Shortridge, Smith, Steck, Stephens, Trammell, Tyson, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, Wheeler, and Willis.

A quorum being present,

Pending further debate,

Mr. Tyson withdrew his amendment.

No further amendment being proposed, the bill was reported to the Senate.

On the question of concurring in the amendments made in the Committee of the Whole,

Pending debate,

ADJOURNMENT

The hour of 11 o'clock p. m. having arrived,

The Senate, under its order of to-day, adjourned until 11 o'clock a. m. to-morrow.

TUESDAY, FEBRUARY 22, 1927

The Vice President called the Senate to order, and the Chaplain offered prayer.

THE JOURNAL

The Journal of the proceedings of the legislative day of Thursday, February 17, 1927, was approved.

QUESTION OF QUORUM

Mr. Curtis raised a question as to the presence of a quorum: Whereupon

The Vice President directed the roll to be called;

When

Eighty-three Senators answered to their names, as follows:

Messrs. Ashurst, Bayard, Bingham, Blease, Bratton, Broussard, Bruce, Cameron, Capper, Caraway, Copeland, Couzens, Curtis, Dale, Deneen, Dill, Edge, Edwards, Ernst, Ferris, Fess, Fletcher, Frazier, George, Gillett, Glass, Goff, Gooding, Gould, Greene, Hale, Harrell, Harris, Harrison, Heffin, Howell, Johnson, Jones of Washington, Kendrick, Keyes, King, La Follette, Lenroot, McKellar, McLean, McMaster, McNary, Metcalf, Moses, Neely, Norris, Nye, Oddie, Overman, Phipps, Pine, Pittman, Ransdell, Reed of Missouri, Reed of Pennsylvania, Robinson of Arkansas, Robinson of Indiana, Sackett, Schall, Sheppard, Shipstead, Shortridge, Simmons, Smith, Smoot, Stanfield, Steck, Stephens, Stewart, Swanson, Trammell, Tyson, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, and Willis.

A quorum being present,

WASHINGTON'S FAREWELL ADDRESS

The Vice President announced that, pursuant to the order of the Senate of January 24, 1901, Washington's Farewell Address would be read by the Senator heretofore designated for that purpose;

Whereupon

The address was read by Mr. George, a Senator from the State of Georgia.

LOANS TO VETERANS UPON ADJUSTED-SERVICE CERTIFICATES

Mr. Robinson of Arkansas submitted the following proposed unanimous-consent agreement:

It is agreed, by unanimous consent, that on Thursday, February 24, 1927, at 3 o'clock p. m., the unfinished business, if any, be temporarily laid aside, and that the Senate proceed to the consideration of the bill (H. R. 16886) to authorize the Director of the United States Veterans' Bureau to make loans to veterans upon the security of adjusted-service certificates, for one hour, unless said bill shall be sooner disposed of.

On motion by Mr. Robinson of Arkansas, and by unanimous consent,

The consideration of the said order was temporarily postponed.

PETITIONS AND MEMORIALS

The Vice President laid before the Senate a concurrent resolution of the Legislature of the State of Texas, praying the enactment of legislation providing for the stabilization of the agricultural industry; which was referred to the Committee on Agriculture and Forestry.

The Vice President laid before the Senate a joint resolution of the Legislature of the State of Colorado, praying the enactment of legislation providing for the retirement of disabled emergency World War Army officers.

Ordered, That it lie on the table.

Mr. Walsh of Massachusetts presented petitions of citizens of the State of Massachusetts praying the enactment of legislation creating a commission to investigate the subject of civil service retirement and the operation and administration of the law; which was referred to the Committee on Civil Service.

Petitions praying the enactment of legislation granting pensions and increase of pensions to Civil War veterans and their widows were presented as follows:

By Mr. Walsh of Massachusetts: A petition of citizens of the State of Massachusetts.

By Mr. Bruce: A petition of citizens of Baltimore, Md.

By Mr. Willis: A petition of citizens of the State of Ohio.

Ordered, That they be referred to the Committee on Pensions. Memorials remonstrating against the enactment of legislation providing for the closing of barber shops on Sunday in the District of Columbia were presented as follows:

By Mr. Dill: Several memorials of citizens of the State of Washington.

By Mr. Bruce: A memorial of citizens of Takoma Park, Md.

Ordered, That they be referred to the Committee on the District of Columbia.

Petitions praying the enactment of legislation providing for the retirement of disabled emergency Army officers were presented, as follows:

By Mr. Bratton: Resolutions adopted by the American Legion of the State of New Mexico.

By Mr. Stephens: Resolutions adopted by the American Legion in convention at Vicksburg, Miss.

By Mr. Harrison: A similar resolution.

Ordered, That they lie on the table.

CHANGE OF REFERENCES

On motion by Mr. Wadsworth and by unanimous consent, Ordered, That the Committee on Military Affairs be discharged from the further consideration of the following bills and that they be referred to the Committee on Claims:

H. R. 15253. An act for the relief of certain officers and former officers of the Army of the United States; and

H. R. 16155. An act for the validation of the acquisition of Canadian properties by the War Department and for the relief of certain disbursing officers for payments made thereon.

REPORTS OF COMMITTEES

Mr. Gillett, from the Committee on the Judiciary, to whom was referred the bill (S. 4840) to provide for the appointment of an additional judge of the District Court of the United States for the Northern District of New York, reported it without amendment and submitted a report (No. 1557) thereon.

Mr. Walsh of Montana, from the Committee on the Judiciary, to whom was referred the bill (S. 5770) granting immunity to certain witnesses, reported it without amendment and submitted a report (No. 1558) thereon.

Mr. Borah, from the Committee on the Judiciary, to whom was referred the joint resolution (H. J. Res. 207) directing the Comptroller General of the United States to correct an error made in the adjustment of the account between the State of New York and the United States, adjusted under the authority contained in the act of February 24, 1905 (33 Stat. L. p. 777), and appropriated for in the deficiency act of February 27, 1906, reported it with amendments and submitted a report (No. 1559) thereon.

Mr. Stephens, from the Committee on Claims, to whom was referred the bill (H. R. 11064) for the relief of R. W. Hilderbrand, reported it without amendment and submitted a report (No. 1560) thereon.

The Senate proceeded, by unanimous consent, to consider the said bill as in Committee of the Whole; and no amendment being made, it was reported to the Senate.

Ordered, That it pass to a third reading.

The said bill was read the third time.

Resolved, That it pass.

Ordered, That the Secretary notify the House of Representatives thereof.

Mr. Mayfield, from the Committee on Claims, to whom was referred the bill (S. 3882) for the relief of Bert Moore, reported it without amendment and submitted a report (No. 1561) thereon.

Mr. Means, from the Committee on Claims, to whom was referred the bill (H. R. 15253) for the relief of certain officers and former officers of the Army of the United States, reported it without amendment and submitted a report (No. 1562) thereon.

Mr. Caraway, from the Committee on Claims, to whom was referred the bill (H. R. 8932) for the relief of William F. Redding, reported it without amendment and submitted a report (No. 1563) thereon.

Mr. Bayard, from the Committee on Claims, to whom were referred the following bills, reported them each without amendment and submitted reports thereon, as follows:

H. R. 6057. An act for the relief of George Boiko & Co. (Inc.) (Rept. No. 1564);

H. R. 9804. An act for the relief of the Pacific Steamship Co., of Seattle, Wash. (Rept. No. 1565); and

H. R. 10422. An act for the relief of William J. O'Brien (Rept. No. 1566).

Mr. Bayard, from the Committee on Claims, to whom was referred the bill (H. R. 12563) for the relief of Walter B. Avery and Fred S. Gichner, reported it with an amendment and submitted a report (No. 1567) thereon.

Mr. Bayard, from the Committee on Claims, to whom were referred the following bills, reported them each without amendment and submitted reports thereon, as follows:

H. R. 1595. An act for the relief of Fannie Kravitz (Rept. No. 1568);

H. R. 2718. An act for the relief of M. F. Snider (Rept. No. 1569);

H. R. 8739. An act for the relief of Lim Toy, of the city of Boston, Mass. (Rept. No. 1570);

H. R. 9150. An act for the relief of the Niagara Machine & Tool Works (Rept. No. 1571);

H. R. 10035. An act for the relief of Albert H. Hosley (Rept. No. 1572);

H. R. 12404. An act for the relief of Shadyside Bank (Rept. No. 1573); and

H. R. 12388. An act for the relief of K. I. Ward (Rept. No. 1574).

INTRODUCTION OF BILLS AND JOINT RESOLUTION

Bills and a joint resolution were introduced, severally read the first and second times by unanimous consent, and referred as follows:

By Mr. McKellar:

A bill (S. 5789) to authorize certain officers of the United States Navy and Marine Corps to accept certain decorations conferred upon them by the Government of Greece; to the Committee on Naval Affairs.

A bill (S. 5790) granting the consent of Congress to the department of highways and public works of the State of Tennessee to construct, maintain, and operate a bridge across the Clinch River in Hancock County, Tenn.; to the Committee on Commerce.

By Mr. Deneen:

A bill (S. 5791) to extend the times for commencing and completing the construction of a bridge across the Wabash River at the city of Mount Carmel, Ill.; to the Committee on Commerce.

By Mr. Jones of Washington:

A bill (S. 5792) to further develop an American merchant marine, to assure its permanence in the transportation of the foreign trade of the United States, and for other purposes; to the Committee on Commerce.

By Mr. Bruce:

A bill (S. 5793) to provide a memorial branch library building in the District of Columbia; to the Committee on the Library.

By Mr. Watson:

A bill (S. 5794) to increase the minimum rate of pensions; to the Committee on Pensions.

By Mr. Metcalf:

A bill (S. 5795) to amend sections 57 and 61 of the act entitled "An act to amend and consolidate the acts respecting copyright," approved March 4, 1909; to the Committee on Patents.

By Mr. Wheeler:

A bill (S. 5796) granting an increase of pension to Elizabeth Nickens; to the Committee on Pensions.

By Mr. Edge:

A joint resolution (S. J. Res. 168) proposing an amendment to the Constitution relating to intoxicating liquors; to the Committee on the Judiciary.

PRINTING OF PRESIDENT'S ADDRESS ON CELEBRATION OF TWO HUNDREDTH ANNIVERSARY OF BIRTH OF GEORGE WASHINGTON

Mr. Fess submitted the following concurrent resolution (S. Con. Res. 28), which was considered by unanimous consent and agreed to:

Resolved by the Senate (the House of Representatives concurring). That there shall be compiled, printed with illustrations, and bound, as may be directed by the Joint Committee on Printing, 75,000 copies of the address delivered to the American people in the House of Representatives on February 22, 1927, on the subject of the proposed celebration of the

two hundredth anniversary of the birth of George Washington, including all the proceedings and the program of exercises, of which 8,000 copies shall be for the use of the Senate, 17,000 copies for the use of the House of Representatives, and 50,000 copies for the use of the United States Commission for the Celebration of the Two Hundredth Anniversary of the Birth of George Washington, established by the joint resolution of Congress, approved December 2, 1924.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

PRESIDENTIAL TERMS

Mr. La Follette submitted the following resolution (S. Res. 365):

Resolved, That it is the sense of the Senate that the precedents established by Washington and other Presidents of the United States in retiring from the presidential office after their second term has become, by universal concurrence, a part of our republican system of government, and that any departure from this time-honored custom would be unwise, unpatriotic, and fraught with peril to our free institutions.

Ordered, That it lie over one day under the rule.

RELATIONS WITH MEXICO AND CENTRAL AMERICAN COUNTRIES

Mr. Borah submitted the following resolution (S. Res. 366), which was referred to the Committee on Foreign Relations:

Resolved, That the Senate Committee on Foreign Relations, or any duly authorized subcommittee thereof, is hereby authorized to investigate and study conditions and policies bearing upon the relationship between the Central American countries, Mexico, and the United States. For the purposes of this resolution the committee, or subcommittee, is authorized to visit such countries, to sit during the recess of Congress and at such times and places, to employ such clerical, stenographic, or other assistance, to require the attendance of such witnesses and the production of such documents and papers, to administer such oaths, to take such testimony, and to make such expenditures as it deems advisable.

The expenses of the committee, or subcommittee, which shall not exceed \$10,000, shall be paid out of the contingent fund of the Senate.

QUESTION OF QUORUM

Mr. Curtis raised a question as to the presence of a quorum;

Whereupon

The Vice President directed the roll to be called;

When

Eighty-three Senators answered to their names, as follows:

Messrs. Ashurst, Bayard, Bingham, Blease, Bratton, Broussard, Bruce, Cameron, Capper, Caraway, Copeland, Couzens, Curtis, Dale, Deneen, Dill, Edge, Edwards, Ernst, Ferris, Fess, Fletcher, Frazier, George, Gillett, Glass, Goff, Gooding, Gould, Greene, Hale, Harrell, Harris, Harrison, Healin, Howell, Johnson, Jones of Washington, Kendrick, Keyes, King, La Follette, Lenroot, McKellar, McLean, McMaster, McNary, Metcalf, Moses, Neely, Norris, Nye, Oddie, Overman, Phipps, Pine, Pittman, Ramsdell, Reed of Missouri, Reed of Pennsylvania, Robinson of Arkansas, Robinson of Indiana, Sackett, Schall, Sheppard, Shipstead, Shortridge, Simmons, Smith, Smoot, Stanford, Steck, Stephens, Stewart, Swanson, Trammell, Tyson, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, and Willis.

A quorum being present.

ADDRESS OF THE PRESIDENT

On motion by Mr. Curtis,

The Senate, in accordance with the provisions of House Concurrent Resolution 49, agreed to on January 29, 1927, proceeded to the Hall of the House of Representatives for the purpose of hearing an address by the President of the United States on the subject of the proposed celebration of the two hundredth anniversary of the birth of George Washington; and

The two Houses being assembled, the President of the United States addressed them as follows:

My fellow Americans:

On the 22d day of February, 1932, America will celebrate the two hundredth anniversary of the birth of George Washington. Wherever there are those who love ordered liberty, they may well join in the observance of that event. Although he belongs to us, yet by being a great American he became a great world figure. It is but natural that here under the shadow of the stately monument rising to his memory, in the Capital City bearing his name, the country made independent by his military genius, and the Republic established by his statesmanship, should already begin preparations to proclaim the immortal honor in which we hold the Father of our Country.

In recognition of the importance of this coming anniversary, more than two years ago the Congress passed a joint resolution establishing a commission, which was directed to have this address made to the American people reminding them of the reason and purpose for holding the coming celebration. It was also considered that now would be an appropriate time to inform the public that this commission desires to receive suggestions concerning plans for the proposed celebration and to express the hope that the States and their political subdivisions under the direction of their governors and local authorities would soon arrange for appointing commissions and committees to formulate programs for cooperation with the Federal Government. When the plans begin to be matured they should embrace the active support of educational and religious institutions, of the many civic, social, and fraternal organizations, agricultural and trade associations, and of other numerous activities which characterize our national life.

It is greatly to be hoped that out of the studies pursued and the investigations made a more broad and comprehensive understanding and a more complete conception of Washington, the man, and his relation to all that is characteristic of American life may be secured. It was to be expected that he would be idealized by his countrymen. His living at a time when there were scanty reports in the public press, coupled with the inclination of early biographers, resulted in a rather imaginary character being created in response to the universal desire to worship his memory. The facts of his life were of record, but were not easily accessible. While many excellent books, often scholarly and eloquent, have been written about him, the temptation has been so strong to represent him as an heroic figure composed of superlatives that the real man among men, the human being subjected to the trials and temptations common to all mortals, has been too much obscured and forgotten. When we regard him in this character and have revealed to us the judgment with which he met his problems, we shall all the more understand and revere his true greatness. No great mystery surrounds him; he never relied on miracles. But he was a man endowed with what has been called uncommon common sense, with tireless industry, with a talent for taking infinite pains, and with a mind able to understand the universal and eternal problems of mankind.

Washington has come to be known to the public almost exclusively as the Virginia colonel who accompanied the unfortunate expedition of General Braddock, as the commander in chief of the Continental Army during the Revolutionary War, as the first President of the United States, and as the master of the beautiful estate at Mount Vernon. This general estimate is based to a large extent on the command he held in time of war and the public office he held in time of peace. A recital of his courage and patriotism, his loyalty and devotion, his self-sacrifice, his refusal to be king, will always arouse the imagination and inspire the soul of everyone who loves his country. Nothing can detract from the exalted place which this record entitles him to hold. But he has an appeal even broader than this, which to-day is equally valuable to the people of the United States. Not many of our citizens are to be called on to take high commands or to hold high public office. We are all necessarily engaged in the ordinary affairs of life. As a valuable example to youth and to maturity, the experience of Washington in these directions is worthy of much more attention than it has received.

We all share in the benefits which accrued from the independence he won and the free Republic he did so much to establish. We need a diligent comprehension and understanding of the great principles of government which he wrought out, but we shall also secure a wide practical advantage if we go beyond this record, already so eloquently expounded, and consider him also as a man of affairs. It was in this field that he developed that executive ability which he later displayed in the camp and in the council chamber.

It ought always to be an inspiration to the young people of the country to know that from earliest youth Washington showed a disposition to make the most of his opportunities. He was diligently industrious—a most admirable and desirable, if seemingly uninteresting, trait. His father, who had been educated in England, died when his son was 11 years old. His mother had but moderate educational advantages. There were no great incentives to learning in Virginia in 1732, and the facilities for acquiring knowledge were still meager. The boy might well have grown up with very little education, but his eager mind and indomitable will led him to acquire learning and information despite the handicaps surrounding him.

His formal schooling, which was of a rather primitive character, ended at the age of 13. His copy and exercise books, still in existence, contain forms of bills, receipts, and like documents, showing he had devoted considerable time to that branch of his

studies. He was preparing himself to be a practical business man. When his regular instruction ended, his education was just beginning. It continued up to his death, December 14, 1799. If ever there was a self-made man, it was George Washington. Through all his later years he was constantly absorbing knowledge from contact with men, from reading whenever time and facilities permitted, and from a wide correspondence.

When 16 he became a surveyor and for four years earned a living and much experience in that calling. Although considerable has been written about it, not many people think of our first President as an agriculturist. He prepared a treatise on this subject. Those who have studied this phase of his life tell us he was probably the most successful owner and director of an agricultural estate in his day. A visitor in 1785 declared "Washington's greatest pride was to be thought the first farmer in America." Toward the end of his life he wrote:

"I am led to reflect how much more delightful to an undebauched mind is the task of making improvements on the earth than all the vainglory which can be acquired from ravaging it by the most uninterrupted career of conquests."

He always had a great affection for Mount Vernon. He increased his land holdings from 2,500 to over 8,000 acres, 3,200 of which he had under cultivation at one time.

His estate was managed in a thoroughly businesslike fashion. He kept a very careful set of account books for it, as he did for his other enterprises. Overseers made weekly statements showing just how each laborer had been employed, what crops had been planted or gathered. While he was absent reports were sent to him, and he replied in long letters of instruction, displaying wonderful familiarity with details. He was one of the first converts to the benefits of scientific fertilization and to the rotation of crops, for that purpose making elaborate tables covering five-year periods. He overlooked no detail in carrying on his farm according to the practice of those days, producing on the premises most of the things needed there, even to shoes and textiles. He began the daily round of his fields at sunrise, and often removed his coat and helped his men in the work of the day.

He also showed his business ability by the skillful way in which he managed the considerable estates left to his two stepchildren by their father. So successfully was this done that John Parke Custis became, at the age of 21, the richest young man in the Old Dominion. Prussing tells us that Martha Custis was advised to get the ablest man in the colony to manage her estate and to pay him any salary within reason. And he adds: "That she chose wisely in marrying the young colonel, and got the best of a good bargain, is the opinion of many."

He was engaged in many business enterprises. That of Dismal Swamp, comprising drainage and lumber operations south of Norfolk, was handled efficiently by Washington for five years subsequent to 1763. In addition to his land holdings, wisely chosen, the rise in value of which accounted in no small degree for his fortune, Washington participated in a number of real estate and transportation companies. As a private citizen he was constantly on the outlook for sound investments and for ways to increase his capital. In the purchase of frontier lands and in the promotion of plans for the building up and development of new parts of the country he was performing important public service.

Dr. Albert Bushnell Hart, distinguished historian, and a member of our commission, says:

"Washington has been criticized for buying up land warrants and holding on to his title in the face of squatters. Actually no American has ever done so much to open up vast tracts of land, first under the British and then under the American flag, fitted to become the home of millions of American farmers."

After 13 years of effort Washington forced the British Government to give to the Virginia veterans of the French and Indian wars the 200,000 acres of western lands promised by the governor of that colony. His management and distribution of these bounties were carried out in an eminently efficient and satisfactory manner. He acquired two large farms in Maryland. During a trip in New York State in 1783 he saw the possibilities of a waterway from the sea to the Great Lakes by way of the Hudson River and the Mohawk Valley—the present route of a great barge canal. Because of his business vision he joined with General Clinton in the purchase of 8,000 acres near Utica.

To Washington, the man of affairs, we owe our national banks, for had he followed the advice of other leaders, great but less enlightened on matters of finance, the plans of Alexander Hamilton would not have been realized. As a result of the war the country was deeply in debt, and had no credit; but the solution of our financial difficulties suggested by the first Secretary of the Treasury was opposed by those from rural communities. They argued that the large commercial cities

would dominate to the detriment of other parts of the country. Both Jefferson, Secretary of State, and Randolph, Attorney General, in writing opposed the incorporation by Congress of a national bank. They were joined by Madison and Monroe. All argued against the constitutionality of this proposition. Hamilton answered their arguments fully in his famous opinion. But, had the President not been a man of affairs, had he not been for many years a large holder of stock in the Bank of England, coming from the estate of Daniel Parke Custis, he might have yielded to the opposition. Because he knew something about bank accounts and bank credits the bill was signed and the foundation of our financial system laid.

Washington was also a stockholder in the Bank of Alexandria and in the Bank of Columbia at Georgetown. In his last will and testament he directed that such moneys as should be derived from the sale of his estate during the lifetime of Mrs. Washington should be invested for her in good bank stocks.

After his retirement from the Presidency in March, 1797, Washington spent more than two and a half happy years at Mount Vernon. In his last summer he made a will, one of the most remarkable documents of its kind of which we have record. Again he showed his versatility, in disposing of his many properties under a variety of bequests and conditions without legal advice. It has been called an autobiographic will—it shows in its manifold provisions his charitable thoughtfulness for his dependents and his solicitude for the future welfare of his country.

As President he was always an exponent of sound and honest public finance. He advocated the payment of our debts in full to holders of record, and the assumption by the Nation of the debts incurred by the various States to carry on the Revolution. His support of financial integrity, because it was morally right, strengthened the Union.

This practical business ability and interest in broad and general affairs made him one of the first to realize that the future of the American Empire lay in the regions beyond the Alleghenies in the territory of the Ohio and the Mississippi. Because of this belief, he is said to have been the moving spirit in the first plans for the organization of our public lands. His association with the West may have started in the period 1749-1751, when he assisted his brother, Lawrence, in his various business enterprises, among them the Ohio Company, which had a grant of 500,000 acres of land on the east side of the Ohio River. The French having driven out the early British settlers who had started a fort where Pittsburgh now stands, Washington, at the age of 21, volunteered to head an expedition for its recovery. The comprehensive report of this young man was considered of enough importance to be sent from London to all the European capitals, by way of justifying Great Britain in making war upon France. In 1763 he organized the Mississippi Company to take the place of the Ohio Company, which was one of the casualties of the war. He applied for a grant of 1,000,000 acres of land, though he did not receive it. But he made his own investments so that in the schedule of his property attached to his will we find western lands appraised at over \$400,000—along the Ohio, the Great Kanawha, in western Pennsylvania, in Kentucky, and in the Northwest Territory.

Having a vision of what the West meant in the future prosperity of the new Republic, Washington in 1784 journeyed out into the wilds. His diary of the trip is filled with interest and enthusiasm over the possibilities of that region. Hulbert, who has made a study of it, calls him our first expansionist, the originator of the idea of possessing the West through commercial relations. "It was a pioneer idea. Instinct with genius," this author writes, "and Washington's advocacy of it marks him as the first commercial American, the first man typical of the America that was to be." Due to his investments, he became the president of the James River Company and of the Potomac River Company, organized in 1785 to look into the possibility of opening navigation through to the West. To the Potomac Company, which involved the first interstate commerce negotiations in this country, he devoted four years of service. It has been thought that these negotiations entered into by Washington led up almost directly to the calling of the constitutional convention. They revealed clearly the difficulty under the Articles of Confederation of accomplishing anything involving the welfare of all the States, and showed the need of a more strongly centralized national government. His ability as a business man was the strong support of his statesmanship. It made his political ideas intensely practical.

Washington's Atlantic-Mississippi waterway plan was never carried out. But his advocacy of it without doubt had much to do with preventing a break in the Union, which threatened serious consequences. The people of western North Carolina,

now Tennessee, shut off from the east by mountains, had no outlet to the sea other than the Mississippi, and Spain, controlling the mouth of this river, levied heavy tribute on all commerce passing through it. Disappointed at the inability of the National Government to get concessions from Spain, they, in 1784, established a separate State and started negotiations for an association with that foreign country. This action was rescinded after Washington put forth his waterway plan.

That he should have been responsible in large measure for the opening of the West and for calling attention to the commercial advantages the country might derive therefrom is by no means the least of his benefactions to the Nation. He demonstrated that those who develop our resources, whether along agricultural, commercial, and industrial lines or in any other field of endeavor, are entitled to the approval, rather than the censure, of their countrymen.

Washington was a builder—a creator. He had a national mind. He was constantly warning his countrymen of the danger of settling problems in accordance with sectional interests. His ideas in regard to the opening of our western territory were thought out primarily for the benefit of the Nation. It has been said that he would have been "the greatest man in America had there been no Revolutionary War."

He was largely instrumental in selecting the site for our National Capital, influenced in no small degree by his vision of the commercial possibilities of this locality. It included his plan of the waterway to the West, through the Potomac, the Monongahela, and the Ohio Rivers, which he used to speak of as "the channel of commerce to the extensive and valuable trade of a rising Empire." He, of course, could not foresee the development of railway transportation and the great ocean-going vessels, because of which the seat of our Government became separated from active contact with commerce and was left to develop as the cultural and intellectual center of the Nation. Due to the genius of L'Enfant, the great engineer, this city from the first has had a magnificent plan of development. Its adoption was due in no small degree to the engineering foresight and executive ability of Washington. By 1932 we shall have made much progress toward perfecting the ideal city planned by him in the closing days of the eighteenth century.

Washington had the ability to translate ideals into the practical affairs of life. He was interested in what he believed contributed to the betterment of everyday existence. Perhaps because he realized the deficiency of his own early education, he was solicitous to provide liberal facilities for the youth of the future. Because as a man of affairs he knew the everyday uses of learning, in an early message to the Congress and in his will he sought methods for the establishment of a national university. Even in his Farewell Address we find this exhortation:

"Promote, then, as an object of primary importance, institutions for the general diffusion of knowledge. In proportion as the structure of a government gives force to public opinion, it is essential that public opinion should be enlightened."

He desired his system of education to be thoroughly American and thoroughly national. It was to support the people in a knowledge of their rights, in the creation of a republican spirit, and in the maintenance of the Union.

It was with the same clear vision that he looked upon religion. For him there was little in it of emotionalism. He placed it on a firmer, more secure foundation, and stated the benefits which would accrue to his country as the results of faith in spiritual things. He recognized that religion was the main support of free institutions. In his Farewell Address he said:

"Of all the dispositions and habits which lead to political prosperity, religion and morality are indispensable supports. In vain would that man claim the tribute of patriotism who should labor to subvert these great pillars of human happiness—these firmest props of the duties of men and citizens. The mere politician, equally with the pious man, ought to respect and to cherish them. A volume could not trace all their connections with private and public felicity. Let it simply be asked: Where is the security for property, for reputation, for life, if the sense of religious obligation deserts the oaths which are the instruments of investigation in courts of justice? And let us with caution indulge the supposition that morality can be maintained without religion."

"Whatever may be conceded to the influence of refined education on minds of peculiar structure, reason and experience both forbid us to expect that national morality can prevail in exclusion of religious principle. It is substantially true that virtue or morality is a necessary spring of popular government. The rule indeed extends with more or less force to every species of free government. Who that is a sincere friend to it can look with indifference upon attempts to shake the foundation of the fabric?"

Without bigotry, without intolerance, he appeals to the highest spiritual nature of mankind. His genius has filled the earth. He has been recognized abroad as "the greatest man of our own or any age." He loved his fellow men. He loved his country. That he intrusted their keeping to a Divine Providence is revealed in the following prayer which he made in 1794:

"Let us unite, in imploring the Supreme Ruler of Nations, to spread His holy protection over these United States; to turn the machinations of the wicked, to the confirming of our Constitution; to enable us, at all times, to root out internal sedition and put invasion to flight; to perpetuate to our country that prosperity which His goodness has already conferred; and to verify the anticipations of this Government being a safeguard of human rights."

He was an idealist in the sense that he had a very high standard of private and public honor. He was a prophet to the extent of being able to forecast with remarkable vision the growth of the Nation he founded and the changing conditions which it would meet. But, essentially, he was a very practical man. He analyzed the problems before him with a clear intellect. Having a thorough understanding, he attacked them with courage and energy, with patience and persistence. He brought things to pass. When Patrick Henry was asked in 1774 whom he thought was the greatest man in the Continental Congress, he replied:

"If you speak of eloquence, Mr. Rutledge, of South Carolina, is by far the greatest orator; but if you speak of solid information and sound judgment, Colonel Washington is unquestionably the greatest man on that floor."

His accomplishments were great because of an efficiency which marked his every act and a sublime, compelling faith in the ultimate triumph of the right. As we study his daily life, as we read his letters, his diaries, his State papers, we come to realize more and more his wisdom, his energy, and his efficiency. He had the moral efficiency of an abiding religious faith, emphasizing the importance of the spiritual side of man, the social efficiency shown by his interest in his fellow men, and in his realization of the inherent strength of a people united by a sense of equality and freedom, the business efficiency of a man of affairs, of the owner and manager of large properties, the governmental efficiency of the head of a new nation, who taking an untried political system made it operate successfully, of a leader able to adapt the relations of the government to the people. He understood how to translate political theory into a workable scheme of government. He knew that we can accomplish no permanent good by going to extremes. The law of reason must always be applied. He followed Milton, who declared " * * * law in a free nation hath ever been public reason," and he agreed with Burke that "Men have no right to what is not reasonable."

It is a mark of a great man that he surrounds himself by great men. Washington placed in the most important positions in his Cabinet, Jefferson, with his advocacy of the utmost degree of local self-government and of States' rights, and Hamilton, whose theories of a strong national government led him to advocate the appointment of State governors by the President. Either theory carried to the extreme soon would have brought disaster to what has proved the most successful experiment in liberty under proper governmental restraint in the history of the world.

It is due to his memory that we guard the sovereign rights of the individual States under our Constitution with the same solicitude that we maintain the authority of the Federal Government in all matters vital to our continued national existence.

Such is the background of a man performing the ordinary duties of life. As it was George Washington, of course he performed them extraordinarily well. The principles which he adopted in his early youth and maintained throughout his years are the source of all true greatness. Unless we understand this side of him, we shall fail in our comprehension of his true character. It was because of this training that he was able to assume the leadership of an almost impossible cause, carry it on through a long period of discouragement and defeat, and bring it to a successful conclusion. In advance of all others he saw that war was coming. With an army that was never large and constantly shifting, poorly supported by a confederation inexperienced, inefficient, and lacking in almost all the essential elements of a government, he was victorious over the armies of seasoned troops commanded by Howe, Burgoyne, Clinton, and Cornwallis, supported by one of the most stable and solid of governments, possessed of enormous revenues and ample credit, representing the first military power of the world.

As an example of generalship, extending over a series of years from the siege of Boston to the fall of Yorktown, the Commander in Chief of the Continental Armies holds a position that is unrivaled in the history of warfare. He never wavered,

he never faltered from the day he modestly undertook the tremendous task of leading a revolution to the day when with equal modesty he surrendered his commission to the representatives of the independent Colonies. He triumphed over a people in the height of their glory who had acknowledged no victor for 700 years.

Washington has come to personify the American Republic. He presided over the convention that framed our Constitution. The weight of his great name was the deciding factor in securing its adoption by the States. These results could never have been secured had it not been recognized that he would be the first President. When we realize what it meant to take 13 distracted Colonies, impoverished, envious, and hostile, and weld them into an orderly federation under the authority of a central government, we can form some estimate of the influence of this great man. But when we go further and remember that the Government which he did so much to bring into being not only did not falter when he retired from its administration, but, withstanding every assault, has constantly grown stronger with the passage of time and been found adequate to meet the needs of nearly 120,000,000 people occupying half a continent and constituting the greatest power the world has ever known, we can judge something of the breadth and soundness of his statesmanship.

We have seen many soldiers who have left behind them little but the memory of their conflicts, but among all the victors the power to establish among a great people a form of self-government which the test of experience has shown will endure was bestowed upon Washington, and Washington alone. Many others have been able to destroy. He was able to construct. That he had around him many great minds does not detract from his glory. His was the directing spirit without which there would have been no independence, no Union, no Constitution, and no Republic. His ways were the ways of truth. He built for eternity. His influence grows. His stature increases with the increasing years. In wisdom of action, in purity of character, he stands alone. We can not yet estimate him. We can only indicate our reverence for him and thank the Divine Providence which sent him to serve and inspire his fellow men.

At the conclusion of the address, the joint meeting was dissolved; and, at 1 o'clock and 20 minutes p. m.,

The Senate returned to its Chamber.

BOULDER CANYON DAM

The President pro tempore called the Senate to order, and laid before the Senate the unfinished business at its adjournment yesterday, viz, the bill (S. 3331) to provide for the protection and development of the lower Colorado River Basin; when

The Senate, as in Committee of the Whole, resumed the consideration of the said bill.

The question being on agreeing to the reported amendment, striking out all after the enacting clause and inserting in lieu thereof certain words,

Mr. Johnson raised a question as to the presence of a quorum;

Whereupon

The President pro tempore directed the roll to be called;

When

Eighty-five Senators answered to their names, as follows:

Messrs. Ashurst, Bayard, Bingham, Blease, Borah, Bratton, Broussard, Bruce, Cameron, Capper, Caraway, Copeland, Couzens, Curtis, Dale, Deneen, Dill, Edge, Edwards, Ernst, Ferris, Fess, Fletcher, Frazier, George, Gillett, Glass, Goff, Gooding, Gould, Greene, Hale, Harrell, Harris, Harrison, Hawes, Heflin, Howell, Johnson, Jones of Washington, Kendrick, Keyes, King, La Follette, Lenroot, McKellar, McLean, McMaster, McNary, Mayfield, Metcalf, Moses, Neely, Norris, Nye, Oddie, Overman, Pepper, Phipps, Pine, Pittman, Robinson of Arkansas, Robinson of Indiana, Sackett, Schall, Shepard, Shipstead, Shortridge, Simmons, Smith, Snoot, Stanfield, Stock, Stephens, Stewart, Swanson, Trammell, Tyson, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, Wheeler, and Willis.

A quorum being present,
Pending debate.

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Chaffee, one of its clerks:

Mr. President: I am directed by the House of Representatives to return to the Senate, in pursuance of its request, the bill (S. 411) granting the consent of Congress to compacts or agreements between the States of South Dakota and Wyoming with respect to the division and apportionment of the waters of the Belle Fourche and Cheyenne Rivers and other streams in

which such States are jointly interested, together with the accompanying papers.

The House has passed the following bills of the Senate, each with an amendment, in which it requests the concurrence of the Senate:

S. 2015. An act to authorize common carriers engaged in interstate commerce to transport any blind person, accompanied by a guide, for one fare; and

S. 5596. An act granting the consent of Congress to Dauphin Island Railway & Harbor Co., its successors and assigns, to construct, maintain, and operate a railroad bridge and approaches thereto and/or a toll bridge across the water between the mainland at or near Cedar Point and Dauphin Island.

The House has passed the following bills of the Senate, each with amendments, in which it requests the concurrence of the Senate:

S. 2849. An act to provide for an additional Federal district for North Carolina;

S. 4876. An act providing for the erection of a monument on Kill Devil Hill, at Kitty Hawk, N. C., commemorative of the first successful attempt in history at power-driven airplane flight; and

S. 5083. An act to supplement the act entitled "An act granting the consent of Congress to the city of Louisville, Ky., to construct a bridge across the Ohio River at or near said city," approved April 2, 1926.

The House has passed the following bills and joint resolution of the Senate, each without amendment:

S. 722. An act to authorize the selection of certain publicly owned lands by the State of Oregon;

S. 2714. An act to authorize the cancellation, under certain conditions, of patents in fee simple to Indians for allotments held in trust by the United States;

S. 4812. An act amending the statutes of the United States as to procedure in the Patent Office and in the courts with regard to the granting of letters patent for inventions and with regard to interfering patents;

S. 4910. An act granting certain lands to the State of New Mexico for the use and benefit of New Mexico College of Agriculture and Mechanic Arts, for the purpose of conducting educational, demonstrative, and experimental development with livestock, grazing methods, and range forage plants;

S. 4957. An act to amend section 129 of the Judicial Code, allowing an appeal in a patent suit from a decree which is final except for the ordering of an accounting;

S. 4974. An act to amend and reenact an act entitled "United States cotton futures act," approved August 11, 1916, as amended;

S. 5082. An act authorizing an appropriation of \$8,600,000 for the purchase of seed grain, feed, and fertilizer to be supplied to farmers in the crop-failure areas of the United States, and for other purposes;

S. 5385. An act to extend the time for construction of a bridge across the southern branch of the Elizabeth River near the cities of Norfolk and Portsmouth, in the county of Norfolk, State of Virginia;

S. 5588. An act granting the consent of Congress to the Big Sandy & Cumberland Railroad Co. to construct, maintain, and operate a bridge across the Tag Fork of Big Sandy River at Devon, Mingo County, W. Va.;

S. 5598. An act to extend the time for constructing a bridge across the Ohio River approximately midway between the city of Owensboro, Ky., and Rockport, Ind.;

S. 5620. An act granting the consent of Congress to John R. Scott, Thomas J. Scott, E. E. Green, and Baxter L. Brown, their successors and assigns, to construct, maintain, and operate a bridge across the Mississippi River; and

S. J. Res. 120. Joint resolution authorizing the acceptance of title to certain lands in Teton County, Wyo., adjacent to the winter elk refuge in said State established in accordance with the act of Congress of August 10, 1912 (37 Stat. L. p. 293).

The House has passed the following bills and joint resolutions, in which it requests the concurrence of the Senate:

H. R. 10976. An act to amend the act entitled "An act for the survey and allotment of lands now embraced within the limits of the Fort Peck Indian Reservation, in the State of Montana, and the sale and disposal of all the surplus lands after allotment," approved May 30, 1908, as amended, and for other purposes;

H. R. 11487. An act granting a right of way to the county of Imperial, State of California, over certain public lands for highway purposes;

H. R. 12442. An act to amend section 128, subdivision (b), paragraph first, of the Judicial Code, as amended February 13, 1925, relating to appeals from district courts;

H. R. 12532. An act granting pensions to certain soldiers who served in the Indian wars from 1859 to 1898, and for other purposes;

H. R. 12708. An act for the hospitalization of persons discharged from the United States Navy or Marine Corps, who have contracted tuberculosis in the line of duty while in the naval service;

H. R. 13450. An act granting pensions and increase of pensions to widows and former widows of certain soldiers, sailors, and marines of the Civil War, and for other purposes;

H. R. 13477. An act to amend the act entitled "An act to amend the act entitled 'An act for the retirement of employees in the classified civil service, and for other purposes,' approved May 22, 1920, and acts in amendment thereof," approved July 3, 1926, and for other purposes;

H. R. 13483. An act authorizing the Secretary of the Navy, in his discretion, to deliver to the custody of the Louisiana State Museum, of the city of New Orleans, La., the silver bell in use on the cruiser *New Orleans*;

H. R. 14251. An act to provide additional pay for enlisted men of the United States Navy assigned to duty on submarine vessels of the Navy;

H. R. 14831. An act to amend section 107 of the Judicial Code;

H. R. 15131. An act to authorize the Secretary of the Navy to modify agreements heretofore made for the settlement of certain claims in favor of the United States.

H. R. 15650. An act to amend section 10 of the act entitled "An act extending the homestead laws and providing for right of way for railroads in the District of Alaska, and for other purposes," approved May 14, 1898 (30 Stat. L. p. 409);

H. R. 15822. An act authorizing the county of Escambia, Fla., and/or the county of Baldwin, Ala., and/or the State of Florida, and/or the State of Alabama to acquire all the rights and privileges granted to the Perdido Bay Bridge & Ferry Co. by chapter 168, approved June 22, 1916, for the construction of a bridge across Perdido Bay from Lillian, Ala., to Cummings Point, Fla.;

H. R. 15905. An act to authorize the Postmaster General to cancel a certain screen-wagon contract, and for other purposes;

H. R. 16017. An act granting public lands to the city of Golden, Colo., to secure a supply of water for municipal and domestic purposes;

H. R. 16024. An act to amend the act entitled "An act granting the consent of Congress to the Yell and Pope County bridge district, Dardanelle and Russellville, Ark., to construct, maintain, and operate a bridge across the Arkansas River at or near the city of Dardanelle, Yell County, Ark.," approved March 3, 1925, and to extend the time for the construction of the bridge authorized thereby;

H. R. 16074. An act to amend section 2 of the act of Congress of March 3, 1921 (41 Stat. L. p. 1249), entitled "An act to amend section 3 of the act of Congress of June 28, 1906, entitled 'An act for the division of the lands and funds of the Osage Indians in Oklahoma, and for other purposes,' and for other purposes";

H. R. 16104. An act to amend the act entitled "An act granting the consent of Congress to the county of Barry, State of Missouri, to construct a bridge across the White River," approved March 31, 1926;

H. R. 16105. An act to amend the act entitled "An act granting the consent of Congress to the county of Barry, State of Missouri, to construct a bridge across the White River," approved March 31, 1926;

H. R. 16110. An act to amend section 2455 of the Revised Statutes of the United States, as amended, relating to isolated tracts of public land;

H. R. 16116. An act granting the consent of Congress to the Henderson Bridge Co., its successors and assigns, to construct, maintain, and operate a bridge across the Kanawha River at or near the town of Henderson, W. Va., to a point opposite thereto in or near the city of Point Pleasant, W. Va.;

H. R. 16165. An act granting the consent of Congress to the commissioners of the county of Cook, State of Illinois, to reconstruct the bridge across the Grand Calumet River at Burnham Avenue, in said county and State;

H. R. 16207. An act to authorize an appropriation to enable the Secretary of the Interior to provide an adequate water supply for the Sequoyah Orphan Training School, near Tablequah, Cherokee County, Okla.;

H. R. 16217. An act to amend an act entitled "An act to establish a Code of Law for the District of Columbia," approved March 3, 1901, and the acts amendatory thereof and supplementary thereto;

H. R. 16281. An act to grant to the city of Fort Wayne, Ind., an easement over certain Government property;

H. R. 16284. An act to authorize the Secretary of the Navy to dispose of the former naval radio station, Marshfield, Oreg.;

H. R. 16287. An act for the irrigation of additional lands within the Fort Hall Indian irrigation project in Idaho;

H. R. 16551. An act to permit the granting of Federal aid in respect of certain roads and bridges;

H. R. 16580. An act to authorize the Secretary of the Navy to declare the naval dispensary at the United States naval station, Guantanamo, Cuba, to be a naval hospital, and for other purposes;

H. R. 16649. An act to extend the time for construction of a bridge across the Susquehanna River, in Northumberland and Snyder Counties, State of Pennsylvania;

H. R. 16652. An act granting the consent of Congress to the Lawrenceburg (Ind.) Bridge Co., its successors and assigns, to construct, operate, and maintain a bridge across the Miami River between Lawrenceburg, Dearborn County, Ind., and a point in Hamilton County, Ohio, near Columbia Park, Hamilton County, Ohio;

H. R. 16685. An act granting the consent of Congress to the Carrollton Bridge Co., its successors and assigns, to construct, operate, and maintain a bridge across the Ohio River between Carrollton, Carroll County, Ky., and a point directly across the river in Switzerland County, Ind.;

H. R. 16744. An act to authorize a per capita payment from tribal funds to the Fort Hall Indians;

H. R. 16770. An act granting the consent of Congress to the Starr County Bridge Co., its successors and assigns, to construct, maintain, and operate a bridge across the Rio Grande River;

H. R. 16773. An act to amend an act entitled "An act authorizing the construction of a bridge across the Ohio River between the municipalities of Rochester and Monaca, Beaver County, Pa.;"

H. R. 16778. An act to extend the times for the construction of bridges across the Mississippi River at Alton, Ill., and across the Missouri River near Bellefontaine, in Missouri;

H. R. 16840. An act to authorize the Secretary of the Interior to expend certain Indian tribal funds for industrial purposes;

H. R. 16845. An act to amend section 1 of the act approved May 26, 1926, entitled "An act to amend sections 1, 5, 6, 8, and 18 of an act approved June 4, 1920, entitled 'An act to provide for the allotment of lands of the Crow Tribe, for the distribution of tribal funds, and for other purposes'";

H. R. 16887. An act granting the consent of Congress to George A. Hero and Allen S. Hackett, their successors and assigns, to construct, maintain, and operate a bridge across the Mississippi River;

H. R. 16950. An act granting the consent of Congress to the department of highways and public works of the State of Tennessee to construct, maintain, and operate a bridge across the Clinch River in Hancock County, Tenn.;

H. R. 16954. An act granting the consent of Congress to the city of Blair, in the State of Nebraska, its successors and assigns, to construct, maintain, and operate a free highway bridge and approaches thereto across the Missouri River between the States of Nebraska and Iowa;

H. R. 16971. An act granting the consent of Congress to the South Carolina and Georgia State highway department, their successors and assigns, to construct, maintain, and operate a bridge across the Savannah River;

H. R. 17089. An act relative to the dam across the Kansas (Kaw) River at Lawrence, in Douglas County, Kans.;

H. R. 17131. An act granting the consent of Congress to W. Gilbert Freeman, his successors and assigns, to construct, maintain, and operate a bridge across the St. Lawrence River near Alexandria Bay, N. Y.;

H. R. 17181. An act to extend the time for constructing a bridge across the Rainy River, approximately midway between the village of Spooner, in the county of Lake of the Woods, State of Minnesota, and the village of Rainy River, Province of Ontario, Canada;

H. J. Res. 345. Joint resolution amending the act of May 13, 1924, entitled "An act providing a study regarding the equitable use of the waters of the Rio Grande," etc.; and

H. J. Res. 363. Joint resolution amending the joint resolution entitled "Joint resolution directing the Secretary of the Interior to withhold his approval of the adjustment of the Northern Pacific land grants, and for other purposes," approved June 5, 1924, and for other purposes.

The House has agreed to the following resolution (H. Con. Res. 46), in which it requests the concurrence of the Senate:

Resolved by the House of Representatives (the Senate concurring), That the President of the United States be, and he

hereby is, respectfully requested to enter into negotiations with duly accredited agents of the Republic of China, authorized to speak for the people of China, with a view to the negotiation and the drafting of a treaty or of treaties between the United States of America and the Republic of China which shall take the place of the treaties now in force between the two countries, which provide for the exercise in China of American extraterritorial or jurisdictional rights or limit their full autonomy with reference to the levying of customs dues or other taxes, or of such other treaty provisions as may be found to be unequal or nonreciprocal in character, to the end that henceforth the treaty relations between the two countries shall be upon an equitable and reciprocal basis and will be such as will in no way offend the sovereign dignity of either of the parties or place obstacles in the way of realization by either of them of their several national aspirations or the maintenance by them of their several legitimate domestic policies.

The Speaker of the House having signed 13 enrolled bills, viz, S. 1155, S. 1515, S. 1517, S. 1899, S. 2090, S. 2353, S. 2474, S. 2619, S. 2899, H. R. 11278, H. R. 14842, H. R. 14920, and H. R. 16775, I am directed to bring the same to the Senate for the signature of its President.

ENROLLED BILLS SIGNED

Mr. Greene, from the Committee on Enrolled Bills, reported that they had examined and found truly enrolled the following bills:

- S. 1155. An act for the relief of Margaret Richards;
- S. 1515. An act to extend the benefits of the employees' compensation act of September 7, 1916, to Daniel S. Glover;
- S. 1517. An act authorizing and directing the Secretary of the Treasury to pay to W. Z. Swift, of Louisa County, Va., the insurance due on account of the policy held by Harold Rogis;
- S. 1899. An act for the relief of Delaware River Towing Line;
- S. 2090. An act for the relief of Alfred F. Land;
- S. 2353. An act to amend the military record of Leo J. Pourciau;
- S. 2474. An act for the relief of the Riverside Contracting Co.;
- S. 2619. An act for the relief of Oliver J. Larkin and Lona Larkin;
- S. 2899. An act for the relief of the owner of the American steamship *Almirante* and owners of cargo laden aboard thereof at the time of her collision with the U. S. S. *Hisko*;
- H. R. 11278. An act to authorize the erection of a statue of Henry Clay;
- H. R. 14842. An act granting the consent of Congress to the Pomeroy-Mason Bridge Co., its successors and assigns, to construct, maintain, and operate a bridge across the Ohio River at or near the town of Mason, Mason County, W. Va., to a point opposite thereto in the city of Pomeroy, Meigs County, Ohio;
- H. R. 14920. An act to amend an act entitled "An act granting the consent of Congress to the Weirton Bridge & Development Co. for the construction of a bridge across the Ohio River near Steubenville, Ohio," approved May 7, 1926; and
- H. R. 16775. An act to limit the application of the internal-revenue tax upon passage tickets.

The Vice President thereupon signed the same, and they were delivered to the committee to be presented to the President of the United States.

HOUSE BILLS AND JOINT RESOLUTION REFERRED

The bills and joint resolutions this day received from the House of Representatives for concurrence were severally read the first and second times by unanimous consent.

Ordered, That the bills H. R. 10976, H. R. 16074, H. R. 16207, H. R. 16287, H. R. 16744, H. R. 16840, and H. R. 16845, be referred to the Committee on Indian Affairs; that the bills H. R. 11487, H. R. 15650, H. R. 16017, H. R. 16110, and the joint resolution H. J. Res. 363 be referred to the Committee on Public Lands and Surveys; that the bills H. R. 12442, H. R. 14831, and H. R. 16217 be referred to the Committee on the Judiciary; that the bills H. R. 12532 and H. R. 13450 be referred to the Committee on Pensions; that the bills H. R. 12708, H. R. 13483, H. R. 14251, H. R. 15131, H. R. 16284, and H. R. 16580 be referred to the Committee on Naval Affairs; that the bill H. R. 13477 be referred to the Committee on Civil Service; that the bills H. R. 15822, H. R. 16024, H. R. 16104, H. R. 16105, H. R. 16116, H. R. 16165, H. R. 16649, H. R. 16652, H. R. 16685, H. R. 16770, H. R. 16773, H. R. 16778, H. R. 16887, H. R. 16950, H. R. 16954, H. R. 16971, H. R. 17089, H. R. 17131, and H. R. 17181 be referred to the Committee on Commerce; that the bill H. R. 15905 be referred to the Committee on Post Offices and Post Roads; that the bill H. R. 16281 be referred to the Committee on Public Buildings and Grounds; that the bill H. R. 16551 be referred to the Committee on Agriculture and Forestry; and that the joint resolution H. J. Res. 345 be placed on the calendar.

HOUSE CONCURRENT RESOLUTION REFERRED

The concurrent resolution (H. Con. Res. 46) requesting the President to enter into negotiations with the Republic of China for the purpose of placing the treaties relating to Chinese tariff autonomy, extraterritoriality, and other matters, if any, in controversy between the Republic of China and the United States of America upon an equal and reciprocal basis, this day received from the House of Representatives for concurrence, was read and referred to the Committee on Foreign Relations.

APPROPRIATIONS FOR NAVY DEPARTMENT AND NAVAL SERVICE

Mr. Hale submitted the following conference report: The committee of conference on the disagreeing votes of the two Houses on the amendments of the Senate to the bill (H. R. 15641) making appropriations for the Navy Department and the naval service for the fiscal year ending June 30, 1928, and for other purposes, having met, after full and free conference have agreed to recommend and do recommend to their respective Houses as follows:

That the Senate recede from its amendments numbered 3, 4, 7, 8, 22, 23, and 24.

That the House recede from its disagreement to the amendments of the Senate numbered 1, 2, 5, 6, 15, 16, 18, 19, and 26, and agree to the same.

Amendment numbered 9: That the House recede from its disagreement to the amendment of the Senate numbered 9, and agree to the same with an amendment as follows: In lieu of the sum proposed insert \$65,068,250; and the Senate agree to the same.

Amendment numbered 10: That the House recede from its disagreement to the amendment of the Senate numbered 10, and agree to the same with an amendment as follows: In lieu of the sum proposed insert \$2,362,533; and the Senate agree to the same.

Amendment numbered 11: That the House recede from its disagreement to the amendment of the Senate numbered 11, and agree to the same with an amendment as follows: In lieu of the sum proposed insert \$124,128,702; and the Senate agree to the same.

Amendment numbered 12: That the House recede from its disagreement to the amendment of the Senate numbered 12, and agree to the same with an amendment as follows: In lieu of the sum proposed insert \$19,128,975; and the Senate agree to the same.

Amendment numbered 13: That the House recede from its disagreement to the amendment of the Senate numbered 13, and agree to the same with an amendment as follows: In lieu of the sum proposed insert \$4,535,250; and the Senate agree to the same.

Amendment numbered 14: That the House recede from its disagreement to the amendment of the Senate numbered 14, and agree to the same with an amendment as follows: In lieu of the sum proposed insert \$148,092,927; and the Senate agree to the same.

Amendment numbered 17: That the House recede from its disagreement to the amendment of the Senate numbered 17, and agree to the same with an amendment as follows: In lieu of the sum proposed insert \$8,522,000; and the Senate agree to the same.

Amendment numbered 20: That the House recede from its disagreement to the amendment of the Senate numbered 20, and agree to the same with an amendment as follows: In lieu of the sum proposed insert \$20,100,000; and the Senate agree to the same.

Amendment numbered 21: That the House recede from its disagreement to the amendment of the Senate numbered 21, and agree to the same with an amendment as follows: In lieu of the sum proposed insert \$9,480,000; and the Senate agree to the same.

The committee of conference have not agreed on amendments numbered 25 and 27.

FREDERICK HALE,
LAWRENCE C. PHIPPS,
GEORGE WHARTON PEPPER,
CLAUDE A. SWANSON,
CARTER GLASS,

Managers on the part of the Senate.

BURTON L. FRENCH,
GUY U. HARDY,
JOHN TABER,
W. A. AYRES,
W. B. OLIVER,

Managers on the part of the House.

Ordered, That the report lie on the table. Subsequently, The Senate proceeded, by unanimous consent, to consider the said report; and,

After debate,
Resolved, That the Senate agree thereto.

On motion by Mr. Hale,
Resolved, That the Senate still further insist upon its amendments numbered 25 and 27 to the said bill.

Ordered, That the Secretary notify the House of Representatives thereof.

BOULDER CANYON DAM

The Senate, as in Committee of the Whole, resumed the consideration of the bill (S. 3331) to provide for the protection and development of the lower Colorado River Basin.

Pending debate,

WATERS OF BELLE FOURCHE AND CHEYENNE RIVERS

On motion by Mr. Kendrick, and by unanimous consent, The Senate proceeded to consider the motion yesterday made by Mr. Jones of Washington that the Senate reconsider the vote whereby it disagreed to the amendment of the House of Representatives to the bill (S. 4411) granting the consent of Congress to compacts or agreements between the States of South Dakota and Wyoming with respect to the division and apportionment of the waters of the Belle Fourche and Cheyenne Rivers and other streams in which such States are jointly interested, asked a conference with the House on the disagreeing votes of the two Houses thereon, and authorized the Chair to appoint the conferees on the part of the Senate; and

The motion of Mr. Kendrick was agreed to.

On motion by Mr. Kendrick,

Resolved, That the Senate agree to the amendment of the House of Representatives to the said bill.

Ordered, That the Secretary notify the House of Representatives thereof.

CEDAR POINT AND DAUPHIN ISLAND BRIDGE

The Presiding Officer (Mr. Wheeler in the chair) laid before the Senate the amendment this day received from the House of Representatives for concurrence to the bill (S. 5596) granting the consent of Congress to Dauphin Island Railway & Harbor Co., its successors and assigns, to construct, maintain, and operate a railroad bridge and approaches thereto and/or a toll bridge across the water between the mainland at or near Cedar Point and Dauphin Island.

The Senate proceeded to consider the said amendment; and,

On motion by Mr. Jones of Washington,

Resolved, That the Senate agree thereto.

Ordered, That the Secretary notify the House of Representatives thereof.

MONUMENT AT KITTY HAWK, N. C.

The Presiding Officer laid before the Senate the amendments this day received from the House of Representatives for concurrence to the bill (S. 4876) providing for the erection of a monument on Kill Devil Hill, at Kitty Hawk, N. C., commemorative of the first successful attempt in history at power-driven airplane flight.

The Senate proceeded to consider the said amendments; and,

On motion by Mr. Bingham,

Resolved, That the Senate agree thereto.

Ordered, That the Secretary notify the House of Representatives thereof.

ADDITIONAL FEDERAL DISTRICT FOR NORTH CAROLINA

The Presiding Officer laid before the Senate the amendments this day received from the House of Representatives for concurrence to the bill (S. 2819) to provide for an additional Federal district for North Carolina.

The Senate proceeded to consider the said amendments; and,

On motion by Mr. Overman,

Resolved, That the Senate agree thereto.

Ordered, That the Secretary notify the House of Representatives thereof.

SEQUOYAH ORPHAN TRAINING SCHOOL

Mr. Harrell, by unanimous consent, from the Committee on Indian Affairs, to whom was referred the bill (H. R. 16207) to authorize an appropriation to enable the Secretary of the Interior to provide an adequate water supply for the Sequoyah Orphan Training School near Tahlequah, Cherokee County, Okla., reported it without amendment.

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Hattigan, one of its clerks:

Mr. President: The House of Representatives has agreed to the report of the committee of conference on the disagreeing votes of the two Houses on the amendments of the Senate to the bill (H. R. 15547) to authorize appropriations for construction at military posts, and for other purposes.

The House has agreed to the report of the committee of conference on the disagreeing votes of the two Houses on the amendments of the Senate numbered 8, 9, and 10 to the bill (H. R. 16462) making appropriations to supply urgent deficiencies in certain appropriations for the fiscal year ending June 30, 1927, and prior fiscal years, and to provide urgent supplemental appropriations for the fiscal year ending June 30, 1927, and for other purposes.

ORDER FOR RECESS

On motion by Mr. Curtis, and by unanimous consent,
Ordered, That when the Senate concludes its business to-day it take a recess until 12 o'clock m. to-morrow.

BOULDER CANYON DAM

The Senate, as in Committee of the Whole, resumed the consideration of the bill (S. 3331) to provide for the protection and development of the lower Colorado River Basin.

Pending debate,

On motion by Mr. Bruce that the Senate take a recess, pursuant to its order, until 12 o'clock m. to-morrow,

Mr. Johnson raised a question as to the presence of a quorum;

Whereupon

The Presiding Officer (Mr. La Follette in the chair) directed the roll to be called;

When

Sixty-three Senators answered to their names, as follows: Messrs. Ashurst, Bingham, Blease, Borah, Bratton, Broussard, Bruce, Cameron, Capper, Caraway, Copeland, Couzens, Curtis, Deneen, Dill, Edge, Edwards, Ferris, Frazier, George, Hale, Harris, Harrison, Hawes, Hedlin, Howell, Johnson, Jones of Washington, Kendrick, Keyes, King, La Follette, McKellar, McNary, Mayfield, Metcalf, Moses, Neely, Norbeck, Norris, Nye, Odell, Phipps, Pine, Pittman, Ransdell, Reed of Missouri, Reed of Pennsylvania, Robinson of Arkansas, Robinson of Indiana, Sackett, Schall, Sheppard, Shipstead, Shortridge, Smoot, Stewart, Swanson, Trammell, Walsh of Montana, Warren, Watson, and Wheeler.

A quorum being present,

The question recurring on agreeing to the motion of Mr. Bruce,

It was determined in the negative.

Pending further debate,

Mr. Ashurst raised a question as to the presence of a quorum;

Mr. Johnson raised a question of order, viz, that the call for a quorum was out of order, as no business had intervened since the last quorum call.

The Presiding Officer (Mr. Howell in the chair), stating that voting upon the motion to take a recess subsequent to the last roll call was business, overruled the point of order; and

He directed the roll to be called;

When

Thirty-eight Senators answered to their names, as follows: Messrs. Ashurst, Bingham, Bratton, Bruce, Cameron, Copeland, Curtis, Deneen, Ferris, Frazier, Hale, Harris, Harrison, Hedlin, Howell, Johnson, Jones of Washington, Kendrick, Keyes, La Follette, McKellar, McNary, Moses, Norbeck, Norris, Nye, Odell, Pine, Pittman, Robinson of Arkansas, Sackett, Sheppard, Shortridge, Stewart, Trammell, Walsh of Massachusetts, Watson, and Wheeler.

The number of Senators present not constituting a quorum;

The Presiding Officer directed the names of the absentees to be called;

When

Three Senators answered to their names, as follows: Messrs. Capper, Mayfield, and Stephens.

A quorum not being present,

On motion by Mr. Johnson,

Ordered, That the Sergeant at Arms be directed to request the attendance of the absent Senators.

Pending the execution of the order,

Mr. Phipps, Mr. Edwards, Mr. Shipstead, Mr. Schall, Mr. Borah, Mr. Walsh of Montana, Mr. Reed of Pennsylvania, Mr. Fess, Mr. Glass, Mr. Gooding, Mr. Gould, and Mr. Neely appeared and answered to their names.

A quorum being present,

On motion by Mr. Bruce, at 10 o'clock and 45 minutes p. m., that the Senate take a recess, pursuant to its order of to-day, until 12 o'clock m. to-morrow,

It was determined in the negative.

Pending further debate,

Mr. Bruce raised a question as to the presence of a quorum;

Whereupon

The Vice President directed the roll to be called;

When

Thirty-six Senators answered to their names, as follows:
Messrs. Ashurst, Bingham, Blease, Bratton, Bruce, Cameron, Copeland, Curtis, Edwards, Fess, Frazier, Gillett, Hale, Howell, Johnson, Jones of Washington, Kendrick, La Follette, McKellar, McMaster, McNary, Mayfield, Moses, Neely, Norris, Nye, Phipps, Pittman, Robinson of Arkansas, Sackett, Schall, Sheppard, Shipstead, Shortridge, Stephens, and Trammell.

The number of Senators present not constituting a quorum.
The Vice President directed the names of the absentees to be called;

When

Mr. Deneen answered to his name.

On motion by Mr. Johnson that the Sergeant at Arms be directed to request the attendance of the absent Senators.

Mr. Bruce moved that the Senate take a recess, pursuant to its order, until 12 o'clock m. to-morrow.

Mr. Johnson raised a question of order, viz, that his motion took precedence, and that the motion of Mr. Bruce was not in order.

The President pro tempore sustained the point of order.

The question recurring on the motion of Mr. Johnson, it was determined in the affirmative.

Pending the execution of the order.

On motion by Mr. Bruce that the Senate take a recess.

Mr. Norris made a point of order, viz, that the motion was dilatory.

The President pro tempore held the point of order to be well taken.

From the decision of the Chair, Mr. Bruce appealed to the Senate.

Debate having arisen,

Mr. Norris raised a question of order, viz, that an argument was not in order while a quorum was not present.

The President pro tempore sustained the point of order, and made a further ruling as follows: The Chair is of opinion that under the motion made by the Senator from California no debate and no business whatever is in order until a quorum is obtained; but under the unanimous-consent agreement heretofore entered into the Chair would hold that a motion to take a recess is tantamount to a motion to adjourn, which is always in order, and the Chair is entirely willing to entertain such a motion.

On motion by Mr. Robinson of Arkansas that the Senate take a recess,

It was determined in the negative, {Yeas ----- 14
Nays ----- 21

On motion by Mr. Robinson of Arkansas,
The yeas and nays being desired by one-fifth of the Senators present,

Those who voted in the affirmative are—

Messrs. Ashurst, Bingham, Blease, Bratton, Bruce, Cameron, Curtis, Fess, Hale, McKellar, Moses, Phipps, Robinson of Arkansas, and Stephens.

Those who voted in the negative are—

Messrs. Copeland, Edwards, Frazier, Gillett, Howell, Johnson, Jones of Washington, Kendrick, La Follette, McMaster, McNary, Mayfield, Neely, Norris, Nye, Pittman, Sackett, Schall, Sheppard, Shipstead, and Shortridge.

So the motion of Mr. Robinson of Arkansas was not agreed to.

A quorum not having voted,

Pending the further execution of the order,

Mr. Dill appeared and answered to his name.

On motion by Mr. Neely,

Ordered, That the Sergeant at Arms be directed to compel the attendance of the absent Senators.

CALENDAR DAY, WEDNESDAY, FEBRUARY 23, 1927

Pending the execution of the order, at 12 o'clock and 20 minutes a. m.,

The Sergeant at Arms made the following report:

The Sergeant at Arms has endeavored to reach by telephone every Senator who is not recorded as being present except those who are ill.

Mr. Bayard could not come because he is getting ready to go out of town to attend a funeral to-morrow.

At Mr. Borah's residence there is no answer.

Mr. Broussard is ill.

At Mr. Capper's residence there is no answer.

Mr. Caraway's telephone, it is said, has been discontinued.

Mr. Couzens has gone to bed ill.

Mr. Dale said that he would come later if necessary, but he was in bed.

Mr. Edge is not at home.

Mr. Ernst says he waited too long to be called and went to bed.

Mr. Ferris says he is tired out and can not come.

Mr. Fletcher will come.

Mr. George is ill.

Mr. Glass will come.

Mr. Goff has gone to bed with a bad cold.

Mr. Gooding is in bed, but says, "All right; I will come over."

Mr. Gould has gone to bed.

Mr. Harris is sick.

Mr. Harrison is not at home.

Mr. Hawes reported that he was in bed, but says he will be here.

Mr. Heflin is reported as being ill, and can not come.

Mr. Keyes is in bed, but says he would think it over. I think he was serious about that, and that he is considering coming.

Mr. King is ill.

At Mr. McLean's residence, we reached some one on the telephone, who refused to give him the message.

Mr. Metcalf's telephone does not respond, and we got no reply, although we tried several times.

At Mr. Pine's residence there is no answer to his telephone. Although he lives in a hotel, we could not get any reply.

Mr. Ransdell, no answer.

Mr. Reed of Missouri, no answer.

Mr. Reed of Pennsylvania, no answer.

Mr. Robinson of Indiana is coming over.

Mr. Smith has illness in his family.

Mr. Stanfield, no answer.

Mr. Steck is on his way to the Senate.

Mr. Stewart gave a jocular reply. I do not know exactly how definite it was; I do not know just what he did say.

Mr. Swanson is ill.

Mr. Wadsworth is out.

Mr. Walsh of Montana said, all right, he would come.

Mr. Walsh of Massachusetts said he would see, but is reported as being on his way.

Mr. Watson is ill.

We have no answer from Mr. Wheeler.

On motion by Mr. Bruce that the Senate take a recess, pursuant to its order, until 12 o'clock m. to-day,

Mr. Norris raised a question of order, viz, that the motion was dilatory, as no business had been transacted since the vote on the previous motion.

The Presiding Officer (Mr. Nye in the chair) sustained the point of order.

Pending the further execution of the order to the Sergeant at Arms,

Mr. Lenroot and Mr. Robinson of Indiana appeared and answered to their names.

On motion by Mr. Sackett that the Senate take a recess,

It was determined in the negative.

Mr. Steck appeared and answered to his name.

Pending the further execution of the order,

Mr. Neely submitted the following order:

Ordered, That the Sergeant at Arms be, and he is hereby, directed to compel the attendance on the Senate of said named absent Senators, unless they be ill; and be it further

Ordered, That warrants for the arrest of said Senators be forthwith issued under the signature of the Presiding Officer, attested by the Secretary, and that the Sergeant at Arms be, and he hereby is, directed to execute such warrants forthwith by arresting each of said named absent Senators and bringing them, and each of them, before the bar of the Senate; and that he make due return to the Senate of the execution of said warrants; and that this order shall be continuing until fully executed unless otherwise ordered by the Senate.

Mr. Bruce having inquired if the order was debatable,

The President pro tempore made the following ruling:

The Chair will hold that the order offered by the Senator from West Virginia is in line with the two previous motions entertained and carried by the Senate, the first for requesting and the second for compelling the attendance of Senators, and therefore that is not debatable pending the arrival of a quorum.

On the question of agreeing to the order.

It was determined in the affirmative.

Pending the execution of the order,

The Sergeant at Arms, at 1 o'clock and 55 minutes a. m., made the following report:

The Sergeant at Arms reports that an order of arrest has been prepared, certified, and signed by the President of the Senate, and that under it the order of the Senate is being carried out as rapidly as possible, which is not very rapidly.

Senator Gooding has been the first one to respond to this order of arrest, and he is on his way to the Senate now.

Pending the further execution of the order, Mr. Gooding, Mr. Ferris, Mr. Reed of Missouri, Mr. Hawes, Mr. Pepper, Mr.

Stanfield, Mr. Pine, Mr. Goff, and Mr. Gould appeared and answered to their names.

A quorum being present.

Mr. Ashurst obtained recognition and proceeded to address the Senate; when

Mr. Johnson raised a question of order, viz, that he had already spoken twice upon the question in debate upon the same day.

The President pro tempore sustained the point of order.

Mr. Ashurst thereupon proposed an amendment to the reported amendment, striking out on page 14, line 8, the words "Black Canyon or Boulder Canyon" and inserting in lieu thereof certain words, and proceeded to address the Senate.

Pending debate,

Mr. Stanfield raised a question as to the presence of a quorum;

Mr. Ashurst, who had the floor, having declined to yield for that purpose, the President pro tempore held the call for a quorum was not in order.

Pending debate,

Mr. Blease raised a question as to the presence of a quorum;

Whereupon

The President pro tempore directed the roll to be called;

When

Twenty-nine Senators answered to their names, as follows:
Messrs. Ashurst, Blease, Bratton, Cameron, Deneen, Edwards, Ferris, Frazier, Goff, Gould, Hawes, Howell, Johnson, Jones of Washington, Kendrick, La Follette, McMaster, McNary, Mayfield, Moses, Norris, Nye, Phipps, Pine, Pittman, Schall, Sheppard, Shortridge, and Stephens.

The number of Senators present not constituting a quorum.

On motion by Mr. Blease, at 4 o'clock and 52 minutes a. m., that the Senate take a recess,

It was determined in the negative.

The President pro tempore directed the names of the absent Senators to be called; when

Mr. Robinson of Arkansas answered to his name.

A quorum not being present,

On motion by Mr. Johnson,

Ordered, That the Sergeant at Arms be directed to request the attendance of the absent Senators.

Pending the execution of the order.

Mr. Curtis, Mr. Neely, and Mr. Copeland appeared and answered to their names.

On motion by Mr. Goff, at 5 o'clock and 50 minutes a. m., that the Senate take a recess,

It was determined in the negative, {Yeas ----- 13
Nays ----- 17

On motion by Mr. Johnson,
The yeas and nays being desired by one-fifth of the Senators present,

Those who voted in the affirmative are—

Messrs. Ashurst, Blease, Cameron, Curtis, Deneen, Ferris, Goff, Gould, Moses, Phipps, Pine, Robinson of Arkansas, and Stephens.

Those who voted in the negative are—

Messrs. Bratton, Copeland, Frazier, Howell, Johnson, Jones of Washington, Kendrick, La Follette, McMaster, Mayfield, Neely, Norris, Nye, Pittman, Schall, Sheppard, and Shortridge.

So Mr. Goff's motion to take a recess was not agreed to.

Pending the further execution of the order.

The Sergeant at Arms, at 6 o'clock and 28 minutes a. m., made the following report:

I have not been very successful in serving notices under the arrest order. I am now calling on Senators to explain about the second order, which merely directs me to request attendance and I am requesting their attendance. It is thought that in a short time there will be a quorum, because a number of the Senators have answered that they will come to the Senate.

As it is getting later in the morning I think that soon they will all answer.

Mr. Borah was called and told about the order and the request, and he said he understood.

Mr. Ernst said he would come.

Mr. Keyes said he would come.

Mr. Metcalf said he would come.

Mr. Wadsworth is coming.

Mr. Dale, no answer.

Mr. Reed of Pennsylvania, no answer.

Mr. Stewart, no answer.

From the others with whom communication was had there was no answer, but as the morning approaches more are answering, as shown by this list of Republican Senators, and it is thought that in a short time a quorum will be present.

Pending the further execution of the order, the following-named Senators appeared and answered to their names:

Messrs. Wadsworth, Ernst, Capper, Ransdell, Walsh of Massachusetts, Watson, Walsh of Montana, Dale, Harrel, Fess, Smith, Greene, Harrison, Warren, Willis, Gooding, Edge, Reed of Pennsylvania, Keyes, McKellar, Overman, and Bingham.

A quorum being present.

Pending debate,

Mr. King raised a question as to the presence of a quorum; Whereupon

The Presiding Officer (Mr. Bingham in the chair) directed the roll to be called;

When

Seventy-one Senators answered to their names, as follows:
Messrs. Ashurst, Bingham, Borah, Bratton, Bruce, Cameron, Capper, Caraway, Copeland, Curtis, Dale, Deneen, Dill, Edge, Edwards, Ernst, Ferris, Fess, George, Gillett, Glass, Goff, Gooding, Hale, Harrel, Harris, Harrison, Heflin, Johnson, Jones of Washington, Kendrick, Keyes, King, La Follette, Lenroot, McKellar, McLean, McMaster, McNary, Mayfield, Metcalf, Moses, Neely, Norris, Nye, Oddie, Overman, Phipps, Pine, Pittman, Ransdell, Reed of Missouri, Reed of Pennsylvania, Robinson of Indiana, Schall, Sheppard, Shipstead, Shortridge, Smith, Stephens, Stewart, Swanson, Trammell, Tyson, Underwood, Wadsworth, Walsh of Massachusetts, Warren, Watson, Wheeler, and Willis.

A quorum being present.

Pending further debate.

CLAIM OF STATE OF ALABAMA TO MUSCLE SHOALS

The Vice President laid before the Senate a communication from the Governor of the State of Alabama, claiming, on behalf of that State, the right, title, and interest in and to the power dam, power site, and other improvements at Wilson Dam and Muscle Shoals, Ala., and informing interested parties of the intention on the part of that State to assert the rights claimed by it in and to the matter; which was referred to the Committee on Agriculture and Forestry.

ELECTRIC POWER INDUSTRY

The Vice President laid before the Senate a communication from the chairman of the Federal Trade Commission, transmitting in response to Senate Resolution 329, agreed to February 9, 1925, a report of the commission on the electric power industry, dealing primarily with the organization, control, and ownership of commercial electric power companies, and stating that the commission had in preparation a further report on the supply of electric power machinery and equipment.

On motion by Mr. Norris, and by unanimous consent,

Ordered, That the communication, with the accompanying report be printed with illustrations and lie on the table.

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Hattigan, one of its clerks:

Mr. President: The House of Representatives has disagreed to the amendments of the Senate to the bill (H. R. 13446) to restore the rate of postage of 1 cent to private mailing or post cards; it asks a conference with the Senate on the disagreeing votes of the two Houses thereon, and has appointed Mr. Grist, Mr. Ramseyer, Mr. Sanders, Mr. Bell, and Mr. Rouse managers of the same on its part.

The House has agreed to the following concurrent resolution (H. Con. Res. 57), in which it requests the concurrence of the Senate:

Resolved, by the House of Representatives (the Senate concurring), That the Congress of the United States earnestly and respectfully invites the full cooperation of the legislatures and the chief executives of the respective States and Territories of the United States in the execution of the joint resolution of Congress creating the United States Commission for the Celebration of the Two Hundredth Anniversary of the Birth of George Washington in such manner as may seem to them most fitting to the end that the bicentennial anniversary of the birth of him who was "first in war, first in peace, and first in the hearts of his countrymen"—the pioneer, the soldier, the statesman, the husbandman, the exemplar of American citizenship—George Washington, may be commemorated in the year 1832 in such manner that future generations of American citizens may live according to the example and precepts of his exalted life and character and thus perpetuate the American Republic; and be it further

Resolved, That an engrossed copy of these resolutions be transmitted by the Clerk of the House of Representatives to the presiding officers of the senate and house of representatives of the legislature and to the chief executive of each State and Territory of the United States.

The Speaker of the House having signed 13 enrolled bills, viz. S. 722, S. 2714, S. 4411, S. 4812, S. 4910, S. 4957, S. 4974, S. 5082, S. 5585, S. 5588, S. 5598, S. 5620, and H. R. 10485,

and an enrolled joint resolution, viz. S. J. Res. 120, I am directed to bring the same to the Senate for the signature of its President.

ENROLLED BILLS AND JOINT RESOLUTION SIGNED

Mr. Greene, from the Committee on Enrolled Bills, reported that they had examined and found truly enrolled the following bills and joint resolution:

S. 722. An act to authorize the selection of certain publicly owned lands by the State of Oregon;

S. 2714. An act to authorize the cancellation, under certain conditions, of patents in fee simple to Indians for allotments held in trust by the United States;

S. 4411. An act granting the consent of Congress to compacts or agreements between the States of South Dakota and Wyoming with respect to the division and apportionment of the waters of the Belle Fourche and Cheyenne Rivers and other streams in which such States are jointly interested;

S. 4812. An Act amending the statutes of the United States as to procedure in the Patent Office and in the courts with regard to the granting of letters patent for inventions and with regard to interfering patents;

S. 4910. An act granting certain lands to the State of New Mexico for the use and benefit of New Mexico College of Agriculture and Mechanic Arts, for the purpose of conducting educational, demonstrative, and experimental development with livestock, grazing methods, and range forage plants;

S. 4957. An act to amend section 129 of the Judicial Code, allowing an appeal in a patent suit from a decree which is final except for the ordering of an accounting;

S. 4974. An act to amend and reenact an act entitled "United States cotton futures act," approved August 11, 1916, as amended;

S. 5082. An act authorizing an appropriation of \$8,600,000 for the purchase of seed grain, feed, and fertilizer to be supplied to farmers in the crop-failure areas of the United States, and for other purposes;

S. 5585. An act to extend the time for construction of a bridge across the southern branch of the Elizabeth River near the cities of Norfolk and Portsmouth, in the county of Norfolk, State of Virginia;

S. 5588. An act granting the consent of Congress to the Big Sandy & Cumberland Railroad Co. to construct, maintain, and operate a bridge across the Tug Fork of Big Sandy River at Devon, Mingo County, W. Va.;

S. 5598. An act to extend the time for constructing a bridge across the Ohio River approximately midway between the city of Owensboro, Ky., and Rockport, Ind.;

S. 5620. An act granting the consent of Congress to John R. Scott, Thomas J. Scott, E. E. Green, and Baxter L. Brown, their successors and assigns, to construct, maintain, and operate a bridge across the Mississippi River;

H. R. 10485. An act for the relief of William C. Harlee; and S. J. Res. 120. Joint resolution authorizing the acceptance of title to certain lands in Teton County, Wyo., adjacent to the winter elk refuge in said State established in accordance with the act of Congress of August 10, 1912 (37 Stat. L. p. 293).

The Vice President thereupon signed the same, and they were delivered to the committee to be presented to the President of the United States.

PETITIONS AND MEMORIALS

The Vice President laid before the Senate a joint resolution of the Legislature of the State of Oregon, praying the enactment of legislation providing for an appropriation for the erection of a monument in memory of Theodore Roosevelt on Battle Rock; which was referred to the Committee on the Library.

Mr. Willis presented a resolution adopted by Akron Post, American Legion, of Akron, Ohio, praying the enactment of legislation providing for the construction of a veterans' hospital in northern Ohio to take care of ex-service men suffering from neuropsychiatric diseases; which was referred to the Committee on Finance.

Petitions praying the enactment of legislation granting pensions and increases of pensions to Civil War veterans and their widows were presented as follows:

By Mr. Copeland: Several petitions of citizens of the State of New York.

By Mr. Willis: A petition of citizens of the State of Ohio.

By Mr. Dill: A petition of citizens of the State of Washington.

By Mr. Warren: A petition of citizens of Natrona County, Wyo.

By Mr. Shipstead: A petition of citizens of Minneapolis, Minn.

By Mr. Walsh of Massachusetts: Several petitions of citizens of the State of Massachusetts.

Ordered, That they be referred to the Committee on Pensions.

Memorials remonstrating against the enactment of legislation providing for the closing of barber shops on Sunday in the District of Columbia were presented as follows:

By Mr. Dill: A memorial of citizens of the State of Washington.

By Mr. Willis: A memorial of citizens of the State of Ohio.

Ordered, That they be referred to the Committee on the District of Columbia.

Mr. Shipstead presented a joint resolution of the Legislature of the State of Minnesota, praying the enactment of legislation providing for the retirement of disabled emergency World War Army officers.

Ordered, That it lie on the table.

REPORTS OF COMMITTEES

Mr. Kendrick, from the Committee on Public Lands and Surveys, to whom was referred the bill (H. R. 9640) to add certain lands to the Shoshone National Forest, Wyo., reported it without amendment and submitted a report (No. 1575) thereon.

Mr. Metcalf, from the Committee on Patents, to whom was referred the bill (S. 4811) to protect trade-marks used in commerce, to authorize the registration of such trade-marks, and for other purposes, reported it with amendments and submitted a report (No. 1576) thereon.

Mr. Mayfield, from the Committee on Claims, to whom was referred the bill (H. R. 11852) for the relief of M. Tillery and Mrs. V. D. Tillery, reported it without amendment and submitted a report (No. 1577) thereon.

Mr. Kendrick, from the Committee on Public Lands and Surveys, to whom was referred the bill (H. R. 10467) authorizing the city of Boulder, Colo., to purchase certain public lands, reported it without amendment and submitted a report (No. 1578) thereon.

Mr. Curtis (for Mr. Smoot), from the Committee on Public Lands and Surveys, to whom were referred the following bills, reported them each without amendment and submitted reports thereon, as follows:

H. R. 13050. An act releasing and granting to the State of Utah and the University of Utah any and all reversionary rights of the United States in and to the grounds now occupied as a campus by the University of Utah (Rept. No. 1579); and

H. R. 13212. An act granting certain lands to the city of Bountiful, Utah, to protect the watershed of the water-supply system of said city (Rept. No. 1580).

Mr. Copeland, from the Committee on Naval Affairs, to whom were referred the following bills, reported them each with an amendment and submitted reports thereon, as follows:

H. R. 1691. An act for the relief of Henry F. Downing (Rept. No. 1581);

H. R. 5263. An act for the relief of Charles James Anderson, former commander, United States Naval Reserve Force (Rept. No. 1582); and

H. R. 4600. An act for the relief of Frederick D. W. Baldwin (Rept. No. 1584).

Mr. Copeland, from the Committee on Naval Affairs, to whom were referred the following bills, reported them each without amendment and submitted reports thereon, as follows:

H. R. 1840. An act for the relief of Edward A. Grimes (Rept. No. 1583); and

H. R. 6697. An act for the relief of Alfred W. Mathews, former ensign, United States Naval Reserve Force (Rept. No. 1585).

ENROLLED BILLS PRESENTED

Mr. Greene, from the Committee on Enrolled Bills, reported that they this day presented to the President of the United States the following enrolled bills:

S. 1155. An act for the relief of Margaret Richards;

S. 1515. An act to extend the benefits of the employees' compensation act of September 7, 1916, to Daniel S. Glover;

S. 1517. An act for the relief of W. Z. Swift;

S. 1899. An act for the relief of Delaware River Towing Line;

S. 2090. An act for the relief of Alfred F. Land;

S. 2353. An act to amend the military record of Leo J. Pourciau;

S. 2474. An act for the relief of the Riverside Contracting Co.;

S. 2619. An act for the relief of Oliver J. Larkin and Lona Larkin;

S. 2770. An act to confer United States citizenship upon certain inhabitants of the Virgin Islands and to extend the naturalization laws thereto; and

S. 2899. An act for the relief of the owner of the American steamship *Almirante* and owners of cargo laden aboard thereof at the time of her collision with the U. S. S. *Hisko*.

INTRODUCTION OF BILLS

Bills were introduced, severally read the first and second times by unanimous consent, and referred as follows:

By Mr. Ransdell:

A bill (S. 5797) granting the consent of Congress to the Fisher Lumber Corporation to construct, maintain, and operate a railroad bridge across the Teusas River in Louisiana; to the Committee on Commerce.

By Mr. Pepper:

A bill (S. 5798) for the relief of Atlantic Refining Co., a corporation of the State of Pennsylvania, owner of the American steamship *H. C. Folger v. U. S. S. Connecticut*; to the Committee on Claims.

By Mr. Ransdell:

A bill (S. 5799) to regulate interstate shipments of cotton, and for other purposes; to the Committee on Agriculture and Forestry.

By Mr. Dill:

A bill (S. 5800) to provide for a preliminary examination and survey of Grays Harbor, Wash.; to the Committee on Commerce.

By Mr. Fess:

A bill (S. 5801) to conserve the revenues from medicinal spirits and provide for the effective Government control of such spirits, to prevent the evasion of taxes, and for other purposes; to the Committee on Finance.

By Mr. Sheppard:

A bill (S. 5802) to transfer Willacy County, in the State of Texas, from the Corpus Christi division of the southern district of Texas to the Brownsville division of such district; to the Committee on the Judiciary.

BOARD OF VISITORS TO PHILIPPINE ISLANDS

On motion by Mr. Bingham, and by unanimous consent, Ordered, That the bill (H. R. 4789) providing for the biennial appointment of a board of visitors to inspect and report upon the government and conditions in the Philippine Islands, together with an amendment intended to be proposed by him on page 2, line 19, to the bill relative to the payment of expenses incurred by the board, be referred to the Committee to Audit and Control the Contingent Expenses of the Senate.

POSTAGE RATES ON PRIVATE MAILING OR POST CARDS

The Presiding Officer (Mr. McKellar in the chair) laid before the Senate the message this day received from the House of Representatives, announcing its disagreement to the amendments of the Senate to the bill (H. R. 13446) to restore the rate of postage of 1-cent to private mailing or post cards, and asking a conference with the Senate thereon.

On motion by Mr. Moses,

Resolved, That the Senate insist upon its amendments to the said bill, disagreed to by the House of Representatives, and agree to the conference asked by the House on the disagreeing votes of the two Houses thereon.

Ordered, That the conferees on the part of the Senate be appointed by the Presiding Officer; and

The Presiding Officer appointed Mr. Moses, Mr. Phipps, and Mr. McKellar.

Ordered, That the Secretary notify the House of Representatives thereof.

TRANSPORTATION OF BLIND PERSONS

The Presiding Officer laid before the Senate the amendment heretofore received from the House of Representatives for concurrence to the title of the bill (S. 2615) to authorize common carriers engaged in interstate commerce to transport any blind person, accompanied by a guide, for one fare, the title as proposed to be amended reading as follows: "An act to amend paragraph (1) of section 22 of the interstate commerce act by providing for the carrying of a blind person, with a guide, for one fare."

The Senate proceeded to consider the said amendment; and,

On motion by Mr. Wadsworth,

Resolved, That the Senate agree thereto.

Ordered, That the Secretary notify the House of Representatives thereof.

CELEBRATION OF TWO HUNDREDTH ANNIVERSARY OF BIRTH OF GEORGE WASHINGTON

The Presiding Officer laid before the Senate the concurrent resolution (H. Con. Res. 57) inviting the full cooperation of the legislatures and the chief executives of the respective States and Territories of the United States in the celebration of the two hundredth anniversary of the birth of George Washington, this day received from the House of Representatives for concurrence, which was read.

The Senate proceeded to consider the said resolution; and, On motion by Mr. Fess, Resolved, That the Senate agree thereto. Ordered, That the Secretary notify the House of Representatives thereof.

PRESIDENTIAL APPROVALS

A message from the President of the United States, by Mr. Latta, his secretary:

Mr. President: The President of the United States approved and signed the following acts:

On February 15, 1927:

S. 4553. An act granting the consent of Congress to the Chesapeake Bay Bridge Co. to construct a bridge across the Chesapeake Bay from a point in Baltimore County to a point in Kent County, in the State of Maryland.

On February 21, 1927:

S. 68. An act authorizing Dominic I. Murphy, consul general of the United States of America, to accept a silver fruit bowl presented to him by the British Government;

S. 598. An act for the relief of Alexander McLaren; and S. 5259. An act granting permission to Maj. Charles Beatty Moore, United States Army, to accept the following decorations, namely, the Legion of Honor tendered him by the Republic of France, and the officers' cross of the Order "Polonia Restituta" tendered him by the Republic of Poland.

On February 23, 1927:

S. 4756. An act for the relief of Capt. Ellis E. Haring and Edward F. Batchelor;

S. 5084. An act to provide for the payment of the amount of an adjusted service certificate to Irving D'Forest Parks, beneficiary, designated by Corpl. Steve McNeil Parks, deceased; and

S. 5622. An act authorizing the acceptance by the Navy Department of a site for an aviation training field in the vicinity of Pensacola, Fla., and for other purposes.

Ordered, That the Secretary notify the House of Representatives thereof.

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Chaffee, one of its clerks:

Mr. President: The House of Representatives has passed the following bills of the Senate, each without amendment:

S. 4893. An act to authorize oil and gas mining leases upon unallotted lands within Executive-order Indian reservations; and

S. 5671. An act to amend paragraph (c) of section 4 of the act entitled "An act to create the Inland Waterways Corporation for the purpose of carrying out the mandate and purpose of Congress as expressed in sections 201 and 500 of the transportation act, and for other purposes," approved June 3, 1924.

The Speaker of the House having signed four enrolled bills, viz. S. 2849, S. 4876, S. 5596, and H. R. 11064, I am directed to bring the same to the Senate for the signature of its President.

ENROLLED BILLS SIGNED

Mr. Greene, from the Committee on Enrolled Bills, reported that they had examined and found truly enrolled the following bills:

S. 2849. An act to provide for an additional Federal district for North Carolina;

S. 4876. An act providing for the erection of a monument on Kill Devil Hill, at Kitty Hawk, N. C., commemorative of the first successful human attempt in history at power-driven airplane flight;

S. 5596. An act granting the consent of Congress to Dauphin Island Railway & Harbor Co., its successors and assigns, to construct, maintain, and operate a railroad bridge and approaches thereto and/or a toll bridge across the water between the mainland at or near Cedar Point and Dauphin Island; and

H. R. 11064. An act for the relief of R. W. Hilderbrand.

The Vice President thereupon signed the same, and they were delivered to the committee to be presented to the President of the United States.

BUREAU OF CUSTOMS AND BUREAU OF PROHIBITION

On motion by Mr. Curtis that the Senate proceed to the consideration of the bill (H. R. 10729) to create a bureau of customs and a bureau of prohibition in the Department of the Treasury,

Pending debate.

Mr. Curtis, by unanimous consent, withdrew his motion.

LOANS TO VETERANS ON ADJUSTED-SERVICE CERTIFICATES

On motion by Mr. Ashurst that the Senate proceed to the consideration of the bill (H. R. 16886) to authorize the Director of the United States Veterans' Bureau to make loans to veterans upon the security of adjusted-service certificates,

After debate,

It was determined in the negative, { Yeas----- 31
Nays----- 43

On motion by Mr. Ashurst,

The yeas and nays being desired by one-fifth of the Senators present,

Those who voted in the affirmative are—

Messrs. Ashurst, Blease, Bratton, Broussard, Cameron, Caraway, Ferris, George, Glass, Harris, Hawes, Hefflin, King, McKellar, Mayfield, Metcalf, Neely, Overman, Phipps, Pine, Ransdell, Robinson of Arkansas, Sheppard, Smith, Steck, Stephens, Swanson, Trammell, Tyson, Underwood, and Walsh of Massachusetts.

Those who voted in the negative are—

Messrs. Bingham, Borah, Bruce, Capper, Copeland, Couzens, Curtis, Dale, Dill, Edge, Edwards, Ernst, Fess, Frazier, Gillett, Goff, Gooding, Gould, Hale, Harrison, Johnson, Jones of Washington, Kendrick, Keyes, La Follette, Lenroot, McMaster, McNary, Moses, Norris, Nye, Pepper, Reed of Missouri, Sackett, Schall, Shipstead, Shortridge, Stewart, Wadsworth, Walsh of Montana, Warren, Watson, and Willis.

So Mr. Ashurst's motion was not agreed to.

Subsequently,

On motion by Mr. Robinson of Arkansas, and by unanimous consent,

Ordered, That on Thursday, February 24, 1927, at 3 o'clock p. m., the unfinished business, if any, be temporarily laid aside and that the Senate proceed to the consideration of the foregoing bill and continue same for one hour, unless said bill shall be sooner disposed of.

RETURN OF ALIEN ENEMY PROPERTY

On motion by Mr. Ashurst that the Senate proceed to the consideration of the bill (H. R. 15009) to provide for the settlement of certain claims of American nationals against Germany and of German nationals against the United States, for the ultimate return of all property of German nationals held by the Alien Property Custodian, and for the equitable apportionment among all claimants of certain available funds,

After debate,

It was determined in the negative, { Yeas----- 29
Nays----- 44

On motion by Mr. Ashurst,

The yeas and nays being desired by one-fifth of the Senators present,

Those who voted in the affirmative are—

Messrs. Ashurst, Bingham, Blease, Bratton, Cameron, Caraway, Edge, Edwards, Ferris, Glass, Goff, Gould, Hawes, King, McLean, Metcalf, Overman, Pepper, Phipps, Ransdell, Reed of Pennsylvania, Robinson of Arkansas, Simmons, Smith, Steck, Stephens, Trammell, Wadsworth, and Walsh of Massachusetts.

Those who voted in the negative are—

Messrs. Borah, Bruce, Capper, Copeland, Couzens, Curtis, Dale, Dill, Ernst, Fess, Frazier, Gooding, Hale, Harrell, Harris, Harrison, Hefflin, Howell, Johnson, Jones of Washington, Kendrick, Keyes, La Follette, McKellar, McMaster, McNary, Mayfield, Neely, Norris, Nye, Pine, Pittman, Reed of Missouri, Sackett, Schall, Sheppard, Shipstead, Shortridge, Stewart, Walsh of Montana, Warren, Watson, Wheeler, and Willis.

So Mr. Ashurst's motion was not agreed to.

LEASE OF MUSCLE SHOALS

On motion by Mr. Harrison, and by unanimous consent,

Ordered, That on Friday, February 25, 1927, immediately after the reading of the Journal, the Senate proceed to the consideration of the bill (S. 4106) to authorize and direct the Secretary of War to execute a lease with the Muscle Shoals Fertilizer Co. and the Muscle Shoals Power Distributing Co., and for other purposes, and continue the same for not more than two hours, and each Senator shall be limited to 15 minutes.

ATTENDANCE OF ABSENT SENATORS

On motion by Mr. Neely, and by unanimous consent,

Ordered, That further proceedings be discontinued under the order heretofore submitted by him, and agreed to, directing the Sergeant at Arms to compel the attendance of certain absent Senators, and providing for the issuance and execution of warrants for their arrest.

ASSINIBOINE INDIAN CLAIMS

Mr. Wheeler submitted the following conference report: The committee of conference on the disagreeing votes of the two Houses on the amendments of the House to the bill (S.

2141) entitled "An act conferring jurisdiction upon the Court of Claims to hear, examine, adjudicate, and enter judgment in any claims which the Assiniboiné Indians may have against the United States, and for other purposes," having met, after full and free conference have agreed to recommend, and do recommend, to their respective Houses as follows:

That the Senate recede from its disagreement to the amendments of the House numbered 2, 5, 6, and 7.

That the Senate recede from its disagreement to the amendment of the House numbered 1, and agree to same with the following amendments:

Line 13 of the engrossed amendments, strike out the words "or any," and after the word "treaty" insert the words *agreement or*.

Line 14 of the engrossed amendment, after the word "or," insert *any*.

Page 2, line 8, of the engrossed amendments, strike out the following: "any act or acts of Congress, or by any treaty made with any other Indian tribe or nation," and insert in lieu thereof *the Government of the United States by acts of Congress or otherwise*.

That the Senate recede from its disagreement to the amendment of the House numbered 3, and agree to same with the following amendment:

Strike out "together with interest thereon at 4 per centum per annum from the date thereof" and insert in lieu thereof the following: *together with any interest thereon which may have accrued by virtue of the failure or delay of the United States to pay over to or employ for the benefit of the Assiniboiné Indian Nation or Tribe, moneys so required to be paid or employed by any act of Congress, at the rate of interest provided by such act or acts of Congress.*

That the Senate recede from its disagreement to the amendment of the House numbered 4, and agree to same with the following amendments:

Page 2, line 6, of the engrossed amendments, strike out the word "tribes" and insert *tribe*, and strike out the word "bands" and insert *nation*.

Page 2, line 7, of the engrossed amendments strike out "or any of them."

Page 3, line 2, of the engrossed amendments strike out "tribes" and insert *tribe*.

And the Senate agree to the same.

B. K. WHEELER,

RALPH H. CAMERON,

JOHN B. KENDRICK,

Managers on the part of the Senate.

SCOTT LEAVITT,

WM. WILLIAMSON,

CARL HAYDEN,

Managers on the part of the House.

The Senate proceeded, by unanimous consent, to consider the said report; and,

On motion by Mr. Wheeler,

Resolved, That the Senate agree thereto.

Ordered, That the Secretary notify the House of Representatives thereof.

LOANS TO VETERANS UPON ADJUSTED SERVICE CERTIFICATES

Mr. Copeland submitted a request for unanimous consent that the Senate now proceed to the consideration of the bill (H. R. 16886) to authorize the Director of the United States Veterans' Bureau to make loans to veterans upon the security of adjusted service certificates, and vote, without further debate, upon the question of concurring in the amendments made in the Committee of the Whole, and upon the bill without further amendment through the regular parliamentary stages to its final passage.

Mr. Cameron raised a question as to the presence of a quorum;

Whereupon

The Vice President directed the roll to be called;

When

Seventy-five Senators answered to their names, as follows:

Messrs. Ashurst, Bingham, Blease, Borah, Bratton, Broussard, Bruce, Cameron, Capper, Caraway, Copeland, Couzens, Curtis, Deneen, Dill, Edge, Edwards, Ernst, Ferris, Fess, Fletcher, Frazier, George, Glass, Goff, Gooding, Hale, Harris, Harrison, Hawes, Hefflin, Howell, Johnson, Jones of Washington, Kendrick, Keyes, La Follette, Lenroot, McKellar, McMaster, McNary, Mayfield, Metcalf, Moses, Neely, Norris, Nye, Overman, Phipps, Pine, Pittman, Ransdell, Reed of Missouri, Reed of Pennsylvania, Robinson of Arkansas, Robinson of Indiana, Sackett, Schall, Sheppard, Shipstead, Shortridge, Simmons, Smith, Steck, Stephens, Stewart, Swanson, Trammell, Tyson,

Walsh of Massachusetts, Walsh of Montana, Warren, Watson, Wheeler, and Willis.

A quorum being present,

Mr. Copeland having modified his request, the Vice President submitted the same as modified to the Senate for action thereon; and no objection having been interposed, the agreement was entered into, as follows:

Ordered, by unanimous consent, that the Senate now proceed to the consideration of the bill (H. R. 16886) to authorize the Director of the United States Veterans' Bureau to make loans to veterans upon the security of adjusted service certificates and vote, without further debate, upon the question of concurring in the amendments made in the Committee of the Whole, and upon the bill without further amendment through the regular parliamentary stages to its final passage.

Ordered further, by unanimous consent, that on Thursday, February 24, 1927, at 3 o'clock p. m., the unfinished business, if any, be temporarily laid aside and that the Senate proceed to the consideration of the bill (S. 3027) making eligible for retirement, under certain conditions, officers and former officers of the Army of the United States, other than officers of the Regular Army, who incurred physical disability in line of duty while in the service of the United States during the World War, for one hour, unless the said bill shall be sooner disposed of.

The Senate thereupon resumed the consideration of the bill (H. R. 16886) to authorize the Director of the United States Veterans' Bureau to make loans to veterans upon the security of adjusted-service certificates; and the amendments heretofore made in the Committee of the Whole having been concurred in.

Ordered, That they be engrossed and the bill read a third time.

The said bill as amended was read the third time.

On the question, Shall the bill pass?

It was determined in the affirmative, { Yeas----- 75
Nays----- 0

On motion by Mr. Reed of Pennsylvania,

The yeas and nays being desired by one-fifth of the Senators present,

Those who voted in the affirmative are—

Messrs. Ashurst, Bingham, Blease, Borah, Bratton, Broussard, Bruce, Cameron, Capper, Caraway, Copeland, Couzens, Curtis, Deneen, Dill, Edge, Edwards, Ernst, Ferris, Fess, Fletcher, Frazier, George, Glass, Goff, Gooding, Hale, Harris, Harrison, Hawes, Hefflin, Howell, Johnson, Jones of Washington, Kendrick, Keyes, La Follette, Lenroot, McKellar, McMaster, McNary, Mayfield, Metcalf, Moses, Neely, Norris, Nye, Overman, Phipps, Pine, Pittman, Ransdell, Reed of Missouri, Reed of Pennsylvania, Robinson of Arkansas, Robinson of Indiana, Sackett, Schall, Sheppard, Shipstead, Shortridge, Simmons, Smith, Steck, Stephens, Stewart, Swanson, Trammell, Tyson, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, Wheeler, and Willis.

None voted in the negative.

So it was

Resolved, That the bill pass.

On motion by Mr. Reed of Pennsylvania,

Resolved, That the Senate insist upon its amendments to the said bill and ask a conference with the House of Representatives thereon.

Ordered, That the conferees on the part of the Senate be appointed by the Vice President; and

The Vice President appointed Mr. Smoot, Mr. Reed of Pennsylvania, and Mr. Simmons.

Ordered, That the Secretary notify the House of Representatives thereof.

EXECUTIVE SESSION

On motion by Mr. Curtis,

The Senate proceeded to the consideration of executive business; and

After the consideration of executive business the doors were reopened;

When,

On motion by Mr. Curtis, at 5 o'clock and 23 minutes p. m., The Senate, pursuant to its order of the 19th instant, took a recess until 8 o'clock p. m.

AT 8 O'CLOCK P. M.

CONSIDERATION OF BILLS ON THE CALENDAR

The Vice President called the Senate to order; whereupon The Senate, under its order of the 19th instant, proceeded to the consideration of bills on the calendar under Rule VIII; and

The bill (S. 718) authorizing an appropriation to be expended under the provisions of section 7 of the act of March 1, 1911, entitled "An act to enable any State to cooperate with any other State or States, or with the United States, for the protection of the watersheds of navigable streams, and to appoint a commission for the acquisition of lands for the purpose of conserving the navigability of rivers," as amended, having been reached,

An objection to its consideration was interposed by Mr. Overman.

On motion by Mr. McNary that the Senate continue the consideration of the said bill notwithstanding the objection,

It was determined in the affirmative; and

The Senate, as in Committee of the Whole, resumed the consideration of the said bill.

Pending debate,

No amendment being made, it was reported to the Senate.

On motion by Mr. Overman to amend the bill by inserting, on page 2, line 11, after the word "expended," the following proviso: *Provided, That no lands shall be purchased except lands which are necessary for the protection of the headquarters of navigable streams.*

It was determined in the affirmative, { Yeas----- 34
Nays----- 25

On motion by Mr. Overman,

The yeas and nays being desired by one-fifth of the Senators present,

Those who voted in the affirmative are—

Messrs. Ashurst, Bayard, Bingham, Blease, Bratton, Broussard, Bruce, Caraway, Curtis, Edge, Edwards, Fess, George, Glass, Goff, Harris, Howell, Jones of Washington, McKellar, Mayfield, Neely, Nye, Overman, Phipps, Reed of Missouri, Robinson of Indiana, Smith, Steck, Stephens, Tyson, Wadsworth, Warren, Watson, and Willis.

Those who voted in the negative are—

Messrs. Capper, Copeland, Couzens, Deneen, Ernst, Ferris, Gooding, Hale, Harrison, Hawes, Keyes, Lenroot, McMaster, McNary, Metcalf, Pine, Reed of Pennsylvania, Sackett, Schall, Sheppard, Shortridge, Stewart, Trammell, Walsh of Massachusetts, and Walsh of Montana.

So Mr. Overman's amendment was agreed to.

Ordered, That it be engrossed and read a third time.

The said bill was read the third time.

Resolved, That it pass, and that the title thereof be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The bill (S. 454) to prevent the sale of cotton and grain in future markets having been reached,

An objection to its consideration was interposed by Mr. Wadsworth.

On motion by Mr. Caraway that the Senate proceed to the consideration of the said bill notwithstanding the objection,

It was determined in the affirmative, { Yeas----- 30
Nays----- 27

On motion of Mr. Broussard,

The yeas and nays being desired by one-fifth of the Senators present,

Those who voted in the affirmative are—

Messrs. Ashurst, Bayard, Bratton, Capper, Caraway, Couzens, Ferris, George, Goff, Gooding, Harris, Harrison, Hefflin, Jones of Washington, McKellar, McMaster, McNary, Mayfield, Neely, Nye, Overman, Robinson of Indiana, Schall, Sheppard, Steck, Stephens, Stewart, Trammell, Tyson, and Walsh of Massachusetts.

Those who voted in the negative are—

Messrs. Bingham, Blease, Broussard, Bruce, Copeland, Deneen, Edge, Edwards, Ernst, Fess, Hale, Harrell, Hawes, Howell, Keyes, Lenroot, Metcalf, Phipps, Pine, Reed of Pennsylvania, Shortridge, Smith, Wadsworth, Walsh of Montana, Warren, Watson, and Willis.

So Mr. Caraway's motion was agreed to; and

The Senate, as in Committee of the Whole, proceeded to consider the said bill.

Pending debate,

On motion by Mr. Curtis, at 11 o'clock p. m.

The Senate adjourned.

THURSDAY, FEBRUARY 24, 1927

The Vice President called the Senate to order, and the Chaplain offered prayer.

THE JOURNAL

The Journal of the proceedings of the legislative day of Tuesday, February 22, 1927, was approved.

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Chaffee, one of its clerks:

Mr. President: The House of Representatives has passed the following bill and joint resolution of the Senate, each without amendment:

S. 5699. An act relating to the admission of candidates to the Naval Academy; and

S. J. Res. 156. Joint resolution authorizing the Secretary of War to lend tents and camp equipment for the use of the reunion of the United Confederate Veterans, to be held at Tampa, Fla., in April, 1927.

The House has passed the bill (S. 4305) to authorize the sale, under provisions of the act of March 12, 1926 (Public, No. 45), of surplus War Department real property, with amendments, in which it requests the concurrence of the Senate.

The House has passed the bill (H. R. 17243) to authorize appropriations for construction at military posts, and for other purposes, in which it requests the concurrence of the Senate.

The Speaker of the House having signed an enrolled bill, viz, H. R. 15547, I am directed to bring the same to the Senate for the signature of its President.

HOUSE BILL REFERRED

The bill H. R. 17243, this day received from the House of Representatives for concurrence, was read the first and second times by unanimous consent, and referred to the Committee on Military Affairs.

ENROLLED BILL SIGNED

Mr. Greene, from the Committee on Enrolled Bills, reported that they had examined and found truly enrolled the bill (H. R. 15547) to authorize appropriations for construction at military posts, and for other purposes.

The Vice President thereupon signed the same, and it was delivered to the committee to be presented to the President of the United States.

REPORT OF NEAR EAST RELIEF

The Vice President laid before the Senate a communication from the general secretary of the Near East Relief, transmitting, pursuant to law, a report of the corporation for the year ended December 31, 1926.

On motion by Mr. Wadsworth,

Ordered, That the report be referred to the Committee on Printing, with a view to its being printed as a Senate document.

PETITIONS AND MEMORIALS

The Vice President laid before the Senate a joint resolution of the Legislature of the State of Wyoming, praying the enactment of legislation providing for the return by the United States to the several States of the Union of all vacant and unappropriated lands, including water power, power sites, forests, and minerals held in trust by the Federal Government within said States; which was referred to the Committee on Public Lands and Surveys.

Mr. Warren presented a similar joint resolution of the legislature of the said State; which was referred to the Committee on Public Lands and Surveys.

Mr. Warren presented a joint resolution of the Legislature of the State of Wyoming, praying the enactment of legislation repealing the Federal estate tax provision of the revenue law of 1926; which was referred to the Committee on Finance.

Mr. Walsh of Massachusetts presented a resolution adopted at Lynn, Mass., by the local branch of the American Sons and Daughters of Sweden, praying the enactment of legislation repealing the national origins clause of the immigration act of 1924; which was referred to the Committee on Immigration.

Petitions praying the enactment of legislation granting pensions and increase of pensions to Civil War veterans and their widows were presented as follows:

By Mr. Copeland: A petition of citizens of the State of New York.

By Mr. Ernst: A petition of citizens of the State of Kentucky.

By Mr. Bruce: A petition of citizens of the State of Maryland.

By Mr. Stewart: A petition of citizens of the State of Iowa.

By Mr. Capper: A petition of citizens of Kansas City, Kans.

By Mr. Fess: A petition of citizens of the State of Ohio.

By Mr. Howell: A petition of citizens of the State of Nebraska.

By Mr. Hale: A petition of citizens of the State of Maine.

By Mr. Watson: Several petitions of citizens of the State of Indiana.

By Mr. Robinson of Arkansas: Petitions of citizens of Miller and Sebastian Counties, Ark.

By Mr. Ferris: Several petitions of citizens of Detroit, Mich.

By Mr. Willis: A petition of citizens of the State of Ohio.

By Mr. McLean: A petition of citizens of the State of Connecticut.

Ordered, That they be referred to the Committee on Pensions. Petitions praying the enactment of legislation providing for the construction of the so-called Great Lakes-St. Lawrence waterway project were presented as follows:

By Mr. Frazier: A joint resolution of the Legislature of the State of North Dakota.

By Mr. Copeland: A resolution adopted by the Flatbush Chamber of Commerce, of Brooklyn, N. Y.

Ordered, That they be referred to the Committee on Commerce.

Memorials remonstrating against the enactment of legislation providing for the closing of barber shops on Sunday in the District of Columbia were presented as follows:

By Mr. Willis: A memorial of citizens of the State of Ohio.

By Mr. Dill: A memorial of citizens of the State of Washington.

By Mr. Ferris: Several memorials of citizens of Quincy, Mich.

Ordered, That they be referred to the Committee on the District of Columbia.

Petitions praying the enactment of legislation providing for the creation of a bureau of customs and a bureau of prohibition in the Treasury Department were presented as follows:

By Mr. McLean: A petition of the Woman's Christian Temperance Union of Waterbury, Conn.

By Mr. Copeland: A petition of citizens of Milford, N. Y.

Ordered, That they lie on the table.

Mr. McLean presented a petition of the Chamber of Commerce of Stamford, Conn., praying the enactment of legislation authorizing an appropriation for the purchase of land in Mad River Notch located near Waterville, N. H.; and

A petition of Disabled Veterans' Post, No. 99, American Legion, Department of Connecticut, praying the enactment of legislation providing for the retirement of disabled emergency World War Army officers.

Ordered, That they lie on the table.

ENROLLED BILLS AND JOINT RESOLUTION PRESENTED

Mr. Greene, from the Committee on Enrolled Bills, reported that they this day presented to the President of the United States the following enrolled bills and joint resolution:

S. 722. An act to authorize the selection of certain publicly owned lands by the State of Oregon;

S. 2714. An act to authorize the cancellation, under certain conditions, of patents in fee simple to Indians for allotments held in trust by the United States;

S. 2849. An act to provide for an additional Federal district for North Carolina;

S. 4411. An act granting the consent of Congress to compacts or agreements between the States of South Dakota and Wyoming with respect to the division and apportionment of the waters of the Belle Fourche and Cheyenne Rivers and other streams in which such States are jointly interested;

S. 4812. An act amending the statutes of the United States as to procedure in the Patent Office and in the courts with regard to the granting of letters patent for inventions and with regard to interfering patents;

S. 4876. An act providing for the erection of a monument on Kill Devil Hill, at Kitty Hawk, N. C., commemorative of the first successful attempt in history at power-driven airplane flight;

S. 4910. An act granting certain lands to the State of New Mexico for the use and benefit of New Mexico College of Agriculture and Mechanic Arts, for the purpose of conducting educational, demonstrative, and experimental development with livestock, grazing methods, and range forage plants;

S. 4957. An act to amend section 129 of the Judicial Code, allowing an appeal in a patent suit from a decree which is final except for the ordering of an accounting;

S. 4974. An act to amend and reenact an act entitled "United States cotton futures act," approved August 11, 1916, as amended;

S. 5082. An act authorizing an appropriation of \$8,600,000 for the purchase of seed grain, feed, and fertilizer to be supplied to farmers in the crop-failure areas of the United States, and for other purposes;

S. 5585. An act to extend the time for construction of a bridge across the southern branch of the Elizabeth River, near the

cities of Norfolk and Portsmouth, in the county of Norfolk, State of Virginia;

S. 5588. An act granting the consent of Congress to the Big Sandy & Cumberland Railroad Co. to construct, maintain, and operate a bridge across the Tug Fork of Big Sandy River at Devon, Mingo County, W. Va.;

S. 5596. An act granting the consent of Congress to Dauphin Island Railway & Harbor Co., its successors and assigns, to construct, maintain, and operate a railroad bridge and approaches thereto and/or a toll bridge across the water between the mainland at or near Cedar Point and Dauphin Island;

S. 5598. An act to extend the time for constructing a bridge across the Ohio River approximately midway between the city of Owensboro, Ky., and Rockport, Ind.;

S. 5620. An act granting the consent of Congress to John R. Scott, Thomas J. Scott, E. E. Green, and Baxter L. Brown, their successors and assigns, to construct, maintain, and operate a bridge across the Mississippi River; and

S. J. Res. 120. Joint resolution authorizing the acceptance of title to certain lands in Teton County, Wyo., adjacent to the winter elk refuge in said State established in accordance with the act of Congress of August 10, 1912 (37 Stats. L. p. 293).

REPORTS OF COMMITTEES

Mr. Stewart, from the Committee on Commerce, to whom were referred the following bills, reported them each without amendment and submitted reports thereon, as follows:

H. R. 15822. An act authorizing the county of Escambia, Fla., and/or the county of Baldwin, Ala., and/or the State of Florida, and/or the State of Alabama to acquire all the rights and privileges granted to the Perdido Bay Bridge & Ferry Co. by chapter 168, approved June 22, 1916, for the construction of a bridge across Perdido Bay, from Lillian, Ala., to Cummings Point, Fla. (Rept. No. 1586);

H. R. 16024. An act to amend the act entitled "An act granting the consent of Congress to the Yell and Pope County Bridge District, Dardanelle and Russellville, Ark., to construct, maintain, and operate a bridge across the Arkansas River, at or near the city of Dardanelle, Yell County, Ark.," approved March 3, 1924, and to extend the time for the construction of the bridge authorized thereby (Rept. No. 1587);

H. R. 16104. An act to amend the act entitled "An act granting the consent of Congress to the county of Barry, State of Missouri, to construct a bridge across the White River," approved March 31, 1926 (Rept. No. 1588);

H. R. 16105. An act to amend the act entitled "An act granting the consent of Congress to the county of Barry, State of Missouri, to construct a bridge across the White River," approved March 31, 1926 (Rept. No. 1589);

H. R. 16116. An act granting the consent of Congress to the Henderson Bridge Co., its successors and assigns, to construct, maintain, and operate a bridge across the Kanawha River at or near the town of Henderson, W. Va., to a point opposite thereto in or near the city of Point Pleasant, W. Va. (Rept. No. 1590);

H. R. 16165. An act granting the consent of Congress to the commissioners of the county of Cook, State of Illinois, to reconstruct the bridge across the Grand Calumet River at Burnham Avenue in said county and State (Rept. No. 1591);

H. R. 16887. An act granting the consent of Congress to George A. Hero and Allen S. Hackett, their successors and assigns, to construct, maintain, and operate a bridge across the Mississippi River (Rept. No. 1592);

H. R. 16971. An act granting the consent of Congress to the South Carolina and Georgia State highway departments, their successors and assigns, to construct, maintain, and operate a bridge across the Savannah River (Rept. No. 1593); and

H. R. 17131. An act granting the consent of Congress to W. Gilbert Freeman, his successors and assigns, to construct, maintain, and operate a bridge across the St. Lawrence River near Alexandria Bay, N. Y. (Rept. No. 1594).

The Senate proceeded, by unanimous consent, to consider the said bills as in Committee of the Whole; and no amendment being made, they were severally reported to the Senate.

Ordered, That they pass to a third reading.

The said bills were severally read the third time.

Resolved, That they pass.

Ordered, That the Secretary notify the House of Representatives thereof.

Mr. Stewart, from the Committee on Commerce, to whom was referred the bill (H. R. 16950) granting the consent of Congress to the Department of Highways and Public Works of the State of Tennessee to construct, maintain, and operate a bridge across the Clinch River in Hancock County, Tenn., reported it with amendments and submitted a report (No. 1595) thereon.

The Senate proceeded, by unanimous consent, to consider the said bill as in Committee of the Whole; and the reported

amendments having been agreed to, the bill was reported to the Senate and the amendments were concurred in.

Ordered, That the amendments be engrossed and the bill read a third time.

The said bill as amended was read the third time.

Resolved, That it pass.

Ordered, That the Secretary request the concurrence of the House of Representatives in the amendments.

Mr. Stewart, from the Committee on Commerce, to whom were referred the following bills, reported them each without amendment:

H. R. 16649. An act to extend the time for construction of a bridge across the Susquehanna River, in Northumberland and Snyder Counties, State of Pennsylvania;

H. R. 16773. An act to amend an act entitled "An act authorizing the construction of a bridge across the Ohio River between the municipalities of Rochester and Monaca, Beaver County, Pa.;

H. R. 16778. An act to extend the times for the construction of bridges across the Mississippi River at Alton, Ill., and across the Missouri River near Bellefontaine, in Missouri;

H. R. 16954. An act granting the consent of Congress to the city of Blair, in the State of Nebraska, its successors and assigns, to construct, maintain, and operate a free highway bridge and approaches thereto across the Missouri River between the States of Nebraska and Iowa; and

H. R. 17181. An act to extend the time for constructing a bridge across the Rainy River, approximately midway between the village of Spooner, in the county of Lake of the Woods, State of Minnesota, and the village of Rainy River, Province of Ontario, Canada.

The Senate proceeded, by unanimous consent, to consider the said bills as in Committee of the Whole; and no amendment being made, they were severally reported to the Senate.

Ordered, That they pass to a third reading.

The said bills were severally read the third time.

Resolved, That they pass.

Ordered, That the Secretary notify the House of Representatives thereof.

Mr. Stewart, from the Committee on Commerce, to whom was referred the bill (S. 5791) to extend the times for commencing and completing the construction of a bridge across the Wabash River at the city of Mount Carmel, Ill., reported it without amendment.

The Senate proceeded, by unanimous consent, to consider the said bill as in Committee of the Whole; and no amendment being made, it was reported to the Senate.

Ordered, That it be engrossed and read a third time.

The said bill was read the third time.

Resolved, That it pass, and that the title thereof be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

Mr. Bayard, from the Committee on Claims, to whom were referred the following bills, reported them each without amendment and submitted reports thereon, as follows:

H. R. 5069. An act for the relief of Alice Barnes (Rept. No. 1596);

H. R. 6584. An act for the relief of Charles O. Schmidt (Rept. No. 1597);

H. R. 7703. An act for the relief of James F. McCarthy (Rept. No. 1598); and

H. R. 14071. An act for the relief of Garfield Hankins (Rept. No. 1599).

Mr. Stephens, from the Committee on Claims, to whom was referred the bill (S. 4830) for the relief of M. Zingarell and wife, Mary Alice Zingarell, reported it with an amendment and submitted a report (No. 1600) thereon.

Mr. Wadsworth, from the Committee on Military Affairs, to whom was referred the bill (S. 5727) to authorize and direct the Secretary of War to accept an act of sale and a C. S. B. dedication of certain property in the city of New Orleans, La., from the board of commissioners of the port of New Orleans, and for other purposes, reported it with an amendment to the title and submitted a report (No. 1601) thereon.

The Senate proceeded, by unanimous consent, to consider the said bill as in Committee of the Whole; and no amendment being made, it was reported to the Senate.

Ordered, That it be engrossed and read a third time.

The said bill was read the third time.

Resolved, That it pass, and that the title thereof be amended so as to read: "A bill to authorize and direct the Secretary of War to accept an act of sale and a dedication of certain property in the city of New Orleans, La., from the board of commissioners of the port of New Orleans, and for other purposes."

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

Mr. Stanfield, from the Committee on Public Lands and Surveys, to whom were referred the following bill and joint resolution, reported them each without amendment and submitted reports thereon, as follows:

H. R. 16017. An act granting public lands to the city of Golden, Colo., to secure a supply of water for municipal and domestic purposes (Rept. No. 1602); and

H. J. Res. 363. Joint resolution amending the joint resolution entitled "Joint resolution directing the Secretary of the Interior to withhold his approval of the adjustment of the Northern Pacific land grants, and for other purposes," approved June 5, 1924, and for other purposes (Rept. No. 1603).

Mr. Means, from the Committee on Claims, to whom was referred the bill (H. R. 3295) for the relief of Sherman P. Browning, reported it without amendment and submitted a report (No. 1604) thereon.

Mr. Norbeck, from the Committee on Pensions, reported certain additional amendments to the bill (H. R. 16461) granting pensions and increase of pensions to certain soldiers and sailors of the Civil War and certain widows and dependent children of soldiers and sailors of said war, heretofore reported, and submitted a supplemental report (No. 1468, part 2) thereon.

INTRODUCTION OF BILLS AND JOINT RESOLUTION

Bills and a joint resolution were introduced, severally read the first and second times by unanimous consent, and referred as follows:

By Mr. Wadsworth:

A bill (S. 5803) for the relief of the estate of William Bardel; to the Committee on Claims.

By Mr. Curtis:

A bill (S. 5804) for the relief of Lillie Calvin Schooley (with accompanying papers); to the Committee on Finance.

A bill (S. 5805) granting an increase of pension to Laura B. Clifton (with accompanying papers); to the Committee on Pensions.

By Mr. Capper:

A bill (S. 5806) to regulate the sale, possession, and use of firearms, silencers, and noxious gases in the District of Columbia, and for other purposes; to the Committee on the District of Columbia.

By Mr. Robinson of Arkansas:

A bill (S. 5807) to amend section 71 of the Judicial Code, as amended; to the Committee on the Judiciary.

By Mr. Neely:

A bill (S. 5808) to amend the immigration act of 1924, as amended; to the Committee on Immigration.

By Mr. Hawes:

A bill (S. 5809) granting the consent of Congress to R. A. Breuer, H. L. Stolte, John M. Schermann, O. F. Neinhueser, and Robert Walker, their successors and assigns, to construct, maintain, and operate a bridge across the Missouri River; to the Committee on Commerce.

By Mr. McMaster (for Mr. Norbeck):

A bill (S. 5810) for the relief of Hannah Nielson Larsen; to the Committee on Claims.

By Mr. Willis:

A joint resolution (S. J. Res. 169) to waive age of Paul R. Sutherland, United States Army; to the Committee on Military Affairs.

OIL LANDS AND CONCESSIONS IN MEXICO

Mr. Norris submitted the following resolution (S. Res. 367), which was considered by unanimous consent and agreed to:

Resolved, That the Secretary of State, if not incompatible with public interest, and in further answer to Senate Resolution 330, adopted on February 3, 1927, be requested to inform the Senate:

1. Whether the Doheny, the Sinclair, or the Mellon interests, either through corporations, partnerships, individuals, or subsidiary corporations, are among the corporations, partnerships, or individuals owning or claiming oil lands or oil concessions in Mexico that have refused to accept the Mexican law and constitution applying to such lands, rights, or concessions.

2. If such interests or any of them so refusing to accept the Mexican law and constitution are operating, either directly or through subsidiary organizations or corporations, then give the names in each instance of such corporations, partnerships, or individuals.

REIMBURSEMENT OF EXPENSES OF SENATOR GOULD

Mr. Ernst submitted the following resolution (S. Res. 368), which was referred to the Committee to Audit and Control the Contingent Expenses of the Senate:

Resolved, That the Secretary of the Senate hereby is authorized and directed to pay from the appropriation for expenses of inquiries and investigations, fiscal year 1927, contingent fund of the Senate, to Hon. Arthur R. Gould, a Senator from the State of Maine, \$10,906.04, in full reimbursement for all expenses incurred, including fees and expenses of his attorneys, in defending charges made against him and ordered to be investigated by Senate Resolution No. 296, agreed to January 3, 1927.

REPORT OF IMMIGRATION QUOTA BOARD

Mr. Neely submitted the following resolution (S. Res. 369): *Resolved*, That the President be requested, if not incompatible with the public interest, to transmit to the Senate a copy of the second or final report of the quota board to the Secretary of State, the Secretary of Commerce, and the Secretary of Labor, and a copy of the joint report, if any, made thereon by the Secretary of State, the Secretary of Commerce, and the Secretary of Labor to the President, in pursuance of Section 11 (E) of the quota immigration restriction act of 1924.

Ordered, That it lie over one day under the rule.

PRESIDENTIAL APPROVALS

A message from the President of the United States, by Mr. Latta, his secretary:

Mr. President: The President of the United States yesterday approved and signed the following acts:

S. 612. An act for the relief of Elizabeth Wooten;
S. 867. An act authorizing the Secretary of the Treasury to pay the Columbus Hospital, Great Falls, Mont., for the treatment of disabled Government employees;

S. 1304. An act for the relief of Hunter-Brown Co.;
S. 1456. An act authorizing the Court of Claims of the United States to hear and determine the claim of H. C. Ericsson;

S. 2302. An act for the relief of Elisha K. Henson;
S. 2618. An act for the relief of the National Surety Co.;
S. 3064. An act for the relief of the Capital Paper Co.;
S. 3462. An act for the relief of Homer H. Hacker;

S. 4268. An act for the relief of H. W. Krueger and H. J. Selmer, bondsmen for the Green Bay Dry Dock Co., in their contract for the construction of certain steel barges and a dredge for the Government of the United States;

S. 4669. An act for the relief of the Kentucky-Wyoming Oil Co. (Inc.); and
S. 4943. An act for the relief of George H. Cecil.

Ordered, That the Secretary notify the House of Representatives thereof.

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Haltigan, one of its clerks:

Mr. President: The House of Representatives has passed the bill (H. R. 17128) granting the consent of Congress to the State of Indiana, its successors and assigns, to construct, maintain, and operate a bridge across the Ohio River, and permitting the State of Kentucky to act jointly with the State of Indiana in the construction, maintenance, and operation of said bridge, in which it requests the concurrence of the Senate.

HOUSE BILL REFERRED

The bill H. R. 17128, this day received from the House of Representatives for concurrence, was read the first and second times by unanimous consent and referred to the Committee on Commerce.

EXPORTS OF AMERICAN FARM PRODUCTS

The Vice President laid before the Senate a resolution coming over from a previous day, viz, the resolution (S. Res. 356) requesting information relative to exports of American farm products and measures used to stimulate their consumption in foreign countries.

The Senate proceeded to consider the said resolution; and *Resolved*, That the Senate agree thereto, and that the preamble be stricken out.

SENATORIAL CAMPAIGN EXPENDITURES

The Vice President laid before the Senate a resolution coming over from a previous day, viz, the resolution (S. Res. 364) continuing during the Seventieth Congress Senate Resolutions 195, 227, 258, and 324, relative to senatorial campaign expenditures, and enlarging the authority of the special committee; and

The Senate proceeded to consider the said resolution. Mr. Fletcher raised a question as to the presence of a quorum;

Whereupon
The Vice President directed the roll to be called;
When

Eighty-eight Senators answered to their names, as follows:

Messrs. Ashurst, Bayard, Bingham, Blease, Borah, Bratton, Broussard, Bruce, Cameron, Capper, Caraway, Copeland, Couzens, Curtis, Dale, Deneen, Dill, Edge, Edwards, Ernst, Ferris, Fess, Fletcher, Frazier, George, Gerry, Glass, Goff, Gooding, Gould, Greene, Hale, Harrell, Harris, Harrison, Hawes, Heflin, Howell, Johnson, Jones of Washington, Kendrick, Keyes, King, La Follette, Lenroot, McKellar, McLean, McMaster, McNary, Mayfield, Means, Metcalf, Moses, Neely, Norris, Nye, Overman, Pepper, Phipps, Pine, Pittman, Ransdell, Reed of Missouri, Reed of Pennsylvania, Robinson of Arkansas, Robinson of Indiana, Sackett, Schall, Sheppard, Shipstead, Shortridge, Simmons, Smith, Stanfield, Steck, Stephens, Stewart, Swanson, Trammell, Tyson, Underwood, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, Wheeler, and Willis.

A quorum being present,

Pending debate,

The hour of 2 o'clock having arrived,

The resolution was ordered to be placed on the calendar.

BOULDER CANYON DAM

The President pro tempore laid before the Senate the unfinished business at its adjournment yesterday, viz, the bill (S. 3331) to provide for the protection and development of the lower Colorado River Basin; and

The Senate, as in Committee of the Whole, resumed the consideration of the said bill.

The question being on agreeing to the amendment to the reported amendment, proposed by Mr. Ashurst on page 14, line 8,

SENATORIAL CAMPAIGN EXPENDITURES

On motion by Mr. Reed of Missouri that the Senate proceed to the consideration of the resolution (S. Res. 364) continuing during the Seventieth Congress Senate Resolutions 195, 227, 258, and 324, relative to senatorial campaign expenditures, and enlarging the authority of the special committee,

Mr. Bingham raised a question as to the presence of a quorum;

Whereupon

The President pro tempore directed the roll to be called;

When

Seventy-eight Senators answered to their names, as follows: Messrs. Ashurst, Bayard, Bingham, Blease, Bratton, Broussard, Bruce, Cameron, Capper, Caraway, Copeland, Couzens, Curtis, Dale, Deneen, Dill, Edge, Edwards, Ferris, Fess, Fletcher, Frazier, George, Gerry, Glass, Goff, Gooding, Gould, Hale, Harrell, Harris, Harrison, Hawes, Heflin, Johnson, Jones of Wash-

ington, Kendrick, Keyes, King, La Follette, McKellar, McLean, McMaster, Mayfield, Means, Metcalf, Moses, Neely, Norris, Nye, Overman, Phipps, Pine Pittman, Ransdell, Reed of Missouri, Reed of Pennsylvania, Robinson of Arkansas, Robinson of Indiana, Sackett, Sheppard, Shipstead, Shortridge, Smith, Steck, Stephens, Stewart, Swanson, Trammell, Tyson, Underwood, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, Wheeler, and Willis.

A quorum being present,

Pending debate,

Mr. Reed of Missouri withdrew his motion.

DISTRICT COURT TERMS IN TENNESSEE

On motion by Mr. McKellar, and by unanimous consent,

Ordered, That the Committee on the Judiciary be discharged from the further consideration of the bill (H. R. 14831) to amend section 107 of the Judicial Code.

The Senate proceeded, by unanimous consent, to consider the said bill as in Committee of the Whole; and no amendment being made, it was reported to the Senate.

Ordered, That it pass to a third reading.

The said bill was read the third time.

Resolved, That it pass.

Ordered, That the Secretary notify the House of Representatives thereof.

Resolved, That it pass.

Ordered, That the Secretary notify the House of Representatives thereof.

EXPLOSIONS AT NAVAL AMMUNITION DEPOT, N. J.

On motion by Mr. Edge, and by unanimous consent, The Senate, as in Committee of the Whole, proceeded to consider the bill (S. 4558) to provide a method for compensating persons who suffered property damage or personal injury due to the explosions at the naval ammunition depot, Lake Denmark, N. J., July 10, 1926; and the reported amendments having been agreed to, the bill was reported to the Senate and the amendments were concurred in.

Ordered, That it be engrossed and read a third time.

The said bill was read the third time.

Resolved, That it pass, and that the title thereof be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

SALE OF SURPLUS WAR DEPARTMENT REAL PROPERTY

The Presiding Officer (Mr. Fess in the chair) laid before the Senate the amendments this day received from the House of Representatives for concurrence to the bill (S. 4305) to authorize the sale, under provisions of the act of March 12, 1926 (public, No. 45), of surplus War Department real property.

On motion by Mr. Wadsworth,

Resolved, That the Senate disagree to the amendments of the House of Representatives to the said bill, and ask a conference with the House on the disagreeing votes of the two Houses thereon.

Ordered, That the conferees on the part of the Senate be appointed by the Presiding Officer; and

The Presiding Officer appointed Mr. Wadsworth, Mr. Reed of Pennsylvania, Mr. Greene, Mr. Fletcher, and Mr. Sheppard.

Ordered, That the Secretary notify the House of Representatives thereof.

PROMOTION OF RETIRED ARMY OFFICERS

Mr. Wadsworth submitted the following conference report: The committee of conference on the disagreeing votes of the two Houses on the amendments of the Senate to the bill (H. R. 5028) for the promotion of certain officers of the United States Army now on the retired list having met, after full and free conference, have agreed to recommend and do recommend to their respective Houses as follows:

That the Senate recede from its amendments numbered 1, 2, 3, and 4.

J. W. WADSWORTH, Jr.,

DAVID A. REED,

WALTER F. GEORGE,

Managers on the part of the Senate.

W. FRANK JAMES,

JNO. C. SPEAKS,

PERCY E. QUIN,

Managers on the part of the House.

The Senate proceeded, by unanimous consent, to consider the said report; and

On motion by Mr. Wadsworth,

Resolved, That the Senate agree thereto.

Ordered, That the Secretary notify the House of Representatives thereof.

NAVAL AMMUNITION DEPOT AT HAWTHORNE, NEV.

On motion by Mr. Hale, and by unanimous consent, The Senate, as in Committee of the Whole, proceeded to consider the bill (S. 5249) to authorize the Secretary of the Navy to develop an ammunition depot at Hawthorne, Nev., and for other purposes; and no amendment being made, it was reported to the Senate.

Ordered, That it be engrossed and read a third time.

The said bill was read the third time.

Resolved, That it pass, and that the title thereof be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Chaffee, one of its clerks:

Mr. President: The House of Representatives has disagreed to the amendments of the Senate to the bill (H. R. 16886) to authorize the Director of the United States Veterans' Bureau to make loans to veterans upon the security of adjusted service certificates; it agrees to the conference asked by the Senate on the disagreeing votes of the two Houses thereon, and has appointed Mr. Green of Iowa, Mr. Hawley, Mr. Treadway, Mr. Garner of Texas, and Mr. Collier managers at the same on its part.

BOULDER CANYON DAM

The Senate, as in Committee of the Whole, resumed the consideration of the bill (S. 3331) to provide for the protection and development of the lower Colorado River Basin.

During the delivery of an address by Mr. Ashurst, Mr. Johnson presented a motion to close debate on the pending bill under Rule XXII.

Mr. Ashurst having declined to yield for that purpose, the Vice President made the following decision:

The Senator from California has the right to present a privileged motion at any time and can take a Senator off his feet to do so. * * *

"The precedents of the Senate are to the effect that a Senator can be taken off the floor at any time that a petition for cloture is presented. * * *

"The Chair will recognize the Senator from Arizona as having the floor after the motion for cloture is stated. Rule XXII states that the motion for cloture may be presented at any time and that the Chair must state it to the Senate. The Chair will deprive the Senator from Arizona of his right to the floor only until the cloture rule is laid before the Senate."

From the decision of the Chair, Mr. Ashurst appealed to the Senate; and

On the question, Shall the decision of the Chair stand as the judgment of the Senate?

It was determined in the affirmative, {Yeas----- 46
Nays----- 30

On motion by Mr. Ashurst,

The yeas and nays being desired by one-fifth of the Senators present,

Those who voted in the affirmative are—

Messrs. Bingham, Blease, Borah, Capper, Copeland, Couzens, Curtis, Dale, Edge, Ernst, Frazier, Glass, Goff, Gooding, Hale, Howell, Johnson, Jones of Washington, Kendrick, Keyes, La Follette, Lenroot, McLean, McMaster, Mayfield, Means, Moses, Neely, Norbeck, Norris, Nye, Pine, Pittman, Reed of Pennsylvania, Robinson of Indiana, Sackett, Schall, Sheppard, Shipstead, Shortridge, Stanfield, Stewart, Wadsworth, Walsh of Montana, Watson, and Willis.

Those who voted in the negative are—

Messrs. Ashurst, Bayard, Bratton, Broussard, Bruce, Cameron, Caraway, Dill, Ferris, Fess, George, Gerry, Harris, Harrison, Heflin, King, McKellar, Metcalf, Phipps, Ransdell, Reed of Missouri, Robinson of Arkansas, Simmons, Smith, Steck, Stephens, Trammell, Tyson, Walsh of Massachusetts, and Wheeler.

So the decision of the Chair was sustained.

The Vice President, pursuant to Rule XXII, thereupon stated the motion to the Senate, as follows:

We, the undersigned Senators, in accordance with the provisions of Rule XXII of the Standing Rules of the Senate, move that debate be brought to a close upon Senate bill 3331, a bill to provide for the protection and development of the lower Colorado River Basin, Calendar No. 666, and all amendments thereto.

Dated February 24, 1927.

HIRAM W. JOHNSON.	ROYAL S. COPELAND.
G. W. NORRIS.	F. R. GOODING.
KEY PITTMAN.	LYNN J. FRAZIER.
JAMES E. WATSON.	PETER NORBECK.
W. H. McMASTER.	RICE W. MEANS.
SAMUEL M. SHORTRIDGE.	A. R. GOULD.
JOHN B. KENDRICK.	W. L. JONES.
M. M. NEELY.	EARLE B. MAYFIELD.

Pending debate,

The hour of 3 o'clock having arrived, the unfinished business, under the order of yesterday, was temporarily laid aside; and

RETIREMENT OF WORLD WAR EMERGENCY ARMY OFFICERS

The Senate, as in Committee of the Whole, resumed the consideration of the bill (S. 3027) making eligible for retirement, under certain conditions, officers and former officers of the Army of the United States, other than officers of the Regular Army, who incurred physical disability in line of duty while in the service of the United States during the World War.

The Vice President recognized Mr. Ashurst, who was temporarily deprived of possession of the floor when the motion for cloture was presented by Mr. Johnson.

Mr. Robinson of Arkansas raised a question of order, viz, that Mr. Ashurst was not entitled to the floor, for the reason that, by the unanimous-consent agreement entered into on yesterday, a new measure had come before the Senate for consideration, and that the fact that he had the floor while the so-called Boulder Dam bill was before the Senate did not entitle him to retain the floor when a new bill came before the Senate.

The Vice President overruled the point of order in the following language:

"The Senator from Arizona has the floor. The Chair will state that at the end of the morning hour, when the unfinished business is laid before the Senate, it is customary to allow the Senator then addressing the Chair to continue to speak on the subject on which he was speaking before the unfinished business was laid before the Senate. There is no reason for any different procedure under parliamentary law when a bill is laid before the Senate for consideration under a unanimous-consent agreement in the regular order."

Mr. Tyson presented a motion to close debate on the bill under Rule XXII.

Mr. Reed of Pennsylvania raised a question of order, viz, that a vote at 1 o'clock on the second calendar day following to-day has already been ordered on the motion for cloture on the so-called Boulder Dam bill, and that therefore a vote at that hour on the pending measure can not in the nature of things be had.

The Vice President held that the vote on the second motion would follow when the first motion was disposed of.

The Vice President thereupon stated to the Senate the motion presented by Mr. Tyson, as follows:

We, the undersigned Senators, in accordance with the provisions of Rule XXII of the Standing Rules of the Senate, hereby move that debate be brought to a close upon the pending measure (S. 3027) making eligible for retirement, under certain conditions, officers and former officers of the Army of the United States, other than officers of the Regular Army, who incurred physical disability in line of duty while in the service of the United States during the World War:

L. D. TYSON.	W. L. JONES.
JAMES COUZENS.	JAMES E. WATSON.
KENNETH McKELLAR.	HARRY B. HAWES.
ARTHUR R. ROBINSON.	FRANK B. WILLIS.
JOE T. ROBINSON.	J. THOS. HEFLIN.
MORRIS SHEPPARD.	WOODBRIDGE N. FERRIS.
H. F. ASHURST.	M. M. NEELY.
DAVID I. WALSH.	R. H. CAMERON.
FREDERICK HALE.	EARLE B. MAYFIELD.
GUY D. GOFF.	ARTHUR CAPPER.
DUNCAN U. FLETCHER.	S. G. BRATTON.
PARK TRAMMELL.	DANIEL F. STECK.
WM. J. HARRIS.	CARTER GLASS.
DAVID W. STEWART.	F. R. GOODING.

Pending debate,

Mr. Reed of Pennsylvania raised a question as to the presence of a quorum;

Whereupon

The Presiding Officer (Mr. Goff in the chair) directed the roll to be called;

When

Seventy-eight Senators answered to their names, as follows:

Messrs. Ashurst, Bayard, Bingham, Blease, Borah, Bratton, Broussard, Bruce, Cameron, Capper, Caraway, Copeland, Couzens, Curtis, Dale, Deneen, Dill, Edge, Edwards, Ernst, Ferris, Fess, Fletcher, Frazier, George, Gerry, Glass, Goff, Gooding, Hale, Harrell, Harris, Harrison, Hawes, Heflin, Howell, Johnson, Jones of Washington, Kendrick, Keyes, King, La Follette, Lenroot, McKellar, McLean, McMaster, Mayfield, Means, Metcalf, Moses, Neely, Norbeck, Norris, Nye, Overman, Pine, Pittman, Ransdell, Reed of Pennsylvania, Robinson of Arkansas, Robinson of Indiana, Sackett, Schall, Sheppard, Shipstead, Shortridge, Smith, Stanfield, Steck, Stewart, Swanson, Trammell, Tyson, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Watson, and Willis.

A quorum being present,

Pending debate,

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Haltigan, one of its clerks:

Mr. President: The House of Representatives has passed the bill (H. R. 17264) to extend the times for commencing and completing the construction of a bridge across the Wabash River at the city of Mount Carmel, Ill., in which it requests the concurrence of the Senate.

The Speaker of the House having signed five enrolled bills, viz, S. 2141, S. 2615, S. 4893, S. 5671, and S. 5699, and an enrolled joint resolution, viz, S. J. Res. 156, I am directed to bring the same to the Senate for the signature of its President.

HOUSE BILL REFERRED

The bill H. R. 17264, this day received from the House of Representatives for concurrence, was read the first and second times by unanimous consent, and referred to the Committee on Commerce.

ENROLLED BILLS AND JOINT RESOLUTION SIGNED

Mr. Greene, from the Committee on Enrolled Bills, reported that they had examined and found truly enrolled the following bills and joint resolution:

S. 2141. An act conferring jurisdiction upon the Court of Claims to hear, examine, adjudicate, and enter judgment in any claims which the Assiniboine Indians may have against the United States, and for other purposes;

S. 2615. An act to amend paragraph (1) of section 22 of the interstate commerce act by providing for the carrying of a blind person, with a guide, for one fare;

S. 4893. An act to authorize oil and gas mining leases upon unallotted lands within Executive order Indian reservations;

S. 5671. An act to amend paragraph (c) of section 4 of the act entitled "An act to create the Inland Waterways Corporation for the purpose of carrying out the mandate and purpose of Congress as expressed in sections 201 and 500 of the transportation act, and for other purposes," approved June 3, 1924;

S. 5699. An act relating to the admission of candidates to the Naval Academy; and

S. J. Res. 156. Joint resolution authorizing the Secretary of War to lend tents and camp equipment for the use of the reunion of the United Confederate Veterans, to be held at Tampa, Fla., in April, 1927.

The Vice President thereupon signed the same, and they were delivered to the committee to be presented to the President of the United States.

BOULDER CANYON DAM

The hour of 4 o'clock p. m. having arrived,

The Senate, as in Committee of the Whole, resumed the consideration of its unfinished business, viz, the bill (S. 3331) to provide for the protection and development of the lower Colorado River Basin.

On motion by Mr. Reed of Pennsylvania that the Senate proceed to the consideration of the bill (H. R. 15009) to provide for the settlement of certain claims of American nationals against Germany and of German nationals against the United States, for the ultimate return of all property of German nationals held by the Alien Property Custodian, and for the equitable apportionment among all claimants of certain available funds,

Mr. La Follette raised a question as to the presence of a quorum;

Whereupon

The Presiding Officer (Mr. Goff in the chair) directed the roll to be called;

When

Seventy-six Senators answered to their names, as follows:

Messrs. Ashurst, Bayard, Bingham, Blease, Borah, Bratton, Broussard, Bruce, Cameron, Capper, Copeland, Couzens, Curtis, Dale, Deneen, Dill, Edge, Edwards, Ernst, Ferris, Fess, Fletcher, Frazier, George, Gerry, Glass, Goff, Gooding, Hale, Harrell, Harris, Harrison, Hawes, Heflin, Howell, Johnson, Jones of Washington, Kendrick, Keyes, King, La Follette, Lenroot, McKellar, McLean, McMaster, Mayfield, Means, Metcalf, Moses, Neely, Norbeck, Norris, Nye, Overman, Phipps, Pine, Pittman, Ransdell, Reed of Pennsylvania, Robinson of Arkansas, Robinson of Indiana, Sackett, Schall, Sheppard, Shortridge, Smith, Steck, Stewart, Swanson, Trammell, Tyson, Wadsworth, Walsh of Massachusetts, Warren, Watson, and Willis.

A quorum being present,

Pending debate,

On motion by Mr. Curtis, and by unanimous consent,

The further consideration of the unfinished business was temporarily laid aside.

LOANS TO VETERANS ON ADJUSTED-SERVICE CERTIFICATES

The Presiding Officer (Mr. Goff in the chair) appointed Mr. Gerry as a member of the committee of conference on the disagreeing votes of the two Houses on the amendments of the Senate to the bill (H. R. 16886) to authorize the Director of the United States Veterans' Bureau to make loans to veterans upon the security of adjusted-service certificates, in place of Mr. Simmons, excused.

Ordered, That the Secretary notify the House of Representatives thereof.

DEFICIENCY AND SUPPLEMENTAL APPROPRIATIONS

Mr. Warren submitted the following conference report:

The committee of conference on the disagreeing votes of the two Houses on the amendments of the Senate numbered 8, 9, and 10 to the bill (H. R. 16462) making appropriations to supply urgent deficiencies in certain appropriations for the fiscal year ending June 30, 1927, and prior fiscal years, and to provide urgent supplemental appropriations for the fiscal year ending June 30, 1927, and for other purposes, having met, after full and free conference have agreed to recommend and do recommend to their respective Houses as follows:

That the Senate recede from its amendment numbered 10.

That the House recede from its disagreement to the amendment of the Senate numbered 9, and agree to the same.

Amendment numbered 8: That the House recede from its disagreement to the amendment of the Senate numbered 8, and agree to the same with an amendment as follows: In lieu of the matter inserted by said amendment, insert the following:

Provided, That no part of this appropriation shall be available for paying any claim allowed in excess of \$75,000 until after the expiration of sixty days from the date upon which a report giving the name of the person to whom the refund is to be made, the amount of the refund, and a summary of the facts and the decision of the Commissioner of Internal Revenue is submitted to the Joint Committee on Internal Revenue Taxation. And the Senate agree to the same.

F. E. WARREN,
CHARLES CURTIS,
LEE S. OVERMAN,
Managers on the part of the Senate.
WILL R. WOOD,
LOUIS C. CRAMTON,
JOSEPH W. BYRNS,
Managers on the part of the House.

The Senate proceeded to consider the said report.

Mr. McKellar raised a question of order, viz, that the language contained in the House amendment to Senate amendment No. 8 was new matter, and, therefore, the conferees had exceeded their authority, under Rule XXVII, in inserting the same.

The Vice President overruled the point of order.

From the decision of the Chair, Mr. McKellar appealed to the Senate.

The Vice President stated the question to be, Shall the decision of the Chair stand as the judgment of the Senate?

On motion by Mr. Curtis to lay on the table the motion of Mr. McKellar,

It was determined in the affirmative, {Yeas----- 39
Nays----- 28

On motion by Mr. Heflin,

The yeas and nays being desired by one-fifth of the Senators present,

Those who voted in the affirmative are—

Messrs. Bingham, Bruce, Cameron, Capper, Couzens, Curtis, Dale, Deneen, Ernst, Ferris, Fess, Goff, Gooding, Hale, Hawes, Johnson, Jones of Washington, Kendrick, Keyes, Lenroot, Means, Metcalf, Moses, Pepper, Phipps, Pine, Ransdell, Reed of Pennsylvania, Robinson of Indiana, Sackett, Shortridge, Simmons, Steck, Stewart, Wadsworth, Walsh of Massachusetts, Warren, Watson, and Willis.

Those who voted in the negative are—

Messrs. Ashurst, Bayard, Bratton, Broussard, Caraway, Copeland, Dill, Edwards, Frazier, Harris, Harrison, Heflin, King, La Follette, McKellar, McMaster, Mayfield, Neely, Nye, Overman, Pittman, Sheppard, Smith, Stephens, Trammell, Tyson, Walsh of Montana, and Wheeler.

So the appeal from the decision of the Chair was laid on the table.

The question recurring on agreeing to the report,

After debate,

It was determined in the affirmative, {Yeas----- 38
Nays----- 23

On motion by Mr. McKellar,

The yeas and nays being desired by one-fifth of the Senators present,

Those who voted in the affirmative are—

Messrs. Bingham, Blease, Broussard, Bruce, Cameron, Capper, Curtis, Dale, Deneen, Edwards, Ernst, Fess, Goff, Gooding, Gould, Hale, Hawes, Johnson, Jones of Washington, Kendrick, Keyes, Lenroot, Means, Metcalf, Moses, Overman, Phipps, Pine, Ransdell, Reed of Pennsylvania, Sackett, Shortridge, Stewart, Wadsworth, Walsh of Massachusetts, Warren, Watson, and Willis.

Those who voted in the negative are—

Messrs. Bayard, Caraway, Copeland, Couzens, Ferris, Fletcher, Frazier, George, Heflin, King, La Follette, McKellar, McMaster, Mayfield, Neely, Nye, Robinson of Arkansas, Sheppard, Shipstead, Smith, Trammell, Tyson, and Wheeler.

So it was

Resolved, That the Senate agree to the said report.

Ordered, That the Secretary notify the House of Representatives thereof.

EXECUTIVE SESSION

On motion by Mr. Curtis,

The Senate proceeded to the consideration of executive business; and

After the consideration of executive business the doors were reopened;

When,

On motion by Mr. Curtis, at 6 o'clock and 15 minutes p. m., The Senate adjourned.

FRIDAY, FEBRUARY 25, 1927

The Vice President called the Senate to order, and the Chaplain offered prayer.

THE JOURNAL

The Journal of the proceedings of yesterday was approved.

PRESIDENTIAL APPROVALS

A message from the President of the United States, by Mr. Latta, his secretary:

Mr. President: The President of the United States approved and signed the following acts:

On February 24, 1927:

S. 1899. An act for the relief of Delaware River Towing Line.

On February 25, 1927:

S. 3918. An act for the relief of Robert R. Bradford.

MUSCLE SHOALS

The Vice President, pursuant to the order of the 23d instant, laid before the Senate the bill (S. 4106) to authorize and direct the Secretary of War to execute a lease with the Muscle Shoals Fertilizer Co. and the Muscle Shoals Power Distributing Co., and for other purposes; and

The Senate, as in Committee of the Whole, resumed the consideration of the said bill.

Mr. Harrison raised a question as to the presence of a quorum;

Whereupon

The Vice President directed the roll to be called;

When

Eighty-nine Senators answered to their names, as follows: Messrs. Ashurst, Bayard, Bingham, Gleason, Borah, Bratton, Broussard, Bruce, Cameron, Capper, Caraway, Copeland, Couzens, Curtis, Dale, Deneen, Dill, Edge, Edwards, Ernst, Ferris, Fess, Fletcher, Frazier, George, Gerry, Glass, Goff, Gooding, Gould, Greene, Hale, Harrell, Harris, Harrison, Hawes, Healin, Howell, Johnson, Jones of Washington, Kendrick, Keyes, King, La Follette, Lenroot, McKellar, McLean, McMaster, McNary, Mayfield, Means, Metcalf, Moses, Neely, Norbeck, Norris, Nye, Overman, Pepper, Phipps, Pine, Pittman, Ransdell, Reed of Missouri, Reed of Pennsylvania, Robinson of Arkansas, Robinson of Indiana, Sackett, Schall, Sheppard, Shipstead, Shortridge, Simmons, Smith, Stanfield, Steck, Stephens, Stewart, Swanson, Trammell, Tyson, Underwood, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, Wheeler, and Willis.

A quorum being present,

Pending debate,

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Hattigan, one of its clerks:

Mr. President: The House of Representatives has agreed to the report of the committee of conference on the disagreeing votes of the two Houses on the amendments of the Senate to the bill (H. R. 15641) making appropriations for the Navy Department and the naval service for the fiscal year ending June 30, 1928, and for other purposes; it has receded from its disagreement to the amendment of the Senate numbered 25 to the said bill and agreed to the same with an amendment, in which it requests the concurrence of the Senate; and it has receded from its disagreement to the amendment of the Senate numbered 27 and agreed to the same.

The House insists upon its amendment to the bill (S. 1640) authorizing the Secretary of Agriculture to establish a national arboretum, and for other purposes; it agrees to the conference asked by the Senate on the disagreeing votes of the two Houses thereon, and has appointed Mr. Haugen, Mr. Purnell, and Mr. Aswell managers at the same on its part.

The House insists upon its amendments to the bill (S. 4305) to authorize the sale, under provisions of the act of March 12, 1926 (Public, No. 45), of surplus War Department real property; it agrees to the conference asked by the Senate on the disagreeing votes of the two Houses thereon and has appointed Mr. James, Mr. Hill of Maryland, and Mr. McSwain managers at the same on its part.

The House has passed the following bills of the Senate, each with amendments, in which it requests the concurrence of the Senate:

S. 244. An act for the relief of Elizabeth W. Kieffer;

S. 1661. An act conferring jurisdiction upon the Court of Claims to hear and determine the claim of Mrs. Patrick H. Bodkin; and

S. 2197. An act for the relief of Paul B. Belding.

The House has passed the following bills and joint resolution of the Senate, each with an amendment, in which it requests the concurrence of the Senate:

S. 70. An act for the relief of Charles A. Mayo, T. S. Taylor, and Frank Hickey;

S. 105. An act for the relief of Arthur E. Colgate, administrator of Clinton G. Colgate, deceased;

S. 111. An act for relief of the owners of the ferryboat *Oregon*;

S. 115. An act for the relief of the owner of the steamship *Neptune*;

S. 118. An act for the relief of all owners of cargo aboard the steamship *Gaelic Prince* at the time of her collision with the U. S. S. *Antigone*;

S. 179. An act for the relief of J. W. Neil;

S. 2085. An act to correct the naval record of John Cronin;

S. 2348. An act for the relief of Nick Masonich;

S. 2594. An act for the relief of Odelon Ramos;

S. 3665. An act for the relief of the owner of the ferryboat *New York*; and

S. J. Res. 112. Joint resolution for the relief of Katherine Imbrie.

The House has passed the following bills of the Senate, each without amendment:

S. 95. An act for the relief of Carlos Tompkins;

S. 190. An act for the relief of Samuel S. Archer;

S. 467. An act for the relief of Joseph R. Tanner;

S. 521. An act for the relief of August Michalechuk;

S. 1261. An act for the relief of William H. Grayson;

S. 1413. An act for the relief of Eustacio B. Davison;

S. 1641. An act for the relief of Mary H. Dougherty;

S. 1787. An act for the return of \$5,000 to the New Amsterdam Casualty Co.;

S. 1859. An act for the relief of Patrick C. Wilkes, alias Clebourn P. Wilkes;

S. 2094. An act for the relief of C. P. Dryden;

S. 2139. An act for the relief of William W. Green, warrant officer, United States Army;

S. 2242. An act for the relief of Mark J. White;

S. 2700. An act to amend the naval record of Frank H. Wilson, alias Henry Wencel;

S. 2722. An act for the relief of the Muscle Shoals, Birmingham & Pensacola Railroad Co., the successor in interest of the receiver of the Gulf, Florida & Alabama Railway Co.;

S. 3110. An act to authorize certain officers of the United States Navy to accept from the Republic of Haiti the medal of honor and merit;

S. 3464. An act authorizing certain officers of the United States Navy to accept from the Republic of Chile the order *Al Mérito*;

S. 4287. An act amending section 3 of the act approved January 12, 1923, entitled "An act to distribute the commissioned line and engineer officers of the Coast Guard in grades, and for other purposes";

S. 4405. An act for the relief of Farrah Dane Richardson;

S. 4622. An act to authorize certain officers of the United States Navy and civilian employees of the Navy Department to accept certain medals tendered them by the Republic of China, and to authorize Capt. Walter S. Crosley, United States Navy, to accept a medal of honor and merit and a diploma tendered him by the Republic of Haiti;

S. 4841. An act for the relief of Samuel J. Leaphart;

S. 5415. An act for the relief of Roswell H. Bancroft;

S. 5466. An act for the relief of the Citizens' National Bank, of Petty, Tex.; and

S. 5539. An act to authorize and direct the Comptroller General to settle and allow the claims of E. A. Goldenweiser, Edith M. Furlush, and Horatio M. Pollock, for services rendered to the Department of Commerce.

The House has passed the following bills, in which it requests the concurrence of the Senate:

H. R. 1569. An act for the relief of Christine Brenzinger;

H. R. 6935. An act to correct the military record of William Mullins;

H. R. 11010. An act for the relief of Frances L. Dickinson;

H. R. 11231. An act for the relief of John Streve, deceased;

H. R. 14161. An act for the relief of Alexander Ashbaugh;

H. R. 14312. An act for the relief of Charles A. Black, alias Angus Black;

H. R. 15916. An act to authorize Rear Admiral Albert P. Niblack, United States Navy, retired, to accept certain decorations from the Principality of Monaco and from the Kingdom of Denmark;

H. R. 16482. An act for the relief of Pocahontas Fuel Co. (Inc.);

H. R. 16658. An act for the relief of Robert Zink;

H. R. 16897. An act for the relief of William G. Beatty, deceased; and

H. R. 17108. An act giving jurisdiction to the Court of Claims to hear and determine the claim of the Butler Lumber Co. (Inc.).

HOUSE BILLS REFERRED

The bills this day received from the House of Representatives for concurrence were severally read the first and second times by unanimous consent.

Ordered, That the bills H. R. 1569, H. R. 11010, H. R. 16482, and H. R. 17108 be referred to the Committee on Claims; that the bills H. R. 6935, H. R. 11231, H. R. 14161, H. R. 14312, H. R. 16658, and H. R. 16897 be referred to the Committee on Military Affairs; and that the bill H. R. 15916 be referred to the Committee on Naval Affairs.

USELESS PAPERS IN TREASURY DEPARTMENT

The Vice President laid before the Senate a communication from the Secretary of the Treasury, transmitting, pursuant to law, a report of papers in the Treasury Department which are not needed in the transaction of the current business of the department and have no permanent value or historical interest; which, with the accompanying report, was referred to a Joint Select Committee on the Disposition of Useless Papers in the Executive Departments; and

The Vice President appointed Mr. Smoot and Mr. Simmons as the members of the committee on the part of the Senate.

Ordered, That the Secretary notify the House of Representatives thereof.

PETITIONS AND MEMORIALS

Mr. Shipstead presented a concurrent resolution of the Legislature of the State of Minnesota, praying the enactment of legislation repealing the grain standards act; which was referred to the Committee on Agriculture and Forestry.

Mr. Kendrick presented the following concurrent resolutions of the Legislature of the State of Wyoming, which were referred as indicated:

A concurrent resolution favoring the repeal of the Federal estate tax provision of the revenue law of 1926; to the Committee on Finance.

A concurrent resolution favoring the return by the United States to the several States of the Union of all vacant and unappropriated lands, including water power, power sites, forests, and minerals, held in trust by the Federal Government within said States; and

A concurrent resolution praying the enactment of legislation amending the so-called 640-acre homestead act so as to permit the entry upon 2,560 acres of grazing lands of the character now remaining vacant and unoccupied in the State of Wyoming, and liberalizing the requirements of entrymen; to the Committee on Public Lands and Surveys.

Mr. Warren presented a telegram from the Wyoming Pharmaceutical Association, remonstrating against the enactment of legislation providing for Federal regulation of medicinal liquors; which was referred to the Committee on Finance.

Mr. Jones of Washington presented a memorial of citizens of Arlington, Wash., remonstrating against the enactment of legislation providing for compulsory Sunday observance in the District of Columbia; which was referred to the Committee on the District of Columbia.

Petitions praying the enactment of legislation granting pensions and increase of pensions to Civil War veterans and their widows were presented as follows:

By Mr. Bingham: A petition of citizens of the State of Connecticut.

By Mr. Fess: Several petitions of citizens of the State of Ohio.

By Mr. Howell: Several petitions of citizens of the State of Nebraska.

By Mr. Neely: A petition of citizens of the State of West Virginia.

By Mr. Ernst: A petition of citizens of the State of Kentucky.

By Mr. Sheppard: A petition of citizens of the State of Texas.

By Mr. Jones of Washington: Several petitions of citizens of the State of Washington.

By Mr. Capper: A petition of citizens of the State of Kansas.

By Mr. Deneen: Several petitions of citizens of the State of Illinois.

By Mr. Hale: A petition of citizens of the State of Maine.

By Mr. Willis: Several petitions of citizens of the State of Ohio.

By Mr. Copeland: Several petitions of citizens of the State of New York.

By Mr. Walsh of Massachusetts: Several petitions of citizens of the State of Massachusetts.

By Mr. Bruce: A petition of citizens of the State of Maryland.

Ordered, That they be referred to the Committee on Pensions.

Memorials remonstrating against the enactment of legislation providing for the closing of barber shops on Sunday in the District of Columbia were presented as follows:

By Mr. Willis: A memorial of citizens of Logan County, Ohio.

By Mr. Jones of Washington: A memorial of citizens of Spokane, Wash.

Ordered, That they be referred to the Committee on the District of Columbia.

REPORTS OF COMMITTEES

Mr. Means, from the Committee on Claims, to whom were referred the following bills, reported them each without amendment and submitted reports thereon, as follows:

H. R. 724. An act for the relief of Capt. Norman D. Cota (Rept. No. 1605);

H. R. 780. An act for the relief of J. S. Corbett (Rept. No. 1606);

H. R. 2329. An act for the relief of John A. Olson (Rept. No. 1607);

H. R. 8477. An act for the relief of Frank J. Dwyer (Rept. No. 1608); and

H. R. 9063. An act for the relief of Marie Yvonne Gueguinou (Rept. No. 1609).

Mr. Capper, from the Committee on the District of Columbia, to whom was referred the bill (S. 5667) to exempt employees of the public-school system of the District of Columbia from the \$2,000 salary limitation provision of the legislative, executive, and judicial appropriation act, approved May 10, 1916, as amended, reported it with amendments and submitted a report (No. 1610) thereon.

Mr. Pepper, from the Committee on Printing, to whom was referred the bill (S. 3725) to amend an act entitled "An act to authorize the collection and editing of official papers of the Territories of the United States now in the national archives," approved March 3, 1925, reported it with an amendment.

Mr. Pepper, from the Committee on Printing, to whom was referred the bill (H. R. 9173) providing for the revision and printing of the index to the Federal Statutes, reported it without amendment.

Mr. Sackett, from the Committee on the District of Columbia, to whom was referred the bill (S. 5708) authorizing the use of land owned by the United States in the District of Columbia for highway purposes, reported it without amendment and submitted a report (No. 1611) thereon.

Mr. Sackett, from the Committee on the District of Columbia, to whom was referred the bill (S. 5732) to amend an act entitled "An act to authorize the Commissioners of the District of Columbia to close certain streets, roads, or highways in the District of Columbia rendered useless or unnecessary by reason of the opening, extension, widening, or straightening, in accordance with the highway plan of other streets, roads, or highways in the District of Columbia, and for other purposes," reported it with amendments and submitted a report (No. 1612) thereon.

Mr. George, from the Committee on Military Affairs, to whom was referred the bill (H. R. 3703) for the relief of Anthony Schartzberger, reported it adversely; and,

On motion by Mr. George,

Ordered, That it be postponed indefinitely.

Mr. Lenroot, from the Committee on Public Buildings and Grounds, to whom was referred the bill (S. 5744) authorizing the Secretary of the Treasury to sell certain land to the First Baptist Church, of Oxford, N. C., reported it without amendment.

The Senate proceeded, by unanimous consent, to consider the said bill as in Committee of the Whole; and no amendment being made, it was reported to the Senate.

Ordered, That it be engrossed and read a third time.

The said bill was read the third time.

Resolved, That it pass, and that the title thereof be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

Mr. Frazier, from the Committee on Pensions, to whom was referred the bill (H. R. 12532) granting pensions to certain soldiers who served in the Indian wars from 1859 to 1898, and for other purposes, reported it without amendment and submitted a report (No. 1613) thereon.

Mr. Norbeck, from the Committee on Pensions, to whom was referred the bill (H. R. 13450) granting pensions and increase of pensions to widows and former widows of certain soldiers, sailors, and marines of the Civil War, and for other purposes, reported it without amendment and submitted a report (No. 1614) thereon.

Mr. Copeland, from the Committee on the District of Columbia, to whom was referred the bill (S. 4905) relating to appropriations made for the construction of new McKinley High School, reported it without amendment and submitted a report (No. 1615) thereon.

Mr. Cameron, from the Committee on Military Affairs, to whom was referred the bill (H. R. 1133) for the relief of John G. Pauley, reported it without amendment and submitted a report (No. 1616) thereon.

Mr. George, from the Committee on Military Affairs, to whom was referred the bill (H. R. 5275) for the relief of Theodore W. Goldin, reported it without amendment and submitted a report (No. 1617) thereon.

Mr. Robinson of Indiana, from the Committee on Military Affairs, to whom was referred the bill (H. R. 15624) for the relief of Andrew McLaughlin, reported it without amendment and submitted a report (No. 1618) thereon.

Mr. Capper, from the Committee on the District of Columbia, to whom was referred the bill (H. R. 15541) to authorize the exchange of certain land between the United States and the District of Columbia, reported it without amendment and submitted a report (No. 1619) thereon.

Mr. Bayard, from the Committee on Claims, to whom were referred the following bills, reported them each without amendment and submitted reports thereon, as follows:

H. R. 12334. An act for the relief of W. Randall Spurlock (Rept. No. 1620);

H. R. 10496. An act for the relief of John A. Thornton (Rept. No. 1621);

H. R. 5089. An act for the relief of Christine Mygatt (Rept. No. 1622); and

H. R. 2589. An act for the relief of Archie O. Sprague (Rept. No. 1623).

Mr. Moses, from the Committee on Post Offices and Post Roads, to whom were referred the following bills, reported them each without amendment and submitted reports thereon, as follows:

S. 5314. A bill amending the act of February 28, 1925, reclassifying the salaries of postmasters (Rept. No. 1624); and

S. 5717. A bill authorizing appropriation of funds for construction of a highway from Red Lodge, Mont., to the boundary of the Yellowstone National Park, near Cooke City, Mont. (Rept. No. 1625).

Mr. Wadsworth, from the Committee on Military Affairs, to whom was referred the bill (H. R. 17243) to authorize appropriations for construction at military posts, and for other purposes, reported it with amendments and submitted a report (No. 1626) thereon.

The Senate proceeded, by unanimous consent, to consider the said bill as in Committee of the Whole; and the reported amendments having been agreed to, the bill was reported to the Senate and the amendments were concurred in.

Ordered, That the amendments be engrossed and the bill read a third time.

The said bill as amended was read the third time.

Resolved, That it pass.

Ordered, That the Secretary request the concurrence of the House of Representatives in the amendments.

ENROLLED BILLS AND JOINT RESOLUTION PRESENTED

Mr. Greehe, from the Committee on Enrolled Bills, reported that they this day presented to the President of the United States the following enrolled bills and joint resolution:

S. 2141. An act conferring jurisdiction upon the Court of Claims to hear, examine, adjudicate, and enter judgment in any claims which the Assiniboine Indians may have against the United States, and for other purposes;

S. 2615. An act to amend paragraph (1) of section 22 of the interstate commerce act by providing for the carrying of a blind person, with a guide, for one fare;

S. 4893. An act to authorize oil and gas mining leases upon unallotted lands within Executive order Indian reservations;

S. 5671. An act to amend paragraph (c) of section 4 of the act entitled "An act to create the Inland Waterways Corporation for the purpose of carrying out the mandate and purpose of Congress as expressed in sections 201 and 500 of the transportation act, and for other purposes," approved June 3, 1924;

S. 5699. An act relating to the admission of candidates to the Naval Academy; and

S. J. Res. 156. Joint resolution authorizing the Secretary of War to lend tents and camp equipment for the use of the reunion of the United Confederate Veterans, to be held at Tampa, Fla., in April, 1927.

INTRODUCTION OF BILLS

Bills were introduced, severally read the first and second times by unanimous consent, and referred as follows:

By Mr. Wadsworth:

A bill (S. 5811) for the appointment of an additional circuit court judge; and

A bill (S. 5812) to provide for the appointment of an additional judge of the district court of the United States for the Eastern District of New York; to the Committee on the Judiciary.

By Mr. Capper:

A bill (S. 5813) granting a pension to John Carner (with accompanying papers); to the Committee on Pensions.

By Mr. Edge:

A bill (S. 5814) authorizing certain importers of sugar into the United States from the Argentine Republic during the year 1920, to submit claims to the Court of Claims; to the Committee on Finance.

By Mr. Hawes:

A bill (S. 5815) granting the consent of Congress to O. F. Schulte, E. H. Otto, O. W. Arcularius, J. L. Calvin, and J. H. Dickbrader, their successors and assigns, to construct, maintain, and operate a bridge across the Missouri River; to the Committee on Commerce.

By Mr. McNary:

A bill (S. 5816) granting an increase of pension to Sarah E. Morse; to the Committee on Pensions.

By Mr. Shipstead:

A bill (S. 5817) to repeal the United States grain standards act; to the Committee on Agriculture and Forestry.

By Mr. Hawes:

A bill (S. 5818) to create an executive department of the Government to be known as the department of conservation; to the Committee on Interstate Commerce.

By Mr. Copeland:

A bill (S. 5819) to establish a woman's bureau in the Metropolitan police department of the District of Columbia, and for other purposes; to the Committee on the District of Columbia.

By Mr. King:

A bill (S. 5820) to repeal the act entitled "An act to establish in the Department of Commerce and Labor a bureau to be known as the Children's Bureau," approved April 9, 1912; to the Committee on Education and Labor.

DEATH OF FORMER SENATOR DAVID BAIRD, OF NEW JERSEY

Mr. Edge submitted the following resolution (S. Res. 370), which was considered by unanimous consent and agreed to:

Resolved, That the Senate has heard with deep regret and profound sorrow the announcement of the death of Hon. David Baird, late a Senator from the State of New Jersey.

Resolved, That the Secretary transmit a copy of these resolutions to the family of the deceased.

INVESTIGATION OF PUBLIC UTILITY CORPORATIONS

Mr. Walsh of Montana submitted the following resolution (S. Res. 371), which was referred to the Committee to Audit and Control the Contingent Expenses of the Senate:

Resolved, That a committee of five Members of the Senate be appointed by the President thereof hereby empowered and directed to inquire into the growth of the capitalization of public-utility corporations supplying either electrical energy in the form of power or light, or both, however produced, or gas, natural or artificial, and of corporations holding the stocks of such corporations, the method of issuing and the price realized or value received for the various security issues of both classes of corporations named, including the bonds and other evidences of indebtedness thereof as well as the stocks of the same, the extent to which additions or extensions to the property of the operating companies have been made, and the value or detriment to the public of holding companies owning the stock or otherwise controlling such operating companies immediately or remotely, with the extent of such ownership or control, and particularly what legislation, if any, should be enacted by Congress to correct any abuses that may exist in the organization or operation of such companies.

That the said committee is hereby authorized to sit and perform its duties at such times and places as it deems necessary or proper, and to require the attendance of witnesses by subpoenas or otherwise; to require the production of books, papers, and documents; and to employ counsel, experts, and other assistants, and stenographers, at a cost not exceeding \$1.25 per printed page. The chairman of the committee, or any member thereof, may administer oaths to witnesses and sign subpoenas for witnesses; and every person duly summoned before said committee, or any subcommittee thereof, who refuses or fails to obey the process of said committee or appears and refuses to answer questions pertinent to said investigation shall be punished as prescribed by law. The expenses of said investigation shall be paid from the contingent fund of the Senate on vouchers of the committee or subcommittee, signed by the chairman and

approved by the Committee to Audit and Control the Contingent Expenses of the Senate.

The committee, or any subcommittee thereof, is authorized to sit during the sessions or the recesses of the Senate, and after the expiration of the present Congress until the assembling of the Seventieth Congress, and until otherwise ordered by the Senate.

INVESTIGATION OF TAX REFUNDS

Mr. McKellar submitted the following resolution (S. Res. 372):

Resolved, That a select committee of five Senators be appointed by the Vice President to investigate the subject of tax refunds involving claims for taxes of \$50,000 or over. For the purpose of this resolution the committee is authorized to sit during the recess of the Congress, to employ such clerical, stenographic, or other assistance as may be necessary, to require the attendance of such witnesses, and the production of such documents and papers as it deems fit, to administer oaths, to take testimony of witnesses, and to make its report to the next session of the Senate in December, 1927. The expenses of such committee shall not exceed \$10,000 and shall be paid out of the contingent fund of the Senate.

Ordered, That it lie on the table.

MUSCLE SHOALS

The Senate, as in Committee of the Whole, resumed the consideration of the bill (S. 4106) to authorize and direct the Secretary of War to execute a lease with the Muscle Shoals Fertilizer Co. and the Muscle Shoals Power Distributing Co., and for other purposes.

Pending debate.

Mr. Jones of Washington raised a question as to the presence of a quorum;

Whereupon

The Presiding Officer (Mr. Fess in the chair) directed the roll to be called;

When

Eighty-nine Senators answered to their names, as follows:

Messrs. Ashurst, Bayard, Bingham, Blease, Borah, Bratton, Broussard, Bruce, Cameron, Capper, Caraway, Copeland, Couzens, Curtis, Dale, Deneen, Dill, Edge, Edwards, Ernst, Ferris, Fess, Fletcher, Frazier, George, Gerry, Glass, Goff, Gooding, Gould, Greene, Hale, Harrell, Harris, Harrison, Hawes, Heflin, Howell, Johnson, Jones of Washington, Kendrick, Keyes, King, La Follette, Lenroot, McKellar, McLean, McMaster, McNary, Mayfield, Means, Metcalf, Moses, Neely, Norbeck, Norris, Nye, Overman, Pepper, Phipps, Pine, Pittman, Ransdell, Reed of Missouri, Reed of Pennsylvania, Robinson of Arkansas, Robinson of Indiana, Sackett, Schall, Sheppard, Shipstead, Shortridge, Simmons, Smith, Stanfield, Steck, Stephens, Stewart, Swanson, Trammell, Tyson, Underwood, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, Wheeler, and Willis.

A quorum being present,

Pending debate,

On motion by Mr. McNary that the bill be referred to the Committee on Agriculture and Forestry,

After debate,

It was determined in the affirmative, { Yeas----- 49
Nays----- 35

On motion by Mr. McNary,

The yeas and nays being desired by one-fifth of the Senators present,

Those who voted in the affirmative are—

Messrs. Ashurst, Blease, Borah, Bratton, Capper, Copeland, Couzens, Curtis, Dale, Dill, Ernst, Ferris, Frazier, Glass, Gooding, Hale, Harrell, Howell, Johnson, Jones of Washington, La Follette, Lenroot, McKellar, McMaster, McNary, Metcalf, Moses, Neely, Norbeck, Norris, Nye, Phipps, Robinson of Indiana, Schall, Sheppard, Shipstead, Shortridge, Simmons, Smith, Stanfield, Stewart, Swanson, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, Wheeler, and Willis.

Those who voted in the negative are—

Messrs. Bayard, Bingham, Broussard, Bruce, Cameron, Deneen, Edge, Edwards, Fess, Fletcher, George, Gerry, Goff, Gould, Harris, Harrison, Hawes, Heflin, Kendrick, Keyes, King, McLean, Mayfield, Means, Overman, Pepper, Pine, Ransdell, Reed of Missouri, Reed of Pennsylvania, Robinson of Arkansas, Steck, Stephens, Trammell, and Tyson.

So the bill was referred to the Committee on Agriculture and Forestry.

BOULDER CANYON DAM

The Vice President laid before the Senate its unfinished business, viz, the bill (S. 3331) to provide for the protection and development of the lower Colorado River Basin; and

The Senate, as in Committee of the Whole, resumed the consideration of the said bill.

The question being on agreeing to the amendment proposed by Mr. Ashurst to the reported amendment, striking out the words "Black Canyon or Boulder Canyon" on page 14, line 8, and inserting in lieu thereof certain words,

PUBLIC-BUILDING SITES IN THE DISTRICT OF COLUMBIA

On motion by Mr. Lenroot that the Senate proceed to the consideration of the amendments of the House of Representatives to the bill (S. 4663) authorizing the Secretary of the Treasury to acquire certain lands within the District of Columbia to be used as sites for public buildings, and

Mr. McKellar having indicated a desire to debate the same,

Mr. Lenroot raised a question of order, viz, that under subdivision 7 of Rule VII the motion was not debatable.

The Vice President sustained the point of order.

The motion of Mr. Lenroot was then agreed to.

AGRICULTURAL RELIEF

The Vice President laid before the Senate the following message from the President of the United States, which was read, as follows:

To the Senate:

The conditions which Senate bill 4808 is designed to remedy have been, and still are, unsatisfactory in many cases. No one can deny that the prices of many farm products have been out of line with the general price level for several years. No one could fail to want every proper step taken to assure to agriculture a just and secure place in our economic scheme. Reasonable and constructive legislation to that end would be thoroughly justified and would have the hearty support of all who have the interests of the Nation at heart. The difficulty with this particular measure is that it is not framed to aid farmers as a whole, and it is, furthermore, calculated to injure rather than promote the general public welfare.

It is axiomatic that progress is made through building on the good foundations that already exist. For many years—indeed, from before the day of modern agricultural science—balanced and diversified farming has been regarded by thoughtful farmers and scientists as the safeguard of our agriculture. The bill under consideration throws this aside as of no consequence. It says in effect that all the agricultural scientists and all the thinking farmers of the last 50 years are wrong, that what we ought to do is not to encourage diversified agriculture but instead put a premium on one-crop farming.

The measure discriminates definitely against products which make up what has been universally considered a program of safe farming. The bill upholds as ideals of American farming the men who grow cotton, corn, rice, swine, tobacco, or wheat, and nothing else. These are to be given special favors at the expense of the farmer who has toiled for years to build up a constructive farming enterprise to include a variety of crops and livestock that shall, so far as possible, be safe, and keep the soil, the farmer's chief asset, fertile and productive.

The bill singles out a few products, chiefly sectional, and proposes to raise the prices of those regardless of the fact that thousands of other farmers would be directly penalized. If this is a true farm-relief measure, why does it leave out the producers of beef cattle, sheep, dairy products, poultry products, potatoes, hay, fruit, vegetables, oats, barley, rye, flax, and the other important agricultural lines? So far as the farmers as a whole are concerned, this measure is not for them. It is for certain groups of farmers in certain sections of the country. Can it be thought that such legislation could have the sanction of the rank and file of the Nation's farmers?

This measure provides specifically for the payment by the Federal board of all losses, costs, and charges of packers, millers, cotton spinners, or other processors who are operating under contract with the board. It contemplates that the packers may be commissioned by the Government to buy hogs enough to create a near scarcity in this country, slaughter the hogs, sell the pork products abroad at a loss, and have their losses, costs, and charges made good out of the pockets of farm taxpayers. The millers would be similarly commissioned to operate in wheat or corn and have their losses, costs, and charges paid by farm taxpayers.

It is roughly estimated that in this country there are 4,000 millers, over 1,000 meat-packing plants, and about 1,000 actual spinners. No one can say definitely after reading this bill whether each of these concerns would be entitled to receive a contract with the Government. Certainly no independent concern could continue in business without one. Each of the agencies holding a contract—the efficient and inefficient alike—would be reimbursed for all their losses, costs, and charges.

It seems almost incredible that the producers of hogs, corn, wheat, rice, tobacco, and cotton should be offered a scheme of

legislative relief in which the only persons who are guaranteed a profit are the exporters, packers, millers, cotton spinners, and other processors.

Clearly this legislation involves governmental fixing of prices. It gives the proposed Federal board almost unlimited authority to fix prices on the designated commodities. This is price fixing, furthermore, on some of the Nation's basic foods and materials. Nothing is more certain than that such price fixing would upset the normal exchange relationships existing in the open market and that it would finally have to be extended to cover a multitude of other goods and services. Government price fixing, once started, has alike no justice and no end. It is an economic folly from which this country has every right to be spared.

This legislation proposes, in effect, that Congress shall delegate to a Federal farm board, nominated by farmers; the power to fix and collect a tax, called an equalization fee, on certain products produced by those farmers. That certainly contemplates a remarkable delegation of the taxing power. The purpose of that tax, it may be repeated, is to pay the losses incurred in the disposition of the surplus products in order to raise the price on that portion of the products consumed by our own people.

This so-called equalization fee is not a tax for purposes of revenue in the accepted sense. It is a tax for the special benefit of particular groups. As a direct tax on certain of the vital necessities of life it represents the most vicious form of taxation. Its real effect is an employment of the coercive powers of Government to the end that certain special groups of farmers and processors may profit temporarily at the expense of other farmers and of the community at large.

The chief objection to the bill is that it would not benefit the farmer. Whatever may be the temporary influence of arbitrary interference, no one can deny that in the long run prices will be governed by the law of supply and demand. To expect to increase prices and then to maintain them on a higher level by means of a plan which must of necessity increase production while decreasing consumption is to fly in the face of an economic law as well established as any law of nature. Experience shows that high prices in any given year mean greater acreage the next year. This does not necessarily mean a larger crop the following year, because adverse weather conditions may produce a smaller crop on a larger acreage, but in the long run a constantly increasing acreage must of necessity mean a larger average crop.

Under the stimulus of high prices, the cotton acreage increased by 17,000,000 acres in the last five years. Under the proposed plan, as prices are driven up irresistibly by the artificial demand created by the purchases of the board, the millions of farmers, each acting independently, with no assurance that self-restraint on his part in the common interest will be accompanied by a like restraint on the part of millions of other individuals scattered over this immense country, will do just what anyone else would do under the circumstances, plant and grow all they can in order to take full advantage of a situation which they fear is only temporary. This was, of course, recognized by the authors of the measure; and they proposed originally to offset this tendency by means of the equalization fee to be paid by each producer. But in the present bill the equalization fee is to be paid by only part of the producers.

On the other hand, higher prices will make a decreased consumption. From 1917 to 1925 the per capita consumption of pork increased from 55 pounds to 86.3 pounds, but in the following year, when the price of pork rose by \$3.60 a hundred and the price of beef rose only 40 cents a hundred, the per capita consumption of pork fell off almost 9 pounds. It is not inconceivable that the consumers would rebel at an arbitrarily high price and deliberately reduce their consumption of that particular product, especially as uncontrolled substitutes would always be available. The truth is that there is no such thing as effective partial control. To have effective control, we would have to have control of not only one food product but of all substitutes.

Increased production on the one hand, coupled with decreased domestic consumption on the other, would mean an increased exportable surplus to be dumped on the world market. This in turn would mean a constantly decreasing world price until the point was reached where the world price was sufficiently low so that, even though increased by our tariff duties, commodities would flow into this country in large quantities.

A board of 12 men are granted almost unlimited control of the agricultural industry and can only fix the price which the producers of five commodities shall receive for their goods but can also fix the price which the consumers of the country shall pay for these commodities. The board is expected to obtain higher prices for the American farmer by removing the surplus from the home market and dumping it abroad at a

below-cost price. To do this the board is given the authority by implication to fix the domestic price level, either by means of contracts which it may make with processors or cooperatives, or by providing for the purchase of the commodities in such quantities as will bring the prices up to the point which the board may fix.

Except as it may be restrained by fear of foreign importations, the farm board, composed of representatives of producers, is given the power to fix the prices of these necessities of life at any point it sees fit. The law fixes no standards, imposes no restrictions, and requires no regulation of any kind. There could be no appeal from the arbitrary decision of these men, who would be under constant pressure from their constituents to push prices as high as possible. To expect moderation under these circumstances is to disregard experience and credit human nature with qualities it does not possess. It is not so long since the Government was spending vast sums and through the Department of Justice exerting every effort to break up combinations that were raising the cost of living to a point conceived to be excessive. This bill, if it accomplishes its purpose, will raise the price of the specified agricultural commodities to the highest possible point, and in doing so the board will operate without any restraints imposed by the antitrust laws. The granting of any such arbitrary power to a Government board is to run counter to our traditions, the philosophy of our Government, the spirit of our institutions, and all principles of equity.

The administrative difficulties involved are sufficient to wreck the plan. No matter how simple an economic conception may be, its application on a large scale in the modern world is attended by infinite complexities and difficulties. The principle underlying this bill, whether fallacious or not, is simple and easy to state; but no one has outlined in definite and detailed terms how the principle is to be carried out in practice. How can the board be expected to carry out after the enactment of the law what can not even be described prior to its passage? In the meanwhile existing channels and methods of distribution and marketing must be seriously dislocated.

This is even more apparent when we take into consideration the problem of administering the collection of the equalization fee. The bureau states that the fee will have to be collected either from the processors or the transportation companies, and dismisses as impracticable collections at the point of sale. In the case of transportation companies it points out the enormous difficulties of collecting the fee in view of the possibility of shipping commodities by unregistered vehicles. In so far as processors are concerned, it estimates the number at 6,632, without considering the number of factories engaged in the business of canning corn or manufacturing food products other than millers. Some conception of the magnitude of the task may be had when we consider that if the wheat, the corn, and the cotton crops had been under operation in the year 1925, collection would have been required from an aggregate of 16,034,466,679 units. The bureau states that it will be impossible to collect the equalization fee in full.

The bill will not succeed in providing a practical method of controlling the agricultural surplus, which lies at the heart of the whole problem. In the matter of controlling output, the farmer is at a disadvantage as compared with the manufacturer. The latter is better able to gauge his market, and in the face of falling prices can reduce production. The farmer, on the other hand, must operate over a longer period of time in producing his crops and is subject to weather conditions and disturbances in world markets which can never be known in advance. In trying to find a solution for this fundamental problem of the surplus, the present bill offers no constructive suggestion. It seeks merely to increase the prices paid by the consumer, with the inevitable result of stimulating production on the part of the farmer and decreasing consumption on the part of the public. It ignores the fact that production is curbed only by decreased, not increased, prices. In the end the equalization fee and the entire machinery provided by the bill under consideration will merely aggravate conditions which are the cause of the farmer's present distress.

We must be careful trying to help the farmer not to jeopardize the whole agricultural industry by subjecting it to the tyranny of bureaucratic regulation and control. That is what the present bill will do. But, aside from all this, no man can foresee what the effect on our economic life will be of disrupting the long-established and delicately adjusted channels of commerce. That it will be far-reaching is undeniable, nor is it beyond the range of possibility that the present bill, if enacted into law, will threaten the very basis of our national prosperity, through dislocation, the slowing up of industry, and the disruption of the farmer's home market, which absorbs 90 per cent of his products.

With the limited number of farm cooperatives with whom contracts may be made for surplus disposal and the fact that farm cooperatives are not likely to be engaged in meat packing, flour milling, or cotton spinning, it appears certain that the largest part of these contracts must be made between the board and the processors and other agencies. It means that the whole contract in swine, for instance, must be carried out with the meat packers; that a large part of wheat operations must be carried out with flour millers, wheat exporters, and others. It means that any establishment which has such a contract can charge what it likes to our American consumers because it can place the loss from any product unsalable at home on the farmer or the Government by dumping it abroad. In actual working this is a complete guaranty of the profits of these concerns without restraint or limitation on profiteering against American consumers, of which the farmer himself is a very large element. It is not a guaranty to the farmer. The implications of this were pointed out in significant remarks in the minority report of the House Committee on Agriculture, which merits fuller attention than it has been given.

"The silence of the majority report on this phase of the subject, in view of its wide circulation in the farming communities of the country, can be only because the proponents of the bill are unwilling that the farmers of the Nation shall learn that it is proposed that the equalization-fee principle shall be utilized to assure to the packers what they have not been able to gain for themselves—a certain profit from every year's operation.

"The proponents of the bill at the hearings conceded that it could not operate as to animals except under a contract with the packers. It incidentally follows that no packer without a contract could operate with the board. The bill nowhere protects the independent packer. It does provide that there shall be no discrimination between cooperative associations. It contains no like provisions as to processors."

The bill would impose the burden of its support to a large degree upon farmers who would not benefit by it. The products embraced in the plan are only about one-third of the total American farm production. The farmers who grow these commodities are themselves large consumers of them, and every farmer consumes some of them. There are several million farmers who do not produce any of the designated products, or very little of them, if they must pay the premiums upon the products designated in the bill. In some commodities, such as corn and mill feed, the farmer is practically the sole consumer. It is proposed to increase the price of corn and mill feed to American farmers, and therefore, the costs to the dairy and cattle-feeding industries, whose products are omitted from the bill. Beyond this, it means that by dumping of American feeds abroad at lower prices than those charged under this plan to the American swine, cattle, and dairy farmer, we should be directly subsidizing foreign production of pork, dairy, beef, and other animal products in competition with our own farmers in the markets of the world. We shall send cheap cotton abroad and sell high cotton at home.

The effect of this plan will be continuously to stimulate American production and to pile up increasing surpluses beyond the world demand. We are already overproducing. It has been claimed that the plan would only be used in the emergency of occasional surplus which unduly depresses the price. No such limitations are placed in the bill. But on the other hand the definition of surplus is the "surplus over domestic requirements," and as we have had such a surplus in most of the commodities covered in the bill for 50 years and will have for years to come it means continuous action. It is said that by the automatic increase of the equalization fee to meet the increasing losses on enlarged dumping of increasing surplus, that there would be restraint on production. This can prove effective only after so great an increase in production as will greatly enlarge our exports on all the commodities except cotton. With such increased surpluses dumped from the United States onto foreign markets the world prices will be broken down and with them American prices upon which the premium is based will likewise be lowered to the point of complete disaster to American farmers. It is impossible to see how this bill can work.

Several of our foreign markets have agriculture of their own to protect and they have laws in force which may be applied to dumping and we may expect reprisals from them against dumping agricultural products which will even more diminish our foreign markets.

The bill is essentially a price fixing bill, because in practical working the board must arrive in some way at the premium price which will be demanded from the American consumer, and it must fix these prices in the contracts at which it will authorize purchases by flour millers, packers, other manufacturers,

and such cooperatives as may be used, for the board must formulate a basis upon which the board will pay losses on the export of their surplus.

The present volume of exports of the commodities designated in the bill is one and one-half billion dollars per annum. A multitude of contracts involving scores of different grades and qualities and varieties of products with thousands of individuals, both for raw and manufactured materials, must be entered into—practically cost-plus contracts. The monetary volume of these contracts will be further expanded beyond even this sum because in hogs, for instance, the exports are in the main lard and bacon, while other parts of the animal are consumed at home, and thus contracting must apparently need cover all hogs, not the export surplus alone. Therefore the bill means an enormous building up of Government bureaucracy to let and inspect these billions of dollars of contracts with all their infinite variety of terms covering different goods and their different grades and qualities. In turn, all of the contracts of resale by these institutions must be examined and checked to determine the losses made.

Parallel with it another bureaucracy must be built up to collect and distribute the equalization fee. It all calls for an aggregation of bureaucracy dominating the fortunes of American farmers, intruding into their affairs, and offering infinite opportunities to fraud and incapacity. It does not replace any middle men or manufacturers, it means that thousands of officials are set to watch them and the farmers to see that they do not evade the requirements. One of our difficulties to-day is the great spread between the farmer and the consumer. All these increased processors' profits and this cost of bureaucracy must simply add to this spread without bringing to the farmer any return on such items. In fact, as he is a large consumer, he also pays this.

While the Government is not directly buying or selling these commodities, it must under this bill let contracts for others to do so and name therein the terms upon which they shall buy and sell. No matter how disguised, this in plain terms is Government buying and selling of commodities through agents.

It is proposed that the administration of this plan shall be in the control of a board whose members are nominated to the President by agricultural organizations for his transmission to the Senate for confirmation. That appears to be an unconstitutional limitation on the authority of the President, but, far more important than this, I do not believe that upon serious consideration the farmers of America would tolerate the precedents of a body of men chosen solely by one industry who, acting in the name of the Government, shall arrange for contracts which determine prices, secure the buying and selling of commodities, the levying of taxes on that industry, and pay losses on foreign dumping of any surplus. There is no reason why other industries—copper, coal, lumber, textiles, and others—in every occasional difficulty should not receive the same treatment by the Government. Such action would establish bureaucracy on such a scale as to dominate not only the economic life but the moral, social, and political future of our people.

The amount of the equalization fees, the method of collection and disposition of these great sums of money are to be determined by the board without any effective check or review from the Executive or Congress—a delegation of powers under which our form of Government can not continue.

No time limit is placed upon the contracts which the board may make. Such contracts might easily be for a term of years and in some commodities, as, for example, cotton at the present time, must necessarily be for a considerable period, since the surplus can not be disposed of in a single year. During the continuance of any such contract the equalization fee must continue to be levied unless the whole burden of a continuing operation is to be borne by the producers of the first crop. Consequently, the suggestion often made that the scheme should be tried, and if it fails be repealed, loses all force. This suggestion is faulty in another respect, namely, that failure would be demonstrated only by the accumulation of a huge surplus in storage. The discontinuance of operations, while a vast supply remained in storage, would result in a prolonged depression of price through the surplus being fed into the markets or through fear of its sale.

While the bill authorizes an appropriation of \$250,000,000, it fails to restrict the contracts of the board within that sum and nowhere denies the liability of the United States for additional sums of money. If the board had begun operating in the 1925 cotton crop when prices were around 20 cents a pound and had then attempted to hold up the price on the 1926 crop at a level which induced the picking of the whole crop, the whole \$250,000,000 would have been spent and great commitments beyond that figure have been entered into. The allocation of \$100,000,000 to cotton in last year's bill, plus the

suggested fee of \$5 a bale, would have been completely exhausted long before the 1926 crop came into the market. And, if the equalization fee should prove unconstitutional or otherwise uncollectible, the Treasury would have been committed by contracts to a liability to the extent of the whole revolving fund.

Apart from the necessity of contracting with the packers, the bill confers upon the board unlimited power as to the nature, extent, and duration of contracts with other processors. It does not even enjoin an absence of "unreasonable" discrimination between them, although it does prohibit "unreasonable" discrimination between cooperatives. The board would therefore possess an absolute power of life and death over many legitimate business organizations, since none could compete against a processor enjoying a contract with the board protecting it against loss. The board could go unlimitedly into processing for its own account, if it so desired. No such unrestricted powers have ever been conferred upon any board.

The insurance proposal amounts to a straight Government agreement to pay to the cooperative associations any loss which they may incur in withholding commodities from the market—no matter how high the price may go in the meantime. For example, a wheat cooperative may, in a year of shortage, take wheat from a member on a day when it is selling at \$2.50 a bushel. Under this bill it may decide to hold it for \$3 but be insured that if the market breaks the Government will pay it the difference between \$2.50 and the price at which the cooperative actually disposes of the wheat. Nothing more destructive of all orderly processes of trade could be imagined, and nothing more unfair to the nonmember of the cooperative, since his equalization fee would be used to pay the losses.

Let us see how the bill is to be put into operation. This act provides that before operations as to any one of these commodities shall begin it shall be necessary to obtain an expression from the producers of the commodity through a State convention of such producers. This applies in any State where not so many as 50 per cent of the producers of the particular commodity are members of cooperative associations or other organizations. The best estimate that can be made is that this would apply to every State in the Union. I quote from the Record with reference to this provision to show that this construction was given to it. The Congressional Record of February 11, page 3602, reads as follows:

"Mr. McKellar. Immediately following that amendment I offer another amendment on behalf of the senior Senator from North Carolina [Mr. Simmons],

"The VICE PRESIDENT. The amendment will be stated.

"The CHIEF CLERK. On page 8, line 16, after the word 'commodity,' insert the following proviso:

"Provided, That in any State where not as many as 50 per cent of the producers of the commodity are members of such cooperative associations or other organizations, an expression from the producers of the commodity shall be obtained through a State convention of such producers, to be called by the head of the department of agriculture of such State, under rules and regulations prescribed by him."

"Mr. REED of Missouri. Mr. President, will the rules permit an inquiry of the Senator from Tennessee at this point? Does the last amendment read fix it so that if less than a majority are in favor of the scheme it may be adopted? Is it planned to call a State convention, a minority of which may be able to accomplish the result desired?

"Mr. McKellar. No.

"Mr. REED of Missouri. Then what does it mean?

"Mr. McKellar. It means exactly what it says, that such a convention shall pass on it before it is put into operation."

Page 3605:

"Mr. McKellar. I offer an amendment on behalf of the senior Senator from North Carolina [Mr. Simmons].

"The VICE PRESIDENT. The Clerk will state the amendment. [Amendment repeated.]

"Mr. REED of Missouri. Mr. President, I do not desire to delay the Senate, but I ask for a record vote on these important amendments. I call for the yeas and nays.

"The yeas and nays were ordered, and the Chief Clerk proceeded to call the roll."

"So Mr. McKellar's amendment was agreed to."

You will note that this is a State convention of the producers and that the proponent of the amendment said that a minority could not accomplish the result. Usually when there is a convention it is composed of delegates selected by producers. This provision is for a convention of the producers themselves, and before operation as to any commodity can be put into effect

there must be such convention called and held in every State where the majority of the producers of the particular commodity are not members of cooperative associations or organizations. The extent of this provision is not limited as to the amount of the commodity produced in any State. For instance, some swine is produced in almost every State; some wheat is produced in the majority of all States; some corn is produced in the majority of all States, and, regardless of the amount produced, each such State would have to hold a State convention of all the producers.

If all the producers attended the convention the expense which must be borne by them individually would be a tremendous addition to the operating cost, and if the majority of them did not attend the convention the deliberations would not represent the voice of the producers. If such relief as that contemplated by the general plan of this bill were desirable, it would be extremely unwise to hamper it with this most cumbersome and awkward provision, the compliance with which is made mandatory as a condition precedent to the operation of the law. It is impossible to see how such conventions of producers could ever be held. This bill does not say "delegates," it says "producers," the farmers themselves, and if a majority of them must meet in State convention it is entirely unworkable.

Corn is a crop that varies between 2,500,000,000 and 3,000,000,000 bushels per year, and the normal export is very small. The reason then for operating this bill on corn would not grow out of the exportable surplus, but according to the definition in section 6(c) (2) would grow out of a surplus above the requirements for orderly marketing. The marketing of corn would include marketing to a purchaser to feed to cattle and hogs, so that a situation might arise where there would be a surplus above the requirements for orderly marketing. The act then could be put into operation as to corn under all the different kinds of agreements. But the vast expense of financing the operations of these agencies in the corn market would be charged not against the entire commodity but against that part of the commodity which is used for milling or processing or that is transported by a common carrier. This, according to statistics, amounts only to some 15 or 20 per cent of the corn produced.

That the equalization fee is not laid on the entire commodity is not apparent from a casual reading of the act. But a close study shows that section 10 provides that there shall be paid "an equalization fee upon one of the following: The transportation, processing, or sale of such unit." There is no other way to collect the fee. If that stood alone, then all the corn would be subject to the fee unless it were used by the raiser, but section 15 (1) says:

"In the case of * * * corn, the term 'processing' means milling for market of * * * corn or the first processing in any manner for market * * * of corn not so milled, and the term 'sale' means the sale or other disposition in the United States of * * * corn for milling or other processing for market, for resale, or for delivery by a common carrier * * *"

So, unless the corn is processed or sold for milling or other processing for market or is transported by common carrier, it is not subject to the equalization fee. But the great bulk of it which is neither processed nor transported by common carrier is free from the equalization fee.

The only figures in the debates with reference to corn are some estimates based solely upon exportable surplus, which really form no basis for the present proposed plan based on desire for orderly marketing and not for controlling the small exportable surplus. While it is difficult to estimate the burden of this equalization fee, which must be borne for the entire crop by this small proportion, the simplest calculation will show that the amount per bushel necessarily would be tremendous so that the market of corn for milling and other processing and for transportation would be entirely dislocated. The provisions of the present measure with reference to an equalization fee on corn must not be confused with the other measures which have been proposed for the reason that former measures put the burden upon the entire crop, but this measure in undertaking to place the duty of collecting payments on the processor has reached this disastrous result. It is no answer to say that the corn producers would induce their advisory council and the members of the board from their land-bank districts to exclude corn from the operation of this bill because the people who do not pay an equalization fee and on whom the burden does not fall are 80 or 85 per cent of the producers of the corn.

It may be contended that since there is to be an equalization fee on swine that the feeders would be taxed, but the swine and corn are separate units and have a separate stabilization

fund and under the law the fees on swine can not be turned into the stabilization fund for corn.

In figuring the percentage of the corn crop upon which the fee would fall, while it is possible that the fee might fall on corn carried by a common carrier, it is doubtful whether any board would lay a tax on transportation where the corn was being transported to be sold to feeders. If they did, of course, the result would be that to avoid the fee in most cases the seller would not transport by a common carrier.

It is not enough to say that the right to put the equalization fee on swine would adjust the inequalities between those bearing the burden and those not bearing the burden, first, because the board might commence operating as to corn and not desire to operate or be permitted to operate as to swine. However, much of the corn would be fed to cattle and livestock other than swine, and there is no right to bring the products of livestock other than swine under the provisions of the law. With a requirement for a fee on part of the corn crop and no fee on the balance, the free movement and dealing in that commodity would be hampered to an almost unbearable extent. It would take a horde of inspectors to assure the payment of the fee on the particular corn required to bear it. A feeder of cattle who had the necessary machinery to grind or crush his corn bought from other farmers for feeding purposes would be able to market his cattle free from the cost of the equalization fee, while another feeder who purchased such ground feed would be compelled to market his cattle with the added cost of the equalization fee on the corn. This, of course, would be true as to swine; moreover, the feeder who had been compelled to purchase the ground feed would pay the fee on that, and when he sells his swine he pays an additional fee on that transaction. He pays twice.

It is provided in the law "the board shall determine in the case of any class of transactions in the commodity whether the equalization fee shall be paid upon transportation, processing, or sale." While this language is not very clear, a plan is set out by Representative Haugen, one of the coauthors of the bill, in the following language (Congressional Record, February 10, p. 3528):

"For wheat on hand at the beginning of the operation period the board would undoubtedly have to collect on the processing. In the case of transaction during the operating period the board would pick either the sale or the transportation."

The act itself provides in section 10 (b) the board may, by regulation, require any person engaged in the transportation, processing, or acquisition by sale of a basic agricultural commodity: "(1) * * * (2) to collect an equalization fee as directed by the board and to account therefor." Thus the common carrier if on transportation, or the processor if on processing, or those who secure by sale, if on sale, collect the fee which must fall on the producer. Transportation under the act means the acceptance of a commodity by a common carrier for delivery (section 15 (5)). Regardless of just how it is collected it is the intent that it shall fall upon the producer. The farmer pays it when his product moves.

Thus the Senate report, page 23, says:

"The fees are imposed at the point of transportation, processing, or sale, as the board may determine. Their amount will, of course, be reflected in the price to the producer. * * * The committee bill, however, requires agricultural producers to meet their own losses with their own moneys." * * *

On page 25 it adds:

"Neither of the above effects of the fee constitutes price fixing. The producer or other person may sell for such price as he chooses. The buyer may pay such price as he wills. There is no limitation upon the price to be fixed by the contracting parties save that the equalization fee, just as a broker's fee, will be taken into account in arriving at the price to be paid."

It is important to bear in mind that the equalization fee can only be levied upon a unit of the basic agricultural commodity. This means the actual commodity itself as defined in section 6, to wit, cotton, wheat, corn, rice, tobacco, and swine. The reference in subdivision (h) of section 6 to food products of the commodity specifically limits the application thereof to sections (d), (e), and (f) of section 6, which do not in any way relate to the equalization fee. All of the sections dealing with the equalization fee and all of the references to it clearly limit its application to the basic agricultural commodity itself, and they can not lay a fee upon flour or other products of wheat, meal, or other products of corn, meats, or other products of swine.

While there may be some conceivable way of reaching an import of any of these agricultural commodities as such, there is no possible way of reaching any of the products of these commodities after they are processed. The result would be to

throw all of our processors and millers who would have to buy the commodity with the cost of the equalization fee added into competition with imports from Canada or other countries who sent in any product of any of the basic agricultural commodities. Of course, the millers or other processors who happen to get desirable contracts from the board might be able to recoup that loss to a certain extent, but the milling capacity of the small mills and large mills is great enough to take care of twice the amount of milling and other processing to be done; and the mills which were not fortunate enough to get such contracts would be ruined.

It is a fundamental principle in writing a tariff law that when a duty is placed upon a raw product that a compensatory duty must be placed on the manufactured or processed product in which the raw product is used. Here is a fee placed upon the raw product without an opportunity to place a like fee upon the processed product which might be imported. Raw products dumped abroad can there be processed and reshipped here to the disaster and destruction of this whole bill.

In fixing the amount of the equalization fee the board must necessarily estimate the crop, because it is their duty to estimate the probable "advances, losses, costs, and charges to be paid" and to determine the amount for each unit. Of course, they are compelled to estimate the crop in order to estimate the number of units. One of the coauthors of the bill suggests that if the law had been in operation from 1925 the equalization fee on wheat should yield \$131,750,000. I mention this to show the large sums involved. If either the estimate of the crop or the size of the fund needed should be inaccurate, so that there is collected many millions more than needed, there is no way to return it to the producer. Suppose there should be estimated an exportable surplus of 200,000,000 bushels of wheat and there is a surplus of but 100,000,000, the fund would be almost twice as large as it should be; and if the amount involved should be anything like that stated by Representative Haugen, the board would have fifty-five or sixty millions more than needed of the farmers' money. There is no way to return it. Now, in the case of cotton there is provision that any excess that is accumulated for the stabilization fund shall be paid back to the producer. This is contained in section 10, subdivision (3), and section 11, subdivision (e), as follows:

"10. (3) In the case of cotton, to issue to the producer a serial receipt for the commodity which shall be evidence of the participating interest of the producer in the equalization fund for the commodity. The board may in such case prepare and issue such receipts and prescribe the terms and conditions thereof. The Secretary of the Treasury, upon the request of the board, shall have such receipts prepared at the Bureau of Engraving and Printing."

"11. (e) When the amount in the equalization fund for cotton is, in the opinion of the board, in excess of the amount adequate to carry out the requirements of this act in respect of such commodity, and the collection of further equalization fees thereon is likely to maintain an excess, the board may retire in their serial order as many as practicable of the outstanding receipts evidencing a participating interest in such fund. Such retirement shall be had by the payment to the holders of such receipts of their distributive share of such excess as determined by the board. The amount of the distributive share payable in respect of any such receipt shall be an amount bearing the same ratio to the face value of such receipt as the value of the assets of the board in or attributable to the fund bear to the aggregate face value of the outstanding receipts evidencing a participating interest in such fund, as determined by the board."

But there is no place in the law which provides for a return to the producer of other products where the assessment of the fee levies an amount in excess of that necessary for the stabilization fund. There is quite a large variance from year to year of the amount of production of these different basic agricultural commodities, and it is manifestly unfair to provide that as to cotton the producer shall share in any excess collected, while as to corn, wheat, swine, rice, and tobacco no such provision exists. In all the similar bills heretofore considered by Congress it has been thought necessary to provide for the return to all producers of any amount they should pay in excess of that required, and it is illogical and indefensible to deem it necessary to still make that provision for the cotton producer and deprive the other producers of that benefit. This appears to be the rankest kind of discrimination in favor of one crop and against all the other crops in the bill.

Another difficulty will be in making proper estimates of the amount of products and the amount of the equalization fee.

It is improbable that this board could do any better in this respect than has been done by the Department of Agriculture.

In spring wheat the estimates of the department have been 78,000,000 bushels too small and 90,000,000 bushels too large; in winter wheat, 126,000,000 bushels too small and 140,000,000 bushels too large; in corn, 430,000,000 bushels too small and 657,000,000 bushels too large. In cotton the range has been 2,983,000 bales too small for 1926 and 3,286,000 bales too large for 1918. These are all recent estimates and show conclusively the impossibility of arriving at accurate conclusions. No rebates are allowed except on cotton. Any year therefore that a large corn or wheat crop is estimated which turns out to be too high too much money would be collected, and as it is not returnable it would result in so much loss to the farmer. If the crop were underestimated, the fee might not furnish a large enough sum to sustain the market on that particular commodity.

The main policy of this bill is an entire reversal of what has been heretofore thought to be sound. Instead of undertaking to secure a method of orderly marketing which will dispose of products at a profit, it proposes to dispose of them at a loss. It runs counter to the principle of conservation, which would require us to produce only what can be done at a profit, not to waste our soil and resources producing what is to be sold at a loss to us for the benefit of the foreign consumer. It runs counter to the well-considered principle that a healthy economic condition is best maintained through a free play of competition by undertaking to permit a legalized restraint of trade in these commodities and establish a species of monopoly under Government protection, supported by the unlimited power of the farm board to levy fees and enter into contracts. For many generations such practices have been denounced by law as repugnant to the public welfare. It can not be that they would now be found to be beneficial to agriculture.

This measure is so long and involved that it is impossible to discuss it without going into many tiresome details. Many other reasons exist why it ought not to be approved, but it is impossible to state them all without writing a book. The most decisive one is that it is not constitutional. This feature is discussed in an opinion of the Attorney General, herewith attached and made a part hereof, so that I shall not consider the details of that phase of my objections. Of course, it includes some good features. Some of its provisions, intended to aid and strengthen cooperative marketing, have been borrowed from proposals that do represent the general trend of constructive thought on the agricultural problem. In this measure, however, these provisions are all completely subordinated to the main objective, which is to have the Government dispose of exportable surpluses at a loss and make some farmer taxpayers foot the bill. This is not a measure to help cooperative marketing. Its effect, on the contrary, is to eliminate the very conditions of advantage that now induce farmers to join together to regulate and improve their own business.

That there is a real and vital agricultural problem is keenly appreciated by all informed men. The evidence is all too convincing that agriculture has not been receiving its fair share of the national income since the war. Farmers and business men directly dependent upon agriculture have suffered, and in many cases still suffer from conditions beyond their control. They are entitled to and will have every consideration at the hands of the Government.

Surely, a real farm relief measure must be just and impartial and open the way to aid for all farmers. Surely, it must not contemplate, as this measure inescapably does, that farmers in some regions should be penalized for the benefit of those in other regions. Surely, it must be aimed to promote the welfare of the community at large. There is no thoughtful man who does not fully appreciate how vital a prosperous agriculture is to this Nation. It must be helped and strengthened. To saddle it with unjust, unworkable schemes of governmental control is to invite disaster worse than any that has yet befallen our farmers.

It has been represented that this bill has been unanimously approved by our farmers. Several of our largest farm organizations have refused to support it, and important minorities in the members and leadership among the most important organization who are recorded as giving it indorsement have protested to me against it.

It is not to be thought that the farmers of the United States want our agricultural policy founded upon legislation as is proposed in this measure. The final judgment of American farmers always has been and will be on the constructive rather than the destructive side. What the farmers want, and what the American people as a whole will approve, is legislation which will not substitute governmental bureaucracy for individual and cooperative initiative, but will facilitate the constructive efforts of the farmers themselves in their own self-governed organizations.

Although these arguments and others have been advanced in Congress and outside, I find little attempt has been made to answer them. The pressure for this bill arises primarily from the natural and proper sympathy with the farm distress from the after-war inflation speculation and collapse. Many sincere and thoughtful people have expended a great deal of time and energy in working out this measure and are entirely honest and honorable in their advocacy of it. It is a great regret to me that I am unable to come to the conclusion that the bill would help agriculture, be of benefit to the country, and be in accord with the Constitution.

Other plans have been proposed in Congress for advancement in this recovery, which plans offer promise of sound assistance to the farmers without these unconstitutionality, invasions of Executive authority, this contracting with packers and flour millers and other manufacturers, this overproduction with its inflation and inevitable crash, without this indirect price fixing, buying and selling, this creation of huge bureaucracies. They are, on the contrary, devoted entirely to the principle of building up farmer-controlled marketing concerns to handle their problems, including occasional surplus production, and applicable to all agriculture and not to a minor fraction. I have frequently urged such legislation. I wish again to renew my recommendation that some such plan be adopted.

I am therefore obliged to return Senate bill 4808, entitled "An act to establish a Federal farm board to aid in the orderly marketing and in the control and disposition of the surplus of agricultural commodities," without my approval.

CALVIN COOLIDGE.

THE WHITE HOUSE, February 25, 1927.

OPINION OF ATTORNEY GENERAL

SIR: In response to your request for an opinion as to whether the act entitled "An act to establish a Federal farm board to aid in the orderly marketing and in the control and disposition of the surplus of agricultural commodities," called the "Surplus control act," if approved, would contravene the provisions of the Constitution of the United States, I submit herewith my conclusions.

Without going into a minute analysis of the provisions of the act, it is necessary, in order to bring out the constitutional questions presented, to state in a general way its purpose, effect, and operation, as disclosed by the terms of the act itself and the reports of congressional committees dealing with it.

The act provides for a Federal farm board of 12 members, to take charge of the control and disposition of surplus, over domestic requirements, of certain agricultural commodities. In section 3, the act prescribes the qualifications and terms of office of the members of this board; but it is further provided in section 2 that the appointment of the members of the board by the President shall be made from lists of eligibles submitted by nominating committees for each of the Federal land bank districts. One member is to be selected by the President from a list of three so submitted by the nominating committee of each district. Of the members of each nominating committee, four are to be chosen by farm organizations and cooperative associations at conventions, two are to be selected by the agricultural departments of the States in the district, and one is to be appointed by the Secretary of Agriculture.

The provisions of the act come into operation with respect to the control of surplus agricultural commodities, and the board is to commence operations only when such action is recommended by an advisory council, who are appointed by the board from lists submitted by State agricultural departments and by cooperative marketing associations and farm organizations, and, when that recommendation is concurred in, by a substantial number of cooperative associations and other organizations representing producers of the commodity to be dealt with. When the machinery of the act is thus set in motion, control and disposition of the surplus are to be effected by contracts made by the board with cooperative associations or their creature corporations, or, if the board is of the opinion that such associations or organizations are not capable of carrying out such agreements, then by contracts with other agencies. The contracts so made shall provide that the contracting agencies shall purchase, remove, hoard, and withhold from the market, or otherwise dispose of, the surplus of the commodities. The primary object of these operations is to stabilize; that is, to fix and then maintain the prices at which the commodities may be bought and sold in the market.

At the disposition of the board is placed a stabilization fund for each commodity, to be created by the imposition of what is called an equalization fee on certain sales, transportation, or processing of the commodity in question. A revolving fund is provided from public funds, from which advances may be made

to the stabilization fund, and which advances, it is contemplated, would be repaid if the stabilization fund is sufficient therefor.

The act contemplates that contracts made by the board shall provide that losses and expenses incurred by the selected agencies in their operations in dealing in a commodity shall be made good to the agencies out of the stabilization fund, and that profits resulting from the operations in the commodity shall be paid into the stabilization fund.

The purpose and effect of the statute is to fix the prices at which certain agricultural commodities may be bought and sold in the domestic market and to prevent the depression of prices of such commodities in the United States to the level of prices in the world markets which results from the existence of a surplus in excess of domestic requirements. This is the purpose declared in the reports of congressional committees, and it is derived from the plain terms of the act itself. The control, purchase, hoarding, withholding, sale, or other disposition of the surplus commodities are only means to an end, which is, first, to determine upon a price for the commodity to be established in the domestic markets and then to maintain that price. All operations by or under the direction of the board would be aimless unless the board first establishes its objective, viz, the price which it believes should prevail in the domestic markets. Having made the decision as to price, the board would then conduct its operations to bring the market price to the level so determined upon and there maintain it. This is to be done by acquisition of sufficient of the commodity and withdrawal of it from the ordinary channels of trade to establish a partial corner.

When that result is brought about by manipulating a market through its control of the surplus, and the purchase or sale of the commodity controlled, the price determined upon would be maintained. The contracts to be made by the board of agencies would undoubtedly give the board full control over such matters. In other words, in legal effect, by necessary implication this act directs the board so established to determine what the market price shall be for the purchase and sale in domestic markets of the agricultural commodity dealt with, and then, having made that determination, to make it effective and operative by using the financial resources at the board's disposal. The legal effect of the act, aside from the delegation of legislative authority hereafter mentioned, is the same as if Congress itself had named the price and then established agencies to conduct operations in the commodity to carry out its determination.

This analysis of the act does not impute to Congress a motive or purpose not disclosed on the face of the statute. On the contrary, both from the committee reports and the terms of the act, it is obvious that the statute was intended to so operate, and that unless it does so operate it will fail of its purpose.

1. One provision of the act which is plainly in violation of the Constitution is that which limits the President in his appointments of members of the board to select in each district one man from a list of three submitted by a nominating committee.

Among the executive powers conferred and duties imposed upon the President by the Constitution is the one that the President shall nominate and by and with the advice of the Senate appoint all officers. This provision of the Constitution not only confers upon the President a power, but imposes upon him a duty to exercise his judgment in the selection of appointments of higher officers. It contemplates that his appointments shall be made by and with the advice and consent of the Senate, and not by and with the advice and consent of any other person or official. It is one thing to prescribe qualifications for appointment to an office and an entirely different thing to provide that some agency other than the President shall participate in the executive act of selection of the individual appointee.

To provide that certain committees or individuals who are not even officers of the United States shall designate a limited list from which the President is required to select the appointees is not in any proper sense prescribing qualifications, but is authorizing these outside agencies to participate with the President in the executive act of appointment. There are a few instances in our legislative history where acts have been passed and approved which placed some such restrictions on the presidential power of appointment, but the question here considered does not seem to have been made an issue, and, taken as a whole, these instances do not constitute a practical construction of the Constitution of any considerable weight or which should be accepted as controlling the plain provisions of that instrument.

The principles announced by the Supreme Court in the case of *Lois P. Myers, administratrix, v. The United States*, decided October 25, 1926, although stated in relation to removal instead of appointment, leave no room to doubt that this provision of the act is unconstitutional and void.

2. There is also the question whether in this act is found any unconstitutional delegation of legislative authority. It has been generally understood that there is no delegation of legislative authority where a controlling rule is fixed by the legislative body, and the power delegated is a power to apply that rule to some specific facts or to determine facts on which the legislative action depends.

From practical necessity, resulting from the complicated activities of the Federal Government, the courts have applied this rule in the most liberal way in sustaining acts of Congress against the objection that legislative authority has been delegated, but the rule still remains and is to be applied in a plain case.

(*Wichita, etc., Co. v. Public Util. Comm.*, 260 U. S. 48; *Field v. Clark*, 143 U. S. 649; *United States v. Grimaud*, 220 U. S. 506; *Union Bridge Co. v. United States*, 204 U. S. 364; *Butterfield v. Stranahan*, 192 U. S. 470; *Mahler v. Eby*, 264 U. S. 32.)

If this act is to be considered as a regulation of interstate commerce, then Congress has delegated to private associations and corporations the power to determine whether the regulation shall be put into effect, or, at least, has required their concurrence to its being placed in operation.

If, as pointed out above, the primary duty of the board is to determine the price at which certain agricultural commodities shall be bought and sold in the domestic markets, then to the board has been given the legislative power to determine that price in its entire discretion, without any rule or formula to guide its judgment prescribed by Congress, such as a provision that the price determined on as the objective of operations shall be based on cost of production, or reasonableness, or anything of that kind. The power of the board to determine the price is absolute and the discretion unlimited.

With respect to what is called the equalization fee, there is a provision that in fixing its amount the board shall have due regard for its estimate of probable losses in conducting operations. Accepting this provision as a requirement that the board shall base the decision on its estimate, it may be observed that the estimate is not a finding as to existing facts, but a prediction of future prices to prevail in the markets where the surplus is to be disposed of. But assuming that some legislative rule has been stated to guide the board in fixing the amount of the fee, there is left to the board the absolute discretion, unregulated by any rule or principle, to say whether the fee shall be imposed on the sale, the manufacture, or the transportation.

Notwithstanding the length to which the courts have gone in sustaining legislation against the claim that it involves the delegation of legislative authority, I am unable to believe that in an act which provides, in substance, that, through governmental agencies, prices of certain farm products shall be determined upon, established, and maintained, Congress may lawfully delegate to Federal officers, acting concurrently with private agencies, the unlimited discretion to decide whether the price-fixing operation shall be commenced; may lawfully delegate the complete discretion without any prescribed rule to determine what the price shall be; or may lawfully delegate the power to determine on whom shall be directly placed the burden of collecting the charge to provide the fund to conduct operations.

3. I come now to consider what, in my opinion, is a broader and more fundamental constitutional objection to this act.

The Federal Government is a government of limited powers. It has only such powers as have been expressly given to it by the Constitution or are implied as incidental to the powers as expressed. The only provision of the Constitution relied on to supply the power for this legislation is the one which gives Congress power to regulate commerce with foreign nations and among the several States. A painstaking search has not disclosed to me anything in our constitutional history or in the decisions of the Supreme Court of the United States to justify the belief that the power of the Federal Government to regulate commerce includes the power to establish and maintain or take steps to establish and maintain the price at which merchandise may be bought and sold in interstate commerce, with the necessary consequence of fixing the price at which the commodity in question shall be bought and sold in every place in the land, whether in or out of interstate commerce.

It is suggested that the tariff acts and the laws regulating immigration and other legislation have an effect on domestic prices of merchandise and labor. In such legislation the effect on prices is the incidental result of the exercise of admitted powers. Here, the fixing, establishment, and maintenance of prices of merchandise is not the incidental result of the exercise of an admitted power, but the question is whether there is a direct power to fix and maintain prices of articles in interstate commerce, and whether that constitutes a regulation of commerce within the meaning of the commerce clause.

In general, legislation under the commerce power has been directed at carrying out the primary purpose of the commerce clause, which was to prevent undue discriminations against or burdens or restraints on interstate commerce, and most of the decisions of the Supreme Court under the commerce clause deal with such legislation. In this act are found expressions taken from such decisions, respecting the prevention of discrimination against or burdens or restraints upon or suppression of commerce, but the things intended to be brought about by this act are the very things that Congress and the courts have heretofore declared to be burdens and restraints on commerce. This act, instead of preventing, creates burdens and restraints on commerce, as those terms have heretofore been understood.

Since heretofore Congress has never enacted legislation based on the assumed existence of a power to fix prices of merchandise sold in interstate commerce, no case identical with this may be found.

In *Wilson v. New* (243 U. S. 332), decided in 1917, the Supreme Court had under consideration the validity of the so-called Adamson law, which was an act of Congress to fix the wages of employees of railroads operated as instrumentalities of interstate commerce. The power of Congress in that case to interfere with freedom of contract respecting the price at which labor should be performed was sustained, but only on the ground that the railroads were essential instrumentalities of interstate commerce and that it was essential to their continued operation in a period of national emergency and to prevent the complete cessation and obstruction of interstate commerce that a dispute between the carriers and their employees respecting wages should be settled by legislation.

Later, in *Wolff Co. v. Industrial Court* (262 U. S. 544), it was said:

"It is not too much to say that the ruling in *Wilson v. New* went to the border line, although it concerned an interstate commerce carrier in the presence of a nation-wide emergency and the possibility of great disaster." (See *Adkins v. Children's Hospital*, 261 U. S. 525.)

If, notwithstanding the admitted power of Congress to regulate common carriers who have devoted their property to the public use as instrumentalities of interstate commerce, a decision sustaining the legislative fixing of wages of railway employees went to the verge, it is obvious that legislation under the supposed authority of the commerce clause, the direct and primary purpose of which is to establish the prices at which farm products should be bought and sold throughout the land, could not be sustained.

The act does not, of course, interfere with freedom of contract respecting the purchase and sale of commodities by prohibiting people from buying and selling at more or less than the established market price if it can be supposed that they would do so, but as a practical matter it would prescribe more effectively the price to be paid than would an act which, fixing the price, attempted to make it effective by imposing penalties for not regulating it rather than by bringing into play inexorable economic laws.

An elaborate discussion of the various decisions of the Supreme Court of the United States dealing with the power to regulate interstate commerce and with the due-process clause would unduly extend this opinion, but the following decisions may be referred to, from which to derive the applicable principles:

(*McCulloch v. Maryland*, 4 Wheat. 316; *Hammer v. Dagenhart*, 247 U. S. 251; *Stafford v. Wallace*, 253 U. S. 495; *Hill v. Wallace*, 259 U. S. 44; *Chicago B'd of Trade v. Olsen*, 262 U. S. 1.)

4. There are some further features of the act which require consideration.

It is said that the so-called equalization fee is not a tax but in the nature of a charge for services rendered. With respect to cotton the act contemplates that whatever remains in the stabilization fund for that commodity at the end of operations may be returned to the producers. This lends support to the claim that the equalization fee for cotton is not a tax because its proceeds never enter the Public Treasury. With respect to all other commodities, the act contains no provision for ever returning to the producers anything remaining unexpended at the termination of operations. This gives foundation for the claim that the proceeds of the equalization fee are public funds.

The law contemplates that the collection of the equalization fee shall cease when the operation ceases. If it is found when operations end that the equalization fee fixed has been too low to produce enough to meet the losses, the losses will be borne out of public funds raised by taxation, constituting the revolving fund, by loans from it to the deficient stabilization fund, which must remain unpaid. But it is not important to

decide whether this charge is a tax or is not. If it be not a tax, then its imposition and collection would violate the provision of the Federal Constitution prohibiting the taking of property without due process of law. Treating the equalization fee as not a tax, it is obvious that what is attempted by this act is to enable certain agencies under Government direction and supervision to engage in the business of buying, selling, hoarding, and otherwise disposing of agricultural products for the purpose of restraining commerce, of interfering with its free course, and of imposing upon commerce what have heretofore been considered burdens, restrictions, and restraints.

The theory of the act is that giving producers permission to organize combinations in restraint of trade is ineffective to enable them to combine and fix prices, because all producers who do not contribute to the enterprise realize a gain without bearing any of the expense; and the purpose of the act is to force all producers, directly or indirectly, to make a contribution, not in the nature of a tax, toward the losses and expense suffered in operations for the common benefit. Compelling some citizens to participate in business operations by requiring them to contribute to the loss and expense thereof is, in my opinion, in violation of the provisions of the fifth amendment and a taking of property without due process of law. (*Parkersburg v. Brown*, 106 U. S. 487.)

On the other hand, if it be a tax, then its proceeds constitute public funds in the Treasury, with the result that the Public Treasury would bear the losses and expenses and take the profits, if any, of the business of buying, storing, and selling of agricultural commodity, with the result that the United States would be engaging on its own account in buying and selling, an activity which is hardly to be supported as a regulation of interstate commerce.

Because the equalization fee is not called a tax, does not purport to be imposed as a tax, is not exacted on any provided basis of equality, is not to be paid into the Treasury of the United States, is to be imposed and collected or not at the will and favor of interested cooperative associations, corporations, individuals, and an administrative board without congressional chart or compass directing as to the time when it shall be imposed, the time it shall remain in effect, the amount of it or upon whom it shall be levied, I think it can not be sustained under the taxing power of the Constitution.

The decision in *Dayton-Goose Creek R. R. Co. v. United States* (263 U. S. 456), relied upon to support the validity of the provision for the equalization fee, is inapplicable. The court there considered what is known as the recapture of earnings provision in the transportation act of 1920, and sustained a law providing for the recapture by the United States of a part of the net return of carriers engaged in interstate commerce in excess of a reasonable rate of return. The court there proceeded on the theory that because Congress had power to limit the charges for service by carriers engaged in interstate commerce to a reasonable figure, it could withhold or recapture the amount received by them in excess of the reasonable rate. To make that case and this one parallel, it would be necessary to assume that Congress has the same power to limit the price for the sale of merchandise to a reasonable figure and recapture the amount realized by the vendor in excess, an assumption which is plainly unfounded.

I have considered these questions with realization of the grave responsibility involved in passing on the validity of acts of Congress and with appreciation of the role that the courts will indulge in every presumption to support the validity of legislation and that no act of Congress will be declared invalid unless plainly so, but nevertheless I feel constrained to advise you that the act in question, if approved, would, in its most essential provisions, violate the Constitution of the United States, in that it takes from the President the constitutional Executive power and duty of making appointments to fill the offices created by it and by legislation confers that power upon others; in that Congress delegates its constitutional power of legislation to private cooperative associations and corporations, and individuals acting collectively, and the board created by the statute; in that it contravenes the provisions of the Constitution against the taking of property without due process of law.

Respectfully,

JNO. G. SARGENT,
Attorney General.

The President,
The White House.

The Senate proceeded, as the Constitution prescribes, to reconsider the bill S. 4808, returned by the President of the United States, with his objections, to the Senate, in which it originated, which bill is in the following words:

An act to establish a Federal farm board to aid in the orderly marketing and in the control and disposition of the surplus of agricultural commodities

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled:

DECLARATION OF POLICY

SECTION 1. It is hereby declared to be the policy of Congress to promote the orderly marketing of basic agricultural commodities in interstate and foreign commerce and to that end to provide for the control and disposition of surpluses of such commodities, to enable producers of such commodities to stabilize their markets against undue and excessive fluctuations, to preserve advantageous domestic markets for such commodities, to minimize speculation and waste in marketing such commodities, and to encourage the organization of producers of such commodities into cooperative marketing associations.

FEDERAL FARM BOARD

SEC. 2. (a) A Federal farm board is hereby created which shall consist of the Secretary of Agriculture, who shall be a member ex officio, and twelve members, one from each of the twelve Federal land bank districts, appointed by the President of the United States, by and with the advice and consent of the Senate, from lists of eligibles submitted by the nominating committee for the district, as hereinafter in this section provided.

(b) There is hereby established a nominating committee in each of the twelve Federal land bank districts, to consist of seven members. Four of the members of the nominating committee in each district shall be elected by the bona fide farm organizations and cooperative associations in such district at a convention of such organizations and associations, to be held at the office of the Federal land bank in such district, or at such other place, in the city where such Federal land bank is located, to which the convention may adjourn. Two of the members of the nominating committee in each district shall be elected by a majority vote of the heads of the agricultural departments of the several States of each Federal land bank district, at a meeting to be held in the same city and at the same time of the meeting of the convention of the bona fide farm organizations and cooperative associations in each district. One of the members of the nominating committee in each district shall be appointed by the Secretary of Agriculture.

(c) The Secretary of Agriculture shall, within thirty days after the approval of this act and biennially thereafter, with the advice of such farm organizations and cooperative associations as he considers to be representative of agriculture in any district, (1) fix the date on which a convention in such district shall be held, (2) designate the farm organizations and cooperative associations in the district eligible to participate in such convention, and (3) designate the number of representatives and the number of votes to which each such organization or association in the district shall be entitled. The date fixed for the first convention in each district shall be not later than forty-five days after the approval of this act, and the date fixed for subsequent conventions in the district shall be, as nearly as practicable, two years after the preceding convention. The Secretary of Agriculture shall mail, at least fifteen days prior to the date on which a convention is to be held, to each organization and association eligible to participate in such convention, notice of the date and place of such convention. The Secretary of Agriculture shall prescribe uniform regulations for the procedure at the conventions and for the proper certification of election of the members of each nominating committee.

(d) The term of office of each member of a nominating committee first elected or appointed shall expire two years from the date of his election or appointment, and the term of office of a successor shall expire two years from the date of the expiration of the term for which his predecessor was elected or appointed. Any member of a nominating committee in office at the expiration of the term for which he was elected or appointed, may continue in office until his successor takes office.

(e) The members of each nominating committee shall serve without salary, but may be paid by the Federal farm board a per diem compensation not exceeding \$20 for attending meetings of the committee. Each member shall be paid by the board his necessary traveling expenses to and from the meetings of the nominating committee and his actual expenses while engaged upon the business of the committee.

(f) Each nominating committee shall, as soon as practicable after the approval of this act, meet, organize, select a chairman, secretary, and such other officers as it deems necessary, and submit to the President a list of three individuals from its district eligible for appointment to the board.

(g) Whenever a vacancy occurs in the board, or whenever in the opinion of the chairman of the board a vacancy will soon

occur, in the office of a member from any Federal land bank district, the chairman of the board shall notify the nominating committee in such district. The nominating committee shall, as soon as practicable thereafter, meet and submit to the President a list of three individuals from such district, eligible for appointment to the board.

QUALIFICATIONS AND TERMS OF BOARD MEMBERS

SEC. 3. (a) The terms of office of the appointed members of the board first taking office after the approval of this act shall expire, as designated by the President at the time of nomination, four at the end of the second year, four at the end of the fourth year, and four at the end of the sixth year, after the date of the approval of this act. A successor to an appointed member of the board shall be appointed in the same manner as the original appointed members, and shall have a term of office expiring six years from the date of the expiration of the term for which his predecessor was appointed.

(b) Any person appointed to fill a vacancy in the board occurring prior to the expiration of the term for which his predecessor was appointed, shall be appointed for the remainder of such term.

(c) Any member of the board in office at the expiration of the term for which he was appointed, may continue in office until his successor takes office.

(d) Vacancies in the board shall not impair the powers of the remaining members to execute the functions of the board, and a majority of the appointed members in office shall constitute a quorum for the transaction of the business of the board.

(e) Each of the appointed members of the board shall be a citizen of the United States, shall not actively engage in any other business, vocation, or employment than that of serving as a member of the board, and shall receive a salary of \$10,000 a year, together with necessary traveling expenses and expenses incurred for subsistence or per diem allowance in lieu thereof, within the limitations prescribed by law, while away from the principal office of the board on business required by this act, or if assigned to any other office established by the board, then while away from such office on business required by this act.

GENERAL POWERS

SEC. 4. The board—

(a) Shall annually designate an appointed member to act as chairman of the board.

(b) Shall maintain its principal office in the District of Columbia, and such other offices in the United States as it deems necessary.

(c) Shall have an official seal which shall be judicially noticed.

(d) Shall make an annual report to Congress.

(e) May make such regulations as are necessary to execute the functions vested in it by this act.

(f) May (1) appoint and fix the salaries of a secretary and such experts and, in accordance with the classification act of 1923 and subject to the provisions of the civil service laws, such other officers and employees, and (2) make such expenditures (including expenditures for rent and personal services at the seat of government and elsewhere, for law books, periodicals, and books of reference, and for printing and binding) as may be necessary for the execution of the functions vested in the board.

SPECIAL POWERS AND DUTIES

SEC. 5. (a) The board shall meet at the call of the chairman, or of the Secretary of Agriculture, or of a majority of its members.

(b) The board shall keep advised, from any available sources, of crop prices, prospects, supply and demand, at home and abroad, with especial attention to the existence or the probability of the existence of a surplus of any agricultural commodity or any of its food products.

(c) The board shall advise cooperative associations, farm organizations, and producers in the adjustment of production and distribution, in order that they may secure the maximum benefits under this act.

CONTROL AND DISPOSITION OF SURPLUS

SEC. 6. (a) For the purposes of this act, cotton, wheat, corn, rice, tobacco, and swine shall be known and are referred to as "basic agricultural commodities," except that the board may, in its discretion, treat as a separate basic agricultural commodity one or more of such classes or types of tobacco as are designated in the classification of the Department of Agriculture.

(b) Whenever the board finds that the conditions of production and marketing of any other agricultural commodity are such that the provisions of this act applicable to a basic agri-

cultural commodity should be made applicable to such other agricultural commodity, the board shall submit its report thereon to Congress.

(c) Whenever the board finds, first, that there is or may be during the ensuing year either (1) a surplus above the domestic requirements for wheat, corn, rice, tobacco, or swine, or (2) a surplus above the requirements for the orderly marketing of cotton, or of wheat, corn, rice, tobacco, or swine; and, second, that both the advisory council hereinafter created for the commodity and a substantial number of cooperative associations or other organizations representing the producers of the commodity favor the full cooperation of the board in the stabilization of the commodity, then the board shall publicly declare its findings and commence, upon a date to be fixed by the board and published in such declaration, the operations in such commodity authorized by this act: *Provided*, That in any State where not as many as 50 per centum of the producers of the commodity are members of such cooperative associations or other organizations, an expression from the producers of the commodity shall be obtained through a State convention of such producers, to be called by the head of the department of agriculture of such State, under rules and regulations prescribed by him. Such operations shall continue until terminated by the board. Any decision by the board relating to the commencement or termination of such operations shall require the affirmative vote of a majority of the appointed members in office, and the board shall not commence or terminate operations in any basic agricultural commodity unless members of the board representing Federal land bank districts which in the aggregate produced during the preceding crop year, according to the estimates of the Department of Agriculture, more than 50 per centum of such commodity, vote in favor thereof and until the board shall become satisfied that a majority of the producers of such commodity favor such action.

(d) During the continuance of such operations in any basic agricultural commodity, the board is authorized to enter into agreements, for the purpose of carrying out the policy declared in section 1, with any cooperative association engaged in handling the basic agricultural commodity, or with a corporation created by one or more of such cooperative associations, or with processors of the basic agricultural commodity.

(e) Such agreements may provide for (1) removing or disposing of any surplus of the basic agricultural commodity, (2) withholding such surplus, (3) insuring such commodity against undue and excessive fluctuations in market conditions, and (4) financing the purchase, storage, or sale or other disposition of the commodity. The moneys in the stabilization fund of the basic agricultural commodity shall be available for carrying out such agreements. In the case of any agreement in respect of the removal or disposal of the surplus of a basic agricultural commodity, the agreement shall provide both for the payment from the stabilization fund for the commodity of the amount of losses, costs, and charges, arising out of the purchase, storage, or sale or other disposition of the commodity or out of contracts therefor, and for the payment into the stabilization fund for the commodity of profits (after deducting all costs and charges provided for in the agreement) arising out of such purchase, storage, or sale or other disposition, or contracts therefor. In the case of agreements insuring such commodity against undue and excessive fluctuations in market conditions, the board may insure any cooperative marketing association against decline in the market price for the commodity at the time of sale by the association, from the market price for such commodity at the time of delivery to the association.

(f) If the board is of the opinion that there is no such cooperative association or associations, or corporation created by one or more cooperative associations, capable of carrying out any such agreement, the board may enter into such agreements with other agencies.

(g) If the board is of the opinion that there are two or more cooperative associations capable of carrying out any such agreement, the board in entering into such agreement shall not discriminate unreasonably against any such association in favor of any other such association.

(h) During any period in which the board is engaged under this act in operations in any basic agricultural commodity other than cotton or tobacco the provisions of subdivisions (d), (e), and (f) of this section shall have the same application in respect of the food products of the commodity as they have in respect of the commodity.

COMMODITY ADVISORY COUNCILS

SEC. 7. (a) The board is hereby authorized and directed to create for each basic agricultural commodity an advisory council of seven members fairly representative of the producers of such commodity. Members of each commodity advisory coun-

cil shall be selected annually by the board from lists submitted by the heads of the agricultural departments of the several States within the Federal land bank district and from lists submitted by cooperative marketing associations and farm organizations determined by the board to be representative of the producers of such commodity. Members of each commodity advisory council shall serve without salary but may be paid by the board a per diem compensation not exceeding \$20 for attending meetings of the council and for time devoted to other business of the council and authorized by the board. Each council member shall be paid by the board his necessary traveling expenses to and from meetings of the council and his expenses incurred for subsistence, or per diem allowance in lieu thereof, within the limitations prescribed by law, while engaged upon the business of the council. Each commodity advisory council shall be designated by the name of the commodity it represents, as, for example, "The cotton advisory council."

(b) Each commodity advisory council shall meet as soon as practicable after its selection at a time and place designated by the board and select a chairman. The board may designate a secretary of the council, subject to the approval of the council.

(c) Each commodity advisory council shall meet thereafter at least twice in each year at a time and place designated by the board, or upon a call duly signed by a majority of its members at a time and place designated therein.

(d) Each commodity advisory council shall have power, by itself or through its officers, (1) to confer directly with the board, or to make oral or written representations concerning matters within the jurisdiction of the board, (2) to call for information from the board and to make representations to the board in respect of the commodity represented by the council in regard to the time and manner of operations by the board, the amount and methods of collection of the equalization fee, and all matters pertaining to the interest of the producers of the commodity, and (3) to cooperate with the board in advising producers and cooperative associations and farm organizations in the adjustment of production in order to secure the maximum benefits under this act.

EQUALIZATION FEE

SEC. 8. In order that each marketed unit of a basic agricultural commodity may contribute ratably its equitable share to the stabilization fund hereinafter established for such commodity; in order to prevent any unjust discrimination against, any direct burden or undue restraint upon, and any suppression of commerce with foreign nations in basic agricultural commodities in favor of interstate or intrastate commerce in such commodities; and in order to stabilize and regulate the current of foreign and interstate commerce in such commodities—there shall be apportioned and paid as a regulation of such commerce an equalization fee as hereinafter provided.

AMOUNT EQUALIZATION FEE

SEC. 9. Prior to the commencement of operations in respect of any basic agricultural commodity, and thereafter from time to time, the board shall estimate the probable advances, losses, costs, and charges to be paid in respect of the operations in such commodity. Having due regard to such estimates, the board shall from time to time determine and publish the amount for each unit of weight, measure, or value designated by it, to be collected upon such unit of such basic agricultural commodity during the operations in such commodity. Such amount is hereinafter referred to as the "equalization fee." At the time of determining and publishing an equalization fee the board shall specify the period during which it shall remain in effect, and the place and manner of its payment and collection.

PAYMENT AND COLLECTION OF EQUALIZATION FEE

SEC. 10. (a) Under such regulations as the board may prescribe there shall be paid, during operations in a basic agricultural commodity and in respect of each unit of such commodity, an equalization fee upon one of the following: The transportation, processing, or sale of such unit. No more than one equalization fee shall be collected in respect of any unit. The board shall determine in the case of any class of transactions in the commodity, whether the equalization fee shall be upon transportation, processing, or sale.

(b) The board may by regulation require any person engaged in the transportation, processing, or acquisition by sale of a basic agricultural commodity—

(1) To file returns under oath and to report, in respect of his transportation, processing, or acquisition of such commodity, the amount of equalization fees payable thereon and such other facts as may be necessary for their payment or collection.

(2) To collect the equalization fee as directed by the board, and to account therefor.

(3) In the case of cotton, to issue to the producer a serial receipt for the commodity which shall be evidence of the par-

ticipating interest of the producer in the equalization fund for the commodity. The board may in such case prepare and issue such receipts and prescribe the terms and conditions thereof. The Secretary of the Treasury, upon the request of the board, shall have such receipts prepared at the Bureau of Engraving and Printing.

(c) Every person who, in violation of the regulations prescribed by the board, fails to collect or account for any equalization fee shall be liable for its amount and to a penalty equal to one-half its amount. Such amount and penalty may be recovered together in a civil suit brought by the board in the name of the United States.

STABILIZATION FUNDS

SEC. 11. (a) In accordance with regulations prescribed by the board, there shall be established a stabilization fund for each basic agricultural commodity. Such funds shall be administered by and exclusively under the control of the board, and the board shall have the exclusive power of expending the moneys in any such fund. There shall be deposited to the credit of the stabilization fund for a basic agricultural commodity, advances from the revolving fund hereinafter established, premiums paid for insurance under section 12, and the equalization fees and profits in connection with operations by the board in the basic agricultural commodity or its food products.

(b) The board, in anticipation of the collection of the equalization fees and the payment of premiums for insurance under section 12, and in order promptly to make the payments required by any agreement under section 6 or by the insurance contracts under section 12 and to pay salaries and expenses of experts, may in their discretion advance to the stabilization fund for any basic agricultural commodity, out of the revolving fund hereinafter established, such amounts as may be necessary.

(c) The deposits to the credit of the stabilization fund shall be made in a public depository of the United States. All general laws relating to the embezzlement, conversion, or to the improper handling, retention, use, or disposal of public moneys of the United States, shall apply to equalization fees collected by any person and to profits payable to the credit of a stabilization fund, whether or not such fees or profits have been credited to the appropriate stabilization fund, as well as to moneys deposited to the credit of the fund or withdrawn therefrom but in the custody of any officer or employee of the United States.

(d) There shall be disbursed from the stabilization fund for any basic agricultural commodity only (1) the payments required to be made by any agreement under section 6 or by an insurance contract under section 12, (2) the salaries and expenses of such experts as the board determines should be payable from such fund, and (3) repayments to the revolving fund of any amounts advanced in respect of the agricultural commodity from the revolving fund to the stabilization fund and remaining unpaid, together with interest on such amounts at the rate of 4 per centum per annum.

(e) When the amount in the equalization fund for cotton is, in the opinion of the board, in excess of the amount adequate to carry out the requirements of this act in respect of such commodity, and the collection of further equalization fees thereon is likely to maintain an excess, the board may retire in their serial order as many as practicable of the outstanding receipts evidencing a participating interest in such fund. Such retirement shall be had by the payment to the holders of such receipts of their distributive share of such excess as determined by the board. The amount of the distributive share payable in respect of any such receipt shall be an amount bearing the same ratio to the face value of such receipt as the value of the assets of the board in or attributable to the fund bear to the aggregate face value of the outstanding receipts evidencing a participating interest in such fund, as determined by the board.

LOANS AND INSURANCE

SEC. 12. (a) The board is authorized, upon such terms and conditions and in accordance with such regulations as it may prescribe, to make loans out of the revolving fund to any cooperative association engaged in the purchase, storage, or sale or other disposition of any agricultural commodity (whether or not a basic agricultural commodity) for the purpose of assisting such cooperative association in controlling the surplus of such commodity in excess of the requirements for orderly marketing.

(b) For the purpose of developing continuity of cooperative services, including unified terminal marketing facilities and equipment, the board is authorized, upon such terms and conditions and in accordance with such regulations as it may prescribe, to make loans out of the revolving fund to any cooperative association engaged in the purchase, storage, sale, or other disposition, or processing of any agricultural commodity. (1) for the purpose of assisting any such association in the acquisition, by purchase, construction, or otherwise, of facilities to be used in the storage, processing, or sale of such agricultural

commodity, or (2) for the purpose of furnishing funds to such associations for necessary expenditures in federating, consolidating, or merging cooperative associations, or (3) for the purpose of furnishing to any such association funds to be used by it as capital for any agricultural credit corporation eligible for receiving rediscounts from an intermediate credit bank. In making any such loan the board may provide for the payment of such charge, to be determined by the board from time to time, upon each unit of the commodity handled by the association, as will within a period of not more than twenty years repay the amount of such loan, together with interest thereon. The aggregate amounts loaned under this subdivision and remaining unpaid shall not exceed at any one time the sum of \$25,000,000.

(c) Any loan under subdivision (a) or (b) shall bear interest at the rate of 4 per centum per annum.

(d) The board may at any time enter into a contract with any cooperative marketing association engaged in marketing any basic agricultural commodity, insuring such association for periods of twelve months against decline in the market price for such commodity at the time of sale by the association from the market price for such commodity at the time of delivery to the association. For such insurance the association shall pay such premium, to be determined by the board, upon each unit of the basic agricultural commodity reported by the association for coverage under the insurance contract, as will cover the risks of the insurance.

EXAMINATIONS OF BOOKS AND ACCOUNTS OF BOARD

SEC. 13. Expenditures by the board for loans and advances from the revolving fund and expenditures by the board from the appropriation under subdivision (b) of section 16 shall be allowed and paid upon the presentation of itemized vouchers therefor, approved by the chairman of the board. Expenditures by the board, including loans and advances from the stabilization funds shall be made by the authorized officers or agents of the board upon receipts of itemized vouchers therefor, approved by such officers as the board may designate. Vouchers so made for expenditures from the revolving fund or any stabilization fund shall be final and conclusive upon all officers of the Government; except that all financial transactions of the board (including the payments required by any agreement under section 6 or by the insurance contracts under section 12) shall, subject to the above limitation, be examined by the General Accounting Office, at such times and in such manner as the Comptroller General of the United States may by regulation prescribe. Such examination in respect of expenditures from the revolving fund or from any stabilization fund shall be for the sole purpose of making a report to the Congress and to the board of expenditures and contracts in violation of law, together with such recommendations as the Comptroller General deems advisable concerning the receipt, disbursement, and application of the funds administered by the board.

COOPERATION WITH EXECUTIVE DEPARTMENTS

SEC. 14. (a) It shall be the duty of any governmental establishment in the executive branch of the Government, upon request by the board, or upon Executive order, to cooperate with and render assistance to the board in carrying out any of the provisions of this act and the regulations of the board. The board shall, in cooperation with any such governmental establishment, avail itself of the services and facilities of such governmental establishment in order to avoid preventable expense or duplication of effort.

(b) The President may by Executive order direct any such governmental establishment to furnish the board with such information and data pertaining to the functions of the board as may be contained in the records of such governmental establishment. The order of the President may provide such limitations as to the use of the information and data as he deems desirable.

(c) The board may cooperate with any State or Territory, or department, agency, or political subdivision thereof, or with any person.

DEFINITIONS

SEC. 15. (a) As used in this section and in section 10 (relating to the equalization fees)—

(1) In the case of wheat, rice, or corn, the term "processing" means milling for market of wheat, rice, or corn or the first processing in any manner for market (other than cleaning or drying) of wheat, rice, or corn not so milled, and the term "sale" means a sale or other disposition in the United States of wheat, rice, or corn for milling or other processing for market, for resale, or for delivery by a common carrier occurring after the beginning of operations by the board in respect of wheat, rice, or corn.

(2) In the case of cotton, the term "processing" means spinning, milling, or any manufacturing of cotton other than

ginning; the term "sale" means a sale or other disposition in the United States of cotton for spinning, milling, or any manufacturing other than ginning, or for delivery outside the United States; and the term "transportation" means the acceptance of cotton by a common carrier for delivery to a person for spinning, milling, or any manufacturing of cotton other than ginning, or for delivery outside the United States; occurring after the beginning of operations by the board in respect of cotton.

(3) In the case of swine, the term "processing" means slaughter for market by a purchaser of swine and the term "sale" means a sale or other disposition in the United States of swine destined for slaughter for market without intervening holding for feeding (other than feeding in transit) or fattening—occurring after the beginning of operations by the board in respect of swine.

(4) In the case of tobacco, the term "sale" means a sale or other disposition to any dealer in leaf tobacco or to any registered manufacturer of the products of tobacco.

(5) The term "transportation" means the acceptance of a commodity by a common carrier for delivery.

(6) The term "sale" does not include a transfer to a cooperative association for the purpose of sale or other disposition by such association on account of the transferor; nor a transfer of title in pursuance of a contract entered into before, and at a specified price determined before, the commencement of operations in respect of the basic agricultural commodity. In case of the transfer of title in pursuance of a contract entered into after the commencement of operations in respect of the basic agricultural commodity, but entered into at a time when and at a specified price determined at a time during which a particular equalization fee is in effect, then the equalization fee applicable in respect of such transfer of title shall be the equalization fee in effect at the time when such specified price was determined.

(a) As used in this act—

(1) The term "person" means individual, partnership, corporation, or association.

(2) The term "United States," when used in a geographical sense, means continental United States.

(3) The term "cooperative association" means an association of persons engaged in the production of agricultural products, as farmers, planters, ranchers, dairymen, or nut or fruit growers, organized to carry out any purpose specified in section 1 of the act entitled "An act to authorize association of producers of agricultural products," approved February 18, 1922, if such association is qualified under such act.

(4) The term "tobacco" means leaf tobacco, stemmed or unstemmed.

REVOLVING FUND AND APPROPRIATION

SEC. 16. (a) There is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, the sum of \$250,000,000 which shall be administered by the board and used as a revolving fund, in accordance with the provisions of this act. The Secretary of the Treasury shall deposit in the revolving fund such amounts, within the appropriations therefor, as the board from time to time deems necessary.

(b) For expenses in the administration of the functions vested in the board by this act; there is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, the sum of \$500,000, to be available to the board for such expenses (including salaries and expenses of the members, officers, and employees of the board and the per diem compensation and expenses of members of the commodity advisory councils and the nominating committees) incurred prior to July 1, 1928.

SEPARABILITY OF PROVISIONS

SEC. 17. If any provision of this act is declared unconstitutional or the applicability thereof to any person, circumstance, commodity, or class of transactions in respect of any commodity, is held invalid, the validity of the remainder of the act and the applicability of such provision to other persons, circumstances, commodities, and classes of transactions shall not be affected thereby.

SHORT TITLE

SEC. 18. This act may be cited as the "Surplus control act."

NICHOLAS LONGWORTH,
Speaker of the House of Representatives.

CHARLES G. DAWES,
Vice President of the United States and
President of the Senate.

I certify that this act originated in the Senate.

EDWIN P. THAYER, Secretary.

The Vice President stated the question to be, Shall the bill pass, the objections of the President to the contrary notwithstanding?

On motion by Mr. McNary that the message, with the accompanying bill, be referred to the Committee on Agriculture and Forestry.

Pending debate.

The Vice President, in response to a parliamentary inquiry and a demand for the regular order, held that the regular order was the spreading of the message upon the Journal of the Senate.

Mr. McNary thereupon withdrew his motion.

On motion by Mr. Moses, and by unanimous consent, Ordered, That the foregoing message, together with the accompanying bill, be printed as a Senate document.

APPROPRIATIONS FOR NAVY DEPARTMENT AND NAVAL SERVICE

The Vice President laid before the Senate the amendment this day received from the House of Representatives for concurrence to the amendment of the Senate No. 25 to the bill (H. R. 15641) making appropriations for the Navy Department and the naval service for the fiscal year ending June 30, 1928, and for other purposes.

The Senate proceeded, by unanimous consent, to consider the said amendment; and,

On motion by Mr. Hale,

Resolved, That the Senate agree thereto.

Ordered, That the Secretary notify the House of Representatives thereof.

EVENING SESSION ON MONDAY NEXT

On motion by Mr. Curtis, and by unanimous consent,

Ordered, That on Monday, February 28, 1927, the Senate shall take a recess not later than 6 o'clock p. m. to 8 p. m.; and that the evening session, which shall not continue later than 11 o'clock, be devoted to the consideration of unobjected bills on the calendar.

PUBLIC BUILDING SITES IN THE DISTRICT OF COLUMBIA

The Senate resumed the consideration of the amendments heretofore received from the House of Representatives for concurrence to the bill (S. 4663) authorizing the Secretary of the Treasury to acquire certain lands within the District of Columbia to be used as sites for public buildings.

The question being on the motion of Mr. Lenroot that the Senate agree to the said amendments,

Pending debate.

Mr. Lenroot presented a motion to bring debate to a close on the pending measure, which the Vice President stated to the Senate, as follows:

We, the undersigned Senators, in accordance with the provisions of Rule XXII of the Standing Rules of the Senate, move that debate be brought to a close upon the amendments of the House of Representatives to the bill (S. 4663) authorizing the Secretary of the Treasury to acquire certain lands within the District of Columbia to be used as sites for public buildings.

I. L. LENROOT.	CARTER GLASS.
JAMES COUZENS.	KEY PITTMAN.
SIMEON D. FESS.	F. M. SIMMONS.
L. C. PHIPPS.	WM. CABELL BRUCE.
JAMES E. WATSON.	EARLE B. MAYFIELD.
RICHARD P. ERNST.	DANIEL F. STECK.
FREDERIC M. SACKETT.	DAVID W. STEWART.
W. B. PINE.	ROBT. N. STANFIELD.
CLAUDE A. SWANSON.	

Pending debate.

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Chaffee, one of its clerks:

Mr. President: The House of Representatives has passed without amendment the bill (S. 4558) to provide a method of compensating persons who suffered property damage or personal injury due to the explosions at the naval ammunition depot, Lake Denmark, N. J., July 10, 1926.

The House has passed the following bills and joint resolutions, in which it requests the concurrence of the Senate:

H. R. 1386. An act for the relief of Purdy Trager;
H. R. 1564. An act for the relief of Lewis H. Francke and Blanche F. Shelley, sole heirs to Ralph K. Warrington;
H. R. 1579. An act for the relief of persons suffering loss on account of the Lawton fire, 1917;
H. R. 3464. An act for the relief of John N. Andrews;
H. R. 4141. An act to authorize certain officers of the United States Marine Corps to accept from the Republic of Haiti "the medal for distinguished service";

H. R. 5179. An act to correct the military record of John W. Siple;

H. R. 5471. An act for the relief of Josephine Thibodeaux;
H. R. 5622. An act for the relief of Mary M. Jones;
H. R. 5662. An act for the relief of John H. Corcoran;
H. R. 5787. An act for the relief of J. C. Herbert;
H. R. 7146. An act for the relief of William L. Trott;
H. R. 7168. An act for the relief of the owner of the schooner *Sentinel*;

H. R. 7211. An act for the relief of James W. Kingon;
H. R. 7852. An act for the relief of D. George Shorten;
H. R. 8443. An act for the relief of James E. Moyer;
H. R. 9855. An act for the relief of Kennedy F. Foster;
H. R. 9927. An act for the relief of James P. Davis, alias James Davis;

H. R. 10290. An act for the relief of Kenneth M. Orr;
H. R. 10813. An act for the relief of Finas M. Williams;
H. R. 11399. An act authorizing the President to reappoint E. C. Callahan, formerly a captain of Infantry, United States Army, a captain of Infantry, United States Army;
H. R. 11433. An act for the relief of Theodore Herbert;
H. R. 11459. An act for the relief of William A. Light;
H. R. 11727. An act for the relief of the Press Publishing Co., Mar.anna, Ark.;

H. R. 12191. An act to reimburse Joseph Rosen, formerly of the United States Navy, for losses sustained while carrying out his duties;

H. R. 12604. An act for the relief of Mary McCormick;
H. R. 12623. An act for the relief of the owner of the steamer *Squantum*;

H. R. 12625. An act for the relief of the owner of scow 65H;
H. R. 12813. An act for the relief of the Bethlehem Shipbuilding Corporation (Ltd.);

H. R. 13091. An act for the relief of Ellen B. Monahan;
H. R. 13119. An act for the relief of Matilda Kloppling;
H. R. 14567. An act authorizing and directing the Comptroller General of the United States to make payments of certain claims or to allow credit to disbursing agents of the Bureau of Reclamation, Department of the Interior, in certain cases;

H. R. 14664. An act for the relief of Dennis W. Scott;
H. R. 14708. An act for the relief of Joseph F. Ritcherdsen;
H. R. 14718. An act for the promotion and retirement of William H. Santelmann, leader of the United States Marine Band;
H. R. 14955. An act for the relief of William Earhart;
H. R. 14977. An act for the relief of William Taylor Coburn;

H. R. 15178. An act for the relief of Charlie R. Pate;
H. R. 15181. An act for the relief of S. K. Truby;
H. R. 15182. An act granting six months' pay to Frank A. Grab, father of Alfred Newton Grab, deceased seaman, United States Navy, in active service;

H. R. 15197. An act for the relief of Jennie Wyant and others;
H. R. 15215. An act for the relief of Paymaster Charles Robert O'Leary, United States Navy;

H. R. 15274. An act for the relief of William Morin;
H. R. 15305. An act for the relief of Ben Wagner;
H. R. 15487. An act to correct the military record of Jordan Kidwell;

H. R. 15519. An act for the relief of Albert J. Zyzvolski;
H. R. 15633. An act to correct the military record of John W. Cleavenger, deceased;

H. R. 15637. An act for the relief of David Parrett;
H. R. 15792. An act for the relief of Alfred St. Dennis;
H. R. 15807. An act for the relief of Fred A. Knauf;
H. R. 15855. An act for the relief of Clifford J. Sanghove;
H. R. 15867. An act for the relief of Francis Sweeney;

H. R. 15928. An act to authorize certain officers of the United States Navy to accept from the Republic of Peru, decoration and diploma of the Order of the Sun, and from the Republic of Ecuador, decoration and diploma of the Estralla Abdon Calderon;

H. R. 15981. An act to authorize certain officers of the United States Navy and Marine Corps to accept certain decorations conferred upon them by the Government of Greece;

H. R. 15990. An act granting six months' pay to Marie J. McShane;

H. R. 16080. An act for the relief of Calvin H. Burkhead;
H. R. 16091. An act to correct the military record of Charles B. Holmes;

H. R. 16103. An act authorizing the acceptance, from the Republic of Chile, of the order Al Merito, conferred on certain officers of the United States Navy; and the acceptance from the Republic of France, by certain citizens of the United States, of the decoration of the French Legion of Honor, heretofore conferred on them;

H. R. 16182. An act for the relief of William H. Lindsay;
H. R. 16224. An act for the relief of the Powitt County National Bank, of Clinton, Ill.;
H. R. 16311. An act for the relief of the First National Bank, Savanna, Ill.;

H. R. 16336. An act for the relief of Robert F. Neeley and Franklin E. Neeley;

H. R. 16597. An act to correct the military record of Charles Robertson;

H. R. 16703. An act authorizing the President to appoint Capt. Reginald Rowan Belknap, United States Navy, retired, a rear admiral on the retired list of the Navy;

H. R. 16706. An act for the relief of Wilford W. Caldwell;
H. R. 16828. An act for the relief of J. F. Nichols;
H. R. 16957. An act granting patent to O. E. Moore;

H. R. 17014. An act to correct the records of the War Department to show that Guy Carlton Baker and Carlton C. Baker or Carlton C. Baker is one and the same person;

H. R. 17057. An act granting an annuity to Dr. Robert F. Cooke;

H. R. 17063. An act for the relief of C. G. Duganne and A. N. Ross;
H. R. 17230. An act for the relief of Olof Nelson;

H. J. Res. 295. Joint resolution to waive age of Paul R. Sutherland, United States Navy; and

H. J. Res. 339. Joint resolution authorizing the Secretary of War to award a Nicaraguan campaign badge to Capt. James P. Williams, in recognition of his services to the United States in the Nicaraguan campaign of 1912 and 1913.

HOUSE BILLS AND JOINT RESOLUTIONS REFERRED

The bills and joint resolutions this day received from the House of Representatives for concurrence were severally read the first and second times by unanimous consent.

Ordered, That the bills H. R. 1386, H. R. 3464, H. R. 5179, H. R. 7146, H. R. 8443, H. R. 9855, H. R. 9927, H. R. 10813, H. R. 11399, H. R. 11433, H. R. 13119, H. R. 14664, H. R. 14708, H. R. 14955, H. R. 14977, H. R. 15178, H. R. 15274, H. R. 15487, H. R. 15633, H. R. 15637, H. R. 15792, H. R. 16091, H. R. 16597, H. R. 17014, and H. R. 17057, and the joint resolutions H. J. Res. 295 and H. J. Res. 339 be referred to the Committee on Military Affairs; that the bills H. R. 1564, H. R. 1579, H. R. 5471, H. R. 5622, H. R. 5662, H. R. 5787, H. R. 7168, H. R. 7211, H. R. 7852, H. R. 11459, H. R. 11727, H. R. 12623, H. R. 12625, H. R. 12813, H. R. 13091, H. R. 15181, H. R. 15197, H. R. 15305, H. R. 15519, H. R. 15807, H. R. 15855, H. R. 15867, H. R. 16080, H. R. 16182, H. R. 16224, H. R. 16311, H. R. 16828, H. R. 17063, and H. R. 17230 be referred to the Committee on Claims; that the bills H. R. 4141, H. R. 10290, H. R. 12191, H. R. 12604, H. R. 14718, H. R. 15182, H. R. 15215, H. R. 15928, H. R. 15981, H. R. 15990, and H. R. 16103 be referred to the Committee on Naval Affairs; that the bills H. R. 16336, H. R. 16706, and H. R. 16957 be referred to the Committee on Public Lands and Surveys; and that the bills H. R. 14567 and H. R. 16703 be placed on the calendar.

AMENDMENT OF FEDERAL WATER POWER ACT

On motion by Mr. Jones of Washington, and by unanimous consent,

The Senate, as in Committee of the Whole, resumed the consideration of the bill (S. 5362) to amend the Federal water power act, and for other purposes.

The question being on agreeing to the amendment heretofore proposed by Mr. McKellar, inserting, at the bottom of page 3, certain words,

He withdrew the same.
No further amendment being proposed, the bill was reported to the Senate and the amendment heretofore made in the Committee of the Whole was concurred in.

Ordered, That it be engrossed and read a third time.

The said bill was read the third time.

Resolved, That it pass, and that the title thereof be as afore-said.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

ELIZABETH W. KIEFFER

The Presiding Officer (Mr. Bingham in the chair) laid before the Senate the amendments this day received from the House of Representatives for concurrence to the bill (S. 244) for the relief of Elizabeth W. Kieffer.

The Senate proceeded, by unanimous consent, to consider the said amendments; and,

On motion by Mr. Warren,
Resolved, That the Senate agree thereto.

Ordered, That the Secretary notify the House of Representatives thereof.

NICK MASONICH

The Presiding Officer laid before the Senate the amendment this day received from the House of Representatives for concurrence to the bill (S. 2348) for the relief of Nick Masonich.

The Senate proceeded, by unanimous consent, to consider the said amendment; and,

On motion by Mr. Walsh of Montana,

Resolved, That the Senate agree thereto.

Ordered, That the Secretary notify the House of Representatives thereof.

J. W. NEIL

The Presiding Officer laid before the Senate the amendment this day received from the House of Representatives for concurrence to the bill (S. 179) for the relief of J. W. Neil.

The Senate proceeded, by unanimous consent, to consider the said amendment; and,

On motion by Mr. Curtis (for Mr. Smoot),

Resolved, That the Senate agree thereto.

Ordered, That the Secretary notify the House of Representatives thereof.

JOHN CRONIN

The Presiding Officer laid before the Senate the amendment this day received from the House of Representatives for concurrence to the bill (S. 2085) to correct the naval record of John Cronin.

The Senate proceeded, by unanimous consent, to consider the said amendment; and,

On motion by Mr. Shortridge,

Resolved, That the Senate agree thereto.

Ordered, That the Secretary notify the House of Representatives thereof.

SENATORIAL CAMPAIGN EXPENDITURES

On motion by Mr. Reed of Missouri that the Senate proceed to the consideration of the resolution (S. Res. 364) continuing during the Seventieth Congress Senate Resolutions 195, 227, 258, and 324, relative to senatorial campaign expenditures, and enlarging the authority of the special committee,

Mr. Lenroot raised a question of order, viz, that the motion was not in order because it was in violation of Rule XXII, in that it was not one of the motions specified in that rule that could be received when a question was pending; that it was not one of the privileged motions named in Rule IX; and further, being a Senate resolution, it was not a bill on the calendar, therefore it did not come within the provisions of Rule IX or Rule VII, subdivision 7.

Debate having proceeded,

The Vice President, in the following language, overruled the point of order:

"The Chair will state that he has been expecting this point of order to be made for some time, and is prepared to rule, having investigated the question; and the Chair suggests that it would simplify debate to do so at this time.

"In the first place, under the precedents of the Senate, a resolution on the calendar has the same rights as a bill. This point of order having been spoken of as about to be made some time before, the Chair reduced to writing his reasons for holding the point of order not well taken, and thinks it is well to have them put in the Record:

"The point of order has been made that under Rule XXII, which provides that when a question is pending certain specified motions only shall be received, a motion to proceed to the consideration of a bill, while another bill is pending before the Senate as unfinished business is not in order because such a motion is not included among those specified in the rule.

"The decision of the Chair in this case must turn partly upon a proper construction of the word 'question,' as contained in the said rule. The so-called maternity and infancy extension bill, H. R. 7555, is now before the Senate as the unfinished business.

"This point of order was about to be made at a time when House bill 7555 was before the Senate as the unfinished business:

"The Chair, after an examination of the precedents of the Senate, has been unable to find any decision or discussion as to the meaning or scope of the word 'question,' but he is inclined to think that it is not broad enough in its meaning to include a bill in the sense that it is the pending question before the Senate. It has, in the opinion of the Chair, a narrower, more restricted meaning, and refers to some specific parliamentary step in the passage of such bill. It is more nearly synonymous with the word 'motion,' and is the next step which the Senate would, in the ordinary course of the passage of a bill, be

required to take in the absence of any one of the motions authorized under Rule XXII being made.

"The contention has been made that a motion to proceed to the consideration of a bill, while another bill is before the Senate as unfinished business, is permissible under Rule IX, which provides, in part, that—

"Immediately after the consideration of cases not objected to upon the calendar is completed, and not later than 2 o'clock, * * * the Calendar of General Orders shall be taken up and proceeded with."

"And certain motions are enumerated therein as privileged motions, one of which is a motion to proceed to the consideration of any other bill on the calendar.

"The words 'not later than 2 o'clock,' in the opinion of the Chair, confine or limit the time within which this rule is operative to the period prior to 2 o'clock, and therefore it can not be invoked after that hour; in which view the Chair is supported by several precedents, although there has been a decision or two to the contrary. Rule VIII expressly provides that after the morning business has been concluded the calendar of bills and resolutions is in order, and their consideration may be continued until 2 o'clock. The Chair thinks that the privileged motions named in Rule IX are in order only when the Calendar of General Orders is taken up, and if this rule were not operative until 2 o'clock it would be the duty of the Senate at that hour to take up this Calendar of General Orders, thus conflicting with the consideration of the unfinished business, which, under the invariable practice, has been laid before the Senate upon the expiration of the morning hour. Moreover, the motions referred to in Rule IX must, under the last paragraph of the rule, be decided without debate, and this provision does not go along with the last paragraph of Rule VIII, which provides that all motions made before 2 o'clock to proceed to the consideration of any matter shall be determined without debate, which, by necessary implication, permits debate on motions to take up a matter after that hour.

"For the reasons above stated, the Chair thinks that neither Rule XXII nor Rule IX is applicable in its provisions to the present situation, and has been unable to find any provisions in the rules bearing directly upon the point raised. It is to be remembered that the rules of a parliamentary body are adopted in order to simplify and expedite business; that in parliamentary bodies, while not outlined in the rules, certain customs obtain involving the same purpose, the long observance of which has given them the practical effect and standing of unwritten rules. Whenever points of order, if sustained, will override these well-established customs, and involve a radical change in the method of transacting business, the first presumption is that the custom is consistent with the rules.

"The Chair, therefore, feels constrained to follow a practically unbroken line of precedents holding that a motion to proceed to the consideration of a bill is in order while another bill is pending before the Senate as unfinished business, and therefore overrules the point of order."

Mr. Reed of Missouri withdrew his motion; and

On motion by him that the resolution be made a special order at the conclusion of the routine morning business on Tuesday next, and that the Senate proceed to consider the same,

It was determined in the affirmative, two-thirds of the Senators present having voted therefor.

ADJOURNMENT

On motion by Mr. Curtis, at 6 o'clock and 50 minutes p. m., The Senate adjourned.

SATURDAY, FEBRUARY 26, 1927

The Vice President called the Senate to order, and the Chaplain offered prayer.

THE JOURNAL

The Journal of the proceedings of yesterday was approved.

RECLAMATION AND RURAL DEVELOPMENT IN THE SOUTH

The Vice President laid before the Senate a communication from the Secretary of the Interior, transmitting, pursuant to law, a report of an investigation of reclamation and rural development in the South, together with a report by C. A. Bissell on the reclamation and development of swamp and overflow lands in the Yazoo Basin, Miss.; which, with the accompanying reports, was referred to the Committee on Irrigation and Reclamation.

EMPLOYEES OF PUBLIC DEBT SECTION AND INCOME TAX UNIT OF INTERNAL REVENUE BUREAU

The Vice President laid before the Senate a communication from the Civil Service Commission, transmitting, in response to Senate Resolution 345, agreed to February 7, 1927, a list of the

names of employees of the public debt section and the Income Tax Unit of the Internal Revenue Bureau of the Treasury Department, showing the legal residence, the civil-service status, length of service, and the salary of each, as of January 1, 1926, and January 1, 1927; which, with the accompanying report, was referred to the Committee on Civil Service.

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Chaffee, one of its clerks:

Mr. President: The House of Representatives has passed the bill (H. R. 3283) for the relief of the estate of William Bardel, in which it requests the concurrence of the Senate.

The House has agreed to the conference report on the bill (H. R. 5028) for the promotion of certain officers of the United States Army now on the retired list.

The Speaker of the House having signed 40 enrolled bills, viz, S. 95, S. 190, S. 467, S. 521, S. 1261, S. 1413, S. 1641, S. 1787, S. 1859, S. 2094, S. 2139, S. 2242, S. 2700, S. 2722, S. 3110, S. 3464, S. 4287, S. 4405, S. 4558, S. 4622, S. 4841, S. 5415, S. 5466, S. 5539, H. R. 14831, H. R. 15822, H. R. 16024, H. R. 16104, H. R. 16105, H. R. 16116, H. R. 16165, H. R. 16462, H. R. 16649, H. R. 16773, H. R. 16778, H. R. 16887, H. R. 16954, H. R. 16971, H. R. 17131, and H. R. 17181, I am directed to bring the same to the Senate for the signature of its President.

HOUSE BILL REFERRED

The bill H. R. 3283, this day received from the House of Representatives for concurrence, was read the first and second times by unanimous consent, and referred to the Committee on Claims.

ENROLLED BILLS SIGNED

Mr. Greene, from the Committee on Enrolled Bills, reported that they had examined and found truly enrolled the following bills:

S. 95. An act for the relief of Carlos Tompkins;
S. 190. An act for the relief of Samuel S. Archer;
S. 467. An act for the relief of Joseph B. Tanner;
S. 521. An act for the relief of August Michalchuk;
S. 1261. An act for the relief of William H. Grayson;
S. 1413. An act for the relief of Eustacio B. Davison;
S. 1641. An act for the relief of Mary H. Dougherty;
S. 1787. An act for the return of \$5,000 to the New Amsterdam Casualty Co.;

S. 1859. An act for the relief of Patrick C. Wilkes, alias Clebourn P. Wilkes;

S. 2094. An act for the relief of C. P. Dryden;

S. 2139. An act for the relief of William W. Green, warrant officer, United States Army;

S. 2242. An act for the relief of Mark J. White;

S. 2700. An act to amend the naval record of Frank H. Wilson, alias Henry Wencel;

S. 2722. An act for the relief of the Muscle Shoals, Birmingham & Pensacola Railroad Co., the successor in interest of the receiver of the Gulf, Florida & Alabama Railway Co.;

S. 3110. An act to authorize certain officers of the United States Navy to accept from the Republic of Haiti the medal of honor and merit;

S. 3464. An act authorizing certain officers of the United States Navy to accept from the Republic of Chile the order Al Mérito;

S. 4287. An act amending section 3 of the act approved January 12, 1923, entitled "An act to distribute the commissioned line and engineer officers of the Coast Guard in grades, and for other purposes";

S. 4405. An act for the relief of Farrah Dane Richardson;

S. 4558. An act to provide a method for compensating persons who suffered property damage or personal injury due to the explosions at the naval ammunition depot, Lake Denmark, N. J., July 10, 1926;

S. 4622. An act to authorize certain officers of the United States Navy and civilian employees of the Navy Department to accept certain medals tendered them by the Republic of China, and to authorize Capt. Walter S. Crosley, United States Navy, to accept a medal of honor and merit and a diploma tendered him by the Republic of Haiti;

S. 4841. An act for the relief of Samuel J. Leaphart;

S. 5415. An act for the relief of Roswell H. Bancroft;

S. 5466. An act for the relief of the Citizens' National Bank, of Petty, Tex.;

S. 5539. An act to authorize and direct the Comptroller General to settle and allow the claims of E. A. Goldenweiser, Edith M. Furbush, and Horatio M. Pollock for services rendered to the Department of Commerce;

H. R. 14831. An act to amend section 107 of the Judicial Code;
H. R. 15822. An act authorizing the county of Escambia, Fla., and/or the county of Baldwin, Ala., and/or the State of

Florida, and/or the State of Alabama to acquire all the rights and privileges granted to the Perdido Bay Bridge & Ferry Co. by chapter 168, approved June 22, 1916, for the construction of a bridge across Perdido Bay from Lillian, Ala., to Cummings Point, Fla.;

H. R. 16024. An act to amend the act entitled "An act granting the consent of Congress to the Yell and Pope County bridge district, Dardanelle and Russellville, Ark., to construct, maintain, and operate a bridge across the Arkansas River, at or near the city of Dardanelle, Yell County, Ark.," approved March 3, 1925, and to extend the time for the construction of the bridge authorized thereby;

H. R. 16104. An act to amend the act entitled "An act granting the consent of Congress to the county of Barry, State of Missouri, to construct a bridge across the White River," approved March 31, 1926;

H. R. 16105. An act to amend the act entitled "An act granting the consent of Congress to the county of Barry, State of Missouri, to construct a bridge across the White River," approved March 31, 1926;

H. R. 16116. An act granting the consent of Congress to the Henderson Bridge Co., its successors and assigns, to construct, maintain, and operate a bridge across the Kanawha River at or near the town of Henderson, W. Va., to a point opposite thereto in or near the city of Point Pleasant, W. Va.;

H. R. 16462. An act making appropriations to supply urgent deficiencies in certain appropriations for the fiscal year ending June 30, 1927, and prior fiscal years, and to provide urgent supplemental appropriations for the fiscal year ending June 30, 1927, and for other purposes;

H. R. 16165. An act granting the consent of Congress to the commissioners of the county of Cook, State of Illinois, to reconstruct the bridge across the Grand Calumet River at Burnham Avenue in said county and State;

H. R. 16649. An act to extend the time for the construction of a bridge across the Susquehanna River in Northumberland and Snyder Counties, State of Pennsylvania;

H. R. 16773. An act to amend an act entitled "An act authorizing the construction of a bridge across the Ohio River between the municipalities of Rochester and Monaca, Beaver County, Pa.,"

H. R. 16778. An act to extend the times for the construction of bridges across the Mississippi River at Alton, Ill., and across the Missouri River near Bellefontaine, in Missouri;

H. R. 16887. An act granting the consent of Congress to George A. Hero and Allen S. Hackett, their successors and assigns, to construct, maintain, and operate a bridge across the Mississippi River;

H. R. 16954. An act granting the consent of Congress to the city of Blair, in the State of Nebraska, its successors and assigns, to construct, maintain, and operate a free highway bridge and approaches thereto across the Missouri River between the States of Nebraska and Iowa;

H. R. 16971. An act granting the consent of Congress to the South Carolina and Georgia State highway department, their successors and assigns, to construct, maintain, and operate a bridge across the Savannah River;

H. R. 17131. An act granting the consent of Congress to W. Gilbert Freeman, his successors and assigns, to construct, maintain, and operate a bridge across the St. Lawrence River near Alexandria Bay, N. Y.; and

H. R. 17181. An act to extend the time for constructing a bridge across the Rainy River, approximately midway between the village of Spooner, in the county of Lake of the Woods, State of Minnesota, and the village of Rainy River, Province of Ontario, Canada.

The Vice President thereupon signed the same, and they were delivered to the committee to be presented to the President of the United States.

PETITIONS AND MEMORIALS

The Vice President laid before the Senate a joint resolution of the Legislature of the State of Wisconsin, favoring the construction of the so-called Great Lakes-St. Lawrence waterway project; which was referred to the Committee on Commerce.

Mr. Gooding presented a joint resolution of the Legislature of the State of Idaho, favoring a revision of the boundary of the Yellowstone National Park; which was referred to the Committee on Public Lands and Surveys.

Petitions praying the enactment of legislation granting pensions and increase of pensions to veterans of the Civil War and the widows were presented as follows:

By Mr. Deneen: Several petitions of citizens of Illinois,

By Mr. Stewart: A petition of citizens of the State of Iowa.
By Mr. Neely: A petition of citizens of the State of West Virginia.

By Mr. Willis: Several petitions of citizens of the State of Ohio.

Ordered, That they be referred to the Committee on Pensions.
Mr. Keyes presented resolutions adopted by the American Legion, Department of New Hampshire, at Concord, N. H., praying the enactment of legislation providing for the retirement of disabled emergency Army officers of the World War.
Ordered, That it lie on the table.

REPORTS OF COMMITTEES

Mr. Copeland, from the Committee on the District of Columbia, to whom were referred the following bills, reported them each without amendment and submitted reports thereon, as follows:

S. 5709. A bill to amend the act approved June 7, 1924, relating to the regulation of the practice of dentistry in the District of Columbia (Rept. No. 1627); and

S. 5766. A bill to amend the act of February 9, 1907, entitled "An act to define the term of 'registered nurse' and to provide for the registration of nurses in the District of Columbia" (Rept. No. 1628).

Mr. Capper, from the Committee on the District of Columbia, to whom was referred the bill (S. 5745) to amend public law No. 254, approved June 20, 1906, known as the organic school law, so as to relieve individual members of the Board of Education of personal liability for acts of the board, reported it with amendments and submitted a report (No. 1629) thereon.

Mr. Dale, from the Committee on Civil Service, to whom was referred the bill (H. R. 13477) to amend the act entitled "An act to amend the act entitled 'An act for the retirement of employees in the classified civil service, and for other purposes,' approved May 22, 1920, and acts in amendment thereof," approved July 3, 1926, and for other purposes, reported it without amendment and submitted a report (No. 1630) thereon.

Mr. Fletcher, from the Committee on Military Affairs, to whom was referred the bill (H. R. 9318) authorizing the President to appoint James B. Dickson a second lieutenant of the Air Service in the Regular Army of the United States, reported it adversely.

Mr. Capper, from the Committee on the District of Columbia, to whom was referred the bill (S. 4651) relating to the Office of Public Buildings and Public Parks of the National Capital, reported it without amendment and submitted a report (No. 1631) thereon.

Mr. Wheeler, from the Committee on Indian Affairs, to whom was referred the bill (H. R. 10976) to amend the act entitled "An act for the survey and allotment of lands now embraced within the limits of the Fort Peck Indian Reservation, in the State of Montana, and the sale and disposal of all the surplus lands after allotment," approved May 30, 1908, as amended, and for other purposes, reported it without amendment and submitted a report (No. 1632) thereon.

Mr. Norris, from the Committee on Agriculture and Forestry, to whom was referred the joint resolution (S. J. Res. 163) providing for the completion of Dam No. 2 and the steam plant at nitrate plant No. 2 in the vicinity of Muscle Shoals, Ala., and for other purposes, reported it with amendments and submitted a report (No. 1633) thereon.

Mr. Harrell, from the Committee on Indian Affairs, to whom were referred the following bills, reported them each without amendment:

H. R. 16287. An act for the irrigation of additional lands within the Fort Hall Indian irrigation project in Idaho; and

H. R. 16744. An act to authorize a per capita payment from tribal funds to the Fort Hall Indians.

Mr. Copeland, from the Committee on the District of Columbia, to whom was referred the bill (S. 5819) to establish a woman's bureau in the Metropolitan police department of the District of Columbia, and for other purposes, reported it without amendment and submitted a report (No. 1634) thereon.

Mr. Sackett, from the Committee on the District of Columbia, to whom was referred the bill (S. 5692) granting permission for the laying of pipes for the transmission of steam along the alley between lots Nos. 5 and 32 in square No. 225, reported it with an amendment and submitted a report (No. 1635) thereon.

Mr. Mayfield, from the Committee on Claims, to whom was referred the bill (H. R. 13405) for the relief of Ben Wagner, reported it without amendment and submitted a report (No. 1636) thereon.

Mr. Bayard, from the Committee on Claims, to whom were referred the following bills, reported them each without amendment and submitted reports thereon, as follows:

H. R. 2722. An act to reimburse James J. Burns, jr., for damages to touring car by Government-owned motor truck (Rept. No. 1637);

H. R. 5930. An act for the relief of William J. Donaldson (Rept. No. 1638);

H. R. 7081. An act to authorize reimbursement of the government of the Philippine Islands for maintaining alien crews prior to April 6, 1917 (Rept. No. 1639); and

H. R. 9427. An act for the relief of Gilbert B. Perkins (Rept. No. 1640).

Mr. Means, from the Committee on Claims, to whom were referred the following bills, reported them each without amendment and submitted reports thereon, as follows:

H. R. 4361. An act for the relief of the McLean Undertaking Co. (Rept. No. 1641);

H. R. 5787. An act for the relief of J. C. Herbert (Rept. No. 1642);

H. R. 16182. An act for the relief of William H. Lindsay (Rept. No. 1643); and

H. R. 17108. An act granting jurisdiction to the Court of Claims to hear and determine the claim of the Butler Lumber Co. (Inc.) (Rept. No. 1644).

Mr. Willis, from the Committee on Territories and Insular Possessions, to whom was referred the bill (H. R. 9211) to prescribe certain of the qualifications of voters in the Territory of Alaska, and for other purposes, reported it without amendment and submitted a report (No. 1645) thereon.

Mr. Willis, from the Committee on Territories and Insular Possessions, to whom was referred the joint resolution (S. J. Res. 164) to establish a joint commission on insular reorganization, reported it with amendments and submitted a report (No. 1646) thereon.

Mr. Means, from the Committee on Claims, reported the following resolution (S. Res. 373):

Resolved, That the bill (S. 5723) for the relief of Charles F. Bond, receiver of the partnership of Thorp & Bond, on a contract for construction work, now pending in the Senate, together with all the accompanying papers, be, and the same is hereby, referred to the Court of Claims, in pursuance of the provisions of an act entitled "An act to codify, revise, and amend the laws relating to the judiciary," approved March 3, 1911; and the said court shall proceed with the same in accordance with the provisions of such act and report to the Senate in accordance therewith.

Mr. McNary, from the Committee on Commerce, to whom was referred the bill (S. 5757) authorizing the Secretary of War to grant permission to the Port of Portland Commission to close the east channel of Swan Island, Oreg., reported it without amendment.

Mr. Oddie, from the Committee on Post Offices and Post Roads, to whom was referred the bill (S. 4825) authorizing the payment of certain sums to Roosevelt County, Mont., reported it without amendment.

Mr. Borah, from the Committee on Foreign Relations, to whom were referred the following joint resolutions, reported them each without amendment:

H. J. Res. 351. Joint resolution to provide for the expenses of the participation of the United States in the work of the economic conference to be held at Geneva, Switzerland; and

H. J. Res. 352. Joint resolution to provide for the expenses of the participation of the United States in the work of a preparatory commission to consider questions of reduction and limitation of armaments.

INTRODUCTION OF BILLS AND JOINT RESOLUTION

Bills and a joint resolution were introduced, severally read the first and second times by unanimous consent, and referred as follows:

By Mr. Phipps:

A bill (S. 5821) to suspend the issuance of water-power permits and licenses on the Colorado River until ratification of the Colorado River compact, and for other purposes; to the Committee on Irrigation and Reclamation.

By Mr. Willis:

A bill (S. 5822) granting the consent of Congress to the city of Youngstown, Ohio, its successors and assigns, to construct, maintain, and operate a bridge across the Mahoning River; to the Committee on Commerce.

By Mr. Copeland:

A joint resolution (S. J. Res. 170) to commemorate the one hundred and fiftieth anniversary of the signing at Paris of the treaty of alliance between France and the United States; to the Committee on the Library.

Mr. Bratton introduced a joint resolution (S. J. Res. 171) correcting description of lands granted to the State of New

Mexico for the use and benefit of New Mexico College of Agriculture and Mechanic Arts, by enrolled bill S. 4910, Sixty-ninth Congress; which was read the first and second times by unanimous consent, and considered as in Committee of the Whole; and no amendment being made, it was reported to the Senate.

Ordered, That it be engrossed and read a third time.
The said joint resolution was read the third time by unanimous consent.

Resolved, That it pass, and that the title thereof be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

RAILROAD MERGERS

Mr. Mayfield submitted the following concurrent resolution (S. Con. Res. 29):

Whereas it was the purpose and intent of the Congress by enacting section 5 of the transportation act of 1920 to bring about adequate and efficient transportation service through the grouping of railroads into a limited number of strong systems which would include as members the short and weak railroads; and

Whereas large independent railroads have been and are being brought into unified systems under common ownership and/or control, either under lease or by the purchase of stock, without taking into consideration short and weak railroads that might be included in such systems: Now, therefore, be it

Resolved by the Senate (the House of Representatives concurring), That in order that an adequate and efficient transportation service may be maintained in the United States and the weak and short-line railroads preserved, it is hereby declared to be the policy of the Congress that there should be no acquisition of control by stock ownership, merger, consolidation, or grouping by or of railroads into a unified system for ownership, control, and/or operation unless the application for such ownership and/or control and/or operation shall make reasonable provision in the plan for the possible incorporation of every short and weak line that may be in operation in the territory covered or to be covered by the proposed grouping or unification, or unless by affirmative testimony it is shown to be impossible to include such line upon reasonable terms, or unless the abandonment or operation of such line or its omission from the proposed plan is approved by order of the Interstate Commerce Commission.

Ordered, That it lie on the table.

INVESTIGATION OF TRANSFER OF RANCHO LOMAS DE SANTIAGO

Mr. Cameron submitted the following resolution (S. Res. 374), which was referred to the Committee on Public Lands and Surveys:

Resolved, That the Committee on Public Lands and Surveys, or any subcommittee thereof, be, and it hereby is, authorized and directed to make a thorough investigation of and report to the Senate, on or before January 2, 1928, its findings and recommendations regarding charges that have frequently been made and continue to persist, and reports that have long been current and now prevail that a vast tract of land, known as the Rancho Lomas de Santiago, situated in the county of Orange, State of California, being within the area of the lands ceded to the United States by the Government of Mexico, was corruptly and fraudulently turned over to and delivered into the possession of private interests, and has been held and is now held by said interests without color of title, and has been exploited and is now being exploited by said interests in violation of law.

That said committee is hereby authorized to sit and perform its duties at such times and places as it deems necessary or proper, and to require the attendance of witnesses by subpoena or otherwise; to require the production of books, papers, surveys, maps, grants, patents, and any and all other documents pertaining thereto; to employ such clerical and stenographic assistants; and to employ stenographers to report such hearings at a cost not exceeding 25 cents per hundred words. The chairman of the committee or any member thereof may administer oaths to witnesses and sign subpoenas for witnesses and records; and every person duly summoned before said committee, or any subcommittee thereof, who refuses or fails to obey the process of said committee, or refuses to answer the questions pertaining to said investigation, shall be punished, as prescribed by law. The expenses of said investigation, which shall not exceed the sum of \$15,000, shall be paid from the contingent fund of the Senate on vouchers of the committee or subcommittee, signed by the chairman, and approved by the Committee to Audit and Control the Contingent Expenses of the Senate.

PRESIDENTIAL TERMS

The Vice President laid before the Senate a resolution coming over from the 22d instant, viz, the resolution (S. Res. 365) favoring the custom of retirement by Presidents from office after two terms; and

Ordered, by unanimous consent, That it lie over without prejudice.

FINAL REPORT OF IMMIGRATION QUOTA BOARD

The Vice President laid before the Senate a resolution coming over from the 21th instant, viz, the resolution (S. Res. 369) requesting a copy of the final report of the quota board made under the immigration act of 1924; and

Ordered, by unanimous consent, That it lie over without prejudice.

BUREAU OF PROHIBITION AND BUREAU OF CUSTOMS

On motion by Mr. Willis that the Senate proceed to the consideration of the bill (H. R. 10729) to create a bureau of customs and a bureau of prohibition in the Department of the Treasury,

Mr. Edwards raised a question as to the presence of a quorum;

Whereupon
The Vice President directed the roll to be called;

When
Ninety-two Senators answered to their names, as follows:

Messrs. Ashurst, Bayard, Bingham, Blease, Borah, Bratton, Broussard, Bruce, Cameron, Capper, Caraway, Copeland, Couzens, Curtis, Dale, Deneen, Dill, Edge, Edwards, Ernst, Ferris, Fess, Fletcher, Frazier, George, Gerry, Glass, Goff, Gooding, Gould, Greene, Hale, Harrell, Harris, Harrison, Hawes, Hefflin, Howell, Johnson, Jones of Washington, Kendrick, Keyes, King, La Follette, Lenroot, McKellar, McLean, McMaster, McNary, Mayfield, Means, Metcalf, Moses, Neely, Norbeck, Norris, Nye, Oddie, Overman, Pepper, Phipps, Pine, Pittman, Ransdell, Reed of Missouri, Reed of Pennsylvania, Robinson of Arkansas, Robinson of Indiana, Sackett, Schall, Sheppard, Shipstead, Shortridge, Simmons, Smith, Smoot, Stanford, Steck, Stephens, Stewart, Swanson, Trammell, Tyson, Underwood, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, Weller, Wheeler, and Willis.

A quorum being present,
On the question of agreeing to the motion of Mr. Willis,
It was determined in the affirmative; and
The Senate, as in Committee of the Whole, resumed the consideration of the said bill.

Mr. Jones of Washington presented a motion to bring the debate to a close upon the pending bill, which the Vice President stated to the Senate, as follows:

We, the undersigned Senators, in accordance with the provision of Rule XXII of the Standing Rules of the Senate, move that debate be brought to a close upon House bill 10729, a bill to create a bureau of customs and a bureau of prohibition in the Department of the Treasury:

FRANK B. WILLIS.	I. L. LENROOT.
W. L. JONES.	MORRIS SHEPPARD.
ARTHUR CAPPER.	HENRY F. ASHURST.
EARLE B. MAYFIELD.	JOS. E. RANSDELL.
KENNETH MCKELLAR.	GUY D. GOFF.
SIMEON D. FESS.	W. B. PINE.
F. W. GOODING.	CHAS. L. MCNARY.
J. THOS. HEFFLIN.	M. M. NEELY.
RALPH H. CAMERON.	PARK TRAMMELL.
WOODBRIE N. FERRIS.	FREDERICK HALE.
ARTHUR R. ROBINSON.	WM. J. HARRIS.

Pending debate,
The hour of 1 o'clock having arrived,

BOULDER CANYON DAM

The Vice President, in accordance with the provisions of Rule XXII, laid before the Senate the motion heretofore submitted by Mr. Johnson that debate be brought to a close upon the bill (S. 3331) to provide for the protection and development of the lower Colorado River Basin, and directed the roll to be called;

When
Ninety-one Senators answered to their names, as follows:

Messrs. Ashurst, Bayard, Bingham, Blease, Borah, Bratton, Broussard, Bruce, Cameron, Capper, Caraway, Copeland, Couzens, Curtis, Dale, Deneen, Dill, Edge, Edwards, Ernst, Ferris, Fess, Fletcher, Frazier, George, Gerry, Glass, Goff, Gooding, Greene, Hale, Harrell, Harris, Harrison, Hawes, Hefflin, Howell, Johnson, Jones of Washington, Kendrick, Keyes, King, La Follette, Lenroot, McKellar, McLean, McMaster, McNary, Mayfield, Means, Metcalf, Moses, Neely, Norbeck, Norris, Nye, Oddie,

Overman, Pepper, Phipps, Pine, Pittman, Ransdell, Reed of Missouri, Reed of Pennsylvania, Robinson of Arkansas, Robinson of Indiana, Sackett, Schall, Sheppard, Shipstead, Shortridge, Simmons, Smith, Smoot, Stanfield, Steck, Stephens, Stewart, Swanson, Trammell, Tyson, Underwood, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, Weller, Wheeler, and Willis.

A quorum being present,

The Vice President submitted to the Senate the question, Is it the sense of the Senate that the debate be brought to a close? and

It was determined in the negative, {Yeas ----- 32
Nays ----- 59

Those who voted in the affirmative are—

Messrs. Capper, Copeland, Couzens, Ferris, Frazier, Gooding, Hale, Howell, Johnson, Jones of Washington, Kendrick, Lenroot, McMaster, McNary, Mayfield, Means, Neely, Norbeck, Norris, Oddie, Pittman, Sackett, Schall, Sheppard, Shortridge, Stanfield, Tyson, Underwood, Wadsworth, Walsh of Massachusetts, Walsh of Montana, and Warren.

Those who voted in the negative are—

Messrs. Ashurst, Bayard, Bingham, Blease, Borah, Bratton, Broussard, Bruce, Cameron, Caraway, Curtis, Dale, Deneen, Dill, Edge, Edwards, Ernst, Fess, Fletcher, George, Gerry, Glass, Goff, Greene, Harrell, Harris, Harrison, Hawes, Heflin, Keyes, King, La Follette, McKellar, McLean, Metcalf, Moses, Nye, Overman, Pepper, Phipps, Pine, Ransdell, Reed of Missouri, Reed of Pennsylvania, Robinson of Arkansas, Robinson of Indiana, Shipstead, Simmons, Smith, Smoot, Steck, Stephens, Stewart, Swanson, Trammell, Watson, Weller, Wheeler, and Willis.

So the motion to bring debate to a close was not agreed to, two-thirds of the Senators present not having voted in the affirmative.

RETIREMENT OF WORLD WAR EMERGENCY ARMY OFFICERS

The Vice President, in accordance with the provisions of Rule XXII, laid before the Senate the motion heretofore presented by Mr. Tyson to bring to a close the debate upon the bill (S. 3027) making eligible for retirement, under certain conditions, officers and former officers of the Army of the United States, other than officers of the Regular Army, who incurred physical disability in line of duty while in the service of the United States during the World War, and directed the roll to be called.

Mr. Bingham raised a question of order, viz, that the bill pending before the Senate upon which a cloture motion should be taken is not Senate bill 3027, as that is not the unfinished business.

The Vice President overruled the point of order, holding that a cloture petition under Rule XXII referred to the bill pending at the time the motion for cloture was filed.

The roll having then been called,

Ninety-two Senators answered to their names, as follows:

Messrs. Ashurst, Bayard, Bingham, Blease, Borah, Bratton, Broussard, Bruce, Cameron, Capper, Caraway, Copeland, Couzens, Curtis, Dale, Deneen, Dill, Edge, Edwards, Ernst, Ferris, Fess, Fletcher, Frazier, George, Gerry, Glass, Goff, Gooding, Gould, Greene, Hale, Harrell, Harris, Harrison, Hawes, Heflin, Howell, Johnson, Jones of Washington, Kendrick, Keyes, King, La Follette, Lenroot, McKellar, McLean, McMaster, McNary, Mayfield, Means, Metcalf, Moses, Neely, Norbeck, Norris, Nye, Oddie, Overman, Pepper, Phipps, Pine, Pittman, Ransdell, Reed of Missouri, Reed of Pennsylvania, Robinson of Arkansas, Robinson of Indiana, Sackett, Schall, Sheppard, Shipstead, Shortridge, Simmons, Smith, Smoot, Stanfield, Steck, Stephens, Stewart, Swanson, Trammell, Tyson, Underwood, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, Weller, Wheeler, and Willis.

A quorum being present,

The Vice President stated to the Senate the question, Is it the sense of the Senate that the debate be brought to a close? and

It was determined in the negative, {Yeas ----- 51
Nays ----- 36

Those who voted in the affirmative are—

Messrs. Ashurst, Bratton, Capper, Copeland, Couzens, Curtis, Edge, Ernst, Ferris, Fletcher, Frazier, Glass, Goff, Gooding, Hale, Harris, Hawes, Heflin, Howell, Johnson, Jones of Washington, Kendrick, Keyes, McKellar, McLean, McMaster, McNary, Mayfield, Means, Neely, Oddie, Pittman, Robinson of Arkansas, Robinson of Indiana, Sackett, Schall, Sheppard, Shipstead, Shortridge, Simmons, Smith, Stanfield, Steck, Stewart, Swanson, Trammell, Tyson, Walsh of Massachusetts, Walsh of Montana, Watson, Weller, and Willis.

Those who voted in the negative are—

Messrs. Bayard, Bingham, Blease, Borah, Broussard, Bruce, Cameron, Caraway, Dale, Dill, Edwards, Fess, George, Gerry, Greene, Harrison, King, La Follette, Lenroot, Metcalf, Moses, Norbeck, Norris, Nye, Overman, Phipps, Pine, Ransdell, Reed of Missouri, Reed of Pennsylvania, Shipstead, Smoot, Stephens, Wadsworth, Warren, and Wheeler.

So the motion to bring the debate to a close was not agreed to, two-thirds of the Senators present not having voted in the affirmative.

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Chaffee, one of its clerks:

Mr. President: The House of Representatives has agreed to the amendments of the Senate to the bill (H. R. 16950) granting the consent of Congress to the department of highways and public works of the State of Tennessee to construct, maintain, and operate a bridge across the Clinch River in Hancock County, Tenn.

The House has disagreed to the amendments of the Senate to the bill (H. R. 17243) to authorize appropriations for construction at military posts, and for other purposes; it asks a conference with the Senate on the disagreeing votes of the two Houses thereon, and has appointed Mr. James, Mr. Hill of Maryland, and Mr. McSwain managers at the same on its part.

The House has passed the following bills of the Senate, each without amendment:

S. 5722. An act to authorize the construction of new conservatories and other necessary buildings for the United States Botanic Garden;

S. 5744. An act authorizing the Secretary of the Treasury to sell certain land to the First Baptist Church, of Oxford, N. C.;

S. 5762. An act to amend sections 4 and 5 of the act entitled "An act granting the consent of Congress to the Gallia County Ohio River Bridge Co. and its successors and assigns to construct a bridge across the Ohio River at or near Gallipolis, Ohio," approved May 13, 1926, as amended; and

S. 5791. An act to extend the times for commencing and completing the construction of a bridge across the Wabash River at the city of Mount Carmel, Ill.

The President of the United States has informed the House that he approved and signed acts, as follows:

On February 10, 1927:

H. R. 12109. An act to amend section 115b of subchapter 3 of chapter 1 of the District of Columbia Code; and

H. R. 12110. An act to amend section 1135, chapter 31, of the District of Columbia Code.

On February 11, 1927:

H. J. Res. 53. Joint resolution to amend an act entitled "An act granting pensions and increase of pensions to certain soldiers and sailors of the Civil War, and certain widows and dependent children of soldiers and sailors of the said war," approved December 23, 1924;

H. R. 15559. An act making appropriations for the Executive Office and sundry independent executive bureaus, boards, commissions, and offices for the fiscal year ending June 30, 1928, and for other purposes;

H. J. Res. 233. Joint resolution authorizing the Secretary of War to loan certain French guns which belong to the United States and are now in the city park at Walla Walla, Wash., to the city of Walla Walla, and for other purposes;

H. R. 585. An act for the relief of Frederick Marshall;

H. R. 13451. An act to increase the pensions of certain maimed veterans who have lost limbs or have been totally disabled in the same, in line of duty, in the military or naval service of the United States; and to amend section 4788 of the Revised Statutes of the United States by increasing the rates therein for artificial limbs; and

H. R. 14248. An act to amend the provisions contained in the act approved March 3, 1915, providing that the Chief of Naval Operations, during the temporary absence of the Secretary and Assistant Secretary of the Navy, shall be next in succession to act as Secretary of the Navy.

On February 12, 1927:

H. R. 6806. An act authorizing the payment of a claim to Alexander J. Thompson;

H. R. 8685. An act for the relief of Henry S. Royce;

H. R. 9919. An act for the relief of Stanton & Jones;

H. R. 9667. An act for the relief of Columbus P. Pierce;

H. R. 11325. An act to amend an act entitled "An act to provide compensation for employees of the United States suffering injuries while in the performance of their duties, and for other purposes," approved September 7, 1916, and acts in amendment thereof;

H. R. 2491. An act for the relief of Gordan A. Dennis;

H. R. 7921. An act to authorize the Commissioner of the General Land Office to dispose by sale of certain public land in the State of Arkansas;

H. R. 12889. An act to relinquish the title of the United States to the land in the claim of Moses Steadham, situate in the county of Baldwin, State of Alabama;

H. R. 15821. An act to revise the boundary of the Hawaii National Park on the island of Maui in the Territory of Hawaii;

H. R. 1330. An act for the relief of Helene M. Hubrich;

H. R. 2184. An act for the relief of James Gaynor;

H. R. 7156. An act for the relief of Maurice E. Kinsey;

H. R. 13481. An act authorizing the Secretary of the Treasury to accept title for post-office site at Olyphant, Pa., with mineral reservations; and

H. R. 12064. An act providing for a grant of land to the county of San Juan, in the State of Washington, for recreational and public-park purposes.

On February 14, 1927:

H. R. 1105. An act for the relief of the Kelly Springfield Motor Truck Co. of California;

H. R. 1464. An act for the relief of Charles C. Hughes;

H. R. 4376. An act to allow and credit the accounts of Joseph R. Hebblethwaite, formerly captain, Quartermaster Corps, United States Army, the sum of \$237.90, disallowed by the Comptroller General of the United States;

H. R. 4719. An act for the relief of the New Braunfels Brewing Co.;

H. R. 5866. An act for the relief of the Lehigh Coal & Navigation Co.;

H. R. 6586. An act for the relief of Russell W. Simpson;

H. R. 7617. An act to authorize payment to the Pennsylvania Railroad Co., a corporation, for damage to its rolling stock at Raritan Arsenal, Metuchen, N. J., on August 16, 1922;

H. R. 8345. An act for the relief of Crane Co.;

H. R. 9045. An act to establish a national military park at and near Fredericksburg, Va., and to mark and preserve historical points connected with the Battles of Fredericksburg, Spotsylvania Court House, Wilderness, and Chancellorsville, including Salem Church, Va.;

H. R. 9287. An act for the relief of Albert G. Tuxhorn;

H. R. 9912. An act approving the transaction of the adjutant general of the State of Oregon in issuing property to sufferers from a fire in Astoria, Oreg., and relieving the United States property and disbursing officer of the State of Oregon and the State of Oregon from accountability therefor;

H. R. 10076. An act for the relief of the estate of William C. Perry, late of Cross Creek Township, Washington County, Pa.;

H. R. 10130. An act authorizing the Secretary of the Navy, in his discretion, to deliver to the president of the Rotary Club of Crawfordsville, Montgomery County, Ind., a bell of a battleship that is now, or may be, in his custody;

H. R. 10725. An act for the relief of Capt. C. R. Insley;

H. R. 11762. An act to provide for the sale of uniforms to individuals separated from the military or naval forces of the United States;

H. R. 12212. An act authorizing the Secretary of the Navy to dispose of obsolete aeronautical equipment to accredited schools, colleges, and universities;

H. R. 12309. An act for the relief of the Bell Telephone Co., of Philadelphia, Pa., and the Illinois Bell Telephone Co.;

H. R. 12852. An act authorizing the Secretary of the Navy to accept on behalf of the United States title in fee simple to a certain strip of land and the construction of a bridge across Archers Creek in South Carolina;

H. R. 12931. An act to provide for maintaining, promoting, and advertising the International Trade Exhibition;

H. R. 15537. An act to amend section 476 and section 4934 of the Revised Statutes;

H. R. 15604. An act for the promotion of rifle practice throughout the United States;

H. R. 15651. An act to encourage breeding of riding horses for Army purposes; and

H. R. 15653. An act to furnish public quarters, fuel, and light to certain civilian instructors in the United States Military Academy.

On February 15, 1927:

H. R. 11768. An act to regulate the importation of milk and cream into the United States for the purpose of promoting the dairy industry of the United States and protecting the public health;

H. R. 14242. An act to authorize the Secretary of the Navy to proceed with the construction of certain public works at Quantico, Va.; and

H. R. 5991. An act authorizing the adjustment of the boundaries of the Black Hills and Harney Forests, and for other purposes.

On February 16, 1927:

H. R. 4553. An act authorizing the President to restore Commander George M. Baum, United States Navy, to a place on the list of commanders of the Navy to rank next after Commander David W. Bagley, United States Navy.

On February 17, 1927:

H. R. 11601. An act granting pensions and increase of pensions to certain soldiers and sailors of the Regular Army and Navy, and certain soldiers and sailors of wars other than the Civil War, and to widows of such soldiers and sailors, etc.;

H. R. 1231. An act for the relief of Mary Moore;

H. R. 3432. An act for the relief of Joel C. Clore;

H. R. 9319. An act to authorize certain officers of the United States Navy to accept from the Republic of Chile the Order of Merit, first class, and the Order of Merit, second class; and

H. R. 11421. An act to provide for conveyance of certain lands in the State of Alabama for State park and game preserve purposes.

On February 21, 1927:

H. R. 11893. An act to authorize the incorporated town of Juneau, Alaska, to issue bonds for the construction and equipment of schools therein, and for other purposes.

On February 23, 1927:

H. J. Res. 359. Joint resolution making an appropriation for the eradication or control of the European corn borer;

H. R. 16249. An act making appropriations for the military and nonmilitary activities of the War Department for the fiscal year ending June 30, 1928, and for other purposes;

H. R. 16863. An act making appropriations for the legislative branch of the Government for the fiscal year ending June 30, 1928, and for other purposes;

H. R. 16888. An act granting the consent of Congress to the Paducah Board of Trade (Inc.), of Paducah, Ky., its successors and assigns, to construct, maintain, and operate a bridge across the Ohio River;

H. R. 9971. An act for the regulation of radio communications, and for other purposes; and

H. R. 11615. An act providing for the cession to the State of Virginia of sovereignty over a tract of land located at Battery Cove, near Alexandria, Va.

On February 24, 1927:

H. R. 10728. An act authorizing the Secretary of War to convey to the Association Siervas de Maria, San Juan, P. R., certain property in the city of San Juan, P. R.;

H. R. 11278. An act to authorize the erection of a statue of Henry Clay;

H. R. 16576. An act making appropriations for the Departments of State and Justice and for the judiciary, and for the Departments of Commerce and Labor, for the fiscal year ending June 30, 1928, and for other purposes; and

H. R. 16775. An act to limit the application of the internal-revenue tax upon passage tickets.

On February 25, 1927:

H. R. 2. An act to further amend the national banking laws and the Federal reserve act, and for other purposes;

H. R. 15547. An act to authorize appropriations for construction at military posts, and for other purposes;

H. R. 9916. An act to revise the boundary of the Grand Canyon National Park in the State of Arizona, and for other purposes;

H. R. 11064. An act for the relief of R. W. Hilderbrand;

H. R. 14842. An act granting the consent of Congress to the Pomeroy-Mason Bridge Co., its successors and assigns, to construct, maintain, and operate a bridge across the Ohio River at or near the town of Mason, Mason County, W. Va., to a point opposite thereto in the city of Pomeroy, Meigs County, Ohio;

H. R. 14920. An act to amend an act entitled "An act granting the consent of Congress to the Weirton Bridge & Development Co. for the construction of a bridge across the Ohio River near Steubenville, Ohio," approved May 7, 1926; and

H. R. 15414. An act to authorize the United States Veterans' Bureau to accept a title to lands required for a hospital site in Rapides Parish, La.

ENROLLED BILLS PRESENTED

Mr. Greene, from the Committee on Enrolled Bills, reported that they this day presented to the President of the United States the following enrolled bills:

S. 95. An act for the relief of Carlos Tompkins;

S. 190. An act for the relief of Samuel S. Archer;

S. 467. An act for the relief of Joseph B. Tanner;

S. 521. An act for the relief of August Michalchuk;
 S. 1261. An act for the relief of William H. Grayson;
 S. 1413. An act for the relief of Eustacio B. Davison;
 S. 1641. An act for the relief of Mary H. Dougherty;
 S. 1787. An act for the return of \$5,000 to the New Amsterdam Casualty Co.;
 S. 1859. An act for the relief of Patrick C. Wilkes, alias Clebourn P. Wilkes;
 S. 2094. An act for the relief of C. P. Dryden;
 S. 2139. An act for the relief of William W. Green, warrant officer, United States Army;
 S. 2242. An act for the relief of Mark J. White;
 S. 2700. An act to amend the naval record of Frank H. Wilson, alias Henry Wencel;
 S. 2722. An act for the relief of the Muscle Shoals, Birmingham & Pensacola Railroad Co., the successor in interest of the receiver of the Gulf, Florida & Alabama Railway Co.;
 S. 3110. An act to authorize certain officers of the United States Navy to accept from the Republic of Haiti the medal of honor and merit;
 S. 3464. An act authorizing certain officers of the United States Navy to accept from the Republic of Chile the order Al Mérito;
 S. 4287. An act amending section 3 of the act approved January 12, 1923, entitled "An act to distribute the commissioned line and engineer officers of the Coast Guard in grades, and for other purposes";
 S. 4405. An act for the relief of Farrah Dane Richardson;
 S. 4558. An act to provide a method for compensating persons who suffered property damage or personal injury due to the explosions at the naval ammunition depot, Lake Denmark, N. J., July 10, 1926;
 S. 4622. An act to authorize certain officers of the United States Navy and civilian employees of the Navy Department to accept certain medals tendered them by the Republic of China, and to authorize Capt. Walter S. Crosley, United States Navy, to accept a medal of honor and merit and a diploma tendered him by the Republic of Haiti;
 S. 4841. An act for the relief of Samuel J. Leaphart;
 S. 5415. An act for the relief of Roswell H. Bancroft;
 S. 5496. An act for the relief of the Citizens' National Bank, of Petty, Tex.; and
 S. 5539. An act to authorize and direct the Comptroller General to settle and allow the claims of E. A. Goldenweiser, Edith M. Furbush, and Horatio M. Pollock for services rendered to the Department of Commerce.

PRESIDENTIAL APPROVALS

A message from the President of the United States, by Mr. Latta, his secretary:

Mr. President: The President of the United States approved and signed the following acts and joint resolution:

On February 25, 1927:

S. 2353. An act to amend the military record of Leo J. Pourciau;

S. 2770. An act to confer United States citizenship upon certain inhabitants of the Virgin Islands and to extend the naturalization laws thereto;

S. J. Res. 120. Joint resolution authorizing the acceptance of title to certain lands in Teton County, Wyo., adjacent to the winter elk refuge in said State established in accordance with the act of Congress of August 10, 1912 (37 Stat. L. p. 293);

S. 545. An act for the payment of damages to certain citizens of New Mexico caused by reason of artificial obstructions to the flow of the Rio Grande by an agency of the United States;

S. 1155. An act for the relief of Margaret Richards;

S. 2090. An act for the relief of Alfred L. Land;

S. 2474. An act for the relief of the Riverside Contracting Co.;

S. 2619. An act for the relief of Oliver J. Larkin and Lona Larkin;

S. 4933. An act authorizing an appropriation for public highways in the Virgin Islands of the United States;

S. 5082. An act authorizing an appropriation of \$8,600,000 for the purchase of seed grain, feed, and fertilizer to be supplied to farmers in the crop-failure areas of the United States, and for other purposes;

S. 5585. An act to extend the time for construction of a bridge across the southern branch of the Elizabeth River, near the cities of Norfolk and Portsmouth, in the county of Norfolk, State of Virginia;

S. 5588. An act granting the consent of Congress to the Big Sandy & Cumberland Railroad Co. to construct, maintain, and operate a bridge across the Tug Fork of Big Sandy River at Devon, Mingo County, W. Va.;

S. 5596. An act granting the consent of Congress to Dauphin Island Railway & Harbor Co., its successors and assigns, to con-

struct, maintain, and operate a railroad bridge and approaches thereto and/or a toll bridge across the water between the mainland and or near Cedar Point and Dauphin Island;

S. 5598. An act to extend the time for constructing a bridge across the Ohio River approximately midway between the city of Owensboro, Ky., and Rockport, Ind.;

S. 5620. An act granting the consent of Congress to John R. Scott, Thomas J. Scott, E. E. Green, and Baxter L. Brown, their successors and assigns, to construct, maintain, and operate a bridge across the Mississippi River; and

S. 1517. An act for the relief of W. Z. Swift.

On February 26, 1927:

S. 2714. An act to authorize the cancellation, under certain conditions, of patents in fee simple to Indians for allotments held in trust by the United States; and

S. 4411. An act granting the consent of Congress to compacts or agreements between the States of South Dakota and Wyoming with respect to the division and apportionment of the waters of the Belle Fourche and Cheyenne Rivers and other streams in which such States are jointly interested.

Ordered, That the Secretary notify the House of Representatives thereof.

APPROPRIATIONS FOR DISTRICT OF COLUMBIA

Mr. Phipps submitted the following conference report:

The committee of conference on the disagreeing votes of the two Houses on the amendments of the Senate to the bill (H. R. 16800) making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against the revenues of such District for the fiscal year ending June 30, 1928, and for other purposes, having met, after full and free conference have agreed to recommend and do recommend to their respective Houses as follows:

That the Senate recede from its amendments numbered 5, 7, 8, 11, 18, 22, 26, 27, 28, 33, 34, 39, 40, 42, 43, 45, 49, 51, 52, 54, 55, 73, and 74.

That the House recede from its disagreement to the amendments of the Senate numbered 3, 9, 12, 13, 14, 15, 16, 17, 20, 21, 23, 29, 30, 31, 32, 35, 37, 44, 46, 47, 48, 53, 56, 57, 58, 59, 60, 61, 63, 68, 70, 75, and 76, and agree to the same.

Amendment numbered 1: That the House recede from its disagreement to the amendment of the Senate numbered 1, and agree to the same with an amendment as follows: In lieu of the sum proposed insert \$50,000; and the Senate agree to the same.

Amendment numbered 2: That the House recede from its disagreement to the amendment of the Senate numbered 2, and agree to the same with an amendment as follows: In lieu of the sum proposed insert \$231,560; and the Senate agree to the same.

Amendment numbered 4: That the House recede from its disagreement to the amendment of the Senate numbered 4, and agree to the same with an amendment as follows: In lieu of the matter inserted by said amendment, insert the following:

Corporation counsel, including extra compensation as general counsel of the Public Utilities Commission, \$7,500, and other personal services in accordance with the classification act of 1923, \$38,460; in all, \$45,960.

And the Senate agree to the same.

Amendment numbered 6: That the House recede from its disagreement to the amendment of the Senate numbered 6, and agree to the same with an amendment as follows: In lieu of the sum proposed insert \$25,300; and the Senate agree to the same.

Amendment numbered 10: That the House recede from its disagreement to the amendment of the Senate numbered 10, and agree to the same with an amendment as follows: In lieu of the sum proposed insert \$50,000; and the Senate agree to the same.

Amendment numbered 19: That the House recede from its disagreement to the amendment of the Senate numbered 19, and agree to the same with an amendment as follows: In lieu of the sum proposed insert \$194,100; and the Senate agree to the same.

Amendment numbered 24: That the House recede from its disagreement to the amendment of the Senate numbered 24, and agree to the same with an amendment as follows: Restore the matter stricken out by said amendment, amended to read as follows:

Northwest: West side of Piney Branch Road, Van Buren Street to Butternut Street, \$15,000.

And the Senate agree to the same.

Amendment numbered 25: That the House recede from its disagreement to the amendment of the Senate numbered 25, and agree to the same with an amendment as follows: In lieu of the matter inserted by said amendment insert the following: *First Street to Subway, \$13,000;* and the Senate agree to the same.

Amendment numbered 36: That the House recede from its disagreement to the amendment of the Senate numbered 36, and agree to the same with an amendment as follows: Restore the

matter stricken out by said amendment, amended to read as follows:

Northwest: Sheridan Street, Blair Road to Third Street; Sheridan Street, Fourth Street to Fifth Street; and Fourth Street, Rittenhouse Street to Sheridan Street, \$28,000.

And the Senate agree to the same.

Amendment numbered 38: That the House recede from its disagreement to the amendment of the Senate numbered 38, and agree to the same with an amendment as follows: Omit the matter stricken out and inserted by said amendment; and the Senate agree to the same.

Amendment numbered 41: That the House recede from its disagreement to the amendment of the Senate numbered 41, and agree to the same with an amendment as follows: In lieu of the sum proposed insert \$1,486,500; and the Senate agree to the same.

Amendment numbered 50: That the House recede from its disagreement to the amendment of the Senate numbered 50, and agree to the same with an amendment as follows: In lieu of the matter inserted by said amendment insert the following:

For the purchase of land adjoining or in the vicinity of the site on Grant Road now owned by the District of Columbia.

And the Senate agree to the same.

Amendment numbered 62: That the House recede from its disagreement to the amendment of the Senate numbered 62, and agree to the same with an amendment as follows: In lieu of the matter inserted by said amendment insert the following:

For capture of person or persons who committed a horrible crime, to wit, criminal assault at the Capitol Grounds the night of February 18, 1927, \$1,000, to be available immediately.

And the Senate agree to the same.

Amendment numbered 64: That the House recede from its disagreement to the amendment of the Senate numbered 64, and agree to the same with an amendment as follows: In lieu of the matter inserted by said amendment insert the following:

Columbia Hospital and Lying-in Asylum

For general repairs and for additional construction, including labor and material, and for expenses of heat, light, and power required in and about the operation of the hospital there is hereby reappropriated the sum of \$15,000 of the unobligated balance of the appropriation "Support of convicts, District of Columbia, 1925," to be expended in the discretion and under the direction of the Architect of the Capitol.

And the Senate agree to the same.

Amendment numbered 65: That the House recede from its disagreement to the amendment of the Senate numbered 65, and agree to the same with an amendment as follows: In lieu of the sum named in said amendment insert \$100; and the Senate agree to the same.

Amendment numbered 66: That the House recede from its disagreement to the amendment of the Senate numbered 66, and agree to the same with an amendment as follows: In lieu of the matter inserted by said amendment insert the following: *\$358,000, together with the sum of \$77,000 of the unobligated balance of the appropriation "Street improvements, District of Columbia, 1925," which is hereby reappropriated; and the Senate agree to the same.*

Amendment numbered 67: That the House recede from its disagreement to the amendment of the Senate numbered 67, and agree to the same with an amendment as follows: In lieu of the matter inserted by said amendment insert: *not exceeding \$95,000 for the improvement of Meridian Hill Park, including continuation of construction of the wall and main entrance on Sixteenth Street, the wall on Fifteenth Street, and commencement of construction of the wall on W Street, from Fifteenth Street to Sixteenth Street, together with entrances to the park, and grading, all in accordance with plans to be approved by the Fine Arts Commission; and the Senate agree to the same.*

Amendment numbered 69: That the House recede from its disagreement to the amendment of the Senate numbered 69, and agree to the same with an amendment as follows: In lieu of the sum named in said amendment insert \$2,500; and the Senate agree to the same.

Amendment numbered 71: That the House recede from its disagreement to the amendment of the Senate numbered 71, and agree to the same with an amendment as follows: In lieu of the matter inserted by said amendment insert the following:

In addition to the foregoing appropriation for the National Capital Park and Planning Commission there is reappropriated, subject to the limitation as to price carried in such appropriation which may be paid for property acquired for park and playground purposes, the sum of \$180,000 of the unobligated balance of the appropriation "Metropolitan police, District of

Columbia, 1925," and the sum of \$120,000 of the unobligated balance of the appropriation "Fire department, District of Columbia, 1925," and the total sum made available by this act for the National Capital Park and Planning Commission shall be available immediately.

And the Senate agree to the same.

Amendment numbered 72: That the House recede from its disagreement to the amendment of the Senate numbered 72, and agree to the same with an amendment as follows: In lieu of the matter inserted by said amendment insert the following:

For 9,000 feet of 12-inch main in Alabama Avenue Southeast, from Branch Avenue to the District line, there is hereby reappropriated the sum of \$42,800 of the unobligated balance of the appropriation "Public schools, District of Columbia, 1925."

And the Senate agree to the same.

Amendment numbered 77: That the House recede from its disagreement to the amendment of the Senate numbered 77, and agree to the same with an amendment as follows: In lieu of the matter inserted by said amendment insert the following: *regulations and schedules; and the Senate agree to the same.*

L. C. PHIPPS,
 W. L. JONES,
 ARTHUR CAPPER,
 CARTER GLASS,

JOHN B. KENDRICK,
Managers on the part of the Senate.

FRANK H. FUNK,
 ROBT. G. SIMMONS,
 GEORGE HOLDEN TINKHAM,
 ANTHONY J. GRIFFIN

(Except as to amendments 45, 66, and 67),

ROSS A. COLLINS,

Managers on the part of the House.

On motion by Mr. Phipps,
 The Senate proceeded to consider the said report; and
 Resolved, That the Senate agree thereto.
 Ordered, That the Secretary notify the House of Representatives thereof.

PUBLIC BUILDING SITES IN THE DISTRICT OF COLUMBIA

On motion by Mr. Lenroot,

The Senate resumed the consideration of the amendments of the House of Representatives to the bill (S. 4663) authorizing the Secretary of the Treasury to acquire certain lands within the District of Columbia to be used as sites for public buildings.

The question being on agreeing to the motion of Mr. Lenroot that the Senate agree to the said amendments,

Pending debate,

EXECUTIVE SESSION

The hour of 2 o'clock having arrived,
 The Senate, pursuant to an order heretofore agreed to in executive session, proceeded to the consideration of executive business; and

After the consideration of executive business the doors were reopened;

When,
 On motion by Mr. Curtis, at 4 o'clock and 44 minutes p. m.,
 The Senate, pursuant to an order heretofore agreed to, adjourned until 10 o'clock and 30 minutes a. m. to-morrow.

SUNDAY, FEBRUARY 27, 1927

The Vice President called the Senate to order, and the Chaplain offered prayer.

THE JOURNAL

The Journal of the proceedings of yesterday was approved.

MEMORIAL ADDRESSES ON THE LATE SENATOR CUMMINS

Mr. Steck submitted the following resolution (S. Res. 375):
 Resolved, That the Senate has heard with profound sorrow of the death of Hon. Albert B. Cummins, late a Senator from the State of Iowa.

Resolved, That as a mark of respect to the memory of the deceased Senator the business of the Senate be now suspended to enable his associates to pay tribute to his high character and distinguished public service.

Resolved, That the Secretary communicate these resolutions to the House of Representatives and transmit a copy thereof to the family of the deceased.

The Senate proceeded, by unanimous consent, to consider the said resolution; and

After addresses by Mr. Steck, Mr. Overman, Mr. Robinson of Arkansas, Mr. Moses, Mr. Shortridge, and Mr. Stewart.

The resolution was unanimously agreed to.

MEMORIAL ADDRESSES ON THE LATE SENATOR M'KINLEY

Mr. Deneen submitted the following resolution (S. Res. 376):
Resolved, That the Senate has heard with profound sorrow of the death of Hon. William B. McKinley, late a Senator from the State of Illinois.

Resolved, That as a mark of respect to the memory of the deceased the business of the Senate be now suspended to enable his associates to pay tribute to his high character and distinguished public services.

Resolved, That the Secretary communicate these resolutions to the House of Representatives and transmit a copy thereof to the family of the deceased.

After addresses by Mr. Deneen, Mr. Warren, Mr. Capper, Mr. Harris, and Mr. Robinson of Arkansas,
 The resolution was unanimously agreed to.

ADJOURNMENT

On motion by Mr. Deneen, as a further mark of respect to the memory of the deceased Senators,
 The Senate adjourned.

MONDAY, FEBRUARY 28, 1927

The Vice President called the Senate to order, and the Chaplain offered prayer.

THE JOURNAL

The Journal of the proceedings of yesterday was approved.

CREDENTIALS OF SENATOR FROM IDAHO

Mr. Borah presented the credentials of Frank R. Gooding, duly chosen a Senator by the qualified electors of the State of Idaho for the term beginning March 4, 1927; which were read and placed on file.

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Hattigan, one of its clerks:

Mr. President: The House of Representatives has passed without amendment the joint resolution (S. J. Res. 171) correcting description of lands granted to the State of New Mexico for the use and benefit of New Mexico College of Agriculture and Mechanic Arts by enrolled bill S. 4910, Sixty-ninth Congress.

The House has passed the following bills, in which it requests the concurrence of the Senate:

H. R. 16688. An act to authorize the city of Muskogee, Okla., to remove and retain title to the boilers from the Municipal Hospital Building recently conveyed by the city to the United States Veterans' Bureau Hospital No. 90, at Muskogee, Okla.;

H. R. 17291. An act making appropriations to supply deficiencies in certain appropriations for the fiscal year ending June 30, 1927, and prior fiscal years, to provide supplemental appropriations for the fiscal years ending June 30, 1927, and June 30, 1928, and for other purposes; and

H. R. 17298. An act granting the consent of Congress to the States of New York and Vermont to construct, maintain, and operate a free highway bridge across Lake Champlain.

The House has passed the following resolution (H. Res. 444), which I am directed to communicate to the Senate:

Resolved, That the business of the House be now suspended that opportunity may be given for tributes to the memory of Hon. Lawrence J. Flaherty, late a Member of this House from the State of California.

Resolved, That as a particular mark of respect to the memory of the deceased and the recognition of his distinguished public career, the House, at the conclusion of these exercises, shall stand adjourned.

Resolved, That the Clerk communicate these resolutions to the Senate.

Resolved, That the Clerk send a copy of these resolutions to the family of the deceased.

The Speaker of the House having signed seven enrolled bills, viz, S. 179, S. 244, S. 2085, S. 2348, H. R. 5028, H. R. 15641, and H. R. 16950, I am directed to bring the same to the Senate for the signature of its President.

HOUSE BILLS REFERRED

The bills this day received from the House of Representatives for concurrence were severally read the first and second times by unanimous consent.

Ordered, That the bill H. R. 16688 be referred to the Committee on Finance; that the bill H. R. 17291 be referred to the Committee on Appropriations; and that the bill H. R. 17298 be referred to the Committee on Commerce.

ENROLLED BILLS SIGNED

Mr. Greene, from the Committee on Enrolled Bills, reported that they had examined and found truly enrolled the following bills:

S. 179. An act for the relief of J. W. Neil;
 S. 244. An act for the relief of Elizabeth W. Kieffer;
 S. 2085. An act to correct the naval record of John Cronin;
 S. 2348. An act for the relief of Nick Masonich;
 H. R. 5028. An act for the promotion of certain officers of the United States Army now on the retired list;
 H. R. 15641. An act making appropriations for the Navy Department and the naval service for the fiscal year ending June 30, 1928, and for other purposes; and
 H. R. 16950. An act granting the consent of Congress to the department of highways and public works of the State of Tennessee to construct, maintain, and operate a bridge across the Clinch River in Hancock County, Tenn.

The Vice President thereupon signed the same, and they were delivered to the committee to be presented to the President of the United States.

APPROPRIATIONS FOR CONSTRUCTION AT MILITARY POSTS

The Vice President laid before the Senate the message heretofore received from the House of Representatives, announcing its disagreement to the amendments of the Senate to the bill (H. R. 17243) to authorize appropriations for construction at military posts, and for other purposes, and asking a conference with the Senate thereon.

On motion by Mr. Wadsworth,
Resolved, That the Senate insist upon its amendments to the said bill, disagreed to by the House of Representatives, and agree to the conference asked by the House on the disagreeing votes of the two Houses thereon.

Ordered, That the conferees on the part of the Senate be appointed by the Vice President; and

The Vice President appointed Mr. Wadsworth, Mr. Reed of Pennsylvania, Mr. Greene, Mr. Fletcher, and Mr. Sheppard.

Ordered, That the Secretary notify the House of Representatives thereof.

Mr. Wadsworth submitted the following conference report:
 The committee of conference on the disagreeing votes of the two Houses on the amendments of the Senate to the bill (H. R. 17243) "An act to authorize appropriations for construction at military posts, and for other purposes," having met, after full and free conference have agreed to recommend and do recommend to their respective Houses as follows:

Amendment numbered 1: That the House recede from its disagreement to the amendment of the Senate numbered 1, and agree to the same with an amendment as follows: In lieu of the sum proposed by the amendment of the Senate insert the following: \$7,115,000; and the Senate agree to the same.

Amendment numbered 2: That the House recede from its disagreement to the amendment of the Senate numbered 2, and agree to the same with an amendment as follows: In lieu of the language stricken out by the amendment of the Senate insert the following: *Fort Sam Houston, San Antonio, Texas, barracks, \$500,000*; and the Senate agree to the same.

Amendment numbered 3: That the House recede from its disagreement to the amendment of the Senate numbered 3, and agree to the same with an amendment as follows: In lieu of the language stricken out by the amendment of the Senate insert the following: *Scott Field, Illinois, barracks, \$100,000*; and the Senate agree to the same.

J. W. WADSWORTH, JR.,
 FRANK L. GREENE,
 DUNCAN U. FLETCHER,

MORRIS SHEPPARD,
Managers on the part of the Senate.

W. FRANK JAMES,
 JOHN PHILIP HILL,
 JOHN J. MCSWAIN,

Managers on the part of the House.

The Senate proceeded, by unanimous consent, to consider the said report; and

On motion by Mr. Wadsworth,
Resolved, That the Senate agree thereto.

Ordered, That the Secretary notify the House of Representatives thereof.

RELIEF OF CERTAIN PERSONS

The Vice President laid before the Senate the amendment heretofore received from the House of Representatives for concurrence to each of the following bills of the Senate:

S. 105. An act for the relief of Arthur E. Colgate, administrator of Clinton G. Colgate, deceased;

S. 111. An act for the relief of the owners of the ferryboat *Oregon*;

S. 115. An act for the relief of the owner of the steamship *Neptune*; and

S. 118. An act for the relief of all owners of cargo aboard the steamship *Gaelic Prince* at the time of her collision with the United States steamship *Antigone*.

The Senate proceeded, by unanimous consent, to consider the said amendments; and

On motion by Mr. Wadsworth,
Resolved, That the Senate agree thereto.

Ordered, That the Secretary notify the House of Representatives thereof.

CHARLES A. MAYO AND OTHERS

The Vice President laid before the Senate the amendment heretofore received from the House of Representatives for concurrence to the bill (S. 70) for the relief of Charles A. Mayo, T. S. Taylor, and Frank Hickey.

The Senate proceeded, by unanimous consent, to consider the said amendment; and

On motion by Mr. Jones of Washington,
Resolved, That the Senate agree thereto.

Ordered, That the Secretary notify the House of Representatives thereof.

ODELON RAMOS

The Vice President laid before the Senate the amendment heretofore received from the House of Representatives for concurrence to the bill (S. 2594) for the relief of Odelon Ramos. The Senate proceeded, by unanimous consent, to consider the said amendment; and

On motion by Mr. Sheppard,
Resolved, That the Senate agree thereto.

Ordered, That the Secretary notify the House of Representatives thereof.

OHIO RIVER BRIDGE AT LOUISVILLE, KY.

The Vice President laid before the Senate the amendments heretofore received from the House of Representatives for concurrence to the bill (S. 5083) to supplement the act entitled "An act granting the consent of Congress to the city of Louisville, Ky., to construct a bridge across the Ohio River at or near said city," approved April 2, 1926.

The Senate proceeded, by unanimous consent, to consider the said amendments; and

On motion by Mr. Sackett,
Resolved, That the Senate agree thereto.

Ordered, That the Secretary notify the House of Representatives thereof.

PETITIONS AND MEMORIALS

The Vice President laid before the Senate the following joint resolutions of State legislatures, which were referred as indicated:

A joint resolution of the Legislature of the State of Idaho, praying the enactment of legislation providing for the revision of the boundary of the Yellowstone National Park; to the Committee on Public Lands and Surveys.

A joint resolution of the Legislature of the State of California, remonstrating against the enactment of legislation modifying the present immigration laws; to the Committee on Immigration.

A joint resolution of the Legislature of the State of Wyoming, praying the enactment of legislation providing for an appropriation for the completion of the Riverton irrigation project; to the Committee on Irrigation and Reclamation.

The Vice President laid before the Senate joint resolutions of State legislatures, as follows:

A joint resolution of the Legislature of the State of Minnesota, praying the enactment of legislation providing for the retirement of disabled emergency Army officers of the World War; and

Joint resolutions of the Legislatures of the States of Utah and Iowa, praying the enactment into law of the so-called McNary-Haugen agricultural relief bill.

Ordered, That they lie on the table.

Mr. La Follette presented a joint resolution of the Legislature of the State of Wisconsin, praying the enactment of legislation providing for the construction of the so-called Great Lakes-St. Lawrence waterway project; which was referred to the Committee on Commerce.

Mr. Kendrick presented a joint resolution of the Legislature of the State of Wyoming, praying the enactment of legislation providing for an appropriation for the completion of the River-

ton irrigation project; which was referred to the Committee on Irrigation and Reclamation.

Mr. Cameron presented a resolution adopted by the Chamber of Commerce of the State of New York, New York, N. Y., favoring the passage of legislation to create a waterways and water resources commission; which was referred to the Committee on Commerce.

Mr. Oddie presented a joint resolution of the Legislature of the State of Nevada, praying the enactment of legislation extending the benefits of the pension laws of the United States to all persons who served in the military or naval service of the United States during any war; which was referred to the Committee on Pensions.

Mr. Capper presented a petition of citizens of Burr Oak, Kans., praying the withdrawal of United States marines from Nicaragua and the settlement of disputes between Nicaragua and Mexico by arbitration; which was referred to the Committee on Foreign Relations.

Mr. Willis presented a petition of citizens of Steubenville, Ohio, praying the enactment of legislation providing for the operation of Muscle Shoals; which was referred to the Committee on Agriculture and Forestry.

Memorials remonstrating against the enactment of legislation providing for the closing of barber shops on Sunday in the District of Columbia were presented as follows:

By Mr. Ferris: A memorial of citizens of the State of Michigan;

By Mr. Dill: A memorial of citizens of the State of Washington.

Ordered, That they be referred to the Committee on the District of Columbia.

Petitions praying the enactment of legislation granting pensions and increase of pensions to Civil War veterans and their widows were presented as follows:

By Mr. Deneen: Several petitions of citizens of the State of Illinois.

By Mr. Willis: Several petitions of citizens of the State of Ohio.

By Mr. Bruce: A petition of citizens of the State of Maryland.

By Mr. La Follette: Several petitions of citizens of the State of Wisconsin.

By Mr. Copeland: Several petitions of citizens of the State of New York.

By Mr. Stewart: Several petitions of citizens of the State of Kansas.

By Mr. Neely: A petition of citizens of the State of West Virginia.

By Mr. Dill: A petition of citizens of the State of Washington.

By Mr. Sheppard: A petition of citizens of the State of Texas.

By Mr. Ferris: Several petitions of citizens of the State of Michigan.

Ordered, That they be referred to the Committee on Pensions.

REPORTS OF COMMITTEES

Mr. Wadsworth, from the Committee on Finance, to whom were referred the following bills, reported them each without amendment and submitted reports thereon, as follows:

S. 5624. A bill to provide for continued hospitalization at Liberty, N. Y., of certain beneficiaries of the Veterans' Bureau (Rept. No. 1648); and

S. 5625. A bill to provide for continued hospitalization at Saranac Lake, N. Y., of certain beneficiaries of the Veterans' Bureau (Rept. No. 1649).

The Senate proceeded, by unanimous consent, to consider the said bills as in Committee of the Whole; and no amendment being made, they were reported to the Senate.

Ordered, That they be engrossed and read a third time.

The said bills were read the third time.

Resolved, That they pass, and that the titles thereof be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

Mr. Jones of Washington, from the Committee on Commerce, to whom was referred the resolution (S. Res. 354) relative to the stabilization, during periods of business depression, of employment and industry by the construction of public works, reported it with amendments; and

Ordered, That it be referred to the Committee to Audit and Control the Contingent Expenses of the Senate.

Mr. Smoot, from the Committee on Finance, to whom was referred the bill (H. R. 11658) to amend section 523 of the tariff act of 1922, reported it with an amendment and submitted a report (No. 1650) thereon.

Mr. Capper, from the Committee on the District of Columbia, to whom was referred the bill (S. 5580) authorizing the extension of the park system of the District of Columbia, reported

it without amendment and submitted a report (No. 1651) thereon.

Mr. Capper, from the Committee on the District of Columbia, to whom was referred the bill (S. 5719) authorizing the acquisition of a site for and the construction of a new building for the recorder of deeds, the municipal court, the juvenile court, and for other purposes, reported it with an amendment and submitted a report (No. 1652) thereon.

Mr. Cameron, from the Committee on Public Lands and Surveys, to whom were referred the following bills, reported them each without amendment and submitted reports thereon, as follows:

H. R. 16336. An act for the relief of Robert F. Neeley and Franklin E. Neeley (Rept. No. 1653); and

H. R. 16957. An act granting patent to O. E. Moore (Rept. No. 1654).

Mr. Norris, from the Committee on the Judiciary, to whom was referred the joint resolution (H. J. Res. 332) to correct an error in public, numbered 526, Sixty-ninth Congress, reported it without amendment.

The Senate proceeded, by unanimous consent, to consider the said joint resolution as in Committee of the Whole; and no amendment being made, it was reported to the Senate.

Ordered, That it pass to a third reading.

The said joint resolution was read the third time.

Resolved, That it pass.

Ordered, That the Secretary notify the House of Representatives thereof.

Mr. Cameron, from the Committee on Public Lands and Surveys, to whom was referred the resolution (S. Res. 374) to investigate charges that certain lands ceded by Mexico to the United States were unlawfully turned over to, and are held by, private interests, reported it without amendment; and

Ordered, That it be referred to the Committee to Audit and Control the Contingent Expenses of the Senate.

Mr. Moses, from the Committee on Post Offices and Post Roads, to whom was referred the bill (H. R. 15905) to authorize the Postmaster General to cancel a certain screen-wagon contract, and for other purposes, reported it without amendment.

The Senate proceeded, by unanimous consent, to consider the said bill as in Committee of the Whole; and no amendment being made, it was reported to the Senate.

Ordered, That it pass to a third reading.

The said bill was read the third time.

Resolved, That it pass.

Ordered, That the Secretary notify the House of Representatives thereof.

Mr. Harrell, from the Committee on Indian Affairs, to whom was referred the bill (S. 4998) to provide a water system for the Indians of the Reno-Sparks Indian Colony, Nev., reported it without amendment and submitted a report (No. 1655) thereon.

Mr. Harrell, from the Committee on Indian Affairs, to whom was referred the bill (H. R. 16074) to amend section 2 of the act of Congress of March 3, 1921 (41 Stat. L. p. 1249), entitled "An act to amend section 3 of the act of Congress of June 28, 1906, entitled 'An act for the division of the lands and funds of the Osage Indians in Oklahoma, and for other purposes,'" reported it with amendments and submitted a report (No. 1656) thereon.

Mr. Wheeler, from the Committee on Indian Affairs, to whom was referred the bill (H. R. 16845) to amend section 1 of the act approved May 26, 1926, entitled "An act to amend sections 1, 5, 6, 8, and 18 of an act approved June 4, 1920, entitled 'An act to provide for the allotment of lands of the Crow Tribe, for the distribution of tribal funds, and for other purposes,'" reported it without amendment and submitted a report (No. 1657) thereon.

Mr. Stewart, from the Committee on Patents, to whom was referred the bill (S. 4927) providing for the extension of the time limitations under which patents were issued in the case of persons who served in the military or naval forces of the United States during the World War, reported it with amendments and submitted a report (No. 1658) thereon.

Mr. McNary, from the Committee on Agriculture and Forestry, to whom was referred the bill (S. 5546) to amend section 10 of the plant quarantine act, approved August 20, 1912, reported it without amendment and submitted a report (No. 1659) thereon.

Mr. McLean, from the Committee on Finance, to whom was referred the bill (S. 5814) authorizing certain importers of sugar into the United States from the Argentine Republic during the year 1920 to submit claims to the Court of Claims, reported it without amendment.

Mr. Metcalf, from the Committee on Patents, to whom was referred the bill (S. 5795) to amend sections 57 and 61 of the act entitled "An act to amend and consolidate the acts respect-

ing copyright," approved March 4, 1909, reported it with an amendment and submitted a report (No. 1660) thereon.

Mr. Stewart, from the Committee on Commerce, to whom was referred the bill (H. R. 17264) to extend the times for commencing and completing the construction of a bridge across the Wabash River at the city of Mount Carmel, Ill., reported it without amendment.

The Senate proceeded, by unanimous consent, to consider the said bill as in Committee of the Whole; and no amendment being made, it was reported to the Senate.

Ordered, That it pass to a third reading.

The said bill was read the third time.

Resolved, That it pass.

Ordered, That the Secretary notify the House of Representatives thereof.

Mr. Stewart, from the Committee on Commerce, to whom was referred the following bills, reported them each without amendment and submitted reports thereon, as follows:

H. R. 16770. An act granting the consent of Congress to the Starr County Bridge Co., its successors and assigns, to construct, maintain, and operate a bridge across the Rio Grande River (Rept. No. 1661);

H. R. 17128. An act granting the consent of Congress to the State of Indiana, its successors and assigns, to construct, maintain, and operate a bridge across the Ohio River, and permitting the State of Kentucky to act jointly with the State of Indiana in the construction, maintenance, and operation of said bridge (Rept. No. 1662);

H. R. 15129. An act granting the consent of Congress to the Indiana Bridge Co. to construct, maintain, and operate a bridge across the Ohio River at Evansville, Ind. (Rept. No. 1663);

H. R. 16282. An act granting the consent of Congress to the Nebraska-Iowa Bridge Co., its successors and assigns, to construct, maintain, and operate a bridge across the Missouri River (Rept. No. 1664);

H. R. 16685. An act granting the consent of Congress to the Carrollton Bridge Co., its successors and assigns, to construct, operate, and maintain a bridge across the Ohio River between Carrollton, Carroll County, Ky., and a point directly across the river in Switzerland County, Ind. (Rept. No. 1665); and

H. R. 14930. An act granting the consent of Congress to the H. A. Carpenter Bridge Co., its successors and assigns, to construct, maintain, and operate a bridge across the Ohio River at or near the town of St. Marys, Pleasant County, W. Va., to a point opposite thereto in Washington County, Ohio (Rept. No. 1666).

The Senate proceeded, by unanimous consent, to consider the said bills as in Committee of the Whole; and no amendment being made, they were severally reported to the Senate.

Ordered, That they pass to a third reading.

The said bills were severally read the third time.

Resolved, That they pass.

Ordered, That the Secretary notify the House of Representatives thereof.

Mr. Stewart, from the Committee on Commerce, to whom was referred the bill (S. 5788) to extend the time for constructing a bridge across the Mississippi River between the city of Anoka, in the county of Anoka, and the village of Champlain, in the county of Hennepin, State of Minnesota, reported it with amendments and submitted a report (No. 1667) thereon.

The Senate proceeded, by unanimous consent, to consider the said bill as in Committee of the Whole; and the reported amendments having been agreed to, the bill was reported to the Senate and the amendments were concurred in.

Ordered, That it be engrossed and read a third time.

The said bill was read the third time.

Resolved, That it pass, and that the title thereof be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

Mr. King, from the Committee on the Judiciary, to whom was referred the resolution (S. Res. 347) to inquire into the right of Thomas M. Reed to serve as United States district judge for the first district of Alaska, reported it without amendment.

Mr. Shortridge, from the Committee on Finance, to whom was referred the bill (S. 5801) to conserve the revenues from medicinal spirits and provide for the effective Government control of such spirits, to prevent the evasion of taxes, and for other purposes, reported it without amendment and submitted a report (No. 1668) thereon.

Mr. Stewart, from the Committee on Commerce, to whom was referred the bill (H. R. 10465) granting the consent of Congress to the State of Rhode Island or to such corporation as the State of Rhode Island may grant a charter to construct a bridge across Mount Hope Bay at the mouth of the Taunton River

between the towns of Bristol and Portsmouth, in Rhode Island, reported it with amendments and submitted a report (No. 1669) thereon.

The Senate proceeded, by unanimous consent, to consider the said bill as in Committee of the Whole; and the reported amendments having been agreed to, the bill was reported to the Senate and the amendments were concurred in.

Ordered, That the amendments be engrossed and the bill read a third time.

The said bill as amended was read the third time.

Resolved, That it pass, and that the title thereof be amended so as to read: "An act granting the consent of Congress to the Mount Hope Bridge Co., its successors and assigns, to construct, maintain, and operate a bridge across Mount Hope Bay between the towns of Bristol and Portsmouth, in Rhode Island."

Ordered, That the Secretary request the concurrence of the House of Representatives in the amendments.

Mr. Nye, from the Committee on Territories and Insular Possessions, to whom was referred the joint resolution (H. J. Res. 243) for the relief of special disbursing agents of the Alaskan Engineering Commission or of the Alaska Railroad, reported it without amendment and submitted a report (No. 1670) thereon.

Mr. Dill, from the Committee on Irrigation and Reclamation, to whom was referred the resolution (S. Res. 349) authorizing an investigation of the Columbia Basin project, reported it without amendment and submitted a report (No. 1671) thereon; and

Ordered, That it be referred to the Committee to Audit and Control the Contingent Expenses of the Senate.

Mr. Pepper, from the Committee on Printing, reported the following resolution (S. Res. 377):

Resolved, That the "Report of the Near East Relief for the year ending December 31, 1926," be printed as a Senate document.

Mr. Nye, from the Committee on Public Lands and Surveys, to whom were referred the following bills, reported them each without amendment and submitted reports thereon, as follows:

H. R. 2849. An act for the relief of the heirs of Russell J. Norton (Rept. No. 1672); and

H. R. 11929. An act authorizing the Secretary of the Interior to sell to Leroy Stafford certain lands situate in Rapides Parish, La. (Rept. No. 1673).

Mr. Goff, from the Select Committee on Investigation of Campaign Expenditures in Senatorial Primaries and General Elections, submitted a supplemental report dealing with the recalcitrancy of certain witnesses; which was ordered to be printed as part 5 of Report No. 1197.

Mr. Oddie, from the Committee on Irrigation and Reclamation, reported an amendment intended to be proposed by him to the bill (H. R. 17291), the second deficiency appropriation bill, making an appropriation of \$280,000 for the construction of a dam and appurtenant structures in Schurz Canyon, on the Walker River, Nev.; and

Ordered, That the said amendment be referred to the Committee on Appropriations.

CHANGE OF REFERENCE

On motion by Mr. Stanfield, and by unanimous consent, Ordered, That the Committee on Public Lands and Surveys be discharged from the further consideration of the bill (H. R. 16597) to correct the military record of Charles Robertson and that it be referred to the Committee on Military Affairs.

ENROLLED BILLS PRESENTED

Mr. Greene, from the Committee on Enrolled Bills, reported that they this day presented to the President of the United States the following enrolled bills:

S. 179. An act for the relief of J. W. Nell;

S. 244. An act for the relief of Elizabeth W. Kleffer;

S. 2085. An act to correct the naval record of John Cronin;

and

S. 2348. An act for the relief of Nick Masonich.

INTRODUCTION OF BILLS

Bills were introduced, severally read the first and second times by unanimous consent, and referred as follows:

By Mr. Norbeck:

A bill (S. 5823) creating the Mount Rushmore memorial commission, and authorizing it to have sculptured on Mount Rushmore a memorial in heroic figures commemorative of our national history and progress; to the Committee on the Library.

By Mr. King:

A bill (S. 5824) to limit the period for which an officer appointed with the advice and consent of the Senate may hold over after his term shall have expired; to the Committee on the Judiciary.

By Mr. Oddie:

A bill (S. 5825) to amend an act entitled "An act to provide relief in cases of contracts connected with the prosecution of the war, and for other purposes," approved March 2, 1919, as amended; to the Committee on Mines and Mining.

HARRY CONKLIN

On motion by Mr. Walsh of Montana, and by unanimous consent,

Ordered, That the papers accompanying the bill (S. 880, 69th Cong., 1st sess.) granting a pension to Harry Conklin be withdrawn from the files of the Senate, no adverse report having been made thereon.

ECONOMIC CONDITIONS IN THE COUNTRY

Mr. Walsh of Massachusetts submitted the following resolution (S. Res. 378), which was referred to the Committee to Audit and Control the Contingent Expenses of the Senate:

Whereas it is constantly alleged that the country is enjoying a period of unparalleled prosperity, and the large sums collected in taxes upon incomes and the increase in bank deposits are asserted to form a main evidence of this prosperity; and

Whereas, on the other hand, it is repeatedly asserted that the agricultural industry on the whole is in a depressed and struggling condition, especially in the corn-producing and wheat-producing States of the West and in those States where cotton is produced, causing bank foreclosures, mortgage foreclosures, and in some cases bank failures; and

Whereas in other parts of the country it is alleged that abnormal unemployment in industrial centers is existing, with the result of a great curtailment in the purchasing power of the American people, of itself sufficient to cause a dangerous lowering of normal industrial conditions: Be it

Resolved, That a committee of 15 be appointed to sit during the recess of Congress to make a constructive inquiry into the economic state of the Nation, in order that the country may be in a condition to demand, and the Congress which next convenes to enact, such legislation as may be helpful to these basic industries. That a thorough investigation be made by the committee:

First. As to the exact status of the general agricultural conditions in this country.

Second. To what extent does unemployment exist, and to what extent has there been curtailment of production, in various industries throughout the country; the causes of these conditions and the remedies needed to restore prosperity to these industries.

Third. To what extent do existing tariff laws, either by excessive duties or the want of sufficient tariff protection, and the tax on corporation incomes, affect these industries and their employees.

Fourth. To what extent is the prevalent consolidation and reconsolidation of industries and the issuing of watered stock increasing the cost of living and bringing about economic conditions that are unsound and insecure.

Fifth. Whether and to what extent the growth of business consolidation in the mercantile life of the country is increasing or decreasing the cost of living, and whether this movement is leading toward a sound or unsound economic status for the future.

Sixth. What measures will be helpful both in continuing the prosperity that may be found to exist in certain industries and in making that prosperity general by restoring good business conditions to the industries that have curtailed production and caused unemployment.

The committee to have full authority to issue subpoenas, compel the production of documents necessary to such inquiry, and to organize an administrative force sufficient to carry on the aforesaid work.

The expenses of said investigation shall be paid from the contingent fund of the Senate on vouchers of the committee or subcommittee, signed by the chairman and approved by the Committee to Audit and Control the Contingent Expenses of the Senate, but shall not include any allowance for traveling or other incidental expenses of members of the committee.

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Chafee, one of its clerks:

Mr. President: The House of Representatives has agreed to the report of the committee of conference on the disagreeing votes of the two Houses on the amendments of the Senate to the bill (H. R. 16800) making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against the revenues of such District for the fiscal year ending June 30, 1928, and for other purposes.

FINAL REPORT OF IMMIGRATION QUOTA BOARD

The Vice President laid before the Senate a resolution coming over from a previous day, viz, the resolution (S. Res. 369) requesting a copy of the final report of the quota board made under the immigration act of 1924.

The Senate proceeded to consider the said resolution; and *Resolved*; That the Senate agree thereto.

PRESIDENTIAL APPROVALS

A message from the President of the United States, by Mr. Latta, his secretary:

Mr. President: The President of the United States approved and signed on the 26th instant the following acts and joint resolution:

S. J. Res. 156. Joint resolution authorizing the Secretary of War to lend tents and camp equipment for the use of the reunion of the United Confederate Veterans, to be held at Tampa, Fla., in April, 1927;

S. 1515. An act to extend the benefits of the employees' compensation act of September 7, 1916, to Daniel S. Glover;

S. 1860. An act for the relief of F. G. Proudfoot;

S. 2615. An act to amend paragraph (1) of section 22 of the interstate commerce act by providing for the carrying of a blind person, with a guide, for one fare;

S. 2899. An act for the relief of the owner of the American steamship *Amburac* and owners of cargo laden aboard thereof at the time of her collision with the U. S. S. *Hisko*;

S. 4974. An act to amend and reenact an act entitled "United States cotton futures act," approved August 11, 1916, as amended; and

S. 5699. An act relating to the admission of candidates to the Naval Academy.

Ordered, That the Secretary notify the House of Representatives thereof.

REPORT OF DIRECTOR GENERAL OF RAILROADS

The Vice President laid before the Senate the following message from the President of the United States, which was read and referred to the Committee on Interstate Commerce: *To the Congress of the United States:*

I transmit herewith for the information of the Congress the report of the Director General of Railroads from January 1, 1926, to January 1, 1927.

CALVIN COOLIDGE.

THE WHITE HOUSE, February 28, 1927.

[NOTE: Report accompanied similar message to the House of Representatives.]

SUPPLEMENTAL ESTIMATES OF APPROPRIATIONS

The Vice President laid before the Senate a communication from the President of the United States, together with an accompanying letter from the Director of the Bureau of the Budget, transmitting supplemental estimates of appropriations for the fiscal year ending June 30, 1927, as follows:

An estimate for the Bureau of Biological Survey, Department of Agriculture, to provide for a refuge for migratory wild fowl at Bear River Bay, Utah, \$350,000;

An estimate for the Treasury Department for salaries and expenses of the Federal Farm Loan Board, \$15,000; and

An estimate for the War Department, for construction at military posts, \$5,080,000.

Ordered, That the communications, with the accompanying papers, be referred to the Committee on Appropriations and printed.

JUDGMENTS OF COURT OF CLAIMS

The Vice President laid before the Senate a communication from the President of the United States, with an accompanying letter from the Director of the Bureau of the Budget, transmitting, pursuant to law, a list of judgments rendered against the United States by the Court of Claims, amounting to \$6,447,636.49, which have been submitted by the Attorney General through the Secretary of the Treasury, and require an appropriation for their payment; which, with the accompanying papers, was referred to the Committee on Appropriations and ordered to be printed.

JUDGMENT OF UNITED STATES DISTRICT COURT

The Vice President laid before the Senate a communication from the President of the United States, with an accompanying letter from the Director of the Bureau of the Budget, transmitting, pursuant to law, a record of judgments rendered against the Government by the United States District Court of New York, amounting to \$1,000, as submitted by the Attorney General through the Secretary of the Treasury, which requires an appropriation for its payment; which, with the accompany-

ing papers, was referred to the Committee on Appropriations and ordered to be printed.

CLAIMS ALLOWED BY GENERAL ACCOUNTING OFFICE

The Vice President laid before the Senate a communication from the President of the United States, with an accompanying letter from the Director of the Bureau of the Budget, transmitting, pursuant to law, a schedule of claims, amounting to \$42,777.72, allowed by various divisions of the General Accounting Office under appropriations the balances of which have been exhausted or carried to the surplus fund; which, with the accompanying papers, was referred to the Committee on Appropriations and ordered to be printed.

JUDGMENT RENDERED UNDER PUBLIC VESSELS ACT

The Vice President laid before the Senate a communication from the President of the United States, with an accompanying letter from the Director of the Bureau of the Budget, transmitting, pursuant to law, a record of a judgment rendered against the Government by the United States district court under the public vessels act, as submitted by the Attorney General through the Secretary of the Treasury, in the case of the vessel *Franklin H. Skeele*, amounting to \$1,834.75; which, with the accompanying papers, was referred to the Committee on Appropriations and ordered to be printed.

PAYMENTS FROM NAVY PENSION FUND

The Vice President laid before the Senate a communication from the President of the United States, with an accompanying letter from the Director of the Bureau of the Budget, transmitting a proposed draft of legislation affecting an existing appropriated fund, the "Navy pension fund," authorizing payments therefrom, in the amount of \$127.22, to the legal representatives of the deceased men of the Marine Corps; which, with the accompanying papers, was referred to the Committee on Appropriations and ordered to be printed.

CLAIMS ADJUSTED BY EXECUTIVE DEPARTMENTS

The Vice President laid before the Senate a communication from the President of the United States, with an accompanying letter from the Director of the Bureau of the Budget, transmitting estimates submitted by the several executive departments to pay claims for damages to privately owned property, amounting to \$1,060.75, which have been considered and adjusted under the provisions of the several acts of Congress relating thereto, and which require appropriations for their payment; which, with the accompanying papers, was referred to the Committee on Appropriations and ordered to be printed.

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Chaffee, one of its clerks:

Mr. President: The House of Representatives has passed the following bills, in which it requests the concurrence of the Senate:

H. R. 16507. An act to authorize an increase in the limit of cost of certain naval vessels, and for other purposes; and

H. R. 16973. An act to authorize the Secretary of the Navy to proceed with the construction of certain public works, and for other purposes.

PUBLIC BUILDING SITES IN DISTRICT OF COLUMBIA

The hour of 1 o'clock having arrived, The Vice President, in accordance with the provisions of Rule XXII, laid before the Senate the motion presented by Mr. Lenroot on the 25th instant that debate be brought to a close upon the amendments of the House of Representatives to the bill (S. 4663) authorizing the Secretary of the Treasury to acquire certain lands within the District of Columbia to be used as sites for public buildings, and thereupon directed the roll to be called;

When

Eighty-five Senators answered to their names, as follows:

Messrs. Ashurst, Bayard, Bingham, Blease, Borah, Bratton, Broussard, Bruce, Cameron, Capper, Copeland, Couzens, Curtis, Dale, Deneen, Dill, Edwards, Ernst, Ferris, Fess, Fletcher, Frazier, Gary, Goff, Gooding, Gould, Greene, Hale, Harrell, Harris, Harrison, Hawes, Hefflin, Howell, Johnson, Jones of Washington, Kendrick, Keyes, King, La Follette, Lenroot, McKellar, McLean, McMaster, McNary, Mayfield, Means, Metcalf, Moses, Neely, Norbeck, Norris, Nye, Oddie, Overman, Pepper, Phipps, Pine, Pittman, Ransdell, Reed of Pennsylvania, Robinson of Arkansas, Robinson of Indiana, Sackett, Sheppard, Shipstead, Shortridge, Simmons, Smith, Smoot, Stanfield, Steck, Stephens, Stewart, Swanson, Trammell, Tyson, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, Weller, Wheeler, and Willis.

A quorum being present,

The Vice President, in further pursuance of the rule, stated the question to be, Is it the sense of the Senate that the debate shall be brought to a close? and

It was determined in the negative, { Yeas ----- 52
Nays ----- 31

Those who voted in the affirmative are—

Messrs. Ashurst, Bruce, Capper, Copeland, Curtis, Deneen, Ernst, Ferris, Fess, Fletcher, Goff, Gooding, Gould, Greene, Hale, Harrell, Harris, Hawes, Hefflin, Kendrick, Keyes, Lenroot, McKellar, McLean, Mayfield, Means, Metcalf, Neely, Oddie, Pepper, Phipps, Pine, Pittman, Reed of Pennsylvania, Robinson of Arkansas, Robinson of Indiana, Sackett, Sheppard, Simmons, Smoot, Stanfield, Steck, Stewart, Swanson, Trammell, Tyson, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, Weller, and Willis.

Those who voted in the negative are—

Messrs. Bayard, Bingham, Blease, Borah, Bratton, Broussard, Cameron, Dale, Dill, Edwards, Gerry, Harrison, Howell, Johnson, Jones of Washington, King, La Follette, McMaster, McNary, Moses, Norbeck, Norris, Nye, Ransdell, Shipstead, Shortridge, Smith, Stephens, Wadsworth, and Wheeler.

So the motion was not agreed to, two-thirds of the Senators present not having voted in the affirmative.

BUREAU OF CUSTOMS AND BUREAU OF PROHIBITION

The Vice President, in accordance with the provisions of Rule XXII, laid before the Senate the motion presented by Mr. Jones of Washington on the 26th instant that debate be brought to a close upon the bill (H. R. 10729) to create a bureau of customs and a bureau of prohibition in the Department of the Treasury.

Mr. Bingham raised a question of order, viz, that the bill now before the Senate is the so-called Boulder dam bill (S. 3331), and that if this motion should prevail the Senate must vote on the Boulder dam bill, and that this motion could only apply to the measure which has been laid before the Senate by the Presiding Officer.

The Vice President overruled the question of order, holding that the motion for cloture applied to the measure that was pending before the Senate at the time of its presentation.

From the decision of the Chair, Mr. Bingham appealed to the Senate.

On motion by Mr. Fess to lay Mr. Bingham's appeal from the decision of the Chair on the table, Mr. Bingham addressed the Chair and made an observation.

Mr. Neely raised a question of order, viz, that the appeal was not debatable under Rule XXII.

The Vice President sustained the point of order.

The question being taken on the motion of Mr. Fess,

It was determined in the affirmative, { Yeas ----- 69
Nays ----- 12

The yeas and nays being desired by one-fifth of the Senators present.

Those who voted in the affirmative are—

Messrs. Ashurst, Bratton, Bruce, Cameron, Capper, Copeland, Curtis, Dale, Deneen, Dill, Ernst, Ferris, Fess, Fletcher, Frazier, Goff, Gooding, Gould, Greene, Hale, Harrell, Harris, Harrison, Hawes, Hefflin, Jones of Washington, Kendrick, Keyes, McKellar, McMaster, McNary, Mayfield, Means, Moses, Neely, Norbeck, Norris, Nye, Oddie, Overman, Pepper, Phipps, Pine, Pittman, Ransdell, Reed of Pennsylvania, Robinson of Arkansas, Robinson of Indiana, Sackett, Sheppard, Shortridge, Simmons, Smith, Smoot, Stanfield, Steck, Stephens, Stewart, Swanson, Trammell, Tyson, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, Weller, Wheeler, and Willis.

Those who voted in the negative are—

Messrs. Bayard, Bingham, Blease, Borah, Broussard, Edwards, Gerry, Howell, Johnson, La Follette, Lenroot, and Metcalf.

So the appeal from the decision of the Chair was laid on the table.

The Vice President, pursuant to the rule, directed the roll to be called for the purpose of ascertaining the presence of a quorum;

When

Eighty-two Senators answered to their names, as follows:

Messrs. Ashurst, Bayard, Bingham, Blease, Borah, Bratton, Broussard, Cameron, Capper, Copeland, Curtis, Dale, Deneen, Dill, Edwards, Ernst, Ferris, Fess, Fletcher, Frazier, Gerry, Goff, Gooding, Gould, Greene, Hale, Harrell, Harris, Harrison, Hawes, Hefflin, Howell, Johnson, Jones of Washington, Kendrick, Keyes, King, La Follette, Lenroot, McKellar, McLean, McMaster, McNary, Mayfield, Means, Metcalf, Moses, Neely, Norris, Nye, Oddie, Overman, Pepper, Phipps, Pine, Pittman, Ransdell, Reed of Pennsylvania, Robinson of Arkansas, Robinson of Indiana, Sackett, Sheppard, Shipstead, Shortridge, Sim-

mons, Smith, Smoot, Stanfield, Steck, Stephens, Stewart, Swanson, Trammell, Tyson, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, Weller, Wheeler, and Willis.

A quorum being present,

The Vice President stated the question to be, Is it the sense of the Senate that the debate shall be brought to a close? and

It was determined in the affirmative, { Yeas ----- 55
Nays ----- 27

Those who voted in the affirmative are—

Messrs. Ashurst, Cameron, Capper, Copeland, Curtis, Deneen, Ernst, Ferris, Fess, Fletcher, Frazier, Goff, Gooding, Gould, Greene, Hale, Harrell, Harris, Hawes, Hefflin, Howell, Jones of Washington, Kendrick, Keyes, Lenroot, McKellar, McLean, McMaster, McNary, Mayfield, Means, Neely, Oddie, Pepper, Pine, Pittman, Reed of Pennsylvania, Robinson of Arkansas, Robinson of Indiana, Sackett, Sheppard, Simmons, Smith, Smoot, Stanfield, Steck, Stewart, Swanson, Trammell, Tyson, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, and Willis.

Those who voted in the negative are—

Messrs. Bayard, Bingham, Blease, Borah, Bratton, Broussard, Bruce, Dale, Dill, Edwards, Gerry, Harrison, Johnson, King, La Follette, Metcalf, Moses, Norris, Nye, Overman, Phipps, Ransdell, Shipstead, Shortridge, Wadsworth, Weller, and Wheeler.

So the motion to bring debate to a close was agreed to, two-thirds of the Senators present having voted in the affirmative.

The Senate, as in Committee of the Whole, thereupon resumed the consideration of the said bill.

Pending debate,

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Haltigan, one of its clerks:

Mr. President: The House of Representatives has passed the following bills of the Senate, each without amendment:

S. 227. An act to provide for the appointment of an additional district judge for the district of Connecticut;

S. 1642. An act to provide for the appointment of an additional district judge for the eastern district of Pennsylvania;

S. 1914. An act directing the resurvey of certain lands;

S. 3418. An act to create an additional judge for the district of Maryland;

S. 4669. An act to authorize the Secretary of the Interior to exchange for lands in private ownership in Gunnison County, Colo., certain public lands in Delta County, Colo.; and

S. 5523. An act authorizing the Shoshone Tribe of Indians of the Wind River Reservation in Wyoming to submit claims to the Court of Claims.

The Speaker of the House having signed four enrolled bills, viz, S. 5722, S. 5744, S. 5762, and S. 5791, and an enrolled joint resolution, viz, S. J. Res. 171, I am directed to bring the same to the Senate for the signature of its President.

ENROLLED BILLS AND JOINT RESOLUTION SIGNED

Mr. Greene, from the Committee on Enrolled Bills, reported that they had examined and found truly enrolled the following bills and joint resolution:

S. 5722. An act to authorize the construction of new conservatories and other necessary buildings for the United States Botanic Garden;

S. 5744. An act authorizing the Secretary of the Treasury to sell certain land to the First Baptist Church, of Oxford, N. C.;

S. 5762. An act to amend sections 4 and 5 of the act entitled, "An act granting the consent of Congress to the Gallia County Ohio River Bridge Co. and its successors and assigns to construct a bridge across the Ohio River at or near Gallipolis, Ohio," approved May 13, 1926, as amended;

S. 5791. An act to extend the times for commencing and completing the construction of a bridge across the Wabash River at the city of Mount Carmel, Ill.; and

S. J. Res. 171. Joint resolution correcting description of lands granted to the State of New Mexico for the use and benefit of New Mexico College of Agriculture and Mechanic Arts, by enrolled bill S. 4910, Sixty-ninth Congress.

The Vice President thereupon signed the same, and they were delivered to the committee to be presented to the President of the United States.

BUREAU OF CUSTOMS AND BUREAU OF PROHIBITION

The Senate, as in Committee of the Whole, resumed the consideration of the bill (H. R. 10729) to create a bureau of customs and a bureau of prohibition in the Department of the Treasury.

Pending debate, Mr. Bruce raised a question as to the presence of a quorum; Whereupon

The Presiding Officer (Mr. Willis in the chair) directed the roll to be called;

When

Eighty-three Senators answered to their names, as follows:

Messrs. Ashurst, Bayard, Bingham, Blease, Borah, Bratton, Broussard, Bruce, Cameron, Capper, Caraway, Copeland, Couzens, Curtis, Dale, Deneen, Dill, Edwards, Ernst, Ferris, Fess, Fletcher, Frazier, Gerry, Goff, Gooding, Gould, Greene, Hale, Harrell, Harris, Harrison, Hawes, Heflin, Howell, Johnson, Jones of New Mexico, Jones of Washington, Kendrick, Keyes, King, La Follette, Lenroot, McKellar, McLean, McMaster, McNary, Mayfield, Means, Metcalf, Moses, Neely, Norris, Nye, Oddie, Overman, Pepper, Phipps, Pine, Pittman, Ransdell, Reed of Pennsylvania, Robinson of Arkansas, Robinson of Indiana, Sackett, Sheppard, Shipstead, Shortridge, Simmons, Smith, Smoot, Steck, Stephens, Stewart, Swanson, Trammell, Tyson, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Watson, Wheeler, and Willis.

A quorum being present,

Pending debate.

The bill having been further amended on the motion of Mr. Smoot, from the Committee on Finance;

On motion by Mr. Smoot to further amend the bill by striking out subdivision (a) of section 2 as amended, and inserting in lieu thereof certain words,

Mr. Blease proposed an amendment to Mr. Smoot's amendment.

Mr. Norris raised a question of order, viz, that the amendment was not in order inasmuch as it had not been presented and read prior to the adoption of the motion to close debate.

The Presiding Officer sustained the question of order.

The amendment of Mr. Smoot was then agreed to.

The bill having been further amended on the motion of Mr. Smoot,

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Hattigan, one of its clerks:

Mr. President: The House of Representatives has passed the following bills of the Senate, each without amendment:

S. 4851. An act authorizing the Secretary of War to convey to the city of Springfield, Mass., certain parcels of land within the Springfield Armory Military Reservation, Mass., and for other purposes;

S. 4863. An act authorizing the adjustment of the boundaries of the Arapaho National Forest, and for other purposes;

S. 4964. An act transferring a portion of the lands of the military reservation of the Presidio of San Francisco to the Department of the Treasury; and

S. 5266. An act to prohibit the sale of black bass in the District of Columbia.

The House has passed the bill (S. 4027) to authorize the construction of three cottages and an annex to the hospital at the National Home for Disabled Volunteer Soldiers at Marion, Ind., with an amendment, in which it requests the concurrence of the Senate.

The House has passed the bill (S. 3963) to provide for the protection, development, and utilization of the public lands in Alaska by establishing an adequate system for grazing livestock thereon, with amendments, in which it requests the concurrence of the Senate.

The Speaker of the House having signed five enrolled bills, viz, H. R. 14930, H. R. 16282, H. R. 16685, H. R. 17128, and H. R. 17264, and an enrolled joint resolution, viz, H. J. Res. 332, I am directed to bring the same to the Senate for the signature of its President.

HOUSE BILLS REFERRED

The bills H. R. 16507 and H. R. 16973, this day received from the House of Representatives for concurrence, were read the first and second times by unanimous consent and referred to the Committee on Naval Affairs.

ENROLLED BILLS AND JOINT RESOLUTION SIGNED

Mr. Greene, from the Committee on Enrolled Bills, reported that they had examined and found truly enrolled the following bills and joint resolution:

H. R. 14930. An act granting the consent of Congress to the H. A. Carpenter Bridge Co., its successors and assigns, to construct, maintain, and operate a bridge across the Ohio River at or near the town of St. Marys, Pleasants County, W. Va., to a point opposite thereto in Washington County, Ohio;

H. R. 16282. An act granting the consent of Congress to the Nebraska-Iowa Bridge Co., its successors and assigns, to construct, maintain, and operate a bridge across the Missouri River;

H. R. 16685. An act granting the consent of Congress to the Carrollton Bridge Co., its successors and assigns, to construct,

operate, and maintain a bridge across the Ohio River between Carrollton, Carroll County, Ky., and a point directly across the river in Switzerland County, Ind.;

H. R. 17128. An act granting the consent of Congress to the State of Indiana, its successors and assigns, to construct, maintain, and operate a bridge across the Ohio River, and permitting the State of Kentucky to act jointly with the State of Indiana in the construction, maintenance, and operation of said bridge;

H. R. 17264. An act to extend the times for commencing and completing the construction of a bridge across the Wabash River at the city of Mount Carmel, Ill.; and

H. J. Res. 332. Joint resolution to correct an error in Public, No. 526, Sixty-ninth Congress.

The Vice President thereupon signed the same, and they were delivered to the committee to be presented to the President of the United States.

EXECUTIVE SESSION

The hour of 4 o'clock having arrived,

The Senate, under an order heretofore agreed to in executive session, proceeded to the consideration of executive business; and

After the consideration of executive business the doors were reopened;

When, the hour of 6 o'clock having arrived,

The Senate, under its order of the 25th instant, took a recess until 8 o'clock p. m.

AT 8 O'CLOCK P. M.

The President pro tempore called the Senate to order.

CONSIDERATION OF UNOBJECTED BILLS

The Senate, pursuant to its order of the 25th instant, proceeded to the consideration of unobjected bills on the calendar; and

The consideration of the bill (H. R. 3858) to establish in the Bureau of Foreign and Domestic Commerce of the Department of Commerce a foreign commerce service of the United States, and for other purposes, having been resumed as in Committee of the Whole, and amended on the motion of Mr. King, it was reported to the Senate and the amendments were concurred in.

Ordered, That the amendments be engrossed and the bill read a third time.

The said bill as amended was read the third time.

Resolved, That it pass.

Ordered, That the Secretary request the concurrence of the House of Representatives in the amendments.

The Senate, as in Committee of the Whole, proceeded to consider the bill (S. 4247) to amend and reenact sections 3, 20, 31, 33, and 38 of the act of March 2, 1917, entitled "An act to provide a civil government for Porto Rico, and for other purposes," as amended by an act approved June 7, 1924, and for the insertion of two new sections in said act between sections 5 and 6 and sections 41 and 42 of said act, to be designated as "5a" and "41" of said act; and the reported amendment beginning on page 2, line 11, having been amended on the motion of Mr. Bingham, and as amended agreed to, and the bill further amended on the motion of Mr. Bingham, it was reported to the Senate and the amendments were concurred in.

Ordered, That it be engrossed and read a third time.

The said bill was read the third time.

Resolved, That it pass, and that the title thereof be amended so as to read: "A bill to amend and reenact sections 3, 20, 31, 33, and 38 of the act of March 2, 1917, entitled 'An act to provide a civil government for Porto Rico, and for other purposes,' as amended by an act approved June 7, 1924, and for the insertion of a new section in said act between sections 5 and 6 of said act, to be designated as '5a' of said act."

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The Senate, as in Committee of the Whole, proceeded to consider the following bills; and the reported amendments having been agreed to, the bills were severally reported to the Senate and the amendments were concurred in:

S. 4451. A bill to authorize the payment of drainage assessments on Absentee Shawnee Indian lands in Oklahoma, and for other purposes;

S. 3722. A bill for the relief of the owner of the coal barge *Cad*;

S. 4875. A bill to amend an act entitled "An act to provide for the examination and registration of architects and to regulate the practice of architecture in the District of Columbia," approved December 13, 1924, and for other purposes;

S. 5200. A bill to authorize a per capita payment from tribal funds to the Kiowa, Comanche, and Apache Indians of Oklahoma;

S. 4557. A bill for the relief of Charles H. Niehaus, sculptor, for losses in connection with Francis Scott Key Memorial at Baltimore, Md.;

S. 5548. A bill to credit the accounts of Richings J. Shand, United States property and disbursing officer, Illinois National Guard;

S. 3688. A bill for the relief of Elizabeth Lynn;

S. 4495. A bill for the relief of Gustav E. Boettcher;

S. 3570. A bill for the relief of O. H. Chrisp;

S. 5230. A bill for the relief of Kate Mathews;

S. 5533. A bill to regulate the height and exterior design and construction of public and private buildings in the National Capital fronting on or located within 200 feet of a public building or public park; and

S. 5509. A bill to amend section 1 of the act approved May 26, 1926, entitled "An act to amend sections 1, 5, 6, 8, and 18 of an act approved June 4, 1920, entitled 'An act to provide for the allotment of lands of the Crow Tribe, for the distribution of tribal funds, and for other purposes.'"

Ordered, That they be engrossed and read a third time.

The said bills were severally read the third time.

Resolved, That they pass, and that the respective titles thereof be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The Senate, as in Committee of the Whole, proceeded to consider the bill (S. 4530) amending sections 11 and 21 of the Federal highway act, approved November 9, 1912, amending paragraph 4, section 4, of the act entitled "An act making appropriations for the Post Office Department for the fiscal year ending June 30, 1923, and for other purposes," prescribing limitations on the payment of Federal funds in the construction of highways, and for other purposes; and having been amended on the motion of Mr. Oddie, it was reported to the Senate and the amendment was concurred in.

Ordered, That it be engrossed and read a third time.

The said bill was read the third time.

Resolved, That it pass, and that the title thereof be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The Senate, as in Committee of the Whole, proceeded to consider the bill (H. R. 12332) granting pensions to certain soldiers who served in the Indian wars from 1859 to 1898 and for other purposes; and having been amended on the motion of Mr. Fletcher, it was reported to the Senate and the amendment was concurred in.

Ordered, That the amendment be engrossed and the bill read a third time.

The said bill as amended was read the third time.

Resolved, That it pass, and that the title thereof be amended so as to read: "An act granting pensions to certain soldiers who served in the Indian wars from 1817 to 1898, and for other purposes."

Ordered, That the Secretary request the concurrence of the House of Representatives in the amendments.

The bill (S. 5398) granting relief to Thomas M. Livingston having been reached,

On motion by Mr. Blease, and by unanimous consent,

The Senate, as in Committee of the Whole, proceeded to consider the bill (H. R. 16183) granting relief to Thomas M. Livingston; and no amendment being made, it was reported to the Senate.

Ordered, That it pass to a third reading.

The said bill was read the third time.

Resolved, That it pass.

Ordered, That the Secretary notify the House of Representatives thereof.

Ordered, by unanimous consent, that the bill (S. 5398) of a similar title be postponed indefinitely.

The Senate, as in Committee of the Whole, proceeded to consider the following bills and joint resolutions; and no amendment being made, they were severally reported to the Senate:

S. 4380. A bill for the relief of Allen Nichols;

S. 4882. A bill relative to the pay of certain retired warrant officers and enlisted men and warrant officers and enlisted men of the reserve forces of the Army, Navy, Marine Corps, and the Coast Guard, fixed under the terms of the Panama Canal act, as amended;

S. 4602. A bill to amend the act entitled "An act to provide that the United States shall aid the States in the construction of rural post roads, and for other purposes," approved July 11, 1916, as amended and supplemented, and for other purposes;

S. 4729. A bill for the relief of Peter S. Kelly;

S. 5634. A bill to increase the efficiency of the military establishment, and for other purposes;

S. 5144. A bill to amend section 215 of the Criminal Code;

S. 5479. A bill to authorize the Secretary of the Navy to dispose of certain parts of the frigate *Constitution*, to be used as souvenirs;

S. 4739. A bill for the relief of Harry C. Ford;

S. 5638. A bill providing for payment to the German Government of \$461.59 in behalf of the heirs or representatives of the German nationals, John Adolf, Herman Pegel, Franz Lipfert, Albert Wittenburg, Karl Behr, and Hans Dechansreiter;

S. 2788. A bill for the relief of Joseph Jameson;

S. 2886. A bill for the relief of Barzilla William Bramble;

S. 4687. A bill for the relief of Paul D. Carlisle;

S. 872. A bill for the relief of George A. Robertson;

S. 1909. A bill for the refund of estate tax erroneously collected;

S. 4795. A bill for the relief of B. F. Cowley;

S. 1283. A bill for the relief of Margaret I. Varnum;

S. 4631. A bill for the relief of Claude T. Winslow;

S. 5353. A bill to authorize an appropriation for a road on the Zuni Indian Reservation, N. Mex.;

S. 5454. A bill authorizing the establishment of a migratory-bird refuge at Bear River Bay, Great Salt Lake, Utah;

S. 5352. A bill to provide for one additional district judge for the eastern district of Michigan;

S. 4328. A bill to authorize the appointment of an additional judge for the district court of the United States for the northern district of California;

S. 5006. A bill to repeal the last proviso of section 7 of an act to establish the Mount McKinley National Park, in the Territory of Alaska, approved February 26, 1917;

S. 5031. A bill to provide for the creation of the Pan American Peoples Great Highway Commission, and for other purposes;

S. 5449. A bill to authorize a permanent annual appropriation for the maintenance of the Gorgas Memorial Laboratory; and S. J. Res. 111. Joint resolution authorizing the Secretary of War to receive for instruction at the United States Military Academy at West Point two Chinese subjects to be designated hereafter by the Government of China.

Ordered, That they be engrossed and read a third time.

The said bills and joint resolution were severally read the third time.

Resolved, That they pass, and that the respective titles thereof be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Chaffee, one of its clerks:

Mr. President: The House of Representatives has passed, each without amendment, the following bills of the Senate:

S. 2597. An act authorizing the President to appoint and retire certain persons first lieutenants in the Medical Corps, United States Army;

S. 5435. An act to provide for the widening of C Street NE., in the District of Columbia, and for other purposes;

S. 2322. An act to provide for the elimination of the Michigan Avenue grade crossing in the District of Columbia, and for other purposes;

S. 5213. An act for the relief of the Lucy Webb Hayes National Training School for Deaconesses and Missionaries;

S. 5727. An act to authorize and direct the Secretary of War to accept an act of sale and a dedication of certain property in the city of New Orleans, La., from the Board of Commissioners of the Port of New Orleans, and for other purposes;

S. 5402. An act to amend the act entitled "An act to provide more effectively for the national defense by increasing the efficiency of Air Corps of the Army of the United States, and for other purposes," approved July 2, 1926;

S. 3898. An act to provide for the elimination of grade crossings of steam railroads in the District of Columbia, and for other purposes; and

S. 3403. An act to amend section 8 of the act making appropriations to provide for the expenses of the government of the District of Columbia for the fiscal year ending June 30, 1914, and for other purposes, approved March 4, 1913.

The House has passed the following bills of the Senate, each with an amendment, in which it requests the concurrence of the Senate:

S. 2081. An act placing certain noncommissioned officers in the first grade;

S. 2643. An act to provide for the cooperation of the United States in the erection in the city of Panama of a monument to Gen. Simon Bolivar; and

S. 4746. An act authorizing the Secretary of Agriculture to collect and publish statistics of the grade and staple length of cotton.

The House has passed the bill (S. 3889) to authorize the railroad commission of Texas and the corporation commission of Oklahoma to regulate tolls charged for transit over certain bridges across the Red River, with amendments, in which it requests the concurrence of the Senate.

The House has passed the following bills, in which it requests the concurrence of the Senate:

H. R. 17136. An act granting the consent of Congress to the Baton Rouge-Mississippi River Bridge Co., its successors and assigns, to construct, maintain, and operate a bridge across the Mississippi River at Baton Rouge, La.; and

H. R. 17355. An act making appropriations for public building projects.

HOUSE BILLS REFERRED

The bills H. R. 17136 and H. R. 17355 this day received from the House of Representatives for concurrence, were each read the first and second times by unanimous consent and referred, respectively, to the Committee on Commerce and the Committee on Appropriations.

ORDER FOR SESSION TO-MORROW EVENING

On motion by Mr. Curtis, and by unanimous consent,

Ordered, That at the conclusion of the executive session to-morrow afternoon the Senate take a recess until 8 o'clock p. m., at which time the Senate shall proceed to the consideration of unobjectioned bills on the calendar, beginning at the point where the Senate leaves off the consideration of the calendar this evening, together with such bills as may be reported during the session to-morrow, and that the session to-morrow evening shall close at not later than 11 o'clock.

CONSIDERATION OF UNOBJECTIONED BILLS

The joint resolution (S. J. Res. 159) amending the act of May 13, 1924, entitled "An act providing a study regarding the equitable use of the waters of the Rio Grande," etc., having been reached,

On motion by Mr. Sheppard, and by unanimous consent, The Senate, as in Committee of the Whole, proceeded to consider the joint resolution (H. J. Res. 345) of a similar title; and no amendment being made, it was reported to the Senate.

Ordered, That it pass to a third reading.

The said joint resolution was read the third time.

Resolved, That it pass.

Ordered, That the Secretary notify the House of Representatives thereof.

On motion by Mr. Sheppard, and by unanimous consent,

Ordered, That the joint resolution (S. J. Res. 159) be postponed indefinitely.

The bill (S. 5506) authorizing and directing the Comptroller General of the United States to make payments of certain claims or to allow credits to disbursing agents of the Bureau of Reclamation, Department of the Interior, in certain cases, having been reached,

On motion by Mr. Gooding, and by unanimous consent,

The Senate, as in Committee of the Whole, proceeded to consider the bill (H. R. 14567) authorizing and directing the Comptroller General of the United States to make payments of certain claims or to allow credit to disbursing agents of the Bureau of Reclamation, Department of the Interior, in certain cases; and no amendment being made, it was reported to the Senate.

Ordered, That it pass to a third reading.

The said bill was read the third time.

Resolved, That it pass.

Ordered, That the Secretary notify the House of Representatives thereof.

Ordered, by unanimous consent, that the bill (S. 5506) of a similar title be postponed indefinitely.

The Senate, as in Committee of the Whole, proceeded to consider the following bills and joint resolution; and no amendment being made, they were severally reported to the Senate:

H. R. 6252. An act amending section 52 of the Judicial Code;

H. R. 12217. An act relating to the appointment of trustees and committees;

H. R. 12218. An act amending sections 1125 and 1127, chapter 31, of the District of Columbia Code;

H. R. 2229. An act for the relief of John Ferrell;

H. R. 5264. An act for the relief of Ann Margaret Mann;

H. R. 3378. An act for the relief of Randolph Foster Williams, deceased;

H. R. 10111. An act for the relief of D. Murray Cummings;

H. R. 16442. An act for the relief of Ira E. King;

H. R. 14925. An act authorizing the sale of the new subtreasury building and site in San Francisco, Calif.;

H. R. 11914. An act for the relief of the United States Fidelity & Guaranty Co.;

H. R. 3662. An act for the relief of Charles W. Shumate;

H. R. 3069. An act for the relief of Charles O. Dunbar;

H. R. 8894. An act for the relief of the Royal Holland Lloyd, a Netherlands corporation of Amsterdam, the Netherlands;

H. R. 2320. An act for the relief of Delmore A. Teller;

H. R. 7973. An act to provide American registry for the Norwegian sailing vessel *Dercent*;

H. R. 12797. An act to authorize the sale of the Buckeye target range, Arizona;

H. R. 12551. An act for the relief of the Fidelity & Deposit Co. of Maryland;

H. R. 1130. An act authorizing the Secretary of War to donate to the Wayne County Council of the Veterans of Foreign Wars, of Detroit, State of Michigan, two obsolete brass cannons;

H. R. 10504. An act to amend the act approved June 4, 1897, by authorizing an increase in the cost of lands to be embraced in the Shiloh National Military Park, Pittsburg Landing, Tenn.;

H. R. 10510. An act to prevent the destruction or dumping without good and sufficient cause thereof, of farm produce received in interstate commerce by commission merchants and others and to require them truly and correctly to account for all farm produce received by them;

H. R. 3791. An act to purchase a painting of the several ships of the United States Navy in 1891 and entitled "Peace";

H. R. 15602. An act to amend the last paragraph of an act entitled "An act to refer the claims of the Delaware Indians to the Court of Claims, with the right to appeal to the Supreme Court of the United States";

H. R. 15906. An act to authorize the purchase of land for an addition to the United States Indian school farm near Phoenix, Ariz.;

H. R. 10662. An act authorizing an appropriation for the construction of a roadway and walk leading to and around the Chalmette Monument, Chalmette, La.;

H. R. 9787. An act to correct the military record of Samuel Wemmer;

H. R. 16212. An act to authorize per capita payments to the Indians of the Cheyenne River Reservation, S. Dak.;

H. R. 5082. An act for the relief of David Barker;

H. R. 8852. An act for the relief of Thomas Maley; and

H. J. Res. 96. Joint resolution to authorize the President to pay to surgeons employed on the Alaska Railroad such sums as may be due them under agreement with the Alaskan Engineering Commission or the Alaska Railroad.

Ordered, That they pass to a third reading.

The said bills and joint resolution were severally read the third time.

Resolved, That they pass.

Ordered, That the Secretary notify the House of Representatives thereof.

The bill (S. 5017) for the relief of Ruth J. Walling having been reached,

The Senate, as in Committee of the Whole, and by unanimous consent, proceeded to consider the bill (H. R. 13971) for the relief of Ruth J. Walling; and no amendment being made, it was reported to the Senate.

Ordered, That it pass to a third reading.

The said bill was read the third time.

Resolved, That it pass.

Ordered, That the Secretary notify the House of Representatives thereof.

Ordered, by unanimous consent, that the bill (S. 5017) of a similar title be postponed indefinitely.

The Senate, as in Committee of the Whole, proceeded to consider the joint resolution (S. J. Res. 65) to provide for a national agricultural day; and the reported amendment having been agreed to,

An objection to the further consideration of the joint resolution was interposed by Mr. Bingham.

Subsequently, by unanimous consent,

The Senate, as in Committee of the Whole, resumed the consideration of the foregoing joint resolution; and no further amendment being proposed, it was reported to the Senate and the amendment made in the Committee of the Whole was concurred in.

Ordered, That it be engrossed and read a third time.

The said joint resolution was read the third time.

Resolved, That it pass, and that the title thereof be amended so as to read: "Joint resolution to provide for an agricultural day."

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The Senate, as in Committee of the Whole, proceeded to consider the bill (H. R. 16461) granting pensions and increase of pensions to certain soldiers and sailors of the Civil War and certain widows and dependent children of soldiers and sailors of said war; and the reported amendments in part having been agreed to, and the residue thereof amended, and as amended agreed to, the bill was reported to the Senate and the amendments made in the Committee of the Whole were concurred in.

Ordered, That the amendments be engrossed and the bill read a third time.

The said bill as amended was read the third time.

Resolved, That it pass, and that the title thereof be amended so as to read: "An act granting pensions and increase of pensions to certain soldiers and sailors of the Civil War and certain widows and dependent children of soldiers and sailors of said war, and other wars."

Ordered, That the Secretary request the concurrence of the House of Representatives in the amendments.

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Hattigan, one of its clerks:

Mr. President: The House has passed without amendment the joint resolution (S. J. Res. 154) extending the provisions of the acts of March 4, 1925, and April 13, 1926, relating to a compact between the States of Washington, Idaho, Oregon, and Montana, for allocating the waters of the Columbia River and its tributaries, and for other purposes.

The House has passed the following bills, in which it requests the concurrence of the Senate:

H. R. 13499. An act authorizing the erection of a sanitary fireproof hospital at the National Home for Disabled Volunteer Soldiers at Dayton, Ohio;

H. R. 14881. An act to relinquish to its equitable owner the title of the United States to the land in the claim of A. Moro and of Anthony Campbell in Jackson County, Miss.; and

H. R. 15827. An act to amend section 2 of an act entitled "An act authorizing investigation by the Secretary of the Interior and the Secretary of Commerce jointly to determine the location, extent, and mode of occurrence of potash deposits in the United States, and to conduct laboratory tests."

CONSIDERATION OF UNOBJECTIONED BILLS

The Senate, as in Committee of the Whole, proceeded to consider the following bills; and the reported amendments having been agreed to, the bills were severally reported to the Senate and the amendments were concurred in:

H. R. 13503. An act authorizing and directing the Secretary of the Interior to investigate, hear, and determine the claims of individual members of the Sioux Tribe of Indians against tribal funds or against the United States; and

H. R. 16238. An act for the relief of Josiah Ogden Hoffman.

Ordered, That the amendments be engrossed and the bills read a third time.

The said bills were read the third time.

Resolved, That they pass.

Ordered, That the Secretary request the concurrence of the House of Representatives in the amendments.

The Senate, as in Committee of the Whole, resumed the consideration of the bill (H. R. 15344) to amend an act entitled "An act authorizing the conservation, production, and exploitation of helium gas, a mineral resource pertaining to the national defense, and to the development of commercial aeronautics, and for other purposes; and the reported amendment having been agreed to, the bill was reported to the Senate and the amendment was concurred in.

Ordered, That the amendment be engrossed and the bill read a third time.

The said bill as amended was read the third time.

Resolved, That it pass.

Ordered, That the Secretary request the concurrence of the House of Representatives in the amendment.

The Senate, as in Committee of the Whole, proceeded to consider the bill (H. R. 10178) to confer authority on the Court of Claims to hear and determine the claim of Lester P. Barlow against the United States; and having been amended on the motion of Mr. Means, it was reported to the Senate and the amendment was concurred in.

Ordered, That the amendment be engrossed and the bill read a third time.

The said bill as amended was read the third time.

Resolved, That it pass.

Ordered, That the Secretary request the concurrence of the House of Representatives in the amendment.

The Senate, as in Committee of the Whole, resumed the consideration of the bill (H. R. 10857) granting the consent of Congress to the Interstate Bridge Co., of Lansing, Iowa, to con-

struct a bridge across the Mississippi River at Lansing; and the amendment heretofore proposed by Mr. Mayfield having been agreed to, the bill was reported to the Senate, and the amendment was concurred in.

Ordered, That the amendment be engrossed and the bill read a third time.

The said bill as amended was read the third time.

Resolved, That it pass.

Ordered, That the Secretary request the concurrence of the House of Representatives in the amendment.

The Senate, as in Committee of the Whole, proceeded to consider the following bills:

S. 2126. A bill for the relief of George Andre and Alphonse Andre;

S. 644. A bill for the relief of Henry H. Hall;

S. 3653. A bill for the relief of John H. Potter; and

S. 5348. A bill for the relief of Ira E. King.

Ordered, That they be postponed indefinitely.

The Senate, as in Committee of the Whole, proceeded to consider the bill (S. 4190) to authorize the settlement of the indebtedness of the Serbs, Croats, and Slovenes; and,

On motion by Mr. Reed of Pennsylvania,

Ordered, That it be postponed indefinitely.

The Senate, as in Committee of the Whole, proceeded to consider the bill (S. 5511) authorizing the President to appoint Capt. Reginald Rowan Belknap, United States Navy, retired, a rear admiral on the retired list of the Navy; and no amendment

Ordered, That it be engrossed and read a third time.

The said bill was read the third time.

Resolved, That it pass, and that the title thereof be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

On motion by Mr. Oddie, and by unanimous consent,

The vote on the passage of the foregoing bill was reconsidered.

The Senate, as in Committee of the Whole, proceeded to consider the bill (H. R. 16703) authorizing the President to appoint Capt. Reginald Rowan Belknap, United States Navy, retired, a rear admiral on the retired list of the Navy; and no amendment being made, it was reported to the Senate.

Ordered, That it pass to a third reading.

The said bill was read the third time.

Resolved, That it pass.

Ordered, That the Secretary notify the House of Representatives thereof.

Ordered, by unanimous consent, That the bill (S. 5511) of a similar title be postponed indefinitely.

POTASH DEPOSITS IN THE UNITED STATES

On motion by Mr. Sheppard, and by unanimous consent,

The bill (H. R. 15827) authorizing investigation by the Secretary of the Interior and the Secretary of Commerce jointly to determine the location, extent, and mode of occurrence of potash deposits in the United States, and to conduct laboratory tests, this day received from the House of Representatives for concurrence, was read the first and second times by unanimous consent and considered as in Committee of the Whole; and no amendment being made, it was reported to the Senate.

Ordered, That it pass to a third reading.

The said bill was read the third time by unanimous consent.

Resolved, That it pass.

Ordered, That the Secretary notify the House of Representatives thereof.

Ordered, by unanimous consent, that the bill (S. 5034) of a similar title be postponed indefinitely.

PAUL B. BELDING

The President pro tempore laid before the Senate the amendments heretofore received from the House of Representatives for concurrence to the bill (S. 2197) for the relief of Paul B. Belding; and,

On motion by Mr. Caraway,

Resolved, That the Senate agree thereto.

Ordered, That the Secretary notify the House of Representatives thereof.

PROMOTION OF NONCOMMISSIONED OFFICERS

The President pro tempore laid before the Senate the amendment this day received from the House of Representatives for concurrence to the bill (S. 2081) placing certain noncommissioned officers in the first grade; and,

On motion by Mr. Shortridge,

Resolved, That the Senate agree thereto.

Ordered, That the Secretary notify the House of Representatives thereof.

PUBLICATION OF COTTON STATISTICS

The President pro tempore laid before the Senate the amendment this day received from the House of Representatives for concurrence to the bill (S. 4746) authorizing the Secretary of Agriculture to collect and publish statistics of the grade and staple length of cotton.

The Senate proceeded, by unanimous consent, to consider the said amendment; and,

On motion by Mr. Mayfield,

Resolved, That the Senate agree thereto.

Ordered, That the Secretary notify the House of Representatives thereof.

CLAIMS OF A. MORO AND ANTHONY CAMPBELL

The bill (H. R. 14881) to relinquish to its equitable owners the title of the United States to the land in the claims of A. Moro and of Anthony Campbell, of Jackson County, Miss., this day received from the House of Representatives for concurrence, was read the first and second times by unanimous consent and considered as in Committee of the Whole; and no amendment being made, it was reported to the Senate.

Ordered, That it pass to a third reading.

The said bill was read the third time by unanimous consent.

Resolved, That it pass.

Ordered, That the Secretary notify the House of Representatives thereof.

Ordered, by unanimous consent, That the bill (S. 4720) of a similar title be postponed indefinitely.

AGREEMENTS FOR SETTLEMENT OF CLAIMS

On motion by Mr. Fess, and by unanimous consent,

Ordered, That the Committee on Naval Affairs be discharged from the further consideration of the bill (H. R. 15131) to authorize the Secretary of the Navy to modify agreements heretofore made for the settlement of certain claims in favor of the United States.

The Senate proceeded, by unanimous consent, as in Committee of the Whole, to consider the said bill; and no amendment being made, it was reported to the Senate.

Ordered, That it pass to a third reading.

The said bill was read the third time.

Resolved, That it pass.

Ordered, That the Secretary notify the House of Representatives thereof.

Ordered, by unanimous consent, That the bill (S. 4332) of a similar title be postponed indefinitely.

ADDITIONAL REPORTS OF COMMITTEES

Mr. Caraway, from the Committee on Agriculture and Forestry, to whom was referred the bill (H. R. 16551) to permit the granting of Federal aid in respect of certain roads and bridges, reported it without amendment.

Mr. Reed of Pennsylvania, from the Committee on Finance, to whom was referred the bill (H. R. 11948) to authorize the settlement of the indebtedness of the Kingdom of the Serbs, Croats, and Slovenes, reported it without amendment and submitted a report (No. 1674) thereon.

Mr. Oddie, from the Committee on Naval Affairs, to whom was referred the bill (H. R. 14718) for the promotion and retirement of William H. Santelmann, leader of the United States Marine Band, reported it without amendment and submitted a report (No. 1675) thereon.

Mr. Means, from the Committee on Claims, to whom were referred the following bills, reported them each without amendment and submitted reports thereon, as follows:

H. R. 12813. An act for the relief of the Bethlehem Shipbuilding Corporation (Ltd.) (Rept. No. 1676);

H. R. 17063. An act for the relief of C. G. Duganne and A. N. Ross (Rept. No. 1677);

H. R. 16311. An act for the relief of the First National Bank, Savannah, Ill. (Rept. No. 1678);

H. R. 17230. An act for the relief of Olof Nelson (Rept. No. 1679);

H. R. 16224. A act for the relief of the De Witt County National Bank, of Clinton, Ill. (Rept. No. 1680);

H. R. 15181. An act for the relief of S. K. Trnby (Rept. No. 1681);

H. R. 12623. An act for the relief of the owner of the steamer *Squantum* (Rept. No. 1682);

H. R. 12625. An act for the relief of the owner of scow 65H (Rept. No. 1683); and

H. R. 16080. An act for the relief of Calvin H. Burkhead (Rept. No. 1684).

Mr. Howell, from the Committee on Claims, to whom was referred the bill (H. R. 6588) for the relief of Franklin Mott Gunther, reported it without amendment and submitted a report (No. 1685) thereon.

Mr. Stanfield, from the Committee on Public Lands and Surveys, to whom were referred the following bills, reported them each without amendment and submitted reports thereon, as follows:

S. 5385. A bill authorizing the Secretary of the Interior to issue patent to the county of Del Norte, State of California, to Whaler Island in Crescent City Bay, Del Norte County, Calif., for purposes of a public wharf (Rept. No. 1686);

H. R. 11487. An act granting a right of way to the county of Imperial, State of California, over certain public lands for highway purposes (Rept. No. 1687);

H. R. 15650. An act to amend section 10 of the act entitled "An act extending the homestead laws and providing for right of way for railroads in the District of Alaska, and for other purposes," approved May 14, 1898 (30 Stat. L. p. 409) (Rept. No. 1688); and

H. R. 16110. An act to amend section 2455 of the Revised Statutes of the United States, as amended, relating to isolated tracts of public land (Rept. No. 1689).

Mr. Stanfield, from the Committee on Public Lands and Surveys, to whom was referred the bill (H. R. 15018) validating certain applications for and entries of public lands, reported it with an amendment and submitted a report (No. 1690) thereon.

Mr. Stanfield, from the Committee on Public Lands and Surveys, to whom was referred the bill (S. 4239) for the relief of homestead settlers on the drained Mud Lake bottom in the State of Minnesota, reported it with amendments and submitted a report (No. 1691) thereon.

Mr. Borah, from the Committee on Foreign Relations, to whom was referred the resolution (S. Res. 366) to investigate and study conditions and policies bearing upon the relationship between the Central American countries, Mexico, and the United States, reported it with amendments and submitted a report (No. 1647) thereon; and,

On motion by Mr. Borah,

Ordered, That it be referred to the Committee to Audit and Control the Contingent Expenses of the Senate.

INVESTIGATION OF CONTRACT WITH FRED HERRICK

Mr. Stanfield, from the Committee on Public Lands and Surveys, reported the following resolution (S. Res. 379), which was referred to the Committee to Audit and Control the Contingent Expenses of the Senate:

Resolved, That the limit of expenditure to be made under authority of Senate Resolution No. 332, agreed to January 31, 1927, be, and the same hereby is, increased from \$3,000 to \$4,255.82.

HOUSE BILL REFERRED

The bill H. R. 13499, this day received from the House of Representatives for concurrence, was read the first and second times by unanimous consent, and referred to the Committee on Military Affairs.

ADJOURNMENT

The hour of 11 o'clock p. m. having arrived.

The Senate adjourned.

TUESDAY, MARCH 1, 1927

The Vice President called the Senate to order, and the Chaplain offered prayer.

THE JOURNAL

The Chief Clerk proceeded to read the Journal of yesterday's proceedings, when Mr. Reed of Pennsylvania raised a question of order, viz, that the reading of the Journal was not in order at that time, cloture having been ordered, which operated to exclude all other business.

The Vice President, making the following statement, submitted the point of order to the Senate for its decision:

"The literal reading of Rule XXII is that after the cloture on a measure is voted under Rule XXII, that measure shall be the unfinished business to the exclusion of all other business until disposed of. The Chair in looking up the precedents finds that in 1919 the Vice President, Mr. Marshall, made this ruling:

"The Chair holds that for the first time in the history of the Senate the Senate has made something the unfinished business. Before this time unfinished business simply was the business that was left undisposed of at an adjournment or a recess, and heretofore the Senate has interfered with the unfinished business by permitting morning business to be transacted, but this is the first time that unfinished business was ever declared to be such by the Senate to the exclusion of all other business."

"The Chair has been unable to find any other precedent in connection with the matter. He requested the parliamentarian to look it up, and is informed that he did not find that Senator

Cummins, President pro tempore of the Senate, had ever ruled on it, and has been unable to find any other ruling than that to which the Chair has just made reference. The Chair desires to make this statement.

"In anticipation of the making of this point of order the Chair has made a study of the rules and the precedents thereunder. The infrequent occasions upon which the two-thirds cloture provision under Rule XXII has been invoked and the fact that it is so invoked in the closing days of this short session makes the decision at which the Senate is to arrive of great importance. In view of an apparent conflict in the strict interpretation of the rule and such precedents as the Chair has been able to find, with what may be the sense of the Senate upon the necessity of the morning hour continuing under the rule during these last days, the Chair will submit the point of order for settlement by the Senate.

"He does this for one reason, in order that this important question may be decided without the interjection of irrelevant considerations suggested by the chairman's attitude upon reform of the Senate rules. The Chair will frankly state that in his belief the ruling of Vice President Marshall is in accordance with the rule. But he realizes also that the upholding of the point of order which would cut the Senate out of a morning hour during the closing days of a short session will result in great injury to the public business. Such a holding of the Senate would subject unobjectioned and routine business to the same jam the general legislative business of the Senate now encounters.

"Generally the Chair feels that rules are framed for the purpose of facilitating and expediting the business of a parliamentary body, and he is unwilling to interject a decision on his part at this time which would have a contrary effect.

"He therefore submits the point of order to the Senate."

The Vice President stated the question to be, Is the point of order made by Mr. Reed of Pennsylvania well taken?

Mr. Bingham raised a question as to the presence of a quorum;

Whereupon

The Vice President directed the roll to be called;

When

Eighty-six Senators answered to their names, as follows:

Messrs. Ashurst, Bayard, Bingham, Blease, Borah, Bratton, Broussard, Bruce, Cameron, Capper, Caraway, Copeland, Couzens, Curtis, Dale, Deneen, Dill, Edge, Edwards, Ernst, Ferris, Fess, Fletcher, Frazier, George, Gerry, Gooding, Greene, Hale, Harrell, Harris, Harrison, Hawes, Hefflin, Howell, Johnson, Jones of New Mexico, Jones of Washington, Kendrick, Keyes, King, La Follette, Lenroot, McKellar, McLean, McMaster, McNary, Mayfield, Means, Metcalf, Moses, Neely, Norbeck, Norris, Nye, Oddie, Overman, Phipps, Pine, Pittman, Ransdell, Reed of Missouri, Reed of Pennsylvania, Robinson of Arkansas, Robinson of Indiana, Sackett, Schall, Sheppard, Shipstead, Shortridge, Simmons, Smoot, Steck, Stephens, Stewart, Swanson, Trammell, Tyson, Underwood, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, Wheeler, and Willis.

A quorum being present,

Pending debate,

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Chaffee, one of its clerks:

Mr. President: The House of Representatives has passed the bill (S. 2729) to authorize the refund of \$25,000 to the Columbia Hospital for Women and Lying-in Asylum, with amendments, in which it requests the concurrence of the Senate.

The House has passed the following concurrent resolution (H. Con. Res. 60), in which it requests the concurrence of the Senate:

Resolved by the House of Representatives (the Senate concurring), That during the remainder of the present session of Congress the engrossment and enrolling of bills and joint resolutions by printing, as provided by an act of Congress approved March 2, 1895, may be suspended, and said bills and joint resolutions may be engrossed and enrolled by the most expeditious methods consistent with accuracy.

The House has passed the following bills and joint resolutions, in which it requests the concurrence of the Senate:

H. R. 139. An act to provide for addition of certain land to the Challis National Forest;

H. R. 15343. An act to amend an act entitled "An act to provide for the examination and registration of architects and to regulate the practice of architecture in the District of Columbia," approved December 13, 1924, and for other purposes;

H. R. 16206. An act to provide for one additional district judge for the northern district of California;

H. R. 16577. An act to provide for date of precedence of certain officers of the staff corps of the Navy;

H. R. 17072. An act allowing the rank, pay, and allowances of a colonel, Medical Corps, to medical officers assigned to duty as personal physician to the President;

H. R. 17271. An act to extend the time for constructing a bridge across the Mississippi River between the city of Anoka, in the county of Anoka, and the village of Champlin in the county of Hennepin, State of Minnesota;

H. R. 17295. An act granting the consent of Congress to the Kanawha Falls Bridge Co. (Inc.) to construct, maintain, and operate a bridge across the Kanawha River;

H. R. 17297. An act granting the consent of Congress to the Fisher Lumber Corporation to construct, maintain, and operate a railroad bridge across the Tensas River in Louisiana;

H. J. Res. 42. Joint resolution authorizing the erection of a tablet or marker to the memory of Sacajawea, or Bird Woman, and

H. J. Res. 355. Joint resolution to provide for the payment of an indemnity to the British Government to compensate the dependents of Edwin Tucker, a British subject, alleged to have been killed by a United States Army ambulance in Colon, Panama.

The Speaker of the House having signed three enrolled bills, viz, H. R. 15905, H. R. 16770, and H. R. 16800, I am directed to bring the same to the Senate for the signature of its President.

ENROLLED BILLS SIGNED

Mr. Greene, from the Committee on Enrolled Bills, reported that they had examined and found truly enrolled the following bills:

H. R. 15905. An act to authorize the Postmaster General to cancel a certain screen-wagon contract, and for other purposes;

H. R. 16770. An act granting the consent of Congress to the Starr County Bridge Co., its successors and assigns, to construct, maintain, and operate a bridge across the Rio Grande River; and

H. R. 16800. An act making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against the revenues of such District for the fiscal year ending June 30, 1928, and for other purposes.

The Vice President thereupon signed the same, and they were delivered to the committee to be presented to the President of the United States.

THE JOURNAL

The Senate resumed the consideration of the question of order raised by Mr. Reed of Pennsylvania that the reading of the Journal was not in order at this time in view of the adoption of the cloture motion on H. R. 10729.

Pending further debate,

Mr. Shipstead raised a question of order, viz, that, under Rule XXII, points of order should be decided without debate.

The Vice President sustained the point of order; and On the question. Is the point of order raised by Mr. Reed of Pennsylvania well taken?

It was determined in the negative, {Yea----- 21
Nays----- 61

On motion by Mr. Robinson of Arkansas, The yeas and nays being desired by one-fifth of the Senators present,

Those who voted in the affirmative are—

Messrs. Blease, Bruce, Dale, Deneen, Fess, Frazier, Gooding, Greene, Harrell, Keyes, McLean, McNary, Metcalf, Moses, Nye, Reed of Pennsylvania, Robinson of Indiana, Sackett, Shortridge, Wheeler, and Willis.

Those who voted in the negative are—

Messrs. Ashurst, Bayard, Bingham, Borah, Bratton, Broussard, Capper, Caraway, Copeland, Couzens, Curtis, Dill, Edge, Edwards, Ernst, Ferris, Fletcher, George, Gerry, Hale, Harris, Harrison, Hawes, Hefflin, Howell, Johnson, Jones of New Mexico, Jones of Washington, Kendrick, King, La Follette, Lenroot, McKellar, McMaster, Mayfield, Means, Neely, Norbeck, Norris, Oddie, Overman, Phipps, Pine, Pittman, Ransdell, Reed of Missouri, Robinson of Arkansas, Schall, Sheppard, Shipstead, Simmons, Steck, Stephens, Stewart, Swanson, Trammell, Tyson, Wadsworth, Walsh of Massachusetts, Walsh of Montana, and Warren.

So the Senate decided the point of order was not well taken.

The Chief Clerk resumed the reading of the Journal.

On motion by Mr. Reed of Missouri that the further reading of the Journal be dispensed with,

Mr. Reed of Pennsylvania raised a question of order, viz, that the motion of Mr. Reed of Missouri was not in order.

The Vice President sustained the point of order, holding that, under Rule III, the reading of the Journal could only be dispensed with by unanimous consent.

Pending the further reading of the Journal, Mr. Howell raised a question as to the presence of a quorum; Mr. Reed of Pennsylvania raised a question of order; when The Presiding Officer (Mr. Willis in the chair) held that the reading of the Journal could not be interrupted by a quorum call.

Pending the further reading, On motion by Mr. McMaster, at 1 o'clock and 45 minutes p. m., that the Senate take a recess until 2 o'clock p. m., The Presiding Officer held the motion was not in order during the reading of the Journal.

The Chief Clerk resumed its reading, pending which, The further reading thereof was, by unanimous consent, dispensed with, and the Journal was approved.

MESSAGE FROM THE HOUSE

A message from the House of Representatives by Mr. Haltigan, one of its clerks:

Mr. President: The House of Representatives has agreed to the report of the committee of conference on the disagreeing votes of the two Houses on the amendments of the House to the bill (S. 4305) to authorize the sale, under provisions of the act of March 12, 1926 (public, No. 45), of surplus War Department real property.

The House has agreed to the report of the committee of conference on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H. R. 17243) to authorize appropriations for construction at military posts, and for other purposes.

The House has passed the following bills and joint resolutions, in which it requests the concurrence of the Senate:

H. R. 6235. An act to provide for the erection of a tablet or marker to Gen. Anthony Wayne at Defiance, Ohio;

H. R. 10977. An act to authorize an appropriation to pay half the cost of a bridge and road on the Hoopa Valley Reservation, Calif.;

H. R. 11324. An act to establish a national military park at the battle field of Fort Donelson, Tenn.;

H. R. 13486. An act to protect trade-marks used in commerce, to authorize the registration of such trade-marks, and for other purposes;

H. R. 14703. An act to authorize the Postmaster General to impose demurrage charges on undelivered collect-on-delivery parcels;

H. R. 15654. An act to amend section 2 of the act of March 3, 1905, entitled "An act to ratify and amend an agreement with the Indians residing on the Shoshone or Wind River Indian Reservation, in the State of Wyoming, and to make appropriations to carry the same into effect";

H. R. 15664. An act to withdraw and reserve certain lands for the Chippewa Indians in the State of Minnesota;

H. R. 16469. An act authorizing an appropriation for the repair and resurfacing of roads on the Fort Baker Military Reservation, Calif.;

H. R. 16472. An act granting certain lands to the State of California;

H. R. 16585. An act to amend the Code of Law for the District of Columbia in relation to descent and distribution;

H. R. 16693. An act amending the act approved August 30, 1890 (Stat. L. vol. 26, pp. 412-413), relative to condemnation of land for parks, parkways, and playgrounds;

H. R. 16771. An act to authorize the appraisal of certain Government property, and for other purposes;

H. R. 17024. An act authorizing the appropriation of \$2,500 for the erection of a tablet or marker at Medicine Lodge, Kans., to commemorate the holding of the Indian peace council, at which treaties were made with the Plains Indians in October, 1867;

H. R. 17091. An act to transfer Willacy County, in the State of Texas, from the Corpus Christi division of the southern district of Texas to the Brownsville division of such district;

H. R. 17111. An act to authorize an appropriation to rehabilitate the Picatinny Arsenal in New Jersey;

H. R. 17138. An act authorizing an appropriation to enable the Secretary of Agriculture to cooperate with the South Carolina Agricultural Experiment Station;

H. R. 17201. An act authorizing the erection of a sanitary fire-proof hospital at the National Home for Disabled Volunteer Soldiers at Dayton, Ohio;

H. R. 17249. An act granting the consent of Congress to the States of South Dakota and Nebraska, their successors and assigns, to construct, maintain, and operate a bridge across the Missouri River;

H. R. 17270. An act granting the consent of Congress to R. A. Breuer, H. L. Stolte, John M. Schermann, O. F. Nienhueser, and Robert Walker, their successors and assigns, to construct, maintain, and operate a bridge across the Missouri River;

H. R. 17292. An act granting the consent of Congress to the States of North Dakota and Minnesota to construct, maintain, and operate a bridge across the Red River of the North;

H. R. 17320. An act granting the consent of Congress to O. F. Schulte, E. H. Otto, O. W. Arcularius, J. L. Calvin, and J. H. Dickbrader, their successors and assigns, to construct, maintain, and operate a bridge across the Missouri River;

H. J. Res. 324. Joint resolution authorizing the use of a portion of that part of the United States National Cemetery Reservation at Chattanooga, Tenn., lying outside the cemetery wall, for a city pound, animal shelter, and hospital;

H. J. Res. 350. Joint resolution to provide for the payment of claims of certain German nationals against the United States;

H. J. Res. 353. Joint resolution for the relief of the consulate general at Yokohama, Japan; and

H. J. Res. 356. Joint resolution to provide for payment of the claim of the Government of China for compensation of Sun Jui-chin for injuries resulting from an assault on him by a private in the United States Marine Corps.

BUREAU OF CUSTOMS AND BUREAU OF PROHIBITION

The hour of 2 o'clock having arrived, The Vice President laid before the Senate its unfinished business, viz. the bill (H. R. 10729) to create a bureau of customs and a bureau of prohibition in the Department of the Treasury. Pending debate.

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Chaffee, one of its clerks:

Mr. President: The House of Representatives has agreed to the amendment of the Senate to the bill (H. R. 3858) to establish in the Bureau of Foreign and Domestic Commerce of the Department of Commerce a Foreign Commerce Service of the United States, and for other purposes.

The House has agreed to the amendments of the Senate to each of the following bills of the House:

H. R. 12532. An act granting pensions to certain soldiers who served in the Indian wars from 1859 to 1898, and for other purposes; and

H. R. 16461. An act granting pensions and increase of pensions to certain soldiers and sailors of the Civil War and certain widows and dependent children of soldiers and sailors of said war.

The House has passed the following bills and joint resolution, in which it requests the concurrence of the Senate:

H. R. 4040. An act granting allowances for rent, fuel, light, and equipment to postmasters of the fourth class, and for other purposes;

H. R. 14701. An act to extend collect-on-delivery service and limits of indemnity to third and fourth class domestic parcels on which the first-class rate of postage is paid;

H. R. 15208. An act to provide for the detention of fugitives apprehended in the District of Columbia;

H. R. 15347. An act to reorganize the office of the recorder of deeds of the District of Columbia, and for other purposes;

H. R. 15975. An act providing for the punishment of persons escaping from Federal penal or correctional institutions, and for other purposes;

H. R. 16173. An act to add certain lands to the Missoula National Forest, Mont.;

H. R. 16292. An act to appropriate treaty funds due the Wisconsin Pottawatomi Indians;

H. R. 16350. An act to provide for the collection and publication of statistics of tobacco by the Department of Agriculture;

H. R. 16555. An act authorizing the Secretary of the Interior to issue patent to the county of Del Norte, State of California, to Whaler Island, in Crescent City Bay, Del Norte County, Calif., for purposes of a public wharf;

H. R. 16655. An act to authorize the designation of persons to act for disbursing officers and others charged with the disbursement of public moneys of the United States;

H. R. 16918. An act to authorize the city of Niobrara, Nebr., to transfer Niobrara Island to the State of Nebraska;

H. R. 16920. An act granting permission for the laying of pipes for the transmission of steam along the alley between lots Nos. 5 and 32 in square No. 225;

H. R. 16998. An act to amend section 224 of the Judicial Code;

H. R. 17038. An act to amend section 71 of the Judicial Code, as amended;

H. R. 17182. An act authorizing construction of barracks at Fort Jay, Governors Island, N. Y.;

H. R. 17222. An act to authorize an additional appropriation for Fort McHenry, Md.;

H. R. 17227. An act providing for horticultural experiment and demonstration work in the southern Great Plains area;

H. R. 17268. An act to authorize the coinage of 50-cent pieces in commemoration of the one hundred and fiftieth anniversary of the meeting of the Continental Congress at York, Pa., September 30, 1777, and for other purposes;

H. R. 17333. An act granting the consent of Congress to the city of Youngstown to construct a bridge across the Mahoning River at West Avenue, Youngstown, Mahoning County, Ohio; and

H. J. Res. 354. Joint resolution to provide for the payment of an indemnity to the Chinese Government for the death of Chang Lin and Tong Huan Yah, alleged to have been killed by members of the armed forces of the United States.

The House has agreed to the following concurrent resolution (H. Con. Res. 56), in which it requests the concurrence of the Senate:

Resolved by the House of Representatives (the Senate concurring), That a committee of Congress, consisting of eight members and the presiding officers of the two Houses as members ex officio, four Senators to be appointed by the Presiding Officer of the Senate and four Members of the House of Representatives by the Speaker, be appointed to join and participate in the celebration as representing the Congress of the United States in the observance of the one hundred and fiftieth anniversary of the meeting of the Continental Congress at York, Pennsylvania, September 30, 1777, to be held in the city of York, Pennsylvania, September 30, 1927: Provided, That members of said committee shall be paid their actual expenses, one-half out of the contingent fund of the Senate and one-half out of the contingent fund of the House of Representatives.

BUREAU OF CUSTOMS AND BUREAU OF PROHIBITION

The Senate, as in Committee of the Whole, resumed the consideration of the bill (H. R. 10729) to create a bureau of customs and a bureau of prohibition in the Department of the Treasury.

Pending debate, Mr. Bruce raised a question as to the presence of a quorum;

Whereupon The Vice President directed the roll to be called;

When Eighty-nine Senators answered to their names, as follows:

Messrs. Ashurst, Bayard, Bingham, Blease, Borah, Bratton, Broussard, Bruce, Cameron, Capper, Caraway, Copeland, Couzens, Curtis, Dale, Deneen, Dill, Edge, Edwards, Ernst, Ferris, Fess, Fletcher, Frazier, George, Gerry, Goff, Gooding, Gould, Hale, Harrell, Harris, Harrison, Hawes, Hefflin, Howell, Johnson, Jones of New Mexico, Jones of Washington, Kendrick, Keyes, King, La Follette, Lenroot, McKellar, McLean, McMaster, McNary, Mayfield, Means, Metcalf, Moses, Neely, Norbeck, Norris, Nye, Oddie, Overman, Pepper, Phipps, Pine, Pittman, Ransdell, Reed of Missouri, Reed of Pennsylvania, Robinson of Arkansas, Robinson of Indiana, Sackett, Schall, Sheppard, Shipstead, Shortridge, Simmons, Smoot, Stanfield, Steck, Stephens, Stewart, Swanson, Trammell, Tyson, Underwood, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, Wheeler, and Willis.

A quorum being present, Pending debate.

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Haltigan, one of its clerks:

Mr. President: The House of Representatives has passed the following bills, in which it requests the concurrence of the Senate:

H. R. 16288. An act authorizing an appropriation for the survey and investigation of the placing of water on the Michaud division and other lands in the Fort Hall Indian Reservation;

H. R. 15476. An act to authorize the appropriation for use by the Secretary of Agriculture of certain funds for wool standards, and for other purposes;

H. R. 17044. An act to provide funds for the upkeep of the Puyallup Indian Cemetery at Tacoma, Wash.; and

H. R. 17334. An act to provide for the further development of agricultural extension work between the agricultural colleges in the several States receiving the benefits of the act entitled "An act donating public lands to the several States and Territories which may provide colleges for the benefit of agriculture and the mechanic arts," approved July 2, 1862, and all acts supplementary thereto, and the United States Department of Agriculture.

The President of the United States has informed the House that he approved and signed the following acts:

On February 26, 1927: H. R. 5823. An act to amend the Code of Law for the District of Columbia in relation to the qualification of jurors.

On February 28, 1927: H. R. 5028. An act for the promotion of certain officers of the United States Army on the retired list;

H. R. 10485. An act for the relief of William C. Harlee; and

H. R. 16462. An act making appropriations to supply urgent deficiencies in certain appropriations for the fiscal year ending June 30, 1927, and prior fiscal years, and to provide urgent supplemental appropriations for the fiscal year ending June 30, 1927, and for other purposes.

On March 1, 1927: H. R. 14831. An act to amend section 107 of the Judicial Code.

BUREAU OF CUSTOMS AND BUREAU OF PROHIBITION

The Senate, as in Committee of the Whole, resumed the consideration of the bill (H. R. 10729) to create a bureau of customs and a bureau of prohibition in the Department of the Treasury.

The reported amendment on page 3, line 23, having been disagreed to;

On motion by Mr. Bruce to further amend the bill by striking out subdivision (b) of section 5,

Mr. Bingham raised a question as to the presence of a quorum;

Whereupon The Vice President directed the roll to be called;

When Eighty-five Senators answered to their names, as follows:

Messrs. Ashurst, Bayard, Bingham, Blease, Borah, Bratton, Broussard, Bruce, Cameron, Capper, Caraway, Copeland, Couzens, Curtis, Dale, Deneen, Dill, Edge, Edwards, Ernst, Ferris, Fess, Fletcher, Frazier, George, Gerry, Goff, Gooding, Gould, Hale, Harris, Harrison, Hawes, Hefflin, Johnson, Jones of New Mexico, Jones of Washington, Kendrick, Keyes, King, La Follette, Lenroot, McKellar, McLean, McMaster, McNary, Mayfield, Means, Metcalf, Moses, Neely, Norbeck, Norris, Nye, Oddie, Overman, Phipps, Pine, Pittman, Ransdell, Reed of Missouri, Reed of Pennsylvania, Robinson of Arkansas, Robinson of Indiana, Sackett, Sheppard, Shipstead, Shortridge, Simmons, Smoot, Stanfield, Steck, Stephens, Stewart, Swanson, Trammell, Tyson, Underwood, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, Wheeler, and Willis.

A quorum being present, Pending debate.

PRESIDENTIAL APPROVALS

A message from the President of the United States, by Mr. Latta, his secretary:

Mr. President: The President of the United States approved and signed the following acts:

On February 28, 1927: S. 4287. An act amending section 3 of the act approved January 12, 1923, entitled "An act to distribute the commissioned line and engineer officers of the Coast Guard in grades, and for other purposes";

S. 95. An act for the relief of Carlos Tompkins;

S. 1859. An act for the relief of Patrick C. Wilkes, alias Clebourn P. Wilkes;

S. 1413. An act for the relief of Eustacio B. Davison;

S. 1261. An act for the relief of William H. Grayson;

S. 5671. An act to amend paragraph (c) of section 4 of the act entitled "An act to create the Inland Waterways Corporation for the purpose of carrying out the mandate and purpose of Congress as expressed in sections 201 and 500 of the transportation act, and for other purposes," approved June 3, 1924;

S. 467. An act for the relief of Joseph B. Tanner;

S. 521. An act for the relief of August Michalchuk;

S. 1641. An act for the relief of Mary H. Dougherty;

S. 2094. An act for the relief of C. P. Dryden;

S. 2242. An act for the relief of Mark J. White;

S. 2722. An act for the relief of the Muscle Shoals, Birmingham & Pensacola Railroad Co., the successor in interest of the receiver of the Gulf, Florida & Alabama Railway Co.;

S. 4957. An act to amend section 129 of the Judicial Code, allowing an appeal in a patent suit from a decree which is final except for the ordering of an accounting;

S. 5415. An act for the relief of Roswell H. Bancroft;

S. 5466. An act for the relief of the Citizens' National Bank, of Petty, Tex.; and

S. 5539. An act to authorize and direct the Comptroller General to settle and allow the claims of E. A. Goldenweiser, Edith M. Furbush, and Horatio M. Pollock for services rendered to the Department of Commerce.

On March 1, 1927: S. 179. An act for the relief of J. W. Neil; and

S. 2348. An act for the relief of Nick Masonich.
Ordered, That the Secretary notify the House of Representatives thereof.

CLAIMS ADJUSTED BY SECRETARY OF THE TREASURY

The Vice President laid before the Senate a communication from the President of the United States, together with an accompanying letter from the Director of the Bureau of the Budget, transmitting, pursuant to law, a communication from the Secretary of the Treasury submitting estimates of appropriations, in the sum of \$2,422,553, for the fiscal year ending June 30, 1927, to pay claims for damages to or losses of privately owned property, adjusted in accordance with the provisions of law, and which require an appropriation for their payment; which, with the accompanying papers, was referred to the Committee on Appropriations and ordered to be printed.

JUDGMENTS OF DISTRICT COURTS AGAINST THE GOVERNMENT

The Vice President laid before the Senate a communication from the President of the United States, together with an accompanying letter from the Director of the Bureau of the Budget, transmitting, pursuant to law, records of judgments rendered against the Government by the United States district courts in special cases, as submitted by the Attorney General through the Secretary of the Treasury, amounting to \$31,751.73, which require an appropriation for their payment; which, with the accompanying papers, was referred to the Committee on Appropriations and ordered to be printed.

BRICK PLANT AT DISTRICT OF COLUMBIA WORKHOUSE

The Vice President laid before the Senate a communication from the President of the United States, together with an accompanying letter from the Director of the Bureau of the Budget, transmitting, pursuant to law, a supplemental estimate of appropriation for increasing the capacity of the brick plant at the District of Columbia workhouse, amounting to \$18,000, to remain available until June 30, 1928; which, with the accompanying papers, was referred to the Committee on Appropriations and ordered to be printed.

FOREIGN SERVICE RETIREMENT AND DISABILITY SYSTEM

The Vice President laid before the Senate the following message from the President of the United States, which was read, and, with the accompanying papers, referred to the Committee on Foreign Relations:

To the Congress of the United States:

I transmit herewith a report by the Acting Secretary of State showing all receipts and disbursements on account of refunds, allowances, and annuities for the fiscal year ended June 30, 1926, in connection with the Foreign Service retirement and disability system, as required by section 18 (a) of an act for the reorganization and improvement of the Foreign Service of the United States, and for other purposes, approved May 24, 1924.

CALVIN COOLIDGE.

THE WHITE HOUSE, March 1, 1927.

(Inclosure: From the Acting Secretary of State with accompaniment.)

PETITIONS AND MEMORIALS

Mr. Kendrick presented a memorial of citizens of the State of Wyoming, remonstrating against the enactment of legislation proposing a modification of the immigration laws, and favoring the passage of the so-called deportation bill; which was referred to the Committee on Immigration.

Mr. Overman presented a memorial of citizens of Wilsons Mills, N. C., remonstrating against a severing of diplomatic relations with Mexico and Nicaragua; which was referred to the Committee on Foreign Relations.

Mr. Willis presented a memorial of citizens of the State of Ohio, remonstrating against the enactment of legislation providing for the closing of barber shops on Sunday in the District of Columbia; which was referred to the Committee on the District of Columbia.

Petitions praying the enactment of legislation granting pensions and increase of pensions to Civil War veterans and their widows were presented as follows:

By Mr. Willis: Several petitions of citizens of the State of Ohio.

By Mr. Neely: Several petitions of citizens of the State of West Virginia.

By Mr. Ernst: A petition of citizens of the State of Kentucky.

By Mr. Oddie: A petition of citizens of Yerington, Nev.

By Mr. Overman: A petition of citizens of New Hanover County, N. C.

By Mr. Capper: A petition of citizens of Junction City, Kans. *Ordered*, That they be referred to the Committee on Pensions.

ENROLLED BILLS AND JOINT RESOLUTION PRESENTED

Mr. Greene, from the Committee on Enrolled Bills, reported that they this day presented to the President of the United States the following enrolled bills and joint resolution:

S. 5722. An act to authorize the construction of new conservatories and other necessary buildings for the United States Botanic Garden;

S. 5744. An act authorizing the Secretary of the Treasury to sell certain land to the First Baptist Church, of Oxford, N. C.;

S. 5762. An act to amend sections 4 and 5 of the act entitled "An act granting the consent of Congress to the Gallia County Ohio River Bridge Co. and its successors and assigns, to construct a bridge across the Ohio River at or near Gallipolis, Ohio," approved May 13, 1926, as amended;

S. 5791. An act to extend the times for commencing and completing the construction of a bridge across the Wabash River at the city of Mount Carmel, Ill.; and

S. J. Res. 171. Joint resolution correcting description of lands granted to the State of New Mexico for the use and benefit of New Mexico College of Agriculture and Mechanic Arts, by enrolled bill S. 4910, Sixty-ninth Congress.

HOUSE BILLS AND JOINT RESOLUTIONS REFERRED

The bills and joint resolutions indicated below, this day received from the House of Representatives for concurrence, were severally read the first and second times by unanimous consent.

Ordered, That the bills H. R. 4040, H. R. 14701, and H. R. 14703 be referred to the Committee on Post Offices and Post Roads; that the bills H. R. 6235, H. R. 17024, and the joint resolution H. J. Res. 42 be referred to the Committee on the Library; that the bills H. R. 10977, H. R. 15654, H. R. 15664, H. R. 16292, H. R. 16918, and H. R. 17044 be referred to the Committee on Indian Affairs; that the bills H. R. 11324, H. R. 17072, H. R. 17111, H. R. 17182, H. R. 17201, and H. R. 17222 be referred to the Committee on Military Affairs; that the bills H. R. 15208, H. R. 15347, H. R. 16585, H. R. 16693, and H. R. 16920 be referred to the Committee on the District of Columbia; that the bills H. R. 15975, H. R. 16206, H. R. 16655, and H. R. 16998 be referred to the Committee on the Judiciary; that the bills H. R. 16173 and H. R. 16472 be referred to the Committee on Public Lands and Surveys; that the bills H. R. 15476, H. R. 16350, and H. R. 17227 be referred to the Committee on Agriculture and Forestry; that the bills H. R. 16577 and H. R. 16771 be referred to the Committee on Naval Affairs; that the bills H. R. 17249, H. R. 17270, H. R. 17271, H. R. 17292, H. R. 17295, H. R. 17297, and H. R. 17320 be referred to the Committee on Commerce; that the bill H. R. 17268 and the joint resolution H. J. Res. 350 be referred to the Committee on Finance; that the bill H. R. 13486 be referred to the Committee on Patents; and that the joint resolutions H. J. Res. 353, H. J. Res. 354, H. J. Res. 355, and H. J. Res. 356 be referred to the Committee on Foreign Relations.

EXECUTIVE SESSION

The hour of 4 o'clock having arrived, The Senate, under an order heretofore agreed to in executive session, proceeded to the consideration of executive business; and

After the consideration of executive business the doors were reopened;

When,
 On motion by Mr. Curtis, at 5 o'clock and 40 minutes p. m.,
 The Senate, pursuant to its order of yesterday, took a recess until 8 o'clock p. m.

AT 8 O'CLOCK P. M.

The Presiding Officer (Mr. Jones of Washington in the chair) called the Senate to order.

CONSIDERATION OF UNOBJECTED BILLS

The Senate, pursuant to its order of yesterday, proceeded to the consideration of unobjected bills on the calendar.

The bill (S. 5263) to provide for the further development of agricultural extension work between the agricultural colleges in the several States receiving the benefits of the act entitled "An act donating public lands to the several States and Territories which may provide colleges for the benefit of agriculture and the mechanic arts," approved July 2, 1862, and all acts supplementary thereto, and the United States Department of Agriculture, having been reached,

On motion by Mr. Capper, and by unanimous consent,
 The Vice President laid before the Senate the bill (H. R. 17334) of a similar title, this day received from the House of Representatives for concurrence, which was read the first and second times by unanimous consent; when

An objection to the further consideration of the bill was interposed by Mr. King.

The bill (S. 5443) granting pensions and increase of pensions to widows and former widows of certain soldiers, sailors, and marines of the Civil War, and for other purposes having been reached,

On motion by Mr. Norbeck, and by unanimous consent,
 The Senate, as in Committee of the Whole, proceeded to consider the bill (H. R. 13450) of a similar title; and having been amended on the motion of Mr. Norbeck, it was reported to the Senate and the amendment was concurred in.

Ordered, That the amendment be engrossed and the bill read a third time.

The said bill as amended was read the third time.

Resolved, That it pass.

Ordered, That the Secretary request the concurrence of the House of Representatives in the amendment.

Ordered, by unanimous consent, That the bill (S. 5443) of a similar title be postponed indefinitely.

The Senate, as in Committee of the Whole, proceeded to consider the bill (H. R. 6246) to establish a national military park at the battle field of Stones River, Tenn.; and having been amended on the motion of Mr. Wadsworth, it was reported to the Senate and the amendment was concurred in.

Ordered, That the amendment be engrossed and the bill read a third time.

The said bill as amended was read the third time.

Resolved, That it pass.

Ordered, That the Secretary request the concurrence of the House of Representatives in the amendment.

The Senate, as in Committee of the Whole, proceeded to consider the bill (S. 5395) to provide for the construction of the Deschutes project in Oregon, and for other purposes; and the reported amendment having been agreed to, an objection to the further consideration of the bill was interposed by Mr. Bratton.

The Senate, as in Committee of the Whole, proceeded to consider the following bills and joint resolutions; and no amendment being made, they were severally reported to the Senate:

H. R. 6847. An act to correct the military record of Thornton Jackson;

H. R. 6422. An act to correct the military record of George W. Kelly;

H. R. 6097. An act to accept the cession by the State of Arkansas of exclusive jurisdiction over a tract of land within the Hot Springs National Park, and for other purposes;

H. R. 10612. An act to withdraw certain public lands from settlement and entry;

H. R. 16952. An act to ratify and confirm act No. 3243 of the Philippine Legislature, approved November 27, 1925;

H. R. 13143. An act for the relief of the Charlotte Chamber of Commerce and Capt. Charles G. Dobbins, Army disbursing officer;

H. R. 10456. An act for the payment of claims for pay, personal injuries, loss of property, and other purposes incident to the operation of the Army;

H. R. 11396. An act for the relief of Lawrence F. Nelson;

H. R. 6143. An act to correct the military record of William J. Bodiford;

H. R. 15826. An act to add certain lands to the Colville National Forest, Wash.;

H. R. 1690. An act for the relief of Thomas P. McSherry;

H. R. 15252. An act to provide relief for certain natives of Borongan, Samar, P. I., for rental of houses occupied by the United States Army during the years 1900 to 1903;

H. R. 15253. An act for the relief of certain officers and former officers of the Army of the United States;

H. R. 16058. An act for the relief of certain officers of the Army of the United States;

H. R. 4258. An act to credit the accounts of James Hawkins, special disbursing agent, Department of Labor;

H. R. 531. An act for the relief of John A. Bingham;

H. R. 3253. An act for the relief of Lieut. Commander Garnet Hullings, United States Navy;

H. R. 8278. An act for the relief of A. B. Cameron;

H. R. 11852. An act for the relief of M. Tillery and Mrs. V. A. Tillery;

H. R. 10467. An act authorizing the city of Boulder, Colo., to purchase certain public lands;

H. R. 13050. An act releasing and granting to the State of Utah and the University of Utah any and all reversionary rights of the United States in and to the grounds now occupied as a campus by the University of Utah;

H. R. 13212. An act granting certain lands to the city of Bountiful, Utah, to protect the watershed of the water-supply system of said city;

H. R. 16207. An act to authorize an appropriation to enable the Secretary of the Interior to provide an adequate water sup-

ply for the Sequoyah Orphan Training School near Tablequah, Cherokee County, Okla.;

H. R. 8932. An act for the relief of William F. Redding;

H. R. 6057. An act for the relief of George Baiko & Co. (Inc.);

H. R. 9804. An act for the relief of the Pacific Steamship Co., of Seattle, Wash.;

H. R. 10422. An act for the relief of William J. O'Brien;

H. R. 1595. An act for the relief of Fannie Kravitz;

H. R. 2718. An act for the relief of M. F. Snider;

H. R. 8739. An act for the relief of Lim Toy, of the city of Boston, Mass.;

H. R. 9150. An act for the relief of the Niagara Machine & Tool Works.;

H. R. 10035. An act for the relief of Albert H. Hosley;

H. R. 12404. An act for the relief of Shadyside Bank;

H. R. 12388. An act for the relief of K. I. Ward;

H. R. 9640. An act to add certain lands to the Shoshone National Forest, Wyo.;

H. R. 1840. An act for the relief of Edward A. Grimes;

H. R. 14071. An act for the relief of Garfield Hankins;

H. R. 7703. An act for the relief of James F. McCarthy;

H. R. 5069. An act for the relief of Alice Barnes;

H. R. 6584. An act for the relief of Charles O. Schmidt;

H. R. 3295. An act for the relief of Sherman P. Browning;

H. R. 16017. An act granting public lands to the city of Golden, Colo., to secure a supply of water for municipal and domestic purposes;

H. R. 724. An act for the relief of Capt. Norman D. Cota;

H. R. 780. An act for the relief of J. S. Corbett;

H. R. 2329. An act for the relief of John A. Olson;

H. R. 8477. An act for the relief of Frank J. Dwyer;

H. R. 9063. An act for the relief of Marie Yvonne Gueguinou;

H. R. 9173. An act providing for the revision and printing of the index to the Federal Statutes;

H. R. 1133. An act for the relief of John G. Pauley;

H. R. 5275. An act for the relief of Theodore W. Goldin;

H. R. 5089. An act for the relief of Christine Mygatt;

H. R. 2589. An act for the relief of Archie O. Sprague;

H. R. 10496. An act for the relief of John A. Thornton;

H. R. 12334. An act for the relief of W. Randall Spurlock;

H. R. 15624. An act for the relief of Andrew McLaughlin;

H. R. 15541. An act to authorize the exchange of certain land between the United States and the District of Columbia;

H. R. 13477. An act to amend the act entitled "An act to amend the act entitled 'An act for the retirement of employees in the classified civil service, and for other purposes,' approved May 22, 1920, and acts in amendment thereof," approved July 3, 1926, and for other purposes;

H. R. 16744. An act to authorize a per capita payment from tribal funds to the Fort Hall Indians;

H. R. 16287. An act for the irrigation of additional lands within the Fort Hall Indian irrigation project in Idaho;

H. R. 10976. An act to amend the act entitled "An act for the survey and allotment of lands now embraced within the limits of the Fort Peck Indian Reservation, in the State of Montana, and the sale and disposal of all the surplus lands after allotment," approved May 30, 1908, as amended, and for other purposes;

H. R. 15305. An act for the relief of Ben Wagner;

H. R. 2722. An act to reimburse James J. Burns, jr., for damages to touring car by Government-owned truck;

H. R. 5930. An act for the relief of William J. Donaldson;

H. R. 7081. An act to authorize reimbursement of the government of the Philippine Islands for maintaining alien crews prior to April 6, 1917;

H. R. 9427. An act for the relief of Gilbert B. Perkins;

H. R. 4361. An act for the relief of the McHan Undertaking Co.;

H. R. 5787. An act for the relief of J. C. Herbert;

H. R. 16182. An act for the relief of William H. Lindsay;

H. R. 17108. An act giving jurisdiction to the Court of Claims to hear and determine the claim of the Butler Lumber Co. (Inc.);

H. R. 9211. An act to prescribe certain of the qualifications of voters in the Territory of Alaska, and for other purposes;

H. R. 16336. An act for the relief of Robert F. Neeley and Franklin E. Neeley;

H. R. 16957. An act granting patent to O. E. Moore;

H. R. 16845. An act to amend section 1 of the act approved May 26, 1926, entitled "An act to amend sections 1, 5, 6, 8, and 18 of an act approved June 4, 1920, entitled 'An act to provide for the allotment of lands of the Crow Tribe, for the distribution of tribal funds, and for other purposes'";

H. R. 2849. An act for the relief of the heirs of Russell J. Norton;

H. R. 11929. An act authorizing the Secretary of the Interior to sell to Leroy Stafford certain lands situate in Rapides Parish, La.;

H. R. 16551. An act to permit the granting of Federal aid in respect to certain roads and bridges;

H. R. 14718. An act for the promotion and retirement of William H. Santelmann, leader of the United States Marine Band;

H. R. 17063. An act for the relief of C. G. Duganne and A. N. Ross;

H. R. 16311. An act for the relief of the First National Bank, Savanna, Ill.;

H. R. 17230. An act for the relief of Olof Nelson;

H. R. 16224. An act for the relief of the De Witt County National Bank, of Clinton, Ill.;

H. R. 15181. An act for the relief of S. K. Truby;

H. R. 12623. An act for the relief of the owner of the steamer *Squantum*;

H. R. 12625. An act for the relief of the owner of scow 65H;

H. R. 6588. An act for the relief of Franklin Mott Gunther;

H. R. 11487. An act granting a right of way to the county of Imperial, State of California, over certain public lands for highway purposes;

H. R. 15650. An act to amend section 10 of the act entitled "An act extending the homestead laws and providing for right of way for railroads in the District of Alaska, and for other purposes," approved May 14, 1898 (30 Stat. L. p. 469);

H. J. Res. 330. Joint resolution to provide for the expenses of delegates of the United States to the Eighth Pan American Sanitary Conference to be held at Lima, Peru;

H. J. Res. 363. Joint resolution amending the joint resolution entitled "Joint resolution directing the Secretary of the Interior to withhold his approval of the adjustment of the Northern Pacific land grants, and for other purposes," approved June 5, 1924, and for other purposes;

H. J. Res. 351. Joint resolution to provide for the expenses of the participation of the United States in the work of the economic conference to be held at Geneva, Switzerland;

H. J. Res. 352. Joint resolution to provide for the expenses of the participation of the United States in the work of a preparatory commission to consider questions of reduction and limitation of armaments; and

H. J. Res. 243. Joint resolution for the relief of special disbursing agents of the Alaskan Engineering Commission or of the Alaska Railroad.

Ordered, That they pass to a third reading.

The said bills and joint resolutions were severally read the third time.

Resolved, That they pass.

Ordered, That the Secretary notify the House of Representatives thereof.

The Senate, as in Committee of the Whole, proceeded to consider the bill (H. R. 15668) authorizing the acquisition of a site for the farmers' produce market, and for other purposes; and the reported amendment having been agreed to, and the bill further amended on the motion of Mr. King, it was reported to the Senate and the amendments were concurred in.

Ordered, That the amendments be engrossed and the bill read a third time.

The said bill as amended was read the third time.

Resolved, That it pass, and that the title thereof be amended so as to read: "An act to authorize negotiation for the acquisition of a site for the farmers' produce market, and for other purposes."

Ordered, That the Secretary request the concurrence of the House of Representatives in the amendments.

The Senate, as in Committee of the Whole, proceeded to consider the bill (S. 4977) to authorize and direct the Secretary of War to grant a perpetual easement for public highway purposes over and upon a portion of Vancouver Military Reservation in the State of Washington; and the reported amendments having been agreed to, the bill was reported to the Senate and the amendments were concurred in.

Ordered, That it be engrossed and read a third time.

The said bill was read the third time.

Resolved, That it pass, and that the title thereof be amended so as to read: "A bill to authorize the Secretary of War to grant and convey to the city of Vancouver a perpetual easement for public highway purposes over and upon a portion of the Vancouver Barracks Military Reservation, in the State of Washington."

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The joint resolution (S. J. Res. 136) authorizing the use of a portion of that part of the United States National Cemetery Reservation at Chattanooga, Tenn., lying outside the cemetery

wall, for a city pound, animal shelter, and hospital, having been reached.

On motion by Mr. McKellar, and by unanimous consent,

The joint resolution (H. J. Res. 324) of a similar title, heretofore received from the House of Representatives for concurrence was read the first and second times by unanimous consent, and considered as in Committee of the Whole; and no amendment being made, it was reported to the Senate.

Ordered, That it pass to a third reading.

The said joint resolution was read the third time by unanimous consent.

Resolved, That it pass.

Ordered, That the Secretary notify the House of Representatives thereof.

Ordered, by unanimous consent, that the joint resolution (S. J. Res. 136) of a similar title be postponed indefinitely.

The Senate, as in Committee of the Whole, proceeded to consider the joint resolution (H. J. Res. 272) providing for the return of funds belonging to World War National Guard organizations; and the reported amendments having been agreed to, the joint resolution was reported to the Senate and the amendments were concurred in.

Ordered, That the amendments be engrossed and the joint resolution read a third time.

The said joint resolution as amended was read the third time.

Resolved, That it pass, and that the title thereof be amended so as to read: "Joint resolution providing for return of funds belonging to World War National Guard organizations that are not reconstituted."

Ordered, That the Secretary request the concurrence of the House of Representatives in the amendments.

The Senate, as in Committee of the Whole, proceeded to consider the following bills; and no amendment being made, they were severally reported to the Senate:

S. 5552. A bill to authorize the Commissioners of the District of Columbia to compromise and settle certain suits at law resulting from the subsidence of First Street east, in the District of Columbia, occasioned by the construction of a railroad tunnel under said street;

S. 4754. A bill to allow credits in the accounts of Harry Caden, special fiscal agent, Bureau of Reclamation, Department of the Interior;

S. 4383. A bill for the relief of certain claimants for interest arising from delay in the payment of drafts and cable transfers of the American Embassy at Constantinople between December 23, 1915, and April 21, 1917;

S. 4840. A bill to provide for the appointment of an additional judge for the District Court of the United States for the Northern District of New York;

S. 3882. A bill for the relief of Bert Moore;

S. 5708. A bill authorizing the use of land owned by the United States in the District of Columbia for highway purposes;

S. 4905. A bill relating to appropriations made for the construction of new McKinley High School;

S. 5314. A bill amending the act of February 28, 1925, reclassifying the salaries of postmasters;

S. 5700. A bill to amend the act approved June 7, 1924, relating to the regulation of the practice of dentistry in the District of Columbia;

S. 5766. A bill to amend the act of February 9, 1907, entitled "An act to define the term of 'registered nurse' and to provide for the registration of nurses in the District of Columbia";

S. 5757. A bill authorizing the Secretary of War to grant permission to the Port of Portland Commission to close the east channel of Swan Island, Oreg.;

S. 4651. An act relating to the Office of Public Buildings and Public Parks of the National Capital;

S. 5546. A bill to amend section 10 of the plant quarantine act, approved August 20, 1912;

S. 4998. A bill to provide a water system for the Indians of the Reno-Sparks Indian Colony, Nev.; and

S. 5385. A bill authorizing the Secretary of the Interior to issue patent to the county of Del Norte, State of California, to Whaler Island in Crescent City Bay, Del Norte County, Calif., for purposes of a public wharf.

Ordered, That they be engrossed and read a third time.

The said bills were severally read the third time.

Resolved, That they pass, and that the respective titles thereof be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The bill (S. 5725) to authorize an appropriation to rehabilitate the Picatinny Arsenal in New Jersey having been reached,

On motion by Mr. Wadsworth, and by unanimous consent,

Ordered, That the Committee on Military Affairs be discharged from the further consideration of the bill (H. R. 17111) of a similar title.

The Senate proceeded, by unanimous consent, as in Committee of the Whole, to consider the said bill; and no amendment being made, it was reported to the Senate.

Ordered, That it pass to a third reading.

The said bill was read the third time.

Resolved, That it pass.

Ordered, That the Secretary notify the House of Representatives thereof.

Ordered, That the bill (S. 5725) of a similar title be postponed indefinitely.

The Senate, as in Committee of the Whole, proceeded to consider the bill (H. R. 16389) granting pensions and increase of pensions to certain soldiers and sailors of the Regular Army and Navy, and certain soldiers and sailors of wars other than the Civil War, and to widows of such soldiers and sailors, etc.; and the reported amendments in part having been amended, and as amended agreed to, and the residue thereof agreed to, the bill was reported to the Senate and the amendments were concurred in.

Ordered, That the amendments be engrossed and the bill read a third time.

The said bill as amended was read the third time.

Resolved, That it pass.

Ordered, That the Secretary request the concurrence of the House of Representatives in the amendments.

The Senate, as in Committee of the Whole, proceeded to consider the joint resolution (H. J. Res. 207) directing the Comptroller General of the United States to correct an error made in the adjustment of the account between the State of New York and the United States, adjusted under the authority contained in the act of February 24, 1905 (33 Stat. L. p. 777), and appropriated for in the deficiency act of February 27, 1906; and the reported amendments having been agreed to, the joint resolution was reported to the Senate and the amendments were concurred in.

Ordered, That the amendments be engrossed and the joint resolution read a third time.

The said joint resolution as amended was read the third time.

Resolved, That it pass, that the preamble be amended, and as amended agreed to, and that the title thereof be amended so as to read: "Joint resolution directing the Comptroller General of the United States to correct an error made in the adjustment of the account between the State of New York and the United States, adjusted under the authority contained in the act of February 24, 1905 (Thirty-third Statutes at Large, page 777), and appropriated for in the deficiency act of February 27, 1906, and further directing the Comptroller General of the United States to restate and readjust the account between the State of North Carolina and the United States for and on account of advances and expenditures made by said State in the War of 1812 to 1815."

Ordered, That the Secretary request the concurrence of the House of Representatives in the amendments.

The Senate, as in Committee of the Whole, proceeded to consider the following bills; and the reported amendments having been agreed to, the bills were severally reported to the Senate and the amendments were concurred in:

S. 5232. A bill for the relief of Sadie Klauber;

S. 4830. A bill for the relief of M. Zingarelli and wife, Mary Alice Zingarelli;

S. 3725. A bill to amend an act entitled "An act to authorize the collection and editing of official papers of the Territories of the United States now in the national archives," approved March 3, 1925;

S. 5732. A bill to amend an act entitled "An act to authorize the Commissioners of the District of Columbia to close certain streets, roads, or highways in the District of Columbia rendered useless or unnecessary by reason of the opening, extension, widening, or straightening, in accordance with the highway plan of other streets, roads, or highways in the District of Columbia, and for other purposes";

S. 5632. A bill granting permission for the laying of pipes for the transmission of steam along the alley between lots Nos. 5 and 32 in square No. 225; and

S. 4230. A bill for the relief of homestead settlers on the drained Mud Lake bottom in the State of Minnesota.

Ordered, That they be engrossed and read a third time.

The said bills were severally read the third time.

Resolved, That they pass, and that the respective titles thereof be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The Senate proceeded to consider the resolution (S. Res. 373) referring the claim of Charles F. Bond, receiver of the

partnership of Thorp & Bond, to the Court of Claims for findings of fact; and

Resolved, That the Senate agree thereto.

The Senate proceeded to consider the resolution (S. Res. 377) that the "report of the Near East Relief for the year ending December 31, 1926," be printed as a Senate document; and

Resolved, That the Senate agree thereto.

The Senate, as in Committee of the Whole, proceeded to consider the bill (S. 4927) providing for the extension of the time limitations under which patents were issued in the case of persons who served in the military or naval forces of the United States during the World War; and the reported amendments in part having been agreed to,

An objection to the further consideration of the bill was interposed by Mr. Stewart.

The Senate, as in Committee of the Whole, proceeded to consider the bill (S. 4731) for the promotion and retirement of William H. Santelmann, leader of the United States Marine Band; and

Ordered, That it be postponed indefinitely.

The Senate, as in Committee of the Whole, proceeded to consider the following bills; and the reported amendments having been agreed to, the bills were reported to the Senate and the amendments were concurred in:

H. R. 12563. An act for the relief of Walter B. Avery and Fred S. Gichner; and

H. R. 1691. An act for the relief of Henry F. Downing.

Ordered, That the amendments be engrossed and the bills read a third time.

The said bills as amended were read the third time.

Resolved, That they pass.

Ordered, That the Secretary request the concurrence of the House of Representatives in the amendments.

The Senate, as in Committee of the Whole, proceeded to consider the following bills:

H. R. 2882. An act for the relief of E. D. Macready;

H. R. 2787. An act for the relief of John T. O'Neil; and

H. R. 7874. An act to correct the military record of John Ralston.

Ordered, That they be postponed indefinitely.

The Senate, as in Committee of the Whole, proceeded to consider the bill (H. R. 9318) authorizing the President to appoint James B. Dickson a second lieutenant of the Air Service in the Regular Army of the United States; and

Ordered, That it be postponed indefinitely.

On motion by Mr. Deneen,

The vote on the passage of the foregoing bill was reconsidered; and

Ordered, That it be returned to the calendar.

The Senate, as in Committee of the Whole, proceeded to consider the bill (S. 4825) authorizing the payment of certain sums to Roosevelt County, Mont.; and no amendment being made, it was reported to the Senate.

Ordered, That it be engrossed and read a third time.

The said bill was read the third time.

Resolved, That it pass, and that the title thereof be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

On motion by Mr. Cameron that the Senate reconsider its vote on the passage of the foregoing bill,

It was determined in the negative.

NOTICES OF MOTION TO SUSPEND RULE XVI

Mr. McKellar, by unanimous consent, submitted the following notices in writing:

I give notice that when the second deficiency appropriation bill (H. R. 17291) comes before the Senate that I will move to suspend paragraph 3 of Rule XVI, prohibiting general legislation on appropriation bills, and offer at the appropriate place the following amendment:

"To enable the Secretary of War to be on a fair basis in securing current generated at Muscle Shoals, Ala., the sum of \$2,000,000 is hereby appropriated to be used by the Secretary at his discretion for building transmission lines from Muscle Shoals to such point, or points, as he may select."

I give notice that when the second deficiency bill comes up that I will move to suspend Rule XVI, paragraph 3, prohibiting general legislation on appropriation bills, and offer the following amendment:

Amendment to be offered to second deficiency appropriation bill (H. R. 17291) by Mr. McKellar:

"Provided further, The Secretary of War is hereby authorized to use any funds at his disposal for river and harbor work

not exceeding \$200,000 for the purpose of making investigations and borings to ascertain and report to the Congress the feasibility of building a dam on Clinch River at Cove Creek, Tenn., and in the event the Federal Power Commission shall issue either a permit or a license to any private company under the Federal power act, such company shall repay to the United States the money so expended by the Secretary of War."

INTRODUCTION OF JOINT RESOLUTION

Mr. Mayfield, by unanimous consent, introduced a joint resolution (S. J. Res. 172) proposing an amendment to the Constitution of the United States relative to intrastate commerce; which was referred to the Committee on Interstate Commerce.

HOUR OF MEETING TO-MORROW

On motion by Mr. Curtis,

Ordered, That when the Senate concludes its business to-day it adjourn until 11 o'clock a. m. to-morrow.

ADDITIONAL REPORTS OF COMMITTEES

Mr. McNary, by unanimous consent, from the Committee on Agriculture and Forestry, to whom were referred the following bills, reported them each without amendment:

S. 5767. A bill authorizing an appropriation to enable the Secretary of Agriculture to cooperate with the South Carolina Agricultural Experiment Station; and

H. R. 16350. A bill to provide for the collection and publication of statistics of tobacco by the Department of Agriculture.

Mr. Hale, by unanimous consent, from the Committee on Naval Affairs, to whom were referred the following bills, reported them each without amendment and submitted reports thereon, as follows:

H. R. 16507. An act to authorize an increase in the limit of cost of certain naval vessels, and for other purposes (Rept. No. 1693); and

H. R. 16973. An act to authorize the Secretary of the Navy to proceed with the construction of certain public works, and for other purposes (Rept. No. 1694).

The Senate proceeded, by unanimous consent, to consider the said bills as in Committee of the Whole; and no amendment being made, they were reported to the Senate.

Ordered, That they pass to a third reading.

The said bills were read the third time.

Resolved, That they pass.

Ordered, That the Secretary notify the House of Representatives thereof.

SOUTH CAROLINA EXPERIMENT STATION

The bill (H. R. 17138) authorizing an appropriation to enable the Secretary of Agriculture to cooperate with the South Carolina Experiment Station, this day received from the House of Representatives for concurrence, was read the first and second times by unanimous consent, and considered as in Committee of the Whole; and no amendment being made, it was reported to the Senate.

Ordered, That it pass to a third reading.

The said bill was read the third time by unanimous consent.

Resolved, That it pass.

Ordered, That the Secretary notify the House of Representatives thereof.

Ordered, by unanimous consent, that the bill (S. 5767) of a similar title be postponed indefinitely.

ADJOURNMENT

The hour of 11 o'clock p. m. having arrived,

The Senate, under its order of to-day, adjourned until 11 o'clock a. m. to-morrow.

WEDNESDAY, MARCH 2, 1927

The Vice President called the Senate to order, and the Chaplain offered prayer.

THE JOURNAL

A request for unanimous consent that the reading of the Journal be dispensed with and that it be approved having been objected to,

Mr. Hale rose to a question of personal privilege; when Mr. Reed of Pennsylvania raised a question of order, viz, that the reading of the Journal could not be interrupted.

The Vice President held that, under the rule, the Journal would have to be read.

The Journal of the proceedings of yesterday was thereupon read and approved.

SENATORIAL CAMPAIGN EXPENDITURES

On motion by Mr. Reed of Missouri that the Senate proceed to the consideration of the resolution (S. Res. 364) continuing during the Seventieth Congress Senate Resolutions 195, 227,

258, and 324, relative to senatorial campaign expenditures, and enlarging the authority of the special committee.

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Haltigan, one of its clerks:

Mr. President: The House of Representatives has passed the following bills of the Senate, each without amendment:

S. 1490. An act to provide for the appointment of an additional judge of the district court of the United States for the western district of New York;

S. 2164. An act granting the consent of Congress to the city of Fort Smith, Sebastian County, Ark., to construct, maintain, and operate a dam across the Poteau River;

S. 4330. An act authorizing the Secretary of War to make settlement of the claim of the Franklin Ice Cream Co.;

S. 4795. An act for the relief of B. F. Cowley;

S. 5352. An act to provide for one additional district judge for the eastern district of Michigan;

S. 5479. An act to authorize the Secretary of the Navy to dispose of certain parts of the frigate *Constitution*, to be used as souvenirs; and

S. 5548. An act to credit the accounts of Richings J. Shand, United States property and disbursing officer, Illinois National Guard.

The House insists upon its amendments to the bill (S. 1339) for the relief of Katherine Southland, disagreed to by the Senate; it agrees to the conference asked by the Senate on the disagreeing votes of the two Houses thereon, and has appointed Mr. Underhill, Mr. Vincent, and Mr. Box managers at the same on its part.

The House has disagreed to the amendment of the Senate to the bill (H. R. 13503) authorizing and directing the Secretary of the Interior to investigate, hear, and determine the claims of individual members of the Sioux Tribe of Indians against tribal funds or against the United States; it asks a conference with the Senate on the disagreeing votes of the two Houses thereon, and has appointed Mr. Leavitt, Mr. Sproul of Kansas, and Mr. Hayden managers at the same on its part.

The House has passed the joint resolution (S. J. Res. 4) to suspend until February 1, 1928, the jurisdiction, power, and authority of the Federal Power Commission to issue licenses on the Colorado River and its tributaries under the Federal water power act, approved June 10, 1920, with amendments, in which it requests the concurrence of the Senate.

The House has agreed to the amendments of the Senate to the bill (H. R. 10465) granting the consent of Congress to the State of Rhode Island or to such corporation as the State of Rhode Island may grant a charter to construct a bridge across Mount Hope Bay at the mouth of the Taunton River between the towns of Bristol and Portsmouth, in Rhode Island.

The House has agreed to the concurrent resolution (S. Con. Res. 28) to print, with illustrations, the President's speech before the two Houses of Congress on February 22, 1927, relative to the celebration of the two hundredth anniversary of the birth of George Washington.

The House has agreed to the following concurrent resolution (H. Con. Res. 53), in which it requests the concurrence of the Senate:

Resolved by the House of Representatives (the Senate concurring), That House Concurrent Resolution 43, adopted on February 6, 1925, providing for the printing of a revised edition of the Biographical Congressional Directory up to and including the Sixty-eighth Congress, be, and is hereby, rescinded, and that in lieu thereof there shall be compiled, printed with illustrations, and bound, as may be directed by the Joint Committee on Printing, a revised edition of the Biographical Directory of the American Congress up to and including the Sixty-ninth Congress (1774-1927); and that six thousand five hundred additional copies shall be printed, of which four thousand four hundred copies shall be for the use of the House of Representatives, one thousand six hundred copies for the use of the Senate, and five hundred copies for the use of the Joint Committee on Printing.

The House has passed the following bills, in which it requests the concurrence of the Senate:

H. R. 9009. An act to provide for the acquisition of a site and the construction thereon of a fireproof office building or buildings for the House of Representatives;

H. R. 12414. An act for the relief of homestead settlers on the drained Mud Lake bottom in the State of Minnesota;

H. R. 17130. An act to conserve the revenues from medicinal spirits and provide for the effective Government control of such spirits, to prevent the evasion of taxes, and for other purposes; and

H. R. 17371. An act granting the consent of Congress for the construction of a bridge across the Caney Fork River in Tennessee.

The Speaker of the House having signed 69 enrolled bills, viz, S. 70, S. 105, S. 111, S. 115, S. 118, S. 227, S. 1642, S. 1914, S. 2081, S. 2197, S. 2322, S. 2594, S. 2597, S. 3403, S. 3418, S. 3888, S. 4069, S. 4746, S. 4851, S. 4863, S. 4964, S. 5083, S. 5213, S. 5266, S. 5402, S. 5435, S. 5523, S. 5727, H. R. 1130, H. R. 2229, H. R. 2320, H. R. 3069, H. R. 3378, H. R. 3602, H. R. 3791, H. R. 3858, H. R. 5082, H. R. 5264, H. R. 6252, H. R. 7073, H. R. 8852, H. R. 8894, H. R. 9787, H. R. 10111, H. R. 10465, H. R. 10510, H. R. 10662, H. R. 11914, H. R. 12217, H. R. 12218, H. R. 12532, H. R. 12551, H. R. 12797, H. R. 13971, H. R. 14567, H. R. 14881, H. R. 14925, H. R. 15129, H. R. 15131, H. R. 15602, H. R. 15827, H. R. 15906, H. R. 16183, H. R. 16212, H. R. 16442, H. R. 16507, H. R. 16703, H. R. 16973, and H. R. 17243, and 4 enrolled joint resolutions, viz, S. J. Res. 154, H. J. Res. 93, H. J. Res. 345, and H. J. Res. 351, I am directed to bring the same to the Senate for the signature of its President.

ENROLLED BILLS AND JOINT RESOLUTIONS SIGNED

Mr. Greene, from the Committee on Enrolled Bills, reported that they had examined and found truly enrolled the following bills and joint resolutions:

S. 70. An act for the relief of Charles A. Mayo, T. S. Taylor, and Frank Hickey;

S. 105. An act for the relief of Arthur E. Colgate, administrator of Clinton G. Colgate, deceased;

S. 111. An act for the relief of the owners of the ferryboat *Oregon*;

S. 115. An act for the relief of the owner of the steamship *Neptune*;

S. 118. An act for the relief of all owners of cargo aboard the steamship *Gaelic Prince* at the time of her collision with the U. S. S. *Antigone*;

S. 227. An act to provide for the appointment of an additional district judge for the district of Connecticut;

S. 1642. An act to provide for the appointment of an additional district judge for the eastern district of Pennsylvania;

S. 1914. An act directing the resurvey of certain lands;

S. 2081. An act placing certain noncommissioned officers in the first grade;

S. 2197. An act for the relief of Paul B. Belding;

S. 2322. An act to provide for the elimination of the Michigan Avenue grade crossing in the District of Columbia, and for other purposes;

S. 2594. An act for the relief of Odelon Ramos;

S. 2597. An act authorizing the President to appoint and retire certain persons first lieutenants in the Medical Corps, United States Army;

S. 3403. An act to amend section 8 of the act making appropriations to provide for the expenses of the government of the District of Columbia for the fiscal year ending June 30, 1914, and for other purposes, approved March 4, 1913;

S. 3418. An act to create an additional judge for the district of Maryland;

S. 3888. An act to provide for the elimination of grade crossings of steam railroads in the District of Columbia, and for other purposes;

S. 4069. An act to authorize the Secretary of the Interior to exchange for lands in private ownership in Gunnison County, Colo., certain public lands in Delta County, Colo.;

S. 4746. An act authorizing the Secretary of Agriculture to collect and publish statistics of the grade and staple length of cotton;

S. 4851. An act authorizing the Secretary of War to convey to the city of Springfield, Mass., certain parcels of land within the Springfield Armory Military Reservation, Mass., and for other purposes;

S. 4863. An act authorizing the adjustment of the boundaries of the Arapaho National Forest, and for other purposes;

S. 4964. An act transferring a portion of the lands of the military reservation of the Presidio of San Francisco to the Department of the Treasury;

S. 5083. An act to extend the times for commencing and completing the construction of a bridge across the Ohio River at Louisville, Ky., and to repeal certain former bridge laws;

S. 5213. An act for the relief of Lucy Webb Hayes National Training School for Deaconesses and Missionaries;

S. 5266. An act to prohibit the sale of black bass in the District of Columbia;

S. 5402. An act to amend the act entitled "An act to provide more effectively for the national defense by increasing the efficiency of Air Corps of the Army of the United States, and for other purposes," approved July 2, 1926;

S. 5435. An act to provide for the widening of C Street NE., in the District of Columbia, and for other purposes;

S. 5523. An act authorizing the Shoshone Tribe of Indians of the Wind River Reservation in Wyoming to submit claims to the Court of Claims;

S. 5727. An act to authorize and direct the Secretary of War to accept an act of sale and a dedication of certain property in the city of New Orleans, La., from the board of commissioners of the port of New Orleans, and for other purposes;

H. R. 1130. An act authorizing the Secretary of war to donate to the Wayne County Council of the Veterans of Foreign Wars, of Detroit, State of Michigan, two obsolete brass cannons;

H. R. 2229. An act for the relief of John Ferrell;

H. R. 2320. An act for the relief of Delmore A. Teller;

H. R. 3069. An act for the relief of Charles O. Dunbar;

H. R. 3378. An act for the relief of Randolph Foster William-

son, deceased;

H. R. 3602. An act for the relief of Charles W. Shumate;

H. R. 3791. An act to purchase a painting of the several ships of the United States Navy in 1891 and entitled "Peace";

H. R. 3858. An act to establish in the Bureau of Foreign and Domestic Commerce of the Department of Commerce a Foreign Commerce Service of the United States, and for other purposes;

H. R. 5082. An act for the relief of David Barker;

H. R. 5264. An act for the relief of Ann Margaret Mann;

H. R. 6252. An act amending section 52 of the Judicial Code;

H. R. 7973. An act to provide American registry for the Norwegian sailing vessel *Derwent*;

H. R. 8852. An act for the relief of Thomas Maley;

H. R. 8894. An act for the relief of the Royal Holland Lloyd, a Netherlands corporation, of Amsterdam, the Netherlands;

H. R. 9787. An act to correct the military record of Samuel

Wemmer;

H. R. 10111. An act for the relief of D. Murray Cummings;

H. R. 10465. An act granting the consent of Congress to the Mount Hope Bridge Co., its successors and assigns, to construct, maintain, and operate a bridge across Mount Hope Bay between the towns of Bristol and Portsmouth, in Rhode Island;

H. R. 10510. An act to prevent the destruction or dumping, without good and sufficient cause therefor, of farm produce received in interstate commerce by commission merchants and others, and to require them truly and correctly to account for all farm produce received by them;

H. R. 10662. An act authorizing an appropriation for the construction of a roadway and walk leading to and around the Chalmette Monument, Chalmette, La.;

H. R. 11914. An act for the relief of the United States Fidelity & Guaranty Co.;

H. R. 12217. An act relating to the appointment of trustees and committees;

H. R. 12218. An act amending sections 1125 and 1127, chapter 31, of the District of Columbia Code;

H. R. 12532. An act granting pensions to certain soldiers who served in the Indian wars from 1817 to 1898, and for other purposes;

H. R. 12551. An act for the relief of the Fidelity & Deposit Co. of Maryland;

H. R. 12797. An act to authorize the sale of the Buckeye Target Range, Arizona;

H. R. 13971. An act for the relief of Ruth J. Walling;

H. R. 14567. An act authorizing and directing the Comptroller General of the United States to make payments of certain claims or to allow credit to disbursing agents of the Bureau of Reclamation, Department of the Interior, in certain cases;

H. R. 14881. An act to relinquish to its equitable owners the title of the United States to the land in the claims of A. Moro and of Anthony Campbell in Jackson County, Miss.;

H. R. 14925. An act authorizing the sale of the new sub-treasury building and site in San Francisco, Calif.;

H. R. 15129. An act granting the consent of Congress to the Indiana Bridge Co. to construct, maintain, and operate a bridge across the Ohio River at Evansville, Ind.;

H. R. 15131. An act to authorize the Secretary of the Navy to modify agreements heretofore made for the settlement of certain claims in favor of the United States;

H. R. 15602. An act to amend the last paragraph of an act entitled "An act to refer the claims of the Delaware Indians to the Court of Claims, with the right of appeal to the Supreme Court of the United States";

H. R. 15827. An act to amend section 2 of an act entitled "An act authorizing investigation by the Secretary of the Interior and the Secretary of Commerce jointly to determine the loca-

tion, extent, and mode of occurrence of potash deposits in the United States, and to conduct laboratory tests;

H. R. 15906. An act to authorize the purchase of land for addition to the United States Indian school farm near Phoenix, Ariz.;

H. R. 16183. An act granting relief to Thomas M. Livingston;

H. R. 16212. An act to authorize per capita payments to the Indians of the Cheyenne River Reservation, S. Dak.;

H. R. 16442. An act for the relief of Ira E. King;

H. R. 16507. An act to authorize an increase in the limit of cost of certain naval vessels, and for other purposes;

H. R. 16703. An act authorizing the President to appoint Capt. Reginald Rowan Belknap, United States Navy, retired, a rear admiral on the retired list of the Navy;

H. R. 16973. An act to authorize the Secretary of the Navy to proceed with the construction of certain public works, and for other purposes;

H. R. 17243. An act to authorize appropriations for construction at military posts, and for other purposes;

S. J. Res. 154. Joint resolution extending the provisions of the acts of March 4, 1925, and April 13, 1926, relating to a compact between the States of Washington, Idaho, Oregon, and Montana for allocating the waters of the Columbia River and its tributaries, and for other purposes;

H. J. Res. 96. Joint resolution to authorize the President to pay to surgeons employed on the Alaska Railroad such sums as may be due them under agreement with the Alaskan Engineering Commission or the Alaska Railroad;

H. J. Res. 345. Joint resolution amending the act of May 13, 1924, entitled "An act providing a study regarding the equitable use of the waters of the Rio Grande," etc.; and

H. J. Res. 351. Joint resolution to provide for the expenses of the participation of the United States in the work of the economic conference to be held at Geneva, Switzerland.

The Vice President thereupon signed the same, and they were delivered to the committee to be presented to the President of the United States.

INVESTIGATION OF SENATORIAL CAMPAIGN EXPENDITURES

Mr. Reed of Missouri raised a question as to the presence of a quorum;

Whereupon

The Vice President directed the roll to be called;

When

Eighty-seven Senators answered to their names, as follows:

Messrs. Ashurst, Bayard, Bingham, Blease, Borah, Bratton, Broussard, Bruce, Cameron, Capper, Caraway, Copeland, Couzens, Curtis, Dale, Deneen, Dill, Edge, Edwards, Ernst, Ferris, Fess, Fletcher, Frazier, George, Gerry, Goff, Gooding, Gould, Greene, Hale, Harreld, Harris, Harrison, Hawes, Hefflin, Howell, Johnson, Jones of Washington, Kendrick, Keyes, King, La Follette, Lenroot, McKellar, McLean, McMaster, McNary, Mayfield, Means, Metcalf, Moses, Neely, Norbeck, Norris, Nye, Oddie, Overman, Phipps, Pine, Pittman, Ransdell, Reed of Missouri, Reed of Pennsylvania, Robinson of Arkansas, Robinson of Indiana, Sackett, Schall, Sheppard, Shipstead, Shortridge, Simmons, Smoot, Stanfield, Steck, Stephens, Stewart, Swanson, Trammell, Tyson, Underwood, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, and Willis.

A quorum being present,

The question being taken on agreeing to the motion of Mr. Reed of Missouri that the Senate proceed to the consideration of the resolution (S. Res. 364) continuing during the Seventieth Congress Senate Resolutions 195, 227, 258, and 324, relative to senatorial campaign expenditures, and enlarging the authority of the special committee,

It was determined in the affirmative, { Yeas----- 56
Nays----- 25

On motion by Mr. Moses,

The yeas and nays being desired by one-fifth of the Senators present,

Those who voted in the affirmative are—

Messrs. Ashurst, Bayard, Borah, Bratton, Broussard, Bruce, Capper, Caraway, Copeland, Couzens, Curtis, Dill, Edwards, Ferris, Fletcher, Frazier, George, Gerry, Goff, Gooding, Harrison, Hawes, Hefflin, Howell, Johnson, Jones of Washington, Kendrick, King, La Follette, Lenroot, McKellar, McMaster, McNary, Mayfield, Neely, Norris, Nye, Overman, Pittman, Ransdell, Reed of Missouri, Robinson of Arkansas, Sackett, Sheppard, Shipstead, Shortridge, Simmons, Stanfield, Steck, Stephens, Stewart, Swanson, Trammell, Tyson, Walsh of Massachusetts, and Walsh of Montana.

Those who voted in the negative are—

Messrs. Bingham, Blease, Cameron, Deneen, Edge, Ernst, Fess, Gould, Greene, Hale, Harreld, Keyes, Metcalf, Moses,

Oddie, Phipps, Pine, Reed of Pennsylvania, Robinson of Indiana, Schall, Smoot, Wadsworth, Warren, Watson, and Willis.

So the motion of Mr. Reed of Missouri was agreed to; and The Senate resumed the consideration of the said resolution.

Pending debate,

Mr. Reed of Missouri having modified the same so as to read as follows:

Resolved, That Senate Resolutions Nos. 195, 227, and 258 of the Sixty-ninth Congress, first session, and Senate Resolution No. 324 of the Sixty-ninth Congress, second session, be, and they hereby are, continued in force during the interim between the Sixty-ninth Congress and the Seventieth Congress, and thereafter until the 30th day of December, 1927.

That the special committee created pursuant to Senate Resolution No. 195 of the Sixty-ninth Congress, first session, is authorized, in its discretion, and/or at the request of either William S. Vare or William B. Wilson, to open any or all ballot boxes and examine and tabulate any or all ballots and scrutinize all books, papers, and documents which are now in its possession, or any that shall come into its possession, concerning the general election held in the State of Pennsylvania on the 2d day of November, 1926.

On motion by Mr. Reed of Pennsylvania to amend the said resolution, as modified, by striking out all after the word "*Resolved*" and inserting in lieu thereof certain words,

Pending debate,

BUREAU OF CUSTOMS AND BUREAU OF PROHIBITION

The Vice President announced that the hour of 1 o'clock had arrived, and laid before the Senate its unfinished business, viz, the bill (H. R. 10729) to create a bureau of customs and a bureau of prohibition in the Department of the Treasury.

REPORT OF GOVERNOR OF THE FEDERAL RESERVE BOARD

The Vice President then laid before the Senate a communication from the governor of the Federal Reserve Board, transmitting, pursuant to law, the annual report of the board for the year ended December 31, 1926; which, with the accompanying report, was referred to the Committee on Banking and Currency.

DEFICIENCY APPROPRIATION FOR DEPARTMENT OF JUSTICE

The Vice President laid before the Senate a communication from the President of the United States, together with an accompanying letter from the Director of the Bureau of the Budget, transmitting, pursuant to law, a deficiency estimate of appropriation for the Department of Justice for the fiscal year ended June 30, 1923, and prior fiscal years, amounting to \$5,000; which, with the accompanying papers, was referred to the Committee on Appropriations and ordered to be printed.

FLOOD DAMAGES IN NEW MEXICO

The Vice President laid before the Senate a communication from the President of the United States, together with an accompanying letter from the Director of the Bureau of the Budget, transmitting, pursuant to law, a supplemental estimate of appropriation for the Department of the Interior, Bureau of Reclamation, to enable the Secretary of the Interior to determine the property loss by flood sustained by certain persons residing in the vicinity of Hatch and Santa Teresa, N. Mex.; which, with the accompanying papers, was referred to the Committee on Appropriations and ordered to be printed.

ADDITIONAL FACILITIES AT FREEDMEN'S HOSPITAL

The Vice President laid before the Senate a communication from the President of the United States, together with an accompanying letter from the Director of the Bureau of the Budget, transmitting, pursuant to law, a supplemental estimate of appropriation for the Department of the Interior for the fiscal year ending June 30, 1923, to provide additional facilities for housing nurses at the Freedmen's Hospital in the District of Columbia, in the amount of \$165,000; which, with the accompanying papers, was referred to the Committee on Appropriations and ordered to be printed.

COMMERCE DEPARTMENT BUILDING RENTALS

The Vice President laid before the Senate a communication from the President of the United States, transmitting a draft of proposed legislation, making available an additional \$10,000 for the Department of Commerce for the fiscal year ended June 30, 1927, for rent of buildings in the District of Columbia; which, with the accompanying papers, was referred to the Committee on Appropriations and ordered to be printed.

BUREAU OF CUSTOMS AND BUREAU OF PROHIBITION

The Senate, as in Committee of the Whole, resumed the consideration of the bill (H. R. 10729) to create a bureau of customs and a bureau of prohibition in the Department of the Treasury.

The question being on agreeing to the amendment yesterday proposed by Mr. Bruce, to strike out subdivision (b) of section 5,

Pending debate,

Mr. Couzens raised a question as to the presence of a quorum;

Whereupon

The Presiding Officer (Mr. Willis in the chair) directed the roll to be called;

When

Eighty-six Senators answered to their names, as follows:

Messrs. Ashurst, Bayard, Bingham, Blease, Borah, Bratton, Broussard, Bruce, Cameron, Capper, Caraway, Copeland, Couzens, Curtis, Dale, Deneen, Dill, Edge, Edwards, Ferris, Fess, Fletcher, Frazier, George, Gerry, Goff, Gooding, Gould, Hale, Harreld, Harris, Harrison, Hawes, Hefflin, Howell, Johnson, Jones of New Mexico, Jones of Washington, Kendrick, Keyes, King, La Follette, Lenroot, McKellar, McLean, McMaster, McNary, Mayfield, Means, Metcalf, Moses, Neely, Norbeck, Norris, Nye, Oddie, Overman, Pepper, Phipps, Pine, Pittman, Ransdell, Reed of Missouri, Reed of Pennsylvania, Robinson of Arkansas, Robinson of Indiana, Sackett, Schall, Sheppard, Shipstead, Shortridge, Simmons, Smoot, Steck, Stephens, Stewart, Swanson, Trammell, Tyson, Underwood, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, and Willis.

A quorum being present,

Pending further debate,

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Hattigan, one of its clerks:

Mr. President: The House of Representatives has passed the following bills of the Senate, each with amendments, in which it requests the concurrence of the Senate:

S. 2242. An act to provide that jurisdiction shall be conferred upon the Court of Claims, notwithstanding the lapse of time or statutes of limitation, to hear, examine, and adjudicate and render judgment in any and all legal and equitable claims arising under or growing out of any treaty or agreement between the United States and certain bands of Indians, and for other purposes; and

S. 2965. An act to prevent discrimination against farmers' cooperative associations by boards of trade and similar organizations, and for other purposes.

The House has passed the following bills of the Senate, each without amendment:

S. 4316. An act to amend the act entitled "An act to provide for the reimbursement of officers, enlisted men, and others in the naval service of the United States for property lost or destroyed in such service," approved October 6, 1917;

S. 4474. An act to amend an act entitled "An act to regulate the practice of pharmacy and the sale of poisons in the District of Columbia, and for other purposes," approved May 7, 1906, as amended;

S. 4840. An act to provide for the appointment of an additional judge of the District Court of the United States for the Northern District of New York;

S. 5385. An act authorizing the Secretary of the Interior to issue patent to the county of Del Norte, State of California, to Whaler Island in Crescent City Bay, Del Norte County, Calif., for purposes of a public wharf; and

S. 5692. An act granting permission for the laying of pipes for the transmission of steam along the alley between lots Nos. 5 and 32 in square No. 225.

PRESIDENTIAL APPROVALS

A message from the President of the United States, by Mr. Latta, his secretary:

Mr. President: The President of the United States approved and signed the following acts:

On March 1, 1927:

S. 244. An act for the relief of Elizabeth W. Kieffer; and

S. 5722. An act to authorize the construction of new conservatories and other necessary buildings for the United States Botanic Garden.

On March 2, 1927:

S. 2085. An act to correct the naval record of John Cronin;

S. 2700. An act to amend the naval record of Frank H. Wilson, alias Henry Wencel;

S. 3110. An act to authorize certain officers of the United States Navy to accept from the Republic of Haiti the Medal of Honor and Merit;

S. 3464. An act authorizing certain officers of the United States Navy to accept from the Republic of Chile the order Al Merito;

S. 4405. An act for the relief of Farrah Dane Richardson;

S. 4558. An act to provide a method for compensating persons who suffered property damage or personal injury due to the explosions at the naval ammunition depot, Lake Denmark, N. J., July 10, 1926;

S. 4622. An act to authorize certain officers of the United States Navy and civilian employees of the Navy Department to accept certain medals tendered them by the Republic of China, and to authorize Capt. Walter S. Crosley, United States Navy, to accept a medal of honor and merit and a diploma tendered him by the Republic of Haiti;

S. 190. An act for the relief of Samuel S. Archer;

S. 722. An act to authorize the selection of certain publicly owned lands by the State of Oregon;

S. 2139. An act for the relief of William W. Green, warrant officer, United States Army;

S. 2141. An act conferring jurisdiction upon the Court of Claims to hear, examine, adjudicate, and enter judgment in any claims which the Assiniboine Indians may have against the United States, and for other purposes;

S. 4876. An act providing for the erection of a monument on Kill Devil Hill, at Kitty Hawk, N. C., commemorative of the first successful human attempt in history at power-driven airplane flight;

S. 5762. An act to amend sections 4 and 5 of the act entitled "An act granting the consent of Congress to the Gallia County Ohio River Bridge Co., and its successors and assigns, to construct a bridge across the Ohio River at or near Gallipolis, Ohio," approved May 13, 1926, as amended;

S. 5791. An act to extend the times for commencing and completing the construction of a bridge across the Wabash River at the city of Mount Carmel, Ill.;

S. 1787. An act for the return of \$5,000 to the New Amsterdam Casualty Co.;

S. 4841. An act for the relief of Samuel J. Leaphart; and

S. 5744. An act authorizing the Secretary of the Treasury to sell certain land to the First Baptist Church, of Oxford, N. C.

Ordered, That the Secretary notify the House of Representatives thereof.

BUREAU OF CUSTOMS AND BUREAU OF PROHIBITION

The Senate, as in Committee of the Whole, resumed the consideration of the bill (H. R. 10729) to create a bureau of customs and a bureau of prohibition in the Department of the Treasury.

The question being on agreeing to the amendment yesterday proposed by Mr. Bruce, to strike out subdivision (b) of section 5,

Pending debate,

Mr. Smoot raised a question as to the presence of a quorum;

Whereupon

The Vice President directed the roll to be called;

When

Seventy-nine Senators answered to their names, as follows:

Messrs. Ashurst, Blease, Borah, Bratton, Broussard, Bruce, Cameron, Capper, Caraway, Copeland, Couzens, Curtis, Dale, Dill, Edge, Edwards, Ernst, Ferris, Fess, Fletcher, Frazier, George, Gerry, Goff, Gooding, Hale, Harris, Harrison, Hawes, Hefflin, Johnson, Jones of New Mexico, Jones of Washington, Kendrick, Keyes, King, La Follette, Lenroot, McKellar, McLean, McMaster, McNary, Mayfield, Metcalf, Moses, Neely, Norbeck, Norris, Nye, Oddie, Overman, Phipps, Pine, Pittman, Ransdell, Reed of Missouri, Reed of Pennsylvania, Robinson of Arkansas, Robinson of Indiana, Sackett, Schall, Sheppard, Shipstead, Shortridge, Smoot, Stanfield, Steck, Stephens, Stewart, Swanson, Trammell, Tyson, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, Wheeler, and Willis.

A quorum being present,

The amendment proposed by Mr. Bruce was not agreed to.

No further amendment being proposed, the bill was reported to the Senate and the amendments made in the Committee of the Whole were concurred in.

Ordered, That the amendments be engrossed and the bill read a third time.

The said bill as amended was read the third time.

On the question, Shall the bill pass?

It was determined in the affirmative, { Yeas----- 71
Nays----- 6

On motion by Mr. Willis,

The yeas and nays being desired by one-fifth of the Senators present,

Those who voted in the affirmative are—

Messrs. Ashurst, Blease, Borah, Bratton, Cameron, Capper, Caraway, Copeland, Couzens, Curtis, Dale, Dill, Edge, Ernst, Ferris, Fess, Fletcher, Frazier, George, Goff, Gooding, Hale, Harris, Harrison, Hawes, Hefflin, Johnson, Jones of New

Mexico, Jones of Washington, Kendrick, Keyes, La Follette, Lenroot, McKellar, McLean, McMaster, McNary, Mayfield, Metcalf, Moses, Neely, Norris, Nye, Oddie, Overman, Phipps, Pine, Pittman, Ransdell, Reed of Missouri, Robinson of Arkansas, Robinson of Indiana, Sackett, Schall, Sheppard, Shipstead, Shortridge, Smoot, Stanfield, Steck, Stephens, Stewart, Swanson, Trammell, Tyson, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, Wheeler, and Willis.

Those who voted in the negative are—
Messrs. Broussard, Bruce, Edwards, Gerry, King, and Wadsworth.

So it was
Resolved, That the bill pass.
Ordered, That the Secretary request the concurrence of the House of Representatives in the amendments.

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Chaffee, one of its clerks:

Mr. President: The House of Representatives has agreed to the amendment of the Senate to each of the following bills of the House:

H. R. 1691. An act for the relief of Henry F. Downing;
H. R. 6246. An act to establish a national military park at the battle field of Stone River, Tenn.;

H. R. 10178. An act to confer authority on the Court of Claims to hear and determine the claim of Lester P. Barlow against the United States;

H. R. 10238. An act for the relief of Josiah Ogden Hoffman;

H. R. 13450. An act granting pensions and increase of pensions to widows and former widows of certain soldiers, sailors, and marines of the Civil War, and for other purposes; and

H. R. 15344. An act to amend the act entitled "An act authorizing the conservation, production, and exploitation of helium gas, a mineral resource pertaining to the national defense, and to the development of commercial aeronautics, and for other purposes."

The House has agreed to the amendments of the Senate to each of the following bills and joint resolution of the House:

H. R. 15668. An act authorizing the acquisition of a site for the farmers' produce market, and for other purposes;

H. R. 16389. An act granting pensions and increase of pensions to certain soldiers and sailors of the Regular Army and Navy, and certain soldiers and sailors of wars other than the Civil War, and to widows of such soldiers and sailors, etc.; and

H. J. Res. 272. Joint resolution providing for the return of funds belonging to World War National Guard organizations.

PETITIONS AND MEMORIALS

The Vice President laid before the Senate a joint resolution of the Legislature of the State of California, praying the enactment of legislation re-creating the position of United States district judge for the northern district of California; which was referred to the Committee on the Judiciary.

The Vice President laid before the Senate a joint resolution of the legislature of the State of Montana, praying the enactment of legislation providing for the retirement of disabled emergency Army officers of the World War.

Ordered, That it lie on the table.

Mr. Willis presented memorials of citizens of Youngstown and Clyde, Ohio, remonstrating against the enactment of legislation providing for the closing of barber shops in the District of Columbia on Sunday, which was referred to the Committee on the District of Columbia.

Petitions praying the enactment of legislation granting pensions and increase of pensions to Civil War veterans and their widows were presented as follows:

By Mr. Howell: Petitions of citizens of Omaha and Oakland, Nebr.

By Mr. Neely: A petition of citizens of Buffalo, W. Va.

By Mr. McLean: A petition of citizens of Bethel, Conn.

By Mr. Jones of Washington: Petitions of citizens of the State of Washington.

By Mr. Watson: Several petitions of citizens of the State of Indiana.

By Mr. Goff: Several petitions of citizens of the State of West Virginia.

By Mr. Willis: Petitions of citizens of the State of Ohio.

By Mr. Sheppard: Several petitions of citizens of Texas.

By Mr. Ernest: Several petitions of citizens of Campbell County, Ky.

Ordered, That they be referred to the Committee on Pensions.

JUVENILE COURT OF THE DISTRICT OF COLUMBIA

The Vice President laid before the Senate the following message from the President of the United States, which was read

and, with the accompanying papers, referred to the Committee on the District of Columbia and ordered to be printed:

To the Congress of the United States:

I transmit herewith, for the information of the Congress, a communication from the judge of the juvenile court of the District of Columbia, together with a report covering the work of the juvenile court during the period from July 1, 1906, to June 30, 1926.

CALVIN COOLIDGE.

THE WHITE HOUSE, March 2, 1927.

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Hattigan, one of its clerks:

Mr. President: The Speaker of the House of Representatives having signed five enrolled bills, viz, S. 1490, S. 2164, S. 4330, S. 5352, and S. 5479, and an enrolled joint resolution, viz, H. J. Res. 330, I am directed to bring the same to the Senate for the signature of its President.

ENROLLED BILLS AND JOINT RESOLUTION SIGNED

Mr. Greene, from the Committee on Enrolled Bills, reported that they had examined and found truly enrolled the following bills and joint resolution:

S. 1490. An act to provide for the appointment of an additional judge of the District Court of the United States for the Western District of New York;

S. 2164. An act granting the consent of Congress to the city of Fort Smith, Sebastian County, Ark., to construct, maintain, and operate a dam across the Poteau River;

S. 4330. An act authorizing the Secretary of War to make settlement of the claim of the Franklin Ice Cream Co.;

S. 5352. An act to provide for one additional district judge for the eastern district of Michigan;

S. 5479. An act to authorize the Secretary of the Navy to dispose of certain parts of the frigate *Constitution*, to be used as souvenirs; and

H. J. Res. 330. Joint resolution to provide for the expenses of delegates of the United States to the Eighth Pan American Sanitary Conference to be held at Lima, Peru.

The Vice President thereupon signed the same, and they were delivered to the committee to be presented to the President of the United States.

ENROLLED BILLS AND JOINT RESOLUTION PRESENTED

Mr. Greene, from the Committee on Enrolled Bills, reported that they this day presented to the President of the United States the following enrolled bills and joint resolution:

S. 70. An act for the relief of Charles A. Mayo, T. S. Taylor, and Frank Hickey;

S. 105. An act for the relief of Arthur E. Colgate, administrator of Clinton G. Colgate, deceased;

S. 111. An act for the relief of the owners of the ferryboat *Oregon*;

S. 115. An act for the relief of the owner of the steamship *Neptune*;

S. 118. An act for the relief of all owners of cargo aboard the steamship *Gaelic Prince* at the time of her collision with the U. S. S. *Antigone*;

S. 227. An act to provide for the appointment of an additional district judge for the district of Connecticut;

S. 1642. An act to provide for the appointment of an additional district judge for the eastern district of Pennsylvania;

S. 1914. An act directing the resurvey of certain lands;

S. 2081. An act placing certain noncommissioned officers in the first grade;

S. 2197. An act for the relief of Paul B. Belding;

S. 2594. An act for the relief of Odolon Ramos;

S. 2597. An act authorizing the President to appoint and retire certain persons first lieutenants in the Medical Corps, United States Army;

S. 3403. An act to amend section 8 of the act making appropriations to provide for the expenses of the government of the District of Columbia for the fiscal year ending June 30, 1914, and for other purposes, approved March 4, 1913;

S. 3418. An act to create an additional judge for the district of Maryland;

S. 3888. An act to provide for the elimination of grade crossings of steam railroads in the District of Columbia, and for other purposes;

S. 4069. An act to authorize the Secretary of the Interior to exchange for lands in private ownership in Gunnison County, Colo., certain public lands in Delta County, Colo.;

S. 4851. An act authorizing the Secretary of War to convey to the city of Springfield, Mass., certain parcels of land within the Springfield Armory Military Reservation, Mass., and for other purposes; and

S. J. Res. 154. Joint resolution extending the provisions of the acts of March 4, 1925, and April 13, 1926, relating to a compact between the States of Washington, Idaho, Oregon, and Montana for allocating the waters of the Columbia River and its tributaries, and for other purposes.

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Chaffee, one of its clerks:

Mr. President: The House of Representatives has passed the bill (S. 5339) to authorize the Secretary of the Treasury to enter into a lease of a suitable building for customs purposes in the city of New York, with amendments, in which it requests the concurrence of the Senate.

The House has passed the bill (H. R. 17157) to authorize an appropriation to provide additional hospital and out-patient dispensary facilities for persons entitled to hospitalization under the World War veterans' act, 1924, as amended, in which it requests the concurrence of the Senate.

The House of Representatives has disagreed to the report of the committee of conference on the disagreeing votes of the two Houses on the amendments of the Senate to the bill (H. R. 16886) to authorize the Director of the United States Veterans' Bureau to make loans to veterans upon the security of adjusted-service certificates; and it has receded from its disagreement to the amendments of the Senate and agreed to the same.

The House has agreed to the report of the committee of conference on the disagreeing votes of the two Houses on the amendments of the House to the bill (S. 1339) for the relief of Katherine Southerland.

The House has passed the following bills of the Senate, each without amendment:

S. 2279. An act for the relief of James C. Baskin;

S. 2320. An act to safeguard the distribution and sale of certain dangerous caustic or corrosive acids, alkalies, and other substances in interstate and foreign commerce;

S. 4239. An act for the relief of homestead settlers on the drained Mud Lake bottom in the State of Minnesota;

S. 4631. An act for the relief of Claude T. Winslow;

S. 4754. An act to allow credits in the accounts of Harry Caden, special fiscal agent, Bureau of Reclamation, Department of the Interior; and

S. 5757. An act authorizing the Secretary of War to grant permission to the Port of Portland Commission to close the east channel of Swan Island, Oreg.

HOUSE BILLS REFERRED

The bills indicated below, this day received from the House of Representatives for concurrence, were severally read the first and second times by unanimous consent.

Ordered, That the bills H. R. 9009 and H. R. 17157 be referred to the Committee on Public Buildings and Grounds; that the bill H. R. 12414 be referred to the Committee on Public Lands and Surveys; and that the bill H. R. 17130 be referred to the Committee on Finance.

RECOGNITION OF SENATORS

Mr. Warren obtained recognition, when
Mr. La Follette raised a question of order, viz, that Mr. Reed of Missouri first addressed the Chair, and therefore, under Rule XIX, was entitled to recognition.

The Vice President held that the question of recognition was one within the province of the Chair.

From the decision of the Chair, Mr. Reed of Missouri appealed to the Senate.

The Vice President stated the question to be, Shall the decision of the Chair stand as the judgment of the Senate?

And
It was determined in the affirmative, { Yeas----- 42
Nays----- 35

On motion by Mr. Reed of Missouri,
The yeas and nays being desired by one-fifth of the Senators present.

Those who voted in the affirmative are—
Messrs. Blease, Cameron, Capper, Couzens, Curtis, Dale, Deneen, Dill, Edge, Ernst, Ferris, Fess, Goff, Gooding, Hale, Johnson, Jones of Washington, Kendrick, Keyes, Lenroot, McLean, McMaster, Metcalf, Moses, Norbeck, Oddie, Phipps, Pine, Reed of Pennsylvania, Robinson of Indiana, Sackett, Schall, Shortridge, Smoot, Stanfield, Stephens, Stewart, Wadsworth, Walsh of Montana, Warren, Watson, and Willis.

Those who voted in the negative are—
Messrs. Ashurst, Bayard, Bratton, Broussard, Bruce, Caraway, Copeland, Edwards, Fletcher, Frazier, George, Gerry, Harris, Harrison, Hawes, Howell, Jones of New Mexico, King, La Follette, McKellar, McNary, Mayfield, Neely, Norris, Nye, Overman, Ransdell, Reed of Missouri, Robinson of Arkansas, Robin-

Sheppard, Shipstead, Steck, Trammell, Tyson, and Walsh of Massachusetts.

So the decision of the Chair was sustained; whereupon
SECOND DEFICIENCY APPROPRIATION BILL

Mr. Warren, by unanimous consent, from the Committee on Appropriations, to whom was referred the bill (H. R. 17291) making appropriations to supply deficiencies in certain appropriations for the fiscal year ending June 30, 1927, and prior fiscal years, to provide supplemental appropriations for the fiscal years ending June 30, 1927, and June 30, 1928, and for other purposes, reported it with amendments and submitted a report (No. 1692) thereon.

INVESTIGATION OF SENATORIAL CAMPAIGN EXPENSES

On motion by Mr. Reed of Missouri that the Senate proceed to the consideration of the resolution (S. Res. 364) continuing during the Seventieth Congress Senate resolutions 195, 227, 258, and 324, relative to senatorial campaign expenditures, and enlarging the authority of the special committee, as modified,

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Hattigan, one of its clerks:

Mr. President: The House of Representatives has passed the joint resolution (S. J. Res. 82) to amend subdivision A of section 4 of the immigration act of 1924, with amendments, in which it requests the concurrence of the Senate.

INVESTIGATION OF SENATORIAL CAMPAIGN EXPENDITURES

The question being taken upon agreeing to the motion of Mr. Reed of Missouri that the Senate proceed to the consideration of the resolution (S. Res. 364) continuing during the Seventieth Congress Senate Resolutions 195, 227, 258, and 324, relative to senatorial campaign expenditures, and enlarging the authority of the special committee, as modified,

It was determined in the affirmative, { Yeas----- 53
Nays----- 24

On motion by Mr. Reed of Missouri,
The yeas and nays being desired by one-fifth of the Senators present.

Those who voted in the affirmative are—
Messrs. Ashurst, Bayard, Bratton, Broussard, Bruce, Capper, Caraway, Copeland, Couzens, Curtis, Dill, Edwards, Ferris, Fletcher, Frazier, George, Gerry, Goff, Gooding, Harris, Harrison, Hawes, Hefflin, Johnson, Jones of New Mexico, Jones of Washington, Kendrick, King, La Follette, McKellar, McMaster, McNary, Mayfield, Neely, Norris, Nye, Overman, Pittman, Ransdell, Reed of Missouri, Robinson of Arkansas, Sackett, Sheppard, Shipstead, Stanfield, Steck, Stephens, Stewart, Swanson, Trammell, Tyson, Walsh of Massachusetts, and Walsh of Montana.

Those who voted in the negative are—
Messrs. Blease, Cameron, Deneen, Edge, Ernst, Fess, Gould, Hale, Keyes, Lenroot, McLean, Metcalf, Norbeck, Oddie, Phipps, Pine, Reed of Pennsylvania, Robinson of Indiana, Schall, Shortridge, Wadsworth, Warren, Watson, and Willis.

So the motion of Mr. Reed of Missouri was agreed to; and
The Senate resumed the consideration of the said resolution, as modified.

The question being on agreeing to the amendment proposed by Mr. Reed of Pennsylvania to the resolution as modified, striking out all after the word "Resolved" and inserting in lieu thereof certain words.

Mr. Reed of Pennsylvania, while addressing the Senate, proceeded to read an extract from a speech delivered in the Senate on November 28, 1922, by Mr. Underwood; when

Mr. McKellar raised a question of order, viz, that it was not in order for him at that time to read the speech of another Senator.

The Presiding Officer (Mr. Fess in the chair) overruled the question of order.

From the decision of the Chair, Mr. McKellar appealed to the Senate.

Mr. Moses raised a question as to the presence of a quorum; Whereupon

The Presiding Officer directed the roll to be called;

When
Seventy-seven Senators answered to their names, as follows:

Messrs. Bayard, Blease, Borah, Bratton, Broussard, Bruce, Cameron, Capper, Caraway, Copeland, Curtis, Deneen, Dill, Edge, Edwards, Ernst, Ferris, Fess, Fletcher, Frazier, George, Gerry, Glass, Goff, Gooding, Gould, Hale, Harrell, Harris, Harrison, Hawes, Hefflin, Howell, Johnson, Jones of Washington, Kendrick, Keyes, King, La Follette, Lenroot, McKellar, McLean, McMaster, McNary, Mayfield, Metcalf, Moses, Neely, Norris, Nye, Oddie, Overman, Phipps, Pine, Pittman, Ransdell, Reed of Missouri, Reed of Pennsylvania, Robinson of Arkansas, Robin-

son of Indiana, Sackett, Schall, Sheppard, Shipstead, Shortridge, Steck, Stephens, Stewart, Swanson, Trammell, Tyson, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, and Willis.

A quorum being present,

Mr. McKellar withdrew his appeal from the decision of the Chair.

Pending debate,

On motion by Mr. La Follette to lay the amendment of Mr. Reed of Pennsylvania on the table,

Mr. Wadsworth raised a question as to the presence of a quorum;

Whereupon

The Presiding Officer directed the roll to be called;

When

Seventy-eight Senators answered to their names, as follows:

Messrs. Ashurst, Bayard, Blease, Borah, Bratton, Broussard, Bruce, Cameron, Capper, Caraway, Copeland, Curtis, Deneen, Dill, Edge, Edwards, Ernst, Ferris, Fess, Fletcher, George, Gerry, Glass, Goff, Gooding, Gould, Hale, Harris, Harrison, Hawes, Hefflin, Howell, Johnson, Jones of Washington, Kendrick, Keyes, King, La Follette, Lenroot, McKellar, McLean, McMaster, McNary, Mayfield, Metcalf, Moses, Neely, Norbeck, Norris, Nye, Oddie, Overman, Phipps, Pine, Pittman, Ransdell, Reed of Missouri, Reed of Pennsylvania, Robinson of Arkansas, Robinson of Indiana, Sackett, Schall, Sheppard, Shipstead, Shortridge, Stanfield, Steck, Stephens, Stewart, Swanson, Trammell, Tyson, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, and Willis.

A quorum being present,

The question being taken on agreeing to the motion of Mr. La Follette,

It was determined in the affirmative, { Yeas----- 46
Nays----- 34

On motion by Mr. Reed of Pennsylvania,

The yeas and nays being desired by one-fifth of the Senators present,

Those who voted in the affirmative are—

Messrs. Ashurst, Bayard, Bratton, Broussard, Bruce, Caraway, Copeland, Dill, Edwards, Ferris, Fletcher, Frazier, George, Gerry, Glass, Goff, Harris, Harrison, Hawes, Hefflin, Howell, Johnson, Kendrick, King, La Follette, McKellar, McMaster, McNary, Mayfield, Neely, Norris, Nye, Overman, Pittman, Ransdell, Reed of Missouri, Robinson of Arkansas, Sheppard, Shipstead, Steck, Stephens, Swanson, Trammell, Tyson, Walsh of Massachusetts, and Walsh of Montana.

Those who voted in the negative are—

Messrs. Blease, Borah, Cameron, Capper, Curtis, Deneen, Edge, Ernst, Fess, Gooding, Gould, Hale, Harrell, Jones of Washington, Keyes, Lenroot, McLean, Metcalf, Moses, Norbeck, Oddie, Phipps, Pine, Reed of Pennsylvania, Robinson of Indiana, Sackett, Schall, Shortridge, Stanfield, Stewart, Wadsworth, Warren, Watson, and Willis.

So Mr. La Follette's motion to lay the amendment of Mr. Reed of Pennsylvania on the table was agreed to.

On motion by Mr. Watson that the Senate adjourn,

Mr. Moses raised a question as to the presence of a quorum;

Whereupon

The Vice President directed the roll to be called;

When

Seventy-seven Senators answered to their names, as follows:

Messrs. Ashurst, Bayard, Blease, Borah, Bratton, Broussard, Bruce, Cameron, Capper, Caraway, Copeland, Curtis, Deneen, Dill, Edge, Edwards, Ernst, Ferris, Fess, Fletcher, Frazier, George, Gerry, Glass, Goff, Gooding, Hale, Harris, Harrison, Hawes, Hefflin, Howell, Johnson, Jones of Washington, Kendrick, Keyes, King, La Follette, Lenroot, McKellar, McLean, McMaster, McNary, Mayfield, Metcalf, Moses, Neely, Norbeck, Norris, Nye, Oddie, Overman, Phipps, Pine, Pittman, Ransdell, Reed of Missouri, Reed of Pennsylvania, Robinson of Arkansas, Robinson of Indiana, Sackett, Schall, Sheppard, Shipstead, Shortridge, Steck, Stephens, Stewart, Swanson, Trammell, Tyson, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, and Willis.

A quorum being present; and

The question being taken on agreeing to the motion of Mr. Watson,

It was determined in the negative, { Yeas----- 21
Nays----- 58

On motion by Mr. Reed of Pennsylvania,

The yeas and nays being desired by one-fifth of the Senators present,

Those who voted in the affirmative are—

Messrs. Blease, Cameron, Deneen, Edge, Ernst, Gould, Hale, Harrell, McLean, Metcalf, Moses, Oddie, Phipps, Pine, Reed of

Pennsylvania, Robinson of Indiana, Shortridge, Stanfield, Wadsworth, Watson, and Willis.

Those who voted in the negative are—

Messrs. Ashurst, Bayard, Borah, Bratton, Broussard, Bruce, Capper, Caraway, Copeland, Curtis, Dill, Edwards, Ferris, Fess, Fletcher, Frazier, George, Gerry, Glass, Goff, Gooding, Harris, Harrison, Hawes, Hefflin, Johnson, Jones of Washington, Kendrick, Keyes, King, La Follette, Lenroot, McKellar, McMaster, McNary, Mayfield, Neely, Norbeck, Norris, Nye, Overman, Pittman, Ransdell, Reed of Missouri, Robinson of Arkansas, Sackett, Schall, Sheppard, Shipstead, Steck, Stephens, Stewart, Swanson, Trammell, Tyson, Walsh of Massachusetts, Walsh of Montana, and Warren.

So the motion to adjourn was not agreed to.

Pending debate,

(CALENDAR DAY, THURSDAY, MARCH 3, 1927)

On motion by Mr. Reed of Pennsylvania to amend the resolution as modified by striking out, on page 1, lines 8 and 9, certain words and inserting in lieu thereof certain other words,

Pending debate,

Mr. Robinson of Arkansas submitted the following proposed unanimous-consent agreement:

Ordered, by unanimous consent, That the unfinished business be temporarily laid aside and that the Senate proceed to the consideration of the public buildings bill (H. R. 17355), and that during consideration of said bill no Senator shall speak more than once, nor longer than 10 minutes upon the bill or any amendment thereto, and that not later than one hour after the bill has been taken up the Senate shall proceed without further debate to vote upon any amendments that may be pending and upon the bill to its final disposition; that immediately thereafter the Senate shall proceed without debate to the consideration of the deficiency appropriation bill (H. R. 17291), and that during the consideration of said bill no Senator shall speak more than once nor longer than 10 minutes upon the bill or any amendments thereto; that at the expiration of two hours, unless debate has been sooner concluded, the Senate shall proceed without further debate to vote upon all amendments that may be pending and upon the bill.

That immediately following the final vote on the said deficiency appropriation bill the Senate shall proceed without debate to the consideration of Senate Resolution 364 (by Mr. Reed of Missouri), and that not later than two hours after consideration of the same has commenced the Senate shall proceed to vote upon any and all amendments that may be pending and upon the resolution.

That immediately following the disposition of said Senate Resolution 364, the Senate shall proceed to the consideration of the alien property bill (Calendar No. 1415), and that no Senator shall speak more than once nor longer than 20 minutes upon the bill or any amendment thereto; that, if the debate on said bill has not been sooner concluded, at the expiration of two hours the Senate shall proceed without further debate to vote upon any amendments that may be pending and upon the bill to its final disposition.

That while this order is in force any Senator having the floor may by unanimous consent yield for the transaction of other business and except by unanimous consent no recess or adjournment shall be taken until this agreement shall have been executed.

Mr. Wadsworth raised a question as to the presence of a quorum;

Whereupon

The Presiding Officer (Mr. Willis in the chair) directed the roll to be called;

When

Sixty-five Senators answered to their names, as follows:

Messrs. Bayard, Blease, Bratton, Broussard, Cameron, Capper, Caraway, Copeland, Curtis, Deneen, Edge, Edwards, Ernst, Ferris, Fess, Frazier, George, Gerry, Goff, Gooding, Hale, Harris, Harrison, Hawes, Hefflin, Johnson, Jones of Washington, Kendrick, Keyes, King, La Follette, Lenroot, McKellar, McMaster, McNary, Mayfield, Metcalf, Neely, Norbeck, Norris, Nye, Oddie, Phipps, Pine, Pittman, Reed of Missouri, Reed of Pennsylvania, Robinson of Arkansas, Robinson of Indiana, Sackett, Schall, Sheppard, Shipstead, Stanfield, Steck, Stephens, Stewart, Swanson, Trammell, Tyson, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, and Willis.

A quorum being present,

The Presiding Officer submitted the proposed agreement to the Senate for action thereon; when

Mr. Blease objected to the same.

Pending further debate,

Mr. Reed of Missouri submitted a proposed unanimous-consent agreement, relating to the consideration of the bills embraced

in the proposed agreement previously submitted by Mr. Robinson of Arkansas; and the same having been subsequently modified by him,

Mr. Reed of Pennsylvania raised a question of order, viz, that; under the rules, a quorum call must be had upon the submission of a new unanimous-consent agreement to fix a time for a vote.

The Presiding Officer held that, in the absence of unanimous consent to dispense with the same, the roll must be called; and an objection having been made,

The Presiding Officer directed the roll to be called;

When

Sixty-four Senators answered to their names, as follows:

Messrs. Bayard, Blease, Bratton, Broussard, Cameron, Capper, Caraway, Copeland, Curtis, Deneen, Edge, Edwards, Ernst, Ferris, Fess, George, Gerry, Goff, Gooding, Hale, Harris, Harrison, Hawes, Hefflin, Johnson, Jones of Washington, Kendrick, Keyes, King, La Follette, Lenroot, McKellar, McMaster, McNary, Mayfield, Metcalf, Moses, Neely, Norbeck, Norris, Nye, Oddie, Phipps, Pine, Pittman, Reed of Missouri, Reed of Pennsylvania, Robinson of Arkansas, Sackett, Schall, Sheppard, Shipstead, Stanfield, Steck, Stephens, Stewart, Swanson, Trammell, Tyson, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, and Willis.

A quorum being present,

The Presiding Officer submitted the proposed agreement to the Senate for action thereon, as follows:

Ordered, by unanimous consent, That the unfinished business be temporarily laid aside and that the Senate proceed to the consideration of the public buildings bill (H. R. 17355) and (S. 4663), and that during consideration of each of said bills no Senator shall speak more than once, nor longer than 10 minutes, upon either bill or any amendment thereto, and that not later than one hour after each bill has been taken up the Senate shall proceed without further debate to vote upon any amendments that may be pending and upon the bill to its final disposition. That immediately thereafter the Senate shall proceed without debate to the consideration of the deficiency appropriation bill (H. R. 17291), and that during the consideration of said bill no Senator shall speak more than once nor longer than 10 minutes upon the bill or any amendment thereto; that at the expiration of two hours, unless debate has been sooner concluded, the Senate shall proceed without further debate to vote upon all amendments that may be pending and upon the bill.

Immediately following the disposition of said bill (H. R. 17291) the Senate shall proceed to the consideration of the alien property bill (Calendar No. 1415), and that no Senator shall speak more than once nor longer than 20 minutes upon the bill or any amendment thereto; that if the debate on said bill has not been sooner concluded, at the expiration of three hours the Senate shall proceed without further debate to vote upon any amendment that may be pending and upon the bill to its final disposition, and that Senate Resolution 364 shall then become the unfinished business.

Mr. Blease thereupon objected to the same.

Pending debate,

Mr. Reed of Pennsylvania raised a question as to the presence of a quorum;

Mr. Reed of Missouri raised a question of order, viz, that no business had been transacted since the last call for a quorum.

The Presiding Officer (Mr. Fess in the Chair), stating that the submittal of the proposed unanimous consent agreement to the Senate, to which an objection was made, constituted business, overruled the point of order, and directed the roll to be called;

When

Sixty-one Senators answered to their names, as follows:

Messrs. Bayard, Blease, Bratton, Broussard, Cameron, Capper, Caraway, Copeland, Curtis, Deneen, Edge, Edwards, Ernst, Ferris, Fess, George, Gerry, Goff, Gooding, Hale, Harris, Harrison, Hawes, Hefflin, Jones of Washington, Kendrick, King, Lenroot, McKellar, McMaster, McNary, Mayfield, Metcalf, Moses, Neely, Norbeck, Norris, Nye, Oddie, Phipps, Pine, Pittman, Reed of Missouri, Reed of Pennsylvania, Robinson of Arkansas, Sackett, Schall, Sheppard, Shipstead, Steck, Stephens, Stewart, Swanson, Trammell, Tyson, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, and Willis.

Pending debate,

Mr. Moses raised a question as to the presence of a quorum;

Whereupon

The Presiding Officer directed the roll to be called;

When

Fifty-five Senators answered to their names, as follows:

Messrs. Bayard, Blease, Bratton, Cameron, Caraway, Copeland, Curtis, Deneen, Edge, Edwards, Ernst, Ferris, Fess,

George, Gerry, Gooding, Gould, Hale, Harris, Harrison, Hawes, Hefflin, Jones of Washington, Kendrick, Keyes, Lenroot, McKellar, McMaster, McNary, Mayfield, Moses, Norris, Nye, Oddie, Phipps, Pine, Pittman, Reed of Missouri, Reed of Pennsylvania, Robinson of Arkansas, Sackett, Schall, Sheppard, Stanfield, Steck, Stephens, Stewart, Trammell, Tyson, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, and Willis.

A quorum being present,

Pending debate,

Mr. Blease raised a question as to the presence of a quorum;

Mr. Wadsworth, who had the floor, refused to yield for that purpose; whereupon

The Presiding Officer held that the call for a quorum was not in order, in view of Mr. Wadsworth's refusal to yield.

From the decision of the Chair, Mr. Blease appealed to the Senate.

The Presiding Officer stated the question to be, Shall the decision of the Chair stand as the judgment of the Senate? and

It was determined in the negative.

On motion by Mr. Blease that the Senate adjourn,

It was determined in the negative, { Yeas----- 13
Nays----- 44

On motion by Mr. Blease,

The yeas and nays being desired by one-fifth of the Senators present,

Those who voted in the affirmative are—

Messrs. Cameron, Edge, Ernst, Gould, Hale, Moses, Oddie, Pine, Reed of Pennsylvania, Stanfield, Stewart, Wadsworth, and Willis.

Those who voted in the negative are—

Messrs. Bayard, Bratton, Broussard, Caraway, Copeland, Curtis, Deneen, Edwards, Ferris, Fess, Frazier, George, Gerry, Gooding, Harris, Harrison, Hawes, Hefflin, Jones of Washington, Kendrick, Keyes, King, McKellar, McMaster, McNary, Mayfield, Metcalf, Norris, Nye, Phipps, Pittman, Reed of Missouri, Robinson of Arkansas, Sackett, Schall, Sheppard, Steck, Stephens, Swanson, Trammell, Tyson, Walsh of Massachusetts, Walsh of Montana, and Warren.

So Mr. Blease's motion to adjourn was not agreed to.

Pending debate,

Mr. Reed of Pennsylvania raised a question as to the presence of a quorum; when

Mr. Swanson raised a question of order, viz, that no business had intervened since the previous call for a quorum.

The Presiding Officer (Mr. Willis in the chair), calling attention to the fact that a motion to adjourn had been voted upon since the call for a quorum, overruled the point of order and directed the roll to be called;

When

Forty-seven Senators answered to their names, as follows:

Messrs. Bayard, Blease, Bratton, Broussard, Caraway, Copeland, Curtis, Edwards, Ferris, Fess, Frazier, George, Gerry, Gould, Hale, Harris, Harrison, Hawes, Hefflin, Jones of Washington, Kendrick, King, McKellar, McNary, Mayfield, Norris, Nye, Oddie, Phipps, Pine, Pittman, Reed of Missouri, Reed of Pennsylvania, Robinson of Arkansas, Schall, Sheppard, Shipstead, Stanfield, Stephens, Swanson, Trammell, Tyson, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Warren, and Willis.

The number of Senators present not constituting a quorum,

On motion by Mr. Robinson of Arkansas that the Sergeant at Arms be directed to request the attendance of the absent Senators,

Mr. Blease moved that the Senate take a recess until 10 o'clock a. m.

The Presiding Officer held the motion was not in order in the absence of a quorum.

The motion of Mr. Robinson of Arkansas was then agreed to.

Mr. Steck and Mr. Stewart appeared and answered to their names.

A quorum being present,

Pending debate,

Mr. Reed of Pennsylvania submitted the following proposed unanimous-consent agreement:

Ordered, by unanimous consent, That the unfinished business be temporarily laid aside and that the Senate proceed to the consideration of the public buildings bills (H. R. 17355 and S. 4663), and that during consideration of each of said bills no Senator shall speak more than once, nor longer than 10 minutes, upon either bill or any amendment thereto, and that not later than one hour after each bill has been taken up the Senate shall proceed without further debate to vote upon any amendments that may be pending and upon the bill to its final disposition. That immediately thereafter the Senate shall proceed,

without debate, to the consideration of the deficiency appropriation bill (H. R. 17291), and that during the consideration of said bill no Senator shall speak more than once nor longer than 10 minutes upon the bill or any amendment thereto; that at the expiration of two hours, unless debate has been sooner concluded, the Senate shall proceed without further debate to vote upon all amendments that may be pending and upon the bill.

Immediately following the disposition of said bill (H. R. 17291) the Senate shall proceed to the consideration of the alien property bill (Calendar No. 1415), and that no Senator shall speak more than once nor longer than 20 minutes upon the bill or any amendment thereto; that if the debate on said bill has not been sooner concluded, at the expiration of three hours the Senate shall proceed without further debate to vote upon any amendment that may be pending and upon the bill to its final disposition, and that Senate Resolution 364 shall then become the unfinished business.

Mr. McKellar raised a question as to the presence of a quorum;

Whereupon

The Presiding Officer (Mr. Jones of Washington in the chair) directed the roll to be called;

When

Forty-four Senators answered to their names, as follows:

Messrs. Bayard, Bratton, Broussard, Capper, Copeland, Curtis, Deneen, Edge, Edwards, Ferris, Fess, Frazier, George, Gerry, Goff, Gooding, Hale, Harris, Harrison, Hawes, Hefflin, Jones of Washington, Kendrick, Keyes, King, McKellar, Mayfield, Norris, Nye, Oddie, Phipps, Pittman, Reed of Missouri, Reed of Pennsylvania, Sheppard, Shipstead, Stanfield, Steck, Stephens, Stewart, Swanson, Trammell, Walsh of Massachusetts, and Walsh of Montana.

The number of Senators present not constituting a quorum.

The Presiding Officer directed the names of the absentees to be called;

When

Mr. Caraway and Mr. Tyson answered to their names.

A quorum not being present.

On motion by Mr. Swanson,

Ordered, That the Sergeant at Arms be directed to request the attendance of the absent Senators.

Pending the execution of the order,

Mr. Overman and Mr. Sackett appeared and answered to their names.

A quorum being present.

Mr. Norris objected to the proposed unanimous-consent agreement.

On motion by Mr. Reed of Pennsylvania that the Senate proceed to the consideration of the bill (H. R. 17291) making appropriations to supply deficiencies in certain appropriations for the fiscal year ending June 30, 1927, and prior fiscal years, to provide supplemental appropriations for the fiscal year ending June 30, 1927, and June 30, 1928, and for other purposes.

Mr. Reed of Missouri raised a question as to the presence of a quorum;

Whereupon

The Presiding Officer (Mr. Curtis in the chair) directed the roll to be called;

When

Forty-two Senators answered to their names, as follows:

Messrs. Bayard, Bratton, Broussard, Capper, Caraway, Curtis, Dill, Edge, Ernst, Ferris, Frazier, George, Goff, Hale, Harris, Harrison, Hawes, Hefflin, Jones of Washington, Kendrick, Keyes, McMaster, Mayfield, Metcalf, Neely, Norris, Nye, Oddie, Overman, Phipps, Ransdell, Reed of Missouri, Reed of Pennsylvania, Robinson of Indiana, Sackett, Sheppard, Shipstead, Steck, Stephens, Trammell, Walsh of Massachusetts, and Warren.

A quorum not being present.

The Presiding Officer directed the names of the absentees to be called;

When

Eight Senators answered to their names, as follows:

Messrs. Copeland, King, McKellar, Pittman, Pine, Stewart, Swanson, and Walsh of Montana.

A quorum being present.

On the question of agreeing to the motion of Mr. Reed of Pennsylvania,

It was determined in the negative. {Yea ----- 24
Nays ----- 23

On motion by Mr. Reed of Pennsylvania,

The yeas and nays being desired by one-fifth of the Senators present.

Those who voted in the affirmative are—

Messrs. Capper, Curtis, Edge, Ernst, Fess, Gooding, Hale, Jones of Washington, Kendrick, Keyes, McMaster, Metcalf,

Moses, Norbeck, Oddie, Phipps, Pine, Reed of Pennsylvania, Sackett, Schall, Stanfield, Stewart, Warren, and Watson.

Those who voted in the negative are—

Messrs. Bayard, Bratton, Broussard, Caraway, Copeland, Dill, Edwards, Ferris, Frazier, George, Harris, Harrison, Hawes, Hefflin, King, McKellar, Mayfield, Neely, Norris, Nye, Overman, Pittman, Ransdell, Reed of Missouri, Sheppard, Shipstead, Steck, Stephens, Swanson, Trammell, Tyson, Walsh of Massachusetts, and Walsh of Montana.

So the motion of Mr. Reed of Pennsylvania was not agreed to. Pending debate.

TIMBER PURCHASES IN MALHEUR NATIONAL FOREST

Mr. Reed of Pennsylvania, who had the floor, was asked by Mr. Stanfield to yield to him for the purpose of permitting him to submit the report of an investigation by the Committee on Public Lands and Surveys into all matters relating to the contract between Fred Herrick and the United States Forest Service for the purchase of certain timber in the Malheur National Forest, Oreg., said investigation being made pursuant to Senate Resolution 332, agreed to January 31, 1927, which further directed the said committee to submit such report to the Senate on or before February 28, 1927.

An objection having been made to Mr. Reed of Pennsylvania yielding for the purpose, and a demand for the regular order being made,

The Vice President held that in view of the mandatory provision in the resolution requiring such report to be made, Mr. Stanfield had the right to file it with the Secretary, and it was his duty so to do.

Mr. Stanfield thereupon submitted the report (No. 1695); which was ordered to be printed.

SENATOR FROM PENNSYLVANIA

Mr. Reed of Pennsylvania presented a document signed by John S. Fisher, Governor of the State of Pennsylvania, under date of March 1, 1927, purporting to be the credentials of William S. Vare as a Senator elect from that State for the term beginning March 4, 1927.

Mr. Dill raised a question as to the presence of a quorum; Whereupon

The Vice President directed the roll to be called;

When

Eighty-six Senators answered to their names, as follows:

Messrs. Ashurst, Bayard, Blease, Borah, Bratton, Broussard, Bruce, Cameron, Capper, Caraway, Copeland, Couzens, Curtis, Dale, Deneen, Dill, Edge, Edwards, Ernst, Ferris, Fess, Fletcher, Frazier, George, Glass, Goff, Gooding, Hale, Harrell, Harris, Harrison, Hawes, Hefflin, Howell, Johnson, Jones of New Mexico, Jones of Washington, Kendrick, Keyes, King, Lenroot, McKellar, McLean, McMaster, McNary, Mayfield, Means, Metcalf, Moses, Neely, Norbeck, Norris, Nye, Oddie, Overman, Pepper, Phipps, Pine, Pittman, Ransdell, Reed of Missouri, Reed of Pennsylvania, Robinson of Arkansas, Robinson of Indiana, Sackett, Schall, Sheppard, Shipstead, Shortridge, Simmons, Smoot, Stanfield, Stephens, Stewart, Swanson, Trammell, Tyson, Underwood, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, Weller, Wheeler, and Willis.

A quorum being present.

Pending debate.

Mr. Reed of Missouri moved that the document sent to the desk by Mr. Reed of Pennsylvania be not received.

Pending debate.

Mr. George submitted a motion as a substitute for the foregoing, which was subsequently modified so as to read as follows:

I move that the letter addressed by Mr. Pinchot, then Governor of Pennsylvania, to the Vice President, the President of the Senate (dated January 8, 1927), together with such purported credentials as the junior Senator from Pennsylvania (Mr. Reed) shall now offer to the Senate, be immediately referred to the Committee on Privileges and Elections, with instructions to report to the Senate whether the credentials shall be received by the Senate.

Mr. Reed of Missouri withdrew his original motion, and submitted the following motion as a substitute for that of Mr. George:

I move that the alleged credentials of William S. Vare, issued by Governor Pinchot, together with Governor Pinchot's letter relating thereto, and also the alleged credentials issued by Governor Fisher, shall be offered to the Senate and shall be referred to the Committee on Privileges and Elections.

Mr. Lenroot raised a question of order, viz, that the motion to refer could not be made, because the papers referred to were not before the Senate.

The Vice President held the motion to be not in order, making the following statement: The Chair would rule that the Senate can not refer to a committee a document which has not

yet been presented to the Senate and is not in its possession. The situation may be cured by allowing the Senator from Pennsylvania to submit the documents.

Mr. Reed of Missouri thereupon modified his motion so as to read: I move that when and if offered to the Senate, the alleged credentials of William S. Vare issued by Governor Pinchot, together with the letter of Governor Pinchot relating thereto, and also the alleged credentials issued by Governor Fisher, shall be referred to the Committee on Privileges and Elections.

Mr. Lenroot raised a question of order, viz, that the motion was not privileged, that the matter of privilege arose only upon the presentation of credentials, and he thereupon demanded the regular order.

The Vice President held that it was a privileged question, and that the point of order was not well taken.

Pending further debate.

Mr. Reed of Pennsylvania sent to the Secretary's desk the credentials issued by Gov. Gifford Pinchot to Mr. Vare, referred to in the communication sent by him to the Senate under date of January 8, 1927.

After debate,

Mr. Reed of Missouri further modified his motion so as to read as follows: I move that the alleged credentials of William S. Vare, issued by Governor Pinchot, together with the letter of Governor Pinchot relating thereto, and also the alleged credentials issued by Governor Fisher, shall be referred to the Committee on Privileges and Elections; and

The question being taken on agreeing to the motion as modified,

It was determined in the affirmative.

SENATOR FROM ILLINOIS

Mr. Deneen presented a document purporting to be the credentials of Frank L. Smith as a Senator elect from the State of Illinois for the term beginning March 4, 1927; and,

On motion by Mr. Reed of Missouri,

Ordered, That the alleged credentials be referred to the Committee on Privileges and Elections.

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Chaffee, one of its clerks:

Mr. President: The House of Representatives has passed without amendment the bill (S. 3662) creating the offices of assistants to the Secretary of Labor.

The House has passed the bill (S. 3170) to provide compensation for disability or death resulting from injury to employees in certain maritime employments, and for other purposes, with an amendment, in which it requests the concurrence of the Senate.

The House has passed the joint resolution (S. J. Res. 110) authorizing a joint committee of both Houses to consider the purchase of the right to an unrestricted use of the Harriman Geographic Code System under patents issued, or that may be issued, and also the unrestricted use of all copyrights issued, or that may be issued, in connection with the products of the Harriman Geographic Code System for all governmental, administrative, or publication purposes for which the same may be desirable, with amendments, in which it requests the concurrence of the Senate.

PRESIDENTIAL APPROVALS

A message from the President of the United States, by Mr. Latta, his secretary:

Mr. President: The President of the United States approved and signed the following acts and joint resolution:

On March 2, 1927:

S. 2849. An act to provide for an additional Federal district for North Carolina;

S. 4812. An act amending the statutes of the United States as to procedure in the Patent Office and in the courts with regard to the granting of letters patent for inventions and with regard to interfering patents;

S. 4910. An act granting certain lands to the State of New Mexico for the use and benefit of New Mexico College of Agriculture and Mechanic Arts, for the purpose of conducting educational, demonstrative, and experimental development with livestock, grazing methods, and range forage plants; and S. J. Res. 171. Joint resolution correcting description of lands granted to the State of New Mexico for the use and benefit of New Mexico College of Agriculture and Mechanic Arts, by enrolled bill S. 4910, Sixty-ninth Congress.

On March 3, 1927:

S. 1642. An act to provide for the appointment of an additional district judge for the eastern district of Pennsylvania;

S. 3418. An act to create an additional judge for the district of Maryland; and

S. 4893. An act to authorize oil and gas mining leases upon unallotted lands within Executive Order Indian reservations.

Ordered, That the Secretary notify the House of Representatives thereof.

NATIONAL CAPITAL PARK AND PLANNING COMMISSION

The Vice President, in accordance with the act of Congress approved June 6, 1924, entitled "An act providing for a comprehensive development of the park and playground system of the National Capital," as amended, appointed Hon. Arthur Capper, a Senator from the State of Kansas, to serve as a member of the National Capital Park and Planning Commission until the chairman of the committees of the Senate of the Seventieth Congress shall be chosen.

FEDERAL ESTATE TAX LAW

The Vice President laid before the Senate a concurrent resolution of the Legislature of the State of Pennsylvania, favoring the immediate repeal of the Federal estate tax provisions of the revenue act of 1926; which was referred to the Committee on Finance.

STOCK DIVIDENDS OF CORPORATIONS

The Vice President laid before the Senate a communication from the chairman of the Federal Trade Commission, informing the Senate that the commission would be unable to complete before the end of the Congress the report on the names of corporations which have paid stock dividends since the Supreme Court decision that stock dividends were not taxable income, with the amounts thereof, etc., requested by Senate Resolution 304, agreed to December 22, 1926; which was referred to the Committee on Finance.

PRICES OF CRUDE PETROLEUM

The Vice President laid before the Senate a communication from the chairman of the Federal Trade Commission, informing the Senate that the commission would be unable to complete prior to the adjournment of Congress the report of an investigation into advances made in the price of crude oil, gasoline, kerosene, and other petroleum products, required by Senate Resolution 31, agreed to June 3, 1926; which was referred to the Committee on Manufactures.

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Chaffee, one of its clerks:

Mr. President: The House of Representatives has passed without amendment the following bills of the Senate:

S. 5624. An act to provide for continued hospitalization at Liberty, N. Y., of certain beneficiaries of the Veterans' Bureau; and

S. 5625. An act to provide for continued hospitalization at Saranac Lake, N. Y., of certain beneficiaries of the Veterans' Bureau.

The Speaker of the House having signed 75 enrolled bills, viz, S. 2279, S. 4316, S. 4474, S. 4631, S. 4754, S. 4795, S. 4840, S. 5385, S. 5548, S. 5692, S. 5757, H. R. 724, H. R. 780, H. R. 1133, H. R. 1595, H. R. 1690, H. R. 1691, H. R. 1840, H. R. 2329, H. R. 2589, H. R. 2718, H. R. 2722, H. R. 3295, H. R. 4361, H. R. 5069, H. R. 5089, H. R. 5787, H. R. 5930, H. R. 6246, H. R. 6584, H. R. 6588, H. R. 7081, H. R. 8278, H. R. 8477, H. R. 8739, H. R. 9063, H. R. 9211, H. R. 9427, H. R. 9640, H. R. 9804, H. R. 10035, H. R. 10178, H. R. 10238, H. R. 10422, H. R. 10467, H. R. 10612, H. R. 11852, H. R. 11929, H. R. 12334, H. R. 12388, H. R. 12404, H. R. 12623, H. R. 13050, H. R. 13212, H. R. 13450, H. R. 13477, H. R. 14718, H. R. 15181, H. R. 15305, H. R. 15344, H. R. 15541, H. R. 15624, H. R. 15650, H. R. 15698, H. R. 16182, H. R. 16224, H. R. 16287, H. R. 16311, H. R. 16336, H. R. 16744, H. R. 16886, H. R. 16952, H. R. 16957, H. R. 17108, and H. R. 17111, and 4 enrolled joint resolutions, viz, H. J. Res. 243, H. J. Res. 272, H. J. Res. 352, and H. J. Res. 363, I am directed to bring the same to the Senate for the signature of its President.

ENROLLED BILLS AND JOINT RESOLUTIONS SIGNED

Mr. Greene, from the Committee on Enrolled Bills, reported that they had examined and found truly enrolled the following bills and joint resolutions:

S. 2279. An act for the relief of James C. Baskin;

S. 4316. An act to amend the act entitled "An act to provide for the reimbursement of officers, enlisted men, and others in the naval service of the United States for property lost or destroyed in such service," approved October 6, 1917;

S. 4474. An act to amend an act entitled "An act to regulate the practice of pharmacy and the sale of poisons in the District of Columbia, and for other purposes," approved May 7, 1906, as amended;

S. 4631. An act for the relief of Claude T. Winslow;

S. 4840. An act to provide for the appointment of an additional judge of the District Court of the United States for the Northern District of New York;

S. 4754. An act to allow credits in the accounts of Harry Caden, special fiscal agent, Bureau of Reclamation, Department of the Interior;

S. 4795. An act for the relief of B. F. Cowley;

S. 5385. An act authorizing the Secretary of the Interior to issue patent to the county of Del Norte, State of California, to Whaler Island, in Crescent City Bay, Del Norte County, Calif., for purposes of a public wharf;

S. 5548. An act to credit the accounts of Richings J. Shand, United States property and disbursing officer, Illinois National Guard;

S. 5692. An act granting permission for the laying of pipes for the transmission of steam along the alley between lots Nos. 5 and 32 in square No. 225;

S. 5757. An act authorizing the Secretary of War to grant permission to the port of Portland commission to close the east channel of Swan Island, Oreg.;

H. R. 724. An act for the relief of Capt. Norman D. Cota;

H. R. 780. An act for the relief of J. S. Corbett;

H. R. 1133. An act for the relief of John G. Pauley;

H. R. 1595. An act for the relief of Fannie Kravitz;

H. R. 1690. An act for the relief of Thomas P. McSherry;

H. R. 1691. An act for the relief of Henry F. Downing;

H. R. 1840. An act for the relief of Edward A. Grimes;

H. R. 2329. An act for the relief of John A. Olson;

H. R. 2589. An act for the relief of Archie O. Sprague;

H. R. 2718. An act for the relief of M. P. Snider;

H. R. 2722. An act to reimburse James J. Burns, jr., for damages to touring car by Government-owned motor truck;

H. R. 3295. An act for the relief of Sherman P. Browning;

H. R. 4361. An act for the relief of the McMan Undertaking Co.;

H. R. 5069. An act for the relief of Alice Barnes;

H. R. 5089. An act for the relief of Christine Mygatt;

H. R. 5787. An act for the relief of J. C. Herbert;

H. R. 5930. An act for the relief of William J. Donaldson;

H. R. 6246. An act to establish a national military park at the battle field of Stones River, Tenn.;

H. R. 6584. An act for the relief of Charles O. Schmidt;

H. R. 6588. An act for the relief of Franklin Mott Gunther;

H. R. 7081. An act to authorize reimbursement of the government of the Philippine Islands for maintaining alien crews prior to April 6, 1917;

H. R. 8278. An act for the relief of A. B. Cameron;

H. R. 8477. An act for the relief of Frank J. Dwyer;

H. R. 8739. An act for the relief of Lim Toy, of the city of Boston, Mass.;

H. R. 9063. An act for the relief of Marie Yvonne Gueguinou;

H. R. 9211. An act to prescribe certain of the qualifications of voters in the Territory of Alaska, and for other purposes;

H. R. 9427. An act for the relief of Gilbert B. Perkins;

H. R. 9640. An act to add certain lands to the Shoshone National Forest, Wyo.;

H. R. 9804. An act for the relief of the Pacific Steamship Co., of Seattle, Wash.;

H. R. 10035. An act for the relief of Albert H. Hosley;

H. R. 10178. An act to confer authority on the Court of Claims to hear and determine the claim of Lester P. Barlow against the United States;

H. R. 10238. An act for the relief of Josiah Ogden Hoffman;

H. R. 10422. An act for the relief of William J. O'Brien;

H. R. 10467. An act authorizing the city of Boulder, Colo., to purchase certain public lands;

H. R. 10612. An act to withdraw certain public lands from settlement and entry;

H. R. 11852. An act for the relief of M. Tillery and Mrs. V. D. Tillery;

H. R. 11929. An act authorizing the Secretary of the Interior to sell to Leroy Stafford certain lands situate in Rapides Parish, La.;

H. R. 12334. An act for the relief of W. Randall Spurlock;

H. R. 12388. An act for the relief of K. I. Ward;

H. R. 12404. An act for the relief of Shady-side Bank;

H. R. 12623. An act for the relief of the owner of the steamer *Quantum*;

H. R. 13050. An act releasing and granting to the State of Utah and the University of Utah any and all reversionary rights of the United States in and to the grounds now occupied as a campus by the University of Utah;

H. R. 13212. An act granting certain lands to the city of Bountiful, Utah, to protect the watershed of the water-supply system of said city;

H. R. 13450. An act granting pensions and increase of pensions to widows and former widows of certain soldiers, sailors, and marines of the Civil War, and for other purposes;

H. R. 13477. An act to amend the act entitled "An act to amend the act entitled 'An act for the retirement of employees in the classified civil service, and for other purposes,' approved May 22, 1922, and acts in amendment thereof," approved July 3, 1926, and for other purposes;

H. R. 14718. An act for the promotion and retirement of William H. Santelmann, leader of the United States Marine Band;

H. R. 15181. An act for the relief of S. K. Truby;

H. R. 15305. An act for the relief of Ben Wagner;

H. R. 15344. An act to amend the act entitled "An act authorizing the conservation, production, and exploitation of helium gas, a mineral resource pertaining to the national defense, and to the development of commercial aeronautics, and for other purposes";

H. R. 15541. An act to authorize the exchange of certain land between the United States and the District of Columbia;

H. R. 15624. An act for the relief of Andrew McLaughlin;

H. R. 15650. An act to amend section 10 of the act entitled "An act extending the homestead laws and providing for right of way for railroads in the District of Alaska, and for other purposes," approved May 14, 1898 (30 Stat. L., p. 409);

H. R. 15668. An act authorizing negotiations for the acquisition of a site for the farmers' produce market, and for other purposes;

H. R. 16182. An act for the relief of William H. Lindsay;

H. R. 16224. An act for the relief of the De Witt County National Bank, of Clifton, Ill.;

H. R. 16287. An act for the irrigation of additional lands within the Fort Hall Indian irrigation project in Idaho;

H. R. 16311. An act for the relief of the First National Bank, Savanna, Ill.;

H. R. 16336. An act for the relief of Robert F. Neeley and Franklin E. Neeley;

H. R. 16744. An act to authorize a per capita payment from tribal funds to the Fort Hall Indians;

H. R. 16886. An act to authorize the Director of the United States Veterans' Bureau to make loans to veterans upon the security of adjusted-service certificates;

H. R. 16952. An act to ratify and confirm act No. 3243 of the Philippine Legislature, approved November 27, 1925;

H. R. 16957. An act granting patent to O. E. Moore;

H. R. 17108. An act giving jurisdiction to the Court of Claims to hear and determine the claim of the Butler Lumber Co. (Inc.);

H. R. 17111. An act to authorize an appropriation to rehabilitate the Picatinny Arsenal in New Jersey;

H. J. Res. 243. Joint resolution for the relief of special disbursing agents of the Alaskan Engineering Commission or of the Alaska railroad;

H. J. Res. 272. Joint resolution providing for the return of funds belonging to World War National Guard organizations that are not reconstituted;

H. J. Res. 352. Joint resolution to provide for the expenses of the participation of the United States in the work of a preparatory commission to consider questions of reduction and limitation of armaments; and

H. J. Res. 363. Joint resolution amending the joint resolution entitled "Joint resolution directing the Secretary of the Interior to withhold his approval of the adjustment of the Northern Pacific land grants, and for other purposes," approved June 5, 1924, and for other purposes.

The Vice President thereupon signed the same, and they were delivered to the committee to be presented to the President of the United States.

INVESTIGATION OF SENATORIAL CAMPAIGN EXPENDITURES

The Senate resumed the consideration of the resolution (S. Res. 364) continuing during the Seventieth Congress Senate resolutions 195, 227, 258, and 324, relative to senatorial campaign expenditures, and enlarging the authority of the special committee, as modified.

The question being on agreeing to the amendment proposed by Mr. Reed of Pennsylvania on page 1, beginning in line 8, Pending debate.

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Haltigan, one of its clerks:

Mr. President: The House of Representatives has passed the following bills of the Senate, each without amendment:

S. 4328. An act to authorize the appointment of an additional judge for the District Court of the United States for the Northern District of California;

S. 4383. An act for the relief of certain claimants for interest arising from delay in the payment of drafts and cable transfers of the American Embassy at Constantinople between December 23, 1915, and April 21, 1917;

S. 4858. An act for the relief of Martha Ellen Raper;

S. 4998. An act to provide a water system for the Indians of the Reno-Sparks Indian Colony, Nev.;

S. 5200. An act to authorize a per capita payment from tribal funds to the Kiowa, Comanche, and Apache Indians of Oklahoma; and

S. 5709. An act to amend the act approved June 7, 1924, relating to the regulation of the practice of dentistry in the District of Columbia.

The House has agreed to the amendments of the Senate to each of the following bills of the House:

H. R. 54. An act authorizing the removal of the gates and piers in West Executive Avenue between the grounds of the White House and the State, War, and Navy Building; and

H. R. 10729. An act to create a bureau of customs and a bureau of prohibition in the Department of the Treasury.

ANNUAL REPORT OF PUBLIC BUILDINGS COMMISSION

Mr. Smoot, by unanimous consent, presented the annual report of the Public Buildings Commission for the year ended December 31, 1926; which was ordered to be printed with illustrations.

NATIONAL ORIGINS IMMIGRATION QUOTAS

The Presiding Officer (Mr. Jones of Washington in the chair) laid before the Senate the following message from the President of the United States, which was read and referred to the Committee on Immigration:

To the Senate:

I am in receipt of Senate Resolution 362, as follows:

"Resolved, That the President be requested, if not incompatible with the public interest, to transmit to the Senate a copy of the memorandum explaining the methods and processes employed by the six statistical experts, appointed by the Secretary of State, the Secretary of Commerce, and the Secretary of Labor, in determining the quotas on the basis of nationality of origin of the population of the United States, which accompanied the quota board's report to the Secretaries of State, Commerce, and Labor."

I have now made inquiries and I am informed that no such memorandum was prepared by the six statistical experts. I understand further that the methods and processes mentioned were discussed verbally with the three Secretaries concerned by various members of this committee of statistical experts.

CALVIN COOLIDGE.

THE WHITE HOUSE, March 2, 1927.

The Presiding Officer laid before the Senate the following message from the President of the United States, which was read and referred to the Committee on Immigration:

To the Senate:

I am in receipt of Senate Resolution 369, as follows:

"Resolved, That the President be requested, if not incompatible with the public interest, to transmit to the Senate a copy of the second or final report of the quota board to the Secretary of State, the Secretary of Commerce, and the Secretary of Labor, and a copy of the joint report, if any, made thereon by the Secretary of State, the Secretary of Commerce, and the Secretary of Labor to the President, in pursuance of Section II (E) of the quota immigration restriction act of 1924."

No report other than the one already submitted by me to the Senate has been made.

CALVIN COOLIDGE.

THE WHITE HOUSE, March 2, 1927.

OIL HOLDINGS IN MEXICO

The Presiding Officer laid before the Senate the following message from the President of the United States, which was read and, with the accompanying paper, referred to the Committee on Foreign Relations:

To the Senate:

I transmit herewith the report from the Acting Secretary of State in response to Senate Resolution No. 367, adopted by the Senate on February 24, 1927, requesting to be furnished with certain information respecting oil holdings in Mexico.

CALVIN COOLIDGE.

THE WHITE HOUSE, March 2, 1927.

DESTRUCTION OR DUMPING OF FARM PRODUCE

The Presiding Officer (Mr. Jones of Washington in the chair) laid before the Senate a communication from the President of the United States, together with an accompanying letter from

the Director of the Bureau of the Budget, transmitting, pursuant to law, a supplemental estimate of appropriation for the Department of Agriculture for the fiscal year ending June 30, 1927, amounting to \$25,000, to carry into effect the provisions of the act to prevent destruction or dumping of farm produce; which, with the accompanying papers, was referred to the Committee on Appropriations and ordered to be printed.

OFFICE OF PUBLIC BUILDINGS AND PUBLIC PARKS

The Presiding Officer laid before the Senate a communication from the President of the United States, with an accompanying letter from the Director of the Bureau of the Budget, transmitting, pursuant to law, a supplemental estimate of appropriation for the Office of Public Buildings and Public Parks of the National Capital, amounting to \$20,000, for the fiscal year ending June 30, 1927; which, with the accompanying papers, was referred to the Committee on Appropriations and ordered to be printed.

EIGHTH PAN AMERICAN SANITARY CONFERENCE, LIMA, PERU

The Presiding Officer laid before the Senate a communication from the President of the United States, together with an accompanying letter from the Director of the Bureau of the Budget, transmitting, pursuant to law, a supplement estimate of appropriation, amounting to \$3,000, for the fiscal year ending June 30, 1927, for the Department of State for expenses of delegates to the Eighth Pan American Sanitary Conference, Lima, Peru; which, with the accompanying papers, was referred to the Committee on Appropriations and ordered to be printed.

DEFICIENCY AND SUPPLEMENTAL APPROPRIATIONS

On motion by Mr. Warren that the Senate proceed to the consideration of the bill (H. R. 17291) making appropriations to supply deficiencies in certain appropriations for the fiscal year ending June 30, 1927, and prior fiscal years, to provide supplemental appropriations for the fiscal years ending June 30, 1927, and June 30, 1928, and for other purposes,

Mr. Reed of Missouri raised a question as to the presence of a quorum;

Whereupon

The Vice President directed the roll to be called;

When

Eighty-three Senators answered to their names, as follows:

Messrs. Ashurst, Bayard, Blease, Borah, Bratton, Broussard, Bruce, Cameron, Capper, Caraway, Copeland, Couzens, Curtis, Dale, Deneen, Dill, Edge, Edwards, Ernst, Ferris, Fess, Fletcher, Frazier, George, Glass, Goff, Gooding, Gould, Greene, Hale, Harris, Harrison, Hawes, Hefflin, Howell, Johnson, Jones of New Mexico, Jones of Washington, Kendrick, Keyes, King, Lenroot, McKellar, McLean, McMaster, McNary, Mayfield, Means, Metcalf, Moses, Neely, Norbeck, Norris, Nye, Oddie, Overman, Pine, Pittman, Ransdell, Reed of Missouri, Reed of Pennsylvania, Robinson of Arkansas, Robinson of Indiana, Sackett, Schall, Sheppard, Shipstead, Shortridge, Simmons, Smoot, Stanfield, Stephens, Stewart, Swanson, Trammell, Tyson, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, Wheeler, and Willis.

A quorum being present,

Pending debate.

PROPOSED UNANIMOUS-CONSENT AGREEMENT

Mr. Robinson of Arkansas submitted a request for unanimous consent that the unfinished business, viz, Senate Resolution 364, be temporarily laid aside and that the Senate proceed without debate to the consideration of the urgent deficiency appropriation bill, and that at the end of one hour the Senate proceed to vote on any and all amendments that may be pending and upon the bill itself; that immediately thereafter the Senate proceed to the consideration of the public buildings bill, and that at the end of one hour the Senate proceed to vote upon any amendments that may be pending and upon the bill; that immediately thereafter the Senate proceed to the consideration of the alien property bill, and that after three hours' debate the Senate proceed to vote upon any amendments that may be pending and upon the bill; and that after the disposition of the alien property bill the Senate resume the consideration of the unfinished business, Senate Resolution 364, and that at the end of one hour the Senate proceed to vote upon any amendments that may be pending and upon the resolution.

An objection to the request was made by Mr. Reed of Pennsylvania.

Pending debate.

Mr. Glass submitted the following request for unanimous consent:

"I ask unanimous consent that the unfinished business may be temporarily laid aside and that the Senate proceed at once to the consideration of the deficiency appropriation bill, and proceed with its consideration until 10 o'clock to-night, at which

hour the Senate shall vote on the bill and all pending amendments thereto without further discussion; that immediately after that vote the Senate shall proceed to the consideration of the public buildings bill and continue such consideration until the hour of 11 o'clock, at which time we shall vote on the bill and all pending amendments thereto without further debate; that then the Senate immediately thereafter shall proceed to the consideration of the alien property bill and continue such consideration until the hour of 12 o'clock midnight, at which time it shall vote on that bill and all pending amendments; and that immediately thereafter the Senate shall proceed to the consideration of the now pending resolution of the Senator from Missouri [Mr. Reed], and at the hour of 1 o'clock shall proceed to vote on that resolution and all pending amendments thereto."

Mr. Reed of Pennsylvania objected to the said request. Pending further debate, Mr. Bratton raised a question as to the presence of a quorum; Whereupon The Vice President directed the roll to be called; When Seventy-eight Senators answered to their names, as follows: Messrs. Bayard, Blease, Borah, Bratton, Broussard, Bruce, Cameron, Capper, Caraway, Copeland, Curtis, Dale, Deneen, Dill, Edge, Edwards, Ernst, Ferris, Fess, Fletcher, Frazier, George, Gerry, Glass, Goff, Hale, Harrell, Harris, Harrington, Hawes, Hefflin, Howell, Johnson, Jones of New Mexico, Jones of Washington, Kendrick, Keyes, King, Lenroot, McKellar, McLean, McMaster, McNary, Mayfield, Means, Metcalf, Moses, Neely, Norris, Nye, Oddie, Overman, Phillips, Pine, Pittman, Ransdell, Reed of Missouri, Reed of Pennsylvania, Robinson of Arkansas, Robinson of Indiana, Sackett, Schall, Sheppard, Shipstead, Shortridge, Stanfield, Stephens, Stewart, Swanson, Trammell, Tyson, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, Wheeler, and Willis. A quorum being present, Pending further debate.

ADDITIONAL HOSPITAL FACILITIES FOR VETERANS

Mr. Lenroot, by unanimous consent, from the Committee on Public Buildings and Grounds, to whom was referred the bill (H. R. 17157) to authorize an appropriation to provide additional hospital and out-patient dispensary facilities for persons entitled to hospitalization under the World War veterans' act, 1924, as amended, reported it without amendment.

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Chaffee, one of its clerks:

Mr. President: The House of Representatives has passed the bill (S. 718) authorizing an appropriation to be expended under the provisions of section 7 of the act of March 1, 1911, entitled "An act to enable any State to cooperate with any other State or States, or with the United States, for the protection of the watersheds of navigable streams, and to appoint a commission for the acquisition of lands for the purposes of conserving the navigability of navigable rivers," as amended, with an amendment, in which it requests the concurrence of the Senate.

The House has passed without amendment the bill (S. 4247) to amend and reenact sections 3, 20, 31, 33, 38, and 48 of the act of March 2, 1917, entitled "An act to provide a civil government for Porto Rico, and for other purposes," as amended by an act approved June 7, 1924, and for the insertion of a new section in said act between sections 5 and 6 of said act, to be designated as "5a" of said act.

The Speaker of the House having signed 40 enrolled bills, viz. S. 2320, S. 3662, S. 4239, H. R. 54, H. R. 531, H. R. 2849, H. R. 3253, H. R. 4258, H. R. 5275, H. R. 6057, H. R. 6097, H. R. 6143, H. R. 6422, H. R. 6847, H. R. 7703, H. R. 8932, H. R. 9150, H. R. 9173, H. R. 10456, H. R. 10496, H. R. 10729, H. R. 10976, H. R. 11396, H. R. 11487, H. R. 12625, H. R. 13143, H. R. 14071, H. R. 15252, H. R. 15253, H. R. 15826, H. R. 16017, H. R. 16058, H. R. 16207, H. R. 16389, H. R. 16461, H. R. 16551, H. R. 16845, H. R. 17063, H. R. 17138, and H. R. 17230, and an enrolled joint resolution, viz. H. J. Res. 324, I am directed to bring the same to the Senate for the signature of its President.

ENROLLED BILLS AND JOINT RESOLUTION SIGNED

Mr. Greene, from the Committee on Enrolled Bills, reported that they had examined and found truly enrolled the following bills and joint resolution:

S. 2320. An act to safeguard the distribution and sale of certain dangerous caustic or corrosive acids, alkalies, and other substances in interstate and foreign commerce;

S. 3662. An act creating the offices of assistants to the Secretary of Labor;

S. 4239. An act for the relief of homestead settlers on the drained Mud Lake bottom in the State of Minnesota;

H. R. 54. An act authorizing the removal of the iron gates in West Executive Avenue between the grounds of the White House and the State, War, and Navy Building;

H. R. 531. An act for the relief of John A. Bingham;

H. R. 2849. An act for the relief of the heirs of Russell J. Horton;

H. R. 3253. An act for the relief of Lieut. Commander Garnet Hulings, United States Navy;

H. R. 4258. An act to credit the accounts of James Hawkins, special disbursing agent, Department of Labor;

H. R. 5275. An act for the relief of Theodore W. Goldin;

H. R. 6057. An act for the relief of George Boiko & Co. (Inc.);

H. R. 6097. An act to accept the cession by the State of Arkansas of exclusive jurisdiction over a tract of land within the Hot Springs National Park, and for other purposes;

H. R. 6143. An act to correct the military record of William J. Bodiford;

H. R. 6422. An act to correct the military record of George W. Kelly;

H. R. 6847. An act to correct the military record of Thornton Jackson;

H. R. 7703. An act for the relief of James F. McCarthy;

H. R. 8932. An act for the relief of William F. Redding;

H. R. 9150. An act for the relief of the Niagara Machine & Tool Works;

H. R. 9173. An act providing for the revision and printing of the index to the Federal statutes;

H. R. 10456. An act for the payment of claims for pay, personal injuries, loss of property, and other purposes incident to the operation of the Army;

H. R. 10496. An act for the relief of John A. Thornton;

H. R. 10729. An act to create a bureau of customs and a bureau of prohibition in the Department of the Treasury;

H. R. 10976. An act to amend the act entitled "An act for the survey and allotment of lands now embraced within the limits of the Fort Peck Indian Reservation, in the State of Montana, and the sale and disposal of all the surplus lands after allotment," approved May 30, 1908, as amended, and for other purposes;

H. R. 11396. An act for the relief of Lawrence F. Nelson;

H. R. 11487. An act granting a right of way to the county of Imperial, State of California, over certain public lands for highway purposes;

H. R. 12625. An act for the relief of the owner of scow 6511;

H. R. 13143. An act for the relief of the Charlotte Chamber of Commerce and Capt. Charles G. Dobbins, Army disbursing officer;

H. R. 14071. An act for the relief of Garfield Hankins;

H. R. 15252. An act to provide relief for certain natives of Borongan, Samar, P. I., for rental of houses occupied by the United States Army during the years 1900 to 1903;

H. R. 15253. An act for the relief of certain officers and former officers of the Army of the United States;

H. R. 15826. An act to add certain lands to the Colville National Forest, Wash.;

H. R. 16017. An act granting public lands to the city of Golden, Colo., to secure a supply of water for municipal and domestic purposes;

H. R. 16058. An act for the relief of certain officers of the Army of the United States;

H. R. 16207. An act to authorize an appropriation to enable the Secretary of the Interior to provide an adequate water supply for the Sequoyah Orphan Training School near Tahlequah, Cherokee County, Okla.;

H. R. 16389. An act granting pensions and increase of pensions to certain soldiers and sailors of the Regular Army and Navy and certain soldiers and sailors of wars other than the Civil War and to widows of such soldiers and sailors, etc.;

H. R. 16461. An act granting pensions and increases of pensions to certain soldiers and sailors of the Civil War and certain widows and dependent children of soldiers and sailors of said war;

H. R. 16551. An act to permit the granting of Federal aid in respect of certain roads and bridges;

H. R. 16845. An act to amend section 1 of the act approved May 26, 1926, entitled "An act to amend sections 1, 5, 6, 8, and 18 of an act approved June 4, 1920, entitled 'An act to provide for the allotment of lands of the Crow Tribe, for the distribution of tribal funds, and for other purposes'";

H. R. 17063. An act for the relief of C. G. Duganne and A. N. Ross;

H. R. 17138. An act authorizing an appropriation to enable the Secretary of Agriculture to cooperate with the South Carolina Agricultural Experiment Station;

H. R. 17230. An act for the relief of Olof Nelson; and

H. J. Res. 324. Joint resolution authorizing the use of a portion of that part of the United States National Cemetery Reservation at Chattanooga, Tenn., lying outside the cemetery wall, for a city pound, animal shelter, and hospital.

The Vice President thereupon signed the same, and they were delivered to the committee to be presented to the President of the United States.

KATHERINE SOUTHERLAND

Mr. Means, by unanimous consent, submitted the following conference report:

The committee of conference on the disagreeing votes of the two Houses on the amendments of the House to the bill (S. 1339) entitled "An act for the relief of Katherine Southerland," having met, after full and free conference, have agreed to recommend and do recommend to their respective Houses as follows:

That the Senate recede from its disagreement to the amendments of the House numbered 1 and 2, and agree to the same.

RICE W. MEANS,

PARK TRAMMELL,

Managers on the part of the Senate.

CHARLES L. UNDERHILL,

BIRD J. VINCENT,

JOHN C. BOX,

Managers on the part of the House.

The Senate proceeded, by unanimous consent, to consider the said report; and,

On motion by Mr. Means,

Resolved, That the Senate agree thereto.

Ordered, That the Secretary notify the House of Representatives thereof.

SALE OF SURPLUS WAR DEPARTMENT REAL PROPERTY

Mr. Wadsworth submitted the following conference report:

The committee of conference on the disagreeing votes of the two Houses on the amendments of the House to the bill (S. 4305) to authorize the sale, under provisions of the act of March 12, 1926 (Public No. 45), of surplus War Department real property, having met, after full and free conference, have agreed to recommend and do recommend to their respective Houses as follows:

That the Senate recede from its disagreement to the amendment of the House numbered 1, and agree to the same.

Amendment numbered 2: That the Senate recede from its disagreement to the amendment of the House numbered 2, and agree to the same with an amendment as follows: In lieu of the language stricken out insert the following:

Lafayette Cemetery, Philadelphia, Pennsylvania (lot in); Odd Fellows Cemetery, Philadelphia, Pennsylvania (nine thousand and forty square feet); American Mechanics Cemetery, Philadelphia, Pennsylvania (six lots); Kirkdale Cemetery, Liverpool, England (fifty-eight lots); Newport Cemetery, Lincoln, England (thirteen lots); Washington Point, Norfolk, Virginia: Provided, That the Secretary of War be, and he is hereby, authorized to sell or cause to be sold in the manner and upon such terms as he shall deem expedient, the several cemetery lots and Washington Point, Norfolk, Virginia, hereinafter designated, and to execute and deliver in the name of the United States and in its behalf any and all contracts, conveyances, or other instruments necessary to effectuate such sale and conveyance: Provided further, That the expense of sale be paid from the proceeds thereof, and the net proceeds deposited in the Treasury of the United States to the credit of the Military Post Construction Fund.

And the House agree to the same.

Amendment numbered 3: That the Senate recede from its disagreement to the amendment of the House numbered 3, and agree to the same with an amendment as follows: In lieu of the amendment proposed by the House insert the following:

Fort Moultrie rifle range, South Carolina: Provided, That from the proceeds of the sale of Fort Moultrie rifle range, South Carolina, the sum of not more than \$20,200 be applied to the purchase by the Secretary of War of those tracts of land commonly known as the Mount Pleasant target range, by exercising the option and right to purchase contained in the lease dated June 25, 1919, effective July 1, 1919, ending December 31, 1929, and signed by George F. Goblet, of Mount Pleasant, South Carolina, as the lessor; Coronado Beach Military Reservation, Coronado, California (part, approximately thirty-three acres);

Omaha Depot, Omaha, Nebraska; Springfield Armory, Springfield, Massachusetts (part, approximately thirteen acres).

And the House agree to the same.

J. W. WADSWORTH, Jr.,

FRANK L. GREENE,

MORRIS SHEPPARD,

DUNCAN U. FLETCHER,

Managers on the part of the Senate.

W. FRANK JAMES,

JOHN PHILIP HILL,

JOHN J. MCSWAIN,

Managers on the part of the House.

The Senate proceeded, by unanimous consent, to consider the said report; and,

On motion by Mr. Wadsworth,

Resolved, That the Senate agree thereto.

Ordered, That the Secretary notify the House of Representatives thereof.

MRS. PATRICK H. BODKIN

The Vice President laid before the Senate the amendments heretofore received from the House of Representatives for concurrence to the bill (S. 1661) conferring jurisdiction upon the Court of Claims to hear and determine the claim of Mrs. Patrick H. Bodkin.

The Senate proceeded, by unanimous consent, to consider the said amendments; and,

On motion by Mr. Johnson,

Resolved, That the Senate agree thereto.

Ordered, That the Secretary notify the House of Representatives thereof.

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Hattigan, one of its clerks:

Mr. President: The House of Representatives has passed without amendment the bill (S. 5788) to extend the time for constructing a bridge across the Mississippi River between the city of Anoka, in the county of Anoka, and the village of Champlin, in the county of Hennepin, State of Minnesota.

The House has passed the following bill and joint resolution, in which it requests the concurrence of the Senate:

H. R. 16548. An act to amend sections 57 and 61 of the act entitled "An act to amend and consolidate the acts respecting copyright," approved March 4, 1909; and

H. J. Res. 373. Joint resolution to authorize the members of the Committee on Ways and Means of the House of Representatives to hold hearings after March 4, 1927.

The Speaker of the House having signed eight enrolled bills, viz. S. 4328, S. 4383, S. 4858, S. 4998, S. 5200, S. 5624, S. 5625, and S. 5709, I am directed to bring the same to the Senate for the signature of its President.

ENROLLED BILLS SIGNED

Mr. Greene, from the Committee on Enrolled Bills, reported that they had examined and found truly enrolled the following bills:

S. 4328. An act to authorize the appointment of an additional judge for the district court of the United States for the northern district of California;

S. 4383. An act for the relief of certain claimants for interest arising from delay in the payment of drafts and cable transfers of the American Embassy at Constantinople between December 23, 1915, and April 21, 1917;

S. 4858. An act for the relief of Martha Ellen Raper;

S. 4998. An act to provide a water system for the Indians of the Reno-Sparks Indian Colony, Nev.;

S. 5200. An act to authorize a per capita payment from tribal funds to the Kiowa, Comanche, and Apache Indians of Oklahoma;

S. 5624. An act to provide for continued hospitalization at Liberty, N. Y., of certain beneficiaries of the Veterans' Bureau;

S. 5625. An act to provide for continued hospitalization at Saranac Lake, N. Y., of certain beneficiaries of the Veterans' Bureau; and

S. 5709. An act to amend the act approved June 7, 1924, relating to the regulation of the practice of dentistry in the District of Columbia.

The Vice President thereupon signed the same, and they were delivered to the committee to be presented to the President of the United States.

HOUSE BILL REFERRED

The bill H. R. 16548, this day received from the House of Representatives for concurrence, was read the first and second

times by unanimous consent, and referred to the Committee on Patents.

DEFICIENCY AND SUPPLEMENTAL APPROPRIATIONS

The Senate resumed the consideration of the motion of Mr. Warren that the Senate proceed to the consideration of the bill (H. R. 17291) making appropriations to supply deficiencies in certain appropriations for the fiscal year ending June 30, 1927, and prior fiscal years, to provide supplemental appropriations for the fiscal years ending June 30, 1927, and June 30, 1928, and for other purposes.

Mr. Reed of Missouri raised a question of order, viz, that Mr. Warren's motion was not in order in view of the fact that the bill was reported to the Senate during this legislative day, and must go over, if objection is made, for one legislative day.

The Vice President sustained the point of order; and The regular order having been demanded,

INVESTIGATION OF SENATORIAL CAMPAIGN EXPENDITURES

The Senate resumed the consideration of the resolution (S. Res. 364) continuing during the Seventieth Congress Senate Resolutions 195, 227, 258, and 324, relative to senatorial campaign expenditures, and enlarging the authority of the special committee, as modified.

The question being on agreeing to the amendment proposed by Mr. Reed of Pennsylvania on page 1, beginning in line 8, Pending debate,

ADDITIONAL HOSPITAL FACILITIES FOR WORLD WAR VETERANS

On motion by Mr. Reed of Pennsylvania that the Senate proceed to the consideration of the bill (H. R. 17157) to authorize an appropriation to provide additional hospital and out-patient dispensary facilities entitled to hospitalization under the World War Veterans' act, 1924, as amended,

Pending debate,

Mr. Robinson of Arkansas raised a question as to the presence of a quorum;

Whereupon

The Vice President directed the roll to be called;

When

Seventy-seven Senators answered to their names, as follows: Messrs. Bayard, Blaise, Borah, Bratton, Broussard, Bruce, Cameron, Capper, Caraway, Copeland, Curtis, Dale, Deneen, Dill, Edge, Edwards, Ernst, Ferris, Fess, Fletcher, Frazier, George, Gerry, Glass, Goff, Hale, Harreld, Harris, Harrison, Hawes, Hedlin, Howell, Johnson, Jones of Washington, Keyes, King, Lenroot, McKellar, McLean, McMaster, McNary, Mayfield, Means, Metcalf, Moses, Neely, Norris, Nye, Oddie, Overman, Pepper, Phipps, Pine, Pittman, Ransdell, Reed of Missouri, Reed of Pennsylvania, Robinson of Arkansas, Robinson of Indiana, Sackett, Schall, Sheppard, Shipstead, Shortridge, Stanfield, Steck, Stephens, Stewart, Swanson, Trammell, Tyson, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, and Willis.

A quorum being present,

On the question of agreeing to the motion of Mr. Reed of Pennsylvania,

It was determined in the negative, { Yeas ----- 30
Nays ----- 47

On motion by Mr. Harrison,

The yeas and nays being desired by one-fifth of the Senators present,

Those who voted in the affirmative are—

Messrs. Bruce, Cameron, Capper, Deneen, Edge, Ernst, Fess, Goff, Hale, Harreld, Keyes, Lenroot, McLean, Metcalf, Moses, Oddie, Pepper, Phipps, Pine, Reed of Pennsylvania, Robinson of Indiana, Sackett, Schall, Shortridge, Stanfield, Stewart, Wadsworth, Warren, Watson, and Willis.

Those who voted in the negative are—

Messrs. Bayard, Borah, Bratton, Broussard, Caraway, Copeland, Curtis, Dale, Dill, Edwards, Ferris, Fletcher, Frazier, George, Gerry, Glass, Harris, Harrison, Hawes, Hedlin, Howell, Johnson, Jones of Washington, King, McKellar, McMaster, McNary, Mayfield, Means, Neely, Norris, Nye, Overman, Pittman, Ransdell, Reed of Missouri, Robinson of Arkansas, Sheppard, Shipstead, Steck, Stephens, Swanson, Trammell, Tyson, Walsh of Massachusetts, Walsh of Montana, and Wheeler.

So the motion of Mr. Reed of Pennsylvania was not agreed to.

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Chaffee, one of its clerks:

Mr. President: The House of Representatives has passed without amendment the joint resolution (S. J. Res. 152) to amend subdivisions (b) and (e) of section 11 of the Immigration act of 1924, as amended.

The House has passed the bill (S. 3286) to authorize reduced freight rates in cases of emergency, with amendments, in which it requests the concurrence of the Senate.

The Speaker having signed two enrolled bills, viz, S. 4247 and S. 5788, I am directed to bring the same to the Senate for the signature of its President.

ENROLLED BILLS SIGNED

Mr. Greene, from the Committee on Enrolled Bills, reported that they had examined and found truly enrolled the following bills:

S. 5788. An act to extend the time for constructing a bridge across the Mississippi River between the city of Anoka, in the county of Anoka, and the village of Champlin, in the county of Hennepin, State of Minnesota; and

S. 4247. An act to amend and reenact sections 3, 20, 31, 33, 38, and 48 of the act of March 2, 1917, entitled "An act to provide a civil government for Porto Rico, and for other purposes," as amended by an act approved June 7, 1924, and for the insertion of a new section in said act between sections 5 and 6 of said act, to be designated as "5a" of said act.

The Vice President thereupon signed the same, and they were delivered to the committee to be presented to the President of the United States.

EXPORT OF FINISHED MANUFACTURES AND IMPORT OF CRUDE MATERIALS

The Vice President laid before the Senate the following message from the President of the United States, which was read, and, with the accompany report, referred to the Committee on Commerce, and ordered to be printed:

To the Senate:

I transmit herewith a report by the Acting Secretary of State in response to Senate Resolution 337 of February 3, 1927, which provides that "the Secretary of Commerce be requested to inform the Senate what means, if any, are being used by that department, through the Bureau of Foreign and Domestic Commerce and otherwise, to stimulate the export of finished manufactures and the importation of crude materials, and that the Secretary of State be requested to inform the Senate to what extent, if any, members of the Diplomatic and Consular Service are working on similar lines."

CALVIN COOLIDGE.

THE WHITE HOUSE

Washington, March 3, 1927.

[Accompaniment: Report by the Acting Secretary of State.]

COLLECTION OF COTTON STATISTICS

The Vice President laid before the Senate a communication from the President of the United States, together with an accompanying letter from the Director of the Bureau of the Budget, transmitting, pursuant to law, a supplemental estimate of appropriation for the Department of Agriculture for the collection of cotton statistics, amounting to \$349,000, of which amount \$100,000 is required for expenditure during the fiscal year 1927; which, with the accompanying papers, was referred to the Committee on Appropriations and ordered to be printed.

EXTENSION OF FORT HALL, IDAHO, IRRIGATION PROJECT

The Vice President laid before the Senate a communication from the President of the United States, together with an accompanying letter from the Director of the Bureau of the Budget, transmitting, pursuant to law, a supplemental estimate of appropriation for the Department of the Interior, Bureau of Indian Affairs, for the fiscal year ending June 30, 1927, for the extension of the irrigation system on the Fort Hall project, Idaho, amounting to \$145,000; which, with the accompanying papers, was referred to the Committee on Appropriations and ordered to be printed.

ESTIMATE OF APPROPRIATION FOR CIVIL SERVICE COMMISSION

The Vice President laid before the Senate a communication from the President of the United States, together with an accompanying letter from the Director of the Bureau of the Budget, transmitting, pursuant to law, a supplemental estimate of appropriation for the Civil Service Commission for the fiscal year ending June 30, 1927, including personal services in the District of Columbia, and elsewhere, traveling expenses, stationery, contingent expenses, purchase of books, and other necessary expenses of examinations, amounting to \$203,740; which, with the accompanying report, was referred to the Committee on Appropriations and ordered to be printed.

COLLECTING REVENUE FROM CUSTOMS

The Vice President laid before the Senate a communication from the President of the United States, together with an ac-

companying letter from the Director of the Bureau of the Budget, transmitting a proposed draft of legislation affecting the use of an existing appropriation for the Treasury Department for collecting the revenue from customs, fiscal year 1927; which, with the accompanying papers, was referred to the Committee on Appropriations and ordered to be printed.

ESTIMATE OF APPROPRIATION FOR LIBRARY OF CONGRESS

The Vice President laid before the Senate a communication from the President of the United States, transmitting, without revision, a supplemental estimate of appropriation under the legislative establishment, Library of Congress, for the fiscal year 1927, to remain available until expended, amounting to \$25,000; which, with the accompanying papers, was referred to the Committee on Appropriations and ordered to be printed.

ESTIMATE OF APPROPRIATION FOR NAVY DEPARTMENT

The Vice President laid before the Senate a communication from the President of the United States, together with an accompanying letter from the Director of the Bureau of the Budget, transmitting, pursuant to law, a supplemental estimate of appropriations for the Navy Department (for aviation, Navy; alterations to naval vessels, and increase of the Navy), fiscal year 1927, aggregating \$17,737,000; which, with the accompanying papers, was referred to the Committee on Appropriations and ordered to be printed.

ADDITIONAL REPORTS OF COMMITTEES

Mr. Jones of Washington, by unanimous consent, from the Committee on Commerce, to whom was referred the bill (S. 5792) to further develop an American merchant marine, to assure its permanence in the transportation of the foreign trade of the United States, and for other purposes, reported it without amendment and submitted a report (No. 1696) thereon.

Mr. Stanfield, by unanimous consent, from the Committee on Public Lands and Surveys, who were directed by Senate resolution 250, agreed to July 2, 1926, to investigate as to whether Sand Island in the Columbia River is located in the State of Oregon or in the State of Washington, submitted a report (No. 1697); which was ordered to be printed.

Mr. Howell, by unanimous consent, from the Committee on Claims, to whom was referred the bill (H. R. 6068) for the relief of Major F. Ellis Reed, reported it without amendment and submitted a report (No. 1698) thereon.

Mr. Oddie, by unanimous consent, from the Committee on Mines and Mining, to whom was referred the bill (S. 5825) to amend an act entitled "An act to provide relief in cases of contracts connected with the prosecution of the war, and for other purposes," approved March 2, 1919, as amended, reported it with an amendment and submitted a report (No. 1699) thereon.

Mr. Phipps, by unanimous consent, from the Committee on Irrigation and Reclamation, to whom was referred the bill (H. R. 15284) to authorize the Secretary of the Interior to negotiate with irrigation districts, drainage districts, and water users' associations for release from obligation to construct drainage works, and for corresponding reduction in contract obligations of such districts and associations, reported it without amendment and submitted a report (No. 1700) thereon.

Mr. Means, by unanimous consent, from the Committee on Claims, to whom were referred the following bills, reported them each without amendment and submitted reports thereon, as follows:

H. R. 3283. An act for the relief of the estate of William Barden (Rept. No. 1701);

H. R. 1564. An act for the relief of Lewis H. Francke and Blanche F. Shelley, sole legal heirs of Ralph K. Warrington (Rept. No. 1702);

H. R. 8896. An act for the relief of Enriqueta Koch v de Jeaneret (Rept. No. 1703);

H. R. 9163. An act for the relief of Margaret T. Head, administratrix (Rept. No. 1704);

H. R. 11727. An act for the relief of the Press Publishing Co., Marianna, Ark. (Rept. No. 1705);

H. R. 10073. An act for the relief of Adriano Cruceta, a citizen of the Dominican Republic (Rept. No. 1706);

H. R. 11459. An act for the relief of William A. Light (Rept. No. 1707); and

H. R. 16155. An act for the validation of the acquisition of Canadian properties by the War Department and for the relief of certain disbursing officers for payments made thereon (Rept. No. 1708).

Mr. Oddie, by unanimous consent, from the Committee on Mines and Mining, reported the following resolution (S. Res. 380) and submitted a report (No. 1709) thereon:

Resolved, That the bill (S. 5825) to amend an act entitled "An act to provide relief in cases of contracts connected with the prosecution of the war, and for other purposes," approved

March 2, 1919, as amended, be, and it is hereby, referred to the Court of Claims for report under the provisions of section 151 of the Judicial Code of the United States.

Mr. Means, by unanimous consent, from the Committee on Claims, to whom was referred the bill (S. 5617) for the relief of the city of New York, reported it without amendment and submitted a report (No. 1710) thereon.

Mr. Means, by unanimous consent, from the Committee on Claims, to whom was referred the bill (H. R. 4321) authorizing the redemption by the United States Treasury of 20 war-savings stamps (series of 1918) now held by Dr. John Mack, of Omaha, Nebr., reported it adversely and submitted a report (No. 1711) thereon.

Mr. Sheppard, by unanimous consent, from the Committee on Military Affairs, to whom were referred the following bill and joint resolution, reported them each without amendment and submitted reports thereon, as follows:

H. R. 14664. An act for the relief of Dennis W. Scott (Rept. No. 1712); and

H. J. Res. 339. Joint resolution authorizing the Secretary of War to award a Nicaragua campaign badge to Capt. James P. Williams in recognition of his services to the United States in the Nicaraguan campaign of 1912 and 1913 (Rept. No. 1713).

Mr. Oddie, by unanimous consent, from the Committee on Agriculture and Forestry, to whom was referred the bill (H. R. 15476) to authorize the appropriation for use by the Secretary of Agriculture of certain funds for wool standards, reported it without amendment.

Mr. Oddie, by unanimous consent, from the Committee on Post Offices and Post Roads, to whom was referred the bill (S. 3837), to regulate the manufacture and sale of stamped envelopes, reported it without amendment.

Mr. Keyes, from the Committee to Audit and Control the Contingent Expenses of the Senate, to whom was referred the resolution (S. Res. 349) authorizing an investigation of the Columbia Basin project, reported it with an amendment.

Mr. Keyes, from the Committee to Audit and Control the Contingent Expenses of the Senate, to whom were referred the following resolutions, reported them each without amendment:

S. Res. 348. Resolution to pay to Catherine Hardesty a sum equal to six months' salary of the late Martin T. Hardesty;

S. Res. 355. Resolution to investigate alleged lobbying activities in connection with H. R. 2, the so-called Pepper-McFadden banking bill;

S. Res. 361. Resolution to pay Hon. Magnus Johnson \$2,500 for expenses incurred in prosecuting his claim to a seat in the Senate from the State of Minnesota; and

S. Res. 368. Resolution to reimburse Hon. Arthur R. Gould for expenses incurred by him in defending his right to a seat in the Senate from the State of Maine.

ENROLLED BILLS PRESENTED

Mr. Greene, from the Committee on Enrolled Bills, reported that they this day presented to the President of the United States the following enrolled bills:

S. 1490. An act to provide for the appointment of an additional judge of the District Court of the United States for the Western District of New York;

S. 2164. An act granting the consent of Congress to the city of Fort Smith, Sebastian County, Ark., to construct, maintain, and operate a dam across the Poteau River;

S. 2322. An act to provide for the elimination of the Michigan Avenue grade crossing in the District of Columbia, and for other purposes;

S. 4330. An act authorizing the Secretary of War to make settlement of the claim of the Franklin Ice Cream Co.;

S. 4746. An act authorizing the Secretary of Agriculture to collect and publish statistics of the grade and staple length of cotton;

S. 4863. An act authorizing the adjustment of the boundaries of the Arapaho National Forest, and for other purposes;

S. 4964. An act transferring a portion of the lands of the military reservation of the Presidio of San Francisco to the Department of the Treasury;

S. 5083. An act to supplement the act entitled "An act granting the consent of Congress to the city of Louisville, Ky., to construct a bridge across the Ohio River at or near said city," approved April 2, 1926;

S. 5213. An act for the relief of the Lucy Webb Hayes National Training School for Deaconesses and Missionaries;

S. 5266. An act to prohibit the sale of black bass in the District of Columbia;

S. 5352. An act to provide for one additional district judge for the eastern district of Michigan;

S. 5402. An act to amend the act entitled "An act to provide more effectively for the national defense by increasing the efficiency of Air Corps of the Army of the United States";

S. 5435. An act to provide for the widening of C Street NE, in the District of Columbia, and for other purposes;

S. 5479. An act to authorize the Secretary of the Navy to dispose of certain parts of the frigate *Constitution*, to be used as souvenirs;

S. 5523. An act authorizing the Shoshone Tribe of Indians of the Wind River Reservation in Wyoming to submit claims to the Court of Claims;

S. 5727. An act to authorize and direct the Secretary of War to accept an act of sale and a dedication of certain property in the city of New Orleans, La., from the Board of Commissioners of the Port of New Orleans, and for other purposes;

S. 2279. An act for the relief of James C. Baskin;

S. 4316. An act to amend the act entitled "An act to provide for the reimbursement of officers, enlisted men, and others in the naval service of the United States for property lost or destroyed in such service," approved October 6, 1917;

S. 4474. An act to amend an act entitled "An act to regulate the practice of pharmacy and the sale of poisons in the District of Columbia, and for other purposes," approved May 7, 1906, as amended;

S. 4631. An act for the relief of Claude T. Winslow;

S. 4754. An act to allow credits in the accounts of Harry Caden, special fiscal agent, Bureau of Reclamation, Department of the Interior;

S. 4795. An act for the relief of B. F. Cowley;

S. 4840. An act to provide for the appointment of an additional judge of the District Court of the United States for the Northern District of New York;

S. 5385. An act authorizing the Secretary of the Interior to issue patent to the county of Del Norte, State of California, to Whaler Island, in Crescent City Bay, Del Norte County, Calif., for purposes of a public wharf;

S. 5548. An act to credit the accounts of Richings J. Shand, United States property and disbursing officer, Illinois National Guard;

S. 5692. An act granting permission for the laying of pipes for the transmission of steam along the alley between lots Nos. 5 and 32, in square No. 225; and

S. 5757. An act authorizing the Secretary of War to grant permission to the Port of Portland Commission to close the east channel of Swan Island, Oreg.

S. 2320. An act to safeguard the distribution and sale of certain dangerous caustic or corrosive acids, alkalies, and other substances in interstate and foreign commerce;

S. 3662. An act creating the offices of assistants to the Secretary of Labor;

S. 4239. An act for the relief of homestead settlers on the drained Mud Lake bottom in the State of Minnesota;

S. 4328. An act to authorize the appointment of an additional judge for the District Court of the United States for the Northern District of California;

S. 4383. An act for the relief of certain claimants for interest arising from delay in the payment of drafts and cable transfers of the American Embassy at Constantinople between December 23, 1915, and April 21, 1917;

S. 4858. An act for the relief of Martha Ellen Raper;

S. 4998. An act to provide a water system for the Indians of the Reno-Sparks Indian Colony, Nev.;

S. 5200. An act to authorize a per capita payment from tribal funds to the Kiowa, Comanche, and Apache Indians of Oklahoma;

S. 5624. An act to provide for continued hospitalization at Liberty, N. Y., of certain beneficiaries of the Veterans' Bureau;

S. 5625. An act to provide for continued hospitalization at Saranac Lake, N. Y., of certain beneficiaries of the Veterans' Bureau; and

S. 5709. An act to amend the act approved June 7, 1924, relating to the regulation of the practice of dentistry in the District of Columbia.

INTRODUCTION OF BILLS

Bills were introduced by unanimous consent, severally read the first and second times, and referred as follows:

By Mr. Johnson:

A bill (S. 5826) granting a pension to Harry L. Dean; and
A bill (S. 5827) granting a pension to Mabel Helen Bean; to the Committee on Pensions.

By Mr. McKellar:

A bill (S. 5828) granting the consent of Congress for the construction of a bridge across the Caney Fork River in Tennessee; to the Committee on Commerce.

By Mr. Shipstead:

A bill (S. 5829) to amend chapter 2 of an act entitled "An act to codify, revise, and amend the laws relating to the judiciary," approved March 3, 1911; to the Committee on the Judiciary.

By Mr. Watson:

A bill (S. 5830) for the advancement in rank of certain officers of the Army; to the Committee on Military Affairs.

By Mr. McNary:

A bill (S. 5831) authorizing an appropriation to aid in the erection of a statue of Theodore Roosevelt on Battle Rock, in Port Orford Harbor, Oreg.; to the Committee on the Library.

By Mr. Hawes:

A bill (S. 5832) to establish the Federal investment bank system; to provide for the purchase of drainage, reclamation, and irrigation bonds; to amend the Federal farm loan act, as amended; and for other purposes; to the Committee on Banking and Currency.

By Mr. Oddie:

A bill (S. 5833) to amend section 6 of an act entitled "An act relative to the naturalization and citizenship of married women," approved September 22, 1922; to the Committee on Immigration.

A bill (S. 5834) to amend an act entitled "An act to provide for the protection of forest lands, for the reforestation of denuded areas, for the extension of national forests, and for other purposes, in order to promote the continuous production of timber on lands chiefly suitable therefor," approved June 4, 1924; to the Committee on Agriculture and Forestry.

By Mr. Ramsdell:

A bill (S. 5835) to establish a national institute of health, to authorize increased appropriations for the Hygienic Laboratory, and to authorize the Government to accept donations for use in ascertaining the cause, prevention, and cure of disease affecting human beings, and for other purposes; to the Committee on Commerce.

PRESIDENTIAL APPROVALS

A message from the President of the United States, by Mr. Latta, his secretary:

Mr. President: The President of the United States this day approved and signed the following acts and joint resolutions:

S. 227. An act to provide for the appointment of an additional district judge for the district of Connecticut;

S. 5435. An act to provide for the widening of C Street NE, in the District of Columbia, and for other purposes;

S. 5523. An act authorizing the Shoshone Tribe of Indians of the Wind River Reservation in Wyoming to submit claims to the Court of Claims;

S. 2597. An act authorizing the President to appoint and retire certain persons, first lieutenants in the Medical Corps, United States Army;

S. 5479. An act to authorize the Secretary of the Navy to dispose of certain parts of the frigate *Constitution*, to be used as souvenirs;

S. 2081. An act placing certain noncommissioned officers in the first grade;

S. 2322. An act to provide for the elimination of the Michigan Avenue grade crossing in the District of Columbia, and for other purposes;

S. 3403. An act to amend section 8 of the act making appropriations to provide for the expenses of the government of the District of Columbia for the fiscal year ending June 30, 1914, and for other purposes, approved March 4, 1913;

S. 3888. An act to provide for the elimination of grade crossings of steam roads in the District of Columbia, and for other purposes;

S. 5213. An act for the relief of the Lucy Webb Hayes National Training School for Deaconesses and Missionaries;

S. 4840. An act to provide for the appointment of an additional judge of the District Court of the United States for the Northern District of New York;

S. 70. An act for the relief of Charles A. Mayo, T. S. Taylor, and Frank Hickey;

S. 105. An act for the relief of Arthur E. Colgate, administrator of Clinton G. Colgate, deceased;

S. 111. An act for the relief of the owners of the ferryboat *Oregon*;

S. 115. An act for the relief of the owners of the steamship *Neptune*;

S. 118. An act for the relief of all owners of cargo aboard the steamship *Gaelic Prince* at the time of her collision with the U. S. S. *Antigone*;

S. 1490. An act to provide for the appointment of an additional judge of the District Court of the United States for the Western District of New York;

S. 1914. An act directing the resurvey of certain lands;

S. 2164. An act granting the consent of Congress to the city of Fort Smith, Sebastian County, Ark., to construct, maintain, and operate a dam across the Poteau River;

S. 2197. An act for the relief of Paul B. Belding;

S. 2594. An act for the relief of Odolon Ramos;

S. 4069. An act to authorize the Secretary of the Interior to exchange for lands in private ownership in Gunnison County, Colo., certain public lands in Delta County, Colo.;

S. 4330. An act authorizing the Secretary of War to make settlement of the claim of the Franklin Ice Cream Co.;

S. 4746. An act authorizing the Secretary of Agriculture to collect and publish statistics of the grade and staple length of cotton;

S. 4851. An act authorizing the Secretary of War to convey to the city of Springfield, Mass., certain parcels of land within the Springfield Armory Military Reservation, Mass., and for other purposes;

S. 4863. An act authorizing the adjustment of the boundaries of the Arapaho National Forest, and for other purposes;

S. 4904. An act transferring a portion of the lands of the military reservation of the Presidio of San Francisco to the Department of the Treasury;

S. 5083. An act to supplement the act entitled "An act granting the consent of Congress to the city of Louisville, Ky., to construct a bridge across the Ohio River, at or near said city," approved April 2, 1926;

S. 5266. An act to prohibit the sale of black bass in the District of Columbia;

S. 5352. An act to provide for one additional district judge for the eastern district of Michigan;

S. 5692. An act granting permission for the laying of pipes for the transmission of steam along the alley between lots Nos. 5 and 32 in square No. 225;

S. 2279. An act for the relief of James C. Baskin;

S. 4328. An act to authorize the appointment of an additional judge for the District Court of the United States for the Northern District of California;

S. 5402. An act to amend the act entitled "An act to provide more effectively for the national defense by increasing the efficiency of Air Corps of the Army of the United States, and for other purposes," approved July 2, 1926; and

S. J. Res. 154. Joint resolution extending the provisions of the acts of March 4, 1925, and April 13, 1926, relating to a compact between the States of Washington, Idaho, Oregon, and Montana for allocating the waters of the Columbia River and its tributaries, and for other purposes.

Ordered, That the Secretary notify the House of Representatives thereof.

EXECUTIVE SESSION

On motion by Mr. Curtis,

The Senate proceeded to the consideration of executive business; and

After the consideration of executive business the doors were reopened;

When,

On motion by Mr. Curtis, at 12 o'clock and 2 minutes a. m. (Friday, March 4, 1927),

The Senate took a recess until 8 o'clock and 30 minutes a. m. AT 8 O'CLOCK AND 30 MINUTES A. M. (CALENDAR DAY, FRIDAY, MARCH 4, 1927)

The Vice President called the Senate to order.

SECOND DEFICIENCY APPROPRIATION BILL

On motion by Mr. Warren that the Senate proceed to the consideration of the bill (H. R. 17291) making appropriations to supply deficiencies in certain appropriations for the fiscal year ending June 30, 1927, and prior fiscal years, to provide supplemental appropriations for the fiscal years ending June 30, 1927, and June 30, 1928, and for other purposes,

Mr. Reed of Missouri raised a question as to the presence of a quorum;

Whereupon

The Vice President directed the roll to be called;

When

Sixty-three Senators answered to their names, as follows:

Messrs. Bayard, Blease, Bratton, Bruce, Cameron, Capper, Caraway, Copeland, Curtis, Deneen, Dill, Edge, Ernst, Ferris, Fess, Fletcher, Frazier, George, Goff, Gooding, Greene, Hale, Harrison, Healin, Howell, Johnson, Jones of Washington, Kendrick, Keyes, Lenroot, McKellar, McLean, McMaster, Mayfield, Means, Metcalf, Moses, Norbeck, Norris, Nye, Oddie, Overman, Pepper, Phipps, Pine, Pittman, Reed of Missouri, Reed of Pennsylvania, Robinson of Arkansas, Robinson of Indiana, Sackett, Sheppard, Shipstead, Shortridge, Smith, Smoot, Stephens, Tyson, Wadsworth, Walsh of Montana, Warren, Watson, and Willis.

A quorum being present,

Mr. Robinson of Arkansas raised a question of order, viz, that the motion of Mr. Warren was not in order, the bill having been reported on this legislative day.

The Vice President sustained the point of order.

EXPORT TRADE IN FARM PRODUCTS

The Vice President laid before the Senate communications from the Secretary of Commerce and the Secretary of Agriculture, transmitting, in response to Senate Resolutions 337 and 356, Sixty-ninth Congress, respectively, reports relating to the export trade in farm products, and the stimulation thereof; which, with the accompanying reports, were referred, respectively, to the Committee on Commerce and the Committee on Agriculture and Forestry and ordered to be printed.

DISTRIBUTION OF SURPLUS WAR MATERIALS

The Vice President laid before the Senate a communication from the Secretary of Agriculture relative to the distribution, pursuant to law, of surplus war materials to the several State highway departments for use in road building; which was referred to the Committee on Agriculture and Forestry.

CLAIMS OF MEMBERS OF SIOUX TRIBE OF INDIANS

The Vice President laid before the Senate the message yesterday received from the House of Representatives announcing its disagreement to the amendment of the Senate to the bill (H. R. 13503) authorizing and directing the Secretary of the Interior to investigate, hear, and determine the claims of individual members of the Sioux Tribe of Indians against tribal funds or against the United States, and asking a conference with the Senate thereon.

On motion by Mr. Frazier,

Resolved, That the Senate insist upon its amendment to the said bill, disagreed to by the House of Representatives, and agree to the conference asked by the House on the disagreeing votes of the two Houses thereon.

Ordered, That the conferees on the part of the Senate be appointed by the Vice President; and

The Vice President appointed Mr. Frazier, Mr. McMaster, and Mr. Kendrick.

Ordered, That the Secretary notify the House of Representatives thereof.

REGULATION OF TOLLS OVER RED RIVER BRIDGES

The Vice President laid before the Senate the amendment heretofore received from the House of Representatives for concurrence to the text of the bill (S. 3889) to authorize the Railroad Commission of Texas and the Corporation Commission of Oklahoma to regulate tolls charged for transit over certain bridges across the Red River, together with the amendment to the title providing that the same shall read as follows: "An act to regulate tolls charged for transit over highway bridges across the Red River between the States of Oklahoma and Texas."

The Senate proceeded to consider the said amendments; and,

On motion by Mr. Mayfield,

Resolved, That the Senate agree thereto.

Ordered, That the Secretary notify the House of Representatives thereof.

PETITIONS

Mr. Jones of Washington presented a joint resolution of the Legislature of the State of Washington, favoring the adoption by the House of Representatives of the proposed constitutional amendment providing that the President of the United States and Members of Congress shall assume their offices shortly after election; which was referred to the Committee on the Judiciary.

Mr. Shipstead presented a concurrent resolution of the Legislature of the State of Minnesota, favoring an amendment to the transportation act of 1920 so as to restore to that State general jurisdiction over its intrastate railroad rates; which was referred to the Committee on Interstate Commerce.

Mr. Ernst presented a petition of citizens of the State of Kentucky, praying the enactment of legislation granting pensions and increase of pensions to Civil War veterans and their widows; which was referred to the Committee on Pensions.

SENATORIAL ELECTION CONTEST IN PENNSYLVANIA

Mr. Robinson of Arkansas presented a petition of William B. Wilson, of Pennsylvania, contesting the right of William S. Vare to a seat in the United States Senate from the State of Pennsylvania for the term beginning March 4, 1927; which was referred to the Committee on Privileges and Elections.

BOUNDARIES OF NATIONAL PARKS

Mr. Stanfield, from the Committee on Public Lands and Surveys, who were authorized by Senate Resolution 237, agreed to June 14, 1926, to investigate the advisability of changing the boundaries of Yellowstone National Park and certain other national parks, submitted a report (No. 1714); which was ordered to be printed.

FEDERAL MOTOR TRUCK CO.

On motion by Mr. Couzens, and by unanimous consent, Ordered, That the papers filed with the bill (S. 2473, 68th Cong., 1st sess.) for the relief of the Federal Motor Truck Co. be withdrawn from the files of the Senate, no adverse report having been made thereon.

HEARINGS BEFORE HOUSE COMMITTEE ON WAYS AND MEANS

On motion by Mr. Curtis, and by unanimous consent, The joint resolution (H. J. Res. 373) to authorize the members of the Committee on Ways and Means of the House of Representatives to hold hearings after March 4, 1927, yesterday received from the House of Representatives for concurrence, was read the first and second times by unanimous consent, and considered as in Committee of the Whole; and no amendment being made, it was reported to the Senate.

Ordered, That it pass to a third reading.

The said joint resolution was read the third time by unanimous consent.

Resolved, That it pass.

Ordered, That the Secretary notify the House of Representatives thereof.

Mr. Harrison subsequently entered a motion that the vote on the passage of the foregoing joint resolution be reconsidered.

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Hattigan, one of its clerks:

Mr. President: The House of Representatives has passed without amendment the bill (S. 5112) to provide for appointment as warrant officers of the Regular Army of such persons as would have been eligible therefor but for the interruption of their status, caused by military service rendered by them as commissioned officers during the World War.

The House has passed the following bills of the Senate, each with amendments in which it requests the concurrence of the Senate:

S. 1818. An act for the relief of Lillie F. Evans; and
S. 3896. An act to amend section 11 of the merchant marine act, 1920, and to complete the construction loan fund authorized by that section.

The House has disagreed to the amendments of the Senate to the joint resolution (H. J. Res. 207) directing the Comptroller General of the United States to correct an error made in the adjustment of the account between the State of New York and the United States, etc.; it asks a conference with the Senate on the disagreeing votes of the two Houses thereon, and has appointed Mr. Graham, Mr. Michener, and Mr. Tucker managers at the same on its part.

The Speaker of the House having signed two enrolled bills, viz, S. 1661 and H. R. 10504, I am directed to bring the same to the Senate for the signature of its President.

The President of the United States has informed the House of Representatives that he approved and signed on the 2d instant the following acts:

H. R. 15641. An act making appropriations for the Navy Department and the naval service for the fiscal year ending June 30, 1928, and for other purposes;

H. R. 15822. An act authorizing the county of Escambia, Fla., and/or the county of Baldwin, Ala., and/or the State of Florida, and/or the State of Alabama to acquire all the rights and privileges granted to the Perdido Bay Bridge & Ferry Co., by chapter 168, approved June 22, 1916, for the construction of a bridge across Perdido Bay from Lillian, Ala., to Cummings Point, Fla.;

H. R. 16024. An act to amend the act entitled "An act granting the consent of Congress to the Yell and Pope County Bridge District, Dardanelle and Russellville, Ark., to construct, maintain, and operate a bridge across the Arkansas River, at or near the city of Dardanelle, Yell County, Ark.," approved March 3, 1925, and to extend the time for the construction of the bridge authorized thereby;

H. R. 16104. An act to amend the act entitled "An act granting the consent of Congress to the county of Barry, State of Missouri, to construct a bridge across the White River," approved March 31, 1926;

H. R. 16105. An act to amend an act entitled "An act granting the consent of Congress to the county of Barry, State of Missouri, to construct a bridge across the White River," approved March 31, 1926;

H. R. 16116. An act granting the consent of Congress to the Henderson Bridge Co., its successors and assigns, to construct, maintain, and operate a bridge across the Kanawha River at or near the town of Henderson, W. Va., to a point opposite thereto in or near the city of Point Pleasant, W. Va.;

H. R. 16165. An act granting the consent of Congress to the commissioners of the county of Cook, State of Illinois, to reconstruct the bridge across the Grand Calumet River at Burnham Avenue in said county and State;

H. R. 16649. An act to extend the time for construction of a bridge across the Susquehanna River, in Northumberland and Snyder Counties, State of Pennsylvania;

H. R. 16773. An act to amend an act entitled "An act authorizing the construction of a bridge across the Ohio River between the municipalities of Rochester and Monaca, Beaver County, Pa.;

H. R. 16778. An act to extend the times for the construction of bridges across the Mississippi River at Alton, Ill., and across the Missouri River near Bellefontaine, in Missouri;

H. R. 16887. An act granting the consent of Congress to George A. Hero and Allen S. Hackett, their successors and assigns, to construct, maintain, and operate a bridge across the Mississippi River;

H. R. 16950. An act granting the consent of Congress to the Department of Highways and Public Works of the State of Tennessee to construct, maintain, and operate a bridge across the Clinch River in Hancock County, Tenn.;

H. R. 16954. An act granting the consent of Congress to the city of Blair, in the State of Nebraska, its successors and assigns, to construct, maintain, and operate a free highway bridge and approaches thereto across the Missouri River between the States of Nebraska and Iowa;

H. R. 16971. An act granting the consent of Congress to the South Carolina and Georgia State highway departments, their successors and assigns, to construct, maintain, and operate a bridge across the Savannah River;

H. R. 17131. An act granting the consent of Congress to W. Gilbert Freeman, his successors and assigns, to construct, maintain, and operate a bridge across the St. Lawrence River near Alexandria Bay, N. Y.; and

H. R. 17181. An act to extend the time for constructing a bridge across the Rainy River, approximately midway between the village of Spooner, in the county of Lake of the Woods, State of Minnesota, and the village of Rainy River, Province of Ontario, Canada.

ENROLLED BILLS SIGNED

Mr. Greene, from the Committee on Enrolled Bills, reported that they had examined and found truly enrolled the following bills:

S. 1661. An act conferring jurisdiction upon the Court of Claims to hear and determine the claim of Mrs. Patrick H. Bodkin; and

H. R. 10504. An act to amend the act approved June 4, 1897, by authorizing an increase in the cost of lands to be embraced in the Shiloh National Military Park, Pittsburg Landing, Tenn. The Vice President thereupon signed the same, and they were delivered to the committee to be presented to the President of the United States.

AGRICULTURAL RELIEF

On motion by Mr. Reed of Pennsylvania that the Senate proceed to reconsider the bill (S. 4808) to establish a Federal farm board to aid in the orderly marketing and in the control and disposition of the surplus of agricultural commodities, returned by the President of the United States, with his objections, to the Senate in which it originated,

On motion by Mr. Robinson of Arkansas to lay on the table the motion of Mr. Reed of Pennsylvania,

Mr. Reed of Pennsylvania raised a question of order, viz, that the motion to lay on the table was in violation of the constitutional requirements that the Senate shall proceed to reconsider, and that a vote of two-thirds of the Senators present was necessary to override the veto.

The Vice President overruled the point of order, holding that the motion to lay on the table could be agreed to by a majority instead of a two-thirds vote.

From the decision of the Chair, Mr. Reed of Pennsylvania appealed to the Senate.

The Vice President stated the question to be, Shall the decision of the Chair stand as the judgment of the Senate?

On motion by Mr. Robinson of Arkansas to lay the appeal of Mr. Reed of Pennsylvania on the table,

It was determined in the negative, Yea..... 30
Nays..... 31

On motion by Mr. Reed of Pennsylvania,

The yeas and nays being desired by one-fifth of the Senators present,

Those who voted in the affirmative are—

Messrs. Bayard, Blease, Bratton, Capper, Caraway, Copeland, Dill, Ferris, Frazier, George, Harrison, Healin, Howell, Kendrick, McKellar, McMaster, Mayfield, Norbeck, Norris, Nye,

Overman, Pittman, Reed of Missouri, Robinson of Arkansas, Sheppard, Shipstead, Smith, Stephens, Tyson, and Walsh of Montana.

Those who voted in the negative are—

Messrs. Bruce, Cameron, Curtis, Deneen, Edge, Ernst, Goff, Gooding, Greene, Hale, Johnson, Jones of Washington, Keyes, Lenroot, McLean, Means, Metcalf, Moses, Oddie, Pepper, Phipps, Pine, Reed of Pennsylvania, Robinson of Indiana, Sackett, Shortridge, Smoot, Wadsworth, Warren, Watson, and Willis.

The question recurring on the appeal taken by Mr. Reed of Pennsylvania from the decision of the Chair,

Pending debate,

Mr. Reed of Pennsylvania withdrew his appeal, and also the point of order made against the motion of Mr. Robinson of Arkansas to lay on the table his motion to proceed to the reconsideration of the said bill.

Mr. Robinson of Arkansas thereupon withdrew his motion to lay the motion of Mr. Reed of Pennsylvania on the table.

Pending debate on the motion of Mr. Reed of Pennsylvania,

PRESIDENTIAL APPROVALS

A message from the President of the United States, by Mr. Latta, his secretary:

Mr. President: The President of the United States this day approved and signed the following acts:

S. 4239. An act for the relief of homestead settlers on the drained Mud Lake bottom in the State of Minnesota;

S. 4316. An act to amend the act entitled "An act to provide for the reimbursement of officers, enlisted men, and others in the naval service of the United States for property lost or destroyed in such service," approved October 6, 1917;

S. 4383. An act for the relief of certain claimants for interest arising from delay in the payment of drafts and cable transfers of the American Embassy at Constantinople between December 23, 1915, and April 21, 1927;

S. 4631. An act for the relief of Claude T. Winslow;

S. 4754. An act to allow credits in the accounts of Harry Caden, special fiscal agent, Bureau of Reclamation, Department of the Interior;

S. 4795. An act for the relief of B. F. Cowley;

S. 4858. An act for the relief of Martha Ellen Raper;

S. 4998. An act to provide a water system for the Indians of the Reno-Sparks Indian colony, Nev.;

S. 5200. An act to authorize a per capita payment from tribal funds to the Kiowa, Comanche, and Apache Indians of Oklahoma;

S. 5548. An act to credit the accounts of Richings J. Shand, United States property and disbursing officer, Illinois National Guard;

S. 5757. An act authorizing the Secretary of War to grant permission to the Port of Portland Commission to close the east channel of Swan Island, Oreg.;

S. 4474. An act to amend an act entitled "An act to regulate the practice of pharmacy and the sale of poisons in the District of Columbia, and for other purposes," approved May 7, 1906, as amended;

S. 5709. An act to amend the act approved June 7, 1924, relating to the regulation of the practice of dentistry in the District of Columbia;

S. 5727. An act to authorize and direct the Secretary of War to accept an act of sale and a dedication of certain property in the city of New Orleans, La., from the Board of Commissioners of the Port of New Orleans, and for other purposes;

S. 2320. An act to safeguard the distribution and sale of certain dangerous caustic or corrosive acids, alkalies, and other substances in interstate and foreign commerce;

S. 3062. An act creating the offices of assistants to the Secretary of Labor; and

S. 5385. An act authorizing the Secretary of the Interior to issue patent to the county of Del Norte, State of California, to Whaler Island in Crescent City, Del Norte County, Calif., for purposes of a public wharf.

Ordered, That the Secretary notify the House of Representatives thereof.

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Chaffee, one of its clerks:

Mr. President: The House of Representatives has passed the following bills of the Senate, each without amendment:

S. 2788. An act for the relief of Joseph Jameson;

S. 4782. An act to remove a cloud on title; and

S. 4977. An act to authorize the Secretary of War to grant and convey to the city of Vancouver a perpetual easement for public highway purposes over and upon a portion of Vancouver Barracks Military Reservation, in the State of Washington.

The House has agreed to the amendment of the Senate to the bill (H. R. 12563) for the relief of Walter B. Avery and Fred S. Gichner.

The House has passed the joint resolution (H. J. Res. 379) making appropriations for the United States Veterans' Bureau and the Bureau of Pensions, in which it requests the concurrence of the Senate.

GRAZING OF LIVESTOCK ON PUBLIC LANDS IN ALASKA

The Vice President laid before the Senate the amendments heretofore received from the House of Representatives for concurrence to the bill (S. 3963) to provide for the protection, development, and utilization of the public lands in Alaska by establishing an adequate system for grazing livestock thereon.

The Senate proceeded to consider the said amendments; and, On motion by Mr. Jones of Washington,

Resolved, That the Senate agree thereto.

Ordered, That the Secretary notify the House of Representatives thereof.

SESQUICENTENNIAL OF CONTINENTAL CONGRESS

The concurrent resolution (H. Con. Res. 56) for the appointment of a joint committee of the House and the Senate to join and participate in the celebration as representing the Congress of the United States in the observance of the one hundred and fiftieth anniversary of the meeting of the Continental Congress at York, Pa., September 30, 1777, and for other purposes, heretofore received from the House of Representatives for concurrence, was read.

The Senate proceeded to consider the said concurrent resolution; and,

On motion by Mr. Fess,

Resolved, That the Senate agree thereto.

Ordered, That the Secretary notify the House of Representatives thereof.

The Vice President subsequently appointed Mr. Fess, Mr. Caraway, Mr. Moses, and Mr. Swanson as the members of the committee on the part of the Senate.

Ordered, That the Secretary notify the House of Representatives thereof.

BIOGRAPHICAL CONGRESSIONAL DIRECTORY

The concurrent resolution (H. Con. Res. 53) directing the Joint Committee on Printing to have compiled, printed with illustrations, and bound, a revised edition of the Biographical Directory of the American Congress up to and including the Sixty-ninth Congress, heretofore received from the House of Representatives for concurrence, was read.

The Senate proceeded to consider the said concurrent resolution; and,

On motion by Mr. Moses,

Resolved, That the Senate agree thereto.

Ordered, That the Secretary notify the House of Representatives thereof.

REDUCTION OF FREIGHT RATES

The Vice President laid before the Senate the amendment heretofore received from the House of Representatives for concurrence to the text of the bill (S. 3286) to authorize reduced freight rates in cases of emergency, together with the amendment to the title providing that the same shall read as follows: "An act to amend the interstate commerce act and the transportation act, 1920, and for other purposes."

The Senate proceeded to consider the said amendments; and,

On motion by Mr. Mayfield,

Resolved, That the Senate agree thereto.

Ordered, That the Secretary notify the House of Representatives thereof.

CLAIMS OF CERTAIN BANDS OF INDIANS AGAINST THE UNITED STATES

The Vice President laid before the Senate the amendments heretofore received from the House of Representatives for concurrence to the text of the bill (S. 2202) to provide that jurisdiction shall be conferred upon the Court of Claims, notwithstanding the lapse of time or statutes of limitation, to hear, examine, and adjudicate and render judgment in any and all legal and equitable claims arising under or growing out of any treaty or agreement between the United States and certain bands of Indians, and for other purposes, together with the amendment to the title providing that the same shall read as follows: "An act to grant the right and time for appeal to plaintiffs in suit No. 33731 in the Court of Claims of the United States."

The Senate proceeded, by unanimous consent, to consider the said amendments; and,

On motion by Mr. Frazier,

Resolved, That the Senate agree thereto.

Ordered, That the Secretary notify the House of Representatives thereof.

MONUMENT TO GEN. SIMON BOLIVAR

The Vice President laid before the Senate the amendment heretofore received from the House of Representatives for concurrence to the bill (S. 2643) to provide for the cooperation of the United States in the erection in the city of Panama of a monument to Gen. Simon Bolivar.

The Senate proceeded to consider the said amendment; and, On motion by Mr. Fess,

Resolved, That the Senate agree thereto.

Ordered, That the Secretary notify the House of Representatives thereof.

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Chaffee, one of its clerks:

Mr. President: I am directed to inform the Senate that the House has passed the following resolution:

Resolved, That a committee of three Members be appointed by the Speaker to join a similar committee appointed by the Senate to wait upon the President of the United States and inform him that the two Houses have completed the business of the present session and are ready to adjourn unless the President has some further communication to make to them.

And that the Speaker, in compliance therewith, has appointed Mr. Tilsen, Mr. Green of Iowa, and Mr. Garrett of Tennessee as the committee on the part of the House.

POWER LICENSES ON THE COLORADO RIVER

The Vice President laid before the Senate the amendment heretofore received from the House of Representatives for concurrence to the text of the joint resolution (S. J. Res. 4) to suspend until February 1, 1928, the jurisdiction, power, and authority of the Federal Power Commission to issue licenses on the Colorado River and its tributaries under the Federal water power act, approved June 10, 1920, together with the amendment striking out the preamble, and the amendment to the title providing that the same shall read as follows: "An act restricting the Federal Power Commission from issuing or approving any permits or licenses affecting the Colorado River or any of its tributaries."

The Senate proceeded to consider the said amendments; and, On motion by Mr. Phipps,

Resolved, That the Senate agree thereto.

Ordered, That the Secretary notify the House of Representatives thereof.

FARMERS' COOPERATIVE ASSOCIATIONS

The Vice President laid before the Senate the amendments heretofore received from the House of Representatives for concurrence to the bill (S. 2965) to prevent discrimination against farmers' cooperative associations by boards of trade and similar organizations, and for other purposes.

The Senate proceeded to consider the said amendments; and, On motion by Mr. Capper,

Resolved, That the Senate agree thereto.

Ordered, That the Secretary notify the House of Representatives thereof.

COLUMBIA HOSPITAL FOR WOMEN AND LYING-IN ASYLUM

The Vice President laid before the Senate the amendments heretofore received from the House of Representatives for concurrence to the bill (S. 2729) to authorize the refund of \$25,000 to the Columbia Hospital for Women and Lying-in Asylum.

The Senate proceeded to consider the said amendments; and, On motion by Mr. Phipps,

Resolved, That the Senate agree thereto.

Ordered, That the Secretary notify the House of Representatives thereof.

FERRYBOAT "NEW YORK"

The Vice President laid before the Senate the amendment heretofore received from the House of Representatives for concurrence to the bill (S. 3665) for the relief of the owner of the ferryboat *New York*.

The Senate proceeded to consider the said amendment; and, On motion by Mr. Copeland,

Resolved, That the Senate agree thereto.

Ordered, That the Secretary notify the House of Representatives thereof.

ESTABLISHMENT OF NATIONAL ARBORETUM

Mr. McNary submitted the following conference report:

The committee of conference on the disagreeing votes of the two Houses on the amendment of the House to the Senate bill (S. 1640) authorizing the Secretary of Agriculture to establish a national arboretum, and for other purposes, having met, after full and free conference, have agreed to recommend and do recommend to their respective Houses as follows:

That the Senate recede from its disagreement to the amendment of the House, and agree to the same with an amendment, as follows:

Line 14, section 1, of amendment, strike out the word "total," and immediately after the word "of" insert the following words: *any part of*.

Line 15, strike out the words "of the total," making this portion read as follows: *the Secretary of Agriculture is authorized in his discretion to acquire, within the limits of appropriation authorized by this act, by private purchase or gift, land so located or other land within or adjacent to the District of Columbia: Provided, That the purchase price of any part of said land shall not exceed the full value assessment of such property last made before purchase thereof, plus 25 per centum of such assessed value.*

And the House agree to the same.

CHAS. L. McNARY,
G. W. NORRIS,
E. D. SMITH,
Managers on the part of the Senate.
G. N. HAUGEN,
FRED S. PURNELL,
J. B. ASWELL,
Managers on the part of the House.

The Senate proceeded to consider the said report; and, On motion by Mr. McNary,

Resolved, That the Senate agree to thereto.

Ordered, That the Secretary notify the House of Representatives thereof.

CUSTOMS BUILDING IN NEW YORK CITY

The Vice President laid before the Senate the amendments heretofore received from the House of Representatives for concurrence to the text of the bill (S. 5339) to authorize the Secretary of the Treasury to enter into a lease of a suitable building for customs purposes in the city of New York, together with the amendment to the title providing that the same shall read as follows: "An act to authorize the Secretary of the Treasury to enter into a contract to purchase, upon completion, a suitable building for customs and other governmental purposes in the city of New York."

The Senate proceeded to consider the said amendments; and, On motion by Mr. Smoot,

Resolved, That the Senate agree thereto.

Ordered, That the Secretary notify the House of Representatives thereof.

POSTAGE RATES ON PRIVATE MAILING OR POST CARDS

Mr. Moses submitted the following conference report: The committee of conference on the disagreeing votes of the two Houses on the amendments of the Senate to the bill (H. R. 13446) to restore the rate of postage of 1 cent each to private mailing or post cards, having met, after full and free conference have agreed to recommend and do recommend to their respective Houses as follows:

That the Senate recede from its amendment numbered 9. That the House recede from its disagreement to the amendments of the Senate numbered 1, 2, 3, and 5, and agree to the same.

That the House recede from its disagreement to the amendment of the Senate numbered 4, and agree to the same with an amendment as follows: On page 3, strike out all of lines 4 to 13, inclusive, and insert in lieu thereof the following:

(2) *On that portion of any such publication devoted to advertisements the rates per pound or fraction thereof for delivery within the eight postal zones established for fourth-class matter shall be as follows:*

For the first and second zones, 1½ cents.
For the third zone, 2½ cents.
For the fourth zone, 4 cents.
For the fifth zone, 4½ cents.
For the sixth zone, 5½ cents.
For the seventh zone, 7 cents.
For the eighth zone, and between the Philippine Islands and any portion of the United States, including the District of Columbia and the several Territories and possessions, 7½ cents.

On page 3, in line 19, strike out "1½" and insert in lieu thereof 1½.

And the Senate agree to the same.

That the House recede from its disagreement to the amendment of the Senate numbered 6, and agree to the same with an amendment as follows: On page 5, strike out all of lines 16, 17, and 18, and insert in lieu thereof the following:

(b) *The rate of postage thereon shall be 1½ cents for each two ounces or fraction thereof, up to and including eight ounces in weight, except that the rate of postage on books, catalogues, seeds, cuttings, bulbs, roots, scions, and plants, not exceeding eight ounces in weight, shall be 1 cent for each two ounces or fraction thereof.*

And the Senate agree to the same.

That the House recede from its disagreement to the amendment of the Senate numbered 7, and agree to the same with an amendment as follows: On page 6, strike out all of lines 14 to 18, inclusive, and insert in lieu thereof the following:

(b) *On fourth-class matter the rate of postage shall be by the pound as established by, and in conformity with, the act of August 24, 1912, and amendments thereto, and in addition thereto there shall be a service charge for each parcel, except upon parcels or packages collected on rural-delivery routes, to be prepaid by postage stamps affixed thereto, or as otherwise prescribed by the regulations of the Postmaster General, for delivery within the eight postal zones established for fourth-class matter, as follows:*

For the first, second, and third zones, 2 cents.

For the fourth, fifth, sixth, seventh, and eighth zones, and between the Philippine Islands and any portion of the United States, including the District of Columbia and the several Territories and possessions, 1 cent.

And the Senate agree to the same.

That the House recede from its disagreement to the amendment of the Senate numbered 8, and agree to the same with an amendment as follows: On page 10, at the end of line 6, strike out the period, insert a colon, and add the following proviso: *Provided, That this act shall become effective on July 1, 1927;* and the Senate agree to the same.

The conferees agree to the Senate amendment to the title.

GEO. H. MOSES,
L. C. PHIPPS,
Managers on the part of the Senate.

W. W. GRIEST,
C. W. RAMSEYER,
A. D. SANDERS,
THOS. M. BELL,
A. B. ROUSE,
Managers on the part of the House.

Ordered, That the report lie on the table.

INJURIES TO EMPLOYEES IN MARITIME EMPLOYMENT

The Vice President laid before the Senate the amendment heretofore received from the House of Representatives for concurrence to the bill (S. 3170) to provide compensation for disability or death resulting from injuries to employees in certain maritime employments, and for other purposes.

The Senate proceeded to consider the said amendment; and, On motion by Mr. Norris that the Senate agree to the said amendment,

After debate,
The motion was agreed to.

Ordered, That the Secretary notify the House of Representatives thereof.

ADJUSTMENT OF ACCOUNT OF THE STATE OF NEW YORK

The Vice President laid before the Senate the message heretofore received from the House of Representatives, announcing its disagreement to the amendments of the Senate to the joint resolution (H. J. Res. 207) directing the Comptroller General of the United States to correct an error made in the adjustment of the account between the State of New York and the United States, adjusted under the authority contained in the act of February 24, 1905 (33 Stat. L. p. 777), and appropriated for in the deficiency act of February 27, 1906, and asking a conference with the Senate thereon.

On motion by Mr. Overman,

Resolved, That the Senate insist upon its amendments to the said joint resolution, disagreed to by the House of Representatives, and agree to the conference asked by the House on the disagreeing votes of the two Houses thereon.

Ordered, That the conferees on the part of the Senate be appointed by the Vice President; and

The Vice President appointed Mr. Norris and Mr. Overman.

Ordered, That the Secretary notify the House of Representatives thereof.

AMENDMENT OF IMMIGRATION ACT OF 1924

The Vice President laid before the Senate the amendments heretofore received from the House of Representatives for concurrence to the text of the joint resolution (S. J. Res. 82) to amend subdivision A of section 4 of the immigration act of 1924, together with the amendment to the title providing that

the same shall read as follows: "Joint resolution to amend the immigration act of 1924."

On motion by Mr. Copeland,

Resolved, That the Senate disagree to the amendments of the House of Representatives to the said joint resolution, and ask a conference with the House on the disagreeing votes of the two Houses thereon.

Ordered, That the conferees on the part of the Senate be appointed by the Vice President; and

The Vice President appointed Mr. Johnson, Mr. Willis, and Mr. Copeland.

Ordered, That the Secretary notify the House of Representatives thereof.

NOTIFICATION TO THE PRESIDENT

Mr. Curtis submitted the following resolution (S. Res. 381), which was considered by unanimous consent and agreed to:

Resolved, That a committee of two Senators be appointed by the Vice President to join a similar committee appointed by the House of Representatives to wait upon the President of the United States and inquire if he has any further communications to make to them prior to the adjournment of the present session of Congress.

The Vice President thereupon appointed Mr. Curtis and Mr. Robinson of Arkansas as the committee on the part of the Senate.

HARRIMAN GEOGRAPHIC CODE SYSTEM

The Vice President laid before the Senate the amendments heretofore received from the House of Representatives for concurrence to the joint resolution (S. J. Res. 110) authorizing a joint committee of both Houses to consider the purchase of the right to an unrestricted use of the Harriman Geographic Code System under patents issued, or that may be issued, and also the unrestricted use of all copyrights issued, or that may be issued, in connection with the products of the Harriman Geographic Code System for all governmental, administrative, or publication purposes for which the same may be desirable.

The Senate proceeded to consider the said amendments; and, On motion by Mr. Moses,

Resolved, That the Senate agree thereto.

Ordered, That the Secretary notify the House of Representatives thereof.

SENATOR FROM MAINE

Mr. Ernst, from the Committee on Privileges and Elections, who were directed by Senate Resolutions 278 and 296, agreed to, respectively, December 7, 1926, and January 3, 1927, to inquire into charges made against Hon. Arthur R. Gould, Senator from Maine, submitted a report (No. 1715); which was ordered to be printed.

On motion by Mr. Ernst,

Resolved, That the Senate agree to the said report.

REPORT ON CREDENTIALS OF SENATORS ELECT

Mr. Ernst, from the Committee on Privileges and Elections, submitted a report (No. 1716), covering all the credentials of Senators elect presented during the present session of Congress, with the exception of Frank L. Smith, of Illinois, and William S. Vare, of Pennsylvania; which was ordered to be printed.

SENATORS FROM PENNSYLVANIA AND ILLINOIS

Mr. Ernst, from the Committee on Privileges and Elections, to whom were referred the credentials of William S. Vare and Frank L. Smith as Senators elect from the States of Pennsylvania and Illinois, respectively, submitted a report (No. 1717) that the said credentials were in due and correct form.

Ordered, That the report be printed.

ADJUSTMENT OF ACCOUNT OF STATE OF NEW YORK

Mr. Overman submitted the following conference report:

The committee of conference on the disagreeing votes of the two Houses on the amendments of the Senate to the joint resolution (H. J. Res. 207) directing the Comptroller General of the United States to correct an error made in the adjustment of the account between the State of New York and the United States, adjusted under the authority contained in the act of February 24, 1905 (33 Stat. L. p. 777), and appropriated for in the deficiency act of February 27, 1906, having met, after full and free conference, have agreed to recommend and do recommend to their respective Houses as follows:

That the Senate recede from its amendments numbered 1, 2, 3, and agree to the same.

Amend the title so as to read:

Joint resolution directing the Comptroller General of the United States to correct an error made in the adjustment of the account between the State of New York and the United States, adjusted under the authority contained in the act of February 24, 1905 (Thirty-third Statutes at Large, page 777), and appropriated for in the deficiency act of February 27, 1906, and fur-

ther directing the Comptroller General of the United States to restate and readjust the account between the State of North Carolina and the United States for and on account of advances and expenditures made by said State in the War of 1812 to 1815.

And the Senate agree to the same.

GEORGE NORRIS,
LEE S. OVERMAN,
Managers on the part of the Senate.
GEO. S. GRAHAM,
EARL C. MICHENER,
H. ST. G. TUCKER,
Managers on the part of the House.

The Senate proceeded to consider the said report; and Resolved, That the Senate agree thereto.
Ordered, That the Secretary notify the House of Representatives thereof.

BANK LEGISLATION LOBBYING ACTIVITIES

On motion by Mr. Glass, and by unanimous consent, The Senate proceeded to consider the resolution (S. Res. 355) to investigate alleged lobbying activities in connection with H. R. 2, the so-called Pepper-McFadden banking bill; and Resolved, That the Senate agree thereto.

LILLIE F. EVANS

The Vice President laid before the Senate the amendments heretofore received from the House of Representatives for concurrence to the bill (S. 1818) for the relief of Lillie F. Evans.

The Senate proceeded to consider the said amendments; and, On motion by Mr. George, Resolved, That the Senate agree thereto.
Ordered, That the Secretary notify the House of Representatives thereof.

AMENDMENT OF MERCHANT MARINE ACT

The Vice President laid before the Senate the amendments heretofore received from the House of Representatives for concurrence to the text of the bill (S. 3896) to amend section 11 of the merchant marine act of 1920, and to complete the construction loan fund provided by that section, together with the amendment striking out the preamble.

The Senate proceeded to consider the said amendments; and, On motion by Mr. Jones of Washington, Resolved, That the Senate agree thereto.
Ordered, That the Secretary notify the House of Representatives thereof.

ENGROSSMENT AND ENROLLMENT OF BILLS

The concurrent resolution (H. Con. Res. 60) suspending the engrossment and enrolling of bills and joint resolutions by printing during the remainder of the present session of Congress, heretofore received from the House of Representatives for concurrence, was read.

The Senate proceeded to consider the said concurrent resolution; and,

On motion by Mr. Curtis, Resolved, That the Senate agree thereto.
Ordered, That the Secretary notify the House of Representatives thereof.

NATIONAL HOME FOR DISABLED VOLUNTEER SOLDIERS AT MARION, IND.

The Vice President laid before the Senate the amendment heretofore received from the House of Representatives for concurrence to the bill (S. 4027) to authorize the construction of three cottages and an annex to the hospital at the National Home for Disabled Volunteer Soldiers at Marion, Ind.

The Senate proceeded to consider the said amendment; and, On motion by Mr. Watson, Resolved, That the Senate agree thereto.
Ordered, That the Secretary notify the House of Representatives thereof.

KATHERINE IMBRIE

The Vice President laid before the Senate the amendment heretofore received from the House of Representatives for concurrence to the joint resolution (S. J. Res. 112) for the relief of Katherine Imbrie.

The Senate proceeded to consider the said amendment; and, On motion by Mr. Curtis, Resolved, That the Senate agree thereto.
Ordered, That the Secretary notify the House of Representatives thereof.

REPORT OF NOTIFICATION COMMITTEE

Mr. Curtis, from the committee appointed by the Senate to join a similar committee appointed by the House of Representa-

tives to wait upon the President and inquire if he had any further communication to make to the Congress before its adjournment, reported they had been informed by the President that he had no further communication to make to the Congress.

UNITED STATES VETERANS' BUREAU AND BUREAU OF PENSIONS

On motion by Mr. Warren, and by unanimous consent, The joint resolution (H. J. Res. 379) making appropriations for the United States Veterans' Bureau and the Bureau of Pensions, this day received from the House of Representatives for concurrence, was read the first and second times by unanimous consent.

An objection to a request by Mr. Warren for unanimous consent that the Senate proceed to the consideration of the joint resolution having been interposed.

Mr. Warren thereupon moved that the Senate proceed to its consideration.

Mr. Walsh of Massachusetts raised a question of order, viz, that the motion was not in order under Rule XXVI, paragraph 2.

The Vice President sustained the point of order.

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Hattigan, one of its clerks:

Mr. President: The House of Representatives has agreed to the report of the committee of conference on the disagreeing votes of the two Houses on the amendment of the House to the bill (S. 1640) authorizing the Secretary of Agriculture to establish a national arboretum, and for other purposes.

The House has agreed to the report of the committee of conference on the disagreeing votes of the two Houses on the amendments of the Senate to the joint resolution (H. J. Res. 207) directing the Comptroller General of the United States to correct an error made in the adjustment of the account between the State of New York and the United States, adjusted under the authority contained in the act of February 24, 1905 (33 Stat. L. p. 777), and appropriated for in the deficiency act of February 27, 1906.

The Speaker of the House having signed 18 enrolled bills, viz, S. 1339, S. 1640, S. 1818, S. 2202, S. 2643, S. 2729, S. 2965, S. 3170, S. 3286, S. 3665, S. 3889, S. 3896, S. 3963, S. 4027, S. 4305, S. 5112, S. 5339, and H. R. 12563, and five enrolled joint resolutions, viz, S. J. Res. 4, S. J. Res. 110, S. J. Res. 112, S. J. Res. 152, and H. J. Res. 207, I am directed to bring the same to the Senate for the signature of its President.

The President of the United States has informed the House of Representatives that he approved and signed acts and joint resolutions as follows:

On March 2, 1927:

H. R. 14930. An act granting the consent of Congress to the H. A. Carpenter Bridge Co., its successors and assigns, to construct, maintain, and operate a bridge across the Ohio River at or near the town of St. Marys, Pleasants County, W. Va., to a point opposite thereto in Washington County, Ohio;

H. R. 15905. An act to authorize the Postmaster General to cancel a certain screen-wagon contract, and for other purposes;

H. R. 16282. An act granting the consent of Congress to the Nebraska-Iowa Bridge Co., its successors and assigns, to construct, maintain, and operate a bridge across the Missouri River;

H. R. 16507. An act to authorize an increase in the limit of cost of certain naval vessels, and for other purposes;

H. R. 16685. An act granting the consent of Congress to the Carrollton Bridge Co., its successors and assigns, to construct, operate, and maintain a bridge across the Ohio River between Carrollton, Carroll County, Ky., and a point directly across the river in Switzerland County, Ind.;

H. R. 16770. An act granting the consent of Congress to the Starr County Bridge Co., its successors and assigns, to construct, maintain, and operate a bridge across the Rio Grande River;

H. R. 16800. An act making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against the revenues of such District for the fiscal year ending June 30, 1928, and for other purposes;

H. R. 16973. An act to authorize the Secretary of the Navy to proceed with the construction of certain public works, and for other purposes;

H. R. 17128. An act granting the consent of Congress to the State of Indiana, its successors and assigns, to construct, maintain, and operate a bridge across the Ohio River, and permitting the State of Kentucky to act jointly with the State of Indiana in the construction, maintenance, and operation of said bridge;

H. R. 17264. An act to extend the times for commencing and completing the construction of a bridge across the Wabash River at the city of Mount Carmel, Ill.; and

H. J. Res. 332. Joint resolution to correct an error in Public, No. 526, Sixty-ninth Congress.

On March 3, 1927:

H. J. Res. 96. Joint resolution to authorize the President to pay to surgeons employed on the Alaska Railroad such sums as may be due them under agreement with the Alaskan Engineering Commission or the Alaska Railroad;

H. R. 1130. An act authorizing the Secretary of War to donate to the Wayne County Council of the Veterans of Foreign Wars, of Detroit, State of Michigan, two obsolete brass cannons;

H. R. 2229. An act for the relief of John Ferrell;

H. R. 2320. An act for the relief of Delmore A. Teller;

H. R. 3069. An act for the relief of Charles O. Dunbar;

H. R. 3378. An act for the relief of Randolph Foster Williamson, deceased;

H. R. 3602. An act for the relief of Charles W. Shumate;

H. R. 3858. An act to establish in the Bureau of Foreign and Domestic Commerce of the Department of Commerce a foreign commerce service of the United States, and for other purposes;

H. R. 5264. An act for the relief of Ann Margaret Mann;

H. R. 6252. An act amending section 52 of the Judicial Code;

H. R. 8894. An act for the relief of the Royal Holland Lloyd, a Netherlands corporation of Amsterdam, the Netherlands;

H. R. 9787. An act to correct the military record of Samuel Wenner;

H. R. 10111. An act for the relief of D. Murray Cummings;

H. R. 10465. An act granting the consent of Congress to the Mount Hope Bridge Co., its successors and assigns, to construct, maintain, and operate a bridge across Mount Hope Bay between the towns of Bristol and Portsmouth, in Rhode Island;

H. R. 10662. An act authorizing an appropriation for the construction of a roadway and walk leading to and around the Chalmette Monument, Chalmette, La.;

H. R. 11914. An act for the relief of the United States Fidelity & Guaranty Co.;

H. R. 12217. An act relating to the appointment of trustees and committees;

H. R. 12218. An act amending sections 1125 and 1127, chapter 31, of the District of Columbia Code;

H. R. 12551. An act for the relief of the Fidelity & Deposit Co. of Maryland;

H. R. 13971. An act for the relief of Ruth J. Walling;

H. R. 14567. An act authorizing and directing the Comptroller General of the United States to make payments of certain claims or to allow credit to disbursing agents of the Bureau of Reclamation, Department of the Interior, in certain cases;

H. R. 14881. An act to relinquish to its equitable owners the title of the United States to the land in the claims of A. Moro and of Anthony Campbell in Jackson County, Miss.;

H. R. 14925. An act authorizing the sale of the new subtreasury building and site in San Francisco, Calif.;

H. R. 15129. An act granting the consent of Congress to the Indiana Bridge Co. to construct, maintain, and operate a bridge across the Ohio River at Evansville, Ind.;

H. R. 15906. An act to authorize the purchase of land for an addition to the United States Indian school farm near Phoenix, Ariz.;

H. R. 16183. An act granting relief to Thomas M. Livingston;

H. R. 16212. An act to authorize per capita payments to the Indians of the Cheyenne River Reservation, S. Dak.;

H. R. 16442. An act for the relief of Ira E. King;

H. R. 17243. An act to authorize appropriations for construction at military posts, and for other purposes;

H. R. 15827. An act to amend section 2 of an act entitled "An act authorizing investigations by the Secretary of the Interior and the Secretary of Commerce jointly to determine the location, extent, and mode of occurrence of potash deposits in the United States, and to conduct laboratory tests";

H. R. 15344. An act to amend the act entitled "An act authorizing the conservation, production, and exploitation of helium gas, a mineral resource pertaining to the national defense, and to the development of commercial aeronautics, and for other purposes";

H. J. Res. 330. Joint resolution to provide for the expenses of delegates of the United States to the Eighth Pan American Sanitary Conference to be held at Lima, Peru;

H. J. Res. 351. Joint resolution to provide for the expenses of the participation of the United States in the work of the economic conference to be held at Geneva, Switzerland;

H. R. 5082. An act for the relief of David Barker;

H. R. 10510. An act to prevent the destruction or dumping, without good and sufficient cause therefor, of farm produce received in interstate commerce by commission merchants and others and to require them truly and correctly to account for all farm produce received by them;

H. J. Res. 345. Joint resolution amending the act of May 13, 1924, entitled "An act providing a study regarding the equitable use of the waters of the Rio Grande," etc.;

H. R. 3791. An act to purchase a painting of the several ships of the United States Navy in 1891 and entitled "Peace";

H. R. 7973. An act to provide American registry for the Norwegian sailing vessel *Derwent*;

H. R. 8852. An act for the relief of Thomas Maley;

H. R. 12797. An act to authorize the sale of the Buckeye target range, Arizona;

H. R. 15131. An act to authorize the Secretary of the Navy to modify agreements heretofore made for the settlement of certain claims in favor of the United States;

H. R. 15602. An act to amend the last paragraph of an act entitled "An act to refer the claims of the Delaware Indians to the Court of Claims with the right of appeal to the Supreme Court of the United States";

H. R. 16703. An act authorizing the President to appoint Capt. Reginald Rowan Belknap, United States Navy, retired, a rear admiral on the retired list of the Navy;

H. J. Res. 324. Joint resolution authorizing the use of a portion of that part of the United States National Cemetery Reservation at Chattanooga, Tenn., lying outside the cemetery wall, for a city pound, animal shelter, and hospital;

H. J. Res. 363. Joint resolution amending the joint resolution entitled "Joint resolution directing the Secretary of the Interior to withhold his approval of the adjustment of the Northern Pacific land grants, and for other purposes," approved June 5, 1924, and for other purposes;

H. R. 54. An act authorizing the removal of the iron gates in West Executive Avenue between the grounds of the White House and the State, War, and Navy Building;

H. R. 1840. An act for the relief of Edward A. Grimes;

H. R. 9211. An act to prescribe certain of the qualifications of voters in the Territory of Alaska, and for other purposes;

H. R. 10238. An act for the relief of Josiah Ogden Hoffman;

H. R. 10729. An act to create a bureau of customs and a bureau of prohibition in the Department of the Treasury;

H. R. 14718. An act for the promotion and retirement of William H. Santelmann, leader of the United States Marine Band;

H. R. 15181. An act for the relief of S. K. Truby;

H. R. 15541. An act to authorize the exchange of certain land between the United States and the District of Columbia;

H. R. 16224. An act for the relief of the De Witt County National Bank, of Clinton, Ill.;

H. R. 16311. An act for the relief of the First National Bank, Savanna, Ill.;

H. R. 16886. An act to authorize the Director of the United States Veterans' Bureau to make loans to veterans upon the security of adjusted service certificates;

H. R. 16952. An act to ratify and confirm act No. 3243 of the Philippine Legislature, approved November 27, 1925;

H. J. Res. 243. Joint resolution for the relief of special disbursing agents of the Alaskan Engineering Commission or of the Alaska Railroad;

H. J. Res. 272. Joint resolution providing for the return of funds belonging to World War National Guard organizations that are not reconstituted;

H. J. Res. 352. Joint resolution to provide for the expenses of the participation of the United States in the work of a preparatory commission to consider questions of reduction and limitation of armaments;

H. R. 531. An act for the relief of John A. Bingham;

H. R. 724. An act for the relief of Capt. Norman D. Cota;

H. R. 780. An act for the relief of J. S. Corbett;

H. R. 1595. An act for the relief of Fannie Kravitz;

H. R. 1691. An act for the relief of Henry F. Downing;

H. R. 2329. An act for the relief of John A. Olson;

H. R. 2589. An act for the relief of Archie O. Sprague;

H. R. 2718. An act for the relief of M. F. Snider;

H. R. 2722. An act to reimburse James J. Burns, jr., for damages to touring car by Government-owned motor truck;

H. R. 3253. An act for the relief of Lieut. Commander Garnet Hullings, United States Navy;

H. R. 3295. An act for the relief of Sherman P. Browning;

H. R. 4258. An act to credit the accounts of James Hawkins special disbursing agent, Department of Labor;

H. R. 4361. An act for the relief of the McHan Undertaking Co.;

H. R. 5069. An act for the relief of Alice Barnes;

H. R. 5089. An act for the relief of Christine Mygatt;

H. R. 5787. An act for the relief of J. C. Herbert;

H. R. 5930. An act for the relief of William J. Donaldson;

H. R. 6057. An act for the relief of George Boiko & Co. (Inc.);

H. R. 6246. An act to establish a national military park at the battle field of Stones River, Tenn.;

H. R. 6584. An act for the relief of Charles O. Schmidt;

H. R. 6588. An act for the relief of Franklin Mott Gunther;

H. R. 7081. An act to authorize reimbursement of the government of the Philippine Islands for maintaining alien crews prior to April 6, 1917;

H. R. 7703. An act for the relief of James F. McCarthy;

H. R. 8278. An act for the relief of A. B. Cameron;

H. R. 8477. An act for the relief of Frank J. Dwyer;

H. R. 8932. An act for the relief of William F. Redding;

H. R. 9063. An act for the relief of Marie Yvonne Gueguinou;

H. R. 9150. An act for the relief of the Niagara Machine & Tool Works;

H. R. 9173. An act providing for the revision and printing of the index to the Federal Statutes;

H. R. 9427. An act for the relief of Gilbert B. Perkins;

H. R. 9804. An act for the relief of the Pacific Steamship Co., of Seattle, Wash.;

H. R. 10035. An act for the relief of Albert H. Hosley;

H. R. 10178. An act to confer authority on the Court of Claims to hear and determine the claim of Lester P. Barlow against the United States;

H. R. 10422. An act for the relief of William J. O'Brien;

H. R. 10456. An act for the payment of claims for pay, personal injuries, loss of property, and other purposes incident to the operation of the Army;

H. R. 10496. An act for the relief of John A. Thornton;

H. R. 10976. An act to amend the act entitled "An act for the survey and allotment of lands now embraced within the limits of the Fort Peck Indian Reservation, in the State of Montana, and the sale and disposal of all the surplus lands after allotment," approved May 30, 1908, as amended, and for other purposes;

H. R. 11852. An act for the relief of M. Tillery and Mrs. V. D. Tillery;

H. R. 12334. An act for the relief of W. Randall Spurlock;

H. R. 12388. An act for the relief of K. I. Ward;

H. R. 12404. An act for relief of Shadyside Bank;

H. R. 12623. An act for the relief of the owner of the steamer *Squantum*;

H. R. 12625. An act for the relief of the owner of scow *65H*;

H. R. 13143. An act for the relief of the Charlotte Chamber of Commerce and Capt. Charles G. Dobbins, Army disbursing officer;

H. R. 13477. An act to amend the act entitled "An act to amend the act entitled 'An act for the retirement of employees in the classified civil service, and for other purposes,' approved May 22, 1920, and acts in amendment thereof," approved July 3, 1926, and for other purposes;

H. R. 14071. An act for the relief of Garfield Hankins;

H. R. 15252. An act to provide relief for certain natives of Borongan, Samar, P. I., for rental of houses occupied by the United States Army during the years 1900 to 1903;

H. R. 15253. An act for the relief of certain officers and former officers of the Army of the United States;

H. R. 15305. An act for the relief of Ben Wagner;

H. R. 15668. An act authorizing negotiations for the acquisition of a site for the farmers' produce market, and for other purposes;

H. R. 16058. An act for the relief of certain officers of the Army of the United States;

H. R. 16182. An act for the relief of William H. Lindsay;

H. R. 16207. An act to authorize an appropriation to enable the Secretary of the Interior to provide an adequate water supply for the Sequoyah Orphan Training School near Tablequah, Cherokee County, Okla.;

H. R. 16287. An act for the irrigation of additional lands within the Fort Hall Indian irrigation project in Idaho;

H. R. 16389. An act granting pensions and increase of pensions to certain soldiers and sailors of the Regular Army and Navy, and certain soldiers and sailors of wars other than the Civil War, and to widows of such soldiers and sailors, etc.;

H. R. 16551. An act to permit the granting of Federal aid in respect of certain roads and bridges;

H. R. 16744. An act to authorize a per capita payment from tribal funds to the Fort Hall Indians;

H. R. 17063. An act for the relief of C. G. Duganne and A. N. Ross;

H. R. 17108. An act giving jurisdiction to the Court of Claims to hear and determine the claim of the Butler Lumber Co. (Inc.);

H. R. 17111. An act to authorize an appropriation to rehabilitate the Pictinny Arsenal in New Jersey;

H. R. 17138. An act authorizing an appropriation to enable the Secretary of Agriculture to cooperate with the South Carolina Agricultural Experiment Station;

H. R. 17230. An act for the relief of Olof Nelson;

H. R. 1133. An act for the relief of John G. Pauley;

H. R. 1690. An act for the relief of Thomas P. McSherry;

H. R. 5275. An act for the relief of Theodore W. Goldin;

H. R. 6097. An act to accept the cession by the State of Arkansas of exclusive jurisdiction over a tract of land within the Hot Springs National Park, and for other purposes;

H. R. 6143. An act to correct the military record of William J. Bodford;

H. R. 6422. An act to correct the military record of George W. Kelly;

H. R. 6847. An act to correct the military record of Thornton Jackson;

H. R. 10612. An act to withdraw certain public lands from settlement and entry;

H. R. 11396. An act for the relief of Lawrence F. Nelson;

H. R. 11487. An act granting a right of way to the county of Imperial, State of California, over certain public lands for highway purposes;

H. R. 10504. An act to amend the act approved June 4, 1897, by authorizing an increase in the cost of lands to be embraced in the Shiloh National Military Park, Pittsburg Landing, Tenn.;

H. R. 12563. An act for the relief of Walter B. Avery and Fred S. Gichner;

H. R. 11929. An act authorizing the Secretary of the Interior to sell to Leroy Stafford certain lands situate in Rapides Parish, La.;

H. R. 12532. An act granting pensions to certain soldiers who served in the Indian wars from 1817 to 1898, and for other purposes;

H. R. 13050. An act releasing and granting to the State of Utah and the University of Utah any and all reversionary rights of the United States in and to the grounds now occupied as a campus by the University of Utah;

H. R. 13212. An act granting certain lands to the city of Bountiful, Utah, to protect the watershed of the water-supply system of said city;

H. R. 15024. An act for the relief of Andrew McLaughlin;

H. R. 15650. An act to amend section 10 of the act entitled "An act extending the homestead laws and providing for right of way for railroads in the District of Alaska, and for other purposes," approved May 14, 1898 (30 Stat. L. p. 409).

H. R. 16017. An act granting public lands to the city of Golden, Colo., to secure a supply of water for municipal and domestic purposes;

H. R. 16336. An act for the relief of Robert F. Neeley and Franklin E. Neeley;

H. R. 16845. An act to amend section 1 of the act approved May 26, 1926, entitled "An act to amend sections 1, 5, 6, 8, and 18 of an act approved June 4, 1920, entitled 'An act to provide for the allotment of lands of the Crow Tribe, for the distribution of tribal funds, and for other purposes'"; and

H. R. 16957. An act granting patent to O. E. Moore.

On March 4, 1927:

H. R. 9640. An act to add certain lands to the Shoshone National Forest, Wyo.;

H. R. 15826. An act to add certain lands to the Colville National Forest, Wash.;

H. R. 10467. An act authorizing the city of Boulder, Colo., to purchase certain public land;

H. R. 8739. An act for the relief of Lim Toy, of the city of Boston, Mass.; and

H. R. 16461. An act granting pensions and increase of pensions to certain soldiers and sailors of the Civil War and certain widows and dependent children of soldiers and sailors of said war.

The Speaker, in accordance with the provisions of the joint resolution approved March 4, 1927, entitled "Joint resolution authorizing a joint committee of both Houses to consider the purchase of the right to an unrestricted use of the Harriman Geographic Code under patents issued, or that may be issued, and also the unrestricted use of all copyrights issued, or that may be issued, in connection with the products of the Harriman Geographic Code System for all governmental, administrative, or publication purposes for which the same may be desirable,"

tive, or publication purposes for which the same may be desirable," has appointed Mr. Temple, Mr. Newton of Minnesota, and Mr. Stephenson as the members of the joint committee on the part of the House.

The Speaker, in accordance with the provisions of the concurrent resolution (H. Con. Res. 56) for the appointment of a joint committee of the House and Senate to join and participate in the celebration as representing the Congress of the United States in the observance of the one hundred and fiftieth anniversary of the meeting of the Continental Congress at York, Pa., September 30, 1777, agreed to March 4, 1927, appointed Mr. Tilson, Mr. Ackerman, Mr. Crisp, and Mr. Moore of Virginia as the members of the joint committee on the part of the House.

ENROLLED BILLS AND JOINT RESOLUTIONS SIGNED

Mr. Greene, from the Committee on Enrolled Bills, reported that they had examined and found truly enrolled the following bills and joint resolutions:

S. 1339. An act for the relief of Katherine Southerland;

S. 1640. An act authorizing the Secretary of Agriculture to establish a national arboretum, and for other purposes;

S. 1661. An act conferring jurisdiction upon the Court of Claims to hear and determine the claim of Mrs. Patrick H. Bodkin;

S. 1818. An act for the relief of Lillie F. Evans;

S. 2202. An act to provide that jurisdiction shall be conferred upon the Court of Claims, notwithstanding the lapse of time or statutes of limitation, to hear, examine, and adjudicate and render judgment in any and all legal and equitable claims arising under or growing out of any treaty or agreement between the United States and certain bands of Indians;

S. 2643. An act to provide for the cooperation of the United States in the erection in the city of Panama of a monument to Gen. Simon Bolivar;

S. 2729. An act to authorize the refund of \$25,000 to the Columbia Hospital for Women and Lying-in Asylum;

S. 2965. An act to prevent discrimination against farmers' cooperative associations by boards of trade and similar organizations, and for other purposes;

S. 3170. An act to provide compensation for disability or death resulting from injury to employees in certain maritime employments, and for other purposes;

S. 3286. An act to amend the interstate commerce act and the transportation act, 1920, and for other purposes;

S. 3665. An act for the relief of the owner of the ferryboat *New York*;

S. 3880. An act to authorize the Railroad Commission of Texas and the Corporation Commission of Oklahoma to regulate tolls charged for transit over certain bridges across the Red River;

S. 3896. An act to amend section 11 of the merchant marine act, 1920, and to complete the construction loan fund authorized by that section;

S. 3963. An act to provide for the protection, development, and utilization of the public lands in Alaska by establishing an adequate system for grazing livestock thereon;

S. 4027. An act to authorize the construction of three cottages and an annex to the hospital of the National Home for Disabled Volunteer Soldiers at Marion, Ind.;

S. 4305. An act to authorize the sale, under provisions of the act of March 12, 1926 (Public, No. 45), of surplus War Department real property;

S. 5112. An act to provide for appointment as warrant officers of the Regular Army of such persons as would have been eligible therefor but for the interruption of their status, caused by military service rendered by them as commissioned officers during the World War;

S. 5339. An act to authorize the Secretary of the Treasury to enter into a lease of a suitable building for customs purposes in the city of New York;

H. R. 12563. An act for the relief of Walter B. Avery and Fred S. Gichner;

S. J. Res. 4. Joint resolution to suspend until February 1, 1928, the jurisdiction, power, and authority of the Federal Power Commission to issue licenses on the Colorado River and its tributaries under the Federal water power act, approved June 10, 1920;

S. J. Res. 110. Joint resolution authorizing a joint committee of both Houses to consider the purchase of the right to an unrestricted use of the Harriman Geographic Code System under patents issued, or that may be issued, and also the unrestricted use of all copyrights issued, or that may be issued, in connection with the products of the Harriman Geographic Code System, for all governmental, administrative, or publication purposes for which the same may be desirable;

S. J. Res. 112. Joint resolution for the relief of Katherine Imbrie;

S. J. Res. 152. Joint resolution to amend subdivisions (b) and (e) of section 11 of the immigration act of 1924 as amended; and

H. J. Res. 207. Joint resolution directing the Comptroller General of the United States to correct an error made in the adjustment of the account between the State of New York and the United States, adjusted under the authority contained in the act of February 24, 1905 (33 Stat. L. p. 777), and appropriated for in the deficiency act of February 27, 1906.

The Vice President thereupon signed the same, and they were delivered to the committee to be presented to the President of the United States.

ENROLLED BILLS AND JOINT RESOLUTIONS PRESENTED

Mr. Greene, from the Committee on Enrolled Bills, reported that they this day presented to the President of the United States the following enrolled bills and joint resolutions:

S. 1339. An act for the relief of Katherine Southerland;

S. 1640. An act authorizing the Secretary of Agriculture to establish a national arboretum, and for other purposes;

S. 1661. An act conferring jurisdiction upon the Court of Claims to hear and determine the claim of Mrs. Patrick H. Bodkin;

S. 1818. An act for the relief of Lillie F. Evans;

S. 2202. An act to provide that jurisdiction shall be conferred upon the Court of Claims, notwithstanding the lapse of time or statutes of limitation, to hear, examine, and adjudicate and render judgment in any and all legal and equitable claims arising under or growing out of any treaty or agreement between the United States and certain bands of Indians;

S. 2643. An act to provide for the cooperation of the United States in the erection in the city of Panama of a monument to Gen. Simon Bolivar;

S. 2729. An act to authorize the refund of \$25,000 to the Columbia Hospital for Women and Lying-in Asylum;

S. 2965. An act to prevent discrimination against farmers' cooperative associations by boards of trade and similar organizations, and for other purposes;

S. 3170. An act to provide compensation for disability or death resulting from injury to employees in certain maritime employments, and for other purposes;

S. 3286. An act to amend the interstate commerce act and the transportation act, 1920, and for other purposes;

S. 3665. An act for the relief of the owner of the ferryboat *New York*;

S. 3889. An act to authorize the Railroad Commission of Texas and the Corporation Commission of Oklahoma to regulate tolls charged for transit over certain bridges across the Red River;

S. 3896. An act to amend section 11 of the merchant marine act, 1920, and to complete the construction loan fund authorized by that section;

S. 3963. An act to provide for the protection, development, and utilization of the public lands in Alaska by establishing an adequate system for grazing livestock thereon;

S. 4027. An act to authorize the construction of three cottages and an annex to the hospital of the National Home for Disabled Volunteer Soldiers at Marion, Ind.;

S. 4247. An act to amend and reenact sections 3, 20, 31, 33, 38, and 48 of the act of March 2, 1917, entitled "An act to provide a civil government for Porto Rico, and for other purposes," as amended by an act approved June 7, 1924, and for the insertion of a new section in said act between sections 5 and 6 of said act, to be designated as "5a" of said act;

S. 4305. An act to authorize the sale, under provisions of the act of March 12, 1926 (Public, No. 45), of surplus War Department real property;

S. 5112. An act to provide for appointment as warrant officers of the Regular Army of such persons as would have been eligible therefor but for the interruption of their status, caused by military service rendered by them as commissioned officers during the World War;

S. 5339. An act to authorize the Secretary of the Treasury to enter into a lease of a suitable building for customs purposes in the city of New York;

S. 5788. An act to extend the time for constructing a bridge across the Mississippi River between the city of Anoka, in the county of Anoka, and the village of Champlin, in the county of Hennepin, State of Minnesota;

S. J. Res. 4. Joint resolution to suspend until February 1, 1928, the jurisdiction, power, and authority of the Federal Power Commission to issue licenses on the Colorado River and its tributaries under the Federal water power act, approved June 10, 1920;

S. J. Res. 110. Joint resolution authorizing a joint committee of both Houses to consider the purchase of the right to an unrestricted use of the Harriman Geographic Code System under patents issued, or that may be issued, and also the unrestricted use of all copyrights issued, or that may be issued, in connection with the products of the Harriman Geographic Code System for all governmental, administrative, or publication purposes for which the same may be desirable;

S. J. Res. 112. Joint resolution for the relief of Katherine Imbrie; and

S. J. Res. 152. Joint resolution to amend subdivisions (b) and (c) of section 11 of the immigration act of 1924 as amended.

PRESIDENTIAL APPROVALS

A message from the President of the United States, by Mr. Latta, his secretary:

Mr. President: The President of the United States this day approved and signed the following acts and joint resolutions:

S. 1339. An act for the relief of Katherine Southerland;

S. 1640. An act authorizing the Secretary of Agriculture to establish a national arboretum, and for other purposes;

S. 1661. An act conferring jurisdiction upon the Court of Claims to hear and determine the claim of Mrs. Patrick H. Bodkin;

S. 1818. An act for the relief of Lillie F. Evans;

S. 2202. An act to grant the right and time for appeal to plaintiffs in suit No. 33731 in the Court of Claims of the United States;

S. 2643. An act to provide for the cooperation of the United States in the erection in the city of Panama of a monument to Gen. Simon Bolivar;

S. 2729. An act to authorize the refund of \$25,000 to the Columbia Hospital for Women and Lying-in Asylum;

S. 2955. An act to prevent discrimination against farmers' cooperative associations by boards of trade and similar organizations, and for other purposes;

S. 3170. An act to provide compensation for disability or death resulting from injury to employees in certain maritime employments, and for other purposes;

S. 3286. An act to amend the interstate commerce act and the transportation act, 1920, and for other purposes;

S. 3605. An act for the relief of the owner of the ferryboat *New York*;

S. 3859. An act to regulate tolls charged for transit over highway bridges across the Red River between the States of Oklahoma and Texas;

S. 3896. An act to amend section 11 of the merchant marine act, 1920, and to complete the construction loan fund authorized by that section;

S. 3963. An act to provide for the protection, development, and utilization of the public lands in Alaska by establishing an adequate system for grazing livestock thereon;

S. 4027. An act to authorize the construction of three cottages and an annex to the hospital at the National Home for Disabled Volunteer Soldiers at Marion, Ind.;

S. 4247. An act to amend and reenact sections 3, 20, 31, 33, 38, and 48 of the act of March 2, 1917, entitled "An act to provide a civil government for Porto Rico, and for other purposes," as amended by an act approved June 7, 1924, and for the insertion of a new section in said act between sections 5 and 6 of said act, to be designated as "5a" of said act;

S. 4305. An act to authorize the sale, under provisions of the act of March 12, 1926 (Public, No. 45), of surplus War Department real property;

S. 5112. An act to provide for appointment as warrant officers of the Regular Army of such persons as would have been eligible therefor but for the interruption of their status, caused by military service rendered by them as commissioned officers during the World War;

S. 5339. An act to authorize the Secretary of the Treasury to enter into a contract to purchase, upon completion, a suitable building for customs and other governmental purposes in the city of New York;

S. 5624. An act to provide for continued hospitalization at Liberty, N. Y., of certain beneficiaries of the Veterans' Bureau;

S. 5625. An act to provide for continued hospitalization at Saranac Lake, N. Y., of certain beneficiaries of the Veterans' Bureau;

S. 5788. An act to extend the time for constructing a bridge across the Mississippi River between the city of Anoka, in the county of Anoka, and the village of Champlin, in the county of Hennepin, State of Minnesota;

S. J. Res. 4. Joint resolution restricting the Federal Power Commission from issuing or approving any permits or licenses affecting the Colorado River or any of its tributaries;

S. J. Res. 110. Joint resolution authorizing a joint committee of both Houses to consider the purchase of the right to an unrestricted use of the Harriman Geographic Code System under patents issued or that may be issued, and also the unrestricted use of all copyrights issued or that may be issued in connection with the products of the Harriman Geographic Code System for all governmental, administrative, or publication purposes for which the same may be desirable;

S. J. Res. 112. Joint resolution for the relief of Katherine Imbrie; and

S. J. Res. 152. Joint resolution to amend subdivisions (b) and (c) of section 11 of the immigration act of 1924, as amended.

Ordered, That the Secretary notify the House of Representatives thereof.

HARRIMAN GEOGRAPHIC CODE SYSTEM

The Vice President appointed Mr. Moses, Mr. Bingham, and Mr. Copeland as the members on the part of the Senate of the joint committee created by the joint resolution authorizing a joint committee of both Houses to consider the purchase of the right to an unrestricted use of the Harriman Geographic Code System under patents issued, or that may be issued, and also the unrestricted use of all copyrights issued, or that may be issued, in connection with the products of the Harriman Geographic Code System for all governmental, administrative, or publication purposes for which the same may be desirable, approved March 4, 1927.

Ordered, That the Secretary notify the House of Representatives thereof.

NORTHERN PACIFIC LAND GRANTS

The Vice President, in accordance with the provisions of section 3 of the joint resolution approved June 5, 1924, entitled "Joint resolution directing the Secretary of the Interior to withhold his approval of the adjustment of the Northern Pacific land grants, and for other purposes," appointed Hon. Wesley L. Jones, a Senator elect from the State of Washington, as a member of the joint committee created under said act to fill the vacancy that will occur to-day by reason of the expiration of the term of service of Hon. Robert N. Stanfield.

Ordered, That the Secretary notify the House of Representatives thereof.

AGRICULTURAL RELIEF

The Senate resumed the consideration of the motion of Mr. Reed of Pennsylvania that the Senate proceed to reconsider the bill (S. 4808) to establish a Federal farm board to aid in the orderly marketing and in the control and distribution of the surplus of agricultural commodities, returned by the President without his approval.

Pending debate,

FINAL ADJOURNMENT

The Vice President said:

"It is customary for the Vice President, at the beginning and ending of a session of Congress, to address the Senate upon an appropriate subject. The comments the Chair has to make on this occasion will be very brief.

"The Chair regards the results of the present legislative session as primarily due to the defective rules of the Senate, under which a minority can prevent a majority from exercising their constitutional right of bringing measures to a vote. This is the only great parliamentary body in the world where such a situation exists.

"On this the closing day of the second session of the Sixty-ninth Congress the Chair commends to the Senate the remarks upon the Senate rules which he made on the first day of the first session of this Congress.

"The hour of 12 o'clock having arrived, the Senate stands in adjournment sine die."

PROCEEDINGS OF THE SENATE SITTING FOR THE TRIAL OF GEORGE W. ENGLISH, LATE UNITED STATES DISTRICT JUDGE FOR THE EASTERN DISTRICT OF ILLINOIS, UPON ARTICLES OF IMPEACHMENT EXHIBITED AGAINST HIM BY THE HOUSE OF REPRESENTATIVES

MONDAY, DECEMBER 13, 1926

IMPEACHMENT OF JUDGE GEORGE W. ENGLISH

The hour of 1 o'clock p. m. having arrived,

The Senate, sitting for the trial of George W. English, late United States district judge for the eastern district of Illinois, upon articles of impeachment exhibited against him by the House of Representatives, resumed its session.

The Vice President directed that proclamation be made; whereupon

The Sergeant at Arms made proclamation as follows:

"Hear ye! Hear ye! Hear ye! All persons are commanded to keep silence, on pain of imprisonment, while the Senate of the United States is sitting for the trial of the articles of impeachment exhibited by the House of Representatives against George W. English, late United States district judge for the eastern district of Illinois."

The managers appointed by the House of Representatives to conduct the trial, namely, Earl C. Michener, W. B. Boies, Ira G. Hersey, C. Ellis Moore, George R. Stobbs, Hutton W. Sumners, Andrew J. Montague, John N. Tillman, and Fred H. Dominick entered the Senate Chamber and took the seats assigned them.

Mr. Curtis raised a question as to the presence of a quorum; Whereupon

The Vice President directed the roll to be called;

When

Eighty-four Senators answered to their names, as follows:

Messrs. Ashurst, Bayard, Bingham, Blease, Borah, Bratton, Broussard, Bruce, Cameron, Capper, Copeland, Couzens, Curtis, Dale, Deneen, Dill, du Pont, Edge, Edwards, Ferris, Fess, Fletcher, Frazier, George, Gillett, Glass, Goff, Gooding, Gould, Greene, Hale, Harrell, Harris, Harrison, Hawes, Heflin, Howell, Johnson, Jones of New Mexico, Jones of Washington, Kendrick, Keyes, King, Lenroot, McKellar, McMaster, McNary, Mayfield, Means, Metcalf, Moses, Neely, Norris, Oddie, Overman, Pepper, Phipps, Ransdell, Reed of Missouri, Reed of Pennsylvania, Sackett, Schall, Sheppard, Shipstead, Shortridge, Simmons, Smith, Smoot, Stanfield, Steck, Stephens, Stewart, Swanson, Trammell, Tyson, Underwood, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, Weller, Wheeler, and Willis.

A quorum being present,

The Vice President administered the oath prescribed in the Rules for Impeachment Trials to the following-named Senators who had not been previously sworn, namely: Mr. Capper, Mr. du Pont, Mr. Gould, Mr. Stewart, and Mr. Walsh of Massachusetts.

Mr. Michener, on behalf of the managers on the part of the House of Representatives, presented a certified copy of a resolution passed by the House on the 11th instant, which was read, as follows:

IN THE HOUSE OF REPRESENTATIVES, UNITED STATES,

December 11, 1926.

Resolved, That the managers on the part of the House of Representatives in the impeachment proceedings now pending

in the Senate against George W. English, late judge of the District Court of the United States for the Eastern District of Illinois, be instructed to appear before the Senate, sitting as a Court of Impeachment in said cause, and advise the Senate that in consideration of the fact that said George W. English is no longer a civil officer of the United States, having ceased to be a district judge of the United States for the eastern district of Illinois, the House of Representatives does not desire further to urge the articles of impeachment heretofore filed in the Senate against said George W. English.

Mr. Michener then made the following statement:

Mr. President, pursuant to the terms of the said resolution, the managers on the part of the House, by direction of the House of Representatives, respectfully request the Senate to discontinue the proceedings now pending against George W. English, late district judge of the United States for the eastern district of Illinois.

Mr. Curtis thereupon submitted the following order:

Ordered, That the impeachment proceedings against George W. English, late a judge of the district court of the United States for the eastern district of Illinois, be, and the same are, duly dismissed.

The Senate proceeded to consider the said order.

After debate, permitted in the absence of objection,

The question was taken on agreeing to the order; and

It was determined in the affirmative, { Yeas ----- 70
Nays ----- 9

On motion by Mr. Jones of Washington,

The yeas and nays being desired by one-fifth of the Senators present,

Those who voted in the affirmative are—

Messrs. Bayard, Bingham, Borah, Bratton, Bruce, Cameron, Capper, Copeland, Curtis, Dale, Deneen, Edge, Edwards, Ferris, Fess, Fletcher, Frazier, George, Gillett, Glass, Goff, Gooding, Gould, Greene, Hale, Harrell, Harris, Harrison, Hawes, Heflin, Howell, Johnson, Jones of New Mexico, Kendrick, Keyes, King, Lenroot, McMaster, McNary, Mayfield, Metcalf, Neely, Norris, Oddie, Overman, Pepper, Phipps, Ransdell, Reed of Missouri, Reed of Pennsylvania, Sackett, Schall, Sheppard, Shortridge, Simmons, Smith, Smoot, Stanfield, Steck, Stephens, Stewart, Tyson, Underwood, Wadsworth, Walsh of Massachusetts, Walsh of Montana, Warren, Watson, Weller, and Willis.

Those who voted in the negative are—

Messrs. Ashurst, Blease, Couzens, Dill, Jones of Washington, McKellar, Shipstead, Trammell, and Wheeler.

So the order of Mr. Curtis was agreed to.

Mr. Curtis submitted the following order, which was considered by unanimous consent and agreed to:

Ordered, That the Secretary of the Senate be directed to communicate the foregoing order to the House of Representatives.

On motion by Mr. Curtis, at 2 o'clock and 5 minutes p. m.,

The Senate, sitting for the trial of the impeachment of George W. English, late United States district judge for the eastern district of Illinois, upon articles of impeachment exhibited against him by the House of Representatives, adjourned sine die.

APPENDIX

SENATORS OF THE UNITED STATES WHOSE SEATS WILL BECOME VACANT IN—

1929. Class 1	1931. Class 2	1933. Class 3
Mr. Ashurst of Arizona.	Mr. Blease of South Carolina.	Mr. Barkley of Kentucky.
Bayard of Delaware.	Borah of Idaho.	Bingham of Connecticut.
Bruce of Maryland.	Bratton of New Mexico.	Black of Alabama.
Copeland of New York.	Capper of Kansas.	Blaine of Wisconsin.
Dill of Washington.	Couzens of Michigan.	Brookhart of Iowa.
Edwards of New Jersey.	Deneen of Illinois.	Broussard of Louisiana.
Ferris of Michigan.	du Pont of Delaware.	Caraway of Arkansas.
Fess of Ohio.	Edge of New Jersey.	Curtis of Kansas.
Frazier of North Dakota.	Gillett of Massachusetts.	Dale of Vermont.
Gerry of Rhode Island.	Glass of Virginia.	Fletcher of Florida.
Greene of Vermont.	Goff of West Virginia.	George of Georgia.
Hale of Maine.	Gould of Maine. ²	Gooding of Idaho.
Howell of Nebraska.	Harris of Georgia.	Hawes of Missouri.
Johnson of California.	Harrison of Mississippi.	Hayden of Arizona.
Jones of New Mexico.	Heflin of Alabama.	Jones of Washington.
Kendrick of Wyoming.	Keyes of New Hampshire.	Moses of New Hampshire.
King of Utah.	McMaster of South Dakota.	Norbeck of South Dakota.
La Follette of Wisconsin.	McNary of Oregon.	Nye of North Dakota.
McKellar of Tennessee.	Metcalf of Rhode Island.	Oddie of Nevada.
McLean of Connecticut.	Norris of Nebraska.	Overman of North Carolina.
Mayfield of Texas.	Phipps of Colorado.	Shortridge of California.
Neely of West Virginia.	Pine of Oklahoma.	Smith of Illinois.
Pittman of Nevada.	Ransdell of Louisiana.	Smith of South Carolina.
Reed of Missouri.	Robinson of Arkansas.	Smoot of Utah.
Reed of Pennsylvania.	Sackett of Kentucky.	Steiwer of Oregon.
Robinson of Indiana.	Schall of Minnesota.	Thomas of Oklahoma.
Shipstead of Minnesota.	Sheppard of Texas.	Tydings of Maryland.
Stephens of Mississippi.	Simmons of North Carolina.	Vare of Pennsylvania.
Swanson of Virginia.	Steck of Iowa.	Wagner of New York.
Trammell of Florida.	Tyson of Tennessee.	Waterman of Colorado.
Walsh of Massachusetts. ¹	Walsh of Montana.	Watson of Indiana.
Wheeler of Montana.	Warren of Wyoming.	Willis of Ohio.

¹ Elected to fill the vacancy caused by the death of Hon. Henry Cabot Lodge.

² Elected to fill the vacancy caused by the death of Hon. Bert M. Fernald.

HISTORY OF BILLS AND RESOLUTIONS
SENATE BILLS

REMOVAL OF INJUNCTION OF SECRECY

DOCUMENTS OF THE SENATE FROM WHICH THE INJUNCTION OF SECRECY WAS REMOVED DURING
THE SECOND SESSION OF THE SIXTY-NINTH CONGRESS

DECEMBER 9, 1926	JANUARY 18, 1927
<i>Ordered,</i> That the injunction of secrecy be removed from a certified copy of a protocol for the prohibition of the use in war of asphyxiating, poisonous, or other gases, and of bacteriological methods of warfare signed at Geneva, Switzerland, on June 17, 1925.	<i>Ordered,</i> That the injunction of secrecy be removed from a convention signed between the United States and the Republic of Panama on July 28, 1926, for the settlement of certain points of difference between them which have arisen out of the exercise by the United States of sovereign rights in the Canal Zone by virtue of the Panama Canal treaty of November 18, 1923.

Number, title, and action	Page of Journal	Number, title, and action	Page of Journal
24. A bill granting a pension to Thomas Rea— reported—(See bill H. R. 11601.)		131. A bill granting a pension to Laura R. Smith— reported—(See bill H. R. 16461.)	
62. A bill for the allowance of certain claims for indemnity for spoliation by the French prior to July 31, 1801, as reported by the Court of Claims— considered.....	43, 68, 125	139. A bill granting an increase of pension to Marion E. Laird— reported—(See bill H. R. 16461.)	
68. A bill authorizing Dominic I. Murphy, consul general of the United States of America, to accept a silver fruit bowl presented to him by the British Government— passed the House.....	184	149. A bill granting a pension to Myra K. Emmons— reported—(See bill H. R. 11601.)	
examined and signed.....	188	179. A bill for the relief of J. W. Neil— passed the House with an amendment.....	218
presented.....	188	Senate agrees to House amendment.....	234
approved [private law No. 374].....	202	examined and signed.....	242
70. A bill for the relief of Charles A. Mayo, T. S. Taylor, and Frank Hickey— considered, amended, read the third time, and passed; title amended.....	44	presented.....	245
passed the House with an amendment.....	218	approved [private law No. 416].....	255
Senate agrees to House amendment.....	243	190. A bill for the relief of Samuel S. Archer— reported without amendment (Rept. No. 1290).....	100
examined and signed.....	261	considered, read the third time, and passed.....	133
presented.....	264	passed the House.....	218
approved [private law No. 451].....	276	examined and signed.....	235
95. A bill for the relief of Carlos Tompkins— considered, read the third time, and passed.....	29	presented.....	239
passed the House.....	218	approved [private law No. 418].....	263
examined and signed.....	235	192. A bill granting a pension to Pearl Brown— reported—(See bill H. R. 11601.)	
presented.....	239	194. A bill granting an increase of pension to Eveline P. Symonds— reported—(See bill H. R. 16461.)	
approved [private law No. 401].....	255	199. A bill granting a pension to Mary M. Stewart— reported—(See bill H. R. 16461.)	
105. A bill for the relief of Arthur E. Colgate, administrator of Clinton G. Colgate, deceased— passed the House with an amendment.....	218	227. A bill to provide for the appointment of an additional district judge for the district of Connecticut— passed the House.....	247
Senate agrees to House amendment.....	243	examined and signed.....	261
examined and signed.....	261	presented.....	264
presented.....	264	approved [public law No. 703].....	276
approved [private law No. 450].....	276	236. A bill granting a pension to Margaret Horey— reported—(See bill H. R. 16461.)	
109. A bill for the relief of the owner of Dry Dock No. 6— reported without amendment (Rept. No. 1263).....	96	244. A bill for the relief of Elizabeth W. Kieffer— passed the House with amendments.....	218
considered, read the third time, and passed.....	133	Senate agrees to House amendments.....	233
111. A bill for the relief of the owners of the ferryboat Oregon— passed the House with an amendment.....	218	examined and signed.....	242
Senate agrees to House amendment.....	243	presented.....	245
examined and signed.....	261	approved [private law No. 417].....	263
presented.....	264	287. A bill for the relief of James R. Gristy— reported adversely.....	70
approved [private law No. 451].....	276	considered and postponed indefinitely.....	135
115. A bill for the relief of the owner of the steamship Neptune— passed the House with an amendment.....	218	310. A bill granting an increase of pension to Rebecca C. Burwell— reported—(See bill H. R. 16461.)	
Senate agrees to House amendment.....	243	356. A bill granting an increase of pension to Mary E. Hinckley— reported—(See bill H. R. 16461.)	
examined and signed.....	261	387. A bill granting a pension to Eugene S. Mattoon— reported—(See bill H. R. 11601.)	
presented.....	264	431. A bill granting a pension to Hannah Vandenburg— reported—(See bill H. R. 11601.)	
approved [private law No. 452].....	276	454. A bill to prevent the sale of cotton and grain in future markets— considered.....	211
118. A bill for the relief of all owners of cargo aboard the steamship Gaelic Prince at the time of her collision with the United States steamship Antigone— reported without amendment (Rept. No. 1341).....	111	467. A bill for the relief of Joseph B. Tanner— passed the House.....	218
considered, read the third time, and passed.....	150	examined and signed.....	235
passed the House with an amendment.....	218	presented.....	239
Senate agrees to House amendment.....	243	approved [private law No. 405].....	255
examined and signed.....	261	477. A bill to give the Supreme Court of the United States authority to make and publish rules in common-law actions— considered.....	91
presented.....	264		
approved [private law No. 453].....	276		
126. A bill granting a pension to Mary L. Simmons— reported—(See bill H. R. 11601.)			

Number, title, and action	Page of Journal	Number, title, and action	Page of Journal
485. A bill granting a pension to J. S. Taylor— reported—(See bill H. R. 16389.)		882. A bill granting a pension to Alma A. Woods— reported—(See bill H. R. 11601.)	
504. A bill for the relief of Anna Faceina— reported with an amendment (Rept. No. 1285)--- considered, amended, read the third time, and passed-----	99 133	962. A bill granting a pension to Thomas M. Halpin— reported—(See bill H. R. 11601.)	
521. A bill for the relief of August Michalchuk— passed the House-----	218	976. A bill for the relief of George B. Booker Co.— reported without amendment (Rept. No. 1289)--- considered, read the third time, and passed-----	100 133
examined and signed-----	235	1017. A bill granting a pension to Charles D. Stearns— reported—(See bill H. R. 11601.)	
presented-----	240	1042. A bill to amend the Penal Code— considered, amended, read the third time, and passed-----	133
approved [private law No. 406]-----	255	1060. A bill granting an increase of pension to William G. Camp-----	
545. A bill for the payment of damages to certain citi- zens of New Mexico caused by reason of arti- ficial obstructions to the flow of the Rio Grande by an agency of the United States-----	184	reported—(See bill H. R. 11601.)	
passed the House-----	188	1083. A bill granting a pension to Fred Bronson— reported—(See bill H. R. 11601.)	
examined and signed-----	188	1155. A bill for the relief of Margaret Richards— passed the House with an amendment-----	184
presented-----	188	Senate agrees to House amendment-----	192
approved [private law No. 396]-----	240	examined and signed-----	204
564. A bill confirming in States and Territories title to lands granted by the United States in the aid of common or public schools-----	94	presented-----	208
passed the House with an amendment-----	98	approved [private law No. 395]-----	240
Senate agrees to House amendment-----	101	1175. A bill granting an increase of pension to Ella E. Sanborn-----	
examined and signed-----	102	reported—(See bill H. R. 16461.)	
presented-----	113	1222. A bill granting a pension to Martha M. Randall— reported—(See bill H. R. 16461.)	
approved [public law No. 570]-----	184	1261. A bill for the relief of William H. Grayson— reported without amendment (Rept. No. 1305)--- considered, amended, read the third time, and passed-----	103 133
598. A bill for the relief of Alexander McLaren— passed the House-----	188	passed the House-----	218
examined and signed-----	188	examined and signed-----	235
presented-----	208	presented-----	240
approved [private law No. 372]-----	208	approved [private law No. 402]-----	255
609. A bill granting an increase of pension to Mary Ann Stapleton-----		1266. A bill [to authorize] authorizing the establishment of a fisheries experiment station on the coast of Washington and fish hatching and cultural sta- tions in New Mexico and Idaho, and for other purposes-----	145
reported—(See bill H. R. 11601.)		reported with amendments (Rept. No. 1416)--- considered, amended, read the third time, and passed; title amended-----	151
612. A bill for the relief of Elizabeth Wooten— passed the House-----	184	1275. A bill granting an increase of pension to Alfred Tureman-----	
examined and signed-----	188	reported—(See bill H. R. 16389.)	
presented-----	188	1283. A bill for the relief of Margaret I. Varnum— reported without amendment (Rept. No. 1461)--- considered, read the third time, and passed-----	164 249
approved [private law No. 377]-----	214	1291. A bill granting an increase of pension to Joseph A. Libby-----	
644. A bill for the relief of Henry H. Hall— reported adversely (Rept. No. 1464)--- considered and postponed indefinitely-----	165 251	reported—(See bill H. R. 11601.)	
648. A bill granting a pension to Frank Brown— reported—(See bill H. R. 11601.)		1304. A bill for the relief of Hunter-Brown Co.— passed the House-----	184
670. A bill for the relief of Joseph F. Thorpe— reported without amendment (Rept. No. 1407)--- considered, read the third time, and passed-----	144 151	examined and signed-----	188
718. A bill authorizing an appropriation to be expended under the provisions of section 7 of the act of March 1, 1911, entitled "An act to enable any State to cooperate with any other State or States, or with the United States, for the pro- tection of the watersheds of navigable streams, and to appoint a commission for the acqui- sition of lands for the purpose of conserving the navigability of navigable rivers," as amended--- reconsidered and placed on calendar-----	54	presented-----	189
considered, amended, read the third time, and passed-----	211	approved [private law No. 378]-----	214
passed the House with an amendment-----	272	1317. A bill granting a pension to Ada B. Barr— reported—(See bill H. R. 16461.)	
722. A bill to authorize the selection of certain publicly owned lands by the State of Oregon-----	202	1330. A bill granting a pension to Mary Byard— reported—(See bill H. R. 11601.)	
passed the House-----	208	1339. A bill for the relief of Katherine Southerland— passed the House with amendments-----	184
examined and signed-----	212	Senate disagrees to House amendments and asks conference-----	192
presented-----	263	House insists and agrees to conference-----	260
728. A bill granting a pension to Esther Ann Hill Mor- gan-----		House agrees to report of conferees-----	273
reported—(See bill H. R. 11601.)		Senate agrees to report of conferees-----	285
860. A bill for the relief of William O. Mallahan— recommitted-----	26	examined and signed-----	285
867. A bill authorizing the Secretary of the Treasury to pay the Columbus Hospital, Great Falls, Mont., for the treatment of disabled Government em- ployees-----	184	presented-----	285
passed the House-----	188	approved [private law No. 536]-----	286
examined and signed-----	188	1376. A bill granting a pension to Clara Morlion— reported—(See bill H. R. 11601.)	
presented-----	214	1396. A bill granting an increase of pension to Richmond Bridges-----	
approved [private law No. 384]-----	214	reported—(See bill H. R. 11601.)	
872. A bill for the relief of George A. Robertson— reported without amendment (Rept. No. 1451)--- considered, read the third time, and passed-----	162 249	1397. A bill granting a pension to Alfred Haught— reported—(See bill H. R. 11601.)	218 235
		1413. A bill for the relief of Eustacio B. Davison— passed the House-----	240
		examined and signed-----	240
		presented-----	255
		approved [private law No. 403]-----	255

Number, title, and action	Page of Journal	Number, title, and action	Page of Journal
1417. A bill granting an increase of pension to Sophronia Richard-----		1618. A bill to prevent deceit and unfair prices that result from the unrevealed presence of substitutes for virgin wool in woven or knitted fabrics purporting to contain wool and in garments or articles of apparel made therefrom, manu- factured in any Territory of the United States or the District of Columbia, or transported or intended to be transported in interstate or foreign commerce, and providing penalties for the violation of the provisions of this act, and for other purposes-----	90
reported—(See bill H. R. 11601.)		considered-----	
1435. A bill granting a pension to Martha Ann Cook— reported—(See bill H. R. 16461.)		1640. A bill authorizing the Secretary of Agriculture to establish a national arboretum, and for other purposes-----	194
1453. A bill for the relief of Frank Topping and others— reported with amendments (Rept. No. 1357)--- considered, amended, read the third time, and passed-----	118 152	passed the House with an amendment-----	194
1456. A bill authorizing the Court of Claims of the United States to hear and determine the claim of H. C. Ericsson-----	184	Senate disagrees to House amendment and asks conference-----	195
passed the House-----	188	House insists and agrees to conference-----	218
examined and signed-----	189	Senate agrees to report of conferees-----	280
presented-----	214	House agrees to report of conferees-----	282
1469. A bill granting a pension to James Broderick— reported—(See bill H. R. 11601.)		examined and signed-----	285
1483. A bill to amend section 50½ and section 70 of the Articles of War-----	28	presented-----	285
reported without amendment (Rept. No. 1190)--- considered, read the third time, and passed-----	132	approved [public law No. 799]-----	286
487. A bill to authorize the Secretary of War to class as secret certain apparatus pertaining to the Signal Corps, Air Service, and Chemical War- fare Service, and empower him to authorize purchases thereof and award contracts there- for without notice or advertisement-----	44	1641. A bill for the relief of Mary H. Dougherty— passed the House-----	218
490. A bill to provide for the appointment of an addi- tional judge of the District Court of the United States for the Western District of New York-----		examined and signed-----	235
examined and signed-----	264	presented-----	240
presented-----	275	approved [private law No. 407]-----	255
approved [public law No. 735]-----	276	1642. A bill to provide for the appointment of an addi- tional district judge for the eastern district of Pennsylvania-----	247
reconsidered and bill returned to calendar-----	299	passed the House-----	261
considered, amended, read the third time, and passed-----	335	examined and signed-----	261
509. A bill granting an increase of pension to Clare D. Fielding-----		presented-----	269
reported—(See bill H. R. 11601.)		approved [public law No. 701]-----	
510. A bill granting a pension to Mathew Peterschell— reported—(See bill H. R. 11601.)		1661. A bill conferring jurisdiction upon the Court of Claims to hear and determine the claim of Mrs. Patrick H. Bodkin-----	218
515. A bill to extend the benefits of the employees' com- pensation act of September 7, 1916, to Daniel S. Glover-----	184	passed the House with amendments-----	273
passed the House with an amendment-----	192	Senate agrees to House amendments-----	278
Senate agrees to House amendment-----	204	examined and signed-----	285
examined and signed-----	208	presented-----	286
presented-----	246	approved [private law No. 529]-----	
1517. A bill [authorizing and directing the Secretary of the Treasury to pay to W. Z. Swift, of Louisa County, Va., the insurance due on account of the policy held by Harold Rogis] for the relief of W. Z. Swift-----	184	1679. A bill granting a pension to Emma R. Morrison— reported—(See bill H. R. 16389.)	
passed the House with amendments-----	192	1710. A bill granting a pension to Mary Helena Hallock— reported—(See bill H. R. 11601.)	
Senate agrees to House amendments; title amended-----	192	1712. A bill granting a pension to Walter Howard— reported—(See bill H. R. 11601.)	
examined and signed-----	204	1730. A bill to authorize the payment of indemnity to the Government of Great Britain on account of losses sustained by the owners of the British steamship Mavisbrook as a result of collision between it and the United States transport Carolinian-----	92
presented-----	208	passed the House-----	95
approved [private law No. 397]-----	240	examined and signed-----	95
1541. A bill granting an increase of pension to Lillian S. Coburn-----		presented-----	113
reported—(See bill H. R. 16461.)		approved [public law No. 568]-----	
1557. A bill granting a pension to Joseph Hoegeman— reported—(See bill H. R. 11601.)		1743. A bill for the relief of Albert Wood— reported with an amendment (Rept. No. 1265)--- considered, amended, read the third time, and passed-----	96 133
1591. A bill granting an increase of pension to Cora C. O'Neill-----		1756. A bill granting an increase of pension to Thomas E. Roberts-----	
reported—(See bill H. R. 16461.)		reported—(See bill H. R. 11601.)	
1595. A bill granting a pension to John H. Jackson— reported—(See bill H. R. 11601.)		1760. A bill granting a pension to Zachariah T. Pryor— reported—(See bill H. R. 16461.)	
1602. A bill granting an increase of pension to Mattie Goff-----		1763. A bill granting a pension to A. Severs— reported—(See bill H. R. 16461.)	
reported—(See bill H. R. 16461.)		1774. A bill granting a pension to George W. Wolf— reported—(See bill H. R. 11601.)	
1607. A bill granting a pension to Melissa Clay— reported—(See bill H. R. 11601.)		1775. A bill granting a pension to Christopher Smith— reported—(See bill H. R. 11601.)	
		1778. A bill granting a pension to William Bahr— reported—(See bill H. R. 11601.)	
		1787. A bill for the return of \$5,000 to the New Amster- dam Casualty Co.— reported with an amendment (Rept. No. 1331)--- considered, amended, read the third time, and passed-----	109 152 218

Number, title, and action	Page of Journal	Number, title, and action	Page of Journal
1787—Continued.		2043—Continued.	
examined and signed.....	235	presented.....	79
presented.....	240	approved [public law No. 543].....	90
approved [private law No. 421].....	263	2061. A bill granting an increase of pension to Catherine Lenahan—	
1789. A bill granting an increase of pension to Virginia F. Stickney—		reported—(See bill H. R. 16461.)	
reported—(See bill H. R. 16461.)		2071. A bill granting a pension to Jennie Cheuvront—	
1806. A bill granting a pension to Lee A. Scalf—		reported—(See bill H. R. 16461.)	
reported—(See bill H. R. 11601.)		2081. A bill placing certain noncommissioned officers in the first grade—	
1818. A bill for the relief of Lillie F. Evans—		considered, read the third time, and passed.....	132
passed the House with amendments.....	278	passed the House with an amendment.....	249
Senate agrees to House amendments.....	282	Senate agrees to House amendment.....	251
examined and signed.....	285	examined and signed.....	261
presented.....	285	presented.....	264
approved [private law No. 535].....	286	approved [public law No. 713].....	276
1857. A bill to confer jurisdiction on the Court of Claims to certify certain findings of fact, and for other purposes—		2085. A bill to correct the naval record of John Cronin—	
passed the House with an amendment.....	92	passed the House with an amendment.....	218
Senate agrees to House amendment.....	99	Senate agrees to House amendment.....	234
examined and signed.....	101	examined and signed.....	242
presented.....	102	presented.....	245
approved [public law No. 575].....	116	approved [private law No. 419].....	263
1859. A bill for the relief of Patrick C. Wilkes, alias Clebourn P. Wilkes—		2090. A bill for the relief of Alfred F. Land—	
passed the House.....	218	passed the House with an amendment.....	184
examined and signed.....	235	Senate agrees to House amendment.....	192
presented.....	240	examined and signed.....	204
approved [private law No. 404].....	255	presented.....	208
1860. A bill for the relief of E. G. Proudfoot—		approved [private law No. 394].....	240
passed the House.....	184	2094. A bill for the relief of C. P. Dryden—	
examined and signed.....	188	passed the House.....	218
presented.....	189	examined and signed.....	235
approved [private law No. 399].....	246	presented.....	240
1871. A bill to punish the transportation of stolen property in interstate or foreign commerce—		approved [private law No. 408].....	255
considered, read the third time, and passed.....	30	2104. A bill granting a pension to Jacob Miller—	
1874. A bill granting a pension to Serena Hoffman—		reported—(See bill H. R. 11601.)	
reported—(See bill H. R. 16461.)		2126. A bill for the relief of George Andre and Alphonse Andre—	
1898. A bill granting an increase of pension to Matthew Holmes—		reported adversely (Rept. No. 1465).....	165
reported—(See bill H. R. 11601.)		considered and postponed indefinitely.....	251
1899. A bill for the relief of Delaware River Towing Line—		2131. A bill granting an increase of pension to Floyd A. Honaker—	
reported without amendment (Rept. No. 1291).....	100	reported—(See bill H. R. 11601.)	
considered, read the third time, and passed.....	133	2139. A bill for the relief of William W. Green, warrant officer, United States Army—	
passed the House with an amendment.....	184	passed the House.....	218
Senate agrees to House amendment.....	192	examined and signed.....	235
examined and signed.....	204	presented.....	240
presented.....	208	approved [private law No. 420].....	263
approved [private law No. 388].....	218	2141. A bill conferring jurisdiction upon the Court of Claims to hear, examine, adjudicate, and enter judgment in any claims which the Assiniboine Indians may have against the United States, and for other purposes—	
1909. A bill for the refund of estate tax erroneously collected—		House agrees to report of conferees.....	195
reported without amendment (Rept. No. 1454).....	162	Senate agrees to report of conferees.....	210
considered, read the third time, and passed.....	249	examined and signed.....	216
1914. A bill directing the resurvey of certain lands—		presented.....	220
passed the House.....	247	approved [public law No. 667].....	263
examined and signed.....	261	2144. A bill for the relief of Tampico Marine Iron Works—	
presented.....	264	reported with amendments (Rept. No. 1322).....	106
approved [public law No. 736].....	276	considered, amended, read the third time, and passed.....	133
1915. A bill granting a pension to Jennie R. Dorsey—		2164. A bill [to permit] granting the consent of Congress to the city of Fort Smith, Sebastian County, Ark., to [erect or cause to be erected] construct, maintain, and operate a dam across the Poteau River—	
reported—(See bill H. R. 11601.)		passed the House.....	260
1924. A bill for the relief of the Uintah and White River Tribes of Ute Indians of Utah—		examined and signed.....	264
considered, amended, read the third time, and passed.....	30	presented.....	275
1936. A bill granting a pension to Charles Prentiss—		approved [public law No. 737].....	276
reported—(See bill H. R. 11601.)		2197. A bill for the relief of Paul B. Belding—	
1953. A bill granting a pension to John A. Putnam—		passed the House with amendments.....	218
reported—(See bill H. R. 11601.)		Senate agrees to House amendments.....	251
1959. A bill granting relief to persons who served in the Military Telegraph Corps of the Army during the Civil War—		examined and signed.....	261
reported without amendment (Rept. No. 1381).....	136	presented.....	264
considered, read the third time, and passed.....	151	approved [private law No. 454].....	276
2008. A bill granting an increase of pension to Laura A. Nason—		2202. A bill [to provide that jurisdiction shall be conferred upon the Court of Claims, notwithstanding the lapse of time or statutes of limitation, to hear, examine, and adjudicate and render judgment in any and all legal and equitable claims arising under or growing out of any	
reported—(See bill H. R. 16461.)			
2043. A bill to authorize the opening of a street from Georgia Avenue to Ninth Street NW., through squares 2875 and 2877, and for other purposes—			
passed the House.....	72		
examined and signed.....	78		

Number, title, and action	Page of Journal	Number, title, and action	Page of Journal
2202—Continued.		2486. A bill granting a pension to E. L. Schmiedemann—	
treaty or agreement between the United States and certain bands of Indians, and for other purposes] to grant the right and time for appeal to plaintiffs in suit No. 33731 in the Court of Claims of the United States—		reported—(See bill H. R. 11601.)	
passed the House with amendments.....	263	2524. A bill for the relief of John H. Rhinelander—	
Senate agrees to House amendments; title amended.....	279	considered, read the third time, and passed.....	29
examined and signed.....	285	2539. A bill granting a pension to Florida J. Jack—	
presented.....	285	reported—(See bill H. R. 16461.)	
approved [private law No. 534].....	286	2540. A bill granting an increase of pension to George H. Naylor—	
2227. A bill granting an increase of pension to Elizabeth M. Friend—		reported—(See bill H. R. 16461.)	
reported—(See bill H. R. 11601.)		2563. A bill granting an increase of pension to Warren E. Harvey—	
2242. A bill for the relief of Mark J. White—		reported—(See bill H. R. 11601.)	
passed the House.....	218	2576. A bill granting an increase of pension to Francis M. Rogers—	
examined and signed.....	235	reported—(See bill H. R. 11601.)	
presented.....	240	2594. A bill for the relief of Odolon Ramos—	
approved [private law No. 409].....	255	passed the House with an amendment.....	218
2257. A bill granting a pension to Russel Boyd Powers—		Senate agrees to House amendment.....	243
reported—(See bill H. R. 11601.)		examined and signed.....	261
2264. A bill granting a pension to Emily Simons—		presented.....	264
reported—(See bill H. R. 16461.)		approved [private law No. 456].....	276
2279. A bill for the relief of James C. Baskin—		2597. A bill authorizing the President to appoint and retire certain persons first lieutenants in the Medical Corps, United States Army—	
considered, amended, read the third time, and passed.....	29	passed the House.....	249
passed the House.....	265	examined and signed.....	261
examined and signed.....	269	presented.....	264
presented.....	276	approved [public law No. 706].....	276
approved [private law No. 455].....	277	2607. A bill for the purpose of more effectively meeting the obligations of the existing migratory bird treaty with Great Britain by the establishment of migratory bird refuges to furnish in perpetuity homes for migratory birds, the provision of funds for establishing such areas, and the furnishing of adequate protection of migratory birds, for the establishment of public shooting grounds to preserve the American system of free shooting, and for other purposes—	
2301. A bill authorizing the Shoshone Tribe of Indians of the Wind River Reservation in Wyoming to submit claims to the Court of Claims—		considered.....	88
passed the House with an amendment.....	92	2609. A bill for the relief of James E. Van Horne—	
Senate agrees to House amendment.....	93	considered, read the third time, and passed.....	29
examined and signed.....	96	2615. A bill [to authorize common carriers engaged in interstate commerce to transport any blind person, accompanied by a guide, for one fare] to amend paragraph (1) of section 22 of the interstate commerce act by providing for the carrying of a blind person, with a guide, for one fare—	
presented.....	97	passed the House with an amendment to the title.....	202
returned without approval.....	112	Senate agrees to House amendment to title.....	209
2302. A bill for the relief of Ellisha K. Henson—		examined and signed.....	216
passed the House.....	184	presented.....	220
examined and signed.....	188	approved [public law No. 655].....	246
presented.....	189	2618. A bill for the relief of the National Surety Co.—	
approved [private law No. 379].....	214	reported without amendment (Rept. No. 1367).....	129
2317. A bill granting a pension to Anne Christofferson—		considered, read the third time, and passed.....	150
reported—(See bill H. R. 11601.)		passed the House.....	184
2320. A bill to safeguard the distribution and sale of certain dangerous caustic or corrosive acids, alkalis, and other substances in interstate and foreign commerce—		examined and signed.....	188
passed the House.....	265	presented.....	189
examined and signed.....	272	approved [private law No. 385].....	214
presented.....	276	2619. A bill for the relief of Oliver J. Larkin and Lona Larkin—	
approved [public law No. 783].....	279	passed the House with an amendment.....	184
2322. A bill to provide for the elimination of the Michigan Avenue grade crossing in the District of Columbia, and for other purposes—		Senate agrees to House amendment.....	192
passed the House.....	249	examined and signed.....	204
examined and signed.....	261	presented.....	208
presented.....	275	approved [private law No. 392].....	240
approved [public law No. 708].....	276	2627. A bill granting a pension to Mallie C. Fikes—	
2348. A bill for the relief of Nick Masonich—		reported—(See bill H. R. 11601.)	
passed the House with an amendment.....	218	2643. A bill to provide for the cooperation of the United States in the erection in the city of Panama of a monument to Gen. Simon Bolivar—	
Senate agrees to House amendment.....	234	passed the House with an amendment.....	249
examined and signed.....	242	Senate agrees to House amendment.....	280
presented.....	245	examined and signed.....	285
approved [private law No. 415].....	256	presented.....	285
2350. A bill granting an increase of pension to Jennie M. Chambers—		approved [public law No. 800].....	286
reported—(See bill H. R. 11601.)		2664. A bill granting a pension to Ada A. Long—	
2353. A bill to amend the military record of Leo J. Pourciau [, and for other purposes]—		reported—(See bill H. R. 11601.)	
passed the House with an amendment.....	184	2689. A bill granting an increase of pension to Emma F. Webster—	
Senate agrees to House amendment.....	192	reported—(See bill H. R. 16461.)	
examined and signed.....	204		
presented.....	208		
approved [private law No. 390].....	240		
2474. A bill for the relief of the Riverside Contracting Co.—			
passed the House with an amendment.....	184		
Senate agrees to House amendment.....	192		
examined and signed.....	204		
presented.....	208		
approved [private law No. 393].....	240		

Number, title, and action	Page of Journal	Number, title, and action	Page of Journal
2700. A bill to amend the naval record of Frank H. Wilson, alias Henry Wencel— reported without amendment (Rept. No. 1220)— considered, read the third time, and passed— passed the House— examined and signed— presented— approved [private law No. 422]—	67 132 218 235 240 263	2858. A bill to fix the salaries of certain judges of the United States— passed the House— examined and signed— presented— approved [public law No. 528]—	27 29 31 33
2701. A bill granting an increase of pension to Edyth M. Hulme— reported—(See bill H. R. 11601.)		2874. A bill granting a pension to John T. Burriess— reported—(See bill H. R. 16389.)	
2714. A bill to authorize the cancellation, under certain conditions, of patents in fee simple to Indians for allotments held in trust by the United States— passed the House— examined and signed— presented— approved [public law No. 653]—	202 208 212 240	2886. A bill for the relief of Barzilla William Bramble— reported without amendment (Rept. No. 1443)— considered, read the third time, and passed—	162 249
2722. A bill for the relief of the Muscle Shoals, Birmingham & Pensacola R. R. Co., the successor in interest of the receiver of the Gulf, Florida & Alabama Ry. Co.— passed the House— examined and signed— presented— approved [private law No. 410]—	218 235 240 255	2888. A bill granting a pension to Carl Olson— reported—(See bill H. R. 11601.)	
2723. A bill granting a pension to Sina J. Sutherland— reported—(See bill H. R. 16461.)		2899. A bill for the relief of the owner of the American steamship Almirante and owners of cargo laden aboard thereof at the time of her collision with the U. S. S. Hisko— reported with an amendment (Rept. No. 1264)— considered, amended, read the third time, and passed—	96 133
2724. A bill granting a pension to Daniel Flynn— reported—(See bill H. R. 11601.)		2911. A bill granting an increase of pension to Rosa Abbott— reported—(See bill H. R. 16461.)	184 192
2729. A bill to authorize the refund of \$25,000 to the Columbia Hospital for Women and Lying-in Asylum— passed the House with amendments— Senate agrees to House amendments— examined and signed— presented— approved [public law No. 801]—	253 280 285 285 286	2946. A bill granting an increase of pension to Robert H. Wood— reported—(See bill H. R. 16461.)	204 208 246
2734. A bill granting a pension to Emily E. Kelley— reported—(See bill H. R. 16461.)		2965. A bill to prevent discrimination against farmers' cooperative associations by boards of trade and similar organizations, and for other purposes— passed the House with amendments— Senate agrees to House amendments— examined and signed— presented— approved [public law No. 802]—	263 280 285 285 286
2739. A bill granting a pension to Eva S. Coe— reported—(See bill H. R. 11601.)		2991. A bill granting an increase of pension to Samuel Riley— reported—(See bill H. R. 16461.)	
2765. A bill granting an increase of pension to Mary B. Welsh— reported—(See bill H. R. 16461.)		3001. A bill granting a pension to Robert McQueen— reported—(See bill H. R. 11601.)	
2770. A bill to confer United States citizenship upon certain inhabitants of the Virgin Islands and to extend the naturalization laws thereto— considered, amended, read the third time, and passed— passed the House with an amendment— Senate agrees to House amendment— examined and signed— presented— approved [public law No. 640]—	134 184 188 195 208 240	3027. A bill making eligible for retirement, under certain conditions, officers and former officers of the Army of the United States, other than officers of the Regular Army, who incurred physical disability in line of duty while in the service of the United States during the World War— considered—69, 80, 81, 133 order for consideration— cloture motion presented— cloture motion not agreed to—	211 216 238
2788. A bill for the relief of Joseph Jameson— reported without amendment (Rept. No. 1435)— considered, read the third time, and passed— passed the House—	158 249 279	3035. A bill granting a pension to Anna S. Tenney— reported—(See bill H. R. 11601.)	
2798. A bill granting an increase of pension to Mary C. Newman— reported—(See bill H. R. 16461.)		3044. A bill granting a pension to Mary Cole Leach— reported—(See bill H. R. 16461.)	
2837. A bill granting a pension to William F. Schmadeka— reported—(See bill H. R. 11601.)		3045. A bill granting a pension to T. J. Clancy— reported—(See bill H. R. 11601.)	
2839. A bill for the relief of Capt. James A. Merritt, United States Army, retired— considered, read the third time, and passed—	90	3046. A bill granting an increase of pension to Rosanna McWhorter— reported—(See bill H. R. 11601.)	
2849. A bill to provide for an additional Federal district for North Carolina— passed the House with amendments— Senate agrees to House amendments— examined and signed— presented— approved [public law No. 693]—	202 205 209 212 269	3064. A bill for the relief of the Capital Paper Co.— passed the House— examined and signed— presented— approved [private law No. 386]—	184 188 189 214
2855. A bill for the relief of Cyrus S. Andrews— passed the House— examined and signed— presented— approved [private law No. 329]—	37 39 40 54	3110. A bill to authorize certain officers of the United States Navy to accept from the Republic of Haiti the Medal of Honor and Merit— passed the House— examined and signed— presented— approved [private law No. 427]—	218 235 240 263
		3117. A bill granting a pension to Nettie Marshall— reported—(See bill H. R. 16389.)	
		3170. A bill to provide compensation for [employees injured and dependents of employees killed in certain maritime employments, and providing for administration by the United States Employees' Compensation Commission] disability or death resulting from injury to employees in certain maritime employments, and for other purposes—	

Number, title, and action	Page of Journal	Number, title, and action	Page of Journal
3170—Continued. passed the House with an amendment— Senate agrees to House amendment— examined and signed— presented— approved [public law No. 803]—	269 281 285 285 286	3464. A bill authorizing certain officers of the United States Navy to accept from the Republic of Chile the order of Al Mérito— passed the House— examined and signed— presented— approved [private law No. 429]—	218 235 240 263
3214. A bill granting a pension to Harry B. Gnyton— reported—(See bill H. R. 11601.)		3492. A bill granting a pension to Flora Levenseller— reported—(See bill H. R. 16461.)	
3229. A bill granting a pension to Annie Young— reported—(See bill H. R. 11601.)		3525. A bill granting an increase of pension to George Slifer— reported—(See bill H. R. 11601.)	
3243. A bill granting a pension to Sallie G. Williams— reported—(See bill H. R. 16461.)		3539. A bill granting a pension to Harry C. Clifford, sr.— reported—(See bill H. R. 11601.)	
3246. A bill granting a pension to Charles H. Woodward— reported—(See bill H. R. 11601.)		3541. A bill granting a pension to Margaret Ruppel— reported—(See bill H. R. 11601.)	
3271. A bill for the relief of Robert H. Leys— reported adversely (Rept. No. 1339)— considered and postponed indefinitely—	111 152	3561. A bill granting an increase of pension to Bessie B. H. Cotten— reported—(See bill H. R. 11601.)	
3277. A bill granting an increase of pension to Elizabeth Wolford— reported—(See bill H. R. 11601.)		3570. A bill for the relief of O. H. Chrisp— reported with an amendment (Rept. No. 1494)— considered, amended, read the third time, and passed—	181 249
3286. A bill [to authorize reduced freight rates in cases of emergency] to amend the interstate commerce act and the transportation act, 1920, and for other purposes— passed the House with amendments— Senate agrees to House amendment; title amended— examined and signed— presented— approved [public law No. 804]—	274 279 285 285 286	3572. A bill granting an increase of pension to Charles W. Anderson— reported—(See bill H. R. 11601.)	
3303. A bill granting a pension to Alice Cornwall— reported—(See bill H. R. 16461.)		3574. A bill to provide for the deportation of certain alien seamen, and for other purposes— considered, amended, read the third time, and passed—	133
3308. A bill granting a pension to Mary J. Mozack— reported—(See bill H. R. 16461.)		3581. A bill granting a pension to Thomas Armstrong— reported—(See bill H. R. 11601.)	
3318. A bill granting an increase of pension to Sarah A. Sparks— reported—(See bill H. R. 16461.)		3605. A bill granting an increase of pension to Elizabeth P. Blinn— reported—(See bill H. R. 11601.)	
3331. A bill to provide for the protection and development of the lower Colorado River Basin— considered—190, 196, 202, 205, 215 cloture motion presented— considered— cloture motion not agreed to—	216 217 221 237	3614. A bill authorizing an appropriation for the construction of a hard-surfaced road across Fort Sill (Oklahoma) Military Reservation— reported without amendment (Rept. No. 1208)— considered, read the third time, and passed—	51 132
3348. A bill granting a pension to Mary E. Shadle— reported—(See bill H. R. 11601.)		3615. A bill for the relief of soldiers who were discharged from the Army during the Spanish-American War, the Philippine insurrection, and the Boxer uprising because of misrepresentation of age— passed the House with amendments— Senate agrees to House amendments; title amended— examined and signed— presented— approved [public law No. 536]—	48 48 55 56 63
3359. A bill granting a pension to Mary C. Ludrick— reported—(See bill H. R. 11601.)		3624. A bill authorizing the Secretary of War to obtain by reciprocal loan, sale, or exchange with foreign nations, in such quantities as are required for exhibition and study, articles of military arms, matériel, equipment, and clothing— reported without amendment (Rept. No. 1199)— considered, read the third time, and passed—	45 132
3378. A bill granting a pension to Elizabeth Franklin— reported—(See bill H. R. 11601.)		3634. A bill providing for the preparation of a biennial index to State legislation— considered, amended, read the third time, and passed— passed the House— examined and signed— presented— approved [public law No. 536]—	133 154 157 159 170
3380. A bill granting a pension to Alice L. Power— reported—(See bill H. R. 16461.)		3653. A bill for the relief of John H. Potter— reported adversely (Rept. No. 1450)— considered and postponed indefinitely—	162 251
3394. A bill granting a pension to Rosa L. Shields— reported—(See bill H. R. 16461.)		3657. A bill to incorporate the Federal reserve pension fund, to define its functions, and for other purposes— considered— considered, amended, read the third time, and passed—	41, 43 43
3403. A bill to amend section 8 of the act making appropriations to provide for the expenses of the government of the District of Columbia for the fiscal year ending June 30, 1914, and for other purposes, approved March 4, 1913— passed the House— examined and signed— presented— approved [public law No. 707]—	249 261 264 276	3661. A bill granting an increase of pension to Eleanor D. S. Young— reported—(See bill H. R. 11601.)	
3418. A bill to create an additional judge [in] for the district of Maryland— passed the House— examined and signed— presented— approved [public law No. 700]—	247 261 264 269	3662. A bill creating the offices of assistants to the Secretary of Labor— passed the House— examined and signed— presented— approved [public law No. 792]—	269 272 276 279
3444. A bill to amend the act of February 11, 1925, entitled "An act to provide fees to be charged by clerks of the district courts of the United States"— passed the House— examined and signed— presented— approved [public law No. 563]—	92 95 95 101		
3462. A bill for the relief of Homer H. Hacker— passed the House— examined and signed— presented— approved [private law No. 383]—	184 188 189 214		

Number, title, and action	Page of Journal	Number, title, and action	Page of Journal
3665. A bill for the relief of the owner of the ferryboat New York— passed the House with an amendment— Senate agrees to House amendment— examined and signed— presented— approved [private law No. 533]—	218 280 285 285 286	3866. A bill granting a pension to Alexander Sells— reported—(See bill H. R. 16461.)	
3688. A bill for the relief of Elizabeth Lynn— reported with an amendment (Rept. No. 1431)— considered, amended, read the third time, and passed—	158 249	3868. A bill granting a pension to Mae Hicks— reported—(See bill H. R. 16461.)	
3703. A bill granting a pension to Mary M. Irvin— reported—(See bill H. R. 16461.)		3869. A bill granting a pension to Augusta Hayes— reported—(See bill H. R. 16461.)	
3722. A bill for the relief of the owner of the coal barge Cad— reported with an amendment (Rept. No. 1272)— considered, amended, read the third time, and passed—	97 248	3870. A bill granting an increase of pension to Sarah E. Oyerman— reported—(See bill H. R. 16461.)	
3723. A bill granting an increase of pension to Willie L. Steventon— reported—(See bill H. R. 16461.)		3873. A bill granting a pension to Willie G. Johnson— reported—(See bill H. R. 11601.)	
3725. A bill to amend an act entitled "An act to authorize the collection and editing of official papers of the Territories of the United States now in the national archives," approved March 3, 1925— reported with an amendment— considered, amended, read the third time, and passed—	219 259	3882. A bill for the relief of Bert Moore— reported without amendment (Rept. No. 1561)— considered, read the third time, and passed—	198 258
3728. A bill to grant to the State of New York and the Seneca Nation of Indians jurisdiction over the taking of fish and game within the Allegany, Cattaraugus, and Oil Spring Indian Reservations— passed the House with amendments— Senate agrees to House amendments— examined and signed— presented— approved [public law No. 537]—	48 48 55 56 63	3888. A bill to provide for the elimination of grade crossings of steam railroads in the District of Columbia, and for other purposes— passed the House— examined and signed— presented— approved [public law No. 709]—	249 261 264 276
3739. A bill [to extend the provisions of the United States employees' compensation act of September 7, 1916, as amended to] for the relief of Josephine Doney— reported with amendments (Rept. No. 1388)— considered, amended, read the third time, and passed; title amended—	136 151	3889. A bill to [amend the interstate commerce act, as amended, in respect of tolls over certain interstate bridges] [authorize the Railroad Commission of Texas and the Corporation Commission of Oklahoma to regulate tolls charged for transit over certain bridges across the Red River] regulate tolls charged for transit over highway bridges across the Red River between the States of Oklahoma and Texas— considered, amended, read the third time, and passed; title amended— passed the House with amendments— Senate agrees to House amendments; title amended— examined and signed— presented— approved [public law No. 805]—	68 250 277 285 285 286
3756. A bill granting a pension to J. L. Baxter— reported—(See bill H. R. 11601.)		3896. A bill to amend section 11 of the merchant marine act, 1920, and to complete the construction loan fund authorized by that section— considered, read the third time, and passed— passed the House with amendments— Senate agrees to House amendments— examined and signed— presented— approved [public law No. 806]—	152 278 282 285 285 286
3774. A bill to permit meetings of societies, benevolent, educational, etc., organized under the laws of the District of Columbia, to be held outside of said District— reported without amendment (Rept. No. 1259)— considered, read the third time, and passed—	89 133	3918. A bill for the relief of Robert R. Bradford— passed the House— examined and signed— presented— approved [private law No. 389]—	184 188 189 218
3784. A bill for the relief of the owner of barge Consolidation Coastwise No. 10— reported without amendment (Rept. No. 1273)— considered, read the third time, and passed—	97 133	3928. A bill authorizing the designation of an ex officio Commissioner for Alaska for each of the executive departments of the United States, and for other purposes— passed the House with amendments— Senate agrees to House amendments— examined and signed— presented— approved [public law No. 599]—	137 140 147 149 170
3804. A bill granting the consent of Congress to W. D. Comer and Wesley Vandercook to construct, maintain, and operate a bridge across the Columbia River between Longview, Wash., and Rainier, Oreg.— considered— considered, amended, read the third time, and passed— passed the House with an amendment— Senate agrees to House amendment— examined and signed— presented— approved [public law No. 574]—	27, 30, 31 32 87 88 89 91 113	3942. A bill granting an increase of pension to Charles Oakley— reported—(See bill H. R. 14601.)	
3824. A bill granting a pension to Cad W. Savage— reported—(See bill H. R. 11601.)		3947. A bill granting a pension to Rosa Kemp— reported—(See bill H. R. 11601.)	
3837. A bill to regulate the manufacture and sale of stamped envelopes— reported without amendment—	275	3954. A bill for the relief of Lewis C. Hopkins & Co.— reported without amendment (Rept. No. 1279)— considered, read the third time, and passed—	99 133
3859. A bill granting a pension to Ulela R. Martin— reported—(See bill H. R. 16461.)		3960. A bill granting an increase of pension to Charles A. Bill— reported—(See bill H. R. 11601.)	
3861. A bill granting a pension to Bertha Warneke— reported—(See bill H. R. 16461.)		3961. A bill granting an increase of pension to Cynthia Juddler Osgood— reported—(See bill H. R. 16461.)	
3862. A bill granting a pension to Lillian Welsh— reported—(See bill H. R. 16461.)		3963. A bill to provide for the protection, development, and utilization of the public lands in Alaska by establishing an adequate system for grazing livestock thereon— passed the House with amendments— Senate agrees to House amendments— examined and signed— presented— approved [public law No. 807]—	248 279 285 285 286
3863. A bill granting a pension to Elizabeth Tillman— reported—(See bill H. R. 16461.)			

Number, title, and action	Page of Journal	Number, title, and action	Page of Journal
3969. A bill granting a pension to America Parker— reported—(See bill H. R. 16461.)		4228. A bill granting an increase of pension to Jane Dorman— reported—(See bill H. R. 16461.)	
3986. A bill granting a pension to Annie F. McGown— reported—(See bill H. R. 16461.)		4234. A bill for the relief of Franklin B. Morse— considered, read the third time, and passed—	30
3992. A bill to provide for the purchase of land for use in connection with Camp Maria, Tex.— passed the House— examined and signed— presented— approved [public law No. 567]—	92 95 95 113	4239. A bill for the relief of homestead settlers on the drained Mud Lake bottom in the State of Minnesota— reported with amendments (Rept. No. 1691)— considered, amended, read the third time, and passed— passed the House— examined and signed— presented— approved [public law No. 729]—	252 259 265 272 276 279
4020. A bill granting an increase of pension to Alice M. Gay— reported—(See bill H. R. 16461.)		4247. A bill to amend and reenact sections 3, 20, 31, 33, and 38 of the act of March 2, 1917, entitled "An act to provide a civil government for Porto Rico, and for other purposes," as amended by an act approved June 7, 1924, and for the insertion of [two new sections] a new section in said act between sections 5 and 6 [and sections 41 and 42] of said act, to be designated as "5a" [and "41a"] of said act— considered— considered, amended, read the third time, and passed; title amended— passed the House— examined and signed— presented— approved [public law No. 797]—	286 63 248 272 274 285 286
4027. A bill to authorize the construction of three cottages and an annex to the hospital at the National Home for Disabled Volunteer Soldiers at Marion, Ind.— considered, read the third time, and passed— passed the House with an amendment— Senate agrees to House amendment— examined and signed— presented— approved [public law No. 798]—	132 248 282 285 285 286	4252. A bill setting aside certain land in Douglas County, Oreg., as a summer camp for Boy Scouts— passed the House— examined and signed— presented— approved [public law No. 561]—	92 95 95 101
4066. A bill granting an increase of pension to Clarinda H. Mayo— reported—(See bill H. R. 16461.)		4254. A bill granting an increase of pension to Elizabeth A. Hayden— reported—(See bill H. R. 16461.)	
4069. A bill to authorize the Secretary of the Interior to exchange for lands in private ownership in Gunnison County, Colo., certain public lands in Delta County, Colo.— reported with amendments (Rept. No. 1358)— considered, amended, read the third time, and passed— passed the House— examined and signed— presented— approved [public law No. 738]—	118 152 247 261 264 277	4255. A bill granting an increase of pension to Elizabeth E. Willey— reported—(See bill H. R. 16461.)	
4101. A bill to amend section 2 of the legislative, executive, and judicial appropriation act, approved July 31, 1894, as amended by the act of May 31, 1924— considered and referred—	30	4259. A bill granting an increase of pension to Susan Burchett— reported—(See bill H. R. 16461.)	
4106. A bill to authorize and direct the Secretary of War to execute a lease with the Muscle Shoals Fertilizer Co. and the Muscle Shoals Power Distributing Co., and for other purposes— considered— order for consideration— considered— considered and referred to the Committee on Agriculture and Forestry—	35 210 218 221	4260. A bill granting an increase of pension to Sallie Rice— reported—(See bill H. R. 16461.)	
4118. A bill granting a pension to Mary Ellen Powell— reported—(See bill H. R. 16461.)		4264. A bill granting a pension to Bridget Braunreiter— reported—(See bill H. R. 16461.)	
4128. A bill granting a pension to John Albert Fritz— reported—(See bill H. R. 11601.)		4265. A bill granting a pension to Charles Diesron— reported—(See bill H. R. 11601.)	
4135. A bill granting an increase of pension to Sarah A. Kemp— reported—(See bill H. R. 16461.)		4268. A bill for the relief of H. W. Krueger and H. J. Selmer, bondsmen for the Green Bay Dry Dock Co., in their contract for the construction of certain steel barges and a dredge for the Government of the United States— reported with an amendment (Rept. No. 1346)— considered, amended, read the third time, and passed— passed the House— examined and signed— presented— approved [private law No. 380]—	113 152 184 188 189 214
4140. A bill granting grade, rank, pay, and allowances of retired warrant officer to Sergt. Otto Krause— reported adversely— considered and postponed indefinitely—	158 158	4270. A bill granting a pension to Charity Kimple— reported—(See bill H. R. 16461.)	
4153. A bill to provide for enlarging and relocating the United States Botanic Garden, and for other purposes— passed the House with an amendment— Senate agrees to House amendment— examined and signed— presented— approved [public law No. 535]—	48 48 55 56 63	4282. A bill granting a pension to Nannie E. Duval— reported—(See bill H. R. 16461.)	
4164. A bill granting a pension to Laura Mitchell— reported—(See bill H. R. 16461.)		4284. A bill granting an increase of pension to Ada J. Bevell— reported—(See bill H. R. 16461.)	
4169. A bill granting a pension to Henry Schlaefel— reported—(See bill H. R. 11601.)		4285. A bill granting an increase of pension to Clara J. Elliott— reported—(See bill H. R. 16461.)	
4182. A bill to provide a code of law governing legal reserve life insurance business in the District of Columbia, and for other purposes— considered, amended, read the third time, and passed—	133	4287. A bill amending section 3 of the act approved January 12, 1923, entitled "An act to distribute the commissioned line and engineer officers of the Coast Guard in grades, and for other purposes."— passed the House— examined and signed— presented— approved [public law No. 661]—	218 235 240 255
4190. A bill to authorize the settlement of the indebtedness of the Kingdom of the Serbs, Croats, and Slovenes— reported without amendment (Rept. No. 1314)— considered and postponed indefinitely—	103 251		

Number, title, and action	Page of Journal	Number, title, and action	Page of Journal
4288. A bill granting a pension to Isaac I. Deems— reported—(See bill H. R. 16461.)		4353. A bill for the relief of the widow of Warren V. Howard— reported adversely— considered and postponed indefinitely—	70 135
4294. A bill granting an increase of pension to Phoebe May Osborne— reported—(See bill H. R. 16461.)		4354. A bill granting a pension to Julia I. H. Dilworth— reported—(See bill H. R. 16461.)	
4296. A bill granting an increase of pension to Rebecca Johnson— reported—(See bill H. R. 16461.)		4357. A bill granting an increase of pension to Emma G. Creme— reported—(See bill H. R. 11601.)	
4305. A bill to authorize the sale, under provisions of the act of March 12, 1926 (Public No. 45), of surplus War Department real property— passed the House with amendments— Senate disagrees to House amendments and asks conference— House insists and agrees to conference— House agrees to report of conferees— Senate agrees to report of conferees— examined and signed— presented— approved [public law No. 796]—	212 215 218 254 273 285 285 286	4361. A bill granting an increase of pension to Rebecca J. Deighton— reported—(See bill H. R. 16461.) 4365. A bill granting a pension to Mary V. Maxwell— reported—(See bill H. R. 16461.) 4366. A bill granting a pension to Virginia McMaster— reported—(See bill H. R. 16461.) 4369. A bill granting a pension to John Mack— reported—(See bill H. R. 11601.) 4379. A bill granting a pension to Elizabeth Neel— reported—(See bill H. R. 16461.) 4380. A bill for the relief of Allen Nichols— reported without amendment (Rept. No. 1191)— considered, read the third time, and passed— 4381. A bill granting a pension to Flora D. Hutchins— reported—(See bill H. R. 16461.) 4383. A bill for the relief of certain claimants for interest arising from delay in the payment of drafts and cable transfers of the American Embassy at Constantinople between December 23, 1915, and April 21, 1917— reported without amendment (Rept. No. 1553)— considered, read the third time, and passed— passed the House— examined and signed— presented— approved [private law No. 443]—	28 249 196 258 271 273 276 279
4306. A bill granting an increase of pension to Mary C. King— reported—(See bill H. R. 16461.)		4387. A bill to amend the packers and stockyards act, 1921— reported with amendments (Rept. No. 1241)— 4390. A bill to amend section 15a of the act to regulate commerce in respect to certain common-carrier railroads, and for other purposes— reported with amendments (Rept. No. 1475)— 4393. A bill to authorize the construction of a nurses' home for the Columbia Hospital for Women and Lying-in Asylum— passed the House— examined and signed— presented— approved [public law No. 542]—	82 173 72 78 79 90
4309. A bill granting an increase of pension to Tuluia V. M. Bortsfeld— reported—(See bill H. R. 16461.)		4398. A bill granting an increase of pension to Mary E. Dowd— reported—(See bill H. R. 16461.)	
4310. A bill granting an increase of pension to Henrietta V. Kelley— reported—(See bill H. R. 16461.)		4405. A bill for the relief of Farrah Dane Richardson— reported without amendment (Rept. No. 1221)— considered, read the third time, and passed— passed the House— examined and signed— presented— approved [private law No. 423]—	67 132 218 235 240 263
4315. A bill granting an increase of pension to Margareta E. Strifert— reported—(See bill H. R. 16461.)		4411. A bill granting the consent of Congress to compacts or agreements between the States of South Dakota and Wyoming with respect to the division and apportionment of the waters of the Belle Fourche and Cheyenne Rivers and other streams in which such States are jointly interested— passed the House with an amendment— considered— Senate disagrees to House amendment and asks conference— motion entered to reconsider vote by which Senate disagreed to House amendment and asked conference, and House requested to return bill and accompanying papers— bill and papers returned by House— vote by which Senate disagreed to House amendment and asked conference reconsidered— Senate agrees to House amendment— examined and signed— presented— approved [public law No. 654]—	154 169 172 195 202 205 205 208 212 240
4316. A bill to amend the act entitled "An act to provide for the reimbursement of officers, enlisted men, and others in the naval service of the United States for property lost or destroyed in such service," approved October 6, 1917— reported with an amendment (Rept. No. 1219)— considered, amended, read the third time, and passed— passed the House— examined and signed— presented— approved [public law No. 730]—	67 133 263 269 276 279	4412. A bill granting an increase of pension to Lucy W. Lawrence— reported—(See bill H. R. 16461.)	
4322. A bill granting a pension to Charles C. Chandler— reported—(See bill H. R. 11601.)			
4328. A bill to authorize the appointment of an additional judge for the district court of the United States for the northern district of California— reported without amendment (Rept. No. 1489)— considered, read the third time, and passed— passed the House— examined and signed— presented— approved [public law No. 739]—	177 249 270 273 276 277		
4330. A bill authorizing the Secretary of War to make settlement of the claim of the Franklin Ice Cream Co.— reported with an amendment (Rept. No. 1541)— considered, amended, read the third time, and passed— passed the House— examined and signed— presented— approved [private law No. 457]—	194 194 260 264 275 277		
4332. A bill to authorize the Secretary of the Navy to modify agreements heretofore made for the settlement of certain claims in favor of the United States— reported with an amendment (Rept. No. 1434)— considered and postponed indefinitely (see bill H. R. 15131)—	158 252		
4343. A bill granting an increase of pension to Mary A. Hughes— reported—(See bill H. R. 16461.)			
4347. A bill to amend section 26 of the act of June 30, 1919, entitled "An act making appropriations for the current and contingent expenses of the Bureau of Indian Affairs, for fulfilling treaty stipulations with various Indian tribes, and for other purposes, for the fiscal year ending June 30, 1920"— considered, amended, read the third time, and passed—	30		

Number, title, and action	Page of Journal	Number, title, and action	Page of Journal
4415. A bill granting a pension to Bertha P. Allen— reported—(See bill H. R. 16461.)		4493. A bill granting a pension to Anna S. Winslow— reported—(See bill H. R. 16461.)	
4416. A bill granting an increase of pension to Charles W. Coleman— reported—(See bill H. R. 11601.)		4494. A bill granting an increase of pension to Hannah M. Casey— reported—(See bill H. R. 16461.)	
4417. A bill granting an increase of pension to Emily J. Davis— reported—(See bill H. R. 16461.)		4495. A bill for the relief of Gustave E. Boettcher— reported with an amendment (Rept. No. 1453)— considered, amended, read the third time, and passed—	162 249
4423. A bill granting an increase of pension to Jenny Riley— reported—(See bill H. R. 16461.)		4497. A bill granting an increase of pension to Fanny S. O'Brien— reported—(See bill H. R. 16461.)	
4427. A bill granting a pension to John Rose— reported—(See bill H. R. 11601.)		4502. A bill granting a pension to Arthur H. Murch— reported—(See bill H. R. 16461.)	
4433. A bill granting an increase of pension to Lois E. Dickey— reported—(See bill H. R. 16461.)		4503. A bill granting a pension to Ida Shaw— reported—(See bill H. R. 16461.)	
4434. A bill granting a pension to Minnie Weaver— reported—(See bill H. R. 16461.)		4504. A bill granting a pension to Olive Dooley— reported—(See bill H. R. 16461.)	
4444. A bill granting an increase of pension to Lucy Hathaway Lee— reported—(See bill H. R. 16461.)		4513. A bill granting a pension to Carl Enevoldsen— reported—(See bill H. R. 16389.)	
4445. A bill to amend the act entitled "An act to enable the trustees of Howard University to develop an athletic field and gymnasium project, and for other purposes," approved June 7, 1924— considered, read the third time, and passed— passed the House— examined and signed— presented— approved [public law No. 546]—	30 72 78 79 90	4520. A bill granting an increase of pension to Caroline M. Aldrich— reported—(See bill H. R. 16461.)	
4447. A bill granting a pension to Ella C. Haynes— reported—(See bill H. R. 16461.)		4526. A bill granting an increase of pension to Emma J. Lee— reported—(See bill H. R. 16461.)	
4451. A bill to authorize the payment of drainage assessments on absentee Shawnee Indian lands in Oklahoma, and for other purposes— considered, amended, read the third time, and passed—	248	4530. A bill amending sections 11 and 21 of the Federal highway act, approved November 9, 1921, amending paragraph 4, section 4, of the act entitled "An act making appropriations for the Post Office Department for the fiscal year ending June 30, 1923, and for other purposes," prescribing limitations on the payment of Federal funds in the construction of highways, and for other purposes— reported without amendment (Rept. No. 1392)— considered, amended, read the third time, and passed—	144 249
4458. A bill granting a pension to Margaret Jane Harless— reported—(See bill H. R. 16461.)		4532. A bill granting a pension to Sarah Wilson— reported—(See bill H. R. 16461.)	
4459. A bill granting an increase of pension to Jane Cutlip— reported—(See bill H. R. 16461.)		4533. A bill extending to lands released from withdrawal under the Carey Act the right of the State of Montana to secure indemnity for losses to its school grant in the Fort Belknap Reservation— considered, read the third time, and passed— passed the House— examined and signed— presented— approved [public law No. 562]—	30 92 95 95 101
4470. A bill authorizing and directing the Secretary of the Navy to turn over the gunboat U. S. S. Wolverine to the municipality of Erie, Pa.— considered, amended, read the third time, and passed; title amended—	30	4535. A bill authorizing the Secretary of the Treasury to amend the contract executed by the Treasury Department for the construction of the Edward Hines Junior Hospital at Broad View, Ill.— reference changed—	52
4473. A bill granting an increase of pension to Martha A. Cote— reported—(See bill H. R. 16461.)		4537. A bill to amend the [Harrison] Narcotic Act of Congress [of] approved December 17, 1914, as amended, and for other purposes— passed the House with amendments— Senate agrees to House amendments; title amended— examined and signed— presented— approved [public law No. 564]—	92 93 96 97 97
4474. A bill to amend an act entitled "An act to regulate the practice of pharmacy and the sale of poisons in the District of Columbia, and for other purposes," approved May 7, 1906, as amended— reported with amendments (Rept. No. 1347)— considered, amended, read the third time, and passed— passed the House— examined and signed— presented— approved [public law No. 791]—	114 152 263 269 276 279	4538. A bill granting a pension to Lula E. Winans— reported—(See bill H. R. 11601.)	
4477. A bill granting a pension to Mary E. W. Place— reported—(See bill H. R. 16461.)		4540. A bill to establish a national institute of health, to authorize increased appropriations for the Hygienic Laboratory, and to authorize the Government to accept donations for use in ascertaining the cause, prevention, and cure of disease affecting human beings— reference changed—	45
4480. A bill providing for the extension of the time limitations under which patents were issued in the case of persons who served in the armed forces of the United States during the World War— bill directed returned to House (see S. Res. 293)—	34	4550. A bill to provide a permanent government for the Virgin Islands of the United States, and for other purposes— read twice and referred—	12
4483. A bill granting a pension to Julius Rosch— reported—(See bill H. R. 11601.)		4551. A bill to amend section 309 of the World War adjusted compensation act— read twice and referred—	12
4486. A bill granting an increase of pension to Caroline Stover— reported—(See bill H. R. 16461.)		4552. A bill for the relief of C. L. Charlebois— read twice and referred—	12
4488. A bill granting an increase of pension to Mary McLeod Heusted— reported—(See bill H. R. 16461.)			
4489. A bill granting an increase of pension to Jennie McBride— reported—(See bill H. R. 16461.)			
4491. A bill for the relief of G. W. Rogers— reported without amendment (Rept. No. 1387)— considered, read the third time, and passed—	136 151		

Number, title, and action	Page of Journal	Number, title, and action	Page of Journal
4553. A bill granting the consent of Congress to the Chesapeake Bay Bridge Co. to construct a bridge across the Chesapeake Bay from a point in Baltimore County to a point in Kent County in the State of Maryland— read twice and referred— reported with an amendment (Rept. No. 1360)— considered, amended, read the third time, and passed— passed the House— examined and signed— presented— approved [public law No. 623]—	12 127 127 163 170 171 209	4570. A bill granting an increase of pension to Sarah B. Danforth— read twice and referred— reported—(See bill H. R. 16461.)—	12 12
4554. A bill to authorize the acquisition of square No. 575 and reservation No. 12 in the District of Columbia— read twice and referred—	12	4571. A bill granting an increase of pension to Josephine V. Kidder— read twice and referred— reported—(See bill H. R. 16461.)—	12 12
4555. A bill for the relief of Anna W. Rork— read twice and referred—	12	4572. A bill granting a pension to Gustavus A. Cutter— read twice and referred—	12 12
4556. A bill for the relief of Edward Durell— read twice and referred— reference changed—	12 52	4573. A bill granting an increase of pension to Della McDonald— read twice and referred— reported—(See bill H. R. 16461.)—	12 12
4557. A bill for the relief of Charles H. Niehaus, sculptor, for losses in connection with Francis Scott Key Memorial at Baltimore, Md.— read twice and referred— reported with an amendment (Rept. No. 1383)— considered— considered, amended, read the third time, and passed—	12 136 152 249	4574. A bill granting an increase of pension to Aurelia Thibodeau— read twice and referred— reported—(See bill H. R. 16461.)—	12 12
4558. A bill to provide a method for compensating persons who suffered property damage or personal injury due to the explosions at the naval ammunition depot, Lake Denmark, N. J., July 10, 1926— read twice and referred— reported with amendments (Rept. No. 1554)— considered, amended, read the third time, and passed— passed the House— examined and signed— presented— approved [private law No. 424]—	12 196 215 232 235 240 263	4575. A bill granting an increase of pension to Nellie S. Kelley— read twice and referred— reported—(See bill H. R. 16461.)—	12 12
4559. A bill granting an increase of pension to Augusta C. Harris— read twice and referred— reported—(See bill H. R. 16461.)—	12	4576. A bill granting an increase of pension to Joanna E. Critchett— read twice and referred— reported—(See bill H. R. 16461.)—	12 12
4560. A bill for the relief of Rosa B. Smolik— read twice and referred— reported adversely (Rept. No. 1282)— considered and postponed indefinitely—	12 99 99	4577. A bill granting a pension to Adelaide M. Stimson— read twice and referred—	12
4561. A bill to refund \$927 to the Architectural League of New York— read twice and referred—	12	4578. A bill granting an increase of pension to Phynellia A. French— read twice and referred— reported—(See bill H. R. 16461.)—	12 12
4562. A bill to renew and extend certain letters patent— read twice and referred—	12	4579. A bill granting a pension to Belle Colby— read twice and referred—	12 12
4563. A bill to amend the postal reclassification act of February 28, 1925, relating to the hours of work in the Railway Mail Service— read twice and referred—	12	4580. A bill granting a pension to Samuel Leggett— read twice and referred—	12 12
4564. A bill granting an increase of pension to Edna C. Sargent— read twice and referred— reported—(See bill H. R. 16461.)—	12 12	4581. A bill granting an increase of pension to Hattie M. Houghton— read twice and referred— reported—(See bill H. R. 16461.)—	12 12
4565. A bill granting an increase of pension to Lucy J. Comings— read twice and referred— reported—(See bill H. R. 16461.)—	12	4582. A bill granting an increase of pension to Nellie Sherer— read twice and referred— reported—(See bill H. R. 16461.)—	12 12
4566. A bill granting an increase of pension to Maria P. Barker— read twice and referred— reported—(See bill H. R. 16461.)—	12 12	4583. A bill granting an increase of pension to Sophronia Stevens— read twice and referred— reported—(See bill H. R. 16461.)—	12 12
4567. A bill granting an increase of pension to Mary F. Conway— read twice and referred—	12	4584. A bill granting an increase of pension to Harriet C. Comstock— read twice and referred— reported—(See bill H. R. 16461.)—	12 12
4568. A bill granting an increase of pension to Genevieve E. Haley— read twice and referred— reported—(See bill H. R. 16461.)—	12 12	4585. A bill granting a pension to Sarah J. Shedd— read twice and referred— reported—(See bill H. R. 16461.)—	12 12
4569. A bill granting a pension to Isabelle Piercy— read twice and referred—	12	4586. A bill granting a pension to Carrie W. Pervere— read twice and referred— reported—(See bill H. R. 16461.)—	12 12
		4587. A bill granting a special pension to officers and enlisted men who received the medal granted to those who participated in the battle of Manila Bay, May 1, 1898— read twice and referred—	12 12
		4588. A bill granting an increase of pension to Phillip Owen— read twice and referred—	12
		4589. A bill granting a pension to Lawrence Holford— read twice and referred— reported—(See bill H. R. 11601.)—	12 12
		4590. A bill granting a pension to Helen L. Weicht— read twice and referred—	12
		4591. A bill granting a pension to Aline Phillips— read twice and referred— reported—(See bill H. R. 16601.)—	12 12
		4592. A bill to authorize the President to appoint LeRoy K. Pemberton a first lieutenant, Officers' Reserve Corps, United States Army— read twice and referred—	12
		4593. A bill to correct the military record of James William Cole— read twice and referred—	12
		4594. A bill for the relief of Harry J. Dabel— read twice and referred—	12

Number, title, and action	Page of Journal	Number, title, and action	Page of Journal
4595. A bill for the relief of Honora A. Cogley— read twice and referred—	12	4616. A bill granting an increase of pension to Nancy J. Martin— read twice and referred— reported—(See bill H. R. 16461.)—	13 13
4596. A bill for the relief of Lena Noonan— read twice and referred—	12	4617. A bill authorizing the appointment of Robert C. Kirkwood as a medical officer, United States Army— read twice and referred— reported adversely— considered and postponed indefinitely—	13 144 144
4597. A bill to prevent double prosecution for same offense— read twice and referred—	12	4618. A bill granting an increase of pension to Ruth C. Avery— read twice and referred— reported—(See bill H. R. 16461.)—	13 13
4598. A bill to regulate the voting of aliens who become American citizens— read twice and referred—	12	4619. A bill granting an increase of pension to Mary L. Bailey— read twice and referred— reported—(See bill H. R. 16461.)—	13 13
4599. A bill granting an increase of pension to Mary J. Clugston— read twice and referred— reported—(See bill H. R. 16461.)—	12 12	4620. A bill granting an increase of pension to Augusta A. Kingsbury— read twice and referred— reported—(See bill H. R. 16461.)—	13 13
4600. A bill to authorize professors of military science and tactics to accept the presidencies of State universities— read twice and referred—	12	4621. A bill granting a pension to Ella M. Pitts— read twice and referred— reported—(See bill H. R. 16389.)—	13 13
4601. A bill to repeal section 15a of the interstate commerce act, as amended— read twice and referred—	12	4622. A bill [to authorize Capts. Walter S. Crosley and Paul P. Blackburn, United States Navy, to accept certain medals from the Republic of China] to authorize certain officers of the United States Navy and civilian employees of the Navy Department to accept certain medals tendered them by the Republic of China, and to authorize Capt. Walter S. Crosley, United States Navy, to accept a medal of honor and merit and a diploma tendered him by the Republic of Haiti— read twice and referred— reference changed— reported with amendments (Rept. No. 1225)— considered, amended, read the third time, and passed; title amended— passed the House— examined and signed— presented— approved [private law No. 428]—	13 141 249 13 28 67 133 218 235 240 263
4602. A bill to amend the act entitled "An act to provide that the United States shall aid the States in the construction of rural post roads, and for other purposes," approved July 11, 1916, as amended and supplemented, and for other purposes— read twice and referred— reported without amendment (Rept. No. 1393)— considered, read the third time, and passed—	12 141 249	4623. A bill granting an increase of pension to John L. Thorpe— read twice and referred—	13
4603. A bill for the investigation of feasible water-storage sites within the basin of the upper Truckee River, Nev., and for other purposes— read twice and referred—	12	4624. A bill granting an increase of pension to Lucy A. Tennery— read twice and referred— reported—(See bill H. R. 16389.)—	13 13
4604. A bill for the investigation of feasible water-storage sites within the basin of the upper Carson River, Nev., and for other purposes— read twice and referred—	12	4625. A bill granting a pension to Martie C. Rogers— read twice and referred— reported—(See bill H. R. 16461.)—	13 13
4605. A bill to cede unreserved public lands to the several States— read twice and referred— reference changed—	12 33	4626. A bill for the relief of Warren Construction Co.— read twice and referred—	13
4606. A bill for the relief of the Macon, Dublin & Savannah Railroad Co.— read twice and referred—	12	4627. A bill to provide for the protection and development of the Umatilla Rapids in the Columbia River— read twice and referred—	13 13
4607. A bill for the relief of the Macon, Dublin & Savannah Railroad Co.— read twice and referred—	12	4628. A bill granting an increase of pension to Lilah Ruth Figgins— read twice and referred—	13 13
4608. A bill authorizing transfer of sewer to the city of Atlanta— read twice and referred—	12	4629. A bill granting an increase of pension to Ella Taylor— read twice and referred— reported—(See bill H. R. 16461.)—	13 13
4609. A bill to create a national memorial military park at and in the vicinity of Kennesaw Mountain in the State of Georgia, and for other purposes— read twice and referred—	12	4630. A bill granting a pension to Arthur N. Hamilton— read twice and referred—	13
4610. A bill granting the consent of Congress to the Maysville Bridge Co., its successors and assigns, to construct, maintain, and operate a bridge across the Ohio River— read twice and referred—	12	4631. A bill for the relief of Claude T. Winslow— read twice and referred— reported without amendment (Rept. No. 1466)— considered, read the third time, and passed— passed the House— examined and signed— presented— approved [private law No. 444]—	13 13 165 249 265 269 276 279
4611. A bill authorizing certain Indian tribes and bands, or any of them, residing in the State of Washington, to present their claims to the Court of Claims— read twice and referred— reported without amendment (Rept. No. 1382)— considered, read the third time, and passed—	12 136 151		
4612. A bill readjusting the cost of furnishing water to lands of the Yakima Indian Reservation, Wash., and for other purposes— read twice and referred—	13		
4613. A bill granting a pension to Catherine Posey— read twice and referred— reported—(See bill H. R. 16461.)—	13 13		
4614. A bill for the relief of William J. Bailey, alias William Baker— read twice and referred—	13		
4615. A bill to provide for the redemption of circulating national-bank notes, Federal reserve bank notes, and Federal reserve notes worn, defaced, mutilated, or otherwise unfit for circulation— read twice and referred—	13		

Number, title, and action	Page of Journal	Number, title, and action	Page of Journal
4632. A bill to provide for the preservation, completion, maintenance, operation, and use of the United States Muscle Shoals project for war, navigation, fertilizer manufacture, electric power production, and other purposes, and in connection therewith the incorporation of the Farmers Federated Fertilizer Corporation and the lease to it of the said project— read twice and referred—	13	4652. A bill granting an increase of pension to Candace Rinehart— read twice and referred— reported—(See bill H. R. 16461.)	13
4633. A bill granting an increase of pension to Mae H. Cheney— read twice and referred— reported—(See bill H. R. 16461.)	13	4653. A bill granting an increase of pension to Minerva E. Stearns— read twice and referred— reported—(See bill H. R. 16461.)	13
4634. A bill granting an increase of pension to Amelia Bessett— read twice and referred— reported—(See bill H. R. 16461.)	13	4654. A bill granting an increase of pension to Prudence M. Towner— read twice and referred— reported—(See bill H. R. 16461.)	13
4635. A bill granting an increase of pension to Verona R. Weed— read twice and referred— reported—(See bill H. R. 16461.)	13	4655. A bill granting a pension to Mary A. Blakesley— read twice and referred—	13
4636. A bill granting an increase of pension to Bridget Jackson— read twice and referred— reported—(See bill H. R. 16461.)	13	4656. A bill granting an increase of pension to Helen J. Ellis— read twice and referred— reported—(See bill H. R. 16461.)	13
4637. A bill granting an increase of pension to Emma S. Fisher— read twice and referred— reported—(See bill H. R. 16461.)	13	4657. A bill granting an increase of pension to Sarah Haver— read twice and referred— reported—(See bill H. R. 16461.)	13
4638. A bill granting an increase of pension to Mary Reed— read twice and referred— reported—(See bill H. R. 16461.)	13	4658. A bill for the relief of Larry M. Temple— read twice and referred—	13
4639. A bill granting an increase of pension to Helen Mehitable Sawyer— read twice and referred— reported—(See bill H. R. 16461.)	13	4659. A bill granting an increase of pension to Bridget E. Morgan— read twice and referred— reported—(See bill H. R. 16461.)	13
4640. A bill granting an increase of pension to Ursula Chase— read twice and referred— reported—(See bill H. R. 16461.)	13	4660. A bill for the relief of Robert Berry— read twice and referred—	13
4641. A bill granting an increase of pension to Martha A. Carpenter— read twice and referred— reported—(See bill H. R. 16461.)	13	4661. A bill to authorize the President to appoint Glen Van Alstyne Paxton a first lieutenant of Infantry in the Regular Army of the United States— read twice and referred—	13
4642. A bill granting an increase of pension to Mary Mussey— read twice and referred— reported—(See bill H. R. 16461.)	13	4662. A bill to authorize members of the Civil Service Commission and its duly authorized representatives to administer oaths of office to prospective officers and employees in the civil service— read twice and referred—	13
4643. A bill granting an increase of pension to Josephine C. Pairadee— read twice and referred— reported—(See bill H. R. 16461.)	13	4663. A bill authorizing the Secretary of the Treasury to acquire certain lands within the District of Columbia to be used as sites for public buildings— read twice and referred—	24
4644. A bill granting a pension to Hattie L. Clark— read twice and referred—	13	read twice and referred— reported without amendment— considered, read the third time, and passed— passed the House with amendments— bill ordered printed with House amendments numbered— considered— cloture motion presented— considered— cloture motion considered and not agreed to— considered—	24 33 39 154 176 179, 187, 221 232 241 246 267
4645. A bill granting an increase of pension to Annie M. Walbridge— read twice and referred— reported—(See bill H. R. 16461.)	13	4664. A bill granting a pension to A. M. Nestor— read twice and referred— reported—(See bill H. R. 16461.)	24
4646. A bill granting an increase of pension to Della S. Bullard— read twice and referred— reported—(See bill H. R. 16461.)	13	4665. A bill to provide for the payment of war-risk insurance to Nancy J. Underwood, the beneficiary designated in the war-risk insurance policy of Shirley S. Underwood— read twice and referred—	24
4647. A bill granting an increase of pension to Hattie E. Dana— read twice and referred— reported—(See bill H. R. 16461.)	13	4666. A bill granting a pension to Laura Barker— read twice and referred— reported—(See bill H. R. 16389.)	24
4648. A bill granting an increase of pension to Adella A. De Forge— read twice and referred— reported—(See bill H. R. 16461.)	13	4667. A bill granting an increase of pension to Sarah J. Sparr— read twice and referred— reported—(See bill H. R. 16461.)	24
4649. A bill granting an increase of pension to Sadie A. Yarrington— read twice and referred— reported—(See bill H. R. 16461.)	13	4668. A bill granting a pension to Jose Padilla— read twice and referred—	24
4650. A bill granting a pension to Julia Rowe— read twice and referred— reported—(See bill H. R. 16461.)	13	4669. A bill for the relief of the Kentucky-Wyoming Oil Co. (Inc.)— read twice and referred— reported without amendment (Rept. No. 1355)— considered, read the third time, and passed— passed the House— examined and signed— presented— approved [private law No. 382]—	24 118 150 184 188 189 214
4651. A bill relating to the office of Public Buildings and Public Parks of the National Capital— read twice and referred— reported without amendment (Rept. No. 1631)— considered, read the third time, and passed—	13 236 258		

Number, title, and action	Page of Journal	Number, title, and action	Page of Journal
4670. A bill to amend sections 4, 10, 13, 14, 15, and 16 of the immigration act of 1924, and to provide for the forfeiture of vessels, vehicles, or other conveyances engaged in violating the laws pertaining to the admission of aliens, and for other purposes— read twice and referred—	24	4689. A bill to amend the act of June 25, 1910 (36 Stat. p. 851), as amended by the act of July 1, 1918 (40 Stat. p. 705), to promote economy in Government expenditures in the settlement and other disposition of certain patent claims against the United States— read twice and referred—	25
4671. A bill granting an increase of pension to Annette A. McCormick— read twice and referred— reported—(See bill H. R. 16461.)	24	4690. A bill for the relief of the owners of the steamship Exmoor— read twice and referred—	25
4672. A bill granting an increase of pension to Amanda Reber— read twice and referred— reported—(See bill H. R. 16461.)	24	4691. A bill to further amend section 90 of the national defense act of June 3, 1916, as amended, so as to authorize employment of additional civilian caretakers for National Guard organizations, under certain circumstances in lieu of enlisted caretakers heretofore authorized— read twice and referred— reported without amendment (Rept. No. 1226)— considered, read the third time, and passed—	25 70 132
4673. A bill granting an increase of pension to Catharine Sponsler— read twice and referred— reported—(See bill H. R. 16461.)	24	4692. A bill to amend the act approved June 1, 1926 (Public, No. 318, Sixty-ninth Congress), authorizing the Secretary of War to exchange deteriorated and unserviceable ammunition and components, and for other purposes— read twice and referred— reported without amendment (Rept. No. 1192)— considered, read the third time, and passed—	25 28 132
4674. A bill to amend sections 2325 and 2326 of the Revised Statutes prescribing the method of obtaining patent to mining claims— read twice and referred—	24	4693. A bill for the relief of sufferers from floods in the vicinity of Fabens and El Paso, Tex., in September, 1925— read twice and referred— reported without amendment (Rept. No. 1193)— considered and postponed indefinitely— (See bill H. R. 15127.)	24 25 28 135
4675. A bill to provide for the construction of a post road and military highway from a point on or near the Atlantic coast to a point on or near the Pacific coast, and for other purposes— read twice and referred—	24	4694. A bill to amend section 47-d, national defense act— read twice and referred— reported without amendment (Rept. No. 1200)— considered, read the third time, and passed—	24 25 45 132
4676. A bill for the relief of William R. Boyce & Son on account of storage charges— read twice and referred—	24	4695. A bill granting an increase of pension to Helen M. Campbell— read twice and referred— reported—(See bill H. R. 16461.)	24 25
4677. A bill granting a pension to Clarence E. Carpenter— read twice and referred— reported—(See bill H. R. 11601.)	24	4696. A bill granting an increase of pension to Drusilla M. Chase— read twice and referred— reported—(See bill H. R. 16461.)	24 25
4678. A bill authorizing an appropriation to enable the Secretary of the Interior to purchase a tract of land, with sufficient water right attached, for the use and occupancy of the Temoak Band of homeless Indians, located at Ruby Valley, Nev.— read twice and referred—	24	4697. A bill granting an increase of pension to Mary M. De Pew— read twice and referred— reported—(See bill H. R. 16461.)	24 25
4679. A bill granting an increase of pension to Frances Grant Stoddard— read twice and referred— reported—(See bill H. R. 16461.)	24	4698. A bill granting an increase of pension to James S. Pendergast— read twice and referred—	24 25
4680. A bill granting a pension to Mary Elizabeth Crowe— read twice and referred—	24	4699. A bill granting a pension to Wealthy F. Wagg— read twice and referred— reported—(See bill H. R. 16461.)	24 25
4681. A bill to authorize and direct the Secretary of War to receive evidence with respect to a charge of desertion affecting certain soldiers who served in the Confederate Army— read twice and referred—	25	4700. A bill granting a pension to Oliver C. Sell— read twice and referred— reported—(See bill H. R. 11601.)	25 25
4682. A bill granting permission to Lieut. Col. Harry N. Coates, United States Army, to accept certain decorations tendered him— read twice and referred— reported without amendment— considered, read the third time, and passed—	25 152 153	4701. A bill granting an increase of pension to Mary Viola Grubbs— read twice and referred— reported—(See bill H. R. 16461.)	25 25
4683. A bill granting permission to Commander Jules James, United States Navy, to accept the decoration of the Legion of Honor tendered him by the Republic of France— read twice and referred— reported without amendment— considered, read the third time, and passed—	25 153 153	4702. A bill [granting the consent of Congress to the Kanawha Falls Bridge Co. (Inc.) to construct a bridge] to extend the time for the construction of a bridge across the Kanawha River at Kanawha Falls, Fayette County, W. Va.— read twice and referred— reported with amendments (Rept. No. 1216)— considered, amended, read the third time, and passed; title amended— passed the House— examined and signed— presented— approved [public law No. 554]—	25 28 65 65 87 89 90 101
4684. A bill for the relief of William J. Cocke— read twice and referred—	25	4703. A bill to amend section 176 of the Judicial Code— read twice and referred—	25 28
4685. A bill granting a pension to McKinley Cook— read twice and referred— reported—(See bill H. R. 11601.)	25	4704. A bill granting an increase of pension to Milton M. Lile— read twice and referred—	25 28
4686. A bill granting a pension to Susan Hines Parker— read twice and referred— reported—(See bill H. R. 16461.)	25		
4687. A bill for the relief of Paul D. Carlisle— read twice and referred— reported without amendment (Rept. No. 1445)— considered, read the third time, and passed—	25 162 249		
4688. A bill to amend the immigration act of 1924— read twice and referred—	25		

Number, title, and action	Page of Journal	Number, title, and action	Page of Journal
4705. A bill granting an increase of pension to James N. Slater— read twice and referred.....	28	4727. A bill to provide for the widening of Nichols Avenue between Good Hope Road and S Street SE. in the District of Columbia— read twice and referred.....	31
4706. A bill granting an increase of pension to Ellen Gilmore— read twice and referred.....	28	reported without amendment (Rept. No. 1252).....	88
reported—(See bill H. R. 16461.).....		considered, read the third time, and passed.....	133
4707. A bill to permit detailing of employees of the Indian field service to the Washington office— read twice and referred.....	28	passed the House with amendments.....	154
4708. A bill to authorize reimposition and extension of the trust period on lands held for the use and benefit of the Capitan Grande Band of Indians in California— read twice and referred.....	28	considered.....	160
4709. A bill for the relief of John W. Stockett— read twice and referred.....	28	Senate agrees to House amendments.....	163
4710. A bill to create a waterways and water resources commission— read twice and referred.....	28	examined and signed.....	170
4711. A bill to change the time of holding court at Jackson and at Memphis, Tenn.— read twice and referred.....	29	presented.....	171
reported without amendment.....	76	approved [public law No. 608].....	175
considered, read the third time, and passed.....	133	4728. A bill granting an increase of pension to Elizabeth Teague— read twice and referred.....	31
4712. A bill granting the consent of Congress to Meridian & Bigbee River Railway Co. to construct, maintain, and operate a railroad bridge across the Tombigbee River at or near Naheola, Ala.— read twice and referred.....	29	reported—(See bill H. R. 16461.).....	
reported without amendment (Rept. No. 1214).....	62	4729. A bill for the relief of Peter S. Kelly— read twice and referred.....	31
considered, read the third time, and passed.....	62	reported without amendment (Rept. No. 1425).....	153
4713. A bill extending the limit of time within which Parramore Post No. 57, American Legion, may construct its memorial building— read twice and referred.....	29	considered, read the third time, and passed.....	249
4714. A bill granting a pension to Alexander Lewis— read twice and referred.....	29	4730. A bill to provide compensation for seamen injured and the dependents of seamen killed in the course of employment, to create a Federal seamen's insurance fund, and establishing vocational training, and for other purposes, leaving the seamen the right of section 33 of the merchant marine act of June 5, 1920— read twice and referred.....	33
reported—(See bill H. R. 16389.).....		4731. A bill for the promotion and retirement of William H. Santelmann, leader of the United States Marine Band— read twice and referred.....	33
4715. A bill granting an increase of pension to Elizabeth E. Martin— read twice and referred.....	29	reported without amendment (Rept. No. 1542).....	194
4716. A bill for the relief of Michael Kelly— read twice and referred.....	29	considered and postponed indefinitely.....	259
4717. A bill for the relief of Charles L. Chaffee— read twice and referred.....	29	(See bill H. R. 14178.).....	
4718. A bill for the relief of Florence Sullivan— read twice and referred.....	29	4732. A bill granting an increase of pension to Annie C. Davis— read twice and referred.....	33
reported adversely and postponed indefinitely.....	191	reported—(See bill H. R. 16461.).....	
4719. A bill for the relief of Thomas Johnsen— read twice and referred.....	29	4733. A bill granting an increase of pension to Hattie A. Cleaves— read twice and referred.....	33
reported without amendment (Rept. No. 1308).....	103	reported—(See bill H. R. 16461.).....	
considered, read the third time, and passed.....	150	4734. A bill granting a pension to Mary A. Cantillion— read twice and referred.....	33
4720. A bill to relinquish to its equitable owners the title of the United States to the land in the claims of A. Moro and of Anthony Campbell in Jackson County, Miss.— read twice and referred.....	29	reported—(See bill H. R. 11601.).....	
reported without amendment (Rept. No. 1523).....	191	4735. A bill granting an increase of pension to Nellie J. Tracy— read twice and referred.....	33
considered and postponed indefinitely (see bill H. R. 14881).....	252	reported—(See bill H. R. 16461.).....	
4721. A bill to provide a parole commission for the District of Columbia, and for other purposes— read twice and referred.....	31	4736. A bill granting an increase of pension to Evaline E. Cross— read twice and referred.....	33
4722. A bill granting a pension to Lawrence J. Waterhouse— read twice and referred.....	31	reported—(See bill H. R. 16461.).....	
reported—(See bill H. R. 11601.).....		4737. A bill granting an increase of pension to Julia Ducharme Spenard— read twice and referred.....	33
4723. A bill granting an increase of pension to Eleanor Stephens— read twice and referred.....	31	reported—(See bill H. R. 16461.).....	
reported—(See bill H. R. 16461.).....		4738. A bill granting an increase of pension to Charles J. Taber— read twice and referred.....	33
4724. A bill granting an increase of pension to Louise M. Schmidt— read twice and referred.....	31	4739. A bill for the relief of Harry C. Ford— read twice and referred.....	33
reported—(See bill H. R. 16461.).....		reported without amendment (Rept. No. 1447).....	162
4725. A bill granting an increase of pension to Lavina R. Patterson— read twice and referred.....	31	considered, read the third time, and passed.....	249
reported—(See bill H. R. 16461.).....		4740. A bill [to authorize] granting the consent of Congress to the St. Louis-San Francisco Railway Co. to construct, maintain, and operate a railroad bridge across the Warrior River [near Demopolis, Ala.]— read twice and referred.....	33
4726. A bill granting a pension to Katherine Hayes— read twice and referred.....	31	reported with amendments (Rept. No. 1239).....	82
reported—(See bill H. R. 16461.).....		considered, amended, read the third time, and passed; title amended.....	82
		passed the House.....	87
		examined and signed.....	89
		presented.....	90
		approved [public law No. 555].....	101
		4741. A bill providing for the promotion of Lieut. Commander Richard E. Byrd, United States Navy, retired, and awarding to him a congressional medal of honor— read twice and referred.....	33
		reported without amendment.....	42
		considered, read the third time, and passed.....	42

Number, title, and action	Page of Journal	Number, title, and action	Page of Journal
4741—Continued. passed the House.....	51	4756. A bill for the relief of Capt. Ellis E. Haring and Edward F. Batchelor— read twice and referred.....	34
examined and signed.....	55	reported without amendment (Rept. No. 1325).....	109
presented.....	56	considered, read the third time, and passed.....	150
approved [public law No. 538].....	63	passed the House.....	184
4742. A bill providing for the promotion of Floyd Bennett, aviation pilot, United States Navy, and awarding to him a congressional medal of honor— read twice and referred.....	33	examined and signed.....	188
reported without amendment.....	42	presented.....	189
considered, read the third time, and passed.....	42	approved [private law No. 375].....	209
passed the House.....	51	4757. A bill granting an increase of pension to Maria Brim— read twice and referred.....	34
examined and signed.....	55	reported—(See bill H. R. 16461.).....	
presented.....	56	4758. A bill granting an increase of pension to Jane Broughton— read twice and referred.....	34
approved [public law No. 539].....	63	4759. A bill granting an increase of pension to Mary E. Bennett— read twice and referred.....	34
4743. A bill making eligible for retirement under the same conditions as now provided for officers of the Regular Army Maj. Homer Watkins, an officer of the United States Army during the World War, who incurred physical disability in line of duty— read twice and referred.....	33	reported—(See bill H. R. 16461.).....	
4744. A bill granting an increase of pension to Deborah A. Noyes— read twice and referred.....	33	4760. A bill granting a pension to John L. Delaney— read twice and referred.....	34
reported—(See bill H. R. 16461.).....		reported—(See bill H. R. 11601.).....	
4745. A bill granting an increase of pension to Laura B. Reddick— read twice and referred.....	33	4761. A bill granting an increase of pension to Isabelle Dickerson— read twice and referred.....	34
reported—(See bill H. R. 16461.).....		reported—(See bill H. R. 16461.).....	
4746. A bill authorizing the Secretary of Agriculture to collect and publish statistics of the grade and staple length of cotton— read twice and referred.....	34	4762. A bill granting an increase of pension to Sarah E. Daniels— read twice and referred.....	34
reported with amendments (Rept. No. 1323).....	106	reported—(See bill H. R. 16461.).....	
considered, amended, read the third time, and passed.....	133	4763. A bill granting an increase of pension to Asenath Elliott— read twice and referred.....	34
passed the House with an amendment.....	250	reported—(See bill H. R. 16461.).....	
Senate agrees to House amendment.....	252	4764. A bill granting a pension to John F. Furrow— read twice and referred.....	34
examined and signed.....	261	reported—(See bill H. R. 11601.).....	
presented.....	275	4765. A bill granting a pension to Lou Etta Hobbie— read twice and referred.....	34
approved [public law No. 740].....	277	reported—(See bill H. R. 16461.).....	
4747. A bill for the relief of Kenneth B. Turner— read twice and referred.....	34	4766. A bill granting an increase of pension to James Hunt— read twice and referred.....	34
4748. A bill to authorize the President to appoint F. R. Weeks a major of Engineers in the Regular Army of the United States— read twice and referred.....	34	4767. A bill granting an increase of pension to Emily J. Kirkpatrick— read twice and referred.....	34
4749. A bill for the relief of Mary M. Jones— read twice and referred.....	34	reported—(See bill H. R. 16461.).....	
4750. A bill granting an increase of pension to Anna V. Stickney— read twice and referred.....	34	4768. A bill granting a pension to Lloyd Kirkman— read twice and referred.....	34
reported—(See bill H. R. 16461.).....		reported—(See bill H. R. 11601.).....	
4751. A bill granting pensions and increase of pensions to certain soldiers, sailors, and marines of the Civil War, and to certain widows of such soldiers, sailors, and marines, and for other purposes— read twice and referred.....	34	4769. A bill granting an increase of pension to Mary A. Lukenbill— read twice and referred.....	34
4752. A bill to amend section 3702 of the Revised Statutes— read twice and referred.....	34	reported—(See bill H. R. 16461.).....	
4753. A bill to provide relief for certain natives of Borongan, Samar, P. I., for rental of houses occupied by the United States Army during the years 1900 to 1903— read twice and referred.....	34	4770. A bill granting an increase of pension to George W. Lear— read twice and referred.....	34
4754. A bill to allow credits in the accounts of Harry Caden, special fiscal agent, Bureau of Reclamation, Department of the Interior— read twice and referred.....	34	4771. A bill granting an increase of pension to Sidonia Lantitz— read twice and referred.....	34
reported without amendment (Rept. No. 1544).....	194	reported—(See bill H. R. 16461.).....	
considered, read the third time, and passed.....	258	4772. A bill granting an increase of pension to Robert T. McKeen— read twice and referred.....	34
passed the House.....	265	4773. A bill granting an increase of pension to Mary J. Neely— read twice and referred.....	34
examined and signed.....	270	reported—(See bill H. R. 16461.).....	
presented.....	276	4774. A bill granting a pension to Emma C. Seawell— read twice and referred.....	34
approved [private law No. 445].....	279	reported—(See bill H. R. 16461.).....	
4755. A bill for reimbursement of employees of the United States Veterans' Bureau who were formerly commissioned personnel of the United States Public Health Service, for all travel performed subsequent to June 7, 1924, under orders of the Secretary of the Treasury issued prior to that date— read twice and referred.....	34	4775. A bill granting an increase of pension to Maggie Sellers— read twice and referred.....	34
		reported—(See bill H. R. 16461.).....	
		4776. A bill granting an increase of pension to Minerva E. Stearns— read twice and referred.....	34
		4777. A bill granting an increase of pension to Ellen Temperance Smith— read twice and referred.....	34
		4778. A bill granting an increase of pension to Albert Steinhauser— read twice and referred.....	34
		reported—(See bill H. R. 11601.).....	

Number, title, and action	Page of Journal	Number, title, and action	Page of Journal
4779. A bill granting an increase of pension to Mathew Galvin— read twice and referred.....	34	4802. A bill granting an increase of pension to Ellen A. Carpenter— read twice and referred.....	36
4780. A bill for the relief of Agfa Raw Film Corporation— read twice and referred.....	34	4803. A bill to further regulate certain public-service corporations operating within the District of Columbia, and for other purposes— read twice and referred.....	36
4781. A bill to amend section 9 of the act entitled "An act to readjust the pay and allowances of the commissioned and enlisted personnel of the Army, Navy, Marine Corps, Coast Guard, Coast and Geodetic Survey, and Public Health Service," approved June 10, 1922— read twice and referred.....	34	4804. A bill granting an increase of pension to Jennie Shively— read twice and referred.....	36
4782. A bill to remove a cloud on title— read twice and referred.....	34	4805. A bill granting an increase of pension to Anna J. Shepherd— read twice and referred.....	36
reported without amendment (Rept. No. 1526) considered, read the third time, and passed.....	191 195 279	4806. A bill granting a pension to Martha E. Crites— read twice and referred.....	36
4783. A bill granting a pension to Clara W. Stearns— read twice and referred.....	34	4807. A bill granting an increase of pension to Annie McCoy— read twice and referred.....	36
4784. A bill granting a pension to Baptista Pourrier— read twice and referred.....	34	4808. A bill to establish a Federal farm board to aid in the orderly marketing and in the control and disposition of the surplus of agricultural commodities— read twice and referred.....	36
4785. A bill granting an increase of pension to Francis M. Zeibach— read twice and referred.....	34	reported without amendment (Rept. No. 1304) considered.....	103
4786. A bill granting a pension to George Cuts-Half— read twice and referred.....	34	133, 142, 143, 146, 150, 156 agreement to vote.....	156
4787. A bill granting an increase of pension to Elizabeth A. Palmer— read twice and referred.....	34	considered.....	160, 163, 164, 165
4788. A bill granting a pension to E. Jane De Garmo— read twice and referred.....	34	considered, amended, read the third time, and passed.....	169
4789. A bill granting a pension to M. M. Cummings— read twice and referred.....	34	passed the House.....	187
4790. A bill granting a pension to Carl B. McQueen— read twice and referred.....	34	examined and signed.....	190
4791. A bill granting a pension to Philip F. Wells— read twice and referred.....	34	presented.....	192
4792. A bill granting an increase of pension to Martha H. Hall— read twice and referred.....	34	returned without approval.....	221
4793. A bill granting an increase of pension to Sarah C. Hixson— read twice and referred.....	34	bill reconsidered.....	228
4794. A bill granting a pension to Louisa A. Scoville— read twice and referred.....	34	bill and veto message ordered printed.....	232
4795. A bill for the relief of B. F. Cowley— read twice and referred.....	34	motion to reconsider considered.....	278, 286
reported without amendment (Rept. No. 1458) considered, read the third time, and passed.....	164 249	4809. A bill granting a pension to Addie Foster Scriggins— read twice and referred.....	36
passed the House.....	260	4810. A bill granting an increase of pension to Honora Sullivan— read twice and referred.....	36
examined and signed.....	270	4811. A bill to protect trade-marks used in commerce, to authorize the registration of such trade-marks, and for other purposes— read twice and referred.....	36
presented.....	276	4812. A bill amending the statutes of the United States as to procedure in the Patent Office and in the courts with regard to the granting of letters patent for inventions and with regard to interfering patents— read twice and referred.....	36
approved [private law No. 446].....	279	reported with amendments (Rept. No. 1576).....	208
4796. A bill to amend section 1 of the act entitled "An act in relation to the execution of declarations and other papers in pension claims," approved July 26, 1892— read twice and referred.....	34	4813. A bill amending the statutes of the United States as to procedure in the Patent Office and in the courts with regard to the granting of letters patent for inventions and with regard to interfering patents— read twice and referred.....	36
4797. A bill granting an increase of pension to Henrietta A. Rumsey— read twice and referred.....	34	reported with amendments (Rept. No. 1313) considered, amended, read the third time, and passed.....	135
4798. A bill for the organization and regulation of cooperative, nonprofit-sharing life benefit associations in the District of Columbia— read twice and referred.....	36	passed the House.....	202
4799. A bill granting a pension to Jean Ward— read twice and referred.....	36	examined and signed.....	208
4800. A bill granting a pension to Eva L. Morgan— read twice and referred.....	36	presented.....	212
4801. A bill granting an increase of pension to Idella N. Seeley— read twice and referred.....	36	approved [public law No. 690].....	269
reported—(See bill H. R. 16461.).....		4814. A bill granting the consent of Congress to the Minneapolis, Northfield & Southern Railway to construct, maintain, and operate a railroad bridge across the Minnesota River— read twice and referred.....	36
		reported without amendment (Rept. No. 1217) considered, read the third time, and passed.....	65 77
		passed the House.....	87
		examined and signed.....	89
		presented.....	90
		approved [public law No. 556].....	101
		4815. A bill authorizing the sale of the new subtreasury building and site in San Francisco, Calif.— read twice and referred.....	36
		4816. A bill granting an increase of pension to Louis De Witt— read twice and referred.....	36
		reported—(See bill H. R. 11601.).....	
		4817. A bill granting an increase of pension to Honore Marois— read twice and referred.....	36
		reported—(See bill H. R. 11601.).....	
		4818. A bill granting an increase of pension to Caroline Hutchison— read twice and referred.....	36
		reported—(See bill H. R. 16461.).....	
		4819. A bill granting a pension to Eulalia J. Adams Harvey— read twice and referred.....	36
		4820. A bill authorizing certain officers and enlisted men of the United States Navy to accept foreign decorations— read twice and referred.....	36
		reported without amendment (Rept. No. 1224) considered, read the third time, and passed.....	67 132
		4821. A bill to provide for the closing of barber shops in the District of Columbia on Sunday— read twice and referred.....	36
		4822. A bill granting an increase of pension to Anna Martin— read twice and referred.....	38
		reported—(See bill H. R. 16461.).....	
		4823. A bill to provide for retired officers who served in the Army, Navy, or Marine Corps during the Spanish-American War— read twice and referred.....	38
		4824. A bill for the relief of Fannie M. Hollingsworth— read twice and referred.....	38
		4825. A bill authorizing the payment of certain sums to Roosevelt County, Mont.— read twice and referred.....	38
		reported without amendment.....	236
		considered, read the third time, and passed.....	259
		4826. A bill to amend the Federal farm loan act, as amended— read twice and referred.....	38
		4827. A bill granting an increase of pension to Margaret Kammerling— read twice and referred.....	38
		reported—(See bill H. R. 16461.).....	
		4828. A bill granting a pension to Catherine E. Pearson— read twice and referred.....	38
		reported—(See bill H. R. 16461.).....	
		4829. A bill for the relief of the Wilson Chemical Co.— read twice and referred.....	38
		4830. A bill for the relief of M. Zingarelli and wife, Mary Alice Zingarelli— read twice and referred.....	38
		reported with an amendment (Rept. No. 1600) considered, amended, read the third time, and passed.....	213 259
		4831. A bill granting the consent of Congress to the highway department of Davidson County, of the State of Tennessee, to construct a bridge across Cumberland River at a point near Andersons Bluff, connecting Old Hickory or Jacksonville, Tenn., by way of the Gallatin Pike, with Nashville, in Davidson County, Tenn.— read twice and referred.....	38
		reported with an amendment (Rept. No. 1215) considered, amended, read the third time, and passed.....	65 87
		passed the House.....	89
		examined and signed.....	90
		presented.....	101
		approved [public law No. 557].....	
		4832. A bill granting a license to Albert H. Parham to practice osteopathy in the District of Columbia— read twice and referred.....	38
		4833. A bill granting an increase of pension to Sarah J. Glenn— read twice and referred.....	38
		4834. A bill for the relief of Frederick N. Carr— read twice and referred.....	38
		4835. A bill to provide for the appointment of one additional district judge for the eastern and western districts of South Carolina— read twice and referred.....	38

Number, title, and action	Page of Journal	Number, title, and action	Page of Journal
4836. A bill for the relief of the Virginia Engineering Co. (Inc.)— read twice and referred.....	38	4837. A bill granting pensions and increase of pensions to certain widows of soldiers, sailors, and marines of the Civil War— read twice and referred.....	38
4838. A bill granting an increase of pension to Elizabeth Perry— read twice and referred.....	38	4839. A bill granting an increase of pension to Avis F. Norton— read twice and referred.....	38
4839. A bill granting an increase of pension to Avis F. Norton— read twice and referred.....	38	4840. A bill to provide for the appointment of an additional judge of the District Court of the United States for the Northern District of New York— read twice and referred.....	38
4840. A bill to provide for the appointment of an additional judge of the District Court of the United States for the Northern District of New York— read twice and referred.....	38	reported without amendment (Rept. No. 1557) considered, read the third time, and passed.....	198 258
4841. A bill for the relief of Samuel J. Leaphart— read twice and referred.....	40	passed the House.....	263
reported without amendment (Rept. No. 1340) considered, read the third time, and passed.....	111 150	examined and signed.....	270
4842. A bill to amend the interstate commerce act, being "An act to regulate commerce," as amended July 29, 1906; April 13, 1908; June 13, 1910; February 17, 1917; March 2, 1917; May 29, 1917; August 10, 1917; and February 28, 1920, by providing a more adequate system of regulation for the railroads of the United States through an extension of the Interstate Commerce Commission and the creation of seven regional commissions to cooperate with and assist the Interstate Commerce Commission in the performance of its duties, and for other purposes— read twice and referred.....	218 235 240 263	presented.....	276
approved [private law No. 425].....		4843. A bill to amend section 284 of the revenue act of 1926— read twice and referred.....	40
4844. A bill granting the consent of Congress to the Pittsburgh, Cincinnati, Chicago & St. Louis Railroad Co. to construct, maintain, and operate a railroad bridge across the Wabash River— read twice and referred.....	40	4845. A bill to protect the public against fraud by prohibiting the manufacture, sale, or transportation in interstate commerce of misbranded, misrepresented, or falsely described articles, to regulate the traffic therein, and for other purposes— read twice and referred.....	40
4846. A bill granting the consent of Congress to Tacony-Palmyra Bridge Co. to construct, maintain, and operate a bridge across the Delaware River at Palmyra, N. J.— read twice and referred.....	40	4847. A bill granting an increase of pension to Nancy E. Buckman— read twice and referred.....	40
reported with an amendment (Rept. No. 1231) considered, amended, read the third time, and passed.....	76	4848. A bill granting an increase of pension to Althea C. Schnitzer— read twice and referred.....	40
passed the House.....	87	4849. A bill granting an increase of pension to Philomena M. Dial— read twice and referred.....	40
examined and signed.....	89	reported—(See bill H. R. 16461.).....	
presented.....	90		
approved [public law No. 569].....	113		

Number, title, and action	Page of Journal	Number, title, and action	Page of Journal
4850. A bill for the relief of the Weiser State Bank of Weiser, Idaho— read twice and referred.....	40	4866. A bill to amend the act entitled "An act for the retirement of employees in the classified civil service, and for other purposes," approved May 22, 1920, and acts in amendment thereof, approved July 3, 1920— read twice and referred.....	40
4851. A bill authorizing the Secretary of War to convey to the city of Springfield, Mass., certain parcels of land within the Springfield Armory Military Reservation, Mass., and for other purposes— read twice and referred..... reported with amendments (Rept. No. 1397)..... considered, amended, read the third time, and passed..... passed the House..... examined and signed..... presented..... approved [public law No. 742].....	144 152 248 261 264 277	4867. A bill placing service postmasters in the classified service— read twice and referred.....	40
4852. A bill for the relief of Roland M. Baker— read twice and referred.....	40	4868. A bill granting a pension to Belle Golladay— read twice and referred..... reported—(See bill H. R. 16461.).....	40 40
4853. A bill for the relief and reimbursement of the Central New England Sanatorium (Inc.), in Massachusetts— read twice and referred.....	40	4869. A bill authorizing the President to order Richard B. Barnitz before a retiring board for a hearing of his case, etc.— read twice and referred.....	42
4854. A bill granting a pension to John Mosley— read twice and referred..... reported—(See bill H. R. 16601.).....	40	4870. A bill to refund excess taxes to the Charleston Dry Dock & Machine Co., the Valk & Murdock Co., and shareholders of the last-mentioned corporation— read twice and referred.....	42
4855. A bill granting a pension to Charles Steele, alias Charles Stehels— read twice and referred.....	40	4871. A bill granting a pension to Willard S. Linville— read twice and referred.....	42
4856. A bill granting an increase of pension to John McDonald— read twice and referred.....	40	4872. A bill for the relief of J. W. Vandervelden— read twice and referred.....	42
4857. A bill granting an increase of pension to Sarah E. Bomgardner— read twice and referred..... reported—(See bill H. R. 16461.).....	40	4873. A bill granting an increase of pension to Mary E. Grove— read twice and referred..... reported—(See bill H. R. 16461.).....	42 42
4858. A bill for the relief of Martha Ellen Raper— read twice and referred..... reported with an amendment (Rept. No. 1342)..... considered, amended, read the third time, and passed..... passed the House..... examined and signed..... presented..... approved [private law No. 447].....	111 152 271 273 276 279	4874. A bill to legalize a bridge across the Fox River in Algonquin Township, McHenry County, Ill., and for other purposes— read twice and referred..... reported without amendment (Rept. No. 1236)..... considered, read the third time, and passed..... passed the House..... examined and signed..... presented..... approved [public law No. 558].....	42 79 79 87 89 90 101
4859. A bill granting a pension to Sarah C. Prentice— read twice and referred..... reported—(See bill H. R. 16461.).....	40	4875. A bill to amend an act entitled "An act to provide for the examination and registration of architects and to regulate the practice of architecture in the District of Columbia," approved December 13, 1921, and for other purposes— read twice and referred..... reported with amendments (Rept. No. 1312)..... considered, amended, read the third time, and passed.....	42 103 248
4860. A bill for the relief of Thomas F. Nicholas— read twice and referred.....	40	4876. A bill providing for the erection of a monument on Kill Devil Hill, at Kitty Hawk, N. C., commemorative of the first successful attempt in history at power-driven airplane flight— read twice and referred..... reported without amendment (Rept. No. 1227)..... considered, read the third time, and passed..... passed the House with amendments..... Senate agrees to House amendments..... examined and signed..... presented..... approved [public law No. 668].....	42 70 77 202 205 209 212 263
4861. A bill granting an increase of pension to Emma A. La Point— read twice and referred..... reported—(See bill H. R. 16461.).....	40	4877. A bill granting a pension to Ella G. Humes— read twice and referred..... reported—(See bill H. R. 16461.).....	43 43
4862. A bill granting the consent of Congress to the commissioners of Fayette and Washington Counties, Pa., to reconstruct the bridge across the Monongahela River at Belle Vernon, Fayette County, Pa.— read twice and referred..... reported with amendments (Rept. No. 1218)..... considered, amended, read the third time, and passed..... passed the House..... examined and signed..... presented..... approved [public law No. 547].....	40 65 65 71 78 79 90	4878. A bill for the relief of Maurice S. Hill— read twice and referred.....	43
4863. A bill authorizing the adjustment of the boundaries of the Arapaho National Forest, and for other purposes— read twice and referred..... reported without amendment (Rept. No. 1243)..... considered, read the third time, and passed..... passed the House..... examined and signed..... presented..... approved [public law No. 743].....	40 84 133 248 261 275 277	4879. A bill granting a pension to Eldoris Y. Green— read twice and referred..... reported—(See bill H. R. 16389.).....	43 43
4864. A bill to provide for allocation of timber in the Klamath Indian Reservation— read twice and referred.....	40	4880. A bill granting an increase of pension to Lilly J. Campbell— read twice and referred.....	43
4865. A bill to promote the development, protection, and utilization of grazing facilities on national forests, and for other purposes— read twice and referred.....	40	4881. A bill granting an increase of pension to Malinda A. Thompson— read twice and referred..... reported—(See bill H. R. 16461.).....	43 43
		4882. A bill relative to the pay of certain retired warrant officers and enlisted men and warrant officers and enlisted men of the reserve forces of the Army, Navy, Marine Corps, and the Coast Guard, fixed under the terms of the Panama Canal act, as amended— read twice and referred..... reported without amendment..... considered, read the third time, and passed.....	43 76 249

Number, title, and action	Page of Journal	Number, title, and action	Page of Journal
4883. A bill for the relief of Charles W. Townsend— read twice and referred.....	43	4907. A bill to amend the national prohibition act, as supplemented, to conform with the eighteenth constitutional amendment by limiting the prohibition to intoxicating liquors for beverage purposes— read twice and referred.....	45
4884. A bill for the relief of Thomas B. Wikoff— read twice and referred.....	43	4908. A bill for the relief of certain officers and former officers of the Army of the United States— read twice and referred.....	45
4885. A bill granting a pension to Mary Page— read twice and referred.....	43	4909. A bill authorizing the [Director of the Census] Secretary of Agriculture to take a census of baled cotton, known as the "carry over," on hand on August 1, 1927, and to make and publish a report thereof— read twice and referred..... reported with amendments..... considered, amended, read the third time, and passed; title amended.....	45 86 133
4886. A bill granting a pension to Thomas Lloyd— read twice and referred.....	43	4910. A bill granting certain lands to the State of New Mexico for the use and benefit of New Mexico College of Agriculture and Mechanic Arts for the purpose of conducting educational, demonstrative, and experimental development with livestock, grazing methods, and range forage plants— read twice and referred..... reported with amendments (Rept. No. 1354)..... considered, amended, read the third time, and passed; title amended..... passed the House..... examined and signed..... presented..... approved [public law No. 687].....	43 43 47 116 116 202 208 212 269
4887. A bill granting an increase of pension to Lydia Louisa L. Darmer— read twice and referred..... reported—(See bill H. R. 16461.).....	43	4911. A bill for the relief of the Farmers National Bank of Danville, Ky.— read twice and referred.....	47
4888. A bill for the relief of William Dietle— read twice and referred.....	43	4912. A bill granting an increase of pension to Emily E. Patterson— read twice and referred.....	47
4889. A bill for the appointment of certain additional judges— read twice and referred.....	43	4913. A bill granting an increase of pension to Mary Almira Pecor— read twice and referred.....	47
4890. A bill for the relief of Lieut. Walter E. Morton, United States Navy— read twice and referred.....	43	4914. A bill amending the act approved August 30, 1890 (Stat. L., vol. 26, pp. 412, 413), relative to proceedings for condemnation of land for public purposes— read twice and referred.....	47
4891. A bill granting the consent of Congress to the police jury of Rapides Parish, La., to construct a bridge across Red River at or near Boyce, La.— read twice and referred.....	43	4915. A bill to amend the national prohibition act, as supplemented, to conform with the eighteenth constitutional amendment by permitting the use of alcoholic liquors for medicinal purposes— read twice and referred.....	47
4892. A bill to promote the unification of carriers engaged in interstate commerce, and for other purposes— read twice and referred.....	43	4916. A bill donating Revolutionary cannon to the New York State Conservation [Commission] Department— read twice and referred..... reported with amendments (Rept. No. 1395)..... considered, amended, read the third time, and passed; title amended.....	47 144
4893. A bill to authorize oil and gas mining leases upon unallotted lands within Executive order Indian reservations— read twice and referred..... reported with an amendment (Rept. No. 1240)..... considered, amended, read the third time, and passed..... passed the House..... examined and signed..... presented..... approved [public law No. 702].....	45 82 134 209 217 220 269	4917. A bill to amend section 5a of the national defense act, approved June 4, 1920— read twice and referred.....	47
4894. A bill to establish a children's court in and for the District of Columbia, to determine its functions, and for other purposes— read twice and referred.....	45	4918. A bill granting an increase of pension to Virginia Martin— read twice and referred..... reported—(See bill H. R. 16461.).....	47
4895. A bill for the relief of the owners of the barge Consolidation Coastwise No. 24— read twice and referred.....	45	4919. A bill granting an increase of pension to Mary Ann Heller— read twice and referred.....	47
4896. A bill granting an increase of pension to Milo D. Heath— read twice and referred.....	45	4920. A bill granting a pension to Lester L. Karns— read twice and referred..... reported—(See bill H. R. 11601.).....	47
4897. A bill granting an increase of pension to John O. Nelson— read twice and referred.....	45	4921. A bill granting an increase of pension to Mary E. Wilson— read twice and referred..... reported—(See bill H. R. 16461.).....	47
4898. A bill granting an increase of pension to Aurelia M. Power— read twice and referred..... reported—(See bill H. R. 16461.).....	45	4922. A bill granting an increase of pension to Lucinda S. Chase— read twice and referred..... reported—(See bill H. R. 16461.).....	47
4899. A bill granting an increase of pension to Caroline Wilson— read twice and referred..... reported—(See bill H. R. 16461.).....	45	4923. A bill to amend the interstate commerce act, as amended, in respect of special contracts to furnish cars for loading with livestock— read twice and referred.....	47
4900. A bill granting an increase of pension to Winifred C. Jones— read twice and referred..... reported—(See bill H. R. 16461.).....	45		
4901. A bill granting a pension to Eldoris Y. Green— read twice and referred.....	45		
4902. A bill authorizing an appropriation for road and bridge construction within the Hopi Indian Reservation, Ariz.— read twice and referred.....	45		
4903. A bill to amend section 215 of the Criminal Code— read twice and referred.....	45		
4904. A bill granting a pension to Michael A. Donaldson— read twice and referred.....	45		
4905. A bill relating to appropriations made for the construction of new McKinley High School— read twice and referred..... reported without amendment (Rept. No. 1615)..... considered, read the third time, and passed.....	45 220 258		
4906. A bill to repeal an act entitled "An act to define, regulate, and punish trading with the enemy, and for other purposes," approved October 6, 1917, as amended— read twice and referred.....	45		

Number, title, and action	Page of Journal	Number, title, and action	Page of Journal
4924. A bill granting a pension to William Estes— read twice and referred.....	47	4943—Continued. considered, read the third time, and passed.....	135
4925. A bill for the relief of the heirs of Haym Salomon— read twice and referred.....	47	passed the House.....	184
4926. A bill granting an increase of pension to Mary L. Wilson— read twice and referred.....	47	examined and signed.....	188
4927. A bill providing for the extension of the time limitations under which patents were issued in the case of persons who served in the military or naval forces of the United States during the World War— read twice and referred.....	47	presented.....	188
reported—(See bill H. R. 16461.).....	244	approved [private law No. 387].....	214
considered.....	259	4944. A bill to amend the Federal farm loan act— read twice and referred.....	49
4928. A bill for the relief of Carl L. Estes— read twice and referred.....	47	4945. A bill granting an increase of pension to Virginia L. Bramble— read twice and referred.....	49
4929. A bill for the relief of Frank R. Garner, formerly second lieutenant, United States Army— read twice and referred.....	47	reported—(See bill H. R. 11601.).....	49
4930. A bill for the relief of James F. Dubberly— read twice and referred.....	47	4946. A bill to regulate the pay and allowances of certain officers of the United States Navy— read twice and referred.....	49
4931. A bill for the relief of Little Rock College, Little Rock, Ark.— read twice and referred.....	47	4947. A bill granting an increase of pension to Mary I. Hagerman— read twice and referred.....	49
4932. A bill for the relief of Una May Arnold— read twice and referred.....	47	reported—(See bill H. R. 16461.).....	49
4933. A bill authorizing an appropriation for public highways [in the island of St. Thomas, Virgin Islands] in the Virgin Islands of the United States— read twice and referred.....	47	4948. A bill granting an increase of pension to Jeannette L. Dean— read twice and referred.....	49
reported with amendments (Rept. No. 1315).....	104	reported—(See bill H. R. 16461.).....	49
considered, amended, read the third time, and passed; title amended.....	135	4949. A bill to amend section 2 of the act of March 3, 1905, entitled "An act to ratify and amend an agreement with the Indians residing on the Shoshone or Wind River Indian Reservation, in the State of Wyoming, and to make appropriations to carry the same into effect"— read twice and referred.....	52
passed the House.....	184	4950. A bill granting an increase of pension to Mary E. Bennett— read twice and referred.....	52
examined and signed.....	188	4951. A bill granting a pension to Clara M. Roberts— read twice and referred.....	52
presented.....	189	4952. A bill for the relief of the heirs of Joshua Curtis, deceased— read twice and referred.....	52
approved [public law No. 650].....	240	4953. A bill for the relief of Charles G. Keiser— read twice and referred.....	52
4934. A bill granting a pension to Mary E. Bassett— read twice and referred.....	49	4954. A bill to change the title of the United States Court of Customs Appeals, and for other purposes— read twice and referred.....	52
reported—(See bill H. R. 16461.).....	49	4955. A bill granting an increase of pension to Sarah A. Hunt— read twice and referred.....	52
4935. A bill granting a pension to Louise M. Jackson— read twice and referred.....	49	reported—(See bill H. R. 16461.).....	52
reported—(See bill H. R. 16461.).....	49	4956. A bill to amend section 476 and section 4934 of the Revised Statutes— read twice and referred.....	52
4936. A bill granting an increase of pension to Lizzie H. Webber— read twice and referred.....	49	4957. A bill to amend section 129 of the Judicial Code, allowing an appeal in a patent suit from a decree which is final except for the ordering of an accounting— read twice and referred.....	52
reported—(See bill H. R. 16461.).....	49	reported without amendment (Rept. No. 1319).....	100
4937. A bill authorizing the President to appoint Capt. Edmund B. Moore, Ordnance Department, reserves, an officer in the Ordnance Department, United States Army— read twice and referred.....	49	considered, read the third time, and passed.....	133
4938. A bill granting an increase of pension to Paulina Sour— read twice and referred.....	49	passed the House.....	202
reported—(See bill H. R. 16461.).....	49	examined and signed.....	208
4939. A bill granting an increase of pension to Sophia C. Perkins— read twice and referred.....	49	presented.....	212
reported—(See bill H. R. 16461.).....	49	approved [public law No. 662].....	255
4940. A bill for the relief of Regina Schorr— read twice and referred.....	49	4958. A bill to amend section 4900 of the United States Revised Statutes— read twice and referred.....	52
4941. A bill to authorize appropriations for construction at military posts, and for other purposes— read twice and referred.....	49	4959. A bill for the relief of A. G. Wilson— read twice and referred.....	52
reported without amendment (Rept. No. 1249).....	86	4960. A bill granting a pension to Cyrus Garfield Fox— read twice and referred.....	52
considered and postponed indefinitely.....	134	reported—(See bill H. R. 16389.).....	52
(See bill H. R. 15547.).....	134	4961. A bill for the relief of Paymaster Charles Robert O'Leary, United States Navy— read twice and referred.....	52
4942. A bill to authorize an appropriation for the purchase of certain privately owned land within the Jicarilla Indian Reservation, N. Mex.— read twice and referred.....	49	4962. A bill granting an increase of pension to Mary J. Leiber— read twice and referred.....	52
reported without amendment (Rept. No. 1298).....	100	reported—(See bill H. R. 16461.).....	52
considered, read the third time, and passed.....	100	4963. A bill for the relief of Harry C. Hall— read twice and referred.....	52
passed the House.....	154	4964. A bill transferring a portion of the lands of the military reservation of the Presidio of San Francisco to the Department of the Treasury— read twice and referred.....	52
examined and signed.....	157	reported without amendment (Rept. No. 1309).....	103
presented.....	159		
approved [public law No. 605].....	175		
4943. A bill for the relief of George H. Cecil— read twice and referred.....	49		
reported without amendment (Rept. No. 1244).....	86		

Number, title, and action	Page of Journal	Number, title, and action	Page of Journal
4964—Continued. considered, read the third time, and passed.....	150	4984. A bill granting an increase of pension to Martha E. Jennings— read twice and referred.....	57
passed the House.....	248	reported—(See bill H. R. 16461.).....	57
examined and signed.....	261	4985. A bill to add certain lands to the Boise National Forest, Idaho— read twice and referred.....	57
presented.....	275	4986. A bill to add certain lands to the Idaho National Forest, Idaho— read twice and referred.....	57
approved [public law No. 744].....	277	4987. A bill authorizing refund to certain railroads on account of interest erroneously collected— read twice and referred.....	57
4965. A bill to authorize the United States Veterans' Bureau to accept a title to lands required for a hospital site in Rapides Parish, La.— read twice and referred.....	52	4988. A bill granting a pension to Hattie W. Brown— read twice and referred.....	57
4966. A bill to increase the efficiency of the Military Establishment, and for other purposes— read twice and referred.....	52	4989. A bill granting an increase of pension to Sarah R. Labarron— read twice and referred.....	57
4967. A bill authorizing William F. Notz to accept a decoration from the King of Rumania— Read twice and referred.....	52	reported—(See bill H. R. 16461.).....	57
Reported without amendment (Rept. No. 1232).....	79	4990. A bill to amend section 1 of an act entitled "An act to further regulate commerce with foreign nations and among the States," as amended, approved February 19, 1923, commonly known as the Elkins Act— read twice and referred.....	57
considered, read the third time, and passed.....	133	4991. A bill granting a pension to Arminda Fry— read twice and referred.....	57
4968. A bill for the relief of Richard Hogan— read twice and referred.....	52	reported—(See bill H. R. 16461.).....	57
4969. A bill granting a pension to William M. Davis— read twice and referred.....	52	4992. A bill granting an increase of pension to Rebecca E. Roberts— read twice and referred.....	57
reported—(See bill H. R. 11601.).....	52	reported—(See bill H. R. 16461.).....	57
4970. A bill to adjust the salaries of customs inspectors— read twice and referred.....	52	4993. A bill granting an increase of pension to Lydia Ann Collins— read twice and referred.....	57
4971. A bill granting an increase of pension to Alice I. Kelly— read twice and referred.....	52	reported—(See bill H. R. 16461.).....	57
reported—(See bill H. R. 16461.).....	52	4994. A bill granting an increase of pension to Elizabeth D. Riddle— read twice and referred.....	57
4972. A bill for the relief of Joseph T. McGuire— read twice and referred.....	52	reported—(See bill H. R. 16461.).....	57
4973. A bill to authorize the designation of depositories for public documents, and for other purposes— read twice and referred.....	52	4995. A bill granting an increase of pension to Mary Ann Britton— read twice and referred.....	57
4974. A bill to amend and reenact an act entitled "United States cotton futures act," approved August 11, 1916, as amended— read twice and referred.....	52	reported—(See bill H. R. 16461.).....	57
reported without amendment (Rept. No. 1268).....	96	4996. A bill granting an increase of pension to Luvena F. Morning— read twice and referred.....	57
considered, read the third time, and passed.....	100	reported—(See bill H. R. 16461.).....	57
passed the House.....	202	4997. A bill granting a pension to James H. C. O'Hare— read twice and referred.....	57
examined and signed.....	208	reported—(See bill H. R. 11601.).....	57
presented.....	212	4998. A bill to provide a water system for the Indians of the Reno-Sparks Indian Colony, Nev.— read twice and referred.....	57
approved [public law No. 657].....	246	reported without amendment (Rept. No. 1655).....	244
4975. A bill to provide for the inspection of the important historic sites in connection with the Burgoyne expedition, culminating in the defeat and surrender of the entire British forces at Saratoga, October 17, 1777— read twice and referred.....	56	considered, read the third time, and passed.....	258
4976. A bill authorizing and directing the Secretary of War to transfer to the State of Louisiana the property known as Jackson Barracks in the city of New Orleans— read twice and referred.....	56	passed the House.....	271
4977. A bill to authorize [and direct] the Secretary of War to grant and convey to the city of Vancouver a perpetual easement for public highway purposes over and upon a portion of the Vancouver Barracks Military Reservation in the State of Washington— read twice and referred.....	56	examined and signed.....	273
read twice and referred.....	56	presented.....	276
reported with amendments (Rept. No. 1531).....	191	approved [public law No. 731].....	279
considered, amended, read the third time, and passed; title amended.....	258	4999. A bill for the relief of S. K. Truby— read twice and referred.....	57
passed the House.....	279	5000. A bill granting an increase of pension to Lucy E. Payson— read twice and referred.....	57
4978. A bill to repeal Title III of the act approved February 26, 1926, entitled "An act to reduce and equalize taxation, to provide revenue, and for other purposes"— read twice and referred.....	56	reported—(See bill H. R. 16461.).....	57
4979. A bill granting an increase of pension to Henry P. Mooniehand— read twice and referred.....	56	5001. A bill granting an increase of pension to Nellie Small— read twice and referred.....	57
4980. A bill for the relief of N. H. Thibodeaux— read twice and referred.....	56	reported—(See bill H. R. 16461.).....	57
4981. A bill for the relief of Francis Mooney— read twice and referred.....	56	5002. A bill granting a pension to Lance A. Chaldecott— read twice and referred.....	57
4982. A bill for the relief of George Fischer— read twice and referred.....	56	reported—(See bill H. R. 11601.).....	57
4983. A bill for the relief of Frank Murray— read twice and referred.....	56	5003. A bill granting an increase of pension to Ellen R. Lockwood— read twice and referred.....	57
	56	5004. A bill to authorize the designation of deputy fiscal or disbursing agents in the Department of Agriculture stationed outside of Washington— read twice and referred.....	57
	56	5005. A bill granting a pension to Nancy E. Tennant— read twice and referred.....	57
	56	reported—(See bill H. R. 16461.).....	57

Number, title, and action	Page of Journal	Number, title, and action	Page of Journal
5006. A bill to repeal the last proviso of section 7 of an act to establish the Mount McKinley National Park, in the Territory of Alaska, approved February 26, 1917— read twice and referred— reported without amendment (Rept. No. 1491)— considered, read the third time, and passed—	57 177 249	5027. A bill to provide for the construction and equipment of an administration building for the Pawnee Indian School at Pawnee, Okla.— read twice and referred—	57
5007. A bill granting an increase of pension to Elizabeth Cavanaugh— read twice and referred— reported—(See bill H. R. 16461.)	57	5028. A bill granting an increase of pension to Thomas V. Hunt— read twice and referred—	57
5008. A bill granting an increase of pension to Armand Kuhlman— read twice and referred— reported—(See bill H. R. 16461.)	57	5029. A bill to provide for contests of certain oil and gas permits— read twice and referred—	57
5009. A bill granting an increase of pension to Elizabeth Kyre— read twice and referred— reported—(See bill H. R. 16461.)	57	5030. A bill to establish a fish-cultural station in the State of Nebraska as an auxiliary to the Spearfish, S. Dak., fisheries station— read twice and referred—	57
5010. A bill granting an increase of pension to Maggie Davenport— read twice and referred— reported—(See bill H. R. 16461.)	57	5031. A bill to provide for the creation of the Pan American Peoples' Great Highway Commission, and for other purposes— read twice and referred— reported without amendment (Rept. No. 1498)— considered, read the third time, and passed—	57 181 249
5011. A bill granting an increase of pension to Anna C. Seacrist— read twice and referred— reported—(See bill H. R. 16461.)	57	5032. A bill granting an increase of pension to Mary Ida Jordan— read twice and referred— reported—(See bill H. R. 16461.)	57
5012. A bill granting an increase of pension to Christina Scofield— read twice and referred— reported—(See bill H. R. 16461.)	57	5033. A bill to amend, improve, and correct the abuses of the civil service act of January 16, 1883— read twice and referred—	57
5013. A bill granting an increase of pension to Virginia Jones— read twice and referred— reported—(See bill H. R. 16461.)	57	5034. A bill to amend the act entitled "An act authorizing investigations by the Secretary of the Interior and the Secretary of Commerce jointly to determine the location, extent, and mode of occurrence of potash deposits in the United States, and to conduct laboratory tests," approved June 25, 1926— read twice and referred— reported with an amendment (Rept. No. 1429)— considered and postponed indefinitely (see bill H. R. 15827)	60 153 251
5014. A bill granting an increase of pension to Frederike A. C. Ruevoldt— read twice and referred— reported—(See bill H. R. 16461.)	57	5035. A bill to amend an act entitled "An act authorizing investigations by the Secretary of the Interior and the Secretary of Commerce jointly to determine the location, extent, and mode of occurrence of potash deposits in the United States, and to conduct laboratory tests," approved June 25, 1926— read twice and referred—	60
5015. A bill granting an increase of pension to John G. De Camp— read twice and referred—	57	5036. A bill granting an increase of pension to Jane O. Biggs— read twice and referred— reported—(See bill H. R. 16461.)	60
5016. A bill granting an increase of pension to Carrie McFoster— read twice and referred— reported—(See bill H. R. 11601.)	57	5037. A bill granting an increase of pension to Mary E. Harris— read twice and referred— reported—(See bill H. R. 16461.)	60
5017. A bill for the relief of Ruth J. Walling— read twice and referred— reported with an amendment (Rept. No. 1459)— considered and postponed indefinitely (see bill H. R. 13971)	57 164 250	5038. A bill granting an increase of pension to Fannie O. Hunt— read twice and referred— reported—(See bill H. R. 16461.)	60
5018. A bill to amend the corrupt practices act— read twice and referred—	57	5039. A bill to abolish administrative examinations of accounts and provide an independent examination of accounts in certain departments, and for other purposes— read twice and referred—	60
5019. A bill to authorize the acquisition of a site for the farmers' produce market in the District of Columbia, and for other purposes— read twice and referred—	57	5040. A bill for the relief of Nannie C. Williams, administratrix of the estate of William E. Keeney, deceased— read twice and referred—	60
5020. A bill granting an increase of pension to Elnora Rogers— read twice and referred— reported—(See bill H. R. 16461.)	57	5041. A bill granting an increase of pension to Martha J. Snider— read twice and referred—	60
5021. A bill granting an increase of pension to Martha A. McElroy— read twice and referred— reported—(See bill H. R. 16461.)	57	5042. A bill granting an increase of pension to Josephine Chapman— read twice and referred— reported—(See bill H. R. 16461.)	60
5022. A bill granting an increase of pension to Sarah Burton— read twice and referred— reported—(See bill H. R. 16461.)	57	5043. A bill granting an increase of pension to Charles Atkins— read twice and referred—	60
5023. A bill granting an increase of pension to Luella J. Freeman— read twice and referred— reported—(See bill H. R. 16461.)	57	5044. A bill granting an increase of pension to C. Ella Hartwell— read twice and referred— reported—(See bill H. R. 16461.)	60
5024. A bill for the relief of W. Randall Spurlock— read twice and referred—	57		
5025. A bill granting a pension to Daniel Lynch— read twice and referred— reported—(See bill H. R. 11601.)	57		
5026. A bill granting an increase of pension to Helen E. Yates— read twice and referred— reported—(See bill H. R. 16461.)	57		

Number, title, and action	Page of Journal	Number, title, and action	Page of Journal
5045. A bill granting an increase of pension to Percis C. Hodgkins— read twice and referred— reported—(See bill H. R. 16461.)	60	5069. A bill to amend the act entitled "An act authorizing the conservation, production, and exploitation of helium gas, a mineral resource pertaining to the national defense, and to the development of commercial aeronautics, and for other purposes"— read twice and referred—	62
5046. A bill to amend the World War veterans' act, 1924— read twice and referred—	60	5070. A bill granting an increase of pension to John Sullivan— read twice and referred—	62
5047. A bill for the relief of Viola Addis— read twice and referred—	60	5071. A bill granting an increase of pension to Maria M. Wilson— read twice and referred— reported—(See bill H. R. 16461.)	62
5048. A bill for the relief of the First National Bank of Herington, Kans.— read twice and referred—	60	5072. A bill for the relief of F. J. Goodenough— read twice and referred—	62
5049. A bill for the relief of Frank Hanley— read twice and referred—	60	5073. A bill for the relief of Clifford J. Sanghove— read twice and referred—	62
5050. A bill granting an increase of pension to George McC. Griffith— read twice and referred—	60	5074. A bill granting an increase of pension to Mary J. Paine— read twice and referred— reported—(See bill H. R. 16461.)	62
5051. A bill granting an increase of pension to Charles E. Wilson— read twice and referred—	60	5075. A bill authorizing a survey by the Secretary of the Interior of the Everglades of Florida to obtain information regarding the reclamation thereof— read twice and referred—	62
5052. A bill to increase the amounts which may be expended for educational purposes from the funds of the Choctaw and Seminole Nations, Oklahoma— read twice and referred—	60	5076. A bill to authorize an appropriation to provide additional hospital and out-patient dispensary facilities for persons entitled to hospitalization under the World War veterans' act, 1924, as amended— read twice and referred—	65
5053. A bill granting a pension to James Shaughnessy— read twice and referred— reported—(See bill H. R. 16389.)	60	5077. A bill granting a pension to Margarete Weidlich— read twice and referred— reported—(See bill H. R. 16389.)	65
5054. A bill granting a pension to John Gaughan— read twice and referred— reported—(See bill H. R. 16389.)	60	5078. A bill authorizing Edward J. Henning, United States district judge for the southern district of California, to accept the decoration and diploma tendered to him by His Majesty the King of Italy— read twice and referred— reported without amendment—	65 181
5055. A bill to reimburse the members of Company B, California Engineers, in the aggregate amount personally expended by them for United States Army equipment— read twice and referred—	60	5079. A bill granting an increase of pension to Ursula S. Rounds— read twice and referred— reported—(See bill H. R. 16461.)	65
5056. A bill for the relief of Vinal S. Terry— read twice and referred—	60	5080. A bill granting an increase of pension to Mary J. Gallison— read twice and referred— reported—(See bill H. R. 16461.)	65
5057. A bill for the relief of the Los Angeles Building & Contracting Co.— read twice and referred—	60	5081. A bill granting an increase of pension to Martha G. Field— read twice and referred— reported—(See bill H. R. 16461.)	65
5058. A bill to authorize Rear Admiral Albert P. Niblack, United States Navy, retired, to accept certain decorations from the Principality of Monaco and from the Kingdom of Denmark— read twice and referred—	60	5082. A bill [authorizing an appropriation of \$6,000,000 for the purchase of feed and seed grain to be supplied to farmers in the crop-failure areas of the United States, said amount to be expended under the rules and regulations prescribed by the Secretary of Agriculture] authorizing an appropriation of \$8,600,000 for the purchase of seed grain, feed, and fertilizer to be supplied to farmers in the crop-failure areas of the United States, and for other purposes— read twice and referred— reported with amendments (Rept. No. 1237)— considered— considered, amended, read the third time, and passed; preamble stricken out; title amended— passed the House— examined and signed— presented— approved [public law No. 651]—	65 79 137 156 202 208 212 240
5059. A bill for the further protection of fish in the District of Columbia, and for other purposes— read twice and referred— reported without amendment (Rept. No. 1251)— considered, read the third time, and passed—	60 60 133	5083. A bill to supplement the act entitled "An act granting the consent of Congress to the city of Louisville, Ky., to construct a bridge across the Ohio River at or near said city," approved April 2, 1926— read twice and referred— reported with amendments (Rept. No. 1424)— considered, amended, read the third time, and passed— passed the House with amendments— Senate agrees to House amendments—	65 152 152 202 243
5060. A bill releasing and granting to the State of Washington any right, title, and interest of the United States in an island near the mouth of the Columbia River, commonly known as Sand Island, and for other purposes— read twice and referred—	60		
5061. A bill for the relief of Mattie Halcomb— read twice and referred—	61		
5062. A bill for the relief of John B. Moss— read twice and referred—	61		
5063. A bill providing for the consolidation of the functions of the Department of Commerce relating to navigation, to establish load lines for American vessels, and for other purposes— read twice and referred—	62		
5064. A bill granting an increase of pension to Sarah Emma Garvin— read twice and referred— reported—(See bill H. R. 16461.)	62		
5065. A bill granting an increase of pension to Barbara J. Ward— read twice and referred— reported—(See bill H. R. 16461.)	62		
5066. A bill granting an increase of pension to Alice A. Newell— read twice and referred— reported—(See bill H. R. 16461.)	62		
5067. A bill to provide for the disposition of moneys collected as taxes upon articles coming into the United States from the Philippine Islands— read twice and referred— reference changed—	62 70		
5068. A bill granting an increase of pension to Celynda Werner Ford— read twice and referred—	62		

Number, title, and action	Page of Journal	Number, title, and action	Page of Journal
5083—Continued.		5104. A bill granting an increase of pension to Sena Hartzell Wallace—	
examined and signed.....	261	read twice and referred.....	70
presented.....	275	reported—(See bill H. R. 16461.)	
approved [public law No. 745].....	277	5105. A bill for the relief of May Gordon Rodes and Sara Louise Rodes, heirs at law of Tyree Rodes, deceased—	
5084. A bill to provide for the payment of the amount of an adjusted-service certificate to Irving D'Forrest Parks, beneficiary, designated by Corp. Steve McNeil Parks, deceased—		read twice and referred.....	70
read twice and referred.....	65	5106. A bill granting an increase of pension to Emma J. Carr—	
reported without amendment (Rept. No. 1300).....	102	read twice and referred.....	70
considered, read the third time, and passed.....	133	reported—(See bill H. R. 16461.)	
passed the House.....	184	5107. A bill to amend the World War adjusted compensation act, as amended—	
examined and signed.....	188	read twice and referred.....	70
presented.....	189	5108. A bill granting a pension to Oscar M. Simpkins—	
approved [private law No. 376].....	200	read twice and referred.....	70
5085. A bill to codify the shipping and navigation laws of the United States, and for other purposes—		5109. A bill granting an increase of pension to Susan M. Benton—	
read twice and referred.....	65	read twice and referred.....	70
5086. A bill granting an increase of pension to Lydia A. Wareing—		reported—(See bill H. R. 16461.)	
read twice and referred.....	65	5110. A bill for the relief of C. L. Charlebois—	
reported—(See bill H. R. 16461.)		read twice and referred.....	70
5087. A bill for the relief of Martin E. Riley—		5111. A bill for reimbursement of W. H. Talbert—	
read twice and referred.....	65	read twice and referred.....	70
5088. A bill to establish a Federal farm board in the Department of Agriculture to aid the industry of agriculture to organize effectively for the orderly marketing and for the control and disposition of the surplus of agricultural commodities—		5112. A bill to provide for appointment as warrant officers of the Regular Army of such persons as would have been eligible therefor but for the interruption of their status, caused by military service rendered by them as commissioned officers during the World War—	
read twice and referred.....	65	read twice and referred.....	70
5089. A bill granting an increase of pension to Mary Lee Love—		reported without amendment (Rept. No. 1527).....	191
read twice and referred.....	65	considered, read the third time, and passed.....	191
5090. A bill for the relief of John E. Tucker—		passed the House.....	278
read twice and referred.....	67	examined and signed.....	285
5091. A bill for the relief of Levi R. Whitted—		presented.....	285
read twice and referred.....	67	approved [public law No. 795].....	286
5092. A bill authorizing and directing the discontinuance of the transport services of the Army and Navy, and for other purposes—		5113. A bill to amend the act of February 11, 1924, entitled "An act to equip the United States penitentiary, Leavenworth, Kans., for the manufacture of supplies for the use of the Government, for the compensation of prisoners for their labor, and for other purposes"—	
read twice and referred.....	67	read twice and referred.....	70
5093. A bill to amend the World War adjusted compensation act, as amended—		5114. A bill for the relief of Lena Schmieder—	
read twice and referred.....	67	read twice and referred.....	70
5094. A bill to enroll as citizens of the Choctaw Nation Daisy Crockett Coleman, Agnes Irene Coleman, and Verna Ruth Coleman, of Hillsboro, N. Mex.—		5115. A bill granting an increase of pension to Ruth T. Giffin—	
read twice and referred.....	67	read twice and referred.....	70
5095. A bill for the relief of Oliver C. Macey and Marguerite Macey—		reported—(See bill H. R. 16461.)	
read twice and referred.....	67	5116. A bill granting a pension to Mary Guth—	
5096. A bill granting an increase of pension to Annie S. Hart—		read twice and referred.....	70
read twice and referred.....	67	reported—(See bill H. R. 16461.)	
5097. A bill granting an increase of pension to Hattie L. Daly—		5117. A bill granting an increase of pension to Laura J. Toohey—	
read twice and referred.....	67	read twice and referred.....	70
reported—(See bill H. R. 16461.)		reported—(See bill H. R. 16461.)	
5098. A bill for the relief of the Sunny Brook Distillery Co.—		5118. A bill granting an increase of pension to Mary A. Trimble—	
read twice and referred.....	67	read twice and referred.....	70
5099. A bill to prohibit appointment of Members of Congress to offices of the Federal Government for a period of two years after the expiration of their term of service in Congress—		reported—(See bill H. R. 16461.)	
read twice and referred.....	67	5119. A bill granting an increase of pension to Nancy J. O'Conner—	
5100. A bill to amend the World War adjusted compensation act, as amended—		read twice and referred.....	70
read twice and referred.....	68	5120. A bill granting an increase of pension to Lydia E. Flanders—	
5101. A bill granting a pension to Della Johnson—		read twice and referred.....	70
read twice and referred.....	68	reported—(See bill H. R. 16461.)	
reported—(See bill H. R. 16461.)		5121. A bill granting an increase of pension to Martha F. Buzan—	
5102. A bill granting an increase of pension to Thomas Glynn—		read twice and referred.....	70
read twice and referred.....	68	reported—(See bill H. R. 16461.)	
reported—(See bill H. R. 16389.)		5122. A bill granting an increase of pension to Mary E. Kindred—	
5103. A bill granting an increase of pension to Mary O. Bailey—		read twice and referred.....	70
read twice and referred.....	70	reported—(See bill H. R. 16461.)	
reported—(See bill H. R. 16461.)		5123. A bill granting an increase of pension to Elizabeth McCue—	
		read twice and referred.....	70
		reported—(See bill H. R. 16461.)	
		5124. A bill granting an increase of pension to Alma J. Kirkpatrick—	
		read twice and referred.....	70
		reported—(See bill H. R. 16461.)	

Number, title, and action	Page of Journal	Number, title, and action	Page of Journal
5125. A bill granting an increase of pension to Rebecca C. Coen—		5147. A bill granting an increase of pension to Statira M. Carr—	
read twice and referred.....	70	read twice and referred.....	76
reported—(See bill H. R. 16461.)		reported—(See bill H. R. 16461.)	
5126. A bill granting an increase of pension to Celina Jane Cart—		5148. A bill granting a pension to James T. Cass—	
read twice and referred.....	70	read twice and referred.....	76
reported—(See bill H. R. 16461.)		5149. A bill granting an increase of pension to Mary J. Chaput—	
5127. A bill granting an increase of pension to Clara M. Crawford—		read twice and referred.....	76
read twice and referred.....	70	reported—(See bill H. R. 16461.)	
reported—(See bill H. R. 16461.)		5150. A bill granting an increase of pension to Susan A. Valentine—	
5128. A bill granting an increase of pension to Cynthia Jane Currier—		read twice and referred.....	76
read twice and referred.....	71	reported—(See bill H. R. 16461.)	
reported—(See bill H. R. 16461.)		5151. A bill granting an increase of pension to Ellen M. Johnson—	
5129. A bill granting an increase of pension to Rossella F. Mason—		read twice and referred.....	76
read twice and referred.....	71	reported—(See bill H. R. 16461.)	
reported—(See bill H. R. 16461.)		5152. A bill to authorize an appropriation for an Indian memorial at Medicine Lodge, Kans.—	
5130. A bill granting an increase of pension to Jane C. Hawkins—		read twice and referred.....	76
read twice and referred.....	71	5153. A bill granting an increase of pension to Nancy Neal—	
reported—(See bill H. R. 16461.)		read twice and referred.....	76
5131. A bill granting an increase of pension to Harriett V. Becker—		reported—(See bill H. R. 16461.)	
read twice and referred.....	71	5154. A bill granting an increase of pension to Susanna Mog—	
reported—(See bill H. R. 16461.)		read twice and referred.....	76
5132. A bill granting an increase of pension to Emma Filkel—		reported—(See bill H. R. 16461.)	
read twice and referred.....	71	5155. A bill granting an increase of pension to Solomon Johnson—	
reported—(See bill H. R. 16461.)		read twice and referred.....	76
5133. A bill granting an increase of pension to Martha E. Hupman—		reported—(See bill H. R. 16389.)	
read twice and referred.....	71	5156. A bill granting an increase of pension to Sarah C. James—	
reported—(See bill H. R. 16461.)		read twice and referred.....	76
5134. A bill granting an increase of pension to Kate Oehler—		reported—(See bill H. R. 16461.)	
read twice and referred.....	71	5157. A bill granting an increase of pension to Flora Hartman—	
reported—(See bill H. R. 16461.)		read twice and referred.....	76
5135. A bill granting an increase of pension to Henrietta V. Kelley—		reported—(See bill H. R. 16461.)	
read twice and referred.....	71	5158. A bill granting an increase of pension to Lydia A. Holmes—	
5136. A bill granting an increase of pension to Mary F. Pentzer—		read twice and referred.....	76
read twice and referred.....	71	reported—(See bill H. R. 16461.)	
reported—(See bill H. R. 16461.)		5159. A bill granting an increase of pension to Louisa C. Hotchkin—	
5137. A bill granting an increase of pension to Kitty A. Vernon—		read twice and referred.....	76
read twice and referred.....	71	reported—(See bill H. R. 16461.)	
reported—(See bill H. R. 16461.)		5160. A bill granting an increase of pension to Tennessee Hill—	
5138. A bill granting an increase of pension to Ina Silsby—		read twice and referred.....	76
read twice and referred.....	71	reported—(See bill H. R. 16461.)	
reported—(See bill H. R. 16461.)		5161. A bill granting an increase of pension to Mary C. Hunt—	
5139. A bill to correct the military record of George Lentz—		read twice and referred.....	76
read twice and referred.....	71	reported—(See bill H. R. 16461.)	
5140. A bill granting an increase of pension to Mary McLeod Heusted—		5162. A bill granting an increase of pension to Andrew L. McCamish—	
read twice and referred.....	71	read twice and referred.....	76
reported—(See bill H. R. 16461.)		5163. A bill granting an increase of pension to Perrella A. Morse—	
5141. A bill granting an increase of pension to Susan W. Selfridge—		read twice and referred.....	76
read twice and referred.....	71	reported—(See bill H. R. 16461.)	
reported—(See bill H. R. 16461.)		5164. A bill granting an increase of pension to Effie E. Milton—	
5142. A bill to abolish visa fees—		read twice and referred.....	76
read twice and referred.....	71	5165. A bill granting an increase of pension to Lydia J. Barr—	
5143. A bill to reduce passport fees, and for other purposes—		read twice and referred.....	76
read twice and referred.....	71	reported—(See bill H. R. 16461.)	
5144. A bill to amend section 215 of the Criminal Code—		5166. A bill granting an increase of pension to Malinda J. Bright—	
read twice and referred.....	71	read twice and referred.....	76
reported without amendment.....	153	reported—(See bill H. R. 16461.)	
considered, read the third time, and passed.....	249	5167. A bill granting an increase of pension to Mary E. Belleville—	
5145. A bill regulating Indian allotments disposed of by will—		read twice and referred.....	76
read twice and referred.....	71	reported—(See bill H. R. 16461.)	
5146. A bill granting an increase of pension to Harriet E. Bosh—		5168. A bill granting an increase of pension to Margaret Trotter Conrad—	
read twice and referred.....	71	read twice and referred.....	76
reported—(See bill H. R. 16461.)		reported—(See bill H. R. 16461.)	

Number, title, and action	Page of Journal	Number, title, and action	Page of Journal
5169. A bill granting an increase of pension to Arra E. Everman— read twice and referred— reported—(See bill H. R. 16461.)	76	5196. A bill granting a pension to Lena Lenning— read twice and referred— reported—(See bill H. R. 16461.)	77
5170. A bill granting an increase of pension to James P. Finlaw— read twice and referred—	76	5197. A bill to authorize an appropriation for reconnaissance work in conjunction with the Middle Rio Grande conservancy district, to determine whether certain lands of the Cochiti, Santo Domingo, San Felipe, Santa Ana, Sandia, and Isleta Indians are susceptible of reclamation, drainage, and irrigation— read twice and referred— reference changed— reported with amendments (Rept. No. 1276)— considered, amended, read the third time, and passed— passed the House with amendments— Senate agrees to House amendments— examined and signed— presented— approved [public law No. 620]	77 79 99 154 155 160 165 173
5171. A bill granting an increase of pension to Alice B. Griffiths— read twice and referred— reported—(See bill H. R. 16461.)	76	5198. A bill for the relief of William H. Lindsay— read twice and referred—	79
5172. A bill granting an increase of pension to Lydia A. Gillmore— read twice and referred— reported—(See bill H. R. 16461.)	76	5199. A bill granting a pension to Thomas A. Harrington— read twice and referred— reported—(See bill H. R. 16461.)	79
5173. A bill granting an increase of pension to Ortha J. Harris— read twice and referred— reported—(See bill H. R. 16461.)	76	5200. A bill to authorize a per capita payment from tribal funds to the Kiowa, Comanche, and Apache Indians of Oklahoma— read twice and referred— reported with an amendment (Rept. No. 1426)— considered, amended, read the third time, and passed— passed the House— examined and signed— presented— approved [public law No. 732]	79 153 248 271 273 276 279
5174. A bill granting a pension to Hugh Portwood— read twice and referred—	76	5201. A bill granting a pension to Jennie Parks— read twice and referred— reported—(See bill H. R. 16461.)	79
5175. A bill granting a pension to Gerge W. White— read twice and referred—	76	5202. A bill providing for the punishment of persons escaping from Federal penal or correctional institutions, and for other purposes— read twice and referred—	79
5176. A bill granting a pension to John M. Wallace— read twice and referred—	76	5203. A bill granting an increase of pension to William Earle— read twice and referred—	79
5177. A bill granting a pension to Julia F. Lane— read twice and referred—	76	5204. A bill authorizing the Secretary of the Interior to submit plans and estimates for the establishment of a United States college of narcotic education— read twice and referred—	79
5178. A bill granting a pension to Elizabeth Jackson— read twice and referred— reported—(See bill H. R. 16461.)	76	5205. A bill to increase the pensions of certain maimed veterans who have lost limbs or have been totally disabled in the same, in line of duty, in the military or naval service of the United States; and to amend section 4788 of the Revised Statutes of the United States by increasing the rates therein for artificial limbs— read twice and referred— reported without amendment (Rept. No. 1238)— considered and postponed indefinitely— (See bill H. R. 1345.)	79 82 134
5179. A bill granting a pension to Julia A. Houghton— read twice and referred—	76	5206. A bill to promote the development, protection, and utilization of grazing facilities on public lands, to stabilize the range stock-raising industry, and for other purposes— read twice and referred—	79
5180. A bill granting a pension to Frank J. Address, alias Frank Smith— read twice and referred— reported—(See bill H. R. 16461.)	76	5207. A bill to provide for the construction of bridges across the Estherville-Minim Creek Canal, S. C.— read twice and referred—	79
5181. A bill granting a pension to Martin Ames, correct name Martin Lynch— read twice and referred—	76	5208. A bill granting an increase of pension to Agnes Howat— read twice and referred— reported—(See bill H. R. 16461.)	79
5182. A bill granting a pension to Sarah S. Hagar Lewis— read twice and referred—	76	5209. A bill granting an increase of pension to Lucy A. Rowles— read twice and referred—	79
5183. A bill granting a pension to Jennie M. Miller— read twice and referred— reported—(See bill H. R. 16461.)	76	5210. A bill for the relief of certain officers of the Army of the United States— read twice and referred—	79
5184. A bill granting a pension to Florence G. Brooks— read twice and referred— reported—(See bill H. R. 16389.)	76		
5185. A bill granting a pension to Mary F. Brown— read twice and referred—	76		
5186. A bill granting a pension to George W. Fowler— read twice and referred—	76		
5187. A bill granting an increase of pension to Carrie L. Stewart— read twice and referred— reported—(See bill H. R. 16461.)	76		
5188. A bill to permit extension of period of detail by the President of officer from the Corps of Engineers as Engineer Commissioner of the District of Columbia, and for other purposes— read twice and referred—	76		
5189. A bill granting an increase of pension to Abel H. Hall— read twice and referred—	76		
5190. A bill granting a pension to George C. Widlon— read twice and referred— reference changed—	77		
5191. A bill authorizing the Secretary of the Interior to transmit to Congress a final roll of Lakota and Dakota Indians on several Indian reservations— read twice and referred—	77		
5192. A bill for the relief of Theodore O. Black— read twice and referred—	77		
5193. A bill granting an increase of pension to Eliza M. Spencer— read twice and referred— reported—(See bill H. R. 16461.)	77		
5194. A bill granting an increase of pension to Mary H. Keck— read twice and referred— reported—(See bill H. R. 16461.)	77		
5195. A bill granting an increase of pension to Mary Noyes Farr— read twice and referred— reported—(See bill H. R. 16461.)	77		

Number, title, and action	Page of Journal	Number, title, and action	Page of Journal
5211. A bill to increase the pensions of persons who have lost the sight of both eyes in line of duty while in the military or naval service of the United States— read twice and referred—	79	5232. A bill for the relief of Sadie Klauber— read twice and referred— reported with amendments (Rept. No. 1547)— considered, amended, read the third time, and passed—	82 196 259
5212. A bill to extend the benefits of the employees' compensation act of September 7, 1916, to James W. Rollins— read twice and referred—	80	5233. A bill granting an increase of pension to James Farrell— read twice and referred—	82
5213. A bill for the relief of the Lucy Webb Hayes National Training School for Deaconesses and Missionaries— read twice and referred— reported without amendment (Rept. No. 1390)— considered, read the third time, and passed— passed the House— examined and signed— presented— approved [public law No. 715]	80 140 151 249 261 275 276	5234. A bill granting an increase of pension to Sarah M. Smith— read twice and referred— reported—(See bill H. R. 16461.)	82
5214. A bill granting an increase of pension to Vernon L. Johnson— read twice and referred—	80	5235. A bill granting an increase of pension to Fred Roy McCool— read twice and referred—	82
5215. A bill granting an increase of pension to Amanda J. Havens— read twice and referred— reported—(See bill H. R. 16461.)	80	5236. A bill to prohibit officers and employees of the United States and Members of Congress from acting as officers of or delegates to political party conventions or committee meetings— read twice and referred—	82
5216. A bill granting an increase of pension to Emma Anderson— read twice and referred— reported—(See bill H. R. 16461.)	80	5237. A bill for the relief of Lieut. Nicholas S. Duggan, Dental Corps, United States Navy— read twice and referred—	82
5217. A bill granting an increase of pension to Anna Paul Nichols— read twice and referred— reported—(See bill H. R. 16461.)	80	5238. A bill for the relief of Frank Christ— read twice and referred—	82
5218. A bill granting an increase of pension to Ellen E. Carlin— read twice and referred— reported—(See bill H. R. 16461.)	80	5239. A bill for the relief of J. A. Perry— read twice and referred—	82
5219. A bill to remit the duty on a carillon of bells imported for Grace Church, Plainfield, N. J.— read twice and referred—	80	5240. A bill granting an increase of pension to Emma Boyd— read twice and referred— reported—(See bill H. R. 16461.)	82
5220. A bill granting a pension to Annie R. C. Owen— read twice and referred— reported—(See bill H. R. 16389.)	80	5241. A bill granting an increase of pension to Sophronia Woffindin— read twice and referred— reported—(See bill H. R. 16461.)	82
5221. A bill for the relief of Theodore W. Goldin— read twice and referred—	80	5242. A bill granting a pension to John Schick— read twice and referred—	82
5222. A bill for the relief of Ross F. Collins— read twice and referred—	80	5243. A bill to amend section 2 of the act of Congress of March 3, 1921 (41 Stat. L., p. 1249), entitled "An act to amend section 3 of the act of Congress of June 28, 1906, entitled 'An act for the division of the lands and funds of the Osage Indians in Oklahoma, and for other purposes'"— read twice and referred—	82
5223. A bill granting a pension to James Hogan— read twice and referred— reported—(See bill H. R. 16389.)	80	5244. A bill for the relief of John H. and C. E. Haak— read twice and referred—	82
5224. A bill granting a pension to Virginia Whiting— read twice and referred— reported—(See bill H. R. 16389.)	80	5245. A bill to amend section 705 of the World War adjusted compensation act, as amended— read twice and referred—	82
5225. A bill granting a pension to John M. Hensley— read twice and referred—	80	5246. A bill to create an additional judge in the district of South Dakota— read twice and referred—	82
5226. A bill granting a pension to Elizabeth A. Norman— read twice and referred—	80	5247. A bill to increase the pensions of certain maimed veterans who have lost limbs or have been totally disabled in the same, in line of duty, in the military or naval service of the United States; and to amend section 4788 of the Revised Statutes of the United States by increasing the rates therein for artificial limbs— read twice and referred—	82
5227. A bill granting a pension to Hugh B. Mitchell— read twice and referred—	80	5248. A bill granting an increase of pension to Kate R. Mott— read twice and referred— reported—(See bill H. R. 16461.)	83
5228. A bill granting a pension to Francis W. Mudd— read twice and referred— reported—(See bill H. R. 16389.)	80	5249. A bill to authorize the Secretary of the Navy to develop an ammunition depot at Hawthorne, Nev., and for other purposes— read twice and referred— reported without amendment (Rept. No. 1492)— considered, read the third time, and passed—	84 177 215
5229. A bill granting a pension to Sarah Jane Cox— read twice and referred— reported—(See bill H. R. 16461.)	80	5250. A bill granting an increase of pension to Louise Hendershott— read twice and referred— reported—(See bill H. R. 16461.)	84
5230. A bill for the relief of Kate Mathews— read twice and referred— reported with an amendment (Rept. No. 1460)— considered, amended, read the third time, and passed—	80 164 249	5251. A bill granting a pension to Cyrus Edson— read twice and referred— reported—(See bill H. R. 16461.)	84
5231. A bill authorizing the sale of land at margin of the Rock Creek and Potomac Parkway for construction of a church and provision for proper ingress and egress to said church building— read twice and referred— reported with an amendment— considered, amended, read the third time, and passed— passed the House— examined and signed— presented— approved [public law No. 553]	82 88 92 95 95 101	5252. A bill granting a pension to Luke H. Morris— read twice and referred— reported—(See bill H. R. 16389.)	84

Number, title, and action	Page of Journal	Number, title, and action	Page of Journal
5253. A bill granting an increase of pension to Charlotte E. Johnson— read twice and referred— reported—(See bill H. R. 16461.)	84	5270. A bill granting a pension to Catherine Haffey— read twice and referred— reported—(See bill H. R. 16461.)	86
5254. A bill to amend the act of February 12, 1925 (Public, No. 402, 68th Cong.), so as to permit the Cowlitz Tribe of Indians to file suit in the Court of Claims under said act— read twice and referred—	84	5271. A bill granting an increase of pension to George E. West— read twice and referred—	86
5255. A bill granting a pension to Martha C. Hawkins— read twice and referred—	84	5272. A bill amending paragraph 5, Schedule A, Title VIII, of Public Law No. 20— read twice and referred—	86
5256. A bill granting an increase of pension to Edgar C. Martin— read twice and referred—	84	5273. A bill granting a pension to Claiborn D. Richards— read twice and referred— reported—(See bill H. R. 16461.)	86
5257. A bill granting a pension to Carrie E. Noyes— read twice and referred— reported—(See bill H. R. 16461.)	84	5274. A bill granting a pension to Eli Lutes— read twice and referred— reported—(See bill H. R. 16461.)	86
5258. A bill to amend the World War adjusted compensation act, as amended— read twice and referred—	84	5275. A bill granting a pension to Benjamin F. Winters— read twice and referred— reported—(See bill H. R. 16461.)	86
5259. A bill granting permission to Maj. Charles Beatty Moore, United States Army, to accept the following decorations, namely, the Legion of Honor tendered him by the Republic of France, and the officers' cross of the order "Polonia Restituta" tendered him by the Republic of Poland— read twice and referred— reported without amendment— considered, read the third time, and passed— passed the House— examined and signed— presented— approved [private law No. 373]—	84 162 162 177 185 187 209	5276. A bill granting a pension to Jacob Masters— read twice and referred— reported—(See bill H. R. 16461.)	86
5260. A bill granting an increase of pension to Mary Russell— read twice and referred—	84	5277. A bill granting a pension to Thomas Kinder— read twice and referred— reported—(See bill H. R. 16461.)	86
5261. A bill granting an increase of pension to Hannah Funk— read twice and referred— reported—(See bill H. R. 16461.)	84	5278. A bill granting a pension to Anthony Shell— read twice and referred— reported—(See bill H. R. 16461.)	86
5262. A bill granting an increase of pension to Elizabeth R. Smeltzer— read twice and referred— reported—(See bill H. R. 16461.)	84	5279. A bill granting a pension to Nehemiah R. Ray— read twice and referred— reported—(See bill H. R. 16461.)	86
5263. A bill to provide for the further development of agricultural extension work between the agricultural colleges in the several States receiving the benefits of the act entitled "An act donating public lands to the several States and Territories which may provide colleges for the benefit of agriculture and the mechanic arts," approved July 2, 1862, and all acts supplementary thereto, and the United States Department of Agriculture— read twice and referred— reported with amendments (Rept. No. 1512)— considered—	86 188 256	5280. A bill granting an increase of pension to Annie E. Barker— read twice and referred— reported—(See bill H. R. 16461.)	86
5264. A bill for the relief of John A. Thornton— read twice and referred—	86	5281. A bill for the relief of Steadman Martin— read twice and referred—	86
5265. A bill granting a pension to Ida S. L. Smith— read twice and referred— reported—(See bill H. R. 16461.)	86	5282. A bill for the relief of Athanasios Metaxiotis— read twice and referred—	86
5266. A bill to [regulate] <i>prohibit</i> the sale of black bass in the District of Columbia— read twice and referred— reported with an amendment (Rept. No. 1293)— considered, read the third time, and passed; title amended— passed the House— examined and signed— presented— approved [public law No. 746]—	86 100 134 248 261 275 277	5283. A bill for the validation of the acquisition of Canadian properties by the War Department and for the relief of certain disbursing officers for payments made thereon— read twice and referred—	86
5267. A bill to amend the packers and stockyards act, 1921— read twice and referred—	86	5284. A bill for the relief of Miles E. Bailey— read twice and referred—	86
5268. A bill to provide for the immediate payment to veterans of the amount of their adjusted-service credit— read twice and referred—	86	5285. A bill for the relief of Chester C. Vargas— read twice and referred—	86
5269. A bill to extend the benefits of the employees' liability act of September 7, 1916, to Otis Gee, a former employee of the Chemical Warfare Service, Edgewood Arsenal, Md.— read twice and referred—	86	5286. A bill for the relief of Henry F. Dolan— read twice and referred—	86
		5287. A bill for the relief of William H. Holmes— read twice and referred—	86
		5288. A bill for the relief of Curvin P. Gladfelter— read twice and referred—	86
		5289. A bill for the relief of Cornelius H. Witt— read twice and referred—	86
		5290. A bill for the relief of Birnie L. Brunson— read twice and referred—	86
		5291. A bill for the relief of James C. Roberts— read twice and referred—	86
		5292. A bill for the relief of Clarence W. Nichols— read twice and referred—	86
		5293. A bill for the relief of Joseph F. Kelley— read twice and referred—	86
		5294. A bill granting an increase of pension to Catherine Green— read twice and referred— reported—(See bill H. R. 16461.)	86
		5295. A bill to authorize the Secretary of the Treasury to execute agreements of indemnity to the Union Trust Co., Providence, R. I., and the National Bank of Commerce, Philadelphia, Pa.— read twice and referred—	88
		5296. A bill granting a pension to Sylvia J. Moore— read twice and referred— reported—(See bill H. R. 16461.)	88
		5297. A bill granting an increase of pension to Charles A. Swartz— read twice and referred— reported—(See bill H. R. 16389.)	88
		5298. A bill to amend the tariff act of 1922 by placing wheat for seed purposes during the season of 1927 on the free list— read twice and referred—	88
		5299. A bill for the relief of Sam H. Allen— read twice and referred—	88

Number, title, and action	Page of Journal	Number, title, and action	Page of Journal
5300. A bill granting an increase of pension to Daniel J. Newell— read twice and referred— reported—(See bill H. R. 16389.)	88	5322. A bill to amend an act entitled "An act to create a Federal Power Commission; to provide for the improvement of navigation; the development of water power; the use of the public lands in relation thereto; and to repeal section 18 of the river and harbor appropriation act, approved June 10, 1920, and for other purposes"— read twice and referred— reference changed—	90 91
5301. A bill granting an increase of pension to Dora Erickson— read twice and referred— reported—(See bill H. R. 16461.)	88	5323. A bill creating the District of Columbia insurance fund for the benefit of employees injured and the dependents of employees killed in employment, providing for the administration of such fund by the United States Employees' Compensation Commission, and authorizing an appropriation therefor— read twice and referred—	90
5302. A bill to pension soldiers who were in the military service of the United States during the Indian wars and disturbances, and the widows of such soldiers, and to increase the pensions of Indian war survivors and widows who are now pensioned— read twice and referred— reported with amendments (Rept. No. 1427)—	88 153	5324. A bill granting a pension to Kate Litton— read twice and referred— reported—(See bill H. R. 16461.)	90
5303. A bill granting a pension to James A. Partain— read twice and referred— reported—(See bill H. R. 16389.)	88	5325. A bill granting a pension to Grace I. Kunkle— read twice and referred— reported—(See bill H. R. 16389.)	90
5304. A bill granting an increase of pension to Miguel Archuleta— read twice and referred—	88	5326. A bill granting an increase of pension to Elizabeth Waddel— read twice and referred— reported—(See bill H. R. 16461.)	90
5305. A bill granting a pension to Sarah E. Boothe— read twice and referred—	88	5327. A bill for the relief of W. J. Moodyman— read twice and referred—	91
5306. A bill for the relief of the partnership of McCarthy & Sturm— read twice and referred—	88	5328. A bill granting a pension to Martha E. Tilghman— read twice and referred— reported—(See bill H. R. 16389.)	91
5307. A bill to amend section 215 of the Criminal Code— read twice and referred—	88	5329. A bill to authorize increased appropriations for the United States Bureau of Mines, and for other purposes— read twice and referred— reported without amendment—	91 162
5308. A bill granting a pension to Effie Viola Meranda— read twice and referred— reported—(See bill H. R. 16461.)	88	5330. A bill extending the classified civil service to include postmasters of the third class, and for other purposes— read twice and referred—	91
5309. A bill for the relief of Patrick J. Purcell— read twice and referred—	90	5331. A bill for the relief of Abraham H. Tompkins— read twice and referred—	91
5310. A bill granting an increase of pension to Anna B. Bell— read twice and referred— reported—(See bill H. R. 16461.)	90	5332. A bill to authorize the removal of the Aqueduct Bridge crossing the Potomac River from Georgetown, D. C., to Rosslyn, Va.— read twice and referred— reported without amendment (Rept. No. 1399)— considered, read the third time, and passed—	91 144 151
5311. A bill granting an increase of pension to Albert E. Alexander— read twice and referred— reported—(See bill H. R. 16461.)	90	5333. A bill granting an increase of pension to Lucile Dodson Brown— read twice and referred—	91
5312. A bill granting an increase of pension to Ellen H. Cross— read twice and referred— reported—(See bill H. R. 16461.)	90	5334. A bill for the relief of William Mahone from the provisions of the act of April 4, 1921, and the act of June 16, 1921— read twice and referred—	91
5313. A bill for the relief of M. F. Snider— read twice and referred—	90	5335. A bill for the relief of R. Wilson Selby— read twice and referred—	91
5314. A bill amending the act of February 28, 1925, reclassifying the salaries of postmasters— read twice and referred— reported without amendment (Rept. No. 1624)— considered, read the third time, and passed—	90 229 258	5336. A bill for the relief of the Seaboard Wharf & Warehouse Co. (Inc.)— read twice and referred—	91
5315. A bill for the relief of the First National Bank, Savannah, Ill.— read twice and referred—	90	5337. A bill granting a pension to Sarah J. Asbury— read twice and referred— reported—(See bill H. R. 16461.)	91
5316. A bill to provide for the reinstatement of Warren M. Hendricksen in the United States Military Academy— read twice and referred—	90	5338. A bill granting an increase of pension to Nathan C. Rucker— read twice and referred—	91
5317. A bill granting a pension to Reuben Hadden— read twice and referred—	90	5339. A bill [to authorize the Secretary of the Treasury to enter into a lease of a suitable building for customs purposes in the city of New York] to authorize the Secretary of the Treasury to enter into a contract to purchase, upon completion, a suitable building for customs and other governmental purposes in the city of New York— read twice and referred— reported with an amendment (Rept. No. 1377)— considered, amended, read the third time, and passed— passed the House with amendments— Senate agrees to House amendments; title amended—	91 129 152 205 280
5318. A bill granting a pension to William Sylvester Bartlett— read twice and referred— reported—(See bill H. R. 16389.)	90		
5319. A bill to provide for the preservation, completion, maintenance, operation, and use of the United States Muscle Shoals project for war, navigation, fertilizer manufacture, electric-power production, and other purposes, and in connection therewith, the incorporation of the Farmers' Federated Fertilizer Corporation, and the lease to it of the said project— read twice and referred—	90		
5320. A bill to authorize the Postmaster General to cancel a certain screen-wagon contract, and for other purposes— read twice and referred—	90		
5321. A bill granting a pension to Robert Blake— read twice and referred— reported—(See bill H. R. 16389.)	90		

Number, title, and action	Page of Journal	Number, title, and action	Page of Journal
5339—Continued.		5356. A bill granting an increase of pension to Jemmima Bittinger—	
examined and signed—	285	read twice and referred—	97
presented—	285	reported—(See bill H. R. 16461.)	
approved [public law No. 794]	286	5357. A bill authorizing the Secretary of War to award the congressional medal of honor to Deming Bronson—	
5340. A bill granting the consent of Congress to the H. A. Carpenter Bridge Co., its successors and assigns, to construct, maintain, and operate a bridge across the Ohio River, at or near the city of St. Marys, Pleasants County, W. Va., to a point opposite thereto in Washington County, Ohio—		read twice and referred—	97
read twice and referred—	91	5358. A bill to amend the World War adjusted compensation act, as amended, and to further amend the World War veterans' act, as amended—	
5341. A bill authorizing an appropriation of \$25,000 for the purchase of the compilation of place names of William G. Steel—		read twice and referred—	97
read twice and referred—	91	5359. A bill to amend section 83 of the Judicial Code, as amended—	
5342. A bill to authorize certain officers of the United States Navy to accept from the Republic of Peru, decoration and diploma of the Order of the Sun, and from the Republic of Ecuador, decoration and diploma of the Estralla Abdon Calderon—		read twice and referred—	97
read twice and referred—	91	5360. A bill granting an increase of pension to Mary S. Rogers—	
5343. A bill granting a pension to Nicholas G. Penfound—		read twice and referred—	97
read twice and referred—	91	reported—(See bill H. R. 16461.)	
reported—(See bill H. R. 16389.)		5361. A bill granting an increase of pension to Katharine Morrison—	
5344. A bill granting an increase of pension to Ellen Harley Soule—		read twice and referred—	97
read twice and referred—	91	reported—(See bill H. R. 16461.)	
reported—(See bill H. R. 16461.)		5362. A bill to amend the Federal water power act, and for other purposes—	
5345. A bill granting an increase of pension to Emma Gordon—		read twice and referred—	97
read twice and referred—	91	reported with an amendment (Rept. No. 1352)—	116
reported—(See bill H. R. 16461.)		considered, amended, read the third time, and passed—	152
5346. A bill for the relief of the estate of L. Gordon Leech, bankrupt—		5363. A bill granting pensions and increase of pensions to certain soldiers and sailors of the war with Spain, the Philippine insurrection, or the China relief expedition, to certain widows, minor children, helpless children, and dependent parents of such soldiers and sailors, and for other purposes—	233
read twice and referred—	91	read twice and referred—	
5347. A bill for the relief of the Ancona Printing Co. (Inc.)—		5364. A bill granting a pension to Mary Malvina White—	
read twice and referred—	91	read twice and referred—	97
5348. A bill for the relief of Ira E. King—		reported—(See bills H. R. 16389, H. R. 16461.)	
read twice and referred—	92	5365. A bill granting an increase of pension to Amanda M. Butcher—	
reported without amendment (Rept. No. 1448)—	162	read twice and referred—	97
considered and postponed indefinitely—	251	reported—(See bill H. R. 16461.)	
(See bill H. R. 16442.)		5366. A bill granting an increase of pension to Theresia Morrow—	
5349. A bill to amend section 7 (a) of the act of March 3, 1925, known as the "District of Columbia traffic act, 1925," as amended by section 2 of the act of July 3, 1926—		read twice and referred—	97
read twice and referred—	96	reported—(See bill H. R. 16461.)	
reported without amendment (Rept. No. 1408)—	144	5367. A bill granting an increase of pension to Sabilla E. King—	
considered, read the third time, and passed—	151	read twice and referred—	97
5350. A bill granting an increase of pension to Frank E. Wilson—		reported—(See bill H. R. 16461.)	
read twice and referred—	96	5368. A bill granting an increase of pension to Elizabeth A. Crouse—	
5351. A bill granting an increase of pension to Rebecca E. Broadway—		read twice and referred—	97
read twice and referred—	97	reported—(See bill H. R. 16461.)	
reported—(See bill H. R. 16461.)		5369. A bill granting a pension to Mary Swift Horse—	
5352. A bill to provide for one additional district judge for the eastern district of Michigan—		read twice and referred—	97
read twice and referred—	97	reported—(See bill H. R. 16389.)	
reported without amendment (Rept. No. 1490)—	177	5370. A bill repealing the act to create a Federal Power Commission, to provide for the improvement of navigation, the development of water power, the use of the public lands in relation thereto, and to repeal section 18 of the river and harbor appropriation act, approved August 8, 1917, and for other purposes, known as the Federal water power act, approved June 10, 1920—	
considered, read the third time, and passed—	249	read twice and referred—	100
passed the House—	260	5371. A bill for the relief of J. R. and Eleanor Y. Collie—	
examined and signed—	261	read twice and referred—	100
presented—	275	5372. A bill to provide for the incorporation of nonprofit, nonsecret, medical or law associations of a national character, formed for professional purposes in the District of Columbia—	
approved [public law No. 747]	277	read twice and referred—	100
5353. A bill to authorize an appropriation for a road on the Zuni Indian Reservation, N. Mex.—		5373. A bill granting an increase of pension to Mary A. Herman—	
read twice and referred—	97	read twice and referred—	100
reported without amendment (Rept. No. 1485)—	174	reported—(See bill H. R. 16461.)	
considered, read the third time, and passed—	249		
5354. A bill to add the names of Walter John Glover and Alma Genevieve Glover to the final roll of the Indians of the Flathead Indian Reservation—			
read twice and referred—	97		
5355. A bill granting an increase of pension to Dorothy Hostvet—			
read twice and referred—	97		
reported—(See bill H. R. 16461.)			

Number, title, and action	Page of Journal	Number, title, and action	Page of Journal
5374. A bill granting an increase of pension to Ella E. West—		5396. A bill for the relief of W. L. Sellers—	
read twice and referred—	100	read twice and referred—	104
reported—(See bill H. R. 16461.)		5397. A bill to amend section 9 of the river and harbor act approved March 3, 1899—	
5375. A bill granting an increase of pension to Matilda I. Arthur—		read twice and referred—	104
read twice and referred—	100	5398. A bill granting relief to Thomas M. Livingston—	
reported—(See bill H. R. 16461.)		read twice and referred—	104
5376. A bill granting an increase of pension to Caroline H. Woolsey—		reported with amendments (Rept. No. 1446)—	162
read twice and referred—	100	considered and postponed indefinitely—	249
reported—(See bill H. R. 16461.)		(See bill H. R. 16183.)	
5377. A bill granting an increase of pension to Minnie Williams—		5399. A bill granting a pension to Nelson E. Bucknam—	
read twice and referred—	100	read twice and referred—	104
reported—(See bill H. R. 16461.)		reported—(See bill H. R. 16389.)	
5378. A bill granting an increase of pension to Margaret Roy—		5400. A bill granting an increase of pension to Harriet Grace—	
read twice and referred—	100	read twice and referred—	104
reported—(See bill H. R. 16461.)		reported—(See bill H. R. 16461.)	
5379. A bill granting a pension to Isidro Tarcia—		5401. A bill to amend an act entitled "An act to provide a civil government for Porto Rico, and for other purposes," approved March 2, 1917, as amended—	
read twice and referred—	100	read twice and referred—	104
5380. A bill granting a pension to Juana Maria Carrillo—		5402. A bill to amend the act entitled "An act to provide more effectively for the national defense by increasing the efficiency of the Air Corps of the Army of the United States, and for other purposes," approved July 2, 1926—	
read twice and referred—	100	read twice and referred—	104
5381. A bill granting a pension to John G. Slate—		more effectively for the national defense by increasing the efficiency of the Air Corps of the Army of the United States, and for other purposes," approved July 2, 1926—	
read twice and referred—	100	read twice and referred—	104
reported—(See bill H. R. 16389.)		reported without amendment—	140
5382. A bill granting an increase of pension to Anna Callender—		considered, read the third time, and passed—	140
read twice and referred—	100	passed the House—	249
reported—(See bill H. R. 16461.)		examined and signed—	261
5383. A bill granting a pension to John F. Joyce—		presented—	275
read twice and referred—	102	approved [public law No. 748]	277
reported—(See bill H. R. 16389.)		5403. A bill granting a pension to Charles V. Barr—	
5384. A bill for the relief of the Pacific Steamship Co., of Seattle, Wash.—		read twice and referred—	104
read twice and referred—	102	reported—(See bill H. R. 16389.)	
5385. A bill authorizing the Secretary of the Interior to issue patent to the county of Del Norte, State of California, to Whaler Island in Crescent City Bay, Del Norte County, Calif., for purposes of a public wharf—		5404. A bill granting an increase of pension to Harry A. Smith—	
read twice and referred—	102	read twice and referred—	104
reported without amendment (Rept. No. 1686)—	252	5405. A bill to regulate the practice of medicine and midwifery in the District of Columbia, and to punish persons violating the provisions thereof—	
considered, read the third time, and passed—	258	read twice and referred—	104
passed the House—	263	5406. A bill granting an increase of pension to Emma E. Kanzleiter—	
examined and signed—	270	read twice and referred—	104
presented—	276	reported—(See bill H. R. 16461.)	
approved [private law No. 530]	279	5407. A bill granting a pension to Mary May Bricker—	
5386. A bill granting an increase of pension to Mary L. Greenwood—		read twice and referred—	104
read twice and referred—	102	reported—(See bill H. R. 16461.)	
reported—(See bill H. R. 16461.)		5408. A bill granting a pension to Henry Clay Berryman—	
5387. A bill granting an increase of pension to Anna A. Wickham—		read twice and referred—	104
read twice and referred—	102	5409. A bill for the relief of Alvin Hovey-King—	
reported—(See bill H. R. 16461.)		read twice and referred—	107
5388. A bill for the relief of Augusta Sulzer—		5410. A bill for the relief of May Fee, Daniel E. Turbeville, Zenas V. Johnston, Arthur L. Beaman, Cora M. Avery, and Harvey O. Offerdahl—	
read twice and referred—	102	read twice and referred—	107
5389. A bill granting a pension to Albert A. Bass—		5411. A bill providing for the promotion of certain non-commissioned officers in the Regular Army—	
read twice and referred—	102	read twice and referred—	107
5390. A bill granting a pension to Eunice Gilkey—		5412. A bill granting a pension to Cosme Herrera—	
read twice and referred—	102	read twice and referred—	107
reported—(See bill H. R. 16461.)		5413. A bill for the relief of Claude J. Neis—	
5391. A bill granting an increase of pension to Douglass Smith—		read twice and referred—	107
read twice and referred—	102	5414. A bill granting a pension to John Washington Beardmore—	
reported—(See bill H. R. 16461.)		read twice and referred—	107
5392. A bill for the relief of Martin C. Kieffer, jr.—		reported—(See bill H. R. 16461.)	
read twice and referred—	102	5415. A bill for the relief of Roswell H. Bancroft—	
5393. A bill for the relief of Lieut. Henry C. Weber, Medical Corps, United States Navy—		read twice and referred—	107
read twice and referred—	104	reported without amendment (Rept. No. 1353)—	116
5394. A bill authorizing William M. Chadbourne to accept a decoration from the King of the Serbs, Croats, and Slovenes—		considered, read the third time, and passed—	116
read twice and referred—	104	passed the House—	218
5395. A bill to provide for the construction of the Deschutes project in Oregon, and for other purposes—		examined and signed—	235
read twice and referred—	104	presented—	240
reported with an amendment—	191	approved [private law No. 411]	255
considered—	257	5416. A bill authorizing enrollment as members of the Cherokee Tribe of Indians of Jeffry Wilson Hamilton and heirs—	
		read twice and referred—	107

Number, title, and action	Page of Journal	Number, title, and action	Page of Journal
5417. A bill granting an increase of pension to Amanda Brading— read twice and referred— reported—(See bill H. R. 16461.)	107	5437. A bill granting an increase of pension to Elizabeth D. Fisher— read twice and referred— reported—(See bill H. R. 16461.)	107
5418. A bill granting an increase of pension to Jennie Y. Brandon— read twice and referred— reported—(See bill H. R. 16461.)	107	5438. A bill to authorize the issuance of patent for lands containing gold, silver, cinnabar, lead, tin, copper, or other valuable deposits, and for other purposes— read twice and referred—	107
5419. A bill granting an increase of pension to Matilda Butler— read twice and referred— reported—(See bill H. R. 16461.)	107	5439. A bill for the relief of Ellen M. Gholson— read twice and referred—	107
5420. A bill granting a pension to Elizabeth Baker— read twice and referred— reported—(See bill H. R. 16461.)	107	5440. A bill for the relief of William H. Brown— read twice and referred—	107
5421. A bill granting a pension to Louisa Boehme— read twice and referred— reported—(See bill H. R. 16461.)	107	5441. A bill granting an increase of pension to Sallie J. Slavy— read twice and referred— reported—(See bill H. R. 16461.)	107
5422. A bill granting an increase of pension to Anna Barrett— read twice and referred— reported—(See bill H. R. 16461.)	107	5442. A bill granting a pension to Julia Lamb— read twice and referred—	107
5423. A bill granting an increase of pension to Nannie F. Davenport— read twice and referred— reported—(See bill H. R. 16461.)	107	5443. A bill granting pensions and increase of pensions to widows and former widows of certain soldiers, sailors, and marines of the Civil War, and for other purposes— read twice and referred— reported with amendments (Rept. No. 1513)— considered and postponed indefinitely— (See bill H. R. 13450.)	107 188 257
5424. A bill granting an increase of pension to Leah E. Davison— read twice and referred— reported—(See bill H. R. 16461.)	107	5444. A bill granting an increase of pension to Mary A. Hockingberry— read twice and referred— reported—(See bill H. R. 16461.)	107
5425. A bill granting an increase of pension to Mary E. Dearen— read twice and referred— reported—(See bill H. R. 16461.)	107	5445. A bill to provide for the acquisition of a site for a Federal building in Mannington, W. Va.— read twice and referred—	107
5426. A bill granting a pension to Maria Groves— read twice and referred— reported—(See bill H. R. 16461.)	107	5446. A bill granting an increase of pension to Caroline A. Berleth— read twice and referred— reported—(See bill H. R. 16461.)	107
5427. A bill granting an increase of pension to Cora E. Hotten— read twice and referred— reported—(See bill H. R. 16461.)	107	5447. A bill granting a pension to Elizabeth E. Bagley— read twice and referred— reported—(See bill H. R. 16461.)	109
5428. A bill granting an increase of pension to Annie E. Kent— read twice and referred— reported—(See bill H. R. 16461.)	107	5448. A bill to amend paragraph C of subsection 3 of section 202 of an act entitled "An act to provide additional credit facilities for the agricultural and livestock industries of the United States, to amend the Federal farm loan act, to amend the Federal reserve act, and for other purposes," approved March 4, 1923— read twice and referred—	109
5429. A bill granting an increase of pension to Harriett Larue— read twice and referred— reported—(See bill H. R. 16461.)	107	5449. A bill to authorize a permanent annual appropriation for the maintenance of the Gorgas Memorial Laboratory— read twice and referred— reported without amendment (Rept. No. 1504)— considered, read the third time, and passed—	109 186 249
5430. A bill granting an increase of pension to Carrie Naylor— read twice and referred— reported—(See bill H. R. 16461.)	107	5450. A bill granting a pension to Mary R. Nichols— read twice and referred— reported—(See bill H. R. 16389.)	109
5431. A bill granting an increase of pension to Edie Nichols— read twice and referred— reported—(See bill H. R. 16461.)	107	5451. A bill to change the title of the United States Court of Customs Appeals, and for other purposes— read twice and referred—	109
5432. A bill granting an increase of pension to Parmelia Preston— read twice and referred— reported—(See bill H. R. 16461.)	107	5452. A bill to prevent suits in the District Court of the United States for Porto Rico to restrain the assessment and collection of taxes imposed by the laws of Porto Rico— read twice and referred— reference changed—	109 192
5433. A bill to further amend the act entitled "An act for the retirement of employees in the classified civil service, and for other purposes," approved May 22, 1920— read twice and referred—	107	5453. A bill to authorize the Secretary of the Navy to modify agreements heretofore made for the settlement of a claim in behalf of the United States against Tioga Steel & Iron Co.— read twice and referred—	109
5434. A bill to create the Philippine leprosy commission and to provide facilities in the Philippine Islands for the care and treatment of persons afflicted with leprosy— read twice and referred— reported—(See bill H. R. 16461.)	107	5454. A bill authorizing the establishment of a migratory-bird refuge at Bear River Bay, Great Salt Lake, Utah— read twice and referred— reported without amendment (Rept. No. 1487)— considered, read the third time, and passed—	109 177 249
5435. A bill to provide for the widening of C Street NE., in the District of Columbia, and for other purposes— read twice and referred— reported without amendment (Rept. No. 1400)— considered, read the third time, and passed— passed the House— examined and signed— presented— approved [public law No. 704]—	107 144 151 249 261 276 276	5455. A bill granting the consent of Congress to Kansas-Nebraska-Dakota Highway Association to construct a toll bridge across the Missouri River between the States of Nebraska and South Dakota— read twice and referred—	109
5436. A bill granting an increase of pension to Myra Burnham— read twice and referred— reported—(See bill H. R. 16389.)	107		

Number, title, and action	Page of Journal	Number, title, and action	Page of Journal
5456. A bill granting a pension to Helen M. Dodge— read twice and referred— reported—(See bill H. R. 16461.)	109	5475. A bill granting a pension to Mary Willard— read twice and referred— reported—(See bill H. R. 16461.)	114
5457. A bill to establish a National War Memorial Museum and veterans' headquarters in the building known as Ford's Theater— read twice and referred—	109	5476. A bill to add certain lands to the Colville National Forest, Wash.— read twice and referred—	114
5458. A bill granting a pension to Thomas L. Hocken-smith— read twice and referred— reported—(See bill H. R. 16461.)	109	5477. A bill granting an increase of pension to Henrietta George Dickson— read twice and referred—	114
5459. A bill granting an increase of pension to Mary Jane Brothers— read twice and referred— reported—(See bill H. R. 16461.)	109	5478. A bill granting an increase of pension to Adelia M. Emmons— read twice and referred— reported—(See bill H. R. 16461.)	114
5460. A bill relating to labor of certain watchmen and building guards— read twice and referred—	109	5479. A bill to authorize the Secretary of the Navy to dispose of certain parts of the frigate Constitution, to be used as souvenirs— read twice and referred— reported without amendment (Rept. No. 1430)— considered, read the third time, and passed— passed the House— examined and signed— presented— approved [public law No. 718]—	114 158 249 260 264 276 276
5461. A bill granting an increase of pension to James E. Embury— read twice and referred—	111	5480. A bill granting an increase of pension to Katherine E. Johnson— read twice and referred— reported—(See bill H. R. 16461.)	114
5462. A bill granting a pension to Mary Helen Grant— read twice and referred— reported—(See bill H. R. 16461.)	111	5481. A bill granting an increase of pension to Anna Putnam— read twice and referred— reported—(See bill H. R. 16461.)	114
5463. A bill [providing for the consolidation of the functions of the Department of Commerce relating to navigation] to establish load lines for American vessels in the foreign trade, and for other purposes— read twice and referred— reported with an amendment to title (Rept. No. 1351)— considered, read the third time, and passed; title amended— reconsidered and placed on calendar—	111 115 151 151	5482. A bill granting an increase of pension to Ettie Poleman— read twice and referred— reported—(See bill H. R. 16461.)	114
5464. A bill for the relief of Nina MacDonald— read twice and referred—	111	5483. A bill granting an increase of pension to Lucinda Freeburn— read twice and referred— reported—(See bill H. R. 16461.)	114
5465. A bill granting a pension of \$50 per month to Mary A. Brown, widow of Tully McIntyre, formerly captain of top, U. S. S. Tuscarora— read twice and referred—	111	5484. A bill allowing and regulating amateur boxing and sparring matches in the District of Columbia— read twice and referred—	114
5466. A bill for the relief of the Citizens' National Bank, of Petty, Tex.— read twice and referred— reported without amendment (Rept. No. 1373)— considered, read the third time, and passed— passed the House— examined and signed— presented— approved [private law No. 412]—	111 129 150 218 235 240 255	5485. A bill to enlarge the jurisdiction of the Municipal Court of the District of Columbia and to expedite the business now transacted by the police court— read twice and referred—	114
5467. A bill granting an increase of pension to Phoebe E. Messick— read twice and referred— reported—(See bill H. R. 16461.)	111	5486. A bill concerning liability for participation in breaches of fiduciary obligations and to make uniform the law with reference thereto— read twice and referred—	114
5468. A bill granting a pension to John S. Truscott— read twice and referred— reported—(See bill H. R. 16389.)	111	5487. A bill for the relief of Homer C. Parker— read twice and referred—	114
5469. A bill granting an increase of pension to Sally Parsons— read twice and referred— reported—(See bill H. R. 16461.)	111	5488. A bill granting a pension to Augusta Cornog— read twice and referred—	114
5470. A bill to correct the military record of William Mullins— read twice and referred—	111	5489. A bill granting an increase of pension to Wilhelmine Engel— read twice and referred— reported—(See bill H. R. 16461.)	114
5471. A bill allowing credit to postal and substitute postal employees for time served in the Army, Navy, or Marine Corps of the United States— read twice and referred—	111	5490. A bill granting an increase of pension to Anna E. Wilson— read twice and referred— reported—(See bill H. R. 16461.)	114
5472. A bill amending the act entitled "An act to provide for the carrying out of the award of the National War Labor Board of July 31, 1918, in favor of certain employees of the Bethlehem Steel Co., Bethlehem, Pa.," approved March 4, 1925, as amended— read twice and referred—	111	5491. A bill granting an increase of pension to Martha A. Osborn— read twice and referred—	114
5473. A bill to equalize the pay of certain officers of the Marine Corps with that of officers with corresponding service in the Navy— read twice and referred—	111	5492. A bill granting an increase of pension to Richard B. Norris— read twice and referred—	114
5474. A bill granting an increase of pension to Eliza J. Wells— read twice and referred— reported—(See bill H. R. 16461.)	111	5493. A bill granting the consent of Congress to the Pomeroy-Mason Bridge Co., its successors and assigns, to construct, maintain, and operate a bridge across the Ohio River at or near the town of Mason, Mason County, W. Va., to a point opposite thereto in the city of Pomeroy, Meigs County, Ohio— read twice and referred—	114
		5494. A bill granting the consent of Congress to the Ohio & Point Pleasant Bridge Co., its successors and assigns, to construct, maintain, and operate a bridge across the Ohio River at or near the city of Point Pleasant, W. Va., to a point opposite thereto in Gallia County, State of Ohio— read twice and referred—	114

Number, title, and action	Page of Journal	Number, title, and action	Page of Journal
5495. A bill to amend paragraph 503 of the tariff act of 1922— read twice and referred.....	114	5512. A bill granting a pension to Nettie Brooks— reported—(See bill H. R. 16461.) read twice and referred.....	116
5496. A bill to prevent the use of poisonous materials in the denaturing of alcohol— read twice and referred.....	114	5513. A bill granting a pension to Malcolm Cameron— read twice and referred.....	116
5497. A bill granting a pension to William D. Wood— read twice and referred.....	114	5514. A bill granting an increase of pension to Julia Jackson— read twice and referred.....	116
5498. A bill providing that funds appropriated for the care and relief of Indians of Montana under the direction of the Secretary of the Interior shall be expended through certain public agencies of the State of Montana— read twice and referred.....	114	5515. A bill granting an increase of pension to Myron W. Howe— read twice and referred.....	116
5499. A bill authorizing a survey of the Caloosahatchee River drainage area in Florida, and of Lake Okechobee and certain territory bordering its shores in Florida— read twice and referred.....	114	5516. A bill granting an increase of pension to Mary E. Denton— read twice and referred.....	116
reported without amendment (Rept. No. 1419).....	145	5517. A bill granting an increase of pension to Isabell Lester— read twice and referred.....	116
considered, read the third time, and passed.....	154	5518. A bill granting an increase of pension to Nettie G. Lankenau— read twice and referred.....	116
examined and signed.....	157	5519. A bill granting an increase of pension to Sallie E. Arbogast— read twice and referred.....	116
presented.....	159	5520. A bill authorizing and directing the Secretary of the Secretary of the Interior to investigate, hear, and determine the claims of individual members of the Sioux Tribe of Indians against tribal funds or against the United States— read twice and referred.....	116
approved [public law No. 619].....	178	5521. A bill granting an increase of pension to Lydia Augusta Patterson— read twice and referred.....	116
5500. A bill granting a pension to Elizabeth Swornstedt— read twice and referred.....	114	5522. A bill to authorize the appropriation for use by the Secretary of Agriculture of certain funds for wool standards, and for other purposes— read twice and referred.....	118
5501. A bill for the relief of Darlington & Co.— read twice and referred.....	114	5523. A bill authorizing the Shoshone Tribe of Indians of the Wind River Reservation in Wyoming to submit claims to the Court of Claims— read twice and referred.....	118
5502. A bill granting a pension to Weltha M. Benson— read twice and referred.....	114	reported without amendment (Rept. No. 1389).....	140
reported—(See bill H. R. 16461.).....	114	considered, read the third time, and passed.....	151
5503. A bill granting a pension to Robert Zink— read twice and referred.....	114	passed the House.....	247
5504. A bill granting an increase of pension to Mattie J. Mileham— read twice and referred.....	114	examined and signed.....	261
reported—(See bill H. R. 16461.).....	114	presented.....	276
5505. A bill granting an increase of pension to John T. Mack— read twice and referred.....	114	approved [public law No. 705].....	276
5506. A bill authorizing and directing the Comptroller General of the United States to make payments of certain claims or to allow credit to disbursing agents of the Bureau of Reclamation, Department of the Interior, in certain cases— read twice and referred.....	114	5524. A bill to refer the claims of the loyal Creek Indians to the Court of Claims, with the right of appeal to the Supreme Court of the United States— read twice and referred.....	118
reported with amendments (Rept. No. 1456).....	162	5525. A bill granting a pension to Laura R. Holliday— read twice and referred.....	118
considered and postponed indefinitely.....	250	reported—(See bill H. R. 16461.).....	118
(See bill H. R. 14567.).....	250	5526. A bill regulating Indian allotments disposed of by will— read twice and referred.....	118
5507. A bill to authorize the appointment of Helmer H. Koppang a passed assistant paymaster, with rank of lieutenant, in the United States Navy, and for other purposes— read twice and referred.....	114	5527. A bill granting a pension to Robert Ownby— read twice and referred.....	118
5508. A bill to amend section 200 of the World War veterans' act, 1924, approved June 7, 1924— read twice and referred.....	116	5528. A bill granting a pension to Bramble B. Ownby— read twice and referred.....	118
5509. A bill to amend section 1 of the act approved May 26, 1926, entitled "An act to amend sections 1, 5, 6, 8, and 18 of an act approved June 4, 1920, entitled 'An act to provide for the allotment of lands of the Crow Tribe, for the distribution of tribal funds, and for other purposes'"— read twice and referred.....	116	5529. A bill granting an increase of pension to Abbie N. Thorn— read twice and referred.....	118
reported with an amendment (Rept. No. 1488).....	177	reported—(See bill H. R. 16461.).....	118
considered, amended, read the third time, and passed.....	249	5530. A bill to promote the efficiency of the Navy— read twice and referred.....	118
5510. A bill granting an increase of pension to Marina A. de Lucero— read twice and referred.....	116	5531. A bill granting an increase of pension to John F. Mossberg— read twice and referred.....	118
reported—(See bill H. R. 16461.).....	116	reported—(See bill H. R. 16389.).....	118
5511. A bill authorizing the President to appoint Capt. Reginald Rowan Belknap, United States Navy, retired, a rear admiral on the retired list of the Navy— read twice and referred.....	116	5532. A bill granting a pension to William J. O'Brien— read twice and referred.....	118
reported without amendment (Rept. No. 1493).....	177	5533. A bill to regulate the height and exterior design and construction of public and private buildings in the National Capital fronting on or located within 200 feet of a public building or public park— read twice and referred.....	118
considered, read the third time, and passed.....	251		
reconsidered and postponed indefinitely.....	251		
(See bill H. R. 16703).....	251		

Number, title, and action	Page of Journal	Number, title, and action	Page of Journal
5533—Continued. reference changed.....	149	5550. A bill for the relief of John E. Ross— read twice and referred.....	127
reported with an amendment (Rept. No. 1495).....	181	5551. A bill to remit the duty on a carillon of bells to be imported for the Virginia World War Memorial, Richmond, Va.— read twice and referred.....	127
considered, amended, read the third time, and passed.....	249	5552. A bill to authorize the Commissioners of the District of Columbia to compromise and settle certain suits at law resulting from the subsidence of First Street east, in the District of Columbia, occasioned by the construction of a railroad tunnel under said street— read twice and referred.....	127
5534. A bill granting an increase of pension to Lucy Cormick— read twice and referred.....	118	reported without amendment (Rept. No. 1521).....	191
5535. A bill granting the consent of Congress to the Nebraska-Iowa Bridge Co., its successors and assigns, to construct, maintain, and operate a bridge across the Missouri River— read twice and referred.....	118	considered, read the third time, and passed.....	258
5536. A bill for the relief of Will Foring Brown— read twice and referred.....	118	5553. A bill amending the act approved August 30, 1890 (Stat. L., vol. 26, pp. 412-413), relative to condemnation of land for parks, parkways, and playgrounds— read twice and referred.....	127
5537. A bill further extending the time for the commencement and completion by Dauphin Island Railway & Harbor Co. of the bridge or bridges across the water between the mainland, at or near Cedar Point, and Dauphin Island, Mobile County, Ala., and for other purposes— read twice and referred.....	118	5554. A bill granting an increase of pension to Henry F. Tower— read twice and referred.....	127
5538. A bill relating to the proof of occupancy and possession of public lands, and for other purposes— read twice and referred.....	118	5555. A bill granting a pension to Clara M. Roberts— read twice and referred.....	127
5539. A bill to authorize and direct the Comptroller General to settle and allow the claims of E. A. Goldenweiser, Edith M. Furbush, and Horatio M. Pollock for services rendered to the Department of Commerce— read twice and referred.....	118	5556. A bill granting an increase of pension to Josephine S. Hall— read twice and referred.....	127
reported without amendment (Rept. No. 1384).....	136	reported—(See bill H. R. 16461.).....	127
considered, read the third time, and passed.....	151	5557. A bill to amend section 35 of the organic act, approved March 2, 1917, entitled "An act to provide a civil government for Porto Rico, and for other purposes"— read twice and referred.....	127
passed the House.....	218	5558. A bill granting an increase of pension to Andrew J. Lovelady— read twice and referred.....	130
examined and signed.....	235	reported—(See bill H. R. 16389.).....	130
presented.....	240	5559. A bill to authorize per capita payments to the Indians of the Crow Creek Reservation, S. Dak.— read twice and referred.....	130
approved [private law No. 413].....	255	5560. A bill relating to foreign judgments— read twice and referred.....	130
5540. A bill requiring the Board of Tax Appeals to pass on certain proposed refunds of taxes— read twice and referred.....	118	5561. A bill for the relief of Clifton, Applegate & Toole— read twice and referred.....	130
5541. A bill granting an increase of pension to Emily Atherton— read twice and referred.....	118	5562. A bill to increase the compensation and regulate leave of absence of storekeepers, gaugers, and storekeeper-gaugers, and for other purposes— read twice and referred.....	130
reported—(See bill H. R. 16461.).....	118	5563. A bill granting a pension to Margaret L. Coon— read twice and referred.....	130
5542. A bill to fix the salaries of the members of the Board of Commissioners of the District of Columbia— read twice and referred.....	118	reported—(See bill H. R. 16461.).....	130
5543. A bill to amend an act entitled "An act to create a juvenile court in and for the District of Columbia"— read twice and referred.....	118	5564. A bill granting a pension to Celia R. Miller— read twice and referred.....	130
5544. A bill granting an increase of pension to Martha A. Evans— read twice and referred.....	118	reported—(See bill H. R. 16461.).....	130
5545. A bill to provide for the protection of municipal watersheds within the national forests— read twice and referred.....	118	5565. A bill granting a pension to Violet G. Wilt— read twice and referred.....	130
5546. A bill to amend section 10 of the plant quarantine act, approved August 20, 1912— read twice and referred.....	127	reported—(See bill H. R. 16461.).....	130
reported without amendment (Rept. No. 1659).....	244	5566. A bill granting an increase of pension to Emma L. Ridinger— read twice and referred.....	130
considered, read the third time, and passed.....	258	reported—(See bill H. R. 16461.).....	130
5547. A bill to extend the benefits of the United States employees' compensation act to Melvin J. Oppenheim— read twice and referred.....	127	5567. A bill granting an increase of pension to Lydia Bratton— read twice and referred.....	130
5548. A bill to credit the accounts of Richings J. Shand, United States property and disbursing officer, Illinois National Guard— read twice and referred.....	127	reported—(See bill H. R. 16461.).....	130
reported with an amendment (Rept. No. 1428).....	153	5568. A bill to amend an act entitled "An act to establish a department of economics, government, and history at the United States Military Academy, at West Point, N. Y., and to amend chapter 174 of the act of Congress of April 19, 1910, entitled 'An act making appropriations for the support of the Military Academy for the fiscal year ending June 30, 1911, and for other purposes,'" approved June 8, 1926— read twice and referred.....	136
considered, amended, read the third time, and passed.....	249	5569. A bill to establish the office of insular affairs, and for other purposes— read twice and referred.....	136
passed the House.....	260	5570. A bill granting a pension to Thomas W. Bath— read twice and referred.....	136
examined and signed.....	270		
presented.....	276		
approved [private law No. 448].....	279		
5549. A bill granting an increase of pension to Nancy C. Cunningham— read twice and referred.....	127		
reported—(See bill H. R. 16461.).....	127		

Number, title, and action	Page of Journal
5571. A bill granting an increase of pension to Ellen Bennett— read twice and referred— reported—(See bill H. R. 16461.)	136
5572. A bill granting an increase of pension to Alice M. A. Pickler— read twice and referred— reported—(See bill H. R. 16461.)	136
5573. A bill granting an increase of pension to Melissa J. Kauffman— read twice and referred— reported—(See bill H. R. 16461.)	136
5574. A bill granting an increase of pension to Julia A. Cale— read twice and referred— reported—(See bill H. R. 16461.)	136
5575. A bill granting an increase of pension to Lydia A. Jones— read twice and referred— reported—(See bill H. R. 16461.)	136
5576. A bill granting an increase of pension to Mary L. Haddix— read twice and referred— reported—(See bill H. R. 16461.)	136
5577. A bill to limit the application of the internal-revenue tax upon passage tickets— read twice and referred—	136
5578. A bill to authorize the Secretary of the Treasury to prepare a medal with appropriate emblems and inscriptions commemorative of the services, sacrifices, and patriotism of the American women of all wars in which the United States has participated— read twice and referred—	136
5579. A bill to amend the World War veterans' act, 1924, as amended— read twice and referred—	136
5580. A bill authorizing the extension of the park system of the District of Columbia— read twice and referred— reported without amendment (Rept. No. 1651)...	136 243
5581. A bill granting an increase of pension to Lucy Cornish— read twice and referred— reported—(See bill H. R. 16461.)	136
5582. A bill for the taking of testimony in actions at common law and in equity in the United States courts— read twice and referred—	141
5583. A bill to authorize the reappointment of George Edwin Penton as second lieutenant in the United States Army— read twice and referred—	141
5584. A bill for the relief of the Milwaukee Tanning & Clothing Co., a corporation— read twice and referred—	141
5585. A bill to extend the time for construction of a bridge across the southern branch of the Elizabeth River, near the cities of Norfolk and Portsmouth, in the county of Norfolk, State of Virginia— read twice and referred— reported without amendment (Rept. No. 1500)...	141 186 202 208 212 240
5586. A bill for the relief of Carl Halla— read twice and referred—	141
5587. A bill granting an increase of pension to Emily Browning— read twice and referred— reported—(See bill H. R. 16461.)	141
5588. A bill granting the consent of Congress to the Big Sandy & Cumberland Railroad Co. to construct and [maintain] operate a bridge across the Tug Fork of Big Sandy River, at Devon, Mingo County, W. Va.— read twice and referred— reported with amendments (Rept. No. 1471)...	141 171 171 202 208

Number, title, and action	Page of Journal
5588—Continued. presented— approved [public law No. 649]—	213 240
5589. A bill to authorize a reward for the discovery of a successful cure for cancer, and to create a commission to inquire into and ascertain the success of such cure— read twice and referred—	141
5590. A bill for the relief of George H. Koerner— read twice and referred—	141
5591. A bill granting an increase of pension to Annie E. Johnson— read twice and referred— reported—(See bill H. R. 16461.)	141
5592. A bill to provide for cooperation by the Smithsonian Institution with State educational and scientific organizations in the United States for continuing ethnological researches on the American Indians— read twice and referred—	141
5593. A bill for the relief of Walter W. Price— read twice and referred—	141
5594. A bill granting six months' pay to Maria J. McShane— read twice and referred—	141
5595. A bill relating to assuring compensation for accidental injuries or death of employees in certain occupations in the District of Columbia— read twice and referred—	141
5596. A bill granting the consent of Congress to Dauphin Island Railway & Harbor Co., its successors and assigns, to construct, maintain, and operate a railroad bridge and approaches thereto and/or a [causeway or] toll bridge across the water between the mainland at or near Cedar Point and Dauphin Island— read twice and referred— reported with amendments (Rept. No. 1457)...	141 162 162 202 205 209 213 240
5597. A bill for the relief of Georgianna Brannan— read twice and referred—	145
5598. A bill to extend the time for constructing a bridge across the Ohio River approximately midway between the city of Owensboro, Ky., and Rockport, Ind.— read twice and referred— reported without amendment (Rept. No. 1470)...	145 171 171 202 208 212 240
5599. A bill granting an increase of pension to Hannah E. Lewis— read twice and referred— reported—(See bill H. R. 16461.)	145
5600. A bill granting an increase of pension to Amelia Brant— read twice and referred— reported—(See bill H. R. 16461.)	145
5601. A bill to provide for the refund of taxes to the Bank of Italy, San Francisco, Calif.— read twice and referred—	145
5602. A bill granting the consent of Congress to the city of Blair, in the State of Nebraska, or its assigns, to construct a bridge and approaches thereto across the Missouri River between the States of Nebraska and Iowa— read twice and referred— reported with amendments (Rept. No. 1501)...	145 186 186
5603. A bill granting the consent of Congress to the Department of Highways and Public Works of the State of Tennessee to construct a bridge across the Clinch River, approximately at Kyles Ford, on the Rogersville-Sneedville Road in Hancock County, Tenn.— read twice and referred—	145

Number, title, and action	Page of Journal
5603—Continued. reported without amendment (Rept. No. 1499) -- considered, read the third time, and passed—	186 186
5604. A bill to regulate the marking of platinum imported into the United States or transported in interstate commerce, and for other purposes— read twice and referred—	145
5605. A bill granting an increase of pension to Jennie M. Farmer— read twice and referred— reported—(See bill H. R. 16461.)	145
5606. A bill granting a pension to George Daniel Powers— read twice and referred— reported—(See bill H. R. 16461.)	145
5607. A bill granting an increase of pension to Minnie C. Holland— read twice and referred— reported—(See bill H. R. 16461.)	145
5608. A bill granting an increase of pension to John J. Mahoney— read twice and referred—	145
5609. A bill granting an increase of pension to Eunice A. Mullen— read twice and referred— reported—(See bill H. R. 16461.)	145
5610. A bill awarding a congressional medal of honor to Lincoln Ellsworth— read twice and referred—	145
5611. A bill authorizing the acceptance from the Republic of Chile of the order of Al Mérito, conferred on certain officers of the United States Navy— read twice and referred—	149
5612. A bill granting an increase of pension to Anna L. Sweet— read twice and referred— reported—(See bill H. R. 16461.)	149
5613. A bill to make it the duty of certain courts of the United States to render decisions within certain maximum limits of time— read twice and referred—	149
5614. A bill granting a pension to Adelaide C. Young— read twice and referred—	149
5615. A bill granting an increase of pension to Missouri A. Stine— read twice and referred— reported—(See bill H. R. 16461.)	149
5616. A bill granting an increase of pension to Frances M. Gushee— read twice and referred— reported—(See bill H. R. 16461.)	149
5617. A bill for the relief of the city of New York— read twice and referred— reported without amendment (Rept. No. 1710)...	149 275
5618. A bill authorizing the erection of a sanitary fireproof hospital at the National Home for Disabled Volunteer Soldiers at Dayton, Ohio— read twice and referred—	149
5619. A bill granting an increase of pension to Kizzie Morgan— read twice and referred— reported—(See bill H. R. 16461.)	149
5620. A bill granting the consent of Congress to John R. Scott, Thomas J. Scott, E. E. Green, and Baxter L. Brown, their successors and assigns, to construct, maintain, and operate a bridge across the Mississippi River— read twice and referred— reported with an amendment (Rept. No. 1469)...	149 171 202 208 212 240
5621. A bill granting an increase of pension to Ethalinda Holbrook— read twice and referred— reported—(See bill H. R. 16461.)	149
5622. A bill authorizing the acceptance by the Navy Department of a site for an aviation training field in the vicinity of Pensacola, Fla., and for other purposes— read twice and referred— reported without amendment (Rept. No. 1497) --	149 181

Number, title, and action	Page of Journal
5622—Continued. considered, read the third time, and passed— passed the House— examined and signed— presented— approved [public law No. 629]—	181 184 190 192 209
5623. A bill granting a pension to Arthur L. Williams— read twice and referred— reported—(See bill H. R. 16389.)	149
5624. A bill to provide for continued hospitalization at Liberty, N. Y., of certain beneficiaries of the Veterans' Bureau— read twice and referred— reported without amendment (Rept. No. 1648) -- considered, read the third time, and passed— passed the House— examined and signed— presented— approved [public law No. 785]—	149 343 343 269 273 276 286
5625. A bill to provide for continued hospitalization at Saranac Lake, N. Y., of certain beneficiaries of the Veterans' Bureau— read twice and referred— reported without amendment (Rept. No. 1649) -- considered, read the third time, and passed— passed the House— examined and signed— presented— approved [public law No. 784]—	149 243 243 269 273 276 286
5626. A bill granting the consent of Congress to George A. Hero and Allen S. Hackett, their successors and assigns, to construct, maintain, and operate a bridge across the Mississippi River— read twice and referred—	149
5627. A bill granting a pension to John F. Mathews— read twice and referred— reported—(See bill H. R. 16461.)	149
5628. A bill granting a pension to Minnie Alexandria Williams— read twice and referred— reported—(See bill H. R. 16461.)	149
5629. A bill granting a pension to Minnie M. Billings— read twice and referred— reported—(See bill H. R. 16461.)	149
5630. A bill granting an increase of pension to Emma J. Case— read twice and referred— reported—(See bill H. R. 16461.)	149
5631. A bill granting an increase of pension to Mary J. Barrows— read twice and referred— reported—(See bill H. R. 16461.)	149
5632. A bill granting a pension to Thomas Morrison— read twice and referred— reported—(See bill H. R. 16461.)	149
5633. A bill to authorize per capita payments to the Indians of the Cheyenne River Reservation, S. Dak.— read twice and referred—	149
5634. A bill to increase the efficiency of the Military Establishment, and for other purposes— reported, read twice, and placed on calendar (Rept. No. 1421) -- considered, read the third time, and passed—	148 249
5635. A bill granting an increase of pension to Emma E. Gillespie— read twice and referred— reported—(See bill H. R. 16461.)	149
5636. A bill granting an increase of pension to Ellen A. Toale— read twice and referred— reported—(See bill H. R. 16461.)	149
5637. A bill to amend the World War veterans' act, 1924, as amended— read twice and referred—	149
5638. A bill providing for payment to the German Government of \$461.59 in behalf of the heirs or representatives of the German nationals John Adolf, Hermann Pegel, Franz Lipfert, Albert Wittenburg, Karl Behr, and Hans Dechantsreiter— read twice and referred— reported without amendment (Rept. No. 1433) -- considered, read the third time, and passed—	154 158 249

Number, title, and action	Page of Journal	Number, title, and action	Page of Journal
5639. A bill to increase the pensions of certain veterans of the Civil War— read twice and referred.....	154	5663. A bill to extend medical and hospital relief to retired officers and enlisted men of the United States Coast Guard— read twice and referred.....	159
5640. A bill enabling cooperative organizations to deal with wholesale sellers on equal terms with all others— read twice and referred.....	154	5664. A bill for relief of the Bowers Southern Dredging Co.— read twice and referred.....	159
5641. A bill to establish a separate classification of mail matter and more equitable postal rates for books— read twice and referred.....	154	5665. A bill to reorganize the administration of the Federal intermediate credit bank system, to create a Federal intermediate credit bureau, and for other purposes— read twice and referred.....	163
5642. A bill making eligible for pension certain Indians who served with the Army in various Indian campaigns— read twice and referred.....	154	5666. A bill for the relief of the owners of the sailing vessel Creeksea and all owners of cargo laden on board thereof at the time of her collision with the United States destroyer Sands— read twice and referred.....	163
5643. A bill granting an increase of pension to Alice S. Munroe— read twice and referred.....	154	5667. A bill to exempt employees of the public-school system of the District of Columbia from the \$2,000 salary limitation provision of the legislative, executive, and judicial appropriation act, approved May 10, 1916, as amended— read twice and referred.....	163
5644. A bill granting an increase of pension to Frances M. Crowl— read twice and referred.....	154	5668. A bill to further develop an American merchant marine, to assure its permanence in the transportation of the foreign trade of the United States, and for other purposes— read twice and referred.....	163
5645. A bill to authorize the appointment of Capt. M. M. Cloud, retired, to the grade of major, retired, in the United States Army— read twice and referred.....	154	5669. A bill to make possible private ownership and operation by citizens of the United States of America of vessels operated in foreign trade— read twice and referred.....	163
5646. A bill to prohibit the acceptance by any person of certain contributions to be used for the purpose of promoting or opposing the passage or of influencing the favorable or unfavorable consideration by Congress of any proposed legislation or other matters— read twice and referred.....	154	5670. A bill to amend the World War veterans' act of 1924, as amended— read twice and referred.....	163
5647. A bill to amend the Federal corrupt practices act, 1925, approved February 28, 1925, by prohibiting the acceptance of certain contributions, and for other purposes— read twice and referred.....	154	5671. A bill to amend paragraph (c) of section 4 of the act entitled "An act to create the inland waterways corporation for the purpose of carrying out the mandate and purpose of Congress as expressed in sections 201 and 500 of the transportation act, and for other purposes," approved June 3, 1924— read twice and referred.....	165
5648. A bill granting a pension to Leander L. Houston— read twice and referred.....	154	5672. A bill granting a pension to Mary E. King— read twice and referred.....	165
5649. A bill to amend the act entitled "An act to adjust water-right charges, to grant certain other relief on the Federal irrigation projects, and for other purposes," approved May 26, 1926— read twice and referred.....	154	5673. A bill granting a pension to Mary A. Miller— read twice and referred.....	165
5650. A bill to establish a committee for the preservation of the historic records of the United States, and for other purposes— read twice and referred.....	154	5674. A bill for the transportation of foreign mails of the United States, the creation and maintenance of auxiliaries for the use of the Army and Navy, the defense of the United States, and for other purposes— read twice and referred.....	165
5651. A bill granting a pension to Harriett Anna Burns— read twice and referred.....	154	5675. A bill validating certain applications for and entries of public lands— read twice and referred.....	165
5652. A bill for the relief of Susan T. Smoke— read twice and referred.....	159	5676. A bill providing for the disposition of certain lands in Michigan and Wisconsin, and the adjustment of claims arising from erroneous surveys— read twice and referred.....	165
5653. A bill for the relief of Fred A. Knauf— read twice and referred.....	159	5677. A bill to amend section 2455 of the Revised Statutes of the United States, as amended, relating to isolated tracts of public land— read twice and referred.....	165
5654. A bill to extend the time for construction of a bridge across the Susquehanna River, in Northumberland and Snyder Counties, State of Pennsylvania— read twice and referred.....	159	5678. A bill to withhold timberlands from sale under the timber and stone act— read twice and referred.....	165
5655. A bill granting patent to O. E. Moore— read twice and referred.....	159	5679. A bill to repeal an act entitled "An act to provide for stock-raising homesteads, and for other purposes"— read twice and referred.....	165
5656. A bill for the relief of John James Kirwan Koughan— read twice and referred.....	159	5680. A bill to repeal the desert land laws, and for other purposes— read twice and referred.....	165
5657. A bill for the relief of Charles E. Davis— read twice and referred.....	159		
5658. A bill granting a pension to Edward J. Breslin— read twice and referred.....	159		
5659. A bill granting a pension to Walter S. Cargill— read twice and referred.....	159		
5660. A bill to provide funds for the upkeep of the Puyallup Indian Cemetery at Tacoma, Wash.— read twice and referred.....	159		
5661. A bill to authorize a per capita payment from tribal funds to the Fort Hall Indians— read twice and referred.....	159		
5662. A bill to authorize the Secretary of the Interior to expend certain Indian tribal funds for industrial purposes— read twice and referred.....	159		

Number, title, and action	Page of Journal	Number, title, and action	Page of Journal
5681. A bill to authorize the issuance of patent for lands containing deposits of copper and associated minerals, and for other purposes— read twice and referred.....	165	5699—Continued. examined and signed.....	217
5682. A bill granting an increase of pension to William G. Simpson— read twice and referred.....	165	presented.....	220
5683. A bill granting a pension to Eliza G. Murray— read twice and referred.....	165	approved [public law No. 656].....	246
5684. A bill granting an increase of pension to Cora F. Marlette— read twice and referred.....	165	5700. A bill for the relief of Capt. George R. Armstrong, United States Army, retired— read twice and referred.....	174
5685. A bill granting an increase of pension to Phebe Jane Sparrow— read twice and referred.....	165	5701. A bill making certain regulations as to vacancies in warrant officer grades— read twice and referred.....	174
5686. A bill to amend the act entitled "An act to provide a civil government for Porto Rico, and for other purposes," approved March 2, 1917, as amended— read twice and referred.....	171	5702. A bill giving jurisdiction to the Court of Claims to hear and determine the claim of the Butler Lumber Co. (Inc.)— read twice and referred.....	174
5687. A bill granting an increase of pension to Margery Warren— read twice and referred.....	171	5703. A bill for the relief of Lloyd Garretson Co.— read twice and referred.....	174
5688. A bill granting an increase of pension to Lucy R. Steckel— read twice and referred.....	171	5704. A bill granting an increase of pension to Annie Leavitt— read twice and referred.....	174
5689. A bill granting a pension to Martha E. Jones— read twice and referred.....	172	reported—(See bill H. R. 16461.)	
5690. A bill granting a pension to Louise Schmit— read twice and referred.....	172	5705. A bill to extend the times for the construction of bridges across the Mississippi River at Alton, Ill., and across the Missouri River near Bellefontaine, in Missouri— read twice and referred.....	174
5691. A bill granting a pension to George C. Ezell— read twice and referred.....	172	5706. A bill granting a pension to Nancy Kelley— read twice and referred.....	174
5692. A bill granting permission for the laying of pipes for the transmission of steam along the alley between lots Nos. 5 and 32 in square No. 225— read twice and referred.....	172	reported—(See bill H. R. 16461.)	
reported with an amendment (Rept. No. 1635)— considered, amended, read the third time, and passed.....	236	5707. A bill to amend section 10 of the act entitled "An act making further provision for a civil government for Alaska, and for other purposes," approved June 6, 1900— read twice and referred.....	174
passed the House.....	259	5708. A bill authorizing the use of land owned by the United States in the District of Columbia for highway purposes— read twice and referred.....	174
examined and signed.....	263	reported without amendment (Rept. No. 1611)— considered, read the third time, and passed.....	219
presented.....	270	5709. A bill to amend the act approved June 7, 1924, relating to the regulation of the practice of dentistry in the District of Columbia— read twice and referred.....	236
approved [public law No. 734].....	276	reported without amendment (Rept. No. 1627)— considered, read the third time, and passed.....	258
5693. A bill to correct the naval record of Marion R. McClelland, United States Navy— read twice and referred.....	172	passed the House.....	271
5694. A bill granting a pension to Dennett H. Mosely— read twice and referred.....	172	examined and signed.....	273
5695. A bill authorizing the coinage of silver 50-cent pieces in commemoration of the dedication of Rushmore Mountain, located within Harney National Forest, S. Dak., for the carving thereon of a heroic monument commemorating the deeds of George Washington, Thomas Jefferson, Abraham Lincoln, and Theodore Roosevelt in the founding, preservation, and territorial expansion of the Republic, and in memory of Calvin Coolidge, President of the United States of America, in whose administration this memorial was begun— read twice and referred.....	172	presented.....	276
5696. A bill to amend the United States grain standards act— read twice and referred.....	172	approved [public law No. 790].....	279
5697. A bill to amend sections 311 and 313 of the tariff act of 1922, as amended— read twice and referred.....	172	5710. A bill providing an appropriation for the reconditioning of the frigate Constitution— read twice and referred.....	174
5698. A bill authorizing the construction of a bridge across the St. Lawrence River near Alexandria Bay, N. Y.— read twice and referred.....	174	5711. A bill for the relief of William G. Beaty, deceased— read twice and referred.....	174
5699. A bill relating to the admission of candidates to the Naval Academy— read twice and referred.....	174	5712. A bill to amend an act granting pensions and increase of pensions to certain soldiers and sailors of the war with Spain, the Philippine insurrection, or the China relief expedition, to certain maimed soldiers to certain widows, minor children, and helpless children of such soldiers and sailors, and for other purposes, approved May 1, 1926— read twice and referred.....	177
reported without amendment (Rept. No. 1510)— considered, read the third time, and passed.....	188	5713. A bill granting the authority of Congress to the Kanawha Falls Bridge Co. (Inc.) to construct a bridge across the Kanawha River at Kanawha Falls, Fayette County, W. Va.— read twice and referred.....	177
passed the House.....	212	5714. A bill for the relief of the Charlotte Chamber of Commerce and Capt. Charles G. Dobbins, Army disbursing officer— read twice and referred.....	177
		5715. A bill for the relief of James J. Welsh, Edward C. F. Webb, Francis A. Meyer, Mary S. Bennett, William McMullin, Jr., Margaret McMullin, R. B. Carpenter, McCoy Yearsley, Edward Yearsley, George H. Bennett, Jr., Stewart L. Beck, William P. McConnell, Emily McI. Higgins, Elizabeth J. Morrow, William B. Jester, Josephine A. Hagan, James H. S. Gam, Herbert Nicoll, Shallcross Bros., E. C. Buckson, Wilbert Rawley, R. Richards Dredging Co.— read twice and referred.....	177

Number, title, and action	Page of Journal	Number, title, and action	Page of Journal
5716. A bill to amend the World War adjusted compensation act— read twice and referred.....	177	5730. A bill to regulate interstate commerce by motor vehicles operating as common carriers on the public highways— read twice and referred.....	181
5717. A bill authorizing appropriation of funds for construction of a highway from Red Lodge, Mont., to the boundary of the Yellowstone National Park, near Cooke City, Mont.— read twice and referred..... reported without amendment (Rept. No. 1625).....	177 220	5731. A bill to amend an act approved May 10, 1926, entitled "An act to provide for the condemnation of the lands of the Pueblo Indians in New Mexico for public purposes, and making the laws of the State of New Mexico applicable in such proceedings"— read twice and referred.....	181
5718. A bill granting an increase of pension to Emily K. Glunt— read twice and referred..... reported—(See bill H. R. 16461.).....	177	5732. A bill to amend an act entitled "An act to authorize the Commissioners of the District of Columbia to close certain streets, roads, or highways in the District of Columbia rendered useless or unnecessary by reason of the opening, extension, widening, or straightening, in accordance with the highway plan of other streets, roads, or highways in the District of Columbia, and for other purposes"— read twice and referred..... reported with amendments (Rept. No. 1612)..... considered, amended, read the third time, and passed.....	181 219 259
5719. A bill authorizing the acquisition of a site for and the construction of a new building for the recorder of deeds, the municipal court, the juvenile court, and for other purposes— read twice and referred..... reported with an amendment (Rept. No. 1652).....	177 244	5733. A bill to extend the time for constructing a bridge across the Rainy River, approximately midway between the village of Spooner, in the county of Lake of the Woods, State of Minnesota, and the village of Rainy River, Province of Ontario, Canada— read twice and referred.....	181
5720. A bill granting the consent of Congress to the State of Indiana, its successors and assigns, to construct, maintain, and operate a bridge across the Ohio River, and permitting the State of Kentucky to act jointly with the State of Indiana in the construction, maintenance, and operation of said bridge— read twice and referred.....	178	5734. A bill to provide for the policing of military roads leading out of the District of Columbia— read twice and referred..... reported without amendment (Rept. No. 1529).....	181 191
5721. A bill granting an increase of pension to Chloe A. Twombly— read twice and referred..... reported—(See bill H. R. 16461.).....	178	5735. A bill granting an increase of pension to Olive Lunn— read twice and referred..... reported—(See bill H. R. 16461.).....	181
5722. A bill to authorize the construction of new conservatories and other necessary buildings for the United States Botanic Garden— read twice and referred..... reported without amendment..... considered, read the third time, and passed..... passed the House..... examined and signed..... presented..... approved [public law No. 665].....	178 181 181 238 247 256 263	5736. A bill granting an increase of pension to Jane Morris— read twice and referred..... reported—(See bill H. R. 16461.).....	181
5723. A bill for the relief of Charles F. Bond, receiver of the partnership of Thorp & Bond, on a contract for construction work— read twice and referred..... referred to Court of Claims—(See S. Res. 373.).....	178	5737. A bill to provide for the advancement on the retired list of the Navy of Lloyd Lafot— read twice and referred.....	181
5724. A bill for the purchase of land as a rifle range in Clay County, Mo.— read twice and referred.....	178	5738. A bill granting travel pay and other allowances to certain soldiers of the Spanish-American War and the Philippine insurrection who were discharged in the Philippines— read twice and referred.....	181
5725. A bill to authorize an appropriation to rehabilitate the Picatinny Arsenal in New Jersey— read twice and referred..... reported without amendment (Rept. No. 1528)..... considered and postponed indefinitely..... (See bill H. R. 17111.).....	178 191 258	5739. A bill for the relief of Thomas M. Ross— read twice and referred.....	182
5726. A bill granting the consent of Congress to the James River Bridge Corporation, its successors and assigns, to construct, maintain, and operate bridges across the James River, Chuckatuck Creek, and Nansemond River— read twice and referred.....	178	5740. A bill granting a pension to Clarinda Mason Smith— read twice and referred..... reported—(See bill H. R. 16461.).....	182
5727. A bill to authorize and direct the Secretary of War to accept an act of sale and a [C. S. B.] dedication of certain property in the city of New Orleans, La., from the Board of Commissioners of the Port of New Orleans, and for other purposes— read twice and referred..... reported with an amendment to title (Rept. No. 1601)..... considered, read the third time, and passed; title amended..... passed the House..... examined and signed..... presented..... approved [public law No. 789].....	178 213 213 249 261 276 279	5741. A bill granting an increase of pension to Elizabeth Forsyth— read twice and referred..... reported—(See bill H. R. 16461.).....	182
5728. A bill granting a pension to William Lentz— read twice and referred.....	178	5742. A bill granting a pension to Cecelia E. Doty— read twice and referred.....	182
5729. A bill granting a pension to Almon S. Hortop— read twice and referred..... reported—(See bill H. R. 16389.).....	178	5743. A bill granting an increase of pension to Gertrude De Wolf Windsor— read twice and referred..... reported—(See bill H. R. 16461.).....	182
		5744. A bill authorizing the Secretary of the Treasury to sell certain land to the First Baptist Church, of Oxford, N. C.— read twice and referred..... reported without amendment..... considered, read the third time, and passed..... passed the House..... examined and signed..... presented..... approved [private law No. 426].....	182 219 219 238 247 256 263
		5745. A bill to amend public law No. 254, approved June 20, 1906, known as the organic school law, so as to relieve individual members of the Board of Education of personal liability for acts of the board— read twice and referred..... reported with amendments (Rept. No. 1629).....	182 236

Number, title, and action	Page of Journal	Number, title, and action	Page of Journal
5746. A bill granting a pension to Mary E. Hilton— read twice and referred..... reported—(See bill H. R. 16461.).....	182	5765. A bill granting an increase of pension to Josephine M. Canright— read twice and referred..... reported—(See bill H. R. 16461.).....	189
5747. A bill to standardize bales of cotton intended for use in interstate commerce— read twice and referred.....	186	5766. A bill to amend the act of February 9, 1907, entitled "An act to define the term of 'registered nurse' and to provide for the registration of nurses in the District of Columbia— read twice and referred..... reported without amendment (Rept. No. 1628)..... considered, read the third time, and passed.....	189 236 258
5748. A bill authorizing the President to reappoint E. C. Callahan, formerly a captain of Infantry, United States Army, a captain of Infantry, United States Army— read twice and referred.....	186	5767. A bill authorizing an appropriation to enable the Secretary of Agriculture to cooperate with the South Carolina Agricultural Experiment Station— read twice and referred..... reported without amendment..... considered and postponed indefinitely..... (See bill H. R. 17138.).....	189 260 260
5749. A bill for the relief of Samuel Gettinger and Harry Pomerantz— read twice and referred.....	188	5768. A bill granting an increase of pension to Isabella Parsons— read twice and referred..... reported—(See bill H. R. 16461.).....	189
5750. A bill granting an increase of pension to Max Blank— read twice and referred.....	186	5769. A bill to prevent fraud in respect to the sale or disposition of securities through agencies of interstate or foreign commerce and to provide a summary proceeding therefor and penalties for the violation thereof— read twice and referred.....	189
5751. A bill for the relief of Ella S. Brown— read twice and referred.....	186	5770. A bill granting immunity to certain witnesses— read twice and referred..... reported without amendment (Rept. No. 1558).....	192 193
5752. A bill granting an increase of pension to Julia A. Hart— read twice and referred.....	186	5771. A bill to authorize an additional appropriation for Fort McHenry, Md.— read twice and referred.....	192
5753. A bill granting an increase of pension to Mary J. Taggart— read twice and referred..... reported—(See bill H. R. 16461.).....	186	5772. A bill granting an annuity to Dr. Robert P. Cooke— read twice and referred.....	192
5754. A bill granting an increase of pension to Eliza C. Lower— read twice and referred..... reported—(See bill H. R. 16461.).....	186	5773. A bill granting an increase of pension to Mary J. Hesson— read twice and referred.....	192
5755. A bill granting an increase of pension to Elva M. Averill— read twice and referred..... reported—(See bill H. R. 16461.).....	186	5774. A bill to amend the District of Columbia traffic act, 1925, and for other purposes— read twice and referred.....	192
5756. A bill granting a pension to Elizabeth E. Wood— read twice and referred..... reported—(See bill H. R. 16461.).....	186	5775. A bill granting the consent of Congress to the States of South Dakota and Nebraska, their successors and assigns, to construct, maintain, and operate a bridge across the Missouri River— read twice and referred.....	192
5757. A bill authorizing the Secretary of War to grant permission to the Port of Portland Commission to close the east channel of Swan Island, Oreg.— read twice and referred..... reported without amendment..... considered, read the third time, and passed..... passed the House..... examined and signed..... presented..... approved [public law No. 733].....	186 236 258 265 270 276 279	5776. A bill to permit the granting of Federal aid in respect of certain roads and bridges— read twice and referred.....	192
5758. A bill granting an increase of pension to Evaline Blair— read twice and referred..... reported—(See bill H. R. 16389.).....	186	5777. A bill for the relief of Jennie Carroll, Mabel H. Lazear, Emily Lawrence Reed, and John R. Kissinger— read twice and referred.....	192
5759. A bill granting an increase of pension to Ada M. Standish— read twice and referred..... reported—(See bill H. R. 16461.).....	186	5778. A bill for the relief of James M. E. Brown— read twice and referred.....	194
5760. A bill to suspend the issuance of water-power licenses on the Colorado River until ratification of the Colorado River compact, and for other purposes— read twice and referred.....	189	5779. A bill granting a pension to Maud D. Davis— read twice and referred.....	194
5761. A bill granting an increase of pension to Caroline E. Spencer— read twice and referred..... reported—(See bill H. R. 16461.).....	189	5780. A bill granting a pension to John Moursette— read twice and referred..... reported—(See bill H. R. 16389.).....	194
5762. A bill to amend sections 4 and 5 of the act entitled "An act granting the consent of Congress to the Gallia County Ohio River Bridge Co. and its successors and assigns to construct a bridge across the Ohio River at or near Gallipolis, Ohio," approved May 13, 1926, as amended— read twice and referred..... reported without amendment..... considered, read the third time, and passed..... passed the House..... examined and signed..... presented..... approved [public law No. 669].....	189 191 191 238 247 256 263	5781. A bill granting an increase of pension to Mary E. Devine— read twice and referred..... reported—(See bill H. R. 16461.).....	194
5763. A bill granting an increase of pension to George N. Julian— read twice and referred.....	189	5782. A bill to consolidate the Bureau of Pensions of the Department of the Interior, the National Home for Disabled Volunteer Soldiers, and the United States Veterans' Bureau, and for other purposes— read twice and referred.....	194
5764. A bill granting an increase of pension to Ann Anderson— read twice and referred..... reported—(See bill H. R. 16461.).....	189	5783. A bill authorizing the Secretary of the Interior to sell and patent certain lands in Louisiana and Mississippi— read twice and referred.....	194
		5784. A bill for the relief of Olof Nelson— read twice and referred.....	194
		5785. A bill to provide books and educational supplies free of charge to pupils of the public schools of the District of Columbia— read twice and referred.....	194
		5786. A bill to amend and reenact the tariff act of 1922— read twice and referred.....	195

SENATE BILLS

Number, title, and action	Page of Journal	Number, title, and action	Page of Journal
5787. A bill to enable private individuals to make the United States Government a party to foreclosure proceedings when said Government holds a junior lien of some kind— read twice and referred—	195	5802. A bill to transfer Willacy County, in the State of Texas, from the Corpus Christi division of the southern district of Texas to the Brownsville division of such district— read twice and referred—	209
5788. A bill to extend the time for constructing a bridge across the Mississippi River between the city of Anoka, in the county of Anoka, and the village of Champlin, in the county of Hennepin, State of Minnesota— read twice and referred— reported with amendments (Rept. No. 1607)— considered, amended, read the third time, and passed— passed the House— examined and signed— presented— approved [public law No. 793]—	195 244 272 274 285 286	5803. A bill for the relief of the estate of William Bardel— read twice and referred—	214
5789. A bill to authorize certain officers of the United States Navy and Marine Corps to accept certain decorations conferred upon them by the Government of Greece— read twice and referred—	198	5804. A bill for the relief of Lillie Calvin Schooley— read twice and referred—	214
5790. A bill granting the consent of Congress to the department of highways and public works of the State of Tennessee to construct, maintain, and operate a bridge across the Clinch River in Hancock County, Tenn.— read twice and referred—	198	5805. A bill granting an increase of pension to Laura B. Clifton— read twice and referred—	214
5791. A bill to extend the times for commencing and completing the construction of a bridge across the Wabash River at the city of Mount Carmel, Ill.— read twice and referred— reported without amendment— considered, read the third time, and passed— passed the House— examined and signed— presented— approved [public law No. 670]—	198 213 213 238 247 256 263	5806. A bill to regulate the sale, possession, and use of firearms, silencers, and noxious gases in the District of Columbia, and for other purposes— read twice and referred—	214
5792. A bill to further develop an American merchant marine, to assure its permanence in the transportation of the foreign trade of the United States, and for other purposes— read twice and referred— reported without amendment (Rept. No. 1696)—	198 275	5807. A bill to amend section 71 of the Judicial Code, as amended— read twice and referred—	214
5793. A bill to provide a memorial branch library building in the District of Columbia— read twice and referred—	198	5808. A bill to amend the immigration act of 1924, as amended— read twice and referred—	214
5794. A bill to increase the minimum rate of pensions— read twice and referred—	198	5809. A bill granting the consent of Congress to R. A. Breuer, H. L. Stolte, John M. Schermann, O. F. Nienhueser, and Robert Walker, their successors and assigns, to construct, maintain, and operate a bridge across the Missouri River— read twice and referred—	214
5795. A bill to amend sections 57 and 61 of the act entitled "An act to amend and consolidate the acts respecting copyright," approved March 4, 1909— read twice and referred— reported with an amendment (Rept. No. 1660)—	198 244	5810. A bill for the relief of Hannah Nielson Larsen— read twice and referred—	214
5796. A bill granting an increase of pension to Elizabeth Nickens— read twice and referred— reported—(See bill H. R. 16461.)	198	5811. A bill for the appointment of an additional circuit court judge— read twice and referred—	220
5797. A bill granting the consent of Congress to the Fisher Lumber Corporation to construct, maintain, and operate a railroad bridge across the Tensas River in Louisiana— read twice and referred—	209	5812. A bill to provide for the appointment of an additional judge of the District Court of the United States for the Eastern District of New York— read twice and referred—	220
5798. A bill for the relief of Atlantic Refining Co., a corporation of the State of Pennsylvania, owner of the American steamship H. C. Folger, against United States ship Connecticut— read twice and referred—	209	5813. A bill granting a pension to John Carner— read twice and referred—	220
5799. A bill to regulate interstate shipments of cotton, and for other purposes— read twice and referred—	209	5814. A bill authorizing certain importers of sugar into the United States from the Argentine Republic during the year 1920 to submit claims to the Court of Claims— read twice and referred— reported without amendment—	220 244
5800. A bill to provide for a preliminary examination and survey of Grays Harbor, Wash.— read twice and referred—	209	5815. A bill granting the consent of Congress to O. F. Schulte, E. H. Otto, O. W. Arcularius, J. L. Calvin, and J. H. Dickbrader, their successors and assigns, to construct, maintain, and operate a bridge across the Missouri River— read twice and referred—	220
5801. A bill to conserve the revenues from medicinal spirits and provide for the effective Government control of such spirits, to prevent the evasion of taxes, and for other purposes— read twice and referred— reported without amendment (Rept. No. 1668)—	209 244	5816. A bill granting an increase of pension to Sarah E. Morse— read twice and referred—	220
		5817. A bill to repeal the United States grain standards act— read twice and referred—	220
		5818. A bill to create an executive department of the Government to be known as the department of conservation— read twice and referred—	220
		5819. A bill to establish a woman's bureau in the Metropolitan police department of the District of Columbia, and for other purposes— read twice and referred— reported without amendment (Rept. No. 1634)—	220 236
		5820. A bill to repeal the act entitled "An act to establish in the Department of Commerce and Labor a bureau to be known as the Children's Bureau," approved April 9, 1912— read twice and referred—	220
		5821. A bill to suspend the issuance of water-power permits and licenses on the Colorado River until ratification of the Colorado River compact, and for other purposes— read twice and referred—	236
		5822. A bill granting the consent of Congress to the city of Youngstown, Ohio, its successors and assigns, to construct, maintain, and operate a bridge across the Mahoning River— read twice and referred—	236

Number, title, and action	Page of Journal	Number, title, and action	Page of Journal
5823. A bill creating the Mount Rushmore Memorial Commission, and authorizing it to have sculptured on Mount Rushmore a memorial in heroic figures commemorative of our national history and progress— read twice and referred-----	245	5831. A bill authorizing an appropriation to aid in the erection of a statue of Theodore Roosevelt on Battle Rock, in Port Orford Harbor, Oreg.— read twice and referred-----	276
5824. A bill to limit the period for which an officer appointed with the advice and consent of the Senate may hold over after his term shall have expired— read twice and referred-----	245	5832. A bill to establish the Federal investment bank system, to provide for the purchase of drainage, reclamation, and irrigation bonds, to amend the Federal farm loan act, as amended, and for other purposes— read twice and referred-----	276
5825. A bill to amend an act entitled "An act to provide relief in cases of contracts connected with the prosecution of the war, and for other purposes," approved March 2, 1919, as amended— read twice and referred----- reported with an amendment (Rept. No. 1699) — (See S. Res. 380.)-----	245 275	5833. A bill to amend section 6 of an act entitled "An act relative to the naturalization and citizenship of married women," approved September 22, 1922— read twice and referred-----	276
5826. A bill granting a pension to Harry L. Dean— read twice and referred-----	276	5834. A bill to amend an act entitled "An act to provide for the protection of forest lands, for the reforestation of denuded areas, for the extension of national forests, and for other purposes, in order to promote the continuous production of timber on lands chiefly suitable therefor," approved June 4, 1924— read twice and referred-----	276
5827. A bill granting a pension to Mabel Helen Bean— read twice and referred-----	276	5835. A bill to establish a national institute of health, to authorize increased appropriations for the Hygienic Laboratory, and to authorize the Government to accept donations for use in ascertaining the cause, prevention, and cure of disease affecting human beings, and for other purposes— read twice and referred-----	276
5828. A bill granting the consent of Congress for the construction of a bridge across the Caney Fork River in Tennessee— read twice and referred-----	276		
5829. A bill to amend chapter 2 of an act entitled "An act to codify, revise, and amend the laws relating to the judiciary," approved March 3, 1911— read twice and referred-----	276		
5830. A bill for the advancement in rank of certain officers of the Army— read twice and referred-----	276		

SENATE JOINT RESOLUTIONS

Number, title, and action	Page of Journal	Number, title, and action	Page of Journal
4. A joint resolution [to suspend until February 1, 1923, the jurisdiction, power, and authority of the Federal Power Commission to issue licenses on the Colorado River and its tributaries under the Federal water power act, approved June 10, 1920] <i>restricting the Federal Power Commission from issuing or approving any permits or licenses affecting the Colorado River, or any of its tributaries</i> —		112—Continued.	
passed the House with amendments—	260	passed the House with an amendment—	218
Senate agrees to House amendments; preamble stricken out, and title amended—	280	Senate agrees to House amendment—	282
examined and signed—	285	examined and signed—	285
presented—	285	presented—	286
approved [public resolution No. 71]—	286	approved [private resolution No. 7]—	286
7. A joint resolution proposing an amendment to the Constitution of the United States providing for national representation for the people of the District of Columbia—		113. A joint resolution authorizing the selection of a site and the erection of a pedestal for the Albert Gallatin statue in Washington, D. C.—	
reported without amendment (Rept. No. 1515)—	190	passed the House with amendments—	59
referred to Committee on the Judiciary—	190	Senate agrees to House amendments—	64
65. A joint resolution to provide for [a national] <i>an</i> agricultural day—		examined and signed—	69
considered, amended, read the third time, and passed; title amended—	250	presented—	70
69. A joint resolution granting permission to Thomas P. Magruder, rear admiral, United States Navy, and Lyman A. Cotten, captain, United States Navy, to accept certain decorations bestowed upon them by the King of Italy—		approved [public resolution No. 50]—	83
reported without amendment—	102	120. A joint resolution authorizing the acceptance of title to certain lands in Teton County, Wyo., adjacent to the winter elk refuge in said State established in accordance with the act of Congress of August 10, 1912 (37 Stat. L. 293)—	
considered, read the third time, and passed—	133	reported with an amendment (Rept. No. 1356)—	118
82. A joint resolution to amend subdivision A of section 4 of the immigration act of 1924—		considered, amended, read the third time, and passed—	152
passed the House with amendments—	265	passed the House—	202
Senate disagrees to House amendments and asks conference—	281	examined and signed—	208
108. A joint resolution providing that no permanent building shall be erected in East Potomac Park solely for tourist-camp purposes pending the selection of a more suitable site—		presented—	212
considered and postponed indefinitely—	44	approved [public resolution No. 56]—	240
110. A joint resolution authorizing a joint committee of both Houses to consider the purchase of the right to an unrestricted use of the Harriman Geographic Code System under patents issued, or that may be issued, and also the unrestricted use of all copyrights issued, or that may be issued, in connection with the products of the Harriman Geographic Code System for all governmental, administrative, or publication purposes for which the same may be desirable—		122. A joint resolution proposing an amendment to the Constitution of the United States—	
considered, read the third time, and passed—	30	considered and referred—	58
passed the House with amendments—	269	123. A joint resolution limiting the time for which licenses for radio transmission may be granted, and for other purposes—	
Senate agrees to House amendments—	281	examined and signed—	11
examined and signed—	285	presented—	14
presented—	286	approved [public resolution No. 47]—	14
approved [public resolution No. 70]—	286	128. A joint resolution providing for the ratification and confirmation of the naturalizations of certain persons of the Hindu race—	
111. A joint resolution authorizing the Secretary of War to receive, for instruction at the United States Military Academy at West Point, two Chinese subjects to be designated hereafter by the Government of China—		read twice and referred—	13
reported without amendment (Rept. No. 1201)—	45	129. A joint resolution proposing an amendment to the Constitution relating to the removal of public officers—	
considered, read the third time, and passed—	249	read twice and referred—	25
112. A joint resolution [authorizing the expenditure of certain funds paid to the United States by the Persian Government] <i>for the benefit of Katherine Imbrie</i> —		130. A joint resolution to authorize an examination of Harlem River, N. Y.—	
considered, amended, read the third time, and passed; title amended—	133	read twice and referred—	25
		131. A joint resolution authorizing the making of surveys, plans, and estimates for the irrigation of certain lands in the State of Wyoming, under terms of the Colorado River compact, and for other purposes—	
		read twice and referred—	25
		reported with amendments (Rept. No. 1258)—	89
		considered, amended, read the third time, and passed; preamble agreed to—	134
		132. A joint resolution authorizing the Secretary of Commerce to regulate radio broadcasting stations, and for other purposes—	
		read twice and referred—	32
		133. A joint resolution for the appointment of Bruce J. Newlon, of Nebraska, as member of the Board of Managers of the National Home for Disabled Volunteer Soldiers—	
		read twice and referred—	38
		134. A joint resolution for the relief of the Passaic Valley sewerage commissioners—	
		read twice and referred—	38
		135. A joint resolution to amend an act entitled "An act for making further and more effectual provision for the national defense, and for other purposes, approved June 3, 1916, and to establish military justice, approved June 4, 1920"—	
		read twice and referred—	38

Number, title, and action	Page of Journal	Number, title, and action	Page of Journal
136. A joint resolution authorizing the use of a portion of that part of the United States National Cemetery Reservation at Chattanooga, Tenn., lying outside the cemetery wall, for a city pound, animal shelter, and hospital— read twice and referred— reported with an amendment (Rept. No. 1530)— considered and postponed indefinitely— (See H. J. Res. 324.)	47 191 258	150. A joint resolution to correct section 6 of the act of August 30, 1890, as amended by section 2 of the act of June 28, 1926— read twice and referred—	109
137. A joint resolution authorizing the Secretary of Agriculture to dispose of real property, located in Hernando County, Fla., known as the Brooksville plant introduction garden, no longer required for plant-introduction purposes— read twice and referred—	49	151. A joint resolution to provide for a study regarding the use of the waters of the lower Rio Grande and the lower Colorado River— read twice and referred—	114
138. A joint resolution to authorize the Secretary of War to lend tentage, cots, and blankets for the use of the Virginia Department of the Veterans of Foreign Wars at its annual encampment, June, 1927— read twice and referred—	57	152. A joint resolution to amend subdivisions (b) and (c) of section 11 of the immigration act of 1924, as amended— reported and read twice— considered, read the third time, and passed— passed the House— examined and signed— presented— approved [public resolution No. 69]	127 127 274 285 286 286
139. A joint resolution providing for the participation of the United States in the celebration in 1929 of the one hundred and fiftieth anniversary of the conquest of the Northwest Territory by George Rogers Clark, authorizing an appropriation for the construction of a permanent memorial in the city of Vincennes, State of Indiana, and for other purposes— read twice and referred—	57	153. A joint resolution readmitting Nora Harrison to the character and privileges of a citizen of the United States— read twice and referred—	130
140. A joint resolution providing that the United States Shipping Board and Emergency Fleet Corporation shall continue indefinitely in the business of owning and operating merchant vessels in overseas trade, and for other purposes— read twice and referred—	61	154. A joint resolution extending the provisions of the acts of March 4, 1925, and April 13, 1926, relating to a compact between the States of Washington, Idaho, Oregon, and Montana for allocating the waters of the Columbia River and its tributaries, and for other purposes— read twice and referred— reported without amendment— considered, read the third time, and passed— passed the House— examined and signed— presented— approved [public resolution No. 63]	130 194 194 251 262 265 277
141. A joint resolution to approve a sale of land by one Moshulatubba or Mushulatubbe on August 29, 1832— read twice and referred— reported without amendment (Rept. No. 1348)— considered, amended, read the third time, and passed; preamble stricken out and title amended— passed the House— examined and signed— presented— approved [private resolution No. 5]	65 114 146 154 158 159 175	155. A joint resolution amending the act of May 13, 1924, entitled "An act providing a study regarding the equitable use of the waters of the Rio Grande," etc.— read twice and referred—	136
142. A joint resolution providing for the supplying of appropriate markers for the graves of veterans and scouts of Indian wars— read twice and referred—	68	156. A joint resolution authorizing the Secretary of War to lend tents and camp equipment for the use of the reunion of the United Confederate Veterans, to be held at Tampa, Fla., in April, 1927— read twice and referred— reported without amendment— considered, read the third time, and passed— passed the House— examined and signed— presented— approved [public resolution No. 57]	136 145 145 212 217 220 246
143. A joint resolution authorizing the expenditure of certain funds paid to the United States by the Persian Government— read twice and referred—	80	157. A joint resolution extending the time during which cattle which have crossed the boundary line into foreign countries may be returned duty free— read twice and referred—	145
144. A joint resolution for the appointment of Jay B. Sessions, of South Dakota, as member of the Board of Managers of the National Home for Disabled Volunteer Soldiers— read twice and referred—	80	158. A joint resolution authorizing the Comptroller General of the United States to consider, adjust, and settle the claim of the Indiana State Militia for military service on the Mexican border— read twice and referred—	145
145. A joint resolution providing for the continued ownership and operation of United States merchant vessels, and for other purposes— read twice and referred—	88	159. A joint resolution amending the act of May 13, 1924, entitled "An act providing a study regarding the equitable use of the waters of the Rio Grande," etc.— read twice and referred— reported with an amendment (Rept. No. 1455)— considered and postponed indefinitely— (See H. J. Res. 345.)	154 162 250
146. A joint resolution authorizing the President to appoint a board of five engineers in order to make a comprehensive investigation of the lower Colorado River— read twice and referred—	92	160. A joint resolution directing and providing for the assembly, inventory, classification, preparation for publication, and publication of the official records and maps relating to the participation of the military and naval forces of the United States in the World War, and authorizing appropriations therefor— read twice and referred—	163
147. A joint resolution creating a commission to investigate the subject of civil-service retirement and the operation and administration of the law relative thereto— read twice and referred—	92	161. A joint resolution authorizing the President to invite the Governments of the five Republics of Central America to send plenipotentiaries to a conference to consider plans for the confederation of Central America— read twice and referred—	178
148. A joint resolution for the appointment of William J. Bacon, of Tennessee, as member of the Board of Managers of the National Home for Disabled Volunteer Soldiers— read twice and referred—	100	162. A joint resolution to create a joint congressional commission to study the Muscle Shoals project— read twice and referred—	178
149. A joint resolution authorizing the selection of a site and the erection of a memorial monument to the pioneers of the Pacific Northwest in Washington City, D. C.— read twice and referred—	104		

Number, title, and action	Page of Journal	Number, title, and action	Page of Journal
163. A joint resolution providing for the completion of Dam No. 2 and the steam plant at nitrate plant No. 2 in the vicinity of Muscle Shoals, Ala., and for other purposes— read twice and referred— reported with amendments (Rept. No. 1633)—	186 236	168. A joint resolution proposing an amendment to the Constitution relating to intoxicating liquors— read twice and referred—	198
164. A joint resolution to establish a joint commission on insular reorganization— read twice and referred— reported with amendments (Rept. No. 1646)—	187 236	169. A joint resolution to waive age of Paul R. Sutherland, United States Army— read twice and referred—	214
165. A joint resolution authorizing the Secretary of Commerce to regulate radio broadcasting stations, and for other purposes— read twice and referred—	189	170. A joint resolution to commemorate the one hundred and fiftieth anniversary of the signing at Paris of the treaty of alliance between France and the United States— read twice and referred—	236
166. A joint resolution amending the joint resolution entitled "Joint resolution directing the Secretary of the Interior to withhold his approval of the adjustment of the Northern Pacific land grants, and for other purposes," approved June 5, 1924— read twice and referred—	189	171. A joint resolution correcting description of lands granted to the State of New Mexico for the use and benefit of New Mexico College of Agriculture and Mechanic Arts by enrolled bill S. 4910, Sixty-ninth Congress— read twice, considered, read the third time, and passed— passed the House— examined and signed— presented— approved [public resolution No. 58]	236 242 247 256 269
167. A joint resolution to provide for immediate completion of detailed survey, foundation borings, and preliminary plans, specifications, and estimates of cost for the Cove Creek dam and reservoir in the Clinch River, Tenn.— read twice and referred—	192	172. A joint resolution proposing an amendment to the Constitution of the United States relative to intrastate commerce— read twice and referred—	260

SENATE CONCURRENT RESOLUTIONS

Number, title, and action	Page of Journal	Number, title, and action	Page of Journal
19. A concurrent resolution creating a joint committee of Congress to investigate conditions in the Virgin Islands—		27—Continued.	
considered and postponed indefinitely-----	135	reported without amendment and referred to the Committee to Audit and Control the Contingent Expenses of the Senate-----	148
26. A concurrent resolution expressing the approval by the United States Congress of the proposed international project to erect a memorial at Santo Domingo, Dominican Republic, to Christopher Columbus—		reported without amendment-----	173
referred-----	43	considered and agreed to-----	173
27. A concurrent resolution relative to the employment of Federal prisoners in United States penitentiaries, United States Industrial Home for Women, and the United States Industrial Reformatory—		28. A concurrent resolution to print, with illustrations, the President's speech before the two Houses of Congress on February 22, 1927, relative to the celebration of the two hundredth anniversary of the birth of George Washington—	
referred-----	109	considered and agreed to-----	198
		House concurs-----	260
		29. A concurrent resolution opposing so-called railroad mergers under certain conditions—	
		ordered to lie on the table-----	239
			341

SENATE RESOLUTIONS

Number, title, and action	Page of Journal	Number, title, and action	Page of Journal
177. A resolution authorizing the appointment of a special committee to inspect, investigate, and report upon conditions in the textile, aluminum, and steel industries—		293. A resolution relative to reconsideration of the bill (S. 4480) providing for the extension of the time under which patents were issued in the case of persons who served in the armed forces of the United States during the World War—	
considered and postponed indefinitely-----	30	ordered to lie over-----	29
273. A resolution relating to the development and diffusion of knowledge regarding manufacture—		considered and agreed to-----	34
referred-----	91	294. A resolution requesting the Shipping Board to postpone consummation of the sale or charter of the Leviathan and certain other vessels operated by the board—	
278. A resolution in re Arthur R. Gould—		considered and agreed to; preamble agreed to---	31
ordered to lie over-----	4	295. A resolution to pay to Effie Davies Dinger a sum equal to six months' salary of the late David C. Dinger—	
279. A resolution—Notification to the House—		referred-----	34
considered and agreed to-----	4	reported without amendment-----	51
280. A resolution—Notification to the President—		considered and agreed to-----	51
considered and agreed to-----	4	296. A resolution authorizing and empowering the Committee on Privileges and Elections to subpoena witnesses, etc., under S. Res. 278, in the matter of Arthur R. Gould—	
281. A resolution regarding hour of daily meeting—		referred-----	38
considered and agreed to-----	4	reported with an amendment-----	56
282. A resolution rescinding the resolution authorizing the entry of the United States into the so-called World Court—		considered, amended, and agreed to-----	56
ordered to lie over-----	13	297. A resolution relative to the seating of Frank L. Smith as a Senator from the State of Illinois—	
referred-----	27	ordered to lie on the table-----	40
motion to discharge committee made-----	154	298. A resolution authorizing the Committee on Agriculture and Forestry to employ a special assistant clerk—	
motion laid on table-----	159	referred-----	41
283. A resolution to pay certain expenses incident to the funeral of the late Senator Albert B. Cummins—		reported without amendment-----	51
referred-----	13	considered and agreed to-----	51
reported without amendment-----	28	299. A resolution requesting the President to send to the Senate a copy of the report of the Comptroller General of investigation of Alien Property Custodian's office—	
considered and agreed to-----	28	considered and agreed to-----	43
284. A resolution relative to the death of Hon. William B. McKinley, late a Senator from the State of Illinois—		300. A resolution to pay certain expenses in connection with the funeral of the late Senator William B. McKinley—	
considered and agreed to-----	14	referred-----	43
285. A resolution relative to the barter of Federal offices or influence in respect of appointments thereto in the State of Georgia—		reported without amendment-----	51
ordered to lie on the table-----	25	considered and agreed to-----	51
referred-----	43	301. A resolution creating a select committee to investigate the appointment of individuals to Federal offices—	
(See S. Res. 338.)		referred-----	45
286. A resolution directing the Secretary of Commerce to investigate and report upon the development of new uses to which cotton and its products can be put—		(See S. Res. 338.)	
ordered to lie on the table-----	25	302. A resolution relative to campaign contributions and expenditures of Hon. George Wharton Pepper, Senator from Pennsylvania—	
referred-----	41	ordered to lie over-----	45
287. A resolution for codification of international law—		303. A resolution extending time limit of Senate Resolution No. 262—	
referred-----	25	considered and agreed to-----	47
288. A resolution authorizing the appointment of an additional page for the session—		304. A resolution requesting certain information from the Federal Trade Commission relative to corporations issuing stock dividends—	
referred-----	26	ordered to lie over-----	49
reported without amendment-----	36	considered and agreed to-----	54
considered and agreed to-----	36	305. A resolution requesting certain information from the President relative to the recognition of the Government of Nicaragua—	
289. A resolution to pay Senate pages from December 1 to December 5, 1926, inclusive—		referred-----	52
referred-----	26		
reported without amendment-----	36		
considered and agreed to-----	36		
290. A resolution to disqualify William S. Vare as a Senator elect from the State of Pennsylvania—			
ordered to lie on the table-----	26		
291. A resolution disqualifying Frank L. Smith as a Senator elect from the State of Illinois—			
ordered to lie on the table-----	26		
292. A resolution authorizing the Committee on Indian Affairs, or any subcommittee thereof, to investigate all matters relating to the conduct, management, organization, and administration of the Bureau of Indian Affairs and all branches and agencies of such bureau—			
referred-----	29		

SENATE RESOLUTIONS

Number, title, and action	Page of Journal	Number, title, and action	Page of Journal
306. A resolution directing the Committee on Foreign Relations to make inquiry relative to the action of the State Department in matters of oil concessions in Turkey, and to certain instructions to the representatives of the United States at the Lausanne Conference—		322. A resolution authorizing the Committee on Public Buildings and Grounds to hold hearings during the Sixty-ninth Congress—	
referred	53	referred	68
307. A resolution authorizing the select committee to investigate the Alien Property Custodian's office and to hold hearings—		reported without amendment	118
referred	57	considered and agreed to	118
308. A resolution relative to the death of Hon. Henry A. du Pont, late a Senator from the State of Delaware—		323. A resolution relative to the eligibility of a candidate for the Senate who announces his opposition to the Constitution or enforcement of laws—	
considered and agreed to	58	referred	77
309. A resolution asking for the withdrawal of the United States marines and warships from Nicaragua—		324. A resolution authorizing the Select Committee on Investigation of Expenditures in Senatorial Primaries and Elections to take and preserve evidence in connection with the election of a Senator from Pennsylvania on November 2, 1926—	
referred	58	referred	77
310. A resolution requesting certain information from the Secretary of the Treasury relative to German ships seized during the war—		reported without amendment	79
ordered to lie over	58	considered, amended, and agreed to; preamble agreed to	79
considered, amended, and agreed to	60	325. A resolution requesting certain information relative to the employment of so-called under-cover agents in the enforcement of the prohibition statutes—	
311. A resolution requesting certain information from the Secretary of the Treasury relative to the poisoning of industrial alcohol for the purpose of rendering it unfit for beverage purposes—		ordered to lie over	77
ordered to lie over	58	considered and agreed to	80
considered and agreed to	61	326. A resolution calling upon the Secretary of Labor for certain data, relative to the promotion of the welfare and hygiene of maternity and infancy—	
312. A resolution relative to the construction of a shipway from the Great Lakes to the sea via the St. Lawrence River—		considered and agreed to	83
referred	61	327. A resolution advising arbitration of diplomatic controversies with Mexico—	
313. A resolution authorizing revision and reprint of the Senate Manual—		referred	92
considered and agreed to	62	reported with an amendment	102
314. A resolution continuing the employment of a special assistant clerk to the Committee on Interstate Commerce until June 30, 1927—		made a special order	102
referred	63	considered	107
reported without amendment	173	considered, amended, and agreed to	108
considered and agreed to	173	328. A resolution relative to the seating of Frank L. Smith as a Senator from the State of Illinois—	
315. A resolution to pay Annie Trumble a sum equal to six months' compensation of the late William Harrod—		considered	94
referred	65	considered, amended, and agreed to; preamble stricken out	98
reported without amendment	118	329. A resolution opposing the sending of armed forces of the United States into Mexico or mobilization thereof in territory or waters adjacent thereto while the Congress is not in session—	
considered and agreed to	118	referred	100
316. A resolution to pay to Corinne W. Colbert a sum equal to six months' salary of the late Howard M. Colbert—		330. A resolution requesting the Secretary of State to supply the Senate with certain information respecting oil concessions in Mexico—	
referred	65	ordered to lie over	100
reported without amendment	118	considered, amended, and agreed to	137
considered and agreed to	118	331. A resolution to investigate charges against the State Department of attempting to secure publicity for propaganda tending to impair friendly relations with Mexico—	
317. A resolution providing for an investigation of the cost of production, wages paid, and business methods of corporations engaged in the manufacture of textiles and metals and their products—		referred	101
referred	65	332. A resolution to investigate all matters relating to the contract between Fred Herrick and the United States Forest Service for the purchase of certain timber in the Malheur National Forest—	
318. A resolution requesting from the President a copy of the joint report of the Secretaries of State, Commerce, and Labor made under section 11(e) of the immigration act of 1924—		referred	104
considered and agreed to	66	reported with an amendment	114
319. A resolution to investigate the terms and conditions under which concessions have been procured in foreign countries by American citizens and certain corporations or associations—		referred to Committee to Audit and Control the Contingent Expenses of the Senate	114
referred	66	reported with an amendment	118
320. A resolution asking that the Secretary of the Treasury be requested to report to the Senate what, if any, plans the Federal Reserve Board has for making possible the carrying into effect of section 502 of the adjusted compensation act of May 19, 1924—		considered, amended, and agreed to; preamble agreed to	118
considered and agreed to	68	333. A resolution to investigate charges that certain lands ceded by Mexico to the United States were unlawfully turned over to, and are held by, private interests—	
321. A resolution to extend Senate Resolution 205 until June 30, 1927—		referred	105
referred	68	334. A resolution requesting the Interstate Commerce Commission to prepare a manuscript covering the text of the various acts administered by it, annotated with digests of decisions, and indexed—	
reported without amendment	173	referred	105
considered and agreed to	173	reported without amendment (Rept. No. 1349)	114
		considered and agreed to	114
		motion to reconsider entered	130
		motion to reconsider withdrawn	149

SENATE RESOLUTIONS

Number, title, and action	Page of Journal	Number, title, and action	Page of Journal
335. A resolution to amend Rule XXXVIII, paragraph 2, of the Standing Rules of the Senate so as to provide for the consideration in open session of appointments to the Federal Trade Commission, the Tariff Commission, and the Interstate Commerce Commission, and for other purposes—		350. A resolution for the appointment of a committee to revise the standing rules of the Senate—	
referred	105	ordered to lie over	174
336. A resolution favoring permanent tax reduction legislation during the present session of Congress—		referred	178
ordered to lie over	114	351. A resolution relative to the death of Hon. Ambrose E. B. Stephens, late a Representative from the State of Ohio—	
ordered placed on calendar	127	considered and agreed to	176
agreement to vote	130	352. A resolution authorizing the extension of the time allowed for the adjudication of certain claims by the commission established pursuant to the General Claims Convention concluded September 8, 1923, between the United States and Mexico—	
considered, amended, and agreed to	142	referred	178
337. A resolution relative to the stimulation of exports of finished manufactures and the importation of crude materials—		reported without amendment	186
ordered to lie over	118	considered and agreed to	186
considered and agreed to; preamble agreed to	137	353. A resolution to print a revised edition of Senate Document No. 495, Sixty-second Congress, second session, entitled "The Abolition of the Secrecy of Party Funds"—	
338. A resolution to investigate the charges of barter and sale of political influence in connection with Federal appointments—		referred	178
reported in lieu of S. Res. 285 and S. Res. 301 (Rept. No. 1379)	130	354. A resolution relative to the stabilization during periods of business depression of employment and industry by the construction of public works—	
minority views submitted (Rept. No. 1379, pt. 2)	130	referred	178
referred	130	reported with amendments	243
motion entered to discharge committee	171	referred to Committee to Audit and Control the Contingent Expenses of the Senate	243
reported with an amendment	186	355. A resolution to investigate alleged lobbying activities in connection with H. R. 2, the so-called Pepper-McFadden banking bill—	
339. A resolution to pay to Irene Fletcher a sum equal to one year's salary of the late Joseph Montgomery—		referred	182
referred	130	reported without amendment	275
reported without amendment	173	considered and agreed to	282
considered and agreed to	173	356. A resolution requesting information relative to exports of American farm products and measures used to stimulate their consumption in foreign countries—	
340. A resolution to pay to Roswell D. Morgan a sum equal to six months' compensation of the late William E. Morgan—		ordered to lie over	187
referred	136	considered and agreed to; preamble stricken out	214
reported without amendment	173	357. A resolution continuing Senate Resolution 162, relating to tariff investigation—	
considered and agreed to	173	considered and agreed to	187
341. A resolution providing for a general survey of the condition of the Indians in the United States, and for other purposes—		358. A resolution continuing Senate Resolution 178, relative to hearings by special tariff investigation committee—	
referred	136	considered and agreed to	187
342. A resolution for memorial addresses on the life, character, and public services of the late Senator Albert B. Cummins—		359. A resolution to investigate the advisability of establishing a Veterans' Bureau hospital at Soap Lake, in the State of Washington—	
considered and agreed to	145	ordered to lie on the table	189
343. A resolution for memorial addresses on the life, character, and public services of the late Hon. Bert M. Fernald—		360. A resolution requesting the Secretary of Agriculture to report to the Senate at the beginning of the first regular session of the Seventieth Congress his views as to whether the insurance of the farmer by the Federal Government against droughts, floods, and storms would be consistent with sound governmental and economic policy—	
considered and agreed to	145	referred	189
344. A resolution for memorial addresses on the life, character, and public services of the late Senator William B. McKinley—		reported without amendment	275
considered and agreed to	145	362. A resolution relative to the manner of determining the national origins quotas under the immigration act of 1924—	
345. A resolution requesting certain information concerning employees of public-debt section and income-tax unit of the Internal Revenue Bureau—		ordered to lie over	189
considered and agreed to	149	considered and agreed to	195
346. A resolution to print, with illustrations, the Report of the National Society of the Daughters of the American Revolution for the year ended March 1, 1926—		363. A resolution relative to the death of former Senator Willard Saulsbury, of Delaware—	
reported, considered, and agreed to	148	considered and agreed to	193
347. A resolution to inquire into the right of Thomas M. Reed to serve as United States district judge for the first district of Alaska—		364. A resolution continuing during the Seventieth Congress Senate Resolutions 195, 227, 258, and 324, relative to senatorial campaign expenditures, and enlarging the authority of the special committee—	
referred	154	ordered to lie over	195
reported without amendment	244	considered and placed on calendar	214
348. A resolution to pay to Catherine Hardesty a sum equal to six months' salary of the late Martin T. Hardesty—		considered	215, 234
referred	174		
reported without amendment	275		
349. A resolution authorizing an investigation of the Columbia Basin project—			
referred	174		
reported without amendment (Rept. No. 1671)	245		
referred to Committee to Audit and Control the Contingent Expenses of the Senate	245		
reported with an amendment	275		

SENATE RESOLUTIONS

Number, title, and action	Page of Journal	Number, title, and action	Page of Journal
364—Continued.		373—Continued.	
made a special order.....	234	considered and agreed to.....	259
considered..... 260, 262, 265, 266, 267, 270, 271, 274	274	374. A resolution to investigate charges that certain lands ceded by Mexico to the United States were unlawfully turned over to, and are held by, private interests—	
365. A resolution favoring the custom of retirement by Presidents from office after two terms—		referred.....	237
ordered to lie over.....	199	reported without amendment.....	244
366. A resolution to investigate and study conditions and policies bearing upon the relationship between the Central American countries, Mexico, and the United States—		referred to Committee to Audit and Control the Contingent Expenses of the Senate.....	244
referred.....	199	375. A resolution relative to memorial addresses on the life, character, and public service of the late Senate Albert B. Cummins, of Iowa—	
reported with amendments (Rept. No. 1647).....	252	considered and agreed to.....	241
referred to the Committee to Audit and Control the Contingent Expenses of the Senate.....	252	376. A resolution relative to memorial addresses on the life, character, and public service of the late Senator William B. McKinley, of Illinois—	
367. A resolution requesting the Secretary of State to supply the Senate with certain information regarding oil concessions in Mexico, in further answer to Senate Resolution 330, adopted February 3, 1927—		considered and agreed to.....	242
considered and agreed to.....	214	377. A resolution that the "Report of the Near East Relief for the year ending December 31, 1926," be printed as a Senate document—	
368. A resolution to reimburse Hon. Arthur R. Gould for expenses incurred by him in defending his right to a seat in the Senate from the State of Maine—		reported.....	245
referred.....	214	considered and agreed to.....	259
reported without amendment.....	275	378. A resolution for an investigation into the economic conditions of the agricultural and cotton producing industries and the extent of unemployment—	
369. A resolution requesting a copy of the final report of the quota board made under the immigration act of 1924—		referred.....	245
ordered to lie over.....	214	379. A resolution to increase the limit of cost of the investigation authorized by Senate Resolution 332 from \$3,000 to \$4,255.82—	
considered and agreed to.....	246	reported and referred.....	252
370. A resolution relative to the death of former Senator David Baird, of New Jersey—		380. A resolution to refer to the Court of Claims the bill (S. 5825) to amend an act entitled "An act to provide relief in cases of contracts connected with the prosecution of the war, and for other purposes, approved March 2, 1919, as amended—	
considered and agreed to.....	220	reported (Rept. No. 1709).....	275
371. A resolution authorizing an investigation of public utility corporations—		381. A resolution relative to the appointment of Members to a joint committee on the adjournment of the present session of Congress—	
referred.....	220	considered and agreed to.....	281
372. A resolution to investigate the subject of tax refunds involving claims for taxes of \$50,000 or over—			
ordered to lie on the table.....	221		
373. A resolution referring the claim of Charles F. Bond, receiver of the partnership of Thorp & Bond, to the Court of Claims for findings of fact—			
reported.....	236		

HOUSE BILLS

Number, title, and action	Page of Journal	Number, title, and action	Page of Journal
2. An act [to amend an act entitled "An act to provide for the consolidation of national banking associations," approved November 7, 1918; to amend section 5136 as amended, section 5137, section 5138 as amended, section 5142, section 5150, section 5153, section 5190, section 5200 as amended, section 5202 as amended, section 5208 as amended, section 5211 as amended, of the Revised Statutes of the United States; and to amend section 9, section 13, section 22, and section 24 of the Federal reserve act, and for other purposes.] [section 5139, section 5142, section 5146 as amended, section 5150, section 5155, section 5190, section 5200 as amended, section 5202 as amended, section 5208 as amended, section 5211 as amended, of the Revised Statutes of the United States; and to amend section 4, section 9, section 13, section 22, and section 24 of the Federal reserve act, and section 8 of the act entitled "An act to supplement existing laws against unlawful restraint and monopolies, and for other purposes," approved October 15, 1914, as amended, and for other purposes"] to further amend the national banking laws and the Federal reserve act, and for other purposes—		585. An act for the relief of Frederick Marshall—	
House recedes and agrees to certain Senate amendments; and to certain other Senate amendments with amendments, including Senate amendment to title.....	106	reported without amendment (Rept. No. 1411).....	144
Senate agrees to conference report of disagreement.....	107	considered, read the third time, and passed.....	151
motion to recede from certain Senate amendments and agree to House amendments to others.....	108	examined and signed.....	157
proposed unanimous consent agreements submitted.....	115, 160	approved [private law No. 345].....	238
motion to recede and agree to House amendments considered..... 125, 169, 170, 172, 175	170	724. An act for the relief of Capt. Norman D. Cota—	
cloture motion presented.....	170	received.....	184
cloture motion agreed to.....	179	read twice and referred.....	187
Senate recedes from certain amendments, and agrees to House amendments to certain other Senate amendments; title amended.....	180	reported without amendment (Rept. No. 1605).....	219
examined and signed.....	188	considered, read the third time, and passed.....	257
approved [public law No. 639].....	239	examined and signed.....	270
54. An act authorizing the removal of the iron gates [and piers] in West Executive Avenue between the grounds of the White House and the State, War, and Navy Building—		approved [private law No. 525].....	283
House disagrees to Senate amendments and asks conference.....	26	780. An act for the relief of J. S. Corbett—	
considered.....	29	received.....	184
Senate insists and agrees to conference.....	42	read twice and referred.....	187
House recedes and agrees to Senate amendments.....	271	reported without amendment (Rept. No. 1606).....	219
examined and signed.....	272	considered, read the third time, and passed.....	257
approved [public law No. 769].....	283	examined and signed.....	270
139. An act to provide for addition of certain land to the Challis National Forest—		approved [private law No. 524].....	283
received.....	253	1105. An act for the relief of the Kelly Springfield Motor Truck Co. of California—	
531. An act for the relief of John A. Bingham—		reported without amendment (Rept. No. 1374).....	129
reported without amendment (Rept. No. 1550).....	196	considered, read the third time, and passed.....	151
considered, read the third time, and passed.....	257	examined and signed.....	157
examined and signed.....	272	approved [private law No. 364].....	239
approved [private law No. 528].....	283	1129. An act for the relief of Giles Gordon—	
		reported with an amendment (Rept. No. 1213).....	62
		1130. An act authorizing the Secretary of War to donate to the Wayne County Council of the Veterans of Foreign Wars, of Detroit, State of Michigan, two obsolete brass cannons—	
		received.....	92
		read twice and referred.....	93
		reported without amendment (Rept. No. 1472).....	171
		considered, read the third time, and passed.....	250
		examined and signed.....	261
		approved [public law No. 780].....	283
		1133. An act for the relief of John G. Pauley—	
		received.....	184
		read twice and referred.....	187
		reported without amendment (Rept. No. 1616).....	220
		considered, read the third time, and passed.....	257
		examined and signed.....	270
		approved [private law No. 432].....	284
		1141. An act to correct the military record of John Dewitt Marvin—	
		received.....	184
		read twice and referred.....	187
		1231. An act for the relief of Mary Moore—	
		reported without amendment (Rept. No. 1474).....	173
		considered, read the third time, and passed.....	173
		examined and signed.....	177
		approved [private law No. 369].....	239
		1330. An act for the relief of Helene M. Hubrich—	
		reported without amendment (Rept. No. 1368).....	129
		considered, read the third time, and passed.....	151
		examined and signed.....	157
		approved [private law No. 355].....	239
		1386. An act for the relief of Purdy Trager—	
		received.....	232
		read twice and referred.....	233
		1464. An act for the relief of Charles C. Hughes—	
		reported without amendment (Rept. No. 1326).....	109
		considered, read the third time, and passed.....	151
		examined and signed.....	157
		approved [private law No. 366].....	239

Number, title, and action	Page of Journal	Number, title, and action	Page of Journal
1564. An act for the relief of Lewis H. Francke and Blanche F. Shelley, sole legal heirs of Ralph K. Warrington—		2589—Continued.	
received.....	232	examined and signed.....	270
read twice and referred.....	233	approved [private law No. 520].....	283
reported without amendment (Rept. No. 1702)...	275	2718. An act for the relief of M. F. Snider—	
1569. An act for the relief of Christine Brenzinger—		received.....	184
received.....	218	read twice and referred.....	187
read twice and referred.....	219	reported without amendment (Rept. No. 1569)...	198
1579. An act for the benefit of persons suffering loss on account of the Lawton fire, 1917—		considered, read the third time, and passed....	257
received.....	232	examined and signed.....	270
read twice and referred.....	233	approved [private law No. 519].....	283
1595. An act for the relief of Fannie Kravitz—		2722. An act to reimburse James J. Burns, Jr., for damages to touring car by Government-owned motor truck—	
received.....	184	reported without amendment (Rept. No. 1637)...	236
read twice and referred.....	187	considered, read the third time, and passed....	257
reported without amendment (Rept. No. 1568)...	198	examined and signed.....	270
considered, read the third time, and passed....	257	approved [private law No. 518].....	283
examined and signed.....	270	2787. An act for the relief of John T. O'Neill—	
approved [private law No. 523].....	283	reported adversely.....	191
1690. An act for the relief of Thomas P. McSherry—		considered and postponed indefinitely.....	259
reported without amendment (Rept. No. 1536)...	191	2849. An act for the relief of the heirs of Russell J. Norton—	
considered, read the third time, and passed....	257	reported without amendment (Rept. No. 1672)...	245
examined and signed.....	270	considered, read the third time, and passed....	257
approved [private law No. 433].....	284	examined and signed.....	272
1691. An act for the relief of Henry F. Downing—		2882. An act for the relief of E. D. Macready—	
received.....	184	reported adversely.....	191
read twice and referred.....	187	considered and postponed indefinitely.....	259
reported with an amendment (Rept. No. 1581)...	208	2994. An act for the relief of Harry J. Dabel—	
considered, unamended, read the third time, and passed....	259	reported without amendment (Rept. No. 1283)...	99
House agrees to Senate amendment.....	264	considered, read the third time, and passed....	134
examined and signed.....	270	examined and signed.....	141
approved [private law No. 522].....	283	approved [private law No. 343].....	163
1840. An act for the relief of Edward A. Grimes—		3069. An act for the relief of Charles O. Dunbar—	
reported without amendment (Rept. No. 1583)...	208	reported without amendment (Rept. No. 1452)...	162
considered, read the third time, and passed....	257	considered, read the third time, and passed....	250
examined and signed.....	270	examined and signed.....	261
approved [private law No. 466].....	283	approved [private law No. 463].....	283
1842. An act for the relief of John Costigan—		3253. An act for the relief of Lieut. Commander Garnet Hulings, United States Navy—	
received.....	184	reported without amendment (Rept. No. 1555)...	197
read twice and referred.....	187	considered, read the third time, and passed....	257
1893. An act for the relief of George P. Bailey—		examined and signed.....	272
reported adversely.....	70	approved [private law No. 517].....	283
considered and postponed indefinitely.....	135	3278. An act for the relief of A. S. Rosenthal Co.—	
2184. An act for the relief of James Gaynor—		considered, read the third time, and passed....	29
reported without amendment (Rept. No. 1369)...	129	examined and signed.....	31
considered, read the third time, and passed....	151	approved [private law No. 327].....	59
examined and signed.....	157	3283. An act for the relief of the estate of William Bardel—	
approved [private law No. 354].....	239	received.....	235
2190. An act for the relief of Agnes W. Wilcox—		read twice and referred.....	235
reported without amendment.....	70	reported without amendment (Rept. No. 1701)...	275
considered, read the third time, and passed....	134	3295. An act for the relief of Sherman P. Browning—	
examined and signed.....	139	received.....	184
approved [private law No. 344].....	163	read twice and referred.....	187
2229. An act for the relief of John Ferrell—		reported without amendment (Rept. No. 1604)...	214
reported without amendment (Rept. No. 1261)...	96	considered, read the third time, and passed....	257
considered, read the third time, and passed....	250	examined and signed.....	270
examined and signed.....	261	approved [private law No. 516].....	283
approved [private law No. 465].....	283	3378. An act for the relief of Randolph Foster William-son, deceased—	
2320. An act for the relief of Delmore A. Teller—		reported without amendment (Rept. No. 1423)...	148
reported without amendment (Rept. No. 1449)...	162	considered, read the third time, and passed....	250
considered, read the third time, and passed....	250	examined and signed.....	261
examined and signed.....	261	approved [private law No. 462].....	283
approved [private law No. 464].....	283	3432. An act for the relief of Joel C. Clore—	
2329. An act for the relief of John A. Olson—		reported without amendment (Rept. No. 1438)...	158
reported without amendment (Rept. No. 1607)...	219	considered, read the third time, and passed....	175
considered, read the third time, and passed....	257	examined and signed.....	177
examined and signed.....	270	approved [private law No. 370].....	239
approved [private law No. 521].....	283	3436. An act for the relief of certain officers and former officers of the Army of the United States, and for other purposes—	
2379. An act for the relief of Maj. Lester L. Lampert—		reported with amendments (Rept. No. 1333)...	111
reported adversely (Rept. No. 1310).....	103	considered, amended, read the third time, and passed....	152
considered and postponed indefinitely.....	135	House disagrees to Senate amendments and asks conference.....	163
2491. An act for the relief of Gordan A. Dennis—		Senate insists and agrees to conference.....	175
reported without amendment (Rept. No. 1418)...	145	3464. An act for the relief of John M. Andrews—	
considered, read the third time, and passed....	151	received.....	232
examined and signed.....	157	read twice and referred.....	233
approved [private law No. 349].....	239		
2589. An act for the relief of Archie O. Sprague—			
received.....	184		
read twice and referred.....	187		
reported without amendment (Rept. No. 1623)...	220		
considered, read the third time, and passed....	257		

Number, title, and action	Page of Journal	Number, title, and action	Page of Journal
3602. An act for the relief of Charles W. Shumate—		4553. An act authorizing the President to restore Commander George M. Baum, United States Navy, to a place on the list of commanders of the Navy to rank next after Commander David W. Bagley, United States Navy—	
reported without amendment (Rept. No. 1439)...	158	reported with an amendment (Rept. No. 1410)...	144
considered, read the third time, and passed....	250	considered, amended, read the third time, and passed....	152
examined and signed.....	261	House agrees to Senate amendment.....	163
approved [private law No. 461].....	283	examined and signed.....	164
3663. An act to correct the military record of G. W. Gilkison—		approved [public law No. 626].....	239
reported adversely.....	144	4600. An act for the relief of Frederick D. W. Baldwin—	
considered and postponed indefinitely.....	144	reported with an amendment (Rept. No. 1584)...	208
3664. An act to correct the military record of Daniel C. Darroch—		4719. An act for the relief of the New Braunfels Brewing Co.—	
reported without amendment (Rept. No. 1306)...	103	reported without amendment (Rept. No. 1336)...	111
considered, read the third time, and passed....	134	considered, read the third time, and passed....	151
examined and signed.....	139	examined and signed.....	157
approved [private law No. 330].....	155	approved [private law No. 357].....	239
3665. An act for the relief of Thomas Spurrier—		4789. An act providing for the biennial appointment of a board of visitors to inspect and report upon the government and conditions in the Philippine Islands—	
reported without amendment (Rept. No. 1204)...	45	reported without amendment (Rept. No. 1205)...	45
3703. An act for the relief of Anthony Schartzberger—		referred to Committee to Audit and Control the Contingent Expenses of the Senate.....	209
reported adversely.....	219	5028. An act for the promotion of certain officers of the United States Army now on the retired list—	
considered and postponed indefinitely.....	219	Senate agrees to conference report.....	215
3791. An act to purchase a painting of the several ships of the United States Navy in 1891 and entitled "Peace"—		House agrees to conference report.....	235
reported without amendment (Rept. No. 1477)...	173	examined and signed.....	242
considered, read the third time, and passed....	250	approved [public law No. 659].....	255
examined and signed.....	261	5069. An act for the relief of Alice Barnes—	
approved [public law No. 716].....	283	reported without amendment (Rept. No. 1596)...	213
3858. An act to establish in the Bureau of Foreign and Domestic Commerce of the Department of Commerce a Foreign Commerce Service of the United States, and for other purposes—		considered, read the third time, and passed....	257
considered, amended, read the third time, and passed....	248	examined and signed.....	270
House agrees to Senate amendment.....	254	approved [private law No. 513].....	284
examined and signed.....	261	5082. An act for the relief of David Barker—	
approved [public law No. 768].....	283	reported without amendment (Rept. No. 1506)...	186
4040. An act granting allowances for rent, fuel, light, and equipment to postmasters of the fourth class, and for other purposes—		considered, read the third time, and passed....	250
received.....	254	examined and signed.....	261
read twice and referred.....	256	approved [private law No. 430].....	283
4141. An act to authorize certain officers of the United States Marine Corps to accept from the Republic of Haiti "The medal for distinguished service"—		5085. An act to remove the charge of desertion from and correct the naval record of Louis Nemeck, otherwise known as Louis Nemeck—	
received.....	232	reported without amendment (Rept. No. 1321)...	106
read twice and referred.....	233	considered, read the third time, and passed....	134
4258. An act to credit the accounts of James Hawkins, special disbursing agent, Department of Labor—		examined and signed.....	141
reported without amendment (Rept. No. 1552)...	197	approved [private law No. 332].....	155
considered, read the third time, and passed....	257	5089. An act for the relief of Christine Mygatt—	
examined and signed.....	272	received.....	185
approved [private law No. 515].....	283	read twice and referred.....	187
4311. An act for the relief of Edward Tigh, deceased—		reported without amendment (Rept. No. 1622)...	220
reported adversely and postponed indefinitely....	153	considered, read the third time, and passed....	257
4321. An act authorizing the redemption by the United States Treasury of 20 war-savings stamps (series of 1918) now held by Dr. John Mack, of Omaha, Nebr.—		examined and signed.....	270
received.....	185	approved [private law No. 512].....	284
read twice and referred.....	187	5179. An act to correct the military record of John W. Siple—	
reported adversely (Rept. No. 1711).....	275	received.....	233
4361. An act for the relief of the McHan Undertaking Co.—		read twice and referred.....	233
reported without amendment (Rept. No. 1641)...	236	5243. An act to promote the mining of potash on the public domain—	
considered, read the third time, and passed....	257	reported without amendment (Rept. No. 1274)...	97
examined and signed.....	270	considered, read the third time, and passed....	134
approved [private law No. 514].....	284	examined and signed.....	141
4376. An act to allow and credit the accounts of Joseph R. Hobbethwaite, formerly captain, Quartermaster Corps, United States Army, the sum of \$237.90 disallowed by the Comptroller General of the United States—		approved [public law No. 579].....	155
reported without amendment (Rept. No. 1370)...	129	5263. An act for the relief of Charles James Anderson, former commander, United States Naval Reserve Force—	
considered, read the third time, and passed....	151	reported with an amendment (Rept. No. 1582)...	208
examined and signed.....	157	5264. An act for the relief of Ann Margaret Mann—	
approved [private law No. 356].....	239	reported without amendment (Rept. No. 1262)...	96
4502. An act declaring pistols, revolvers, and other firearms capable of being concealed on the person nonmailable and providing penalty—		considered, read the third time, and passed....	250
considered, amended, read the third time, and passed....	134	examined and signed.....	261
House agrees to Senate amendment.....	141	approved [private law No. 400].....	283
examined and signed.....	143	5275. An act for the relief of Theodore W. Goldin—	
approved [public law No. 583].....	163	reported without amendment (Rept. No. 1617)...	220
		considered, read the third time, and passed....	257
		examined and signed.....	272
		approved [private law No. 434].....	284
		5449. An act for the relief of James E. Westcott—	
		received.....	185
		read twice and referred.....	187

Number, title, and action	Page of Journal
5471. An act for the relief of Josephine Thibodeaux— received.....	233
read twice and referred.....	233
5486. An act for the relief of Levi Wright— reported without amendment (Rept. No. 1194).....	36
considered, read the third time, and passed.....	134
examined and signed.....	141
approved [private law No. 331].....	155
5548. An act for the relief of Clarence G. Stonestreet— received.....	185
read twice and referred.....	187
5622. An act for the relief of Mary M. Jones— received.....	233
read twice and referred.....	233
5642. An act for the relief of David E. Goodwin— received.....	185
read twice and referred.....	187
5662. An act for the relief of John J. Corcoran— received.....	233
read twice and referred.....	233
5787. An act for the relief of J. C. Herbert— received.....	233
read twice and referred.....	233
reported without amendment (Rept. No. 1642).....	236
considered, read the third time, and passed.....	257
examined and signed.....	270
approved [private law No. 511].....	284
5823. An act to amend the Code of Law for the District of Columbia in relation to the qualifications of jurors— reported without amendment (Rept. No. 1514).....	190
considered, read the third time, and passed.....	190
examined and signed.....	195
approved [public law No. 658].....	255
5866. An act for the relief of the Lehigh Coal & Naviga- tion Co.— reported without amendment (Rept. No. 1344).....	113
considered, read the third time, and passed.....	151
examined and signed.....	157
approved [private law No. 367].....	239
5921. An act for the refund of money erroneously col- lected from Thomas Griffith, of Peach Creek, W. Va.— received.....	185
read twice and referred.....	187
5922. An act for the relief of Martha D. McCune— reported adversely.....	144
considered and postponed indefinitely.....	144
5930. An act for the relief of William J. Donaldson— reported without amendment (Rept. No. 1638).....	236
considered, read the third time, and passed.....	257
examined and signed.....	270
approved [private law No. 510].....	284
5991. An act authorizing the adjustment of the bound- aries of the Black Hills and Harney Forests, and for other purposes— received.....	92
read twice and referred.....	93
reported without amendment (Rept. No. 1343).....	111
considered, read the third time, and passed.....	151
examined and signed.....	157
approved [public law No. 622].....	239
6006. An act for the relief of John S. Carroll— reported without amendment (Rept. No. 1546).....	196
6057. An act for the relief of George Boiko & Co. (Inc.)— received.....	185
read twice and referred.....	187
reported without amendment (Rept. No. 1564).....	198
considered, read the third time, and passed.....	257
examined and signed.....	272
approved [private law No. 509].....	284
6068. An act for the relief of Maj. F. Ellis Reed— reported without amendment (Rept. No. 1698).....	275
6097. An act to accept the cession by the State of Arkan- sas of exclusive jurisdiction over a tract of land within the Hot Springs National Park, and for other purposes— reported without amendment (Rept. No. 1524).....	191
considered, read the third time, and passed.....	257
examined and signed.....	272
approved [public law No. 720].....	284

Number, title, and action	Page of Journal
6143. An act to correct the military record of William J. Bodiford— reported without amendment (Rept. No. 1533).....	191
considered, read the third time, and passed.....	257
examined and signed.....	272
approved [private law No. 435].....	284
6235. An act to provide for the erection of a tablet or marker to Gen. Anthony Wayne at Defiance, Ohio— received.....	254
read twice and referred.....	256
6238. An act to amend the immigration act of 1924— considered, amended, read the third time, and passed.....	37
Senate insists upon its amendments and asks conference.....	37
6246. An act to establish a national military park at the battle field of Stones River, Tenn.— received.....	154
read twice and referred.....	155
reported without amendment (Rept. No. 1517).....	191
considered, amended, read the third time, and passed.....	257
House agrees to Senate amendments.....	264
examined and signed.....	270
approved [public law No. 777].....	284
6252. An act amending section 52 of the Judicial Code— reported without amendment.....	79
considered, read the third time, and passed.....	250
examined and signed.....	261
approved [public law No. 767].....	283
6384. An act to amend the acts of June 7, 1924, and March 3, 1925, granting certain public lands to the city of Phoenix, Ariz.— reported without amendment (Rept. No. 1212).....	60
considered, read the third time, and passed.....	134
examined and signed.....	139
approved [public law No. 587].....	163
6422. An act to correct the military record of George W. Kelly— reported without amendment (Rept. No. 1519).....	191
considered, read the third time, and passed.....	257
examined and signed.....	272
approved [private law No. 436].....	284
6466. An act for the relief of Edward C. Roser— considered, read the third time, and passed.....	29
examined and signed.....	31
approved [private law No. 325].....	39
6584. An act for the relief of Charles O. Schmidt— reported without amendment (Rept. No. 1597).....	213
considered, read the third time, and passed.....	257
examined and signed.....	270
approved [private law No. 508].....	284
6586. An act for the relief of Russell W. Simpson— reported without amendment (Rept. No. 1334).....	111
considered, read the third time, and passed.....	151
examined and signed.....	157
approved [private law No. 358].....	239
6588. An act for the relief of Franklin Mott Gunther— reported without amendment (Rept. No. 1685).....	252
considered, read the third time, and passed.....	258
examined and signed.....	270
approved [private law No. 507].....	284
6697. An act for the relief of Alfred W. Mathews, former ensign, United States Naval Reserve Force— reported without amendment (Rept. No. 1585).....	208
6806. An act authorizing the payment of a claim to Alex- ander J. Thompson— reported without amendment (Rept. No. 1375).....	129
considered, read the third time, and passed.....	151
examined and signed.....	157
approved [private law No. 346].....	238
6847. An act to correct the military record of Thornton Jackson— reported without amendment (Rept. No. 1518).....	191
considered, read the third time, and passed.....	257
examined and signed.....	272
approved [private law No. 437].....	284
6935. An act to correct the military record of William Mullins— received.....	218
read twice and referred.....	219

Number, title, and action	Page of Journal
7081. An act to authorize reimbursement of the govern- ment of the Philippine Islands for maintaining alien crews prior to April 6, 1917— reported without amendment (Rept. No. 1639).....	236
considered, read the third time, and passed.....	257
examined and signed.....	270
approved [public law No. 781].....	284
7146. An act for the relief of William L. Trott— received.....	233
read twice and referred.....	233
7153. An act authorizing the President to appoint J. H. S. Morison to the position and rank of major, Medical Corps, in the United States Army— received.....	185
read twice and referred.....	187
7156. An act for the relief of Maurice E. Kinsey— reported without amendment (Rept. No. 1337).....	111
considered, read the third time, and passed.....	151
examined and signed.....	157
approved [private law No. 353].....	239
7168. An act for the relief of the owner of the schooner Sentinel— received.....	233
read twice and referred.....	233
7211. An act for the relief of James W. Kingon— received.....	233
read twice and referred.....	233
7228. An act correcting the military record of William H. Murphy— reported adversely and postponed indefinitely.....	158
7540. An act for the relief of Edward F. Weiskopf— received.....	185
read twice and referred.....	187
7555. An act to authorize for the fiscal years ending June 30, 1928, and June 30, 1929, appropriations for carrying out the provisions of the act en- titled "An act for the promotion of the welfare and hygiene of maternity and infancy, and for other purposes," approved November 23, 1921, and for other purposes— considered.....	32, 35, 63, 66, 68, 71, 72, 77, 78, 81, 83, 84
considered, amended, read the third time, and passed; title amended.....	85
House agrees to Senate amendments.....	95
examined and signed.....	96
approved [public law No. 566].....	132
7563. An act to amend section 4900 of the United States Revised Statutes— received.....	92
read twice and referred.....	93
reported without amendment (Rept. No. 1320).....	106
considered, read the third time, and passed.....	134
examined and signed.....	139
approved [public law No. 580].....	155
7617. An act to authorize payment to the Pennsylvania Railroad Co., a corporation, for damage to its rolling stock at Raritan Arsenal, Metuchen, N. J., on August 16, 1922— reported without amendment (Rept. No. 1371).....	129
considered, read the third time, and passed.....	151
examined and signed.....	157
approved [private law No. 359].....	239
7680. An act to provide for the reappointment of Maj. Chauncey S. McNeill, subject to certain con- ditions— reported adversely (Rept. No. 1207).....	51
considered and postponed indefinitely.....	51
7703. An act for the relief of James F. McCarthy— reported without amendment (Rept. No. 1598).....	213
considered, read the third time, and passed.....	257
examined and signed.....	272
approved [private law No. 495].....	284
7776. An act for the reimbursement of Emma E. L. Pulliam— House agrees to Senate amendment to title.....	141
examined and signed.....	143
approved [private law No. 335].....	163
7849. An act for the relief of Ella Miller— reported without amendment (Rept. No. 1266).....	96
considered, read the third time, and passed.....	134
examined and signed.....	141
approved [private law No. 336].....	163
7852. An act for the relief of D. George Shorten— received.....	233
read twice and referred.....	233

Number, title, and action	Page of Journal
7874. An act to correct the military record of John Ralston— reported adversely.....	191
considered and postponed indefinitely.....	259
7921. An act to authorize the Commissioner of the Gen- eral Land Office to dispose by sale of certain public land in the State of Arkansas— reported without amendment (Rept. No. 1363).....	127
considered, read the third time, and passed.....	151
examined and signed.....	157
approved [private law No. 352].....	239
7930. An act for the relief of the Broad Brook Bank & Trust Co.— considered, read the third time, and passed.....	30
examined and signed.....	35
approved [private law No. 323].....	60
7973. An act to provide American registry for the Nor- wegian sailing vessel Derwent— reported without recommendation (Rept. No. 1350).....	113
considered, read the third time, and passed.....	250
examined and signed.....	261
approved [public law No. 710].....	283
8128. An act to punish counterfeiting, altering, or utter- ing of Government transportation requests— House agrees to Senate amendment.....	27
examined and signed.....	27
approved [public law No. 524].....	39
8278. An act for the relief of A. B. Cameron— reported without amendment (Rept. No. 1556).....	197
considered, read the third time, and passed.....	257
examined and signed.....	270
approved [private law No. 500].....	284
8345. An act for the relief of Crane Co.— reported without amendment (Rept. No. 1327).....	109
considered, read the third time, and passed.....	151
examined and signed.....	157
approved [private law No. 360].....	239
8443. An act for the relief of James E. Moyer— received.....	233
read twice and referred.....	233
8466. An act to amend section 8 of an act entitled "An act to incorporate the Howard University in the District of Columbia," approved March 2, 1867— reported without amendment (Rept. No. 1286).....	100
ordered to lie on the table, and minority given five days within which to file report.....	100
ordered placed on calendar.....	145
8477. An act for the relief of Frank J. Dwyer— received.....	185
read twice and referred.....	187
reported without amendment (Rept. No. 1608).....	219
considered, read the third time, and passed.....	257
examined and signed.....	270
approved [private law No. 494].....	284
8685. An act for the relief of Henry S. Royce— reported without amendment (Rept. No. 1376).....	129
considered, read the third time, and passed.....	151
examined and signed.....	157
approved [private law No. 347].....	238
8739. An act for the relief of Lim Toy, of the city of Boston, Mass.— received.....	185
read twice and referred.....	187
reported without amendment (Rept. No. 1570).....	198
considered, read the third time, and passed.....	257
examined and signed.....	270
approved [private law No. 532].....	284
8784. An act for the relief of Bertha M. Leville— reported without amendment (Rept. No. 1222).....	67
considered, read the third time, and passed.....	134
examined and signed.....	139
approved [private law No. 337].....	163
8835. An act to amend section 1112 of the Code of Law for the District of Columbia— considered.....	135
8852. An act for the relief of Thomas Maley— reference changed.....	24
reported without amendment (Rept. No. 1507).....	186
considered, read the third time, and passed.....	250
examined and signed.....	261
approved [private law No. 431].....	283

Number, title, and action	Page of Journal	Number, title, and action	Page of Journal
8894. An act for the relief of the Royal Holland Lloyd, a Netherlands corporation of Amsterdam, the Netherlands—		9173—Continued.	
reported without amendment (Rept. No. 1440)---	159	examined and signed-----	272
considered, read the third time, and passed-----	250	approved [public law No. 778]-----	284
examined and signed-----	261	9174. An act providing for the preparation of a biennial index to State legislation—	
approved [private law No. 505]-----	283	received-----	92
8896. An act for the relief of Enriqueta Koch v de Jean-neret—		read twice and referred-----	93
reported without amendment (Rept. No. 1703)---	275	reference changed-----	114
8923. An act for the relief of Sheffield Co., a corporation of Americus, Ga.—		reported with amendments (Rept. No. 1420)---	148
reported without amendment (Rept. No. 1301)---	102	considered, amended, read the third time, and passed-----	148
considered, read the third time, and passed-----	134	reconsidered and postponed indefinitely-----	156
examined and signed-----	141	(See bill S. 3634.)	
approved [private law No. 342]-----	163	9211. An act to prescribe certain of the qualifications of voters in the Territory of Alaska, and for other purposes—	
8932. An act for the relief of William F. Redding—		received-----	185
reported without amendment (Rept. No. 1563)---	198	read twice and referred-----	187
considered, read the third time, and passed-----	257	reported without amendment (Rept. No. 1645)---	236
examined and signed-----	272	considered, read the third time, and passed-----	257
approved [private law No. 493]-----	284	examined and signed-----	270
9009. An act to provide for the acquisition of a site and the construction thereon of a fireproof office building or buildings for the House of Representatives—		approved [public law No. 766]-----	283
received-----	260	9226. An act to reimburse Dr. Philip Suriani—	
read twice and referred-----	265	received-----	185
9030. An act for the retirement as ensign of Hampton Mitchell—		read twice and referred-----	187
reported without amendment (Rept. No. 1511)---	188	9232. An act for the relief of Isaac A. Chandler—	
9039. An act to amend section 8 of the act approved March 1, 1911 (36 Stats. p. 961), entitled "An act to enable any State to cooperate with any other State or States, or with the United States, for the protection of the watersheds of navigable streams and to appoint a commission for the acquisition of lands for the purpose of conserving the navigability of navigable rivers"—		considered, read the third time, and passed-----	30
examined and signed-----	11	examined and signed-----	35
approved [public law No. 527]-----	39	approved [private law No. 326]-----	59
9045. An act to establish a national military park at and near Fredericksburg, Va., and to mark and preserve historical points connected with the battles of Fredericksburg, Spotsylvania Court House, Wilderness, and Chancellorsville, including Salem Church, Va.—		9268. An act to amend the agricultural credits act of 1923—	
received-----	92	considered, read the third time, and passed-----	134
read twice and referred-----	93	examined and signed-----	139
reported without amendment (Rept. No. 1400)---	144	approved [public law No. 582]-----	163
considered, read the third time, and passed-----	151	9287. An act for the relief of Albert G. Tuxhorn—	
examined and signed-----	157	reported without amendment (Rept. No. 1328)---	109
approved [public law No. 609]-----	239	considered, read the third time, and passed-----	151
9061. An act to authorize Lieut. Commander Lucius C. Dunn, United States Navy, to accept from the King of Denmark a decoration known as a "Knight of the Order of Dannebrog"—		examined and signed-----	157
considered, read the third time, and passed-----	134	approved [private law No. 361]-----	239
examined and signed-----	139	9318. An act authorizing the President to appoint James B. Dickson a second lieutenant of the Air Service in the Regular Army of the United States—	
approved [private law No. 334]-----	155	received-----	185
9063. An act for the relief of Marie Yvonne Gueguinou—		read twice and referred-----	187
received-----	185	reported adversely-----	236
read twice and referred-----	187	considered and postponed indefinitely-----	259
reported without amendment (Rept. No. 1609)---	219	reconsidered and returned to calendar-----	259
considered, read the third time, and passed-----	257	9319. An act to authorize certain officers of the United States Navy to accept from the Republic of Chile the Order of Merit, first class, and the Order of Merit, second class—	
examined and signed-----	270	House agrees to Senate amendment-----	175
approved [private law No. 492]-----	284	examined and signed-----	177
9150. An act for the relief of the Niagara Machine & Tool Works—		approved [private law No. 371]-----	239
reported without amendment (Rept. No. 1571)---	198	9427. An act for the relief of Gilbert B. Perkins—	
considered, read the third time, and passed-----	257	received-----	185
examined and signed-----	272	read twice and referred-----	187
approved [private law No. 491]-----	284	reported without amendment (Rept. No. 1640)---	236
9163. An act for the relief of Margaret T. Head, administratrix—		considered, read the third time, and passed-----	257
received-----	185	examined and signed-----	270
read twice and referred-----	187	approved [private law No. 490]-----	284
reported without amendment (Rept. No. 1704)---	275	9433. An act for the relief of Alexander Edward Metz—	
9173. An act providing for the revision and printing of the index to the Federal Statutes—		reported without amendment (Rept. No. 1223)---	67
received-----	92	considered, read the third time, and passed-----	134
read twice and referred-----	93	examined and signed-----	139
reported without amendment-----	219	approved [private law No. 333]-----	155
considered, read the third time, and passed-----	257	9515. An act for the relief of R. P. Biddle—	
		received-----	185
		read twice and referred-----	187
		9564. An act providing for markers for the battle fields of Eastport, Miss., and Iuka, Miss.—	
		received-----	48
		read twice and referred-----	48
		9640. An act to add certain lands to the Shoshone National Forest, Wyo.—	
		received-----	154
		read twice and referred-----	155
		reported without amendment (Rept. No. 1575)---	208
		considered, read the third time, and passed-----	257
		examined and signed-----	270
		approved [public law No. 788]-----	284

Number, title, and action	Page of Journal	Number, title, and action	Page of Journal
9666. An act to correct the military record of Owen J. Owen—		10076. An act for the relief of the estate of William C. Perry, late of Cross Creek Township, Washington County, Pa.—	
received-----	185	reported without amendment (Rept. No. 1372)---	129
read twice and referred-----	187	considered, read the third time, and passed-----	151
9667. An act for the relief of Columbus P. Pierce—		examined and signed-----	157
reported without amendment (Rept. No. 1406)---	144	approved [private law No. 362]-----	239
considered, read the third time, and passed-----	151	10082. An act to permit construction, maintenance, and use of certain pipe lines for petroleum and its products—	
examined and signed-----	157	reported without amendment (Rept. No. 1292)---	100
approved [private law No. 350]-----	238	considered, read the third time, and passed-----	134
9738. An act for the relief of Richard Brannan—		examined and signed-----	141
received-----	185	approved [public law No. 578]-----	155
read twice and referred-----	187	10111. An act for the relief of D. Murray Cummings—	
9787. An act to correct the military record of Samuel Wemmer—		reported without amendment (Rept. No. 1444)---	162
reported without amendment (Rept. No. 1481)---	174	considered, read the third time, and passed-----	250
considered, read the third time, and passed-----	250	examined and signed-----	261
examined and signed-----	261	approved [private law No. 458]-----	283
approved [private law No. 459]-----	283	10130. An act authorizing the Secretary of the Navy, in his discretion, to deliver to the president of the Rotary Club, of Crawfordsville, Montgomery County, Ind., a bell of a battleship that is now, or may be, in his custody—	
9804. An act for the relief of the Pacific Steamship Co., of Seattle, Wash.—		received-----	92
received-----	185	read twice and referred-----	93
read twice and referred-----	187	reported without amendment (Rept. No. 1412)---	145
reported without amendment (Rept. No. 1565)---	198	considered, read the third time, and passed-----	151
considered, read the third time, and passed-----	257	examined and signed-----	157
examined and signed-----	270	approved [public law No. 617]-----	239
approved [private law No. 489]-----	284	10178. An act to confer authority on the Court of Claims to hear and determine the claim of Lester P. Barlow against the United States—	
9855. An act for the relief of Kennedy F. Foster—		reported without amendment (Rept. No. 1329)---	109
received-----	233	considered, amended, read the third time, and passed-----	251
read twice and referred-----	233	House agrees to Senate amendment-----	264
9912. An act approving the transaction of the adjutant general of the State of Oregon in issuing property to sufferers from a fire in Astoria, Oreg., and relieving the United States property and disbursing officer of the State of Oregon and the State of Oregon from accountability therefor—		examined and signed-----	270
received-----	48	approved [private law No. 527]-----	284
read twice and referred-----	48	10193. An act for the relief of Lewis H. Easterly—	
reported without amendment (Rept. No. 1401)---	144	reported adversely and postponed indefinitely---	191
considered, read the third time, and passed-----	151	10238. An act for the relief of Josiah Ogden Hoffman—	
examined and signed-----	157	reported with an amendment (Rept. No. 1436)---	158
approved [public law No. 618]-----	239	considered, amended, read the third time, and passed-----	251
9916. An act to revise the boundary of the Grand Canyon National Park in the State of Arizona, and for other purposes—		House agrees to Senate amendment-----	264
reported without amendment (Rept. No. 1509)---	186	examined and signed-----	270
considered, read the third time, and passed-----	192	approved [private law No. 504]-----	283
examined and signed-----	195	10290. An act for the relief of Kenneth M. Orr—	
approved [public law No. 645]-----	239	received-----	233
9919. An act for the relief of Stanton & Jones—		read twice and referred-----	233
reported without amendment (Rept. No. 1280)---	99	10380. An act for the relief of Israel Brown—	
considered, read the third time, and passed-----	134	received-----	185
examined and signed-----	141	read twice and referred-----	187
approved [private law No. 348]-----	238	10422. An act for the relief of William J. O'Brien—	
9927. An act for the relief of James P. Davis, alias James Davis—		received-----	185
received-----	233	read twice and referred-----	187
read twice and referred-----	233	reported without amendment (Rept. No. 1566)---	198
9971. An act for the regulation of radio communications, and for other purposes—		considered, read the third time, and passed-----	257
Senate vacancy on committee of conference filled.	26	examined and signed-----	270
House agrees to report of conferees-----	117	approved [private law No. 487]-----	284
conference report submitted in Senate-----	119	10424. An act to ratify the action of a local board of sales control in respect of a contract between the United States and Max Hagedorn, of La Grange, Ga.—	
conference report with statement of managers on the part of the Senate ordered to lie on the table and be printed-----	124	reported without amendment (Rept. No. 1311)---	103
conference report considered-----	138, 147, 149	considered, read the third time, and passed-----	134
agreement to consider conference report-----	156	examined and signed-----	139
considered-----	156, 159, 170, 180, 187	approved [private law No. 341]-----	163
Senate agrees to report of conferees-----	189	10447. An act for the relief of First Lieut. Walter T. Wilsey—	
examined and signed-----	195	received-----	185
approved [public law No. 632]-----	239	read twice and referred-----	187
10035. An act for the relief of Albert H. Hosley—		10456. An act for the payment of claims for pay, personal injuries, loss of property, and other purposes incident to the operation of the Army—	
reported without amendment (Rept. No. 1572)---	198	reported without amendment (Rept. No. 1548)---	196
considered, read the third time, and passed-----	257	considered, read the third time, and passed-----	257
examined and signed-----	270	examined and signed-----	272
approved [private law No. 488]-----	284	approved [private law No. 486]-----	284
10077. An act for the relief of Adriano Cruceca, a citizen of the Dominican Republic—			
reported without amendment (Rept. No. 1706)---	275		

HOUSE BILLS

Number, title, and action	Page of Journal
10465. An act granting the consent of Congress to the [State of Rhode Island or to such corporation as the State of Rhode Island may grant a charter to construct] <i>Mount Hope Bridge Co., its successors and assigns, to construct, maintain, and operate a bridge across Mount Hope Bay [at the mouth of the Taunton River] between the towns of Bristol and Portsmouth, in Rhode Island—</i>	244
reported with amendments (Rept. No. 1669).....	244
considered, amended, read the third time, and passed; title amended.....	245
House agrees to Senate amendments.....	260
examined and signed.....	261
approved [public law No. 705].....	283
10467. An act authorizing the city of Boulder, Colo., to purchase certain public lands—	
reported without amendment (Rept. No. 1578).....	208
considered, read the third time, and passed.....	257
examined and signed.....	270
approved [public law No. 786].....	284
10485. An act for the relief of William C. Harllee—	
reported with an amendment (Rept. No. 1338).....	111
considered, amended, read the third time, and passed.....	152
House agrees to Senate amendments.....	196
examined and signed.....	208
approved [private law No. 414].....	255
10496. An act for the relief of John A. Thornton—	
received.....	185
read twice and referred.....	187
reported without amendment (Rept. No. 1621).....	220
considered, read the third time, and passed.....	257
examined and signed.....	272
approved [private law No. 485].....	284
10504. An act to amend the act approved June 4, 1897, by authorizing an increase in the cost of lands to be embraced in the Shiloh National Military Park, Pittsburg Landing, Tenn.—	
reported without amendment (Rept. No. 1473).....	171
considered, read the third time, and passed.....	250
examined and signed.....	278
approved [public law No. 782].....	284
10510. An act to prevent the destruction or dumping, without good and sufficient cause therefor, of farm produce received in interstate commerce by commission merchants and others and to require them truly and correctly to account for all farm produce received by them—	
received.....	154
read twice and referred.....	155
reported without amendment (Rept. No. 1476).....	173
considered, read the third time, and passed.....	250
examined and signed.....	261
approved [public law No. 712].....	283
10547. An act to require the filing of an affidavit by certain officers of the United States—	
House agrees to Senate amendments.....	5
examined and signed.....	11
approved [public law No. 526].....	39
10612. An act to withdraw certain public lands from settlement and entry—	
reported without amendment (Rept. No. 1525).....	191
considered, read the third time, and passed.....	257
examined and signed.....	270
approved [public law No. 721].....	284
10662. An act authorizing an appropriation for the construction of a roadway and walk leading to and around the Chalmers Monument, Chalmers, La.—	
reported without amendment (Rept. No. 1482).....	174
considered, read the third time, and passed.....	250
examined and signed.....	261
approved [public law No. 750].....	283
10725. An act for the relief of Capt. C. R. Insley—	
reported without amendment (Rept. No. 1345).....	113
considered, read the third time, and passed.....	151
examined and signed.....	157
approved [private law No. 363].....	239
10728. An act authorizing the Secretary of War to convey to the Association Siervas de Maria, San Juan, P. R., certain property in the city of San Juan, P. R.—	
reported with an amendment (Rept. No. 1202).....	45

Number, title, and action	Page of Journal
10728—Continued.	
considered, amended, read the third time, and passed.....	133
House disagrees to Senate amendment and asks conference.....	139
Senate insists and agrees to conference.....	140
Senate agrees to report of conferees.....	182
House agrees to report of conferees.....	193
examined and signed.....	193
approved [public law No. 635].....	239
10729. An act to create a bureau of customs and a bureau of prohibition in the Department of the Treasury—	
recommitted.....	32
reported with amendments (Rept. No. 1198).....	42
leave granted to submit minority views.....	42
order for consideration.....	163
considered.....	176, 209
cloture motion presented.....	237
cloture motion considered and agreed to.....	247
considered.....	247, 254, 255, 262
considered, amended, read the third time, and passed.....	263
House agrees to Senate amendments.....	271
examined and signed.....	272
approved [public law No. 751].....	283
10735. An act to prevent fraud, deception, or improper practice in connection with business before the United States Patent Office, and for other purposes—	
reported with an amendment (Rept. No. 1318).....	106
10739. An act to prevent purchase and sale of public office—	
House agrees to Senate amendments.....	5
examined and signed.....	11
approved [public law No. 525].....	39
10775. An act to provide for the distribution of the publications entitled "Diseases of the Horse" and "Diseases of Cattle"—	
reference changed.....	12
10813. An act for the relief of Finas M. Williams—	
received, read twice, and referred.....	233
10821. An act for the appointment of certain additional judges—	
recommitted.....	49
10857. An act granting the consent of Congress to the Interstate Bridge Co., of Lansing, Iowa, to construct a bridge across the Mississippi River at Lansing—	
considered, amended, read the third time, and passed.....	251
10900. An act to authorize the incorporated town of Wrangell, Alaska, to issue bonds in any sum not exceeding \$30,000 for the purpose of improving the town's waterworks system—	
reported with an amendment (Rept. No. 1302).....	102
considered, amended, read the third time, and passed.....	133
House agrees to Senate amendment.....	146
examined and signed.....	147
approved [public law No. 588].....	163
10901. An act to authorize the incorporated town of Wrangell, Alaska, to issue bonds in any sum not exceeding \$50,000 for the purpose of constructing and equipping a public-school building in the town of Wrangell, Alaska—	
House agrees to Senate amendment.....	132
examined and signed.....	141
approved [public law No. 590].....	163
10929. An act granting the consent of Congress to the Pittsburgh, Cincinnati, Chicago & St. Louis Railroad Co., its successors and assigns, to construct a bridge across the Little Calumet River in Thornton Township, Cook County, Ill.—	
House agrees to Senate amendments.....	59
examined and signed.....	60
approved [public law No. 540].....	72
10953. An act for the relief of William Perkins—	
received.....	185
read twice and referred.....	187

HOUSE BILLS

Number, title, and action	Page of Journal
10976. An act to amend the act entitled "An act for the survey and allotment of lands now embraced within the limits of the Fort Peck Indian Reservation, in the State of Montana, and the sale and disposal of all the surplus lands after allotment," approved May 30, 1908, as amended, and for other purposes—	
received.....	202
read twice and referred.....	204
reported without amendment (Rept. No. 1632).....	236
considered, read the third time, and passed.....	257
examined and signed.....	272
approved [public law No. 779].....	284
10977. An act to authorize an appropriation to pay half the cost of a bridge and road on the Hoopa Valley Reservation, Calif.—	
received.....	254
read twice and referred.....	256
11010. An act for the relief of Frances L. Dickinson—	
received.....	218
read twice and referred.....	219
11064. An act for the relief of R. W. Hilderbrand—	
received.....	185
read twice and referred.....	187
reported without amendment (Rept. No. 1560).....	198
considered, read the third time, and passed.....	198
examined and signed.....	209
approved [private law No. 391].....	239
11110. An act for the relief of George Caldwell—	
received.....	185
read twice and referred.....	187
11119. An act to alter the personnel of the Public Utilities Commission of the District of Columbia, and for other purposes—	
House agrees to Senate amendments.....	5
examined and signed.....	11
approved [public law No. 529].....	39
11139. An act for the relief of Celestina Mateos—	
reported without amendment (Rept. No. 1281).....	99
considered, read the third time, and passed.....	134
examined and signed.....	141
approved [private law No. 338].....	163
11174. An act to amend section 8 of the act of September 1, 1916 (39 Stat. L. p. 716), and for other purposes—	
considered, read the third time, and passed.....	134
examined and signed.....	139
approved [public law No. 591].....	163
11231. An act for the relief of John Strevey (deceased)—	
received.....	218
read twice and referred.....	219
11259. An act to reimburse or compensate James E. Parker for money, clothing, and other property misplaced or appropriated by United States authorities during the World War—	
reported without amendment (Rept. No. 1284).....	99
considered, read the third time, and passed.....	134
examined and signed.....	141
approved [private law No. 339].....	163
11278. An act to authorize the erection of a statue of Henry Clay—	
received.....	155
read twice and referred.....	155
reported without amendment (Rept. No. 1540).....	194
considered, read the third time, and passed.....	194
examined and signed.....	204
approved [public law No. 637].....	239
11324. An act to establish a national military park at the battle field of Fort Donelson, Tenn.—	
received.....	254
read twice and referred.....	256
11325. An act to amend an act entitled "An act to provide compensation for employees of the United States suffering injuries while in the performance of their duties, and for other purposes," approved September 7, 1916, and acts in amendment thereof.	
received.....	92
read twice and referred.....	93
reported without amendment (Rept. No. 1324).....	107
considered, read the third time, and passed.....	151
examined and signed.....	157
approved [public law No. 603].....	238

Number, title, and action	Page of Journal
11329. An act for the relief of certain counties in the States of Oregon and Washington within whose boundaries the revested Oregon & California Railroad Co. grant lands are located—	
approved [public law No. 523].....	15
11396. An act for the relief of Lawrence F. Nelson—	
reported without amendment (Rept. No. 1534).....	191
considered, read the third time, and passed.....	257
examined and signed.....	272
approved [private law No. 438].....	284
11399. An act authorizing the President to reappoint E. C. Callahan, formerly a captain of Infantry, United States Army, a captain of Infantry, United States Army—	
received.....	233
read twice and referred.....	233
11421. An act to provide for conveyance of certain lands in the State of Alabama for State park and game preserve purposes—	
reported with an amendment (Rept. No. 1362).....	127
considered, amended, read the third time, and passed.....	152
House agrees to Senate amendment.....	163
examined and signed.....	164
approved [public law No. 627].....	239
11433. An act for the relief of Theodore Herbert—	
received.....	233
read twice and referred.....	233
11459. An act for the relief of William A. Light—	
received.....	233
read twice and referred.....	233
reported without amendment (Rept. No. 1707).....	275
11487. An act granting a right of way to the county of Imperial, State of California, over certain public lands for highway purposes—	
received.....	203
read twice and referred.....	204
reported without amendment (Rept. No. 1687).....	252
considered, read the third time, and passed.....	258
examined and signed.....	272
approved [public law No. 722].....	284
11515. An act authorizing the Secretary of the Navy, in his discretion, to deliver to the custody of the city of Minneapolis the silver service set in use on the [battleship] cruiser Minneapolis—	
reported with an amendment to the title (Rept. No. 1209).....	51
considered, read the third time, and passed; title amended.....	52
House agrees to Senate amendment to the title.....	78
examined and signed.....	81
approved [public law No. 545].....	95
11516. An act to authorize the payment of an indemnity to the Government of France on account of losses sustained by the owners of the French steamship <i>Madeleine</i> as a result of a collision between it and the U. S. S. <i>Kerwood</i> —	
received.....	48
read twice and referred.....	48
11542. An act for the relief of James M. Winston—	
received.....	185
read twice and referred.....	187
11586. An act for the relief of Fannie B. Armstrong—	
reported without amendment (Rept. No. 1267).....	96
considered, read the third time, and passed.....	134
examined and signed.....	141
approved [private law No. 340].....	163
11601. An act granting pensions and increase of pensions to certain soldiers and sailors of the Regular Army and Navy, and certain soldiers and sailors of wars other than the Civil War, and to widows of such soldiers and sailors, etc.—	
reported with an amendment (Rept. No. 1253).....	88
considered, amended, read the third time, and passed.....	133
reconsidered, amended, read the third time, and passed.....	133
House agrees to Senate amendment.....	149
examined and signed.....	160
approved [private law No. 368].....	233

Number, title, and action	Page of Journal	Number, title, and action	Page of Journal
11615. An act providing for the cession to the State of Virginia of sovereignty over a tract of land located at Battery Cove, near Alexandria, Va., and for the sale thereof by the Secretary of War—		11852. An act for the relief of M. Tillery and Mrs. V. D. Tillery—	
reported with an amendment (Rept. No. 1275)---	99	received-----	185
considered, amended, read the third time, and passed-----	99	read twice and referred-----	187
House disagrees to Senate amendment and asks conference-----	102	reported without amendment (Rept. No. 1577)---	208
Senate insists and agrees to conference-----	140	considered, read the third time, and passed-----	257
Senate agrees to report of conferees-----	183	examined and signed-----	270
House agrees to report of conferees-----	193	approved [private law No. 484]-----	284
examined and signed-----	193	11914. An act for the relief of the United States Fidelity & Guaranty Co.—	
approved [public law No. 634]-----	239	reported without amendment (Rept. No. 1437)---	158
11616. An act authorizing the construction, repair, and preservation of certain public works on rivers and harbors, and for other purposes—		considered, read the third time, and passed-----	250
considered-----	37, 39, 41, 44, 46, 47, 49	examined and signed-----	261
considered, amended, read the third time, and passed-----	51	approved [private law No. 503]-----	283
House disagrees to Senate amendments and asks conference-----	71	11929. An act authorizing the Secretary of the Interior to sell to Leroy Stafford certain lands situate in Rapides Parish, La.—	
Senate insists and agrees to conference-----	71	received-----	185
House agrees to report of conferees-----	84	read twice and referred-----	187
Senate agrees to report of conferees-----	86	reported without amendment (Rept. No. 1673)---	245
examined and signed-----	88	considered, read the third time, and passed-----	258
approved [public law No. 560]-----	132	examined and signed-----	270
11658. An act to amend section 523 of the tariff act of 1922—		approved [private law No. 439]-----	284
reported with an amendment (Rept. No. 1650)---	243	11948. An act to authorize the settlement of the indebtedness of the Kingdom of the Serbs, Croats, and Slovenes—	
11662. An act authorizing an expenditure of tribal funds of the Crow Indians of Montana to employ counsel to represent them in their claims against the United States—		reported without amendment (Rept. No. 1674)---	252
examined and signed-----	15	12038. An act to correct the military record of Edward Delaney—	
approved [public law No. 530]-----	59	received-----	185
11727. An act for the relief of the Press Publishing Co., Marianna, Ark.—		read twice and referred-----	187
received-----	233	12064. An act providing for a grant of land to the county of San Juan, in the State of Washington, for recreational and public-park purposes—	
read twice and referred-----	233	reported without amendment (Rept. No. 1359)---	118
reported without amendment (Rept. No. 1705)---	275	considered, read the third time, and passed-----	151
11762. An act to provide for the sale of uniforms to individuals separated from the military or naval forces of the United States—		examined and signed-----	157
reported without amendment (Rept. No. 1402)---	144	approved [public law No. 607]-----	239
considered, read the third time, and passed-----	151	12065. An act to amend the interstate commerce act and the transportation act, 1920, and for other purposes—	
examined and signed-----	157	reported without amendment (Rept. No. 1508)---	186
approved [public law No. 616]-----	239	12109. An act to amend section 115b of subchapter 3 of chapter 1 of the District of Columbia Code—	
11768. An act to regulate the importation of milk and cream into the United States for the purpose of promoting the dairy industry of the United States and protecting the public health—		received-----	72
reported with an amendment (Rept. No. 1210)---	52	read twice and referred-----	72
considered-----	66, 71, 85, 87, 89, 94, 109, 125, 128, 131	reported without amendment (Rept. No. 1246)---	86
agreement to vote-----	132	considered, read the third time, and passed-----	134
considered-----	138	examined and signed-----	141
considered, amended, read the third time, and passed-----	142	approved [public law No. 598]-----	238
House agrees to Senate amendments-----	165	12191. An act to reimburse Joseph Rosen, formerly of the United States Navy, for losses sustained while carrying out his duties—	
examined and signed-----	173	received-----	233
approved [public law No. 625]-----	239	read twice and referred-----	233
11803. An act to authorize the incorporated town of Juneau, Alaska, to issue bonds for the construction and equipment of schools therein, and for other purposes—		12212. An act authorizing the Secretary of the Navy to dispose of obsolete aeronautical equipment to accredited schools, colleges, and universities—	
reported with an amendment (Rept. No. 1417)---	145	received-----	92
considered, amended, read the third time, and passed-----	152	read twice and referred-----	93
House agrees to Senate amendment-----	180	reported without amendment (Rept. No. 1413)---	145
examined and signed-----	185	considered, read the third time, and passed-----	151
approved [public law No. 628]-----	239	examined and signed-----	157
11843. An act to authorize the incorporated town of Fairbanks, Alaska, to issue bonds for the purchasing, construction, and maintenance of an electric light and power plant, telephone system, pumping station, and repairs to the water front, and for other purposes—		approved [public law No. 615]-----	239
reported with an amendment (Rept. No. 1206)---	49	12217. An act relating to the appointment of trustees and committees—	
considered, amended, read the third time, and passed-----	133	received-----	72
House agrees to Senate amendment-----	146	read twice and referred-----	72
examined and signed-----	147	reported without amendment (Rept. No. 1247)---	86
approved [public law No. 589]-----	163	considered, read the third time, and passed-----	250
		examined and signed-----	261
		approved [public law No. 752]-----	283
		12218. An act amending sections 1125 and 1127, chapter 31, of the District of Columbia Code—	
		received-----	72
		read twice and referred-----	72

Number, title, and action	Page of Journal	Number, title, and action	Page of Journal
12218—Continued.		12532—Continued.	
reported without amendment (Rept. No. 1248)---	86	House agrees to Senate amendments-----	254
considered, read the third time, and passed-----	250	examined and signed-----	261
examined and signed-----	261	approved [public law No. 723]-----	284
approved [public law No. 753]-----	283	12551. An act for the relief of the Fidelity & Deposit Co. of Maryland—	
12263. An act to create in the Bureau of Labor Statistics of the Department of Labor a division of safety—		reported without amendment (Rept. No. 1467)---	165
received-----	59	considered, read the third time, and passed-----	250
read twice and referred-----	61	examined and signed-----	261
reported with an amendment (Rept. No. 1288)---	100	approved [private law No. 502]-----	283
12309. An act for the relief of the Bell Telephone Co. of Philadelphia, Pa., and the Illinois Bell Telephone Co.—		12563. An act for the relief of Walter B. Avery and Fred S. Giehner—	
reported without amendment (Rept. No. 1335)---	111	reported with an amendment (Rept. No. 1567)---	198
considered, read the third time, and passed-----	151	considered, amended, read the third time, and passed-----	259
examined and signed-----	157	House agrees to Senate amendment-----	279
approved [private law No. 363]-----	239	examined and signed-----	285
12315. An act to amend section 8 of the food and drugs act, approved June 30, 1906, as amended—		approved [private law No. 531]-----	284
received-----	48	12569. An act for the relief of Thomas F. Nicholas—	
read twice and referred-----	48	received-----	185
12316. An act to amend the Panama Canal act and other laws applicable to the Canal Zone, and for other purposes—		read twice and referred-----	187
considered, amended, read the third time, and passed-----	30	12604. An act for the relief of Mary McCormick—	
House disagrees to Senate amendments and asks conference-----	35	received-----	233
Senate insists and agrees to conference-----	37	read twice and referred-----	233
Senate agrees to report of conferees-----	44	12623. An act for the relief of the owner of the steamer Squantum—	
House agrees to report of conferees-----	46	received-----	233
examined and signed-----	46	read twice and referred-----	233
approved [public law No. 534]-----	60	reported without amendment (Rept. No. 1682)---	252
12334. An act for the relief of W. Randall Spurlock—		considered, read the third time, and passed-----	258
received-----	185	examined and signed-----	270
read twice and referred-----	187	approved [private law No. 480]-----	284
reported without amendment (Rept. No. 1620)---	220	12625. An act for the relief of the owner of scow 65H—	
considered, read the third time, and passed-----	257	received-----	233
examined and signed-----	270	read twice and referred-----	233
approved [private law No. 483]-----	284	reported without amendment (Rept. No. 1683)---	252
12388. An act for the relief of K. I. Ward—		considered, read the third time, and passed-----	258
received-----	185	examined and signed-----	272
read twice and referred-----	187	approved [private law No. 479]-----	284
reported without amendment (Rept. No. 1574)---	198	12640. An act to provide for the inspection of the battle field of Brices Cross Roads, Miss., and the battle field of Tupelo, or Harrisburg, Miss.—	
considered, read the third time, and passed-----	257	received-----	92
examined and signed-----	270	read twice and referred-----	93
approved [private law No. 482]-----	284	12708. An act for the hospitalization of persons discharged from the United States Navy or Marine Corps who have contracted tuberculosis in the line of duty while in the naval service—	
12393. An act to amend paragraphs 1 and 2 of section 26 of the act of June 30, 1919, entitled "An act making appropriations for the current and contingent expenses of the Bureau of Indian Affairs, for fulfilling treaty stipulations with various Indian tribes, and for other purposes, for the fiscal year ending June 30, 1920"—		received-----	203
considered, read the third time, and passed-----	30	read twice and referred-----	204
examined and signed-----	35	12775. An act amending section 6 of the act of August 30, 1890—	
approved [public law No. 531]-----	60	received-----	59
12404. An act for the relief of Shadyside Bank—		read twice and referred-----	61
received-----	185	12797. An act to authorize the sale of the Buckeye Target Range, Ariz.—	
read twice and referred-----	187	received-----	92
reported without amendment (Rept. No. 1573)---	198	read twice and referred-----	93
considered, read the third time, and passed-----	257	reported without amendment (Rept. No. 1462)---	164
examined and signed-----	270	considered, read the third time, and passed-----	250
approved [private law No. 481]-----	284	examined and signed-----	261
12414. An act for the relief of homestead settlers on the drained Mud Lake bottom in the State of Minnesota—		approved [public law No. 719]-----	283
received-----	260	12813. An act for the relief of the Bethlehem Shipbuilding Corporation (Ltd.)—	
read twice and referred-----	265	received-----	233
12442. An act to amend section 128, subdivision (b), paragraph first of the Judicial Code as amended February 13, 1925, relating to appeals from district courts—		read twice and referred-----	233
received-----	203	reported without amendment (Rept. No. 1676)---	252
read twice and referred-----	204	12818. An act for the relief of Charles Beretta, Isidore J. Proulx, and John J. West—	
12532. An act granting pensions to certain soldiers who served in the Indian wars from [1859] 1817 to 1898, and for other purposes—		received-----	185
received-----	203	read twice and referred-----	187
read twice and referred-----	204	12581. An act granting certain lands to the city of Mendon, Utah, to protect the watershed of the water-supply system of said city—	
reported without amendment (Rept. No. 1613)---	219	received-----	155
considered, amended, read the third time, and passed; title amended-----	249	read twice and referred-----	155
		12852. An act authorizing the Secretary of the Navy to accept on behalf of the United States title in fee simple to a certain strip of land and the construction of a bridge across Archers Creek in South Carolina—	
		received-----	92
		read twice and referred-----	93
		reported without amendment (Rept. No. 1414)---	145

Number, title, and action	Page of Journal
12852—Continued.	
considered, read the third time, and passed.....	151
examined and signed.....	157
approved [public law No. 614].....	239
12853. An act authorizing and directing the Secretary of the Navy to turn over the gunboat Wolverine to the municipality of Erie, Pa.—	
reported without amendment (Rept. No. 1196).....	40
considered, read the third time, and passed.....	40
examined and signed.....	44
approved [public law No. 532].....	60
12859. An act for the relief of Thomas Murphy—	
received.....	185
read twice and referred.....	187
12889. An act to relinquish the title of the United States to the land in the claim of Moses Steadham, situate in the county of Baldwin, State of Alabama—	
received.....	92
read twice and referred.....	93
reported without amendment (Rept. No. 1364).....	127
considered, read the third time, and passed.....	151
examined and signed.....	158
approved [private law No. 351].....	239
12903. An act for the relief of Abraham H. Tompkins—	
received.....	185
read twice and referred.....	187
12931. An act to provide for maintaining, promoting, and advertising the International Trade Exhibition—	
received.....	92
read twice and referred.....	93
reported without amendment (Rept. No. 1332).....	109
considered, read the third time, and passed.....	151
examined and signed.....	158
approved [public law No. 613].....	239
12936. An act for the relief of Bert H. Libbey, alias Burt H. Libbey—	
received.....	185
read twice and referred.....	187
12952. An act granting the consent of Congress to the village of Decatur, in the State of Nebraska, to construct a bridge across the Missouri River between the States of Nebraska and Iowa—	
reported without amendment (Rept. No. 1386).....	136
considered, read the third time, and passed.....	136
examined and signed.....	141
approved [public law No. 585].....	163
12963. An act for the relief of Adam B. Ackerman, alias Adam B. Ankerman—	
received.....	185
read twice and referred.....	187
13004. An act for the relief of John G. Cassidy—	
received.....	185
read twice and referred.....	187
13016. An act granting the consent of Congress to the city of Chicago to construct a bridge across the Calumet River at or near One hundred and sixth Street, in the city of Chicago, county of Cook, State of Illinois—	
received.....	59
read twice and referred.....	61
reported without amendment (Rept. No. 1235).....	79
considered, read the third time, and passed.....	79
examined and signed.....	81
approved [public law No. 551].....	95
13050. An act releasing and granting to the State of Utah and the University of Utah any and all reversionary rights of the United States in and to the grounds now occupied as a campus by the University of Utah—	
received.....	92
read twice and referred.....	93
reported without amendment (Rept. No. 1579).....	208
considered, read the third time, and passed.....	257
examined and signed.....	270
approved [public law No. 724].....	284
13067. An act granting the consent of Congress to the State of Montana, or Roosevelt County, or McCone County, in the State of Montana, or either or several of them, to construct, maintain, and operate a bridge across the Missouri River at or near Wolf Point, Mont.—	
received.....	59

Number, title, and action	Page of Journal
13067—Continued.	
read twice and referred.....	61
reported without amendment (Rept. No. 1233).....	79
considered, read the third time, and passed.....	79
examined and signed.....	81
approved [public law No. 550].....	95
13091. An act for the relief of Ellen B. Monahan—	
received.....	233
13119. An act for the relief of Matilda Kloppe—	
received.....	233
read twice and referred.....	233
13143. An act for the relief of the Charlotte Chamber of Commerce and Capt. Charles G. Dobbins, Army disbursing officer—	
received.....	185
read twice and referred.....	187
reported without amendment (Rept. No. 1545).....	194
considered, read the third time, and passed.....	257
examined and signed.....	272
approved [private law No. 478].....	284
13144. An act for the relief of the Sanitarium Co., of Portland, Oreg.—	
received.....	185
read twice and referred.....	187
13212. An act granting certain lands to the city of Bountiful, Utah, to protect the watershed of the water-supply system of said city—	
received.....	92
read twice and referred.....	93
reported without amendment (Rept. No. 1580).....	208
considered, read the third time, and passed.....	257
examined and signed.....	270
approved [public law No. 725].....	284
13444. An act amending section 4031 of the Revised Statutes of the United States to enable postmasters to designate one or more employees to perform duties for them during their absence, including the signing of checks in the name of the postmaster—	
received.....	155
read twice and referred.....	155
13445. An act to provide for graduated special-handling postage charges, according to the weights of the parcels, and to extend special-delivery service to such parcels of fourth-class matter—	
received.....	48
read twice and referred.....	48
13446. An act [to restore the rate of postage of 1 cent each to private mailing or postcards] regulating the rates of postage—	
received.....	48
read twice and referred.....	48
reported with amendments.....	89
considered.....	132
order for consideration.....	163
considered, amended, read the third time, and passed; title amended.....	176
House disagrees to Senate amendments and asks conference.....	207
Senate insists and agrees to conference.....	209
conference report submitted and ordered to lie on the table.....	280
13447. An act to provide for an additional charge on first-class matter mailed short paid more than one rate—	
received.....	48
read twice and referred.....	48
13448. An act authorizing the transmission of business reply cards in the mails and prescribing the rate of postage thereon—	
received.....	48
read twice and referred.....	48
13449. An act to amend section 203 of Title II of the act of February 28, 1925, by prescribing a more equitable rate for transient second-class mail matter—	
received.....	48
read twice and referred.....	48
13450. An act granting pensions and increase of pensions to widows and former widows of certain soldiers, sailors, and marines of the Civil War, and for other purposes—	
received.....	203
read twice and referred.....	204

Number, title, and action	Page of Journal
13450—Continued.	
reported without amendment (Rept. No. 1614).....	219
considered, amended, read the third time, and passed.....	257
House agrees to Senate amendment.....	264
examined and signed.....	270
13451. An act to increase the pensions of certain maimed veterans who have lost limbs or have been totally disabled in the same, in line of duty, in the military or naval service of the United States; and to amend section 4788 of the Revised Statutes of the United States by increasing the rates therein for artificial limbs—	
received.....	92
read twice and referred.....	93
reported without amendment (Rept. No. 1366).....	129
considered, read the third time, and passed.....	133
examined and signed.....	141
approved [public law No. 601].....	238
13452. An act granting the consent of Congress to the Pittsburgh, Cincinnati, Chicago & St. Louis Railroad Co. to construct, maintain, and operate a railroad bridge across the Wabash River—	
received.....	59
read twice and referred.....	61
reported without amendment (Rept. No. 1228).....	70
considered, read the third time, and passed.....	70
examined and signed.....	72
approved [public law No. 544].....	95
13453. An act to amend the act providing additional aid for the American Printing House for the Blind—	
received.....	92
read twice and referred.....	93
reported without amendment (Rept. No. 1287).....	100
considered, read the third time, and passed.....	134
examined and signed.....	141
approved [public law No. 584].....	163
13455. An act granting the consent of Congress to the Ashland Bridge Co., its successors and assigns, to construct, maintain, and operate a bridge across the Ohio River—	
received.....	59
read twice and referred.....	61
13456. An act granting the consent of Congress to Dwight P. Robinson & Co. (Inc.), its successors and assigns, to construct, maintain, and operate a bridge across the Ohio River—	
received.....	59
read twice and referred.....	61
13477. An act to amend the act entitled "An act to amend the act entitled 'An act for the retirement of employees in the classified civil service, and for other purposes,' approved May 22, 1920, and acts in amendment thereof," approved July 3, 1926, and for other purposes—	
received.....	203
read twice and referred.....	204
reported without amendment (Rept. No. 1630).....	236
considered, read the third time, and passed.....	257
examined and signed.....	270
approved [public law No. 749].....	284
13481. An act authorizing the Secretary of the Treasury to accept title for post-office site at Olyphant, Pa., with mineral reservations—	
received.....	92
read twice and referred.....	93
reported without amendment (Rept. No. 1391).....	139
considered, read the third time, and passed.....	151
examined and signed.....	158
approved [public law No. 606].....	239
13483. An act authorizing the Secretary of the Navy, in his discretion, to deliver to the custody of the Louisiana State Museum, of the city of New Orleans, La., the silver bell in use on the cruiser New Orleans—	
received.....	203
read twice and referred.....	204
13486. An act to protect trade-marks used in commerce, to authorize the registration of such trade-marks, and for other purposes—	
received.....	254
read twice and referred.....	256
13494. An act to permit detailing of employees of the Indian field service to the Washington office—	
received.....	92
read twice and referred.....	93
reported without amendment (Rept. No. 1270).....	97
recommitted.....	159
13499. An act authorizing the erection of a sanitary fire-proof hospital at the National Home for Disabled Volunteer Soldiers at Dayton, Ohio—	
received.....	251
read twice and referred.....	252
13500. An act to amend section 176 of the Judicial Code—	
received.....	48
read twice and referred.....	48
13503. An act authorizing and directing the Secretary of the Interior to investigate, hear, and determine the claims of individual members of the Sioux Tribe of Indians against tribal funds or against the United States—	
received.....	155
read twice and referred.....	155
reported with an amendment (Rept. No. 1484).....	174
considered, amended, read the third time, and passed.....	251
House disagrees to Senate amendment and asks conference.....	260
Senate insists and agrees to conference.....	277
13504. An act to amend the act entitled "An act granting the consent of Congress to the Gallia County Ohio River Bridge Co. and its successors and assigns to construct a bridge across the Ohio River at or near Gallipolis, Ohio," approved May 13, 1926—	
received.....	39
read twice and referred.....	39
reported without amendment.....	42
considered, read the third time, and passed.....	42
examined and signed.....	44
approved [public law No. 533].....	60
13778. An act for the relief of certain citizens of Eagle Pass, Tex.—	
received.....	92
read twice and referred.....	93
reported without amendment (Rept. No. 1303).....	103
considered, read the third time, and passed.....	134
examined and signed.....	139
approved [public law No. 592].....	163
13971. An act for the relief of Ruth J. Walling—	
received.....	185
read twice and referred.....	187
reported without amendment (Rept. No. 1516).....	190
considered, read the third time, and passed.....	250
examined and signed.....	261
approved [private law No. 501].....	283
14071. An act for the relief of Garfield Hankins—	
received.....	185
read twice and referred.....	187
reported without amendment (Rept. No. 1599).....	213
considered, read the third time, and passed.....	257
examined and signed.....	272
approved [private law No. 477].....	284
14161. An act for the relief of Alexander Ashbaugh—	
received.....	218
read twice and referred.....	219
14179. An act for the relief of Roland M. Baker—	
received.....	185
read twice and referred.....	187
14236. An act granting the consent of Congress to the police jury of Rapides Parish, La., to construct a bridge across Red River at or near Boyce, La.—	
received.....	59
read twice and referred.....	61
reported with an amendment (Rept. No. 1242).....	84
considered, amended, read the third time, and passed.....	84
House agrees to Senate amendment.....	87
examined and signed.....	89
approved [public law No. 559].....	132

Number, title, and action	Page of Journal
14239. An act granting the consent of Congress to Meridian & Bigbee River Railway Co. to construct, maintain, and operate a railroad bridge across the Tombigbee River at or near Nahcola, Ala.—	
received.....	59
read twice and referred.....	61
reported without amendment (Rept. No. 1230).....	76
considered, read the third time, and passed.....	76
examined and signed.....	81
approved [public law No. 549].....	95
14242. An act to authorize the Secretary of the Navy to proceed with the construction of certain public works at Quantico, Va.—	
received.....	155
read twice and referred.....	155
reported without amendment (Rept. No. 1441).....	159
considered, read the third time, and passed.....	159
examined and signed.....	164
approved [public law No. 624].....	239
14246. An act granting the consent of Congress to the Maysville Bridge Co., its successors and assigns, to construct, maintain, and operate a bridge across the Ohio River—	
received.....	59
read twice and referred.....	61
14248. An act to amend the provision contained in the act approved March 3, 1915, providing that the Chief of Naval Operations, during the temporary absence of the Secretary and Assistant Secretary of the Navy, shall be next in succession to act as Secretary of the Navy—	
received.....	92
read twice and referred.....	93
reported without amendment (Rept. No. 1415).....	145
considered, read the third time, and passed.....	151
examined and signed.....	158
approved [public law No. 602].....	238
14250. An act to authorize reimposition and extension of the trust period on lands held for the use and benefit of the Capitan Grande Band of Indians in California—	
received.....	48
read twice and referred.....	49
reported without amendment (Rept. No. 1271).....	97
considered, read the third time, and passed.....	134
examined and signed.....	141
approved [public law No. 586].....	163
14251. An act to provide additional pay for enlisted men of the United States Navy assigned to duty on submarine vessels of the Navy—	
received.....	203
read twice and referred.....	204
14312. An act for the relief of Charles A. Black, alias Angus Black—	
received.....	218
read twice and referred.....	219
14557. An act making appropriations for the Treasury and Post Office Departments for the fiscal year ending June 30, 1928, and for other purposes—	
received.....	31
read twice and referred.....	31
reported with amendments (Rept. No. 1195).....	36
considered.....	39
considered, amended, read the third time, and passed.....	41
House disagrees to Senate amendments and asks conference.....	87
Senate insists and agrees to conference.....	87
Senate agrees to report of conferees.....	98
House agrees to report of conferees; recedes and agrees to Senate amendment No. 7 with an amendment.....	101
Senate agrees to House amendment to Senate amendment No. 7.....	102
examined and signed.....	102
approved [public law No. 571].....	132
14567. An act authorizing and directing the Comptroller General of the United States to make payments of certain claims or to allow credit to disbursing agents of the Bureau of Reclamation, Department of the Interior, in certain cases—	
received.....	233
read twice and placed on calendar.....	233

Number, title, and action	Page of Journal
14567—Continued.	
considered, read the third time, and passed.....	250
examined and signed.....	261
approved [private law No. 528].....	283
14591. An act authorizing the President to appoint William V. Pruett to the position and rank of major, Medical Corps, in the United States Army—	
received.....	185
read twice and referred.....	187
14664. An act for the relief of Dennis W. Scott—	
received.....	233
read twice and referred.....	233
reported without amendment (Rept. No. 1712).....	275
14688. An act granting the consent of Congress for the construction of a bridge across the Waccamaw River in South Carolina—	
received.....	59
read twice and referred.....	61
reported without amendment (Rept. No. 1234).....	79
considered, read the third time, and passed.....	79
examined and signed.....	81
approved [public law No. 548].....	95
14701. An act to extend collect-on-delivery service and limits of indemnity to third and fourth class domestic parcels on which the first-class rate of postage is paid—	
received.....	254
read twice and referred.....	256
14703. An act to authorize the Postmaster General to impose demurrage charges on undelivered collect-on-delivery parcels—	
received.....	254
read twice and referred.....	256
14708. An act for the relief of Joseph F. Rutherfordson—	
received.....	233
read twice and referred.....	233
14718. An act for the promotion and retirement of William H. Santelmann, leader of the United States Marine Band—	
received.....	233
read twice and referred.....	233
reported without amendment (Rept. No. 1675).....	252
considered, read the third time, and passed.....	258
examined and signed.....	270
approved [public law No. 754].....	283
14794. An act for the relief of Daniel Mangan—	
received.....	185
read twice and referred.....	187
14827. An act making appropriations for the Department of the Interior for the fiscal year ending June 30, 1928, and for other purposes—	
received.....	39
read twice and referred.....	39
reported with amendments (Rept. No. 1203).....	45
considered.....	51
considered, amended, read the third time, and passed.....	55
House disagrees to Senate amendments and asks conference.....	55
Senate insists and agrees to conference.....	55
Senate agrees to report of conferees.....	58
House agrees to report of conferees; recedes and agrees to Senate amendment No. 37 with an amendment.....	62
Senate agrees to House amendment to Senate amendment No. 37.....	64
examined and signed.....	66
approved [public law No. 541].....	95
14831. An act to amend section 107 of the Judicial Code—	
received.....	203
read twice and referred.....	204
committee discharged.....	215
considered, read the third time, and passed.....	215
examined and signed.....	235
approved [public law No. 664].....	255
14842. An act granting the consent of Congress to the Pomeroy-Mason Bridge Co., its successors and assigns, to construct, maintain, and operate a bridge across the Ohio River at or near the town of Mason, Mason County, W. Va., to a point opposite thereto in the city of Pomeroy, Meigs County, Ohio—	
received.....	155
read twice and referred.....	155

Number, title, and action	Page of Journal
14842—Continued.	
reported without amendment (Rept. No. 1537).....	191
considered, read the third time, and passed.....	191
examined and signed.....	204
approved [public law No. 644].....	239
14881. An act to relinquish to its equitable owners the title of the United States to the land in the claims of A. Moro and of Anthony Campbell in Jackson County, Miss.—	
received.....	251
read twice, considered, read the third time, and passed.....	252
examined and signed.....	261
approved [private law No. 473].....	283
14895. An act to provide for the reinstatement of Warren M. Hendricksen in the United States Military Academy—	
received.....	185
read twice and referred.....	187
14920. An act to amend an act entitled "An act granting the consent of Congress to the Weirton Bridge & Development Co. for the construction of a bridge across the Ohio River near Steubenville, Ohio," approved May 7, 1926—	
received.....	155
read twice and referred.....	155
reported without amendment (Rept. No. 1538).....	191
considered, read the third time, and passed.....	191
examined and signed.....	204
approved [public law No. 643].....	239
14925. An act authorizing the sale of the new subtreasury building and site in San Francisco, Calif.—	
received.....	92
read twice and referred.....	93
reported without amendment (Rept. No. 1432).....	158
considered, read the third time, and passed.....	250
examined and signed.....	261
approved [public law No. 755].....	283
14930. An act granting the consent of Congress to the H. A. Carpenter Bridge Co., its successors and assigns, to construct, maintain, and operate a bridge across the Ohio River at or near the town of St. Marys, Pleasants County, W. Va., to a point opposite thereto in Washington County, Ohio—	
received.....	155
read twice and referred.....	155
reported without amendment (Rept. No. 1666).....	244
considered, read the third time, and passed.....	244
examined and signed.....	248
approved [public law No. 689].....	282
14955. An act for the relief of William Earhart—	
received.....	233
read twice and referred.....	233
14977. An act for the relief of William Taylor Coburn—	
received.....	233
read twice and referred.....	233
15008. An act making appropriations for the Department of Agriculture for the fiscal year ending June 30, 1928, and for other purposes—	
received.....	51
read twice and referred.....	51
reported with amendments (Rept. No. 1211).....	56
considered, amended, read the third time, and passed.....	61
House disagrees to Senate amendments and asks conference.....	69
Senate insists and agrees to conference.....	69
conference report submitted.....	80
Senate agrees to report of conferees.....	81
House agrees to report of conferees; recedes and agrees to certain Senate amendments; recedes and agrees to Senate amendments Nos. 29 and 53, each with an amendment.....	83
Senate agrees to House amendments to Senate amendments Nos. 29 and 53.....	83
examined and signed.....	87
approved [public law No. 552].....	132

Number, title, and action	Page of Journal
15009. An act to provide for the settlement of certain claims of American nationals against Germany and of German nationals against the United States, for the ultimate return of all property of German nationals held by the Alien Property Custodian, and for the equitable apportionment among all claimants of certain available funds—	
received.....	46
read twice and referred.....	46
reported with amendments (Rept. No. 1394).....	144
conditional order for consideration.....	185
considered.....	210
15011. An act granting the consent of Congress to the Paragould-Hopkins Bridge road improvement district of Greene County, Ark., to construct a bridge across the St. Francis River—	
received.....	92
read twice and referred.....	93
reported without amendment (Rept. No. 1361).....	127
considered, read the third time, and passed.....	127
examined and signed.....	132
approved [public law No. 581].....	155
15012. An act to amend the act entitled "An act to extend the time for the completion of the municipal bridge approaches, and extensions or additions thereto, by the city of St. Louis, within the States of Illinois and Missouri," approved February 13, 1924—	
received.....	92
read twice and referred.....	93
reported without amendment (Rept. No. 1277).....	99
considered, read the third time, and passed.....	99
examined and signed.....	103
approved [public law No. 572].....	132
15014. An act granting the consent of Congress to the city of Quincy, State of Illinois, its successors and assigns, to construct, maintain, and operate a bridge across the Mississippi River—	
received.....	92
read twice and referred.....	93
reported without amendment (Rept. No. 1316).....	106
considered, read the third time, and passed.....	106
examined and signed.....	110
approved [public law No. 576].....	132
15016. An act to authorize the purchase of a post-office site at Tamaqua, Pa., subject to mineral reservations—	
received.....	92
read twice and referred.....	93
15018. An act validating certain applications for and entries of public lands—	
received.....	185
read twice and referred.....	187
reported with an amendment (Rept. No. 1690).....	252
15127. An act for the relief of sufferers from floods in the vicinity of Fabens and El Paso, Tex., in September, 1925—	
received.....	59
read twice and placed on calendar.....	61
considered, read the third time, and passed.....	135
examined and signed.....	139
approved [public law No. 593].....	163
15129. An act granting the consent of Congress to the Indiana Bridge Co. to construct, maintain, and operate a bridge across the Ohio River at Evansville, Ind.—	
received.....	93
read twice and referred.....	93
reported without amendment (Rept. No. 1663).....	244
considered, read the third time, and passed.....	244
examined and signed.....	261
approved [public law No. 756].....	283
15131. An act to authorize the Secretary of the Navy to modify agreements heretofore made for the settlement of certain claims in favor of the United States—	
received.....	203
read twice and referred.....	204
committee discharged.....	252
considered, read the third time, and passed.....	252

Number, title, and action	Page of Journal	Number, title, and action	Page of Journal
15131—Continued.		15344—Continued.	
examined and signed.....	261	considered.....	152
approved [public law No. 714].....	283	considered, amended, read the third time, and passed.....	251
15178. An act for the relief of Charlie R. Pate—		House agrees to Senate amendment.....	264
received.....	233	examined and signed.....	270
read twice and referred.....	233	approved [public law No. 758].....	283
15181. An act for the relief of S. K. Truby—		15347. An act to reorganize the office of the recorder of deeds of the District of Columbia, and for other purposes—	
received.....	233	received.....	254
read twice and referred.....	233	read twice and referred.....	256
reported without amendment (Rept. No. 1681).....	252	15414. An act to authorize the United States Veterans' Bureau to accept a title to lands required for a hospital site in Rapides Parish, La.—	
considered, read the third time, and passed.....	258	received.....	117
examined and signed.....	270	read twice and referred.....	117
approved [private law No. 496].....	283	reference changed.....	159
15182. An act granting six months' pay to Frank A. Grab, father of Alfred Newton Grab, deceased seaman, United States Navy, in active service—		reported without amendment (Rept. No. 1463).....	164
received.....	233	considered, read the third time, and passed.....	192
read twice and referred.....	233	examined and signed.....	195
15197. An act for the relief of Jennie Wyatt and others—		approved [public law No. 642].....	239
received.....	233	15432. An act to correct the military record of Curtis P. Wise—	
read twice and referred.....	233	received.....	185
15208. An act to provide for the detention of fugitives apprehended in the District of Columbia—		read twice and referred.....	187
received.....	254	15476. An act to authorize the appropriation for use by the Secretary of Agriculture of certain funds for wool standards, and for other purposes—	
read twice and referred.....	256	received.....	255
15215. An act for the relief of Paymaster Charles Robert O'Leary, United States Navy—		read twice and referred.....	256
received.....	233	reported without amendment.....	275
read twice and referred.....	233	15487. An act to correct the military record of Jordan Kidwell—	
15252. An act to provide relief for certain natives of Borongan, Samar, P. I., for rental of houses occupied by the United States Army during the years 1900 to 1903—		received.....	233
received.....	185	read twice and referred.....	233
read twice and referred.....	187	15519. An act for the relief of Albert J. Zyzolski—	
reported without amendment (Rept. No. 1549).....	196	received.....	233
considered, read the third time, and passed.....	257	read twice and referred.....	233
examined and signed.....	272	15530. An act to extend the time for the construction of a bridge across the Red River at Fulton, Ark.—	
approved [private law No. 476].....	284	received.....	93
15253. An act for the relief of certain officers and former officers of the Army of the United States—		read twice and referred.....	93
received.....	185	reported without amendment (Rept. No. 1278).....	99
read twice and referred.....	187	considered, read the third time, and passed.....	99
reference changed.....	198	examined and signed.....	103
reported without amendment (Rept. No. 1562).....	198	approved [public law No. 573].....	132
considered, read the third time, and passed.....	257	15537. An act to amend section 476 and section 4934 of the Revised Statutes—	
examined and signed.....	272	received.....	93
approved [private law No. 475].....	284	read twice and referred.....	93
15274. An act for the relief of William Morin—		reported without amendment (Rept. No. 1385).....	136
received.....	233	considered, read the third time, and passed.....	151
read twice and referred.....	233	examined and signed.....	158
15284. An act to authorize the Secretary of the Interior to negotiate with irrigation districts, drainage districts, and water users' associations for release from obligation to construct drainage works, and for corresponding reduction in contract obligations of such districts and associations—		approved [public law No. 621].....	230
received.....	155	15539. An act relating to certain cotton reports of the Secretary of Agriculture—	
read twice and referred.....	155	received.....	93
reported without amendment (Rept. No. 1700).....	275	read twice and referred.....	93
15305. An act for the relief of Ben Wagner—		reported with amendments.....	188
received.....	233	15541. An act to authorize the exchange of certain land between the United States and the District of Columbia—	
read twice and referred.....	233	received.....	155
reported without amendment (Rept. No. 1636).....	236	read twice and referred.....	155
considered, read the third time, and passed.....	257	reported without amendment (Rept. No. 1619).....	220
examined and signed.....	270	considered, read the third time, and passed.....	257
approved [private law No. 441].....	284	examined and signed.....	270
15343. An act to amend an act entitled "An act to provide for the examination and registration of architects, and to regulate the practice of architecture in the District of Columbia," approved December 13, 1924, and for other purposes—		approved [public law No. 757].....	283
received.....	253	15547. An act to authorize appropriations for construction at military posts, and for other purposes—	
15344. An act to amend the act entitled "An act authorizing the conservation, production, and exploitation of helium gas, a mineral resource pertaining to the national defense, and to the development of commercial aeronautics, and for other purposes"—		received.....	93
received.....	93	read twice and placed on calendar.....	93
read twice and referred.....	93	considered, amended, read the third time, and passed.....	134
reported with an amendment (Rept. No. 1398).....	144	House disagrees to Senate amendments and asks conference.....	139

Number, title, and action	Page of Journal	Number, title, and action	Page of Journal
15602. An act to amend the last paragraph of an act entitled "An act to refer the claims of the Delaware Indians to the Court of Claims, with the right of appeal to the Supreme Court of the United States"—		15649—Continued.	
received.....	155	House agrees to Senate amendment.....	146
read twice and referred.....	155	examined and signed.....	147
reported without amendment (Rept. No. 1479).....	174	approved [public law No. 594].....	163
considered, read the third time, and passed.....	250	15650. An act to amend section 10 of the act entitled "An act extending the homestead laws and providing for right of way for railroads in the District of Alaska, and for other purposes," approved May 14, 1898 (30 Stat. L. p. 409)—	
examined and signed.....	261	received.....	203
approved [public law No. 717].....	283	read twice and referred.....	204
15603. An act authorizing the Secretary of the Interior to enter into a cooperative agreement or agreements with the State of Montana and private owners of lands within the State of Montana for grazing and range development, and for other purposes—		reported without amendment (Rept. No. 1688).....	252
received.....	155	considered, read the third time, and passed.....	258
read twice and referred.....	155	examined and signed.....	270
15604. An act for the promotion of rifle practice throughout the United States—		approved [public law No. 726].....	284
received.....	93	15651. An act to encourage breeding of riding horses for Army purposes—	
read twice and referred.....	93	received.....	93
reported without amendment (Rept. No. 1403).....	144	read twice and referred.....	93
considered, read the third time, and passed.....	151	reported without amendment (Rept. No. 1404).....	144
examined and signed.....	158	considered, read the third time, and passed.....	151
approved [public law No. 612].....	239	examined and signed.....	158
15624. An act for the relief of Andrew McLaughlin—		approved [public law No. 611].....	239
received.....	185	15652. An act to fix the age limit for training in the first year's course in citizens' military training camps—	
read twice and referred.....	187	received.....	155
reported without amendment (Rept. No. 1618).....	220	read twice and referred.....	155
considered, read the third time, and passed.....	257	15653. An act to furnish public quarters, fuel, and light to certain civilian instructors in the United States Military Academy—	
examined and signed.....	270	received.....	95
approved [private law No. 440].....	284	read twice and referred.....	95
15633. An act to correct the military record of John W. Cleavenger, deceased—		reported without amendment (Rept. No. 1405).....	144
received.....	233	considered, read the third time, and passed.....	151
read twice and referred.....	233	examined and signed.....	158
15637. An act for the relief of David Parrett—		approved [public law No. 610].....	239
received.....	233	15654. An act to amend section 2 of the act of March 3, 1905, entitled "An act to ratify and amend an agreement with the Indians residing on the Shoshone or Wind River Indian Reservation, in the State of Wyoming, and to make appropriations to carry the same into effect"—	
read twice and referred.....	233	received.....	254
15641. An act making appropriations for the Navy Department and the naval service for the fiscal year ending June 30, 1928, and for other purposes—		read twice and referred.....	256
received.....	69	15661. An act to regulate the operation of sales commissaries and other utilities of the War Department selling services or supplies—	
read twice and referred.....	69	received.....	155
reported with amendments (Rept. No. 1260).....	89	read twice and referred.....	155
considered.....	101, 114, 115, 116, 117, 128	15662. An act to further provide for the execution of topographic surveys for military purposes—	
considered, amended, read the third time, and passed.....	128	received.....	155
House disagrees to Senate amendments and asks conference.....	130	read twice and referred.....	155
Senate insists and agrees to conference.....	131	15664. An act to withdraw and reserve certain lands for the Chippewa Indians in the State of Minnesota—	
conference report submitted and ordered to lie on the table.....	204	received.....	254
Senate agrees to report of conferees and still further insists upon its amendments Nos. 25 and 27.....	205	read twice and referred.....	256
House agrees to report of conferees; recedes and agrees to Senate amendment No. 25 with an amendment; recedes and agrees to Senate amendment No. 27.....	218	15668. An act [authorizing] to authorize negotiation for the acquisition of a site for the farmers' produce market, and for other purposes—	
Senate agrees to House amendments to Senate amendment No. 25.....	232	received.....	72
examined and signed.....	242	read twice and referred.....	72
approved [public law No. 686].....	278	reported with amendments (Rept. No. 1522).....	191
15642. An act granting the consent of Congress to the State of Michigan and Berrien County, or either of them, to reconstruct, maintain, and operate a bridge across the St. Joseph River—		considered, amended, read the third time, and passed; title amended.....	258
received.....	93	House agrees to Senate amendments.....	264
read twice and referred.....	93	examined and signed.....	270
reported without amendment (Rept. No. 1317).....	106	approved [public law No. 776].....	284
considered, read the third time, and passed.....	106	15792. An act for the relief of Alfred St. Dennis—	
examined and signed.....	110	received.....	233
approved [public law No. 577].....	132	read twice and referred.....	233
15649. An act to provide for the eradication or control of the European corn borer—		15807. An act for the relief of Fred A. Knauf—	
received.....	72	received.....	233
read twice and referred.....	72	read twice and referred.....	233
reported with an amendment (Rept. No. 1330).....	109	15821. An act to revise the boundary of the Hawaii National Park on the island of Maui in the Territory of Hawaii—	
considered, amended, read the third time, and passed.....	143	received.....	93

Number, title, and action	Page of Journal
15822. An act authorizing the county of Escambia, Fla., and/or the county of Baldwin, Ala., and/or the State of Florida, and/or the State of Alabama to acquire all the rights and privileges granted to the Perdido Bay Bridge & Ferry Co. by chapter 168, approved June 22, 1916, for the construction of a bridge across Perdido Bay from Lillian, Ala., to Cummings Point, Fla.—	203
received	203
read twice and referred	204
reported without amendment (Rept. No. 1586)	213
considered, read the third time, and passed	213
examined and signed	235
approved [public law No. 671]	278
15826. An act to add certain lands to the Colville National Forest, Wash.—	155
received	155
read twice and referred	191
reported without amendment (Rept. No. 1535)	257
considered, read the third time, and passed	272
examined and signed	284
approved [public law No. 787]	284
15827. An act to amend section 2 of an act entitled "An act authorizing investigations by the Secretary of the Interior and the Secretary of Commerce jointly to determine the location, extent, and mode of occurrence of potash deposits in the United States, and to conduct laboratory tests"—	251
received	251
read twice, considered, read the third time, and passed	251
examined and signed	261
approved [public law No. 759]	283
15828. An act to prohibit certain assignments to duty in bureaus of the War Department—	93
received	93
read twice and referred	93
15830. An act authorizing the Davis school district of Farmington, Utah, to secure water for the use of the South Weber School from the water supply of the Ogden ordinance reserve depot—	93
received	93
read twice and referred	93
15855. An act for the relief of Clifford J. Sanghove—	233
received	233
read twice and referred	233
15863. An act for the relief of the widow of Warren V. Howard—	185
received	185
read twice and referred	187
15867. An act for the relief of Francis Sweeney—	233
received	233
read twice and referred	233
15905. An act to authorize the Postmaster General to cancel a certain screen-wagon contract, and for other purposes—	203
received	203
read twice and referred	204
reported without amendment	244
considered, read the third time, and passed	244
examined and signed	253
approved [public law No. 698]	282
15906. An act to authorize the purchase of land for an addition to the United States Indian school farm near Phoenix, Ariz.—	155
received	155
read twice and referred	155
reported without amendment (Rept. No. 1480)	174
considered, read the third time, and passed	250
examined and signed	262
approved [public law No. 760]	283
15916. An act to authorize Rear Admiral Albert P. Niblack, United States Navy, retired, to accept certain decorations from the Principality of Monaco and from the Kingdom of Denmark—	218
received	218
read twice and referred	219

Number, title, and action	Page of Journal
15928. An act to authorize certain officers of the United States Navy to accept from the Republic of Peru, decoration and diploma of the Order of the Sun, and from the Republic of Ecuador, decoration and diploma of the Estralla Abdon Calderon—	233
received	233
read twice and referred	233
15959. An act making appropriations for the Executive Office and sundry independent executive bureaus, boards, commissions, and offices for the fiscal year ending June 30, 1928, and for other purposes—	87
received	88
read twice and referred	88
reported with amendments (Rept. No. 1255)	93
considered	94
considered, amended, read the third time, and passed	94
House disagrees to Senate amendments and asks conference	95
Senate insists and agrees to conference	95
Senate agrees to report of conferees	112
motion entered to reconsider vote agreeing to conference report	113
House agrees to report of conferees; recedes and agrees to certain Senate amendments; recedes and agrees to Senate amendments Nos. 2 and 3, each with an amendment	116
Senate agrees to House amendments to Senate amendments Nos. 2 and 3	156
examined and signed	158
approved [public law No. 600]	238
15975. An act providing for the punishment of persons escaping from Federal penal or correctional institutions, and for other purposes—	254
received	254
read twice and referred	256
15981. An act to authorize certain officers of the United States Navy and Marine Corps to accept certain decorations conferred upon them by the Government of Greece—	233
received	233
read twice and referred	233
15990. An act granting six months' pay to Maria J. McShane—	233
received	233
read twice and referred	233
16017. An act granting public lands to the city of Golden, Colo., to secure a supply of water for municipal and domestic purposes—	203
received	203
read twice and referred	204
reported without amendment (Rept. No. 1602)	214
considered, read the third time, and passed	257
examined and signed	272
approved [public law No. 727]	284
16023. An act relating to the transfusion of blood by members of the Military Establishment—	93
received	93
read twice and referred	93
reported without amendment (Rept. No. 1307)	103
considered, read the third time, and passed	134
examined and signed	139
approved [public law No. 595]	163
16024. An act to amend the act entitled "An act granting the consent of Congress to the Yell and Pope County bridge district, Dardanelle and Russellville, Ark., to construct, maintain, and operate a bridge across the Arkansas River, at or near the city of Dardanelle, Yell County, Ark.," approved March 3, 1925, and to extend the time for the construction of the bridge authorized thereby—	203
received	203
read twice and referred	204
reported without amendment (Rept. No. 1587)	213
considered, read the third time, and passed	213
examined and signed	235
approved [public law No. 672]	278

Number, title, and action	Page of Journal
6058. An act for the relief of certain officers of the Army of the United States—	185
received	185
read twice and referred	187
reported without amendment (Rept. No. 1551)	196
considered, read the third time, and passed	257
examined and signed	272
approved [private law No. 472]	284
16074. An act to amend section 2 of the act of Congress of March 3, 1921 (41 Stat. L. p. 1249), entitled "An act to amend section 3 of the act of Congress of June 28, 1906, entitled 'An act for the division of the lands and funds of the Osage Indians in Oklahoma, and for other purposes'"—	203
received	203
read twice and referred	204
reported with amendments (Rept. No. 1656)	244
16077. An act to amend section 40 of the act approved February 2, 1901 (31 Stat. p. 758), relative to rations—	93
received	93
read twice and referred	93
16080. An act for the relief of Calvin H. Burkhead—	233
received	233
read twice and referred	233
reported without amendment (Rept. No. 1684)	252
16091. An act to correct the military record of Charles B. Holmes—	233
received	233
read twice and referred	233
16103. An act authorizing the acceptance, from the Republic of Chile, of the order Al Mérito, conferred on certain officers of the United States Navy; and the acceptance, from the Republic of France, by certain citizens of the United States, of the decoration of the French Legion of Honor, heretofore conferred on them—	233
received	233
read twice and referred	233
16104. An act to amend the act entitled "An act granting the consent of Congress to the county of Barry, State of Missouri, to construct a bridge across the White River," approved March 31, 1926—	203
received	203
read twice and referred	204
reported without amendment (Rept. No. 1588)	213
considered, read the third time, and passed	213
examined and signed	235
approved [public law No. 673]	278
16105. An act to amend the act entitled "An act granting the consent of Congress to the county of Barry, State of Missouri, to construct a bridge across the White River," approved March 31, 1926—	203
received	203
read twice and referred	204
reported without amendment (Rept. No. 1589)	213
considered, read the third time, and passed	213
examined and signed	235
approved [public law No. 674]	278
16110. An act to amend section 2455 of the Revised Statutes of the United States, as amended, relating to isolated tracts of public land—	203
received	203
read twice and referred	204
reported without amendment (Rept. No. 1683)	252
16116. An act granting the consent of Congress to the Henderson Bridge Co., its successors and assigns, to construct, maintain, and operate a bridge across the Kanawha River at or near the town of Henderson, W. Va., to a point opposite thereto in or near the city of Point Pleasant, W. Va.—	203
received	203
read twice and referred	204
reported without amendment (Rept. No. 1590)	213
considered, read the third time, and passed	213
examined and signed	235
approved [public law No. 675]	278
16153. An act for the validation of the acquisition of Canadian properties by the War Department and for the relief of certain disbursing officers for payments made thereon—	185
received	185

Number, title, and action	Page of Journal
16155—Continued.	
read twice and referred	187
reference changed	198
reported without amendment (Rept. No. 1708)	275
16164. An act to amend the act entitled "An act to amend the Panama Canal act and other laws applicable to the Canal Zone, and for other purposes," approved December 29, 1926—	93
received	93
read twice and referred	93
reported without amendment	94
considered, read the third time, and passed	94
examined and signed	95
approved [public law No. 565]	132
16165. An act granting the consent of Congress to the commissioners of the county of Cook, State of Illinois, to reconstruct the bridge across the Grand Calumet River at Burnham Avenue in said county and State—	203
received	203
read twice and referred	204
reported without amendment (Rept. No. 1591)	213
considered, read the third time, and passed	213
examined and signed	235
approved [public law No. 676]	278
16173. An act to add certain lands to the Missoula National Forest, Mont.—	254
received	254
read twice and referred	256
16182. An act for the relief of William H. Lindsay—	233
received	233
read twice and referred	233
reported without amendment (Rept. No. 1643)	236
considered, read the third time, and passed	257
examined and signed	270
approved [private law No. 471]	284
16183. An act granting relief to Thomas M. Livingston—	185
received	185
read twice and placed on calendar	187
considered, read the third time, and passed	249
examined and signed	262
approved [private law No. 497]	283
16206. An act to provide for one additional district judge for the northern district of California—	253
received	253
read twice and referred	256
16207. An act to authorize an appropriation to enable the Secretary of the Interior to provide an adequate water supply for the Sequoyah Orphan Training School near Tahlequah, Cherokee County, Okla.—	203
received	203
read twice and referred	204
reported without amendment	198
considered, read the third time, and passed	257
examined and signed	272
approved [public law No. 775]	284
16212. An act to authorize per capita payments to the Indians of the Cheyenne River Reservation, S. Dak.—	155
received	155
read twice and referred	155
reported without amendment (Rept. No. 1483)	174
considered, read the third time, and passed	250
examined and signed	262
approved [public law No. 761]	283
16217. An act to amend an act entitled "An act to establish a Code of Law for the District of Columbia," approved March 3, 1901, and the acts amendatory thereof and supplementary thereto—	203
received	203
read twice and referred	204
16222. An act to change the title of the United States Court of Customs Appeals, and for other purposes—	155
received	155
read twice and referred	155
16224. An act for the relief of the DeWitt County National Bank, of Clinton, Ill.—	233
received	233
read twice and referred	233
reported without amendment (Rept. No. 1680)	252
considered, read the third time, and passed	258

Number, title, and action	Page of Journal	Number, title, and action	Page of Journal
16224—Continued.		16389. An act granting pensions and increase of pensions to certain soldiers and sailors of the Regular Army and Navy, and certain soldiers and sailors of wars other than the Civil War, and to widows of such soldiers and sailors, etc.—	
examined and signed.....	270	received.....	115
approved [private law No. 498].....	283	read twice and referred.....	115
16249. An act making appropriations for the military and nonmilitary activities of the War Department for the fiscal year ending June 30, 1928, and for other purposes—		reported with amendments (Rept. No. 1543).....	194
received.....	99	considered, amended, read the third time, and passed.....	259
read twice and referred.....	99	House agrees to Senate amendments.....	264
reported with amendments (Rept. No. 1380).....	136	examined and signed.....	272
order for consideration.....	139	approved [private law No. 470].....	284
considered.....	143, 146	16391. An act to authorize the Secretary of the Treasury to execute agreements of indemnity to the Union Trust Co., Providence, R. I., and the National Bank of Commerce, Philadelphia, Pa.—	
considered, amended, read the third time, and passed.....	146	received.....	102
House disagrees to Senate amendments and asks conference.....	159	read twice and referred.....	103
Senate insists and agrees to conference.....	160	16442. An act for the relief of Ira E. King—	
Senate agrees to report of conferees.....	182	received.....	185
House agrees to report of conferees; recedes and agrees to Senate amendments Nos. 1 and 34.....	190	read twice and referred.....	187
examined and signed.....	193	reported without amendment (Rept. No. 1520).....	191
approved [public law No. 630].....	239	considered, read the third time, and passed.....	250
16281. An act to grant to the city of Fort Wayne, Ind., an easement over certain Government property—		examined and signed.....	262
received.....	203	approved [private law No. 506].....	283
read twice and referred.....	204	16461. An act granting pensions and increase of pensions to certain soldiers and sailors of the Civil War and certain widows and dependent children of soldiers and sailors of said war and other wars—	
16282. An act granting the consent of Congress to the Nebraska-Iowa Bridge Co., its successors and assigns, to construct, maintain, and operate a bridge across the Missouri River—		received.....	115
received.....	172	read twice and referred.....	115
read twice and referred.....	173	reported with amendments (Rept. No. 1468).....	171
reported without amendment (Rept. No. 1664).....	244	additional amendments reported and a supplemental report submitted (No. 1468, pt. 2).....	214
considered, read the third time, and passed.....	244	considered, amended, read the third time, and passed; title amended.....	251
examined and signed.....	248	House agrees to Senate amendments.....	254
approved [public law No. 699].....	282	examined and signed.....	272
16284. An act to authorize the Secretary of the Navy to dispose of the former naval radio station, Marshfield, Oreg.—		approved [private law No. 537].....	284
received.....	203	16462. An act making appropriations to supply urgent deficiencies in certain appropriations for the fiscal year ending June 30, 1927, and prior fiscal years, and to provide urgent supplemental appropriations for the fiscal year ending June 30, 1927, and for other purposes—	
read twice and referred.....	204	received.....	101
16287. An act for the irrigation of additional lands within the Fort Hall Indian irrigation project in Idaho—		read twice and referred.....	101
received.....	203	reported with amendments (Rept. No. 1299).....	101
read twice and referred.....	204	considered.....	105, 106, 109, 111
reported without amendment.....	236	considered, amended, read the third time, and passed.....	112
considered, read the third time, and passed.....	257	House disagrees to Senate amendments and asks conference.....	116
examined and signed.....	270	Senate insists and agrees to conference.....	117
approved [public law No. 774].....	284	Senate agrees to report of conferees.....	137
16288. An act authorizing an appropriation for the survey and investigation of the placing of water on the Michaud division and other lands in the Fort Hall Indian Reservation—		House agrees to report of conferees; recedes and agrees to certain Senate amendments, and insists upon its disagreement to Senate amendments Nos. 8, 9, and 10, and asks further conference.....	141
received.....	255	Senate further insists and agrees to further conference.....	147
16292. An act to appropriate treaty funds due the Wisconsin Pottawatomie Indians—		House further insists upon its disagreement to Senate amendments Nos. 8, 9, and 10.....	164
received.....	254	Senate agrees to report of conferees; further insists upon its amendments Nos. 8, 9, and 10, and asks further conference.....	175
read twice and referred.....	256	House still further insists upon its disagreement to Senate amendments Nos. 8, 9, and 10, and agrees to still further conference.....	178
16311. An act for the relief of the First National Bank, Savanna, Ill.—		House agrees to report of conferees.....	205
received.....	233	Senate agrees to report of conferees.....	217
read twice and referred.....	233	examined and signed.....	235
reported without amendment (Rept. No. 1678).....	252	approved [public law No. 660].....	255
considered, read the third time, and passed.....	258	16469. An act authorizing an appropriation for the repair and resurfacing of roads on the Fort Baker Military Reservation, Calif.—	
examined and signed.....	270	received.....	254
approved [private law No. 499].....	283		
16336. An act for the relief of Robert F. Neeley and Franklin E. Neeley—			
received.....	233		
read twice and referred.....	233		
reported without amendment (Rept. No. 1653).....	244		
considered, read the third time, and passed.....	257		
examined and signed.....	270		
approved [private law No. 441].....	284		
16350. An act to provide for the collection and publication of statistics of tobacco by the Department of Agriculture—			
received.....	254		
read twice and referred.....	256		
reported without amendment.....	260		

Number, title, and action	Page of Journal	Number, title, and action	Page of Journal
16472. An act granting certain lands to the State of California—		16649—Continued.	
received.....	254	considered, read the third time, and passed.....	213
read twice and referred.....	256	examined and signed.....	235
16482. An act for the relief of Pocahontas Fuel Co. (Inc.)—		approved [public law No. 677].....	278
received.....	218	16652. An act granting the consent of Congress to The Lawrenceburg (Ind.) Bridge Co., its successors and assigns, to construct, operate, and maintain a bridge across the Miami River between Lawrenceburg, Dearborn County, Ind., and a point in Hamilton County, Ohio, near Columbia Park, Hamilton County, Ohio—	
read twice and referred.....	219	received.....	203
16507. An act to authorize an increase in the limit of cost of certain naval vessels, and for other purposes—		read twice and referred.....	204
received.....	246	16655. An act to authorize the designation of persons to act for disbursing officers and others charged with the disbursement of public moneys of the United States—	
read twice and referred.....	248	received.....	254
reported without amendment (Rept. No. 1693).....	260	read twice and referred.....	256
considered, read the third time, and passed.....	260	16658. An act for the relief of Robert Zink—	
examined and signed.....	262	received.....	218
approved [public law No. 697].....	282	read twice and referred.....	219
16548. An act to amend sections 57 and 61 of the act entitled "An act to amend and consolidate the acts respecting copyright," approved March 4, 1909—		16685. An act granting the consent of Congress to the Carrollton Bridge Co., its successors and assigns, to construct, operate, and maintain a bridge across the Ohio River between Carrollton, Carroll County, Ky., and a point directly across the river in Switzerland County, Ind.—	
received.....	273	received.....	203
read twice and referred.....	273	read twice and referred.....	204
16551. An act to permit the granting of Federal aid in respect of certain roads and bridges—		reported without amendment (Rept. No. 1665).....	244
received.....	203	considered, read the third time, and passed.....	244
read twice and referred.....	204	examined and signed.....	248
reported without amendment.....	252	approved [public law No. 696].....	282
considered, read the third time, and passed.....	258	16688. An act to authorize the city of Muskogee, Okla., to remove and retain title to the boilers from the Municipal Hospital Building recently conveyed by the city to the United States Veterans' Bureau Hospital, No. 90, at Muskogee, Okla.—	
examined and signed.....	272	received.....	242
approved [public law No. 773].....	284	read twice and referred.....	242
16555. An act authorizing the Secretary of the Interior to issue patent to the county of Del Norte, State of California, to Whaler Island, in Crescent City Bay, Del Norte County, Calif., for purposes of a public wharf—		16693. An act amending the act approved August 30, 1890 (26 Stat. L. 412-413), relative to condemnation of land for parks, parkways, and playgrounds—	
received.....	254	received.....	254
16576. An act making appropriations for the Departments of State and Justice and for the Judiciary, and for the Departments of Commerce and Labor, for the fiscal year ending June 30, 1928, and for other purposes—		read twice and referred.....	256
received.....	115	16703. An act authorizing the President to appoint Capt. Reginald Rowan Belknap, United States Navy, retired, a rear admiral on the retired list of the Navy—	
read twice and referred.....	115	received.....	233
reported with amendments (Rept. No. 1378).....	129	read twice and placed on calendar.....	233
order for consideration.....	139	considered, read the third time, and passed.....	251
considered, amended, read the third time, and passed.....	143	examined and signed.....	262
House disagrees to Senate amendment and asks conference.....	149	approved [public law No. 711].....	283
Senate insists and agrees to conference.....	150	16706. An act for the relief of Wilford W. Caldwell—	
House appoints two additional managers.....	157	received.....	233
Senate agrees to report of conferees.....	183	read twice and referred.....	233
House agrees to report of conferees; recedes and agrees to Senate amendment No. 13.....	190	16744. An act to authorize a per capita payment from tribal funds to the Fort Hall Indians—	
examined and signed.....	195	received.....	203
approved [public law No. 638].....	239	read twice and referred.....	204
16577. An act to provide for date of precedence of certain officers of the staff corps of the Navy—		reported without amendment.....	236
received.....	253	considered, read the third time, and passed.....	257
read twice and referred.....	256	examined and signed.....	270
16580. An act to authorize the Secretary of the Navy to declare the naval dispensary at the United States Naval Station, Guantanamo, Cuba, to be a naval hospital, and for other purposes—		approved [public law No. 772].....	284
received.....	203	16770. An act granting the consent of Congress to the Starr County Bridge Co., its successors and assigns, to construct, maintain, and operate a bridge across the Rio Grande—	
read twice and referred.....	204	received.....	203
16585. An act to amend the Code of Law for the District of Columbia in relation to descent and distribution—		read twice and referred.....	204
received.....	254	reported without amendment (Rept. No. 1661).....	244
read twice and referred.....	256	considered, read the third time, and passed.....	244
16597. An act to correct the military record of Charles Robertson—		examined and signed.....	253
received.....	233	approved [public law No. 695].....	282
read twice and referred.....	233	16771. An act to authorize the appraisal of certain Government property, and for other purposes—	
reference changed.....	245	received.....	254
16649. An act to extend the time for construction of a bridge across the Susquehanna River, in Northumberland and Snyder Counties, State of Pennsylvania—		read twice and referred.....	256
received.....	203		
read twice and referred.....	204		
reported without amendment.....	213		

Number, title, and action	Page of Journal
6773. An act to amend an act entitled "An act authorizing the construction of a bridge across the Ohio River between the municipalities of Rochester and Monaca, Beaver County, Pa.—	203
received	204
read twice and referred	213
reported without amendment	213
considered, read the third time, and passed	235
examined and signed	278
approved [public law No. 678]	
16775. An act to limit the application of the internal-revenue tax upon passage tickets—	147
received	148
read twice and referred	186
reported without amendment (Rept. No. 1503)	189
considered, read the third time, and passed	204
examined and signed	239
approved [public law No. 636]	
16778. An act to extend the times for the construction of bridges across the Mississippi River at Alton, Ill., and across the Missouri River near Bellefontaine, in Missouri—	203
received	204
read twice and referred	213
reported without amendment	213
considered, read the third time, and passed	235
examined and signed	278
approved [public law No. 679]	
16800. An act making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against the revenues of such District for the fiscal year ending June 30, 1928, and for other purposes—	143
received	143
read twice and referred	174
reported with amendments (Rept. No. 1478)	184
considered	
considered, amended, read the third time, and passed	192
House disagrees to Senate amendments and asks conference	196
Senate insists and agrees to conference	196
Senate agrees to report of conferees	240
House agrees to report of conferees	245
examined and signed	253
approved [public law No. 688]	282
16828. An act for the relief of J. F. Nichols—	233
received	233
read twice and referred	
16840. An act to authorize the Secretary of the Interior to expend certain Indian tribal funds for industrial purposes—	203
received	204
read twice and referred	
16845. An act to amend section 1 of the act approved May 26, 1926, entitled "An act to amend sections 1, 5, 6, 8, and 18 of an act approved June 4, 1920, entitled 'An act to provide for the allotment of lands of the Crow Tribe, for the distribution of tribal funds, and for other purposes'—"	203
received	204
read twice and referred	244
reported without amendment (Rept. No. 1657)	257
considered, read the third time, and passed	272
examined and signed	284
approved [public law No. 728]	
16863. An act making appropriations for the legislative branch of the Government for the fiscal year ending June 30, 1928, and for other purposes—	157
received	157
read twice and referred	162
reported with amendments (Rept. No. 1442)	
considered, amended, read the third time, and passed	164
motion to reconsider entered	165
motion withdrawn	165
House disagrees to Senate amendments and asks conference	172
Senate insists and agrees to conference	175
Senate agrees to report of conferees	183
House agrees to report of conferees; recedes and agrees to Senate amendment No. 6 with an amendment	193

Number, title, and action	Page of Journal
16863—Continued.	
Senate agrees to House amendment to Senate amendment No. 6	193
examined and signed	196
approved [public law No. 631]	239
16885. An act to amend section 563 of the tariff act of 1922—	194
received	194
read twice and referred	
16886. An act to authorize the Director of the United States Veterans' Bureau to make loans to veterans upon the security of adjusted-service certificates—	155
received	155
read twice and referred	177
reported without amendment (Rept. No. 1486)	185
order for consideration	196, 197, 210
considered	210
order for consideration	210
considered, amended, read the third time, and passed	210
Senate insists upon its amendments and asks conference	211
House disagrees to Senate amendments and agrees to conference	215
conferee excused; vacancy filled	217
House disagrees to conference report; recedes and agrees to Senate amendments	265
examined and signed	270
approved [public law No. 762]	283
16887. An act granting the consent of Congress to George A. Hero and Allen S. Hackett, their successors and assigns, to construct, maintain, and operate a bridge across the Mississippi River—	203
received	204
read twice and referred	213
reported without amendment (Rept. No. 1592)	213
considered, read the third time, and passed	235
examined and signed	278
approved [public law No. 680]	
16888. An act granting the consent of Congress to the Paducah Board of Trade (Inc.), of Paducah, Ky., its successors and assigns, to construct, maintain, and operate a bridge across the Ohio River—	160
received	160
read twice and referred	186
reported without amendment (Rept. No. 1502)	186
considered, read the third time, and passed	190
examined and signed	239
approved [public law No. 633]	
16897. An act for the relief of William G. Beaty, deceased—	218
received	219
read twice and referred	
16918. An act to authorize the city of Niobrara, Nebr., to transfer Niobrara Island to the State of Nebraska—	254
received	256
read twice and referred	
16920. An act granting permission for the laying of pipes for the transmission of steam along the alley between lots Nos. 5 and 32 in square No. 225—	254
received	256
read twice and referred	
16950. An act granting the consent of Congress to the department of highways and public works of the State of Tennessee to construct, maintain, and operate a bridge across the Clinch River in Hancock County, Tenn.—	203
received	204
read twice and referred	213
reported with amendments (Rept. No. 1595)	238
considered, amended, read the third time, and passed	242
House agrees to Senate amendments	278
examined and signed	
approved [public law No. 681]	
16952. An act to ratify and confirm act No. 3243 of the Philippine Legislature, approved November 27, 1925—	185
received	187
read twice and referred	

Number, title, and action	Page of Journal
16952—Continued.	
reported without amendment (Rept. No. 1539)	191
considered, read the third time, and passed	257
examined and signed	270
approved [public law No. 763]	283
16954. An act granting the consent of Congress to the city of Blair, in the State of Nebraska, its successors and assigns, to construct, maintain, and operate a free highway bridge and approaches thereto across the Missouri River between the States of Nebraska and Iowa—	203
received	204
read twice and referred	213
reported without amendment	213
considered, read the third time, and passed	235
examined and signed	278
approved [public law No. 682]	
16957. An act granting patent to O. E. Moore—	233
received	233
read twice and referred	244
reported without amendment (Rept. No. 1654)	257
considered, read the third time, and passed	270
examined and signed	284
approved [private law No. 442]	
16971. An act granting the consent of Congress to the South Carolina and Georgia State highway departments, their successors and assigns, to construct, maintain, and operate a bridge across the Savannah River—	203
received	204
read twice and referred	213
reported without amendment (Rept. No. 1593)	213
considered, read the third time, and passed	235
examined and signed	278
approved [public law No. 683]	
16973. An act to authorize the Secretary of the Navy to proceed with the construction of certain public works, and for other purposes—	246
received	248
read twice and referred	260
reported without amendment (Rept. No. 1694)	260
considered, read the third time, and passed	262
examined and signed	282
approved [public law No. 694]	
16998. An act to amend section 224 of the Judicial Code—	254
received	256
read twice and referred	
17014. An act to correct the records of the War Department to show that Guy Carlton Baker and Carlton C. Baker or Carlton C. Baker is one and the same person—	233
received	233
read twice and referred	
17024. An act authorizing the appropriation of \$2,500 for the erection of a tablet or marker at Medicine Lodge, Kans., to commemorate the holding of the Indian peace council, at which treaties were made with the Plains Indians in October, 1867—	254
received	256
read twice and referred	
17038. An act to amend section 71 of the Judicial Code, as amended—	254
received	
17044. An act to provide funds for the upkeep of the Puyallup Indian cemetery at Tacoma, Wash.—	255
received	256
read twice and referred	
17057. An act granting an annuity to Dr. Robert P. Cooke—	233
received	233
read twice and referred	
17063. An act for the relief of C. G. Duganne and A. N. Ross—	233
received	233
read twice and referred	252
reported without amendment (Rept. No. 1677)	258
considered, read the third time, and passed	272
examined and signed	284
approved [private law No. 469]	
20058—s j—69-2—24	
Number, title, and action	Page of Journal
17072. An act allowing the rank, pay, and allowance of a colonel, Medical Corps, to medical officer assigned to duty as personal physician to the President—	253
received	256
read twice and referred	
17089. An act relative to the dam across the Kansas (Kaw) River at Lawrence, in Douglas County, Kans.—	203
received	204
read twice and referred	
17091. An act to transfer Willacy County in the State of Texas from the Corpus Christi division of the southern district of Texas to the Brownsville division of such district—	254
received	
17108. An act giving jurisdiction to the Court of Claims to hear and determine the claim of the Butler Lumber Co. (Inc.)—	219
received	219
read twice and referred	236
reported without amendment (Rept. No. 1644)	257
considered, read the third time, and passed	270
examined and signed	284
approved [private law No. 468]	
17111. An act to authorize an appropriation to rehabilitate the Picatinny Arsenal in New Jersey—	254
received	256
read twice and referred	258
committee discharged	259
considered, read the third time, and passed	270
examined and signed	284
approved [public law No. 771]	
17128. An act granting the consent of Congress to the State of Indiana, its successors and assigns, to construct, maintain, and operate a bridge across the Ohio River, and permitting the State of Indiana in the construction, maintenance, and operation of said bridge—	214
received	214
read twice and referred	244
reported without amendment (Rept. No. 1662)	244
considered, read the third time, and passed	248
examined and signed	282
approved [public law No. 691]	
17130. An act to conserve the revenues from medicinal spirits and provide for the effective Government control of such spirits, to prevent the evasion of taxes, and for other purposes—	260
received	265
read twice and referred	
17131. An act granting the consent of Congress to W. Gilbert Freeman, his successors and assigns, to construct, maintain, and operate a bridge across the St. Lawrence River near Alexandria Bay, N. Y.—	203
received	204
read twice and referred	213
reported without amendment (Rept. No. 1594)	213
considered, read the third time, and passed	235
examined and signed	278
approved [public law No. 684]	
17136. An act granting the consent of Congress to the Baton Rouge-Mississippi River Bridge Co., its successors and assigns, to construct, maintain, and operate a bridge across the Mississippi River at Baton Rouge, La.—	250
received	250
read twice and referred	
17138. An act authorizing an appropriation to enable the Secretary of Agriculture to cooperate with the South Carolina Agricultural Experiment Station—	254
received	260
read twice, considered, read the third time, and passed	273
examined and signed	284
approved [public law No. 770]	

Number, title, and action	Page of Journal	Number, title, and action	Page of Journal
17157. An act to authorize an appropriation to provide additional hospital and out-patient dispensary facilities for persons entitled to hospitalization under the World War veterans' act, 1924, as amended—		17270. An act granting the consent of Congress to R. A. Breuer, H. J. Stolte, John M. Schermann, O. F. Neinhueser, and Robert Walker, their successors and assigns, to construct, maintain, and operate a bridge across the Missouri River—	
received.....	265	received.....	254
read twice and referred.....	265	read twice and referred.....	256
reported without amendment.....	272		
considered.....	274	17271. An act to extend the time for constructing a bridge across the Mississippi River between the city of Anoka, in the county of Anoka, and the village of Champlin, in the county of Hennepin, State of Minnesota—	
17181. An act to extend the time for constructing a bridge across the Rainy River, approximately midway between the village of Spooner, in the county of Lake of the Woods, State of Minnesota, and the village of Rainy River, Province of Ontario, Canada—		received.....	253
received.....	203	read twice and referred.....	256
read twice and referred.....	204		
reported without amendment.....	213	17291. An act making appropriations to supply deficiencies in certain appropriations for the fiscal year ending June 30, 1927, and prior fiscal years, to provide supplemental appropriations for the fiscal years ending June 30, 1927, and June 30, 1928, and for other purposes—	
considered, read the third time, and passed.....	213	received.....	242
examined and signed.....	235	read twice and referred.....	242
approved [public law No. 685].....	278	reported with amendments (Rept. No. 1692).....	265
17182. An act authorizing construction of barracks at Fort Jay, Governors Island, N. Y.—		considered.....	266, 267, 268, 271, 274, 277
received.....	254		
read twice and referred.....	256	17292. An act granting the consent of Congress to the States of North Dakota and Minnesota to construct, maintain, and operate a bridge across the Red River of the North—	
17201. An act authorizing the erection of a sanitary fire-proof hospital at the National Home for Disabled Volunteer Soldiers at Dayton, Ohio—		received.....	254
received.....	254	read twice and referred.....	256
read twice and referred.....	256		
17222. An act to authorize an additional appropriation for Fort McHenry, Md.—		17295. An act granting the consent of Congress to the Kanawha Falls Bridge Co. (Inc.) to construct, maintain, and operate a bridge across the Kanawha River—	
received.....	255	received.....	253
read twice and referred.....	256	read twice and referred.....	256
17227. An act providing for horticultural experiment and demonstration work in the southern Great Plains area—			
received.....	255	17297. An act granting the consent of Congress to the Fisher Lumber Corporation to construct, maintain, and operate a railroad bridge across the Tensas River in Louisiana—	
read twice and referred.....	256	received.....	253
17230. An act for the relief of Olof Nelson—		read twice and referred.....	256
received.....	233		
read twice and referred.....	233	17298. An act granting the consent of Congress to the States of New York and Vermont to construct, maintain, and operate a free highway bridge across Lake Champlain—	
reported without amendment (Rept. No. 1679).....	252	received.....	242
considered, read the third time, and passed.....	258	read twice and referred.....	242
examined and signed.....	273		
approved [private law No. 467].....	284	17320. An act granting the consent of Congress to O. F. Schulte, E. H. Otto, O. W. Arcularius, J. L. Calvin, and J. H. Dickbrader, their successors and assigns, to construct, maintain, and operate a bridge across the Missouri River—	
17243. An act to authorize appropriations for construction at military posts, and for other purposes—		received.....	254
received.....	212	read twice and referred.....	256
read twice and referred.....	212		
reported with amendments (Rept. No. 1626).....	220	17330. An act granting the consent of Congress to the city of Youngstown to construct a bridge across the Mahoning River at West Avenue, Youngstown, Mahoning County, Ohio—	
considered, amended, read the third time, and passed.....	220	received.....	255
House disagrees to Senate amendments and asks conference.....	238		
Senate insists and agrees to conference.....	242	17333. An act granting the consent of Congress to the city of Youngstown to construct a bridge across the Mahoning River at West Avenue, Youngstown, Mahoning County, Ohio—	
Senate agrees to report of conferees.....	242	received.....	255
House agrees to report of conferees.....	254		
examined and signed.....	262	17334. An act to provide for the further development of agricultural extension work between the agricultural colleges in the several States receiving the benefits of the act entitled "An act donating public lands to the several States and Territories, which may provide colleges for the benefit of agriculture and the mechanic arts," approved July 2, 1862, and all acts supplementary thereto, and the United States Department of Agriculture—	
approved [public law No. 764].....	283	received.....	255
17249. An act granting the consent of Congress to the States of South Dakota and Nebraska, their successors and assigns, to construct, maintain, and operate a bridge across the Missouri River—		read twice and placed on calendar.....	256
received.....	254		
read twice and referred.....	256	17355. An act making appropriations for public-building projects—	
17264. An act to extend the time for commencing and completing the construction of a bridge across the Wabash River at the city of Mount Carmel, Ill.—		received.....	250
received.....	216	read twice and referred.....	250
read twice and referred.....	216	considered.....	266, 267
reported without amendment.....	244		
considered, read the third time, and passed.....	244	17371. An act granting the consent of Congress for the construction of a bridge across the Caney Fork River in Tennessee—	
examined and signed.....	248	received.....	201
approved [public law No. 692].....	283		
17268. An act to authorize the coinage of 50-cent pieces in commemoration of the one hundred and fiftieth anniversary of the meeting of the Continental Congress at York, Pa., September 30, 1777, and for other purposes—			
received.....	255		
read twice and referred.....	256		

HOUSE JOINT RESOLUTIONS

Number, title, and action	Page of Journal	Number, title, and action	Page of Journal
42. A joint resolution authorizing the erection of a tablet or marker to the memory of Sacajawea, or Bird Woman—		233. A joint resolution authorizing the Secretary of War to loan certain French guns which belong to the United States and are now in the city park at Walla Walla, Wash., to the city of Walla Walla, and for other purposes—	
received.....	253	received.....	48
read twice and referred.....	256	read twice and referred.....	48
53. A joint resolution to amend an act entitled "An act granting pensions and increase of pensions to certain soldiers and sailors of the Civil War, and certain widows and dependent children of soldiers and sailors of the said war," approved December 23, 1924—		reported without amendment (Rept. No. 1422).....	148
received.....	97	considered, read the third time, and passed.....	152
read twice and referred.....	134	examined and signed.....	158
examined and signed.....	141	approved [public resolution No. 54].....	238
approved [private resolution No. 4].....	238		
73. A joint resolution authorizing the improvement of the system of overland communications on the Seward Peninsula, Alaska—		243. A joint resolution for the relief of special disbursing agents of the Alaskan Engineering Commission or of the Alaska Railroad—	
received.....	137	received.....	137
read twice and referred.....	137	read twice and referred.....	137
96. A joint resolution to authorize the President to pay to surgeons employed on the Alaska Railroad such sums as may be due them under agreement with the Alaskan Engineering Commission or the Alaska Railroad—		reported without amendment (Rept. No. 1670).....	245
received.....	137	considered, read the third time, and passed.....	258
read twice and referred.....	137	examined and signed.....	270
100. A joint resolution to authorize the Secretary of War to expend not to exceed \$125,000 for the protection of Government property adjacent to Lowell Creek, Alaska—		approved [public resolution No. 68].....	283
received.....	137		
read twice and referred.....	137	256. A joint resolution relieving posts or camps of organizations composed of honorably discharged soldiers, sailors, or marines from liability on account of loss or destruction of obsolete rifles loaned by the War Department—	
reported without amendment (Rept. No. 1505).....	186	considered, read the third time, and passed.....	30
considered, read the third time, and passed.....	250	examined and signed.....	35
examined and signed.....	262	approved [public resolution No. 48].....	59
approved [private resolution No. 6].....	283		
99. A joint resolution for the relief of a special disbursing agent of the Alaskan Engineering Commission (the Alaska Railroad)—		272. A joint resolution providing for [the] return of funds belonging to World War National Guard organizations that are not reconstituted—	
received.....	185	received.....	93
read twice and referred.....	187	read twice and referred.....	93
100. A joint resolution to authorize the Secretary of War to expend not to exceed \$125,000 for the protection of Government property adjacent to Lowell Creek, Alaska—		reported with amendments (Rept. No. 1532).....	191
received.....	43	considered, amended, read the third time, and passed; title amended.....	258
House agrees to Senate amendments.....	132	House agrees to Senate amendments.....	264
examined and signed.....	141	examined and signed.....	270
approved [public resolution No. 52].....	163	approved [public resolution No. 64].....	283
207. A joint resolution directing the Comptroller General of the United States to correct an error made in the adjustment of the account between the State of New York and the United States, adjusted under the authority contained in the act of February 24, 1905 (33 Stat. 777), and appropriated for in the deficiency act of February 27, 1906, and further directing the Comptroller General of the United States to restate and readjust the account between the State of North Carolina and the United States for and on account of advances and expenditures made by said State in the War of 1812 to 1815—		292. A joint resolution to amend the act entitled "An act granting the consent of Congress for the construction of a bridge across the Delaware River at or near Burlington, N. J.," approved May 21, 1926—	
received.....	93	received.....	115
read twice and referred.....	93	read twice and referred.....	115
reported with amendments (Rept. No. 1559).....	198	reported without amendment (Rept. No. 1396).....	144
considered, amended, read the third time, and passed; preamble and title amended.....	259	considered, read the third time, and passed.....	144
House disagrees to Senate amendments and asks conference.....	278	examined and signed.....	148
Senate insists and agrees to conference.....	281	approved [public resolution No. 53].....	163
Senate agrees to report of conferees.....	281		
House agrees to report of conferees.....	282	295. A joint resolution to waive age of Paul R. Sutherland, United States Army—	
examined and signed.....	285	received.....	233
		read twice and referred.....	233
		298. A joint resolution authorizing the Secretary of War to lend 700 cots and 700 blankets for the use of the North Carolina Department of the American Legion at its annual convention at Washington, N. C., in August, 1927—	
		received.....	48
		read twice and referred.....	48
		303. A joint resolution to correct a misnomer contained in the act to fix the salaries of certain judges of the United States—	
		received.....	39
		read twice and referred.....	39
		reported without amendment.....	82
		considered, read the third time, and passed.....	84

HOUSE JOINT RESOLUTIONS

Number, title, and action	Page of Journal	Number, title, and action	Page of Journal
303—Continued.		350. A joint resolution to provide for the payment of claims of certain German nationals against the United States—	
examined and signed—	87	received—	254
approved [public resolution No. 51]—	95	read twice and referred—	256
305. A joint resolution authorizing payment of salaries of the officers and employees of Congress for December, 1926, on the 20th day of that month—	39	351. A joint resolution to provide for the expenses of the participation of the United States in the work of the economic conference to be held at Geneva, Switzerland—	
received—	39	received—	194
read twice and referred—	42	read twice and referred—	194
reported without amendment—	42	reported without amendment—	236
considered, read the third time, and passed—	44	considered, read the third time, and passed—	258
examined and signed—	44	examined and signed—	262
approved [public resolution No. 49]—	60	approved [public resolution No. 61]—	283
318. A joint resolution to authorize the Secretary of War to lend tentage, cots, and blankets for the use of the Virginia Department of the Veterans of Foreign Wars at its annual encampment, June, 1927—	93	352. A joint resolution to provide for the expenses of the participation of the United States in the work of a preparatory commission to consider questions of reduction and limitation of armaments—	
received—	93	received—	193
read twice and referred—	93	read twice and referred—	193
324. A joint resolution authorizing the use of a portion of that part of the United States National Cemetery Reservation at Chattanooga, Tenn., lying outside the cemetery wall, for a city pound, animal shelter, and hospital—	254	reported without amendment—	236
received—	254	considered, read the third time, and passed—	258
read twice, considered, read the third time, and passed—	258	examined and signed—	270
examined and signed—	273	approved [public resolution No. 66]—	283
approved [public resolution No. 65]—	283	353. A joint resolution for the relief of the consulate general at Yokohama, Japan—	
328. A joint resolution to provide for the expenses of delegates of the United States to the Congress of Military Medicine and Pharmacy to be held at Warsaw, Poland—	93	received—	254
received—	93	read twice and referred—	256
read twice and referred—	93	354. A joint resolution to provide for the payment of an indemnity to the Chinese Government for the death of Chang Lin and Tong Huan Yah, alleged to have been killed by members of the armed forces of the United States—	
reported without amendment (Rept. No. 1294)—	100	received—	255
329. A joint resolution to provide for the expenses of participation by the United States in the Second Pan American Conference on Highways at Rio de Janeiro—	93	read twice and referred—	256
received—	93	355. A joint resolution to provide for the payment of an indemnity to the British Government to compensate the dependents of Edwin Tucker, a British subject, alleged to have been killed by a United States Army ambulance in Colon, Panama—	
read twice and referred—	93	received—	253
reported without amendment (Rept. No. 1295)—	100	read twice and referred—	256
330. A joint resolution to provide for the expenses of delegates of the United States to the Eighth Pan American Sanitary Conference to be held at Lima, Peru—	93	356. A joint resolution to provide for payment of the claim of the Government of China for compensation of Sun Jui-chin for injuries resulting from an assault on him by a private in the United States Marine Corps—	
received—	93	received—	354
read twice and referred—	93	read twice and referred—	356
reported without amendment (Rept. No. 1296)—	100	359. A joint resolution making an appropriation for the eradication or control of the European corn borer—	
considered, read the third time, and passed—	258	received—	180
examined and signed—	264	read twice and referred—	180
approved [public resolution No. 60]—	283	reported without amendment (Rept. No. 1496)—	181
331. A joint resolution to provide for the membership of the United States in the American International Institute for the Protection of Childhood—	93	considered, read the third time, and passed—	181
received—	93	examined and signed—	188
read twice and referred—	93	approved [public resolution No. 55]—	239
reported without amendment (Rept. No. 1297)—	100	363. A joint resolution amending the joint resolution entitled "Joint resolution directing the Secretary of the Interior to withhold his approval of the adjustment of the Northern Pacific land grants, and for other purposes," approved June 5, 1924, and for other purposes—	
332. A joint resolution to correct an error in Public, No. 526, Sixty-ninth Congress—	155	received—	203
received—	155	read twice and referred—	204
read twice and referred—	155	reported without amendment (Rept. No. 1603)—	214
reported without amendment—	244	considered, read the third time, and passed—	258
considered, read the third time, and passed—	244	examined and signed—	270
examined and signed—	248	approved [public resolution No. 67]—	283
approved [public resolution No. 59]—	283	373. A joint resolution to authorize the members of the Committee on Ways and Means of the House of Representatives to hold hearings after March 4, 1927—	
339. A joint resolution authorizing the Secretary of War to award a Nicaraguan campaign badge to Capt. James P. Williams in recognition of his services to the United States in the Nicaraguan campaign of 1912 and 1913—	233	received—	273
received—	233	read twice, considered, read the third time, and passed—	278
read twice and referred—	233	motion to reconsider entered—	278
reported without amendment (Rept. No. 1713)—	275	379. A joint resolution making appropriations for the United States Veterans' Bureau and the Bureau of Pensions—	
345. A joint resolution amending the act of May 13, 1924, entitled "An act providing a study regarding the equitable use of the waters of the Rio Grande," etc.—	203	received—	279
received—	203	read twice—	282
read twice and placed on calendar—	204		
considered, read the third time, and passed—	250		
examined and signed—	262		
approved [public resolution No. 62]—	283		

HOUSE CONCURRENT RESOLUTIONS

Number, title, and action	Page of Journal	Number, title, and action	Page of Journal
41. A concurrent resolution expressing approval by the United States Congress of the proposed international project to erect a memorial at Santo Domingo, Dominican Republic, to Christopher Columbus—	93	53. A concurrent resolution directing the Joint Committee on Printing to have compiled, printed with illustrations, and bound a revised edition of the Biographical Directory of the American Congress, up to and including the Sixty-ninth Congress—	260
received—	93	received—	279
read and referred—	93	read, considered, and agreed to—	279
reported without amendment—	109	56. A concurrent resolution for the appointment of a joint committee of the House and the Senate to join and participate in the celebration, as representing the Congress of the United States, in the observance of the one hundred and fiftieth anniversary of the meeting of the Continental Congress at York, Pa., September 30, 1777, and for other purposes—	255
considered and agreed to—	109	received—	279
44. A concurrent resolution relative to adjournment for the holidays—	42	read, considered, and agreed to—	279
received—	42	57. A concurrent resolution inviting the full cooperation of the legislatures and the chief executives of the respective States and Territories of the United States in the celebration of the two hundredth anniversary of the birth of George Washington—	207
read and referred—	42	received—	209
reported without amendment—	51	read, considered, and agreed to—	209
considered and agreed to—	51	60. A concurrent resolution suspending the engrossment and enrolling of bills and joint resolutions by printing during the remainder of the present session of Congress—	253
46. A concurrent resolution requesting the President to enter into negotiations with the Republic of China for the purpose of placing the treaties relating to Chinese tariff autonomy, extraterritoriality, and other matters, if any, in controversy between the Republic of China and the United States of America upon an equal and reciprocal basis—	203	received—	282
received—	203	read, considered, and agreed to—	282
read and referred—	204		
49. A concurrent resolution relating to the celebration of the two hundredth anniversary of the birth of George Washington—	116		
received—	116		
considered and agreed to—	117		

INDEX

NOTE.—For action on bills and resolutions see "History of Bills and Resolutions," pages 291 to 373, inclusive, under number designated

A		Page	Alaska—		Page
"Abolition of the Secrecy of Party Funds, The," to print revised edition of Senate document entitled—(See S. Res. 353.)			Civil officers of, to amend law relating to office holding by—(See bill S. 5707.)		
Absentee Shawnee Indian lands—(See Indians and Indian reservations.)			Compiled laws of, 1913, to repeal section 1339 of—(See bill H. R. 12442.)		
Accounts, to abolish administrative examinations of—(See bill S. 5039.)			Department ex officio commissioner for, to designate—(See bill S. 3928.)		
Acids and alkalies, to safeguard distribution and sale of certain dangerous—(See bill S. 2320.)			Fairbanks, authorizing issuance of bonds by town of—(See bill H. R. 11843.)		
Ackerman, Adam B., alias Adam B. Aunkerman—(See bill H. R. 12963.)			First district of, relative to right of Thomas M. Reed to serve as judge for—(See S. Res. 347.)		
Addis, Viola—(See bill S. 5047.)			Grazing on public lands in, to regulate—(See bill S. 3963.)		
Adjusted-service certificates—(See World War veterans.)			Homesteads in, to amend law relating to—(See bill H. R. 15650.)		
Adkins, Charles—(See bill S. 5043.)			Juneau, authorizing issuance of bonds by town of—(See bill H. R. 11803.)		
Adolf, John, claim from German Government for heirs of. Payment of, authorizing—(See bill S. 5638; H. J. Res. 350.)		20	Lowell Creek, to protect Government property adjacent to—(See H. J. Res. 100.)		
Adolf, Minnie—(See bills S. 5506; H. R. 14567.)			Public land entry in, validating certain—(See bills S. 5675; H. R. 15018.)		
Advertising in business, petition for prevention of dishonest		11	Seward Peninsula, to improve overland communications on—(See H. J. Res. 73.)		
Aeronautics—		11	Voters in, to prescribe certain of qualifications of—(See bill H. R. 9211.)		
Airships for Navy, petition for construction of rigid. Army Air Service—(See Army.)			Wrangell, authorizing issuance of bonds by town of—(See bills H. R. 10900, H. R. 10901.)		
National Advisory Committee for, report of, ordered printed		20	Alaska Railroad—		
Naval aeronautics—(See Navy.)			Mail contract with, report of special		22
Agfa Raw Film Corporation—(See bill S. 4780.)			Surgeons of, to pay certain fees to—(See H. J. Res. 96.)		
Agricultural colleges—(See Colleges of agriculture and mechanic arts.)			Alaskan Engineering Commission, relief of special disbursing agents of—(See H. J. Res. 99, H. J. Res. 243.)		
Agricultural credits act of 1923, to amend—(See bills S. 5448; H. R. 9268.)			Alcohol—		
Agricultural day, to provide for national—(See S. J. Res. 65.)			Denaturation of—		
Agricultural experiment stations, report on		21	Formulae for, communication relative to possible changes in		97
Agricultural extension work—(See Colleges of agriculture and mechanic arts.)			Poison for, use of—		
Agricultural products—			Information on, requesting—(See S. Res. 311.)		
Destruction or dumping of, by commission merchants and others, to prevent—(See bill H. R. 10510.)			Response of Secretary of Treasury, ordered printed		81
Estimate of appropriation for		271	Memorial against		103
Exportation of, petition for Government aid in		28	Prevention of, for—(See bill S. 5496.)		
Export of, requesting certain information regarding—(See S. Res. 356.)			Memorial against		143
Reply of Secretary of Agriculture, ordered printed		277	Alcoholic liquors—(See Intoxicating liquors.)		
Grain—(See Grain.)			Alexander, Albert E.—(See bill S. 5311.)		
Loans on, to add growing crops to list of securities for—(See bill H. R. 9268.)			Alien enemy property, manuscript on American international policy relative to, ordered printed		51
Surplus of, for control and disposition of—(See bills S. 4808, S. 5088.)			Alien Property Custodian—		
Memorials against		129, 140, 148, 158, 164	Committee investigating office of, authorizing certain expenditures by—(See S. Res. 307.)		
Petitions favoring		64, 117, 136, 144, 148, 158, 171, 173, 243	Money or other property held by, to return to owners—(See bills S. 4906; H. R. 15009.)		
Vetoed by President		221	Report of investigation of office of, made by Comptroller General, requesting copy of—(See S. Res. 299.)		
Agricultural relief, petitions for		49,	Transmittal of		54
51, 70, 103, 106, 111, 113, 126, 127, 140, 162, 180, 197			Aliens—		
Agriculture and Forestry, Committee on—(See Committees, standing.)			Contributions from, to prohibit acceptance of, in regard to—		
Agriculture, Department of—(See Department of Agriculture.)			Congressional elections—(See bill S. 5647.)		
Agriculture, Secretary of—(See Secretary of Agriculture.)			Lobbying for or against congressional legislation—(See bill S. 5646.)		
Airships—(See Aeronautics.)			Deportation of certain, petitions favoring		24,
Alabama—			67, 85, 89, 91, 96, 256		
Lands to, granting certain—(See bill H. R. 11421.)			Immigration of—(See Immigration.)		
Muscle Shoals project, communication from governor relative to rights of State in		207	Passports of, to abolish fees for visas of—(See bill S. 5142.)		
Senators from—					
Heflin, J. Thomas, attended		3			
Underwood, Oscar W., attended		3			

Aliens—Continued.	
Registration of, memorial against legislation for—	78
Seamen, to deport certain—(See bill S. 3574.)	
Smuggling of, across Vermont-Canadian border, petition for Federal action for suppression of—	194
Voting by aliens who become American citizens, to regulate—(See bill S. 4598.)	
Allegany Indian Reservation—(See Indians and Indian reservations.)	
Allen, Sam H.—(See bill S. 5299.)	
Allen Oil Co.—(See bills S. 5506; H. R. 14567.)	
Almirante (American steamship), owner of, and owners of cargo aboard—(See bill S. 2899.)	
Aluminum industry, to investigate conditions in—(See S. Res. 177.)	
American Battle Monuments Commission, report of—	77
American Cyanamid Co.—(See Muscle Shoals nitrate and power plants.)	
American International Institute for the Protection of Childhood, Montevideo, Uruguay, for American membership in—(See H. J. Res. 331.)	
"American International Policy Relative to Alien Enemy Property," manuscript entitled, ordered printed—	51
American Legion convention of 1927 in Paris, to exempt from tax passage tickets of persons attending—(See bills S. 5272, S. 5377; H. R. 16775.)	
American merchant marine—	
Construction loan fund, to amend act relative to—(See bill S. 3896.)	
Development of adequate, for—(See bills S. 5668, S. 5792.)	
Foreign mails, to encourage operation of American vessels by contracts for transportation of—(See bill S. 5074.)	
Government ownership and operation of vessels, to continue—(See bills S. 5668, S. 5792; S. J. Res. 140, S. J. Res. 145.)	
Load lines for vessels, to establish—(See bills S. 5063, S. 5463.)	
Maintenance of, report under S. Res. 262, relative to—	
Filing of, to extend time for—(See S. Res. 303.)	
Transmittal of; ordered printed—	78
Maritime employments, to provide accident compensation for—(See bill S. 3170.)	
Navigation laws, to codify—(See bill S. 5085.)	
Report from Shipping Board relative to, ordered printed—	64
Private ownership and operation of vessels in foreign trade, to encourage—(See bill S. 5669.)	
Sale and charter of United States ships, requesting postponement of proposed—(See S. Res. 294.)	
Seamen, to provide accident compensation for—(See bill S. 4730.)	
American Printing House for the Blind, to provide additional aid for—(See bill H. R. 13453.)	
American War Mothers, report of—	56
Ames, Martin, alias Martin Lynch—(See bill S. 5181.)	
Ammunition—(See Army.)	
Ancona Printing Co. (Inc.)—(See bill S. 5347.)	
Anderson, Ann—(See bill S. 5764.)	
Anderson, Charles James—(See bill H. R. 5263.)	
Anderson, Emma—(See bill S. 5216.)	
Andre, Alphonse—(See bill S. 2126.)	
Andre, George—(See bill S. 2126.)	
Andrew, Frank J., alias Frank Smith—(See bill S. 5180.)	
Andrews, Cyrus S.—(See bill S. 2355.)	
Andrews, John M.—(See bill H. R. 3464.)	
Andrews, Rear Admiral Philip, authorizing acceptance of Greek decoration by—(See bills S. 5789; H. R. 15981.)	
Apache Indians—(See Indians and Indian reservations.)	
Appraisal of Government property—(See South Charleston, W. Va.)	
Appropriations—	
Bills making, for—	
Bureau of Pensions—(See H. J. Res. 379.)	
Deficiency and supplemental—	
First for 1927—(See bill H. R. 16462.)	
Second for 1927—(See bill H. R. 17291.)	
Department of Agriculture—(See bill H. R. 15008.)	
Department of Commerce—(See bill H. R. 16576.)	
Department of the Interior—(See bill H. R. 14827.)	
Department of Justice—(See bill H. R. 16576.)	
Department of Labor—(See bill H. R. 16576.)	
Department of State—(See bill H. R. 16576.)	

Appropriations—Continued.	
Bills making, for—Continued.	
District of Columbia—(See bill (H. R. 16800.)	
Independent offices—(See bill H. R. 15959.)	
Legislative establishment—(See bill H. R. 16863.)	
Navy Department—(See bill H. R. 15641.)	
Post Office Department—(See bill H. R. 14557.)	
Public building projects—(See bill H. R. 17355.)	
Treasury Department—(See bill H. R. 14557.)	
Veterans' Bureau—(See H. J. Res. 379.)	
War Department—(See bill H. R. 16249.)	
Budget for year ending June 30, 1928—	15
Committee on—(See Committees, standing.)	
Estimates of—(See President of United States.)	
Aqueduct Bridge over Potomac River, to remove—(See bill S. 5332.)	
Arapaho National Forest—(See National forests.)	
Arbogast, Sallie E.—(See bill S. 5519.)	
Arboretum, to establish national—(See bill S. 1640.)	
Archer, Samuel S.—(See bill S. 190.)	
Archers Creek, S. C., to accept strip of land near, and to construct bridge across—(See bill H. R. 12852.)	
Architect of Capitol—	23
Annual report—	85
Typewriters exchanged and purchased, report of—	
Architectural League of New York—(See bill S. 4561.)	
Architecture—(See District of Columbia.)	
Archives—(See Historic records.)	
Archuleta, Miguel—(See bill S. 5304.)	
Argentine sugar, relief of certain importers of—(See bill S. 5814.)	
Arizona—	
Legislature, resolutions from—	
Agricultural surplus control bill, favoring—	158
Colorado River, against construction of Boulder dam in—	96
Public land entry in, validating certain—(See bills S. 5675; H. R. 15018.)	
Senatorial election in, report relative to expenditures in—	145
Senators from—	
Ashurst, Henry F., attended—	3
Cameron, Ralph H., attended—	14
Arkansas—	
Legislature, resolution from, relative to disposition of power from Muscle Shoals project—	143
Public land in, to sell certain—(See bill H. R. 7921.)	
Senators from—	
Caraway, Thaddeus H., attended—	44
Robinson, Joseph T., attended—	3
Western judicial district of, to amend law relating to—(See bills S. 5807; H. R. 17038.)	
Arkansas River, Kans., to amend act authorizing construction of bridge over, and extending time therefor—(See bill H. R. 16024.)	
Armament, limitation of—(See Preparatory commission for disarmament conference.)	
Armstrong, Fannie B.—(See bill H. R. 11586.)	
Armstrong, Capt. George R.—(See bill S. 5700.)	
Army—	
Air Service—	
Apparatus pertaining to, relative to secret—(See bill S. 1487.)	
Efficiency of, to amend act increasing—(See bill S. 5402.)	
Designs submitted to, relative to testing and evaluation of—(See bill S. 5402.)	
Ammunition, to amend act authorizing exchange of deteriorated—(See bill S. 4602.)	
Appropriations for, annual—(See bill H. R. 16249.)	
Bands, petition for improvement in status of—	28
Blood transfusion by persons in, to pay for—(See bill H. R. 16023.)	
Camp equipment, to lend for use of—	
North Carolina Department of American Legion—(See H. J. Res. 298.)	
United Confederate Veterans, at Tampa, Fla.—(See S. J. Res. 156.)	
Virginia Department of Veterans of Foreign Wars—(See S. J. Res. 138; H. J. Res. 318.)	
Chemical Warfare Service apparatus, relative to secret—(See bill S. 1487.)	
Citizens' military training camps, fixing age limit for first year training in—(See bill H. R. 15652.)	
Court-martial trials, to amend certain sections of Articles of War relating to—(See bill S. 1483.)	

Army—Continued.	
Enlisted men—	
Longevity pay of, relating to—(See bill S. 4781.)	
Retired—	
Medical care and hospitalization for, to provide free—(See bill S. 5670.)	
Office holding by, relating to—(See bill S. 4101.)	
Pay of, to construe Panama Canal act, relative to—(See bill S. 4882.)	
Spanish-American War, to promote certain, for service in—(See bill S. 4823.)	
Spanish-American War, relief of soldiers discharged for age misrepresentation during—(See bill S. 3615.)	
Equipment orders with commercial concerns for educational purposes, authorizing placing of—(See bill S. 4917.)	
Horses, breeding of riding—	
Encouragement of, for—(See bill H. R. 15651.)	
Report relative to—	21
Medical corps—(See Officers, infra.)	
Military Telegraph Corps, granting pensions to persons who served in Civil War in—(See bill S. 1959.)	
New Orleans (La.) supply base, ratifying purchase of lands comprising—(See bill S. 5727.)	
Officers—	
Disbursing, relief of certain—(See bills S. 5283; H. R. 16155.)	
Emergency, retirement of disabled—(See bill S. 3027.)	
Closure on, motion for—	216
Rejected—	238
Petitions for—	28
86, 97, 99, 140, 144, 148, 173, 180, 188, 190, 197, 198, 208, 212, 236, 243, 264.	194
Engineer Commissioner of District of Columbia, to extend period of detail of officer from Corps of Engineers as—(See bill S. 5188.)	
Longevity pay claims, to certify certain findings of fact in—(See bill S. 1857.)	
Medical Corps, to appoint and retire certain persons as first lieutenants in—(See bill S. 2597.)	
Noncommissioned—	
Promotion of certain—(See bills S. 2081, S. 5411.)	
Training of, to establish camps for—(See bill S. 4694.)	
Professors of military science and tactics, authorizing acceptance of presidencies of State universities by—(See bill S. 4600.)	
Promotion of, relating to—(See bill S. 4966; S. J. Res. 135.)	
Relief of certain—(See bills S. 4908, S. 5210; H. R. 3436, H. R. 15253, H. R. 16058.)	
Retired—	
Medical care and hospitalization for, to provide free—(See bill S. 5670.)	
Office holding by, relating to—(See bill S. 4101.)	
Promotion of certain—(See bills S. 4823, S. 5830.)	
Warrant—	
Longevity pay of, relating to—(See bill S. 4781.)	
Quartermaster clerks as, to appoint certain—(See bill S. 5112.)	
Retired, to construe Panama Canal act relative to pay of—(See bill S. 4882.)	
Vacancies among, relative to filling of—(See bill S. 5701.)	
Ogden ordnance reserve depot, to permit Davis school district of Farmington, Utah, to tap water supply of—(See bill H. R. 15839.)	
Operation of, to pay certain claims incident to—(See bill H. R. 10456.)	
Pay readjustment act, to amend—(See bill S. 4781.)	
Picatinny Arsenal, N. J., to rehabilitate—(See bills S. 5725; H. R. 17111.)	
Promotion list, relating to—(See bill S. 4966; S. J. Res. 135.)	
Injustices in, report on alleged—	28
Quartermaster clerks, to appoint as warrant officers certain—(See bill S. 5112.)	
Quartermaster's stores for relief of flood sufferers at Fabens and El Paso, Tex., approving issuance of—(See bills S. 4693; H. R. 15127.)	
Rations in, to amend law relative to—(See bill H. R. 16077.)	

Army—Continued.	
Reserve officers—	
Nominations of, reported—	51
Training camps for instruction of prospective, to establish—(See bill S. 4694.)	
Rifle range in Clay County, Mo., to acquire—(See bill S. 5724.)	
Rifles, relieving organizations of ex-service men from liability for loss of obsolete—(See H. J. Res. 256.)	
Sales commissaries, to regulate operation of—(See bill H. R. 15661.)	
Secret military apparatus, relative to—(See bill S. 1487.)	
Signal Corps apparatus, relative to secret—(See bill S. 1487.)	
Topographic surveys for, to further provide for execution of—(See bill H. R. 15662.)	
Training camps for instruction of prospective reserve officers and noncommissioned officers, to establish—(See bill S. 4694.)	
Transport service of, to discontinue—(See bill S. 5092.)	
Uniforms to ex-service men, providing for sale of—(See bill H. R. 11762.)	
World War records and maps—(See World War.)	
Arnold, Una May—(See bill S. 4932.)	
Arslan, Emir Chekip, memorials against presence in United States of—	108, 113
Arthur, Matilda I.—(See bill S. 5375.)	
Articles of War, to amend sections 50½ and 70 of—(See bill S. 1483.)	
Ashbury, Sarah J.—(See bill S. 5337.)	
Ashbaugh, Alexander—(See bill H. R. 14161.)	
Ashurst, Henry F. (Senator from Arizona)—	
Attended—	3
Conferee, appointed as—	42
Federal committee, appointed on—	14
Resolutions submitted by—	
Smith, Frank L., to withhold qualifying oath from—(See S. Res. 297.)	
Assiniboine Indians—(See Indians and Indian reservations.)	
Association Siervas de Maria, to convey certain property in San Juan, P. R., to—(See bill H. R. 10728.)	
Astoria fire sufferers—(See Oregon.)	
Atherton, Emily—(See bill S. 5541.)	
Atlanta, Ga., to transfer sewer to city of—(See bill S. 4608.)	
Atlantic Refining Co.—(See bill S. 5798.)	
Attorney General—	
Communications from, transmitting—	
Annual report—	22
Court of Customs Appeals, report of expenditures for—	22
Deputy marshals, proposal of legislation to authorize signing of checks on United States Treasurer by—	96
Indictments of nonresident citizens, report regarding—	22
Aunkerman, Adam B.—(See Ackerman, Adam B.)	
Averill, Alva M.—(See bill S. 5755.)	
Avery, Cora M.—(See bill S. 5410.)	
Avery, Ruth C.—(See bill S. 4618.)	
Avery, Walter B.—(See bill H. R. 12563.)	
B	
Bacon, William J., to appoint on Board of Managers of National Home for Disabled Volunteer Soldiers—(See S. J. Res. 148.)	
Bag limits—(See Migratory bird refugees.)	
Bagging, to amend tariff law relative to waste—(See bill S. 5786.)	
Bagley, Elizabeth E.—(See bill S. 5447.)	
Bailey, George P.—(See bill H. R. 1893.)	
Bailey, Mary L.—(See bill S. 4619.)	
Bailey, Mary O.—(See bill S. 5103.)	
Bailey, Miles E.—(See bill S. 5284.)	
Bailey, William J., alias William Baker—(See bill S. 4614.)	
Baird, David, relative to death of former Senator—(See S. Res. 370.)	
Baker, Elizabeth—(See bill S. 5420.)	
Baker, Maj. F. J.—(See bills S. 5210; H. R. 16058.)	

	Page
Baker, Guy Carlton, alias Calton C. Baker or Carlton C. Baker.—(See bill H. R. 17014.)	
Baker, Roland M.—(See bills S. 4852; H. R. 14179.)	
Baldwin County, Ala., to relinquish title of United States in Moses Steadham tract in—(See bill H. R. 12889.)	
Baldwin, Frederick D. W.—(See bill H. R. 4600.)	
Bancroft, Roswell H.—(See bill S. 5415.)	
Bank notes, to provide for redemption of certain worn or mutilated—(See bill S. 4615.)	
Bank of Italy, San Francisco, Calif.—(See bill S. 5601.)	
Banking and Currency, Committee on—(See Committees standing.)	
Banks and banking—	
Agricultural loans, to add growing crops to list of securities for—(See bill H. R. 9268.)	
National banking associations, to amend law relative to—(See bill H. R. 2.)	
Cloture on, motion for—	170
Agreed to—	179
Lobbying activities in connection with, to investigate alleged—(See S. Res. 355.)	
Barbee, Capt. B. R.—(See bills S. 5210; H. R. 16058.)	
Barber shops—(See District of Columbia.)	
Bardel, William, estate of—(See bills S. 5803; H. R. 3283.)	
Barker, Annie E.—(See bill S. 5280.)	
Barker, David—(See bill H. R. 5082.)	
Barker, Laura—(See bill S. 4666.)	
Barker, Maria P.—(See bill S. 4566.)	
Barkley, Alben W., credentials presented—	4
Barlow, Lester P.—(See bill H. R. 10178.)	
Barnes, Alice—(See bill H. R. 5069.)	
Barnitz, Richard B.—(See bill S. 4869.)	
Barr, Charles V.—(See bill S. 5403.)	
Barr, Lydia J.—(See bill S. 5165.)	
Barrett, Anna—(See bill S. 5422.)	
Barrows, David Prescott, nomination to be major general, reserve, in Army, reported—	51
Barrows, Mary J.—(See bill S. 5631.)	
Bartel, William—(See bills S. 5506; H. R. 14567.)	
Bartlett, William Sylvester—(See bill S. 5318.)	
Baskin, James C.—(See bill S. 2279.)	
Bass, Albert A.—(See bill S. 5389.)	
Bassett, Mary E.—(See bill S. 4934.)	
Batchelor, Edward F.—(See bill S. 4756.)	
Bath, Thomas W.—(See bill S. 5570.)	
Battery Cove, Va., ceding to State of Virginia sovereignty over tract of land at—(See bill H. R. 11615.)	
Battle fields in United States, preliminary plan for investigation of—	20
Battle Rock—(See Roosevelt, Theodore.)	
Baum, George M.—(See bill H. R. 4553.)	
Bayard, Thomas F. (Senator from Delaware)—	3
Attended—	159
Remarks of, resolution of House relative to certain—	
Resolutions submitted by—	
du Pont, Henry A., relative to death of—(See S. Res. 308.)	
Saulsbury, Willard, relative to death of—(See S. Res. 363.)	
Beaman, Arthur L.—(See bill S. 5410.)	
Beann, Mabel Helen—(See bill S. 5827.)	
Beardmore, John Washington—(See bill S. 5414.)	
Bear River Bay, Salt Lake, Utah, to establish migratory bird refuge at—(See bill S. 5454.)	
Estimate of appropriation for—	246
Petitions favoring—	173, 180
Beattie, Capt. William F., authorizing acceptance of Haitian medal by—(See bill H. R. 4141.)	
Beaty, William G.—(See bills S. 5711; H. R. 16897.)	
Beaufort County Post, American Legion, Washington, N. C., to lend coats and blankets to—(See H. J. Res. 298.)	
Beck, Stewart L.—(See bill S. 5715.)	
Beck, Comdr. W. L., authorizing acceptance of Spanish decoration by—(See bill S. 4820.)	
Becker, Harriett V.—(See bill S. 5131.)	
Behr, Karl, claim from German Government for heirs of. Payment of, authorizing—(See bill S. 5638; H. J. Res. 350.)	20
Belding, Paul B.—(See bill S. 2197.)	
Belknap, Capt. Reginald Rowan, to appoint rear admiral on retired list of Navy—(See bills S. 5511; H. R. 16703.)	

	Page
Bell, Anna B.—(See bill S. 5310.)	
Bell Telephone Co., of Philadelphia, Pa.—(See bill H. R. 12309.)	
Belle Fourche River and certain other streams, authorizing compact between South Dakota and Wyoming for apportionment of waters of—(See bill S. 4411.)	
Bellevue Wood Memorial Association, report of—	23
Bellevue, Mary F.—(See bill S. 5167.)	
Bennett, Ellen—(See bill S. 5571.)	
Bennett, Floyd, to appoint machinist in Navy, and to award medal of honor to—(See bill S. 4742.)	
Bennett, George H., jr.—(See bill S. 5715.)	
Bennett, Mary E.—(See bills S. 4759, S. 4950.)	
Bennett, Mary S.—(See bill S. 5715.)	
Benson, Weltha M.—(See bill S. 5502.)	
Benton, Susan M.—(See bill S. 5109.)	
Beretta, Charles—(See bill H. R. 12818.)	
Berleth, Caroline A.—(See bill S. 5446.)	
Berrien, Capt. F. D., authorizing acceptance of Greek decoration by—(See bills S. 5789; H. R. 15981.)	
Berry, Robert—(See bill S. 4660.)	
Berryman, Henry Clay—(See bill S. 5408.)	
Bessett, Amelia—(See bill S. 4634.)	
Bethlehem Shipbuilding Corporation (Ltd.)—(See bill H. R. 12813.)	
Bethlehem Steel Co., to amend act carrying out award of National War Labor Board in favor of certain employees of—(See bill S. 5472.)	
Biddle, R. P.—(See bill H. R. 9515.)	
Big Sandy River—(See Tug Fork of.)	
Biggs, Jane O.—(See bill S. 5036.)	
Billings, Minnie M.—(See bill S. 5629.)	
Bills and joint resolutions—	
Consideration of unobjected, orders for—	30,
Engrossment and enrolling of, relating to—(See H. Con. Res. 60.)	90, 129, 137, 232, 250
Bills of lading—(See Railroads.)	
Bingham, Hiram (Senator from Connecticut)—	3
Attended—	36
Committee service—	
Committee to consider purchase of Harriman Geographic Code System, appointed on—	286
Conferee, appointed as—	140
Credentials presented—	46
Resolutions submitted by—	
Maternity and infancy act, requesting information on administration of—(See S. Res. 326.)	
Virgin Islands, report of Governor of, presented by—	28
Bingham, John A.—(See bill H. R. 531.)	
Biographical Congressional Directory, to compile and print revised—(See H. Con. Res. 53.)	
Biological Survey, estimate of appropriation for—	246
Bird Woman—(See Sacajawea.)	
Bissell, C. A., report on reclamation of swamp lands in Yazoo Basin, Miss., by—	234
Bittinger, Jemima—(See bill S. 5356.)	
Black bass in District of Columbia, for further protection of—(See bill S. 5059.)	
Black, Charles A., alias Angus Black—(See bill H. R. 14312.)	
Black Hills National Forest—(See National forests.)	
Black, Hugo L., credentials presented—	46
Black, Theodore O.—(See bill S. 5192.)	
Blackburn, Capt. Paul P., authorizing acceptance of medal from Chinese Republic by—(See bill S. 4622.)	
Blaine, John J., credentials presented—	62
Blair, Evaline—(See bill S. 5758.)	
Blake, Robert—(See bill S. 5321.)	
Blakesley, Mary A.—(See bill S. 4655.)	
Blank, Max—(See bill S. 5750.)	
Blaise, Coleman L. (Senator from South Carolina)—	3
Attended—	
Resolutions submitted by—	
Pepper, Senator, requesting report on primary-election expenditures of—(See S. Res. 302.)	
Senate rules, to appoint committee to revise—(See S. Res. 350.)	
Senatorial candidate opposing Constitution and enforcement laws, requesting information regarding eligibility of—(See S. Res. 323.)	
Blind persons—	
Education of, to increase appropriation for—(See bill H. R. 13453.)	

Blind persons—Continued.	
Pensions for blind veterans, to increase—(See bill S. 5211.)	
Transportation of blind person with guide for one fare, permitting—(See bill S. 2615.)	
Blood transfusion by members of Military Establishment, to pay for—(See bill H. R. 16023.)	
Board of Actuaries, report on operation of civil service retirement act by—	89
Board of Education—(See District of Columbia.)	
Board of Mediation, communication from—	23
Board of Tax Appeals, requiring approval of certain tax refunds by—(See bill S. 5540.)	
Board of Visitors, United States Naval Academy, members on part of Senate appointed on—	110
Bodford, William J.—(See bill H. R. 6143.)	
Bodkin, Mrs. Patrick H.—(See bill S. 1661.)	
Boehme, Louis—(See bill S. 5421.)	
Boettcher, Gustav E.—(See bill S. 4495.)	
Boiko, George, & Co. (Inc.)—(See bill H. R. 6057.)	
Boise National Forest—(See National forests.)	
Boise Payette Lumber Co.—(See bills S. 5506; H. R. 14567.)	
Bolivar, Gen. Simon, to cooperate in erection at Panama of monument to—(See bill S. 2043.)	
Bongardner, Sarah E.—(See bill S. 4857.)	
Bond, Charles F., receiver of partnership of Thorp & Bond—(See bill S. 5723.)	
Court of Claims, referred to—(See S. Res. 373.)	
Bonds of United States, relating to redemption of lost—(See bill S. 4752.)	
Booker, George B., Co.—(See bill S. 976.)	
Books, to provide more equitable postal rates on—(See bill S. 5641.)	
Boothe, Sarah E.—(See bill S. 5305.)	
Borah, William E. (Senator from Idaho)—	3
Attended—	
Resolutions submitted by—	
General Claims Commission between United States and Mexico relative to extending life of—(See S. Res. 352.)	
International law, favoring codification of—(See S. Res. 287.)	
Relations of United States with Mexico and Central American countries, to investigate—(See S. Res. 366.)	
Borches, Joseph—(See bills S. 4908; H. R. 15253.)	
Borongan, Samar—(See Philippine Islands.)	
Bosh, Harriet E.—(See bill S. 5146.)	
Botanic Garden—	
Conservatories and other buildings for, to construct—(See bill S. 5722.)	
Enlargement and relocation of—(See bill S. 4153.)	
Report relative to—	177
Travel of officers and employees, report on—	23
Boulder, Colo., to sell certain lands to—(See bill H. R. 10467.)	
Boulder Canyon Dam, Colo.—(See Colorado River, lower; subhead Development of.)	
Bountiful, Utah, granting certain lands to—(See bill H. R. 13212.)	
Bowers Southern Dredging Co.—(See bill S. 5664.)	
Bowersock Dam in Kansas (Kaw) River, relative to—(See bill H. R. 17089.)	
Boxing—(See District of Columbia.)	
Boyce, William R., & Son—(See bill S. 4676.)	
Boyd, Emma—(See bill S. 5240.)	
Bradford, Robert R.—(See bill S. 3918.)	
Brading, Amanda—(See bill S. 5417.)	
Bramble, Barzilla William—(See bill S. 2886.)	
Bramble, Virginia L.—(See bill S. 4945.)	
Brandon, Jennie Y.—(See bill S. 5418.)	
Brannan, Georgianna—(See bill S. 5597.)	
Brannan, Richard—(See bill H. R. 9738.)	
Brant, Amelia—(See bill S. 5600.)	
Bratton, Lydia—(See bill S. 5567.)	
Bratton, Sam G. (Senator from New Mexico)—	3
Attended—	
President pro tempore, appointed as acting—	132
Bread-baking industry, report on conditions in—	164
Ordered printed—	190
Brenzinger, Christine—(See bill H. R. 1569.)	
Breslin, Edward J.—(See bill S. 5658.)	
Brett, J. Q. A.—(See bills S. 5283; H. R. 16155.)	
Brices Cross Roads, Miss., to inspect battle field of—(See bill H. R. 12640.)	

	Page
Bricker, Mary May—(See bill S. 5407)	
Bridges—	
Aqueduct Bridge over Potomac River, to remove—(See bill S. 5332.)	
Arkansas River, Ark., to amend act authorizing construction of bridge across—(See bill H. R. 16024.)	
Construction of, authorizing, across—	
Archers Creek, S. C.—(See bill H. R. 12852.)	
Big Sandy River, W. Va., Tug Fork of—(See bill S. 5588.)	
Calumet River, Ill.—(See bill H. R. 13016.)	
Caney Fork River, Tenn.—(See bills S. 5828; H. R. 17371.)	
Cedar Point and Dauphin Island, Ala., water between—(See bill S. 5596.)	
Chesapeake Bay, Md.—(See bill S. 4553.)	
Chuckatuck Creek, Va.—(See bill S. 5726.)	
Cinch River, Tenn.—(See bills S. 5603, S. 5790; H. R. 16950.)	
Columbia River—(See bill S. 3804.)	
Cumberland River, Tenn.—(See bill S. 4831.)	
Delaware River—(See bill S. 4846.)	
Estherville-Minim Creek Canal, S. C.—(See bill S. 5207.)	
James River, Va.—(See bill S. 5726.)	
Kanawha River, W. Va.—(See bills S. 4702, S. 5713; H. R. 16116, H. R. 17295.)	
Lake Champlain—(See bill H. R. 17298.)	
Little Calumet River, Ill.—(See bill H. R. 10929.)	
Mahoning River, Ohio—(See bills S. 5822; H. R. 17333.)	
Miami River, Ind.-Ohio—(See bill H. R. 16652.)	
Minnesota River, Minn.—(See bill S. 4813.)	
Mississippi River—(See bills S. 5620, S. 5626; H. R. 10857, H. R. 15014, H. R. 16887, H. R. 17136.)	
Missouri River—(See bills S. 5455, S. 5535, S. 5602, S. 5775, S. 5800, S. 5815; H. R. 12952, H. R. 13067, H. R. 16282, H. R. 16954, H. R. 17249, H. R. 17270, H. R. 17320.)	
Mount Hope Bay, R. I.—(See bill H. R. 10465.)	
Nansemond River, Va.—(See bill S. 5726.)	
Ohio River—(See bills S. 4610, S. 5340, S. 5493, S. 5494, S. 5720; H. R. 13455, H. R. 13456, H. R. 14246, H. R. 14842, H. R. 14930, H. R. 15129, H. R. 16685, H. R. 16888, H. R. 17128.)	
Red River, La.—(See bills S. 4891; H. R. 14236.)	
Red River of the North—(See bill H. R. 17292.)	
Rio Grande—(See bill H. R. 16770.)	
St. Francis River—(See bill H. R. 15011.)	
St. Lawrence River near Alexandria Bay, N. Y.—(See bills S. 5698; H. R. 17131.)	
Savannah River—(See bill H. R. 16971.)	
Tensas River, La.—(See bills S. 5797; H. R. 17297.)	
Tombigbee River, Ala.—(See bills S. 4712; H. R. 14239.)	
Tug Fork of Big Sandy River, W. Va.—(See bill S. 5588.)	
Wabash River, Ind.—(See bills S. 4844; H. R. 13452.)	
Waccamaw River, S. C.—(See bill H. R. 14688.)	
Warrior River, Ala.—(See bill S. 4740.)	
Construction of, extending time for, across—	
Arkansas River, Ark.—(See bill H. R. 16024.)	
Cedar Point and Dauphin Island, Ala., water between—(See bill S. 5537.)	
Elizabeth River, Va., southern branch of—(See bill S. 5585.)	
Mississippi River—See bills S. 5705, S. 5788; H. R. 16778, H. R. 17271.)	
Missouri River—(See bills S. 5705; H. R. 16778.)	
Ohio River—(See bills S. 5598; H. R. 16773.)	
Itany River, Minn.—(See bills S. 5733; H. R. 17181.)	
Red River, Ark.—(See bill H. R. 15530.)	
Susquehanna River, Pa.—(See bills S. 5654; H. R. 16649.)	
Wabash River, Ill.-Ind.—(See bills S. 5791; H. R. 17264.)	
White River, Mo.—(See bills H. R. 16104, H. R. 16105.)	
Delaware River bridge act, amendment of—(See H. J. Res. 292.)	
Drawbridges, to prohibit removal of certain—(See bill S. 5397.)	

Bridges—Continued.

- Federal aid for toll bridges owned by States or municipalities, to grant—(See bills S. 5776; H. R. 16551.)
- Fox River, Ill., to legalize bridge across—(See bill S. 4874.)
- Grand Calumet River, Ill., authorizing reconstruction of bridge across—(See bill H. R. 16165.)
- Harlem River, N. Y., to examine, relative to permitting fixed bridges across—(See S. J. Res. 130.)
- Interstate, to regulate tolls over certain—(See bill S. 3889.)
- Monongahela River, Pa., authorizing reconstruction of bridge across—(See bill S. 4862.)
- Ohio River, to amend acts authorizing construction of bridges across—(See bills S. 5083, S. 5762; H. R. 13504, H. R. 14920, H. R. 16773.)
- Perdido Bay, Ala.-Fla., permitting sale of bridge over—(See bill H. R. 15822.)
- Red River, to regulate tolls over certain bridges across—(See bill S. 3889.)
- St. Joseph River, Mich., authorizing reconstruction of, across—(See bill H. R. 15642.)
- St. Louis, Mo., to extend time for completion of municipal bridge approaches by—(See bill H. R. 15012.)
- Toll, memorial against construction of privately owned—
- White River, Mo., to amend acts authorizing construction of bridges across—(See bills H. R. 16104, H. R. 16105.)
- Bright, Malinda J.—(See bill S. 5166.)
- Brim, Maria—(See bill S. 4757.)
- British Government—(See Great Britain.)
- Britton, Mary Ann—(See bill S. 4995.)
- Broad Brook Bank & Trust Co.—(See bill H. R. 7930.)
- Broad View, Ill., to amend contract for construction of Edward Hines Junior Hospital at—(See bill S. 4535.)
- Broadway, Rebecca E.—(See bill S. 5351.)
- Bronson, Deming, to award congressional medal of honor to—(See bill S. 5357.)
- Brookhart, Smith W.—
- Credentials presented—
- Lobbying of, Mr. Steck's telegram relating to alleged, referred—
- Report on—
- Brooks, Florence G.—(See bill S. 5184.)
- Brooks, Nettie—(See bill S. 5512.)
- Brooksville plant introduction garden, Hernando County, Fla., to sell—(See S. J. Res. 137.)
- Brothers, Mary Jane—(See bill S. 5459.)
- Broughton, Jane—(See bill S. 4758.)
- Broussard, Edwin S. (Senator from Louisiana)—
- Attended—
- Board of Visitors to Naval Academy, appointed on—
- Credentials presented—
- Funeral committee, appointed on—
- Brown, Ella S.—(See bill S. 5751.)
- Brown, Hattie W.—(See bill S. 4988.)
- Brown, Israel—(See bill H. R. 10380.)
- Brown, James M. E.—(See bill S. 5778.)
- Brown, Lena Belle—(See bill S. 5778.)
- Brown, Lucile Dodson—(See bill S. 5333.)
- Brown, Mary A.—(See bill S. 5465.)
- Brown, Mary F.—(See bill S. 5185.)
- Brown, Will Foring—(See bill S. 5536.)
- Brown, William H.—(See bill S. 5440.)
- Browning, Emily—(See bill S. 5587.)
- Browning, Sherman P.—(See bill H. R. 3295.)
- Bruce, William Cabell (Senator from Maryland)—
- Attended—
- Government insurance for farmers, requesting opinion of Secretary of Agriculture regarding—(See S. Res. 360.)
- Brunson, Birdie L.—(See bill S. 5290.)
- Buck, Frederick L.—(See bills S. 4908; H. R. 15253.)
- Buckeye Target Range, Ariz., to sell—(See bill H. R. 12797.)
- Buckman, Nancy E.—(See bill S. 4847.)
- Bucknam, Nelson E.—(See bill S. 5399.)
- Buckson, E. C.—(See bill S. 5715.)
- Budget for fiscal year ending June 30, 1928—
- Building guards—(See Watchmen.)
- Bullard, Della S.—(See bill S. 4646.)

Page	Bureau of Animal Industry—	Page
	Act establishing, amendment of—(See S. J. Res. 150.)	
	Employees in, report relative to certain—	21
	Bureau of Chemistry, report of payments to certain persons from sums allotted to—	21
	Bureau of Customs in Treasury Department, to create—(See bill H. R. 10729.)	
	Cloture on, motion for—	237
	Agreed to—	247
	Petitions favoring—	103, 153, 177, 181, 212
	Bureau of Efficiency—	
	Abolishment of—(See bill S. 5033.)	
	Report of—	20
	Bureau of Engineering, Navy Department, report of useless papers in—	135
	Bureau of Foreign and Domestic Commerce, to establish foreign commerce service in—(See bill H. R. 3858.)	
	Bureau of Immigration, report of useless papers in—	161
	Bureau of Indian Affairs—	
	Estimate of appropriation for—	274
	Investigation of—(See S. Res. 292.)	
	Bureau of Labor Statistics—	
	Division of Safety in, to create—(See bill H. R. 12263.)	
	Useless papers in, report of—	161
117	Bureau of Mines, to authorize increased appropriations for—(See bill S. 5329.)	
	Bureau of Pensions—	
	Appropriations for, making—(See H. J. Res. 379.)	
	Functions of, to transfer to Veterans' Bureau—(See bill S. 5782.)	
	Bureau of prohibition in Treasury Department, to create—(See bill H. R. 10729.)	
	Cloture on, motion for—	237
	Agreed to—	247
	Petitions favoring—	103, 148, 153, 177, 181, 212
	Bureau of Reclamation—	
	Disbursing agents of, to allow certain credits to—(See bills S. 5506; H. R. 14567.)	
	Estimate of appropriation for—	262
	Burgoyne expedition culminating in surrender of British forces at Saratoga, N. Y., in 1777, to inspect historic sites in connection with—(See bill S. 4975.)	
	Burkhead, Calvin H.—(See bill H. R. 16080.)	
	Burnham, Myra—(See bill S. 5436.)	
	Burns, Harriett Anna—(See bill S. 5051.)	
	Burns, James J., jr.—(See bill H. R. 2722.)	
	Burton, Sarah—(See bill S. 5022.)	
	Business reply cards, authorizing mailing of, and fixing postage thereon—(See bill H. R. 13448.)	
	Butcher, Amanda M.—(See bill S. 5365.)	
	Butler Lumber Co. (Inc.)—(See bills S. 5702; H. R. 17108.)	
	Butler, Matilda—(See bill S. 5419.)	
	Butter, eggs, and poultry from South Dakota to Chicago, memorial against increase in freight rates on—	127
	Buzan, Martha F.—(See bill S. 5121.)	
	Byrd, Lieut. Commander Richard E., to promote on retired list of Navy, and to award medal of honor to—(See bill S. 4741.)	
C		
	C Street NE.—(See District of Columbia.)	
	Cad (coal barge), owner of—(See bill S. 3722.)	
	Caden, Harry—(See bill S. 4754.)	
	Cage, Capt. Harry K., authorizing acceptance of certain foreign decorations by—(See bills S. 5342; H. R. 15928.)	
	Caldwell, George—(See bill H. R. 11110.)	
	Caldwell, Wilford W.—(See bill H. R. 16706.)	
	Cale, Julia A.—(See bill S. 5574.)	
3	California—	
	Judge for northern district of, to appoint additional—(See bills S. 4328; H. R. 16206.)	
	Lands to, granting certain—(See bill H. R. 16472.)	
	Legislature, resolutions from—	
	Immigration laws, against modification of—	243
	Members of Congress after election, favoring earlier commencement of terms of—	176
	Northern district, favoring appointment of judge for—	264
	Public land entry in, validating certain—(See bills S. 5675; H. R. 15018.)	

Page	California—Continued.	Page
	Public lands in, withdrawing from settlement and entry certain—(See bill H. R. 10612.)	
	Senators from—	
3	Johnson, Hiram W., attended—	
3	Shortridge, Samuel M., attended—	
	Callahan, E. C., to reappoint captain of Infantry in Army—(See bills S. 5748; H. R. 11399.)	
	Callender, Anna—(See bill S. 5382.)	
	Caloosahatchee River drainage area, Florida, to survey—(See bill S. 5499.)	
	Calumet River, Ill., authorizing construction of bridge across—(See bill H. R. 13016.)	
	Cameron, A. B.—(See bill H. R. 8278.)	
	Cameron, Malcolm—(See bill S. 5513.)	
	Cameron, Ralph H. (Senator from Arizona)—	
14	Attended—	
36	Committee service—	
	Resolutions submitted by—	
	Public lands, to investigate charges of alleged fraudulent holding by private interests of certain—(See S. Res. 333.)	
	Rancho Lomas de Santiago, California, to investigate possession of—(See S. Res. 374.)	
	Campaign expenditures—(See Senatorial campaign expenditures.)	
	Campbell, Anthony, to relinquish title of United States to land in Jackson County, Miss., in claim of—(See bills S. 4720; H. R. 14881.)	
	Campbell, Helen M.—(See bill S. 4695.)	
	Campbell, Lilly J.—(See bill S. 4880.)	
	Camp Marfa, Tex., to enlarge—(See bill S. 3992.)	
	Canadian properties—(See War Department.)	
	Canal Zone—	
	Laws applicable to, to amend certain—(See bills H. R. 12316, H. R. 16164.)	
	Naval air station at Coco Solo in, authorizing construction at—(See bill H. R. 16973.)	
	Cancer, authorizing reward for discovery of cure for—(See bill S. 5539.)	
	Caney Fork River, Tenn., authorizing construction of bridge across—(See bills S. 5828; H. R. 17371.)	
	Cannon—	
	New York State Conservation Commission, donating Revolutionary, to—(See bill S. 4916.)	
	Wayne County Council, Veterans of Foreign Wars, Detroit, Mich., donating two obsolete brass, to—(See bill H. R. 1130.)	
	Canright, Josephine M.—(See bill S. 5765.)	
	Cantillon, Mary A.—(See bill S. 4734.)	
	Capital Paper Co.—(See bill S. 3064.)	
	Capital Traction Co., report of—	
126	Capitan Grande Band of Mission Indians—(See Indians and Indian reservations.)	
	Capitol, communication relative to environment of—	
164	Capitol Grounds extension, report of rentals from property acquired for—	
32	Capper, Arthur (Senator from Kansas)—	
3	Attended—	
	Conferee, appointed as—	175, 192, 196
60	George Washington bicentennial commission, appointed on—	
	"History and Development of the Public Charitable and Reformatory Institutions and Agencies in the District of Columbia," manuscript entitled, presented by—	
173	McKinley, William B., memorial address on late Senator—	
242	National Capital Park and Planning Commission, appointed on—	
269	Resolution submitted by—	
	Committee on District of Columbia, to further continue employment of resident assistant clerk for—(See S. Res. 321.)	
	Caracas, Venezuela, to erect statue of Henry Clay in—(See bill H. R. 11278.)	
	Caraway, Thaddeus H. (Senator from Arkansas)—	
44	Attended—	
162	Committee on Disposition of Useless Papers in Executive Departments, appointed on—	
	Committee to attend celebration of one hundred and fiftieth anniversary of meeting of Continental Congress at York, Pa., appointed on—	
279	Credentials presented—	
172	Cargill, Walter S.—(See bill S. 5659.)	
	Carkin, Ellen E.—(See bill S. 5218.)	

Page	Carlisle, Paul D.—(See bill S. 4687.)	Page
	Carner, John—(See bill S. 5813.)	
	Carpenter, Clarence E.—(See bill S. 4677.)	
	Carpenter, Ellen A.—(See bill S. 4802.)	
	Carpenter, Martha A.—(See bill S. 4641.)	
	Carpenter, R. B.—(See bill S. 5715.)	
	Carr, Emma J.—(See bill S. 5106.)	
	Carr, Frederick N.—(See bill S. 4834.)	
	Carr, Statira M.—(See bill S. 5147.)	
	Carrillo, Juana Maria—(See bill S. 5380.)	
	Carroll, Jennie—(See bill S. 5777.)	
	Carroll, John S.—(See bill H. R. 6006.)	
	Carson, Lieut. Col. L. S.—(See bills S. 4908; H. R. 15253.)	
	Carson River, Nev., to investigate water-storage sites in basin of upper—(See bill S. 4604.)	
	Cart, Celina Jane—(See bill S. 5126.)	
	Case, Emma J.—(See bill S. 5630.)	
	Casper-Alcova project—(See Irrigation and reclamation.)	
	Cass, James T.—(See bill S. 5148.)	
	Cassidy, John G.—(See bill H. R. 13604.)	
	Cattaraugus Indian Reservation—(See Indians and Indian reservations.)	
	Cattle—(See Livestock.)	
	Cavanaugh, Elizabeth—(See bill S. 5007.)	
	Cecil, George H.—(See bill S. 4943.)	
	Cedar Point and Dauphin Island, Ala., authorizing construction of bridge or causeway across water between—(See bills S. 5537, S. 5596.)	
	Center Market, Washington, D. C., report of revenues of—	21
	Central American countries—	
	Federation of, to invite assembling of conference in Washington for formation of—(See S. J. Res. 161.)	
	Relations of United States and, to investigate—(See S. Res. 366.)	
	Central New England Sanatorium (Inc.)—(See bill S. 4853.)	
	Chadbourne, William M., authorizing acceptance of foreign decoration by—(See bill S. 5394.)	
	Chaffee, Charles L.—(See bill S. 4717.)	
	Chaldecott, Lance A.—(See bill S. 5002.)	
	Challis National Forest—(See National forests.)	
	Chalmette, La., to construct road to and around Chalmette Monument at—(See bill H. R. 10662.)	
	Chambers, John S.—(See bills S. 4908; H. R. 15253.)	
	Chandler, Isaac A.—(See bill H. R. 9232.)	
	Chapman, Josephine—(See bill S. 5042.)	
	Chaput, Mary J.—(See bill S. 5149.)	
	Charlebois, C. L.—(See bills S. 4552, S. 5110.)	
	Charleston Dry Dock & Machine Co.—(See bill S. 4870.)	
126	Charlotte Chamber of Commerce—(See bills S. 5714; H. R. 13143.)	
	Chase, Drusilla M.—(See bill S. 4696.)	
164	Chase, Lucinda S.—(See bill S. 4922.)	
	Chase, R. D.—(See H. J. Res. 99.)	
32	Chase, Ursula—(See bill S. 4640.)	
	Chattanooga National Cemetery—(See National cemeteries.)	
	Cheney, Mae H.—(See bill S. 4633.)	
	Cherokee Indians—(See Indians and Indian reservations.)	
	Chesapeake & Potomac Telephone Co., reports of—	76, 110
	Chesapeake Bay, Md., authorizing construction of bridge across—(See bill S. 4553.)	
173	Chester oil concessions, requesting certain information in connection with—(See S. Res. 306.)	
242	Cheyenne River and certain other streams, authorizing compact between South Dakota and Wyoming for apportionment of waters of—(See bill S. 4411.)	
269	Cheyenne River Reservation—(See Indians and Indian reservations.)	
	Chief of Naval Operations—(See Navy.)	
	Children's Bureau, to repeal act establishing—(See bill S. 5820.)	
	Children's Court—(See District of Columbia.)	
	Chilean decorations, authorizing certain naval officers to accept—(See bills S. 3464; H. R. 9319, H. R. 16103.)	
	China—	
	Claims from, messages of President transmitting certain—	155
	Payment of, authorizing—(See H. J. Res. 354, H. J. Res. 356.)	

	Page	Claims—Continued.	Page
China—Continued.		Private property claims adjusted by—	246
Peace and integrity of, petition favoring negotiations for preservation of—	113	Executive departments—	256
Treaty with, upon equitable and reciprocal basis, requesting negotiation of—(See H. Con. Res. 46.)		Secretary of Treasury—	246
China relief expedition—(See Pensions.)		Public vessels act, judgments under—	
Chippewa Indians—(See Indians and Indian reservations.)		Rio Grande, to pay certain claims for damages caused by artificial obstructions to flow of—(See bill S. 545.)	64
Choctaw Indians—(See Indians and Indian reservations.)		Shipping Board, report of claims settled by—	
Chrisp, O. H.—(See bill S. 3570.)		Taxes, to transfer to Comptroller General jurisdiction over claims arising out of collection or refund of—(See bill S. 5039.)	
Christ, Frank—(See bill S. 5238.)		War minerals claims, to pay certain—(See bill S. 5825.)	
Chuckatuck Creek, Va., authorizing construction of bridge across—(See bill S. 5726.)		Court of Claims, referred to—(See S. Res. 380.)	
Church of the Pilgrims, to sell certain land in District of Columbia to—(See bill S. 5231.)		Clark, George Rogers, for participation of United States in celebration of one hundred and fiftieth anniversary of conquest of Northwest Territory by, and for construction of memorial in Vincennes, Ind.—(See S. J. Res. 139.)	
Cigars from Cuba in lots of less than 3,000, petitions for legislation to permit importation of—	177, 180	Clark, Hattie L.—(See bill S. 4644.)	
Circuit courts of appeal—(See Courts of United States.)		Clark, J. Reuben, and Warren F. Martin, manuscript on American international policy relative to alien enemy property by—	51
Citizens' military training camps, fixing age limit for first-year training in—(See bill H. R. 15652.)		Clay County, Mo., to acquire rifle range in—(See bill S. 5724.)	
Citizens' National Bank, of Petty, Tex.—(See bill S. 5466.)		Clay, Henry, to erect in Caracas, Venezuela, statue of—(See bill H. R. 11278.)	
City & Suburban Railway Co., report of—	126	Clayton, William McKay, petition favoring appointment of, for people's counsel of Public Utilities Commission of District of Columbia—	62
Civil rights—(See Courts of United States.)		Cleavenger, John W.—(See bill H. R. 15633.)	
Civil service—		Cleaves, Hattie A.—(See bill S. 4733.)	
Committee on—(See Committees, standing.)		Clifford, Comdr. A. B., authorizing acceptance of Spanish decoration by—(See bill S. 4820.)	
Oaths of office to employees in, authorizing members and representatives of Civil Service Commission to administer—(See bill S. 4662.)		Clifton, Applegate & Toole—(See bill S. 5561.)	
Postmasters under, placing certain—(See bills S. 4867, S. 5330.)		Clifton, Laura B.—(See bill S. 5805.)	
Reclassification of—(See bill S. 5033.)		Clinch River, Tenn.—	
Retirement act—		Bridge across, authorizing construction of—(See bills S. 5603, S. 5790; H. R. 16950.)	
Amendment of—(See bills S. 4866, S. 5433; H. R. 13477.)		Cove Creek dam and reservoir in, for immediate completion of survey of—(See S. J. Res. 167.)	
Benefits of, to extend to civilian employees of United States Soldiers' Home—(See bill S. 5433.)		Clore, Joel C.—(See bill H. R. 3432.)	
Operation of—		Cloture—	
Investigation of, to appoint commission for—(See S. J. Res. 147.)		Journal, reading of, point of order against, under cloture order—	252
Petitions favoring—	173, 188, 198	Statement of Chair relating thereto—	252
Report on—	89	Submitted to and rejected by Senate—	253
Retirement for employees in, after 30 years' service, petition for—	173	Motion for, is privileged and Senator may be taken off floor temporarily for presentation thereof, ruling of Chair that—	215
Civil service act, to amend, improve, and correct abuses of—(See bill S. 5033.)		Decision appealed to Senate, and sustained—	216
Civil Service Commission—		Motions for, on—	
Abolishment of—(See bill S. 5033.)	20	Colorado River development (Boulder dam) bill—	215, 216
Annual report—		Rejected—	238
Employees of public-debt section and income-tax unit in Treasury Department, report relative to—	234	Disabled emergency Army officers' retirement bill—	216
Estimate of appropriation for—	274	Rejected—	238
Oaths of office to civil-service employees, authorizing members and representatives to administer—(See bill S. 4662.)		District of Columbia public-building sites bill—	232
Type-writers and other labor-saving devices, report of exchanges of—	23	Rejected—	247
Useless papers, report of—	155	National bank bill—	170
Civil service departmental board, to create—(See bill S. 5033.)		Agreed to—	179
Civil War pensions—(See Pensions.)		Prohibition bureau bill—	237
Civilian marksmanship matches, petitions for adequate appropriations for—	56	Agreed to—	247
Claims—		Two motions for, point of order that, may not be presented on same day as both can not be voted upon at 1 o'clock on second calendar day following, overruled by decision that vote on second motion would follow that on first—	216
Army, to pay certain, arising from operation of—(See bill H. R. 10456.)		Cloud, Capt. M. M.—(See bill S. 5645.)	
Constantinople, to pay claims for interest on certain drafts drawn by American Embassy at—(See bill S. 4383.)		Cloud on title—(See Harrison County, Miss.)	
Court of Claims, judgments of—	23, 246	Clugston, Mary J.—(See bill S. 4599.)	
Customs duties, to transfer to Comptroller General jurisdiction over claims arising out of collection or refund of—(See bill S. 5039.)		Coal—	
District courts, judgments of—	246, 256	District of Columbia, report on matters relating to situation in—	70
French spoliation claims, to pay—(See bill S. 62.)		Freight rate discriminations against certain States, petition for investigation of—	162, 173
General Accounting Office, claims allowed by—	246	Government operation of industry, memorial against—	85
Lake Denmark, N. J., to provide for claims arising out of explosions at naval ammunition depot at—(See bill S. 4558.)		Coast and Geodetic Survey—	
Patent claims against United States, to amend law relative to settlement of—(See bill S. 4689.)		Pay readjustment act, to amend—(See bill S. 4781.)	
Pension claims, to amend act relating to execution of declarations and other papers in—(See bill S. 4796.)		Coast Guard—	
		Enlisted men, retired—	
		Medical and hospital relief to, extending—(See bill S. 5663.)	
		Office holding by, relating to—(See bill S. 4101.)	
		Pay of, to construe Panama Canal act, relative to—(See bill S. 4882.)	

	Page	Columbia River—Continued.	Page
Coast Guard—Continued.		Bridge across, authorizing construction of—(See bill S. 3804.)	
Officers—		Memorial relative to—	82
Line and engineer, to amend act distributing in grades—(See bill S. 4287.)		Dam at Umatilla Rapids in, to construct—(See bill S. 4627.)	
Retired—		Petition favoring—	158
Medical and hospital relief to, extending—(See bill S. 5663.)		Columbus, Christopher, expressing sense of Congress relative to proposed erection of memorial lighthouse at Santo Domingo, Dominican Republic, to—(See S. Con. Res. 26; H. Con. Res. 41.)	
Office holding by, relating to—(See bill S. 4101.)		Columbus Hospital, Great Falls, Mont.—(See bill S. 867.)	
Warrant, to construe Panama Canal act, relative to pay of retired—(See bill S. 4882.)		Colville Indians—(See Indians and Indian reservations.)	
Pay readjustment act, to amend—(See bill S. 4781.)		Colville National Forest—(See National forests.)	
Coburn, William Taylor—(See bill H. R. 14977.)		Comanche Indians—(See Indians and Indian reservations.)	
Cocke, William J.—(See bill S. 4684.)		Comings, Lucy J.—(See bill S. 4565.)	
Coen, Rebecca C.—(See bill S. 5125.)		Commerce, Committee on—(See Committees, standing.)	
Cogley, Honora A.—(See bill S. 4595.)		Commerce, proposing amendment to Constitution relative to intrastate—(See S. J. Res. 172.)	
Coins and coinage—		Commission merchants, to prevent destruction or dumping of farm products by—(See bill H. R. 10510.)	
Continental Congress at York, Pa., to coin 50-cent pieces in commemoration of one hundred and fiftieth anniversary of meeting of—(See bill H. R. 17268.)		Commissions—	
Rushmore Mountain memorial, in Harney National Forest, S. Dak., to coin silver 50-cent pieces in commemoration of—(See bill S. 5695.)		Burgoyne expedition historic sites in New York, for inspection of—(See bill S. 4975.)	
Colbert, Corinne W., to pay six months' compensation to—(See S. Res. 316.)		Civil-service retirement and operation of law relating thereto, to appoint commission for study of—(See S. J. Res. 147.)	
Colby, Belle—(See bill S. 4579.)		George Washington bicentennial commission, Mr. Capper appointed on—	60
Cole, James William—(See bill S. 4593.)		Insular reorganization, to establish joint congressional commission on—(See S. J. Res. 164.)	
Cole, Rear Admiral William C., authorizing acceptance of certain foreign decorations by—(See bills S. 5342; H. R. 15928.)		Interstate Commerce Commission, to provide for extension of, by creation of seven regional commissions—(See bill S. 4842.)	
Coleman, Daisy Crockett, Agnes Irene Coleman, and Verna Ruth Coleman, to enroll as citizens of Choctaw Nation—(See bill S. 5094.)		Mount Rushmore Memorial Commission, creating—(See bill S. 5823.)	
Colgate, Arthur E., administrator of Clinton G. Colgate—(See bill S. 105.)		Muscle Shoals project, to create joint congressional commission to study—(See S. J. Res. 162.)	
College of narcotic education—(See United States College of Narcotic Education.)		Pan American peoples great highway commission, to create—(See bill S. 5031.)	
Colleges of agriculture and mechanic arts—		Parole commission for District of Columbia, to create—(See bill S. 4721.)	
Agricultural extension work between, for further development of—(See bills S. 5263; H. R. 17334.)		Philippine leprosy commission, to create—(See bill S. 5434.)	
Disbursements for, report of—	27	Rio Grande waters commission, extending authority of, to include waters of lower Colorado River—(See S. J. Res. 155, S. J. Res. 159; H. J. Res. 345.)	
Colle, J. R. and Eleanor Y.—(See bill S. 5371.)		Expenses of, providing for—(See S. J. Res. 151, S. J. Res. 155, S. J. Res. 159; H. J. Res. 345.)	
Collins, Lydia Ann—(See bill S. 4993.)		Message of President relative to—	130
Collins, Commander Marshall, authorizing acceptance of certain foreign decorations by—(See bills S. 5342; H. R. 15928.)		Waterways and water resources commission, to create—(See bill S. 4710.)	
Collins, Ross F.—(See bill S. 5222.)		Committee for the Preservation of Historic Records of the United States, to establish—(See bill S. 5650.)	
Colorado—		Committees, joint select—	
Legislature, resolutions from—		Disposition of Useless Papers in Executive Departments, members on part of Senate appointed—	22, 33, 78, 110, 135, 155, 162, 180, 219
Disabled emergency Army officers, favoring retirement for—	194, 197	Federal prisoners, to investigate employment for—(See S. Con. Res. 27.)	
Rio Grande River, favoring construction of reservoirs on upper—	140	Harriman geographic code system, to consider purchase of—(See S. J. Res. 110.)	
Public-land entry in, validating certain—(See bills S. 5675; H. R. 15018.)		Members on part of House appointed—	284
Senators from—		Members on part of Senate appointed—	286
Means, Rice W., attended—	3	Library, Joint Committee on, report relative to relocation of Botanic Garden submitted by—	177
Phipps, Lawrence C., attended—	3	Northern Pacific land grants, to continue committee on investigation of—(See S. J. Res. 166; H. J. Res. 363.)	
Colorado River, lower—		Member on part of Senate appointed on—	286
Development of, providing for—(See bill S. 3331.)		Postal Rates, final report of Committee on, ordered printed—	47
Cloture on, motion for—	215, 216	Virgin Islands, to investigate conditions in—(See S. Con. Res. 19.)	
Rejected—	238	York, Pa., to appoint committee to participate in celebration of one hundred and fiftieth anniversary of meeting of Continental Congress at—(See H. Con. Res. 56.)	
Memorials against—	96, 99	Members on part of House appointed—	287
Petitions favoring—	64, 103, 127	Members on part of Senate appointed—	271
Investigation of, to appoint board of engineers for—(See S. J. Res. 146.)		Committees, select—	
Water-power licenses on, to suspend issuance of—(See bills S. 5760, S. 5821, S. J. Res. 4.)		Allen Property Custodian's office, authorizing certain expenditures by committee investigating—(See S. Res. 307.)	
Waters of, extending authority of Rio Grande waters commission to include—(See S. J. Res. 155, S. J. Res. 159; H. J. Res. 345.)			
Expenses of commission, providing for—(See S. J. Res. 151, S. J. Res. 155, S. J. Res. 159; H. J. Res. 345.)			
Message of President relative to—	130		
Colored citizens, petition for protection of civil and political rights of—	176		
Columbia Basin irrigation project, to investigate—(See S. Res. 349.)			
Columbia Hospital for Women and Lying-in Asylum—(See District of Columbia.)			
Columbia River—			
Allocating of waters of, extending certain acts relating to compact between certain States for—(See S. J. Res. 154.)			

Committees, select—Continued.	Page	Company B, California Engineers, relief of members of—(See bill S. 5055.)	Page
Aluminum, textile, and steel industries, to investigate conditions in—(See S. Res. 177.)		Comptroller General of United States—	
Economic conditions in country, to appoint committee to investigate—(See S. Res. 378.)		Allen Property Custodian, requesting copy of report of investigation of office of, made by—(See S. Res. 299.)	
Federal offices in Georgia, to investigate barter of—(See S. Res. 285.)		Transmittal of report—	54
Public-utility companies, to appoint committee to investigate financial structure of—(See S. Res. 371.)		Claims arising out of collection or refund of taxes and customs duties, to transfer to, jurisdiction over—(See bill S. 5039.)	
Public works, to appoint committee to study stabilization of employment and industry through construction of—(See S. Res. 354.)		Communications from, transmitting—	
Senate rules, to appoint committee to revise—(See S. Res. 350.)		Annual report—	23
Senatorial campaign expenditures, committee on investigation of—		Delinquent accounts of Federal officers, report of. New York, report relative to certain claim of city of—	56
Life and authority of, to continue certain Senate resolutions relating to—(See S. Res. 364.)		Publications received and distributed, report of—	135
Pennsylvania senatorial election, relative to authority of, to take and preserve evidence in connection with—(See S. Res. 324.)		Travel of officers and employees, report on—	23
Reports of—	40, 52, 145, 171, 245	Typewriters and other labor-saving devices, report on exchanges of—	23
Tariff Commission, committee on investigation of—		Useless papers, report of—	33
Hearings by, authorizing holding of further—(See S. Res. 358.)		Comptroller of the Currency, report of—	28
Life of, to continue—(See S. Res. 357.)		Comstock, Harriet C.—(See bill S. 4584.)	
Tax refunds, to appoint committee to investigate certain—(See S. Res. 372.)		Confederate soldiers, to receive evidence concerning charge of desertion affecting certain—(See bill S. 4681.)	
Committees, standing—		Congress—	
Agriculture and Forestry—		Adjournment of, to appoint committee to wait upon President relative to—(See S. Res. 381.)	
Chairman excused, and appointed—	36	Members on part of House appointed—	280
Clerk, to employ assistant—(See S. Res. 298.)		Members on part of Senate appointed—	281
Appropriations, member assigned—	36	Report of committee—	282
Banking and Currency, member assigned—	36	District of Columbia in, providing for representation of—(See S. J. Res. 7.)	
Civil Service—		Holiday recess, providing for—(See H. Con. Res. 44.)	
Chairman excused, and appointed—	36	Joint session of, providing for—(See H. Con. Res. 49.)	
Member excused, and assigned—	36	Joint session held—	199
Commerce, members excused and assigned—	36	Library of—(See Library of Congress.)	
District of Columbia—		Lobbying for or against proposed legislation in, to prohibit acceptance of contributions from aliens for—(See bill S. 5646.)	
Member assigned—	36	Members—	
Resident assistant clerk, to further continue employment of—(See S. Res. 321.)		Elections of, to prohibit acceptance of contributions from aliens in connection with—(See bill S. 5647.)	
Education and Labor, chairman excused, and appointed—	36	Federal office, to prohibit appointment to, within two years after expiration of term—(See bill S. 5099.)	
Members assigned—	26, 36	Political party conventions or committee meetings, to prohibit attendance as officers or delegates at, by—(See bill S. 5236.)	
Foreign Relations, member assigned—	36	Terms of, petitions for earlier commencement of, after election—	176, 190, 277
Indian Affairs, members excused and assigned—	36	Officers and employees, to pay salaries for December, 1926, on December 20—(See H. J. Res. 305.)	
Interstate Commerce—		Quorum, to appoint committee to notify President of assembling of—(See S. Res. 279.)	
Clerk, to continue employment of assistant—(See S. Res. 314.)		Members on part of Senate appointed—	4
Members assigned—	26, 36	Members on part of House appointed—	4
Irrigation and Reclamation, chairman excused, and appointed—	36	Report of committee—	5
Judiciary—		Congress of Military Medicine and Pharmacy at Warsaw, Poland, to pay expenses of American delegates to—(See H. J. Res. 328.)	
Chairman appointed—	36	Message of President relative to, ordered printed—	63
Member assigned—	36	Congressional Directory, to compile and print revised edition of biographical—(See H. Con. Res. 53.)	
Manufactures—		Conklin, Harry, papers withdrawn—	245
Chairman appointed—	36	Connecticut—	
Member assigned—	36	District judge, to appoint additional—(See bill S. 227.)	
Members assigned—	26, 36	Senators from—	
Mines and Mining, member assigned—	36	Bingham, Hiram, attended—	3
Naval Affairs, member assigned—	36	McLean, George P., attended—	3
Patents—		Conrad, Margaret Trotter—(See bill S. 5168.)	
Chairman appointed—	36	Conservation Department—(See Department of Conservation.)	
Member assigned—	36	Conservatories—(See Botanic Garden.)	
Pensions, members assigned—	36	Consolidation Coastwise No. 10 (barge), owner of—(See bill S. 3784.)	
Post Offices and Post Roads, members excused and assigned—	36	Consolidation Coastwise No. 24 (barge), owners of—(See bill S. 4895.)	
Printing, member assigned—	36	Constantinople, to pay claims for interest on certain drafts drawn by American embassy at—(See bill S. 4383.)	
Privileges and Elections—			
Hearings by, in case of Arthur R. Gould, Senator from Maine, authorizing holding of—(See S. Res. 296.)			
Member assigned—	36		
Public Buildings and Grounds—			
Chairman appointed—	36		
Hearings by, authorizing holding of—(See S. Res. 322.)			
Member assigned—	36		
Public Lands and Surveys, members assigned—	36		
Territories and Insular Possessions, members assigned—	36		
Common-law actions—(See Courts of United States.)			

Constitution of United States—	Page	Cotton—	Page
Amendments proposed—		Bales of, to standardize, for interstate commerce—(See bill S. 5747.)	
District of Columbia, providing for national representation for people of—(See S. J. Res. 7.)		"Carry over," on hand on August 1, 1927, to take census of—(See bill S. 4909.)	
Eighteenth amendment, to repeal—(See S. J. Res. 122.)		Future markets, to prevent sale of, in—(See bill S. 454.)	
Intoxicating liquors, relating to—(See S. J. Res. 168.)		Futures act of 1911, to amend and reenact—(See bill S. 4974.)	
Intrastate commerce, relative to—(See S. J. Res. 172.)		Reports of Secretary of Agriculture on, relating to certain—(See bill H. R. 15539.)	
Public officers, relating to removal of—(See S. J. Res. 129.)		Shipments of, to regulate interstate—(See bill S. 5799.)	
Child labor amendment—		Statistics of grade and staple length of, to collect and publish—(See bill S. 4746.)	
Kentucky, rejection by Legislature of—	24	Estimate of appropriation for—	274
Montana, ratification by Legislature of—	176	Uses of, to investigate new—(See S. Res. 286.)	
Jesus Christ, petitions for amendment of preamble of, for recognition of authority and law of—	11, 28, 42, 185	Court of Appeals of District of Columbia—	
Constitution (frigate)—		Decisions by, to limit time for rendition of—(See bill S. 5613.)	
Parts of, to dispose of certain, for use as souvenirs—(See bill S. 5479.)		Court of Claims—	
Reconditioning of, providing for—(See bill S. 5710.)		Bond, Charles F., receiver of partnership of Thorp & Bond, bill (S. 5723) for relief of, referred to—(See S. Res. 373.)	
Construction loan fund—(See Shipping Board.)		Delaware Indians to, amending act to refer claims of—(See bill H. R. 15602.)	
Continental Congress—(See York, Pa.)		Fees in, to tax and collect certain—(See bills S. 4703; H. R. 13500.)	
Conway, Mary F.—(See bill S. 4587.)		Judgments, lists of—	23, 246
Cook, McKinley—(See bill S. 4685.)		Jurisdiction, to confer, in case of—	
Cooke City, Mont.—(See Red Lodge, Mont.)		Army officers, to certify certain findings of fact in claims of—(See bill S. 1857.)	
Cooke, Dr. Robert P.—(See bills S. 5772; H. R. 17057.)		Barlow, Lester P.—(See bill H. R. 10178.)	
Coon, Margaret L.—(See bill S. 5563.)		Bodkin, Mrs. Patrick H.—(See bill S. 1661.)	
Cooperative associations—		Butler Lumber Co. (Inc.)—(See bills S. 5702; H. R. 17108.)	
Discrimination against, to prevent, by—		Cowlitz Indians—(See bill S. 5254.)	
Boards of trade—(See bill S. 2965.)		Creek Indians, loyal—(See bill S. 5524.)	
Wholesale sellers—(See bill S. 5640.)		Erlisson, H. C.—(See bill S. 1456.)	
Loans made to, relative to discounting of—(See bill S. 5448.)		Livingston, Thomas M.—(See bills S. 5398; H. R. 16183.)	
Cootes, Lieut. Col. Harry N., authorizing acceptance of certain decorations from Austria and Czechoslovakia by—(See bill S. 4682.)		Macon, Dublin & Savannah Railroad Co.—(See bills S. 4606, S. 4607.)	
Copeland, Royal S. (Senator from New York)—		Shoshone Indians of Wind River Reservation, Wyo.—(See bills S. 2301, S. 5523.)	
Attended—	3	Bill S. 2301 vetoed by President—	112
Committee to consider purchase of Harriman geographic code system, appointed on—	286	Sioux Indians, Sisseton and Wahpeton Bands of—(See bill S. 2202.)	
Conferee, appointed as—	281	Sugar importers, certain—(See bill S. 5814.)	
Funeral committee, appointed on—	176	Washington, certain Indian tribes in—(See bill S. 4611.)	
Resolutions submitted by—		War minerals claims, bill (S. 5825) to pay certain, referred to—(See S. Res. 380.)	
Bureau of Indian Affairs, to investigate—(See S. Res. 292.)		Court of Customs Appeals—	
Federal Reserve Board plans relative to loans on adjusted compensation certificates, requesting information on—(See S. Res. 320.)		Expenditures for, report of—	22
Copper and other deposits, to issue patent for lands containing—(See bill S. 5681.)		Title of, to change—(See bills S. 4954, S. 5451; H. R. 16222.)	
Memorial against—	176	Court of Customs and Patent Appeals, to change title of Court of Customs Appeals to, and to vest therein determination of appeals from decisions of Patent Commissioner—(See bills S. 5451; H. R. 16222.)	
Copper River & Northwestern Railroad Co., report of special mail contract with—	22	Court of Patent, Trade Mark and Customs Appeals, to change title of Court of Customs Appeals to, and to vest therein determination of appeals from decisions of Commissioner of Patents—(See bill S. 4954.)	
Copyright—		Courts of United States—	
Catalogues of copyright entries, to amend law relative to distribution of—(See bills S. 5795; H. R. 16548.)		Alaska, relative to right of Thomas M. Reed to serve as judge for first district of—(See S. Res. 347.)	
Fees for, to amend law relative to—(See bills S. 5795; H. R. 16548.)		Appropriations for, annual—(See bill H. R. 16576.)	
Corbett, J. S.—(See bill H. R. 780.)		Arkansas, to amend law relating to western district of—(See bills S. 5807; H. R. 17038.)	
Corcoran, John J.—(See bill H. R. 5662.)		California, to appoint additional judge for northern district of—(See bills S. 4328; H. R. 16206.)	
Cormick, Lucy—(See bill S. 5534.)		Petition for—	264
Cornish, Lucy—(See bill S. 5581.)		Circuit courts of appeal, to limit time for rendition of decisions by—(See bill S. 5613.)	
Cornog, Augusta—(See bill S. 5488.)		Civil rights, to amend law relative to loss of—(See bill S. 1042.)	
Corn sugar legislation, memorial against certain—	113	Clerk's fees—(See District courts, infra; Supreme Court of District of Columbia.)	
Corporations—		Common-law actions, to give Supreme Court authority to make and publish rules in—(See bill S. 477.)	
Electric power companies, financial structure of—			
Investigation of, to appoint committee for—(See S. Res. 371.)			
Report of Federal Trade Commission on—	207		
Stock dividends, requesting information in connection with—(See S. Res. 304.)			
Communication from Federal Trade Commission relative to—	269		
Textile and metal manufacturing corporations, to investigate—(See S. Res. 317.)			
Corrupt practices act, to amend—(See bill S. 5018.)			
Costigan, John—(See bill H. R. 1842.)			
Cota, Capt. Norman D.—(See bill H. R. 724.)			
Cotten, Capt. Lyman A., authorizing acceptance of Italian decoration by—(See S. J. Res. 69.)			

Courts of United States—Continued.

Connecticut, to appoint additional judge for—(See bill S. 227.)	
Decisions by certain, to limit time for rendition of—(See bill S. 5613.)	
District courts—	
Appeals from, to amend law relating to—(See bill H. R. 12442.)	
Clerks' fees, to amend act fixing—(See bill S. 3444.)	
Decisions by, to limit time for rendition of—(See bill S. 5613.)	
Judgments of, lists of—	246, 256
Double prosecution for same offense, to prevent—(See bill S. 4597.)	
Equity courts, relative to jurisdiction of—(See bill S. 5829.)	
Foreclosure proceedings, to make United States party to certain—(See bill S. 5787.)	
Foreign judgments, relating to—(See bill S. 5560.)	
Indictments of nonresident citizens, report regarding—	22
Judges—	
Additional, for appointment of certain—(See bill H. R. 10821.)	
Circuit court judge, to appoint additional—(See bills S. 4889, S. 5811.)	
Salaries of, to fix—(See bill S. 2858.)	
Amendment of bill S. 2858—(See H. J. Res. 303.)	
Judicial Code, amendment of—(See bills S. 4703, S. 4957, S. 5359, S. 5807, S. 5829; H. R. 6252, H. R. 12442, H. R. 13500, H. R. 14831, H. R. 16998, H. R. 17038.)	
Kentucky, to create southern district in, and to appoint judge therefor—(See bill S. 5359.)	
Maryland, to appoint additional judge for—(See bill S. 3418.)	
Michigan, to appoint additional judge for eastern district of—(See bill S. 5352.)	
New York, to appoint additional judges for—	
Eastern district—(See bill S. 5812.)	
Northern district—(See bill S. 4840.)	
Southern district (three judges)—(See bill S. 4889.)	
Western district—(See bill S. 1490.)	
North Carolina, to provide for additional district for—(See bill S. 2849.)	
Patent suits in, to amend certain laws relative to—(See bills S. 4812, S. 4957.)	
Pennsylvania, to appoint additional judge for eastern district of—(See bill S. 1642.)	
Porto Rico, to prevent suits for restraint of assessment and collection of local taxes in district court of—(See bill S. 5452.)	
Second judicial circuit, to appoint additional judge for—(See bills S. 4889, S. 5811.)	
South Carolina, to appoint additional judge for eastern and western districts of—(See bill S. 4835.)	
South Dakota, to appoint additional judge for district of—(See bill S. 5246.)	
Tennessee, to change time of holding court at Jackson and at Memphis—(See bills S. 4711, H. R. 14831.)	
Testimony in, relating to taking of—(See bill S. 5582.)	
Texas, to transfer Willacy County from Corpus Christi division of southern district of, to to Brownsville division of said district—(See bills S. 5802; H. R. 17091.)	
Witnesses, granting immunity to certain—(See bill S. 5770.)	
Couzens, James (Senator from Michigan)—	
Attended—	3
Committee on Disposition of Useless Papers in Executive Departments, appointed on—	162
Committee service—	36
Cove Creek dam and reservoir—(See Clinch River.)	
Cowley, B. F.—(See bill S. 4795.)	
Cowlitz Indians—(See Indians and Indian reservations.)	
Cox, Sarah Jane—(See bill S. 5229.)	
Crane Co.—(See bill H. R. 8345.)	
Crapple in District of Columbia, for further protection of—(See bill S. 5059.)	
Crawford, Clara M.—(See bill S. 5127.)	
Crawfordsville (Ind.) Rotary Club, to deliver bell of battleship to president of—(See bill H. R. 10130.)	

Credententials of Senators—

Barkley, Alben W.—	4
Bingham, Hiram—	46
Black, Hugo L.—	46
Blaine, John J.—	62
Brookhart, Smith W.—	15
Broussard, Edwin S.—	3
Caraway, T. H.—	172
Curtis, Charles—	38
Dale, Porter H.—	102
Fletcher, Duncan U.—	38
George, Walter F.—	112
Gooding, Frank R.—	51, 242
Gould, Arthur R.—	4
Hawes, Harry B.—	4, 39
Hayden, Carl—	4
Jones, Wesley L.—	42
Moses, George H.—	32
Norbeck, Peter—	56
Nye, Gerald P.—	4, 58
Oddie, Tasker L.—	56
Overman, Lee S.—	38
Report on, ordered printed—	281
Robinson, Arthur R.—	3
Shortridge, Samuel M.—	51
Smith, E. D.—	51
Smith, Frank L.—	94, 269, 281
(See also S. Res. 291, S. Res. 328.)	
Smoot, Reed—	15
Steiner, Frederick—	182
Stewart, David W.—	3
Thomas, Elmer—	83
Tydings, Millard E.—	38
Vare, William S.—	268, 269, 281
(See also S. Res. 290.)	
Wagner, Robert F.—	89
Walsh, David I.—	4
Waterman, Charles W.—	42
Watson, James E.—	56
Willis, Frank B.—	39
Creek Indians—(See Indians and Indian reservations.)	
Creeksea (sailing vessel), owners of, and owners of cargo aboard—(See bill S. 5666.)	
Criminal Code—(See Penal Code.)	
Critchett, Joanna E.—(See bill S. 4576.)	
Crites, Martha E.—(See bill S. 4806.)	
Cronin, John—(See bill S. 2085.)	
Crosley, Capt. Walter S., authorizing acceptance of medal from Chinese Republic by—(See bill S. 4622.)	
Cross, Ellen H.—(See bill S. 5312.)	
Cross, Evaline E.—(See bill S. 4736.)	
Crouse, Elizabeth A.—(See bill S. 5368.)	
Crow Creek Reservation—(See Indians and Indian reservations.)	
Crow Indians—(See Indians and Indian reservations.)	
Crowe, Mary Elizabeth—(See bill S. 4680.)	
Crowl, Frances M.—(See bill S. 5644.)	
Cruceta, Adriano—(See bill H. R. 10073.)	
Crude materials, requesting information regarding stimulation of export of finished manufactures and importation of—(See S. Res. 337.)	
Message of President transmitting reply of Secretary of State—	274
Secretary of Commerce, reply of—	277
Cumberland River, Tenn., authorizing construction of bridge across—(See bill S. 4831.)	
Cummings, D. Murray—(See bill H. R. 10111.)	
Cummings, M. M.—(See bill S. 4789.)	
Cummins, Albert B. (late Senator from Iowa).—	
Death of, announcement of, and proceedings thereon—	4, 5, 13, 145, 241
Funeral expenses, to pay—(See S. Res. 283.)	
Cunningham, Nancy C.—(See bill S. 5549.)	
Currency—	
Bank notes, to provide for redemption of certain worn or mutilated—(See bill S. 4615.)	
Comptroller of—(See Comptroller of the Currency.)	
Currier, Cynthia Jane—(See bill S. 5128.)	
Curtis, Charles (Senator from Kansas)—	
Attended—	3
Committee to notify President of assembling of quorum of Congress, appointed on—	4
Committee to wait upon President relative to adjournment of Congress, appointed on—	281
Conferee, appointed as—	56, 117, 147, 175

Curtis, Charles—Continued.

Credententials presented—	
Resolutions submitted by—	
Fletcher, Irene, to pay one year's salary of late Joseph Montgomery to—(See S. Res. 339.)	
Hour of daily meeting of Senate, fixing—(See S. Res. 281.)	
House of Representatives, notification to, of assembling of quorum of Senate—(See S. Res. 279.)	
Page, to employ additional—(See S. Res. 288.)	
President, notification to—	
Adjournment of Congress, relative to—(See S. Res. 381.)	
Quorum of Congress, assembling of—(See S. Res. 280.)	
Senate Manual, to prepare and print new edition of—(See S. Res. 313.)	
Curtis, Joshua, heirs of—(See bill S. 4952.)	
Custodians—(See Watchmen and building guards.)	
Customs Service—	
Bureau of customs in Treasury Department, to create—(See bill H. R. 10729.)	
Changes in, report of—	
Claims arising out of collection or refund of duties and drawback, to transfer to Comptroller General jurisdiction over—(See bill S. 5039.)	
Decisions of officials regarding duties and drawbacks, to amend law relative to review of—(See bill H. R. 11658.)	
Inspectors, to adjust salaries of—(See bill S. 4970.)	
New York, to lease building in city of—(See bill S. 5339.)	
Revenue collection, draft of proposed legislation relative to appropriation for—	274
Cuts-Half, George—(See bill S. 4786.)	
Cutter, Gustavus A.—(See bill S. 4572.)	

D

Dabel, Harry J.—(See bills S. 4594; H. R. 2994.)	
Dakota Indians—(See Indians and Indian reservations.)	
Dale, Porter H. (Senator from Vermont)—	
Attended—	3
Committee on Disposition of Useless Papers in Executive Departments, appointed on—	155
Committee service—	36
Credententials presented—	102
Daly, Hattie L.—(See bill S. 5097.)	
Dams—	
Construction of, authorizing, in—	
Colorado River—(See bill S. 3331.)	
Columbia River—(See bill S. 4627.)	
Poteau River, Ark.—(See bill S. 2164.)	
Kansas (Kaw) River, Kans., authorizing maintenance and repair of certain dam in—(See bill H. R. 17089.)	
Muscle Shoals (Ala.) Dam No. 2, to complete—(See S. J. Res. 163.)	
Dana, Hattie E.—(See bill S. 4647.)	
Danforth, Sarah B.—(See bill S. 4570.)	
Daniel, Raleigh T.—(See bills S. 4908; H. R. 15253.)	
Daniels, Sarah E.—(See bill S. 4762.)	
Darlington & Co.—(See bill S. 5501.)	
Darmer, Lydia Louisa L.—(See bill S. 4887.)	
Darroch, Daniel C.—(See bill H. R. 3664.)	
Daughters of American Revolution—(See National Society of.)	
Dauphin Island bridge—(See Cedar Point.)	
Davenport, Maggie—(See bill S. 5010.)	
Davenport, Nannie F.—(See bill S. 5423.)	
Davis, Annie C.—(See bill S. 4732.)	
Davis, Charles E.—(See bill S. 5657.)	
Davis, James P., alias James Davis—(See bill H. R. 9927.)	
Davis, Maud D.—(See bill S. 5779.)	
Davis school district—(See Ogden ordinance reserve depot.)	
Davis, William M.—(See bill S. 4969.)	
Davison, Eustacio B.—(See bill S. 1413.)	
Davison, Leah E.—(See bill S. 5424.)	
Dawes, Charles G.—	
President of Senate, took chair as—	
Dayton, Ohio, to erect fireproof hospital at National Home for Disabled Volunteer Soldiers at—(See bills S. 5618; H. R. 13499, H. R. 17201.)	
Dean, Harry L.—(See bill S. 5826.)	

Dean, Jeannette L.—(See bill S. 4948.)	
Dearen, Mary E.—(See bill S. 5425.)	
Deaths—	
Announcements of, and proceedings thereon—	220
Baird, David—	4, 5, 13, 145, 241
Cummins, Albert B.—	58
du Pont, Henry A.—	4, 145, 192
Fernald, Bert M.—	14, 15, 43, 145, 147, 242
McKinley, William B.—	193
Saulsbury, Willard—	172, 176
Stephens, Ambrose, E. B.—	
Debate—	
Colorado River development (Boulder dam) bill, motion for cloture on—	215, 216
Rejected—	238
Disabled emergency Army officers retirement bill, motion for cloture on—	216
Rejected—	238
District of Columbia public-building sites bill, motion for cloture on—	232
Rejected—	247
National bank bill, motion for cloture on—	170
Agreed to—	179
Prohibition bureau bill, motion for cloture on—	237
Agreed to—	247
Reading of speech of another Senator, point of order against; overruled; decision appealed to Senate—	265
Appeal withdrawn—	266
Senator had spoken twice during legislative day on unfinished business and, under rules, was not entitled to floor third time, point of order that; sustained—	189, 207
Quorum was necessary to permit, point of order that; sustained—	206
Floor, point of order that possession of, under pending measure which is later displaced by operation of unanimous-consent agreement did not entitle Senator to retain it after new measure comes before Senate, overruled—	216
De Camp, John G.—(See bill S. 5015.)	
Dechantsreiter, Hans, claim from German Government for heirs of—	20
Payment of, authorizing—(See bill S. 5638; H. J. Res. 350.)	
Decisions—(See Courts of United States.)	
Defiance, Ohio, to erect tablet or marker to Gen. Anthony Wayne at—(See bill H. R. 6235.)	
Deficiency appropriations—(See Appropriations.)	
De Forge, Adelia A.—(See bill S. 4648.)	
De Garmo, E. Jane—(See bill S. 4788.)	
de Jeanneret, Henriqueta Koch v.—(See bill H. R. 8896.)	
Delaney, Edward—(See bill H. R. 12038.)	
Delaney, John L.—(See bill S. 4760.)	
Delano, Commander Harvey, authorizing acceptance of Spanish decoration by—(See bill S. 4820.)	
Delaware—	
Senators from—	
Bayard, Thomas F., attended—	3
du Pont, T. Coleman, attended—	3
Delaware Indians—(See Indians and Indian reservations.)	
Delaware River—	
Bridge across, construction of—	
Act authorizing, to amend—(See H. J. Res. 292.)	
Bill authorizing—(See bill S. 4846.)	
Delaware River Towing Line—(See bill S. 1899.)	
Del Norte County, Calif., to issue patent for Whaler Island to—(See bills S. 5385; H. R. 16555.)	
Delta County, Colo., to exchange for private lands in Gunnison County, Colo., certain public lands in—(See bill S. 4069.)	
de Lucero, Marina A.—(See bill S. 5510.)	
Deneen, Charles S. (Senator from Illinois)—	
Attended—	3
Funeral committee, appointed on—	14, 176
McKinley, William B., memorial address on late Senator—	242
Muscle Shoals project—	
American Cyanamid Co., and Air Nitrates Corporation for, memorandum by C. O. Merrill relative to bid of, presented by—	181
Farmers Federated Fertilizer Corporation for, letter from Secretary of War relative to bid of, presented by—	64

	Page		Page
Deneen, Charles S.—Continued.		Derwent, Norwegian sailing vessel, to provide American registry for—(See bill H. R. 7973.)	
Resolutions submitted by—		Deschutes project—(See Irrigation and reclamation.)	
McKinley, William B., relative to death of late Senator—(See S. Res. 284, S. Res. 376.)		Desert land laws, to repeal—(See bill S. 5680.)	
Funeral expenses, to pay—(See S. Res. 300.)		Devine, Mary E.—(See bill S. 5781.)	
Memorial addresses on, setting aside day for—(See S. Res. 344.)		DeWitt County National Bank, of Clinton, Ill.—(See bill H. R. 16224.)	
Smith, Frank L., Senator designate from Illinois, to administer oath of office to, and to investigate charges against—(See S. Res. 328.)		De Witt, Louis—(See bill S. 4816.)	
"World's inorganic nitrogen industry, The," article entitled, presented by—	181	Diabetes—(See World War veterans.)	
Dennis, Gordon A.—(See bill H. R. 2491.)		Dial, Philomena M.—(See bill S. 4849.)	
Denton, Mary E.—(See bill S. 5516.)		Dick, Capt. C. J.—(See bills S. 5210; H. R. 16058.)	
Denver & Salt Lake Railroad Co., report of special mail contract with—	22	Dickerson, Isabelle—(See bill S. 4761.)	
Department of Agriculture—		Dickinson, Frances L.—(See bill H. R. 11010.)	
Annual reports—(See Secretary of Agriculture.)		Dickson, Henrietta George—(See bill S. 5477.)	
Appropriations for—		Dickson, James B., to appoint second lieutenant in Army Air Service—(See bill H. R. 9318.)	
Annual—(See bill H. R. 15008.)		Dietle, William—(See bill S. 4888.)	
Estimates of—	246, 271, 274	Dill, C. C. (Senator from Washington)—	
Expenditures of, report of—	21	Attended—	3
Fiscal or disbursing agents in, to designate deputy—(See bill S. 5004.)		Funeral committee, appointed on—	176
Forest Service—(See Forest Service.)		Resolutions submitted by—	
Passenger-carrying vehicles used by, reports on—	21	Columbia Basin irrigation project, Washington, to investigate—(See S. Res. 349.)	
Publications issued by, report on—	21	Smith, Frank L., to declare disqualified as Senator elect from Illinois, and to refuse to receive credentials of—(See S. Res. 290.)	
Travel by officers and employees, report of—	21	Soap Lake, Wash., to investigate advisability of establishing Veterans' Bureau hospital at—(See S. Res. 359.)	
Typewriters and other labor-saving devices, report on exchanges of—	21	Vare, William S., to declare disqualified as Senator elect from Pennsylvania, and to refuse to receive credentials of—(See S. Res. 290.)	
Waste paper, report of proceeds from sale of—	21	Dinger, Effie Davies, to pay six months' compensation to—(See S. Res. 295.)	
Department of Commerce—		Director General of Railroads, report of—	246
Appropriations for, annual—(See bill H. R. 16576.)		Disarmament Conference Commission—(See Preparatory Commission for Disarmament Conference.)	
Buildings for, draft of proposed legislation relative to rent of—	262	Disbursing officers, authorizing designation of acting—(See bill H. R. 16655.)	
Bureau of Foreign and Domestic Service, to establish foreign commerce service in—(See bill H. R. 3858.)		Communication from Secretary of Treasury relative to—	105
Bureau of Mines, to authorize increased appropriations for—(See bill S. 5329.)		"Diseases of Cattle," relative to distribution of publication entitled—(See bill H. R. 10775.)	
Functions of, relating to navigation, to consolidate—(See bills S. 5063, S. 5463.)		Diseases of man, to accept donations for study of—(See bills S. 4540, S. 5835.)	
Useless papers in, report of—	180	"Diseases of the Horse," relative to distribution of publication entitled—(See bill H. R. 10775.)	
Department of conservation, to create—(See bill S. 5818.)		District courts—(See Courts of United States.)	
Department of Interior—		District of Columbia—	
Annual reports of Secretary—(See Secretary of Interior.)		Appropriations for, annual—(See bill H. R. 16800.)	
Appropriations for—		Architecture in, to amend act regulating practice of—(See bills S. 4875; H. R. 15343.)	
Annual—(See bill H. R. 14827.)		Barber shops in, to provide for Sunday closing of—(See bill S. 4821.)	
Estimates of—	262, 274	Memorials against—	88,
Bureau of Pensions of, to transfer to Veterans' Bureau functions of—(See bill S. 5782.)		96, 113, 115, 120, 136, 140, 143, 148, 153, 158, 162, 164, 173, 177, 181, 185, 188, 190, 191, 198, 208, 212, 219, 243, 256, 264.	
"Contingent expenses, 1926," report on—	27	Belt Road, to close and restore to abutting property owners part of—(See bill S. 5732.)	
Documents received and distributed by, statement relative to report on—	27	Black bass in, to regulate sale of—(See bill S. 5266.)	
Publications issued by, statement relative to report on—	27	Board of Education, to amend organic school law relative to personal liability of members of—(See bill S. 5745.)	
Travel of officers and employees, report on—	27	Boxing matches in, allowing and regulating amateur—(See bill S. 5484.)	
Typewriters and other labor-saving devices, report on exchanges of—	24	Brick plant—(See Workhouse, infra.)	
Useless papers, report of—	110	Broad Branch Road, to close and restore to abutting property owners part of—(See bill S. 5732.)	
Department of Justice—		Buildings near public buildings or parks, to regulate construction of—(See bill S. 5533.)	
Annual report—	22	C Street NE., to widen—(See bill S. 5435.)	
Appropriations for—		Capital Traction Co., report of—	126
Annual—(See bill H. R. 16576.)		Chesapeake & Potomac Telephone Co., reports of—	76, 110
Estimate of—	262	Children's court, to establish—(See bill S. 4894.)	
Department of Labor—		City & Suburban Railway Co., report of—	126
Appropriations for, annual—(See bill H. R. 16576.)		Coal situation in, report on matters relating to—	70
Assistants to Secretary of Labor, creating offices of—(See bill S. 3662.)		Code of law, to amend—(See bills S. 4894, S. 5486; H. R. 5823, H. R. 8835, H. R. 12109, H. R. 12110, H. R. 12218, H. R. 16217, H. R. 16585.)	
Children's bureau, to repeal act establishing—(See bill S. 5820.)		Colfax Street, to close and restore to abutting property owners part of—(See bill S. 5732.)	
Division of Safety in Bureau of Labor Statistics of, to create—(See bill H. R. 12263.)			
Useless papers, report of—	161		
Department of State—			
Appropriations for—			
Annual—(See bill H. R. 16576.)			
Estimate of—	271		
Propaganda against Mexico by, to investigate charges of furtherance of—(See S. Res. 331.)			
Routine reports of—	38		
Deputy marshals, communication proposing legislation to authorize signing of checks on United States Treasurer by—	96		
De Pew, Mary M.—(See bill S. 4697.)			

	Page		Page
District of Columbia—Continued.		District of Columbia—Continued.	
Columbia Hospital for Women and Lying-in Asylum—		Life benefit associations in, relating to organization and regulation of cooperative, nonprofit—(See bill S. 4798.)	
Funds to, refund of certain—(See bill S. 2729.)		Lunatics—	
Nurses' home for, to construct—(See bill S. 4393.)		Estates of, relating to—(See bill H. R. 12109.)	
Commissioners of—		Trustees or committees of, relating to appointment of—(See bill H. R. 12217.)	
Annual report—	23	Marshal's fees—(See Supreme Court of District of Columbia.)	
Salaries of, fixing—(See bill S. 5542.)		McKinley High School, relating to appropriations for construction of—(See bill S. 4905.)	
Committee on—(See Committees, standing.)		Medical associations, to provide for incorporation of nonprofit, nonsecret, national—(See bill S. 5372.)	
Committees—(See Lunatics, infra.)		Medicine and midwifery in, to regulate practice of—(See bill S. 5405.)	
Court of Appeals of—(See Court of Appeals of District of Columbia.)		Michigan Avenue grade crossing, to eliminate—(See bill S. 2322.)	
Dentistry in, to amend law relating to regulation of practice of—(See bill S. 5709.)		Military roads leading out of, to police—(See bill S. 5734.)	
Descent and distribution, to amend law relating to—(See bill H. R. 16585.)		Municipal court—	
East Potomac Park, to prohibit erection of permanent building in—(See S. J. Res. 108.)		Building for, to construct—(See bill S. 5719.)	
Employees' compensation for accidental injuries and deaths, relating to—(See bills S. 5323, S. 5395.)		Jurisdiction of, to enlarge—(See bill S. 5485.)	
Engineer Commissioner, to extend period of detail of officer from Corps of Engineers as—(See bill S. 5188.)		National Capital Park and Planning Commission—	269
Enlisted men of Army, Navy, Marine Corps, and Coast Guard, to issue, free of charge, motor vehicle operators' permits to—(See bill S. 5349.)		Member on part of Senate appointed on—	23
Farmers' produce market, to acquire site for—(See bills S. 5019; H. R. 15668.)		Report of—	
Fiduciary obligations, concerning liability for participation in breaches of—(See bill S. 5486.)		National representation for people of, providing for—(See S. J. Res. 7.)	
Firearms, silencers, and noxious gases in, to regulate sale, possession, and use of—(See bill S. 5806.)		Naval Observatory grounds for other land, to exchange portion of—(See bill H. R. 15541.)	
First Street east, to settle certain suits at law resulting from subsidence of, occasioned by construction of railroad tunnel thereunder—(See bill S. 5552.)		Nichols Avenue, to widen—(See bill S. 4727.)	
Fish in, for further protection of—(See bill S. 5059.)		Ninth Street NW., to open street from Georgia Avenue to—(See bill S. 2043.)	
Ford's Theater, to establish National War Memorial Museum and Veterans' Headquarters in building known as—(See bill S. 5457.)		Nurses in, to amend act providing for registration of—(See bill S. 5766.)	
Fugitives apprehended in, relating to detention of—(See bill H. R. 15208.)		Organic school law—(See Board of Education, supra.)	
Georgetown & Tennytown Railway Co., report of—	126	Pioneers of Pacific Northwest, authorizing erection in, of memorial to—(See S. J. Res. 149.)	
Georgetown Barge, Dock, Elevator & Railway Co., report of—	62	Parham, Albert H., granting license to practice osteopathy in, to—(See bill S. 4832.)	
Georgetown Gas Light Co., report of—	126	Park system—	
Georgia Avenue to Ninth Street NW., to open street from—(See bill S. 2043.)		Condemnation of land for, amending act relative to—(See bills S. 4914, S. 5553; H. R. 16693.)	
Grade crossings of railroads in, to eliminate—(See bill S. 3888.)		Extension of, authorizing—(See bill S. 5580.)	
Grant Road, to close and restore to abutting property owners part of—(See bill S. 5732.)		Parole commission for, to create—(See bill S. 4721.)	
Guardians—(See Infants; Wards, infra.)		Patterson tract, to purchase certain land known as—(See bill S. 5580.)	
Howard University—		Paving assessments, to amend act relative to—(See bill H. R. 11174.)	
Athletic and gymnasium project, amending act for development of—(See bill S. 4445.)		Petroleum pipe lines in, to permit laying of certain—(See bill H. R. 10082.)	
Incorporation act, amending—(See bill H. R. 8466.)		Pharmacy and sale of poisons in, to amend act regulating practice of—(See bill S. 4474.)	
Minority report on, leave granted to file—	100	Pierce Mill Road, to close and restore to abutting property owners part of—(See bill S. 5732.)	
Industrial Home School, to dispose of property of, and to purchase site and erect new buildings for—(See bill H. R. 15541.)		Piney Branch Road, to close and restore to abutting property owners part of—(See bill S. 5732.)	
Infants, relative to appointment of guardians for—(See bill H. R. 12218.)		Police court—	
Insurance fund for benefit of injured employees and dependents of employees killed in employment, to create—(See bill S. 5323.)		Building for, report relative to location of—	33
Insurance law code—(See Legal reserve life insurance business, infra.)		Business of, to expedite—(See bill S. 5485.)	
Jurors, to amend law relative to qualifications of—(See bill H. R. 5823.)		Sessions of, to amend law relative to holding of—(See bill S. 5774.)	
Juvenile court—		Police department, to establish woman's bureau in—(See bill S. 5819.)	
Act creating, to amend—(See bill S. 5543.)		Potomac Electric Power Co., report of—	126
Building for, to construct new—(See bill S. 5719.)		President's Memorial Branch Library, to erect library building to be known as—(See bill S. 5793.)	
Report of—	264	Public-building sites in, to acquire certain—(See bill S. 4663.)	
Lafayette Square, petitions for protection of—	143, 164, 173	Cloture on, motion for—	232
Land in—		Rejected—	247
Condemnation of—(See Park system, infra.)		Public Buildings and Public Parks of the National Capital—	
Exchange between District and United States of certain, authorizing—(See bill H. R. 15541.)		Director, reports of—	23
Street purposes, to use certain Federal-owned, for—(See bill S. 5708.)		Estimate of appropriation for office of—	271
Law associations, to provide for incorporation of nonprofit, nonsecret, national—(See bill S. 5372.)		Office of, relating to—(See bill S. 4651.)	
Legal reserve life insurance business in, to provide code of law governing—(See bill S. 4182.)		Public charitable and reformatory institutions in, article on, ordered printed—	173
Library building—(See President's Memorial Branch Library, infra.)		Public Library, to erect memorial library building to be branch of—(See bill S. 5793.)	
		Public-school employees, to exempt from certain salary limitations—(See bill S. 5667.)	
		Public-service corporations in, to further regulate—(See bill S. 4803.)	

District of Columbia—Continued.	Page
Public Utilities Commission—	
Annual report	23
Personnel of, to alter—(See bill H. R. 11119.)	
Public utilities, relating to expenses of valuations of—(See bill S. 3403.)	
Queens Chapel Road, to close and restore to abutting property owners part of—(See bill S. 5732.)	
Recorder of deeds—	
Building for, to construct new—(See bill S. 5719.)	
Office of, to reorganize—(See bill H. R. 15347.)	
Rock Creek and Potomac Parkway, to sell certain land at margin of, for construction of church—(See bill S. 5231.)	
Societies organized under laws of, to permit holding of meetings outside of District by—(See bill S. 3774.)	
Square No. 575 and reservation No. 12 in, to acquire—(See bill S. 4554.)	
Steam pipe lines in alley between lots 5 and 22, in square 225, to permit laying of—(See bills S. 5692; H. R. 16920.)	
Street railway corporations in, authorizing merger of—(See bill S. 4803.)	
Streets in—	
Closing of certain, to amend act authorizing—(See bill S. 5732.)	
Widening and extending of certain, to use Federal property for—(See bill S. 5708.)	
Sunday observance in, memorials against compulsory—67, 78, 84, 99, 103, 111, 113, 171, 181, 188, 219	33,
Supreme Court of—(See Supreme Court of District of Columbia.)	219
Textbooks and educational supplies for public-school pupils, to provide free—(See bill S. 5785.)	
Traffic act of 1925, to amend—(See bills S. 5349, S. 5774.)	
Traffic violation bureau in traffic bureau of police department, to organize—(See bill S. 5774.)	
Trustees and committees—(See Lunatics, supra.)	
United States park police, to amend act relative to salaries of—(See bill S. 4651.)	
Wards, relating to accounts of guardians of—(See bill H. R. 12110.)	
Washington Gas Light Co., report of—	126
Washington Interurban Railroad Co., report of—	126
Washington Railway & Electric Co., report of—	126
West Executive Avenue, to remove gates and piers in—(See bill H. R. 54.)	
Woman's bureau—(See Police department, supra.)	
Women, to amend law in respect to—	
Descent and distribution—(See bill H. R. 16585.)	
Jury service—(See bill H. R. 5823.)	
Workhouse, estimate of appropriation for brick plant at—	256
Workmen's compensation—(See bills S. 5323, S. 5595.)	
Division of safety, to create in Bureau of Labor Statistics of Department of Labor—(See bill H. R. 12263.)	
Dobbins, Capt. Charles G.—(See bills S. 5714; H. R. 13143.)	
Dodge, Frances V.—(See bill H. R. 15197.)	
Dodge, Helen M.—(See bill S. 5456.)	
Dolan, Henry F.—(See bill S. 5286.)	
Donaldson, Michael A.—(See bill S. 4904.)	
Donaldson, William J.—(See bill H. R. 5930.)	
Doty, Cecelia E.—(See bill S. 5742.)	
Double prosecution for same offense, to prevent—(See bill S. 4597.)	
Dougherty, Mary H.—(See bill S. 1641.)	
Douglas County, Oreg., setting aside certain land in, as summer camp for Boy Scouts—(See bill S. 4252.)	
Downing, Henry F.—(See bill H. R. 1691.)	
Doxey, Josephine—(See bill S. 3739.)	
Drainage works—(See Irrigation and reclamation.)	
Drawbridges—(See Bridges.)	
Dryden, C. P.—(See bill S. 2094.)	
Dry Dock No. 6, owner of—(See bill S. 109.)	
Dubberly, James F.—(See bill S. 4930.)	
Duganne, C. G.—(See bill H. R. 17063.)	
Duggan, Lieut. Nicholas S.—(See bill S. 5237.)	
Dunbar, Charles O.—(See bill H. R. 3069.)	
Dunn, Lieut. Commander A. W., jr., authorizing acceptance of Spanish decoration by—(See bill S. 4820.)	

Dunn, Lieut. Commander Lucius C., authorizing acceptance of Danish decoration by—(See bill H. R. 9061.)	Page
du Pont, Amelia E., for refund of estate tax erroneously collected from estate of—(See bill S. 1909.)	
du Pont, Henry A., relative to death of late Senator—(See S. Res. 308.)	
du Pont, T. Coleman (Senator from Delaware)—	
Attended—	3
Committee service—	36
Durell, Edward—(See bill S. 4556.)	
Duties and drawbacks—(See Imports and exports.)	
Dwyer, Frank J.—(See bill H. R. 8477.)	
E	
Eagle Pass, Tex., releasing to certain grantors title of United States in certain land near—(See bill H. R. 13778.)	
Earhart, William—(See bill H. R. 14955.)	
Earle, William—(See bill S. 5203.)	
East Potomac Park—(See District of Columbia.)	
Easterly, Lewis H.—(See bill H. R. 10193.)	
Eastport, Miss., providing for markers for battle field of—(See bill H. R. 9564.)	
Economic conditions in country, to appoint committee to investigate—(See S. Res. 378.)	
Economic conference at Geneva, Switzerland, to provide for expenses of American participation in work of—(See H. J. Res. 351.)	
Message of President relative to, ordered printed—	146
Edge, Walter E. (Senator from New Jersey)—	
Attended—	3
Committee service—	36
Conferee, appointed as—	37
Resolutions submitted by—	
Baird, David, relative to death of—(See S. Res. 370.)	
Edson, Cyrus—(See bill S. 5251.)	
Education and Labor, Committee on—(See Committees, standing.)	
Edward Hines Junior Hospital, Broad View, Ill., to amend contract for construction of—(See bill S. 4535.)	
Edwards, Edward I. (Senator from New Jersey)—	
Attended—	3
Resolutions submitted by—	
Industrial alcohol, requesting information relative to poisoning of—(See S. Res. 311.)	
"Effects of future trading," report of Federal Trade Commission entitled—	22
Eighth Pan American Sanitary Conference at Lima, Peru, to pay expenses of American delegates to—(See H. J. Res. 330.)	
Messages of President relative to, ordered printed—	64, 271
Electric light and power companies—	
Financial structure of—	
Investigation of, to appoint committee for—(See S. Res. 371.)	
Report of Federal Trade Commission on—	207
Elizabeth River, Va., extending time for construction of bridge across southern branch of—(See bill S. 5585.)	
Elliott, Asenath—(See bill S. 4763.)	
Ellis, Helen J.—(See bill S. 4656.)	
Ellsworth, Lincoln, awarding congressional medal of honor to—(See bill S. 5610.)	
El Paso and Fabens, Tex., approving issuance of Army stores for relief of flood sufferers at—(See bills S. 4693; H. R. 15127.)	
Embury, James E.—(See bill S. 5461.)	
Emergency Fleet Corporation—(See Shipping Board Emergency Fleet Corporation.)	
Emmons, Adelia M.—(See bill S. 5478.)	
Employees' compensation act—	
Amendment of—(See bill H. R. 11325.)	
Petitions for—	103, 108
Benefits of, to extend to—	
Arnold, Una May (See bill S. 4932.)	
Doxey, Josephine—(See bill S. 3739.)	
Gee, Otis—(See bill S. 5269.)	
Glover, Daniel S.—(See bill S. 1515.)	
Martin, Steadman—(See bill S. 5281.)	
McGuire, Joseph T.—(See bill S. 4972.)	
Metaxiotis, Athanasios—(See bill S. 5282.)	

Employees' compensation act—Continued.	Page
Oppenheim, Melvin J.—(See bill S. 5547.)	
Riley, Martin E.—(See bill S. 5087.)	
Rollins, James W.—(See bill S. 5212.)	
Employees' compensation in District of Columbia—(See District of Columbia.)	
Employees of United States—	
Civil service—(See Civil service.)	
Holding of more than one office by certain, to amend law relating to—(See bill S. 4101.)	
Oaths of office to, authorizing members and representatives of Civil Service Commission to administer—(See bill S. 4662.)	
Officers—(See Officers of United States.)	
Political party conventions or committee meetings, to prohibit attendance as officers or delegates at, by—(See bill S. 5236.)	
Postal employees—(See Postal Service.)	
Reclassification of—(See bill S. 5033.)	
Retirement act—(See Civil Service.)	
Retirement age, to amend law relating to continuation of employment after—(See bill H. R. 13477.)	
Watchmen and building guards, relating to labor of—(See bill S. 5460.)	
Employment, to appoint committee to study relation of construction of public works to stabilization of—(See S. Res. 354.)	
Employment service in Department of Labor, report of useless papers in—	161
"Enforcement of mineral leases, Geological Survey, 1926," report of expenditures from appropriation entitled—	188
Engel, Wilhelmine—(See bill S. 5489.)	
English, George W., impeachment of—	35, 287
Proceedings in trial of—	287
Dismissal of, order for—	47
Printing of, order for—	
Envelopes—(See Stamped envelopes.)	
Equity courts—(See Courts of United States.)	
Eriesson, H. C.—(See bill S. 1456.)	
Erie, Pa., to turn over gunboat (U. S. S. Wolverine) to—(See bill S. 4470.)	
Ernst, F. A.—(See World's inorganic nitrogen industry.)	
Ernst, Richard P. (Senator from Kentucky)—	
Attended—	3
Federal committee, appointed on—	14, 176
Resolutions submitted by—	
Bill S. 4480, extending patents issued to World War veterans, requesting House to reconsider vote on passage of, and to return to Senate—(See S. Res. 293.)	
Gould, Arthur R., Senator from Maine, to reimburse for expenses in connection with investigation of charges against him—(See S. Res. 368.)	
Johnson, Magnus, to pay expenses incurred in contest of election of Senator from Minnesota by—(See S. Res. 361.)	
Errickson, Dora—(See bill S. 5301.)	
Estate tax—	
Refund of—(See du Pont, Amelia E.)	
Repeal of—(See bill S. 4978.)	
Petitions favoring—	40, 135, 153, 158, 212, 219, 299
Estes, Carl L.—(See bill S. 4928.)	
Estes, William—(See bill S. 4924.)	
Estherville-Minim Creek Canal, S. C., to construct two bridges across—(See bill S. 5207.)	
Estimates of appropriations—(See President of United States.)	
Ethnological researches among American Indians—(See Smithsonian Institution.)	
European corn borer, for eradication or control of—(See bill H. R. 15649; H. J. Res. 359.)	
Petition for—	135
Evans, Capt. F. T., authorizing acceptance of Greek decoration by—(See bills S. 5789; H. R. 15981.)	
Evans, Mrs. Jessie, communication from Federal Income Bureau to—	99
Evans, Lillie F.—(See bill S. 1818.)	
Evans, Martha A.—(See bill S. 5544.)	
Evans Mercantile Co.—(See bills S. 5506; H. R. 14567.)	
Evening sessions, orders for—	129, 137, 185, 190, 232, 250
Everglades of Florida, to investigate reclamation possibilities of—(See bill S. 5075.)	
Everman, Arra E.—(See bill S. 5169.)	
Executive and independent offices, appropriations for—(See bill H. R. 15959.)	

Executive business—	Page
Army reserve officers, nominations of, reported—	51
Barrows, David Prescott, nomination to be major general, reserve, in Army, reported—	51
Nominations, to amend rules of Senate relating to consideration of—(See S. Res. 335.)	
Panama, injunction of secrecy removed from convention with—	94
Executive departments, claims adjusted by—	246
Exley, Maj. C. M.—(See bills S. 5210; H. R. 16058.)	
Exmoor (steamship), owners of—(See bill S. 4690.)	
Ex-Service men—(See World War veterans.)	
Ezell, George C.—(See bill S. 5691.)	
F	
Fabens and El Paso, Tex., approving issuance of Army stores for relief of flood sufferers at—(See bills S. 4693; H. R. 15127.)	
Faceina, Anna—(See bill S. 504.)	
Fairbanks, Alaska, authorizing issuance of bonds by town of—(See bill H. R. 11843.)	
Farm loan act—(See Federal farm loan act.)	
Farm products—(See Agricultural products.)	
Farm relief—(See Agricultural relief.)	
"Farm surplus act of 1927, the," to enact—(See bill S. 5088.)	
Farmer, Jennie M.—(See bill S. 5605.)	
Farmers—	
Government insurance for, requesting opinion of Secretary of Agriculture regarding—(See S. Res. 360.)	
Loans to, for feed and seed grain purchases, authorizing—(See bill S. 5082.)	
Farmers' cooperative associations—(See Cooperative associations.)	
Farmers Federated Fertilizer Corporation, to incorporate, and to lease Muscle Shoals project to—(See bills S. 4632, 5319.)	
Secretary of Treasury, communication from, relative to—	173
Secretary of War, communication from, relative to—	64
Farmers National Bank of Danville, Ky.—(See bill S. 4911.)	
Farmers' produce market—(See District of Columbia.)	
Farr, Mary Noyes—(See bill S. 5195.)	
Farrell, James—(See bill S. 5233.)	
February 6, 1928, to designate as day of national celebration of one hundred and fiftieth anniversary of signing at Paris of treaty of alliance with France—(See S. J. Res. 170.)	
Federal Board for Vocational Education, report on travel of officers and employees of—	32
Federal buildings—(See Public buildings.)	
Federal corrupt practices act, 1925, to amend—(See bill S. 5647.)	
Federal estate tax—(See Estate tax.)	
Federal farm board, to establish—(See bills S. 4808, S. 5088.)	
Federal farm loan act, amendment of—(See bills S. 4826, S. 4944, S. 5832.)	
Federal Farm Loan Board, estimate of appropriation for—	246
Federal Government, petition for promotion of welfare of—	173
Federal highway aid—	
Public land States, relative to, in—(See bill S. 4530.)	
Toll bridges owned by States or municipalities and roads leading thereto, to grant, for—(See bills S. 5776; H. R. 16551.)	
Federal Income Bureau, communication to Mrs. Jessie Evans from—	99
Federal intermediate credit banks—	
Law relating to, amendment of—(See bills S. 4826, S. 4944, S. 5448.)	
System of, to reorganize administration of—(See bill S. 5665.)	
Memorial against—	171
Federal intermediate credit bureau, to create—(See bill S. 5665.)	
Federal investment bank system, to establish—(See bill S. 5832.)	
Federal land banks, to amend law relating to—(See bill S. 4944.)	
Memorial against—	171
Federal Motor Truck Co., papers withdrawn—	278

Page		Page
	Federal offices, to investigate barter of—(See S. Res. 301, S. Res. 338.)	
	Georgia, in—(See S. Res. 285.)	
	Federal Power Commission—	
	Act creating—	
	Amendment of—(See bills S. 5322, S. 5362.)	
	Repeal of—(See bill S. 5370.)	
	Colorado River, to suspend authority of, to issue water-power licenses on—(See bills S. 5760, S. 5821, S. J. Res. 4.)	
	Nonnavigable streams, to exclude from jurisdiction of—(See bill S. 5322.)	
	Permits and licenses issued, report of—	28
	Personnel, to detail or employ additional—(See bill S. 5362.)	
	Publications issued, report of—	23
	Travel of officers and employees, report on—	23
	Typewriters and other labor-saving devices purchased and exchanged, report of—	28
	Federal prisoners—	
	Employment for, to investigate—(See S. Con. Res. 27.)	
	Punishment of escaped, to provide for—(See bills S. 5202; H. R. 15975.)	
	Federal reserve bank notes, to provide for redemption of worn or mutilated—(See bill S. 4615.)	
	Federal Reserve Board, report of—	262
	Federal reserve notes, to provide for redemption of worn or mutilated—(See bill S. 4615.)	
	Federal reserve pension fund, to incorporate—(See bill S. 3657.)	
	Federal seamen's compensation act, to enact—(See bill S. 4730.)	
	Federal Statutes, to revise and print index to—(See bill H. R. 9173.)	
	Federal Trade Commission—	
	Communications from, transmitting—	
	Annual report—	28
	Bread-baking industry, report on conditions in—	164
	Ordered printed—	190
	Electric power companies, report on organization, control, and ownership of, ordered printed—	207
	Gasoline and other petroleum products, statement relative to report on prices of—	269
	Grain trade, volume 7 of report on—	22
	Stock dividends of corporations, statement relative to report on—	260
	Typewriters and other labor-saving devices, report on exchanges of—	22
	Nominations to, for consideration in open session of—(See S. Res. 335.)	
	Federal water power act, to amend—(See bills S. 5322, S. 5362.)	
	Repeal of—(See bill S. 5370.)	
	Fee, May—(See bill S. 5410.)	
	Feed and seed grain, authorizing loans to farmers in crop-failure area for purchase of—(See bill S. 5082.)	
	Fernald, Bert M. (late Senator from Maine)—	
	Death of, announcement of, and proceedings thereon—	4, 145, 192
	Ferrell, John—(See bill H. R. 2229.)	
	Ferris, Woodbridge N. (Senator from Michigan)—	
	Attended—	3
	Funeral committee, appointed on—	176
	Fertilizers, petition for removal of duty on—	103
	Fess, Simeon D. (Senator from Ohio)—	
	Attended—	3
	Committee to attend celebration of one hundred and fiftieth anniversary of meeting of Continental Congress at York, Pa., appointed on—	279
	Concurrent resolutions submitted by—	
	Washington, George, to print President's address and proceedings in House of Representatives relative to proposed celebration of bicentennial of birth of—(See S. Con. Res. 28.)	
	Conferee, appointed as—	42
	Funeral committee, appointed on—	14, 176
	Fidelity & Deposit Co. of Maryland—(See bill H. R. 12551.)	
	Fiduciary obligations—(See District of Columbia.)	
	Field, Martha G.—(See bill S. 5081.)	
	Fifth-class mail matter—(See Postal Service.)	
	Figgins, Lilah Ruth—(See bill S. 4628.)	
	Finkel, Emma—(See bill S. 5132.)	
	Finance, Committee on—(See Committees, standing.)	
	Findley, Donald—(See bills S. 5283; H. R. 16155.)	
	Fine Arts—(See National Commission of.)	
	Finlaw, James P.—(See bill S. 5170.)	
	Firearms—	
	District of Columbia, to regulate, in—(See bill S. 5806.)	
	Mailing of certain, to prohibit—(See bill H. R. 4502.)	45, 49
	Petitions for—	
	First Baptist Church—(See Oxford, N. C.)	
	First-class matter—(See Postal Service.)	
	First National Bank of Herington, Kans.—(See bill S. 5048.)	
	First National Bank, Savanna, Ill.—(See bills S. 5315; H. R. 16311.)	
	Fischer, George—(See bill S. 4982.)	
	Fish and fisheries—	
	District of Columbia—	
	Black bass in, to regulate sale of—(See bill S. 5266.)	
	Protection of fish in, for further—(See bill S. 5059.)	
	Nebraska, to establish fish-cultural station in, as auxiliary to Spearfish (S. Dak.) fisheries station—(See bill S. 5030.)	
	Washington, to establish fisheries experiment station on coast of—(See bill S. 1203.)	
	Fisher, Elizabeth D.—(See bill S. 5437.)	
	Fisher, Emma S.—(See bill S. 4637.)	
	Five Civilized Tribes—(See Indians and Indian reservations.)	
	Flaherty, Lawrence J., late Representative from California, memorial services in House on—	242
	Flanders, Lydia E.—(See bill S. 5120.)	
	Flathead Indian Reservation—(See Indians and Indian reservations.)	
	Fletcher, Duncan U. (Senator from Florida)—	
	Attended—	3
	Committee on Disposition of Useless Papers in Executive Departments, appointed on—	180
	Conferee, appointed as—	72, 140, 160, 215, 242
	Credentials presented—	38
	Funeral committee, appointed on—	14
	Fletcher, Irene, to pay one year's salary of late Joseph Montgomery to—(See S. Res. 339.)	
	Florida—	
	Everglades of, to investigate reclamation possibilities of—(See bill S. 5075.)	
	Senators from—	
	Fletcher, Duncan U., attended—	3
	Trammell, Park, attended—	3
	Flour from imported wheat—	
	Bonded manufacturing warehouses, to prohibit manufacture of, in—(See bill S. 5697.)	
	Drawback of duties on, to prohibit payment of—(See bill S. 5697.)	
	Food and drugs act, to amend—(See bill H. R. 12315.)	
	Ford, Celynda Werner—(See bill S. 5068.)	
	Ford, Harry C.—(See bill S. 4739.)	
	Ford's Theater—(See District of Columbia.)	
	Foreclosure proceedings, to make United States party to certain—(See bill S. 5787.)	
	Foreign affairs of United States, petition indorsing present administration of—	140
	Foreign commerce service in Bureau of Foreign and Domestic Commerce of Department of Commerce—(See bill H. R. 3858.)	
	Foreign concessions procured by American citizens, to investigate—(See S. Res. 319.)	
	Foreign judgments, relating to—(See bill S. 5560.)	
	Foreign mails of United States, relative to transportation of—(See bill S. 5674.)	
	Foreign Relations, Committee on—(See Committees, standing.)	
	Foreign Service retirement and disability system, report on operation of—	256
	Forest highways, report on construction of—	51
	Forest lands—	
	Act for protection of, to amend—(See bill S. 5834.)	
	Purchase of certain, petition for—	158
	Forest reservations—(See National forests.)	
	Forest Service, report of contributions for cooperative work with—	21
	Forest-tree seeds and plants, to cooperate with States for distribution of—(See bill S. 5834.)	
	Forsyth, Elizabeth—(See bill S. 5741.)	

Page		Page
	Fort Apache Reservation—(See Indians and Indian reservations.)	
	Fort Baker Military Reservation—(See Military reservations.)	
	Fort Donelson, Tenn.—(See National military parks.)	
	Fort Hall Indian irrigation project—(See Indians and Indian reservations.)	
	Fort Hall Indian Reservation—(See Indians and Indian reservations.)	
	Fort Jay, Governors Island, N. Y., to construct barracks at—(See bill H. R. 17182.)	
	Petition for—	148
	Fort McHenry, Md., to further restore and preserve—(See bills S. 5771; H. R. 17222.)	
	Fort Peck Reservation—(See Indians and Indian reservations.)	
	Fort Sill (Okla.) Military Reservation—(See Military reservations.)	
	Fort Stevens, Oreg., approving issuance of property from stores at, for relief of sufferers from fire at Astoria, and allowing credit therefor—(See bill H. R. 9912.)	
	Fort Wayne, Ind., granting easement over Government property to—(See bill H. R. 16281.)	
	Foster, Kennedy F.—(See bill H. R. 9855.)	
	Fourth-class matter—(See Postal Service.)	
	Fowler, George W.—(See bill S. 5186.)	
	Fox, Cyrus Garfield—(See bill S. 4900.)	
	Fox River, Ill., to legalize bridge across—(See bill S. 4874.)	
	France—	
	Madeleine (French steamship), to pay indemnity to, for losses sustained by owners of—(See bill H. R. 15116.)	
	Spoilation claims, to pay—(See bill S. 62.)	
	Treaty of alliance with, to commemorate one hundred and fiftieth anniversary of signing at Paris of—(See S. J. Res. 170.)	
	Francke, Lewis H.—(See bill H. R. 1564.)	
	Franklin H. Skeele (vessel), judgment in case of—	246
	Franklin Ice Cream Co.—(See bill S. 4330.)	
	Frauds, relative to use of mails for promotion of—(See bills S. 4903, S. 5144, S. 5307.)	
	Petition relative to—	11
	Frazier, Lynn J. (Senator from North Dakota)—	
	Attended—	3
	Committee service—	36
	Conferee, appointed as—	277
	Resolutions submitted by—	
	Mexico, expressing sense of Senate relative to armed intervention in, while Congress is not in session—(See S. Res. 329.)	
	Textile and metal manufacturing corporations, to investigate—(See S. Res. 317.)	
	Fredericksburg, Va., to establish national military park at and near—(See bill H. R. 9045.)	
	Petition favoring—	148
	Freeburn, Lucinda—(See bill S. 5483.)	
	Freedmen's Hospital—	
	Estimate of appropriation for housing nurses at—	262
	Pay patients, report of receipts and expenditures on account of—	23
	Professional and other services, report of expenditures for—	23
	Freeman, Luella J.—(See bill S. 5023.)	
	Freight rates—(See Railroads.)	
	French, Phynella A.—(See bill S. 4578.)	
	French guns belonging to United States, to loan to city of Walla Walla, Wash., certain—(See H. J. Res. 233.)	
	French spoliation claims, to pay—(See bill S. 62.)	
	Fruits and vegetables, relating to labeling of foreign-grown—(See bill H. R. 12315.)	
	Memorial against—	97
	Fry, Arminda—(See bill S. 4991.)	
	Fugitives—(See District of Columbia.)	
	Fuller, Charles, eulogies in House on late Representative—	147
	Funk, Hannah—(See bill S. 5261.)	
	Furbush, Edith M.—(See bill S. 5539.)	
	Furrow, John F.—(See bill S. 4764.)	
	G	
	Gaelic Prince (steamship), owners of cargo aboard—(See bill S. 118.)	
	Gallatin, Albert, authorizing selection of site in Washington, D. C., and erection of monument to—(See S. J. Res. 113.)	
	Gallison, Mary J.—(See bill S. 5080.)	
	Galvin, Mathew—(See bill S. 4779.)	
	Gam, James H. S.—(See bill S. 5715.)	
	Garner, Frank R.—(See bill S. 4929.)	
	Garretson, Lloyd, Co.—(See bill S. 5703.)	
	Garvin, Sarah Emma—(See bill S. 5064.)	
	Gas companies, to appoint committee to investigate financial structure of—(See S. Res. 371.)	
	Gases, war—(See War.)	
	Gasoline and other petroleum products, communication from Federal Trade Commission relative to report on prices of—	269
	Gaugers—(See Storekeepers.)	
	Gaughan, John—(See bill S. 5054.)	
	Gaynor, James—(See bill H. R. 2184.)	
	Gee, Otis—(See bill S. 5269.)	
	General Accounting Office—	
	Annual report—	23
	Claims allowed by—	246
	Publications received and distributed, report of—	23
	Travel of officers and employees, report on—	23
	Typewriters and other labor-saving devices, report on exchanges of—	33
	Useless papers in, report of—	
	General Claims Commission between United States and Mexico, relative to extending life of—(See S. Res. 352.)	
	General Hospital of Weston, Weston, W. Va.—(See bill H. R. 15197.)	
	Geographic code system—(See Harriman geographic code system.)	
	Geological Survey, reports of expenditures made for benefit of Indian tribes by—	188
	George, Walter F. (Senator from Georgia)—	
	Attended—	3
	Credentials presented—	112
	Washington's Farewell Address—	
	Designated to read—	139
	Read address—	197
	Georgetown & Tennallytown Railway Co., report of—	126
	Georgetown Barge, Dock, Elevator & Railway Co., report of—	62
	Georgetown Gas Light Co., report of—	126
	Georgia—	
	Federal offices in, to investigate barter of—(See S. Res. 285.)	
	Senators from—	
	George, Walter F., attended—	3
	Harris, William J., attended—	3
	Georgia Avenue—(See District of Columbia.)	
	Germany—	
	American claims against—	
	Official correspondence relating to, ordered printed—	33
	Payment of, providing for—(See bill H. R. 15009.)	
	German claims against United States, to settle certain—(See bill H. R. 15009.)	
	Hairs of certain deceased seamen, claims from Government of, for relief of—	20
	Payment of, authorizing—(See bill S. 5638; H. J. Res. 350.)	
	Property of nationals of, to return—(See bill H. R. 15009.)	
	Petition favoring—	82
	Ships seized by United States, requesting copies of correspondence relating to—(See S. Res. 310.)	
	Transmittal of—	67
	Gerry, Peter G. (Senator from Rhode Island)—	
	Attended—	3
	Conferee, appointed as—	217
	Gettinger, Samuel—(See bill S. 5749.)	
	Gholson, Ellen M.—(See bill S. 5439.)	
	Glehn, Fred S.—(See bill H. R. 12563.)	
	Gilkey, Eunice—(See bill S. 5390.)	
	Gilkison, G. W.—(See bill H. R. 3663.)	
	Gillespie, Emma E.—(See bill S. 5635.)	
	Gillett, Frederick H. (Senator from Massachusetts)—	
	Attended—	3
	Committee service—	36
	Gillmore, Lydia A.—(See bill S. 5172.)	
	Gilmore, Ellen—(See bill S. 4706.)	
	Gladfelter, Curvin P.—(See bill S. 5288.)	

	Page		Page
Glass, Carter (Senator from Virginia)—	3	Grazing—	40
Attended	131, 196	Control of, on public domain, memorial against	115, 135, 188
Conference, appointed as	131, 196	Fees for, memorials against increase in	115, 135, 188
Resolutions submitted by—		Montana, authorizing cooperative agreements for range development in—(See bill H. R. 15603.)	
Banking bill (H. R. 2), to investigate alleged lobbying activities in connection with—(See S. Res. 355.)		Regulation of, on—	
Glenn, Sarah J.—(See bill S. 4833.)		Alaska, public lands in—(See bill S. 3963.)	
Glover, Daniel S.—(See bill S. 1515.)		National forests—(See bills S. 4865, S. 5206.)	
Glover, Walter John and Alma Genevieve, to add to final roll of Indians of Flathead Indian Reservation names of—(See bill S. 5354.)		Public lands—(See bill S. 5206.)	50
Glunt, Emily K.—(See bill S. 5718.)		Memorial against	158
Glynn, Thomas—(See bill S. 5102.)		Secretary of Agriculture, memorial against taking power to regulate, away from	146
Goff, Guy D. (Senator from West Virginia)—	3	Great Britain—	
Attended	3	Mavisbrook (British steamship), to pay indemnity to, for relief of owners of—(See bill S. 1730.)	
Resolutions submitted by—		Tucker, Edwin, British subject, claim from Government of, on account of death of	146
Dinger, Effie Davies, to pay six months' compensation to—(See S. Res. 295.)		Payment of, authorizing—(See H. J. Res. 355.)	
Gould, Arthur R., Senator from Maine, authorizing holding of hearings in respect to charges against—(See S. Res. 296.)		Great-Lakes-to-sea shipway—(See St. Lawrence River shipway.)	
Golden, Colo., granting lands to—(See bill H. R. 16017.)		Green Bay Dry Dock Co., bondsmen for—(See bill S. 4268.)	
Goldenweiser, E. A.—(See bill S. 5539.)		Green, Catherine—(See bill S. 5294.)	
Goldin, Theodore W.—(See bills S. 5221; H. R. 5275.)		Green, Eldoris Y.—(See bills S. 4879, S. 4901.)	
Golladay, Belle—(See bill S. 4868.)		Green River, Wyo., and tributaries, to make surveys and estimates for irrigation work on—(See S. J. Res. 131.)	
Goodenough, F. J.—(See bill S. 5072.)		Green, William W.—(See bill S. 2139.)	
Gooding, Frank R. (Senator from Idaho)—	3	Greene, Frank L. (Senator from Vermont)—	3
Attended	20	Attended	37, 215, 242
Conference, appointed as	51, 242	Conferee, appointed as	37, 215, 242
Credentials presented	51, 242	Greenwood, Mary L.—(See bill S. 5386.)	
Resolutions submitted by—		Griffith, George McC.—(See bill S. 5050.)	
Committee on Interstate Commerce, to continue employment of assistant clerk for—(See S. Res. 314.)		Griffith, Thomas—(See bill H. R. 5921.)	
Goodwin, David E.—(See bill H. R. 5042.)		Griffitts, Alice B.—(See bill S. 5171.)	
Gordon, Emma—(See bill S. 5345.)		Grimes, Edward A.—(See bill H. R. 1840.)	
Gordon, Giles—(See bill H. R. 1129.)		Gristy, James R.—(See bill S. 287.)	
Gorgas Memorial Laboratory, authorizing permanent annual appropriation for maintenance of—(See bill S. 5449.)		Grove, Mary E.—(See bill S. 4873.)	
Gould, Arthur R. (Senator from Maine)—		Groves, Maria—(See bill S. 5426.)	
Charges against, to investigate certain—(See S. Res. 278.)		Grubbs, Mary Viola—(See bill S. 4701.)	
Expenses incurred in defending, to pay—(See S. Res. 368.)		Guantanamo, Cuba, authorizing enlargement of naval dispensary at, for hospital purposes—(See bill H. R. 16580.)	
Hearings in respect to, authorizing holding of—(See S. Res. 296.)		Guardians—(See District of Columbia.)	
Report on	281	Gueguinou, Marie Yvonne—(See bill H. R. 9063.)	
Committee service	36	Guffin, Ruth T.—(See bill S. 5115.)	
Credentials presented	4	Gunnison County, Colo., to exchange public lands in Delta County, Colo., for private lands in—(See bill S. 4069.)	
Oath administered to	4	Gunther, Franklin Mott—(See bill H. R. 6588.)	
Government insurance for farmers, requesting opinion of Secretary of Agriculture regarding—(See S. Res. 360.)		Gushee, Frances M.—(See bill S. 5616.)	
Government life insurance fund—(See World War veterans' act, 1924.)		Guth, Mary—(See bill S. 5116.)	
Government Printing Office, annual report of operations of	105		
Government transportation requests, to punish counterfeiting or altering of—(See bill H. R. 8128.)			
Governors Island, N. Y.—(See Fort Jay.)			
Grab, Frank A.—(See bill H. R. 15182.)			
Grace Church, Plainfield, N. J., to remit duty on carillon of bells for—(See bill S. 5219.)			
Grace, Harriet—(See bill S. 5400.)			
Grade crossings—(See District of Columbia.)			
Grain—			
Future markets, to prevent sale of—(See bill S. 454.)			
Future trading in, report on effects of	22		
Seed and feed, authorizing loans to farmers in crop-failure area for purchase of—(See bill S. 5082.)			
Standards act—			
Amendment of—(See bill S. 5696.)			
Repeal of—(See bill S. 5817.)			
Petition favoring	219		
Grand Calumet River, Ill., authorizing reconstruction of bridge across—(See bill H. R. 16165.)			
Grand Canyon National Park—(See National parks.)			
Grant, Mary Helen—(See bill S. 5462.)			
Grays Harbor, Wash., to survey—(See bill S. 5800.)			
Grayson, William H.—(See bill S. 1261.)			

H

Hamilton, Arthur N.—(See bill S. 4630.)	
Hamilton, Jeffrey Wilson, and heirs, to enroll as members of Cherokee Tribe of Indians—(See bill S. 5416.)	
Hampton Roads, Va., authorizing construction at naval air station at—(See bill H. R. 16973.)	
Hankins, Garfield—(See bill H. R. 14071.)	
Hanley, Frank—(See bill S. 5049.)	
Hardesty, Catherine, to pay six months' compensation to—(See S. Res. 348.)	
Haring, Capt. Ellis E.—(See bill S. 4756.)	
Harlem River, N. Y., to examine, relative to permitting fixed bridges across—(See S. J. Res. 130.)	
Harlee, William C.—(See bill H. R. 10485.)	
Harney National Forest—(See National forests.)	
Harrel, J. W. (Senator from Oklahoma)—	
Attended	3
Harriman geographic code system, to create joint committee to consider purchase of—(See S. J. Res. 110.)	
Members on part of House appointed	284
Members on part of Senate appointed	286
Harrington, Thomas A.—(See bill S. 5199.)	
Harris, Augusta C.—(See bill S. 4559.)	
Harris, Mary E.—(See bill S. 5037.)	
Harris, Orthia J.—(See bill S. 5173.)	
Harris, William J. (Senator from Georgia)—	
Attended	3
Conferee, appointed as	37, 56, 69, 87, 150, 160, 175
Funeral committee, appointed on	14
McKinley, William B., memorial address on late Senator	242
Resolutions submitted by—	
Cotton, to investigate new uses of—(See S. Res. 286.)	
Federal offices in Georgia, to investigate barter of—(See S. Res. 285.)	
Harrison County, Miss., relinquishing title of United States to certain land in—(See bill S. 4782.)	
Harrison narcotic act—	
Amendment of—(See bill S. 4537.)	
Violations of, request of Secretary of Treasury relative to advance fund for use in securing evidence of	161
Harrison, Nora, restoring United States citizenship to—(See S. J. Res. 153.)	
Harrison, Pat (Senator from Mississippi)—	
Attended	3
Resolutions submitted by—	
Tax reduction legislation, expressing sense of Senate relative to—(See S. Res. 336.)	
Harrison, William R.—(See bills S. 4908; H. R. 15253.)	
Hart, Annie S.—(See bill S. 5096.)	
Hart, Julia A.—(See bill S. 5752.)	
Hartman, Flora—(See bill S. 5157.)	
Hartwell, C. Ella—(See bill S. 5044.)	
Harvey, Eulalia J. Adams—(See bill S. 4819.)	
Hasson, Col. John P.—(See bills S. 4908; H. R. 15253.)	
Havens, Amanda J.—(See bill S. 5215.)	
Haver, Sarah—(See bill S. 4657.)	
Hawaii—(See Pearl Harbor.)	
Hawaii National Park—(See National parks.)	
Hawes, Harry B. (Senator from Missouri)—	
Committee assignments	26
Credentials presented	4, 39
Oath administered to	4
Resolutions submitted by—	
Laws administered by Interstate Commerce Commission, to prepare and print annotated edition of—(See S. Res. 334.)	
Hawkins, James—(See bill H. R. 4258.)	
Hawkins, Jane C.—(See bill S. 5130.)	
Hawkins, Martha C.—(See bill S. 5255.)	
Hawthorne, Nev., to develop naval ammunition depot at—(See bill S. 5249.)	
Hayden, Carl, credentials presented	
Hayes, Katherine—(See bill S. 4726.)	
Head, Margaret T., administratrix—(See bill H. R. 9163.)	
Heath, Milo D.—(See bill S. 4896.)	
Hebblethwaite, Joseph R.—(See bill H. R. 4376.)	
Hedin, J. Thomas (Senator from Alabama)—	
Attended	2
Resolutions submitted by—	
Treasury Department employees, requesting information regarding certain—(See S. Res. 345.)	
Helena National Forest—(See National forests.)	

	Page		Page
Helium, to amend act for conservation and production of—(See bills S. 5069; H. R. 15344.)		Heller, Mary Ann—(See bill S. 4919.)	
Hendershott, Louise—(See bill S. 5250.)		Hendricksen, Warren M., to reinstate in United States Military Academy—(See bills S. 5316; H. R. 14895.)	
Henning, Edward J., United States district judge, authorizing acceptance of Italian decoration and diploma by—(See bill S. 5078.)		Hensley, John M.—(See bill S. 5225.)	
Henson, Elisha K.—(See bill S. 2302.)		Herbert, J. C.—(See bill H. R. 5787.)	
Herbert, J. C.—(See bill H. R. 11433.)		Herbert, Theodore—(See bill H. R. 11433.)	
Herman, Mary A.—(See bill S. 5373.)	3	Hernando County, Fla., to sell Brooksville plant introduction garden, in—(See S. J. Res. 137.)	
Herrera, Cosme—(See bill S. 5412.)		Herrick, Fred, to investigate certain timber contract of—(See S. Res. 332.)	
Expenses of investigation, to increase limit on—(See S. Res. 379.)		Petitions for	106, 115, 140
Hesson, Mary J.—(See bill S. 5773.)		Hetzler, Joseph P., authorizing acceptance of Spanish decoration by—(See bill S. 4820.)	
Heusted, Mary McLeod—(See bill S. 5140.)		Hickey, Frank—(See bill S. 70.)	
Higgins, Emily McL.—(See bill S. 5715.)		Highway aid—(See Federal highway aid.)	
Hilderbrand, R. W.—(See bill H. R. 11064.)		Hill, Maurice S.—(See bill S. 4878.)	
Hill, Tennessee—(See bill S. 5160.)		Hilton, Mary E.—(See bill S. 5746.)	
Hindus—		Naturalization of certain, confirming—(See S. J. Res. 128.)	
Wives of naturalized, petition for restoration of citizenship to	11	Hine, Lieut. Commander W. J., authorizing acceptance of Greek decoration by—(See bills S. 5789; H. R. 15981.)	
Historic records of United States, to establish committee for—(See bill S. 5650.)		"History and development of the public charitable and reformatory institutions and agencies in the District of Columbia," manuscript entitled; ordered printed	173
Hixson, Sarah C.—(See bill S. 4793.)		Hobble, Lou Etta—(See bill S. 4765.)	
Hockensmith, Thomas L.—(See bill S. 5458.)		Hockingberry, Mary A.—(See bill S. 5444.)	
Hodapp, Capt. P. A.—(See bills S. 5210; H. R. 16058.)		Hodgkins, Percis C.—(See bill S. 5045.)	
Hoffman, Josiah Ogden—(See bill H. R. 10238.)		Hoffmann, Gustav E.—(See bill H. R. 7921.)	
Hogan, James—(See bill S. 5223.)		Hogan, Richard—(See bill S. 4968.)	
Holbrook, Ethalinda—(See bill S. 5621.)		Holford, Lawrence—(See bill S. 4589.)	
Holland, Minnie C.—(See bill S. 5697.)		Holliday, Laura R.—(See bill S. 4824.)	
Hollingsworth, Fannie M.—(See bill S. 4824.)		Holmes, Charles B.—(See bill H. R. 16091.)	
Holmes, Lydia A.—(See bill S. 5158.)		Holmes, William H.—(See bill S. 5287.)	
Honest merchandise act of 1926, to enact—(See bill S. 4845.)		Hoopa Valley Indian Reservation—(See Indians and Indian reservations.)	
Hopi Indian Reservation—(See Indians and Indian reservations.)		Hopkins, Maj. E. O.—(See bills S. 5283; H. R. 16155.)	
Hopkins, Lewis C. & Co.—(See bill S. 3954.)		Horses—(See Army.)	
Horticultural experiment work—(See Southern Great Plains area.)		Hortop, Almon S.—(See bill S. 5729.)	
Hosley, Albert H.—(See bill H. R. 10035.)		Hosvet, Dorothy—(See bill S. 5355.)	
Hotchkin, Louisa C.—(See bill S. 5159.)		Hot Springs National Park—(See National parks.)	
Hotten, Cora E.—(See bill S. 5427.)		Houghton, Hattie M.—(See bill S. 4581.)	
Houghton, Julia A.—(See bill S. 5179.)			

House of Representatives—	
Members of—	
Elections of, to amend act providing for publicity of contributions in—(See bill S. 5018.)	
Reapportionment of, petition for—	126
Office building for, to construct new—(See bill H. R. 9009.)	
Quorum, notification of assembling of—	4
Senate, notification from, of assembling of quorum—(See S. Res. 279.)	
Ways and Means Committee of, authorizing holding of hearings after March 4, 1927, by—(See H. J. Res. 373.)	
Houston, Leander L.—(See bill S. 5648.)	
Hovey-King, Alvin—(See bill S. 5409.)	
Howard University—(See District of Columbia.)	
Howard, Warren V., widow of—(See bills S. 4353; H. R. 15863.)	
Howat, Agnes—(See bill S. 5208.)	
Howe, Myron W.—(See bill S. 5515.)	
Howell, Robert B. (Senator from Nebraska)—	
Attended—	3
Board of Visitors to Naval Academy, appointed on—	110
Committee service—	36
Hubrich, Helene M.—(See bill H. R. 1330.)	
Hudson & Manhattan Railroad Co., report of special mail contract with—	22
Hughes, Charles C.—(See bill H. R. 1464.)	
Hulings, Lieut. Commander Garnet—(See bill H. R. 3253.)	
Humes, Ella G.—(See bill S. 4877.)	
Humphrey, Maj. M. B., authorizing acceptance of Greek decoration by—(See bills S. 5789; H. R. 15981.)	
Hunt, Fannie O.—(See bill S. 5038.)	
Hunt, James—(See bill S. 4766.)	
Hunt, Mary C.—(See bill S. 5161.)	
Hunt, Sarah A.—(See bill S. 4955.)	
Hunt, Thomas V.—(See bill S. 5028.)	
Hunter-Brown Co.—(See bill S. 1304.)	
Hunter, Lieut. H. O'D., authorizing acceptance of Greek decoration by—(See bills S. 5789; H. R. 15981.)	
Hupman, Martha E.—(See bill S. 5133.)	
Hutchison, Caroline—(See bill S. 4818.)	
Hygienic Laboratory, to authorize increased appropriations for—(See bills S. 4540, S. 5835.)	
I	
Idaho—	
Legislature, resolution from, favoring revision of boundary of Yellowstone National Park—	235, 243
Senators from—	
Borah, William E., attended—	3
Gooding, Frank R., attended—	3
Idaho National Forest—(See National forests.)	
Illinois—	
Legislature, resolutions from—	
Agricultural policy, favoring adoption of sound—	113
Agricultural surplus control bill, favoring passage of—	173
Emergency Army officers, favoring retirement for disabled—	180
Senator from—	
Deneen, Charles S., attended—	3
Senator designate from—(See Smith, Frank L.)	
Illinois Bell Telephone Co.—(See bill H. R. 12309.)	
Imbrie, Katherine—(See S. J. Res. 112, S. J. Res. 143.)	
Immigration—	
Act of 1924—	
Amendment of—(See bills S. 4670, S. 4688, S. 5808; H. R. 6238; S. J. Res. 82, S. J. Res. 152)	
Modification of, memorials against—	96, 129, 190, 243, 256
Repeal of, petition for—	40
Alien immigration to United States, to prohibit—(See bill S. 5808.)	
National origins, law relating to—	
Amendment of—(See S. J. Res. 152.)	
Memorials against—	70, 103, 212
Petitions favoring—	127
Report made under—	
Basis of, requesting information regarding—(See S. Res. 362.)	
Message of President in response thereto—	271
Copy of, requesting—(See S. Res. 318.)	
Message of President transmitting, ordered printed—	69, 77
Ordered reprinted—	83

Immigration—Continued.	
National origins, law relating to—Continued.	
Report made under—Continued.	
Final copy of, requesting—(See S. Res. 369.)	271
Message of President in response thereto—	
Nonquota immigrant, to amend law relative to definition of—(See bills S. 4670, S. 4688; H. R. 6238; S. J. Res. 82.)	
Scandinavian countries, petitions for repeal of section of act regulating immigration from—	24
Vessels and vehicles used in smuggling of aliens, to provide for forfeiture of—(See bill S. 4670.)	
Visas, to abolish fees for—(See bill S. 5142.)	
Impeachment of George W. English—(See English, George W.)	
Imperial County, Calif., granting lands to, for highway purposes—(See bill H. R. 11487.)	
Imports and exports—	
Bagging, to amend tariff law relative to waste—(See bill S. 5786.)	
Carillon of bells, to remit duty on, for—	
Grace Church, Plainfield, N. J.—(See bill S. 5219.)	
Virginia World War Memorial, Richmond, Va.—(See bill S. 5551.)	
Cattle—	
Return free of duty from foreign countries, extending time for—(See S. J. Res. 157.)	
Tick-freed, to permit admission from Mexico into Texas of—(See bill H. R. 12775.)	
Duties and drawbacks, to amend law relative to review of decisions of customs officials regarding—(See bill H. R. 11658.)	
Farm products, requesting certain information regarding export of—(See S. Res. 356.)	277
Reply of Secretary of Agriculture—	
Finished manufactures and importation of crude materials, requesting information regarding stimulation of export of—(See S. Res. 337.)	
Message of President transmitting reply of Secretary of State—	274
Secretary of Commerce, reply of—	277
Jute and jute fabrics, to amend law relative to duties on—(See bill S. 5786.)	
Milk and cream, to regulate importation of—(See bill H. R. 11768.)	
Molasses and sugar sirups, relating to duty on—(See bill S. 5495.)	
Plants and plant products, authorizing search and seizure for quarantined—(See bill S. 5546.)	
Sugar-sack cloth, to amend tariff law relative to waste—(See bill S. 5786.)	
Wheat, flour, and by-products from imported—	
Bonded manufacturing warehouses, to prohibit manufacture of, in—(See bill S. 5697.)	
Drawback of duties on, to prohibit payment of—(See bill S. 5697.)	
Wheat seed, to place on free list for 1927—(See bill S. 5298.)	
Income Tax Unit of Internal Revenue Bureau, requesting names of employees in—(See S. Res. 345.)	
Response of Civil Service Commission—	234
Independent offices, appropriations for—(See bill H. R. 15959.)	
Indian Affairs—	
Bureau of—(See Bureau of Indian Affairs.)	
Committee on—(See Committees, standing.)	
Indian Service—(See Indians and Indian reservations.)	
Indian wars—	
Pensions—(See Pensions.)	
Veterans and scouts of, to supply markers for graves of—(See S. J. Res. 142.)	
Indiana—	
Legislature, resolutions from—	
Farm relief, favoring legislation for—	103
Federal estate tax, favoring repeal of—	158
Veterans' Bureau hospital in State, favoring establishment of—	148, 153
Relief of State of—(See S. J. Res. 158.)	
Senators from—	
Robinson, Arthur R., attended—	3
Watson, James E., attended—	14
Indians and Indian reservations—	
Absentee Shawnee Indian lands in Oklahoma, to pay drainage assessments on—(See bill S. 4451.)	

Indians and Indian reservations—Continued.	
Agency buildings, report of expenditures for—	24
Allegheny Reservation, N. Y., granting to State of New York and Seneca Indians jurisdiction over fish and game in—(See bill S. 3728.)	
Allotments held in trust—	
Patents in fee simple for, to cancel certain—(See bill S. 2714.)	
Will, regulating, disposed of by—(See bills S. 5145, S. 5526.)	
Apache, Kiowa, and Comanche Indians—	24
Expenditures from certain funds of, report of—	
Per capita payment from tribal funds, authorizing—(See bill S. 5200.)	
Assiniboine Indians, to adjudicate claims of—(See bill S. 2141.)	
Capitan Grande Band of Mission Indians (California), to extend trust period on lands of—(See bills S. 4708; H. R. 14250.)	
Cattaraugus Reservation, N. Y., granting to State of New York and Seneca Indians jurisdiction over fish and game in—(See bill S. 3728.)	
Cherokee Tribe of Indians, to enroll Jeffry Wilson Hamilton and heirs as members of—(See bill S. 5416.)	
Cheyenne River Reservation, S. Dak., Indians of—	
Industry among, to aid—(See bills S. 5662; H. R. 16840.)	
Per capita payment to, authorizing—(See bills S. 5633; H. R. 16212.)	
Chippewa Indians of Minnesota—	24
Expenditures from tribal funds, report of—	
Lands for, to reserve certain—(See bill H. R. 15664.)	
Choctaw Nation of Oklahoma—	
Coleman, Daisy Crockett, Agnes Irene Coleman, and Verna Ruth Coleman, to enroll as citizens of—(See bill S. 5094.)	
Educational expenditures from funds of, to increase—(See bill S. 5052.)	
Colville Indians, to adjudicate claims of—(See bill S. 4611.)	
Comanche Indians—(See Apache, Kiowa, and Comanche Indians, supra.)	
Confederated Bands of Utes—(See Ute Indians, infra.)	
Cowlitz Indians, to adjudicate claims of—(See bill S. 5254.)	
Creek Indians, to adjudicate claims of loyal—(See bill S. 5524.)	
Crow Creek Reservation, S. Dak., authorizing per capita payments to Indians of—(See bill S. 5559.)	
Crow Indians of Montana—	
Counsel for, to expend tribal funds for employment of—(See bill H. R. 11662.)	
Land allotment, to amend act providing for—(See bills S. 5509; H. R. 16845.)	
Dakota Indians on reservations, for final enrollment of—(See bill S. 5191.)	
Delaware Indians, to amend act authorizing adjudication of claims of—(See bill H. R. 15602.)	
Executive-order reservations, to lease unallotted lands for oil and gas mining, in—(See bill S. 4893.)	
Five Civilized Tribes of Indians, reports of—	96
Flathead Indian Reservation, to add names of Walter John Glover and Alma Genevieve Glover to final roll of Indians of—(See bill S. 5354.)	
Fort Apache Reservation, Ariz., to promote industry among Indians of—(See bills S. 5662; H. R. 16840.)	
Fort Hall Indian irrigation project, Idaho, to irrigate additional lands in—(See bill H. R. 16287.)	
Estimate of appropriation for—	274
Fort Hall Indian Reservation, Idaho—	
Indians of—	
Industry among, to promote—(See bills S. 5662; H. R. 16840.)	
Per capita payments to, authorizing (See bills S. 5661; H. R. 16744.)	
Irrigation of certain lands on, to investigate—(See bill H. R. 16288.)	

Indians and Indian reservations—Continued.	
Fort Peck Reservation, Mont.—	
Industry among Indians of, to promote—(See bills S. 5662; H. R. 16840.)	
Lands in, to amend act providing for allotment of—(See bill H. R. 10976.)	
Geological Survey, reports of expenditures for benefit of, made by—	188
Heirs of deceased allottees, determination of—	
Act relating to, amendment of—(See bills S. 5145; S. 5526.)	
Moneys deposited in connection with, report of—	24
Hoopa Valley Indian Reservation, Calif., to pay half of cost of bridge and road on—(See bill H. R. 10977.)	
Hopi Indian Reservation, Ariz., for bridge and road construction in—(See bill S. 4902.)	
Indian moneys, proceeds of labor, report of expenditures from—	24
Indian Service—	
Appropriations for pay of specified employees in, report of diversion of—	24
Field service employees, authorizing temporary detail to Washington office of—(See bills S. 4707; H. R. 13494.)	
Industrial work and care of timber, report of expenditures from appropriation for—	24
Industry among, encouragement of—	24
Expenditures for, report of—	
Tribal funds for, to expend certain—(See bills S. 5662; H. R. 16840.)	
Irrigation projects, report of cost of—	24
Jicarilla Reservation, N. Mex.—	
Industry among Indians of, to aid—(See bills S. 5662; H. R. 16840.)	
Private land in, to purchase certain—(See bill S. 4942.)	
Kiowa Indians—(See Apache, Kiowa, and Comanche Indians, supra.)	
Klamath Reservation, Oreg.—	
Industry among Indians of, to aid—(See bills S. 5662; H. R. 16840.)	
Timber in, to allocate—(See bill S. 4864.)	
Lake Indians, to adjudicate claims of—(See bill S. 4611.)	
Lakota Indians on reservations, for final enrollment of—(See bill S. 5191.)	
Medicine Lodge, Kans., to erect Indian memorial at—(See bills S. 5152; H. R. 17024.)	
Mescalero Reservation, N. Mex., to aid industry among Indians of—(See bills S. 5662; H. R. 16840.)	
Methow Indians, to adjudicate claims of—(See bill S. 4611.)	
Middle Rio Grande conservancy district, New Mexico, to investigate reclamation possibilities of certain Indian lands in—(See bill S. 5197.)	
Mining on, unallotted lands—(See Unallotted lands, infra.)	
Montana, to expend through State agencies appropriations for Indians of—(See bill S. 5498.)	
Nespelem Indians, to adjudicate claims of—(See bill S. 4611.)	
Northern Cheyenne Indians—(See Tongue River Reservation, Mont., infra.)	
Oil and gas mining—(See Unallotted lands, infra.)	
Oil Spring Reservation, N. Y., granting to State of New York and Seneca Indians jurisdiction over fish and game in—(See bill S. 3728.)	
Okanogan Indians, to adjudicate claims of—(See bill S. 4611.)	
Osage Indians, Okla., to amend act amending act for division of lands and funds of—(See bills S. 5243; H. R. 16074.)	
Pawnee Indian School, Okla., to construct administration building for—(See bill S. 5027.)	
Phoenix, Ariz., to enlarge Indian school farm near—(See bill H. R. 15906.)	
Pueblo Indians in New Mexico—	
Claims of, report relative to adjustment of, ordered printed—	
Lands of, for public purposes, to amend act relating to condemnation of—(See bill S. 5731.)	

Indians and Indian reservations—Continued.	
Puyallup Indian cemetery at Tacoma, Wash., to provide for upkeep of—(See bills S. 5660; H. R. 17044.)	
Relief of distress and prevention of disease, statement relative to construction of hospitals from appropriation for—	24
Reno-Sparks Indian colony, Nevada, to provide water system for—(See bill S. 4998.)	
San Pools (or San Pool) Indians, to adjudicate claims of—(See bill S. 4611.)	
Schools, report of expenditures for support of—	24
Seminole Nation, Okla., to increase educational expenditures of—(See bill S. 5052.)	
Seneca Nation of Indians and State of New York, granting jurisdiction over fish and game in certain Indian reservations to—(See bill S. 3728.)	
Sequoyah Orphan Training School near Tahlequah, Okla., to furnish adequate water supply for—(See bill H. R. 10207.)	
Shoshone or Wind River Reservation, Wyo., Indians of—	
Agreement with, to amend act ratifying certain—(See bills S. 4949; H. R. 15634.)	
Claims of, to adjudicate—(See bills S. 2301, S. 5523.)	
Bill S. 2301 vetoed by President—	112
Industry among, to aid—(See bills S. 5662; H. R. 10840.)	
Memorial against—	115
Sioux Indians—	
Claims of individual members, to investigate—(See bills S. 5520; H. R. 13503.)	
Expenditures from permanent fund, report of—	24
Sisseton and Wahpeton Bands of, to adjudicate claims of—(See bill S. 2202.)	
Survey and allotment work, statement of cost of—	24
Survey of, providing for general—(See S. Res. 341.)	
Temoak Band of homeless Indians, to purchase certain land at Ruby Valley, Nev., for use of—(See bill S. 4678.)	
Tongue River Reservation, Mont.—	
Industry among Indians on, report relative to encouragement of—	24
Northern Cheyenne Indians on, report on purchase of cattle for—	24
Unallotted lands—	
Minerals other than oil and gas, to lease, for mining of—(See bill H. R. 12393.)	
Nonmetalliferous minerals, to lease, for mining of—(See bill S. 4347.)	
Oil and gas mining, in Executive order reservations, to lease, for—(See bill S. 4893.)	
Ute Indians—	
Confederated Bands of, report of expenditures from funds of—	24
Utah and White River Tribes of, relief of—(See bill S. 1924.)	
Wind River Reservation—(See Shoshone or Wind River Reservation, supra.)	
Wisconsin Pottawatomi Indians, to appropriate treaty funds due—(See bill H. R. 16292.)	
Yakima Indian Reservation, Wash., readjusting cost of water furnished to—(See bill S. 4612.)	
Zuni Indian Reservation, N. Mex., to construct road on—(See bill S. 5353.)	
Indictments of nonresident citizens, report regarding—	22
Industrial Home School—(See District of Columbia.)	
Industry and employment, to appoint committee for study of relation of construction of public works to stabilization of—(See S. Res. 354.)	
Infants—(See District of Columbia.)	
Inheritance tax—(See Estate tax.)	
Inland Waterways Corporation, to amend act creating—(See bill S. 5671.)	
Insley, C. R.—(See bill H. R. 10725.)	
Insular Affairs, to establish office of—(See bill S. 5569.)	
Insular reorganization, to establish joint congressional commission on—(See S. J. Res. 164.)	
International court for settlement of disputes between nations, favoring creation of—(See S. Res. 287.)	
International law, favoring codification of—(See S. Res. 287.)	
International Trade Exhibition, New Orleans, La., for aid of—(See bill H. R. 12931.)	

Page	Interstate commerce—	Page
	Acids and alkalis, to safeguard distribution and sale of certain dangerous—(See bill S. 2320.)	
	Committee on—(See Committees, standing.)	
	Grain shipped in, relating to standards for—(See bill S. 5696.)	
	Merchandise, to prohibit traffic in misbranded or misrepresented—(See bill S. 4845.)	
	Motor vehicles operating as common carriers on public highways, to regulate—(See bill S. 5730.)	
	Platinum imported or transported in, to regulate marking of—(See bill S. 5604.)	
	Securities, to prevent fraud in respect to sale of, through interstate or foreign agencies—(See bill S. 5769.)	
	Stolen property in, to punish transportation of—(See bill S. 1871.)	
	Interstate commerce act, amendment of—(See bills S. 3889, S. 4390, S. 4601, S. 4842, S. 4892, S. 4923; H. R. 12065.)	
	Interstate Commerce Commission—	27
	Annual report—	
	Extension of, by creation of seven regional commissions, to provide for—(See bill S. 4842.)	
	Laws administered by, to prepare and print annotated edition of—(See S. Res. 334.)	
	Nominations to, for consideration in open session of—(See S. Res. 335.)	
	Travel of officers and employees, report on—	22
	Typewriters and other labor-saving devices purchased and exchanged, report of—	22
	Valuations—	
	Employment under appropriation for, report of—	22
	Tooele Valley Railroad Co., and others, reports on—	22
	Intoxicating liquors—	
	Constitutional amendment relating to, proposing—(See S. J. Res. 168.)	
	Double prosecution for illegal traffic in, to prevent—(See bill S. 4597.)	
	Eighteenth amendment to Constitution relating to, proposing repeal of—(See S. J. Res. 122.)	
	Medicinal purposes, to permit use of, for—(See bill S. 4915.)	
	Medicinal spirits, to provide for effective Government control of—(See bills S. 5801; H. R. 17130.)	
	Prohibition to, limiting—(See bill S. 4907.)	
	Intrastate commerce, proposing amendment to Constitution relative to—(See S. J. Res. 172.)	
	Inventions—(See Patents and inventions.)	
	Iowa—	
	Legislature, resolutions from—	126, 243
	Agricultural relief legislation, favoring—	143
	Molasses, favoring adequate duty on—	143
	Onyx, favoring increase in duty on—	113
	Senators from—	
	Steck, Daniel F., attended—	3
	Stewart, David W., attended—	3
	Irrigation and reclamation—	
	Bonds for, to provide for purchase of—(See bill S. 5832.)	
	Carson River, Nev., to investigate water-storage sites in basin of upper—(See bill S. 4604.)	
	Casper-Alcova project, Wyoming, report relative to—	105
	Colorado River, to appoint board of engineers for investigation of lower—(See S. J. Res. 146.)	
	Columbia Basin project, Washington, to investigate—(See S. Res. 349.)	
	Columbia River—	
	Allocation of waters of, extending certain acts relating to compact between certain States for—(See S. J. Res. 154.)	
	Dam in, to construct—(See bill S. 4627.)	
	Committee on—(See Committees, standing.)	
	Deschutes project, Oregon, to construct—(See bill S. 5335.)	
	Report relative to—	105
	Drainage works on certain reclamation projects, to negotiate for release from obligation to construct—(See bill H. R. 15284.)	
	Florida, to investigate reclamation possibilities of Everglades of—(See bill S. 5075.)	
	Fort Hall Indian irrigation project, Idaho, to irrigate additional lands in—(See bill H. R. 16287.)	
	Riverton irrigation project, petition for completion of—	243

Irrigation and reclamation—Continued.	
South, report on reclamation and development in—	
Southern-Lassen project, California, report relative to—	
Truckee River, Nev., to investigate water-storage sites in basin of upper—(See bill S. 4603.)	
Water-right charges, to amend act to adjust—(See bill S. 5649.)	
Wyoming, to make surveys and estimates for irrigation of certain lands in—(See S. J. Res. 131.)	
Yakima reclamation project, Washington, granting credit for water furnished Yakima Indian Reservation by—(See bill S. 4612.)	
Yazoo Basin, Miss., report on reclamation of swamp lands in—	234
Yuka, Miss., providing for markers for battle field of—(See bill H. R. 9564.)	
J	
Jackson Barracks, New Orleans, La., to sell to State of Louisiana—(See bill S. 4976.)	
Jackson, Bridget—(See bill S. 4636.)	
Jackson County, Miss., to relinquish title of United States to certain lands in—(See bills S. 4720; H. R. 14881.)	
Jackson, Elizabeth—(See bill S. 5178.)	
Jackson, Julia—(See bill S. 5514.)	
Jackson, Louise M.—(See bill S. 4935.)	
Jackson, Miss., to cancel screen-wagon contract in—(See bills S. 5320; H. R. 15905.)	
Jackson, Tenn., to change time of holding court at—(See bills S. 4711; H. R. 14831.)	
Jackson, Thornton—(See bill H. R. 6847.)	
James, Commander Jules, authorizing acceptance of Legion of Honor decoration from France by—(See bill S. 4683.)	
James River, Va., authorizing construction of bridge across—(See bill S. 5726.)	
James, Sarah C.—(See bill S. 5156.)	
Jameson, Joseph—(See bill S. 2788.)	
Jayne, Rear Admiral J. L., authorizing acceptance of Chilean decoration by—(See bills S. 5611; H. R. 16103.)	
Jeanneret, Henriqueta Koch y de—(See bill H. R. 8896.)	
Jennings, Martha E.—(See bill S. 4984.)	
Jester, William B.—(See bill S. 5715.)	
Jicarilla Indian Reservation—(See Indians and Indian reservations.)	
Johnsen, Thomas—(See bill S. 4719.)	
Johnson, Annie E.—(See bill S. 5591.)	
Johnson, Charlotte E.—(See bill S. 5253.)	
Johnson, Della—(See bill S. 5101.)	
Johnson, Ellen M.—(See bill S. 5151.)	
Johnson, Hiram W. (Senator from California)—	
Attended—	3
Conferee, appointed as—	37, 281
Resolutions submitted by—	
United States ships, requesting postponement of proposed sale and charter of—(See S. Res. 294.)	
Johnson, Katherine E.—(See bill S. 5480.)	
Johnson, Magnus, to pay expenses incurred in contest of election of Senator from Minnesota by—(See S. Res. 361.)	
Johnson, Solomon—(See bill S. 5155.)	
Johnson, Vernon L.—(See bill S. 5214.)	
Johnston, Zenas V.—(See bill S. 5410.)	
Joint Commission on Insular Reorganization, to establish—(See S. J. Res. 164.)	
Joint-stock land banks, to amend law relating to—(See bill S. 4944.)	
Jones, Andrews A. (Senator from New Mexico)—	
Attended—	3
Conferee, appointed as—	175
Jones, Lydia A.—(See bill S. 5575.)	
Jones, Martha E.—(See bill S. 5689.)	
Jones, Mary M.—(See bills S. 4749; H. R. 5622.)	
Jones, Capt. Melvin—(See bills S. 5210; H. R. 16058.)	
Jones, Virginia—(See bill S. 5013.)	
Jones, Wesley L. (Senator from Washington)—	
Attended—	3
Committee on Disposition of Useless Papers in Executive Departments, appointed on—	180
Committee on investigation of Northern Pacific land grants, appointed on—	286

Jones, Wesley L.—Continued.	
Conferee, appointed as—	69, 72, 150, 160, 172, 196
Credentials presented—	42
Navigation laws, report of Shipping Board subcommittee relative to codification of, presented by—	64
Resolutions submitted by—	
Shipping Board report on maintenance of merchant marine under Senate Resolution 262, to extend time for filing of—(See S. Res. 303.)	
Jones, Winifred C.—(See bill S. 4900.)	
Jordan, Mary Ida—(See bill S. 5032.)	
Journal—	
Reading of—	
Interruption of, point of order against, sustained—	260
Motion to dispense with further, point of order against—	253
Sustained—	254
Not in order under cloture order, point of order raised—	252
Statement of Chair relating thereto—	252
Submitted to and rejected by Senate—	253
Quorum question raised during, held not in order—	254
Recess during, motion for, held not in order—	254
Joyce, John F.—(See bill S. 5383.)	
Judges—(See Courts of United States.)	
Judicial Code—(See Courts of United States.)	
Judiciary, Committee on—(See Committees, standing.)	
Jui-Chin, Sun, claim from Government of China for relief of—	155
Payment of, authorizing—(See H. J. Res. 356.)	
Julian, George N.—(See bill S. 5763.)	
Juneau, Alaska, authorizing issuance of bonds by town of—(See bill H. R. 11803.)	
Jute and jute fabrics, to amend law relative to duties on—(See bill S. 5786.)	
Juvenile court—(See District of Columbia.)	
K	
Kammerling, Margarethe—(See bill S. 4827.)	
Kanawha River, W. Va., authorizing construction of bridge across—(See bills S. 4702, S. 5713; H. R. 16110, H. R. 17295.)	
Kansas—	
House of Representatives, resolution from, favoring certain measures for eradication of European corn borer—	135
Legislature, resolutions from—	
Agricultural relief, favoring legislation for—	106
Flood-water conservation in Kansas, favoring appropriation for—	164
Senators from—	
Capper, Arthur, attended—	3
Curtis, Charles, attended—	3
Kansas (Kaw) River, Kans., relative to certain dam in—(See bill H. R. 17089.)	
Kanzleiter, Emma E.—(See bill S. 5406.)	
Karns, Lester L.—(See bill S. 4920.)	
Kauffman, Melissa J.—(See bill S. 5573.)	
Keck, Mary H.—(See bill S. 5194.)	
Keiser, Charles G.—(See bill S. 4953.)	
Kelley, Henrietta V.—(See bill S. 5135.)	
Kelley, Joseph F.—(See bill S. 5293.)	
Kelley, Nancy—(See bill S. 5706.)	
Kelley, Nellie S.—(See bill S. 4575.)	
Kelly, Alice I.—(See bill S. 4971.)	
Kelly, George W.—(See bill H. R. 6422.)	
Kelly, Michael—(See bill S. 4716.)	
Kelly, Peter S.—(See bill S. 4729.)	
Kelly Springfield Motor Truck Co., of California—(See bill H. R. 1105.)	
Kendrick, John B. (Senator from Wyoming)—	
Attended—	3
Conferee, appointed as—	69, 172, 196, 277
Kenesaw Mountain battle field, Ga.—	
Commission created to inspect, report of—	21
National military park at, to establish—(See bill S. 4609.)	
Keut, Annie E.—(See bill S. 5428.)	
Kentucky—	
Legislature, resolution from, rejecting child labor amendment to Constitution—	24
Senators from—	
Ernst, Richard P., attended—	3
Sackett, Frederic M., attended—	3
Southern judicial district, to create, and to appoint judge therefor—(See bill S. 5359.)	

Kentucky-Wyoming Oil Co. (Inc.)—(See bill S. 4669.)
 Keyes, Henry W. (Senator from New Hampshire)—
 Attended-----3
 Conferee, appointed as-----37
 Resolutions submitted by—
 Colbert, Corinne W., to pay six months' compensation to—(See S. Res. 316.)
 Pages, to pay 22, from 1st to 5th of December, 1926—(See S. Res. 289.)
 Tramble, Annie, to pay six months' compensation to—(See S. Res. 315.)
 Kidder, Josephine V.—(See bill S. 4571.)
 Kidwell, Jordan—(See bill H. R. 15487.)
 Kieffer, Elizabeth W.—(See bill S. 241.)
 Kieffer, Martin C., jr.—(See bill S. 5392.)
 Kill Devil Hill—(See Kitty Hawk, N. C.)
 Klinder, Thomas—(See bill S. 5277.)
 Kindred, Mary E.—(See bill S. 5122.)
 King, Ira E.—(See bills S. 5348; H. R. 16442.)
 King, Mary E.—(See bill S. 5672.)
 King, Sabilla E.—(See bill S. 5367.)
 King, William H. (Senator from Utah)—
 Attended-----3
 Conferee, appointed as-----37
 Resolutions submitted by—
 Committee investigating office of Alien Property Custodian, authorizing certain expenditures by—(See S. Res. 307.)
 Federal offices in certain States, to investigate barter of—(See S. Res. 301.)
 German ships seized by United States, requesting copies of correspondence relating to—(See S. Res. 310.)
 Indians, providing for general survey of condition of—(See S. Res. 341.)
 Lausanne treaty with Turkey, requesting certain information in connection with—(See S. Res. 306.)
 Reed, Thomas M., relative to right of, to serve as judge for first district of Alaska—(See S. Res. 347.)
 Kingon, James W.—(See bill H. R. 7211.)
 Kingsbury, Augusta A.—(See bill S. 4620.)
 Kinsey, Maurice E.—(See bill H. R. 7156.)
 Kiowa Indians—(See Indians and Indian reservations.)
 Kirkman, Lloyd—(See bill S. 4768.)
 Kirkpatrick, Alma J.—(See bill S. 5124.)
 Kirkpatrick, Emily J.—(See bill S. 4767.)
 Kirkwood, Robert C., to appoint medical officer in Army—(See bill S. 4617.)
 Klissinger, John R.—(See bill S. 5777.)
 Kittson County, Minn., petition for flood relief in-----129
 Kitty Hawk, N. C., to erect monument commemorative of first power-driven airplane flight, on Kill Devil Hill, at—(See bill S. 4876.)
 Klamath Indian Reservation—(See Indians and Indian reservations.)
 Klauber, Sadie—(See bill S. 5232.)
 Klopping, Matilda—(See bill H. R. 13119.)
 Knauf, Fred A.—(See bills S. 5653; H. R. 15807.)
 Kober, George M., article on public charitable and reformatory institutions and agencies in District of Columbia, compiled by-----173
 Koerner, George H.—(See bill S. 5590.)
 Koppang, Helmer H., to appoint passed assistant paymaster in Navy, with rank of lieutenant—(See bill S. 5507.)
 Kosanke, John F.—(See bills S. 5506; H. R. 14567.)
 Koughan, John James Kirwan—(See bill S. 5656.)
 Krause, Otto—(See bill S. 4140.)
 Kravitz, Fannie—(See bill H. R. 1595.)
 Krueger, H. W.—(See bill S. 4268.)
 Kuhlman, Armgard—(See bill S. 5008.)
 Kunkle, Grace I.—(See bill S. 5325.)
 Kyre, Elizabeth—(See bill S. 5009.)

L

Labarron, Sarah R.—(See bill S. 4989.)
 Lackey, Capt. Henry E., authorizing acceptance of Spanish decoration by—(See bill S. 4820.)
 Lafayette Square—(See District of Columbia.)
 La Follette, Robert M., late Senator from Wisconsin, memorial services in House on-----195

La Follette, Robert M., jr. (Senator from Wisconsin)—
 Attended-----62
 Committee service-----36
 Resolutions submitted by—
 President of United States, relating to office holding by—(See S. Res. 365.)
 Lafot, Lloyd—(See bill S. 5737.)
 Lake Champlain, authorizing construction of bridge across—(See bill H. R. 17298.)
 Lake Denmark, N. J., to provide for claims arising out of explosions at naval ammunition depot at—(See bill S. 4558.)
 Lake Indians—(See Indians and Indian reservations.)
 Lake Okeechobee, Fla., to survey—(See bill S. 5499.)
 Lakota Indians—(See Indians and Indian reservations.)
 Lamb, Julia—(See bill S. 5442.)
 Lampert, Lester L.—(See bill H. R. 2379.)
 Land, Alfred F.—(See bill S. 2090.)
 Land condemnation—(See District of Columbia.)
 Lane, Julia F.—(See bill S. 5177.)
 Langtry, Capt. Otto J.—(See bills S. 5210; H. R. 16058.)
 Lanitz, Sidonia—(See bill S. 4771.)
 Lankenau, Nettie G.—(See bill S. 5518.)
 La Point, Emma A.—(See bill S. 4861.)
 Larkin, Lona—(See bill S. 2619.)
 Larkin, Oliver J.—(See bill S. 2619.)
 Larsen, Hannah Nielson—(See bill S. 5810.)
 Larue, Harriett—(See bill S. 5429.)
 Lausanne treaty with Turkey—(See Turkey.)
 Law associations—(See District of Columbia.)
 Lawrence, William L., authorizing acceptance of Spanish decoration by—(See bill S. 4820.)
 Lawton (Okla.) fire sufferers, relief of certain—(See bill H. R. 1579.)
 Lazear, Mabel H.—(See bill S. 5777.)
 Leaphart, Samuel J.—(See bill S. 4841.)
 Lear, George W.—(See bill S. 4770.)
 Leavenworth (Kans.) penitentiary, to amend act relating to manufacture of supplies at—(See bill S. 5113.)
 Leavitt, Annie—(See bill S. 5704.)
 Leech, L. Gordon, bankrupt, estate of—(See bill S. 5346.)
 Legal reserve life insurance—(See District of Columbia.)
 Leggett, Samuel—(See bill S. 4580.)
 Legislative establishment, appropriations for—(See bill H. R. 16863.)
 Estimate of appropriation for-----275
 Lehigh Coal & Navigation Co.—(See bill H. R. 5866.)
 Leibler, Mary J.—(See bill S. 4962.)
 Lenning, Lena—(See bill S. 5196.)
 Lenroot, Irvine L. (Senator from Wisconsin)—
 Attended-----32
 Committee service-----36
 Conferee, appointed as-----42, 69
 Public building needs, joint report of, presented by-----91
 Resolutions submitted by—
 Committee on Public Buildings and Grounds, authorizing holding of hearings by—(See S. Res. 322.)
 Lentz, George (See bill S. 5139.)
 Lentz, William (See bill S. 5728.)
 Lester, Isabell—(See bill S. 5517.)
 Leviathan and sister ships, requesting postponement of proposed charter of—(See S. Res. 294.)
 Leville, Bertha M.—(See bill H. R. 8784.)
 Lewis, Alexander—(See bill S. 4714.)
 Lewis, Hannah E.—(See bill S. 5599.)
 Lewis, Sarah S. Hagar—(See bill S. 5182.)
 Lexington (United States ship), increasing limit of cost of—(See bill H. R. 16507.)
 Leys, Robert H.—(See bill S. 3271.)
 Libbey, Bert H., alias Burt H. Libbey—(See bill H. R. 12936.)
 Liberty bond acts, report of expenditures under first and second-----22
 Liberty, N. Y., to continue hospitalization of certain Veterans' Bureau beneficiaries at—(See bill S. 5624.)
 Libraries, to designate as depositories for public documents—(See bill S. 4973.)
 Library, Joint Committee on—(See Committees, joint select.)
 Library of Congress—
 Annual report of Librarian-----23
 Estimate of appropriation for-----275

Page

62

36

37

37

37

37

37

37

37

37

37

37

37

37

37

37

37

37

37

37

37

37

37

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37

37

37

37

37

37

37

37

37

37

37

37

37

37

37

37

37

37

37

37

Library of Congress—Continued.
 Publications issued and distributed, report on-----
 Travel of officers and employees, report on-----
 Life benefit associations—(See District of Columbia.)
 Light, William A.—(See bill H. R. 11459.)
 Lile, Milton M.—(See bill S. 4704.)
 Lin, Chang, claim from Chinese Government on account of death of-----155
 Payment of, authorizing—(See H. J. Res. 354.)
 Lindsay, William H.—(See bills S. 5198; H. R. 16182.)
 Linville, William S.—(See bill S. 4871.)
 Lipfert, Franz, claim from German Government for heirs of-----20
 Payment of, authorizing—(See bill S. 5638; H. J. Res. 350.)
 Little Calumet River, Ill., authorizing construction of bridge across—(See bill H. R. 10929.)
 Little Rock College, Little Rock, Ark.—(See bill S. 4931.)
 Litton, Kate—(See bill S. 5324.)
 Livestock—
 Cars for, to permit special contracts for furnishing at specified times—(See bill S. 4923.)
 Cattle—
 Return free of duty from foreign countries of certain, extending time for—(See S. J. Res. 157.)
 Tick-free, to permit admission from Mexico into Texas of—(See bill H. R. 12775.)
 Dealers in, to amend law relating to certain—(See bill S. 5267.)
 Direct shipments to packing houses, petition for legislation to provide for-----103
 Diseased, to amend law relative to transportation of—(See S. J. Res. 150.)
 Stockyards—(See Stockyards.)
 Livingston, Thomas M.—(See bills S. 5398; H. R. 16183.)
 Lloyd Garretson Co.—(See bill S. 5703.)
 Lloyd, Thomas—(See bill S. 4886.)
 Load lines—(See Vessels.)
 Lobbying—
 Banking bill (H. R. 2) to investigate alleged lobbying activities in connection with—(See S. Res. 355.)
 Congressional legislation, to prohibit acceptance of contributions from aliens for lobbying in connection with—(See bill S. 5646.)
 Lockwood, Ellen R.—(See bill S. 5003.)
 Longshoremen's and harbor workers' compensation act—(See bill S. 3170.)
 Los Angeles Building & Contracting Co.—(See bill S. 5057.)
 Louisiana—
 Lands in, to sell and patent certain—(See bill S. 5783.)
 Senators from—
 Broussard, Edwin S., attended-----3
 Ransdell, Joseph E., attended-----3
 Louisiana State Museum, New Orleans, La., to deliver silver bell of cruiser New Orleans to—(See bill H. R. 13483.)
 Louisville, Ky., to supplement act authorizing construction of bridge over Ohio River by city of—(See bill S. 5083.)
 Love, Mary Lee—(See bill S. 5089.)
 Lovelady, Andrew J.—(See bill S. 5558.)
 Lowell Creek, Alaska, for protection of Government property adjacent to—(See H. J. Res. 100.)
 Lower, Eliza C.—(See bill S. 5754.)
 Lucy Webb Hayes National Training School for Deaconesses and Missionaries—(See bill S. 5213.)
 Lukenbill, Mary A.—(See bill S. 4769.)
 Lunatics—(See District of Columbia.)
 Lunn, Olive—(See bill S. 5735.)
 Lutes, Eli—(See bill S. 5274.)
 Lynch, Daniel—(See bill S. 5025.)
 Lynch, Martin—(See Ames, Martin.)
 Lynn, Elizabeth—(See bill S. 3688.)

M

MacDonald, Nina—(See bill S. 5464.)
 Macey, Marguerite—(See bill S. 5095.)
 Macey, Oliver C.—(See bill S. 5095.)
 Mack, Dr. John—(See bill H. R. 4321.)
 Mack, John T.—(See bill S. 5505.)
 Macon, Dublin & Savannah Railroad Co.—(See bills S. 4606, S. 4607.)

Macready, E. D.—(See bill H. R. 2882.)
 Madeleine (French steamship), to pay indemnity to France for losses sustained by owners of—(See bill H. R. 11516.)
 Mad River Notch—(See Waterville, N. H.)
 Magee Bros. (Ltd.)—(See bill S. 4690.)
 Magruder, Rear Admiral Thomas P., authorizing acceptance of Italian decoration by—(See S. J. Res. 69.)
 Mahone, William—(See bill S. 5334.)
 Mahoney, John J.—(See bill S. 5608.)
 Mahoning River, Ohio, authorizing construction of bridge across—(See bills S. 5822; H. R. 17333.)
 Mail contracts—(See Postal Service.)
 Maimed veterans—(See Pensions.)
 Maine—
 Legislature, resolution from, favoring retirement for disabled emergency Army officers-----188
 Senators from—
 Gould, Arthur R., oath administered to-----4
 Hale, Frederic, attended-----3
 Maley, Thomas—(See bill H. R. 8852.)
 Malheur National Forest—(See National forests.)
 Mallahan, William O.—(See bill S. 860.)
 Mangan, Daniel—(See bill H. R. 14794.)
 Manila Bay, May 1, 1898, granting pension to holders of medals commemorating battle of—(See bill S. 4587.)
 Mann, Ann Margaret—(See bill H. R. 5264.)
 Mannington, W. Va., to acquire site for public building at—(See bill S. 5445.)
 Manufacture, relating to development of knowledge regarding—(See S. Res. 273.)
 Manufactures—
 Committee on—(See Committees, standing.)
 Export of finished, and importation of crude materials, requesting information regarding stimulation of—(See S. Res. 337.)
 Message of President transmitting reply of Secretary of State-----274
 Secretary of Commerce, reply of-----277
 Marine Corps—
 Enlisted men—
 Legal representatives of deceased, proposed legislation for payments to-----246
 Longevity pay of, relating to—(See bill S. 4781.)
 Retired—
 Office holding by, relating to—(See bill S. 4101.)
 Pay of, to construe Panama Canal act, relative to—(See bill S. 4882.)
 Ex-service personnel developing tuberculosis in line of duty, for hospitalization of—(See bill H. R. 12708.)
 Officers—
 Foreign decorations by certain, authorizing acceptance of—(See bills S. 5789; H. R. 4141, H. R. 15981.)
 Pay of certain, to equalize—(See bill S. 5473.)
 Retired, relating to office holding by—(See bill S. 4101.)
 Warrant—
 Longevity pay of, relating to—(See bill S. 4101.)
 Retired, to construe Panama Canal act, relative to pay of—(See bill S. 4882.)
 Pay readjustment act, to amend—(See bill S. 4781.)
 Quantico, Va., authorizing new construction at—(See bill H. R. 14242.)
 Marion, Ind., to construct three cottages and hospital annex at National Home for Disabled Volunteer Soldiers at—(See bill S. 4027.)
 Maritime employments, to provide accident compensation for certain—(See bill S. 3170.)
 Petition for-----177
 Marlette, Cora F.—(See bill S. 5684.)
 Marois, Honore—(See bill S. 4817.)
 Marquart, Lieut. Col. Peter E.—(See bills S. 4908; H. R. 15253.)
 Marshall, Frederick—(See bill H. R. 585.)
 Marshals—(See Deputy marshals.)
 Marshfield, Oreg., to sell former naval radio station at—(See bill H. R. 16284.)
 Martin, Anna—(See bill S. 4822.)
 Martin, Edgar C.—(See bill S. 5256.)
 Martin, Elizabeth E.—(See bill S. 4715.)
 Martin, Nancy J.—(See bill S. 4616.)

INDEX

Martin, Steadman—(See bill S. 5281.)	
Martin, Virginia—(See bill S. 4918.)	
Martin, Warren F., and J. Reuben Clark, manuscript on American international policy relative to alien enemy property by, ordered printed—	51
Marvin, John Dewitt—(See bill H. R. 1141.)	
Maryland—	
District judge, to appoint additional—(See bill S. 3418.)	
Senators from—	
Bruce, William Cabell, attended—	3
Weller, O. E., attended—	3
Mason, Rosella F.—(See bill S. 5129.)	
Masonich, Nick—(See bill S. 2348.)	
Massachusetts—	
Senators from—	
Gillett, Frederick H., attended—	3
Walsh, David L., oath administered to—	4
Masters, Jacob—(See bill H. R. 11139.)	
Mateos, Celestina—(See bill H. R. 11139.)	
Maternity and infancy act—	
Administration of, requesting information regarding—(See S. Res. 326.)	
Transmittal of—	85
Extension for two years of—(See bill H. R. 7555.)	
Memorials against—	62, 64, 79
Petitions favoring—	46, 62, 64, 67, 78, 82
Mathews, Alfred W.—(See bill H. R. 6697.)	
Mathews, John F.—(See bill S. 5627.)	
Mathews, Kate—(See bill S. 5230.)	
Mavisbrook (British steamship), to pay indemnity to Great Britain for relief of owners of—(See bill S. 1730.)	
Mayfield, Earle B. (Senator from Texas)—	
Attended—	3
Concurrent resolutions submitted by—	
Short and weak lines, favoring incorporation in railroad consolidations of—(See S. Con. Res. 29.)	
Mayo, Charles A.—(See bill S. 70.)	
McCamish, Andrew L.—(See bill S. 5162.)	
McCarthy & Sturm—(See bill S. 5306.)	
McCarthy, James F.—(See bill H. R. 7703.)	
McConnell, William F.—(See bill S. 5715.)	
McCool, Fred Roy—(See bill S. 5235.)	
McCool, J. A.—(See bills S. 5506; H. R. 14567.)	
McCormick, Annette A.—(See bill S. 4671.)	
McCormick, Mary—(See bill H. R. 12604.)	
McCoy, Annie—(See bill S. 4807.)	
McCue, Elizabeth—(See bill S. 5123.)	
McCune, Martha D.—(See bill H. R. 5922.)	
McDonald, Delia—(See bill S. 4573.)	
McDonald, John—(See bill S. 4856.)	
McDougal, Lieut. Col. Douglas C., authorizing acceptance of Haitian medal by—(See bill H. R. 4141.)	
McElroy, Martha A.—(See bill S. 5021.)	
McFoster, Carrie—(See bill S. 5016.)	
McGuire, Joseph T.—(See bill S. 4972.)	
McHan Undertaking Co.—(See bill H. R. 4361.)	
McKeen, Robert T.—(See bill S. 4772.)	
McKellar, Kenneth (Senator from Tennessee)—	
Attended—	3
Committee on Disposition of Useless Papers in Executive Departments, appointed on—	22, 33, 155
Conferee, appointed as—	209
Resolutions submitted by—	
Tax refunds, to appoint committee to investigate certain—(See S. Res. 372.)	
Rules of Senate, notices of motions to suspend Rule XVI to propose amendments to second deficiency bills—	259
Saloman, Haym M., certain papers relating to claim of, presented by—	47
McKinley High School—(See District of Columbia.)	
McKinley, William B. (late Senator from Illinois)—	
Death of, announcement of, and proceedings thereon—	14, 15, 43, 145, 147, 242
Funeral expenses, to pay—(See S. Res. 300.)	
McLaren, Alexander—(See bill S. 598.)	
McLaughlin, Andrew—(See bill H. R. 15624.)	
McLean, George P. (Senator from Connecticut)—	
Attended—	3
McLelland, Marion R.—(See bill S. 5693.)	
McMaster, W. H. (Senator from South Dakota)—	
Attended—	3
Conferee, appointed as—	277
McMullin, Margaret—(See bill S. 5715.)	

McMullen, William, jr.—(See bill S. 5715.)	
McNary, Charles L. (Senator from Oregon)—	
Attended—	3
Committee service—	36
Conferee, appointed as—	69, 72, 195
Farmers Federated Fertilizer Corporation's bid for Muscle Shoals project, analysis of, presented by—	173
Funeral committee, appointed on—	14
Resolutions submitted by—	
Committee on Agriculture and Forestry, to employ assistant clerk for—(See S. Res. 298.)	
Hardesty, Catherine, to pay six months' compensation to—(See S. Res. 348.)	
McNeill, Chauncey S., to reappoint major—(See bill H. R. 7680.)	
McQueen, Carl B.—(See bill S. 4790.)	
McShane, Maria J.—(See bills S. 5594; H. R. 15990.)	
McSherry, Thomas P.—(See bill H. R. 1690.)	
Meade, Lieut. Col. James J., authorizing acceptance of Haitian medal by—(See bill H. R. 4141.)	
Means, Rice W. (Senator from Colorado)—	
Attended—	3
Conferee, appointed as—	175, 192
Resolutions submitted by—	
Bond, Charles F., receiver of partnership of Thorp & Bond, bill (S. 5723) for relief of, referred to Court of Claims—(See S. Res. 373.)	
Medals—	
American women, in commemoration of war services of—(See bill S. 5578.)	
Bennett, Floyd—(See bill S. 4742.)	
Bronson, Deming—(See bill S. 5357.)	
Byrd, Lieut. Commander Richard E.—(See bill S. 4741.)	
Continental Congress at York, Pa.—(See Coins and coinage.)	
Ellsworth, Lincoln—(See bill S. 5610.)	
Williams, Capt. James P.—(See H. J. Res. 339.)	
Medical associations—(See District of Columbia.)	
Medicinal spirits—	
Government control of, to provide for effective—(See bills S. 5801; H. R. 17130.)	
Memorials against—	97, 103, 219
Petitions favoring—	97
Intoxicating liquors for medicinal purposes, to permit use of—(See bill S. 4915.)	
Medicine and midwifery—(See District of Columbia.)	
Medicine Lodge, Kans., to erect Indian memorial at—(See bills S. 5152; H. R. 17024.)	
Mehlhoff, J. P.—(See bills S. 5506; H. R. 14567.)	
Memorial addresses on—	
Cummins, Albert B., resolutions relative to—	145, 241
Fernald, Bert M., resolution relative to—	145
Postponement to later date, order for—	192
McKinley, William B., resolutions relative to—	145, 242
Memphis, Tenn., to change time of holding court at—(See bills 4711; H. R. 14831.)	
Mendon, Utah, granting lands to city of—(See bill H. R. 12851.)	
Meranda, Effie Viola—(See bill S. 5308.)	
Merchandise—	
Imported, to amend law relating to abatement or refund of duties for loss or abandonment of—(See bill H. R. 16885.)	
Misbranded or misrepresented, to prohibit traffic in—(See bill S. 4845.)	
Merchant marine—(See American merchant marine.)	
Merchant marine act, 1920, to amend—(See bill S. 3896.)	
Merrill, C. O., memorandum relative to bid of Air Nitrates Corporation and American Cyanamid Co., for Muscle Shoals, by—	181
Merritt, Capt. James A.—(See bill S. 2839.)	
Mescalero Reservation—(See Indians and Indian reservations.)	
Messick, Phoebe E.—(See bill S. 5467.)	
Metal manufacturing corporations, to investigate—(See S. Res. 317.)	
Metaxiotis, Athanasios—(See bill S. 5282.)	
Metcalf, Jesse H. (Senator from Rhode Island)—	
Attended—	3
Committee service—	36
Methow Indians—(See Indians and Indian reservations.)	
Metric system, memorials against compulsory adoption of—	103, 113, 180
Metz, Alexander Edward—(See bill H. R. 9433.)	

INDEX

Mexico—	
American oil holdings in, requesting certain information relative to—(See S. Res. 330, S. Res. 367.)	
Messages of President transmitting replies—	180, 271
Arbitration of diplomatic controversies with, advising—(See S. Res. 327.)	
Petitions favoring—	88, 103, 106, 243
Claims commission between United States and, relative to extending life of—(See S. Res. 352.)	
Diplomatic relations with, memorial against severing of—	256
Intervention in—	
Armed, expressing sense of Senate relative to, while Congress is not in session—(See S. Res. 329.)	
Memorials against—	64, 78, 82, 188, 190
Propaganda against, to investigate charges against Department of State in connection with—(See S. Res. 331.)	
Relations of United States and, to investigate—(See S. Res. 366.)	
Religious conditions in, petitions relative to—	31, 42, 89
Meyer, Francis A.—(See bill S. 5715.)	
Meyers, Lois P., administratrix of Frank S. Meyers, v. The United States, opinions and briefs in case of, ordered printed—	33
Miami River, Ind.-Ohio, authorizing construction of bridge across—(See bill H. R. 16652.)	
Michalchuk, August—(See bill S. 521.)	
Michigan—	
Judge for eastern district, to appoint additional—(See bill S. 5352.)	
Public lands in, to dispose of certain—(See bill S. 5676.)	
Senators from—	
Couzens, James, attended—	3
Ferris, Woodbridge N., attended—	3
Michigan Avenue grade crossing—(See District of Columbia.)	
Middle Rio Grande conservancy district, New Mexico, to investigate, reclamation possibilities of certain Indian lands in—(See bill S. 5197.)	
Migratory-bird refuges—	
Bag limits on, reduction of—	115
Memorials against—	190
Petitions favoring—	
Bear River Bay, Great Salt Lake, Utah, to establish at—(See bill S. 5454.)	
Estimate of appropriation for—	246
Establishment of, providing for—(See bill S. 2607.)	
Memorials against—	111
Mileham, Mattie J.—(See bill S. 5504.)	
Military Academy—(See United States Military Academy.)	
Military arms and equipment, providing for exchange with foreign countries of articles of—(See bill S. 3624.)	
Military Establishment—	
Blood transfusion by members of, to pay for—(See bill H. R. 16023.)	
Efficiency of, to increase—(See bill S. 4966.)	
Military highway—(See Post road and military highway.)	
Military Medicine and Pharmacy—(See Congress of.)	
Military posts, for construction at—(See bills S. 4941; H. R. 15547, H. R. 17243.)	
Estimate of appropriation for—	246
Military reservations—	
Buckeye Target Range, Ariz., to sell—(See bill H. R. 12797.)	
Camp Marfa, Tex., to enlarge—(See bill S. 3992.)	
Construction at certain, authorizing—(See bills S. 4941; H. R. 15547, H. R. 17243.)	
Estimate of appropriation for—	
Fort Baker Military Reservation, Calif., to repair and resurface roads on—(See bill H. R. 16469.)	
Fort Jay, Governors Island, N. Y., to construct barracks at—(See bill H. R. 17182.)	
Fort Sill (Okla.) Reservation, to construct hard-surfaced road across—(See bill S. 3614.)	
Leases granted on, report of—	157
Presidio, San Francisco, Calif., transferring to Treasury Department portion of—(See bill S. 4964.)	
Sale of certain, authorizing—(See bill S. 4305.)	
Military reservations—Continued.	
Springfield Armory Military Reservation, granting to Springfield, Mass., for highway purposes, lands in—(See bill S. 4851.)	
Vancouver Reservation, Wash., granting easement for public highway over—(See bill S. 4977.)	
Military roads leading out of District of Columbia, to police—(See bill S. 5734.)	
Military Telegraph Corps of Army, granting pensions to persons who served in Civil War in—(See bill S. 1959.)	
Military topographic surveys, to further provide for execution of—(See bill H. R. 15662.)	
Military training in schools, memorial against abandonment of—	40
Milk and cream, to regulate importation of—(See bill H. R. 11768.)	
Memorials against—	82, 129
Petitions for—	11, 127
Miller, Celia R.—(See bill S. 5564.)	
Miller, Ella—(See bill H. R. 7849.)	
Miller, Jennie M.—(See bill S. 5183.)	
Miller, Mary A.—(See bill S. 5673.)	
Milton, Effie E.—(See bill S. 5164.)	
Milwaukee Tanning & Clothing Co.—(See bill S. 5584.)	
Mines and mining—	
Committee on—(See Committees, standing.)	
Mineral lands, to issue patent for certain, without requirement of actual discovery of mineral thereon—(See bills S. 5438, S. 5681.)	
Mining claims, to amend law relating to method of obtaining patent to—(See bill S. 4674.)	
Unallotted Indian lands, on—(See Indians and Indian reservations.)	
Minneapolis (battleship), to deliver to city of Minneapolis silver set of—(See bill H. R. 11515.)	
Minnesota—	
Legislature, resolutions from—	
Agricultural surplus control bill, favoring passage of—	171
Disabled emergency Army officers, favoring retirement for—	208, 243
Flood relief in certain counties, requesting—	129
Grain standards act, favoring repeal of—	219
Railroad rates, relative to jurisdiction over intrastate—	277
St. Lawrence waterway project, favoring construction of—	129
Senators from—	
Schall, Thomas D., attended—	3
Shipstead, Henrik, attended—	3
Minnesota National Forest—(See National forests.)	
Minnesota River, Minn., authorizing construction of bridge across—(See bill S. 4813.)	
Mississippi—	
Lands in, to sell and patent certain—(See bill S. 5783.)	
Senators from—	
Harrison, Pat, attended—	3
Stephens, Hubert D., attended—	3
Mississippi River—	
Bridge across, construction of—	
Authorizing—(See bills S. 5620, S. 5626; H. R. 10857, H. R. 15014, H. R. 16887, H. R. 17136.)	
Extending time for—(See bills S. 5705, S. 5788; H. R. 16778, H. R. 17271.)	
Missoula National Forest—(See National forests.)	
Missouri—	
Legislature, resolution from, favoring establishment of national park at battle field of Wilson Creek, Mo.—	153
Senators from—	
Hawes, Harry B., oath administered to—	4
Reed, James A., attended—	14
Missouri River—	
Bridge across, construction of—	
Authorizing—(See bills S. 5455, S. 5535, S. 5602, S. 5775, S. 5809, S. 5815; H. R. 12952, H. R. 13067, H. R. 16282, H. R. 16954, H. R. 17249, H. R. 17270, H. R. 17320.)	
Extending time for—(See bills S. 5705; H. R. 16778.)	
Mitchell, Hampton—(See bill H. R. 9030.)	
Mitchell, Hugh B.—(See bill S. 5227.)	
Mog, Susanna—(See bill S. 5154.)	

Molasses and sugar sirups, relating to duty on—(See bill S. 5495.)		Moses, George H. (Senator from New Hampshire)—	
Petition relative to—		Attended	3
Monahan, Ellen B.—(See bill H. R. 13091.)	143	Committee on Disposition of Useless Papers in Executive Departments, appointed on—	22
Monongahela River, Pa., authorizing reconstruction of bridge across—(See bill S. 4862.)		Committee to attend celebration of one hundred and fiftieth anniversary of meeting of Continental Congress at York, Pa., appointed on—	279
Montana—		Committee to consider purchase of Harriman geographic code system, appointed on—	286
Grazing and range development in, authorizing cooperative agreements for—(See bill H. R. 15603.)		Conferee, appointed as—	87, 209
Highway from Red Lodge to Yellowstone Park boundary near Cooke City, to construct—(See bill S. 5717.)		Creditentials presented—	32
Legislature, resolutions from—		Cummins, Albert B., memorial address on late Senator—	241
Child labor amendment to Constitution, ratifying—	176	Funeral committee, appointed on—	14
Disabled emergency Army officers, favoring retirement for—	264	Resolutions submitted by—	
Great Lakes-St. Lawrence waterway project, favoring treaty with Canada in furtherance of—		Nicaragua, requesting certain information relative to recognized Government of—(See S. Res. 305.)	
Indians of, to expend through State agencies appropriations for—(See bill S. 5498.)	171	Moses Steadham tract, to relinquish title of United States in land in Baldwin County, Ala., known as—(See bill H. R. 12889.)	
School grant in Fort Belknap Reservation, granting right to certain lands to, for loss of—(See bill S. 4533.)		Moshulatubba, to approve sale of land on August 29, 1832, by—(See S. J. Res. 141.)	
Senators from—		Mosley, John—(See bill S. 4854.)	
Walsh, Thomas J., attended—	3	Moss, John B.—(See bill S. 5062.)	
Wheeler, Burton K., attended—	3	Mossberg, John F.—(See bill S. 5531.)	
Monuments—		Motor vehicles operating in interstate commerce on public highways, to regulate—(See bill S. 5730.)	
Bolivar, Gen. Simon, to cooperate in erection at Panama of monument to—(See bill S. 2643.)		Mott, Kate R.—(See bill S. 5248.)	
Clay, Henry, to erect to, in Caracas, Venezuela.—(See bill H. R. 11278.)		Mount Hope Bay, R. I., authorizing construction of bridge across—(See bill H. R. 10465.)	
Gallatin, Albert, authorizing selection of site in Washington, D. C., and erection of monument to—(See S. J. Res. 113.)		Mount Rushmore memorial, in South Dakota—	
Kitty Hawk, N. C., to erect monument commemorative of first power-driven airplane flight, on Kill Devil Hill, at—(See bill S. 4876.)		Commission for execution of, creating—(See bill S. 5823.)	
Medicine Lodge, Kans., to erect Indian memorial at—(See bills S. 5152; H. R. 17024.)		Silver 50-cent pieces in commemoration of, to coin—(See bill S. 5695.)	
Pioneers of Pacific Northwest, authorizing erection in Washington, D. C., of memorial to—(See S. J. Res. 149.)		Mount McKinley National Park, Alaska, to repeal certain proviso in act establishing—(See bill S. 5006.)	
Roosevelt, Theodore, to aid in erection on Battle Rock, Oreg., of statue of—(See bill S. 5831.)		Moursette, John—(See bill S. 5780.)	
Sacajawea, or Bird Woman, to erect tablet to—(See H. J. Res. 42.)		Moyer, James E.—(See bill H. R. 8443.)	
Wayne, Gen. Anthony, to erect tablet at Defiance, Ohio, to—(See bill H. R. 6235.)		Mud Lake, Minn., relief of settlers on drained bottom of—(See bills S. 4239; H. R. 12414.)	
Moodyman, W. J.—(See bill S. 5327.)		Mudd, Francis W.—(See bill S. 5228.)	
Mooney, Francis—(See bill S. 4981.)		Mullen, Eunice A.—(See bill S. 5609.)	
Mooniehand, Henry P.—(See bill S. 4979.)		Mullins, William—(See bills S. 5470; H. R. 6935.)	
Moore, Bert—(See bill S. 3882.)		Multiplex telegraphy and telephony, report relative to—	22
Moore, Maj. Charles Beatty, authorizing acceptance of certain foreign decorations by—(See bill S. 5259.)		Ordered printed—	31
Moore, Edmund B., to appoint officer in Ordnance Department of Army—(See bill S. 4937.)		Municipal watersheds within national forests, for protection of—(See bill S. 5545.)	
Moore, Mary—(See bill H. R. 1231.)		Munroe, Alice S.—(See bill S. 5643.)	
Moore, O. E.—(See bills S. 5655; H. R. 16957.)		Murphy, Dominic I., authorizing acceptance of gift from British Government by—(See bill S. 68.)	
Moore, Sylvia J.—(See bill S. 5296.)		Murphy, Thomas—(See bill H. R. 12859.)	
Morgan, Bridget E.—(See bill S. 4659.)		Murphy, William H.—(See bill H. R. 7228.)	
Morgan, Eva L.—(See bill S. 4800.)		Murray, Eliza G.—(See bill S. 5683.)	
Morgan, Kizzie—(See bill S. 5619.)		Murray, Frank—(See bill S. 4983.)	
Morgau, Roswell D., to pay six months' compensation to—(See S. Res. 340.)		Muscle Shoals (Ala.) nitrate and power plants—	
Morin, William—(See bill H. R. 15274.)		Alabama in, communication from Governor relative to rights claimed by—	207
Morison, J. H. S., to appoint major in Army Medical Corps—(See bill H. R. 7153.)		American Cyanamid Co. and Air Nitrates Corporation, bid of, for—	
Morning, Luvena F.—(See bill S. 4996.)		Memorandum by C. O. Merrill relative to, ordered printed—	181
Moro, Augustin, to relinquish title of United States to land in Jackson County, Miss., in claim of—(See bills S. 4720; H. R. 14831.)		Petition favoring acceptance of—	177
Morris, Jane—(See bill S. 5736.)		Dam No. 2 and steam plant at nitrate plant No. 2, to complete—(See S. J. Res. 163.)	
Morris, Luke H.—(See bill S. 5252.)		Farmers Federated Fertilizer Corporation, to lease, to—(See bills S. 4632, S. 5319.)	
Morrison, Katharine—(See bill S. 5361.)		Secretary of Treasury, communication from, relative to—	173
Morrison, Thomas—(See bill S. 5632.)		Secretary of War, communication from, relative to Government operation of, memorial against—	64
Morrow, Elizabeth J.—(See bill S. 5715.)		Muscle Shoals Fertilizer Co. and Muscle Shoals Power Distributing Co., to lease to—(See bill S. 4106.)	153
Morrow, Theresia—(See bill S. 5366.)		Operation of, petition for legislation providing for—	243
Morse, Franklin B.—(See bill S. 4234.)		Power from, petitions relative to disposition of—	143, 180, 185
Morse, Permelia A.—(See bill S. 5163.)		Study of, to create joint congressional commission for—(See S. J. Res. 162.)	
Morse, Sarah E.—(See bill S. 5816.)		Muscle Shoals, Birmingham & Pensacola Railroad Co.—(See bill S. 2722.)	
Morton, Lieut. Walter E.—(See bill S. 4890.)		Muskogee, Okla., authorizing removal of boilers from Municipal Hospital Building, sold to Veterans' Bureau Hospital No. 90, by city of—(See bill H. R. 16688.)	
Mosely, Dennett H.—(See bill S. 5694.)		Mussey, Mary—(See bill S. 4642.)	

Mygatt, Christine—(See bill H. R. 5089.)		N	
Nansemond River, Va., authorizing construction of bridge across—(See bill S. 5726.)		Narcotic drugs—	
Harrison narcotic act, to amend—(See bill S. 4537.)		United States college of narcotic education, to make plans for—(See bill S. 5204.)	
Violations of laws relating to, request of Secretary of Treasury relative to advance fund for use in securing evidence of—	161	National Academy of Sciences, report of—	35
National Advisory Committee for Aeronautics, report of, ordered printed—	20	National agricultural day, to provide for—(See S. J. Res. 65.)	
National arboretum, to establish—(See bill S. 1640.)		National bank notes, to provide for redemption of worn or mutilated—(See bill S. 4615.)	
National Bank of Commerce, Philadelphia, Pa.—(See bills S. 5295; H. R. 16301.)		National banking associations, to amend law relating to—(See bill H. R. 2.)	
Closure on, motion for—	170	Agreed to—	179
Lobbying activities in connection with, to investigate—(See S. Res. 355.)		Petitions favoring—	109, 181
National Capital Park and Planning Commission—	269	Member on part of Senate appointed on—	23
Report of—		National cemeteries—	
Chattanooga, Tenn., authorizing use for city pound and animal shelter, portion of cemetery reservation at—(See S. J. Res. 136; H. J. Res. 324.)	19	National Commission of Fine Arts, report of—	
National defense act of 1916, amendment of—(See bills S. 4691, S. 4694, S. J. Res. 135.)		National defense act of 1920, amendment of—(See bill S. 4917.)	
Principles of, petition for execution of—	117	National farm loan associations, to amend law relating to—(See bill S. 4944.)	
National Forest Reservation Commission—	22	Annual report, ordered printed—	
Resolutions from, favoring enlargement of certain national forests—	94	National forests—	
Arapaho National Forest, authorizing readjustment of boundaries of—(See bill S. 4863.)		Black Hills National Forest, to enlarge—(See bill H. R. 5991.)	
Boise National Forest, Idaho, to enlarge—(See bill S. 4985.)		Challis National Forest, Idaho, enlargement of—(See bill H. R. 139.)	
Message of President relative to—	94	Colville National Forest, Wash., enlargement of—(See bills S. 5476; H. R. 15826.)	
Message of President relative to—	94	Grazing on, to regulate—(See bills S. 4865, S. 5206.)	
Harney National Forest, S. Dak.—		Enlargement of—(See bill H. R. 5991.)	
Memorial in—(See Mount Rushmore memorial.)		Helena National Forest, Mont., message of President relative to proposed enlargement of—	94
Idaho National forest, enlargement of—(See bill S. 4986.)		Message of President relative to proposed—	94
Malheur National Forest, Oreg., to investigate matters relating to contract of Fred Herrick for purchase of timber in—(See S. Res. 332.)		Expenses of investigation, to increase limit on—(See S. Res. 379.)	
Minnesota National Forest, to withdraw certain lands from, for Chippewa Indians—(See bill H. R. 15664.)		Missoula National Forest, Mont., enlargement of—(See bill H. R. 16173.)	
Message of President relative to—	94	Municipal watersheds within, for protection of—(See bill S. 5545.)	
Roads and trails in, report on construction of—	51		
National forests—Continued.			
Sawtooth National Forest, Idaho, message of President relative to proposed enlargement of—	94		
Shoshone National Forest, Wyo., to enlarge—(See H. R. 9640.)		Timber from, report of refunds of excess amounts paid for—	21
White Mountain National Forest, petition favoring enlargement of—	158		
Wyoming National Forest, message of President relative to proposed enlargement of—	94		
National forest grazing act of 1927, to enact—(See bill S. 4865.)		National Guard—	
Civilian caretakers for, authorizing employment of—(See bill S. 4691.)		World War units of, to return funds belonging to—(See H. J. Res. 272.)	
National Home for Disabled Volunteer Soldiers—		Board of Managers of—	
Abolishment of—(See bill S. 5782.)		Members of, to appoint—	
Bacon, William J.—(See S. J. Res. 148.)		Newlon, Bruce J.—(See S. J. Res. 133.)	
Sessions, Jay B.—(See S. J. Res. 144.)		Dayton, Ohio, to erect fireproof hospital at—(See bills S. 5618; H. R. 13499, H. R. 17201.)	
Marion, Ind., to construct three cottages and hospital annex at—(See bill S. 4027.)		Veterans' Bureau, to transfer to—(See bill S. 5782.)	
National Institute of Health, to establish—(See bills S. 4540, S. 5835.)		National military parks—	
Fort Donelson, Tenn., to establish, at battle field of—(See bill H. R. 11324.)		Fort McHenry, Md., to further restore and preserve—(See bills S. 5771; H. R. 17222.)	
Fredericksburg, Va., to establish at and near—(See bill H. R. 9045.)		Kennesaw Mountain, Ga., to establish at—(See bill S. 4609.)	
Shiloh National Military Park, Tenn., to increase limit of cost of lands for—(See bill H. R. 10504.)		Stones River, Tenn., to establish, at battle field of—(See bill H. R. 6246.)	
National origins—(See Immigration.)		National parks—	
Boundaries of certain, report on revision of—	278	Commercialization of, memorial against—	11
Grand Canyon National Park, to revise boundary of—(See bill H. R. 9916.)		Hawaii National Park, to enlarge—(See bill H. R. 15821.)	
Hot Springs National Park, to accept cession by State of Arkansas of jurisdiction over certain land in—(See bill H. R. 6097.)		Mount McKinley National Park, Alaska, to remove limitation on appropriations for—(See bill S. 5006.)	
Standards of, memorial against lowering of—	158	Yellowstone National Park—	
Boundaries of, revision of—	235, 243	Petitions for—	278
Report on—	103, 111	Commercialization of, memorials against—	
Road from Red Lodge, Mont., to boundary of, to construct—(See bill S. 5717.)		National platinum marking act, 1927, to enact—(See bill S. 5604.)	
National prohibition—		Bureau of prohibition in Treasury Department, to create—(See bill H. R. 10729.)	
Constitutional amendment relating to intoxicating liquors—		Proposing—(See S. J. Res. 168.)	
Repeal of—(See S. J. Res. 122.)		Intoxicating liquors—(See Intoxicating Liquors.)	
New York, communication transmitting result of prohibition referendum in—	32	Under-cover prohibition agents, requesting information regarding employment of—(See S. Res. 325.)	
Response of Secretary of Treasury, ordered printed—	106, 117		

	Page	Navy—Continued.	Page
National prohibition act—		Officers—Continued.	
Amendment of—(See bills S. 4907, S. 4915.)		Retired, relating to office holding by—(See bill S. 4101.)	
Double prosecution for violation of, to prevent—(See bill S. 4597.)		Staff, relative to date of precedence of certain—(See bill H. R. 16577.)	
Modification of, memorial against—	129	Warrant, relative to pay of—(See bill S. 4946.)	
Violations of, request of Secretary of Treasury relative to advance fund for use in securing evidence of—	161	Pay readjustment act, to amend—(See bill S. 4781.)	
National Society of the Daughters of the American Revolution, report of—	69	Pensacola, Fla., to accept site for aviation training field near—(See bill S. 5622.)	
Printing of—(See S. Res. 346.)		Property lost by personnel in service, to amend act providing for reimbursement for—(See bill S. 4316.)	
National Surety Co.—(See bill S. 2618.)		Public works, to construct certain—(See bill H. R. 16973.)	
National War Memorial Museum and Veterans' Headquarters, to establish in building known as Ford's Theater—(See bill S. 5457.)		South Charleston, W. Va., to appraise certain Government property at naval ordnance plant at—(See bill H. R. 16771.)	
Naturalization—		Submarines—	
Harrison, Nora, restoring United States citizenship to—(See S. J. Res. 153.)		Cost of one fleet submarine, increasing limit of—(See bill H. R. 16507.)	
Hindus, confirming naturalization of certain—(See S. J. Res. 128.)		Enlisted men in, additional pay for—(See bill H. R. 14251.)	
Married women, to amend law relating to citizenship of—(See bill S. 5833.)		Plans of two types of, report relative to, ordered printed—	22
Virgin Islands, to extend naturalization laws to—(See bill S. 2770.)		Transport service of, to discontinue—(See bill S. 5092.)	
Naval Academy—(See United States Naval Academy.)		Uniforms to ex-service men, providing for sale of—(See bill H. R. 11762.)	
Naval Affairs, Committee on—(See Committees, standing.)		Vessels, increasing limit of cost of certain—(See bill H. R. 16507.)	
Naval armament, message of President relative to further limitation of, ordered printed—	161	World War records and maps—(See World War.)	
Naval contractors, to modify agreements made for settlement of claims against certain—(See bills S. 4332; H. R. 15131.)		Navy Department—	
Naval Observatory grounds, to exchange for certain other land, portion of—(See bill H. R. 15541.)		Appropriations for—	
Naval radio station—(See Marshfield, Oreg.)		Annual—(See bill H. R. 15641.)	
Navigation laws, to codify—(See bill S. 5085.)		Estimate of—	275
Report from Shipping Board subcommittee relative to, ordered printed—	64	Bureau chiefs, to increase retirement pay of—(See bill S. 5530.)	
Navy—		Useless papers in, reports of—	78, 135
Aeronautics—		Navy pension fund, proposed legislation affecting—	246
Air stations, to construct public works at certain—(See bill H. R. 16973.)		Naylor, Carrie—(See bill S. 5430.)	
Obsolete equipment, to donate to accredited educational institutions—(See bill H. R. 12212.)		Neal, Nancy—(See bill S. 5153.)	
Pensacola, Fla., to accept site for aviation training field near—(See bill S. 5622.)		Near East Relief, report of—	212
Property lost on aircraft, to reimburse personnel for—(See bill S. 4316.)		Printing of—(See S. Res. 377.)	
Ammunition depot at Hawthorne, Nev., to develop—(See bill S. 5249.)		Nebraska—	
Appropriations for—		Fish-cultural station in, to establish subsidiary—(See bill S. 5030.)	
Annual—(See bill H. R. 15641.)		Senators from—	
Estimate of—	275	Howell, Robert B., attended—	3
Chief of Naval Operations as acting Secretary of Navy, to amend law designating—(See bill H. R. 14248.)		Norris, George W., attended—	3
Efficiency of, to promote—(See bill S. 5530.)		Neeley, Franklin E.—(See bill H. R. 16336.)	
Enlisted men—		Neeley, Robert F.—(See bill H. R. 16336.)	
Retired—		Neely, M. M. (Senator from West Virginia)—	3
Office holding by, relating to—(See bill S. 4101.)		Attended—	
Pay of, to construe Panama Canal act, relative to—(See bill S. 4882.)		Funeral committee, appointed on—	176
Spanish decorations by certain, authorizing acceptance of—(See bill S. 4820.)		Resolutions submitted by—	
Submarine duty, additional pay for—(See bill H. R. 14251.)		National origins report—	
Ex-service personnel developing tuberculosis in line of duty, for hospitalization of—(See bill H. R. 12708.)		Basis of, requesting information regarding—(See S. Res. 362.)	
Guantanamo, Cuba, authorizing enlargement of naval dispensary at, for hospital purposes—(See bill H. R. 16580.)		Second or final, requesting copy of—(See S. Res. 369.)	
Lake Denmark (N. J.) ammunition depot, to provide for claims arising out of explosions at—(See bill S. 4558.)		Woods, Cyrus E., to be Interstate Commerce Commissioner, motion to consider in open session nomination of, submitted by—	97
Maintenance on treaty ratio basis, petitions for—	103, 144, 153	Neely, Mary J.—(See bill S. 4773.)	
Officers—		Neil, J. W.—(See bill S. 179.)	
Bureau chiefs in Navy Department, to increase retirement pay of—(See bill S. 5530.)		Neis, Claude J.—(See bill S. 5413.)	
Commissioned chief warrant officers, relative to pay of—(See bill S. 4946.)		Nelson, John O.—(See bill S. 4897.)	
Foreign decorations by certain, authorizing acceptance of—(See bills S. 3110, S. 3464, S. 4820, S. 5342, S. 5611, S. 5789; H. R. 9319, H. R. 15928, H. R. 15981, H. R. 16103.)		Nelson, Lawrence F.—(See bill H. R. 11396.)	
		Nelson, Leonard A., authorizing acceptance of Spanish decoration by—(See bill S. 4820.)	
		Nelson, Olof—(See bills S. 5784; H. R. 17230.)	
		Nemeck, Louis—(See bill H. R. 5085.)	
		Neptune (steamship), owner of—(See bill S. 115.)	
		Nespelem Indians—(See Indians and Indian reservations.)	
		Nestor, A. M.—(See bill S. 4664.)	
		Nevada—	
		Legislature, resolutions from—	
		Copper deposits, against issuance of patent for lands containing—	176
		Federal estate tax, favoring repeal of—	135
		Grazing fees, against increase in—	115, 135
		Pension laws to veterans of all wars, favoring extension of—	243

	Page		Page
Nevada—Continued.		New York State Conservation Commission, donating Revolutionary cannon to—(See bill S. 4916.)	
Public-land entry in, validating certain—(See bills S. 5675; H. R. 15018.)		Niagara Machine & Tool Works—(See bill H. R. 9150.)	
Senators from—		Niblack, Rear Admiral Albert P., authorizing acceptance of certain foreign decorations by—(See bills S. 5058; H. R. 15916.)	
Oddie, Tasker L., attended—	3	Nicaragua—	
Pittman, Key, attended—	3	Affairs in, message of President relating to, ordered printed—	73
Nevada (U. S. S.), authorizing alteration and repair of—(See bill H. R. 16507.)		Diplomatic relations with, memorial against severing of—	256
New Amsterdam Casualty Co.—(See bill S. 1787.)		Intervention in, memorials against—	82, 96, 111, 188, 190
New Braunfels Brewing Co.—(See bill H. R. 4719.)		Recognition of Government, requesting certain information relative to—(See S. Res. 305.)	
Newell, Alice A.—(See bill S. 5066.)		Withdrawal of United States marines and warships from, favoring—(See S. Res. 309.)	
Newell, Daniel J.—(See bill S. 5300.)		Petitions for—	82, 88, 106, 243
New Hampshire—		Nicholas, Thomas F.—(See bills S. 4860; H. R. 12569.)	
Senators from—		Nichols, Allen—(See bill S. 4380.)	
Keyes, Henry W., attended—	3	Nichols, Anna Paul—(See bill S. 5217.)	
Moses, George H., attended—	3	Nichols Avenue—(See District of Columbia.)	
New Jersey—		Nichols, Clarence W.—(See bill S. 5292.)	
Senators from—		Nichols, Edie—(See bill S. 5431.)	
Edge, Walter E., attended—	3	Nichols, J. F.—(See bill H. R. 16828.)	
Edwards, Edward I., attended—	3	Nichols, Mary R.—(See bill S. 5450.)	
Newlon, Bruce J., to appoint member of Board of Managers of National Home for Disabled Volunteer Soldiers—(See S. J. Res. 133.)		Nickens, Elizabeth—(See bill S. 5796.)	
New Mexico—		Nicoll, Herbert—(See bill S. 5715.)	
Flood damages in, estimate of appropriation for determination of certain—	262	Niehaus, Charles H.—(See bill S. 4557.)	
Middle Rio Grande conservancy district, to investigate reclamation possibilities of certain Indian lands in—(See bill S. 5197.)		Niobrara Island, permitting city of Niobrara to transfer to State of Nebraska title to—(See bill H. R. 16918.)	
New Mexico College of Agriculture and Mechanic Arts, granting lands to State of, for benefit of—(See bill S. 4910.)		Nitrogen—(See World's inorganic nitrogen industry.)	
Description of lands, to correct—(See S. J. Res. 171.)		Nominations, to amend Rules of Senate relating to consideration of—(See S. Res. 335.)	
Public-land entries in, validating certain—(See bills S. 5675; H. R. 15018.)		Noonan, Lena—(See bill S. 4596.)	
Rio Grande River, to pay certain citizens of, for damages caused by artificial obstructions to flow of—(See bill S. 545.)		Norbeck, Peter (Senator from South Dakota)—	
Senators from—		Attended—	55
Bratton, Sam G., attended—	3	Credentials presented—	56
Jones, Andrieus A., attended—	3	Norman, Elizabeth A.—(See bill S. 5226.)	
New Mexico College of Agriculture & Mechanic Arts, granting lands to—(See bill S. 4910.)		Norris, George W. (Senator from Nebraska)—	3
Description of lands, to correct—(See S. J. Res. 171.)		Attended—	
New Orleans (cruiser), to deliver to Louisiana State Museum silver bell of—(See bill H. R. 13483.)		Committee service—	36
New Orleans, La.—		Conferee, appointed as—	195, 281
Army supply base in, ratifying purchase of lands comprising—(See bill S. 5727.)		Resolutions submitted by—	
Discrimination against, in matter of fruit shipments from Cuba and Argentina, petition relative to—	140	Alien Property Custodian, requesting copy of report by Comptroller General of investigation of office of—(See S. Res. 299.)	
International Trade Exhibition at, for aid of—(See bill H. R. 12931.)		American oil holdings in Mexico, requesting certain information relative to—(See S. Res. 330, S. Res. 367.)	
Jackson Barracks at, to sell to State of Louisiana—(See bill S. 4976.)		Corporations issuing stock dividends, requesting information regarding—(See S. Res. 304.)	
Port of, ratifying sale of lands between United States and—(See bill S. 5727.)		Department of State, to investigate charges of furtherance of propaganda against Mexico by—(See S. Res. 331.)	
New York—		Federal appointments, to investigate barter and sale of political influence in connection with—(See S. Res. 338.)	
Burgoyne expedition historic sites in, to inspect—(See bill S. 4975.)		Morgan, Roswell D., to pay six months' compensation to—(See S. Res. 340.)	
Eastern district, to appoint additional judge for—(See bill S. 5812.)		Norris, Richard B.—(See bill S. 5492.)	
Indian reservations in, granting to State of, and Seneca Nation of Indians jurisdiction over fish and game in certain—(See bill S. 3728.)		North Carolina—	
Northern district, to appoint additional judge for—(See bill S. 4840.)		Judicial district for, to provide for additional—(See bill S. 2849.)	
Prohibition referendum in, communication transmitting result of—	32	Legislature, resolution from, relative to disposition of hydroelectric power from Muscle Shoals (Ala.) project—	180, 185
Relief of State of—(See H. J. Res. 207.)		Senators from—	
Senators from—		Overman, Lee S., attended—	3
Copeland, Royal S., attended—	3	Simmons, Furnifold McL., attended—	3
Wadsworth, James W., Jr., attended—	3	North Carolina Department of American Legion, to lend coats and blankets for use at convention of—(See H. J. Res. 298.)	
Southern district, to appoint three additional judges for—(See bill S. 4889.)		North Dakota—	
Western district, to appoint additional judge for—(See bill S. 1490.)		Legislature, resolutions from—	
New York (city)—		Agricultural products, favoring stabilization of prices of—	162
Building in, to lease, for customs purposes—(See bill S. 5339.)		Great Lakes-St. Lawrence waterway project, favoring construction of—	135, 188, 190, 212
Civil War expenditures of, to reimburse—(See bill S. 5617.)		Senators from—	
Report of Comptroller General relative to—	135	Frazier, Lynn J., attended—	3
New York (ferryboat), owner of—(See bill S. 3665.)		Nye, Gerald P., oath administered to—	58
		Northern Cheyenne Indians—(See Indians and Indian reservations.)	

Page	Index	Page
	Northern Pacific land grants, to amend joint resolution suspending approval of adjustment of—(See S. J. Res. 166; H. J. Res. 363.)	
	Committee investigating, member on part of Senate appointed on—	286
	Northwest Territory, conquest of—(See Clark, George Rogers.)	
	Norton, Avis F.—(See bill S. 4839.)	
	Norton, Russell J., heirs of—(See bill H. R. 2849.)	
	Notz, William F., authorizing acceptance of Rumanian decoration by—(See bill S. 4967.)	
	Noxubee County, Miss., to approve sale by Moshulatubba on August 29, 1832, of certain land in—(See S. J. Res. 141.)	
	Noyes, Carrie E.—(See bill S. 5257.)	
	Noyes, Deborah A.—(See bill S. 4744.)	
	Nurses—(See District of Columbia.)	
	Nuts, relative to labeling of foreign—(See bill H. R. 12315.)	
	Nye, Gerald P. (Senator from North Dakota)—	
36	Committee service	
4, 58	Credentials presented	
58	Oath administered to—	
	Resolutions submitted by—	
	Farm products, requesting certain information regarding exports of—(See S. Res. 356.)	
	Finished manufactures, requesting information regarding stimulation of importation of crude materials and export of—(See S. Res. 337.)	
	O	
	O'Brien, William J.—(See bills S. 5532; H. R. 10422.)	
	Ocean mail act of 1891, to amend—(See bill S. 5674.)	
	Ocean passage tickets, to amend law relative to tax on—(See bills S. 5272, S. 5577; H. R. 16775.)	
	O'Connor, Nancy J.—(See bill S. 5119.)	
	Oddie, Tasker L. (Senator from Nevada)—	
3	Attended	
110	Board of visitors to Naval Academy, appointed on—	
56	Credentials presented	
	Resolutions submitted by—	
	War minerals claims, bill (S. 5825) to pay certain, referred to Court of Claims—(See S. Res. 380.)	
	Oehler, Kate—(See bill S. 5134.)	
	Offerdahl, Harvey O.—(See bill S. 5410.)	
	Office of insular affairs, to establish—(See bill S. 5569.)	
	Officers of United States—(See also Federal offices.)	
	Affidavit by certain, to require filing of—(See bill H. R. 10347.)	
	Error in Public, No. 526, Sixty-ninth Congress (H. R. 10547), to correct—(See H. J. Res. 332.)	
56	Delinquent accounts of certain, report of—	
	Disbursing, authorizing designation of acting—(See bill H. R. 16655.)	
	Communication from Secretary of Treasury relative to—	105
	Members of Congress as, to prohibit appointment of, within two years after service in Congress—(See bill S. 5099.)	
	Office holding by—	
	Hold over of certain, after expiration of term, to limit—(See bill S. 5824.)	
	Holding of more than one office by, to amend law relating to—(See bill S. 4101.)	
	Political party conventions or committee meetings, to prohibit attendance as officers or delegates at, by—(See bill S. 5236.)	
	Purchase of office by, to prohibit—(See bill H. R. 10739.)	
	Removal of—	
	Constitutional amendment relating to, proposing—(See S. J. Res. 129.)	
33	Power of President in, opinions and briefs in case relating to, ordered printed	
	Ogden ordinance reserve depot, to permit Davis school district of Farmington, Utah, to tap water supply of—(See bill H. R. 15839.)	
	O'Hare, James H. C.—(See bill S. 4997.)	
	Ohio—	
	Senators from—	
3	Fess, Simeon D., attended	
3	Willis, Frank B., attended	

Page	Index	Page
	Ohio River—	
	Bridge across, construction of—	
	Acts authorizing, amendment of—(See bills S. 5083, S. 5762; H. R. 13504, H. R. 14920, H. R. 16773.)	
	Bills authorizing—(See bills S. 4610, S. 5340, S. 5493, S. 5494, S. 5720; H. R. 13455, H. R. 13456, H. R. 14246, H. R. 14842, H. R. 14930, H. R. 15129, H. R. 16685, H. R. 16888, H. R. 17128.)	
	Extending time for—(See bills S. 5598; H. R. 16773.)	
	Oil and gas permits, to provide for contests of—(See bill S. 5029.)	
	"Oil, gas, and oil shale investigations and leasing, Geological Survey, 1926," report of expenditures from appropriation entitled—	188
	Oil Spring Indian Reservation—(See Indians and Indian reservations.)	
	Okanogan Indians—(See Indians and Indian reservations.)	
	Oklahoma—	
	Legislature, resolutions from—	
	Agricultural products, favoring certain legislation for disposition of surplus—	64, 117
	Disabled emergency Army officers, favoring retirement for—	140
	Senators from—	
	Harrell, J. W., attended—	3
	Pine, W. B., attended—	3
	Oklahoma (United States ship), authorizing alternation and repair of—(See bill H. R. 16507.)	
	O'Leary, Charles Robert—(See bills S. 4961; H. R. 15215.)	
	Olson, John A.—(See bill H. R. 2329.)	
	Olyphant, Pa., to accept title to post-office site at, with mineral reservations—(See bill H. R. 13481.)	
	Omnibus pension bills—(See bills H. R. 11601, H. R. 16389, H. R. 16461.)	
	Omnibus rivers and harbors bill—(See bill H. R. 11616.)	
	O'Neil, John T.—(See bill H. R. 2787.)	
	Onyx, petition for increase in duty on—	113
	Oppenheim, Melvin J.—(See bill S. 5547.)	
	Order, questions of—	
	Amendments to general appropriation bills—	
	Appropriation increased in violation of Rule XVI, sustained—	193
	Estimate not made by Bureau of Budget; sustained—	61, 106, 184
	General legislation, sustained—	61, 93, 94, 110, 112, 128, 129
	Appeal taken and withdrawn—	110
	Overruled—	184
	New legislation, sustained—	39
	Appeal from decision of Chair not debatable when acting on cloture motion, sustained—	247
	Appropriation bill, motion for consideration of, not privileged after 2 o'clock—	138
	Attendance of absent Senators, motion to request, takes precedence over motion to take recess, sustained—	206
	Bill, consideration of—	
	Motion for, not debatable during morning hour, sustained—	27
	Motion for, not in order, bill having been reported on same legislative day; sustained—	274, 277, 282
	Motion for, notwithstanding objection, not in order in view of unanimous-consent agreement for consideration of unobjected bills—	91
	Motion for, notwithstanding objection, not debatable during call of calendar under Rule VIII, sustained—	90
	Motion for, out of order while similar motion is pending on another bill, sustained—	63
	Vetoed bill, motion to lay on table motion to reconsider, not in order under constitutional requirement for reconsideration and two-thirds vote to override veto; overruled by decision that motion to lay on table could be agreed to by majority instead of two-thirds vote; decision appealed to Senate—	278
	Appeal withdrawn, and point of order also withdrawn—	279
	Cloture—	
	Amendment to bill not in order, not having been offered prior to adoption of cloture motion; sustained—	248

Page	Index	Page
	Order, questions of—Continued.	
	Cloture—Continued.	
252	Journal, reading of, not in order under—	
252	Statement of Chair relating thereto—	
253	Submitted to and rejected by Senate—	
	Motion for, is privileged and Senator can be temporarily taken off floor for presentation thereof, ruling of Chair that—	215
	Decision appealed to Senate, and sustained—	216
	Two motions for, may not be presented on same day, as both can not be voted upon at 1 o'clock on second calendar day following, overruled by decision that vote on second motion would follow that on first—	216
	Vote on cloture motion on bill not in order, as bill was not unfinished business; overruled—	238, 247
	Appeal taken, held not debatable, and laid on table—	247
	Committee report, objection having been made to floor being yielded for submission of; filing thereof with Secretary held to be required under mandatory provision of resolution authorizing report—	268
	Conference reports—	
	Matter agreed to by both Houses struck out by conferees, overruled—	156
	Appeal taken from decision of Chair—	157
	Submitted to Senate—	159
	Laid on table—	160
	New matter inserted in bill by conferees—	
	Overruled, and appeal taken—	138
	Appeal withdrawn—	139
	Overruled, appeal taken and laid on table—	139, 217
	Recommittal, motion for, not in order after agreement by one House to report; motion withdrawn—	147
	Credentials of Senator, motion to refer—	
	Papers not being before Senate, motion was out of order; sustained—	268
	Privilege, matter of, arose only on presentation of credentials, therefore motion not privileged; overruled—	269
	Debate—	
	Possession of floor under pending measure which is later displaced by operation of unanimous-consent agreement does not entitle Senator to retain it after new measure comes before Senate, overruled—	216
	Quorum necessary in order to permit, sustained—	206
	Reading of speech of another Senator not in order; overruled; decision appealed to Senate—	265
	Appeal withdrawn—	266
	Senator had spoken twice during legislative day on unfinished business and, under rules, was not entitled to floor third time, sustained—	189, 207
	House amendments to Senate bill, motion for consideration of, not debatable under Rule VII, sustained—	221
	House resolution announcing action on Senate amendments to bill should go to calendar, overruled; appeal taken and withdrawn—	126
	Journal, reading of—	
252	Cloture order, not in order under—	
252	Statement of Chair relating thereto—	
253	Submitted to and rejected by Senate—	
253	Motion to dispense with further, not in order—	
254	Sustained—	
	Personal privilege, question of, not in order during, sustained—	260
	Quorum question raised during, held not in order—	254
	Recess during, motion for, held not in order—	254
	Motion to consider motion that Senate recede from certain amendments and agree to certain House amendments to Senate amendments to bill, not in order until after conclusion of morning business, 1 o'clock p. m., having arrived, overruled—	170
	Not debatable only when calendar under Rule VIII is pending, overruled—	170
	Not debatable, sustained—	170
	Points of order should be decided without debate, sustained—	253
	Quorum—	
	Call for, not in order, no business having intervened since previous call, sustained—	179
	Overruled—	205, 267
	Debate not in order in absence of, sustained—	206
	Interruption of call not in order, sustained—	197
	Order, questions of—Continued.	
	Quorum—Continued.	
	Question of—	
	Floor not having been yielded for, held not in order—	207, 267
	Decision appealed to and rejected by Senate—	267
	Journal reading can not be interrupted by, ruling of Chair—	254
	Recess, motion for—	
	Dilatory; sustained—	206
	Quorum necessary for—	267
	Recognition of Senators—	
	Senator first addressing Chair should be recognized; question of recognition held to be within province of Chair, decision appealed to and sustained by Senate—	265
	Reference of petitions to committee, motion for, not debatable, sustained—	72
	Resolution on calendar, motion for consideration of, not privileged—	
	Sustained—	128
	Overruled—	234
	Special order, motion for—	
	Pending question, not in order under—	
	Overruled; appeal taken and tabled—	126
	Sustained; appeal taken and withdrawn; decision of Chair rescinded; and motion withdrawn—	71
	Similar motion on different bill, may not be displaced by; sustained—	126
	Swearing in of Senators may not be interrupted by consideration of resolution—	4
	Unanimous-consent agreement fixing time for vote, quorum call must be had upon submission of; sustained—	267
	Unfinished business—	
	Executive session at 2 o'clock, displaced by—	68
	Overruled—	69
	Special order, can not be displaced by, sustained; later overruled by ruling that special order was in fact unanimous-consent agreement—	37
	Vetoed bill—(See bill, consideration of, supra.)	
	Oregon—	
	Astoria fire sufferers, approving issuance of Army stores for relief of, and releasing State from accountability therefor—(See bill H. R. 9912.)	
	Legislature, resolutions from—	
	Agricultural relief, favoring legislation for—	180
	Battle Rock, favoring erection of monument to Theodore Roosevelt on—	208
	Columbia River bridge, relative to construction of certain—	82
	Herrick, Fred, favoring investigation of certain timber contract of—	106, 115
	Portland, Oreg., for improvement of port facilities at—	126
	Umatilla Rapids project, favoring development of—	158
	Public lands to, granting—(See bill S. 722.)	
	Senatorial general election campaign in, report touching—	52
	Senators from—	
	McNary, Charles L., attended—	3
	Stanfield, Robert N., attended—	32
	Oregon (ferryboat), owners of—(See bill S. 111.)	
	Oregon Trail Memorial Association (Inc.), authorizing erection of memorial in Washington, D. C., by—(See S. J. Res. 149.)	
	Orr, Kenneth M.—(See bill H. R. 10290.)	
	Osage Indians—(See Indians and Indian reservations.)	
	Osborn, Martha A.—(See bill S. 5491.)	
	Ottoman Development Co., requesting certain information regarding, in connection with Lausanne treaty with Turkey—(See S. Res. 306.)	
	Overman, Lee S. (Senator from North Carolina)—	
	Attended—	
	Concurrent resolutions submitted by—	
	Federal prisoners, to investigate employment for—(See S. Con. Res. 27.)	
	Conferee, appointed as—	69, 87, 95, 117, 147, 150, 175, 281
	Credentials presented—	38
	Cummins, Albert B., memorial address on late Senator—	241
	Funeral committee, appointed on—	14
	Owen, Annie R. C.—(See bill S. 5220.)	
	Owen, Owen J.—(See bill H. R. 9666.)	
	Owen, Philip—(See bill S. 4588.)	

- Ownby, Bramble B.—(See bill S. 5528.)
 Ownby, Robert—(See bill S. 5527.)
 Oxford, N. C., to sell to First Baptist Church certain land in—(See bill S. 5744.)
- P**
- Pacific & Arctic Railway & Navigation Co., report of special mail contract with—
 Pacific Northwest—(See Pioneers of.)
 Pacific Steamship Co.—(See bills S. 5384; H. R. 9804.)
 Packers and stockyards act, 1921, to amend—(See bills S. 4387, S. 5267.)
 Padilla, Jose—(See bill S. 4668.)
 Page, Mary—(See bill S. 4885.)
 Pages of Senate—(See Senate.)
 Paine, Mary J.—(See bill S. 5074.)
 Pairadee, Josephine C.—(See bill S. 4643.)
 Palmer, Elizabeth A.—(See bill S. 4787.)
 Panama, injunction of secrecy removed from convention with—
 Panama Canal—
 Governor, report of—
 Panama Canal act—
 Amendment of—(See bills H. R. 12316, H. R. 16164.)
 Section 4, to construct, relative to retired pay of retired warrant officers or enlisted men of Army, Navy, Marine Corps, or Coast Guard, and to pay of warrant officers and enlisted men of reserve forces—(See bill S. 4882.)
 Panama, city of, to cooperate in erection of monument to Gen. Simon Bolivar in—(See bill S. 2643.)
 Panama Railroad Co., report of—
 Pan American Conference on Highways—(See Second Pan American Conference on Highways.)
 Pan American Institute of Child Welfare at Montevideo, Uruguay—(See also American International Institute for the Protection of Childhood.)
 Message of President relative to United States membership in, ordered printed—
 Pan American peoples great highway commission, to create—(See bill S. 5031.)
 Pan American Sanitary Conference—(See Eighth Pan American Sanitary Conference.)
 Papers withdrawn, in case of—
 Conklin, Harry—
 Federal Motor Truck Co.—
 York, Freeman—
 Parham, Albert H., granting license to practice osteopathy in District of Columbia to—(See bill S. 4832.)
 Parker, Homer C.—(See bill S. 5487.)
 Parker, James E.—(See bill H. R. 11259.)
 Parker, Susan Hines—(See bill S. 4686.)
 Parks, Irving D'Forrest—(See bill S. 5084.)
 Parks, Jennie—(See bill S. 5201.)
 Parole commission—(See District of Columbia.)
 Parramore Post No. 57, American Legion, extending time for construction of memorial building by—(See bill S. 4713.)
 Parrett, David—(See bill H. R. 15637.)
 Parsons, Isabella—(See bill S. 5768.)
 Parsons, Sally—(See bill S. 5469.)
 Partain, James A.—(See bill S. 5303.)
 Party conventions—(See Political party conventions.)
 Party funds, to reprint Senate document relating to abolition of secrecy of—(See S. Res. 353.)
 Passage tickets, to limit application of internal-revenue tax on—(See bills S. 5272, S. 5577; H. R. 16775.)
 Passaic Valley sewerage commissioners—(See S. J. Res. 134.)
 Passenger tickets or passes—(See Railroads.)
 Passport fees, to reduce—(See bill S. 5143.)
 Pate, Charlie R.—(See bill H. R. 15178.)
 Patent Office—
 Commissioner of Patents, determination of appeals from decisions of, to vest in—
 Court of Customs and Patent Appeals—(See bills S. 5451; H. R. 16222.)
 Court of Patent, Trade-mark and Customs Appeals—(See bill S. 4954.)
 Fees in, fixing—(See bills S. 4812, S. 4956; H. R. 15537.)
 Fraud or improper practice in connection with business before, to prevent—(See bill H. R. 10735.)
 Officers and employees, relative to—(See bills S. 4956; H. R. 15537.)

- Page Patent Office—Continued.
 Procedure in, to amend certain laws relating to—(See bill S. 4812.)
 Trade-marks in, relating to registration of—(See bills S. 4811; H. R. 13486.)
 Patents and inventions—
 Articles patented, relative to marking of—(See bills S. 4958; H. R. 7563.)
 Military aircraft designs, relative to testing and evaluation of—(See bill S. 5402.)
 Multiplex telegraphy and telephony, report relative to—
 Patent claims against United States, to amend law relative to settlement of—(See bill S. 4689.)
 Patent infringement suits, allowing appeal from decree which is final except for ordering of accounting in—(See bill S. 4957.)
 Sniolik, Rosa B., to extend certain patent issued to—(See bill S. 4562.)
 Statutes relative to, amendment of—(See bill S. 4812.)
 Supreme Court of District of Columbia, relating to suits touching, in—(See bills S. 4812; H. R. 6252.)
 World War veterans, to extend patents issued to—(See bills S. 4480, S. 4927.)
 Bill S. 4480, requesting House to reconsider vote on passage of, and to return engrossed bill to Senate—(See S. Res. 293.)
 Patents, Committee on—(See Committees, standing.)
 Patterson, Emily E.—(See bill S. 4912.)
 Patterson, Layna R.—(See bill S. 4725.)
 Patterson, Lydia Augusta—(See bill S. 5521.)
 Patterson tract—(See District of Columbia.)
 Patterson, Weston—(See bills S. 5283; H. R. 16155.)
 Pauley, John G.—(See bill H. R. 1133.)
 Paving assessments—(See District of Columbia.)
 Pawnee Indian School, Okla., to construct administration building for—(See bill S. 5027.)
 Paxton, Glen VanAlstyne, to appoint first Lieutenant of Infantry in Army—(See bill S. 4661.)
 Payson, Lucy E.—(See bill S. 5000.)
 "Peace," to purchase painting of naval ships entitled—(See bill H. R. 3791.)
 Pearl Harbor, Hawaii, authorizing construction at naval air station at—(See bill H. R. 16973.)
 Pearson, Catherine E.—(See bill S. 4828.)
 Pecor, Mary Almira—(See bill S. 4913.)
 Pegel, Herman, claim from German Government for heirs of—
 Payment of, authorizing—(See bill S. 5638; H. J. Res. 350.)
 Pemberton, LeRoy K., to appoint first Lieutenant in Officers' Reserve Corps of Army—(See bill S. 4592.)
 Penal Code, amendment of—(See bills S. 1042, S. 4903, S. 5144, S. 5307.)
 Pendergast, James S.—(See bill S. 4698.)
 Penfound, Nicholas G.—(See bill S. 5343.)
 Penitentiary—(See Leavenworth penitentiary.)
 Pennsylvania—
 Governor of, communication from, relative to election of William S. Vare as Senator from—
 Judge for eastern district, to appoint additional—(See bill S. 1642.)
 Legislature, resolution from, favoring repeal of Federal estate tax—
 Senatorial general election in, to take and preserve evidence in connection with—(See S. Res. 324.)
 Senatorial primary campaign in, report touching—
 Senators from—
 Pepper, George Wharton, attended—
 Reed, David A., attended—
 Pennsylvania Railroad Co.—(See bill H. R. 7617.)
 Pensacola, Fla., to accept site for naval aviation training field near—(See bill S. 5622.)
 Pensions—
 Benefits of laws relative to, petition favoring extension to veterans of all wars—
 Blind veterans, increasing, of—(See bill S. 5211.)
 Bureau of, to transfer to Veterans' Bureau functions of—(See bill S. 5782.)
 China relief expedition veterans and widows, granting to—(See bills S. 5363, S. 5712.)
 Civil War—
 Military Telegraph Corps of Army, granting to persons who served in—(See bill S. 1959.)

- Page Pensions—Continued.
 Civil War—Continued.
 Veterans and widows, granting to—(See bills S. 4751, S. 5639.)
 Petitions favoring—
 49, 51, 70, 76, 82, 84, 85, 88, 91, 96, 99, 101, 103, 106, 108, 111, 113, 115, 117, 127, 129, 136, 140, 144, 148, 153, 162, 164, 171, 173, 177, 181, 185, 188, 190, 194, 198, 208, 212, 219, 236, 243, 256, 264, 277.
 Widows of veterans, granting to—(See bills S. 4837, S. 5443; H. R. 13450.)
 Committee on—(See Committees, standing.)
 Declarations and other papers in pension claims, to amend act relating to execution of—(See bill S. 4796.)
 Indian wars—
 Indians who served with Army in, granting to—(See bill S. 5642.)
 Veterans and widows, granting to—(See bills S. 5302; H. R. 12532.)
 Petition for—
 Maimed veterans, increasing pensions and allowances in lieu of artificial limbs for certain—(See bills S. 5205, S. 5247; H. R. 13451.)
 Manila Bay, May 1, 1898, granting to holders of medals commemorating Battle of—(See bill S. 4587.)
 Omnibus bills—(See bills H. R. 11601, H. R. 16389, H. R. 16461.)
 Act of December 23, 1924 (H. R. 6941, 68th Congress), to amend—(See H. J. Res. 53.)
 Philippine insurrection veterans and widows, granting to—(See bills S. 5363, S. 5712.)
 Rates, relative to minimum—(See bill S. 5794.)
 Spanish-American War veterans and widows, granting to—(See bills S. 5363, S. 5712.)
 Penton, George Edwin, to reappoint second Lieutenant in Army—(See bill S. 5583.)
 Pentzer, Mary F.—(See bill S. 5136.)
 Pepper, George Wharton (Senator from Pennsylvania)—
 Attended—
 Confere, appointed as—
 Primary-election expenditures of, requesting report on—(See S. Res. 302.)
 Resolutions submitted by—
 National Society of the Daughters of the American Revolution, to print report of—(See S. Res. 346.)
 Near East Relief, to print report of—(See S. Res. 377.)
 Public works, to appoint committee to study stabilization of employment and industry through construction of—(See S. Res. 354.)
 Perdido Bay, Ala.-Fla., permitting sale of bridge over—(See bill H. R. 15822.)
 Perkins, Gilbert B.—(See bill H. R. 9427.)
 Perkins, Sophia C.—(See bill S. 4939.)
 Perkins, William—(See bill H. R. 10953.)
 Permanent Court of International Justice—(See World Court.)
 Perry, Elizabeth—(See bill S. 4838.)
 Perry, J. A.—(See bill S. 5239.)
 Perry, William C., estate of—(See bill H. R. 10076.)
 Perry's Victory Memorial Commission, report of—
 Persian Government, authorizing expenditure of certain funds paid to United States by—(See S. J. Res. 112, S. J. Res. 143.)
 Personnel Classification Board, to abolish—(See bill S. 5033.)
 Petroleum pipe lines—(See District of Columbia.)
 Petroleum products—(See Gasoline.)
 Pervere, Carrie W.—(See bill S. 4586.)
 Philippine insurrection—
 Pensions—(See Pensions.)
 Soldiers of, granting travel pay to certain—(See bill S. 5738.)
 Philippine insurrection—(See Pensions.)
 Philippine Islands—
 Board of visitors for, providing for biennial appointment of—(See bill H. R. 4789.)
 Borongan, Samar, relief of certain natives of—(See bills S. 4753; H. R. 15252.)
 Governor General, report of—
 Imports from, to provide for disposition of taxes on—(See bill S. 5067.)

- Page Philippine Islands—Continued.
 Leprosarium in, to establish—(See bill S. 5434.)
 Relief of government of—(See bill H. R. 7081.)
 Survey of conditions in, made by Carmi A. Thompson, ordered printed—
 Taxes imposed by Legislature of, ratifying certain—(See bill H. R. 16952.)
 Philippine leprosy commission, to create—(See bill S. 5434.)
 Phillips, Aline—(See bill S. 4591.)
 Phipps, Lawrence C. (Senator from Colorado)—
 Attended—
 Committee service—
 Confere, appointed as—
 Phoenix, Ariz.—
 Indian school farm near, to enlarge—(See bill H. R. 15906.)
 Lands to, amending certain acts granting—(See bill H. R. 6384.)
 Picatinny Arsenal, N. J., to rehabilitate—(See bills S. 5725; H. R. 17111.)
 Pickler, Alice M. A.—(See bill S. 5572.)
 Pierce, Columbus P.—(See bill H. R. 9667.)
 Piercy, Isabelle—(See bill S. 4569.)
 Pine, W. B. (Senator from Oklahoma)—
 Attended—
 Pioneers of Pacific Northwest, authorizing erection in Washington, D. C., of memorial to—(See S. J. Res. 149.)
 Pistols—(See Firearms.)
 Pittman, Key (Senator from Nevada)—
 Attended—
 Committee on Disposition of Useless Papers in Executive Departments, appointed on—
 Pitts, Ella M.—(See bill S. 4621.)
 Place names, to purchase compilation of William G. Steel of—(See bill S. 5341.)
 Plant quarantine act, to amend—(See bill S. 5546.)
 Platinum imported or transported in interstate commerce, to regulate marking of—(See bill S. 5604.)
 Pochahontas Fuel Co. (Inc.)—(See bill H. R. 16482.)
 Poleman, Ettie—(See bill S. 5482.)
 Police court building—(See District of Columbia.)
 Political party conventions or committee meetings, to prohibit officers and employees of United States and Members of Congress from acting as officers of or delegates to—(See bill S. 5236.)
 Pollock, Horatio M.—(See bill S. 5539.)
 Pomerantz, Harry—(See bill S. 5749.)
 Portland, Oreg., petition for improvement of port facilities at—
 Porto Rico—
 Appropriations, to amend law relating to—(See bill S. 5686.)
 Civil government—(See organic act, infra.)
 Franchises granted, report of—
 Governor, report of—
 Legislative enactments, copies of—
 Organic act, to amend—(See bills S. 4247, S. 5401, S. 5557, S. 5686.)
 San Juan, to convey certain property to Association Siervas de Maria, in—(See bill H. R. 10728.)
 Taxes imposed by, to prevent suits in district court for restraint of assessment and collection of—(See bill S. 5452.)
 Women, granting right to vote to—(See bill S. 5557.)
 Portwood, Hugh—(See bill S. 5174.)
 Posey, Catherine—(See bill S. 4613.)
 Post cards, to restore 1-cent postage rate on private—(See bill H. R. 13446.)
 Post road and military highway, to construct transcontinental—(See bill S. 4675.)
 Postal rates—
 Act fixing, to amend—(See bills S. 5641; H. R. 13445, H. R. 13446, H. R. 13449.)
 Books, fixing, on—(See bill S. 5641.)
 Joint committee on—(See Committees, joint select.)
 Publications, petition for reduction of, on—
 Reduction of, petitions for—
 Postal reclassification act, 1925, amendment of—(See bills S. 4563, S. 5314.)
 Postal Service—
 Books, relative to classification of—(See bill S. 5641.)
 Business reply cards, authorizing transmission of, and fixing postage thereon—(See bill H. R. 13448.)

Postal Service—Continued.	
Collect-on-delivery service—	
Third and fourth class domestic parcels bearing first-class postage, to extend to—(See bill H. R. 14701.)	
Undelivered parcels, to impose demurrage charges on—(See bill H. R. 14703.)	
Employees, allowing credit for military or naval service to—(See bill S. 5471.)	
Fifth-class mail matter, to establish separate classification as—(See bill S. 5641.)	
Firearms concealable on person, declaring nonmailable—(See bill H. R. 4502.)	
First-class matter mailed with deficient postage, to provide for additional charge on—(See bill H. R. 13447.)	
Foreign mails, relative to transportation of—(See bill S. 5674.)	
Fourth-class matter, to provide for graduated special-handling charges on parcels of, and to extend thereto special-delivery service—(See bill H. R. 13445.)	
Frauds, relative to use of mails for promotion of—(See bills S. 4903, S. 5144, S. 5307.)	
Petition for—	11
Mail contracts, report of special—	22
Parcels—(See Collect-on-delivery service, supra.)	
Post cards, to restore 1-cent postage rate on private—(See bill H. R. 13446.)	
Postmasters—	
Acting, to amend law relative to designation of—(See bill H. R. 13444.)	
Civil service, to place under—(See bill S. 4867.)	
Fourth-class, granting certain allowances to—(See bill H. R. 4040.)	
Salaries of, reclassifying—(See bill S. 5314.)	
Third-class, to place under civil service—(See bill S. 5330.)	
Publications—(See Second-class matter, infra.)	
Railway Mail Service—	
Hours of work in, to amend act relating to—(See bill S. 4563.)	
Screen-wagon contract, to cancel certain—(See bills S. 5320; H. R. 15905.)	
Second-class matter, fixing postage on transient—(See bill H. R. 13449.)	
Petition for—	127
Securities, to prevent fraudulent use of mails for sale of—(See bill S. 5769.)	
Special-handling charges on parcels, to provide for graduated—(See bill H. R. 13445.)	
Stamped envelopes, to regulate manufacture and sale of—(See bill S. 3837.)	
Postmaster General—	
Communications from, transmitting—	
Special mail contracts, report of—	22
Useless papers, report of—	22
Public building needs, joint report of, presented by Mr. Lenroot—	9
Post Office Department—	
Appropriations for, annual—(See bill H. R. 14557.)	
Useless papers, report of—	22
Post Offices and Post Roads, Committee on—(See Committees, standing.)	
Post roads—(See Rural post roads.)	
Potash—	
Deposits in United States, to amend act authorizing investigation of—(See bills S. 5034, S. 5035; H. R. 15827.)	
Mining of, on public domain, to promote—(See bill H. R. 5243.)	
Poteau River, Ark., authorizing construction of dam across—(See bill S. 2164.)	
Potomac Electric Power Co., report of—	126
Potomac River, to remove Aqueduct Bridge crossing—(See bill S. 5332.)	
Potter, John H.—(See bill S. 3653.)	
Pourciau, Leo J.—(See bill S. 2353.)	
Pourier, Baptista—(See bill S. 4784.)	
Power, Aurelia M.—(See bill S. 4898.)	
Power City Garage—(See bills S. 5596; H. R. 14567.)	
Power County Fair Association—(See bills S. 5506; H. R. 14567.)	
Powers, George Daniel—(See bill S. 5606.)	

Prentice, Sarah C.—(See bill S. 4859.)	
Preparatory commission for disarmament conference, to provide for expenses of American participation in work of—(See H. J. Res. 352.)	
Message of President relative to, ordered printed—	67
President of Senate—(See Vice President of United States.)	
President of Senate pro tempore—	
Acting, appointment of—	
Bratton, Sam G.—	132
President of United States—	
Address on George Washington—(See Washington, George, infra.)	
Annual message to Congress—	5
Congress—	
Notification of assembling of quorum—	4
Notification of completion of business of—	280, 281
Messages and communications from, transmitting—	
Agricultural surplus control bill (S. 4808), veto of—	221
Ordered printed—	232
Allen Property Custodian's office, report of investigation of, made by Comptroller General, ordered printed—	54
American Battle Monuments Commission, report of—	77
Battle fields in United States, preliminary plan of Secretary of War for investigation of—	20
Budget for fiscal year ending June 30, 1928—	15
Bureau of Efficiency, report of—	20
China, certain claims from, ordered printed—	155
Civil Service Commission, report of—	20
Commission on the Equitable Use of the Waters of the Lower Rio Grande, relative to proposed extension of authority of, ordered printed—	130
Change of reference—	135
Congress of Military Medicine and Pharmacy at Warsaw, Poland, relative to participation in, ordered printed—	63
Court of Claims, judgments of, ordered printed—	246
Customs revenues, draft of proposed legislation relative to appropriation for collection of, ordered printed—	274
Customs service, report of changes in—	21
Department of Commerce, proposed legislation relative to rent of buildings for—	262
Department of State routine reports—	38
Director General of Railroads, report of—	246
District courts, judgments of, ordered printed—	246, 256
Economic conference at Geneva, Switzerland, relative to participation in, ordered printed—	146
Eighth Pan American Sanitary Conference at Lima, Peru, relative to participation in, ordered printed—	64
Estimates of appropriations for—	
Civil Service Commission—	274
Department of Agriculture—	246, 271, 274
Department of the Interior—	262, 274
Department of Justice—	262
Department of State—	271
District of Columbia workhouse, brick plant at—	256
Library of Congress—	275
Navy Department—	275
Private property claims adjusted by—	
Executive departments—	246
Secretary of Treasury—	256
Public Buildings and Public Parks of the National Capital, office of—	271
Treasury Department—	246
War Department—	246
Foreign Service retirement and disability system, report on operation of—	256
General Accounting Office, claims allowed by, ordered printed—	246
German Government—	
American claims against, official correspondence relating to settlement of, ordered printed—	33
Claims from, for relief of heirs of certain seamen, ordered printed—	20
Great Britain, claim from, on account of death of Edwin Tucker, British subject, ordered printed—	146
Great Lakes to sea shipway, report on, ordered printed—	55
Juvenile court of District of Columbia, report of, ordered printed—	264

President of United States—Continued.	
Messages and communications from, transmitting—	
Continued.	
Manufactures, and importation of crude materials, report of Secretary of State relative to stimulation of export of finished, ordered printed—	274
Mexico, reports of Secretary of State relative to American oil holdings in, ordered printed—	180, 271
National Advisory Committee for Aeronautics, report of, ordered printed—	20
National Commission of Fine Arts, report of—	19
National origins, joint report under immigration law relating to, ordered printed—	69, 77
Ordered reprinted—	83
Preparation of report, relative to—	271
Naval armament, relative to further limitation of, ordered printed—	161
Navy pension fund, proposed legislation affecting—	246
Nicaragua, relating to affairs in, ordered printed—	73
Panama Canal, report of Governor of—	20
Panama Railroad Co., report of—	55
Pan American Institute of Child Welfare at Montevideo, relative to United States membership in, ordered printed—	64
Perry's Victory Memorial Commission, report of—	55
Philippine Islands—	
Governor General, report of—	20
Survey of conditions in, made by Carmi A. Thompson, ordered printed—	54
Porto Rico—	
Franchises granted by Public Service Commission, copies of—	20
Governor, report of—	55
Legislative enactments, copies of—	20
Preparatory Commission for Disarmament Conference, relative to appropriation for, ordered printed—	67
Private property claims adjusted by—	
Executive departments—	246
Secretary of Treasury—	256
Public vessels act, judgments under, ordered printed—	246
Rio Grande waters commission, relative to proposed extension of authority of, to include lower Colorado River waters, ordered printed—	130
Change of reference—	135
St. Lawrence waterway project, report on, ordered printed—	55
Second Pan American Conference on Highways at Rio de Janeiro, relative to participation in, ordered printed—	72
Shoshone Indians of Wind River Reservation, Wyo., veto of bill S. 2301, authorizing adjudication of claims of, ordered printed—	112
Tucker, Edwin, British subject, claim on account of death of, ordered printed—	146
Veto of bill—	
S. 2301, authorizing adjudication of claims of Shoshone Indians of Wind River Reservation, Wyo.—	112
S. 4808, for marketing and control of surplus of agricultural commodities—	221
Ordered printed—	232
Office holding by, relating to—(See S. Res. 365.)	
Personal physician to, relating to rank and pay of Army medical officer on duty as—(See bill H. R. 17072.)	
Power to remove Federal officers, opinions and briefs in cases relating to, ordered printed—	33
Washington, George, address relative to proposed celebration of bicentennial of birth of, delivered before Congress by—	199
Invitation from Congress to deliver address—(See H. Con. Res. 49.)	
Printing of—(See S. Con. Res. 28.)	
Presidents' Memorial Branch Library—(See District of Columbia.)	
Presidio—(See Military reservations.)	
Press Publishing Co., Marianna, Ark.—(See bill H. R. 11727.)	
Preston, Parmella—(See bill S. 5432.)	
Price, Walter W.—(See bill S. 5593.)	
Printing, Committee on—(See Committees, standing.)	
Prisoners—(See Federal prisoners.)	
Prison-made goods, memorial against prohibiting sale or transportation of—	180
Private mailing cards—(See Post cards.)	

Privileges and Elections, Committee on—(See Committees, standing.)	
Probation officers, petition for continued employment of—	127
Professors of military science and tactics, authorizing acceptance of presidencies of State universities by Army officers detailed as—(See bill S. 4600.)	
Prohibition—(See National prohibition.)	
Proudfoot, F. G.—(See bill S. 1860.)	
Proulx, Isidore J.—(See bill H. R. 12818.)	
Pruett, William V., to appoint major in Army Medical Corps—(See bill H. R. 14591.)	
Public buildings—	
Appropriations for, making—(See bill H. R. 17355.)	
District of Columbia, to acquire certain sites in—(See bill S. 4603.)	
Closure on, motion for—	232
Rejected—	247
House of Representatives, to construct new office building for—(See bill H. R. 9009.)	
Mannington, W. Va., to acquire site at—(See bill S. 5445.)	
Needs of country for, survey of, presented by Mr. Lenroot—	91
Olyphant, Pa., to accept title to site at, with mineral reservations—(See bill H. R. 13481.)	
San Francisco, Calif., to sell new subtreasury building and site in—(See bills S. 4814; H. R. 14925.)	
Tamaqua, Pa., to accept title to site at, with mineral reservations—(See bill H. R. 15016.)	
Public Buildings and Grounds, Committee on—(See Committees, standing.)	
Public Buildings and Public Parks of the National Capital—	
Director, communications from, transmitting—	
Expenditures, report of—	23
Licenses issued for use of parks, report of—	23
Travel of employees, report on—	23
Typewriters and other labor-saving devices, report of, exchanges of—	23
Estimate of appropriation for office of—	271
Office of, relating to—(See bill S. 4651.)	
Public Buildings Commission, reports of, ordered printed—	47, 271
Public-debt section of Treasury Department, requesting names of employees of—(See S. Res. 345.)	
Response of Civil Service Commission—	234
Public documents, to designate depositories for—(See bill S. 4973.)	
Public Health Service—	
Pay readjustment act, to amend—(See bills S. 4781.)	
Surgeon General, report of—	22
Public lands—	
Alabama, granting to—(See bill H. R. 11421.)	
Alaska—	
Grazing in, to regulate—(See bill S. 3963.)	
Homestead in, to amend law relating to—(See bill H. R. 15650.)	
Boulder, Colo., to sell certain, to—(See bill H. R. 10467.)	
Bountiful, Utah, granting to—(See bill H. R. 13212.)	
California—	
Granting certain, to—(See bill H. R. 16472.)	
Withdrawal from settlement and entry of certain, in—(See bill H. R. 10612.)	
Copper deposits—(See Mineral lands, infra.)	
Desert land laws, to repeal—(See bill S. 5680.)	
Entries of and applications for, validating certain—(See bills S. 5675; H. R. 15018.)	
Fraudulent holding of certain, by private interests, to investigate charges of alleged—(See S. Res. 333.)	
Golden, Colo., granting to—(See bill H. R. 16017.)	
Grazing on, to regulate—(See bill S. 5206.)	
Imperial County, Calif., granting to, for highway purposes—(See bill H. R. 11487.)	
Isolated tracts, to amend law relating to—(See bills S. 5677; H. R. 16110.)	
Louisiana, to sell and patent certain lands in—(See bill S. 5783.)	
Mendon, Utah, granting to city of—(See bill H. R. 12851.)	
Michigan, to dispose of certain lands in—(See bill S. 5676.)	
Mineral lands, to issue patent for certain, without requirement of actual discovery of mineral thereon—(See bills S. 5438, S. 5681.)	

Public lands—Continued.	Page
Mining claims, to amend law relating to method of obtaining patent to—(See bill S. 4674.)	
Mississippi, to sell and patent certain lands in—(See bill S. 5783.)	
Montana—	
School grant in Fort Belknap Reservation, granting to, for loss of—(See bill S. 4533.)	
New Mexico College of Agriculture and Mechanic Arts, granting certain, to—(See bill S. 4910.)	
Occupancy and possession of, relating to proof of—(See bill S. 5538.)	
Oil and gas permits, to provide for contests of certain—(See bill S. 5029.)	
Oregon, granting certain, to—(See bill S. 722.)	
Potash on, to promote mining of—(See bill H. R. 5243.)	
Resurvey of certain—(See Washington, <i>infra</i> .)	
School lands, confirming in States and Territories title to—(See bill S. 564.)	
Stock-raising homesteads, to repeal act providing for—(See bill S. 5679.)	
Timberlands, to withhold from sale under timber and stone act—(See bill S. 5678.)	
Unreserved, to cede to States—(See bill S. 4605.)	
Petitions favoring—	212, 219
Washington, to resurvey certain lands in—(See bill S. 1914.)	
Wisconsin, to dispose of certain lands in—(See bill S. 5676.)	
Withdrawal of certain—(See California, <i>supra</i> .)	
Withdrawals and restorations of, report showing—	78
Wyoming, petition for amendment of law to permit entry on vacant grazing land in—	219
Public Lands and Surveys, Committee on—(See Committees, standing.)	
Public, No. 20, Sixty-ninth Congress—(See Revenue act of 1926.)	
Public, No. 526, Sixty-ninth Congress—(See Officers of United States; subhead, Affidavit.)	
Public office, to prevent purchase and sale of—(See bill H. R. 10739.)	
Public officers, relating to removal of—(See S. J. Res. 129.)	
Public Printer, annual report of—	105
Public roads—(See also Rural post roads.)	
Federal highway aid—(See Federal highway aid.)	
Montana, to construct road from Red Lodge to Yellowstone Park boundary near Cooke City in—(See bill S. 5717.)	
North-and-south highway to connect with highway systems in neighboring countries, to create commission for development of—(See bill S. 5031.)	
Transcontinental post road and military highway, to construct—(See bill S. 4675.)	
Public-school employees—(See District of Columbia.)	
Public Utilities Commission—(See District of Columbia.)	
Public utility companies, to investigate financial structure of—(See S. Res. 371.)	
Public vessels act, judgments against United States under—	246
Public works—	
Construction in times of unemployment, to appoint committee to study plans for—(See S. Res. 354.)	
Naval—(See Navy.)	
Quantico, Va., to construct, at—(See bill H. R. 14242.)	
Publications classed as transient second-class matter, to reduce postage on—(See bill H. R. 13449.)	
Pueblo lands board, report of, ordered printed—	96
Pulliam, Emma—(See bill H. R. 7776.)	
Pullman surcharge tax, petition for repeal of—	109
Purcell, Maj. Launcelot M.—(See bills S. 4908; H. R. 15253.)	
Purcell, Patrick J.—(See bill S. 5309.)	
Putnam, Anna—(See bill S. 5481.)	
Puyallup Indian cemetery—(See Indians and Indian reservations.)	

Q

Quantico, Va., to construct certain public works at—(See bill H. R. 14242.)

Page	Page
Quorum, question of—	3, 14,
27, 29, 30, 31, 32, 35, 36, 41, 43, 44, 46, 47, 48, 49,	
50, 59, 61, 63, 68, 69, 71, 72, 75, 78, 80, 81, 83, 84,	
85, 86, 87, 88, 89, 94, 96, 98, 99, 102, 105, 107, 108,	
110, 112, 115, 117, 125, 126, 128, 129, 131, 132,	
135, 138, 139, 142, 143, 147, 149, 150, 153, 156,	
157, 159, 160, 164, 165, 170, 172, 173, 176, 179,	
180, 184, 187, 189, 192, 193, 195, 197, 199, 202,	
205, 207, 210, 214, 215, 216, 217, 218, 221, 237,	
238, 246, 247, 253, 255, 262, 263, 265, 266, 267,	
268, 271, 272, 274, 277, 287.	
Points of order relative to—(See Order, questions of.)	
Proceedings under call vacated—	197
Raised and withdrawn—	55

R

Page	Page
Radio communication—	
Broadcasting stations, to regulate—(See S. J. Res. 132, S. J. Res. 165.)	
Petitions favoring—	11,
35, 42, 45, 46, 49, 51, 56, 60, 62, 64, 67, 82, 84, 86,	
89, 91, 101, 103, 106, 109, 111, 113, 115, 117, 144,	
148, 158, 162, 171, 173, 177, 181, 186, 188.	
Licenses for, to limit time of—(See S. J. Res. 125.)	
Regulation of—(See bill H. R. 9971.)	
Memorial against conference report on—	117
Railroads—	
Bills of lading, relative to—(See bill H. R. 12065.)	
Blind person with guide, authorizing one fare for—(See bill S. 2615.)	
Consolidation of—	
Policy of Congress relative to, expressing—(See S. Con. Res. 29.)	
Promotion of—(See bill S. 4892.)	
Cotton, to establish preferential rates on—(See bill S. 5799.)	
Director General of—(See Director General of Railroads.)	
Excess income recapture, to exempt certain railroads from law relating to—(See bill S. 4390.)	
Freight rates—	
Assessment and collection of, to amend law relating to—(See bill H. R. 12065.)	
Emergency reductions in, authorizing—(See bill S. 3286.)	
Government transportation requests, to punish counterfeiting or altering of—(See bill H. R. 8128.)	
Interest erroneously collected from certain, to refund—(See bill S. 4987.)	
Communication from Secretary of Treasury relative to—	51
Change of reference—	56
Intrastate rates, petition relative to jurisdiction over—	277
Livestock cars, to permit special contracts for furnishing at specified times—(See bill S. 4923.)	
Passenger tickets or passes, to prevent and punish fraudulent traffic in—(See bill S. 4990.)	
Recapture of excess income, to repeal law relating to—(See bill S. 4601.)	
Short and weak lines, favoring incorporation in railroad consolidations of—(See S. Con. Res. 29.)	
Unification of, to promote—(See bill S. 4892.)	
Railway consolidation act of 1927, to enact—(See bill S. 4892.)	
Railway Mail Service—(See Postal Service.)	
Rainy River, Minn., extending time for construction of bridge across—(See bills S. 5733; H. R. 17181.)	
Ralston, John—(See bill H. R. 7874.)	
Ramos, Odolon—(See bill S. 2594.)	
Rancho Lomas de Santiago, Calif., to investigate circumstances attending possession of—(See S. Res. 374.)	
Ransdell, Joseph E. (Senator from Louisiana)—	3
Attended—	
Raper, Martha Ellen—(See bill S. 4858.)	
Rapides Parish, La.—	
Hospital site in, to accept title to—(See bills S. 4965; H. R. 15414.)	
Lands in, to sell to Leroy Stafford certain—(See bill H. R. 11929.)	
Rations—(See Army.)	

Page	Page
lawley, Wilbert—(See bill S. 5715.)	
lay, Nehemiah R.—(See bill S. 5279.)	
teal property, to make United States party to certain foreclosure proceedings involving—(See bill S. 5787.)	
teber, Amanda—(See bill S. 4672.)	
tecorer of deeds—(See District of Columbia.)	
ted Lodge, Mont., to construct road from Yellowstone Park boundary near Cooke City, Mont., to—(See bill S. 5717.)	
ted River, bridges across—	
Construction of—	
Authorizing—(See bills S. 4891; H. R. 14236.)	
Extending time for—(See bill H. R. 15530.)	
Tolls over certain, to regulate—(See bill S. 3889.)	
ted River of the North, authorizing construction of bridge across—(See bill H. R. 17292.)	
Reddick, Laura B.—(See bill S. 4745.)	
Redding, William F.—(See bill H. R. 8932.)	
Reed, David A. (Senator from Pennsylvania)—	
"American International Policy Relative to Alien Enemy Property," manuscript entitled, presented by—	
Attended—	51
Committee service—	3
Conferee, appointed as—	36
Resolutions submitted by—	37, 140, 160, 211, 215, 242
National origins, requesting copy of joint report made under immigration law relating to—(See S. Res. 318.)	
Reed, Emily Lawrence—(See bill S. 5777.)	
Reed, F. Ellis—(See bill H. R. 6068.)	
Reed, James A. (Senator from Missouri)—	
Attended—	14
Resolutions submitted by—	
Committee on investigation of senatorial campaign expenditures, to continue certain Senate resolutions relative to life and authority of—(See S. Res. 364.)	
Under-cover agents for prohibition enforcement, requesting information regarding employment of—(See S. Res. 325.)	
Reed, Mary—(See bill S. 4638.)	
Reed, Thomas M., relative to right of, to serve as judge for first district of Alaska—(See S. Res. 347.)	
Reno-Sparks Indian colony—(See Indians and Indian reservations.)	
Retirement act—(See civil service.)	
Revenue act of 1926, amendment of—(See bills S. 4843, S. 4978, S. 5272.)	
Revised Statutes—	
Amendment of sections—	
476, relative to officers and employees of Patent Office—(See bills S. 4956; H. R. 15537.)	
482, relating to qualifications and duties of patent examiners in chief—(See bill S. 4812.)	
2325 and 2326, relating to method of obtaining patent to mining claims—(See bill S. 4674.)	
2455, relating to isolated tracts of public land—(See bills S. 5677; H. R. 16110.)	
3702, relating to redemption of lost United States securities—(See bill S. 4752.)	
4031, relative to designation of acting postmasters—(See bill H. R. 13444.)	
4788, fixing allowances in lieu of artificial limbs for certain maimed veterans—(See bills S. 5205, S. 5247; H. R. 13451.)	
4894, imposing limitation of time of completing applications for patents—(See bill S. 4812.)	
4897, relating to renewal of patent applications in case of failure to pay fees in season—(See bill S. 4812.)	
4900, relative to marking of patented articles—(See bills S. 4958; H. R. 7563.)	
4904, relating to patent interferences—(See bill S. 4812.)	
4909, authorizing appeals from primary examiners to examiners in chief in patent proceedings—(See bill S. 4812.)	
4910, authorizing appeals from examiners in chief to Commissioner of Patents, repeal of—(See bill S. 4812.)	
4911, authorizing appeals from Commissioner to Supreme Court of District of Columbia in patent proceedings—(See bill S. 4812.)	

Page	Page
Revised Statutes—Continued.	
Amendment of sections—Continued.	
4912, relating to notice of appeal from Commissioner to Supreme Court of District of Columbia—(See bill S. 4812.)	
4913, relating to proceedings on appeal to Supreme Court of District of Columbia from decisions of Commissioner of Patents—(See bill S. 4812.)	
4915, providing remedy by bill in equity in case of refusal of patent by Commissioner or Supreme Court of District of Columbia—(See bill S. 4812.)	
4918, relating to suits touching interfering patents—(See bill S. 4812.)	
4934, fixing patent fees—(See bills S. 4812, S. 4956; H. R. 15537.)	
Revolvers—(See Firearms.)	
Rhineland, John H.—(See bill S. 2524.)	
Rhode Island—	
Senators from—	
Gerry, Peter G., attended—	3
Metcalf, Jesse H., attended—	3
Rice grown outside of United States, relative to labeling of—(See bill H. R. 12315.)	
Richards, Claiborn D.—(See bill S. 5273.)	
Richards, Margaret—(See bill S. 1155.)	
Richards, R., Dredging Co.—(See bill S. 5715.)	
Richardson, Farrah Dane—(See bill S. 4405.)	
Riddle, Elizabeth D.—(See bill S. 4994.)	
Ridinger, Emma L.—(See bill S. 5566.)	
Rifle practice throughout United States, to promote—(See bill H. R. 15604.)	
Rifles, Army—(See Army.)	
Riley, Martin E.—(See bill S. 5087.)	
Rinehart, Candace—(See bill S. 4652.)	
Rio Grande River—	
Bridge across, authorizing construction of—(See bill H. R. 16770.)	
Damages caused by artificial obstructions to flow of, to pay—(See bill S. 545.)	
Reservoirs on upper, petition for construction of—	140
Rio Grande waters commission, extending jurisdiction of, to include waters of lower Colorado River—(See S. J. Res. 155, S. J. Res. 159; H. J. Res. 345.)	
Expenses of, providing for—(See S. J. Res. 151, S. J. Res. 155, S. J. Res. 159; H. J. Res. 345.)	
Message of President relative to—	139
Ritcher, Joseph F.—(See bill H. R. 14708.)	
River and harbor act of 1899, to amend—(See bill S. 5397.)	
Rivers and harbors—	
Caloosahatchee River drainage area, Fla., to survey—(See bill S. 5499.)	
Development of, to create commission for study of—(See bill S. 4710.)	
Grays Harbor, Wash., to survey—(See bill S. 5800.)	
Lake Okeechobee, Fla., to survey—(See bill S. 5499.)	
Omnibus bill—(See bill H. R. 11616.)	
Public works on, for construction and repair of—(See bill H. R. 11616.)	
Swan Island, Oreg., to grant permission to close east channel of—(See bill S. 5757.)	
Riverside Contracting Co.—(See bill S. 2474.)	
Riverton irrigation project—(See Irrigation and reclamation.)	
Roberts, Clara M.—(See bills S. 4951, S. 5555.)	
Roberts, James C.—(See bill S. 5291.)	
Roberts, Rebecca E.—(See bill S. 4992.)	
Robertson, Charles—(See bill H. R. 16597.)	
Robertson, George A.—(See bill S. 872.)	
Robinson, Arthur R. (Senator from Indiana)—	
Attended—	3
Committee service—	36
Credentials presented—	3
Funeral committee, appointed on—	176
Oath administered to—	4
Robinson, Joseph T. (Senator from Arkansas)—	
Attended—	3
Committee to notify President of assembling of quorum of Congress, appointed on—	4
Committee to wait upon President relative to adjournment of Congress, appointed on—	281
Cummins, Albert B., memorial address on late Senator—	241
Funeral committee, appointed on—	14

Robinson, Joseph T.—Continued.	Page
McKinley, William B., memorial address on late Senator	242
Resolutions submitted by—	
Committee on investigation of Tariff Commission—	
Hearings by, authorizing holding of further—	
(See S. Res. 358.)	
Life of, to continue—(See S. Res. 357.)	
Mexico, advising arbitration of diplomatic controversies with—(See S. Res. 327.)	
Senatorial election in Pennsylvania, to take and preserve evidence in connection with—(See S. Res. 324.)	
Smithsonian Institution, appointed on Board of Regents of—	148
Wilson, William B., petition contesting election of William S. Vare as Senator from Pennsylvania, presented by—	69, 278
Rodes, May Gordon—(See bill S. 5105.)	
Rodes, Sara Louise—(See bill S. 5105.)	
Rodman, Admiral Hugh, authorizing acceptance of Chilean decoration by—(See bills S. 5611; H. R. 16103.)	
Rogers, Elmore—(See bill S. 5020.)	
Rogers, G. W.—(See bill S. 4491.)	
Rogers, Martie C.—(See bill S. 4625.)	
Rogers, Mary S.—(See bill S. 5360.)	
Rogis, Harold, to pay W. Z. Swift insurance on policy held by—(See bill S. 1517.)	
Rollins, James W.—(See bill S. 5212.)	
Roosevelt County, Mont.—(See bill S. 4825.)	
Roosevelt, Theodore, to aid in erection on Battle Rock, Oreg., of statue of—(See bill S. 5831.)	
Petition for—	208
Rork, Anna W.—(See bill S. 4555.)	
Roseau County, Minn., petition for flood relief in—	129
Rose-Bee apparatus for physical exercises, to extend patent for—(See bill S. 4562.)	
Rosen, Joseph—(See bill H. R. 12191.)	
Rosenthal, A. S., Co.—(See bill H. R. 3278.)	
Roser, Edward C.—(See bill H. R. 6466.)	
Ross, A. N.—(See bill H. R. 17063.)	
Ross, John E.—(See bill S. 5550.)	
Ross, Thomas M.—(See bill S. 5739.)	
Rounds, Ursula S.—(See bill S. 5079.)	
Rowe, Julia—(See bill S. 4650.)	
Rowles, Lucy A.—(See bill S. 5209.)	
Roy, Margaret—(See bill S. 5378.)	
Royal Holland Lloyd—(See bill H. R. 8894.)	
Royce, Henry S.—(See bill H. R. 8685.)	
Ruby Valley, Nev., to purchase land for use of Temoak Band of homeless Indians, at—(See bill S. 4678.)	
Rucker, Nathan C.—(See bill S. 5338.)	
Ruevoldt, Freiderike A. C.—(See bill S. 5014.)	
Rules of Senate—	
Revision of, to provide for—(See S. Res. 350.)	
XVI, paragraph 3, notices of motions to suspend—	259
XXXVIII, paragraph 2, to amend, to provide for consideration in open session of nominations to Federal Trade Commission, Tariff Commission, and Interstate Commerce Commission—(See S. Res. 335.)	
Vice President, remarks of, relative to—	286
Rumania, memorials against ill-treatment of Jews and other peoples in—	135, 180
Rumsey, Henrietta A.—(See bill S. 4797.)	
Rupertus, Capt. William H., authorizing acceptance of Haitian medal by—(See bill H. R. 4141.)	
Rural post roads—	
Construction of—	
Act to cooperate with States for, amendment of—	
(See bill S. 4602.)	
Report on—	32
Rushmore Mountain memorial—(See Mount Rushmore.)	
Russell, Mary—(See bill S. 5260.)	

S

Sacajawea, or Bird Woman, to erect tablet or marker to—(See H. J. Res. 42.)	
Sackett, Frederic M. (Senator from Kentucky)—	
Attended—	3
St. Dennis, Alfred—(See bill H. R. 15792.)	
St. Elizabeths Hospital—	
Annual report of superintendent—	35
St. Francis River, authorizing construction of bridge across—(See bill H. R. 15011.)	

St. Joseph River, Mich., authorizing reconstruction of bridge across—(See bill H. R. 15642.)	
St. Lawrence River, authorizing construction of bridge across—(See bills S. 5698; H. R. 17131.)	
St. Lawrence River shipway project—	
Construction of, relative to—(See S. Res. 312.)	
Memorials against—	89, 97,
Petitions favoring—	129, 135, 158, 171, 188, 190, 212, 235,
Report relative to, ordered printed—	
St. Louis, Mo., to extend time for completion of municipal bridge approaches by—(See bill H. R. 15012.)	
St. Thomas, Virgin Islands, to construct public highways in island of—(See bill S. 4933.)	
Sales commissaries—(See Army.)	
Salomon, Haym, heirs of—(See bill S. 4925.)	
Papers relating to, ordered printed—	
San Diego, Calif., authorizing construction at naval air station at—(See bill H. R. 16973.)	
Sand Island—	
Report on geographical location of, ordered printed—	
Title of United States in, granting to State of Washington—(See bill S. 5060.)	
Sand Point, Wash., authorizing construction at naval air station at—(See bill H. R. 16973.)	
San Francisco, Calif.—	
Presidio of, transferring to Treasury Department portion of—(See bill S. 4964.)	
Subtreasury building and site in, to sell new—(See bills S. 4814; H. R. 14925.)	
Sanghove, Clifford J.—(See bills S. 5073; H. R. 15855.)	
Sanitarium Co., of Portland, Oreg.—(See bill H. R. 13144.)	
San Juan County, Wash., granting certain lands to—(See bill H. R. 12064.)	
San Juan, P. R., to convey certain property to Association Siervas de Maria, in—(See bill H. R. 10728.)	
San Poels (or San Poil) Indians—(See Indians and Indian reservations.)	
Santelmann, William H., leader of Marine Band, to promote and retire—(See bills S. 4731; H. R. 14718.)	
Santo Domingo, Dominican Republic—(See Columbus, Christopher.)	
Saranac Lake, N. Y., to continue hospitalization of certain Veterans' Bureau beneficiaries at—(See bill S. 5625.)	
Saratoga, N. Y.—(See Burgoyne expedition.)	
Saratoga (United States ship), increasing limit of cost of—(See bill H. R. 16507.)	
Sargent, Edna C.—(See bill S. 4564.)	
Saulsbury, Willard, relative to death of former Senator—(See S. Res. 363.)	
Savannah River, authorizing construction of bridge across—(See bill H. R. 16971.)	
Sawtooth National Forest—(See National forests.)	
Sawyer, Helen Mehitable—(See bill S. 4639.)	
Schall, Thomas D. (Senator from Minnesota)—	
Attended—	
Schartzenberger, Anthony—(See bill H. R. 3703.)	
Schick, John—(See bill S. 5242.)	
Schmidt, Charles O.—(See bill H. R. 6534.)	
Schmidt, Louise M.—(See bill S. 4724.)	
Schmieder, Lena—(See bill S. 5114.)	
Schmit, Louise—(See bill S. 5690.)	
Schnitzer, Althea C.—(See bill S. 4848.)	
School lands—(See Public lands.)	
Schooley, Lillie Calvin—(See bill S. 5804.)	
Schorr, Regina—(See bill S. 4940.)	
Scotfield, Christina—(See bill S. 5012.)	
Scott and Beaman Index to Federal Statutes, to revise and print—(See bill H. R. 9173.)	
Scott, Dennis W.—(See bill H. R. 14664.)	
Scoville, Louisa A.—(See bill S. 4794.)	
Scow 65H, owner of—(See bill H. R. 12625.)	
Scriggins, Addie Foster—(See bill S. 4809.)	
Seaboard Wharf & Warehouse Co. (Inc.)—(See bill S. 5336.)	
Seacrist, Anna C.—(See bill S. 5011.)	
Seamen—	
Alien, to deport certain—(See bill S. 3574.)	
Compensation for injuries and deaths of, to provide—	
(See bill S. 4730.)	
Seawell, Emma C.—(See bill S. 4774.)	
Second-class matter—(See Postal Service.)	

Second judicial circuit—(See Courts of United States.)	
Second Pan American Conference on Highways at Rio de Janeiro, to pay expenses of American delegates to—(See H. J. Res. 329.)	
Message of President relative to, ordered printed—	72
Secretary of Agriculture—	
Communications from, transmitting—	
Agricultural experiment stations, report on—	21
Bureau of Animal Industry, report regarding certain employees in—	21
Bureau of Chemistry, report of payments to certain persons from sums allotted to—	21
Center Market, Washington, D. C., report of revenues of—	21
Expenditures of Department of Agriculture, report of—	21
Export of farm products, report relative to, ordered printed—	277
Forest highways, report on construction of—	51
Forest Service, report of contributions for cooperative work with—	21
National forest roads and trails, report on construction of—	51
National forest timber, report of refunds of excess deposits for—	21
Passenger-carrying vehicles used by department, reports on—	21
Publications issued by department, report on—	21
Rural post roads, report on construction of—	32
Travel by officers and employees of department, report of—	21
Typewriters and other labor-saving devices, report on exchanges of—	21
War materials, report on distribution of surplus—	277
Waste paper, report of proceeds from sale of—	21
Secretary of Commerce—	
Communications from, transmitting—	
American products, and importation of crude materials, report relative to stimulation of export of, ordered printed—	277
Multiplex telegraphy and telephony, report relative to—	22
Ordered printed—	31
Steamboat Inspection Service, general rules and regulations of—	22
Useless papers in department, report of—	180
Immigration quotas, joint report of determination of—	69
Secretary of the Interior—	
Communications from, transmitting—	
Capitol grounds extension, report of rentals from property acquired for—	32
Casper-Alcova project, Wyoming, report relative to, ordered printed—	105
Civil service retirement act, report on operation of—	89
Colleges of agriculture and mechanic arts, report of disbursements on account of—	27
"Contingent expenses, Department of Interior, 1920," report on—	27
Deschutes project, Oregon, report relative to, ordered printed—	105
Documents received and distributed by department, statement relative to report on—	27
Five Civilized Tribes of Indians, statement relative to reports on—	96
Freedmen's Hospital, reports of—	23
Geological Survey, report of expenditures for benefit of Indian tribes made by—	188
Indians and Indian reservations, reports relative to—(See Indians and Indian reservations.)	
Publications issued by department, statement relative to report on—	27
Pueblo Lands Board, report of, ordered printed—	96
Reclamation and development in South, reports on—	234
St. Elizabeths Hospital, report of superintendent of—	35
Southern-Lassen project, California, report relative to, ordered printed—	105
Travel of officers and employees of department, report on—	27
Typewriters and other labor-saving devices, report on exchanges of—	24
Useless papers in department, report of—	110
War minerals relief act, final report of administration of—	24
Withdrawals and restorations of public lands, report showing—	78

20058—s J—69-2—27

Secretary of Labor—	Page
Assistants to, creating offices of—(See bill S. 3662.)	
Immigration quotas, joint report of determination of—	69
Maternity and infancy act, report of plans of certain States under—	85
Secretary of the Navy—	
Chief of Naval Operations as acting, to amend law designating—(See bill H. R. 14248.)	
Communications from, transmitting—	
Fleet submarines, report relative to plans of two types of, ordered printed—	22
Useless papers in department, report of—	78
Secretary of Senate—(See Senate.)	
Secretary of State—	
China, reports relative to certain claims of—	155, 156
Congress of Military Medicine and Pharmacy to be held at Warsaw, Poland, in 1927, report relative to participation in—	63
Department of State, routine reports of—	38
Foreign Service retirement and disability system, report on operation of—	256
German Government, report of correspondence relating to settlement of American claims against, ordered printed—	33
Immigration quotas, joint report of determination of—	69
Manufactures, and importation of crude materials, report relative to stimulation of export of finished—	274
Mexico, reports relative to American oil holdings in—	180, 271
Pan American conference on highways, report relative to participation in second—	72
Pan American Institute of Child Welfare at Montevideo, report relative to United States membership in—	64
Pan American Sanitary Conference to be held at Lima, Peru, in 1927, report relative to participation in eighth—	64
Rio Grande waters commission, report relative to extension of authority of, to include waters of lower Colorado River—	130
Tucker, Edwin, British subject, report concerning claim from British Government on account of death of—	146
Secretary of Treasury—	
Communications from, transmitting—	
Adjusted service certificates, report relative to loans to veterans on, ordered printed—	83
Annual report on finances—	27
Cumulative sinking fund, report relative to—	22
Disbursing officers, draft of legislation to authorize designation of deputy, ordered printed—	105
Documents received and distributed by department, report of—	117
Farmers Federated Fertilizer Corporation's bid for Muscle Shoals project, analysis of, ordered printed—	173
German ships seized during World War, certain information and documents relating to value of, ordered printed—	67
Industrial alcohol, information relative to denaturalization of, ordered printed—	81
Liberty bond acts, report of expenditures under first and second—	22
Prohibition and narcotic law violations, relative to advance fund for use in securing evidence of—	161
Prohibition under-cover activities, reports relative to, ordered printed—	106, 117
Railroads, relative to certain interest erroneously collected from certain—	51
Change of reference—	56
Surgeon General of Public Health Service, report of—	22
Useless papers in department, report of—	219
Private property claims adjusted by, estimate for—	256
Public building needs, joint report of, presented by Mr. Lenroot—	91
Secretary of War—	
Battlefields in United States, preliminary plan for investigation of—	20
Communications from, transmitting—	
Federal Power Commission, reports of—	28
Horses, report relative to breeding of riding—	21
Injustices in Army promotion list, study of alleged—	28

Secretary of War—Continued.	
Communications from, transmitting—Continued.	
Kennesaw Mountain, Ga., report of commission created to inspect battlefield at—	21
Leases granted on military reservations, report of National Forest Reservation Commission, report of, ordered printed—	157
Travel of civilian officers, report on—	22
Muscle Shoals project, letter relative to proposed lease to Farmers Federated Fertilizer Corporation of, ordered printed—	21
Securities, to prevent fraud in respect to sale of, through interstate or foreign agencies—(See bill S. 5739.)	
Securities of United States, relating to redemption of lost interest-bearing—(See bill S. 4752.)	64
Seeley, Idella N.—(See bill S. 4801.)	
Selby, R. Wilson—(See bill S. 5335.)	
Selfridge, Susan W.—(See bill S. 5141.)	
Sell, Oliver C.—(See bill S. 4700.)	
Sellers, Maggie—(See bill S. 4775.)	
Sellers, W. L.—(See bill S. 5396.)	
Selmer, H. J.—(See bill S. 4268.)	
Seminoles Indians—(See Indians and Indian reservations.)	
Senate—	
Adjournment sine die—	286
Notification to President—(See S. Res. 381.)	
Assistant disbursing agent, report of, ordered printed.	28
Hour of daily meeting, fixing—(See S. Res. 281.)	
Manual, to prepare and print new edition of—(See S. Res. 313.)	
Page, to employ additional—(See S. Res. 288.)	
Pages, to pay 22, from 1st to 5th of December, 1926—(See S. Res. 289.)	
President's address relative to proposed celebration of bicentennial of birth of George Washington, attended joint session to hear—	199
Quorum, assembling of—	3
House of Representatives, notification to—(See S. Res. 279.)	
President, notification to—(See S. Res. 280.)	
Receipts and expenditures of, reports on—	28
Rules of—(See Rules of Senate.)	
Secretary, reports of, ordered printed—	28
Sergeant at Arms, reports of, ordered printed—	23
Senators, reports relative to attendance of—	206, 207
Senatorial campaign expenditures, committee on investigation of—(See Committees, select.)	
Senatorial candidate opposing Constitution and enforcement laws, requesting information regarding eligibility of—(See S. Res. 323.)	
Senators—	
Arrest of absent, order for—	206
Proceedings under, order to discontinue further—	210
Reports of Sergeant at Arms thereunder—	206, 207
Attendance of, orders requesting, and compelling—	206,
	207, 208
Reports of Sergeant at Arms thereunder—	206, 207
Credentials—(See Credentials of Senators.)	
Elections of, to amend act providing for publicity of contributions in—(See bill S. 5018.)	
Federal office, to prohibit appointment to, within two years after expiration of term—(See bill S. 5099.)	
Political party conventions or committee meetings, to prohibit attendance as officers or delegates at, by—(See bill S. 5236.)	
Recognition of—(See Order, questions of.)	
Seating of certain, memorial against—	60
Seneca Indians—(See Indians and Indian reservations.)	
Sentinel (schooner), owner of—(See bill H. R. 7168.)	
Sequoyah Orphan Training School near Tahlequah, Okla., to furnish adequate water supply for—(See bill H. R. 16207.)	
Serbs, Croats, and Slovenes, Kingdom of the, authorizing settlement of indebtedness of—(See bills S. 4190; H. R. 11948.)	
Sergeant at Arms of Senate—(See Senate.)	
Sessions, Jay B., to appoint member of Board of Managers of National Home for Disabled Volunteer Soldiers—(See S. J. Res. 144.)	
Settlement of war claims act of 1927, to enact—(See bill H. R. 15009.)	
Seward Peninsula—(See Alaska.)	
Shadyside Bank, Shadyside, Ohio—(See bill H. R. 12404.)	

Shafroth, Commander John F., authorizing acceptance of certain foreign decorations by—(See bills S. 5342; H. R. 15928.)	
Shallcross Bros.—(See bill S. 5715.)	
Shand, Richings J.—(See bill S. 5548.)	
Shaughnessy, James—(See bill S. 5053.)	
Shedd, Sarah J.—(See bill S. 4585.)	
Sheffield Co.—(See bill H. R. 8923.)	
Shell, Anthony—(See bill S. 5278.)	
Shelley, Blanche F.—(See bill H. R. 1564.)	
Shepherd, Anna J.—(See bill S. 4805.)	
Sheppard, Morris (Senator from Texas)—	
Attended—	3
Conferee, appointed as—	140, 215, 242
Sherer, Nellie—(See bill S. 4582.)	
Sherman, M. S.—(See World's inorganic nitrogen industry.)	
Shiloh National Military Park—(See National military parks.)	
Shipping and navigation laws, to codify—(See bill S. 5085.)	
Report from Shipping Board relative to, ordered printed—	64
Shipping Board—	
Claims settled by, report of—	64
Construction loan fund, to amend act relative to—(See bill S. 3896.)	
Maintenance of merchant marine, report by, relative to—	
Filing of, under S. Res. 262, to extend time for—(See S. Res. 303.)	
Transmittal of, ordered printed—	78
Navigation laws, report relative to codification of, ordered printed—	64
Ownership and operation of vessels by, to continue—(See bills S. 5668, S. 5792; S. J. Res. 140, S. J. Res. 145.)	
Sale and charter of United States ships by, requesting postponement of proposed—(See S. Res. 204.)	
Travel of officers and employees, report on—	27
Shipping Board Emergency Fleet Corporation—	
Claims settled by, report of—	64
Ownership and operation of vessels in overseas trade by, providing for continuance of—(See S. J. Res. 140.)	
Shipstead, Henrik (Senator from Minnesota)—	
Attended—	3
Resolutions submitted by—	
St. Lawrence shipway project, relative to—(See S. Res. 312.)	
Shively, Jennie—(See bill S. 4804.)	
Shorten, D. George—(See bill H. R. 7852.)	
Shortridge, Samuel M. (Senator from California)—	
Attended—	3
Credentials presented—	51
Cummins, Albert B., memorial address on late Senator—	241
Funeral committee, appointed on—	14, 176
Shoshone National Forest—(See National forests.)	
Shoshone or Wind River Indian Reservation—(See Indians and Indian reservations.)	
Shumate, Charles W.—(See bill H. R. 3602.)	
Silsby, Ina—(See bill S. 5138.)	
Simpkins, Oscar M.—(See bill S. 5108.)	
Simmons, Furnifold McL. (Senator from North Carolina)—	
Attended—	3
Committee on Disposition of Useless Papers in Executive Departments, appointed on—	219
Conferee, appointed as—	211
Excused as—	217
Simpson, Russell W.—(See bill H. R. 6586.)	
Simpson, William G.—(See bill S. 5682.)	
Sinking fund, report relative to cumulative—	22
Sioux Indians—(See Indians and Indian reservations.)	
Siple, John W.—(See bill H. R. 5179.)	
Skyles, Capt. W. N.—(See bills S. 5210; H. R. 16058.)	
Slate, John G.—(See bill S. 5381.)	
Slater, James N.—(See bill S. 4705.)	
Slavy, Sallie J.—(See bill S. 5441.)	
Small, Nellie—(See bill S. 5001.)	
Smeltzer, Elizabeth R.—(See bill S. 5262.)	
Smith, Clarinda Mason—(See bill S. 5740.)	
Smith, Douglass—(See bill S. 5391.)	

Smith, Ellen Temperance—(See bill S. 4777.)	
Smith, Ellison D. (Senator from South Carolina)—	
Attended—	14
Conferee, appointed as—	195
Credentials presented—	51
Smith, Frank—(See Address, Frank J.)	
Smith, Frank L.—	
Credentials presented—	94, 269
Receipt of, to refuse—(See S. Res. 291.)	
Reference to Committee on Privileges and Elections—(See S. Res. 328.)	
Report on—	281
Oath of office, administration of, to—	
Permitting—(See S. Res. 328.)	
Withholding—(See S. Res. 297.)	
Smith, Harry A.—(See bill S. 5404.)	
Smith, Maj. Harry L., authorizing acceptance of Haitian medal by—(See bill H. R. 4141.)	
Smith, Ida S. L.—(See bill S. 5265.)	
Smith, Sarah M.—(See bill S. 5234.)	
Smithsonian Institution—	
Board of Regents, members on part of Senate appointed on—	148
Communication from, transmitting report of National Society of the Daughters of the American Revolution—	69
Ethnological researches on American Indians, for cooperation with State educational institutions and scientific organizations for—(See bill S. 5502.)	
Smoke, Susan T.—(See bill S. 5652.)	
Smolik, Rosa B.—(See bills S. 4560, S. 4562.)	
Smoot, Reed (Senator from Utah)—	
Attended—	3
Committee on Disposition of Useless Papers in Executive Departments, appointed on—	219
Conferee, appointed as—	56, 87, 95, 150, 175, 211
Credentials presented—	15
Public Buildings Commission, reports of, presented by—	47, 271
Smithsonian Institution, appointed on Board of Regents of—	148
Snider, M. F.—(See bills S. 5313; H. R. 2718.)	
Snider, Martha J.—(See bill S. 5041.)	
Soap Lake, Wash., to investigate advisability of establishing Veterans' Bureau hospital at—(See S. Res. 359.)	
Soule, Ellen Harley—(See bill S. 5344.)	
Sour, Paulina—(See bill S. 4938.)	
South Carolina—	
Judge for eastern and western districts, to appoint additional—(See bill S. 4835.)	
Legislature, resolution from, favoring retirement for disabled emergency Army officers—	140
Senators from—	
Blease, Coleman L., attended—	3
Smith, Ellison D., attended—	14
South Carolina Agricultural Experiment Station, for cooperation with—(See bills S. 5767; H. R. 17138.)	
South Charleston, W. Va., to appraise Government property used for furnishing of electric current to naval ordnance plant at—(See bill H. R. 16771.)	
South Dakota—	
Judge for district of, to appoint additional—(See bill S. 5246.)	
Legislature, resolutions from—	
Agricultural relief, favoring legislation for—	140, 148
Disabled veterans, favoring more prompt compensation of—	111
Great Lakes-St. Lawrence waterway project, favoring early construction of—	158
Senators from—	
McMaster, W. H., attended—	3
Norbeck, Peter, attended—	55
Southerland, Katherine—(See bill S. 1339.)	
Southern Great Plains area, providing for horticultural experiment work in—(See bill H. R. 17227.)	
Southern-Lassen project—(See Irrigation and reclamation.)	
Spanish-American War—	
Pensions—(See Pensions.)	
Soldiers discharged for age misrepresentation during, relief of—(See bill S. 3615.)	
Soldiers of, discharged in Philippines, granting travel pay to certain—(See bill S. 5738.)	

Spanish-American War—Continued.	
Veterans of, to promote certain retired—(See bill S. 4823.)	
Sparr, Sarah J.—(See bill S. 4667.)	
Sparrow, Phebe Jane—(See bill S. 5685.)	
Spearfish (S. Dak.) fisheries station, to establish fish-cultural station in Nebraska as auxiliary to—(See bill S. 5030.)	
Special-handling charges—(See Postal Service.)	
Special order—(See Order, questions of.)	
Spenard, Julia Ducharme—(See bill S. 4737.)	
Spencer, Caroline E.—(See bill S. 5761.)	
Spencer, Eliza M.—(See bill S. 5193.)	
Sponsler, Catharine—(See bill S. 4673.)	
Sprague, Archie O.—(See bill H. R. 2589.)	
Springfield Armory Military Reservation—(See Military reservations.)	
Springfield, Mass., granting certain military reservation lands, for highway purposes, to—(See bill S. 4851.)	
Spruance, Commander R. A., authorizing acceptance of Greek decoration by—(See bills S. 5759; H. R. 15981.)	
Spurlöck, W. Randall—(See bills S. 5024; H. R. 12334.)	
Spurrier, Thomas—(See bill H. R. 3665.)	
Squantum (steamer), owner of—(See bill H. R. 12623.)	
Stafford, Leroy, to sell certain lands in Rapides Parish, La., to—(See bill H. R. 11929.)	
Stamped envelopes, to regulate manufacture and sale of—(See bill S. 3837.)	
Standard Oil Co., requesting certain information regarding, in connection with Lausanne treaty with Turkey—(See S. Res. 306.)	
Standish, Ada M.—(See bill S. 5759.)	
Stanfield, Robert N. (Senator from Oregon)—	
Attended—	32
Committee on Disposition of Useless Papers in Executive Departments, appointed on—	110
Resolutions submitted by—	
Herrick, Fred, to investigate matters relating to certain timber contract of—(See S. Res. 332.)	
Expenses of investigation, to increase limit on—(See S. Res. 379.)	
Stanton & Jones—(See bill H. R. 9919.)	
State Department—(See Department of State.)	
State legislation, to prepare index to—(See bills S. 3634; H. R. 9174.)	
States—	
Commerce, proposing amendment to Constitution relative to intrastate—(See S. J. Res. 172.)	
School lands, confirming title to—(See bill S. 564.)	
Unreserved public lands to, granting—(See bill S. 4605.)	
Steamboat Inspection Service, report of rules and regulations of—	22
Steam pipe lines—(See District of Columbia.)	
Stearns, Clara W.—(See bill S. 4783.)	
Stearns, Minerva E.—(See bills S. 4653, S. 4776.)	
Steck, Daniel F. (Senator from Iowa)—	
Attended—	3
Cummins, Albert B., memorial address on late Senator—	241
Resolutions submitted by—	
Cummins, Albert B., relative to death of—(See S. Res. 375.)	
Woods, Cyrus E., nomination of, to be Interstate Commerce Commissioner, telegrams relating to, read by—	72
Steckel, Lucy R.—(See bill S. 5688.)	
Steel industry, to investigate conditions in—(See S. Res. 177.)	
Steel, William G., to purchase compilation of place names of—(See bill S. 5341.)	
Steele, Charles, alias Charles Stehele—(See bill S. 4855.)	
Steele, Henrietta—(See bill S. 4815.)	
Steinhauser, Albert—(See bill S. 4778.)	
Steiner, Frederick, credentials presented—	182
Stephens, Ambrose E. B. (Representative from Ohio)—	
Death of, announcement of, and proceedings thereon—	172, 176
Stephens, Eleanor—(See bill S. 4723.)	
Stephens, Hubert D. (Senator from Mississippi)—	
Attended—	3
Funeral committee, appointed on—	14
Stevens, Sophronia—(See bill S. 4583.)	

Stewart, Carrie L.—(See bill S. 5187.)		Swift, W. Z.—(See bill S. 1517.)	Page
Stewart, David W. (Senator from Iowa)—	Page	Swormstedt, Elizabeth—(See bill S. 5500.)	
Attended—	3		
Committee service—	36		
Credentials presented—	3		
Cummins, Albert B., memorial address on late	241		
Senator—	4		
Oath administered to—			
Resolutions submitted by—			
Cummins, Albert B., setting aside day for memorial			
addresses on late Senator—(See S. Res. 342.)			
Funeral expenses, to pay—(See S. Res. 283.)			
Stickney, Anna V.—(See bill S. 4750.)			
Stimson, Adelaide M.—(See bill S. 4577.)			
Stine, Missouri A.—(See bill S. 5615.)			
Stirling, Commander A. G., authorizing acceptance of			
Greek decoration by—(See bills S. 5789; H. R.			
15981.)			
Stock dividends—(See Corporations.)			
Stockett, John W.—(See bill S. 4709.)			
Stock-raising homesteads, to repeal act providing for—			
(See bill S. 5679.)			
Stockyards—			
Dealers at, to amend law relating to—(See bill S.			
5267.)			
Independent, petition for regulation of—	62		
Rates or charges at, relative to holding of hearings			
on—(See bill S. 5267.)			
Terminal livestock markets at certain, to designate—			
(See bill S. 4337.)			
Stolen property, to punish interstate transportation of—			
(See bill S. 1871.)			
Stoddard, Frances Grant—(See bill S. 4079.)			
Stones River, Tenn., to establish national military park			
at battle field of—(See bill H. R. 6246.)			
Stonestreet, Clarence G.—(See bill H. R. 5548.)			
Storekeepers, gaugers, and storekeeper-gaugers, to in-			
crease compensation and regulate leave of ab-			
sence of—(See bill S. 5562.)			
Strevy, John—(See bill H. R. 11231.)			
Submarines—(See Navy.)			
Sugar importers, relief of certain—(See bill S. 5814.)			
Sugar-sack cloth, to amend tariff law relative to waste—			
(See bill S. 5786.)			
Sugar sirups—(See Molasses.)			
Sullivan, Florence—(See bill S. 4718.)			
Sullivan, Honora—(See bill S. 4810.)			
Sullivan, John—(See bill S. 5070.)			
Sulzer, Augusta—(See bill S. 5388.)			
Sunderland, Louis P.—(See bill H. R. 7168.)			
Sunny Brook Distillery Co.—(See bill S. 5098.)			
Supreme Court of District of Columbia—			
Clerk's fees, fixing—(See bill H. R. 16217.)			
Decisions by, to limit time for rendition of—(See bill			
S. 5613.)			
Marshal's fees, relative to—(See bill H. R. 8835.)			
Patent suits in, relative to—(See bills S. 4812;			
H. R. 6252.)			
Supreme Court of United States—			
Common-law actions, to give authority to make and			
publish rules in, to—(See bill S. 477.)			
Marshal, assistants, and certain other employees,			
relative to pay of—(See bill H. R. 16998.)			
Suriani, Dr. Philip—(See bill H. R. 9226.)			
Surplus control act, to enact—(See bill S. 4808.)			
Susquehanna River, Pa., extending time for construction			
of bridge across—(See bills S. 5654; H. R. 16649.)			
Sutherland, Paul R., to waive age of, for admission to			
United States Military Academy—(See S. J. Res.			
169; H. J. Res. 295.)			
Swan Island, Oreg., to grant permission to close east			
channel of—(See bill S. 5757.)			
Swanson, Claude A. (Senator from Virginia)—	3		
Attended—			
Committee on Disposition of Useless Papers in Execu-	78, 135		
tive Departments, appointed on—			
Committee to attend celebration of one hundred and			
fiftieth anniversary of meeting of Continental			
Congress at York, Pa., appointed on—	279		
Conferee, appointed as—	131		
Power of President to remove Federal officers, opin-			
ions and briefs in case relating to, presented by—	33		
Swartz, Charles A.—(See bill S. 5297.)			
Sweeney, Francis—(See bill H. R. 15867.)			
Sweet, Anna L.—(See bill S. 5612.)			
Swift Horse, Mary—(See bill S. 5369.)			

Taber, Charles J.—(See bill S. 4738.)			
Tacoma, Wash., to provide for upkeep of Puyallup Indian			
cemetery at—(See bills S. 5660; H. R. 17044.)			
Taggart, Mary J.—(See bill S. 5753.)			
Talbert, W. H.—See bill S. 5111.)			
Talbott, Lieut. B. T., authorizing acceptance of Spanish			
decoration by—(See bill S. 4820.)			
Tamaqua, Pa., to accept title to post-office site at, with			
mineral reservations—(See bill H. R. 15016.)			
Tampico Marine Iron Works—(See bill S. 2144.)			
Tanner, Joseph B.—(See bill S. 467.)			
Tarcia, Isidro—(See bill S. 5379.)			
Tariff act of 1922 (See also Imports and exports)—			
Amendment of—(See bills S. 5298, S. 5495, S. 5697, S.			
5786; H. R. 11658, H. R. 16885.)			
Flexible provisions of, committee to investigate ad-			
ministration of—(See Tariff Commission.)			
Tariff Commission—			
Annual report—	2		
Committee on investigation of—			
Hearings by, authorizing holding of further—(See			
S. Res. 358.)			
Life of, to continue—(See S. Res. 357.)			
Nominations to, for consideration in open session of—			
(See S. Res. 335.)			
Tax reduction legislation, expressing sense of Senate rela-			
tive to—(See S. Res. 336.)			
Taxes and taxation—			
Amusement tax, petition for repeal of—	10		
Claims arising out of collection or refund of, to			
transfer to Comptroller General jurisdiction			
over—(See bill S. 5039.)			
Corporation taxes, petition for 20 per cent reduction			
in—	9		
Credits and refunds, to amend section of revenue act			
relating to—(See bill S. 4843.)			
Estate tax, to repeal—(See bill S. 4978.)			
Imports from Philippine Islands, to provide for dis-			
position of taxes on—(See bill S. 5067.)			
Nuisance taxes, petition for repeal of so-called—	8		
Passage tickets, to limit application of internal-			
revenue tax on—(See bills S. 5272, S. 5577.)			
Refunds of certain—			
Board of Tax Appeals to pass upon, requiring—			
(See bill S. 5540.)			
Investigation of, to appoint committee for—(See			
S. Res. 372.)			
Taylor, Ella—(See bill S. 4629.)			
Taylor, T. S.—(See bill S. 70.)			
Teague, Elizabeth—(See bill S. 4728.)			
Telegraphy and telephony, report relative to multiplex—	2		
Ordered printed—	3		
Teller, Delmore A.—(See bill H. R. 2320.)			
Temoak Band of homeless Indians—(See Indians and In-			
dian reservations.)			
Temple, Larry M.—(See bill S. 4658.)			
Tennant, Nancy E.—(See bill S. 5005.)			
Tennery, Lucy A.—(See bill S. 4624.)			
Tennessee—			
Court terms at Jackson and at Memphis, to change			
time of holding—(See bills S. 4711; H. R. 14831.)			
Legislature, resolution from, for farm-relief legis-			
lation—	10		
Senators from—			
McKellar, Kenneth, attended—			
Tyson, Lawrence D., attended—			
Tensas River, La., authorizing construction of bridge			
across—(See bills S. 5797; H. R. 17297.)			
Territories—			
Official papers of, to amend act authorizing collec-			
tion and editing of—(See bill S. 3725.)			
Petition favoring—	10		
School lands, confirming title to—(See bill S. 564.)			
Territories and Insular Possessions, Committee on—(See			
Committees, standing.)			
Terry, Vinal S.—(See bill S. 5056.)			
Testimony—(See Courts of United States.)			
Teton County, Wyo., to accept title to lands in, adjacent			
to winter elk refuge—(See S. J. Res. 120.)			

Texas—			
Legislature, resolution from, favoring legislation for			
stabilization of agriculture—	197		
Senators from—			
Mayfield, Earle B., attended—	3		
Sheppard, Morris, attended—	3		
Willacy County, to transfer from Corpus Christi divi-			
sion of southern district to Brownsville division			
of said district—(See bills S. 5802; H. R. 17091.)			
Textbooks—(See District of Columbia.)			
Textile industry, to investigate conditions in—(See S.			
Res. 177.)			
Textile manufacturing corporations, to investigate—(See			
S. Res. 317.)			
Thayer, Dr. William S., authorizing acceptance of French			
decoration by—(See bill H. R. 16103.)			
Thibodeau, Aurelia—(See bill S. 4574.)			
Thibodeaux, Josephine—(See bill H. R. 5471.)			
Thibodeaux, N. H.—(See bill S. 4980.)			
Thomas, Elmer, credentials presented—	83		
Thompson, Alexander J.—(See bill H. R. 6806.)			
Thompson, Carmi A., survey of conditions in Philippine			
Islands made by, ordered printed—	54		
Thompson, Malinda A.—(See bill S. 4881.)			
Thorn, Abbie N.—(See bill S. 5529.)			
Thornton, John A.—(See bills S. 5264; H. R. 10496.)			
Thorp & Bond—(See Bond, Charles F.)			
Thorpe, John L.—(See bill S. 4623.)			
Thorpe, Joseph F.—(See bill H. R. 11852.)			
Thurbert Conklin Post, Veterans of Foreign Wars, Pur-			
cellville, Va., to lend tents, cots, and blankets			
to—(See S. J. Res. 138; H. J. Res. 318.)			
Tigh, Edward—(See bill H. R. 4311.)			
Tilghman, Martha E.—(See bill S. 5328.)			
Tillery, M.—(See bill H. R. 11852.)			
Tillery, Mrs. V. D.—(See bill H. R. 11852.)			
Timber from national forests, report of refunds of excess			
amounts paid for—	21		
Timberlands—(See Public lands.)			
Tioga Steel & Iron Co.—(See bill S. 5453.)			
Toale, Ellen A.—(See bill S. 5636.)			
Tobacco—			
Agricultural surplus control bill, petition for inclu-			
sion of, in—	144		
Statistics of, to collect and publish—(See bill H. R.			
16350.)			
Todd, Capt. James H.—(See bills S. 5210; H. R. 16058.)			
Tombigbee River, Ala., authorizing construction of bridge			
across—(See bills S. 4712; H. R. 14239.)			
Tompkins, Abraham H.—(See bills S. 5331; H. R. 12903.)			
Tompkins, Carlos—(See bill S. 95.)			
Tongue River Reservation, Mont.—(See Indians and			
Indian reservations.)			
Tooele Valley Railroad Co., and other carriers, valuation			
reports on—	22		
Toohy, Laura J.—(See bill S. 5117.)			
Topographic surveys—(See Military topographic surveys.)			
Topping, Frank, and others—(See bill S. 1453.)			
Tower, Henry F.—(See bill S. 5554.)			
Towner, Prudence M.—(See bill S. 4654.)			
Townsend, Charles W.—(See bill S. 4883.)			
Toy, Lim—(See bill H. R. 8739.)			
Tracy, Nellie J.—(See bill S. 4735.)			
Trade-marks, relating to registration of—(See bills S.			
4811; H. R. 13486.)			
Trading with the enemy act (See also Alien Alien Prop-			
erty Custodian)—			
Amendment of—(See bill H. R. 15009.)			
Repeal of—(See bill S. 4906.)			
Traffic violation bureau—(See District of Columbia.)			
Trager, Purdy—(See bill H. R. 1386.)			
Tramble, Annie, to pay six months' compensation to—			
(See S. Res. 315.)			
Trammell, Park (Senator from Florida)—			
Attended—	3		
Board of Visitors to Naval Academy, appointed on—	110		
Conferee, appointed as—	175, 192		
Funeral committee, appointed on—	176		
Resolutions submitted by—			
World Court, to rescind and revoke Senate Resolu-			
tion 5 providing for United States membership			
in—(See S. Res. 282.)			

Treasury Department—			
Annual reports—(See Secretary of Treasury.)			
Appropriations for—			
Annual—(See bill H. R. 14557.)			
Estimate of—	246		
Bureau of customs in, to create—(See bill H. R.			
10729.)			
Cloture on, motion for—	237		
Agreed to—	247		
Bureau of prohibition in, to create—(See bill H. R.			
10729.)			
Cloture on, motion for—	237		
Agreed to—	247		
Customs revenues, draft of proposed legislation rela-			
tive to appropriation for collecting—	274		
Documents received and distributed, report of—	117		
Employees in public-debt section and Income Tax			
Unit, requesting names of—(See S. Res. 345.)			
Response of Civil Service Commission—	234		
Useless papers, report of—	219		
Trimble, Mary A.—(See bill S. 5118.)			
Trott, William L.—(See bill H. R. 7146.)			
Truby, S. K.—(See bills S. 4999; H. R. 15181.)			
Truckee River, Nev., to investigate water-storage sites in			
basin of upper—(See bill S. 4603.)			
Truscott, John S.—(See bill S. 5468.)			
Truth in fabric act, the, 1926, to enact—(See bill S. 1618.)			
Petition favoring—	70		
Tuberculosis contracted in line of duty, for hospitaliza-			
tion of former personnel of Navy and Marine			
Corps for—(See bill H. R. 12708.)			
Tucker, Edwin, British subject, claim on account of			
death of—	146		
Payment of, authorizing—(See H. J. Res. 355.)			
Tucker, John E.—(See bill S. 5090.)			
Tug Fork or Big Sandy River, W. Va., authorizing con-			
struction of bridge across—(See bill S. 5588.)			
Tupelo, or Harrisburg, Miss., to inspect battle field of—			
(See bill H. R. 12640.)			
Turbeville, Daniel E.—(See bill S. 5410.)			
Turkey—			
Lausanne treaty with—			
Negotiation and proposed ratification of, requesting			
certain information relative to—(See S. Res.			
306.)			
Ratification of, memorial against—	85		
Turner, Kenneth B.—(See bill S. 4747.)			
Tuxhorn, Albert G.—(See bill H. R. 9287.)			
Twining, Rear Admiral Nathan C., authorizing acceptance			
of Chilean decoration by widow of—(See bills S.			
5611; H. R. 16103.)			
Twombly, Chloe A.—(See bill S. 5721.)			
Tydings, Millard E., credentials presented—	38		
Tyson, Lawrence D. (Senator from Tennessee)—			
Attended—	3		
Funeral committee, appointed on—	14		
U			
Umatilla Rapids in Columbia River, to provide for water			
storage and power development at—(See bill S.			
4627.)			
Petition favoring—	158		
Unanimous-consent agreements—			
Adjusted service certificates, for consideration of bill			
H. R. 16886 authorizing loans to veterans			
on—	185, 210, 211		
Agricultural surplus control bill (S. 4808), vote on—	156		
Allen property bill (H. R. 15009), for consideration			
of—	185		
Appropriation bills, for consideration of—	139		
Bureaus of customs and prohibition, for considera-			
tion of bill H. R. 10729 creating—	163		
Emergency Army officers, for consideration of bill			
(S. 3027) to provide retirement for disabled—	211		
Evening sessions, for—	129, 137, 185, 190, 232, 250		
Mexico, special order for Senate Resolution 327 advis-			
ing arbitration of diplomatic controversies with—	102		
Milk and cream, vote on bill H. R. 11768 regulating			
importation of—	132		
Muscle Shoals Fertilizer Co. and Muscle Shoals			
Power Distributing Co., for consideration of bill			
(S. 4106) to execute lease with—	210		
Private mailing or post cards, for consideration of			
bill H. R. 13446 restoring 1-cent postage on—	163		

Unanimous-consent agreements—Continued.	
Radio communications, for consideration of conference report on bill (H. R. 9971) for regulation of	
Tax reduction legislation, vote on Senate Resolution 336, favoring permanent	130
Vote, agreement fixing time for, point of order that quorum call must be had upon submission of; sustained	267
Under-cover agents—(See National prohibition.)	
Underwood, Nancy J.—(See bill S. 4665.)	
Underwood, Oscar W. (Senator from Alabama)—	
Attended	3
Unfinished business—(See Order, questions of.)	
Uniform fiduciaries act, to enact—(See bill S. 5486.)	
Uniforms to ex-service men, authorizing sale of—(See bill H. R. 11762.)	
Union Trust Co., Providence, R. I.—(See bills S. 5295; H. R. 16391.)	
United Confederate Veterans, at Tampa, Fla., to lend tents and camp equipment for use of reunion of—(See S. J. Res. 156.)	
United States—	
Employees of—(See Employees of United States.)	
Officers of—(See Officers of United States.)	
Offices—(See Federal offices.)	
United States college of narcotic education, to make plans for—(See bill S. 5204.)	
United States cotton futures act, to amend and reenact—(See bill S. 4974.)	
United States Court of Customs Appeals—(See Court of Customs Appeals.)	
United States Fidelity & Guaranty Co.—(See bill H. R. 11914.)	
United States Grain Standards Act—	
Amendment of—(See bill S. 5696.)	
Repeal of—(See bill S. 5817.)	
Petition favoring	219
United States Military Academy, at West Point, N. Y.—	
Cadets at, increasing number of—(See bill S. 5568.)	
Chinese subjects, to admit two—(See S. J. Res. 111.)	
Civilian instructors in, to furnish quarters, fuel, and light to certain—(See bill H. R. 15653.)	
Department of economics, government, and history at, relating to—(See bill S. 5568.)	
Hendricksen, Warren M., to reinstate in—(See bills S. 5316; H. R. 14895.)	
Sutherland, Paul R., to waive age of, for admission to—(See S. J. Res. 169; H. J. Res. 295.)	
United States Naval Academy at Annapolis, Md.—	
Board of Visitors to, members on part of Senate appointed on	110
Candidates to, relating to admission of—(See bill S. 5699.)	
United States park police—(See District of Columbia.)	
United States Soldiers' Home, to extend civil service retirement act to civilian employees of—(See bill S. 5433.)	
United States Veterans' Bureau—(See Veterans' Bureau.)	
University of Utah, releasing reversionary rights of United States in campus of—(See bill H. R. 13050.)	
Utah—	
Legislature, resolutions from—	
Agricultural surplus control bill, favoring passage of	243
Bear River Bay, Salt Lake, favoring establishment of migratory bird refuge at	173, 180
Public land entry in, validating certain—(See bills S. 5675; H. R. 15018.)	
Senators from—	
King, William H., attended	3
Smoot, Reed, attended	3
University of Utah, granting title of United States in campus of, to State and—(See bill H. R. 13050.)	
Ute Indians—(See Indians and Indian reservations.)	
V	
Valentine, Susan A.—(See bill S. 5150.)	
Valk & Murdock Co.—(See bill S. 4870.)	
Vancouver Military Reservation—(See Military reservations.)	
Vandegrift, Maj. Alexander A., authorizing acceptance of Haitian medal by—(See bill H. R. 4141.)	

Vandervelden, J. W.—(See bill S. 4872.)	
Van Horne, James E.—(See bill S. 2609.)	
Vare, William S.—	
Credentials presented	268, 269
Receipt of, to refuse—(See S. Res. 290.)	
Report on	281
Election of, as Senator from Pennsylvania—	
Evidence in connection with, to take and preserve—(See S. Res. 324.)	
Governor of Pennsylvania, communication from, relative to certification of	75
Wilson, William B., petitions of, contesting	69, 278
Vargas, Chester C.—(See bill S. 5285.)	
Varnum, Margaret I.—(See bill S. 1283.)	
Vegetables—(See Fruits and vegetables.)	
Venezuela, to present statue of Henry Clay to Republic of—(See bill H. R. 11278.)	
Vermont—	
Legislature, resolutions from—	
Alien smuggling across Canadian border, requesting Federal action for suppression of	194
Census in State, relative to time of taking	89
Estate taxation, favoring exclusive State jurisdiction of	101
Radio owners and users, favoring protection of	101
Senators from—	
Dale, Porter H., attended	3
Greene, Frank L., attended	3
Vernon, Kitty A.—(See bill S. 5137.)	
Vessels—	
Foreign mails, to promote American merchant marine by contracts for transportation of—(See bill S. 5674.)	
Forfeiture of, for smuggling of aliens, to provide for—(See bill S. 4670.)	
German ships seized by United States, requesting copies of correspondence relating to—(See S. Res. 310.)	
Transmittal of	67
Government ownership and operation of, to continue—(See bills S. 5668, S. 5792; S. J. Res. 140, S. J. Res. 145.)	
Load lines for, to establish—(See bills S. 5063, S. 5463.)	
Naval, increasing limit of cost of certain—(See bill H. R. 16507.)	
Private ownership and operation in foreign trade of, to encourage—(See bill S. 5669.)	
Public vessels act, judgments against United States under	246
Sale and charter of United States ships, requesting postponement of proposed—(See S. Res. 294.)	
Submarines—(See Navy.)	
Veterans' Bureau—	
Annual report of director	22
Appropriations for, making—(See H. J. Res. 379.)	
Conditions in, petition for change of, to enable prompt compensation of disabled veterans	111
Employees, formerly commissioned personnel of Public Health Service, relief of certain—(See bill S. 4755.)	
Hospital facilities, to provide for additional—(See bills S. 5076; H. R. 17157.)	
Liberty, N. Y., to continue hospitalization of certain beneficiaries at—(See bill S. 5624.)	
Loans to veterans on adjusted service certificates, correspondence with, relative to, presented by Mr. Walsh of Massachusetts	113
National Home for Disabled Volunteer Soldiers to, transferring—(See bill S. 5782.)	
Pensions Bureau of Department of Interior to, transferring functions of—(See bill S. 5782.)	
Positions in, report relative to certain	22
Printing in, report of	22
Rapides Parish, La., to accept title to hospital site in—(See bills S. 4965; H. R. 15414.)	
Saranack Lake, N. Y., to continue hospitalization of beneficiaries at—(See bill S. 5625.)	
Soap Lake, Wash., to investigate advisability of establishing hospital at—(See S. Res. 359.)	
Travel of officers and employees, report on	22
Typewriters and other labor-saving devices purchased and exchanged, report of	22
Vocational rehabilitation, report relative to special fund for	22

Vice President of United States—	
President of Senate, took chair as	3
Rules of Senate, remarks relative to	286
Vincennes, Ind., for construction of memorial in commemoration of conquest of Northwest Territory by George Rogers Clark, at—(See S. J. Res. 139.)	
Vinegar, petition for enforcement of pure food laws in respect to manufacture of	148
Virgin Islands—	
Citizenship and naturalization of inhabitants, relative to—(See bill S. 2770.)	
Petition for	85
Conditions in, to investigate—(See S. Con. Res. 19.)	
Government for, to provide permanent—(See bill S. 4550.)	
Governor of, report of, ordered printed	28
Public highways in, authorizing construction of—(See bill S. 4933.)	
Virginia—	
Battery Cove, ceding to State of, sovereignty over tract of land at—(See bill H. R. 11615.)	
Senators from—	
Glass, Carter, attended	3
Swanson, Claude A., attended	3
Virginia Department of Veterans of Foreign Wars, to lend tents, cots, and blankets for use of—(See S. J. Res. 138; H. J. Res. 318.)	
Virginia Engineering Co. (Inc.)—(See bill S. 4836.)	
Virginia World War Memorial, Richmond, Va., to remit duty on carillon of bells for—(See bill S. 5551.)	
Visa fees, to abolish—(See bill S. 5142.)	
Petition favoring	115
Vocational Educational Board—(See Federal Board for Vocational Education.)	
Vocational rehabilitation, report relative to special fund for	22
Volstead Act—(See National prohibition act.)	
W	
Wabash River, Ind., construction of bridge across—	
Authorizing—(See bills S. 4844; H. R. 13452.)	
Extending time for—(See bills S. 5791; H. R. 17264.)	
Waccamaw River, S. C., authorizing construction of bridge across—(See bill H. R. 14688.)	
Waddell, Elizabeth—(See bill S. 5326.)	
Wadsworth, James W., jr. (Senator from New York)—	
Attended	3
Conferee, appointed as	140, 160, 215, 242
Wagg, Wealthy F.—(See bill S. 4699.)	
Wagner, Ben.—(See bill H. R. 15305.)	
Wagner, Robert F., credentials presented	89
Walbridge, Annie M.—(See bill S. 4645.)	
Walla Walla, Wash., to loan certain French guns belonging to United States, to city of—(See H. J. Res. 233.)	
Wallace, John M.—(See bill S. 5176.)	
Wallace, Sena Hartzell—(See bill S. 5104.)	
Walling, Ruth J.—(See bills S. 5017; H. R. 13971.)	
Walmsley, Harry R., report touching certain charges made by	52
Walsh, David I. (Senator from Massachusetts)—	
Adjusted-service certificates, correspondence with Veterans' Bureau relative to loans to veterans on, presented by	113
Committee assignments	26
Credentials presented	4
Oath administered to	4
Resolutions submitted by—	
"Abolition of the Secrecy of Party Funds, The," to print revised edition of Senate document entitled—(See S. Res. 353.)	
Economic conditions in country, to appoint committee to investigate—(See S. Res. 378.)	
Nominations, to amend rules of Senate relating to consideration of—(See S. Res. 335.)	
Walsh, Thomas J. (Senator from Montana)—	
Attended	3
Conferee, appointed as	37
Resolutions submitted by—	
Gould, Arthur R., to investigate certain charges against—(See S. Res. 278.)	
Public-utility companies, to investigate financial structure of—(See S. Res. 371.)	

War—	
Articles of, to amend sections 50½ and 70 of—(See bill S. 1483.)	
Draft of men and resources, in time of, petition favoring	44
Gas in, protocol for prohibition of poisonous—	27
Considered	
Outlawry of, favoring codification of international law for—(See S. Res. 287.)	
Petition favoring	97
War Department—	
Appropriations for—	
Annual—(See bill H. R. 16249.)	
Estimate of	246
Bureaus of, to prohibit certain assignments to duty in—(See bill H. R. 15828.)	
Canadian properties by, validating acquisition of—(See bills S. 5283; H. R. 16155.)	
Industrial war plan of, authorizing placing of equipment orders with commercial concerns in furtherance of—(See bill S. 4917.)	
Real property of, authorizing sale of surplus—(See bill S. 4305.)	
Rifles loaned by, to relieve organizations of ex-service men from liability for loss of obsolete—(See H. J. Res. 256.)	
Sales commissaries of, to regulate operation of—(See bill H. R. 15661.)	
Travel of civilian officers, report on	21
War Finance Corporation, report of	51
War materials, report on distribution of surplus	277
War minerals relief act—	
Amendment of—(See bill S. 5825.)	
Claims under, to pay certain—(See bill S. 5825.)	
Court of Claims, referred to—(See S. Res. 380.)	
Final report of administration of	24
Ward, Barbara J.—(See bill S. 5065.)	
Ward, Jean—(See bill S. 4799.)	
Ward, K. I.—(See bill H. R. 12388.)	
Wards—(See District of Columbia.)	
Wareing, Lydia A.—(See bill S. 5086.)	
Warren Construction Co.—(See bill S. 4626.)	
Warren, Francis E. (Senator from Wyoming)—	
Attended	32
Conferee, appointed as	87, 95, 117, 147, 175
McKinley, William B., memorial address on late Senator	242
Warren, Margery—(See bill S. 5687.)	
Warrington, Ralph K., heirs of—(See bill H. R. 1564.)	
Warrior River, Ala., authorizing construction of bridge across—(See bill S. 4740.)	
Washington—	
Fisheries experiment station on coast of, to establish—(See bill S. 1266.)	
Indians in, to adjudicate claims of certain—(See bill S. 4611.)	
Lands in, to resurvey certain—(See bill S. 1914.)	
Legislature, resolutions from—	
Agricultural relief, favoring certain legislation for	111
Barber shops in District of Columbia, against compulsory closing on Sunday of	96
House of Representatives, favoring reapportionment of Members of	126
President and Members of Congress, favoring earlier commencement of terms after election of	190, 277
Saud Island to, granting title of United States in—(See bill S. 5060.)	
Senatorial general election campaign in, report touching	52
Senators from—	
Dill, C. C., attended	3
Jones, Wesley L., attended	3
Washington Gas Light Co., report of	126
Washington, George—	
Bicentennial of birth of, celebration of—	
Address by President relative to proposed	199
Joint session of Congress to hear, for—(See H. Con. Res. 49.)	
Printing of—(See S. Con. Res. 28.)	
Commission for, Mr. Capper appointed on	60
State and Territorial legislatures and executives, inviting cooperation of, for—(See H. Con. Res. 57.)	

Washington, George—Continued.	
Farewell address—(See Washington's Farewell Address.)	
Washington Interurban Railroad Co., report of—	126
Washington Railway & Electric Co., report of—	126
Washington's Farewell Address—	
Mr. George designated to read on February 22, 1927.	139
Address read—	197
Watchmen and building guards, relating to labor of—	
(See bill S. 5460.)	
Compensation for, petitions favoring increased—	136,
140, 144, 148, 153, 158, 162, 171	
Waterhouse, Lawrence J.—(See bill S. 4722.)	
Waterman, Charles W., credentials presented—	42
Water-right charges—(See Irrigation and reclamation.)	
Watersheds of navigable streams, act for protection of—	
Amendment of—(See bill H. R. 9039.)	
Appropriation to be expended under provisions of, authorizing—(See bill S. 718.)	
Waterville, N. H., petitions for purchase of forest land at Mad River Notch, in—	148, 158, 177, 212
Waterways and water resources commission, to create—	
(See bill S. 4710.)	
Petition favoring—	243
Watkins, Maj. Homer—(See bill S. 4743.)	
Watson, Capt. George N.—(See bills S. 5210; H. R. 16058.)	
Watson, James E. (Senator from Indiana)—	
Attended—	14
Credentials presented—	56
Wayne, Gen. Anthony, to erect tablet or marker at Defiance, Ohio, to—(See bill H. R. 6235.)	
Wayne County Council, Veterans of Foreign Wars, Detroit, Mich., to donate two obsolete brass cannons to—(See bill H. R. 1130.)	
Ways and Means Committee—(See House of Representatives.)	
Webb, Edward C. F.—(See bill S. 5715.)	
Webber, Lizzie H.—(See bill S. 4936.)	
Weber, Lieut. Henry C.—(See bill S. 5393.)	
Weed, Verona R.—(See bill S. 4635.)	
Weeks, F. R., to appoint major of Engineers in Army—	
(See bill S. 4748.)	
Weicht, Helen L.—(See bill S. 4590.)	
Weidlich, Margaret—(See bill S. 5077.)	
Weiser State Bank of Weiser, Idaho—(See bill S. 4850.)	
Weiskopf, Edward F.—(See bill H. R. 7540.)	
Welch, Dr. William H., authorizing acceptance of French decoration by—(See bill H. R. 16103.)	
Weller, O. E. (Senator from Maryland)—	
Attended—	3
Committee service—	36
Funeral committee, appointed on—	14
Welles, Lieut. R. C., authorizing acceptance of Spanish decoration by—(See bill S. 4820.)	
Welles, Vice Admiral Roger, authorizing acceptance of Spanish decoration by—(See bill S. 4820.)	
Wells, Eliza J.—(See bill S. 5474.)	
Wells, Philip F.—(See bill S. 4791.)	
Welsh, James J.—(See bill S. 5715.)	
Wemmer, Samuel—(See bill H. R. 9787.)	
Wencel, Henry—(See Wilson, Frank H.)	
West, Ella E.—(See bill S. 5374.)	
Westcott, James E.—(See bill H. R. 5449.)	
West Executive Avenue—(See District of Columbia.)	
West, George E.—(See bill S. 5271.)	
West, John J.—(See bill H. R. 12818.)	
West Virginia—	
Legislature, resolution from, favoring repeal of Federal estate tax—	153, 158
Senators from—	
Goff, Guv D., attended—	3
Neely, M. M., attended—	3
Whaler Island—(See Del Norte County, Calif.)	
Wheat—	
By-products of imported—	
Bonded manufacturing warehouses, to prohibit manufacture of, in—(See bill S. 5697.)	
Drawback of duties on, to prohibit payment of—	
(See bill S. 5697.)	
Seed, to place on free list for 1927—(See bill S. 5298.)	

Wheeler, Burton K. (Senator from Montana)—	
Attended—	3
Resolutions submitted by—	
Foreign concessions procured by American citizens, to investigate—(See S. Res. 319.)	
Nicaragua, favoring withdrawal of United States marines and warships from—(See S. Res. 309.)	
White, George W.—(See bill S. 5175.)	
White House, communications relative to environment of—	143, 164, 173
White, Mark J.—(See bill S. 2242.)	
White, Mary Malvina—(See bill S. 5364.)	
White Mountain National Forest—(See National forests.)	
White River, Mo., to amend acts authorizing construction of bridges across—(See bills H. R. 16104, H. R. 16105.)	
Whiting, Virginia—(See bill S. 5224.)	
Whitted, Levi R.—(See bill S. 5091.)	
Wholesale sellers, to prevent discrimination against cooperative organizations by—(See bill S. 5640.)	
Wickham, Anna A.—(See bill S. 5387.)	
Widlon, George C.—(See bill S. 5190.)	
Wilkoff, Thomas B.—(See bill S. 4884.)	
Wilcox, Agnes W.—(See bill H. R. 2190.)	
Wilkes, Patrick C., alias Clebourn P. Wilkes—(See bill S. 1859.)	
Willacy County—(See Texas.)	
Willard, Mary—(See bill S. 5475.)	
Williams, Arthur L.—(See bill S. 5623.)	
Williams, Finas M.—(See bill H. R. 10813.)	
Williams, Capt. James P., to award Nicaraguan campaign badge to—(See H. J. Res. 339.)	
Williams, Minnie—(See bill S. 5377.)	
Williams, Minnie Alexandria—(See bill S. 5628.)	
Williams, Nannie C., administratrix of estate of William E. Keeney—(See bill S. 5040.)	
Williamson, Randolph Foster—(See bill H. R. 3378.)	
Willis, Frank B. (Senator from Ohio)—	
Attended—	3
Concurrent resolutions submitted by—	
Columbus, Christopher, to express sense of Congress relative to proposed erection at Santo Domingo of memorial lighthouse to—(See S. Con. Res. 26.)	
Conferee, appointed as—	281
Credentials presented—	39
Funeral committee, appointed on—	176
Resolutions submitted by—	
Stephens, Ambrose E. B., relative to death of late Representative—(See S. Res. 351.)	
Wilsey, Walter T.—(See bill H. R. 10447.)	
Wilson, A. G.—(See bill S. 4959.)	
Wilson, Anna E.—(See bill S. 5490.)	
Wilson, Caroline—(See bill S. 4899.)	
Wilson, Charles E.—(See bill S. 5051.)	
Wilson Chemical Co.—(See bill S. 4829.)	
Wilson Creek, Mo., petition for establishment of national park at battle field of—	153
Wilson, Frank E.—(See bill S. 5350.)	
Wilson, Frank H., alias Henry Wencel—(See bill S. 2700.)	
Wilson, Maria M.—(See bill S. 5071.)	
Wilson, Mary E.—(See bill S. 4921.)	
Wilson, Mary L.—(See bill S. 4926.)	
Wilson, William B., petitions of, contesting election of William S. Vare as Senator from Pennsylvania—	69, 278
Wilt, Violet G.—(See bill S. 5565.)	
Wind River Reservation—(See Indians and Indian reservations.)	
Windsor, Gertrude De Wolf—(See bill S. 5743.)	
Winslow, Claude T.—(See bill S. 4631.)	
Winston, Anthony, to approve sale of land by Moshulattuba to—(See S. J. Res. 141.)	
Winston, James M.—(See bill H. R. 11542.)	
Winters, Benjamin F.—(See bill S. 5275.)	
Wisconsin—	
Legislature, resolution from, favoring construction of Great Lakes-St. Lawrence waterway project—	235, 243
Public lands in, to dispose of certain—(See bill S. 5676.)	
Senators from—	
La Follette, Robert M., jr., attended—	62
Lenroot, Irvine L., attended—	32
Wisconsin Pottawatomi Indians—(See Indians and Indian reservations.)	

Wise, Curtis P.—(See bill H. R. 15432.)	
Witnesses—	
Immunity to certain, granting—(See bill S. 5770.)	
Recalcitrancy of certain, reports concerning—	171, 245
Witt, Cornelius H.—(See bill S. 5289.)	
Wittenburg, Albert, claim from German Government for heirs of—	20
Payment of, authorizing—(See bills S. 5638; H. J. Res. 350.)	
Woffindin, Sophronia—(See bill S. 5241.)	
Wolverine (U. S. gunboat), to turn over to Erie, Pa.—	
(See bill S. 4470.)	
Women—	
District of Columbia, bills relative to, in—(See District of Columbia.)	
Married, to amend law relative to citizenship of—	
(See bill S. 5833.)	
War services of American, to prepare medal to commemorate—(See bill S. 5578.)	
Wood, Albert—(See bill S. 1743.)	
Wood, Elizabeth E.—(See bill S. 5756.)	
Wood, William D.—(See bill S. 5497.)	
Woods, Cyrus E., nomination to be Interstate Commerce Commissioner—	
Open executive session, motion for consideration in—	97
Telegrams relating to, read by Mr. Steck—	72
Woodward, Commander J. S., authorizing acceptance of Greek decoration by—(See bills S. 5789; H. R. 15981.)	
Wool fabrics, to prevent deceit in manufacture and sale of—(See bill S. 1618.)	
Wool standards, to use certain funds for—(See bills S. 5522; H. R. 15476.)	
Woolsey, Caroline H.—(See bill S. 5376.)	
Wooten, Elizabeth—(See bill S. 612.)	
Workmen's Compensation Board, to abolish—(See bill S. 5033.)	
Workmen's compensation—(See District of Columbia.)	
World Court—	
Creation of, favoring—(See S. Res. 287.)	
Senate Resolution 5 providing for United States membership in, to rescind and revoke—(See S. Res. 282.)	
World War, to prepare for publication official records and maps relating to participation of American military and naval forces in—(See S. J. Res. 160.)	
World War adjusted compensation act—	
Amendment of—(See bills S. 4551, S. 5093, S. 5100, S. 5107, S. 5245, S. 5258, S. 5358, S. 5716; H. R. 16886.)	
Fees for obtaining benefits of, to prohibit collection of—(See bill S. 4551.)	
World War National Guard organizations, to return funds belonging to—(See H. J. Res. 272.)	
World War veterans—	
Adjusted service certificates—	
Duplicate, relative to issuance of—(See bill S. 5245.)	
Effective date of, to amend law relative to—(See bill S. 5716.)	
Loans to, on security of, authorizing—(See bills S. 5093, S. 5100, S. 5107, S. 5258, S. 5358; H. R. 16886.)	
Correspondence relative to, presented by Mr. Walsh of Massachusetts—	113
Law relating to, requesting information on plans of Federal Reserve Board for carrying out of—(See S. Res. 320.)	
Response of Secretary of Treasury, ordered printed—	83
Petitions favoring—	78, 117, 148, 153, 162
Adjusted service credit to, for immediate payment of—(See bill S. 5268.)	
Children of certain, to continue compensation, in certain cases, for—(See bill S. 5046.)	
Petition for—	194
Compensation of certain disabled, repeal of \$40 limitation on monthly—(See bills S. 5579, S. 5637.)	
Petitions for—	96, 148, 180
Diabetes, to amend law relating to service origin of certain diseases so as to include—(See bill S. 5508.)	
Neuropsychiatric cases, petition for erection in northern Ohio of veterans' hospital for—	208

World War veterans—Continued.	
Patents issued to, extension of—(See bills S. 4480, S. 4927.)	
Bill S. 4480, requesting House to reconsider vote on passage of, and return of engrossed bill to Senate—(See S. Res. 293.)	
Relief of, petition for legislation for—	177
World War veterans' act, 1924—	
Amendment of—(See bills S. 5046, S. 5358, S. 5508, S. 5579, S. 5637, S. 5670.)	
Government life insurance fund under, making notes covering loans on adjusted-service certificates eligible for purchase by and for—(See bill S. 5358.)	
Hospitalization under, to provide for additional hospital facilities for persons entitled to—(See bills S. 5076; H. R. 17157.)	
"World's inorganic nitrogen industry, The," article by F. A. Ernst and M. S. Sherman entitled, ordered printed—	181
Wrangell, Alaska, authorizing issuance of bonds by town of—(See bills H. R. 10900, H. R. 10901.)	
Wright, Levi—(See bill H. R. 5486.)	
Wright, Orville, to commemorate first successful power-driven airplane flight achieved by—(See bill S. 4876.)	
Wyant, Jennie—(See bill H. R. 15197.)	
Wyoming—	
Irrigation of certain lands in, to make surveys and estimates for—(See S. J. Res. 131.)	
Legislature, resolutions from—	
Federal estate tax, favoring repeal of—	212, 219
Grazing fees for national forests, against increase in—	188
Public lands—	
Homestead entries, favoring amendment of act relating to—	219
Return to State of certain, favoring—	212, 219
Riverton irrigation project, favoring completion of—	243
Public land entries in, validating certain—(See bills S. 5675; H. R. 15018.)	
Senators from—	
Kendrick, John B., attended—	3
Warren, Francis E., attended—	32
Wyoming National Forest—(See National forests.)	
Y	
Yah, Tong Huan, claim from Chinese Government on account of death of—	155
Payment of, authorizing—(See H. J. Res. 354.)	
Yakima Indian Reservation—(See Indians and Indian reservations.)	
Yakima reclamation project—(See Irrigation and reclamation.)	
Yarrington, Sadie A.—(See bill S. 4649.)	
Yates, Helen E.—(See bill S. 5026.)	
Yazoo Basin, Miss., report on reclamation of swamp lands in—	234
Yearsley, Edward—(See bill S. 5715.)	
Yearsley, McCoy—(See bill S. 5715.)	
Yellowstone National Park—(See National parks.)	
Yokohama, Japan, relief of consulate general at—(See H. J. Res. 353.)	
York, Freeman, papers withdrawn—	14
York, Pa., Continental Congress at—	
One hundred and fiftieth anniversary of meeting of—	
Coinage of 50-cent pieces in commemoration of—	
(See bill H. R. 17268.)	
Committee to participate in celebration of, to appoint—(See H. Con. Res. 56.)	
Members on part of House appointed—	285
Members on part of Senate appointed—	270
Young, Adelaide C.—(See bill S. 5614.)	
Z	
Zeibach, Francis M.—(See bill S. 4785.)	
Zingarelli, M., and wife, Mary Alice Zingarelli—(See bill S. 4830.)	
Zink, Robert—(See bills S. 5503, H. R. 16658.)	
Zuni Indian Reservation—(See Indians and Indian reservations.)	
Zyvoliski, Albert J.—(See bill H. R. 15519.)	

