

EXECUTIVE ORDER

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APPOINTMENT OF AUGUST A. GENNERICH

August A. Gennerich may be appointed an operative in the Secret Service Division of the Treasury Department without compliance with the requirements of the civil-service rules.

This order is recommended by the Secretary of the Treasury.



THE WHITE HOUSE,

March 8, 1933.

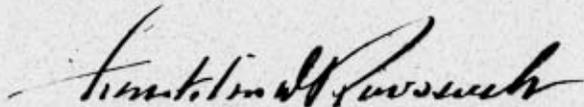
EXECUTIVE ORDER

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TRANSFER OF CONTROL AND JURISDICTION OF CERTAIN  
BUILDINGS AT CRISTOBAL TO THE NAVY DEPARTMENT

CANAL ZONE

By virtue of the authority vested in me by law, it is hereby ordered that Buildings Nos. 1113, 1409, and 1411, located at Cristobal, Canal Zone, that were transferred, exclusive of the sites thereof but including free use of such sites, by Executive Order No. 3917, dated October 16, 1923, from the Panama Canal to the War Department, be, and the same are hereby, transferred under like conditions to the Navy Department.



THE WHITE HOUSE,  
March 8, 1933.

EXECUTIVE ORDER

[REGULATIONS CONCERNING THE OPERATION OF BANKS]

By virtue of the authority vested in me by Section 5(b) of the Act of October 6, 1917 (40 Stat. L., 411) as amended by the Act of March 9, 1933 and by Section 4 of the said Act of March 9, 1933, and by virtue of all other authority vested in me, I hereby issue the following executive order.

The Secretary of the Treasury is authorized and empowered under such regulations as he may prescribe to permit any member bank of the Federal Reserve System and any other banking institution organized under the laws of the United States, to perform any or all of their usual banking functions, except as otherwise prohibited.

The appropriate authority having immediate supervision of banking institutions in each State or any place subject to the jurisdiction of the United States is authorized and empowered under such regulations as such authority may prescribe to permit any banking institution in such State or place, other than banking institutions covered by the foregoing paragraph, to perform any or all of their usual banking functions, except as otherwise prohibited.

All banks which are members of the Federal Reserve System, desiring to reopen for the performance of all usual and normal banking functions, except as otherwise prohibited, shall apply for a license therefor to the Secretary of the Treasury. Such application shall be filed immediately through the Federal Reserve Banks. The Federal Reserve

Bank shall then transmit such applications to the Secretary of the Treasury. Licenses will be issued by the Federal Reserve Bank upon approval of the Secretary of the Treasury. The Federal Reserve Banks are hereby designated as agents of the Secretary of the Treasury for the receiving of application and the issuance of licenses in his behalf and upon his instructions.

Until further order, no individual, partnership, association, or corporation, including any banking institution, shall export or otherwise remove or permit to be withdrawn from the United States or any place subject to the jurisdiction thereof any gold coin, gold bullion, or gold certificates, except in accordance with regulations prescribed by or under license issued by the Secretary of the Treasury.

No permission to any banking institution to perform any banking functions shall authorize such institution to pay out any gold coin, gold bullion or gold certificates except as authorized by the Secretary of the Treasury, nor to allow withdrawal of any currency for hoarding, nor to engage in any transaction in foreign exchange except such as may be undertaken for legitimate and normal business requirements, for reasonable traveling and other personal requirements, and for the fulfillment of contracts entered into prior to March 6, 1933.

Every Federal Reserve Bank is authorized and instructed to keep itself currently informed as to transactions in foreign exchange entered into or consummated within its

- 3 -

district and shall report to the Secretary of the Treasury  
all transactions in foreign exchange which are prohibited.

*Franklin D. Roosevelt*

THE WHITE HOUSE,  
March 10, 1933.

6073

EXECUTIVE ORDER

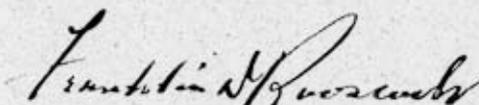
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AMENDMENT OF SCHEDULE A, SUBDIVISION VII,  
OF THE CIVIL-SERVICE RULES

Schedule A, Subdivision VII, section 2, of positions excepted from examination, is hereby amended, by the insertion of the words underscored, to read as follows:

2. One executive assistant to the Postmaster General, one special assistant to the Postmaster General, one private secretary or confidential clerk to the Assistant Attorney General and one to the purchasing agent of the Post Office Department.

This order is issued in view of the confidential nature of the positions involved, and the Civil Service Commission concurs in recommending its issuance.



THE WHITE HOUSE,  
March 13, 1933.

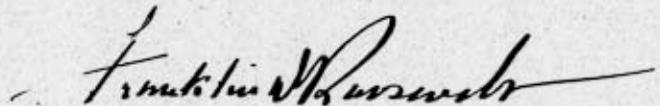
EXECUTIVE ORDER

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WITHDRAWAL OF PUBLIC LANDS FOR RESURVEY

COLORADO

Under authority contained in the act of June 25, 1910 (36 Stat. 847-848), as amended by the act of August 24, 1912 (37 Stat. 497), and subject to the conditions, provisions, and limitations of said acts, it is hereby ordered that the public lands in T. 12 S., R. 68 W. of the sixth principal meridian, Colorado, be, and the same are hereby, withdrawn from settlement, location, sale, entry, and all forms of appropriation, pending a resurvey of said township under the act of March 3, 1909 (35 Stat. 845).

This order shall continue in full force and effect unless and until revoked by the President or by an act of Congress.



THE WHITE HOUSE,

March 15, 1933.

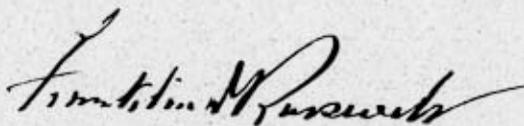
EXECUTIVE ORDER

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WITHDRAWAL OF PUBLIC LANDS FOR RESURVEY

NEW MEXICO

Under authority contained in the act of June 25, 1910 (36 Stat. 847-848), as amended by the act of August 24, 1912 (37 Stat. 497), and subject to the conditions, provisions, and limitations of said acts, it is hereby ordered that the public lands in T. 1 S., R. 16 W.; T. 4 N., R. 18 W.; and T. 9 S., R. 9 W. of the New Mexico principal meridian, New Mexico, be, and the same are hereby, withdrawn from settlement, location, sale, entry, and all forms of appropriation, pending a resurvey of said townships under the act of March 3, 1909 (35 Stat. 845).

This order shall continue in full force and effect unless and until revoked by the President or by an act of Congress.



THE WHITE HOUSE,

March 15, 1933.

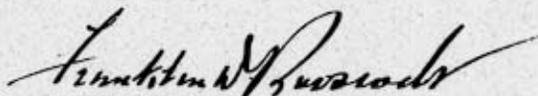
EXECUTIVE ORDER

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WITHDRAWAL OF PUBLIC LANDS FOR RESURVEY

NEW MEXICO

Under authority contained in the act of June 25, 1910 (36 Stat. 847-848), as amended by the act of August 24, 1912 (37 Stat. 497), and subject to the conditions, provisions, and limitations of said acts, it is hereby ordered that the public lands in T. 12 S., R. 7 W. of the New Mexico principal meridian, New Mexico, be, and the same are hereby, withdrawn from settlement, location, sale, entry, and all forms of appropriation, pending a resurvey of said township under the act of March 3, 1909 (35 Stat. 845).

This order shall continue in full force and effect unless and until revoked by the President or by an act of Congress.



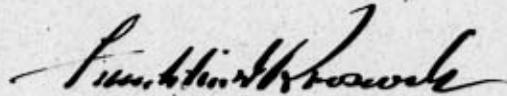
THE WHITE HOUSE,

March 15, 1933.

EXECUTIVE ORDER

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DESIGNATION OF MRS. LEAFIE E. DIETZ TO SIGN LAND  
PATENTS

Mrs. Leafie E. Dietz, of Colorado, appointed by the Secretary of the Interior January 6, 1931, to the position of clerk to sign land patents, is hereby designated as required by law to sign my name to said patents.



THE WHITE HOUSE,  
March 18 1933.

EXECUTIVE ORDER

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DESIGNATION OF MRS. HELEN V. McLEOD TO SIGN  
LAND PATENTS

Mrs. Helen V. McLeod, of the General Land Office, Department of the Interior, is hereby designated to sign land patents during the absence of the clerk regularly designated for that purpose.

*Franklin Roosevelt*

THE WHITE HOUSE,  
March 18, 1933.

**EXECUTIVE ORDER**

**[REGULATIONS CONCERNING APPOINTMENT OF CONSERVATORS FOR  
STATE BANKS, MEMBERS OF FEDERAL RESERVE SYSTEM]**

By virtue of the authority vested in me by Section 5(b) of the Act of October 6, 1917 (40 Stat. L., 411) as amended by the Act of March 9, 1933 and by Section 4 of the said Act of March 9, 1933, and by virtue of all other authority vested in me, I hereby issue the following executive order.

EXECUTIVE ORDER - PAGE 2

Whenever the appropriate authority having immediate supervision of any banking institution located in any State or place subject to the jurisdiction of the United States, which is a member of the Federal Reserve System and which has not been licensed by the Secretary of the Treasury to resume its usual banking functions, shall deem it necessary or advisable in order to conserve the assets of such banking institution for the benefit of the depositors or other creditors, such authority may, in accordance with the provisions of the applicable laws of such State or place, appoint such appropriate official as may be authorized under such laws to conserve the assets of such banking institution pending further disposition of its business as provided by such laws.

This order shall not authorize any such member bank to reopen for the performance of usual and normal functions until it shall have received a license from the Secretary of the Treasury as provided in Executive Order of March 10, 1933.

*Franklin D. Roosevelt*

*March 18*  
*1933*

The White House,

March 18, 1933.

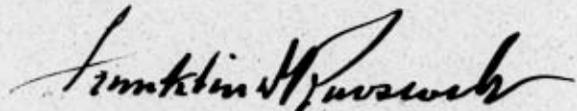
6080



EXECUTIVE ORDER

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WITHDRAWAL OF PUBLIC LAND FOR CAMP-GROUND PURPOSES  
CALIFORNIA

Under authority of the act of Congress approved June 25, 1910 (36 Stat. 847-848), as amended by the act of August 24, 1912 (37 Stat. 497), and on the recommendation of the Secretary of the Interior, it is hereby ordered that the S.1/2 NE.1/4 SE.1/4 sec. 11, T. 4 N., R. 14 W., San Bernardino meridian, California, 20 acres, be, and the same is hereby, withdrawn, subject to the conditions of the aforesaid acts and to any valid existing right, for use by the general public for camp-ground purposes.



THE WHITE HOUSE,  
March 24, 1933.

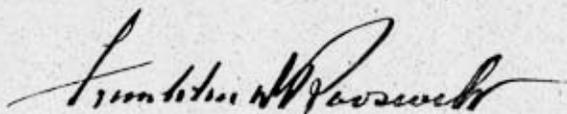
EXECUTIVE ORDER

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WITHDRAWAL OF PUBLIC LANDS FOR RESURVEY

WYOMING

Under authority contained in the act of June 25, 1910 (36 Stat. 847-848), as amended by the act of August 24, 1912 (37 Stat. 497), and subject to the conditions, provisions, and limitations of said acts, it is hereby ordered that the public lands in T. 56 N., R. 93 W. of the sixth principal meridian, Wyoming, be, and the same are hereby, withdrawn from settlement, location, sale, entry, and all forms of appropriation, pending a resurvey of said township under the act of March 3, 1909 (35 Stat. 845).

This order shall continue in full force and effect unless and until revoked by the President or by an act of Congress.



THE WHITE HOUSE,

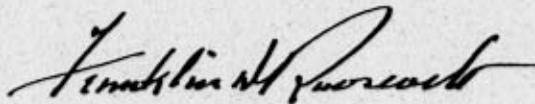
March 25, 1933.

EXECUTIVE ORDER  
AMENDMENT OF SCHEDULE A OF THE CIVIL SERVICE RULES

Schedule A of the Civil Service Rules is hereby amended by  
the addition of a new subdivision and paragraph as follows:

XXIII. Federal Radio Commission.

1. One Secretary of the Federal Radio Commission.



The White House,  
March 25, 1933.

EXECUTIVE ORDER

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REORGANIZING AGRICULTURAL CREDIT AGENCIES  
OF THE UNITED STATES

WHEREAS sections 401 and 403 of Title IV of Part II of the Legislative Appropriation Act, fiscal year 1933, as amended by an act of Congress approved March 3, 1933, provide:

"SEC. 401. The Congress hereby declares that a serious emergency exists by reason of the general economic depression; that it is imperative to reduce drastically governmental expenditures; and that such reduction may be accomplished in great measure by proceeding immediately under the provisions of this title.

"Accordingly, the President shall investigate the present organization of all executive and administrative agencies of the Government and shall determine what changes therein are necessary to accomplish the following purposes:

"(a) To reduce expenditures to the fullest extent consistent with the efficient operation of the Government;

"(b) To increase the efficiency of the operations of the Government to the fullest extent practicable within the revenues;

"(c) To group, coordinate, and consolidate executive and administrative agencies of the Government, as nearly as may be, according to major purposes;

"(d) To reduce the number of such agencies by consolidating those having similar functions under a single head, and by abolishing such agencies and/or such functions thereof as may not be necessary for the efficient conduct of the Government;

"(e) To eliminate overlapping and duplication of effort; and

"(f) To segregate regulatory agencies and functions from those of an administrative and executive character.

"SEC. 403. Whenever the President, after investigation, shall find and declare that any regrouping, consolidation, transfer, or abolition of any executive agency or agencies and/or the functions thereof is necessary to accomplish any of the purposes set forth in section 401 of this title, he may by Executive order —

"(a) Transfer the whole or any part of any executive agency and/or the functions thereof to the jurisdiction and control of any other executive agency;

"(b) Consolidate the functions vested in any executive agency; or

"(c) Abolish the whole or any part of any executive agency and/or the functions thereof; and

"(d) Designate and fix the name and functions of any consolidated activity or executive agency and the title, powers, and duties of its executive head; except that the President shall not have authority under this title to abolish or transfer an executive department and/or all the functions thereof."

NOW, THEREFORE, pursuant to the authority so vested in me, and after investigation, it is found and declared that the following changes in executive agencies and the functions thereof are necessary to accomplish the purposes set forth in section 401 above recited, and it is hereby ordered that:

(1) The functions of the Secretary of Agriculture as a member of the Federal Farm Board, and the offices of the appointed members of the Federal Farm Board, except the office of the member designated as chairman thereof, are abolished.

(2) The name of the Federal Farm Board is changed to the Farm Credit Administration.

(3) The name of the office of Chairman of the Federal Farm Board is changed to Governor of the Farm Credit Administration, and he is vested with all the powers and duties of the Federal Farm Board.

(4) The functions of the Secretary of the Treasury as a member of the Federal Farm Loan Board,

and the offices of the appointed members of the Federal Farm Loan Board, except the office of the member designated as Farm Loan Commissioner, are abolished, and all the powers and functions of the Federal Farm Loan Board are transferred to and vested in the Farm Loan Commissioner, subject to the jurisdiction and control of the Farm Credit Administration as herein provided.

(5) There are transferred to the jurisdiction and control of the Farm Credit Administration:

- (a) The Federal Farm Loan Bureau and the functions thereof; together with the functions of the Federal Farm Loan Board, including the functions of the Farm Loan Commissioner;
  - (b) The functions of the Treasury Department and the Department of Agriculture, and the Secretaries thereof, under Executive Authorizations to give aid to farmers, dated July 26, 1918, and any extensions or amendments thereof;
  - (c) The functions of the Secretary of Agriculture under all provisions of law relating to the making of advances or loans to farmers, fruit growers, producers and owners of livestock and crops, and to individuals for the purpose of assisting in forming or increasing the capital stock of agricultural-credit corporations, livestock-loan companies, or like organizations, except Public Resolution No. 74, Seventieth Congress, approved December 21, 1928, providing for the Porto Rican Hurricane Relief Commission;
  - (d) The Crop Production Loan Office and the Seed Loan Office of the Department of Agriculture, and the functions thereof;
  - (e) The functions of the Reconstruction Finance Corporation and its board of directors relating to the appointment of officers and agents to manage regional agricultural credit corporations formed under section 201(e) of the Emergency Relief and Construction Act of 1932; relating to the establish-
- 2

ment of rules and regulations for such management; and relating to the approval of loans and advances made by such corporations and of the terms and conditions thereof.

(6) The functions vested in the Federal Farm Board by section 9 of the Agricultural Marketing Act are abolished, except that such functions shall continue to be exercised to such extent and for such time as may be necessary to permit the orderly winding up of the activities of stabilization corporations heretofore recognized under authority of such section, and the Governor of the Farm Credit Administration shall take appropriate action for winding up at the earliest practicable date the activities of such corporations and all affairs related to the exercise of such functions.

(7) The records, property (including office equipment), and personnel used and employed in the execution of the functions hereinbefore transferred are transferred to the jurisdiction and control of the Farm Credit Administration.

(8) The sum of \$2,000,000 of the unexpended balances of appropriations made to the Federal Farm Board by Public Resolutions No. 43 and No. 51 of the Seventy-second Congress shall be impounded and returned to the Treasury, which sum shall be in addition to the other savings to be effected by the Farm Credit Administration as a result of this order.

(9) The unexpended balances of appropriations to the Secretary of Agriculture, the Federal Farm

Loan Bureau, and the Federal Farm Board for salaries, expenses, and all other administrative expenditures in the execution of the functions herein vested in the Farm Credit Administration shall be transferred to and vested in the Farm Credit Administration as a single fund for its use for salaries, expenses, and all other administrative expenditures for the execution of any or all of such functions without restriction as to the particular functions for the execution of which the same were originally appropriated. All other appropriations, allotments, and other funds available for use in connection with the functions and executive agencies hereby transferred and consolidated are hereby transferred to and vested in the Farm Credit Administration, and shall be available for use by it, for the same purposes as if the Farm Credit Administration were named in the law or authority providing such appropriations, allotments, or other funds.

(10) All power, authority, and duties conferred by law upon any officer, executive agency, or head thereof, from which or from whom transfer is hereinbefore made, in relation to the executive agency or function transferred, are transferred to and vested in the Governor of the Farm Credit Administration.

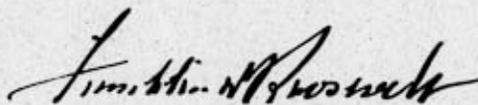
(11) The Governor of the Farm Credit Administration is directed to dismiss, furlough, transfer, or make other appropriate disposition of such of the officers and employees under his jurisdiction and control as are not required for the proper execution

of the functions of the Farm Credit Administration.

(12) The Governor of the Farm Credit Administration is authorized to execute any and all functions and perform any and all duties vested in him through such persons as he shall by order designate or employ.

(13) The Governor of the Farm Credit Administration, by order or rules and regulations, may consolidate, regroup, and transfer offices, bureaus, activities, and functions in the Farm Credit Administration, so far as may be required to carry out the purposes to which this order is directed, and may fix or change the names of such offices, bureaus, and activities and the duties, powers, and titles of their executive heads.

This order shall take effect upon the sixty-first calendar day after its transmission to Congress unless otherwise determined in accordance with the provisions of section 407 of the act cited above, as amended.



THE WHITE HOUSE,  
March 27, 1933.

**EXECUTIVE ORDER**

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**ANNOUNCING THE INDEX FIGURES FOR THE COST OF LIVING  
FOR THE SIX MONTHS PERIODS ENDING JUNE 30, 1928,  
AND DECEMBER 31, 1932**

WHEREAS sections 2 and 3, Title II, of the act entitled "AN ACT To maintain the credit of the United States Government," approved March 20, 1933 (Public, No. 2, 73d Cong.), provide:

"SEC. 2. For that portion of the fiscal year 1933 beginning with the first day of the calendar month following the month during which this Act is enacted, and for the fiscal year ending June 30, 1934, the compensation of every officer or employee shall be determined as follows:--

"(a) The compensation which such officer or employee would receive under the provisions of any existing law, schedule, regulation, Executive order, or departmental order shall first be determined as though this title (except section 4) had not been enacted.

"(b) The compensation as determined under subparagraph (a) of this section shall be reduced by the percentage, if any, determined in accordance with section 3 of this title.

"SEC. 3. (a) The President is authorized to investigate through established agencies of the Government the facts relating to the cost

of living in the United States during the six months period ending June 30, 1928, to be known as the base period, and upon the basis of such facts and the application thereto of such principles as he may find proper, determine an index figure of the cost of living during such period. The President is further authorized to make a similar investigation and determination of an index figure of the cost of living during the six months period ending December 31, 1932, and each six months period thereafter.

"(b) The President shall announce by Executive order the index figure for the base period and for each subsequent period determined by him under paragraph (a) of this section. The percentage, if any, by which the cost of living index for any six months' period, as provided in paragraph (a) of this section, is lower than such index for the base period, shall be the percentage of reduction applicable under section 2(b) of this title in determining compensation to be paid during the following six months' period, or such portion thereof during which this title is in effect: Provided, That such percentage of reduction (including reductions made under any existing law, regulation, or Executive order, in the case of subsistence and rental allowances for the services mentioned in the Pay Act of June 10, 1932) shall not exceed 15 per centum."

AND WHEREAS, through established agencies of the Government, I have investigated the facts

relating to the cost of living in the United States during the six months period ending June 30, 1928, and during the six months period ending December 31, 1932, and have determined index figures of the cost of living during such periods, such index figures being based upon an index figure of 100 for the year 1913;

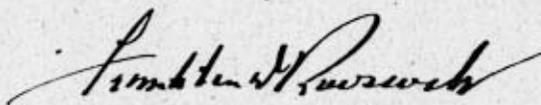
NOW, THEREFORE, pursuant to the authority so vested in me, I hereby announce:

First, That such index figures are--

- (a) 171.0 for the six months period ending June 30, 1928, the base period, and
- (b) 133.9 for the six months period ending December 31, 1932;

Second, That the cost of living index for the six months period ending December 31, 1932, is 21.7 per centum lower than the cost of living index for the base period; and

Third, That this per centum being in excess of the maximum per centum prescribed by section 3(b), the percentage of reduction applicable under section 2(b), in determining the compensation of officers and employees to be paid during the period from April 1, 1933, to June 30, 1933, inclusive, is 15 per centum.



THE WHITE HOUSE,

March 28, 1933.

EXECUTIVE ORDER

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RIO GRANDE WILD LIFE REFUGE

NEW MEXICO

It is hereby ordered that Executive Order No. 1032, dated February 25, 1909, insofar as it relates to the establishment of the Rio Grande Reservation in New Mexico, for the protection of native birds, be, and the same is hereby, revoked; and it is hereby further ordered that all that area of land and water of the United States within Socorro and Sierra Counties, New Mexico, hereinafter described and shown on the plat hereto attached and made a part of this order, be, and the same is hereby, reserved, subject to uses by the Bureau of Reclamation and to valid existing rights, for the use of the Department of Agriculture as a refuge and breeding ground for birds and wild animals.

NEW MEXICO PRINCIPAL MERIDIAN

(The survey of the following-described tract was executed by the Bureau of Biological Survey, Department of Agriculture, from April to June 1931. All bearings in the description were turned from the true meridian as determined by altitude observations on the sun during the progress of the sur-

vey, and all distances are expressed in chains.  
The mean magnetic declination was found to be  
13°00' E.)

Beginning at the southeast corner of T. 8 S.,  
R. 3 W.;

Thence northerly, with the east boundary of  
said township to the corner of secs. 19, 24, 25,  
and 30 on the west boundary of T. 8 S., R. 2 W.;

Thence easterly, within T. 8 S., R. 2 W., be-  
tween secs. 19 and 30, to the corner of secs. 19,  
20, 29, and 30;

Thence northerly, between secs. 19 and 20, to  
the corner of secs. 17, 18, 19, and 20;

Thence easterly, between secs. 17 and 20, to  
the closing corner of secs. 17 and 20 on the west  
boundary of Pedro Armendaris Grant No. 34;

Thence S. 13°26' E., 0.80 chs., along the west  
boundary of Pedro Armendaris Grant No. 34, to an  
iron pipe;

Thence within Pedro Armendaris Grant No. 34:

N. 79°12' E., 106.25 chs., to an iron pipe;  
N. 37°47' E., 65.09 chs., to an iron pipe;  
N. 7°45' E., 27.20 chs., to an iron pipe;  
N. 87°19' E., 22.11 chs., to an iron pipe;  
N. 42°30' E., 61.01 chs., to U.S.R.S. tri-  
angulation station "Craig"; from which  
a sandstone monument, 1 ft. square and  
set within the ruins of Old Fort Craig,  
bears N. 81°45' W., 18.18 chs. distant;  
N. 32°30' W., 31.94 chs., to an iron pipe;  
N. 20°40' W., 98.04 chs., to U.S.R.S. tri-  
angulation station "Butte";  
N. 10°17' E., 99.92 chs., to an iron pipe;  
N. 36°30' E., 42.37 chs., to an iron pipe;

N.  $55^{\circ}27'$  E., 31.65 chs., to an iron pipe;  
N.  $66^{\circ}40'$  E., 18.50 chs., to an iron pipe,  
from which U.S.R.S. triangulation station  
"Old Town" bears N.  $15^{\circ}30'$  W.,  
6.36 chs. distant;  
S.  $15^{\circ}30'$  E., 15.91 chs., to an iron pipe  
in the center of old channel of Rio  
Grande;

Thence following the center line of old  
channel of Rio Grande with the  
following five courses:

N.  $70^{\circ}43'$  E., 18.34 chs., to an iron  
pipe;  
N.  $63^{\circ}45'$  E., 15.71 chs., to an iron  
pipe;  
N.  $56^{\circ}17'$  E., 6.53 chs., to an iron  
pipe;  
N.  $68^{\circ}00'$  E., 12.78 chs., to an iron  
pipe;  
S.  $81^{\circ}40'$  E., 13.02 chs., to a point  
on the Atchison, Topeka & Santa  
Fe Ry. right-of-way, opposite  
the center of railway bridge;

Thence within Pedro Armendaris Grant No. 33:

S.  $40^{\circ}26'$  W., 41.87 chs., along the west  
right-of-way boundary of the Atchison,  
Topeka & Santa Fe Ry. to a point;  
Thence 1.77 chs., on a curve to the left  
with a radius of 58.63 chs.;  
Thence S.  $38^{\circ}42'$  W., 39.64 chs., to a  
point;  
Thence 19.33 chs., on a curve to the left  
with a radius of 15.23 chs.;  
Thence S.  $34^{\circ}01'$  E., 14.87 chs., to a  
point;  
Thence 11.56 chs., on a curve to the right  
with a radius of 66.02 chs.;  
Thence 11.12 chs., on a curve to the right  
with a radius of 16.61 chs.;  
Thence S.  $14^{\circ}22'$  W., 14.80 chs., to a  
point;  
Thence 5.50 chs., on a curve to the left  
with a radius of 87.57 chs.;  
Thence 3.04 chs., on a curve to the left  
with a radius of 104.93 chs.;  
Thence 7.98 chs., on a curve to the left  
with a radius of 15.23 chs.;  
Thence 3.22 chs., on a curve to the left  
with a radius of 13.17 chs.;  
Thence 3.16 chs., on a curve to the left  
with a radius of 18.13 chs.;  
Thence 6.05 chs., on a curve to the left  
with a radius of 15.23 chs., to a  
point;

Thence S. 67°40' E., 14.44 chs., to a point;

Thence 5.30 chs., on a curve to the right with a radius of 20.95 chs., to an iron pipe on the west right-of-way boundary of Atchison, Topeka & Santa Fe Ry., from which the U.S.R.S. triangulation station "Centaderio" bears N. 42°00' W., 27.20 chs. distant;

Thence S. 18°09' E., leaving the Atchison, Topeka & Santa Fe Ry. right-of-way, 53.35 chs., to an iron pipe;

S. 10°39' E., 45.56 chs., to an iron pipe;  
S. 22°38' W., 30.82 chs., to an iron pipe;  
S. 57°58' W., 17.21 chs., to an iron pipe;  
S. 30°28' W., 52.58 chs., to an iron pipe;  
S. 37°39' W., 58.13 chs., to an iron pipe;  
S. 64°22' W., 13.03 chs., to an iron pipe;  
S. 0°29' W., 40.30 chs., to an iron pipe;  
S. 63°35' W., 99.41 chs., to an iron pipe;  
N. 86°55' W., 30.02 chs., to an iron pipe;  
S. 33°04' W., 28.59 chs., to an iron pipe;  
S. 48°56' W., 113.16 chs., to an iron pipe;  
S. 31°02' W., 41.28 chs., to an iron pipe;  
S. 6°18' W., 25.97 chs., to an iron pipe;  
S. 24°39' W., 35.61 chs., to an iron pipe;  
S. 43°41' E., 51.61 chs., to an iron pipe;  
S. 14°32' W., 109.15 chs., to an iron pipe;  
S. 55°51' W., 54.13 chs., to an iron pipe;  
S. 7°21' E., 30.48 chs., to an iron pipe;  
S. 70°59' W., 59.30 chs., to an iron pipe;  
N. 59°56' W., 24.29 chs., to an iron pipe;  
S. 50°00' W., 51.96 chs., to an iron pipe;  
S. 84°47' E., 48.90 chs., to an iron pipe,  
from which U.S.R.S. triangulation station "Fence" bears N. 26°00' E., 4.39 chs. distant;

S. 59°13' W., 64.96 chs., to an iron pipe;  
S. 9°16' W., 47.76 chs., to an iron pipe;  
S. 22°35' W., 31.14 chs., to an iron pipe;  
S. 5°44' W., 63.16 chs., to an iron pipe;  
S. 49°22' W., 71.80 chs., to an iron pipe;  
S. 29°40' W., 45.22 chs., to an iron pipe;  
S. 40°46' W., 65.45 chs., to an iron pipe;  
S. 66°09' W., 34.08 chs., to an iron pipe;  
S. 20°50' E., 26.80 chs., to an iron pipe;  
S. 2°17' W., 51.10 chs., to an iron pipe;  
S. 27°53' W., 56.60 chs., to an iron pipe  
on the west boundary of Pedro Armendaris Grant No. 33, common to the east boundary of sec. 15, T. 10 S., R. 3 W.;

Thence S. 0°08' E., along the west boundary of the Pedro Armendaris Grant No. 33, 24.00 chs., to an

iron pipe from which the original corner of secs. 15, 16, 21, and 22, T. 10 S., R. 3 W., bears west, 11.14 chs. distant;

Thence S.  $0^{\circ}13'$  W., continuing along the west boundary of Pedro Armendaris Grant No. 33, common to the east boundary of Tps. 10 and 11 S., R. 3 W., 722.56 chs., to the original closing corner of Tps. 11 and 12 S., R. 3 W.;

Thence S.  $0^{\circ}12'$  W., continuing along the west boundary of Pedro Armendaris Grant No. 33, common to the east boundary of T. 12 S., R. 3 W., 72.32 chs., to an iron pipe, from which an original angle corner of Pedro Armendaris Grant No. 33, common to the southeast corner of sec. 15, T. 12 S., R. 3 W., bears S.  $0^{\circ}12'$  W., 120.25 chs. distant;

Thence within Pedro Armendaris Grant No. 33:

East, 30.77 chs., to an iron pipe;  
South, 80.00 chs., to an iron pipe;  
West, 20.00 chs., to an iron pipe;  
South, 40.00 chs., to an iron pipe;  
East, 20.00 chs., to an iron pipe;  
South, 60.00 chs., to an iron pipe;  
West, 40.00 chs., to an iron pipe;  
South, 120.00 chs., to an iron pipe;  
West, 20.00 chs., to an iron pipe;  
South, 80.00 chs., to an iron pipe;  
West, 20.00 chs., to an iron pipe;  
South, 40.00 chs., to an iron pipe;  
West, 20.00 chs., to an iron pipe;  
South, 20.00 chs., to an iron pipe;  
East, 20.00 chs., to an iron pipe;  
South, 60.00 chs., to an iron pipe;  
East, 20.00 chs., to an iron pipe;  
South, 20.00 chs., to an iron pipe;  
East, 80.00 chs., to a concrete monument;  
South, 60.00 chs., to a concrete monument;  
West, 60.00 chs., to an iron pipe;  
South, 20.00 chs., to an iron pipe;  
West, 80.00 chs., to an iron pipe;

South, 20.00 chs., to an iron pipe;  
West, 20.00 chs., to an iron pipe;  
South, 100.00 chs., to a stone corner;  
West, 20.00 chs., to a concrete monument;  
South, 100 chs., to a concrete monument;  
East, 180.00 chs., to a concrete monument;  
South, 80.00 chs., to a concrete monument;  
West, 180.00 chs., to a concrete monument  
from which the original corner of  
secs. 4, 5, 8, and 9, T. 14 S., R. 3  
W., bears S. 14°02' E., 82.47 chs.  
distant;  
North, 20.00 chs., to a concrete monument;  
West, 200.00 chs., to a concrete monument;  
North, 160.00 chs., to a concrete monument;  
West, 20.00 chs., to an iron pipe;  
North, 269.47 chs., to an iron pipe;  
West, 71.45 chs., to an iron pipe on the  
west boundary of Pedro Armendaris  
Grant No. 33; this point is identical  
with the quarter-section corner on  
the east boundary of sec. 3, T. 13 S.,  
R. 4 W.;

Thence northerly, along the west boundary of  
the Pedro Armendaris Grant No. 33, to the closing  
corner of Tps. 12 and 13 S., R. 4 W.;

Thence westerly, between secs. 3 and 34, to  
the quarter-section corner for sec. 34 only;

Thence on subdivisional lines within sec. 34:

Northerly, to the center quarter-section  
corner;

Easterly, to the quarter-section corner  
on the east boundary of sec. 34;

Thence northerly, along the east boundary of  
sec. 34, common to the west boundary of the Pedro  
Armendaris Grant No. 33, to the north sixteenth-  
section corner on the east boundary of sec. 34;

Thence within Pedro Armendaris Grant No. 33:

East, 46.66 chs., to an iron pipe;  
North, 60.71 chs., to an iron pipe;  
East, 40.54 chs., to an iron pipe;  
North, 20.23 chs., to an iron pipe;  
East, 40.54 chs., to an iron pipe;

North, 80.94 chs., to an iron pipe;  
East, 40.54 chs., to an iron pipe;  
North, 70.14 chs., to an iron post on  
the north boundary of Pedro  
Armendaris Grant No. 33; this point  
is identical with the closing cor-  
ner of Tps. 12 S., Rs. 3 and 4 W.;

Thence westerly, along the north boundary of  
the Pedro Armendaris Grant No. 33, common to the  
south boundary of sec. 13, T. 12 S., R. 4 W., to  
the quarter-section corner on the south boundary  
of sec. 13;

Thence northerly, through the center of sec. 13,  
to the quarter-section corner of secs. 12 and 13;

Thence northerly, through the center of sec. 12,  
to the quarter-section corner of secs. 1 and 12;

Thence westerly, between secs. 1 and 12, to the  
corner of secs. 1, 2, 11, and 12;

Thence northerly, between secs. 1 and 2, to  
the quarter-section corner of secs. 1 and 2;

Thence on subdivisional lines within sec. 2:

Westerly, to the center quarter-section  
corner;

Northerly, to the center north sixteenth-  
section corner;

Easterly, to the northeast sixteenth-  
section corner;

Northerly, to the east sixteenth-section  
corner of secs. 2 and 35, on the  
south boundary of T. 11 S., R. 4 W.;

Thence westerly, between secs. 2 and 35, to the  
quarter-section corner of secs. 2 and 35;

Thence northerly, through the center of sec. 35,  
to the quarter-section corner of secs. 26 and 35;

Thence easterly, between secs. 26 and 35, to  
the corner of secs. 25, 26, 35, and 36;

Thence northerly, between secs. 25 and 26,  
secs. 23 and 24, and secs. 13 and 14, to the  
quarter-section corner of secs. 13 and 14;

Thence easterly, through the center of sec. 13,  
to the quarter-section corner of secs. 13 and 18,  
on the west boundary of T. 11 S., R. 3 W.;

Thence northerly, between secs. 13 and 18,  
and secs. 7 and 12, to the corner of secs. 1, 6,  
7, and 12;

Thence easterly, between secs. 6 and 7, T. 11  
S., R. 3 W., to the quarter-section corner of  
secs. 6 and 7;

Thence on subdivisional lines within sec. 6:

Northerly, to the center quarter-section  
corner;

Easterly, to the quarter-section corner  
of secs. 5 and 6;

Thence northerly, between secs. 5 and 6, to  
the closing corner of secs. 5 and 6, on the south  
boundary of T. 10 S., R. 3 W.;

Thence westerly, to the corner of secs. 31  
and 32;

Thence northerly, between secs. 31 and 32, to  
the quarter-section corner of secs. 31 and 32;

Thence on subdivisional lines within sec. 31:

Westerly, to the center quarter-section  
corner;

Northerly, to the quarter-section corner  
of secs. 30 and 31;

Thence northerly, through the center of sec. 30,  
to the quarter-section corner of secs. 19 and 30;

Thence northerly, through the center of sec. 19, to the quarter-section corner of secs. 18 and 19;

Thence easterly, between secs. 18 and 19, to the corner of secs. 17, 18, 19, and 20;

Thence northerly, between secs. 17 and 18, secs. 7 and 8, and secs. 5 and 6, to the quarter-section corner of secs. 5 and 6;

Thence on subdivisional lines within sec. 5:

Easterly, to the center quarter-section corner;

Northerly, to the quarter-section corner of 5 and 32, on the south boundary of T. 9 S., R. 3 W.;

Thence easterly, between secs. 5 and 32, to the corner of secs. 4, 5, 32, and 33;

Thence northerly, between secs. 32 and 33, in T. 9 S., R. 3 W., to the quarter-section corner of secs. 32 and 33;

Thence on subdivisional lines within sec. 33:

Easterly, to the center quarter-section corner;

Northerly, to the quarter-section corner of secs. 28 and 33;

Thence easterly, between secs. 28 and 33, to the corner of secs. 27, 28, 33, and 34;

Thence northerly, between secs. 27 and 28, to the quarter-section corner of secs. 27 and 28;

Thence on subdivisional lines within sec. 27:

Easterly, to the center quarter-section corner;

Northerly, to the quarter-section corner of secs. 22 and 27;

Thence easterly, between secs. 22 and 27, to the corner of secs. 22, 23, 26, and 27;

Thence northerly, between secs. 22 and 23, and secs. 14 and 15, to the corner of secs. 10, 11, 14, and 15;

Thence easterly, between secs. 11 and 14, to the quarter-section corner of secs. 11 and 14;

Thence northerly, through the center of sec. 11, to the quarter-section corner of secs. 2 and 11;

Thence on subdivisional lines within sec. 2:

Northerly, to the center quarter-section corner;

Easterly, to the quarter-section corner of secs. 1 and 2;

Thence northerly, between secs. 1 and 2, to the corner of secs. 1, 2, 35, and 36, on the south boundary of T. 8 S., R. 3 W.;

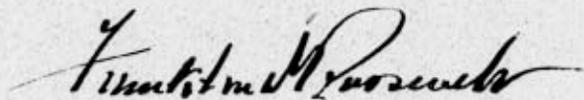
Thence easterly, between secs. 1 and 36, to the corner of Tps. 8 and 9 S., Rs. 2 and 3 W., the point of beginning.

It is unlawful within this reservation (a) to hunt, trap, capture, willfully disturb, or kill any wild animal or bird of any kind whatever, to take or destroy the nests or eggs of any wild bird, to occupy or use any part of the reservation, or to enter thereon for any purpose, except under such rules and regulations as may be prescribed by the Secretary of Agriculture; (b) to cut, burn, or destroy any timber, underbrush, grass, or other

natural growth; (c) willfully to leave fire or to suffer it to burn unattended near any forest, timber, or other inflammable material; (d) after building a fire in or near any forest, timber, or other inflammable material, to leave it without totally extinguishing it; and (e) willfully to injure, molest, or destroy any property of the United States.

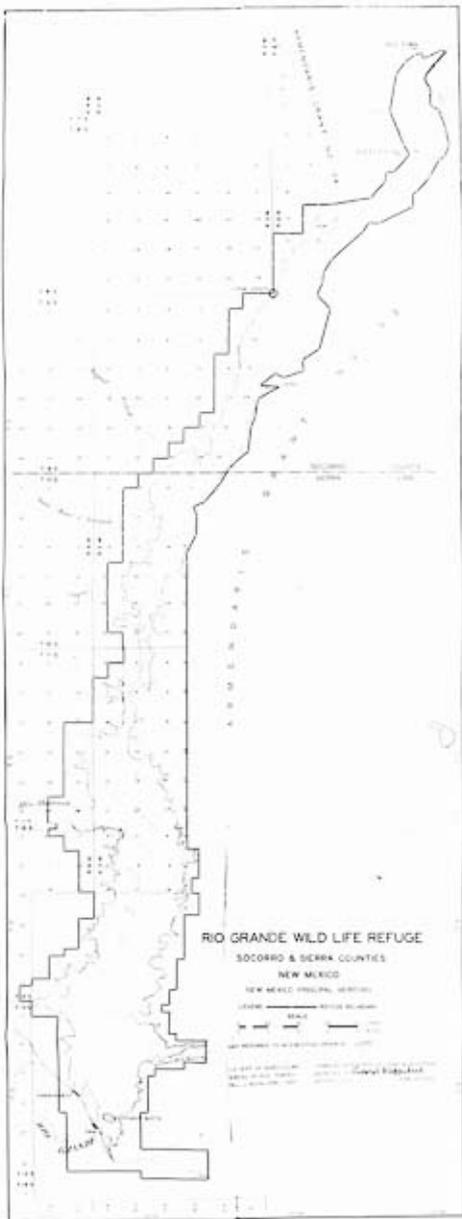
Warning is given to all persons not to commit any of the acts herein enumerated, under the penalties prescribed by sections 106, 107, and 145 of chapter 4, title 18, United States Code (35 Stat. 1098 and 43 Stat. 98), or by section 10 of the Migratory Bird Conservation Act of February 18, 1929 (45 Stat. 1224; U. S. C., Supp. VI, title 16, sec. 7151).

This refuge shall be known as the Rio Grande Wild Life Refuge.



THE WHITE HOUSE,  
March 28, 1933.

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EXECUTIVE ORDER

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WITHDRAWAL OF PUBLIC LANDS FOR RESURVEY

COLORADO

Under authority contained in the act of June 25, 1910 (36 Stat. 847-848), as amended by the act of August 24, 1912 (37 Stat. 497), and subject to the conditions, provisions, and limitations of said acts, it is hereby ordered that the public lands in Tps. 8 S., Rs. 93 and 94 W. of the sixth principal meridian, Colorado, be, and the same are hereby, withdrawn from settlement, location, sale, entry, and all forms of appropriation, pending a resurvey of said townships under the act of March 3, 1909 (35 Stat. 845).

This order shall continue in full force and effect unless and until revoked by the President or by an act of Congress.



THE WHITE HOUSE,  
March 28, 1933.

EXECUTIVE ORDER

EXEMPTION OF HARRY O. BAILEY FROM COMPULSORY  
RETIREMENT FOR AGE

By virtue of the authority vested in me by section 704 of Part II of the act entitled "AN ACT Making Appropriations for the Legislative Branch of the Government for the fiscal year ending June 30, 1933, and for other purposes", approved June 30, 1932, Harry O. Bailey, superintendent of meters in the District of Columbia under the Office of the Architect of the Capitol, who during the current month has reached the retirement age prescribed for automatic separation from the service, is hereby exempted from the provisions of that section until March 31, 1933.



THE WHITE HOUSE,

March 29, 1933.



OFFICE OF  
THE ADMINISTRATOR OF  
VETERANS AFFAIRS

VETERANS ADMINISTRATION  
WASHINGTON

April 3, 1933

Mr. Rudolph Forster,  
Executive Clerk,  
The White House,  
Washington, D. C.

My dear Mr. Forster:

Reference is made to the Regulations issued under Public No. 2, 73d Congress, signed effective March 31, 1933.

It has been ascertained that in the preparation of these Regulations the following errors appear which should be corrected:

Regulation No. 1, Part II, Paragraph (g), which reads:

"If the disabled person, as the result of service incurred disability, has suffered the anatomical loss of both hands, or of both feet, or of one hand and one foot, or is so helpless as to be in need of regular aid and attendance, the monthly pension shall be \$50.00."

was omitted and should be inserted. The present paragraph (g) should be changed to (h); (h) to (i); (i) to (j); and (j) to (k).

Regulation No. 1, Part II, Paragraph "IV" should be headed Paragraph "III".

Regulation No. 1, Part III, Paragraph II "(d)" should be changed to "(c)".

Regulation No. 4, change reference to Section "21", 4th from last line to "17".

Regulation No. 9, Paragraph III, change reference in second line from "Paragraph III" to "Paragraph IV".

Regulation No. 9, Paragraph IV, the reference to "Paragraph I-b" should be changed to "Paragraph "II-b".

Regulation No. 11, the roman numeral "I" should be placed

at the beginning of the first paragraph, "All files etc.", and  
the roman numeral "II" at the beginning of the second paragraph,  
"Any person etc."

Very truly yours,

*Frank T. Mines*

FRANK T. MINES,  
Administrator.

*Approved  
Franklin D. Roosevelt*

April 3, 1933

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The White House,  
Washington, D. C.

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the roman numeral "II" at the beginning of the second paragraph,  
"Any person etc."

Very truly yours,

FRANK T. HIMES, \*  
Administrator.

7-2-2

DEPARTMENT OF STATE  

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OFFICE OF THE HISTORICAL ADVISER  
Law Section

April 3, 1933.

MEMORANDUM

Saturday afternoon, April 1, 1933, about 2.30 p. m., Veterans Regulations Nos. 1 to 12, inclusive, were received from the White House, and were given Nos. 6089 to 6100, inclusive, as Executive Orders.

This morning, Monday, April 3, 1933, shortly after nine o'clock, Mr. Birdsall (Legislation Subdivision of the Veterans Administration), telephoned me, stating that there were some "non-substantive" changes to be made in the above-mentioned Executive orders. I informed him that the orders had been signed by the President and therefore could not be changed, but suggested that he get in touch with the White House. He said, however, that he would come to see me first.

I immediately consulted Mr. Wynne who said that no changes could be made under any circumstances, unless, of course, proper permission was given by the White House. The orders were not to leave my possession.

Mr. Birdsall called in person about 9.30 a. m. Together we went over the proposed changes, affecting Regulations Nos. 1, 4, 9, and 11. Upon being informed that the Veterans Administration was taking the matter up with the White House, I accompanied Mr. Birdsall (taking the original orders with me) to the White House, where Mr. Hess took us to Mr. Forster.

Mr. Forster instructed me to accompany Mr. Birdsall to the Veterans Administration where the changes would be indicated and approved by Mr. Hines, Administrator of Veterans' Affairs.

Prior to seeing Mr. Hines, however, we consulted Mr. Roberts, Solicitor, who had handled the documents prior to their approval by the President. We again went over the proposed changes. I was asked to suggest the best method of making the changes. In view of the fact that the Administrator was to furnish the President with two photostat copies of each of the orders (to be transmitted by the President to the Senate and House of Representatives), I suggested that one page be retyped (inserting paragraph (g) in Regulation No. 1, Part II), and that the other changes (mostly typographical errors) be made on the typewriter — with the approval, of course, of the Administrator and the White House. In addition, I suggested that a letter to the White House be drafted for the signature of Mr. Hines, detailing the changes. Upon the approval of this letter by the proper authority at the White House, this letter would be deemed sufficient authority for the changes, and would be made a part of the Department of State's records.

DEPARTMENT OF STATE  
OFFICE OF THE HISTORICAL ADVISER

The arrangement above suggested was carried through. The letter detailing the changes was drafted and signed by Mr. Hines. The changes were made, with Mr. Hines' approval, in the office of Mr. Roberts, Solicitor. Mr. Birdsall and I then returned to the White House, where we gave Mr. Hess the letter from Mr. Hines and the four original Executive orders containing the Regulations which had been corrected. Mr. Hess said the matter would be taken up with Mr. Forster and I would be notified when the approval was made.

At 12.20 p. m., Mr. Hess telephoned me, stating that the President had approved the changes, indicating his approval with the word "Approved" and his signature on the letter from Mr. Hines, listing the changes. At 12.35 p. m., I received the four corrected Executive orders, together with the letter carrying the approval of both the President and Mr. Hines. This letter has been deposited with, and made a part of the file of the 12 Executive orders embodying Veterans Regulations Nos. 1 to 12, in the original Executive order file in the Law Section.

(The changes are not listed in this memorandum, as they were fully detailed in the letter from Mr. Hines to the White House.)

Arrangements were promptly made at 12.45 p. m. for the photostating of these orders: Two photostat copies of each order, uncertified (per request of Mr. Roberts, Solicitor in the Veterans Administration) for transmission by Mr. Hines to the President for his submittal to Congress.

One photostat copy of each order, certified, for Veterans Administration records, to be given to messenger from Mr. Birdsall of the Legislation Subdivision.

One photostat copy of each order for use as copy by HA-Publishing Section in order to facilitate the printing thereof.

At 4.30 p. m., the photostating was completed. Shortly thereafter, the certified copies were received from the Chief Clerk's office. At 4.55 p. m., a messenger from the Veterans Administration called for an envelope containing one set certified photostats, and two sets photostats.

At 5.07 p. m., Mr. Birdsall's office telephoned to inform me of the receipt of the photostats, and that they were satisfactory.

*A. Kennedy*

**EXECUTIVE ORDER**

**VETERANS REGULATION NO. 1**

**ENTITLEMENT TO PENSIONS**

WHEREAS, Section 1, Title I, of Public No. 2, 73rd Congress, entitled "An Act To maintain the credit of the United States Government," provides:

"Sec. 1. That subject to such requirements and limitations as shall be contained in regulations to be issued by the President, and within the limits of appropriations made by Congress, the following classes of persons may be paid a pension: (a) Any person who served in the active military or naval service and who is disabled as a result of disease or injury or aggravation of a preexisting disease or injury incurred in line of duty in such service. (b) Any person who served in the active military or naval service during the Spanish-American War, including the Boxer Rebellion and the Philippine Insurrection, or the World War, and who is permanently disabled as a result of injury or disease: Provided, That nothing contained in this title shall deny a pension to a Spanish-American War veteran past the age of sixty-two years entitled to a pension under existing law, but the President may reduce the rate of pension as he may deem proper. (c) The widow, child, or children, dependent mother or father, of any person who dies as a result of disease or injury incurred or aggravated in line of duty in the active military or naval service. (d) The widow and/or child of any deceased person who served in the active military or naval service during the Spanish-American War, including the Boxer Rebellion and the Philippine Insurrection. (e) For the purpose of subparagraph (b) of this section, the World War shall be deemed to have ended November 11, 1918."

NOW, THEREFORE, by virtue of the authority vested in me by said law, the following regulation is hereby promulgated:

**PART I**

**PENSIONS TO VETERANS AND THE DEPENDENTS OF VETERANS FOR DISABILITY OR DEATH RESULTING FROM ACTIVE MILITARY OR NAVAL SERVICE DURING THE SPANISH-AMERICAN WAR, BOXER REBELLION, PHILIPPINE INSURRECTION, AND/OR THE WORLD WAR.**

I. (a) For disability resulting from personal injury or disease contracted in line of duty, or for aggravation of a preexisting injury or disease contracted or suffered in line of duty, when such disability was incurred in or aggravated by active military or naval service during an enlistment or employment entered into on or after

April 21, 1898 and before August 13, 1898, where the injury or disease was incurred or aggravated prior to July 5, 1902; or during an enlistment or employment where there was actual participation in the Philippine Insurrection on or after August 13, 1898, and before July 5, 1902; provided, however, that if the person was serving with the United States military forces engaged in the hostilities in the Moro Province the dates herein stated shall extend to July 15, 1903; or during an enlistment or employment where there was actual participation in the Boxer Rebellion on or after June 20, 1900, and before May 13, 1901; or during an enlistment or employment entered into on or after April 6, 1917, and before November 12, 1918, where the disease or injury was incurred prior to July 2, 1921; provided, however, if the person was serving with the United States military forces in Russia the dates herein shall be extended to April 1, 1920; or where such disability was incurred in or aggravated by active military or naval service during an enlistment or employment where there was active service in the Spanish-American War, or actual participation in the Boxer Rebellion, or Philippine Insurrection, or active service in the World War during the dates specified, the United States will pay to any person thus disabled and who was honorably discharged a pension as hereinafter provided but no pension shall be paid if the disability is the result of the person's own misconduct.

(b) That for the purposes of paragraph I (a) hereof every person employed in the active military or naval service for 90 days or more, shall be taken to have been in sound condition when examined, accepted and enrolled for service except as to defects, infirmities or disorders noted at time of the examination, acceptance and enrollment, or where evidence, or medical judgment is such as to warrant a finding that the injury or disease existed prior to acceptance and enrollment.

(c) That for the purposes of paragraph I (a) hereof a chronic disease becoming manifest to a degree of 10% or more within one year

from the date of separation from active service as set forth therein shall be considered to have been incurred in or aggravated by service as specified therein notwithstanding there is no record of evidence of such disease during the period of active service; provided the person suffering from such disease served 90 days or more in the active service as specified therein; provided, however, that - Where there is affirmative evidence to the contrary, or evidence to establish that an intercurrent injury or disease which is a recognized cause of such chronic disease, has been suffered between the date of discharge and the onset of the chronic disease, or the disability is due to the person's own misconduct, service connection will not be in order.

(d) That for the purposes of paragraph I (a) hereof a pre-existing injury or disease will be considered to have been aggravated by active military service as provided for therein where there is an increase in disability during active service unless there is a specific finding that the increase in disability is due to the natural progress of the disease.

II. That for the purposes of Part I, paragraph I (a) hereof, if the disability results from injury or disease -

(a) If and while the disability is rated 10 per centum the monthly pension shall be \$8.00.

(b) If and while the disability is rated 25 per centum the monthly pension shall be \$20.00.

(c) If and while the disability is rated 50 per centum the monthly pension shall be \$40.00.

(d) If and while the disability is rated 75 per centum the monthly pension shall be \$60.00.

(e) If and while the disability is rated as total the monthly pension shall be \$80.00.

(f) If the disabled person, as the result of service incurred disability, has suffered the anatomical loss or the loss of the use of only one foot, or one hand, or one eye, the rate of pension provided in Part I,

paragraph II (a) to (d), shall be increased by \$20.00 per month.

(g) If the disabled person, as the result of service incurred disability, has suffered the anatomical loss of both hands, or of both feet, or of one hand and one foot, or is so helpless as to be in need of regular aid and attendance, the monthly pension shall be \$100.00.

(h) If the disabled person, as the result of service incurred disability, has suffered the anatomical loss of both hands and one foot, or of both feet and one hand, the monthly pension shall be \$150.00.

(i) If the disabled person, as the result of service incurred disability, is blind in both eyes, having only light perception, the monthly pension shall be \$175.00.

(j) If the disabled person, as the result of service incurred disability, is blind in both eyes, having only light perception, and has suffered the anatomical loss of one hand or of one foot, the monthly pension shall be \$200.00.

(k) If the disabled person, as the result of service incurred disability, has suffered the anatomical loss of both feet and both hands; or is blind in both eyes, having only light perception, and has also suffered the anatomical loss of both hands or of both feet or of one hand and one foot, the monthly pension shall be \$250.00.

III. That for the purposes of paragraph I hereof any person, who on or after April 6, 1917 and prior to November 12, 1918 applied for enlistment or enrollment in the active military or naval forces and who was provisionally accepted and directed or ordered to report to a place for final acceptance into such military service, or who on or after April 6, 1917 and prior to November 12, 1918 was drafted and after reporting pursuant to the call of his local draft board and prior to rejection, or who on or after April 6, 1917 and prior to November 12, 1918 after being called into the Federal service as a member of the National Guard but before being enrolled for the Federal service suffered an injury or dis-

ease in line of duty and not the result of his own misconduct will be considered to have incurred such disability in active military or naval service during the period of the World War.

IV. The surviving widow, child or children, and/or dependent mother or father of any deceased person who died as a result of injury or disease incurred in or aggravated by active military or naval service as provided for in Part I, paragraph I hereof shall be entitled to receive pension at the monthly rates specified next below:

Widow but no child	\$30
Widow and one child (with \$6 for each additional child)	40
No widow but one child	20
No widow but two children	30 (equally divided)
No widow but three children (with \$5 for each additional child; total amount to be equally divided)	40 (equally divided)
Dependent mother or father (or both)	20 15 each

The total pension payable under this paragraph shall not exceed \$75.00. Where such benefits would otherwise exceed \$75.00 the amount of \$75.00 may be apportioned as the Administrator of Veterans' Affairs may prescribe.

## PART II

### PAYMENT OF PENSION FOR DISABILITY OR DEATH INCURRED DURING PEACE TIME SERVICE

I. (a) For disability resulting from personal injury or disease contracted in line of duty or for aggravation of a preexisting injury or disease contracted or suffered in line of duty when such disability was incurred in or aggravated by active military or naval service other than in a period of war service as provided in Part I, the United States will pay to any person thus disabled and who was honorably discharged from such period of service in which such injury or disease was incurred, or preexisting injury or disease was aggravated, a pension as hereinafter provided, but no pension shall be paid if the disability is the result of the person's own misconduct.

(b) For the purposes of paragraph I (a) of Part II hereof every person employed in the active military or naval service for six months or more shall be taken to have been in sound condition when examined, accepted and enrolled for service, except as to defects, infirmities or disorders noted at time of the examination, acceptance and enrollment, or where evidence or medical judgment is such as to warrant a finding that the disease or injury existed prior to acceptance and enrollment.

II. For the purposes of Part II, paragraph I (a), hereof, if the disability results from injury or disease -

(a) If and while the disability is rated 10 per centum the monthly pension shall be \$6.00.

(b) If and while the disability is rated 25 per centum the monthly pension shall be \$12.00.

(c) If and while the disability is rated 50 per centum the monthly pension shall be \$18.00.

(d) If and while the disability is rated 75 per centum the monthly pension shall be \$24.00.

(e) If and while the disability is rated as total the monthly pension shall be \$30.00.

(f) If the disabled person, as the result of service incurred disability, has suffered the anatomical loss or the loss of the use of only one foot, or one hand, or one eye, the rate of pension provided in Part II, paragraph II, (a) to (e), shall be increased by \$10.00 per month.

(g) If the disabled person, as the result of service incurred disability, has suffered the anatomical loss of both hands, or of both feet, or of one hand and one foot, or is so helpless as to be in need of regular aid and attendance, the monthly pension shall be \$50.00.

(h) If the disabled person, as the result of service incurred disability, has suffered the anatomical loss of both hands and one foot, or of both feet and one hand, the monthly pension shall be \$75.00.

(i) If the disabled person, as the result of service incurred disability, is blind in both eyes, having only light perception, the monthly pension shall be \$87.00.

(j) If the disabled person, as the result of service incurred disability, is blind in both eyes, having only light perception, and has

suffered the anatomical loss of one hand or of one foot, the monthly pension shall be \$100.00.

(k) If the disabled person, as the result of service incurred disability, has suffered the anatomical loss of both feet and both hands, or is blind in both eyes, having only light perception, and has also suffered the anatomical loss of both hands or of both feet or of one hand and one foot, the monthly pension shall be \$125.00.

III. The surviving widow, child or children, and/or dependent mother or father of any deceased person who died as a result of injury or disease incurred in or aggravated by active military or naval service as provided for in Part II, paragraph I hereof shall be entitled to receive pension at the monthly rates specified next below:

Widow but no child	\$22
Widow and one child (with \$4 for each additional child)	30
No widow but one child	15
No widow but two children	22 (equally divided)
No widow but three children (with \$3 for each additional child; total amount to be equally divided)	30 (equally divided)
Dependent mother or father (or both)	15 11 each

The total pension payable under this paragraph shall not exceed \$56.00. Where such benefits would otherwise exceed \$56.00 the amount of \$56.00 may be apportioned as the Administrator of Veterans' Affairs may prescribe.

### PART III

#### PAYMENT OF PENSION FOR DISABILITIES OR DEATH NOT THE RESULT OF SERVICE

I. (a) Any person who served in the active military or naval service, for a period of ninety days or more, during either the Spanish-American War, the Boxer Rebellion, the Philippine Insurrection or the World War, who is shown to have been in active service therein before the cessation of hostilities and to have been honorably discharged from such service shall be entitled to receive a pension for permanent total disability not the result of his misconduct and which is not shown to have

been incurred in any period of military or naval service: Provided, that -

(b) To be entitled to pension under the terms of Part III a veteran of either the Boxer Rebellion or of the Philippine Insurrection must be shown to have actually participated therein during his period of service.

(c) That for the purpose of paragraph I (a) hereof, the World War shall be deemed to have ended November 11, 1918, and the delimiting periods of the Spanish-American War, the Boxer Rebellion, and the Philippine Insurrection shall be as specified in Part I.

(d) In determining the period of active service for the purpose of Part III, it is not requisite that the ninety days' period of service shall have been completed before the cessation of hostilities. It is necessary, however, that a claimant hereunder shall have entered service prior to the cessation of hostilities and shall have served continuously thereafter for ninety days. A period of continuous active service for ninety days which commenced prior to, and extended into a period of hostilities as defined by Part I, shall be considered as meeting the service requirements of Part III.

(e) Except as provided in paragraph I (c) hereof, no pension shall be payable under Part III for permanent disability less than total. A permanent total disability shall be taken to exist when there is present any impairment of mind or body which is sufficient to render it impossible for the average person to follow a substantially gainful occupation and where it is reasonably certain that such impairment will continue throughout the life of the disabled person. Notwithstanding this definition the Administrator of Veterans' Affairs is hereby authorized to classify as permanent and total those diseases and disorders, the nature and extent of which in his judgment is such as to justify such a determination.

(f) The amount of pension payable under the terms of Part III shall be \$30 monthly, provided, that -

(g) Any veteran of the Spanish-American War over sixty-two years of age who meets the other requirements of Part III shall be entitled to receive a pension in the amount of \$6.00 monthly for disability less than permanent total in degree.

II. (a) Payment of pension provided by Part III, except as provided in paragraph I (g) shall not be made to any unmarried person whose annual income exceeds \$1000, or to any married person or any person with minor children whose annual income exceeds \$2500.

(b) Whenever the income of any beneficiary to whom pension has been allowed under Part III exceeds the amount specified in this paragraph, the award of pension shall be discontinued.

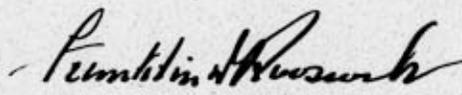
(c) Whenever it may be considered to be necessary for the purpose of this paragraph, the Veterans' Administration may require from any beneficiary under Part III such information, proofs or evidence as may be desired in order to determine the annual income of such beneficiary.

III. (a) The surviving widow and/or child or children of any deceased person who served in the active military or naval service during either the Spanish-American War, the Boxer Rebellion or the Philippine Insurrection, and whose service therein was as defined by Part III, paragraph I hereof, shall be entitled to receive a pension at the monthly rates specified next below:

Widow but no child	\$10
Widow and one child	20
(with \$8 monthly for each additional child)	
No widow but one child	10
No widow but two children	15 (equally divided)
No widow but three children	20 (equally divided)
(with \$8 monthly for each additional child; total amount to be equally divided)	

(b) The total pension payable under this paragraph shall not exceed \$27.00 monthly. Where such benefits would otherwise exceed \$27.00 monthly, the amount of \$27.00 may be apportioned as the Administrator of Veterans' Affairs may prescribe.

March 31<sup>st</sup> 1933  
The White House.

  
FRANKLIN D. ROOSEVELT.

6089

**EXECUTIVE ORDER**

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**VETERANS REGULATION NO. 2**

**EFFECTIVE DATES OF AWARDS OF DISABILITY AND DEATH PENSIONS;  
PROVISIONS FOR FILING CLAIMS AND THE REVIEW OF  
CLAIMS ON APPEAL.**

WHEREAS, Section 9, Title I, of Public No. 2, 73d Congress, entitled "An Act To maintain the credit of the United States Government," provides:

"Claims for benefits under this title shall be filed with the Veterans' Administration under such regulations, including provisions for hearing, determination, and administrative review, as the President may approve, and payments shall not be made for any period prior to date of application. When a claim shall be finally disallowed under this title and the regulations issued thereunder, it may not thereafter be reopened or allowed."

NOW, THEREFORE, by virtue of the authority vested in me by said law, the following regulation is hereby promulgated:

**PART I**

**EFFECTIVE DATES OF AWARDS OF DISABILITY AND DEATH PENSIONS**

I. The effective date of an award of pension shall be as follows:

(a) The effective date of an award of pension shall be fixed in accordance with the facts found, except that:

(1) No award of disability or death pension shall be effective prior to the date of the veteran's separation from service, date of the veteran's death, date of the happening of the contingency upon which disability or death pension is allowed, or the date of receipt of application therefor, whichever is the later date.

(2) In the event the claimant's application is not complete at the time of original submission, the Veterans' Administration will notify the claimant of the evidence necessary to complete the application and if such evidence is not received within six months from the date of request therefor, pension may not be paid by virtue of that application.

II. The effective date of an award of increased pension shall be fixed in accordance with the facts found, except that:

(a) No award of increased pension may be effective for any period prior to the date of receipt of the evidence showing entitlement thereto.

(b) For the purpose of this Regulation, increased pension shall be taken to mean any award of pension amending, reopening, or supplementing a previous award, by authorizing payments not theretofore authorized to the particular individual involved because of any reason.

III. The effective date of reduction or discontinuance of compensation, disability allowance and/or pension shall be fixed in accordance with the facts found, except that:

(a) Reductions and discontinuances by reason of Public No. 2, 73d Congress, of benefits being paid, on the date of approval thereof, pursuant to the laws in effect prior to the date of enactment of Public No. 2, 73d Congress, shall be June 30, 1933, the last day of the third calendar month after the date of enactment of Public No. 2, 73d Congress, unless sooner reduced or discontinued under the provisions of such prior laws.

(b) Where disability or death pension has been awarded pursuant to the provisions of Public No. 2, 73d Congress, and a reduction or discontinuance is thereafter effected as to rates, such reduction or discontinuance shall be effective the last day of the month in which the reduction or discontinuance is approved.

(c) Reductions or discontinuances because of the death of a disabled person receiving a pension shall be effective as of the date of death.

(d) Discontinuance of a pension because of remarriage or death of a widow shall be effective the date next preceding the date of her remarriage, or upon the date of her death.

(e) Discontinuance or reduction of a pension to or because of a child reaching the age of sixteen years, or being married, or dying, shall be effective the date next preceding the sixteenth birthday or next preceding the date of marriage or will be effective upon the date of death.

(f) Where there is fraud shown to have been committed by the person receiving pension or with his or her knowledge the effective date of discontinuance shall be as of the effective date of the award to such person.

(g) Discontinuance of a pension because of the receipt of active service or retirement pay shall be effective as of the date next preceding the date of commencement of such pay.

IV. (a) Pension payable to a widow shall continue until death or remarriage, provided, however, that where pension is properly discontinued by reason of remarriage, it shall not thereafter be recommenced.

(b) Pension to a dependent mother or father shall continue during dependency until death or remarriage of the mother or father, whether the dependency arises prior or subsequent to the death of the veteran, except that no pension shall be payable to any mother or father where the dependency arises more than ten years subsequent to the death of the veteran.

(c) Pension to or for a child shall continue only until the child's sixteenth birthday or marriage, or, if permanently and totally incapable of self-support, as outlined in Regulation 10, until the child's marriage or death, but only during the continuance of such permanent and total incapacity.

V. Any accrued pension or emergency officers' retirement pay, not paid during the lifetime of the person entitled thereto, shall, upon the death of such person, be paid, first, as reimbursement to the person paying the expenses of burial of the person found to be entitled to pension or emergency officers' retirement pay, to an extent not to exceed

\$75, and any accrued fund not used in this manner shall be paid to the surviving widow of a person entitled to the pension or emergency officer's retirement pay, or, if there be no surviving widow to the surviving child or children under sixteen years of age of the person entitled, provided, however, that no payment shall be made unless claim therefor be filed within one year from the date of the death of the person entitled and perfected by the submission of the necessary evidence within six months from the date of the request of the Veterans' Administration therefor. Accrued pension or emergency officers' retirement pay shall only include payments due and unpaid at the time of death under then existing ratings.

## PART II

### PROCEDURE FOR FILING CLAIMS AND REVIEW OF CLAIMS ON APPEAL

I. A specific claim on the form prescribed by the Administrator of Veterans' Affairs must be filed by a veteran, who is not already on the rolls of the Veterans' Administration, with the Veterans' Administration for benefits under Public No. 2, 73d Congress, involving disabilities and deaths resulting from injury or disease incurred or aggravated in line of duty in war-time or peace-time service and disabilities and deaths not incurred in service.

II. All questions on claims involving benefits under the laws administered by the Veterans' Administration (other than degree of disability) shall be subject to one review on appeal to the Administrator of Veterans' Affairs. Jurisdiction to render final decision on questions so reviewed on appeal shall vest in such persons as shall be designated by the Administrator of Veterans' Affairs. When a claim shall be disallowed under delegation of authority as contained in Section 8, Public No. 2, 73d Congress, and this Regulation, it may not thereafter be reopened or allowed, and no claim based upon the same factual basis shall be considered, except where subsequent to such disallowance new and material evidence in the form of official reports from the proper service department is secured the Administrator of Veterans' Affairs may authorize the reopening of the claim and review of the former decision.

III. Applications for review on appeal to the Administrator of Veterans' Affairs shall be filed (excepting in those claims involving simultaneously contested claims, (see paragraph X(a) hereof)) within six months from the date of mailing of notice of the result of initial review or determination or from July 1, 1933, whichever is the later date. Applications for review must be filed with the activity which entered the denial. If no application for review on appeal is filed in accordance with this regulation within the time limit specified, the action taken on initial review or determination shall become final and the claim will not thereafter be reopened or allowed, except where subsequent to such disallowance new and material evidence in the form of official reports from the proper service department is secured the Administrator of Veterans' Affairs may authorize the reopening of the claim and review of the former decision. If application for review on appeal is entered within the time limit specified by regulations, a reasonable time thereafter will be allowed, if requested, for the perfection of the appeal and the presentation of additional evidence before final determination or decision is made.

IV. Exclusive jurisdiction for the review of emergency officers' retirement claims covered by Section 10, Public No. 2, 73d Congress, shall be vested in such persons as shall be designated by the Administrator of Veterans' Affairs. Following initial determination the same rules and regulations governing applications for review to the Administrator of Veterans' Affairs as provided in this Regulation will be for application.

V. Application for review on appeal may be made in writing by the claimant, his legal guardian, or such accredited representative as shall be selected by him. Not more than one recognized organization or representative will be recognized at any one time in the prosecution of any claim.

VI. Application for review on appeal may be made by such officials of the Veterans' Administration as may be designated by the Administrator of Veterans' Affairs at any time within the time limit provided by this Regulation.

VII. In each application for review on appeal the name and service of the veteran on account of whose service the claim is based must be stated, together with the number of the claim and the date of the action from which the appeal is taken. The application must clearly identify the benefit sought.

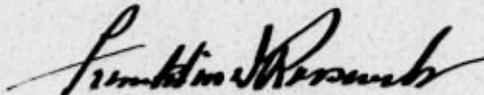
VIII. Each application for review on appeal must contain specific assignments of the alleged mistake of fact or error of law in the adjudication of said claim, and any application for review on appeal insufficient in this respect may be dismissed.

IX. All cases received pursuant to application for review on appeal shall be considered and decided in regular order according to their places upon the docket, unless for cause shown a case may be advanced on motion for earlier consideration and determination. Every such motion shall set forth succinctly the grounds upon which it is based. No such motion will be granted except in cases involving interpretations of law of general application affecting other claims, or for other sufficient cause shown.

X. (a) In simultaneously contested claims where one is allowed and one rejected, the time allowed for the filing of an application for review on appeal shall be sixty days from the date of mailing notice of the original action to the claimant to whom the action is adverse. In such cases the activity concerned shall promptly notify all parties in interest of the original action taken, expressly inviting attention to the fact that an application for review on appeal will not be entertained unless filed within the period of sixty days herein prescribed. Such notices shall be forwarded to the parties in interest to the last known address of record.

(b) Upon the filing of an application for review on appeal in simultaneously contested claims, all parties other than the applicant for review on appeal whose interests may be adversely affected by the decision, shall be notified of the substance thereof and allowed thirty days from date of mailing of such notice within which to file brief or argument in answer thereto before the record is forwarded on application for review on appeal. The notice herein referred to shall be forwarded to the last known address of record of the parties whose interests may be adversely affected, and such action shall constitute sufficient evidence of notice.

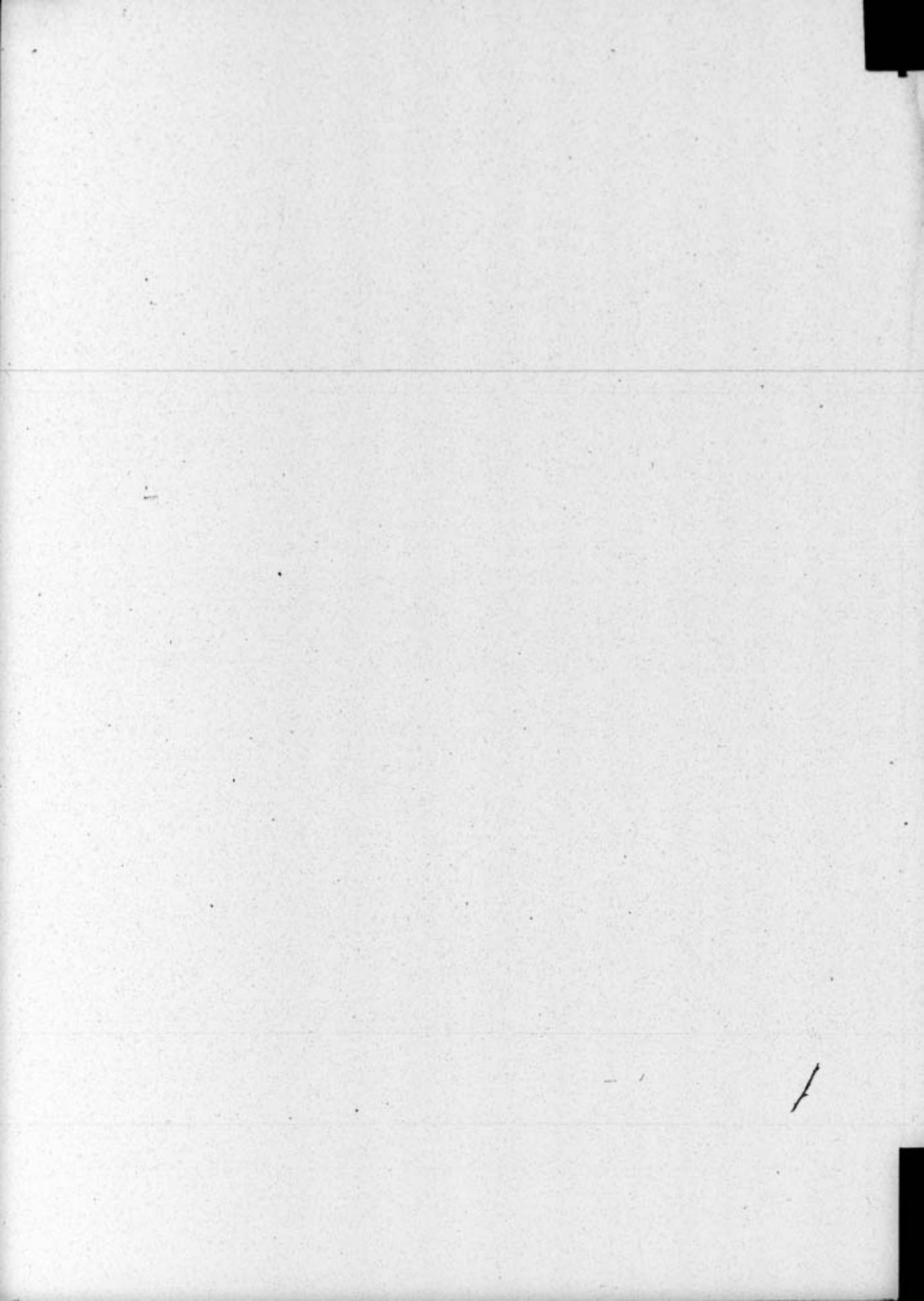
II. An application for review on appeal shall not be entertained unless it is in conformity with paragraphs V to X, inclusive.



FRANKLIN D. ROOSEVELT.

*March 31<sup>st</sup> 1933*

The White House.



EXECUTIVE ORDER

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VETERANS REGULATION NO. 3

SCHEDULE FOR RATING DISABILITIES

WHEREAS, Section 3, Title I, of Public No. 2, 73rd Congress, entitled "An Act To maintain the credit of the United States Government", provides:

"For each class of persons specified in subparagraphs (a) and (b) of section 1 of this title the President is hereby authorized to prescribe by regulation the minimum degrees of disability and such higher degrees of disability, if any, as in his judgment should be recognized and prescribe the rate of pension payable for each such degree of disability. In fixing rates of pensions for disability or death the President shall prescribe by regulation such differentiation as he may deem just and equitable, in the rates to be paid to veterans of different wars and/or their dependents and to be paid for

(a) Disabilities and deaths resulting from disease or injury incurred or aggravated in line of duty in war-time service;

(b) Disabilities and deaths resulting from disease or injury incurred or aggravated in line of duty in peace-time service;

(c) Disabilities and deaths not incurred in service."

NOW, THEREFORE, by virtue of the authority vested in me by said law, the following regulation is hereby promulgated:

I. The Administrator of Veterans' Affairs is hereby authorized and directed to adopt and apply a schedule of ratings of reductions in earning capacity from specific injuries or combination of injuries. The ratings shall be based, as far as practicable, upon the average impairments of earning capacity resulting from such injuries in civil occupations. The schedule shall be constructed so as to provide five grades of disability and no more, upon which payments of pension shall be based, namely, ten per cent, including those ten per cent but not twenty-five

per cent; twenty-five per cent including those twenty-five per cent but not fifty per cent; fifty per cent including those fifty per cent but not seventy-five per cent; seventy-five per cent, including those seventy-five per cent but not total; and total, one hundred per cent. The Administrator of Veterans' Affairs shall from time to time readjust this schedule of ratings in accordance with experience.



FRANKLIN D. ROOSEVELT.

*March 31<sup>st</sup> 1933*

The White House.

EXECUTIVE ORDER

VETERANS REGULATION NO. 4

PROTECTED AWARDS

WHEREAS, Section 17, Title I, of Public No. 2, 73rd Congress, entitled "An Act To maintain the credit of the United States Government" provides:

"The provisions of this title shall not apply to compensation or pension (except as to rates, time of entry into active service, and special statutory allowances) being paid to veterans disabled, or dependents of veterans who died, as the result of disease or injury directly connected with active military or naval service (without benefit of statutory or regulatory presumption of service connection) pursuant to the provisions of the laws in effect on the date of enactment of this act. The term 'compensation or pension' as used in this paragraph shall not be construed to include emergency officers' retired pay referred to in section 10 of this title."

NOW, THEREFORE, by virtue of the authority vested in me by said law, the following regulation is hereby promulgated:

I. The provisions of Title I, Public 2, 73rd Congress, and the Regulations issued pursuant thereto shall not be applicable to any claim wherein compensation or pension is being paid based on a finding heretofore made pursuant to law that the injury or disease causing disability or death was directly connected with active military or naval service, except where under the provisions of Title I, Public 2, 73rd Congress, and Regulations issued pursuant thereto the rate of disability or requirement as to time of entry into active service has been changed or payment is based on a statutory allowance. The protection afforded by Section 17 is not applicable to any claim wherein the injury or disease causing disability or death has been connected with active military or naval service by virtue of any statutory or regulatory presumption of service connection.

  
FRANKLIN D. ROOSEVELT.

March 31<sup>st</sup> 1953  
The White House.

6092

EXECUTIVE ORDER

VETERANS REGULATION NO. 5

ENTITLEMENT TO EMERGENCY OFFICERS' RETIRED PAY

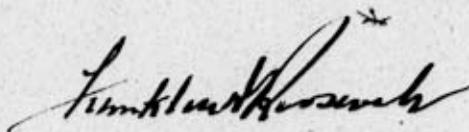
WHEREAS, Section 10, Title I, of Public No. 2, 73rd Congress, entitled "An Act To maintain the credit of the United States Government" provides:

"Notwithstanding the provisions of section 2 of this title, any person who served as an officer of the Army, Navy, or Marine Corps of the United States during the World War, other than as an officer of the Regular Army, Navy, or Marine Corps during the World War, who made valid application for retirement under the provisions of Public No. 506, Seventieth Congress, enacted May 24, 1928, sections 581 and 582, Title 38, United States Code, and who prior to the passage of this Act has been granted retirement with pay, shall be entitled to continue to receive retirement pay at the monthly rate now being paid him if the disability for which he has been retired resulted from disease or injury or aggravation of a preexisting disease or injury incurred in line of duty during such service; Provided, That such person entered active service between April 6, 1917, and November 11, 1918; Provided, That the disease or injury or aggravation of the disease or injury directly resulted from the performance of military or naval duty, and that such person otherwise meets the requirements of the regulations which may be issued under the provisions of this Act."

NOW, THEREFORE, by virtue of the authority vested in me by said law the following regulation is hereby promulgated:

I. Any person who served as an officer of the Army, Navy or Marine Corps of the United States during the World War, other than as an officer of the Regular Army, Navy or Marine Corps during the World War, who made valid application for retirement under the provisions of Public 506, 70th Congress, enacted May 24, 1928, Sections 581 and 582, Title 38, United States Code, and who prior to the passage of Public No. 2, 73rd Congress, has been granted retirement with pay, shall, subject to such other regulations as have been or may hereafter be issued, be entitled to continue to receive retirement pay at the monthly rate now being paid him if the disability for which he has been retired with pay resulted from disease or injury or aggravation of a preexisting disease or in-

jury, incurred in line of duty during such service and is shown to have been heretofore properly rated: Provided, That such person entered active service between April 6, 1917 and November 11, 1918: Provided further, That the disease or injury or aggravation of the disease or injury directly resulted from the performance of military or naval duty and that the causative factor therefor is shown to have arisen out of the performance of duty during such service.



FRANKLIN D. ROOSEVELT.

*March 31<sup>st</sup> 1933*

The White House.

EXECUTIVE ORDER

VETERANS REGULATION NO. 6

ELIGIBILITY FOR DOMICILIARY OR HOSPITAL CARE, INCLUDING  
MEDICAL TREATMENT

WHEREAS, Section 6, Title I, of Public No. 2, 73rd Congress, entitled "An Act To maintain the credit of the United States Government" provides:

"In addition to the pensions provided in this title, the Administrator of Veterans' Affairs is hereby authorized under such limitations as may be prescribed by the President, and within the limits of existing Veterans' Administration facilities, to furnish to veterans of any war, including the Boxer Rebellion and the Philippine Insurrection, domiciliary care where they are suffering with permanent disabilities, tuberculosis or neuropsychiatric ailments and medical and hospital treatment for diseases or injuries."

NOW, THEREFORE, by virtue of the authority vested in me by said law, the following regulation is promulgated:

I. The Administrator of Veterans' Affairs, within the limits of Veterans' Administration facilities, is authorized to furnish to honorably discharged veterans of any war, including the Boxer Rebellion and the Philippine Insurrection, domiciliary or hospital care, including medical treatment, to the following persons and in the specified order of preference:

- (a) To veterans who are suffering with injuries or diseases which were incurred or aggravated in line of duty in the active military or naval service when in need of hospital treatment for such injuries or diseases;
- (b) To those veterans who served in the active military or naval service for a period of 90 days or more who are suffering with permanent disabilities or tuberculous or neuropsychiatric ailments, which incapacitates them from earning a living, and who have no adequate means of support.

II. No clothing shall be furnished to any person admitted to a Veterans' Administration facility and while a member thereof except under the following conditions:

- (a) Where the veteran is indigent and the furnishing of clothing is necessary to protect health or sanitation;
- (b) Where the veteran requires special clothing made necessary by the wearing of prosthetic appliances.

III. Reasonable traveling and other expenses of the veteran to a Veterans' Administration facility may be paid in the discretion of the Administrator of Veterans' Affairs only when the veteran is granted prior authority to report to a Veterans' Administration facility for treatment of injury or disease incurred or aggravated in line of duty in the active military or naval service. Upon completion of such treatment as may be prescribed and regular discharge by the Veterans' Administration, reasonable traveling, and other expenses of the veteran, from the Veterans' Administration facility to the place from which hospitalized may be paid in the discretion of the Administrator of Veterans' Affairs. In the event of the death of any veteran prior to discharge, transportation expenses for the return of the body to place of residence or the nearest National cemetery may be paid in the discretion of the Administrator of Veterans' Affairs when deemed necessary and as an administrative necessity.

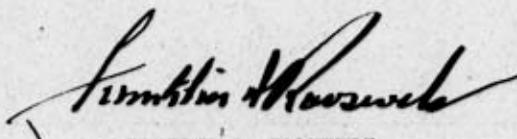
IV. No person shall be entitled to receive domiciliary, medical or hospital care, including treatment, who resides outside of the continental limits of the United States or its territories or possessions.

V. The Administrator of Veterans' Affairs is hereby authorized to provide such rules and procedure governing domiciliary or hospital care as he may deem proper and necessary.

VI. Pension for disability the result of injury or disease incurred or aggravated in the line of duty in the active military or naval service, and emergency officers' retirement pay, of any person who is being furnished hospital treatment, institutional, or domiciliary care by the United States, or any political subdivision thereof, shall not exceed \$15 per month, provided that where such person has a wife, child or dependent mother or father the difference by which the amount to which such disabled person would otherwise be entitled exceeds \$15 will be payable to the wife, child or dependent mother or father, as may be prescribed by the Administrator of Veterans' Affairs. Where any disabled person having neither wife, child nor dependent mother or father, is being maintained by the Government of the United States, or any political subdivision thereof, in an institution and shall be deemed by the Administrator of Veterans' Affairs to be insane, the pension for such person shall thereafter not exceed \$15 per month so long as he shall be maintained by the Government of the United States, or any political subdivision thereof, in an institution; provided, however, that in any case where the estate of such person derived from funds paid under the War Risk Insurance Act, as amended, the World War Veterans' Act, 1924, as amended, the several pension acts and/or this Act equals or exceeds \$1,500, any payments of pension being made will be discontinued until the estate derived from such funds is reduced to \$500. The provisions of this paragraph shall also be applicable to pensions for disability the result of injury or disease incurred after active military or naval service, except that the amount payable while the veteran is in the institution shall be \$6.00 per month instead of \$15.00 per month.

VII. Where a disabled person entitled to pension under Public No. 2, 73rd Congress, or emergency officers' retirement pay is a patient in a Veterans' Administration facility, or where for any

other reason the disabled person and his wife are not living together, or where the child or children are not in the custody of the disabled person, or in the custody of the widow, the amount of the pension may be apportioned as may be prescribed by the Administrator of Veterans' Affairs.



FRANKLIN D. ROOSEVELT.

March 31<sup>st</sup> 1933

The White House.

EXECUTIVE ORDER

VETERANS REGULATION NO. 7

ELIGIBILITY FOR MEDICAL CARE FOR VETERANS OF ANY WAR

WHEREAS, Section 6, Title I, of Public No. 2, 73rd Congress, entitled "An Act To maintain the credit of the United States Government" provides:

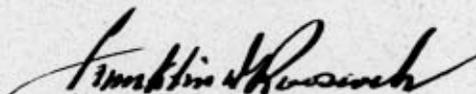
"In addition to the pensions provided in this title, the Administrator of Veterans' Affairs is hereby authorized under such limitations as may be prescribed by the President, and within the limits of existing Veterans' Administration facilities, to furnish to veterans of any war, including the Boxer Rebellion and the Philippine Insurrection, domiciliary care where they are suffering with permanent disabilities, tuberculosis or neuropsychiatric ailments and medical and hospital treatment for diseases or injuries."

NOW, THEREFORE, by virtue of the authority vested in me by said law, the following regulation is promulgated:

I. The Administrator of Veterans' Affairs, within the limits of Veterans' Administration facilities, is authorized in his discretion to furnish to honorably discharged veterans of any war, including the Boxer Rebellion and the Philippine Insurrection, suffering from diseases or injuries incurred or aggravated in the line of duty in the active military or naval service, such medical, surgical and dental services as may be found to be reasonably necessary. Such veterans may also be furnished with such supplies including dental appliances, wheel chairs, artificial limbs, trusses, and similar appliances, including special clothing made necessary by the wearing of prosthetic appliances, as the Administrator of Veterans' Affairs may determine to be useful and reasonably necessary, which dental appliances, wheel chairs, artificial limbs, trusses, special clothing, and similar appliances may be procured by the Veterans' Administration in such manner, either by purchase or manufacture, as the Administrator of Veterans' Affairs may determine to be advantageous and reasonably necessary.

March 31 1933

The White House.



FRANKLIN D. ROOSEVELT

6095

EXECUTIVE ORDER

VETERANS REGULATION NO. 8

YEARLY RENEWABLE TERM INSURANCE.

WHEREAS, Section 17, Title I, of Public No. 2, 73rd Congress, entitled "An Act To maintain the credit of the United States Government" provides:

"All public laws granting medical or hospital treatment, domiciliary care, compensation and other allowances, pension, disability allowance, or retirement pay to veterans and the dependents of veterans of the Spanish-American War, including the Boxer Rebellion and the Philippine Insurrection, and the World War, or to former members of the military or naval service for injury or disease incurred or aggravated in the line of duty in the military or naval service (except so far as they relate to persons who served prior to the Spanish-American War and to the dependents of such persons, and the retirement of officers and enlisted men of the Regular Army, Navy, Marine Corps, or Coast Guard, are hereby repealed, and all laws granting or pertaining to yearly renewable term insurance are hereby repealed, but payments in accordance with such laws shall continue to the last day of the third calendar month following the month during which this Act is enacted. The Administrator of Veterans' Affairs under the general direction of the President shall immediately cause to be reviewed all allowed claims under the above referred to laws and where a person is found entitled under this Act, authorize payment or allowance of benefits in accordance with the provisions of this Act commencing with the first day of the fourth calendar month following the month during which this Act is enacted and notwithstanding the provisions of Section 9 of this Act, no further claim in such cases shall be required: Provided, That nothing contained in this section shall interfere with payments heretofore made or hereafter to be made under contracts of yearly renewable term insurance which have matured prior to the date of enactment of this Act and under which payments have been commenced, or on any judgment heretofore rendered in a court of competent jurisdiction in any suit on a contract of yearly renewable term insurance, or which may hereafter be rendered in any such suit now pending: Provided further, That, subject to such regulations as the President may prescribe, allowances may be granted for burial and funeral expenses and transportation of the bodies (including preparation of the bodies) of deceased veterans of any war to the places of burial thereof in a sum not to exceed \$107 in any one case.

"The provisions of this title shall not apply to compensation or pension (except as to rates, time of entry into active service and special statutory allowances), being paid

to veterans disabled, or dependents of veterans who died, as the result of disease or injury directly connected with active military or naval service (without benefit of statutory or regulatory presumption of service connection) pursuant to the provisions of the laws in effect on the date of enactment of this Act. The term 'compensation or pension' as used in this paragraph shall not be construed to include emergency officers' retired pay referred to in section 10 of this title."

NOW, THEREFORE, by virtue of the authority vested in me by said law the following regulation is hereby promulgated:

I. Yearly renewable term insurance in cases where the insured has disappeared and such insurance is being continued by payment of premiums as required by law may be converted into any form of level premium life or endowment insurance provided by the Government. Application for conversion, together with remittance to cover at least one monthly premium shall be filed with the Veterans' Administration within 31 days from the date of notice of this right. If any such insurance is not converted within the time prescribed all rights under such insurance shall cease and terminate.

II. When an insured under yearly renewable term insurance is receiving insurance benefits on account of a total permanent disability award and such award is terminated, the insured shall be entitled to convert the amount of such yearly renewable term insurance (commuted value of the remaining unpaid installments) into any form of level premium life or endowment insurance provided by the Government. Application for such conversion, together with a remittance to cover at least one monthly premium, shall be filed with the Veterans' Administration within 31 days from the date of notice of this right. Any yearly renewable term insurance in such cases that is not converted within the prescribed time shall cease and terminate. Paragraphs R-3141 and 3142 of Regulations & Procedure, Veterans' Administration (United States Veterans' Bureau) are hereby amended accordingly.

III. Payments under contracts of yearly renewable term insurance (including automatic insurance) which have matured, and

under which payments have been commenced prior to March 20, 1933, or on any judgment heretofore rendered in a court of competent jurisdiction in any suit on a contract of yearly renewable term insurance (including automatic insurance), or which may hereafter be rendered in any such suit pending in court on March 20, 1933, may hereafter be made.

IV. Further payment of benefits on account of the death of an insured to whom yearly renewable term insurance (including automatic insurance) benefits have been awarded and are being paid in accordance with paragraph III of this regulation shall be made in accordance with the World War Veterans' Act, 1924, as amended, and precedents in effect thereunder.

V. Except as stated above, no payments may hereafter be made under contracts of yearly renewable term insurance (including automatic insurance) and all pending claims or claims hereafter filed for such benefits shall be disallowed.



FRANKLIN D. ROOSEVELT

March 31<sup>st</sup> 1933

The White House.

**EXECUTIVE ORDER**

**VETERANS REGULATION NO. 9**

**PAYMENT OF BURIAL EXPENSES OF DECEASED WAR VETERANS**

WHEREAS, Section 17, Title I, of Public No. 2, 73rd Congress, entitled "An Act To maintain the credit of the United States Government" provides:

"That subject to such regulations as the President may prescribe, allowances may be granted for burial and funeral expenses and transportation of the bodies (including preparation of the bodies) of deceased veterans of any war to the places of burial thereof in the sum not to exceed \$107 in any one case."

NOW, THEREFORE, by virtue of the authority vested in me by said law, the following Regulation is hereby promulgated:

I. Where an honorably discharged veteran of any war dies after discharge a flag to drape the casket, and after burial to be given to the next of kin, shall be furnished in all cases.

II. Where an honorably discharged veteran of any war dies after discharge, a sum not exceeding \$75 and not exceeding the actual cost, may be allowed for burial, funeral and transportation of the body to the place of burial, provided that no allowance shall be made -

- (a) If the veteran's net assets at time of death, exclusive of debts, equals or exceeds the sum of \$75;
- (b) If the veteran has accrued benefits due from the Veterans' Administration in an amount equal to or in excess of \$75;
- (c) If an allowance for burial and funeral (including transportation) is provided by a State, county or other political subdivision, lodge, union, fraternal organization, society or beneficial organization, insurance company, Workmen's Compensation

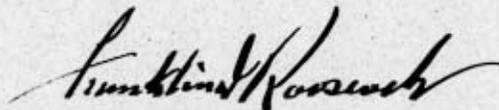
Commission, State Industrial Accident Board  
or employer.

If the amount available from any of the sources above named is less than \$75 and not sufficient to meet the actual cost of burial and funeral and transportation of the body, the Veterans' Administration may allow a sum which in addition to the amount so available shall not exceed the actual cost of burial and funeral, and transportation of the body, or \$75, whichever is the smaller amount.

III. Where burial and funeral expenses have been assumed by the Veterans' Administration under paragraph IV of this Regulation, and further necessary expenses (including transportation) have been incurred, the difference between the expenses assumed by the Veterans' Administration and the expense otherwise incurred, or \$75, whichever is the smaller amount, may be paid.

IV. Where death occurs in a Veterans' Administration facility the necessary and actual cost of burial and funeral, not to exceed \$75, will be assumed by the Veterans' Administration. Any sum paid under this paragraph will be charged against accrued monetary benefits due from the Veterans' Administration as provided in paragraph II (b), or other funds which may be immediately available for such purposes.

V. Claims for reimbursement must be filed within one year subsequent to the date of death of the veteran. In the event the claimant's application is not complete at the time of original submission, the Veterans' Administration will notify the claimant of the evidence necessary to complete the application and if such evidence is not received within six months of the date of the request therefor, no allowance may be paid.



FRANKLIN D. ROOSEVELT

March 31<sup>st</sup> 1923

The White House

6097

EXECUTIVE ORDER

VETERANS REGULATION NO. 10

MISCELLANEOUS PROVISIONS

WHEREAS, Section 4, Title I, of Public No. 2, 73rd Congress, "An Act to maintain the credit of the United States Government" provides:

"The President shall prescribe by regulation (subject to the provisions of section 1 (e) of this title) the date of the beginning and of the termination of the period in each war subsequent to the Civil War, including the Boxer Rebellion and the Philippine Insurrection, service within which shall for the purposes of this Act be deemed war-time service. The President shall further prescribe by regulation the required number of days of war or peace-time service for each class of veterans, the time limit on filing of claims for each class of veterans and their dependents, the nature and extent of proofs and presumptions for such different classes, and any other requirements as to entitlement as he shall deem equitable and just. The President in establishing conditions precedent may prescribe different requirements or conditions for the veterans of different wars and their dependents and may further subdivide the classes of persons as outlined in section 1 of this title and apply different requirements or conditions to such subdivisions."

NOW, THEREFORE, by virtue of the authority vested in me by said law, the following regulation is hereby promulgated:

I. The beginning and termination dates of the wars shall be: The World War, April 6, 1917 and November 11, 1918, but as to service in Russia, the ending date shall be April 1, 1920; the Spanish-American War, April 21, 1898 and August 13, 1898; the Philippine Insurrection, August 13, 1898 and July 4, 1902, but as to engagements in the Moro Province, the ending date shall be July 15, 1903; the Boxer Rebellion, June 30, 1900 and May 12, 1901.

II. The term "military or naval forces" shall mean the Army, the Navy, the Marine Corps, the Coast Guard, the Naval Reserves, the National Naval Volunteers, and all other branches of the United States service while serving pursuant to law with the Army or Navy.

III. The term "person who served" shall mean a person, whether male or female and whether commissioned, enlisted, enrolled or drafted, who was finally accepted for active service in the military or naval forces of the United States, members of training camps authorized by law, and such other persons heretofore recognized by statute as having a pensionable status.

IV. The term "veteran of any war" shall include the following persons: World War - Any officer, enlisted man, member of the Army Nurse Corps (female) or Navy Nurse Corps (female) who was employed in the active military or naval service of the United States on or after April 6, 1917, and before November 12, 1918, provided, however, if the person was serving with the United States military forces in Russia the dates herein shall be extended to April 1, 1920; Spanish-American War - Any officer or enlisted man who was employed in the active military or naval service of the United States on or after April 21, 1898, and before August 13, 1898, including those women who served as Army Nurses under contracts on or after April 21, 1898, and before August 13, 1898, provided, that for the purposes of hospitalization the term "veteran of any war" shall include persons who served overseas as contract surgeons of the Army on or after April 21, 1898, and before August 13, 1898; Philippine Insurrection - Any officer or enlisted man employed in the active military or naval service of the United States, including those women who served as Army nurses under contracts, who actually participated in the Philippine Insurrection on or after August 13, 1898, and before July 5, 1902, provided, however, if the person was serving in the United States military forces engaged in the hostilities in the Moro Province, the ending date shall be July 15, 1903; Boxer Rebellion - Any officer or enlisted man, including those women who served as Army nurses under contracts, employed in actual participation in the

Boxer Rebellion on or after June 20, 1900, and before May 13, 1901.

V. The term "wife" or "widow" of a veteran of the Spanish-American War, the Boxer Rebellion or the Philippine Insurrection, shall mean a person who was married to the veteran prior to September 1, 1922; of a World War veteran - who was married to the veteran prior to July 3, 1931; of a peace-time veteran - who was married to the veteran prior to the expiration of ten years subsequent to his discharge from the enlistment during which the injury or disease, on account of which claim is being filed, was incurred.

VI. The term "child" shall mean a legitimate child or a child legally adopted, unmarried and under the age of sixteen years, unless prior to reaching the age of sixteen, the child becomes or has become permanently incapable of self-support by reason of mental or physical defect.

VII. The term "mother" or "father" shall mean a natural mother or father of the veteran, or mother or father of the veteran through legal adoption.

VIII. An injury or disease will be deemed to have been incurred "in line of duty" when the person on whose account benefits are claimed was, at the time the injury was suffered or disease contracted, in the active service in the military or naval forces, whether on active duty or on authorized leave for a period of time which does not materially interfere with the performance of his regular routine of duty, unless it appears that the injury or disease has been caused by misconduct on his part: - Provided, however, the requirement will not be met if it appears that at the time the injury was suffered or disease contracted, the person on whose account benefits are claimed (1) was avoiding duty by deserting the service or by absent-

ing himself without leave; (2) was absent from his organization or other post of military or naval duty on a furlough or leave of absence which materially interferes with the performance of regular routine of duty; (3) was confined under sentence of court martial or civil court or was resisting lawful arrest; (4) was relieved from all active performance of duty by command of his superior officer as a result of the intemperate use of drugs or alcoholic liquor or because of injury or disease contracted or suffered as a result of his own misconduct; (5) was acting in disobedience of the lawful orders of his superior officer or in violation of the rules and regulations of his organization; or (6) whether at his post or lawfully absent, if the injury or disease was in fact, caused by something not involving misconduct but done in pursuing some private business or avocation.

Where the injury or disease occurs while on leave, the burden of proof shall be on the claimant to show that it was incurred in the line of duty, but where the injury or disease occurs while at camp or post of duty, the burden shall be upon the Government to show that the disability was not in line of duty.

IX. A disability will be held to have resulted from misconduct when it is due to venereal disease, unless it is affirmatively shown that the disease was, in fact, innocently acquired, other than through the sexual relation, or when caused by an act of commission or omission, wrong in itself; or by an act contrary to the principles of good morals; or as a result of gross negligence, gross carelessness, alcoholism, drug addiction, self-infliction of wounds, etc.

X. No person holding an office or position, appointive or elective, under the United States Government or the municipal government of the District of Columbia or under any corporation, the majority of the stock of which is owned by the United States, shall be paid a pension or emergency officers' retirement pay, so long as he continues to draw a salary from such employment, except (1) those receiving pension or emergency officers' retirement pay for disabilities incurred in combat with an enemy of the United States; and (2)

those persons so employed whose pension is protected by the provisions of the Act; however, the rate of pension as to this class shall not exceed \$6.00 per month.

XI. No person entitled to pension or emergency officers' retirement pay under the provisions of this Act, who resides outside the continental limits of the United States, exclusive of Hawaii, Alaska and the Panama Canal Zone, shall while so residing, receive more than 50% of the amount of pension or emergency officers' retirement pay otherwise provided.

XII. Whenever the pension payable to or for the benefit of any person is terminated by the happening of the contingency upon which it is limited, the pension thereafter for the remaining beneficiary or beneficiaries, if any, shall be the amount which would have been payable to them if they had been the sole original beneficiaries.

XIII. Not more than one pension shall be payable to any one individual except that the receipt of a pension by a widow, child, or parent on account of the death of any person shall not bar the payment of a pension on account of the death of any other person.

XIV. The Administrator of Veterans' Affairs is hereby authorized to incur necessary court costs and other expenses incident to proceedings for the commitment of mentally incompetent veterans to a Veterans' Administration Hospital or Home when necessary for treatment or domiciliary purposes.

XV. The Administrator of Veterans' Affairs is hereby authorized to provide for necessary expenses in connection with the appointment of fiduciaries for incompetent or minor beneficiaries where to charge the estate of such incompetent or minor would unduly deplete such estate; and to incur necessary expenses in connection with the removal or supervision of such fiduciaries.

XVI. The Administrator of Veterans' Affairs is hereby authorized to recognize representatives of the American Red Cross, the American Legion, the Disabled American Veterans, the Grand Army of the Republic, the United Spanish War Veterans, Veterans of Foreign Wars, and such other organizations as he shall approve, in the presentation of claims. However, no such representative shall be recognized until a certificate has been filed in the Veterans' Administration, under such rules as the Administrator of Veterans' Affairs may prescribe, certifying that no fee or compensation of whatsoever nature shall be charged veterans or the dependents of veterans for service rendered. The rules prescribed by the Administrator of Veterans' Affairs shall contain a provision requiring in each claim the filing of a power of attorney in such manner and form as the Administrator of Veterans' Affairs may prescribe.

XVII. The Administrator of Veterans' Affairs is hereby authorized, under such rules as he may prescribe, to recognize agents, attorneys, or other persons in the presentation of claims. The rules prescribed by the Administrator of Veterans' Affairs may require of such persons, agents, and attorneys, before being recognized as representatives of claimants, that they shall show that they are of good moral character and in good repute, possessed of the necessary qualifications to enable them to render such claimants valuable service, and otherwise competent to advise and assist such claimants in the presentation of their claims and the Administrator of Veterans' Affairs may, after notice and opportunity for a hearing, suspend or exclude from further practice before the Veterans' Administration any such person, agent or attorney shown to be incompetent, disreputable, or who refuses to comply with the said rules and regulations, or who shall with intent to defraud, in any manner, deceive, mislead, or threaten any claimant, or prospective claimant, by word, circular, letter or by advertisement.

The Administrator of Veterans' Affairs is further authorized to determine and pay fees in pension claims to such persons, agents and attorneys, and to prescribe rules governing entitlement to and the amount and mode of payment of such fees in accordance with Sections 111, 114 and 115, Title 38, U. S. C.

XVIII. The phrase "entitled to any benefits" as used in Section 9, Title I, Public No. 2, 73rd Congress, means:

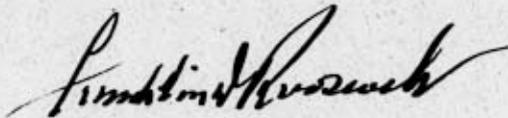
- (a) Any person in receipt of monetary benefits on the date of enactment of this Act whose right to receive monetary benefits continues under the provisions of, and regulations issued pursuant to, this Act.
- (b) Any person whose claim heretofore or hereafter filed proceeds to an adjudication under this Act resulting in an award of monetary benefits while such award continues.

The phrase "participate in any determination or decision with respect to any claim for benefits under this Title" as used in Section 9, Title I, Public No. 2, 73rd Congress, means:

- (a) Any person acting within the limits of constituted authority who is charged with the responsibility for determination or decision involving the exercise of discretion in the allowance or disallowance of monetary benefits.
- (b) Any person acting within the limits of constituted authority who jointly with others having similar authority is charged with the responsibility for determination or decision involving the exercise of discretion in the allowance or disallowance of monetary benefits.

XII. The phrase "Veterans' Administration facilities" as used in Section 6, Title I, Public No. 2, 73rd Congress, shall only include those facilities over which the Veterans' Administration has direct and exclusive jurisdiction, and such other facilities as the Administrator of Veterans' Affairs may deem necessary to contract for in order to provide hospital care in emergency cases for veterans of any war suffering from injuries or diseases incurred or aggravated in line of duty in active military or naval service, within the limits of such contracts, and contract facilities for women veterans of any war suffering from injuries or diseases incurred or aggravated in line of duty in the active military or naval service and contract facilities generally in the territories and possessions which are deemed reasonably necessary by the Administrator of Veterans' Affairs in order to provide hospital treatment for veterans suffering from injuries or diseases incurred or aggravated in line of duty in the active military or naval service.

XX. The Administrator of Veterans' Affairs is hereby authorized to detail from time to time employees of the Veterans' Administration to make examination into the merits of pension claims whether pending or adjudicated and to aid claimants in the preparation or presentation of their claims. Such person shall have power to administer oaths, take affidavits and certify to the correctness of papers and documents pertaining to the administration of Title I of Public No. 2, 73rd Congress.



FRANKLIN D. ROOSEVELT.

March 31<sup>st</sup> 1933

The White House.

**EXECUTIVE ORDER**

**VETERANS REGULATION NO. 11**

**DISCLOSURE OF INFORMATION AND FURNISHING COPIES OF RECORDS.**

WHEREAS, Section 7, Title I, of Public No. 2, 73rd Congress, entitled "An Act To maintain the credit of the United States Government" provides:

"The Administrator of Veterans' Affairs subject to the general direction of the President and in accordance with regulations to be issued by the President shall administer, execute, and enforce the provisions of this title and for such purpose shall have the same authority and powers as are provided in Sections 425, 430, 431, 432, 433, 434, 440, 442, 443, 444, 447, 450, 451, 453, 455, 457, 458, 459, 459a, 459c, 459d, 459e, 459f, Title 38, U. S. C., and such other Sections of Title 38, U. S. C., as relate to the administration of the laws granting pensions."

NOW, THEREFORE, by virtue of the authority vested in me by said law the following regulation is hereby promulgated:

I. All files, records, reports and other papers and documents pertaining to any claim, whether pending or adjudicated, shall be deemed confidential and privileged, and no disclosure thereof shall be made except as follows:

- (a) To a claimant or his duly authorized agent or representative as to matters concerning himself alone when in the judgment of the Administrator of Veterans' Affairs, such disclosure would not be injurious to the physical or mental health of the claimant;
- (b) When required by process of a United States Court to be produced in any suit or proceeding therein pending or when such production is deemed by the Administrator of Veterans' Affairs to be necessary in any suit or proceeding brought under the World War Veterans' Act, 1924, as amended;
- (c) When required by any Department or other agency of the United States Government;

- (d) In all proceedings in the nature of an inquest into the mental competency of a claimant;
- (e) In any judicial proceedings when in the judgment of the Administrator of Veterans' Affairs such disclosure is deemed necessary and proper;
- (f) The amount of pension of any beneficiary shall be made known to any person who applies for such information, and the Administrator, with the approval of the President, upon determination that the public interest warrants or requires, may, at any time and in any manner, publish any or all information of record pertaining to any claim;
- (g) The Administrator of Veterans' Affairs in his discretion may authorize an inspection of Veterans' Administration records by duly authorized representatives of recognized organizations.

II. Any person desiring a copy of any record, paper, etc., in the custody of the Veterans' Administration, which may be disclosed under the above provisions, must make written application for same to the Veterans' Administration, stating specifically:

- (1) The particular record, paper, etc., a copy of which is desired and whether certified or uncertified;
- (2) The purpose for which such copy is desired to be used.

The Administrator of Veterans' Affairs is authorized to fix a schedule of fees for copies and certifications of such records.



FRANKLIN D. ROOSEVELT

March 31<sup>st</sup> 1933

The White House.

6099

VETERANS REGULATION NO. 12

PRESUMPTION OF ENTITLEMENT TO PENSIONS FOR SPANISH-WAR  
VETERANS AND CERTAIN WIDOWS, CHILDREN AND DEPENDENT  
PARENTS OF DECEASED WORLD WAR VETERANS.

WHEREAS, Section 4, Title 1, of Public No. 2, 73rd Congress entitled, "An Act To maintain the credit of the United States Government", provides:

"The President shall prescribe by regulation (subject to the provisions of section 1 (e) of this title) the date of the beginning and of the termination of the period in each war subsequent to the Civil War, including the Boxer Rebellion and the Philippine Insurrection, service within which shall for the purposes of this Act be deemed war-time service. The President shall further prescribe by regulation the required number of days of war or peace time service for each class of veterans, the time limit on filing of claims for each class of veterans and their dependents, the nature and extent of proofs and presumptions for such different classes, and any other requirements as to entitlement as he shall deem equitable and just. The President in establishing conditions precedent may prescribe different requirements or conditions for the veterans of different wars and their dependents and may further subdivide the classes of persons as outlined in section 1 of this title and apply different requirements or conditions to such subdivisions."

AND WHEREAS, it is realized that veterans of the Spanish-American War, the Boxer Rebellion and the Philippine Insurrection, who have heretofore received a pension, having in mind the period of time which has elapsed since the cessation of hostilities, will be at a decided disadvantage in endeavoring to secure evidence showing that their injury or disease was incurred in line of duty in the active military or naval service:

AND WHEREAS, it is realized that those widows, children or dependent parents of deceased veterans of the World War who have heretofore received compensation under the presumptive provisions of the World War Veterans' Act, 1924, as amended, will likewise be at a disadvantage in endeavoring to secure evidence to show that the injury or disease from which the veteran

died was incurred in the line of duty in the active military or naval services:

NOW THEREFORE, by virtue of the authority vested in me by said law the following Regulation is hereby promulgated:

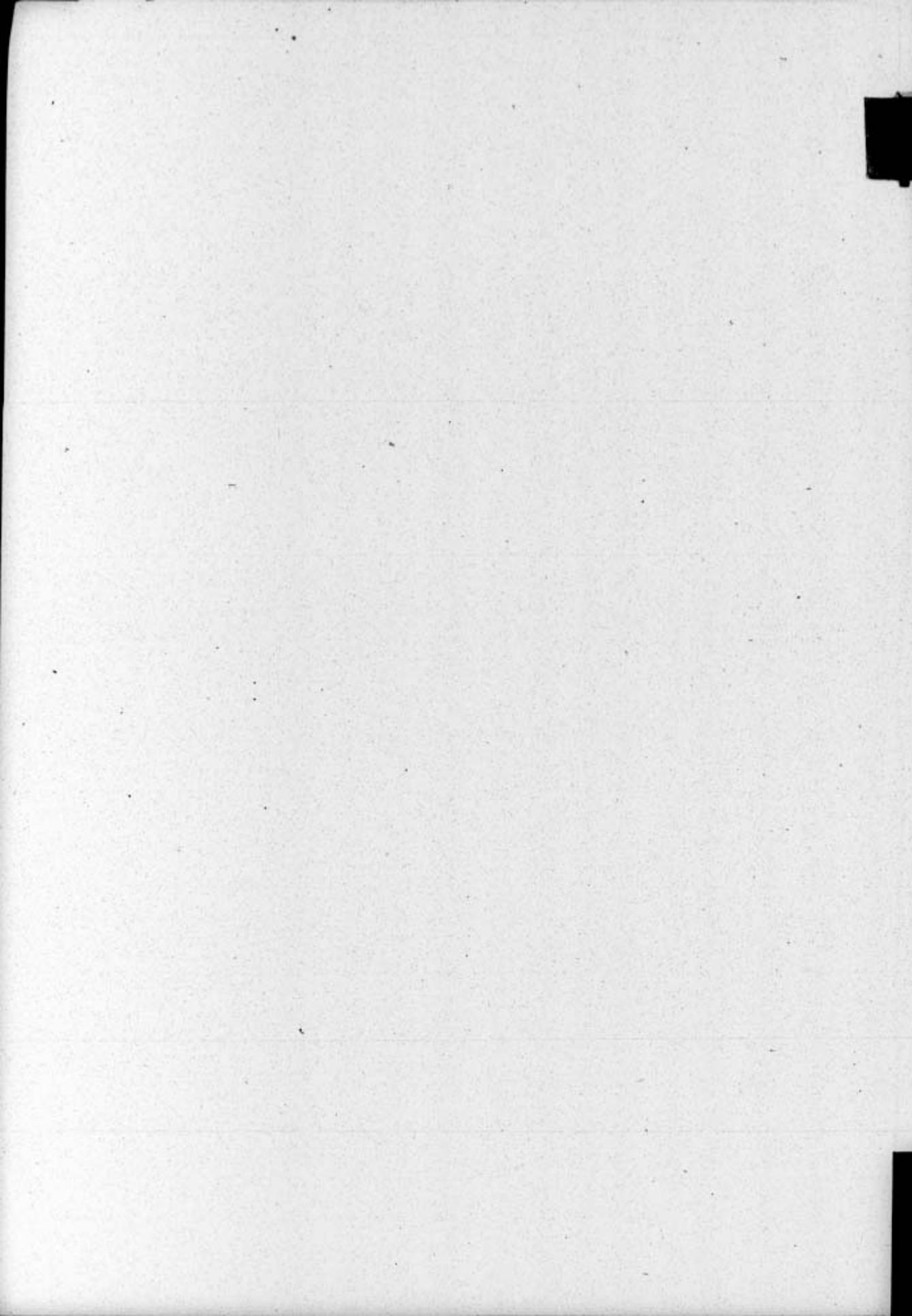
Veterans of the Spanish-American War, including the Boxer Rebellion and the Philippine Insurrection, and every widow, child or children, dependent father or mother of a deceased World War veteran who were in receipt of pension or compensation at the date of enactment of Public No. 2, 73rd Congress, shall be entitled to continue to receive a pension under this Act at the rate being paid them on the date of enactment of Public No. 2, 73rd Congress, it being presumed that the injury or disease causing the disability or death was incurred in the line of duty in the active military or naval service during either the Spanish-American War, including the Boxer Rebellion and Philippine Insurrection, or the World War, but such presumption shall be rebuttable and the Administrator of Veterans' Affairs is hereby authorized and directed to cause to be reviewed all such claims, and where on the basis of medical judgment or affirmative evidence it is determined that the injury or disease causing disability or death was not incurred in the line of duty in the active military or naval service, to discontinue payment of pension as of the last day of the calendar month during which such determination is made.



FRANKLIN D. ROOSEVELT.

March 31<sup>st</sup> 1932

The White House.



EXECUTIVE ORDER

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RELIEF OF UNEMPLOYMENT THROUGH THE PERFORMANCE  
OF USEFUL PUBLIC WORK

By virtue of the authority vested in me by the act of Congress entitled "AN ACT For the relief of unemployment through the performance of useful public work, and for other purposes", approved March 31, 1933 (Public, No. 5, 73d Cong.), it is hereby ordered that:

(1) For the purpose of carrying out the provisions of said act Robert Fechner is hereby appointed Director of Emergency Conservation Work at an annual rate of compensation of \$12,000, less the reduction prescribed in subparagraph (b), section 2, title II, of the act of Congress entitled "AN ACT To maintain the credit of the United States Government" (Public, No. 2, 73d Cong.), approved March 20, 1933.

(2) The Secretary of War, the Secretary of Agriculture, the Secretary of the Interior, and the Secretary of Labor each shall appoint a representative, and said representatives shall constitute an Advisory Council to the Director of Emergency Conservation Work.

(3) There is hereby established in the Treasury a fund of \$10,000,000 by the transfer of an equal amount from the unobligated balances of the appropriation for emergency construction of public buildings contained in the act approved July 21, 1932, as authorized by section 4 of the said act of March 31, 1933.

which fund shall be subject to requisition by the said Robert Fechner, as Director of Emergency Conservation Work, on the approval of the President.

(4) Subject to direction by the President, supplies and materials of the several departments or establishments shall be furnished on the requisition of the Director of Emergency Conservation Work, and the departments and establishments furnishing such supplies and materials shall be reimbursed therefor in accordance with instructions of the President.

(5) Reimbursement, if any, to the departments or establishments for other services rendered shall be made in accordance with instructions of the President.



THE WHITE HOUSE,

April 5, 1933.

EXECUTIVE ORDER

Forbidding the Hoarding of Gold Coin, Gold Bullion  
and Gold Certificates.

By virtue of the authority vested in me by Section 5(b) of the Act of October 6, 1917, as amended by Section 2 of the Act of March 9, 1933, entitled "An Act to provide relief in the existing national emergency in banking, and for other purposes", in which amendatory Act Congress declared that a serious emergency exists, I, Franklin D. Roosevelt, President of the United States of America, do declare that said national emergency still continues to exist and pursuant to said section do hereby prohibit the hoarding of gold coin, gold bullion, and gold certificates within the continental United States by individuals, partnerships, associations and corporations and hereby prescribe the following regulations for carrying out the purposes of this order:

Section 1. For the purposes of this regulation, the term "hoarding" means the withdrawal and withholding of gold coin, gold bullion or gold certificates from the recognized and customary channels of trade. The term "person" means any individual, partnership, association or corporation.

Section 2. All persons are hereby required to deliver on or before May 1, 1933, to a Federal reserve bank or a branch or agency thereof or to any member bank of the Federal Reserve System all gold coin, gold bullion and gold certificates now owned by them or coming into their ownership on or before April 28, 1933, except the following:

(a) Such amount of gold as may be required for legitimate and customary use in industry, profession or art within a reasonable time, including gold prior to refining and stocks of gold in reasonable amounts for the usual trade requirements of owners mining and refining such gold.

(b) Gold coin and gold certificates in an amount not exceeding in the aggregate \$100.00 belonging to any one person; and gold coins having a recognized special value to collectors of rare and unusual coins.

(c) Gold coin and bullion earmarked or held in trust for a recognized foreign government or foreign central bank or the Bank for International Settlements.

(d) Gold coin and bullion licensed for other proper transactions (not involving hoarding) including gold coin and bullion imported for reexport or held pending action on applications for export licenses.

Section 3. Until otherwise ordered any person becoming the owner of any gold coin, gold bullion, or gold certificates after April 28, 1933, shall, within three days after receipt thereof, deliver the same in the manner prescribed in Section 2; unless such gold coin, gold bullion or gold certificates are held for any of the purposes specified in paragraphs (a), (b) or (c) of Section 2; or unless such gold coin or gold bullion is held for purposes specified in paragraph (d) of Section 2 and the person holding it is, with respect to such gold coin or bullion, a licensee or applicant for license pending action thereon.

Section 4. Upon receipt of gold coin, gold bullion or gold certificates delivered to it in accordance with Sections 2 or 3, the Federal reserve bank or member bank will pay therefor an equivalent amount of any other form of coin or currency coined or issued under the laws of the United States.

Section 5. Member banks shall deliver all gold coin, gold bullion and gold certificates owned or received by them (other than as exempted under the provisions of Section 2) to the Federal reserve banks of their respective districts and receive credit or payment therefor.

Section 6. The Secretary of the Treasury, out of the sum made available to the President by Section 501 of the Act of March 9, 1933, will in all proper cases pay the reasonable costs of transportation of gold coin, gold bullion or gold certificates delivered to a member bank or Federal reserve bank in accordance with Sections 2, 3, or 5 hereof, including the cost of insurance, protection, and such other incidental costs as may be necessary, upon production of satisfactory evidence of such costs. Voucher forms for this purpose may be procured from Federal reserve banks.

Section 7. In cases where the delivery of gold coin, gold bullion or gold certificates by the owners thereof within the time set forth above will involve extraordinary hardship or difficulty, the Secretary of the Treasury may, in his discretion, extend the time within which such delivery must be made. Applications for such extensions must be made in writing under oath, addressed to the Secretary of the Treasury and filed with a Federal reserve bank. Each application must state the date to which the extension is desired, the amount and location of the gold coin, gold bullion and gold certificates in respect of which such application is made and the facts showing extension to be necessary to avoid extraordinary hardship or difficulty.

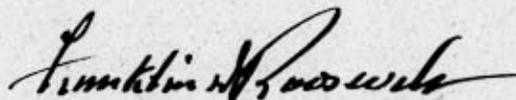
Section 8. The Secretary of the Treasury is hereby authorized and empowered to issue such further regulations as he may deem necessary to carry out the purposes of this order and to issue licenses thereunder, through such officers or agencies as he may designate, including licenses permitting the Federal reserve banks and member banks of the Federal Reserve System, in return for an equivalent amount of other coin, currency or credit, to deliver, purchase or hold in trust gold coin and bullion to or for persons showing the need for the same for any of the purposes specified in paragraphs (a), (c) and (1) of Section 2 of these regulations.

Section 9. Whoever willfully violates any provision of this Executive Order or of these regulations or of any rule, regulation or license issued thereunder may be fined not more than \$10,000, or, if a natural person, may be imprisoned for not more than ten years, or both; and any officer, director, or agent of any corporation who knowingly participates in any such violation may be punished by a like fine, imprisonment, or both.

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This order and these regulations may be modified or revoked at any time.

THE WHITE HOUSE

April 5, 1933.



6102

EXECUTIVE ORDER

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Exemption of Banking Emergency Employees  
from Civil Service Rules

In view of the emergency and temporary nature of appointments in the Office of the Comptroller of the Currency, under the provisions of the Act of Congress approved March 9th, 1933 (To provide relief in the existing national emergency in banking, and for other purposes), such appointments may be made without regard to Civil Service requirements.

*Franklin D. Roosevelt*

The White House,

April 5, 1933.

EXECUTIVE ORDER

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TRANSFER OF LANDS FROM THE CASCADE AND SANTIAM  
NATIONAL FORESTS TO THE WILLAMETTE NATIONAL FOREST

OREGON

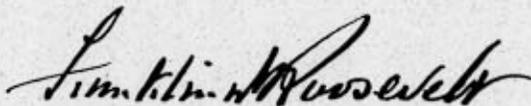
Under authority of the act of Congress approved June 4, 1897 (30 Stat. 11, 36; U.S.C., title 16, sec. 473), and on the recommendation of the Secretary of Agriculture, it is hereby ordered that the Cascade National Forest as defined by proclamation of June 7, 1911 (37 Stat. 1684-1685), be consolidated with the Santiam National Forest as defined by proclamation of June 30, 1911 (37 Stat. 1712), and amended by act of February 28, 1925 (43 Stat. 1080). The area hitherto comprising the Cascade and Santiam National Forests shall hereafter be known as the Willamette National Forest.

It is not intended by this order to give any publicly owned lands a national-forest status which have hitherto not had such status, nor to remove any publicly owned lands from a national-forest status.

This order is effective July 1, 1933.

THE WHITE HOUSE,

April 6, 1933.



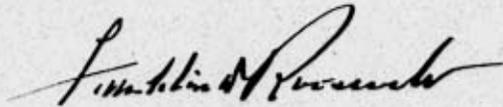
EXECUTIVE ORDER

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APPOINTMENT OF MISS JESSIE B. SAUNDERS

Miss Jessie B. Saunders may be appointed to an appropriate position in the Bureau of the Budget without regard to the civil-service rules.

This order is recommended by the Director of the Bureau of the Budget.



THE WHITE HOUSE,

April 6, 1933.

EXECUTIVE ORDER

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EXEMPTION OF PERSONS FROM COMPULSORY RETIREMENT  
FOR AGE

By virtue of the authority vested in me by section 204 of part II of the act entitled "AN ACT Making appropriations for the Legislative Branch of the Government for the fiscal year ending June 30, 1933, and for other purposes", approved June 30, 1932, the following-named persons who, during the current month, reach the retirement age prescribed for automatic separation from the service are hereby exempted from the provisions of that section until April 30, 1935:

<u>Name</u>	<u>Establishment</u>
Hugh A. Morrison	Library of Congress
David E. Roberts	Library of Congress

*Franklin D. Roosevelt*

THE WHITE HOUSE,  
April 10, 1933.