

LAWS
of the
UNITED STATES

IMPROVEMENT
of
RIVERS
AND
HARBORS

AUGUST 11, 1790
to
JANUARY 2, 1939

VOLUME 2

February 17, 1897
to
March 4, 1913
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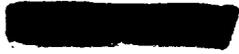
PROPERTY OF THE
UNITED STATES GOVERNMENT
RIVER & HARBOR BOARD

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3d Session }

HOUSE OF REPRESENTATIVES

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RELATING TO THE
IMPROVEMENT OF
RIVERS AND HARBORS

FROM AUGUST 11, 1790
TO JUNE 29, 1938

Compiled in the Office of the Chief of Engineers, U. S. Army

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FROM 1897 TO 1913



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LAWS OF THE UNITED STATES RELATING TO IMPROVEMENT OF RIVERS
AND HARBORS, AUGUST 11, 1790, TO MARCH 4, 1913.

CHAP. 244.—An Act Relating to the improvement of Eastchester Creek. State of New York. Feb. 17, 1897. Vol. 29, p. 535.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War be, and he is hereby, authorized, in his discretion, to expend the whole or any portion of any appropriation heretofore made for the improvement of Eastchester Creek, in the State of New York, in accordance with the surveys and report for such improvement, upon that portion of the improvement included in recent surveys extending the improvement to the head of tide water. East Chester Creek, N. Y. Expenditure of appropriation for improving. Vol. 28, p. 347. Ante, p. 690. Vol. 29, p. 216. Ante, p. 764.

Approved, February 17, 1897.

CHAP. 333.—An Act To provide for closing the crevasse in Pass a Loutre, one of the outlets of the Mississippi River. Feb. 26, 1897. Vol. 29, p. 597.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the sum of two hundred and fifty thousand dollars [²], or so much thereof as may be necessary, be, and is hereby, appropriated, out of any money in the Treasury not otherwise appropriated, to close the crevasse in Pass a Loutre of the Mississippi River, to be expended under the direction and according to the plans and specifications of the Secretary of War. Mississippi River. Appropriation for closing crevasse in Pass a Loutre.

Sec. 2. That nothing herein contained shall be held or construed to destroy or impair any right or rights of the United States arising under the Acts of March third, eighteen hundred and seventy-five, June nineteenth, eighteen hundred and seventy-eight, and March third, eighteen hundred and seventy-nine, containing the contract or contracts between James B. Eads and such persons as might become associated with him and the United States, or to release the legal representatives of said James B. Eads or other persons associated with him, jointly or severally, from any obligation, expressed or implied, arising under and from said Acts or other Acts pertaining thereto: *Provided*, That nothing herein contained shall be held or construed to release in anywise the executors of the estate of James B. Eads as such executors, or the associates of said James B. Eads, jointly or severally, in whole or in part, from any liability which now exists, if any such liability does exist, for a failure to Contracts with Jas. B. Eads not impaired. Vol. 18, p. 463. Ante, p. 245. Vol. 20, p. 168, 376. Ante, pp. 281, 301. Vol. 30, p. 735. Post, p. 819. *Proviso.* Liability of estate of James B. Eads referred to Attorney-General. Money to be withheld.

² Joint resolution approved February 17, 1893, authorizes the expenditure of \$10,000 from this appropriation, for the purpose of making a survey of Southwest Pass of the river and reporting upon the practicability of securing a depth of 35 feet.

close said Pass a Loutre crevasse, and the question of such liability shall be referred to the Attorney-General for his decision; and should the decision of the Attorney-General, after a full hearing to both parties, be to the effect that the responsibility for the closing of the said Pass a Loutre crevasse rests upon the executors of the estate of James B. Eads as such executors, and the associates of the said James B. Eads, jointly or severally, under existing laws, then upon the completion of the twenty years' contract for the maintenance of the channel in South Pass outlet of the Mississippi River, as the same now exists, the Secretary of War shall withhold so much of the money then to be paid to the executors of the estate of James B. Eads as such executors, or to the associates of the said James B. Eads, jointly or severally, as shall have been expended under the authority of this Act, until the same shall be judicially or otherwise legally determined in favor of such executors as such executors, or said associates of James B. Eads, jointly or severally.

Approved, February 26, 1897.

Mar. 31, 1897. [No. 6.] Joint Resolution Making appropriation for the improvement of the Mississippi River from the Head of the Passes to the mouth of the Ohio River, and to supply deficiencies in appropriations for the fiscal year ending June thirtieth, eighteen hundred and ninety-seven.

Mississippi River. Appropriation for, from Head of Passes to mouth of Ohio River, immediately available.

Vol. 29, p. 230.

Ante, p. 785.

To be deducted, etc.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the sum of two hundred and fifty thousand dollars be, and is hereby, appropriated, and immediately made available, for the improvement of the Mississippi River from the Head of the Passes to the mouth of the Ohio River, and expended according to the provisions of the Act "Making appropriations for the construction, repair, and preservation of certain public works on rivers and harbors, and for other purposes," which became a law on June third, eighteen hundred and ninety-six.

SEC. 2. That the sum herein appropriated be deducted from the sum of two million five hundred and eighty-three thousand three hundred and thirty-three dollars authorized to be appropriated and expended for the year ending June thirtieth, eighteen hundred and ninety-eight, by the provisions of said act of June third, eighteen hundred and ninety-six.

* * * * *

Approved, March 31, 1897.

June 4, 1897. CHAP. 2. An Act Making appropriations for sundry civil expenses of the Government for the fiscal year ending June thirtieth, eighteen hundred and ninety-eight, and for other purposes.

Appropriations for sundry civil expenses.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums be, and the same are

hereby, appropriated, for the objects hereinafter expressed, for the fiscal year ending June thirtieth, eighteen hundred and ninety-eight, namely:

- * * * * *
- Toward the construction of works on harbors and rivers under contracts or otherwise and within the limits authorized by law, namely: River and harbor improvements.
- For completing improvement of harbor at Philadelphia, Pennsylvania: Completing improvement, removal of Smiths Island and Windmill Island, Pennsylvania, and Petty Island, New Jersey, and adjacent shoals, six hundred and ninety-four thousand dollars. Philadelphia, Pa.
- For improving harbor at Galveston, Texas: Completing improvement, including repairs to jetties, and dredging, five hundred thousand dollars, of which amount ten thousand dollars may be expended for making a resurvey and chart for Galveston Bay and Harbor. Galveston, Tex.
- For improving Hudson River, New York: Continuing improvement, four hundred and seventy-five thousand dollars. Hudson River, N. Y.
- For completing improvement of channel connecting the waters of the Great Lakes between Chicago, Duluth, and Buffalo, including necessary observations and investigations in connection with the preservation of such channel depth, one million and ninety thousand dollars. Great Lakes.
- For harbor of refuge at Point Judith, Rhode Island: Completing improvement, three hundred thousand dollars. Point Judith, R. I.
- For improving harbor and bay at Humboldt, California: Continuing improvement, three hundred and fifty thousand dollars. Humboldt Cal.
- Improving channel in Gowanus Bay, New York: For improving Bay Ridge Channel, the triangular area between Bay Ridge and Red Hook channels, and Red Hook and Buttermilk channels in the harbor of New York, New York: Continuing improvement, three hundred and fifty thousand dollars. Gowanus Bay, N. Y.
- Improving harbor at Savannah, Georgia: For continuing improvement, three hundred and fifty thousand dollars. Savannah, Ga.
- Improving Cumberland Sound, Georgia and Florida: For continuing improvement, three hundred and fifty thousand dollars. Cumberland Sound, Ga. and Fla.
- Improving Newtown Creek, New York: For completing improvement, one hundred and eighty-three thousand dollars. Newtown Creek, N. Y.
- Improving harbor at Portland, Maine: For continuing improvement, three hundred and fifty thousand dollars. Portland, Me.
- Improving harbor at Rockland, Maine: For continuing improvement, three hundred and fifty thousand dollars. Rockland, Me.
- Improving harbor at Boston, Massachusetts: For continuing improvement, four hundred thousand dollars. Boston, Mass.

- Buffalo, N. Y. Improving harbor at Buffalo, New York: For continuing improvement, four hundred and eighty-one thousand two hundred and fifty dollars.
- Dunkirk, N. Y. Improving harbor at Dunkirk, New York: For completing improvement, three hundred and ninety-eight thousand two hundred and fifty-eight dollars.
- Delaware Bay, Del. Harbor of refuge, Delaware Bay, Delaware: For continuing construction, three hundred and ninety-four thousand three hundred and thirty-four dollars.
- Winyah Bay, S. C. Improving Winyah Bay, South Carolina: For continuing improvement of harbor at Winyah Bay, three hundred and fifty thousand dollars.
- Sabine Pass, Tex. Improving Sabine Pass, Texas: For continuing improvement of harbor at Sabine Pass, three hundred and fifty thousand dollars.
- Cleveland, Ohio. Improving harbor at Cleveland, Ohio: For continuing improvement, three hundred and fifty thousand dollars.
- Maumee River and Bay (Toledo). The Secretary of War is hereby directed to cause to be made a survey and estimate of cost of deepening and widening the straight channel in Maumee River and Bay, with a view to obtaining and permanently securing a channel of a uniform width of four hundred feet and twenty feet deep at low water, the cost of said survey to be paid out of money already appropriated for the improvement of said channel.
- Milwaukee Bay, Wis. Harbor of refuge at Milwaukee Bay, Wisconsin: For completing improvement, one hundred and sixty-eight thousand seven hundred and thirty-seven dollars and ninety-one cents.
- Duluth, Minn., Superior, Wis. Improving harbor at Duluth, Minnesota, and Superior, Wisconsin: For continuing improvement, four hundred and thirty-seven thousand five hundred dollars.
- Oakland, Cal. Improving harbor at Oakland, California: For continuing improvement under present limit, two hundred thousand dollars. And the provision of the "Act making appropriations for the construction, repair, and preservation of certain public works on rivers and harbors, and for other purposes," approved June third, eighteen hundred and ninety-six, relating to improving harbor at Oakland, California, is hereby amended to read as follows:
- "Improving harbor at Oakland, California: Continuing improvement under existing project, twenty thousand dollars: *Provided*, That contracts may be entered into by the Secretary of War for such materials and work as may be necessary to prosecute work on said improvement, to be paid for as appropriations may from time to time be made by law, not exceeding in the aggregate six hundred and sixty-six thousand dollars: *Provided further*, That in making such contract or contracts the Secretary of War shall not obligate the Government to pay in any one fiscal year, beginning July first, eighteen hundred and ninety-seven, more than twenty-five per centum of the whole amount hereby authorized to be expended."
- Limit. The officer of the Coast and Geodetic Survey detailed
- Vol. 29, p. 218. *Ante*, p. 759.
- Continuing harbor improvement. *Provided*. Contracts.
- Limit for fiscal year.

to serve on the Board to locate a deep-water harbor for commerce and of refuge at Port Los Angeles, in Santa Monica Bay, California, or at San Pedro, in said State, which Board was created by an Act entitled "An Act making appropriations for the construction, repair, and preservation of certain public works on rivers and harbors, and for other purposes," approved June third, eighteen hundred and ninety-six, United States Statutes at Large, page two hundred and thirteen, shall receive from the appropriation in said Act provided with relation to said harbor, in addition to his mileage provided for in section fifteen hundred and sixty-six of the Revised Statutes, and notwithstanding its provisions, such a per diem allowance for subsistence as the Secretary of War may deem proper.

Board to locate deep-water harbor at Port Los Angeles, etc., allowance to member of.

Vol. 29, p. 213.
Ante, pp. 759, 760.

R. S., sec. 1566, p. 269.

Improving Grays Harbor, Washington: For continuing improvement of harbor and bar entrance, three hundred and fifty thousand dollars.

Grays Harbor, Wash.

Improving Providence River and Narragansett Bay, Rhode Island: For continuing improvement, one hundred and twenty-five thousand dollars.

Providence River and Narragansett Bay, R. I.

Locks and dams in Allegheny River, Pennsylvania: For continuing improvement by construction of locks and dams at Herr Island, above the head of Six-Mile Island, and at Springdale, three hundred and fifty thousand dollars.

Allegheny River, Pa.

Improving the Great Kanawha River, West Virginia: Completing improvement, two hundred and seventy-three thousand dollars.

Kanawha River, W. Va.

Improving upper Monongahela River, West Virginia: For continuing improvement by the construction of six locks and dams, three hundred and fifty thousand dollars.

Monongahela River, W. Va.

Improving the Ohio River: For continuing construction of Dams Numbered Two, Three, and Four, between Davis Island Dam and Dam Numbered Six, four hundred thousand dollars; and the provision in the river and harbor appropriation Act of June third, eighteen hundred and ninety-six, authorizing contracts to be made for improving Ohio River by the construction of Dams Numbered Two, Three, Four, and Five is hereby amended to read as follows:

Ohio River.

Dams Nos. 2, 3, 4, and 5.
Vol. 29, p. 225, amended.
Ante, p. 776.

"*Provided*, That contracts may be entered into by the Secretary of War for the whole or any part of the material and work as may be necessary to prosecute work on said improvement, to be paid for as appropriations may from time to time be made by law, not exceeding in the aggregate one million nine hundred and ninety thousand dollars, exclusive of the amount herein appropriated: *Provided further*, That in making such contract or contracts the Secretary of War shall not obligate the Government to pay in any one fiscal year, beginning July first, eighteen hundred and ninety-seven, more than twenty-five per centum of the whole amount authorized to be expended."

Provisos.
Contracts.

Limit.

Limit for fiscal year.

Kentucky
River, Ky.

Improving Kentucky River, Kentucky: For continuing the construction of Locks and Dams Numbered Seven and Eight, two hundred thousand dollars; and the provision of the "Act making appropriations for the construction, repair, and preservation of certain public works on rivers and harbors, and for other purposes," approved June third, eighteen hundred and ninety-six, relating to improving Kentucky River, Kentucky, is hereby amended to read as follows: "*Provided*, That contracts may be entered into by the Secretary of War for such materials and work as may be necessary to prosecute work on said improvement in accordance with the present project for same, to be paid for as appropriations may from time to time be made by law, not exceeding in the aggregate one million three hundred and forty-nine thousand dollars, exclusive of the amount herein and heretofore appropriated: *Provided*, That of the amount authorized to be expended eighty-three thousand dollars, or so much thereof as may be necessary, may be expended in addition to the fifty thousand dollars herein appropriated in continuing construction and completion of Lock and Dam Numbered Seven, by contract or otherwise, and said eighty-three thousand dollars shall be immediately available: *Provided further*, That in making such contract or contracts the Secretary of War shall not obligate the Government to pay in any one fiscal year, beginning July first, eighteen hundred and ninety-seven, more than twenty-five per centum of the whole amount authorized to be expended."

Vol. 29, p.
224, amended.
Ante, p. 775
Proviso.
Contracts.

Limit.

Lock and
Dam No. 7.

Limit for fis-
cal year.

Yazoo River,
Miss.

Improving Yazoo River, Mississippi: For continuing improvement of mouth of Yazoo River and harbor of Vicksburg, three hundred and fifty thousand dollars.

Bayou Pla-
quemine, La.

Improving Bayou Plaquemine, Louisiana: For continuing improvement, three hundred and fifty thousand dollars.

Cumberland
River, Tenn.

Improving Cumberland River above Nashville, Tennessee: For continuing improvement by construction of Locks Numbered Five, Six, and Seven, three hundred and fifty thousand dollars.

Ohio River,
Falls and In-
diana Chute.

Improving Falls of Ohio River at Louisville, Kentucky: For continuing improvement, including Indiana Chute Falls, three hundred and fifty thousand dollars:

Proviso.
Completion
of improve-
ment by con-
tract or other
wise, etc.

Provided, That the Secretary of War may carry to completion the present project of improving the falls of the Ohio River and Indiana Chute Falls, Ohio River, by contract, as provided in the "Act making appropriations for the construction, repair, and preservation of certain public works on rivers and harbors, and for other purposes," which became a law June third, eighteen hundred and ninety-six; or the necessary materials may be purchased and the work done otherwise than by contract, in his discretion, if more economical and advantageous to the United States.

Vol. 29, p.
224.
Ante, p. 776.

Locks and dams in Ohio River: For completing construction of Dam Numbered Six, at or below the mouth of Beaver River, three hundred thousand dollars.

Ohio River.
Dam No. 6.

Improving Chicago River, Illinois: For continuing improvement from its mouth to the stock yards on the South Branch, and to Belmont avenue on the North Branch, one hundred and thirteen thousand dollars, in pursuance of the provisions of "An Act making appropriations for the construction, repair, and improvement of certain public works on rivers and harbors, and for other purposes," approved June third, eighteen hundred and ninety-six; and it is hereby declared to be the true intent and meaning of the said provisions of said Act relating to the improvement of said Chicago River that all of the work in the improvement of said river which was recommended or suggested to be done in the interest of commerce by Captain William L. Marshall, of the Corps of Engineers of the United States Army, in his report of August ninth, eighteen hundred and ninety-three, may be done: *Provided*, That the total cost of such improvement or work shall not exceed the limit provided for in said Act.

Chicago
River, Ill.

Vol. 23, p.
228.
Ante, p. 781.

Intent.

Proviso.
Total cost.

Illinois and Mississippi Canal: For continuing construction, eight hundred and seventy-five thousand dollars.

Illinois and
Mississippi
Canal.

Improving waterway from Keweenaw Bay to Lake Superior, Michigan: For continuing improvement of water communication across Keweenaw Point, three hundred and fifty thousand dollars.

Waterway,
Keweenaw Bay
to Lake Super-
rior.

Improving Mississippi River from the mouth of the Ohio River to Saint Paul, Minnesota: For continuing improvement from the mouth of the Ohio River to the mouth of the Missouri River, six hundred and seventy-three thousand three hundred and thirty-three dollars and thirty-three cents.

Mississippi
River.
Mouth of
Ohio River to
St. Paul.

For continuing improvement from the mouth of the Missouri River to Saint Paul, eight hundred and twenty-six thousand six hundred and sixty-six dollars and sixty-seven cents: *Provided*, That thirty thousand dollars of said sum, or as much thereof as may be necessary, shall be expended in removing the sand bar which obstructs the channel of the Mississippi River in front of Dubuque, Iowa, and the entrance to the harbor of refuge at Dubuque, Iowa, and that fifteen thousand dollars, or so much thereof as may be necessary, shall be expended in removing the sand bar which obstructs the channel of the Mississippi River in front of Muscatine, Iowa: *Provided further*, That the sum of fifty thousand dollars of said sum shall be expended for continuing the work of constructing artificial banks between the mouth of Flint River and running along the west bank of the Mississippi River to the mouth of the Iowa River.

Mouth of
Missouri River
to St. Paul.

Provisos.
Removal of
sand bars at
Dubuque and
Muscatine,
Iowa.

Artificial
banks from
mouth of Flint
to mouth of
Iowa River.

Willamette
and Yamhill
rivers. Vol.
30, p. 1148.
Post, p. 883.
Mississippi
River Commis-
sion.
Head of
Passes to the
Ohio.
Expenses,
etc.

Improving Willamette and Yamhill rivers, Oregon: For completing improvement, one hundred and -sixty thousand dollars.

Vol. 29, p.
230.
Ante, p. 785.

Improving Mississippi River: For continuing improvement of Mississippi River from Head of the Passes to the mouth of the Ohio River, including salaries, clerical, office, traveling, and miscellaneous expenses of the Mississippi River Commission, two million nine hundred and thirty-three thousand three hundred and thirty three dollars; which sum, in the discretion of the Secretary of War, may be immediately available for expenditure under contract or otherwise. And of the sum hereby appropriated, six hundred thousand dollars shall be deducted from the sum of two million five hundred and thirty-three thousand three hundred and thirty-three dollars authorized to be appropriated and expended for the fiscal year ending June thirtieth, eighteen hundred and ninety-nine, by the "Act making appropriations for the construction, repair, and preservation of certain public works on rivers and harbors, and for other purposes," which became a law on June third, eighteen hundred and ninety-six.

Prevention
of break into
Cache River,
etc.

For the purpose of preventing the Mississippi River from breaking through into the Cache River at or near a point known as Beach Ridge, a few miles north of Cairo, whereby the National Cemetery at Mound City, at the mouth of the Cache River, and the Marine Hospital at Cairo would be in imminent danger of destruction, the sum of one hundred thousand dollars, or so much thereof as may be necessary, is hereby appropriated, to be immediately available.

Missouri
River Com-
mission.
Expenses,
etc.

Improving Missouri River from mouth to Sioux City, Iowa: For continuing improvement of Missouri River from its mouth to Sioux City, Iowa, including salaries, clerical, office, traveling, and miscellaneous expenses of the Missouri River Commission, surveys, permanent bench marks, and gauges, three hundred thousand dollars; of the sum heretofore appropriated for improving the Missouri River, the Secretary of War is directed to expend not exceeding twenty-five thousand dollars to repair and protect the works in the neighborhood of Nebraska City, in the State of Nebraska.

Nebraska
City, Nebr.

Suwanee
River, Fla.

The unexpended balance of the appropriation for the improvement of the Suwanee River, Florida, may, in the discretion of the Secretary of War, be expended for deepening the West Pass of the Suwanee River at its mouth.

Gull Lake,
Minn.

A sum not exceeding fifteen thousand dollars, or so much thereof as may be necessary, of the money heretofore appropriated for the construction of reservoirs at the head waters of the Mississippi River may be used and is hereby made available for the payment of damages for lands and tenements overflowed or injured by the construction of a reservoir and dam at Gull Lake, Minnesota.

That the Secretary of War be, and he is hereby, authorized to investigate the extent of the obstruction of the navigable waters of Florida, Louisiana, and other South Atlantic and Gulf States by the aquatic plant known as the water hyacinth, and to perform such experimental work as he shall deem necessary to determine some suitable and feasible plan or method of checking and removing such obstacle, so far as it is a hindrance to interstate or foreign commerce, and to report the results of such investigation and experimental work; and the sum of five thousand dollars, or so much thereof as may be necessary, is hereby appropriated to pay the cost thereof.

The water hyacinth, investigation of, etc.

That the Secretary of War be, and he hereby is, directed to cause a survey to be made to examine into the feasibility and advisability of the improvement of the waterway beginning at a point at or near the site selected for Lock Numbered Thirteen, on the Warrior River, and continuing up Valley River from its mouth, following the general course of said stream, to Bessemer, Alabama; thence up the Valley to Birmingham and beyond to Five Mile Creek, at a point where sufficient head can be obtained to supply water for that part of said route between Five Mile Creek and Bessemer, Alabama, so as to secure a channel to have a minimum depth of six feet and be at least fifty feet in width at the water line, and to ascertain the cost of such improvement, and the cost of such surveys shall be defrayed from the unexpended balance of the funds heretofore appropriated for the improvement of the Black Warrior River from Tuscaloosa to Daniels Creek.

Waterway from Warrior River to Five-mile Creek, etc.

For the purchase of a dredge boat for use in the harbor improvement at Sabine Pass, Texas, one hundred thousand dollars, and for the expense of operating the same during the fiscal year ending June thirtieth, eighteen hundred and ninety-eight, thirty thousand dollars; in all, one hundred and thirty thousand dollars.

Sabine Pass, Tex. Dredge boat, etc. Vol. 30, p. 249. Post, p. 820.

IMPROVEMENT OF PEARL HARBOR: For expense of necessary survey of entrance to and of Pearl Harbor, Hawaiian Islands, and to enable the Secretary of the Navy to ascertain and report to Congress the amount of land necessary to be acquired in said harbor and the probable cost thereof for a coaling and repair station, ten thousand dollars.

Pearl Harbor. Survey, etc.

For maintaining and keeping open the channel in Mobile Bay, in the State of Alabama, twenty-five thousand dollars, or so much thereof as may be necessary, to be expended under the direction of the Secretary of War during the fiscal year ending June thirtieth, eighteen hundred and ninety-eight.

Mobile Bay, Ala.

And hereafter the Secretary of War shall annually submit estimates in detail for river and harbor improvements required for the ensuing fiscal year to the Secretary of the Treasury to be included in, and carried into the sum total of, the Book of Estimates.

Estimates, etc.

California
Débris Com-
mission.
Expenses.
Vol. 27, p.
507.
Ante, p. 659.

CALIFORNIA DÉBRIS COMMISSION: For defraying the expenses of the Commission in carrying on the work authorized by the Act of Congress approved March first, eighteen hundred and ninety-three, fifteen thousand dollars.

New York
Harbor.

HARBOR OF NEW YORK: For prevention of obstructive and injurious deposits within the harbor and adjacent waters of New York City:

Inspectors,
etc.

For pay of inspectors and deputy inspectors, office force, and expenses of office, ten thousand two hundred and sixty dollars;

Vessels.

For pay of crews and maintenance of four steam tugs and three launches, forty-eight thousand seven hundred and forty dollars;

In all, fifty-nine thousand dollars.

* * * * *

Deep water-
ways between
Great Lakes
and Atlantic
tide waters.

Vols. 28, p.
950; 30, pp.
636, 1109; 31,
p. 12.

Ante, p.
734; *post*, pp.
833, 834, 904.

Board to
survey, etc.

DEEP WATERWAYS COMMISSION: For surveys and examinations (including estimate of cost) of deep waterways and the routes thereof, between the Great Lakes and the Atlantic tide waters, as recommended by the report of the Deep Waterways Commission [^a] transmitted by the President to Congress January eighteenth, eighteen hundred and ninety-seven, one hundred and fifty thousand dollars. Such examinations and surveys shall be made by a board of three engineers [^b], to be designated by the President, one of whom may be detailed from the Engineer Corps of the Army, one from the Coast and Geodetic Survey, and one shall be appointed from civil life.

Aransas
Pass, Tex.
Vols. 26, p.
105; 28, p.
26; 29, p. 3;
30, p. 1128.

Ante, pp.
543, 671, 736;
post, p. 855.

Board to ex-
amine im-
provements.

That for the purpose of ascertaining the character and value of the improvements made at the Pass of Aransas, on the Gulf coast of Texas, by the Aransas Pass Harbor Company, a board of three engineers shall be appointed by the President, from the Engineer Corps of the Army; and such board shall personally make examination of the work done by said company for the purpose of deepening the channel and removing the bar at or near said Pass of Aransas.

Duties.

It shall be the duty of the board so constituted to report the depth of water upon the bar at the time of their examination; the character of the work done and the cost of same; the character and cost of any unfinished work contracted to be done by said company; the probable result upon the deepening of the channel across the bar of any work contracted for or contemplated by said

^a The report of this Commission is printed as House Doc. No. 192, Fifty-fourth Congress, second session.

^b The reports of this Board are as follows: (1) Progress report, House Doc. No. 110, Fifty-fifth Congress, third session; (2) report on regulation of level of Lake Erie, House Doc. No. 200, Fifty-sixth Congress, first session; (3) final report, with estimates, House Doc. No. 149, Fifty-sixth Congress, second session.

company, but not then finished; the value to the Government of all work done or contracted to be done by said company for the purpose of deepening said channel or removing said bar, and such other information as they may deem essential to be known to Congress in making future provision for the purchase of said works by the United States Government.

Said board shall report the result of their investigation to the Secretary of War on or before the first Monday in December, eighteen hundred and ninety-seven, and the Secretary shall immediately transmit the report to Congress; and five thousand dollars, or so much thereof as may be necessary, is hereby appropriated to pay the expenses of the said board and for the services of the said engineers, the amount of such compensation for said services to be fixed by the Secretary of War.

Report.

* * * * *

Approved, June 4, 1897.

CHAP. 9.—An Act Making appropriations to supply deficiencies July 19, 1897. in the appropriations for the fiscal year ending June thirtieth, Vol. 30, p. 105. eighteen hundred and ninety-seven, and for prior years, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums be, and the same are hereby, appropriated, out of any money in the Treasury not otherwise appropriated, to supply deficiencies in the appropriations for the fiscal year eighteen hundred and ninety-seven, and for prior years, and for other objects hereinafter stated, namely:

Deficiencies appropriations.

* * * * *

IMPROVING MISSISSIPPI RIVER: For continuing improvement of Mississippi River from Head of the Passes to the mouth of the Ohio River, six hundred and twenty-five thousand dollars.

Mississippi River. Head of Passes to mouth of Ohio River.

IMPROVING MISSISSIPPI RIVER FROM THE MOUTH OF THE OHIO RIVER TO SAINT PAUL, MINNESOTA: For continuing improvement from the mouth of the Ohio River to the mouth of the Missouri River, three hundred and twenty-five thousand dollars.

Mouth of Ohio River to St. Paul.

For continuing improvement from the mouth of the Missouri River to Saint Paul, Minnesota, two hundred thousand dollars.

Mouth of Missouri River to St. Paul.

For continuing improvement of Cumberland Sound: Fifty thousand dollars for sluicing and dredging at the entrance to said sound, in accordance with the revised project of eighteen hundred and ninety-five, as recommended in a communication from the Secretary of War

Cumberland Sound. Continuing improvement, etc.

- Proviso.*
Limit of cost. to the Senate, dated June twenty-sixth, eighteen hundred and ninety-seven: *Provided*, That nothing herein contained shall be so construed as to increase the limit of cost of such improvement beyond the amount heretofore fixed by law.
- Surveys, etc., South Pass. EXAMINATIONS AND SURVEYS AT SOUTH PASS, MISSISSIPPI RIVER: To supply a deficiency in the permanent appropriation for securing the uninterrupted examinations and surveys at the South Pass of the Mississippi River, one thousand dollars.
- Green Bay, Wis. Vol. 29, p. 211. *Ante*, p. 757. Error in enrollment corrected. To correct an error in enrolling the Act of June third, eighteen hundred and ninety-six, making appropriations for the construction, repair, and preservation of certain public works on rivers and harbors, and for other purposes, the sum of five thousand dollars, to be expended under and by direction of the Secretary of War in continuing the improvement of the harbor at Green Bay, Wisconsin.
- St. Marys River, Mich. Payment of costs of suit, etc. The Secretary of War is authorized to pay, out of any unexpended balance of funds heretofore appropriated for improving Saint Marys River at the falls, Michigan, the cost chargeable to the defendant under the decree of the Supreme Court of the United States in the case of Gilmore G. Scranton versus Eben S. Wheeler, the said case being a suit of ejectment brought against the said Wheeler in his official capacity as the general superintendent of the Saint Marys Falls Canal, to settle the ownership of the land on which one of the Government piers is built: *Provided*, That the sum hereby authorized to be paid shall not exceed four hundred and thirty-seven dollars and sixty cents.
- Proviso.*
Limit. To defray the expense of removing obstructions in the Kootenai River, above Jennings, Montana, on which vessels have been recently wrecked, the sum of five thousand dollars, or so much thereof as may be necessary.
- * * * * *
- Vol. 18, p. 110. *Ante*, p. 225. SEC. 2. That for the payment of the following claims certified to be due by the several accounting officers of the Treasury Department under appropriations the balances of which have been exhausted or carried to the surplus fund under the provisions of section five of the Act of June twentieth, eighteen hundred and seventy-four, and under appropriations heretofore treated as permanent, being for the service of the fiscal year eighteen hundred and ninety-four, and prior years, unless otherwise stated, and which have been certified to Congress under section two of the Act of July seventh, eighteen hundred and eighty-four, as fully set forth in House Document Numbered Two hundred and sixty, Fifty-fourth Congress, second session, there is appropriated as follows:
- * * * * *
- Vol. 23, p. 254.

CLAIMS ALLOWED BY THE AUDITOR FOR THE WAR DEPARTMENT.

Claims allowed by Auditor for War Department.

- * * * * *
- For improving Columbia River from Rock Island Rapids to Priest Rapids, Washington, fourteen dollars and thirty-seven cents. Columbia River, Wash.
- For expenses California Débris Commission, forty dollars and forty-one cents. California Débris Commission.
- * * * * *

SEC. 4. That for the payment of the following claims, certified to be due by the several accounting officers of the Treasury Department under appropriations the balances of which have been exhausted or carried to the surplus fund under the provisions of section five of the Act of June twentieth, eighteen hundred and seventy-four, and under appropriations heretofore treated as permanent, being for the service of the fiscal year eighteen hundred and ninety-four, and prior years, unless otherwise stated, and which have been certified to Congress under section two of the Act of July seventh, eighteen hundred and eighty-four, as fully set forth in Senate Document Numbered One hundred and twenty-one, Fifty-fifth Congress, first session, there is appropriated as follows:

Vol. 18, p. 110. Ante, p. 225.

Vol. 23, p. 254.

CLAIMS ALLOWED BY THE AUDITOR FOR THE WAR DEPARTMENT.

Claims allowed by Auditor for War Department.

- * * * * *
- For improving Columbia River from Rock Island Rapids to Priest Rapids, Washington, one dollar and twenty-eight cents. Columbia River, Wash.
- For survey for canal from Lake Erie to Ohio River, one hundred and ninety-nine dollars and forty-seven cents. Survey for canal, etc.
- For expenses California Débris Commission, seventy-one dollars and twenty-nine cents. California Débris Commission.
- * * * * *

Approved, July 19, 1897.

[No. 9.] Joint Resolution Providing for a survey and report upon the practicability of securing a navigable channel of adequate width and of thirty-five feet depth at mean low water of the Gulf of Mexico throughout Southwest Pass of the Mississippi River. Feb. 17, 1898. Vol. 30, p. 735.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the sum of ten thousand dollars, or so much thereof as may be necessary, be, and is hereby, authorized to be expended out of the unexpended balance of the two hundred and fifty thousand dollars appropriated by an Act entitled "An Act to provide for closing the crevasse in Pass a Loutre, one of the outlets of the Mississippi River, approved February twenty-sixth, eighteen hundred and ninety-seven," for the purpose of making a Mississippi River. Survey of Southwest Pass. Vol. 29, p. 597. Ante, p. 807.

To be made
by Board of
Engineers, U.
S. A.

survey and report upon the practicability of securing a navigable channel of adequate width and of thirty-five feet depth at mean low water of the Gulf of Mexico throughout Southwest Pass of the Mississippi River; said survey to be made, under the direction of the Secretary of War, by a board composed of three engineer officers of the United States Army, appointed by him.

Approved, February 17, 1898.

Feb. 17, 1898. **CHAP. 27.**—An Act To make available fifteen thousand dollars heretofore appropriated for the expense of operating a dredge boat at Sabine Pass, Texas.

Sabine Pass,
Tex.
Appropriation for dredge boat immediately available.
Vol. 30, p. 48.
Ante, p. 815.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the sum of fifteen thousand dollars appropriated by the Act of June fourth, eighteen hundred and ninety-seven, for the expense of operating, during the fiscal year ending June thirtieth, eighteen hundred and ninety-eight, a dredge boat to be purchased for use in the harbor improvement at Sabine Pass, Texas, shall be immediately available, and shall be applied and used to operate the dredge boat or boats now in use or to be used at Sabine Pass, Texas, and for dredging and improving said harbor.

Approved, February 17, 1898.

Mar. 5, 1898. **CHAP. 37.**—An Act Permitting the building of a dam between Coon Rapids and the north limits of the city of Minneapolis, Minnesota, across the Mississippi River.

Twin City
Rapid Transit
Co. may construct dam, etc., across Mississippi River between Coon Rapids and Minneapolis.
Vol. 31, p. 75.
Post, p. 907.
Lock.
Provision.
Possession by Government, etc.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the consent of Congress is hereby granted to the Twin City Rapid Transit Company, its successors or assigns, to construct across the Mississippi River, at any point between Coon Rapids and the north line of the limits of the city of Minneapolis, a dam, canal, and works necessarily incident thereto, for water-power purposes. The said dam shall be so constructed that there can, at any time, be constructed in connection therewith a suitable lock for navigation purposes: *Provided, also,* That the Government of the United States may at any time take possession of said dam and appurtenant works and control the same for purposes of navigation by paying the said company the value not exceeding the actual cost of the same, but shall not do so to the destruction of the water power created by said dam to any greater extent than may be necessary to provide proper facilities for navigation: *Provided further,* That the works shall be constructed so as to provide for the free passage of saw logs. The said Twin City Rapid Transit Company shall make such change and modification in the works as the Secretary of War may from time to time deem necessary in

Passage of saw logs.

Changes.

the interests of navigation, at its own cost and expense: *Provided further*, That in case any litigation arises from the obstruction of the channel by the dam, canal, or appurtenant works, the case may be tried in the proper Federal court of the United States in which the works are situated.

Litigation
to be in Feder-
al court.

SEC. 2. That the right to amend, alter, or repeal this Act is hereby expressly reserved: *And provided further*, That suitable fishways, to be approved by the United States Fish Commissioner, shall be constructed and maintained at said dam by the Twin City Rapid Transit Company, its successors or assigns.

Amendment.
Proviso.
Fishways.

SEC. 3. That this act shall be null and void unless the dam herein authorized be commenced within two years and completed within five years from the date hereof.

Commence-
ment and com-
pletion.

Approved, March 5, 1898.

[No. 14.] Joint Resolution Providing for estimate of cost of certain improvements at the mouth of Double Bayou and Galveston Bay, Texas. Mar. 5, 1898. Vol. 30, p. 736.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War be, and he is hereby, authorized and directed to submit estimates of the cost of opening a channel through the bar at the mouth of Double Bayou, on the east side of Galveston Bay, in the county of Chambers and State of Texas, such channel to be six feet deep and one hundred feet wide, beginning at a point in Trinity or Galveston Bay, where the depth shoals to six feet, and creating a channel of this depth to a point of six feet depth in Double Bayou, the entire distance not to exceed one thousand two hundred yards, all as shown by maps and surveys made in compliance with the provisions of the river and harbor Act of August seventeenth [eighteenth], eighteen hundred and ninety-four [^a], and submitted to Congress under date of November twenty-ninth, eighteen hundred and ninety-five; and in making the foregoing estimate the cost shall be estimated for a channel created by permanent walls, also by the process of dredging alone.

Double Bayou
and Galveston
Bay, Tex.
Estimate of
certain im-
provements.

Vol. 26, p.
463.
Ante, p. 595.

Approved, March 5, 1898.

[No. 22.] Joint Resolution Relative to the appropriation for the Rouge River, Michigan. Apr. 11, 1898. Vol. 30, p. 738.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War be, and he is hereby, authorized

Rouge River,
Mich.

^aThe act of 1894 did not provide for a survey of this locality, but a survey of the mouth of this bayou was made in accordance with the provisions of the river and harbor act approved September 19, 1890, which is supposed to be the act intended in the joint resolution.

and directed to cause the Rouge River, Michigan, to be dredged between the Wabash Bridge to Maples Road, with the view of obtaining a thirteen-foot channel (in accordance with the letter of G. J. Lydecker, Lieutenant Colonel, Corps of Engineers, dated November twentieth, eighteen hundred and ninety-seven), at an expense not to exceed five thousand dollars, to be paid out of the appropriation already available for the improvement of that stream.

Appropriation for dredging.

Approved, April 11, 1898.

Apr. 11, 1898. [No. 23.] Joint Resolution Making an appropriation for the improvement of the Anacostia River and the reclamation of its flats.

Anacostia River, D. C.

Appropriation for project of improvement, etc.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War be, and he is hereby, directed to prepare and submit to Congress forthwith a project for the improvement of the Anacostia River and the reclamation of its flats from the line of the District of Columbia to the mouth of said river, with an estimate of the cost of the same, and a report on the area and ownership of the land to be reclaimed, and if any portion of said land is vested in private persons an estimate of the cost of acquiring the same; and the sum of two thousand dollars, or so much thereof as may be necessary, is hereby appropriated to pay the cost of surveys and other expenses in the premises.

Approved, April 11, 1898.

Apr. 29, 1898. [No. 29.] Joint Resolution Authorizing the Secretary of War to make a survey of the West Fork River, West Virginia, and prepare estimates of the cost thereof.

West Fork River, W. Va., survey of, etc.

—report.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War is hereby directed to cause a survey and submit an estimate for the improvement of the West Fork River, West Virginia, from its mouth to the city of Clarksburg, West Virginia, by a system of locks and dams, the proper location of necessary dams, as well as probable cost thereof. And that the Secretary of War be requested to inform the Congress as to the advisability of the proposed improvement.

Approved, April 29, 1898.

May 4, 1898. CHAP. 237.—An Act To provide for a survey of Elk River, in Tennessee and Alabama.

Elk River, Tenn., etc., survey of.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War be authorized and directed to cause a survey to be made of Elk River, in Ten-

nessee and Alabama, and that a report be made as early as practicable showing the probable cost of improving the river so as to make it available for light-draft steamers. The Secretary of War is also directed to report to Congress his opinion as to the advisability of the contemplated survey.

Reports.

Approved, May 4, 1898.

CHAP. 238.—An Act Permittig' the building of a dam across Rainy Lake River. May 4, 1898.
Vol. 30, p. 398.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the consent of Congress is hereby granted to the Koochiching Company, its successors and assigns, to construct across the Rainy Lake River, at any part of the rapids in section twenty-seven, township seventy-one north, range twenty-four west of the fourth principal meridian, in the State of Minnesota, a dam, canal, and works necessarily incident thereto, for water-power purposes. The said dam shall be so constructed that there can at any time be constructed in connection therewith a suitable lock for navigation purposes: *Provided,* That the Government of the United States may at any time take possession of said dam and appurtenant works and control the same for purposes of navigation by paying the said company the actual cost of the same, but shall not do so to the destruction of the water power created by said dam to any greater extent than may be necessary to provide proper facilities for navigation: *Provided further,* That the works shall be constructed so as to provide for the free passage of saw logs and fish. The said Koochiching Company, its successors and assigns, shall make such change and modification in the works as the Secretary of War may from time to time deem necessary in the interests of navigation, at its own cost and expense: *Provided further,* That in case any litigation arises from the obstruction of the channel by the dam, canal, or other works erected in connection therewith, the case may be tried in the proper court of the United States in the district in which the works are situated.

Koochiching Company may dam Rainy River. Minn.

Vol. 31, p. 187.
Post, p. 908.
Vol. 32, p. 485.
Post, p. 1027.
—lock.

Provisos. Government possession.

Passage of saw logs and fish. Changes.

Litigation.

Amendment.

SEC. 2. That the right to amend, alter, or repeal this Act is hereby expressly reserved.

SEC. 3. That this Act shall be null and void unless the dam herein authorized be commenced within one year and completed within three years from the date hereof.

Commencement and completion.
Vol. 31, p. 187.
Post, p. 908.
Vol. 35, p. 273.
Post, p. 1304.

Approved, May 4, 1898.

May 7, 1898. [No. 31.] Joint Resolution For the Improvement of Humboldt Harbor, California.
 Vol. 80, p. 741.

Humboldt Harbor, Cal.
 Estimates of cost of dredging, etc.
 Vol. 29, p. 286.
 Ante, p. 793.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War be, and he is hereby, requested to submit detailed estimates from information now on file of the costs for the proposed dredging and improvement of Humboldt Harbor, California, as contemplated by the river and harbor Act of June third, eighteen hundred and ninety-six, and by the report of Cassius E. Gillette, captain of engineers, submitted to Congress in the report of the Chief of Engineers.

Approved, May 7, 1898.

May 7, 1898. [No. 32.] Joint Resolution Directing the Secretary of War to submit plans and estimates for the proposed improvement of Hillsboro Bay, Florida, from its confluence with Tampa Bay, through Hillsboro Bay and River, to the city of Tampa.
 Vol. 30, p. 741.

Hillsboro Bay, Fla.
 Estimates for improvement of.

Report.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War be, and he is hereby, authorized and directed to submit plans and estimates for the improvement of Hillsboro Bay, Florida, from its confluence with Tampa Bay, through Hillsboro Bay and River, to the city of Tampa, to carry out the recommendations of the engineers of the War Department already made. That the Secretary of War be requested to report to Congress whether or not it is advisable for the Government to undertake said improvement.

Approved, May 7, 1898.

May 7, 1898. CHAP. 249.—An Act For the survey of the pass leading from the Gulf of Mexico into Horn Island Harbor, Mississippi, and a survey of said harbor.
 Vol. 30, p. 403.

Survey of pass from Gulf of Mexico into Horn Island Harbor, Miss.

Report.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War be, and he is hereby, authorized and directed to cause to be made a survey of the pass leading from the Gulf of Mexico into Horn Island Harbor, Mississippi, and a survey of said harbor and of the channel leading to and from said pass, with a view of ascertaining the extent to which the same should be dredged and improved in order to meet the necessities of commerce; and he shall also report a plan for making the necessary dredging and improvements, together with an estimate of the cost of same, and whether or not, in the opinion of the War Department, the proposed improvement should be undertaken by the Government.

Approved, May 7, 1898.

CHAP. 299.—An Act Extending the homestead laws and providing for right of way for railroads in the District of Alaska, and for other purposes. May 14, 1898.
Vol. 30, p. 409.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, * * **

SEC. 2. That the right of way through the lands of the United States in the District of Alaska is hereby granted to any railroad company, duly organized under the laws of any State or Territory or by the Congress of the United States, * * * And when such railway shall connect with any navigable stream or tide water such company shall have power to construct and maintain necessary piers and wharves for connection with water transportation, subject to the supervision of the Secretary of the Treasury: *Provided*, That nothing in this Act contained shall be construed as impairing in any degree the title of any State that may hereafter be erected out of said District, or any part thereof, to tide lands and beds of any of its navigable waters, or the right of such State to regulate the use thereof, nor the right of the United States to resume possession of such lands, it being declared that all such rights shall continue to be held by the United States in trust for the people of any State or States which may hereafter be erected out of said District. The term "navigable waters," as herein used, shall be held to include all tidal waters up to the line of ordinary high tide and all nontidal waters navigable in fact up to the line of ordinary high-water mark. * * *

Right of way to railroads.

Wharves.

Rights of future States.

"Navigable waters," defined.

* * * * *

Approved, May 14, 1898.

[No. 41.] Joint Resolution Calling upon the Secretary of War for information concerning the port of Sabine Pass. May 28, 1898.
Vol. 30, p. 745.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War be, and he is hereby, directed to furnish Congress as soon as possible all information and copies of such reports as he may have relative to any enterprise or construction, in the way of a ship canal or otherwise, known to him to be in process of completion in or about the harbor of Sabine Pass, and as to whether any plans or estimates have been submitted to and approved by him or the Department of Engineers for any such enterprise or construction; and whether, in the opinion of the United States Engineer Department, there is any possibility of any such enterprise or construction

Sabine Pass. Construction of ship canal in harbor of.

obstructing or lessening the depth of the harbor of Sabine Pass^a].

Approved, May 28, 1898.

June 4, 1898.
Vol. 30, p. 746.

[No. 44.] Joint Resolution Directing the Secretary of War to submit plans and estimates for the improvement of Tampa Bay, Florida, from Port Tampa to its mouth, in the Gulf of Mexico.

Tampa Bay,
Fla.
Plans, etc.,
for improve-
ment of.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War be, and he is hereby, authorized and directed to submit plans and estimates for the improvement of Tampa Bay, from Port Tampa to the mouth of the bay, in the Gulf of Mexico, so as to give a depth of water thirty feet deep at mean low water, five hundred feet wide on the bar at the entrance of Tampa Bay, and three hundred feet wide in the bay itself; and that the Secretary of War be, and is hereby, requested to inform Congress of his views as to the advisability of the proposed improvement.

Approved, June 4, 1898.

June 8, 1898.
Vol. 30, p. 747.

[No. 47.] Joint Resolution For a survey of the harbor at Sheboygan, Wisconsin.

Sheboygan,
Wis.
Survey of
harbor.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War be, and he hereby is, requested and directed to cause a survey to be made of the harbor at Sheboygan, Wisconsin, to ascertain the best method and expense of preventing the injurious effects of the northeast seas. And that the Secretary of War be, and he is hereby, directed to report as to the advisability of the project.

Approved, June 8, 1898.

June 16, 1898.
Vol. 30, p. 748.

[No. 50.] Joint Resolution Directing the Secretary of War to submit estimates for work upon Wallabout Channel, New York.

Wallabout
channel, East
River, N. Y.
Estimates for
work on, etc.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War be, and he is hereby, authorized and directed to submit estimates for work on Wallabout Channel, New York, with a view to secure a depth

^a The report on this subject is printed as House Document No. 549, Fifty-fifth Congress, second session, and relates to the construction by the Port Arthur Channel and Dock Company of the Port Arthur Canal, from Sabine Pass to Port Arthur, and to the dredging of Sabine Pass Harbor by the Sabine Land and Improvement Company.

of twenty feet and a width of three hundred feet at mean low water from its entrance to the timber causeway, in accordance with the plans heretofore submitted, and that the Secretary of War be, and is hereby, requested to submit his opinion as to the advisability of the proposed improvement.

Approved, June 16, 1898.

CHAP. 459.—An Act For a survey for a channel leading from Ship Island Harbor, Mississippi, to the railroad pier at Gulf Port, Mississippi, and to Biloxi, Mississippi, and for a survey of Ship Island Pass. June 16, 1898. Vol. 30, p. 473.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War be, and he is hereby, authorized and directed to cause to be made a survey for a channel leading from Ship Island Harbor, Mississippi, to the railroad pier at Gulf Port, Mississippi, and from Ship Island Harbor to Biloxi, Mississippi, and also for an anchorage basin at both places, with a view to ascertaining the cost of same and its advisability. Survey of channel from Ship Island Harbor, Miss., to Gulfport, etc.

He shall also report a place for making and maintaining said channels and basins by necessary dredging and improvements, together with an estimate of the cost of same. He shall further cause to be made a survey for a channel twenty-six feet deep at mean low water through Ship Island Pass, Mississippi, and report the cost and advisability of making same by dredging.

Approved, June 16, 1898.

CHAP. 546.—An Act Making appropriations for sundry civil expenses of the Government for the fiscal year ending June thirtieth, eighteen hundred and ninety-nine, and for other purposes. July 1, 1898. Vol. 30, p. 597.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums be, and the same are hereby, appropriated, for the objects hereinafter expressed, for the fiscal year ending June thirtieth, eighteen hundred and ninety-nine, namely: Appropriations for sundry civil expenses.

* * * * *

For continuing improvement of the harbor of Wilmington and Christiana River, Delaware, two hundred and five thousand eight hundred and forty-six dollars. Wilmington and Christiana River, Del., harbor.

* * * * *

Toward the construction of works on harbors and rivers under contracts or otherwise and within the limits authorized by law, namely: River and harbor improvements.

Hudson
River, N. Y.

For improving Hudson River, New York: Completing improvement, one hundred and sixty thousand four hundred and six dollars and fifty-six cents.

Humboldt,
Cal.

For improving harbor and bay at Humboldt, California: Continuing improvement, one hundred thousand dollars.

Gowanus
Bay, N. Y.

Improving channel in Gowanus Bay, New York: For completing improvement of Bay Ridge Channel, the triangular area between Bay Ridge and Red Hook channels, and Red Hook and Buttermilk channels in the harbor of New York, New York, one hundred and thirty thousand dollars.

Savannah,
Ga.

Improving harbor at Savannah, Georgia: For continuing improvement, four hundred and fifty thousand dollars.

Cumberland
Sound, Ga. and
Fla.

Improving Cumberland Sound, Georgia and Florida: For continuing improvement, four hundred and fifty thousand dollars.

Portland,
Me.

Improving harbor at Portland, Maine: For continuing improvement, two hundred thousand dollars.

Rockland,
Me.

Improving harbor at Rockland, Maine: For continuing improvement, three hundred thousand dollars.

Boston,
Mass.

Improving harbor at Boston, Massachusetts: For continuing improvement, two hundred and fifty thousand dollars.

Providence
River and Nar-
ragansett Bay,
R. I.

Improving Providence River and Narragansett Bay, Rhode Island: For continuing improvement, one hundred and twenty-five thousand dollars.

Bridgeport
Harbor, Yellow
Mill Pond.
Vol. 29, p.

204.
Ante, p. 746.

The provision in the river and harbor Act of June third, eighteen hundred and ninety-six, authorizing the expenditure of ten thousand dollars upon Yellow Mill Pond, so called, in Bridgeport Harbor, conditioned upon the construction by the city of Bridgeport of a draw-bridge upon plans approved by the Secretary of War, is hereby so amended as to permit the immediate expenditure of said sum in the discretion of the Secretary of War, the plans for said bridge having been approved by him and the sum of twenty thousand dollars appropriated therefor by the city of Bridgeport.

Buffalo,
N. Y.

Improving harbor at Buffalo, New York: For continuing improvement, four hundred and eighty-nine thousand seven hundred and forty-six dollars.

Delaware
Bay, harbor of
refuge.

Harbor of refuge, Delaware Bay, Delaware: For continuing construction, eight hundred thousand dollars.

Winyah Bay,
S. C.

Improving Winyaw Bay, South Carolina: For continuing improvement of harbor at Winyaw Bay, four hundred and fifty thousand dollars.

Sabine Pass,
Tex.

Improving Sabine Pass, Texas: For continuing improvement of harbor at Sabine Pass, four hundred thousand dollars.

Duluth, Minn.
Superior, Wis.

Improving harbor at Duluth, Minnesota, and Superior, Wisconsin: For continuing improvement, seven hundred and seventy thousand one hundred and thirty-eight dollars.

Improving harbor at Oakland, California: For continuing improvement, under existing project, one hundred and thirty-three thousand dollars.

Oakland, Cal.

For the purpose of carrying out the following provision of the river and harbor Act of eighteen hundred and ninety-six: "For the construction of restraining barriers for the protection of the Sacramento and Feather rivers in California, two hundred and fifty thousand dollars, such restraining barriers to be constructed under the direction of the Secretary of War in accordance with the recommendations of the California Debris Commission, pursuant to the provisions of, and for the purposes set forth in, section twenty-five of the Act of the Congress of the United States, entitled, 'An Act to create the California Debris Commission and regulate hydraulic mining in the State of California,' approved March first, eighteen hundred and ninety-three: *Provided*, That the Treasurer of the United States be, and he is hereby, authorized to receive from the State of California, through the debris commission of said State, or other officer thereunto duly authorized, any and all sums of money that have been, or may hereafter be, appropriated by said State for the purposes herein set forth. And said sums when so received and hereby appropriated for the purposes above named, to be expended in the manner above provided," and for the further purpose of making available to the United States the appropriation, or any part thereof, made by the provisions of an act of the legislature of the State of California, approved March seventeenth, eighteen hundred and ninety-seven, entitled "An act to amend an act entitled 'An act to provide for the appointment, duties, and compensation of a debris commissioner, and to make appropriation to be expended under his directions in the discharge of his duties as such commissioner, approved March twenty-fourth, eighteen hundred and ninety-three,'" and of said amended act, the Secretary of War is hereby authorized, in the preparation for and construction of the proposed works authorized and appropriated for by the aforesaid provisions, to enter into an agreement that the contractor shall look solely to the State of California for one-half of such expense, to be paid out of said State appropriation, and the United States shall in no manner be liable for said one-half.

Sacramento and Feather rivers, Cal. Restraining barriers, etc. Vol. 29, p 232.

Ante, p. 787

Vol. 27, p. 511.

Ante, p. 665.

Proviso. Receipt and use of State appropriations.

Agreement that contractor shall look solely to State for half expenses, etc.

Vol. 30, p. 1148.

Post, p 882.

Improving harbor at San Pedro, California: For construction of a deep-water harbor for commerce and of refuge at San Pedro, California, in accordance with the plans and specifications of the board [a] appointed by the President, as provided in the Act of June third, eighteen hundred and ninety-six, four hundred thousand dollars: but nothing herein shall be construed to extend the limit of cost of improvement of the harbor at San Pedro, Cali-

San Pedro, Cal.

Vol. 29, p. 213.

Ante, p. 759

^a The report of the Board is printed as Senate Document No. 18, Fifty-fifth Congress, first session.

fornia, as authorized by said Act of June third, eighteen hundred and ninety-six.

Coos Bay, Oreg. Vol. 28, p. 346. *Ante*, p. 688. Vol. 29, p. 214. *Ante*, p. 761. Secretary of War may contract for work, etc.

That the provisions of the river and harbor Acts of August eighteenth, eighteen hundred and ninety-four, and June three, eighteen hundred and ninety-six, making appropriations for improving harbor at Coos Bay, Oregon, by deepening harbor and removing obstructions therefrom, are hereby so amended as to authorize the Secretary of War, in his discretion, to expend any or all of the funds so appropriated in carrying on the required dredging and other work by contract, or in any manner that in his judgment may be most economical and advantageous to the Government.

Allegheny River, Pa.

Locks and dams in Allegheny River, Pennsylvania: For continuing improvement by construction of locks and dams at Herr Island, above the head of Six-Mile Island, and at Springdale, three hundred thousand dollars.

Monongahela River, W. Va.

Improving upper Monongahela River, West Virginia: For continuing improvement by the construction of six locks and dams, four hundred thousand dollars.

Cumberland River.

Improving Cumberland River above Nashville, Tennessee: For continuing improvement by construction of locks numbered five, six, and seven, two hundred and fifty thousand dollars.

Kentucky River, Ky.

Improving Kentucky River, Kentucky: For continuing improvement, three hundred and fifty thousand dollars.

Falls of Ohio at Louisville, Ky.

Improving Falls of Ohio River at Louisville, Kentucky: For completing improvement, including Indiana Chute Falls, one hundred and sixty-seven thousand two hundred and fifty dollars, of which sum fifteen thousand dollars shall be used for restoring the levee and banks of the Ohio River at or near Shawneetown, Illinois, recently swept away by the high waters in said river, such sum to be immediately available.

Dams Nos. 2, 3, 4, 5.

For continuing construction of dams numbered two, three, four, and five, between Davis Island Dam and dam numbered six, five hundred and ninety-five thousand dollars.

Chicago River, Ill.

Improving Chicago River, Illinois: For continuing improvement from its mouth to the stock yards on the South Branch, and to Belmont avenue on the North Branch, four hundred thousand dollars.

Illinois and Mississippi Canal. *Proviso.*

Illinois and Mississippi Canal: For continuing construction, one million four hundred and twenty-seven thousand seven hundred and forty dollars: *Provided*. That twenty-five thousand dollars of said sum shall be used under the direction of the Secretary of War for the purpose of constructing a high bridge across Rock River on the line of said canal, in lieu of the one known as the Moline bridge in the county of Rock Island.

Bridge over Rock River, etc.

Cleveland, Ohio. *Proviso.*

Improving harbor at Cleveland, Ohio: For continuing improvement, three hundred thousand dollars: *Provided*,

That six thousand dollars of said sum may be used for the repair and extension of the levee of the Muskingum River at Zanesville, Ohio, in the discretion of the Secretary of War.

Levee of
Muskingum
River.

Improving waterway from Keweenaw Bay to Lake Superior, Michigan: For continuing improvement of water communication across Keweenaw Point, four hundred and fifty thousand dollars.

Waterway
from Kewee-
naw Bay to
Lake Superior.

Improving Mississippi River from the mouth of the Ohio River to Saint Paul, Minnesota: For continuing improvement from the mouth of the Ohio River to the mouth of the Missouri River, six hundred and seventy-three thousand three hundred and thirty-three dollars and thirty-three cents.

Mississippi
River.

Mouth of
Ohio to St.
Paul.

For continuing improvement from the mouth of the Missouri River to Saint Paul, eight hundred and twenty-six thousand six hundred and sixty-six dollars and sixty-seven cents, of which sum forty thousand dollars, or so much thereof as may be necessary in the discretion of the Secretary of War, shall be expended to complete the construction of the levee from Flint Creek to the Iowa River, according to the existing project of improvement.

Mouth of
Missouri to St.
Paul.

Improving Mississippi River: For continuing improvement of Mississippi River from head of the Passes to the mouth of the Ohio River, including salaries, clerical, office, traveling, and miscellaneous expenses of the Mississippi River Commission, one million nine hundred and eighty-three thousand three hundred and thirty-three dollars, of which the sum of twenty thousand dollars, or so much thereof as may be necessary, shall be used, in the discretion of the Secretary of War, in protecting the bank at and near the town of Caruthersville, Missouri; the sum of one hundred thousand dollars, or so much thereof as may be necessary, shall be used, in the discretion of the Secretary of War, in the rectification of the banks at Greenville, Mississippi; the sum of thirty thousand dollars, or so much thereof as may be necessary, shall be used, in the discretion of the Secretary of War, for the completion of the revetment work at or near the town of Helena, Arkansas; the sum of thirty-five thousand dollars, or so much thereof as may be necessary, shall be used, in the discretion of the Secretary of War, for the completion of the revetment work along the bluff at the harbor of Memphis, Tennessee; the sum of ten thousand dollars, or so much thereof as may be necessary, shall be used, in the discretion of the Secretary of War, for repairing the damage which was done by the flood of eighteen hundred and ninety-seven to the revetment work which was built by the United States Government in eighteen hundred and ninety-five along the bluff at said harbor of Memphis, Tennessee; and the sum of fifty thousand dollars, or so much thereof as may be necessary, shall be used, in the discretion of

Mississippi
River Commis-
sion.

Head of
Passes to the
Ohio.

Expenses,
etc.

Caruthers-
ville, Mo.

Greenville,
Miss.

Helena,
Ark.

Memphis,
Tenn.

- the Secretary of War, for continuing improvement of the Mississippi River at New Madrid, Missouri, revetment of the banks, and preventing destruction of the same.
- New Madrid, Mo.** Improving Missouri River from mouth to Sioux City, Iowa: For continuing improvement of Missouri River from its mouth to Sioux City, Iowa, including salaries, clerical, office, traveling, and miscellaneous expenses of the Missouri River Commission, surveys, permanent bench marks, and gauges, three hundred thousand dollars, of which the sum of fifty thousand dollars, or so much thereof as may be necessary in the discretion of the Secretary of War, shall be expended in protecting the bank in Pelican Bend, Missouri River, and improvement of river in that vicinity, to be immediately available, the sum of ten thousand dollars, or so much thereof as may be necessary in the discretion of the Secretary of War, shall be expended in improving the river and protecting the north bank thereof from erosion at and near Huntsdale, in Boone County, Missouri, the sum of fifteen thousand dollars, or so much thereof as may be necessary in the discretion of the Secretary of War, shall be expended in protecting the channel and the shore line above Glasgow from the foot of Bowling Green Bend to the head of Harrison Island, the sum of thirty thousand dollars, or so much thereof as may be necessary in the discretion of the Secretary of War, shall be expended in protecting the banks and existing Government works at and near the city of Saint Joseph, Missouri, and the sum of ten thousand dollars, or so much thereof as may be necessary, shall, in the discretion of the Secretary of War, be expended in protecting the right bank of said river at and near the mouth of the Little Blue, in Jackson County, Missouri, and in the discretion of the Secretary of War the further sum of twenty thousand dollars, or so much thereof as may be necessary, shall be expended in widening and cleaning out the mouth of the Kaw river where it empties into the Missouri river at Kansas City.
- Pelican Bend, etc.** For maintenance of the channel in Mobile Harbor, by dredging, thirty thousand dollars, to be immediately available, and to be expended under the direction of the Secretary of War.
- Huntsdale, Mo.**
- Glasgow, etc.**
- St. Joseph, Mo.**
- Little Blue, Mo.**
- Kaw (Kansas) River.**
- Mobile Harbor.**
- * * * * *
- California Débris Commission.** For defraying the expenses of the Commission in carrying on the work authorized by the Act of Congress approved March first, eighteen hundred and ninety-three, fifteen thousand dollars.
- New York Harbor.** For prevention of obstructive and injurious deposits within the harbor and adjacent waters of New York City.
- Inspectors, etc.** For pay of inspectors and deputy inspectors, office force and expenses of office, ten thousand two hundred and sixty dollars;

For pay of crews and maintenance of four steam tugs and three launches, forty-eight thousand seven hundred and forty dollars;

In all, fifty-nine thousand dollars.

DEEP WATERWAYS COMMISSION: For surveys, examinations, and investigations (including estimate of cost) of deep waterways, and the routes thereof, between the Great Lakes and the Atlantic tide waters as recommended by the report of the Deep Waterways Commission [^a] transmitted by the President to Congress January eighteenth, eighteen hundred and ninety-seven; such surveys, examinations, and investigations to be made by the board of three engineers [^b] designated and appointed by the President for this purpose July twenty-eighth, eighteen hundred and ninety-seven, in compliance with the provisions of the Act of June fourth, eighteen hundred and ninety-seven, two hundred and twenty-five thousand dollars; and said board shall make a report of the progress of the work to the Secretary of War for transmission by him to Congress at the commencement of its next session, and submit in their report the probable and relative cost of various depths for said waterway, respectively, as follows: twenty-one and thirty feet, with a statement of the relative advantages thereof.

Vessels.

Deep waterways between Great Lakes and Atlantic tide waters.

Board to survey, etc. Vols. 28, p. 950; 30, pp. 50, 1109; 31, p. 12. Ante, pp. 734, 816; post, pp. 843, 904.

—report.

* * * * *

Approved, July 1, 1898.

[No. 54.] Joint Resolution For improvement of San Joaquin River and Stockton and Mormon channels, California.

July 1, 1898.
Vol. 30, p. 750.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War be, and he is hereby, authorized to expend for improvements and surveys of the waterways hereinafter named and their tributaries any sums of money now to the credit of and heretofore appropriated for the improvement of the San Joaquin River and Stockton and Mormon channels, California, as and where, in his discretion, will best improve the commercial capacity of said waterways.

Improvement of San Joaquin River and Stockton and Mormon channels, Cal.

Approved, July 1, 1898.

^a The report of this Commission is printed as House Doc. No. 192, Fifty-fourth Congress, second session.

^b The reports of this Board are as follows: (1) Progress report, House Doc. No. 110, Fifty-fifth Congress, third session; (2) report on regulation of level of Lake Erie, House Doc. No. 200, Fifty-sixth Congress, first session; (3) final report, with estimates, House Doc. No. 149, Fifty-sixth Congress, second session.

July 7, 1898.
Vol. 30, p. 652.

CHAP. 571.—An Act Making appropriations to supply deficiencies in the appropriations for the fiscal year ending June thirtieth, eighteen hundred and ninety-eight, and for prior years, and for other purposes.

Deficiencies appropriations.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums be, and the same are hereby, appropriated, out of any money in the Treasury not otherwise appropriated, to supply deficiencies in the appropriations for the fiscal year eighteen hundred and ninety-eight, and for prior years, and for other objects hereinafter stated, namely:

Sheboygan Tug Boat Line, payment to.

To reimburse the Sheboygan Tug Boat Line, of Sheboygan, Wisconsin, for repairs to tug Sheboygan, damaged in a collision with the United States tug Lorena, through the fault of the latter, thirty-five dollars.

Whitehead Brothers Co., payment to.

PAYMENT TO OWNERS OF CANAL BOAT W. H. SMITH: That the supervisor of the harbor of New York is authorized to pay to the Whitehead Brothers Company of the city of New York the sum of two hundred and twenty-eight dollars for damages to the canal boat W. H. Smith owned by the said company, which said canal boat was injured in collision with the United States steam tug Argus, May twenty-ninth, eighteen hundred and ninety-eight, said collision being without fault on the part of said company or any of its employees; the said amount to be paid from any funds appropriated for the prevention of obstructive and injurious deposits within the harbor and adjacent waters of New York City.

Mississippi River. Reservoirs at headwaters.

RESERVOIRS AT HEAD WATERS OF THE MISSISSIPPI RIVER: All unexpended balances of money heretofore appropriated for the construction of reservoirs at the head waters of the Mississippi River are hereby made available and may be expended for the necessary renewal and repair of the reservoir dams heretofore constructed at the head waters of the Mississippi River.

Elizabeth River. Improvement of channel.

IMPROVEMENT OF ELIZABETH RIVER: The Secretary of War be, and he is hereby, authorized and directed to proceed immediately to cause the channel of Elizabeth River, from Hampton Roads to the United States Navy-Yard near Norfolk, Virginia, to be improved, widened, and deepened to a width of not less than four hundred and fifty feet and to a depth of twenty-eight feet, opening first a channel one hundred and fifty feet wide so as to admit to the Norfolk Navy-Yard the largest vessels in the Navy, and thereafter, as soon as possible, completing the said channel to the full width of four hundred and fifty feet as aforesaid. The said work may be let under contract after a ten days' advertisement for bids, or, in the discretion of the Secretary of War, without any adver-

tisement. And for the purposes aforesaid the sum of three hundred and sixty thousand dollars, or so much thereof as may be necessary, is hereby appropriated, to continue available during the fiscal year eighteen hundred and ninety-nine.

* * * * *

SEC. 3. That for the payment of the following claims certified to be due by the several accounting officers of the Treasury Department under appropriations the balances of which have been exhausted or carried to the surplus fund under the provisions of section five of the Act of June twentieth, eighteen hundred and seventy-four, and under appropriations heretofore treated as permanent, being for the service of the fiscal year eighteen hundred and ninety-five and prior years, unless otherwise stated, and which have been certified to Congress under section two of the Act of July seventh, eighteen hundred and eighty-four, as fully set forth in House Document Numbered One hundred and ninety-four, Fifty-fifth Congress, second session, there is appropriated as follows:

Vol. 18, p. 110. Ante, p. 225.

Vol. 23, p. 254.

* * * * *

CLAIMS ALLOWED BY THE AUDITOR FOR THE WAR DEPARTMENT.

Claims allowed by Auditor for War Department.

For prevention of deposits, harbor of New York, thirty cents.

New York Harbor, etc.

* * * * *

For improving Colorado River at Yuma, Arizona, one dollar and two cents.

Colorado River.

* * * * *

SEC. 5. That for the payment of the following claims certified to be due by the several accounting officers of the Treasury Department under appropriations the balances of which have been exhausted or carried to the surplus fund under the provisions of section five of the Act of June twentieth, eighteen hundred and seventy-four, and under appropriations heretofore treated as permanent, being for the service of the fiscal year eighteen hundred and ninety-five and prior years, unless otherwise stated, and which have been certified to Congress under section two of the Act of July seventh, eighteen hundred and eighty-four, as fully set forth in Senate Document Numbered three hundred and eleven, Fifty-fifth Congress, second session, there is appropriated as follows:

Vol. 18, p. 110. Ante, p. 225.

Vol. 23, p. 254.

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CLAIMS ALLOWED BY THE AUDITOR FOR THE WAR DEPARTMENT.

Claims allowed by Auditor for War Department.

* * * * *

For expenses of California Débris Commission, forty cents.

California Débris Commission.

* * * * *

Approved, July 7, 1898.

Dec. 21, 1898.
Vol. 30, p. 1803.

Concurrent resolution--Deep Creek, Virginia.

Deep Creek
Branch, Eliza-
beth River,
Va.
Estimate for
improvement
of.

Resolved by the House of Representatives (the Senate concurring), That the Secretary of War be, and he is hereby, directed to prepare and submit an estimate of the cost of widening and deepening Deep Creek, Virginia, from the South Branch of the Elizabeth River to the new lock at the Dismal Swamp Canal.

Passed by the House of Representatives, December 20, 1898.

Passed by the Senate, December 21, 1898.

Dec. 21, 1898.
Vol. 30, p. 1803.

Concurrent resolution--Cape Porpoise Harbor, Maine.

Cape Por-
poise, Me.
Estimate for
improvement
of.

Resolved by the House of Representatives (the Senate concurring), That the Secretary of War be directed to submit an estimate of the probable cost of improving the harbor of Cape Porpoise, Maine, in accordance with the recommendations contained in the report of Colonel P. C. Hains, dated October twenty-sixth, eighteen hundred and ninety-four, now on file at the War Department.

Passed by the House of Representatives, December 20, 1898.

Passed by the Senate, December 21, 1898.

Dec. 21, 1898.
Vol. 30, p. 1803.

Concurrent resolution--Cleveland Harbor, Ohio.

Cleveland,
Ohio.
Estimates
for harbor
improvement.

Resolved by the House of Representatives (the Senate concurring), That the Secretary of War be, and he is hereby, authorized and directed to prepare and submit estimates of the cost of dredging Cleveland Harbor in accordance with the recommendations of Colonel Jared A. Smith, local engineer, in his report for the year eight-
een hundred and ninety-eight.

Passed by the House of Representatives, December 20, 1898.

Passed by the Senate, December 21, 1898.

Jan. 5, 1899.
Vol. 30, pp. 772,
781.

CHAP. 41.--An Act Making appropriations to supply urgent deficiencies in the appropriations for the support of the military and naval establishments for the last six months of the fiscal year ending June thirtieth, eighteen hundred and ninety-nine, and for other purposes.

*Be it enacted by the Senate and House of Representa-
tives of the United States of America in Congress assem-
bled,* * * *

* * * * *

Missouri
River.
Improvement
of Pelican
Bend.
Deduction.
Vol. 29, p.
231.
Ante, p. 786.

MISSOURI RIVER.

For continuing and completing the work of protecting the bank in Pelican Bend, Missouri River, one hundred thousand dollars. And this sum shall be deducted from the sum of three hundred thousand dollars authorized to

be appropriated and expended for continuing improvement of the Missouri River from its mouth to Sioux City, Iowa, for the fiscal year ending June thirtieth, nineteen hundred, by the "Act making appropriations for the construction, repair and preservation of certain public works on rivers and harbors, and for other purposes," which became a law on June third, eighteen hundred and ninety-six.

* * * * *

Approved, January 5, 1899.

[No. 2.] Joint Resolution For the improvement of the harbor at Racine, Wisconsin. Jan. 10, 1899.
Vol. 30, p. 1385.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War be, and he hereby is, requested and directed to cause a survey to be made of the harbor at Racine, Wisconsin, to ascertain the best method or plan, by breakwaters or otherwise, to prevent the injurious effects of the northeast seas, and to report said method or plan with the approximate cost of the same, and that the Secretary of War report as to the advisability of making such improvement.

Racine, Wis.
Investigation
and report on
harbor im-
provement.

Approved, January 10, 1899.

[No. 3.] Joint Resolution For improvement of the harbor at Kenosha, Wisconsin. Jan. 10, 1899.
Vol. 30, p. 1385.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War be, and he hereby is, requested and directed to cause a survey to be made of the harbor at Kenosha, Wisconsin, to ascertain the best method or plan, by breakwaters or otherwise, to prevent the injurious effects of the northeast seas, and to report said method or plan, with the approximate cost of the same, and that the Secretary of War report as to the advisability of making such proposed improvement.

Kenosha,
Wis.
Investigation
and report on
harbor im-
provement.

Approved, January 10, 1899.

[No. 4.] Joint Resolution Asking for preliminary survey of Ohio River at or near Cincinnati. Jan. 10, 1899.
Vol. 30, p. 1385.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War be, and he is hereby, authorized and directed to cause a preliminary survey to be made of the Ohio River at a point at or near Cullums Riffle [Ripple], immediately below the city of Cincinnati, Ohio, for the purpose of reporting upon the probable cost and advisability of constructing a suitable lock and dam across said river at that point, of sufficient dimensions

Ohio River.
Survey of,
at Cullums
Ripple, below
Cincinnati, for
dam (No. 37),
etc.

to secure a channel depth opposite said city of not less than six feet of water at low-water stage.

The expense of this investigation and report shall be paid for out of any moneys remaining unexpended in any funds heretofore appropriated for the improvement of the Ohio River.

Approved, January 10, 1899.

Jan. 12, 1899. [No. 5.] Joint Resolution Providing for estimate of cost of certain improvements of Bridgeport Harbor, Connecticut.
Vol. 30, p. 1386.

Bridgeport,
Conn.
Estimates
for harbor
improvement,
etc.

Vol. 28, p.
339.
Ante, p. 679.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War be, and he is hereby, authorized and directed to submit estimates of the cost of extending the channel of Bridgeport Harbor, Connecticut, through an arm of the sea known as Yellow Mill Branch of said harbor, such channel to be twelve feet deep and two hundred feet wide; also of widening the main channel to the western harbor line, between the inner beacon and the Naugatuck Railroad wharf, with a depth of twelve feet; all as shown by maps and surveys made in compliance with the provisions of the river and harbor Act of August seventeenth [eighteenth], eighteen hundred and ninety-four, and submitted to Congress under date of November twenty-ninth, eighteen hundred and ninety-five.

Approved, January 12, 1899.

Jan. 12, 1899. [No. 7.] Joint Resolution Directing the Secretary of War to submit a report of survey and estimate for the improvement of the east channel in New York Harbor.
Vol. 30, p. 1386.

New York
Harbor.
Improvement
of East (Am-
brose) chan-
nel, etc.

Vol. 31, pp.
588, 627.
Post, pp. 924,
928.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War be, and he hereby is, directed to submit a report of survey and estimate for the improvement of the east channel [a] in New York Harbor, from The Narrows to the sea, and for the enlarging of the same to the depth of thirty-five feet and a width of one thousand five hundred feet, and to also report upon the desirability of such improvement.

Approved, January 12, 1899.

Jan. 21, 1899. [No. 9.] Joint Resolution For the improvement of Mystic River, Massachusetts.
Vol. 30, p. 1387.

Mystic River,
Mass.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War be, and he is hereby, authorized and directed to prepare and submit plans and estimates for the improvement of Mystic River, Massachu-

* Renamed Ambrose channel by the emergency river and harbor and the sundry civil acts approved June 6, 1900.

setts, with a view of obtaining a depth of twenty-five feet and three hundred feet width to a point about three thousand five hundred feet above Chelsea Bridge, so called, between Boston and Chelsea.

Estimates for improvement.

Approved, January 21, 1899.

CHAP. 211.—An Act To authorize the Grand Rapids Water Power and Boom Company, of Grand Rapids, Minnesota, to construct a dam and bridge across the Mississippi River. Feb. 27, 1899. Vol. 30, p. 904.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the consent of Congress is hereby granted to the Grand Rapids Water Power and Boom Company, of Grand Rapids, Minnesota, its successors and assigns, to construct across the Mississippi River, at a point within the limits of the village of Grand Rapids, Minnesota, to be approved by the Secretary of War, a dam, canal, and works necessarily incident thereto, for water-power purposes, and a wagon and foot bridge if desired in connection therewith for the purpose of travel. Said dam shall be so constructed that there can at any time be constructed in connection therewith a suitable lock for navigation purposes: *Provided*, That the Government of the United States may at any time take possession of said dam without compensation and control the same for purposes of navigation, but shall not do so to the destruction of the water power created by said dam to any greater extent than may be necessary to provide proper facilities for navigation: *Provided also*, That said dam shall be so constructed that it will not at any time raise the water surface, at a point three hundred feet above said dam, to an elevation higher than the floor of the sluices of the reservoir dam built by the Government at Pokegama Falls on the Mississippi River, in section thirteen, township fifty-five, range twenty-six west of the fourth principal meridian, Minnesota: *Provided further*, That said dam shall be so constructed as to provide for the free passage of saw logs without tolls or charges: and the said company shall construct and maintain, at its own expense, suitable fishways, to be approved by the United States Fish Commissioner; and the said company, its successors and assigns, shall make such change and modification in said dam, canal, and works incident thereto, and said bridge, as the Secretary of War may from time to time deem necessary in the interests of navigation, at its own cost and expense: *Provided further*, That in case any litigation arises from the obstruction of the channel by said dam, canal, and works incident thereto, or such bridge, the case may be tried in the proper court of the United States in the district in which said works are situated.

Grand Rapids Water Power and Boom Co. may bridge, etc. Mississippi River at Grand Rapids, Minn. Vol. 31, p. 33. Post, p. 906. Dam, etc., for water-power purposes.

Provisos. Government control, etc.

Construction, etc.

Passage of saw logs.

Fishways.

Changes.

Litigation.

Amendment.

SEC. 2. That the right to amend, alter, or repeal this Act is hereby expressly reserved.

Commence-
ment and com-
pletion.

SEC. 3. That this Act shall be null and void unless said dam herein authorized be commenced within one year and completed within three years from the date hereof.

Approved, February 27, 1899.

Mar. 3, 1899.

Vol. 30, pp.
1074, 1106,
1109.

CHAP. 424.—An Act Making appropriations for sundry civil expenses of the Government for the fiscal year ending June thirtieth, nineteen hundred, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums be, and the same are hereby, appropriated, for the objects hereinafter expressed, for the fiscal year ending June thirtieth, nineteen hundred, namely:

Appropriations for sundry civil expenses.

Rivers and
harbors, im-
provements.

Toward the construction of works on harbors and rivers under contracts or otherwise and within the limits authorized by law, namely:

Humboldt,
Cal.

For improving harbor and bay at Humboldt, California: Completing improvement, one hundred and forty-three thousand one hundred and fifteen dollars.

Savannah,
Ga.

Improving harbor at Savannah, Georgia: For completing improvement, two hundred thousand dollars.

Cumberland
Sound, Ga. and
Fla.

Improving Cumberland Sound, Georgia and Florida: For continuing improvement, four hundred thousand dollars.

Boston,
Mass.

Improving harbor at Boston, Massachusetts: For completing improvement, one hundred and sixty three thousand seven hundred and fifty-one dollars.

Buffalo,
N. Y.

Improving harbor at Buffalo, New York: For continuing improvement, four hundred and eighty-five thousand four hundred and ninety-eight dollars.

Delaware
Bay, Del.

Harbor of refuge, Delaware Bay, Delaware: For continuing construction, three hundred and seventy-seven thousand dollars.

Winyah Bay,
S. C.

Improving Winyaw Bay, South Carolina: For continuing improvement of harbor at Winyaw Bay, fifty-eight thousand five hundred dollars.

Sabine Pass
Tex.

Improving Sabine Pass, Texas: For continuing improvement of harbor at Sabine Pass, two hundred and sixty-four thousand dollars.

Cleveland,
Ohio.

Improving harbor at Cleveland, Ohio: For continuing improvement, one hundred thousand dollars.

Duluth,
Minn., Superi-
or, Wis.

Improving harbor at Duluth, Minnesota, and Superior, Wisconsin: For continuing improvement, three hundred thousand dollars.

Oakland, Cal.

Improving harbor at Oakland, California: For continuing improvement under existing project, one hundred and thirty-three thousand dollars.

San Pedro,
Cal.
Vol. 29, p.
218.

Improving harbor at San Pedro, California: For continuing construction of breakwater at San Pedro, California, in accordance with the plans and specifications of the board appointed by the President, as provided in the

Ante, p. 759.

Act of June third, eighteen hundred and ninety-six, two hundred thousand dollars.

Improving Grays Harbor, Washington: For continuing improvement of harbor and bar entrance, two hundred and eighty-five thousand dollars.

Grays Harbor, Wash.

Improving Providence River, and Narragansett Bay, Rhode Island: For continuing improvement, ten thousand dollars.

Providence River, Narragansett Bay, R. I.

Improving Bayou Plaquemine, Louisiana: For continuing improvement, four hundred thousand dollars.

Bayou Plaquemine, La.

Improving Falls of Ohio River at Louisville, Kentucky: For completing improvement, including Indiana Chute Falls, fifteen thousand dollars.

Falls of Ohio at Louisville.

For continuing construction of dams numbered two, three, four, and five, between Davis Island Dam and dam numbered six, four hundred thousand dollars.

Illinois and Mississippi Canal: For continuing construction, seven hundred thousand dollars.

Illinois and Mississippi Canal.

Improving Mississippi River from the mouth of the Ohio River to Saint Paul, Minnesota: For continuing improvement from the mouth of the Ohio River to the mouth of the Missouri River, six hundred and seventy-three thousand three hundred and thirty-three dollars and thirty-three cents: *Provided*, That of this amount ten thousand dollars shall be expended in the completion

Mississippi River. Mouth of the Ohio to St. Paul.

of work which has been commenced for the protection of the bank on the Missouri side and to deepen and straighten the channel at Claryville, in Perry County, in the State of Missouri; ten thousand dollars shall be expended for the protection of the bank on the Missouri side and to deepen and straighten the channel at Wittenberg, in Perry County, in the State of Missouri; and fifty thousand dollars, or so much thereof as may be necessary, shall be expended to improve the channel of the river and to protect the east bank of the Mississippi River from caving in and being washed away at or near a point opposite the mouth of the Missouri River and extending south along said east bank.

Provido. Channel at Claryville, Mo.

—Wittenberg, Mo.

For continuing improvement from the mouth of the Missouri River to Saint Paul, eight hundred and twenty-six thousand six hundred and sixty-six dollars and sixty-seven cents: *Provided*, That of this amount ten thousand

Mouth of Missouri to St. Paul.

dollars shall be expended for removing the sand bar in front of the steamboat landing at Quincy, in the State of Illinois; ten thousand dollars shall be expended for dredging the channel at Quincy Bay, at Quincy, in the State of Illinois; five thousand dollars shall be expended for the repair and maintenance of the natural and artificial banks of the Mississippi River from Warsaw to Quincy, in the State of Illinois; five thousand dollars shall be expended for maintaining the harbor at Rock Island, Illinois; fifty thousand dollars, or so much thereof as may be necessary, for the completion of a levee on the west bank of the Mississippi River from the mouth of

Provido. Quincy, Ill.

Rock Island, Ill.

Levee, west side, etc.

Flint Creek, in Des Moines County, Iowa, to the mouth of the Iowa River, in Louisa County, Iowa; ten thousand dollars shall be expended to deepen the harbor at Davenport, Iowa, from the Government bridge to the island owned by the city of Davenport, in the Mississippi River; and twenty-five thousand dollars shall be expended for improving and straightening the channel at and near Clinton, Iowa.

Davenport, Iowa. Vol. 32, p. 366. Post, p. 997.

Clinton, Iowa.

Mississippi River Commission. Head of Passes to Ohio. Expenses, etc.

Improving Mississippi River: For continuing improvement of Mississippi River from Head of the Passes to the mouth of the Ohio River, including salaries, clerical, office, traveling, and miscellaneous expenses of the Mississippi River Commission, two million five hundred and eighty-three thousand three hundred and thirty-three dollars: *Provided*, That of said sum fifty thousand dollars shall be used in the work of rectifying the bank at and near Greenville Harbor, in Mississippi; thirty-five thousand dollars shall be used in rectifying the bank at and near the city of Caruthersville, Missouri; forty thousand dollars shall be used for completing revetment work at New Madrid, Missouri; and thirty thousand dollars shall be used in improving the harbor and rectifying the banks at and near Helena, Arkansas.

Proviso.

Greenville, Miss.

Caruthersville, Mo.

New Madrid, Mo.

Helena, Ark.

Missouri River Commission. Expenses, etc.

Improving Missouri River from mouth to Sioux City, Iowa: For continuing improvement of Missouri River from its mouth to Sioux City, Iowa, including salaries, clerical, office, traveling, and miscellaneous expenses of the Missouri River Commission, surveys, permanent bench marks, and gauges, two hundred thousand dollars: *Provided*, That of this amount the following sums, or so much thereof as may be necessary, in the discretion of the Secretary of War, shall be expended in works of improvement at the following places, namely, Saint Joseph, Missouri, thirty thousand dollars; Omaha, Nebraska, and Council Bluffs, Iowa, fifty thousand dollars; opposite Leavenworth, Kansas, five thousand dollars; Jefferson City, Missouri, twenty thousand dollars to improve the harbor at Jefferson City by compelling the current and channel of the river to the south side thereof; Nigger Bend, Missouri, ten thousand dollars; Randolph Bend, Missouri, fifteen thousand dollars; Lexington, Missouri, ten thousand dollars.

Proviso.

St. Joseph, Mo.

Omaha, Nebr.; Council Bluffs, Iowa.

Leavenworth, Kans.

Jefferson City, Mo.

Nigger bend, Mo.

Randolph bend, Mo. Lexington, Mo.

* * * * *

California Debris Commission.

Vol. 27, p. 507.

Ante, p. 659. Vol. 31, p. 681.

Post, p. 931. *Proviso.*

Travelling expenses, officers.

CALIFORNIA DEBRIS COMMISSION: For defraying the expenses of the commission in carrying on the work authorized by the Act of Congress approved March first, eighteen hundred and ninety-three, fifteen thousand dollars: *Provided*, That officers of the commission traveling on duty in connection with the commission's work may be paid their actual traveling expenses in lieu of mileage allowed by law, and shall hereafter receive no mileage.

New York Harbor. Inspectors, etc.

HARBOR OF NEW YORK: For prevention of obstructive and injurious deposits within the harbor and adjacent waters of New York City:

For pay of inspectors and deputy inspectors, office force, and expenses of office, ten thousand two hundred and sixty dollars;

For pay of crews and maintenance of four steam tugs and three launches, forty-eight thousand seven hundred and forty dollars; Vessels.

For new boiler and installing same in steam tug Nimrod, six thousand five hundred dollars, to be immediately available;

For purchase or construction of one steam tug, forty-five thousand dollars, to be immediately available;

In all, one hundred and ten thousand five hundred dollars.

DEEP WATERWAYS COMMISSION: For completing surveys, examinations, and investigations (including estimate of cost) of deep waterways, and the routes thereof, between the Great Lakes and the Atlantic tide waters, as recommended by the report of the Deep Waterways Commission [a] transmitted by the President to Congress January eighteenth, eighteen hundred and ninety-seven; such surveys, examinations, and investigations to be made by the board of three engineers [b] designated and appointed by the President for this purpose July twenty-eighth, eighteen hundred and ninety-seven, in compliance with the provisions of the Act of June fourth, eighteen hundred and ninety-seven, to be immediately available, ninety thousand dollars.

Deep Waterways Board.
Vols. 23, p. 950; 30, pp. 50, 836; 31, p. 12.
Ante, pp. 734, 816, 833; post, p. 904.

* * * * *

Approved, March 3, 1899.

CHAP. 425.—An Act Making appropriations for the construction, repair, and preservation of certain public works on rivers and harbors, and for other purposes. Mar. 3, 1899.
Vol. 30, p. 1121.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums of money be, and are hereby, appropriated, to be paid out of any money in the Treasury not otherwise appropriated, to be immediately available, and to be expended under the direction of the Secretary of War and the supervision of the Chief of Engineers, for the construction, completion, repair, and preservation of the public works hereinafter named:

Appropriations for rivers and harbors.

Improving Moosabec Bar, Maine: Completing improvement, eleven thousand dollars. Moosabec bar, Me.

^a The report of this Commission is printed as House Doc. No. 192, Fifty-fourth Congress, second session.

^b The reports of this Board are as follows: (1) Progress report, House Document No. 110, Fifty-fifth Congress, third session; (2) report on regulation of level of Lake Erie, House Document No. 200, Fifty-sixth Congress, first session; (3) final report, with estimates, House Document No. 149, Fifty-sixth Congress, second session.

- Breakwater,
Mount Desert,
Me. For construction of breakwater from Mount Desert to Porcupine Island, Maine: Continuing improvement, twenty thousand dollars.
- Harbors.
Sullivan
Falls, Me. Improving harbor at Sullivan Falls, Maine, in accordance with the approved project, five thousand dollars.
- Vinalhaven,
Me. Improving Carvers Harbor, at Vinalhaven, Maine: Continuing improvement, fifteen thousand dollars.
- Cape Por-
poise, Me. Improving harbor at Cape Porpoise, Maine, in accordance with the report printed in House Document Number One hundred and sixty, Fifty-fifth Congress, third session, seventy thousand dollars: *Provided*, That a contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary to complete the project recommended in said report, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate fifty-five thousand dollars, exclusive of the amount herein appropriated.
- Proviso.*
Contracts.
- Little Har-
bor, N. H. Improving harbor of refuge at Little Harbor, New Hampshire: Continuing improvement, twelve thousand dollars.
- Burlington,
Vt. Improving harbor at Burlington, Vermont: Continuing improvement, fifteen thousand dollars.
- Boston,
Mass. Improving harbor at Boston, Massachusetts: Continuing improvement, seventy-five thousand dollars: *Provided*, That this sum may, in the discretion of the Secretary of War, be used in the preservation and improvement of said harbor, including the protection of Great Head and other headlands and islands in and about said harbor, to prevent further washing away by the sea: *Provided further*, That five thousand dollars of this sum may, in the discretion of the Secretary of War, be used in improving Chelsea Creek: *Provided further*, That the Secretary of War may use five thousand dollars thereof and enter into a contract or contracts for such materials and work as may be necessary for the completion of the improvement in accordance with the project recommended in the report printed on pages eight hundred and eighty-seven et sequentes of the Report of the Chief of Engineers for eighteen hundred and ninety-eight; such improvement to provide for a channel one thousand two hundred feet wide and thirty feet deep from the main ship channel in President Roads through Broad Sound Channel, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate four hundred and fifty thousand dollars, exclusive of the amount herein and heretofore appropriated.
- Provisos.*
—Great Head,
etc.
- Chelsea
Creek. Contracts.
- Channel
from ship
channel, Presi-
dent Roads,
etc.
- Nantucket,
Mass. Improving harbor of refuge at Nantucket, Massachusetts: Continuing improvement, twenty thousand dollars.
- Newbury-
port, Mass. Improving harbor at Newburyport, Massachusetts: Continuing improvement, twenty-five thousand dollars: *Provided*, That of this appropriation a sum not exceeding three thousand dollars may, in the discretion of the Secretary of War, be expended in removing from Newburyport Harbor, a rock, called "North Rock."
- Proviso.*
—Removing
"North rock."

Improving harbor at Plymouth, Massachusetts: For maintenance, ten thousand dollars; for repairs made necessary by the great storm of November, eighteen hundred and ninety-eight, according to plans and estimate submitted January twentieth, eighteen hundred and ninety-nine, seventy-five thousand dollars. Plymouth, Mass.

Improving harbor at Provincetown, Massachusetts: For maintenance, ten thousand dollars. Provincetown, Mass.

Improving harbor at Scituate, Massachusetts: For maintenance and repairs, fifteen thousand dollars. Scituate, Mass.

Improving harbor at Hyannis, Massachusetts: Completing improvement, two thousand one hundred and sixty-two dollars. Hyannis, Mass.

Improving harbor at Manchester, Massachusetts, in accordance with the project submitted July thirtieth, eighteen hundred and ninety-seven, five thousand dollars. Manchester, Mass.

Improving harbor at Vineyard Haven, Massachusetts: Completing improvement, three thousand dollars. Vineyard Haven, Mass.

Improving harbor of refuge at Sandy Bay, Cape Ann, Massachusetts: Continuing improvement, two hundred and fifty thousand dollars. And the Secretary of War shall appoint a board of three engineers, whose duty it shall be to examine said project and report^[a] whether any modification of the same should, in their judgment, be made, with an estimate of the cost of completing the same, and so much of the above appropriation as may be necessary shall be used for that purpose. Sandy Bay, Cape Ann, Mass.
Board to examine, etc.

Improving harbor at Gloucester, Massachusetts: Continuing improvement, forty thousand dollars. Gloucester, Mass.

For the repair of the sea-wall at Marblehead, Massachusetts, made necessary by the great storm of November, eighteen hundred and ninety-eight, one thousand dollars, to be expended under the direction of the Secretary of War. Sea wall, Marblehead, Mass.
Vol. 32, p. 332.
Post, p. 951.

Improving harbor at Duxbury, Massachusetts, and for repairs made necessary by storm, twelve thousand dollars. Harbor, Duxbury, Mass.

Improving harbor at New Bedford, Massachusetts: Continuing improvement under the approved project of eighteen hundred and ninety-five, ten thousand dollars, and to complete the channel east of Fish Island in accordance with the report printed on page nine hundred and thirty of the Annual Report of the Chief of Engineers for eighteen hundred and ninety-seven, thirty-four thousand dollars. New Bedford, Mass.

Improving harbor at Chatham, Massachusetts: Completing improvement, three thousand seven hundred and thirty-two dollars and seventy-nine cents. Chatham, Mass.

Improving Woods Hole Channel, Massachusetts: Continuing improvement, twenty thousand dollars. Woods Hole channel, Mass.

Improving the harbor of Fall River, Massachusetts, in accordance with the plan numbered two in report printed Fall River, Mass., harbor.

^a The report of the Board included also the information called for in section 22 of this act in the item for resurvey and estimate of cost at breakwater at Sandy Bay.

on pages nine hundred and thirty-one et sequentes of the Annual Report of the Chief of Engineers for eighteen hundred and ninety-seven, twenty thousand dollars.

Block Island,
R. I.

Improving harbor at Block Island, Rhode Island: Continuing improvement and maintenance, ten thousand dollars.

Newport,
R. I.

Improving harbor at Newport, Rhode Island: Continuing improvement, fifteen thousand dollars.

Great Salt
Pond.

Improving harbor, Great Salt Pond, Block Island, Rhode Island: Completing improvement, fifty thousand dollars.

Sakonnet
Point, R. I.

Improving harbor at Sakonnet Point, Rhode Island: Completing improvement according to the plan submitted June twenty-fourth, eighteen hundred and ninety-seven, twenty-five thousand dollars.

Bridgeport,
Conn.

Improving harbor at Bridgeport, Connecticut: Continuing improvement in accordance with the modified and extended project referred to by the Chief of Engineers in his annual report for the fiscal year ending June thirtieth, eighteen hundred and ninety-eight, fifty thousand dollars: *Provided*, That a contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary to complete the improvement, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate two hundred and fifty thousand dollars, exclusive of the amount herein and heretofore appropriated.

Proviso.
Contracts.

New Haven,
Conn.
Vol. 32, p.
833.

Post, p. 953.
Proviso.
Contracts.

Improving New Haven Harbor, Connecticut, in accordance with the project printed as House Document Number Eighty-two, Fifty-fifth Congress, first session, fifty thousand dollars: *Provided*, That the Secretary of War may enter into a contract or contracts for materials and work necessary to complete so much of said project as includes a channel twenty feet deep through Long Island Sound from Tomlinson's Bridge, including three interior basins affording separate anchorages with depths of twenty, sixteen, and twelve feet, respectively, and connected by adequate channels, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate two hundred and ninety-five thousand dollars, exclusive of the amount herein and heretofore appropriated.

Channel
through Long
Island Sound,
etc.

Five Mile
River, Conn.

Improving harbor at Five Mile River, Connecticut: Continuing improvement, two thousand five hundred dollars.

Stamford,
Conn.

Improving harbor at Stamford, Connecticut: Continuing improvement, six thousand dollars.

Norwalk,
Conn.

Improving harbor at Norwalk, Connecticut: For maintenance, two thousand dollars.

Buffalo,
N. Y.

Improving harbor at Buffalo, New York: For maintenance, seventy-five thousand dollars.

—entrance to
Erie Basin,
etc.

Proviso.
Contracts.

For improvement of the Buffalo entrance to Erie Basin and Black Rock Harbor, New York, fifty thousand dollars: *Provided*, That a contract or contracts may

be entered into by the Secretary of War for such materials and work as may be necessary for the completion of said project, in accordance with the recommendation of the Secretary of War, House Document Number Seventy-two, Fifty-fifth Congress, first session, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate one hundred and ninety-eight thousand one hundred and thirteen dollars and eighty cents, exclusive of the amount herein appropriated.

Improving harbor at Charlotte, New York: For main-
tenance, seven thousand dollars. Charlotte,
N. Y.

Improving harbor at Great Sodus Bay, New York: For
maintenance, fourteen thousand dollars. Great Sodus
Bay, N. Y.

Improving harbor at Little Sodus Bay, New York: For
maintenance, five thousand five hundred dollars. Little Sodus
Bay, N. Y.

Improving harbor at Ogdensburg, New York: Con-
tinuing improvement, fifteen thousand dollars. Ogdensburg,
N. Y.

Improving harbor at Oswego, New York: Continuing
improvement, sixty thousand dollars, of which amount
ten thousand dollars may be used for repair of the break-
water. Oswego,
N. Y.

Improving New York Harbor, New York: For main-
tenance, one hundred thousand dollars. For improving
said harbor by a deep channel, two thousand feet wide
and forty feet deep from the Narrows, by the so-called
East Channel [^a] across Sandy Hook Bar to the open sea,
in accordance with the recommendations contained in
House Document Numbered One hundred and fifty-nine,
Fifty-fifth Congress, third session, one million dollars:
Provided, That the Secretary of War may forthwith
enter into a contract or contracts for such materials and
work as may be necessary for the completion of said
project, to be paid for as appropriations may from time
to time be made by law, not to exceed in the aggregate
three million dollars, exclusive of the amount herein and
heretofore appropriated. New York
Harbor.
Main-
tenance.
Channel
from Narrows
to the sea.
Vol. 31, pp.
588, 627.
Post, pp. 924,
928.

Provido.
Contracts.

If, however, the Secretary of War shall be unable to
make a contract or contracts for the completion of said
project for a sum within the amounts above specified,
then the said one million dollars herein appropriated, or
so much thereof as may be necessary, shall be applied by
him in the construction or purchase of such dredges,
steamboats and other plant, machinery and appliances
as may be necessary to prosecute said project, and shall
cause the work on said project to be entered upon and
prosecuted under the charge of the Secretary of War by
employment of labor and materials necessary therefor, to
be paid for as appropriations may from time to time be
made by law, not to exceed in the aggregate the said sum
of three million dollars exclusive of the one million dol-
lars herein appropriated. Work may be
performed by
Secretary of
War.

^a Renamed Ambrose channel by the emergency river and harbor
and the sundry civil acts approved June 8, 1900.

Bay Ridge
and Red Hook
channels.
Provido.
Location of
improvement.

Improving Bay Ridge Channel and Red Hook Channel in the harbor of New York: Continuing improvement, one hundred thousand dollars: *Provided*, That the work shall be begun at the forty-foot curve at the southerly end of Bay Ridge Channel, and be continued through it along the Brooklyn shore to Twenty-eighth street until the said Bay Ridge Channel shall have a uniform depth of forty feet at low tide and a width of one thousand two hundred feet; and the improvement of the Red Hook Channel shall be begun on its southerly end and at its junction with the Bay Ridge Channel, and be continued through it to its junction on its northerly end with the Buttermilk Channel until said Red Hook Channel shall have been made to a depth of forty feet at low tide and a width of one thousand two hundred feet: *And provided further*, That contracts may be entered into by the Secretary of War for the completion of said Bay Ridge Channel and Red Hook Channel, to be paid for as appropriations may from time to time be made by law, not exceeding in the aggregate two million four hundred thousand dollars, exclusive of the amount herein and heretofore appropriated.

Contracts.

Tonawanda
Harbor and
Niagara River.
N. Y.

Improving Tonawanda Harbor and Niagara River to the north line of the village of North Tonawanda, New York: Continuing improvement, seventy-five thousand dollars.

Saugerties
Harbor, N. Y.

Improving harbor at Saugerties, New York: For maintenance, two thousand five hundred dollars.

Wilson, N. Y.

Improving harbor at Wilson, New York: Continuing improvement, two thousand five hundred dollars.

Port Ches-
ter, N. Y.

Improving Port Chester Harbor, New York: Twenty-five thousand dollars, to be expended in enlarging the channel below and up to Town Dock to a depth of twelve feet and a width of seventy feet, and from Town Dock to the steamboat dock to a depth of nine feet and a width of sixty feet.

Channel be-
tween Staten
Island and
New Jersey
shore.

Improving channel between Staten Island and the New Jersey shore, New York and New Jersey: Completing improvement, thirty-two thousand dollars.

Huntington,
N. Y.

Improving harbor at Huntington, New York: Continuing improvement, seven thousand five hundred dollars.

Port Jeffer-
son Inlet, N. Y.

Improving harbor at Port Jefferson Inlet, New York: Continuing improvement, seven thousand five hundred dollars.

Gowanus,
Creek channel,
N. Y.

Improving harbor at Gowanus Creek Channel, New York: Continuing improvement, twenty-five thousand dollars.

Peekskill,
N. Y.

Improving harbor at Peekskill, New York: Continuing improvement, ten thousand dollars.

Wallabout
channel, N. Y.

Improving Wallabout Channel, New York: Completing improvement in accordance with the project printed as House Document Number Fifty, Fifty-fifth Congress, third session, forty thousand dollars.

Improving harbor at Mamaroneck, New York: Continuing improvement, seven thousand dollars. Mamaroneck, N. Y.

Improving harbor at Pultneyville, New York: For maintenance, two thousand dollars. Pultneyville, N. Y.

Improving harbor at Mattituck, New York: Continuing improvement, five thousand dollars. Mattituck, N. Y.

Improving harbor at Cape Vincent, New York, to be expended according to the approved project, or such modification thereof, not increasing the total cost, as the Secretary of War may approve, twenty-five thousand dollars, in addition to any balance on hand. Cape Vincent, N. Y.

Improving harbor at Larchmont, New York: For continuing improvement, fifty thousand dollars: *Provided*, That said sum, or such part thereof as may be necessary, may be used by the Secretary of War on such project under any modified plan that may hereafter be adopted by him. Larchmont, N. Y. *Proviso. Plan.*

Improving harbor at Raritan Bay, New Jersey: Continuing improvement, sixty-five thousand dollars, of which forty thousand dollars may be used in dredging the channel from South Amboy to Great Beds Light. Raritan Bay, N. J.

Improving Keyport Harbor, New Jersey: For maintenance, two thousand five hundred dollars. Keyport Harbor, N. J.

Improving harbor at Erie, Pennsylvania: Continuing improvement, one hundred and twenty-five thousand dollars, to be expended in accordance with the project printed in House Document Numbered Seventy, Fifty-fifth Congress, first session, or such modification thereof, not increasing the total cost, as the Secretary of War may approve. Erie, Pa.

Improving harbor at Pittsburg, Pennsylvania: Completing improvement in accordance with the report of the Chief of Engineers, dated December sixth, eighteen hundred and ninety-seven, one hundred and ten thousand six hundred and sixty-two dollars and ninety cents. Pittsburg, Pa.

Improving harbor at Wilmington and Christiana River, Delaware: Continuing improvement, forty-five thousand dollars, of which amount twenty thousand dollars, or so much thereof as may be necessary, shall be used for maintenance, and the Secretary of War may enter into a contract or contracts for such materials and work as may be necessary to complete the project of improvement, in accordance with the project submitted by the Board of Engineers, in its report of October third, eighteen hundred and ninety-six, and including the removal of rock from the channel as recommended in the Annual Report of the Chief of Engineers for eighteen hundred and ninety-seven, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate two hundred and five thousand seven hundred and eighty dollars, exclusive of the amount herein and heretofore appropriated, that being the amount reported by the Chief of Engineers as necessary to complete said project. Wilmington and Christiana River, Del.

Contracts.

- Cape Charles City, Va. Improving harbor at Cape Charles City, Virginia: Continuing improvement, twenty thousand dollars.
- Milford Haven, Va. Improving harbor at Milford Haven, Virginia: Completing improvement in accordance with the project printed in House Document Number Two hundred and ninety-nine, Fifty-third Congress, third session, twelve thousand five hundred dollars.
- Cape Lookout, N. C. Harbor of refuge, Cape Lookout, North Carolina: The Board to survey, etc. Secretary of War is hereby authorized to appoint a board of three army engineers to make examination, survey, plan, and estimate for a harbor of refuge at or near Cape Lookout, North Carolina; and five thousand dollars is hereby appropriated to pay the cost of the same.
- Charleston, S. C. Improving Charleston Harbor, South Carolina, in accordance with the project of November eighteenth, eighteen hundred and ninety-eight, as modified and approved by the division engineer: The Secretary of War may enter into a contract or contracts for materials and work necessary to carry on the said project, to be paid for as appropriations may from time to time be made by law, not exceeding in the aggregate one hundred and seventy-five thousand dollars, exclusive of the amount heretofore appropriated and now on hand, and a suitable dredge may be purchased or constructed for the prosecution of said work, to cost not more than one hundred and fifty thousand dollars, to be paid for from amounts now on hand or herein authorized to be expended.
- Brunswick, Ga. Improving the outer bar, Brunswick, Georgia: C. P. Outer bar. Goodyear, the contractor with the Government of the United States to deepen the outer bar of Brunswick, Georgia, under the river and harbor Acts of eighteen hundred and ninety-four and eighteen hundred and ninety-six, shall be entitled to receive the sums appropriated [^a] by said Acts for obtaining a channel twenty-four feet deep and two hundred feet wide, and a channel twenty-five feet deep and one hundred feet wide, provided the same are obtained on or before June third, nineteen hundred, and said Acts are hereby amended accordingly.
- Survey, etc. After the expiration of the time herein stated within which said work of improvement must be obtained, the Secretary of War shall cause a survey of the same to be made, and report a plan, with estimate of the cost thereof, with a view to obtaining a depth of twenty-six feet at mean high tide, with a width of two hundred feet; and the sum of five thousand dollars, or so much thereof as may be necessary, is hereby appropriated to defray the cost of making said survey, and estimate based thereon.
- Inner harbor. Improving inner harbor at Brunswick, Georgia: For maintenance, ten thousand dollars.

Vols. 27, pp. 280, 529; 28, p. 342; 29, p. 208; 32, p. 338.
Ante, pp. 652, 666, 682, 752;
post, p. 959.

^a The following amounts were paid to Mr. Goodyear pursuant to the provisions of the act approved July 27, 1892, and amendatory acts, viz: \$30,000 (act of August 18, 1894), \$100,000 (act of June 3, 1896), \$90,000 (act approved March 3, 1899), and \$45,000 (act approved June 13, 1902); total, \$265,000.

Improving harbor at Savannah, Georgia: For maintenance, fifty thousand dollars. And the Act making appropriations for the construction, repair, and preservation of public works on rivers and harbors, and for other purposes, passed June third, eighteen hundred and ninety-six, is hereby amended to permit the Secretary of War to construct the steamboat channel between Beaufort, South Carolina, and Savannah, Georgia, by way of route numbered one, instead of by way of route numbered two, as required by the said Act.

Savannah,
Ga.
Vol. 29, p.
208, amended.
Ante, p. 752.

Steamboat
channel from
Beaufort, S. C.

Improving harbor at Darien, Georgia: Continuing improvement, ten thousand dollars.

Darien, Ga.

Improving Doboy Bar, Georgia, in accordance with plan presented in House Document, Number Thirteen, Fifty-fifth Congress, first session, seventy thousand dollars.

Doboy bar,
Ga.

Improving harbor at Apalachicola Bay, Florida, in accordance with the project printed in the Annual Report of the Chief of Engineers for eighteen hundred and ninety-seven, pages sixteen hundred and fifty-five and those that follow, and for maintenance, twenty thousand dollars.

Apalachicola
Bay, Fla.

Improving harbor at Pensacola, Florida: Continuing improvement and for maintenance, seventy thousand dollars; the same to be used toward securing a channel depth of thirty feet at mean low water, from the Gulf of Mexico to the dock line at the east end of the city of Pensacola.

Pensacola,
Fla.

Biscayne Bay, Florida: The Secretary of War shall appoint a board of three engineers to examine and report upon the respective routes from Miami to the sea by Norris Cut, Bear Cut, and Cape Florida Entrance, respectively, with reference to the most feasible route and the cost of providing a channel eighteen feet in depth and suitable width, with a view to ascertaining the desirability of improving the same; and to pay the expense of said board the sum of five thousand dollars, or so much thereof as may be necessary, is hereby appropriated.

Biscayne
Bay, Fla.
Board on
proposed chan-
nel.

Improving entrance to harbor at Key West, Florida: Continuing improvement, twenty-five thousand dollars.

Key West,
Fla.

Improving Charlotte Harbor and Pease Creek, Florida: Completing improvement, twenty-five thousand dollars.

Charlotte
Harbor and
Pease Creek,
Fla.

Improving Carrabelle Bar and Harbor, Florida: Continuing improvement, ten thousand dollars.

Carrabelle
bar, Fla.

Improving Tampa Bay, Florida: For improvement of Tampa Bay, Florida, from its entrance into the Gulf of Mexico to Port Tampa, seventy-five thousand dollars: *Provided*, That a contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary toward securing a channel depth of twenty-seven feet from said Gulf of Mexico to Port Tampa, and of a width five hundred feet across the bar and three hundred feet in the bay, as proposed in the

Tampa Bay,
Fla.

Proviso.
Contracts.

report of November fourteenth, eighteen hundred and ninety-eight, published in House Document Number Fifty-two, Fifty-fifth Congress, third session, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate six hundred and seventy-five thousand dollars, exclusive of the amount herein appropriated.

Hillsboro Bay, Fla.

Improving Hillsboro Bay, Florida, in accordance with project printed in House Document Number Five hundred and forty-five, Fifty-fifth Congress, second session, one hundred and twenty-five thousand dollars.

Mobile, Ala.
Proviso.
Contracts.

Improving harbor at Mobile, Alabama: Continuing improvement, one hundred thousand dollars: *Provided*, That a contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary, with the view of ultimately securing a channel twenty-three feet deep and one hundred feet wide at the bottom, with appropriate slope, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate five hundred thousand dollars, exclusive of the amount herein and heretofore appropriated.

Ship Island Pass, Miss.

Ship Island Pass, Mississippi: To complete dredging a channel through Ship Island Pass, with a depth of twenty-six feet, in accordance with the report and estimate printed in House Document Number One hundred and twenty, Fifty-fifth Congress, third session, forty thousand dollars.

Gulfport, Miss.

Contracts.
Channel and anchorage basin.

Gulfport, Mississippi, to Ship Island Harbor: The Secretary of War is hereby authorized to enter into a contract or contracts to dredge a channel three hundred feet wide and nineteen feet deep at mean low water from the anchorage at Ship Island Harbor, on the Gulf of Mexico, to Gulfport, in Harrison County, in the State of Mississippi, and to construct at the end of said channel next the shore an anchorage basin of similar depth not less than two thousand six hundred and forty feet by one thousand three hundred and twenty feet in area, at a cost not to exceed one hundred and fifty thousand dollars; and the Secretary of War is further authorized to contract for the maintenance of said channel and anchorage basin for the term of five years after its completion, for the sum of ten thousand dollars annually: *Provided*, That the necessary expenses for such examinations, surveys, and inspections of the work as may be required from time to time to determine whether the channel and anchorage basin are dredged and maintained as required by this Act, shall be paid from the permanent indefinite appropriation made by section four of the river and harbor Act approved July fifth, eighteen hundred and eighty-four: *And provided further*, That the depths provided for shall be at mean low water as determined by the engineer officer in local charge of work.

Provisos.
Expenses, surveys, etc.
Vol. 23, p. 147.
Ante, p. 415.

Depths.

Improving mouth and passes of Calcasieu River, Louisiana: Continuing improvement, thirty-five thousand dollars.

Calcasieu River, La.

Improving outlet of the Mississippi River by constructing a sill across Pass a Loure and by constructing and operating two [°] dredges, two hundred thousand dollars: *Provided*, That a contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary to carry on such improvements, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate three hundred thousand dollars, exclusive of the amount herein appropriated. A board of four engineers shall be appointed by the President, of whom at least two shall be from civil life, who shall prepare and report, as soon as conveniently may be done, a project for securing a navigable channel of suitable width and of thirty-five feet depth at mean low water of the Gulf of Mexico throughout the Southwest Pass of the Mississippi River; said board of engineers shall submit detailed estimates of the cost of each and every feature of the project, and they shall report especially whether it is necessary to construct inner jetties; and if, in their judgment, inner jetties should be constructed, they shall provide for the location of the same, so as to involve the least cost consistent with the safety and efficiency of the work hereby contemplated. The sum of twenty thousand dollars, or so much thereof as may be necessary, is hereby appropriated to defray the cost of said board and of the preparation of said project.

Improving outlet Mississippi River. Pass a Loure. Vol. 31, p. 587. Post, p. 924. *Proviso. Contracts.*

Board to report on channel through Southwest Pass.

Improving entrance to Galveston Harbor, Texas: For maintenance, fifty thousand dollars.

Galveston, Tex.

Improving Galveston Ship Channel and Buffalo Bayou, Texas: For improvement of the Galveston Ship Channel and Buffalo Bayou, by dredging or otherwise, from the jetties at Galveston, Texas, up through the present ship channel and Buffalo Bayou to the proposed harbor site at Houston, Texas, to be provided by the citizens of Houston, three hundred thousand dollars; *Provided*, That out of said sum a suitable dredge may be constructed for said work [°].

Galveston ship channel and Buffalo Bayou, Tex.

Proviso. Dredge. Vol. 31, p. 31.

Post, p. 905.

For commencing the improvement of the water route from the mouth of the jetties at Galveston, through the existing ship channel and up Buffalo Bayou to Houston, Texas, including harbor at Houston, in accordance with project submitted by the Board of Engineers in report of survey dated November third, eighteen hundred and ninety-seven, two hundred and fifty thousand dollars: *Provided*, That contracts may be entered into by the Secretary of War for the whole or any part of such materials

Water route from Galveston to Houston, Tex. Vol. 31, p. 31.

Post, p. 905.

Provisos. Contracts.

° The emergency river and harbor act approved June 6, 1900, amends this paragraph by striking out the word "two" and inserting in lieu thereof the words "one or more."

° Act approved Feb. 20, 1900, amends this paragraph.

and work as may be required for prosecuting said improvement, or the said materials may be purchased and the work done otherwise than by contract, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate two million dollars: *Provided further*, That out of said sum two dredges may be constructed for said work [a].

Dredges.

Brazos River, Tex.

Proviso.
Transfer of rights, etc., by Brazos River Channel and Dock Co.

Vol. 25, p. 444.

Ante, p. 530.

Examination of river.

Deepening channel from Galveston Harbor to Texas City.
Contracts.
Vol. 32, p. 341.
Post, p. 963.

Aransas Pass, Tex.
Provisos.
Removal of old Government jetty in harbor.

Surrender of rights by Aransas Pass Harbor Co.
Vols. 26, p. 105; 28, p. 26; 29, p. 3; 30, p. 51.
Ante, pp. 543, 671, 736, 816.

Mouth of Brazos River, Texas: For dredging, and such other work as may be deemed most effective in the judgment of the Secretary of War in improving and developing the harbor, eighty-five thousand dollars: *Provided*, That no part of said sum shall be expended until the Brazos River Channel and Dock Company shall file with the Secretary of War a transfer to the United States of the jetties, and auxiliary works; also a release of all rights and privileges conferred upon said company by its charter or by the Act of Congress approved [b] August ninth, eighteen hundred and eighty-eight, to charge or collect tolls for the use and navigation of said river; and the Secretary of War is directed to have an examination made of the mouth of the Brazos and the jetties, and report to Congress the estimated cost of extending the jetties one-half mile, and the estimated depth and width of the channel to be obtained by such extension, and the estimated cost of obtaining twenty feet of water and a channel one hundred and fifty feet wide.

Deepening the channel from Galveston Harbor to Texas City, Texas: The Secretary of War is hereby authorized to enter into a contract or contracts for deepening the present channel north of Pelican Island from Galveston Harbor to Texas City, Texas, to a depth of twenty-five feet and one hundred feet wide at the bottom, at a cost not to exceed two hundred and fifty thousand dollars, of which amount one hundred thousand dollars shall be paid whenever it shall satisfactorily appear to the Secretary of War, through army engineers, that said channel has been deepened to a depth of twenty-one feet, and the remainder of the price shall be paid when the whole work has been completed in a manner satisfactory to the Secretary of War.

Improving Aransas Pass, Texas: For dredging and other improvement of Aransas Pass Harbor, sixty thousand dollars: *Provided*, That the Secretary of War is hereby authorized to contract for the removal of that portion of the old Government jetty in said harbor from the end nearest the curved jetty constructed by the Aransas Pass Harbor Company to the wreck Mary, in such manner as to in no wise interfere with the curved jetty now located in said harbor: *And provided further*, That said contract shall not be let by the Secretary of War, nor said work done, until the said Aransas Pass Harbor Com-

^a This paragraph is repealed by act approved Feb. 20, 1900.

^b This act was not approved by the President, but became a law without his approval Aug. 21, 1888.

pany shall have properly released and surrendered all rights and privileges heretofore granted to it in said harbor by Congress, also the jetty constructed in said harbor.

Sabine Pass, Texas and Louisiana: For straightening, widening, and otherwise improving the main ship channel, Sabine Pass, Texas and Louisiana, by the removal of the oyster reefs, mud flats, and other material between a point one thousand feet north of the United States life-saving station and a point opposite the United States light-house, one hundred and fifty thousand dollars.

Sabine Pass,
Tex. and La.

Corpus Christi and Padre Island Harbor, Texas: Section two of "An Act to promote the construction of a safe deep-water harbor on the coast of Texas," approved February ninth, eighteen hundred and ninety-one, and as amended January twenty-third, eighteen hundred and ninety-three, is hereby amended so as to extend the time to locate and commence the construction of the said Corpus Christi and Padre Island Harbor, off Padre Island, on the coast of Texas, two years from February ninth, eighteen hundred and ninety-nine.

Corpus Christi and Padre Island Harbor, Tex.
Vol. 24, p. 740.
Ante, p. 603.
Vol. 27, p. 422.
Ante, p. 657.
Vol. 32, p. 341.
Post, p. 964.
Time extended for commencing construction.

Improving harbor at Ashtabula, Ohio: Continuing improvement, fifty thousand dollars: *Provided*, That a contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary to complete the present project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate four hundred and thirty thousand dollars, exclusive of the amount herein and heretofore appropriated.

Ashtabula,
Ohio.
Proviso.
Contracts.

Improving harbor at Black River (Lorain), Ohio: Continuing improvement, fifty thousand dollars: *Provided*, That a contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary to complete the project designated as Plan B, in the report dated November first, eighteen hundred and ninety-seven, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate six hundred thousand dollars, exclusive of the amount herein and heretofore appropriated.

Black River (Lorain), Ohio.
Proviso.
Contracts.
Vol. 31, p. 586.
Post, p. 923.

Improving harbor at Cleveland, Ohio, according to the report of January tenth, eighteen hundred and ninety-nine, seventy-five thousand dollars, of which amount such sum as may be necessary may be used in dredging between the Government piers.

Cleveland,
Ohio.

Improving harbor at Conneaut, Ohio: Continuing improvement, one hundred thousand dollars.

Conneaut,
Ohio.

Improving harbor at Fairport, Ohio: Continuing improvement, one hundred thousand dollars.

Fairport,
Ohio.

Improving harbor at Huron, Ohio: Continuing improvement, twenty-five thousand dollars.

Huron, Ohio.

Improving harbor at Sandusky, Ohio: Continuing improvement in accordance with plans submitted February twenty-eighth, eighteen hundred and ninety-eight, eighty thousand dollars.

Sandusky,
Ohio.

- Port Clinton, Ohio. Improving harbor at Port Clinton, Ohio: Continuing improvement, six thousand dollars.
- Toledo, Ohio. Improving harbor at Toledo, Ohio, by providing a
Vol. 32, p. straight channel through Maumee River and Bay four
342. hundred feet in width and twenty-one feet deep, in accordance with the project dated December sixteenth, eighteen hundred and ninety-seven, one hundred and fifty thousand dollars: *Provided*, That a contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary to complete the said project, to be paid for as appropriations may from time to time be made by law, not to exceed eight hundred thousand dollars, exclusive of the amount herein and heretofore appropriated.
- Proviso.*
Contracts.
- Michigan City, Ind. Improving outer harbor at Michigan City, Indiana:
Outer harbor. The Secretary of War may, in his discretion, modify the existing project in accordance with the recommendations contained in the report of the Board of Engineers under date of March sixth, eighteen hundred and ninety-seven, and expend the balance on hand from previous appropriations to the improvement of said harbor according to the project so modified: *Provided*, That a contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary to complete the said project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate one hundred and ninety-five thousand dollars, exclusive of the amount herein and heretofore appropriated.
- Proviso.*
Contracts.
- inner harbor. Improving inner harbor at Michigan City, Indiana: Continuing improvement, seven thousand five hundred dollars.
- Waukegan, Ill. Improving harbor at Waukegan, Illinois: For maintenance, five thousand five hundred dollars.
- Chicago, Ill. Improving Chicago Harbor, Illinois: Continuing improvement, one hundred thousand dollars, to be expended in accordance with the project submitted by the Secretary of War as set forth in the report of Major W. L. Marshall of July sixteenth, eighteen hundred and ninety-seven.
- Calumet, Ill. Improving Calumet Harbor, Illinois, according to the project of February twenty-first, eighteen hundred and ninety-six: Continuing improvement, one hundred and fifty thousand dollars: *Provided*, That a contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary to complete said project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate eight hundred and fifty-nine thousand eight hundred and thirty dollars, exclusive of the amount herein and heretofore appropriated.
- Vol. 32, p. 343.
Post, p. 966.
- Charlevoix and Pine Lake, Mich. Improving harbor at Charlevoix and entrance to Pine Lake, Michigan: Continuing improvement, fifteen thousand dollars.

Improving harbor at Frankfort, Michigan: Continuing improvement, thirty-five thousand dollars. Frankfort, Mich.

Improving harbor at Grand Haven, Michigan: Continuing improvement, ten thousand dollars. Grand Haven, Mich.

Improving harbor of refuge at Grand Marais, Michigan: Continuing improvement, twenty-five thousand dollars. Grand Marais, Mich.

Improving harbor at Manistee, Michigan: Continuing improvement, twenty thousand dollars. Manistee, Mich.

Improving harbor at Holland (Black Lake), Michigan, in accordance with the report and plans submitted in House Document Number Two hundred and seventy-two, Fifty-fourth Congress, second session, thirty-seven thousand five hundred dollars. Holland (Black Lake), Mich.

Improving harbor at Monroe, Michigan: Continuing improvement by dredging channel, five thousand dollars. Monroe, Mich.

Improving harbor at Muskegon, Michigan: Continuing improvement, sixty thousand dollars: *Provided*, That any portion of the above sum may be used at the discretion of the Secretary of War, in sheet piling or otherwise, to prevent erosion and preserve the channel at any point where it may be necessary between Lake Michigan and Muskegon Lake. Muskegon, Mich. *Proviso. Preventing erosion.*

Improving harbor at Pentwater, Michigan: Continuing improvement, twenty five thousand dollars. Pentwater, Mich.

Improving harbor of refuge, Portage Lake, Michigan: Continuing improvement, seventy-five thousand dollars: *Provided*, That the Secretary of War may enter into a contract or contracts for such materials and work as may be necessary to complete the present project for said harbor of refuge, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate eighty-five thousand dollars, exclusive of the amount herein and heretofore appropriated. Portage Lake, Mich. *Proviso. Contracts.*

Improving harbor of refuge at Sand Beach, Michigan, fifty thousand dollars: *Provided*, That the Secretary of War may enter into a contract or contracts for such materials and work as may be necessary to repair such harbor of refuge in accordance with the recommendation of the Chief of Engineers, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate two hundred thousand dollars, exclusive of the amounts herein and heretofore appropriated. Sandbeach (Harbor Beach), Mich. *Proviso. Contracts.*

Improving harbor at Saint Joseph, Michigan, in accordance with the modified project as printed in House Document Number Three hundred and seven, Fifty-fifth Congress, second session, fifty thousand dollars: *Provided*, That the Secretary of War may enter into a contract or contracts for such materials and work as may be necessary to complete such harbor in accordance with said modified project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate three hundred and thirty thousand dollars, exclusive of the amounts herein and heretofore appropriated. St. Joseph, Mich. *Proviso. Contracts.*

- South Haven, Mich. Improving harbor at South Haven, Michigan: Completing improvement, forty-five thousand dollars.
- White Lake, Mich. Improving harbor at White Lake, Michigan: For maintenance and continuing improvement, thirty-five thousand dollars.
- Marquette, Mich. Improving harbor at Marquette, Michigan: Continuing improvement, twenty-five thousand dollars.
- Ludington, Mich. Improving harbor at Ludington, Michigan, in accordance with the report and plan submitted in House Document Number Two hundred and seventy-three, Fifty-fourth Congress, second session, twenty-five thousand dollars.
- Petoskey, Mich. Improving harbor at Petoskey, Michigan: Continuing improvement, twenty thousand dollars.
- Saugatuck, Mich. Improving harbor at Saugatuck, Michigan: Continuing improvement, seven thousand dollars.
- Menominee, Mich. and Wis. Improving harbor at Menominee, Michigan and Wisconsin: For maintenance, five thousand five hundred dollars.
- Cheboygan, Mich. Improving harbor at Cheboygan, Michigan: Continuing improvement, eight thousand dollars.
- Presque Isle Point, Mich. Improving harbor at Presque Isle Point, Marquette Bay, Michigan: Completing improvement, thirty thousand dollars.
- Ahnapee, Wis. Improving harbor at Ahnapee, Wisconsin: Continuing improvement according to Plan A, submitted under date of December thirty-first, eighteen hundred and ninety-six, thirteen thousand dollars.
- Green Bay, Wis. Improving harbor at Green Bay, Wisconsin: Continuing improvement, twenty-eight thousand six hundred dollars.
- Kenosha, Wis. Improving harbor at Kenosha, Wisconsin, according to the project dated January twelfth, eighteen hundred and ninety-nine, and the project for deepening the basin and widening and deepening said harbor, based upon the removal of the present north pier, dated January twenty-sixth, eighteen hundred and ninety-seven, fifty thousand dollars, of which three thousand dollars may be used for maintenance: *Provided*, That a contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary to complete the said projects, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate the sum of one hundred and forty-one thousand dollars, exclusive of the amount herein and heretofore appropriated.
- Provido.*
Contracts.
- Kewaunee, Wis. Improving harbor at Kewaunee, Wisconsin: For maintenance, eight thousand eight hundred dollars.
- Milwaukee, Wis., harbor of refuge. Improving harbor of refuge at Milwaukee, Wisconsin: Continuing improvement, fifty thousand dollars: *Provided*, That a contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary to complete the present project for said harbor of refuge, to be paid for as appropriations may
- Provido.*
Contracts.

from time to time be made by law, not to exceed in the aggregate the sum of one hundred and five thousand six hundred and fifty dollars, exclusive of the amount herein and heretofore appropriated.

Improving harbor at Milwaukee, Wisconsin: For maintenance, fourteen thousand dollars; for deepening the channel at the entrance in accordance with the project submitted November twenty-third, eighteen hundred and ninety-six, twelve thousand dollars. Milwaukee Harbor, Wis.

Improving harbor at Port Washington, Wisconsin: For maintenance, four thousand four hundred dollars. Port Washington, Wis.

Improving harbor at Racine, Wisconsin, according to the project reported January twelfth, eighteen hundred and ninety-nine, and the project for widening and deepening said harbor and correcting the funnel-shaped entrance thereof, reported January twenty-seventh, eighteen hundred and ninety-seven, fifty thousand dollars: *Provided*, That a contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary to complete said projects, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate sixty-seven thousand six hundred and fifty dollars, exclusive of the amount herein and heretofore appropriated, of which three thousand dollars may be used for maintenance. Racine, Wis.

Proviso.
Contracts.

Improving harbor at Sheboygan, Wisconsin: For maintenance, three thousand four hundred dollars; for improving said harbor according to the project for a breakwater reported July twenty-sixth, eighteen hundred and ninety-eight, twenty-five thousand dollars: *Provided*, That a contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary to complete said project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate the sum of fifty-two thousand dollars, exclusive of the amount herein and heretofore appropriated. Sheboygan, Wis.

Proviso.
Contracts.

Improving harbor at Ashland, Wisconsin: Continuing improvement, thirty-five thousand dollars, of which so much as shall be necessary may, in the discretion of the Secretary of War, be expended in completing the shore end of the breakwater, now partly constructed, and connecting it with the land. Ashland, Wis.
Vol. 31, p. 587.
Post, p. 924.

Improving harbor at Two Rivers, Wisconsin: For maintenance, eight thousand dollars. Two Rivers, Wis.

Improving Sturgeon Bay Canal, harbor of refuge: For maintenance of channel and piers, five thousand five hundred dollars. Sturgeon Bay Canal, harbor of refuge.

Improving harbor at Oconto, Wisconsin: Continuing improvement and maintenance, fifteen thousand dollars. Oconto, Wis.

Improving Sturgeon Bay and Lake Michigan Ship Canal: Continuing improvement, thirty thousand dollars. Sturgeon Bay and Lake Michigan Ship Canal.

- Manitowoc, Wis. Improving harbor at Manitowoc, Wisconsin: For maintenance, three thousand three hundred dollars.
- La Crosse, Wis. Completing harbor at La Crosse, Wisconsin: Continuing improvement according to the project reported January eleventh, eighteen hundred and ninety-seven, twelve thousand dollars, exclusive of five thousand dollars appropriated by river and harbor Act of June third, eighteen hundred and ninety-six: *Provided*, That no expenditure shall be made for such purpose by the United States until the city of La Crosse shall have taken the necessary steps to carry the sewers across the area to be filled in, so as to discharge outside of the bulkhead proposed in said project.
- Grand Marais, Minn. Improving harbor at Grand Marais, Minnesota: Completing improvement, thirty thousand dollars.
- Agate Bay, Minn. Improving harbor at Agate Bay, Minnesota: Completing improvement, seventy-one thousand seven hundred and eight dollars.
- Alviso, Cal. Improving Alviso Harbor, Santa Clara County, California, in accordance with project reported December eleventh, eighteen hundred and ninety-six, forty-eight thousand dollars.
- San Diego, Cal. Improving harbor at San Diego, California: Continuing improvement, sixty-five thousand dollars.
- San Luis Obispo, Cal. Improving harbor at San Luis Obispo, California: Continuing improvement, fifty-five thousand dollars.
- Humboldt, Cal. Improving harbor at Humboldt, California: Continuing improvement, by dredging in the inner harbor, fifty thousand dollars.
- San Francisco, Cal. Improving San Francisco Harbor, California: By removing Arch Rock and Shag Rocks Numbered One and Two, all to a depth of thirty feet below mean low water, according to the report made October thirteenth, eighteen hundred and ninety-seven, one hundred thousand dollars: *Provided*, That the Secretary of War may enter into a contract or contracts for the materials and work necessary for the completion of said project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate five hundred thousand dollars, exclusive of the amount herein appropriated.
- Yaquina Bay, Oreg. Board to investigate proposed improvement. Vol. 29, p. 214. *Ante*, p. 761. Yaquina Bay, Oregon: The Secretary of War is hereby authorized to appoint a board of three engineers, who shall make examination thereof, with a view to ascertaining the desirability of prosecuting the work authorized by the river and harbor Act of eighteen hundred and ninety-six, for such modification thereof as, in the judgment of said board may be desirable for the commerce of said bay, together with an estimate of the cost of such work, and until such report shall have been made and acted upon by Congress, no further action shall be taken by the Secretary of War in pursuance of existing law, and five thousand dollars, or so much thereof as may be necessary, is hereby appropriated to pay the expenses of such examination.

Improving Tillamook Bay and Bar, Oregon: Continuing improvement, twenty-five thousand dollars.

Tillamook Bay and bar, Oreg.

Mouth of Siuslaw River, Oregon: Continuing improvement, thirty thousand dollars.

Siuslaw River, Oreg.

Improving entrance to Coos Bay and Harbor, Oregon: Continuing improvement, one hundred and fifty thousand dollars.

Coos Bay, Oreg.

Improving Olympia Harbor, Washington: Continuing improvement, fifteen thousand dollars.

Olympia, Wash.

Improving Everett Harbor, Washington: Continuing improvement, fifty thousand dollars: *Provided*, That the Secretary of War may enter into a contract or contracts for the materials and work necessary for the completion of said project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate three hundred and forty-two thousand dollars, exclusive of the amount herein and heretofore appropriated.

Everett, Wash.
Provido.
Contracts.
Vol. 32, p. 789.
Post, p. 947.

Improving Pearl Harbor, Hawaii, in accordance with the report submitted by Rear-Admiral Walker, July eleventh, eighteen hundred and ninety-four, and contained in Senate Executive Document Number Forty-two, Fifty-third Congress, third session: Completing improvement, one hundred thousand dollars.

Pearl Harbor, Hawaii.

Improving Bagaduce River, Maine: Continuing improvement, three thousand dollars.

Rivers. Bagaduce River, Me.

Improving Penobscot River, Maine, in accordance with the project submitted May third, eighteen hundred and ninety-seven: Completing improvement, twenty-eight thousand dollars.

Penobscot River, Me.

Improving Narragausus River, Maine: Completing improvement, five thousand dollars.

Narragausus River, Me.

Improving Lubec Channel, Maine: Continuing improvement, twenty-five thousand dollars.

Lubec Channel, Me.

Improving Georges River, Maine: Continuing improvement, ten thousand dollars.

Georges River, Me.

Improving Union River, Maine: Continuing improvement, fifteen thousand dollars: *Provided*, That the Secretary of War may enter into contract or contracts for such material and work as may be necessary to complete the present project, to be paid for as appropriations may from time to time be made by law, not exceeding in the aggregate one hundred and fifteen thousand dollars, exclusive of the amount herein and heretofore appropriated.

Union River, Me.
Provido.
Contracts.

Improving Saco River, Maine, including breakwater, five thousand dollars.

Saco River, Me.

Improving Cocheco River, New Hampshire: Continuing improvement, twenty thousand dollars.

Cocheco River, N. H.

Improving Exeter River, New Hampshire, in accordance with project submitted May third, eighteen hundred and ninety-seven: Completing improvement, twelve thousand dollars.

Exeter River, N. H.

Improving Otter Creek, Vermont: Continuing improvement, one thousand dollars.

Otter Creek, Vt.

Lake Champlain, Narrows.

Improving the Narrows of Lake Champlain, Vermont: Continuing improvement, five thousand dollars.

Powow River, Mass.

Improving Powow River, Massachusetts: Continuing improvement, twelve thousand dollars.

Taunton River, Mass.

Improving Taunton River, Massachusetts: Completing improvement, seven thousand dollars.

Weymouth River, Mass.

Improving Weymouth River, Massachusetts: Continuing improvement, ten thousand dollars.

Essex River, Mass.

Improving Essex River, Massachusetts: Completing improvement, ten thousand dollars.

Mystic and Malden rivers, Mass.

Improving Mystic and Malden rivers, Massachusetts: Continuing improvement, five thousand dollars.

Mystic River, Mass., below Island End River.

Improving Mystic River, Massachusetts, below the mouth of Island End River, fifty thousand dollars, according to the project printed in House Document Number One hundred and seventy-eight, Fifty-fifth Congress, third session.

Town River, Mass.

Improving Town River, Massachusetts: Continuing improvement, eight thousand dollars.

Merrimac River, Mass.

Improving Merrimac River, Massachusetts: Continuing improvement in accordance with the project submitted May fifth, eighteen hundred and ninety-seven, forty thousand dollars.

Pawtucket River, R. I. *Proviso.* Straightening channel.

Improving Pawtucket River, Rhode Island: Continuing improvement, thirty thousand dollars: *Provided*, That so much of this sum as may be deemed necessary by the engineer in charge may be used in straightening the channel between the mouth of Ten Mile River and Bucklins Island.

Connecticut River.

Improving Connecticut River below Hartford, Connecticut: Continuing improvement, twenty thousand dollars.

Housatonic River, Conn.

Improving Housatonic River, Connecticut: Continuing improvement, fifteen thousand dollars.

Mystic River, Conn.

Improving Mystic River, Connecticut: Completing improvement, nine thousand six hundred dollars.

Thames River, Conn. *Provisos.*

Improving Thames River, Connecticut: Continuing improvement, twenty thousand dollars: *Provided*, That a part of this appropriation may, in the discretion of the Secretary of War, be used to secure depth of water for anchorage purposes at Norwich, west of Norwich docks: *Provided further*, That out of this appropriation the Secretary of War is directed to cause a survey and estimate of the cost of improvement to be made with a view to improving the harbor at New London, Connecticut, to meet the demands of commerce at that port.

Norwich, Conn., increased depth. Survey directed at New London, Conn.

Pawcatuck River, R. I. and Conn.

Improving Pawcatuck River, Rhode Island and Connecticut: Continuing improvement, fifteen thousand dollars.

Sakonnet River, R. I.

Sakonnet River, Rhode Island: Completing improvement, twenty thousand dollars, with authority to use the unexpended balance.

Hudson River, N. Y.

Improving Hudson River, New York: Continuing improvement, one hundred thousand dollars; and the Secretary of War may make such changes in the project for

location and width of channel at and near Troy as in his opinion the interests of navigation may require: *Provided*, That contracts may be entered into by the Secretary of War for such materials and labor as may be required for prosecuting such improvement according to approved project, not to exceed in the aggregate five hundred thousand dollars exclusive of the amount herein and heretofore appropriated, to be paid for as appropriations may from time to time be made by law.

Provided.
Contracts.

Improving Harlem River, New York: Continuing improvement, one hundred thousand dollars. And the Secretary of War is authorized and directed to take such action as may be most advantageous to the United States regarding the unused stone originally excavated for this improvement and now stored on leased ground known as Dyckmans Meadows, and so much of the appropriation herein made as may be necessary may be used for such purpose.

Harlem
River, N. Y.

—use of un-
used stone,
etc.

Improving East River and Hell Gate, New York: Continuing improvement, including the removal of Man of War Rock, two hundred and fifty thousand dollars.

East River
and Hell Gate,
N. Y.

Improving Browns Creek, Sayville, Long Island, New York: Continuing improvement and for maintenance, three thousand dollars.

Browns
Creek, Say-
ville, L. I.,
N. Y.

Improving shoals between Sister Islands and Cross Over light, Saint Lawrence River, New York: Continuing improvement, twenty thousand dollars, to be expended for improving shoals between Sister Islands and Cross-Over light and in the Saint Lawrence River between Ogdensburg and the foot of Lake Ontario.

St. Lawrence
River, N. Y.,
improving
shoals.

Improving Niagara River from Tonawanda to Port Day: Continuing improvement, fifteen thousand dollars.

Niagara
River.

Improving Bronx River, New York: Continuing improvement, twenty thousand dollars.

Bronx River,
N. Y.

Improving Passaic River, New Jersey: Continuing improvement, fifteen thousand dollars.

Passaic
River, N. J.

Improving Raritan River, New Jersey: Continuing improvement, twenty thousand dollars.

Raritan
River, N. J.

Improving Shrewsbury River, New Jersey: For maintenance, ten thousand dollars.

Shrewsbury
River, N. J.

Improving South River, New Jersey: Continuing improvement, five thousand dollars.

South River,
N. J.

Improving Alloway Creek, New Jersey: Continuing improvement, three thousand dollars.

Alloway
Creek, N. J.

Improving Mattawan Creek, New Jersey: For maintenance, three thousand dollars.

Mattawan
Creek, N. J.

Improving Shoal Harbor and Compton Creek, New Jersey: Continuing improvement, eight thousand dollars; which sum shall be expended for extending the improved channel farther toward the five-foot contour of Raritan Bay.

Shoal Har-
bor and Comp-
ton Creek, N. J.

Improving Goshen Creek, New Jersey: Completing improvement, eight thousand dollars.

Goshen
Creek, N. J.

Manasquan
River, N. J.

Improving Manasquan River, New Jersey: Continuing improvement, five thousand dollars.

Rancocas
River, N. J.

Improving Rancocas River, New Jersey: Continuing improvement, two thousand dollars, to be expended in the Lumberton branch thereof.

Mantua
Creek, N. J.

Improving Mantua Creek, New Jersey, in accordance with the project presented in House Document Number One hundred and twenty-three, Fifty-fifth Congress, second session, twenty-five thousand dollars: *Provided*, That no part of any money appropriated for this project in excess of eight thousand dollars shall be expended for right of way privileges, easements, or other rights above the phosphate works and below Paulsboro, and no part thereof shall be expended for any such purpose unless all such rights are secured for an amount not in excess of said sum of eight thousand dollars.

Proviso.
Amount
available for
rights of way,
etc.

Allegheny
River, Pa.

Improving Allegheny River, Pennsylvania: Continuing improvement, fifteen thousand dollars.

Delaware
River, from
Trenton, etc.
—Improvement,
Philadelphia.

Improving Delaware River from Trenton to its mouth, Pennsylvania and New Jersey: Continuing improvement, three hundred thousand dollars, of which the Secretary of War may use so much as may, in his opinion, be required between Trenton and Christian street in Philadelphia, and the balance shall be available for obtaining a channel six hundred feet wide and thirty feet deep from said Christian street to deep water in Delaware Bay, in accordance with the report printed in House Document Number Two hundred and nineteen, Fifty-fifth Congress, second session, or such modified project as shall hereafter be recommended by a board of engineers and approved by the Secretary of War: *Provided*, That the total cost of the work shall not be increased thereby: *And provided further*, That the Secretary of War may enter into contract or contracts for such materials and work as may be required for prosecuting such improvement, not to exceed in the aggregate five hundred thousand dollars, to be paid for as appropriations may from time to time be made by law. The Secretary of War is hereby authorized to appoint a board of three engineers to make a further examination of the project and report such modification of the same as may be deemed desirable, with an estimate of the cost, the expense of such examination to be paid from the appropriation herein made.

Provisos.
Limit of
cost.
Contracts.

Board to examine
project.

Monongahela
River.
Lock 6.
Above Lock 3.

Improving Monongahela River: For the enlargement and improvement of Lock Six on the Monongahela River, and for extension of existing fender and mooring crib three hundred linear feet above Lock Three, and building a deflecting dike one thousand eight hundred feet above said lock on said river, and for a new repair steamer with snagging appliances, and for a new dredge boat and two dump scows, fifty thousand dollars: *Provided*, That the Secretary of War may enter into a contract or contracts for the completion of said work and the purchase or construction of said boats, to be paid for as appropriations

Repair steamer,
etc.

Proviso.
Contracts.

may from time to time be made by law, not to exceed in the aggregate one hundred and thirty-five thousand five hundred and fifty-six dollars, exclusive of the amount herein appropriated.

Improving Appoquinimink River, Delaware: Continuing improvement, five thousand dollars. Appoquinimink River, Del.

Improving Smyrna River, Delaware: Continuing improvement, five thousand dollars. Smyrna River, Del.

Improving Murderkill River, Delaware: Continuing improvement, five thousand dollars. Murderkill River, Del.

Improving Broad Creek River, Delaware: Completing improvement, five thousand dollars. Broad Creek River, Del.

Improving Mispillion River, Delaware: Completing improvement and for maintenance, two thousand five hundred dollars. Mispillion River, Del.

Improving Nanticoke River, Delaware and Maryland: Continuing improvement, three thousand dollars. Nanticoke River, Del. and Md.

Improving Choptank River, Maryland: Continuing improvement, eight thousand dollars. Choptank River, Md.

Improving Chester River, Maryland: Completing improvement, three thousand two hundred dollars. Chester River, Md.

Improving Manokin River, Maryland: Continuing improvement, one thousand five hundred dollars. Manokin River, Md.

Improving Warwick River, Maryland: Continuing improvement, two thousand dollars. Warwick River, Md.

Improving Patapsco River and channel to Baltimore: Continuing improvement, two hundred thousand dollars, for the purpose of obtaining a channel thirty feet in depth, in accordance with the project submitted December first, eighteen hundred and ninety-four, as amended by the report of December third, eighteen hundred and ninety-six; and the Secretary of War may enter into contracts for such material and labor as may be required for prosecuting such improvement, not to exceed in the aggregate one million dollars, to be paid for as appropriations may from time to time be made by law. Patapsco River to Baltimore.

Contracts.

Improving Pocomoke River, Maryland: Continuing improvement, three thousand dollars. Pocomoke River, Md.

Improving Potomac River at and below the city of Washington, District of Columbia, one hundred thousand dollars: *Provided*, That the Secretary of War may enter into a contract or contracts for the materials and work necessary for the completion of the improvements below the city of Washington, in accordance with the project submitted November sixth, eighteen hundred and ninety-one, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate one hundred and fifty thousand dollars, exclusive of the amount herein and heretofore appropriated. Potomac River, below Washington. *Proviso*. Contracts.

Improving Appomattox River, Virginia: Continuing improvement, five thousand dollars. Appomattox River, Va.

Improving Nansemond River, Virginia: Continuing improvement, five thousand dollars. Nansemond River, Va.

- James River, Va. Improving James River, Virginia: Continuing improvement, one hundred and fifty thousand dollars.
- Nominal Creek, Va. Improving Nomini Creek, Virginia: Continuing improvement, ten thousand dollars.
- Deep Creek, Va. Improving Deep Creek, Virginia, from the South Branch of the Elizabeth River to the new lock at the Dismal Swamp Canal, Turners Cut Level, Croatan Sound, and Pasquotank River, North Carolina, twenty-five thousand dollars: *Provided*, That a contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary to complete the project for the said improvement as submitted by Major Thomas L. Casey, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate two hundred and thirty-two thousand four hundred and fifty dollars, exclusive of the amount herein appropriated.
- Proviso.*
Contracts.
- Rappahannock River, Va. Improving Rappahannock River, Virginia: Continuing improvement, fifteen thousand dollars.
- Urbana Creek, Va. Improving Urbana Creek, Virginia: Continuing improvement, three thousand dollars.
- York River, Va. Improving York River, Virginia: Continuing improvement, ten thousand dollars.
- Occoquan Creek, Va. Improving Occoquan Creek, Virginia: Continuing improvement, two thousand five hundred dollars.
- Lower Machodoc Creek, Va. Improving Lower Machodoc Creek, Virginia: Continuing improvement, one thousand five hundred dollars.
- Nandua Creek, Va. Improving Nandua Creek, Virginia: Completing improvement in accordance with the project submitted June seventeenth, eighteen hundred and ninety-five, three thousand dollars in addition to the amount heretofore appropriated.
- Elk River, W. Va. Improving Elk River, West Virginia: Continuing improvement, the funds now available for expenditure above Frametown, Braxton County, West Virginia, shall, so far as may be necessary, be spent in removing snags, overhanging timber, bowlders, and other similar obstructions.
- Little Kanawha River, W. Va. Improving Little Kanawha River, West Virginia: For clearing obstructions and maintenance, seven hundred and forty-three dollars.
- Guyandot River, W. Va. Improving Guyandotte River, West Virginia: For maintenance, one thousand dollars.
- Northeast River, N. C. Improving North East River, North Carolina: For maintenance, two thousand dollars.
- Improving Cape Fear River, North Carolina, above Wilmington: Continuing improvement and maintenance, five thousand dollars.
- Cape Fear River, N. C. Improving Cape Fear River, North Carolina, at and below Wilmington: Continuing improvement, one hundred and fifty thousand dollars.
- Contentnia Creek, N. C. Improving Contentnia Creek, North Carolina: For maintenance, including snagging, two thousand dollars.

Improving Neuse River, North Carolina: For maintenance, ten thousand dollars. Neuse River, N. C.

Improving Pamlico and Tar rivers, North Carolina: Continuing improvement and for maintenance, fifteen thousand dollars. Pamlico and Tar rivers, N. C.

Improving Trent River, North Carolina: For maintenance, two thousand five hundred dollars. Trent River, N. C.

Improving Black River, North Carolina: For maintenance, two thousand dollars. Black River, N. C.

Improving inland water route from Norfolk Harbor, Virginia, to Albemarle Sound, North Carolina, through Currituck Sound: Continuing improvement, eight thousand dollars. Water route from Norfolk to Albemarle Sound, N. C.

Improving Fishing Creek, North Carolina: Completing improvement, seven thousand seven hundred and fifty dollars. Fishing Creek, N. C.

Improving Town Creek, Brunswick County, North Carolina: To make a channel forty feet wide at bottom and five feet deep at mean low water from the mouth to Upper Bridge, and to snag and remove obstructions from the creek from the mouth to The Rocks: *Provided*, That no work be done until Upper Bridge is provided with a proper draw, eight thousand five hundred dollars. Town Creek, N. C.
 Provido.
 Draw at Upper Bridge.

Improving Great Pedee River, South Carolina: Continuing improvement, four thousand dollars. Great Pedee River, S. C.

Improving Santee River, South Carolina: Continuing improvement, twenty thousand dollars. Santee River, S. C.

Improving Waccamaw River, North Carolina and South Carolina: Continuing improvement, three thousand dollars. Waccamaw River, N. C. and S. C.

Improving Wateree River, South Carolina: For maintenance, two thousand five hundred dollars. Wateree River, S. C.

Improving Congaree River, South Carolina, from Gervais Street Bridge, Columbia, to Granby, in accordance with plan submitted January second, eighteen hundred and ninety-four, fifty thousand dollars: *Provided*, That contracts may be entered into by the Secretary of War for such materials and work as may be necessary to complete said improvement, to be paid for as appropriations may from time to time be made by law, not exceeding in the aggregate two hundred thousand dollars exclusive of the amount herein appropriated. Congaree River, S. C.
 Provido.
 Contracts.

Improving Altamaha River, Georgia: Continuing improvement, six thousand dollars. Altamaha River, Ga.

Improving Chattahoochee River, Georgia and Alabama: Continuing improvement, fifty thousand dollars, of which fifteen thousand dollars, or as much thereof as may be necessary, may be applied to the building or purchase of a dredge boat to be used on the Chattahoochee, Flint, and Appalachian rivers; and five thousand dollars, or so much thereof as may be necessary, shall be applied to the survey of that portion of the river between Chattahoochee River, Ga. and Ala.
 Dredge boat for, and Flint, etc., rivers.
 Surveys.

West Point and Franklin, and, in addition, the balance of appropriation heretofore made now on hand shall be available for the purpose of the survey.

Flint River,
Ga.

Improving Flint River, Georgia: Continuing improvement, five thousand dollars.

Ocmulgee
River, Ga.
Proviso.
Contracts.
Vol. 31, p.
587.
Post, p. 923.

Improving Ocmulgee River, Georgia: Continuing improvement, twenty thousand dollars: *Provided*, That a contract or contracts may be entered into by the Secretary of War to complete the present project of improvement, namely: The project proposed in the report of a preliminary examination and survey of Captain O. M. Carter, printed in House Executive Document Number Two hundred and fifteen, Fifty-first Congress, first session, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate one hundred and thirty-six thousand dollars, exclusive of amounts herein and heretofore appropriated.

Oconee Riv-
er, Ga.

Improving Oconee River, Georgia: Continuing improvement, ten thousand dollars.

Savannah
River, Ga.

Proviso.
Contracts.

Improving Savannah River between Augusta and Savannah: Continuing improvement, twenty thousand dollars: *Provided*, That a contract or contracts may be entered into by the Secretary of War for the materials and work that may be necessary to complete the existing project of improvement, namely: The project provided by the survey of eighteen hundred and ninety, and published in the Appendix to the Report of the Chief of Engineers, eighteen hundred and ninety, pages thirteen hundred and twenty-eight to thirteen hundred and sixty-three, or the required materials may be purchased and the work done otherwise than by contract, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate two hundred and fifty thousand dollars, exclusive of the amounts herein and heretofore appropriated.

Savannah
River, above
Augusta.

Improving Savannah River above Augusta, Georgia: Continuing improvement, one thousand dollars.

Coosa River,
Ga. and Ala.

Improving Coosa River between Rome, Georgia, and the East Tennessee, Virginia and Georgia Railroad bridge in Alabama: For maintenance and deepening the channel over the shoals and removing obstructions therefrom, twenty thousand dollars.

Apalachicola
River, Fla.

Improving Apalachicola River, Florida, including the cut-off and Lower Chipola River: Continuing improvement, three thousand dollars.

Caloosahatchee
River,
Fla.

Improving Caloosahatchee River, Florida: For maintenance, two thousand dollars.

Choctawhat-
chee River,
Fla. and Ala.

Improving Choctawhatchee River, Florida and Alabama: Continuing improvement, sixteen thousand dollars; of which amount ten thousand dollars shall be expended for the improvement of the river between Newton and Geneva.

Escambia
and Conecuh
rivers, Fla.

Improving Escambia and Conecuh rivers, Florida: Continuing improvement, five thousand dollars.

Improving Manatee River, Florida: Continuing improvement, ten thousand dollars: *Provided*, That eight thousand dollars, or so much thereof as may be necessary, be used in dredging, deepening, and otherwise improving the navigation of the channel known as the Cut-Off, extending from said Manatee River, on the north side thereof, and below the town of Palmetto, in Terraceia Bay.

Manatee River, Fla. *Provido.* Dredging Cut-off channel.

Improving Saint Johns River, Florida, from Jacksonville to the ocean: Continuing improvement, two hundred thousand dollars.

St. Johns River, Fla.

Improving Suwanee River, Florida: Continuing improvement, five thousand dollars.

Suwanee River, Fla.

Improving Volusia Bar, Florida: For maintenance, two thousand dollars.

Volusia bar, Fla.

Improving Oklawaha River, Florida: For maintenance, three thousand dollars.

Oklawaha River, Fla.

Improving Sarasota Bay, Florida: Continuing improvement, five thousand dollars.

Sarasota Bay, Fla.

Improving Indian River, Florida: By dredging channel at Negro Cut near Indian River Inlet, five thousand dollars; and the unexpended balance of the amount heretofore appropriated may be expended in the construction of training wall or piling for the protection of the dredged channel.

Indian River, Fla.

Improving Upper Chipola River, Florida, in accordance with the project submitted, five thousand dollars.

Upper Chipola River, Fla.

Improving Anclote River, Florida, in accordance with the project submitted, five thousand dollars.

Anclote River, Fla.

Improving Black Water River, Florida, from Milton to its mouth, in accordance with the project submitted, five thousand dollars.

Blackwater River, Fla.

Improving Holmes River, Florida, from Vernon to its mouth: So much of the unexpended balance as is necessary in the opinion of the Secretary of War is hereby reappropriated for maintenance in accordance with the existing project.

Holmes River, Fla.

Improving Saint Johns River, Orange Mills Flats, Florida, in accordance with the approved project, forty thousand dollars.

St. Johns River, Fla.

The sum of thirty-five thousand dollars, or so much thereof as may be necessary, is hereby appropriated, to be expended, in the discretion of the Secretary of War, in the purchase or construction of a suitable dredge, with snagging outfit, to be used in connection with the several works of river and harbor improvement on the coast of Florida and the waters tributary thereto.

Dredge, etc., Florida improvements.

The sum of twenty-five thousand dollars, or so much thereof as may be necessary, is hereby appropriated, to be expended under the direction of the Secretary of War, for the construction of a boat suitable for operating on the navigable streams of the State of Florida, in removing therefrom the aquatic plant known as the water hyacinth, so far as it is an obstruction and hindrance to interstate or foreign commerce; also, one thousand dollars for log

Boat to remove the water hyacinth. Vol. 32, p. 354. Post, p. 981.

—expenses, etc.

booms to be used as adjuncts to such steamer, and ten thousand dollars for conducting the necessary operations, making thirty-six thousand dollars in all, according to the estimate and recommendation of the War Department as found in House Document Number Ninety-one, Fifty-fifth Congress, third session.

Alabama River, Ala.

Improving Alabama River, Alabama: Continuing improvement, fifty thousand dollars.

Black Warrior River, Ala.

Improving Black Warrior River, Alabama, from Tuscaloosa to Daniels Creek: Continuing improvement, fifty thousand dollars: *Provided*, That a contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary to construct Lock and Dam Numbered Four, above Tuscaloosa, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate one hundred and forty thousand five hundred dollars, exclusive of the amount herein and heretofore appropriated.

Provido.
Contracts.

Warrior and Tombigbee Rivers, Ala.

Improving Warrior and Tombigbee rivers, Alabama: Continuing improvement of Warrior River, two hundred and twenty thousand dollars: *Provided*, That a contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary to construct three locks and dams next below Tuscaloosa, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate four hundred and forty thousand dollars, exclusive of the amount herein and heretofore appropriated.

Provido.
Contracts.

Tombigbee River.

Improving Tombigbee River from Fulton to Columbus: Continuing improvement and for maintenance, five thousand dollars.

Improving Tombigbee River from Demopolis, Alabama, to Columbus, Mississippi: Continuing improvement, ten thousand dollars.

Improving Tombigbee River from Walkers Bridge to Fulton: Continuing improvement and for maintenance, one thousand dollars.

Improving Tombigbee River, Alabama, from mouth to Demopolis: Continuing improvement, fifty thousand dollars: *Provided*, That the same or so much thereof as may be necessary shall be used to complete the lock at McGrews Shoals.

Provido.
Lock at McGrews shoals.

Big Sunflower River, Miss.

Improving Big Sunflower River, Mississippi: Continuing improvement, five thousand dollars.

Pascagoula River, Miss., and Horn Island Harbor.

Pascagoula River, Mississippi, and Horn Island Harbor: Improving the same as recommended by the reports dated December twenty-eighth, eighteen hundred and ninety-six, and August twenty-ninth, eighteen hundred and ninety-eight, respectively, fifty thousand dollars: *Provided*, That a contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary to complete the plan of improvement so recommended, to be paid for as appropriations may from time to time be made by law, not to exceed in the

Provido.
Contracts.

aggregate two hundred and sixty-seven thousand six hundred dollars, exclusive of the amount herein and heretofore appropriated.

Improving Pearl River, between Edinburg and Carthage, Mississippi: For maintenance, one thousand dollars. Pearl River, Miss.

Improving Pearl River, between Carthage and Jackson, Mississippi: For maintenance, two thousand five hundred dollars.

Improving Pearl River, below Jackson, Mississippi: Continuing improvement, seven thousand dollars, which shall be expended in work on the river, beginning at the head of Holmes Bayou and continuing up the river to Monticello.

Improving Tallahatchee River, Mississippi: Continuing improvement, five thousand dollars. Tallahatchee River, Miss.

Improving Yazoo River, Mississippi: Continuing improvement, twenty thousand dollars, of which so much as may be necessary may, in the discretion of the Secretary of War, be expended in removing the bar at Yazoo City. Yazoo River, Miss.

Improving Chickasahay River, Mississippi: For maintenance, two thousand five hundred dollars. Chickasahay River, Miss.

Improving Leaf River, Mississippi: For maintenance, two thousand five hundred dollars. Leaf River, Miss.

Improving Homochitto River, Mississippi: Completing improvement, in accordance with the approved project, sixteen thousand dollars. Homochitto River, Miss.

Mouth of Pearl River, Mississippi: Completing improvement in accordance with the project dated December twenty-third, eighteen hundred and ninety-six, eighteen thousand one hundred and ninety-nine dollars and eighty cents. Pearl River, Miss., mouth.

Improving Amite River and Bayou Manchac, Louisiana: For maintenance, two thousand five hundred dollars. Amite River, Bayou Manchac, La.

Improving Boeuf River, Louisiana: Continuing improvement, six thousand dollars. Boeuf River, La.

Improving Bayou Bartholomew, Louisiana and Arkansas: For maintenance, five thousand dollars. Bayou Bartholomew, La. and Ark.

Improving Tensas River and Bayou Maçon, Louisiana and Arkansas: Completing improvement, four thousand dollars. Tensas River and Bayou Maçon, La. and Ark.

Improving Red River, Louisiana, Arkansas, and Indian Territory: Continuing improvement, one hundred and fifty thousand dollars. And an examination shall be made of the harbor of Alexandria, and a report as to what improvement, if any, should be made thereof, together with an estimate of the cost thereof. Red River, La., Ark., and Ind. T. Vol. 31, p. 579. Post, p. 913. Alexandria, La.

Improving Tickfaw River, Louisiana: For maintenance, one thousand dollars. Tickfaw River, La.

Improving Bayou Lafourche, Louisiana: For maintenance, seven thousand five hundred dollars. Bayou Lafourche, La.

Improving Chefuncte River and Bogue Falia, Louisiana: For maintenance, one thousand dollars. Chefuncte River and Bogue Falia, La.

- Bogue Chitto, La. Improving Bogue Chitto, Louisiana: Continuing improvement, five thousand dollars.
- Bayou Vermillion, La. Improving channel, bay, and passes of Bayou Vermillion, Louisiana: Continuing improvement, two thousand five hundred dollars.
- Boat for waters of Louisiana to remove the water hyacinth. The sum of twenty-five thousand dollars, or so much thereof as may be necessary, is hereby appropriated, to be expended under the direction of the Secretary of War, for the construction of a boat suitable for operating on the navigable streams of the State of Louisiana in removing therefrom the aquatic plant known as the water hyacinth, so far as it is an obstruction and hindrance to interstate or foreign commerce; also, one thousand dollars for log booms to be used as adjuncts to such steamer, and ten thousand dollars for conducting the necessary operations, making thirty-six thousand dollars in all, according to the estimate and recommendation of the War Department as found in House Document Number Ninety-one, Fifty-fifth Congress, third session.
- Vol. 32, p. 354. Post, p. 981
- expenses, etc.
- Bayou Teche, La. Improving Bayou Teche, Louisiana: Continuing improvement, ten thousand dollars.
- Mermentau River, La. Improving Mermentau River and tributaries, Louisiana: Completing improvement, six thousand one hundred and fifteen dollars and twenty-five cents.
- Johnsons Bayou, La. Improving Johnson's Bayou, Louisiana: Completing improvement in accordance with the approved project, two thousand five hundred dollars.
- Bayou Courtableau, La. Improving Bayou Courtableau, Louisiana: Continuing improvement, by removal of the raft at its mouth and preventing re-formation thereof, twenty thousand dollars.
- Trinity River, Tex. *Provido.* Preliminary survey, etc. Improving Trinity River, Texas: Continuing improvement, seven thousand dollars: *Provido*, That out of said sum the Secretary of War is hereby directed to cause a preliminary survey of said Trinity River to be made from its mouth to the city of Dallas, with separate estimates of the cost of procuring a navigable depth at low water of four feet, five feet, and six feet, respectively, in said river, by locks and dams or otherwise; said report to include the best method for improving the river, and such report may be made so as to divide said river into separate sections, with a statement of the advisability of such improvement.
- Sabine River, Tex. Improving Sabine River, Texas: For maintenance, two thousand dollars.
- Brazos River. West Galveston Bay channel, Double Bayou, etc. For the improvement of the Brazos River between Velasco and Richmond, West Galveston Bay Channel, Double Bayou, and the mouths of adjacent streams, sixty-five thousand dollars, out of which said sum a suitable dredge and snagging outfit may be provided to carry on said work and to be used on other approved projects on the Texas coast, including streams emptying into the Gulf of Mexico and bays connected therewith.

Improving the mouths of the Sabine and Neches rivers, ten thousand dollars: *Provided*, That from said amount there shall be paid the expenses of making a survey by a board of engineers to be designated by the Secretary of War, and said board shall make a reexamination of the proposed channel through Sabine Lake and make a report thereon.

Sabine and Neches rivers.
Proviso.
Board to re-examine channel through Sabine Lake.

Improving Arkansas River, Arkansas and Indian Territory: Continuing improvement, one hundred thousand dollars: *Provided*, That the Secretary of War may, in his discretion, use so much of said sum as may be necessary to repair and protect existing dikes, and to remedy and guard against any injury to the harbors or river banks in their vicinity that may have been injured or endangered by reason of changes in the channel or encroachments of the river at or near Pine Bluff, Little Rock, Dardanelle, Van Buren, and Fort Smith, for the purpose of confining the river to the adopted channel, so as to give ease and safety to navigation: *Provided further*, That in the discretion of the Secretary of War the sum of fifty thousand dollars of said amount hereby appropriated may be used in removing snags, sand bars, and other obstructions to navigation in said river, and in repairing and operating snag boats. The President is authorized to appoint a board of three from the Corps of Engineers, whose duty it shall be to thoroughly examine the Arkansas River and report as soon as practicable to the Secretary of War such plan for the permanent improvement of said river as in their opinion is most feasible and best adapted to the necessities of commerce, together with a statement as to the usefulness of such improvement to navigation and its relation and value to commerce. They shall also report the details of such plan, with estimates of the cost thereof. The cost of such examination and survey and the expenses of said board shall be paid out of the sum above appropriated.

Arkansas River, Ark. and Ind. T.
Provisos.
Distribution.

Removing snags, etc.

Board to examine river.

Report on improvements.

Improvement of Saint Francis River, Arkansas: Continuing improvement, eight thousand dollars; of which sum one thousand dollars may, in the discretion of the Secretary of War, be expended in removing obstructions in the L'Anguille River, its tributary, from its mouth to the town of Marianna.

St. Francis River, Ark. L'Anguille River.

Improving Arkansas River: Removing obstructions and operating snag boats, twenty thousand dollars.

Arkansas River.

Improving Black River, in Arkansas and Missouri: Continuing improvement, eight thousand dollars.

Black River, Ark. and Mo.

Improving White River, Arkansas: For completion, fourteen thousand eight hundred and fifteen dollars.

White River, Ark.

Improving Cache River, Arkansas: To be expended in removing obstructions, one thousand dollars.

Cache River, Ark.

Improving Upper White River, Arkansas: For the construction of Lock and Dam Number One, on Upper White

Upper White River, Ark.

- River, at or near Batesville, according to the project, plans, and specifications submitted in report printed in House Document Number Seventy-eight, Fifty-fourth Congress, second session, to complete said lock and dam, one hundred and sixty thousand dollars, and the Secretary of War may also enter into contract or contracts for the completion of Lock and Dam Number Two, according to same plan, at a cost not to exceed one hundred and fifty thousand dollars, to be paid for as appropriations may from time to time be made by law.
- Contracts. Vol. 31, p. 587. Post, p. 923.
- Current River, Ark. and Mo. Improving Current River, in Arkansas and Missouri: Continuing improvement, and for maintenance, five thousand dollars.
- Buffalo Fork of White Riv. er, Ark. Improving Buffalo Fork of White River, Arkansas: For completion of improvements, according to project, plans, and specifications printed in the Annual Report of the Chief of Engineers for eighteen hundred and ninety-seven, pages nineteen hundred and ninety-four et sequentes, three thousand five hundred dollars.
- Ouachita and Black rivers, Ark. and La. Improving Ouachita and Black rivers, Arkansas and Louisiana: Continuing improvement, one hundred and ten thousand dollars, of which sum so much as may be necessary shall be used by the Secretary of War in his discretion for the completion of the survey of said Ouachita River, heretofore authorized, for the purpose of obtaining a plan of construction and estimates of the cost of the locks and dams necessary to give slack-water navigation.
- Clinch River, Tenn. Improving Clinch River, Tennessee: Completing improvement, eight thousand five hundred dollars.
- Cumberland River, Tenn. Improving Cumberland River above Nashville, Tennessee, one hundred thousand dollars, of which amount so much as may be available, besides the amount required for essential maintenance, may be applied toward the completion of unfinished locks and dams one, five, six, and seven, or either of them.
- Harpeth shoals. Improving Cumberland River below Nashville, Tennessee, one hundred thousand dollars, of which amount so much as may be available, besides the amount required for essential maintenance, shall be applied in the construction of the lock and dam and other projected improvements at Harpeth Shoals.
- French Broad and Little Pigeon rivers, Tenn. Tennessee River. Improving French Broad and Little Pigeon rivers, Tennessee: Continuing improvement, five thousand dollars.
- Improving Tennessee River below Riverton, Alabama, one hundred thousand dollars; and so much thereof as may be necessary may be used for the construction and equipment of a dredge boat.
- Improving Tennessee River between Chattanooga and Riverton, thirty-five thousand dollars, of which amount so much as may be necessary shall be applied in the survey of that portion between Bridgeport and Decatur and a resurvey of the remaining portions of said river between the points named, and in making the survey between

Chattanooga and Shellmounds through that portion of the river commonly called the "Suck," an examination shall be made with a view to the construction of locks and dams suitable for convenient and safe navigation, also if on examination it shall be thought desirable, an estimate shall be made of the cost of constructing a canal across Moccasin Bend below Chattanooga: *Provided*, That so much as may be necessary may be used for a survey of the Clinch and French Broad rivers.

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309.
Post, p.
1051.

Proviso.
Survey
Clinch, etc.,
rivers.

Improving Tennessee River at Colbert Shoals and Bee Tree Shoals: Continuing improvement, one hundred thousand dollars.

Improving Tennessee River above Chattanooga: Continuing improvement, thirty thousand dollars.

Improving Obion River, Tennessee: For maintenance, two thousand five hundred dollars.

Obion River,
Tenn.

Improving Forked Deer River, Tennessee: For maintenance, two thousand dollars.

Forked Deer
River, Tenn.

Improving Elk River, Tennessee: Continuing improvement, four thousand dollars.

Elk River,
Tenn.

Improving Big Sandy River, Kentucky and West Virginia: Continuing improvement, fifty-two thousand five hundred dollars: *Provided*, That a contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary to complete two locks and dams in the Big Sandy River between Louisa and the mouth of the Big Sandy River, in accordance with the report of April twenty-seventh, eighteen hundred and ninety-eight, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate four hundred and twenty thousand dollars, exclusive of the amount herein and heretofore appropriated: *Provided further*, That of the amount authorized to be expended, one thousand dollars may be expended for maintenance on Leviza Fork, and one thousand five hundred dollars on Tug Fork, and twenty thousand dollars, or so much thereof as may be necessary, for a detailed survey of the Big Sandy River and Leviza and Tug forks of the same in Kentucky and West Virginia: *Provided*, That the rest of the amount may be used for the local survey, acquisition of sites, and commencement of construction of the above-named locks and dams.

Big Sandy
River, Ky. and
W. Va.

Provisos.
Contracts.

Distribution.

—sites, etc.

Improving Green River, Kentucky, above the mouth of Big Barren River: Completing improvement, eighty-five thousand six hundred and seventy-three dollars and twenty cents.

Green River,
Ky.

For survey of Licking River, Kentucky, from its mouth, opposite Cincinnati, Ohio, to Falmouth, Pendleton County, Kentucky, and for estimate of the cost of a lock and dam at or near Three Mile Riffle, about three miles from its mouth, ten thousand dollars.

Licking
River, Ky.

Improving Ohio River from its head to its mouth: Continuing improvement, three hundred and seventy-

Ohio River,
from head to
mouth.

five thousand dollars, of which amount the Secretary of War is hereby authorized to expend thirty-five thousand dollars, or so much thereof as may be necessary, upon a survey of said Ohio River from Marietta, Ohio, to the mouth of the Big Miami River, with a view to the improvement of said river between said points by movable dams and otherwise, so as to provide six feet of water in said river at low water, this survey to include a report upon the location of the necessary dams and the probable cost thereof: *Provided further*, That out of the three hundred and seventy-five thousand dollars herein appropriated there shall be expended the following sums, or so much thereof as may be necessary, to wit: Thirty-five thousand dollars for general snagging purposes; twenty thousand dollars for dredging the harbor at Madison, Indiana, to six feet depth at low water, of which so much as may be necessary may be spent upon a special survey to determine the total cost of extending such harbor up to the present low-water front of said city; ten thousand dollars for dredging the harbor at Golconda, Illinois; ten thousand dollars for dredging the harbor at Brooklyn, Illinois; twenty-five thousand dollars for dredging and dikes to deepen the river channel at Mound City, Illinois; fifteen thousand dollars upon the continuation of the repair of the embankment at Lawrenceburg, Indiana; twenty-five thousand dollars upon the continuation of the embankment at Shawneetown, Illinois; one thousand dollars for a survey of the river bank and adjoining ground at or near New Liberty, Illinois, so far as necessary to determine the cost of work necessary to prevent the Ohio River from cutting through its banks at this locality, the survey to include a report upon the same; one thousand dollars for a survey of the river bank at or near Paducah, Kentucky, so far as necessary to determine the cost of properly protecting the city front against injury by high water, the survey to include a report upon the same: *Provided further*, That out of the unexpended balance of the funds already appropriated by the river and harbor Act of eighteen hundred and ninety-six, for the harbor at Evansville, Indiana, the sum of twenty thousand dollars shall be spent for dredging along the city front of said city.

Ohio River.
Dam No. 13.

Improving Ohio River: Continuing improvement at Dam Numbered Thirteen, fifty thousand dollars, to be used for the local survey, acquisition of site, and commencement of construction of said dam in accordance with the report of December twenty-eighth, eighteen hundred and ninety-eight: *Provided*, That a contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary to complete said improvement, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate eight hundred thousand dollars, exclusive of the amount herein appropriated.

Proviso.
Contracts.

Evansville,
Ind., dredging.
Vol. 29, p.
225.

Ante, p. 777.

Improving Ohio River: Continuing improvement at Dam Numbered Eighteen, fifty thousand dollars, to be used for the local survey, acquisition of site, and commencement of construction of said dam in accordance with the report of December twenty-eighth, eighteen hundred and ninety-eight: *Provided*, That a contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary to complete said improvement, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate eight hundred thousand dollars, exclusive of the amount herein appropriated.

Ohio River.
Dam No. 18.

Proviso.
Contracts.

Improving Belle River, Michigan: Completing improvement, ten thousand dollars.

Belle River,
Mich.

Improving Hay Lake Channel, Saint Marys River: Continuing improvement, one hundred thousand dollars: *Provided*, That for the purpose of more rapidly prosecuting the project of improvement as heretofore adopted and entered upon, in addition to expending the balance on hand, a contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary for such purpose, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate three hundred and ninety-four thousand one hundred and fifteen dollars, exclusive of the amount herein and heretofore appropriated: *Provided further*, That the Secretary of War shall cause to be made and reported as early as practicable, a survey of the connecting waters between Lakes Superior and Huron, including Hay Lake Channel, with a plan and estimate of the cost of such improvement as will secure a safe and convenient channel twenty-one feet deep between said lakes, the expense of which shall be paid from the said appropriation for improving Hay Lake Channel.

Hay Lake
channel, St.
Marys River.
Proviso.
Contracts.

Survey be-
tween lakes
Huron and
Superior.

Improving Saginaw River, Michigan: Continuing improvement, forty thousand dollars.

Saginaw
River, Mich.

Improving Pine River, Michigan: Completing improvement, five thousand five hundred and sixty dollars.

Pine River,
Mich.

Improving Black River^[a], Michigan, at the mouth: Continuing improvement, four thousand dollars.

Black River,
Mich.

Improving Detroit River, Michigan, removing shoals from Detroit to Lake Erie: Continuing improvement, one hundred thousand dollars: *Provided*, That a contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary to complete the same in accordance with the present project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate six hundred and sixty-one thousand five hundred dollars, exclusive of the amount herein and heretofore appropriated: *Provided further*, That the Secretary of War shall cause to be made and reported as early as practicable a survey of

Detroit
River, Mich.

Provisos.
Contracts.

Survey from
Detroit to
Lake Erie.

^a Empties into St. Clair River.

the Detroit River from Detroit to Lake Erie, with a plan and estimate of the cost of such improvement as will secure a safe and convenient channel twenty-one feet deep between said points, the expense of which shall be paid from the said appropriation for improving Detroit River.

- Black River, Mich.** Improving Black River at Port Huron, Michigan: Continuing improvement, four thousand dollars.
- Kalamazoo River, Mich.** Improving Kalamazoo River, Michigan: Continuing improvement, ten thousand dollars.
- Grand River, Mich.** Improving Grand River, Michigan: Continuing improvement, seventy-five thousand dollars.
- Sebewaing River, Mich.** Improving Sebewaing River, Michigan: Completing improvement, thirty-two thousand dollars.
- Rouge River, Mich.** Vol. 27, p. 105. *Ante*, p. 635. Improving Rouge River, Michigan: Any amount heretofore appropriated for the construction of a turning basin at Rouge River, Michigan, which is now unexpended, or so much thereof as may be necessary, shall, in the discretion of the Secretary of War, be made available for improving the channel of said river.
- Chippewa River, Wis.** Improving Chippewa River, Wisconsin, including yellow banks: Continuing improvement, ten thousand dollars.
- Fox River, Wis. Distribution.** Improving Fox River, Wisconsin: Continuing improvement, twenty-seven thousand five hundred dollars, of which amount the sum of three thousand dollars, or so much thereof as may be necessary, shall be used to remove bars and snags from and to otherwise improve Wolf River below Shawano, Wisconsin; and two thousand dollars of said sum, or so much thereof as may be necessary, shall be used in the protection of and in further improving the harbor of refuge established and partially constructed on the east shore of Lake Winnebago, Wisconsin, under the provisions of the river and harbor Act, eighteen hundred and ninety-six, and two thousand five hundred dollars of said sum, or so much thereof as may be necessary, shall be used in the construction of a retaining wall on the north side of the canal, at the city of Kaukauna, for the protection of said canal.
- St. Croix River, Wis. and Minn.** Improving Saint Croix River, Wisconsin and Minnesota: Continuing improvement, nine thousand dollars.
- Menominee River, Mich. and Wis.** Improving Menominee River, Michigan and Wisconsin: According to the second, or dredging, plan, reported November thirtieth, eighteen hundred and ninety-six, eighteen thousand nine hundred and twenty dollars.
- Red River of the North, Minn.** Improving Red River of the North, Minnesota, and its tributaries: Continuing improvement, twenty-five thousand dollars, of which sum ten thousand dollars, or so much thereof as may be necessary, shall be used in improving the navigation of the Red Lake River.
- Red Lake River.** Improving Red Lake River, Minnesota: Continuing improvement, one thousand dollars; said sum, or so

much thereof as may be necessary, to be used in removing the bar at or near the mouth of said river.

For removing a sand bar at the mouth of Warroad River, Minnesota, three thousand dollars, or so much thereof as may be necessary.

Warroad
River, Minn.
Vol. 31, p.
587.

For making a survey of Red Lake and Red Lake River, Minnesota, with a view to the construction of a dam with locks at the outlet of said lake, for the purpose of improving the navigation of the Red River of the North and said Red Lake River, Minnesota, and estimating the cost of said improvement, five thousand dollars.

Post, p. 924.
Red Lake
and Red Lake
River, Minn.

For making a survey of Otter Tail Lake and Otter Tail River, Minnesota, with a view to the construction of a dam at the outlet of said lake, for the purpose of improving the navigation on the Red River of the North, Minnesota, and estimating the cost of said improvement, three thousand dollars.

Otter Tail
Lake and Riv-
er, Minn.

For making a further survey of Big Stone Lake and Lake Traverse, Minnesota and South Dakota, with a view to construct reservoirs therein for the improvement of the navigation of the Minnesota River, and an estimate of the cost of such improvements, five thousand dollars.

Big Stone
Lake and Lake
Traverse, Minn.
and S. Dak.

Improving Wabash River, Indiana and Illinois, above Vincennes: Completing improvement, four thousand dollars.

Wabash Riv-
er, Ind. and Ill.

Improving Wabash River, Indiana and Illinois, below Vincennes: Continuing improvement, fifteen thousand dollars.

Improving Calumet River, Illinois: Continuing improvement, sixty thousand dollars: *Provided*, That the expenditure of said money shall be made upon said river from the mouth thereof to the forks in said river.

Calumet
River, Ill.
Provido.
Location of
Improvement.

Improving Illinois River, Illinois: Continuing improvement, one hundred thousand dollars.

Illinois
River, Ill.

Illinois River and Des Plaines River, Illinois: The Secretary of War is directed to appoint a board of three engineers, which board shall make a survey and estimates of cost for the improvement of the Upper Illinois River and Lower Des Plaines River, in Illinois, with a view to the extension of navigation from the Illinois River to Lake Michigan at or near Chicago; said board of engineers shall report the estimates of cost for a channel seven feet deep, and also for a channel eight feet deep, throughout said proposed route; said survey and estimates of cost shall be made in pursuance of and according to the recommendations in report of January twenty-seventh, eighteen hundred and ninety-seven, and there is hereby appropriated for the expenses of said board and such survey the sum of thirty thousand dollars, or so much thereof as may be necessary.

Illinois and
Des Plaines
rivers, Ill.
Board to
survey, etc.
Vol. 31, p.
580.
Post, p. 914.

Reservoirs at the headwaters of the Mississippi River: Continuing improvement, two hundred and ten thousand

Mississippi
River.
Reservoirs
at headwaters.

Renewal and repair, etc.

dollars. The funds herein appropriated, and the unexpended balance of former appropriations for this work, shall be expended for the necessary renewal and repair of the reservoirs that have already been completed, and for the purchase of the lands, or easements therein, which are necessarily subject to overflow by reason of the legitimate operation of the said completed reservoirs: *Provided*, That so much of said funds as may be required may, in the discretion of the Secretary of War, be expended in making full and accurate surveys of the flowage lines of Winnibigoshish, Leech Lake, Pokegama Falls, and Pine River reservoirs, and in permanently marking such lines on the ground; also in making a survey and investigation to determine the causes of, and the means of preventing, the excessive floods on the river between the Government dam at Sandy Lake and Brainerd, Minnesota, and the effect thereof on the interests of navigation: *Provided further*, That of said funds a sum of not exceeding two thousand five hundred dollars may be used, and is hereby made available, for the payment of damages, if any, to lands and tenements caused by the failure of the natural embankment of the Pine River reservoir on June seventeenth, eighteen hundred and ninety-six.

Proviso.
Surveys of flowage lines directed, Winnibigoshish, etc., reservoirs, etc.

Floods, Sandy Lake, etc.

Failure of embankment, Pine River reservoir.

Work under Mississippi River Commission.

New Orleans, La.

Natchez and Vidalia, Miss. and La.

Memphis, Tenn.

Red and Atchafalaya rivers, La.

Improvement between St. Paul and Minneapolis, etc.

Proviso.
Contracts.

Missouri River Commission.

For work in accordance with the plans and specifications of the Mississippi River Commission:

At the harbor of New Orleans, Louisiana: Continuing improvement, one hundred and ten thousand dollars.

At the harbor of Natchez and Vidalia, Mississippi and Louisiana, fifty thousand dollars.

At the harbor of Memphis, Tennessee: The Mississippi River Commission is directed to examine the harbor at Memphis, Tennessee, and report what improvement, if any, should be made to remove the bar in front of the city of Memphis, together with the cost thereof

For rectification of Red and Atchafalaya rivers, Louisiana: Continuing improvement, twenty-five thousand dollars.

Improving the Mississippi River, between the Chicago, Saint Paul, Minneapolis and Omaha Railroad Bridge at Saint Paul, and the Washington Avenue Bridge at Minneapolis: Continuing improvement, one hundred and fifty thousand dollars: *Provided*, That a contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary to complete said improvement, or said material may be purchased and the work done otherwise than by contract, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate eight hundred and fifteen thousand five hundred and seventy-nine dollars and thirty-three cents, exclusive of the amount herein and heretofore appropriated.

For improving the Missouri River from its mouth to Sioux City, Iowa, according to plans and specifications

of the Missouri River Commission, one hundred thousand dollars: *Provided*, That of this amount the following sums, or so much thereof as may be necessary, in the discretion of the Secretary of War, shall be expended for continuing improvements at the following places, namely: For work at the mouth of Kaw River, in Missouri, five thousand dollars; for work on the right bank above the mouth of Little Blue River, in Missouri, five thousand dollars; for work above Glasgow, Missouri, ten thousand dollars; for work near Huntsdale, Missouri, ten thousand dollars; for local works above Kansas City, Missouri, not yet completed, twenty thousand dollars; for repairs on works and contingencies, fifteen thousand dollars: *Provided, also*, That of the said amount of one hundred thousand dollars the sum of thirty-five thousand may be expended in operating snag-boats on the Missouri River between Sioux City and its mouth, in removing snags, wrecks, and other obstructions.

Proviso.
Distribution.

Snag boats,
etc.

To repair the south bank of the Missouri River at the town of Judith, Montana, five thousand dollars.

Judith, Mont.

To repair the levee at the town of Fort Benton, Montana, and confine the river within its present limits, five thousand dollars.

Fort Benton,
Mont.

Improving Gasconade River, Missouri: Continuing improvement, fifteen thousand dollars.

Gasconade
River, Mo.

Improving Osage River, Missouri, by the construction of a lock and dam in accordance with the plan and estimate submitted by the Missouri River Commission in their report of July twelfth, eighteen hundred and ninety-eight, and printed in Volume Six of the Report of the Chief of Engineers for the year eighteen hundred and ninety-eight, twenty-five thousand dollars: *Provided*, That the Secretary of War may enter into a contract or contracts for such work and materials as may be necessary for the completion of such lock and dam, or the materials may be purchased and the work done otherwise than by contract, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate one hundred and forty-six thousand dollars, exclusive of the amount herein and heretofore appropriated.

Osage River,
Mo.

Proviso.
Contracts.

Improving Missouri River: For the removal of obstructions in the Missouri River above Sioux City, Iowa, fifty thousand dollars.

Improving
Missouri River
above Sioux
City, Iowa.
Vol. 31, p.

Improving Missouri River: Continuing improvement, above Sioux City, to and including Bismark [*sic*], one hundred and seventy thousand dollars, to be expended in the discretion of the Secretary of War.

629.
Post, p. 931.

For the improvement of the Missouri River on the Nebraska side opposite Sioux City, Iowa, and from the lower limits thereof to a point opposite Elkpoint in South Dakota, the sum of twenty-five thousand dollars, to be expended under the direction of the Secretary of War.

Sacramento River, Cal.

Proviso.
Contracts.

Acceptance from California of dredger authorized.

Proviso.
No payment.

Restraining of mining debris, California. Vol. 30, p. 631. *Ante*, p. 829.

Agreement that contractor shall look solely to State for half expenses to apply to future provisions.

Work done by hired labor funds sufficient, etc.

San Joaquin River, Cal.

Improving Sacramento River, California, from the city of Sacramento to the mouth: Continuing improvement, thirty thousand dollars: *Provided*, That a contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary to carry out the revised project printed in House Document Number One hundred and eighty-six, Fifty-fifth Congress, second session, and House Document Number Forty-eight, Fifty-fifth Congress, third session, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate the sum of two hundred and fifty thousand dollars, exclusive of amount herein and heretofore appropriated. The Secretary of War is hereby authorized to accept from the State of California the use of any dredger, or appliances owned or controlled by said State, conformably to any offer thereof by the said State; and the Secretary of War is hereby authorized to use any such dredger or appliances in any river or harbor improvement that may be prosecuted therein by the United States, either on the part of the United States alone or conjointly with said State: *Provided*, That nothing shall be paid to the State of California for the use of said dredger, and that nothing herein contained shall create any liability against the United States.

That the provisions of an Act of Congress, entitled "An Act making appropriations for sundry civil expenses of the Government for the fiscal year ending June thirtieth, eighteen hundred and ninety-nine, and for other purposes," approved July first, eighteen hundred and ninety-eight, authorizing the Secretary of War, in expending certain specified appropriations in the preparation for and construction of certain works for the restraining or impounding of mining debris in the State of California, to enter into a contract or contracts wherein the contractor or contractors shall look solely to that State for one-half of such expense, and that the United States shall in no wise be liable for said one-half, are hereby extended to any appropriations, when made, that may hereafter be made for said purposes.

That the Secretary of War, in carrying out the provisions of any Act of Congress providing for the restraining or impounding of mining debris in California, may, in his discretion, when in his judgment the aggregate of appropriations already made by said State and Congress and available therefor are sufficient to complete the same, undertake the works necessary thereto by hired labor and by purchase of supplies and materials therefor, and may accept payments on account thereof as the work progresses under and according to the provisions of the acts of the legislature of said State for such purposes.

Improving San Joaquin River, California: Continuing improvement, twenty thousand dollars, to be expended in dredging, making cut-offs, or otherwise improving said

river, and Stockton and Mormon Channels to the heads of navigation.

Improving Petaluma Creek, California: Continuing improvement, four thousand dollars. Petaluma Creek, Cal.

Improving Upper Columbia and Snake rivers, Oregon and Washington: Continuing improvement, seven thousand five hundred dollars. Upper Columbia and Snake rivers, Oreg. and Wash.

Improvement of Coos River, Oregon: Completing improvement, three thousand dollars. Coos River, Oreg.

Canal at Cascades, Columbia River, Oregon: Continuing improvement, seventy-five thousand dollars. Columbia River, Oreg., canal at Cascades.

Improving Long Tom River, Oregon: The sum of three thousand dollars, or so much thereof as may be necessary to be expended in the discretion of the Secretary of War, is hereby transferred from the balance remaining to the credit of the appropriation made June fourth, eighteen hundred and ninety-seven, Sundry Civil Act, for the improvement of the Willamette River above Portland. Long Tom River, Oreg. Vol. 30, p. 47. Ante, p. 814. Transfer of appropriation for Willamette River, above Portland.

Improving Lower Willamette River in front of and below Portland, Oregon, and Columbia River below the Willamette River in Oregon and Washington: Continuing improvement, one hundred and fifty thousand dollars. Lower Willamette River, Oreg., Columbia River, Oreg. and Wash.

Improving Coquille River, below Coquille City, Oregon: Continuing improvement, forty thousand dollars. Coquille River, Oreg.

Improving Clatskanie River, Oregon: To complete improvement recommended in report printed in House Document Number Two hundred and eighteen, Fifty-fifth Congress, second session, thirteen thousand dollars. Clatskanie River, Oreg.

For gauging waters of the Columbia River, measuring tidal and river volumes, one thousand dollars. Columbia River.

Improving Upper Coquille River, between Coquille City and Myrtle Point, Oregon: Continuing improvement, nine thousand dollars. Upper Coquille River, Oreg.

Improving Columbia River below Tongue Point by way of the South Channel in front of Astoria, Oregon, in accordance with project submitted in the Annual Report of the Chief of Engineers for eighteen hundred and ninety-five: Completing improvement, seventy-one thousand dollars. Columbia River below Tongue Point.

For improving Clearwater River, Idaho: Completing improvement, ten thousand dollars. Clearwater River, Idaho.

Improving Cowlitz River, Washington: Continuing improvement, three thousand dollars. Cowlitz River, Wash.

For the improvement of the Lewis River, Washington, from its mouth to Lacenter, according to the plan submitted by the Chief of Engineers in his annual report for the year eighteen hundred and ninety-seven, ten thousand dollars. Lewis River, Wash.

Improving Puget Sound and its tributary waters, Washington: Continuing improvement in accordance with approved projects, twenty thousand dollars. Puget Sound, Wash.

Chehalis
River, Wash.

Improving Chehalis River, Washington: For snagging, three thousand dollars.

Pend Oreille
River, Wash.

For the improvement of the Pend Oreille River, Washington, from Albany Falls to the town of Metalline, Washington, in accordance with approved plans; ten thousand dollars.

Swinomish
Slough, Wash.

Improving Swinomish Slough, Washington: Continuing improvement, twenty thousand dollars.

Willapa
River, etc.,
Wash.

Improving Willapa River and Harbor, Washington: Continuing improvement in accordance with approved project, five thousand dollars: *Provided*, That in the discretion of the Secretary of War so much of this amount as may be necessary shall be expended for more thoroughly clearing a channel through the North River jam.

Proviso.

Channel
through North
River Jam.

Improving Okanagon River, Washington: Continuing improvement in accordance with project printed in the Annual Report of the Chief of Engineers for eighteen hundred and ninety-eight, fifteen thousand dollars.

Okanagan
River, Wash.

Depth of
water in tidal
waters defined.

The depth of water in tidal waters, whenever referred to in this Act, shall be understood to mean the depth at mean low water unless otherwise expressed.

Appropriations available
for repairs as
well as im-
provement.

Appropriations made for the respective works herein named, or so much thereof as may be necessary, may, in the discretion of the Secretary of War, be used for the repair and restoration of said works whenever from any cause they have become seriously impaired, as well as for the further improvement of said works.

Preliminary
examinations,
surveys, etc.

SEC. 2. For preliminary examinations, surveys (except where otherwise herein especially provided for), contingencies, expenses connected with inspection of bridges, the service of notice required in such cases, the examination of bridge sites and reports thereon, and for incidental repairs for which there is no special appropriation for rivers and harbors, two hundred thousand dollars: *Provided*, That no preliminary examinations, survey, project, or estimate for new works other than those designated in this or some prior Act or resolution shall be made: *And provided further*, That after the regular or formal report on any examination, survey, project, or work under way or proposed is submitted, no supplemental or additional report or estimate for the same fiscal year shall be made unless ordered by a concurrent resolution of Congress. The Government shall not be deemed to have entered upon any project for the improvement of any waterway or harbor mentioned in this Act until funds for the commencement of the proposed work shall have been actually appropriated by law.

Provisos.

Restricted
to designated
works.

Reports,
etc.

Isthmus of
Panama.

Investigation
of, for
construction
of canal.

SEC. 3. That the President of the United States of America be and he is hereby authorized and empowered to make full and complete investigation of the Isthmus of Panama with a view to the construction of a canal by the United States across the same to connect the Atlantic and

Pacific oceans; That the President is authorized to make investigations of any and all practicable routes for a canal across said Isthmus of Panama, and particularly to investigate the two routes known respectively as the Nicaraguan route and the Panama route, with a view to determining the most practicable and feasible route for such canal together with the proximate and probable cost of constructing a canal at each of two or more of said routes: And the President is further authorized to investigate and ascertain what rights, privileges and franchises if any may be held and owned by any corporations, associations or individuals, and what work, if any, has been done by such corporations, associations or individuals in the construction of a canal at either or any of said routes, and particularly at the so-called Nicaraguan and Panama routes respectively; and likewise to ascertain the cost of purchasing all of the rights, privileges and franchises held and owned by any such corporations, associations and individuals in any and all of such routes, particularly the said Nicaraguan route and the said Panama route; and likewise to ascertain the probable or proximate cost of constructing a suitable harbor at each of the termini of said canal, with the probable annual cost of maintenance of said harbors respectively. And generally the President is authorized to make such full and complete investigation as to determine the most feasible and practicable route across said Isthmus for a canal, together with the cost of constructing the same and placing the same under the control, management and ownership of the United States.

Nicaraguan
and Panama
routes.

Existing
franchises.

—cost of pur-
chasing.

Cost of har-
bors at ter-
mini.

SEC. 4. To enable the President to make the investigations and ascertainments herein provided for, he is hereby authorized to employ in said service any of the engineers of the United States army at his discretion, and, likewise to employ any engineers in civil life, at his discretion, and any other persons necessary to make such investigation, and to fix the compensation of any and all of such engineers and other persons.

Engineers.

SEC. 5. For the purpose of defraying the expenses necessary to be incurred in making the investigations herein provided for, there is hereby appropriated out of any money in the Treasury not otherwise appropriated, the sum of one million dollars, or so much thereof as may be necessary, to be disbursed by order of the President.

Appropriation for ex-
penses.

SEC. 6. That the President is hereby requested to report to Congress the results of such investigations, together with his recommendations in the premises.

Report.

SEC. 7. That the Secretary of War shall cause the Chief of Engineers of the United States Army, in submitting his annual reports to Congress with regard to works of river and harbor improvement under his charge, to state what deterioration, if any, has taken place by destruction, decay, obstructions, or otherwise, in connection with any

Report of
Chief of En-
gineers to
show dete-
rioration in
works, etc.

of such works, together with an estimate of the cost of rebuilding, or repairing such works, or removing such obstructions; and he shall also cause the said Chief of Engineers to recommend, with his reasons therefor, the discontinuance of appropriations for any river and harbor work which he may deem unworthy of further improvement.

Report of Government piers, etc., occupied by private corporations.

SEC. 8. That the Secretary of War is directed to cause to be prepared and reported to Congress a list of all piers, wharves, and other structures or property pertaining to river and harbor works belonging to the Government of the United States now occupied by private corporations or persons, together with the terms upon which such piers, wharves, or other property are occupied, and the date of the agreement or permission granting the privilege to occupy the same, and shall make such recommendations as he may deem desirable in connection therewith^[a].

Congress to authorize construction of bridges over navigable waters.—approval of plans.

Vol. 26, p. 454; vol. 27, p. 110; vol. 32, p. 374. *Ante*, pp. 582, 642; *post*, p. 1099.

Provisos. Legislatures to authorize on waters wholly within State.

Deviation from plans.

SEC. 9. That it shall not be lawful to construct or commence the construction of any bridge, dam, dike, or causeway over or in any port, roadstead, haven, harbor, canal, navigable river, or other navigable water of the United States until the consent of Congress to the building of such structures shall have been obtained and until the plans for the same shall have been submitted to and approved by the Chief of Engineers and by the Secretary of War: *Provided*, That such structures may be built under authority of the legislature of a State across rivers and other waterways the navigable portions of which lie wholly within the limits of a single State, provided the location and plans thereof are submitted to and approved by the Chief of Engineers and by the Secretary of War before construction is commenced: *And provided further*, That when plans for any bridge or other structure have been approved by the Chief of Engineers and by the Secretary of War, it shall not be lawful to deviate from such plans either before or after completion of the structure unless the modification of said plans has previously been submitted to and received the approval of the Chief of Engineers and of the Secretary of War.^[b]

No obstruction to navigation not authorized. Works outside harbor lines forbidden.

Vols. 25, p. 423; 26, p. 454; 27, p. 110. *Ante*, pp. 515, 583, 642.

SEC. 10. That the creation of any obstruction not affirmatively authorized by Congress, to the navigable capacity of any of the waters of the United States is hereby prohibited; and it shall not be lawful to build or commence the building of any wharf, pier, dolphin, boom, weir, breakwater, bulkhead, jetty, or other structures in any port, roadstead, haven, harbor, canal, navigable river, or

^a The report giving the information thus called for is printed as House Document No. 72, Fifty-sixth Congress, first session. Section 14 of this act provides for all questions arising in connection with use, occupancy, or injury of such structures by private parties.

^b Section 10 of the river and harbor act approved June 13, 1902, makes the provisions of the above section applicable alike to the completed and uncompleted portions of the Illinois and Mississippi Canal.

other water of the United States, outside established harbor lines, or where no harbor lines have been established, except on plans recommended by the Chief of Engineers and authorized by the Secretary of War; and it shall not be lawful to excavate or fill, or in any manner to alter or modify the course, location, condition, or capacity of, any port, roadstead, haven, harbor, canal, lake, harbor of refuge, or inclosure within the limits of any breakwater, or of the channel of any navigable water of the United States, unless the work has been recommended by the Chief of Engineers and authorized by the Secretary of War prior to beginning the same.

Excavations, alterations, etc., in channels only where authorized.

SEC. 11. That where it is made manifest to the Secretary of War that the establishment of harbor lines is essential to the preservation and protection of harbors he may, and is hereby, authorized to cause such lines to be established, beyond which no piers, wharves, bulkheads, or other works shall be extended or deposits made, except under such regulations as may be prescribed from time to time by him: *Provided*, That whenever the Secretary of War grants to any person or persons permission to extend piers, wharves, bulkheads, or other works, or to make deposits in any tidal harbor or river of the United States beyond any harbor lines established under authority of the United States, he shall cause to be ascertained the amount of tide water displaced by any such structure or by any such deposits, and he shall, if he deem it necessary, require the parties to whom the permission is given to make compensation for such displacement either by excavating in some part of the harbor, including tide-water channels between high and low water mark, to such an extent as to create a basin for as much tide water as may be displaced by such structure or by such deposits, or in any other mode that may be satisfactory to him.

Establishment of harbor lines. Vol. 24, p. 329; vol. 25, p. 425; vol. 26, p. 455. *Ante*, pp. 462, 518, 584.

Proviso. Compensation for tide water displaced.

SEC. 12. That every person and every corporation that shall violate any of the provisions of sections nine, ten, and eleven of this Act, or any rule or regulation made by the Secretary of War in pursuance of the provisions of the said section fourteen [c], shall be deemed guilty of a misdemeanor, and on conviction thereof shall be punished by a fine not exceeding twenty-five hundred dollars nor less than five hundred dollars; or by imprisonment (in the case of a natural person) not exceeding one year, or by both such punishments, in the discretion of the court. And further, the removal of any structures or parts of structures erected in violation of the provisions of the said sections may be enforced by the injunction of any circuit court exercising jurisdiction in any district in which such structures may exist, and proper proceedings to this end may be instituted under the direction of the Attorney-General of the United States.

Penalties; removal of structures. Vol. 26, p. 454. *Ante*, p. 583. Vol. 31, p. 32. *Post*, p. 906.

^cAct approved February 20, 1900, amends this section by striking out the word "fourteen" and inserting in lieu thereof the word "eleven."

Depositing refuse in navigable waters forbidden.

Vol. 26, p. 453; vol. 28, p. 363.

Ante, pp. 581, 712.

Provisos.
--not applicable to public works.

--permits for depositing in defined limits.

Using, etc., wharves, levees, etc., forbidden.

Vol. 26, p. 454; vol. 28, p. 363.

Ante, pp. 583, 712.

Proviso.
--permits for temporary use.

SEC. 13. That it shall not be lawful to throw, discharge, or deposit, or cause, suffer, or procure to be thrown, discharged, or deposited either from or out of any ship, barge, or other floating craft of any kind, or from the shore, wharf, manufacturing establishment, or mill of any kind, any refuse matter of any kind or description whatever other than that flowing from streets and sewers and passing therefrom in a liquid state, into any navigable water of the United States, or into any tributary of any navigable water from which the same shall float or be washed into such navigable water; and it shall not be lawful to deposit, or cause, suffer, or procure to be deposited material of any kind in any place on the bank of any navigable water, or on the bank of any tributary of any navigable water, where the same shall be liable to be washed into such navigable water, either by ordinary or high tides, or by storms or floods, or otherwise, whereby navigation shall or may be impeded or obstructed: *Provided*, That nothing herein contained shall extend to, apply to, or prohibit the operations in connection with the improvement of navigable waters or construction of public works, considered necessary and proper by the United States officers supervising such improvement or public work: *And provided further*, That the Secretary of War, whenever in the judgment of the Chief of Engineers anchorage and navigation will not be injured thereby, may permit the deposit of any material above mentioned in navigable waters, within limits to be defined and under conditions to be prescribed by him, provided application is made to him prior to depositing such material; and whenever any permit is so granted the conditions thereof shall be strictly complied with, and any violation thereof shall be unlawful.

SEC. 14. That it shall not be lawful for any person or persons to take possession of or make use of for any purpose, or build upon, alter, deface, destroy, move, injure, obstruct by fastening vessels thereto or otherwise, or in any manner whatever impair the usefulness of any sea wall, bulkhead, jetty, dike, levee, wharf, pier, or other work built by the United States, or any piece of plant, floating or otherwise, used in the construction of such work under the control of the United States, in whole or in part, for the preservation and improvement of any of its navigable waters or to prevent floods, or as boundary marks, tide gauges, surveying stations, buoys, or other established marks, nor remove for ballast or other purposes any stone or other material composing such works: *Provided*, That the Secretary of War may, on the recommendation of the Chief of Engineers, grant permission for the temporary occupation or use of any of the aforementioned public works when in his judgment such occupation or use will not be injurious to the public interest.

SEC. 15. That it shall not be lawful to tie up or anchor vessels or other craft in navigable channels in such a manner as to prevent or obstruct the passage of other vessels or craft; or to voluntarily or carelessly sink, or permit or cause to be sunk, vessels or other craft in navigable channels; or to float loose timber and logs, or to float what is known as sack rafts of timber and logs in streams or channels actually navigated by steamboats in such manner as to obstruct, impede, or endanger navigation[*]. And whenever a vessel, raft, or other craft is wrecked and sunk in a navigable channel, accidentally or otherwise, it shall be the duty of the owner of such sunken craft to immediately mark it with a buoy or beacon during the day and a lighted lantern at night, and to maintain such marks until the sunken craft is removed or abandoned, and the neglect or failure of the said owner so to do shall be unlawful; and it shall be the duty of the owner of such sunken craft to commence the immediate removal of the same, and prosecute such removal diligently, and failure to do so shall be considered as an abandonment of such craft, and subject the same to removal by the United States as hereinafter provided for.

Obstructions
by anchoring
vessels.

—sunken ves-
sels, timber,
etc.

Vol. 31, p.
172.

Post, p. 908.
—duties of
owner of sunk-
en vessel.

Penalties.

SEC. 16. That every person and every corporation that shall violate, or that shall knowingly aid, abet, authorize, or instigate a violation of the provisions of sections thirteen, fourteen, and fifteen of this Act shall be guilty of a misdemeanor, and on conviction thereof shall be punished by a fine not exceeding twenty-five hundred dollars nor less than five hundred dollars, or by imprisonment (in the case of a natural person) for not less than thirty days nor more than one year, or by both such fine and imprisonment, in the discretion of the court, one-half of said fine to be paid to the person or persons giving information which shall lead to conviction. And any and every master, pilot, and engineer, or person or persons acting in such capacity, respectively, on board of any boat or vessel who shall knowingly engage in towing any scow, boat, or vessel loaded with any material specified in section thirteen of this Act to any point or place of deposit or discharge in any harbor or navigable water, elsewhere than within the limits defined and permitted by the Secretary of War, or who shall willfully injure or destroy any work of the United States contemplated in section fourteen of this Act, or who shall willfully obstruct the channel of any waterway in the manner contemplated in section fifteen of this Act, shall be deemed guilty of a violation of this Act, and shall upon conviction be punished as hereinbefore provided in this section, and shall also have his license revoked or suspended for a term to be fixed by the

*Act approved May 9, 1900, amends this section by authorizing the Secretary of War to make regulations governing the running of loose logs, steamboats, and rafts on certain streams.

judge before whom tried and convicted. And any boat, vessel, scow, raft, or other craft used or employed in violating any of the provisions of sections thirteen, fourteen, and fifteen of this Act shall be liable for the pecuniary penalties specified in this section, and in addition thereto for the amount of the damages done by said boat, vessel, scow, raft, or other craft, which latter sum shall be placed to the credit of the appropriation for the improvement of the harbor or waterway in which the damage occurred, and said boat, vessel, scow, raft, or other craft may be proceeded against summarily by way of libel in any district court of the United States having jurisdiction thereof.

Legal proceedings, by whom conducted, etc.
Vol. 26, p. 455.
Ante, p. 584.

SEC. 17. That the Department of Justice shall conduct the legal proceedings necessary to enforce the foregoing provisions of sections nine to sixteen, inclusive, of this Act; and it shall be the duty of district attorneys of the United States to vigorously prosecute all offenders against the same whenever requested to do so by the Secretary of War or by any of the officials hereinafter designated, and it shall furthermore be the duty of said district attorneys to report to the Attorney-General of the United States the action taken by him against offenders so reported, and a transcript of such reports shall be transmitted to the Secretary of War by the Attorney-General; and for the better enforcement of the said provisions and to facilitate the detection and bringing to punishment of such offenders, the officers and agents of the United States in charge of river and harbor improvements, and the assistant engineers and inspectors employed under them by authority of the Secretary of War, and the United States collectors of customs and other revenue officers, shall have power and authority to swear out process and to arrest and take into custody, with or without process, any person or persons who may commit any of the acts or offenses prohibited by the aforesaid sections of this Act, or who may violate any of the provisions of the same: *Provided*, That no person shall be arrested without process for any offense not committed in the presence of some one of the aforesaid officials: *And provided further*, That whenever any arrest is made under the provisions of this Act, the person so arrested shall be brought forthwith before a commissioner, judge, or court of the United States for examination of the offenses alleged against him; and such commissioner, judge, or court shall proceed in respect thereto as authorized by law in case of crimes against the United States.

Power to arrest granted certain officials.

Providos.
—offense to be committed in presence of.

—examination of prisoner.

Obstruction to navigation by bridges.
Vols. 23, p. 148; 25, pp. 424, 425; 26, p. 453.
Ante, pp. 417, 517, 580.

SEC. 18. That whenever the Secretary of War shall have good reason to believe that any railroad or other bridge now constructed, or which may hereafter be constructed, over any of the navigable waterways of the United States is an unreasonable obstruction to the free navigation of

such waters on account of insufficient height, width of span, or otherwise, or where there is difficulty in passing the draw opening or the draw span of such bridge by rafts, steamboats, or other water craft, it shall be the duty of the said Secretary, first giving the parties reasonable opportunity to be heard, to give notice to the persons or corporations owning or controlling such bridge so to alter the same as to render navigation through or under it reasonably free, easy, and unobstructed; and in giving such notice he shall specify the changes recommended by the Chief of Engineers that are required to be made, and shall prescribe in each case a reasonable time in which to make them. If at the end of such time the alteration has not been made, the Secretary of War shall forthwith notify the United States district attorney for the district in which such bridge is situated, to the end that the criminal proceedings hereinafter mentioned may be taken. If the persons, corporation, or association owning or controlling any railroad or other bridge shall, after receiving notice to that effect, as hereinbefore required, from the Secretary of War, and within the time prescribed by him willfully fail or refuse to remove the same or to comply with the lawful order of the Secretary of War in the premises, such persons, corporation, or association shall be deemed guilty of a misdemeanor, and on conviction thereof shall be punished by a fine not exceeding five thousand dollars, and every month such persons, corporation, or association shall remain in default in respect to the removal or alteration of such bridge shall be deemed a new offense, and subject the persons, corporation, or association so offending to the penalties above prescribed: *Provided*, That in any case arising under the provisions of this section an appeal or writ of error may be taken from the district courts or from the existing circuit courts direct to the Supreme Court either by the United States or by the defendants.

SEC. 19. That whenever the navigation of any river, lake, harbor, sound, bay, canal, or other navigable waters of the United States shall be obstructed or endangered by any sunken vessel, boat, water craft, raft, or other similar obstruction, and such obstruction has existed for a longer period than thirty days, or whenever the abandonment of such obstruction can be legally established in a less space of time, the sunken vessel, boat, water craft, raft, or other obstruction shall be subject to be broken up, removed, sold, or otherwise disposed of by the Secretary of War at his discretion, without liability for any damage to the owners of the same: *Provided*, That in his discretion, the Secretary of War may cause reasonable notice of such obstruction of not less than thirty days, unless the legal abandonment of the obstruction can be established in a less time, to be given by publication, addressed "To whom it may concern," in a newspaper published nearest to the

—notice to alter.

—penalty.

—*Provided*.
—appeal.Removal of
obstructions to
navigation.
Vol. 21, p.
197; vol. 22, p.
208; vol. 26, p.
454.
Ante, pp. 330,
383, 583.—*Provided*.
—notice.

locality of the obstruction, requiring the removal thereof: *And provided also*, That the Secretary of War may, in his discretion, at or after the time of giving such notice, cause sealed proposals to be solicited by public advertisement, giving reasonable notice of not less than ten days, for the removal of such obstruction as soon as possible after the expiration of the above specified thirty days' notice, in case it has not in the meantime been so removed, these proposals and contracts, at his discretion, to be conditioned that such vessel, boat, water craft, raft, or other obstruction, and all cargo and property contained therein, shall become the property of the contractor, and the contract shall be awarded to the bidder making the proposition most advantageous to the United States: *Provided*, That such bidder shall give satisfactory security to execute the work: *Provided further*, That any money received from the sale of any such wreck, or from any contractor for the removal of wrecks, under this paragraph shall be covered into the Treasury of the United States.

—proposals to remove.

—bond of bidder.

Disposition of funds from sale of wrecks.

Vessels grounding, etc.

—destruction, etc., of.

Proviso.

—notice.

—expense of removal.

—reimbursement.

Appropriation.

SEC. 20. That under emergency, in the case of any vessel, boat, water craft, or raft, or other similar obstruction, sinking or grounding, or being unnecessarily delayed in any Government canal or lock, or in any navigable waters mentioned in section nineteen, in such manner as to stop, seriously interfere with, or specially endanger navigation, in the opinion of the Secretary of War, or any agent of the United States to whom the Secretary may delegate proper authority, the Secretary of War or any such agent shall have the right to take immediate possession of such boat, vessel, or other water craft, or raft, so far as to remove or to destroy it and to clear immediately the canal, lock, or navigable waters aforesaid of the obstruction thereby caused, using his best judgment to prevent any unnecessary injury; and no one shall interfere with or prevent such removal or destruction: *Provided*, That the officer or agent charged with the removal or destruction of an obstruction under this section may in his discretion give notice in writing to the owners of any such obstruction requiring them to remove it: *And provided further*, That the expense of removing any such obstruction as aforesaid shall be a charge against such craft and cargo; and if the owners thereof fail or refuse to reimburse the United States for such expense within thirty days after notification, then the officer or agent aforesaid may sell the craft or cargo, or any part thereof that may not have been destroyed in removal, and the proceeds of such sale shall be covered into the Treasury of the United States.

Such sum of money as may be necessary to execute this section and the preceding section of this Act is hereby appropriated out of any money in the Treasury not otherwise appropriated, to be paid out on the requisition of the Secretary of War.

That all laws or parts of laws inconsistent with the foregoing sections ten [a] to twenty, inclusive, of this Act are hereby repealed: *Provided*, That no action begun, or right of action accrued, prior to the passage of this Act shall be affected by this repeal.

Repeal. *Proviso.*—prior actions excepted. Vols. 25, p. 209; 28, p. 360; 31, pp. 31 and 32; 32, p. 375. *Ante*, pp. 481, 709; *post*, pp. 906, 1010.

SEC. 21. Whenever in this Act the amount provided for the completion of any project under continuing contract is less than the cost as estimated by the engineers, proposals for bids shall be invited without further action by Congress.

Appropriation for completion of project less than estimated cost; bids.

SEC. 22. That the Secretary of War is hereby directed to cause preliminary examinations or surveys to be made at the localities named in this section as hereinafter provided. In all cases a preliminary examination shall first be made, which shall embrace information concerning the commercial importance, present and prospective, of the river or harbor mentioned, and a report as to the advisability of its improvement. Whenever such preliminary examination has been made, in case such improvement is not deemed advisable, no further action shall be taken thereon without the direction of Congress; but in case the report has been or shall be to the effect that such river or harbor is worthy of improvement, the Secretary of War is hereby directed, at his discretion, to cause surveys to be made and the cost of improving such river or harbor to be estimated and to be reported to Congress, to wit:

Preliminary examinations and surveys directed.

Scope of preliminary examination, etc.

CALIFORNIA.

California.

- Inner Harbor, San Pedro.
- Napa River.
- Sonoma Creek.
- Suisun Creek.
- Crescent Bay.

Channel between the straits of Carquinez [Karquines] and the Golden Gate, off Point Pinole, Point Wilson, and Lone Tree Point, with a view to obtaining a channel three hundred feet in width, of a depth of thirty feet [b].

Harbor of South San Francisco, San Mateo County.

CONNECTICUT.

Connecticut.

Milford Harbor.

^aAct approved February 20, 1900, amends this paragraph by striking out the word "ten" and inserting in lieu thereof the word "nine." Section 12 of the river and harbor act approved June 13, 1902, further amends this paragraph by providing that nothing contained in the foregoing sections 9 to 19, inclusive, shall be construed as repealing, modifying, or in any manner affecting the provisions of act approved June 29, 1838, for prevention of obstructive and injurious deposits in New York Harbor, as amended by section 3 of the river and harbor act of August 13, 1894.

^bThis item has reference to certain shoals in San Pablo Bay, which is really the northern part of San Francisco Bay.

Delaware.

DELAWARE.

Saint Jones River, Delaware, from its mouth to the highest point of feasible navigation.

Florida.

FLORIDA.

East Pass, at the entrance of Carrabelle Harbor, Florida, with a view to obtaining a channel depth of twenty-two feet at mean low water.

Ocklockonnee River.

Bay at Hudson, Pasco County.

Inside passage through Sarasota Bay to Lemon Bay.

Boca Grande and Charlotte Harbor, with a view to obtaining a depth of twenty-four feet of water over the bar at the entrance of the harbor and eighteen feet thence up to Punta Gorda.

Kissimmee River and connecting lakes and canals flowing into Lake Okechobee [^a], thence down to the Caloosahatchee River to the Gulf of Mexico, with a view to improving the navigation of the channels therein.

Punta Rassa: Inside passage [^b] to Charlotte Harbor.

Orange River: To its confluence with Caloosahatchee and thence to Gulf of Mexico.

Crystal River: From the town of Crystal River to its entrance in the Gulf of Mexico.

Georgia.

GEORGIA.

Brunswick, Georgia: Inner harbor, with a view of determining what improvement thereof is desirable in the interest of commerce and the cost thereof.

Illinois.

ILLINOIS.

Survey of Ohio River from Mound City, Illinois, to Cairo, Illinois: With a view to ascertain what improvement, if any, is desirable with a view to the protection of the banks and levees on the Illinois side.

Survey with a view to ascertain what, if anything, should be done to stop the caving of the banks of the Ohio River, at or near New Liberty, in Pope County, Illinois, and to prevent said river from cutting into a slough and chain of lakes at said point, together with the cost thereof.

Waukegan Harbor, with a view to obtaining a channel three hundred feet wide and twenty feet deep.

Survey and estimate of cost for the improvement of the channel and to prevent the cutting and caving of the

^a The survey and report under this item included also Istokpoga Creek, which empties into Kissimmee River about 10½ miles north of Fort Bassinger.

^b Known as Pine Island Sound.

bank of the Mississippi River on the Illinois side thereof, at or near Wagners Landing, in Jackson County, below Rockwood, Illinois.

Improving Chicago River, in Illinois: Survey and estimate of cost for a channel twenty-one feet deep from its mouth to the stock yards on the South Branch, and to Belmont avenue, on the North Branch, so far as may be permitted by existing docks and wharves, exclusive of cost of removing or constructing bridges or piers or lowering tunnels; and the aforesaid depth of twenty-one feet is hereby adopted as the project depth for the improvement in lieu of that fixed by the Act of June third, eighteen hundred and ninety-six: *Provided*, That all the work of removing and reconstructing bridges and piers and lowering tunnels necessary to permit a practicable channel with said depth to be obtained shall be done, or caused to be done, by the city of Chicago without expense to the United States.

Survey of the Mississippi River at or near Beach Ridge, Illinois: With a view to ascertain whether there is danger of said river breaking through into Cache River, and whether it is desirable to make further specific appropriations to protect the bank of the Mississippi River at said place; and, if so, the cost thereof.

Survey of the Mississippi River between Station Eighteen hundred and forty, as established by Government survey reported in Executive House Document Number One hundred and eleven, third session Fifty-third Congress, and the railroad embankment at the railroad bridge crossing in front of Quincy, Illinois, with a view to preventing the filling up of Quincy Bay by sediment carried by the river in times of high water.

IOWA.

Iowa.

Bellevue, Iowa: Survey with a view to ascertain whether it is desirable to construct a dam across what is known as Crooked Slough, opposite Bellevue, Iowa, on the Illinois shore of the Mississippi River, at a point in section nine, township twenty-six north, of range one east, and where the wagon road leading from Galena and Hanover, Illinois, to Bellevue, Iowa, intersects and crosses said slough.

KENTUCKY.

Kentucky.

Green River, Kentucky: From Mammoth Cave, Kentucky, to Greensburg, Kentucky.

LOUISIANA.

Louisiana.

Survey of Atchafalaya Bay from the mouth of Atchafalaya River to deep water in the Gulf of Mexico, twelve feet deep at mean low water and two hundred feet wide, with an estimate of the cost of said improvement.

Maine.

MAINE.

Boothbay Harbor.
 Camden Harbor.
 Penobscot River, at and near Bucksport Narrows.
 Parkers Head Harbor and Channel, Kennebec River.
 Bucksport Harbor.
 Kennebec River between Gardiner Bridge and Augusta Dam, with a view to securing a channel equal in capacity to that below said bridge.
 Kenduskeag River at its mouth, with a view to securing a channel two feet deep at extreme low tide for the entire width of the river.

Maryland.

MARYLAND.

Claibourne Harbor.
 Queenstown Harbor.
 Patuxent River, at Bristol Bar.
 Brettons Bay, on the Potomac River.
 Elk River.
 Tyaskin [Wetipquin] Creek.
 Rockhall Harbor, with a view to obtaining a channel through Swan Point Bar one hundred and fifty feet wide and twelve feet deep and a channel in the inner harbor of the same width and depth; also for a channel one hundred and ninety feet wide and twelve feet deep across the bar.

Massachusetts.

MASSACHUSETTS.

New Bedford Harbor: To remove the bar between the present channel and the northerly terminus of the proposed channel on the northerly side of the New Bedford and Fairhaven Bridge, and also of removing the bar in the channel of New Bedford Harbor about eight hundred feet southerly from Fish Island.

Vineyard Haven: With a view to its further protection and improvement as a harbor of refuge by a breakwater or otherwise.

Sandy Bay: Resurvey and estimate of cost at breakwater [a].

Winthrop Harbor: To provide channels of a width of seventy-five and one hundred feet, respectively, and a depth of twelve feet and fifteen feet, respectively.

Channel of Assonet River.

Piers and breakwater at Rockport.

Beverly Harbor.

Cottage City.

Westport Point Harbor.

^a The information called for by this item, which relates to the harbor of refuge of the first class, is contained in the report of the Board created under the provisions of section 1 of this act to examine the project for improvement and estimate the cost of completion.

Sandwich Harbor.
 Bass River Harbor.
 Cohasset Harbor, with a view to deepening the same
 and its channel.
 Cotuit Harbor.
 Harbor at Hyannis.

MICHIGAN.

Michigan.

Arcadia: To obtain a channel one hundred and fifty feet wide and fourteen feet deep.

Muskegon River, from the head of Muskegon Lake to Newaygo: To obtain a depth of five feet of water.

Channel from Lake Michigan to Stoney Lake, Oceana County.

Cheboygan Harbor: To obtain a depth of eighteen feet from the entrance of said harbor to the first bridge.

Mackinac Harbor: For the protection of the harbor by breakwaters.

Copper Harbor: To obtain a depth of eighteen feet.

MINNESOTA.

Minnesota.

Lake Superior and Mississippi River: The report upon the examination and survey for the location of a canal connecting Lake Superior and the Mississippi River, provided for by the River and Harbor Act of eighteen hundred and ninety-four, shall be supplemented by a further report as to whether such canal is feasible and an improvement which should be undertaken by the Government, and, if feasible, the probable cost of construction, operation, and maintenance of the same.

Vol. 28, p.
 357.
Ante, p. 703.

Saint Croix River, from Stillwater Harbor to Taylors Falls, Minnesota, with a view to making said river accessible to steamboats and other craft navigating said river.

Minnesota River: With a view of protecting the banks thereof at and near Saint Peter, in Nicollet County.

Two Islands or Saxton, Minnesota, situate about midway between Two Harbors and Grand Marais, Minnesota: With a view of making a harbor of refuge at that point.

Red River of the North, Minnesota and North Dakota: With a view of ascertaining what improvements, if any, should be made to govern and repress the floods of the river, and to prevent the undue erosion of the banks.

MISSOURI.

Missouri.

Current River: With a view to the improvement of said river, between the junction of Crooked Creek and Current Creek with the Current River, in the northwest corner of Shannon County and the southern line of Carter County, in the State of Missouri.

Saint Francois [Francis] River: With a view to the improvement of said river, from Greenville to the mouth of Mingo.

Missouri River: With a view to prevent the erosion of the north bank thereof at and near Huntsdale, in Boone County, Missouri, with a view to prevent the erosion of the south bank thereof and the cutting of a new channel at and near the city of Napoleon, in Lafayette County, Missouri.

New Hamp-
shire.

NEW HAMPSHIRE.

Pull-and-be-damned Point [^a], Portsmouth Harbor: With a view to its removal, so far as the same is an obstruction to navigation.

Isles of Shoals [^b]: With a view to building a breakwater from Smutty Nose Island to Cedar Island.

New Jersey.

NEW JERSEY.

Raccoon Creek.

Woodbridge Creek.

Maurice River, Oldmans Creek.

Arthur Kill or Staten Island Sound from Kill von Kull to Raritan Bay, with a view to obtaining of a twenty-one foot channel, by way of Staten Island Sound from New York Bay to Raritan Bay.

Passaic River: With the view of ascertaining the cost and feasibility of extending a ten-foot channel of suitable width from Center-street bridge to the Montclair Railway Bridge, and also as to the feasibility and cost of affording a channel twelve feet in depth from Center-street bridge to Staten Island Sound. Also an examination of said river from Montclair Railway Bridge to the city of Paterson.

Tuckerton Creek.

New York.

NEW YORK.

Saugerties Harbor: With a view of extending the improvement from the westerly end of the south dike westerly to the "Point of Rocks;" also with a view to removing the loose rock from the channel, and continuing the depth of twelve feet, at low water, toward the head of the harbor.

Dunkirk: Survey for easterly breakwater.

Bay Shore, Long Island: With a view to constructing a breakwater.

Patchogue River.

Three Mile Harbor, Long Island.

^a The obstruction at this place is known officially as Goat Island ledge.

^b This locality is known also as Gosport Harbor, the village of Gosport being located on Star Island, the principal Island of the group.

Sag Harbor.

Tonawanda Harbor, Erie County, and Tonawanda Creek from Niagara River to the State dam.

Patchogue River: With a view to deepening the channel from Fire Island Inlet to Patchogue to a depth of eight feet, with a channel eighty feet in width.

Diamond Reef and Coenties Reef in East River, with a view to their removal.

New Rochelle Harbor.

West Chester Creek.

Tarrytown Harbor.

Port Chester Harbor.

OREGON.

Oregon.

Snake River: That portion of the Snake River extending from the town of Asotin, in the State of Washington, to Pittsburg Landing, in the State of Oregon.

Lower Willamette and Columbia rivers below Portland, Oregon: Survey and estimate of the cost of obtaining a channel depth of twenty-five feet at low water from Portland to the mouth of the Columbia River.

The canal and locks situated on the west side of the Willamette River, at Willamette Falls, in Clackamas County: With a view to ascertaining the desirability of their condemnation and purchase by the United States.

Mouth of Columbia River, Oregon and Washington: Survey and estimate with a view to obtaining a channel of forty feet depth at lowest low water, and a report as to the desirability of such improvement.

PENNSYLVANIA.

Pennsylvania.

Youghiogheny River: With a view to the improvement of said river by locks and dams from West Newton to the mouth of said river at McKeesport, Pennsylvania.

RHODE ISLAND.

Rhode Island.

Pawtucket River.

Providence harbor and river: As to the advisability of dredging that portion of the flats therein between Wilkesbarre Pier, Kettle Point, and the present ship-channel, to a depth of twenty-five feet at mean low water, to provide increased anchorage grounds, and a project for such improvement, with the probable cost thereof.

SOUTH CAROLINA.

South Carolina.

Sampit River: From its mouth at the twenty-foot depth at low water in Winyah Bay to its head of navigation, with the view, of dredging shoals and removing other obstructions.

Wee Tee Lake, Williamsburg County: From its junction with the Santee River to a point called the Bluff, with a view to make it navigable for steamboats.

Lynch's River: From the railroad bridge at Effingham to its mouth at junction of Great Pee Dee River, with a view to procuring a depth of three feet at mean low water.

The waterways and low-lying marsh lands or rice lands between the North and South Santee rivers, with a view to extending the Estherville Minim Creek Canal in a southerly direction to Alligator River.

The waterways between Charleston Harbor and Alligator Creek, with a view to ascertaining the present cost of the improvement thereof.

Tennessee.

TENNESSEE.

Little Tennessee River: For its survey from its mouth to the slate quarries on Abram's Creek.

Holston River: For its survey from its mouth to Kingsport.

Richland River: From its mouth to Dayton.

Powell's River: For its survey from its mouth to Kyle's Ford.

Hiawasse River: For its survey from its mouth to the mouth of the Ocoee River.

Texas.

TEXAS.

Harbor at Alligator Head, in Matagorda Bay, and the harbor at Brazos Santiago, off Point Isabel, Texas, with plans and estimates for the removal of the bars at said harbors to furnish an inlet to each of said harbors to permit ocean-going vessels to enter said harbors with necessary depths of channel.

Clear Creek.

Dickinson Bayou.

Highland Bayou.

Turtle Bayou.

Oyster Creek.

Chocolate Bayou.

Bostrop [Bastrop] Bayou.

East Bay Bayou.

Colorado River.

San Bernard River.

Caney Creek.

For a canal ten feet deep and one hundred feet wide around the raft in the Colorado River, in Matagorda County.

Red River, from the mouth of the Kiamitia River to the mouth of Blue River.

VIRGINIA.

Virginia.

Channel at Middle Ground Bar, in the harbor of Hampton Roads, with a view to determining what amount of dredging is necessary over said bar to secure a channel five hundred feet wide and thirty feet deep at mean low tide.

To dredge channel leading to Tangier Island [^a], in Tangier Sound, and ascertain most feasible channel for improvement.

To remove bar at the mouth of Jackson's Creek, in Middlesex County.

James River: With a view of ascertaining what expenditure will be necessary to continue improvement to the head of navigation at the Docks.

To improve mouth or entrance to Carters Creek, Lancaster County.

WASHINGTON.

Washington.

Neah Bay: With a view to its improvement as a harbor of refuge.

WEST VIRGINIA.

West Virginia.

Elk River from its mouth to Sutton.

Guyandotte River from its mouth to a point fifty miles above.

WISCONSIN.

Wisconsin.

East shore of Lake Pepin, in the Mississippi River, near the village of Pepin, with a view to the construction of a pier, or a harbor of refuge.

Harbor at Port Washington: With a view of obtaining a channel fifteen feet in depth, and of extending piers three hundred feet and of protecting the same by breakwater, or otherwise.

Harbor at Kewaunee: With a view of making a harbor of refuge with a depth of not less than twenty feet.

Menominee River, Michigan and Wisconsin: From the line of the second, or dredging, project, reported under date of November thirtieth, eighteen hundred and ninety-six, by Captain George A. Zinn, up the river to the west line of Wells street, with a view to obtain a channel eighteen feet in depth.

Harbor at Green Bay: With a view to obtain a channel twenty feet in depth from the mouth of Fox River up to the city of Green Bay.

Harbor at Manitowoc: With a view to protecting the harbor from the injurious effect of northeast seas, by extending the breakwater in said harbor in an easterly

^a The report on this item had reference to Tangier Harbor, known also as Cod Harbor.

direction and on a line with the north pier, four hundred feet, or otherwise.

Harbor at Two Rivers: With a view to secure better means of access to said harbor, and to secure a sufficient depth of water therein, by extending the piers four hundred feet, or otherwise.

Harbor at Port Wing.

Harbor at Kenosha: With a view of enlarging the basin.

Harbor at Oconto: With a view of securing better access thereto and a sufficient depth of water therein, by extending the piers three hundred feet, or otherwise.

Approved, March 3, 1899.

Mar. 3, 1899. CHAP. 427.—An Act Making appropriations to supply deficiencies in the appropriations for the fiscal year ending June thirtieth, eighteen hundred and ninety-nine, and for prior years, and for other purposes.

Deficiencies appropriations.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums be, and the same are hereby, appropriated, out of any money in the Treasury not otherwise appropriated, to supply deficiencies in the appropriations for the fiscal year eighteen hundred and ninety-nine, and for prior years, and for other objects hereinafter stated, namely:

Yellowstone River, Mont.

YELLOWSTONE RIVER, MONTANA: To pay amounts found due by the accounting officers of the Treasury on account of the appropriation "Improving Yellowstone River, Montana," fifteen dollars and seventy-nine cents.

Vol. 18, p. 110. Ante, p. 225.

SEC. 2. That for the payment of the following claims certified to be due by the several accounting officers of the Treasury Department under appropriations the balances of which have been exhausted or carried to the surplus fund under the provisions of section five of the Act of June twentieth, eighteen hundred and seventy-four, and under appropriations heretofore treated as permanent, being for the service of the fiscal year eighteen hundred and ninety-six and prior years, unless otherwise stated, and which have been certified to Congress under section two of the Act of July seventh, eighteen hundred and eighty-four, as fully set forth in House Document Numbered One hundred and ninety-one, Fifty-fifth Congress, third session, there is appropriated as follows:

Vol. 23, p. 254.

CLAIMS ALLOWED BY THE AUDITOR FOR THE WAR DEPARTMENT.

Claims allowed by Auditor for War Department.

* * * * * For removing obstructions from East River and Hell Gate, New York, sixteen dollars. East River, etc., N. Y.

Approved, March 3, 1899.

CHAP. 437.—An Act Granting to the Muscle Shoals Power Company right to erect and construct canal and power stations at Muscle Shoals, Alabama.

Mar. 3, 1899. Vol. 30, p. 1351.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the consent of Congress is hereby given to the Muscle Shoals Power Company, a corporation created and organized under a charter granted by the legislature of the State of Alabama, its successors or assigns, to erect, construct, operate, and maintain inlet and outlet races or canals and a power station or stations at a point or points at or near the Muscle Shoals in Tennessee River, and to make such other improvements as may be necessary within said limits for the development of water power and transmission of the same: Provided, That the constructions hereby authorized do not in any way interfere with the Muscle Shoals Canal, or with navigation of said river: Provided further, That until the plans and location of the works herein authorized, so far as they affect the interests of navigation, have been approved by the Secretary of War, the improvements shall not be commenced or built, and the Secretary of War is authorized and directed to fix reasonable charges for use of said power.

Muscle Shoals Power Co. may construct canal, etc., at Muscle Shoals, Ala.

Previous. No interference with Muscle Shoals Canal, etc.

Approval of Secretary of War.

SEC. 2. That unless the work herein authorized be commenced within one year and completed within three years from the date hereof, the privileges hereby granted shall cease and be determined.

Commencement and completion. Vols. 31, pp. 274, 846; 32, p. 839. Post, pp. 910, 937, 1034.

SEC. 3. That the right to alter, amend, or repeal this Act is hereby expressly reserved.

Amendment.

Approved, March 3, 1899.

CHAP. 458.—An Act Relative to the control of wharf property and certain public spaces in the District of Columbia.

Mar. 3, 1899. Vol. 30, p. 1377.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, * * *

SEC. 3. That the harbor lines of the District of Columbia shall be determined by the Chief of Engineers, United

Dist. Columbia. Harbor lines.

States Army, and the Commissioners of the District of Columbia, subject to the approval of the Secretary of War.

Approved, March 3, 1899.

Feb. 9, 1900.
Vol. 31, pp.
7, 12.

CHAP. 14.—An Act Making appropriations to supply urgent deficiencies in the appropriations for the fiscal year ending June thirtieth, nineteen hundred, and for prior years, and for other purposes.

Deficiencies
appropriations.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums be, and the same are hereby, appropriated, out of any money in the Treasury not otherwise appropriated, to supply deficiencies in the appropriations for the fiscal year nineteen hundred, and for prior years, and for other objects hereinafter stated, namely:

* * * * *

Deep Water-
ways Board.

DEEP WATERWAYS COMMISSION: For completing surveys, examinations, and investigations (including estimate of cost) of deep waterways, and the routes thereof, between the Great Lakes and the Atlantic tide waters, as recommended by the report of the Deep Waterways Commission [^a], transmitted by the President to Congress January eighteenth, eighteen hundred and ninety-seven; such surveys, examinations, and investigations to be made by the board of three engineers [^b] designated and appointed by the President for this purpose July twenty-eighth, eighteen hundred and ninety-seven, in compliance with the provisions of the Act of June fourth, eighteen hundred and ninety-seven, twenty-thousand dollars: *Provided*, That the member of the Deep Waterways Commission appointed from the Corps of Engineers shall be entitled to receive compensation from the date of his appointment, in addition to his regular army pay and allowances, equal to the difference between such annual army pay and allowances and the compensation of the other two members of the commission, said additional compensation to be paid from funds appropriated for the Deep Waterways Commission.

* * * * *

Approved, February 9, 1900.

^a The report of this Commission is printed as House Doc. No. 192, Fifty-fourth Congress, second session.

^b The reports of this Board are as follows: (1) Progress report, House Doc. No. 110, Fifty-fifth Congress, third session; (2) report on regulation of level of Lake Erie, House Doc. No. 200, Fifty-sixth Congress, first session; (3) final report, with estimates, House Doc. No. 149, Fifty-sixth Congress, second session.

Vols. 28, p.
950; 30, pp.
50, 636, 1109.
Ante, pp.
734, 816, 833,
843.

Proviso.

Compensa-
tion of mem-
ber from Engi-
neer Corps.

CHAP. 23.—An Act To amend "An Act making appropriations for the construction, repair, and preservation of certain public works on rivers and harbors, and for other purposes," approved March third, eighteen hundred and ninety-nine. Feb. 20, 1900.
Vol. 31, p. 31.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section one of the Act entitled "An Act making appropriations for the construction, repair, and preservation of certain public works on rivers and harbors, and for other purposes," approved March third, eighteen hundred and ninety-nine, be, and the same is hereby, amended by striking out and repealing the paragraphs in said Act on pages eleven hundred and twenty-seven and eleven hundred and twenty-eight of the United States Statutes at Large, volume thirty, which reads as follows:

Galveston
ship channel
and Buffalo
Bayou, Tex.,
improvement.

Repeal of
paragraphs in
prior act.
Vol. 30,
1127, 1128,
pp.
Ante, p. 853.

Improving Galveston Ship Channel and Buffalo Bayou, Texas: For improvement of the Galveston Ship Channel and Buffalo Bayou, by dredging or otherwise, from the jetties at Galveston, Texas, up through the present ship channel and Buffalo Bayou to the proposed harbor site at Houston, Texas, to be provided by the citizens of Houston, three hundred thousand dollars: *Provided*, That out of said sum a suitable dredge may be constructed for said work.

For commencing the improvement of the water route from the mouth of the jetties at Galveston, through the existing ship channel and up Buffalo Bayou to Houston, Texas, including harbor at Houston, in accordance with project submitted by the Board of Engineers in report of survey dated November third, eighteen hundred and ninety-seven, two hundred and fifty thousand dollars: *Provided*, That contracts may be entered into by the Secretary of War for the whole or any part of such materials and work as may be required for prosecuting said improvement, or the said materials may be purchased and the work done otherwise than by contract, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate two million dollars: *Provided further*, That out of said sum two dredges may be constructed for said work.

And amend said Act so as to read in place of said paragraphs repealed as follows:

"Improving Galveston Ship Channel and Buffalo Bayou, Texas: For improvement of the Galveston Ship Channel and Buffalo Bayou, by dredging or otherwise in accordance with the project submitted by a board of engineers in the report of a survey dated November third, eighteen hundred and ninety-seven, and submitted by the Chief of Engineers in his report for eighteen hundred and ninety-eight, in volume one, pages two hundred and eighty-eight and two hundred and eighty-nine, three hun-

Act amended.

Provisos.
Prior appro-
priations avail-
able.

Division one
of survey.

dred thousand dollars: *Provided*, That all sums heretofore appropriated and available for work on Galveston Ship Channel and Buffalo Bayou are hereby made available for said project: *Provided further*, That all of said sums of money not necessary for administration, surveys, and maintenance be used in improving division one of said survey."

Vol. 30, p.
1151.

Ante, p. 887.

SEC. 2. That section twelve of the same act be, and the same is hereby, amended by striking out the word "fourteen," after the word "section," and inserting in lieu thereof the word "eleven."

Vol. 30, p.
1155.

Ante, p. 893.

SEC. 3. That section twenty of the same act be, and the same is hereby, amended by striking out the word "ten," after the word "sections," and inserting in lieu thereof the word "nine."

Approved, February 20, 1900.

Feb. 27, 1900.
Vol. 31, p. 33.

CHAP. 26.—An Act To amend an Act entitled "An Act to authorize the Grand Rapids Water Power and Boom Company, of Grand Rapids, Minnesota, to construct a dam and bridge across the Mississippi River," approved February twenty-seventh, eighteen hundred and ninety-nine.

Time extend-
ed to Grand
Rapids Water
Power and
Boom Co. to
dam, etc., Mis-
sissippi River
at Grand Rap-
ids, Minn.

Vol. 30, p.
904.

Ante, p. 839.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section three of an Act entitled "An Act to authorize the Grand Rapids Water Power and Boom Company, of Grand Rapids, Minnesota, to construct a dam and bridge across the Mississippi River," approved February twenty-seventh, eighteen hundred and ninety-nine, is hereby amended so as to read as follows:

"SEC. 3. That this Act shall be null and void unless said dam herein authorized be commenced within two years and completed within four years from the date hereof."

Approved, February 27, 1900.

Mar. 23, 1900.
Vol. 31, p. 50.

CHAP. 88.—An Act Declaring Cuivre River to be not a navigable stream.

Cuivre River,
Mo., declared
not navigable.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That Cuivre River, in the counties of Lincoln and Saint Charles, in the State of Missouri, being the dividing line, is hereby declared not to be a navigable stream, and shall be so treated by the Secretary of War and all other authorities.

Approved, March 23, 1900.

CHAP. 189.—An Act Permitting the building of a dam between Coon Rapids and the north limits of the city of Minneapolis, Minnesota, across the Mississippi River. Apr. 12, 1900.
Vol. 31, p. 75.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the consent of Congress is hereby granted to the Twin City Rapid Transit Company, its successors or assigns, to construct across the Mississippi River, at any point between Coon Rapids and the north line of the limits of the city of Minneapolis, a dam, canal, and works necessarily incident thereto, for water-power purposes. The said dam shall be so constructed that there can, at any time, be constructed in connection therewith a suitable lock for navigation purposes: *Provided, also,* That the Government of the United States may at any time take possession of said dam and appurtenant works and control the same for purposes of navigation by paying the said company the value not exceeding the actual cost of the same, but shall not do so to the destruction of the water power created by said dam to any greater extent than may be necessary to provide proper facilities for navigation: *Provided further,* That the works shall be constructed so as to provide for the free passage of saw logs. The said Twin City Rapid Transit Company shall make such change and modification in the works as the Secretary of War may from time to time deem necessary in the interests of navigation, at its own cost and expense: *Provided further,* That in case any litigation arises from the obstruction of the channel by the dam, canal, or appurtenant works, the case may be tried in the proper Federal court of the United States in which the works are situated.

Twin City Rapid Transit Co., may dam Mississippi River at Coon Rapids, etc. Vol. 30, p. 253.
Ante, p. 820.

Provisos.
Government control.

Passage of saw logs.

Changes.

Litigation.

Amendment.
Proviso.
Fishways.

Commencement and completion.

SEC. 2. That the right to amend, alter, or repeal this Act is hereby expressly reserved: *And provided further,* That suitable fishways, to be approved by the United States Fish Commissioner, shall be constructed and maintained at said dam by the Twin City Rapid Transit Company, its successors or assigns.

SEC. 3. That this Act shall become null and void unless the dam herein authorized be commenced on or before the first day of July, nineteen hundred and one, and be completed within three years thereafter.

Approved, April 12, 1900.

CHAP. 346.—An Act To amend an Act entitled "An Act permitting the building of a dam across Rainy Lake River."

May 4, 1900.
Vol. 31, p. 187.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section three of an Act entitled "An Act permitting the building of a dam across Rainy Lake River," approved May fourth, eighteen hundred and ninety-eight,

Time extended to the Koochiching Co., to dam Rainy River, Minn.

Vol. 30, p.
398.
Ante, p. 823.

and granting to the Koochiching Company, its successors and assigns, the consent of Congress to construct a dam across the Rainy Lake River, be, and the same is hereby, amended so as to read as follows:

Vol. 32, p.
485.
Post, p. 1027.

"That this Act shall be null and void unless the dam herein authorized shall be commenced within three years and completed within five years after the fourth day of May, eighteen hundred and ninety-eight."

Approved May 4, 1900.

May 9, 1900.
Vol. 31, p. 172.

CHAP. 387.—An Act Authorizing the Secretary of War to make regulations governing the running of loose logs, steamboats, and rafts on certain rivers and streams.

Navigation.
Exemption
from prohibi-
tion against
floating sack
rafts in
streams navi-
gated by
steamboats.
Vol. 30, p.
1152.
Ante, p. 889.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the prohibition contained in section fifteen of the river and harbor Act, approved March third, eighteen hundred and ninety-nine, against floating loose timber and logs, or sack rafts, so called, of timber and logs in streams or channels actually navigated by steamboats, shall not apply to any navigable river or waterway of the United States or any part thereof whereon the floating of loose timber and logs and sack rafts of timber and logs is the principal method of navigation. But such method of navigation on such river or waterway or part thereof shall be subject to the rules and regulations prescribed by the Secretary of War as hereinafter provided.

Secretary of
War to make
regulations for
floating logs,
rafts, etc.

SEC. 2. That the Secretary of War shall have power, and he is hereby authorized and directed, within the shortest practicable time after the passage hereof, to prescribe rules and regulations, which he may at any time modify, to govern and regulate the floating of loose timber and logs, and sack rafts (so called) of timber and logs and other methods of navigation on the streams and waterways, or any thereof, of the character, as to navigation, in section one hereof described. The said rules and regulations shall be so framed as to equitably adjust conflicting interests between the different methods or forms of navigation; and the said rules and regulations shall be published at least once in such newspaper or newspapers of general circulation as in the opinion of the Secretary of War shall be best adapted to give notice of said rules and regulations to persons affected thereby and locally interested therein. And all modifications of said rules and regulations shall be similarly published. And such rules and regulations when so prescribed and published as to any such stream or waterway shall have the force of law, and any violation thereof shall be a misdemeanor, and every person convicted of such violation shall be punished by a fine of not exceeding two thousand five hundred dollars nor less than five hundred dollars,

—publication.

—force.

—penalty.

or by imprisonment (in case of a natural person) for not less than thirty days nor more than one year, or by both such fine and imprisonment, in the discretion of the court: *Provided*, That the proper action to enforce the provisions of this section may be commenced before any commissioner, judge, or court of the United States, and such commissioner, judge, or court shall proceed in respect thereto as authorized by law in the case of crimes or misdemeanors committed against the United States.

Proviso.
Procedure.

SEC. 3. That the right to alter, amend, or repeal this Act at any time is hereby reserved.

Amendment.

SEC. 4. That this Act shall not, nor shall any rules or regulations prescribed thereunder, in any manner affect any civil action or actions heretofore commenced and now pending to recover damages claimed to have been sustained by reason of the violation of any of the terms of said section fifteen, as originally enacted, or in violation of any other law.

Pending actions unaffected.

Approved, May 9, 1900.

CHAP. 620.—An Act Permitting building a dam across New River.

June 4, 1900.
Vol. 31, p.
264.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the consent of Congress is hereby granted to F. H. Fries and W. C. Ruffin, of the State of North Carolina, their successors and assigns, to erect, construct, and maintain across New River, in Grayson County, Virginia, at any point within two miles of the mouth of Stevens Creek, a dam and all other works necessarily incident thereto for water-power purposes: *Provided*, That the said F. H. Fries and W. C. Ruffin, their successors and assigns, shall make, at their own expense, such change and modification of the said dam as the Secretary of War may from time to time direct in the interests of the navigation of said river: *Provided further*, That ladders suitable for the passage of fish over the said dam shall be constructed and maintained by the said parties, their successors and assigns, as may from time to time be required by the United States Fish Commissioner: *Provided further*, That in case any litigation arises from the obstruction of the channel by the said dam, or works appurtenant thereto, that the same may be tried in the courts of the United States having proper jurisdiction.

F. H. Fries
et al. may dam
New River, Va.

Provisos.

—changes.

Passage of fish.

Litigation.

SEC. 2. That this Act shall become null and void unless the dam herein authorized shall be commenced within two years and completed within five years of the date hereof.

Commencement and completion.

SEC. 3. That the right to alter, amend, or repeal this Act is hereby expressly reserved.

Amendment.

Approved, June 4, 1900.

June 6, 1900. **CHAP. 779.**—An Act To amend an Act granting to the Muscle Shoals Power Company right to erect and construct canal and power stations at Muscle Shoals, Alabama.
 Vol. 31, p. 274.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section two of an act entitled "An act granting to the Muscle Shoals Power Company right to erect and construct canal and power stations at Muscle Shoals, Alabama," approved March third, eighteen hundred and eighty-nine, be, and the same is hereby, amended so as to read as follows:

Muscle Shoals Power Co. canal and power stations.

Vols. 30, p. 1351; 31, p. 846; 32, p. 839.

Ante, p. 903; post, pp. 937, 1034.

Time extended to complete work.

"SEC. 2. That unless the work herein authorized be commenced within two years, and completed within four years from the date hereof, the privileges hereby granted shall cease and be determined."

Approved, June 6, 1900.

June 6, 1900. **CHAP. 785.**—An Act Making appropriations to supply deficiencies in the appropriations for the fiscal year ending June thirtieth, nineteen hundred, and for prior years, and for other purposes.
 Vol. 31, pp. 280, 291.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums be, and the same are hereby, appropriated, out of any money in the Treasury not otherwise appropriated, to supply deficiencies in the appropriations for the fiscal year nineteen hundred, and for prior years, and for other objects hereinafter stated, namely:

Deficiencies appropriations.

Wicomico River, Md.

* * * * *

To pay amounts found due by the accounting officers of the Treasury on account of the appropriation "Improving Wicomico River [^a], Maryland," eighteen dollars.
 Approved, June 6, 1900.

June 6, 1900. **CHAP. 786.**—An Act Making further provision for a civil government for Alaska, and for other purposes.
 Vol. 31, pp. 321, 329.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

TITLE I.

CHAPTER ONE.

* * * * *

MINING LAWS. SEC. 26. The laws of the United States relating to mining claims, mineral locations, and rights incident thereto are hereby extended to the District of Alaska: *Provided*, That subject only to such general limitations as may be necessary to exempt navigation from artificial obstruc-

Provisos. Gold, etc., explorations on Bering Sea

^a On the eastern shore.

tions all land and shoal water between low and mean high tide on the shores, bays, and inlets of Bering Sea, within the jurisdiction of the United States, shall be subject to exploration and mining for gold and other precious metals by citizens of the United States, or persons who have legally declared their intentions to become such, under such reasonable rules and regulations as the miners in organized mining districts may have heretofore made or may hereafter make governing the temporary possession thereof for exploration and mining purposes until otherwise provided by law: *Provided further*, That the rules and regulations established by the miners shall not be in conflict with the mining laws of the United States; and no exclusive permit shall be granted by the Secretary of War authorizing any person or persons, corporation or company to excavate or mine under any of said waters below low tide, and if such exclusive permit has been granted it is hereby revoked and declared null and void; but citizens of the United States or persons who have legally declared their intention to become such shall have the right to dredge and mine for gold or other precious metals in said waters, below low tide, subject to such general rules and regulations as the Secretary of War may prescribe for the preservation of order and the protection of the interests of commerce; such rules and regulations shall not, however, deprive miners on the beach of the right hereby given to dump tailings into or pump from the sea opposite their claims, except where such dumping would actually obstruct navigation, and the reservation of a roadway sixty feet wide, under the tenth section of the Act of May fourteenth, eighteen hundred and ninety-eight, entitled "An Act extending the homestead laws and providing for right of way for railroads in the District of Alaska, and for other purposes," shall not apply to mineral lands or town sites.

—miners' regulations.

—not to conflict with Federal laws. Exclusive permits to mine void, etc.

Provision reserving roadway, etc., not to apply. Vol. 30, p. 413.

* * * * *

Approved, June 6, 1900.

CHAP. 790.—An Act Making provision for emergencies in river and harbor works, for certain surveys, and for the diversion of certain appropriations or modification of provisions heretofore made.

June 6, 1900. Vol. 31. p. 578.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the sum of two hundred and fifty thousand dollars [“] be, and the same is hereby, appropriated, to be paid out of any money in the Treasury not otherwise appropriated, to be immediately available, and to be expended under the direction of the Secretary of War

Appropriations for emergencies in river and harbor works, etc. Amount. Expenditure.

“ For statement of disbursements and allotments under this appropriation see page 925.

and the supervision of the Chief of Engineers, for the following purposes, to wit:

—for emergencies.

(1) To provide for the restoration of channels, or river and harbor improvements, heretofore established or made by the Government, where, by reason of emergency occurring since the passage of the river and harbor Act of March third, eighteen hundred and ninety-nine, the usual depth of such channels, or customary use of such improvement, can not be maintained, and there is no sufficient fund available for such restoration. The amount herein provided, or so much thereof as is not required for the surveys hereinafter mentioned, shall be allotted by the Secretary of War: *Provided*, That in no case shall such allotment be made unless recommended by the local engineer having such channel or improvement in charge, and the Chief of Engineers, respectively: *Provided further*, That for no single channel or improvement shall a sum greater than ten thousand dollars be allotted; and in expending any such allotment advertisement for bids may be dispensed with on the recommendation of the local engineer.

—allotments.

Provisos.

Recommendation of local engineer, etc., requisite.

Limit for single channel.

Surveys.

—unexpended balances available.

(2) For the necessary cost of the surveys herein directed to be made: *Provided*, That the necessary expenses for such examinations and surveys on rivers, or at harbors where work is being carried on by the United States, may be paid from available funds where the unexpended balances of former appropriations for such works are sufficient for such purpose.

Preliminary examinations and surveys directed.

—scope of, etc.

SEC. 2. That the Secretary of War is hereby authorized to cause preliminary examinations and surveys to be made at the localities named in this section, as hereinafter provided. In all cases a preliminary examination shall first be made, which shall embrace information concerning the commercial importance, present and prospective, of the river or harbor mentioned, and a report as to the advisability of its improvement. If upon such preliminary examination the proposed improvement is not deemed advisable, no further action shall be taken thereon without the further direction of Congress; but in case the report shall be to the effect that such river or harbor is worthy of improvement, the Secretary of War is hereby authorized, at his discretion, to authorize surveys to be made and the cost of improving such river or harbor to be estimated and to be reported to Congress, to wit:

Arkansas.

ARKANSAS.

Red River, in the States of Louisiana, Arkansas, and Texas, and in the Indian Territory, from the city of Shreveport, in the State of Louisiana, to the city of Denison, in the State of Texas: With a view to ascertaining whether the navigation of said river can be permanently improved by a system of cut-offs, levees, locks, and dams, or by any other plan; the cost of said examination and survey, if made, to be paid out of the unexpended balance

of the appropriation made for continuing the improvement of said river by the Act of March third, eighteen hundred and ninety-nine.

Vol. 30, p.
1140.
Ante, p. 871.

The river and harbor front of the city of Camden, Arkansas, on the Ouachita River: With a view to improving said harbor and grading and protecting the river bank in front of said city, the expenses of said examination and survey to be paid out of any fund now available for the improvement of the Ouachita River.

ALABAMA

Alabama.

Mobile Harbor: With a view to obtaining channels of a width of three hundred feet at the bottom across the bar below Fort Morgan, with appropriate side slopes, and with mean depths of twenty-five and thirty feet respectively.

Warrior and Tombigbee rivers: With a view to the construction of locks and dams numbered one, two, and three, between the mouth of said rivers and Tuscaloosa; and an amount sufficient for such survey or surveys may, in the discretion of the Secretary of War, be diverted from any appropriation heretofore made for said rivers.

CALIFORNIA.

California.

San Joaquin River, above the mouth of the Stanislaus River: With a view of determining the advisability of closing the mouths of the more important blind sloughs leading from said San Joaquin River and tributaries, especially those known as Finegan, Amphlet, and Walden sloughs, that the water in the main channel of the said San Joaquin River may be retained therein and more effectually promote navigation thereof.

The San Joaquin River and the waterways connecting the same with the Straits of Carquines, extending from the town of Antioch to Suisun Point.

Oakland Harbor: With a view to the improvement of said harbor to meet the needs of present and prospective commerce from the western end of the tidal canal to deep water in San Francisco Bay, including the excavation of a tidal basin.

CONNECTICUT.

Connecticut.

Branford Harbor:

DELAWARE.

Delaware.

Smyrna River: With a view to securing two short crosscuts to shorten the distance from the head of navigation to Delaware Bay.

Mispillion River, from its mouth to the head of navigation.

Florida.

FLORIDA.

Carrabelle Harbor:

Georgia.

GEORGIA.

Savannah Harbor: With a view to a reexamination of the plan for deepening said harbor as submitted in the Report of the Chief of Engineers for eighteen hundred and eighty-eight, page ten hundred and fifty-nine, and a report as to what changes or modifications, if any, are necessary to carry out said plan.

Skiddaway Narrows:

Preliminary examination and survey of the Skiddaway Narrows, connecting the Isle of Hope River with Burnside River, for a channel seventy-five feet wide and six feet deep at mean low water.

Illinois.

ILLINOIS.

Upper Illi-
nois, etc., riv-
ers.

Further sur-
veys, etc., by
Board of Engi-
neers author-
ized.

Vol. 30, p.
1146.

Ante, p. 879.

Upper Illinois River and Des Plaines River:

That the board of three engineers, appointed by the Secretary of War, in pursuance of a paragraph in the river and harbor Act approved March third, eighteen hundred and ninety-nine, to make a survey and estimates of cost of the improvement of the Upper Illinois River and the lower Des Plaines River in Illinois, with a view to the extension of navigation from the Illinois River to Lake Michigan at or near the city of Chicago, is hereby authorized to report the estimates of cost for a channel ten feet deep, and for a channel twelve feet deep, and for a channel fourteen feet deep through said proposed route, and that the said estimates cover and include a proper connection at Lockport with the sanitary and ship canal which has been constructed by the sanitary district of Chicago. The said board of engineers is also further authorized to make a survey and estimate of cost for the improvement of the Lower Illinois River from the end of said proposed route to the mouth of said river, for channels ten, twelve, and fourteen feet deep, respectively, and to report the estimates of cost thereof: *And provided further*, That surveys and estimates of cost shall be made in pursuance of the provisions contained in the Act afore-said, and especially in accordance with section twenty-two of said Act: *And provided further*, That said surveys shall be commenced and the expenses for said surveys and reports shall be paid as follows: Any unexpended balance of the appropriation of thirty thousand dollars not required for the completion of the survey already contained in said Act shall be first applied and used, and no further expense shall be incurred for such estimates and surveys without the further direction of Congress, and the Secretary of War shall ascertain and report to Congress what amount of money shall be required to complete said surveys and estimates of costs.

Provisos.
—how made.

Vol. 30, p.
1155.

Ante, p. 893.
Expenses,
etc.

Rock River, at the head of the feeder for the Illinois and Mississippi Canal: With a view to the construction of a lock and dam in Rock River in connection with said canal.

The harbor of Harrisonville, in the Mississippi River: With a view of restoring it.

KENTUCKY AND TENNESSEE.

Kentucky
and Tennessee.

The east bank of the Mississippi River between the highlands near the city of Hickman, in the State of Kentucky, and Slough Landing, in Lake County, in the State of Tennessee, with a view to constructing such works as may be required to prevent overflows along said section of the river, such examination and survey to be made under the direction of the Mississippi River Commission, the cost thereof to be paid out of the unexpended balance authorized to be expended by said commission.

MAINE.

Maine.

Portland Harbor: With a view to removing so much of Witch Rock as endangers navigation.

MARYLAND.

Maryland.

Harbor of Havre de Grace: With a view to the removal of rocks near the entrance.

MASSACHUSETTS.

Massachu-
setts.

Boston Harbor: With a view to providing channels two thousand feet wide, or such width as may be necessary, and thirty-five feet deep from the navy-yard at Charlestown and the Chelsea Bridge and Charles River Bridge to President Roads, and from President Roads through Broad Sound Channel to the ocean.

Lynn Harbor: With a view of securing a channel two hundred feet wide and fifteen feet deep at mean low water, including the basin extending beyond the inner ship channel, and the removal of a small point on the eastern bank of the channel near to said basin.

Beverly Harbor: With a view to the straightening, widening, deepening, and otherwise improving the entrance to the harbor and the approaches to the wharves and docks therein.

MICHIGAN.

Michigan.

Muskegon Harbor: With a view to obtaining a channel of the depth of twenty feet and a uniform width of three hundred feet from the exterior to the interior lake; the plan to provide for sheet piling to prevent erosion along the banks not protected by cribs.

Saint Clair Flats Canal, in Lake Saint Clair: With a view to doubling the capacity of the so-called Saint Clair Flats Canal.

Detroit River: With a view to obtaining a sufficient depth of water in the channel on the west side of Grosse Isle.

Minnesota.

MINNESOTA.

Burlington Bay, Lake County: With a view to improving said bay and the construction of a harbor therein.

Warroad Harbor and Warroad River.

Montana.

MONTANA.

Kootenai River between Jennings, Montana, and the international boundary line, with a view to removing obstructions to navigation.

New Hampshire.

NEW HAMPSHIRE.

Hendersons Point [^a], Portsmouth Harbor: With a view of removing a portion of said point for the purpose of improving navigation to the navy-yard.

New Jersey.

NEW JERSEY.

Beach Thoroughfare.

New York.

NEW YORK.

Lake Erie entrance to Black Rock Harbor and Erie Basin.

Grasse River from its confluence with the Saint Lawrence River to Massena: With a view to obtaining a depth of twenty-one feet.

Saint Lawrence River, at the head of Long Sault Island: With a view of removing the rock obstruction in the south branch of said river, so as to give a navigable depth of twenty feet of water.

Buttermilk Channel, New York Harbor: With a view to obtaining a channel of the same width and depth as those contemplated by the project adopted for Bay Ridge and Red Hook channels.

Fire Island Inlet, in Great South Bay, to Patchogue River: With a view to obtaining a channel not less than ten feet in depth and two hundred feet in width at mean low water.

Nevada.

NEVADA.

Colorado River: Between El Dorado Canyon and Riverville, Nevada, with a view to the extension of navigation to Riverville.

^a Situated on the Piscataqua River, in the State of Maine.

NORTH CAROLINA.

North Caro-
lina.

Trent River from the junction of Trent River with Neuse River up to Trenton: With a view to obtaining a depth of eight feet at mean low water at the city of Newbern and up to the wharves and freight depots of said city, and a channel fifty feet wide and eight feet deep from Newbern through Foy's Flats to Pollockville, and a channel thirty feet wide and four feet deep at mean low water from Pollockville to Trenton.

Wilmington Harbor: With a view to providing a sufficient width and depth to permit vessels now using said harbor to turn or swing around therein, Cape Fear River with a view to obtaining a navigable channel from Wilmington to Fayetteville of four, six, or eight feet at mean low water.

Pasquotank River: With the view of obtaining a navigable depth of sixteen feet at mean low water from South Mills, on the Pasquotank River, thence down the Pasquotank River, through Albemarle Sound, Croatan Sound, Pamlico Sound, and Core Sound, to Beaufort Inlet, including also cost of procuring a navigable depth of eighteen feet through Beaufort Inlet and eighteen feet through Ocracoke Inlet, respectively.

Scuppernong River: With the view of improving the bar at the mouth of Scuppernong River, emptying into Albemarle Sound, North Carolina, to the end that the channel be dredged one thousand two hundred feet long, one hundred and fifty feet wide, with nine feet depth of water at mean low tide.

OHIO.

Ohio.

Cleveland Harbor: With a view to the further improvement of said harbor: First, by such additional construction or extension as may be necessary to provide a safer and better entrance for vessels at the main entrance to the breakwater in said harbor. Second, to provide such additional harbor room as may be found necessary by an extension eastward of the breakwater now under construction in said harbor.

Sandusky Harbor: With a view to obtaining and maintaining a channel twenty-one feet deep at mean lake level, with a width of four hundred feet in the approaches to harbor front and three hundred feet in the harbor channels.

OHIO RIVER (IN KENTUCKY).

Ohio River,
Kentucky.

With a view to the construction of a pier for a harbor of refuge on the south shore at or near the city of Maysville, Kentucky.

With a view to ascertaining the desirability of acquiring the island immediately below the Louisville and Portland Canal in the Ohio River, known as Sand Island, and probable cost of purchasing the same.

Ohio River.

OHIO RIVER.

Continuing and completing the survey of the Ohio River from Marietta to the mouth of the Big Miami River in accordance with the provisions of the river and harbor act of March third, eighteen hundred and ninety-nine, the expense thereof to be paid out of any moneys already appropriated and not expended for the general improvement of the Ohio River.

Oregon.

OREGON.

Columbia River between the foot of The Dalles Rapids and the head of Celilo Falls, Oregon and Washington; with a view to the construction of a canal and locks to overcome the obstructions to navigation.

Rhode Island.

RHODE ISLAND.

Ohio Reef, located in the east passage of Narragansett Bay: With a view to determining the advisability of removing said reef as a dangerous obstruction to the navigation of said bay.

Sakonnet Harbor: To ascertain the advisability and cost of removing rocks which are an obstruction to navigation.

Pawtucket River: With a view to securing a channel two hundred feet wide and eighteen feet deep from the mouth of the river at Providence to the lower wharves in the city of Pawtucket.

South Carolina.

SOUTH CAROLINA.

Great Pedee River between Cheraw and the Wilmington, Columbia and Augusta Railroad bridge.

Ashley River from the city of Charleston to the head of navigation.

South Dakota.

SOUTH DAKOTA.

For a survey of the Sioux River and an estimate of the cost of constructing a dam for the storage of the water of said stream in Lake Kempeska and Lake Ponsett, together with an estimate of the capacity of said reservoir and the feasibility of utilizing the same.

Texas.

TEXAS.

Trinity River from the city of Dallas to the city of Fort Worth: With a view to securing a navigable depth of four, five, and six feet, respectively.

Galveston Bay: With a view to widening, deepening, and extending the present channel from a point where it now is of sufficient width and depth to a point opposite

Twentieth street; thence to a point opposite Thirty-fifth street; thence to a point opposite Fifty-first street, with a report as to the relative importance of the respective sections.

Also for survey and making plans for improvement of inner harbor of Galveston.

Sabine Pass: With a view to widening and straightening the main ship channel and increasing the depth, if necessary, from a point one thousand feet north of the United States life-saving station to Sabine Lake.

Brazos River from its mouth to the city of Waco: With a view to procuring a navigable depth of four, five, and six feet, first, from its mouth to the town of old Washington, in Washington County; second, from said town of old Washington to the city of Waco. In case a survey is made, the report thereon shall show the most advantageous depth to each point, and whether a system of locks and dams will be necessary, and if so, the cost and location of same.

VIRGINIA.

Virginia.

Quantico Creek:

Norfolk: To remove bar and secure depth of twenty-eight feet at point between the twenty-eight foot channel and the pier of the Southern Railway Company near Norfolk, Virginia [^a].

Appomattox River: Resurvey and estimate for the deflection of the river at Petersburg.

Pagan River from Smithfield, Virginia, to James River, with a view to securing a channel eighty feet wide and ten feet deep at mean low tide, or such improvement as may be found expedient.

Chesconnessex Creek, an estuary of the Chesapeake Bay, running up into land on the western side of Accomac County, Virginia, with a view to dredging the same.

WASHINGTON.

Washington.

Tacoma Harbor:

Snake River, in the States of Idaho and Washington, from the head of navigation on said river to the point of junction with the Columbia River, with a view to improving said river.

WISCONSIN.

Wisconsin.

Manitowoc Harbor: With a view of making a harbor of refuge with a depth of not less than twenty feet.

Sturgeon Bay and Lake Michigan Ship Canal: With a view to deepening the Sturgeon Bay and Lake Michigan Ship Canal to eighteen feet; said improvement to begin at the Lake Michigan end of said waterway and to continue throughout the length of said canal and in the waters of Sturgeon Bay so far as is necessary to secure a

^aThis locality is at Pinner Point.

navigable channel having a depth of eighteen feet of water from Lake Michigan to the waters of Green Bay.

Milwaukee Harbor.
Proviso.
—preliminary examinations only.

Milwaukee Harbor: With a view to necessary enlargement and suitable protection therefor: *Provided, however,* That at the following named localities preliminary examinations only shall be made: Mahon Harbor, Delaware; Long Prairie River, and its sources; Sioux River, South Dakota.

Channel, South Pass, Mississippi River.
Termination of Eads contract authorized.

SEC. 3. That the Secretary of War is hereby authorized, in his discretion, to terminate the contract heretofore entered into with the late James B. Eads for the maintenance of the channel through the South Pass of the Mississippi River, in pursuance of an Act of Congress approved March third, eighteen hundred and seventy-five, entitled "An Act authorizing James B. Eads and others to construct jetties, and so forth, and to maintain channels between South Pass of Mississippi River and Gulf of Mexico," and of an Act of Congress approved June nineteenth, eighteen hundred and seventy-eight, entitled "An Act to amend an Act entitled 'An Act making appropriations for the repair, preservation, and completion of certain public works on rivers and harbors, and for other purposes,'" approved March third, eighteen hundred and seventy-five, and of an Act of Congress approved March third, eighteen hundred and seventy-nine, entitled "An Act to amend an Act entitled 'An Act making appropriations for the repair, preservation, and completion of certain public works on rivers and harbors, and for other purposes,'" approved March third, eighteen hundred and seventy-five. The Secretary of War is also authorized, in his discretion, to purchase from the heirs or legal representatives of the said James B. Eads the dredges and other plant, including real estate, now used by them for the maintenance of said channel, or such portion of said plant as he may deem desirable; and in case the Secretary of War and the heirs or legal representatives of the estate of James B. Eads, deceased, are unable to agree upon the price to be paid for said dredges and plant, including real estate, or so much thereof as the Secretary of War may deem necessary to purchase, then such price shall be assessed by a board of three appraisers to be appointed as follows: One appraiser to be appointed by the Secretary of War, one by the heirs or legal representatives of James B. Eads, deceased, and in case these two fail to agree, they shall jointly choose a third appraiser, and the three so appointed shall, by a majority vote, duly appraise the price to be paid for said dredges and plant, including real estate, and in case such appraisal is approved by the Secretary of War, the same shall be deemed to be the price which the Secretary of War is authorized to pay for said dredges and plant, including real estate, or so much thereof as the Secretary of War may deem necessary to purchase: *Providing,* That in no event shall more than two hundred thousand dollars be paid for all the dredges,

Vol. 18, p. 465.
Ante. p. 248.

Vol. 20, p. 168.
Ante. p. 281.

Vol. 20, p. 376.
Ante. p. 301

Purchase of dredges, etc., authorized.

—Board to assess price.

Proviso.
—limit of payment.

plant, and real estate owned or possessed by the heirs or legal representatives of James B. Eads, deceased, at or about the South Pass. And in case the Secretary of War shall terminate said contract the sum of two hundred thousand dollars [^a], or so much thereof as may be necessary, is hereby appropriated, out of any money in the Treasury not otherwise appropriated, to be immediately available, for the purchase of the whole or a part of said plant, or for otherwise providing a proper plant for the maintenance of said Pass. In case of the termination of said contract, by virtue of the provisions hereof or by expiration of said contract, the Secretary of War is hereby directed to take charge of said channel, including the jetties, and all auxiliary works connected therewith, and thereafter to maintain with the utmost efficiency said South Pass Channel; and for that purpose he is hereby authorized to draw his warrants from time to time on the Treasurer of the United States, until otherwise provided for by law, for such sums of money as may be necessary, not to exceed in the aggregate for any one year one hundred thousand dollars. In the event that the Secretary of War shall elect to terminate said contract, any sum which shall at that time have been appropriated by Congress to pay what would be due to the heirs or legal representatives of said James B. Eads at the expiration of said contract may be used by him in making such payment, when he shall terminate the same, anything in the law making such appropriation to the contrary notwithstanding.

—appropriation.

Secretary of War to maintain channel if contract is terminated.

—appropriation.

Payment of available funds to Eads heirs authorized.

SEC. 4. That the Secretary of War is authorized in his discretion to direct diversions from appropriations heretofore made or to make modifications in projects heretofore included in river and harbor bills as follows:

Diversion of appropriations authorized.

Cumberland Sound: The sum of fifty thousand dollars, or so much thereof as may be necessary, may be diverted from the sums of money heretofore appropriated and now standing to the credit of the existing project for jetty work in Cumberland Sound, in the States of Florida and Georgia, to be used for sluicing and dredging at the mouth of said sound or elsewhere in said sound, and belonging to said project, where sluicing and dredging may be needed or required; but nothing herein contained shall be construed to increase the limit of cost of said project or improvement beyond the amount fixed by the Acts making appropriation for said project and fixing the ultimate sum which may finally be devoted to said project: *And provided further*, That any changes in the location of the jetties which the Secretary of War may consider for the interest of the work are authorized.

Cumberland Sound.

Vol. 29, p. 208. Ante, p. 753.

Proviso. Change of jetties.

Lake George Channel and connecting waters below Sault Sainte Marie, Michigan: So as to restore and make available a channel formerly used through said lake of a

Lake George channel, Mich., etc.

^a None of this appropriation was expended. The Eads contract expired on January 28, 1901.

- Vol. 32, p. 362. depth and a width not less than formerly employed, an amount not exceeding one hundred thousand dollars may be diverted from the balance remaining from the amounts heretofore appropriated for the Saint Marys River at the Falls in Michigan [a].
- Post, p. 993.
- Buffalo, Har- Buffalo Harbor, New York: The sum of ten thousand
bor, N. Y. dollars, or so much thereof as may be necessary, may be diverted from amounts now available for maintenance of Buffalo Harbor, in deepening the entrance to Buffalo Harbor and the City Ship Canal.
- Milford Ha- Milford Haven, Virginia: The unexpended balance of
ven, Va. the appropriation for the improvement of the harbor at Milford Haven, Virginia, or any part thereof, may, in the discretion of the Secretary of War, be used for the improvement of the bar within said harbor.
- Charleston, Charleston Harbor, South Carolina: The amounts
S. C. heretofore authorized for a contract or contracts for materials and work, or so much thereof as may be necessary, may be expended in the work of dredging in accordance with the approved project.
- Winyah Bay, Winyah Bay, South Carolina: The dredge or dredges
S. C. employed in connection with the work of improvement at the entrance to Winyah Bay, and such other dredges owned or controlled by the Government as are used on Winyah Bay River systems and canals, may be used in dredging the shoal places between the entrance and the city of Georgetown, South Carolina, the places at which and depths to which such dredging shall be done to be determined by the Secretary of War, upon the recommendation of the Chief of Engineers, United States Army; and any expense so caused shall be paid from amounts heretofore appropriated for said Winyah Bay.
- California. Land for debris dams and impounding works in Cali-
Purchase of fornia: From the funds appropriated by the river and
sites for débris dams, etc. harbor Act of eighteen hundred and ninety-six for the
Vol. 29, p. construction of debris dams and impounding works in
232. California, the sum of ten thousand dollars may be ex-
Ante, p. 787. pended for the purchase of lands necessary for the construction of said works: *Provided*, That an equal amount is paid by the State of California: *And provided further*, That the Secretary of War may proceed at once with the construction of said works, and that the gross expenditure for lands in the construction of said works shall not exceed in the aggregate twenty thousand dollars: *And provided further*, That where in such works more than one dam or impounding work is embraced within a project the Secretary of War may proceed to construct the said works in parts or sections and submit the plans and specifications for such parts or sections to the State board of examiners of said State for approval under the laws thereof: *And provided further*, That in all cases one-
- Provisos. State to pay
half.
Limit of
cost.
Construction
in sections,
etc.
- State to pay
half.

^a The provisions of this paragraph are repealed by the river and harbor act approved June 13, 1902.

half of the expense of such works shall be paid by the State of California.

Lorain Harbor, Ohio: The Secretary of War may enter into a contract or contracts for portions of the work authorized by the Act of March third, eighteen hundred and ninety-nine, without regard to the estimate heretofore made in the report of the Chief of Engineers for the completion of said work: *Provided*, That the total amount contracted for shall not exceed the sum heretofore authorized: *Provided*, That the cost of any portion of such work shall not exceed by more than one-tenth the estimate of cost as heretofore made in the Report of Chief of Engineers.

Lorain Harbor, Ohio.
Vol. 30, p. 1129.
Ante, p. 855.

Previous Limit of cost.

Upper White River, Arkansas, Lock and Dam Numbered Two: That the provision in the river and harbor Act approved March third, eighteen hundred and ninety-nine, making appropriation for improving Upper White River, Arkansas, is hereby amended to read as follows:

Upper White River, Ark.

"Improving Upper White River, Arkansas: For the construction of Lock and Dam Numbered One, on Upper White River, at or near Batesville, according to the project, plans, and specifications submitted in report printed in House Document Numbered Seventy-eight, Fifty-fourth Congress, second session, to complete said lock and dam, one hundred and sixty thousand dollars; and the Secretary of War may also expend toward the construction of Lock and Dam Numbered Two, according to the same plan, by contract or in any manner that in his judgment may be most economical and advantageous to the Government, a sum not to exceed one hundred and fifty thousand dollars, to be paid for as appropriations may from time to time be made by law."

Vol. 30, p. 1142, amended.
Ante, p. 874

Ocmulgee River, Georgia: The provision in the river and harbor Act approved March third, eighteen hundred and ninety-nine, authorizing contracts to be made for improving Ocmulgee River, is hereby amended to read as follows: "*Provided*, That a contract or contracts may be entered into by the Secretary of War to complete the present project of improvement, or the required materials may be purchased and the work of improvement be carried on otherwise than by contract, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate one hundred and thirty-six thousand dollars, exclusive of amounts herein and heretofore appropriated."

Ocmulgee River, Ga.
Vol. 30, p. 1138, amended.
Ante, p. 8
Proviso. Contracts

Yaquina Bay, Oregon: The balance remaining of twenty-five thousand dollars appropriated by the river and harbor Act of eighteen hundred and ninety-six for said Yaquina Bay, or so much thereof as may be necessary, may be expended in removing the cluster of rocks on one side of the channel, located about two thousand feet beyond the end of the south jetty, in accordance with the recommendation of a board of engineers made November fourteenth, eighteen hundred and ninety-nine, in

Yaquina Bay, Oreg.
Vol. 26, p. 214.
Ante, p.

House Document Numbered One hundred and ten, Fifty-sixth Congress, first session.

Ashland
Harbor, Wis.
Vol. 30, p.
1132.
Ante, p. 859.

Ashland Harbor, Wisconsin: That in lieu of completing the shore end of the breakwater at Ashland, Wisconsin, as provided for in the river and harbor Act of March third, eighteen hundred and ninety-nine, there shall be substituted a breakwater, starting at a point on the shore about two thousand six hundred feet east of the point at which the existing shore arm of breakwater would meet shore if prolonged, and running in a direction parallel to existing breakwater for a distance of four thousand seven hundred feet, or of such a length as may be necessary to fully protect the harbor of Ashland.

Warroad
River, Minn.
Vol. 30, p.
1145, amend-
ed.
Ante, p. 879.

Warroad River, Minnesota: The following paragraph in an Act entitled "An Act making appropriations for the construction, repair, and preservation of certain public works on rivers and harbors, and for other purposes," approved March third, eighteen hundred and ninety-nine, to wit:

"For removing a sand bar at the mouth of Warroad River, Minnesota, three thousand dollars, or so much thereof as may be necessary," is hereby amended so as to read as follows:

"For improving the mouth of Warroad River, Minnesota, three thousand dollars, or so much thereof as may be necessary."

Mississippi
River.
Vol. 30, p.
1127, amend-
ed.
Ante, p. 853.

Outlet of Mississippi River: Section one of the Act entitled "An Act making appropriations for the construction, repair, and preservation of certain public works on rivers and harbors, and for other purposes," approved March third, eighteen hundred and ninety-nine, be, and the same is hereby, amended as follows: In the paragraph beginning "Improving outlet of the Mississippi River," strike out the word "two" before the word "dredges" and insert in lieu thereof the words "one or more."

East chan-
nel, New York
Harbor, re-
named Am-
brose channel.
Vols. 30, p.
1123; 31, p.
627. *Ante*, p.
847; *post*, p.
928.

SEC. 5. That the so-called East Channel across Sandy Hook Bar, New York Harbor, for the improvement of which provision was made by the river and harbor Act approved March third, eighteen hundred and ninety-nine, shall hereafter be known as Ambrose Channel.

Guam.
Harbor im-
provement
Board author-
ized.

SEC. 6. That the Secretary of the Navy is hereby authorized and directed to appoint two naval officers, and the Secretary of War one engineer officer, to constitute a board whose duty it shall be, under the direction of the Secretary of the Navy, to make a survey, plan, and estimates for the improvement of a harbor at the island of Guam [a]; and the sum of ten thousand dollars, or so

^a The report of this Board, which bears the date July 25, 1901, is printed as a Navy Department publication, but not as a Congressional document. The Board recommended that the harbor of San Luis d'Apra be improved.

much thereof as may be necessary, is hereby appropriated, out of any money in the Treasury not otherwise appropriated, for this purpose.

Approved, June 6, 1900.

Statement showing the works of river and harbor improvement to which the appropriation of \$250,000 made by section 1 of the foregoing act, approved June 6, 1900, was distributed, and the amount allotted to each work, down to and including May 14, 1904.

For restoration of channels, etc.—

Allegheny River, Pennsylvania.....	^a \$5,000.00
Altamaha River, Georgia.....	^a 9,000.00
Apalachicola River, the Cut-off, and lower Chipola River, Florida.....	^a 1,500.00
Appomattox River, Virginia.....	^a 4,668.30
Arkansas River, Arkansas, at Redfork.....	^a 10,000.00
Ashtabula Harbor, Ohio.....	^a 5,858.45
Big Sandy River, West Virginia and Kentucky:	
Levisa Fork.....	^a 1,000.00
Main stream.....	^a 1,000.00
Block Island harbor of refuge, Rhode Island.....	^a 2,391.17
Burlington Harbor, Lake Champlain, Vermont.....	^a 5,000.00
Champlain Lake, New York, Narrows of, at Whitehall Harbor.....	^a 1,500.00
Charlotte Harbor, New York.....	^a 3,048.37
Coaster Harbor Island, Rhode Island.....	^b 4,661.87
Columbia River between Vancouver, Wash., and mouth of Willamette River (Hayden Island dike).....	^a 8,000.00
Conneaut Harbor, Ohio.....	^a 5,068.20
Connecticut River, Connecticut, below Hartford.....	^a 2,000.00
Contentna Creek, North Carolina.....	^b 500.00
Coos Bay, Oregon, opposite Pony Slough.....	^b 10,000.00
Duck Island Harbor, Connecticut.....	^a 202.00
Escambia and Conecuh rivers, Florida and Alabama.....	^a 1,500.00
Fairport Harbor, Ohio.....	^a 4,800.00
Grand Marais Harbor, Michigan.....	^a 348.32
Holland (Black Lake) Harbor, Michigan.....	^a 4,200.00
Jupiter Inlet, Florida.....	^a 1,000.00
Key West Harbor, Florida.....	^a 10,000.00
Malden River, Massachusetts.....	^a 5,000.00
Mattaponi River, Virginia.....	^b 800.00
Mispillion River, Delaware.....	^a 1,022.32
Muskegon Harbor, Michigan.....	^a 5,500.00
Newport Harbor, Rhode Island.....	^a 341.67
New York Harbor, New York:	
Channel to Quartermaster's dock, Fort Hamilton, Staten Island.....	^a 1,500.00
Reef in North (Hudson) River near Pier 1 (A), off the Battery.....	^a 650.00
Oconee River, Georgia.....	^a 3,750.00
Oswego Harbor, New York.....	^a 10,000.00
Pamunkey River, Virginia.....	^b 1,000.00
Passaic River, New Jersey.....	^b 10,000.00

^a Amount actually disbursed.

^b Amount allotted.

For restoration of channels, etc.—Continued.

Pensacola Harbor, Florida.....	^a \$5,000.00
Sabine Pass Harbor, Texas.....	^a 10,000.00
St. Johns River, Florida, between Jacksonville and the ocean.....	^a 10,000.00
St. Jones River, Delaware.....	^a 2,946.73
Saugatuck Harbor, Michigan.....	^a 7,500.00
Savannah Harbor, Georgia, at Tybee Knoll.....	^a 5,000.00
Shrewsbury River, New Jersey.....	^a 10,000.00
South Haven Harbor, Michigan.....	^a 3,300.00
South Pass, Mississippi River.....	^a 10,000.00
Tennessee River between Chattanooga, Tenn., and Riverton, Ala. (at Sweetwater bar).....	^b 6,000.00
Tombigbee River, Alabama, between the mouth and Demopolis.....	^a 3,980.81
Vermilion Harbor, Ohio.....	^a 576.27
Warrior River, Alabama, below Tuscaloosa.....	^a 3,691.24
Willamette River, Oregon, above Portland.....	^a 5,000.00
	\$224,805.72
For examinations and surveys.....	^a 25,194.28
	250,000.00

June 6, 1900.
Vol. 31, pp.
588, 625.

CHAP. 791.—An Act Making appropriations for sundry civil expenses of the Government for the fiscal year ending June thirtieth, nineteen hundred and one, and for other purposes.

Appropriations for sundry civil expenses.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums be, and the same are hereby, appropriated, for the objects hereinafter expressed, for the fiscal year ending June thirtieth, nineteen hundred and one, namely:

* * * * *

South Pass, Mississippi River.
—payment to heirs of James B. Eads authorized.
Vol. 18, p. 465.
Ante, p. 248.

FOR CONSTRUCTING JETTIES AND OTHER WORKS AT SOUTH PASS, MISSISSIPPI RIVER: To enable the Secretary of War to pay to the legal representatives of James B. Eads, deceased, the second moiety of the sum of one million dollars retained by the United States under the Act of March third, eighteen hundred and seventy-five (first section on page four hundred and sixty-five of Eighteenth Statutes), to be paid, all or in part, on the expiration of twenty years' maintenance of the channel, five hundred thousand dollars.

—use of dredges in unusual obstructions.

The Secretary of War is hereby authorized and empowered, in his discretion, in case any unusual obstruction to navigation in the channel of South Pass, Mississippi River, should occur during the fiscal year nineteen hundred and one, to use any dredges or tugboats of the Mississippi River Commission for the purpose of removing the same. And the sum of twenty-five thousand dollars, or so much thereof as may be necessary, is hereby appropriated, to be expended in the discretion of the Secretary of War in improving or altering such dredge or dredges

^a Amount actually disbursed.

^b Amount allotted.

so as to make the same available for use in said South Pass.

Toward the construction of works on harbors and rivers, under contract or otherwise, and within the limits authorized by law, namely: Rivers and harbors, improvements.

Improving harbor at Charleston, South Carolina, under river and harbor Act of eighteen hundred and ninety-two: For dredging, forty-five thousand dollars. Charleston, S. C. Vol. 27, p. 91.

For works authorized by the river and harbor Act of eighteen hundred and ninety-six, as follows: Ante, p. 616. Vol. 29, p. 202.

Improving Bayou Plaquemine, Louisiana: For continuing improvement, two hundred thousand dollars. Ante, p. 743. Bayou Plaquemine, La.

Improving harbor at Cleveland, Ohio: For continuing improvement, one hundred and seventy-five thousand dollars. Cleveland, Ohio.

Improving Chicago River, Illinois: For continuing improvement from its mouth to the stock yards on the South Branch, and to Belmont avenue on the North Branch, sixty-two thousand dollars. Chicago River, Ill.

Harbor of refuge, Delaware Bay, Delaware: For continuing construction, four hundred and fifty thousand dollars. Delaware Bay, Del.

Improving harbor at Duluth, Minnesota, and Superior, Wisconsin: For continuing improvement, seven hundred and ninety-three thousand one hundred and eighty-seven dollars and fifty cents. Duluth, Minn. Superior, Wis.

Improving Grays Harbor, Washington: For continuing improvement of harbor and bar entrance, fifty thousand dollars. Grays Harbor, Wash.

Illinois and Mississippi Canal: For continuing construction, one million dollars. Illinois and Mississippi Canal.

Improving Kentucky River, Kentucky: For continuing improvement, seventy-five thousand dollars. Kentucky River, Ky.

Improving waterway from Keweenaw Bay to Lake Superior, Michigan: For continuing improvement of water communication across Keweenaw Point, one hundred and ten thousand dollars. Waterway from Keweenaw Bay to Lake Superior, Mich.

Improving harbor at Oakland, California: For continuing improvement, one hundred and eighty thousand dollars. Oakland, Cal.

Improving Ohio River below Pittsburg, Pennsylvania: For continuing construction of Dams Numbered Two, Three, Four, and Five, between Davis Island Dam and Dam Numbered Six, five hundred and ninety-five thousand dollars. Ohio River. Dams 2, 3, 4, 5, and 6.

Improving Providence River and Narragansett Bay, Rhode Island: For continuing improvement, fifty-four thousand four hundred and eighty-nine dollars. Providence River and Narragansett Bay, R. I.

Improving Sabine Pass, Texas: For completing improvement of harbor at Sabine Pass, thirty-six thousand dollars. Sabine Pass, Tex.

Improving Winyaw Bay, South Carolina: For continuing improvement of harbor at Winyaw Bay, two hundred and eighty-five thousand dollars. Winyah Bay, S. C.

- Vol. 30, p. 1121. For works authorized by the river and harbor act of
Ante, p. 843. eighteen hundred and ninety-nine, as follows:
- Ashtabula, Ohio. Improving harbor at Ashtabula, Ohio: For continuing improvement, one hundred and ten thousand dollars.
- Boston, Mass. Improving harbor at Boston, Massachusetts: For completing improvement under project for thirty-foot depth through Broad Sound Channel, three hundred and seventeen thousand dollars.
- Buffalo entrance to Erie Basin, etc. Improving Buffalo Entrance to Erie Basin and Black Rock Harbor, New York: For completing improvement, one hundred and ninety-one thousand seven hundred and one dollars and twenty-five cents.
- Bridgeport, Conn. Improving harbor at Bridgeport, Connecticut: For continuing improvement, fifty thousand dollars.
- Gowanus Bay, N. Y. Improving channel in Gowanus Bay, New York: For continuing improvement of Bay Ridge and Red Hook channels, two hundred and sixty-two thousand dollars: *Provided*, That the so-called East Channel across Sandy Hook Bar, New York Harbor, for the improvement of which provision was made by the river and harbor act approved March third, eighteen hundred and ninety-nine, shall hereafter be known as Ambrose Channel.
- Proviso.* East channel, etc., re-named Ambrose channel. Vol. 30, p. 1123; 31, p. 588. *Ante*, pp. 847, 924. Improving harbor at Black River, Ohio: For continuing improvement, one hundred and twenty-five thousand dollars.
- Black Warrior River, Ala. Improving Black Warrior River, Alabama: For completing construction of Lock and Dam Numbered Four, above Tuscaloosa, eighty-six thousand eight hundred and twenty-four dollars.
- Big Sandy River, W. Va. and Ky. Improving Big Sandy River, West Virginia and Kentucky: For continuing improvement by the construction of two locks and dams between Louisa and mouth of the river, two hundred and eighty thousand dollars.
- Charleston, S. C. Improving harbor at Charleston, South Carolina: For completing improvement, one hundred and seventy-five thousand dollars.
- Cape Porpoise, Me. Improving harbor at Cape Porpoise, Maine: For completing improvement, ten thousand dollars.
- Calumet, Ill. Improving harbor at Calumet, Illinois: For continuing improvement, one hundred and eighty-five thousand three hundred and fifty dollars.
- Congaree River, S. C. Improving Congaree River, South Carolina: For continuing improvement from Gervais street bridge, Columbia, to Granby, one hundred thousand dollars.
- Delaware River, Pa. and N. J. Improving Delaware River, Pennsylvania and New Jersey: For continuing improvement, two hundred and seventy thousand five hundred dollars.
- Detroit River, Mich. Improving Detroit River, Michigan: For continuing improvement, two hundred thousand dollars.
- Everett, Wash. Improving harbor at Everett, Washington: For continuing improvement, one hundred and thirty-five thousand dollars.

- Improving Hudson River, New York: For continuing improvement, four hundred thousand dollars. Hudson River, N. Y.
- Improving Hay Lake Channel, Saint Marys River, Michigan: For continuing improvement, two hundred and fifty thousand dollars. Hay Lake Channel, St. Marys River, Mich.
- Improving harbor at Kenosha, Wisconsin: For completing improvement, one hundred and thirty-five thousand dollars. Kenosha, Wis.
- Improving harbor at Mobile, Alabama: For continuing improvement, five hundred thousand dollars. Mobile, Ala.
- Improving Mississippi River from the mouth of the Ohio to Minneapolis, Minnesota: For continuing improvement between Saint Paul and Minneapolis, one hundred and eighty-five thousand dollars: *Provided*, That of said amount the sum of one hundred dollars may be used to reimburse Loren Fletcher for a like sum advanced by him to expedite the transfer to the United States of title to land needed in connection with the construction of Lock and Dam Numbered Two. Mississippi River, mouth of Ohio to Minneapolis. *Proviso*. Loren Fletcher, payment to.
- Improving Passes of the Mississippi River: For completing improvement by constructing sill across Pass a Loutre and by constructing and operating one or more dredges, three hundred thousand dollars. Improving passes.
- Harbor of refuge at Milwaukee Bay, Wisconsin: For completing improvement, one hundred and five thousand six hundred and fifty dollars. Milwaukee, Wis.
- Improving Monongahela River: For completing improvement at Locks Numbered Three and Six and by construction of floating plant as authorized by the river and harbor act approved March third, eighteen hundred and ninety-nine, one hundred and thirty-five thousand five hundred and fifty-six dollars. Vol. 30, p. 1135. *Ante*, p. 864. Monongahela River.
- Improving harbor at Michigan City, Indiana: For completing improvement of outer harbor, one hundred and ninety-five thousand dollars. Michigan City, Ind.
- Improving harbor at New Haven, Connecticut: For continuing improvement, fifty thousand dollars. New Haven, Conn.
- Improving waterway from Norfolk, Virginia, to sounds of North Carolina: For continuing improvement of Deep Creek, Virginia, Turners Cut, Croatan Sound, and Pasquotank River, North Carolina, two hundred thousand dollars. Norfolk, Va., waterway.
- Improving Ohio River below Pittsburg, Pennsylvania: For continuing construction of Dams Numbered Thirteen and Eighteen, four hundred and seventy thousand dollars. Ohio River. Dams 13 and 18.
- Improving Osage River, Missouri: For completing construction of lock and dam, one hundred and forty-six thousand dollars. Osage River, Mo.
- Improving Ocmulgee River, Georgia: For continuing improvement, forty thousand dollars. Ocmulgee River, Ga.
- Harbor of refuge at Portage Lake, Michigan: For completing improvement, eighty-five thousand dollars. Portage Lake, Mich.

- Patapsco River, Md.** Improving Patapsco River, Maryland: For continuing improvement of channel to Baltimore, three hundred and twenty-four thousand six hundred and forty-eight dollars.
- Potomac River.** Improving Potomac River: For completing improvement below the city of Washington, fifty-two thousand dollars.
- Pascagoula River and Horn Island Harbor, Miss.** Improving Pascagoula River and Horn Island Harbor, Mississippi: For completing improvement, two hundred and sixty-seven thousand six hundred dollars.
- Racine, Wis.** Improving harbor at Racine, Wisconsin: For completing improvement, sixty-seven thousand six hundred and fifty dollars.
- St. Joseph, Mich.** Improving harbor at Saint Joseph, Michigan: For continuing improvement, two hundred and fifty-three thousand nine hundred and fifty dollars.
- Savannah River, Ga.** Improving Savannah River, Georgia: For continuing improvement between Augusta and Savannah, sixty-four thousand dollars.
- Sandbeach (Harbor Beach), Mich.** Harbor of refuge at Sand Beach, Michigan: For continuing improvement and repairs, one hundred and fifty thousand dollars.
- Sheboygan, Wis.** Improving harbor at Sheboygan, Wisconsin: For completing improvement, fifty-two thousand dollars.
- San Francisco, Cal.** Improving harbor at San Francisco, California: For continuing improvement by the removal of Arch and Shag rocks, one hundred and seventy thousand dollars.
- Sacramento, Cal.** Improving Sacramento River, California: For continuing improvement from the city of Sacramento to the mouth of the river, sixty thousand dollars.
- Tampa Bay, Fla.** Improving Tampa Bay, Florida: For continuing improvement of channel from the Gulf of Mexico to Port Tampa, one hundred and thirty-five thousand dollars.
- Toledo, Ohio.** Improving harbor at Toledo, Ohio: For continuing improvement, one hundred and thirty-two thousand five hundred dollars.
- Union River, Me.** Improving Union River, Maine: For completing improvement, one hundred and fifteen thousand dollars.
- Upper White River, Ark.** Improving Upper White River, Arkansas: For continuing improvement by the construction of Lock and Dam Numbered Two, one hundred and fifty thousand dollars, to be done by contract or otherwise, as in the judgment of the Secretary of War may be most economical and advantageous to the Government.
- Wilmington, Del.** Improving harbor at Wilmington, Delaware: For completing improvement of Wilmington Harbor and Christina River, two hundred thousand dollars.
- Warrior and Tombigbee Rivers, Ala. and Miss.** Improving Warrior and Tombigbee Rivers, Alabama and Mississippi: For continuing improvement of Warrior River by the construction of the three locks and dams next below Tuscaloosa, two hundred thousand dollars.
- * * * * *
- Head of Passes to Ohio River.** Improving the Mississippi River: For continuing improvement of Mississippi River from Head of the Passes

to the mouth of the Ohio River, including salaries and clerical, office, traveling, and miscellaneous expenses of the Mississippi River Commission, two million two hundred and fifty thousand dollars.

Improving the Mississippi River from the mouth of the Ohio River to Saint Paul, Minnesota: For continuing improvement from the mouth of the Ohio River to Saint Paul, Minnesota, two hundred and fifty thousand dollars.

Mouth of
Ohio to St.
Paul.

* * * * *

For improving the Missouri River from its mouth to Sioux City, Iowa: For continuing the improvement, including salaries and expenses of the Missouri River Commission, two hundred and fifty thousand dollars, to be expended under the direction of the Secretary of War in the improvement of the river at such localities as may be absolutely necessary in order to preserve existing improvements and to prevent threatened damage near Rulo, Nebraska, and other points; said work to be done according to plans and specifications to be made by the Missouri River Commission and approved by the Chief of Engineers: *Provided*, That the Secretary of War is authorized in his discretion to expend for improvement of the Missouri River at Sioux City, Iowa, so much as he may deem advisable, not to exceed twenty thousand dollars, of the appropriation of one hundred and seventy thousand dollars made by the act approved March third, eighteen and ninety-nine, for improving the Missouri River above Sioux City to and including Bismarck, and the sum of ten thousand dollars additional to the amount already apportioned from the said appropriation of one hundred and seventy thousand dollars for improving the said river at Elk Point, South Dakota, shall be expended at that place.

Expenses,
etc.

Rulo, Nebr.

Proviso.
Sioux City,
Iowa.

Vol. 30, p.
1147.
Ante, p. 881.

* * * * *

For the repair of the jetty at the mouth of Columbia River, Oregon and Washington, including repairs to wharves, approaches, tramway, plant, quarters, and buildings, and contingent expenses, two hundred and fifty thousand dollars.

Columbia
River, Oreg.
and Wash.

* * * * *

CALIFORNIA DÉBRIS COMMISSION: For defraying the expenses of the commission in carrying on the work authorized by the Act of Congress approved March first, eighteen hundred and ninety-three, fifteen thousand dollars: *Provided*, That so much of the Act of March third, eighteen hundred and ninety-nine, as provides that the members of the California Débris Commission shall receive only actual expenses in lieu of mileage while traveling on duty is hereby repealed, and hereafter the officers of the commission shall receive the mileage allowed by law.

California
Débris Com-
mission.

Vol. 27, p.
507.
Ante, p. 659.

Proviso.
Mileage of
officers.

Vol. 30, p.
1109.
Ante, p. 842.

HARBOR OF NEW YORK: For prevention of obstructive and injurious deposits within the harbor and adjacent waters of New York City;

New York
Harbor.

- Inspectors,
etc. For pay of inspectors and deputy inspectors, office force, and expenses of office, ten thousand two hundred and sixty dollars;
- Vessels. For pay of crews and maintenance of five steam tugs and three launches, fifty-eight thousand three hundred and forty dollars;
- Tug *Argus*. For new boiler and installing same, and generally overhauling steam tug *Argus*, seven thousand five hundred dollars;
- In all, seventy-six thousand one hundred dollars.

* * * * *

Approved, June 6, 1900.

Jan. 14, 1901. **CHAP. 11.**—An Act Permitting the building of a dam across the
Vol. 31, p. 729. Osage River at the city of Warsaw, Benton County, Missouri.

- Warsaw,
Mo., may dam
Osage River. *Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the consent of Congress is hereby granted to the city of Warsaw, being a city incorporated and organized under the laws of the State of Missouri, its successors or assigns, to construct, erect, and maintain a dam across the Osage River, in Benton County, in the State of Missouri, at said city of Warsaw, and all work necessarily incident thereto: *Provided,* That the said city of Warsaw, its successors or assigns, shall make such change and modification in the works as the Secretary of War may from time to time deem necessary in the interest of navigation, at its own cost and expense: *Provided further,*
- Litigation. That in case any litigation arises from the building of said dam, the maintaining of the same, or from the obstruction of the said river by said dam or appurtenant works, cases may be tried in the proper courts as now provided for that purpose in the State of Missouri and the courts of the United States.
- Amendment. **SEC. 2.** That the right to amend, alter, or repeal this
Proviso. Act is hereby expressly reserved: *And provided further,*
Fishways. That suitable fishways shall be constructed and maintained at said dam by said city, its successors and assigns, as may be required from time to time by the United States Fish Commissioner.
- Completion. **SEC. 3.** That this Act shall be null and void unless the
dam herein authorized shall be completed within three
Provisos. years of the date hereof: *And provided further,* That
Hydraulic such dam shall be constructed in such manner as not to
works not to be impaired. injure or diminish the water power of any person or company having a dam or hydraulic works constructed: *And provided further,* That before the construction of said dam compensation shall be made to any person or company whose lands may be taken or overflowed in the construction or maintenance of such dam, in accordance with the laws of the State of Missouri.
- Damages.

Approved, January 14, 1901.

CHAP. 344.—An Act Permitting the building of two dams across the Savannah River above the city of Augusta in the State of Georgia. Feb. 8. 1901.
Vol. 31, p. 763.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the consent of Congress is hereby granted to Twin City Power Company, a corporation organized under the laws of the State of South Carolina, its successors or assigns, to construct, erect, and maintain a dam across the Savannah River at or near where Dortons Creek, in the county of Edgefield, State of South Carolina, empties into the Savannah River, and all works incident thereto in the utilization of the power thereby developed; and also a dam across the said river at or near the southern end of Prices Island in said river, and about five miles from the mouth of Dortons Creek, and all works incident thereto in the utilization of the power thereby developed: *Provided*, That each of the dams constructed shall be provided with an accessible lock of such capacity as may be prescribed by the Secretary of War: *Provided also*, That the plans for the construction and maintenance of said dams and appurtenant works shall be submitted to and approved by the Chief of Engineers and the Secretary of War before the commencement of the construction of such dam or dams, and that the said Twin City Power Company shall not deviate from such plans after such approval, either before or after completion of the same, unless the modification of said plans shall have previously been submitted to and received the approval of the Chief of Engineers and of the Secretary of War: *Provided further*, That in case any litigation arises from the building of said dam or dams, the maintaining of the same, or from the obstruction of said river by the said dam or dams or appurtenant works, cases may be tried in the proper courts as now provided for that purpose in the States of South Carolina and Georgia, and the courts of the United States.

Sec. 2. That the right to amend or repeal this Act is hereby expressly reserved: *And provided further*, That suitable fishways shall be constructed and maintained at said dams by said company, its successors and assigns, as may be required from time to time by the United States Fish Commissioner.

Sec. 3. That this Act shall be null and void unless one of the said dams herein authorized shall be completed within five years from the passage of this Act, and unless both dams shall be completed within the same time the rights and privileges hereby granted shall cease and be determined so far as pertains to the incompleting dam: *And provided further*, That such dam or dams shall be constructed in such manner as not to injure or diminish the water power of any person or company having a dam or hydraulic works already constructed: *And provided*

Twin City
Power Co.
may dam
Savannah
River at Dor-
tons Creek,
S. C.

—also at
Prices Island,
etc.

Provisos.
Locks.

Secretary of
War to ap-
prove plans,
etc.

Litigation.

Amendment.
Proviso.
Fishways.

Completion.

Provisos.
No injury to
existing hy-
draulic works.

Damages.

further, That before the construction of either of said dams compensation shall be made to any person or company whose lands may be taken or overflowed in the construction or maintenance of such dam or dams, in accordance with the laws of the State where said lands may be situate.

Approved, February 8, 1901.

Feb. 8, 1901.
Vol. 31, p. 763.

CHAP. 345.—An Act To authorize the construction and to maintain a dam and wagon bridge across Twelve-Mile Bayou, in the parish of Caddo, in the State of Louisiana.

Shreveport
Water Works
Co. may dam,
etc., Twelve-
mile Bayou,
La.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Shreveport Water Works Company, of the city of Shreveport, Louisiana, is hereby authorized to construct and maintain a dam and wagon bridge across Twelve-Mile Bayou, in the parish of Caddo, in said State, and to connect said Twelve-Mile Bayou with Cross Bayou by means of a canal: *Provided*, That the plans and location of such structures shall be submitted to the Secretary of War for his approval, and until the said plans and location are approved by him the work herein authorized shall not be commenced or built.

Proviso.
Secretary of
War to ap-
prove plans.

Amendment.
Completion.

Congress reserves the right to alter, amend, or repeal this Act, and that the said dam and wagon bridge shall be completed within three years after the passage of this Act.

Approved, February 8, 1901.

Feb. 8, 1901.
Vol. 31, p. 764.

CHAP. 346.—An Act Granting to Keokuk and Hamilton Water Power Company right to construct and maintain wing dam, canal, and power station in the Mississippi River in Hancock County, Illinois.

Keokuk and
Hamilton Wa-
ter Power Co.
may dam, etc.,
Mississippi
River in Han-
cock County,
Ill.
Vol. 33, p.
56.
Post, p.
1043.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the assent of Congress is hereby given to the Keokuk and Hamilton Water Power Company, a corporation created and organized under the laws of the State of Illinois, its successors and assigns, to erect, construct, operate, and maintain a canal along the east bank of the Mississippi River, between Nauvoo and Hamilton, in Hancock County, in the State of Illinois, to erect, construct, operate, and maintain a power station thereon, and to project, erect, construct, operate, and maintain a wing dam five hundred feet into the river from the head of the said canal, and to make such other dams and improvements as may be necessary within said limits for the development of water power and the generation, use, and transmission therefrom of electric energy and power at

in, and upon the Des Moines Rapids of the Mississippi River: *Provided*, That the construction hereby authorized do not in any way interfere with the existing low-water channel over the Des Moines Rapids or with the interests of navigation: *And provided further*, That until the plans and location of the works herein authorized, so far as they affect the interests of navigation, have been approved by the Secretary of War the canal or other improvements shall not be commenced or built.

Proviso.
Existing low-water channel, Des Moines Rapids, etc.
Approval of plans.

SEC. 2. That this Act shall be null and void if actual construction of the works herein authorized be not commenced within three years and completed within six years from the date hereof.

Commencement and completion.

SEC. 3. That the right to alter, amend, or repeal this Act is hereby expressly reserved.

Amendment.

Approved, February 8, 1901.

CHAP. 358.—An Act Authorizing the Mount Carmel Development Company to draw water from Wabash River at Grand Rapids, Wabash County, Illinois. Feb. 12, 1901. Vol. 31, p. 785.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Mount Carmel Development Company, a corporation chartered by the State of Illinois as of the date of October twenty-sixth, nineteen hundred, be, and the same is hereby, authorized and empowered to draw, by canal, flume, or race, from the pool of the Grand Rapids dam of the Wabash River, in the county of Wabash and State of Illinois, such supply of water as may be necessary or required for the purposes of said corporation during the continuance of said corporation: *Provided*, That such withdrawal of water shall not be so great as to be detrimental to the navigation of said Wabash River, and shall be under the direction and control of the Secretary of War: *And provided further*, That the said corporation shall submit detailed plans, showing the location and method of construction of said canal, flume, or race, to the Secretary of War for approval; and until he shall approve the same the work hereby authorized shall not be commenced.

Mount Carmel Development Co. may draw water from Wabash River at Grand Rapids, Ill.
Vol. 35, p. 815.
Post, p. 1332.

Proviso.
—control of supply, etc.

Secretary of War to approve plans.

Approved, February 12, 1901.

CHAP. 377.—An Act Amending the Act providing for the appointment of a Mississippi River Commission, and so forth, approved June twenty-eighth, eighteen hundred and seventy-nine. Feb. 18, 1901. Vol. 31, p. 792.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That an Act entitled "An Act to provide for the appointment of a Mississippi River Commission, for the improvement of said river from the Head of the Passes

Mississippi River Commission.

Vol. 21, p.
38 amended.
Ante, p. 304.

Offices of
Commission.

—meetings.

near its mouth to its head waters," approved June twenty-eighth, eighteen hundred and seventy-nine, be amended by adding thereto the following section:

"SEC. 8. That the headquarters and general offices of said commission shall be located at some city or town on the Mississippi River, to be designated by the Secretary of War, and the meetings of the commission except such as are held on Government boats during the time of the semiannual inspection trips of the commission shall be held at said headquarters and general offices, the times of said meetings to be fixed by the president of the commission, who shall cause due notice of such meetings to be given members of the commission and the public."

Approved, February 18, 1901.

Feb. 23, 1901.
Vol. 31, p. 804.

CHAP. 470.—An Act To declare a branch of the Mississippi River opposite the city of La Crosse, Wisconsin, and known as West Channel, to be unnavigable, and that the said city be relieved of necessity of maintaining a draw or pontoon bridge over said West Channel.

Mississippi
River.
West chan-
nel declared
unnavigable.
City of La
Crosse exempt-
ed from main-
taining bridge.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the branch of the Mississippi River flowing between Grand Island and the mainland opposite the city of La Crosse, State of Wisconsin, and known as the West Channel, be, and the same is hereby, declared unnavigable, and the said city of La Crosse is, from and after the passage of this Act, relieved of the necessity of maintaining a draw or pontoon bridge over said West Channel.

Approved, February 23, 1901.

Feb. 27, 1901.
Vol. 31, p. 815.

CHAP. 614.—An Act To amend an Act granting to railroads the right of way through the public lands of the United States, approved March third, eighteen hundred and seventy-five.

Minnesota.
Certain wa-
ter-reserve
lands declared
subject to rail-
road rights of
way on public
lands.
Vol. 18, p.
482.
Ante, p. 251.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That all lands in the State of Minnesota described in and withdrawn from sale by the proclamations of the President of the United States for the reason that said lands would be required for or subject to flowage in the construction of dams, reservoirs, and other works proposed to be erected for the improvement of the navigation of the Mississippi River and certain of its tributaries, be, and the same are hereby, declared to be, and to have been at all times heretofore, subject to the provisions of a certain Act of Congress entitled "An Act granting to railroads the right of way through the public lands of the United States," approved March third, eighteen hundred and seventy-five, as fully, effectually, and to the same

extent as though said lands had not been described in said proclamations, or withdrawn from sale thereby, but had remained with the body of public lands subject to private entry and sale: *Provided, however,* That any and all parts of said lands acquired by any railroad company under said Act of Congress shall at all times be subject to the right of flowage which at any time may become necessary in the construction or maintenance of dams, reservoirs, or other works which may be constructed or erected by or under the authority of the United States for the improvement of the navigation of the Mississippi River and its tributaries: *Provided further,* That the railroad companies availing themselves of this Act shall, in addition to filing the maps now required by law to be filed, also file maps of definite location with elevation of rail of their lines of railroad over said water-reserve lands in the office of the Secretary of War; and no location shall be permitted which takes for right of way or stations or interferes with submergence of lands needed for the use of the present reservoir system, or in the construction of dams or other works, or any proposed or probable extension of the same, or which will obstruct or increase the cost of the present or prospective reservoir system: *Provided further,* That the plan for the location and construction of any such railway, or any part thereof, shall be first submitted to the Secretary of War and approved by him and by the Chief of Engineers of the United States Army.

Providios.

Right of flowage for improvement of Mississippi River reserved.

Railroads to file maps of definite location.

—locations prohibited.

Secretary of War to approve plans.

Approved, February 27, 1901.

CHAP. 672.—An Act To extend the time granted to the Muscle Shoals Power Company by an Act approved March third, eighteen hundred and ninety-nine, within which to commence and complete the work authorized in said Act to be done by said company.

Mar. 1, 1901.
Vol. 31, p. 846.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the time allowed the Muscle Shoals Power Company by section two of an Act entitled "An Act granting to the Muscle Shoals Power Company right to erect and construct canal and power stations at Muscle Shoals, Alabama," approved March third, eighteen hundred and ninety-nine, to commence and complete the work therein authorized to be done, be extended so that unless the work authorized to be done in said Act be commenced within two years and completed within four years from the date of this Act the privileges granted to said company by said first-mentioned Act shall cease and be determined.

Time extended to Muscle Shoals Power Co. to complete canal, etc. at Muscle shoals, Ala.
Vol. 30, p. 1351.
Ante, p. 903
Vol. 31, p. 274.
Ante, p. 910.
Vol. 32, p. 839.
Post, p. 1034.

Approved, March 1, 1901.

Mar. 1, 1901.
Vol. 31, p.
1760.

CHAP. 679.—An Act For the relief of Franklin Lee and Charles F. Dunbar.

Franklin Lee
and Charles F.
Dunbar.
Payment to.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Treasury be, and is hereby, authorized and directed to pay to Franklin Lee, of Buffalo, New York, and Charles F. Dunbar, of Erie, Pennsylvania, now of Buffalo, New York, the sum of ten thousand two hundred dollars, the same being for extra blasting of rock in the channel between piers of entrance to the harbor of Ashtabula, Ohio, performed by them under the direction of Major G. L. Gillespie, an officer of the Corps of Engineers, United States Army, and the amount aforesaid is hereby appropriated for the purpose aforesaid out of any money in the Treasury not otherwise appropriated.

Approved, March 1, 1901.

Mar. 2, 1901.
Vol. 31, p.
1789.

CHAP. 822.—An Act For the relief of Olivia M. Clifford.

Olivia M.
Clifford.
Claim of, re-
ferred to Court
of Claims.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the claim of Olivia M. Clifford for compensation for the alleged use and occupation by the United States, through its Corps of Engineers, of two certain docks or piers located in the Erie Basin, at the city of Buffalo, in the State of New York, while engaged in building the new breakwater, from January eighth, eighteen hundred and eighty-seven, to July eighth, eighteen hundred and ninety-one, be, and the same is hereby, referred to the Court of Claims to hear and determine the same to final judgment, notwithstanding the bar of the statute of limitations, with the right of appeal as in other cases.

Approved, March 2, 1901.

Mar. 3, 1901.
Vol. 31, pp.
1010, 1053,
1054.

CHAP. 831.—An Act Making appropriations to supply deficiencies in the appropriations for the fiscal year ending June thirtieth, nineteen hundred and one, and for prior years, and for other purposes.

Deficiencies
appropriations.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums be, and the same are hereby, appropriated, out of any money in the Treasury not otherwise appropriated, to supply deficiencies in the appropriations for the fiscal year nineteen hundred and one, and for prior years, and for other objects hereinafter stated, namely:

* * * * *

SEC. 2. That for the payment of the following claims, certified to be due by the several accounting officers of the Treasury Department under appropriations the balances of which have been exhausted or carried to the surplus fund under the provisions of section five of the Act of June twentieth, eighteen hundred and seventy-four, and under appropriations heretofore treated as permanent, being for the service of the fiscal year eighteen hundred and ninety-eight, and prior years, unless otherwise stated, and which have been certified to Congress under section two of the Act of July seventh, eighteen hundred and eighty-four, as fully set forth in House Document Numbered Three hundred and fifty-nine, Fifty-sixth Congress, second session, there is appropriated as follows:

Vol. 18, p. 110.
Ante, p. 225.

Vol. 23, p. 254.

* * * * *

CLAIMS ALLOWED BY THE AUDITOR FOR THE WAR DEPARTMENT.

Claims allowed by Auditor for War Department.

* * * * *

For operating snagboats on the Ohio River, twenty-two cents.

For expenses California Débris Commission, four dollars and thirty-seven cents.

* * * * *

Approved, March 3, 1901.

CHAP. 853.—An Act Making appropriations for sundry civil expenses of the Government for the fiscal year ending June thirtieth, nineteen hundred and two, and for other purposes.

Mar. 3, 1901.
Vol. 31, pp. 1133, 1163, 1170, 1173.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums be, and the same are hereby, appropriated, for the objects hereinafter expressed, for the fiscal year ending June thirtieth, nineteen hundred and two, namely:

Appropriations for sundry civil expenses.

* * * * *

Toward the enlargement of Governor's Island, two hundred thousand dollars [°]; * * * in accordance with the plan reported by a board composed of Major-General John R. Brooke, Colonel George L. Gillespie, and Colonel Amos S. Kimball, dated July twenty-first [August seventeenth], nineteen hundred, * * *

Governors Island. Enlarging, etc.

* * * * *

Toward the construction of works on harbors and rivers, under contract or otherwise, and within the limits authorized by law, namely:

River and harbor improvements.

° All of this appropriation is for work assigned to Engineer Department, viz, enlargement, dredging, and construction of wharf.

For works authorized by the river and harbor Act of eighteen hundred and ninety-six, as follows:

Locks, etc.,
Allegheny
River, Pa.

Locks and dams in Allegheny River, Pennsylvania: For continuing construction of locks and dams at Herr Island, above the head of Six-mile Island, and at Springdale, one hundred and twenty-six thousand dollars.

Bayou Pla-
quemine, La.

Improving Bayou Plaquemine, Louisiana: For completing improvements, two hundred and ten thousand dollars.

Buffalo,
N. Y.

Improving harbor at Buffalo, New York: For continuing improvement, four hundred thousand dollars.

Cumberland
Sound, Ga.
and Fla.

Improving Cumberland Sound, Georgia and Florida: For continuing improvement, two hundred thousand dollars.

Harbor of
refuge, Dela-
ware Bay.

Harbor of refuge, Delaware Bay, Delaware: For continuing construction, two hundred and thirteen thousand dollars.

Duluth,
Minn., and
Superior, Wis.

Improving harbor at Duluth, Minnesota, and Superior, Wisconsin: For continuing improvement, three hundred and twenty thousand dollars.

Grays Har-
bor, Wash.

Improving Grays Harbor, Washington: For continuing improvement of harbor and bar entrance, one hundred and thirty-eight thousand two hundred and twenty-five dollars.

Illinois and
Mississippi
Canal.

Illinois and Mississippi Canal: For continuing construction, nine hundred and seventy-five thousand dollars.

Kentucky
River, Ky.

Improving Kentucky River, Kentucky: For continuing improvement, one hundred and fifty thousand dollars.

Waterway
from Kewee-
naw Bay to
Lake Superior,
Mich.

Improving waterway from Keweenaw Bay to Lake Superior, Michigan: For continuing improvement of water communication across Keweenaw Point, one hundred and forty-five thousand dollars.

Portland, Me.

Improving harbor at Portland, Maine: For continuing improvement, twenty-one thousand dollars.

Providence
River and
Narragansett
Bay, R. I.

Improving Providence River and Narragansett Bay, Rhode Island: For continuing improvement, fifty-nine thousand dollars.

San Pedro,
Cal.

Improving harbor at San Pedro, California: For continuing construction of breakwater, one hundred and forty-six thousand dollars.

Winyah
Bay, S. C.

Improving Winyaw Bay, South Carolina: For continuing improvement of harbor at Winyaw Bay, five hundred thousand dollars.

Yazoo
River, Miss.

Improving Yazoo River, Mississippi: For completing improvement of mouth of Yazoo River and harbor of Vicksburg, five hundred and ten thousand dollars.

For works authorized by the river and harbor Act of eighteen hundred and ninety-nine, as follows:

Ashtabula,
Ohio.

Improving harbor at Ashtabula, Ohio: For continuing improvement, two thousand dollars.

Boston,
Mass.

Improving harbor at Boston, Massachusetts: For completing improvement under project for thirty-foot depth through Broad Sound Channel, one hundred and thirty-three thousand dollars.

Improving harbor at Bridgeport, Connecticut: For continuing improvement, fifty thousand dollars. Bridgeport, Conn.

Improving channel in Gowanus Bay, New York: For continuing improvement of Bay Ridge and Red Hook channels, one hundred and forty thousand dollars. Gowanus Bay, N. Y.

Improving Black Warrior River, Alabama: For completing construction of Lock and Dam Numbered Four, above Tuscaloosa, fifty-three thousand six hundred and seventy-six dollars. Black Warrior River, Ala.

Improving Big Sandy River, West Virginia and Kentucky: For continuing improvement by the construction of two locks and dams between Louisa and mouth of the river, one hundred and forty thousand dollars. Big Sandy River, W. Va., and Ky.

Improving Calumet Harbor, Illinois: For continuing improvement, two hundred and fifty-five thousand dollars. Calumet Harbor, Ill.

Improving Congaree River, South Carolina: For continuing improvement from Gervais street bridge, Columbia, to Granby, fifty thousand dollars. Congaree River, S. C.

Improving Delaware River, Pennsylvania and New Jersey: For continuing improvement, sixty-one thousand five hundred dollars. Delaware River, Pa. and N. J.

Improving Detroit River, Michigan: For continuing improvement, three hundred and twenty-five thousand dollars. Detroit River, Mich.

Improving harbor at Everett, Washington: For continuing improvement, ninety thousand dollars. Everett, Wash.

Improving Hudson River, New York: For continuing improvement, one hundred thousand dollars. Hudson River, N. Y.

Improving Mississippi River from the mouth of the Ohio to Minneapolis, Minnesota: For continuing improvement between Saint Paul and Minneapolis, one hundred and fifty-seven thousand dollars. Mississippi River from mouth of Ohio to Minneapolis.

Improving harbor at New York, New York: For continuing improvement of Ambrose Channel (formerly known as East Channel) across Sandy Hook Bar, one hundred and thirty-thousand dollars. New York Harbor, Ambrose channel.

Improving Harbor at New Haven, Connecticut: For continuing improvements, fifty thousand dollars. New Haven, Conn.

Improving waterway from Norfolk, Virginia, to sounds of North Carolina: For continuing improvement of Deep Creek, Virginia, Turners Cut, Croatan Sound, and Pasquotank River, North Carolina, twenty-nine thousand eight hundred and seventy dollars. Waterway from Norfolk to sounds of North Carolina.

Improving Ohio River below Pittsburg, Pennsylvania: For continuing construction of Dams Numbered Thirteen and Eighteen, forty thousand dollars. Ohio River below Pittsburg, Pa.

Improving Ocmulgee River, Georgia: For continuing improvement, forty thousand dollars. Ocmulgee River, Ga.

Improving Patapsco River, Maryland: For continuing improvement of channel to Baltimore, four hundred and seventy-five thousand three hundred and fifty-two dollars. Patapsco River, Md.

Improving Potomac River: For improvement below the city of Washington, ninety-eight thousand dollars. Potomac River.

St. Joseph Mich.

Improving harbor at Saint Joseph, Michigan: For completing improvement, thirty-eight thousand dollars.

Savannah River, Ga.

Improving Savannah River, Georgia: For continuing improvement between Augusta and Savannah, one hundred thousand dollars.

Tampa Bay, Fla.

Improving Tampa Bay, Florida: For continuing improvement of channel from the Gulf of Mexico to Port Tampa, one hundred and twenty-seven thousand dollars.

Toledo, Ohio, harbor.

Improving harbor at Toledo, Ohio: For continuing improvement, eight thousand dollars.

Warrior and Tombigbee rivers, Ala. and Miss.

Improving Warrior and Tombigbee rivers, Alabama and Mississippi: For continuing improvement of Warrior River by the construction of the three locks and dams next below Tuscaloosa, two hundred and forty thousand dollars.

* * * * *

California Débris Commission. Vol. 27, p. 507. Ante, p. 659.

CALIFORNIA DÉBRIS COMMISSION: For defraying the expenses of the commission in carrying on the work authorized by the Act of Congress approved March first, eighteen hundred and ninety-three, fifteen thousand dollars.

New York Harbor.

HARBOR OF NEW YORK: For prevention of obstructive and injurious deposits within the harbor and adjacent waters of New York City:

Inspectors, etc.

For pay of inspectors and deputy inspectors, office force, and expenses of office, ten thousand two hundred and sixty dollars;

For pay of crews and maintenance of five steam tugs and three launches, fifty-eight thousand three hundred and forty dollars;

Repairs, tug Nimrod.

For electric plant and steam steering gear and installing same, and generally overhauling and repairing steam tug Nimrod, four thousand two hundred dollars;

In all, seventy-two thousand eight hundred dollars.

* * * * *

Approved, March 3, 1901.

Mar. 3, 1901. Vol. 31, p. 1455.

CHAP. 878.—An Act To authorize the Pigeon River Improvement, Slide, and Boom Company, of Minnesota, to enter upon the Grand Portage Indian Reservation, and improve the Pigeon River in said State at what is known as the cascades of said river.

Pigeon River Improvement, Slide, and Boom Co. may improve Pigeon River on Grand Portage Indian Reservation, Minn.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Pigeon River Improvement, Slide, and Boom Company, a corporation organized and existing under the laws of the State of Minnesota, be, and hereby is, authorized, under such rules and regulations and subject to such conditions and limitations as the Secretary of the Interior may prescribe, to enter upon and improve

the Pigeon River at what is known as the cascades of said river, for the purpose of making said river at said point navigable for floating logs, and to that end to enter upon the unallotted lands, and, with the consent of the allottees, upon any allotted lands, adjacent to said cascades, of the Grand Portage Indian Reservation, in said State, and to construct such sluice dams, wing dams, bulkheads, spill dams, and other works necessary for said purpose, * * * : *Provided*, That said river after being so improved shall be open at all times to the free passage of all timber cut from said Grand Portage Indian Reservation, and to the passage of all other timber for a reasonable charge therefor: *Provided further*, That suitable fishways shall be constructed and maintained by said company, to be approved by the United States Fish Commission.

Provisos.
River open
to passage of
timber.

Fishways.

Approved, March 3, 1901.

CHAP. 15.—An Act To authorize the city of Duluth, Minnesota, to construct and maintain, or cause to be constructed and maintained, a car transfer over the Duluth Canal, and for that purpose to occupy certain lands of the United States.

Feb. 7, 1902.
Vol. 32, p. 3.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the city of Duluth, Minnesota, is hereby authorized to construct and maintain, or cause to be constructed and maintained, a suspended car transfer, or aerial ferry, over the Duluth Canal on the line of Lake avenue, in said city, and for that purpose to locate the towers and approaches of said structure on the lands of the United States pertaining to said canal, as indicated and set forth on plans and drawings attached to a certain revocable license issued by the Secretary of War to the city of Duluth under date of September sixth, nineteen hundred and one, now on file in the War Department: *Provided*, That in the maintenance of the said structure, and in the use and occupancy of the lands of the United States, the said city of Duluth shall conform to the conditions prescribed and enumerated in the aforesaid revocable license, and to the following additional conditions: * * * *Provided further*, That the city of Duluth shall make any changes in the said structure and any changes in the towers and approaches located on the said lands of the United States which the Secretary of War may from time to time prescribe.

Duluth Canal.
Duluth, Minn., authorized to construct car transfer across.

Provisos.
Conditions.

Changes.

SEC. 2. That the right to alter, amend, or repeal this Act is hereby expressly reserved.

Amendment.

Approved, February 7, 1902.

Feb. 14, 1902.
Vol. 32, pp.
5, 28, 29.

CHAP. 17.—An Act Making appropriations to supply urgent deficiencies in the appropriations for the fiscal year ending June thirtieth, nineteen hundred and two, and for prior years, and for other purposes.

Urgent deficiencies appropriations.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled. That the following sums be, and the same are hereby, appropriated, out of any money in the Treasury not otherwise appropriated, to supply deficiencies in the appropriations for the fiscal year nineteen hundred and two, and for prior years, and for other objects hereinafter stated namely:

* * * * *

Claims certified by accounting officers.

SEC. 2. That for the payment of the following claims, certified to be due by the several accounting officers of the Treasury Department under appropriations the balances of which have been exhausted or carried to the surplus fund under the provisions of section five of the Act of June twentieth, eighteen hundred and seventy-four, and under appropriations heretofore treated as permanent, being for the service of the fiscal year eighteen hundred and ninety-nine, and prior years, unless otherwise stated, and which have been certified to Congress under section two of the Act of July seventh, eighteen hundred and eighty-four, as fully set forth in House Documents Numbered Two hundred and forty-eight and Two hundred and sixty-four, and Senate Document Numbered One hundred and forty-eight and One hundred and fifty-eight, reported to Congress at its present session, there is appropriated as follows:

Vol. 18, p. 110.
Ante, p. 225.

Vol. 23, p. 254.

* * * * *

Claims allowed by Auditor for War Department.

CLAIMS ALLOWED BY THE AUDITOR FOR THE WAR DEPARTMENT.

* * * * *

For improving Columbia River, Washington, forty-four cents.

For expenses California Débris Commission, one dollar and fifty-two cents.

* * * * *

Approved, February 14, 1902.

Feb. 26, 1902.
Vol. 32, p. 41.

CHAP. 32.—An Act Granting to the White River Railway Company the right to construct, maintain, and operate a single-track railway across the lands of the United States in the south half of the southwest quarter of section twenty-two, township fourteen north, range eight west of the fifth principal meridian, in the county of Independence, in the State of Arkansas, reserved for use in connection with the construction of Lock Numbered Three, Upper White River, Arkansas.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled.

bled, That the White River Railway Company, a corporation created and existing under and by virtue of the laws of the State of Arkansas, its successors and assigns, be, and they are hereby, authorized to construct, maintain, and operate a single-track railway over and across the lands of the United States in the south half of the southwest quarter of section twenty-two, township fourteen north, range eight west of the fifth principal meridian, in the county of Independence, in the State of Arkansas, reserved for use in connection with the construction of Lock Numbered Three, Upper White River, Arkansas, said railway to be constructed, maintained, and operated upon the following terms and conditions, to wit: The railway track so authorized shall be carried across the above-described land on a trestle affording not less than thirteen feet longitudinal clearance between bents, the cap timbers of said trestle to be not over twelve feet in length, and the batter of the inclined posts not to exceed three inches horizontal distance to one foot vertical distance. Said White River Railway Company, its successors and assigns, shall build and maintain, at their own expense, at some near-by point, a siding or spur track from which the United States can receive and forward freight, either in carload lots or less than car-load lots. Said railway company shall, during the time of the construction of the lock and dam, establish Lock Numbered Three as a flag station for all trains carrying passengers. Said White River Railway Company shall not use the river banks within a distance of one hundred and fifty feet above and below the limits of the lock walls of said Lock Numbered Three as a place for depositing spoil and waste, except under such conditions as may be approved by the United States engineer officer in charge of the improvements of Upper White River, Arkansas.

SEC. 2. That there is hereby specially reserved to the United States the right to erect chutes or other structures over and under said trestle, in such manner as not to interfere with the movement of trains; to load or unload cars while on the main track of said railway in the vicinity of Lock Numbered Three, provided regularly scheduled trains shall not be thereby delayed; and to build temporary warehouses and other structures, not only along said railway trestle, but also along the railway track adjacent to said reservation for said Lock Numbered Three, on each side thereof, and as close thereto as can be done without interfering with the safe movement and operation of trains, and the said White River Railway Company shall permit the United States to enter upon its right of way adjacent to the Government reserve for the purpose of so doing: *Provided*, That the United States in exercising its right to excavate under the aforesaid trestle will not be responsible to the said railway

Lock No. 3.
Upper White
River, Ark.
White River
Railway Co.
granted right
of way through
lands.

Construc-
tion.

Siding.

Flag station.

Restriction.

Rights re-
served.

Proviso.
Nonresponsi-
bility of the
United States.

company, its employees, passengers, patrons, or the public for any delay or injury caused by said excavation.

Secretary of War to approve work.

SEC. 3. That all work done by said White River Railway Company under this Act shall be subject at all times during and after its completion to the approval of the Secretary of War, and shall be done under the supervision of the engineer officer of the United States Army in charge of the improvement of Upper White River, Arkansas.

Amendment.

SEC. 4. That the right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, February 26, 1902.

Mar. 10, 1902.
Vol. 32, p. 55.

CHAP. 141.—An Act Authorizing the Missouri and Meramec Water Company to take water from the Missouri River, and to construct and maintain a dam or other devices for that purpose.

Missouri River.
Missouri and Meramec Water Co. may dam, etc.
Water supply.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Missouri and Meramec Water Company, a corporation organized and existing under the laws of the State of Missouri, its successors and assigns, be, and they are hereby, authorized and empowered to draw, by canal, flume, or race, from the Missouri River, at or near a point about eight miles above Creve Coeur Lake, in the county of Saint Louis, in the State of Missouri, such supply of water as may be necessary or required for the purposes of said corporation, and to conduct and discharge said water not otherwise used at a point on the Meramec River in the neighborhood of Meramec Highlands, in the county of Saint Louis and State of Missouri; also to erect, construct, operate, and maintain for that purpose such dams (including a weir dam in the Missouri River at the head of said canal), regulating devices, locks, and other structures and improvements as may be required: *Provided*, That such withdrawal and discharge at any time of water shall not be so great as to interfere with the navigation of said Missouri or Meramec River: *And provided further*, That said corporation shall submit detailed plans showing the location and method of constructing said dams, devices, locks, and other structures and canal to the Secretary of War for his consideration and approval, and until the plans and location of the work herein authorized, so far as they affect the navigation of said rivers, shall have been approved by the Secretary of War they shall not be commenced or built.

Provsos.
Unobstructed navigation.

Secretary of War to approve plans, etc.

Time of construction.

SEC. 2. That unless the work herein authorized be commenced within one year and completed within five years from the date hereof the privileges granted shall cease and determine.

SEC. 3. That the right to alter, amend, or repeal this Act is hereby expressly reserved. Amendment.

Approved, March 10, 1902.

CHAP. 586.—An Act Granting to the Mobile, Jackson and Kansas City Railroad Company the right to use for railroad purposes the tract of land at Choctaw Point, Mobile County, Alabama, and now held for light-house purposes. Apr. 23, 1902.
Vol. 32, p. 119.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That in consideration of provisions hereinafter contained there is hereby granted to the Mobile, Jackson and Kansas City Railroad Company the right to build and construct wharves, docks, piers, and other structures for use in the operation of its railroad upon the tract of land at Choctaw Point, Mobile County, Alabama, and now held by the United States for light-house purposes, and to lay its tracks upon and over said wharves, docks, and piers: *Provided, however,* That at least three hundred feet of said wharves, docks, and piers shall be designated and set apart, subject to the approval of the Light-House Board, for the exclusive use of the United States for light-house purposes, which said wharves, docks, and piers so designated and set apart shall be maintained and kept in repair by the said railroad company, and the water approaches thereto kept dredged at the United States dredged channel depth without cost to the United States.

Choctaw Point, Mobile Harbor, Ala. Right of way, etc., to Mobile, Jackson and Kansas City Railroad Co.

Proviso. Reservation for light-house.

Maintenance of channel.

* * * * *

Approved, April 23, 1902.

[No. 16.] Joint Resolution Providing for a modification in the adopted project for the improvement of Everett Harbor, Washington. Apr. 23, 1902.
Vol. 32, p. 739.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That in carrying on the work of improvement of Everett Harbor, Washington, authorized in the river and harbor Act of March third, eighteen hundred and ninety-nine, the Secretary of War may, in his discretion, abandon the dredging and improvement of Old River, and any balance heretofore appropriated or authorized for the present approved project may be used for the widening or deepening of the harbor basin and channel through the tide flats, and the Secretary of War may take such steps as may seem to him desirable to protect and conserve the work as performed.

Everett Harbor, Wash. Improvement plans modified. Vol. 30, p. 1133. Ante, p. 861.

Approved, April 23, 1902.

May 3, 1902.
Vol. 32, p. 189.

CHAP. 684.—An Act To grant a right of way to the Warrior Southern Railway Company through the tract of land in the State of Alabama reserved for the use of the United States in connection with the improvement of the Black Warrior River and known as Lock Four.

Lock No. 4.
Black Warrior
River, Ala.
Warrior
Southern Rail-
way granted
right of way
through reser-
vation for.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

That a right of way is hereby granted to the Warrior Southern Railway Company, a corporation organized and existing under and by virtue of the laws of the State of Alabama, for the construction, operation, and maintenance of the railroad contemplated by said company to be constructed from Searcy up the left bank of the Black Warrior River, in the State of Alabama, through and across that certain tract of land situate, lying, and being upon the said Black Warrior River, in section two, township twenty-one south, range nine west, in the said State of Alabama, which has been reserved and appropriated to the use of the United States in connection with the improvement of the channel of the said Black Warrior River at the point known as Lock Numbered Four; and said company is hereby authorized to locate, construct, operate, and maintain its said railroad through and across said tract of land over so much of said tract of land as shall be included within lines drawn parallel to and eight feet distant on either side from the center line of the main track of said railroad as so located: *Provided, however,* That the location and all details of construction, such as retaining walls, culverts, spoil banks, and so forth, of said railroad through and across said tract of land shall be first approved by the Secretary of War and shall be such as not to unreasonably interfere with the purposes for which said tract of land was reserved to the United States: *And provided further,* That the said company shall, at its own expense, but under the direction and with the approval of the Secretary of War, move any and all building or buildings and structure or structures heretofore erected by the United States upon said tract of land, and which may interfere with the construction and operation of said railroad as so located, to some other point or points upon said tract of land equally available and suitable for the use of the United States and the purposes for which such building or buildings, structure or structures, were erected: *And provided further,* That the said company shall secure and grant to the United States full and free authority to construct, operate, and maintain a telephone line along the right of way of said railroad and connecting lines between Tuscaloosa and the junction of said railroad with the Ensley Southern Railway on the Locust Fork of the Black Warrior River: *And provided further,* That the said company shall build and permanently maintain, without cost to the United States, a side track at the lower end of said tract of land for the exclusive

Provisos.

Location to
be approved by
Secretary of
War.

Removal of
buildings, etc.

Telephone.

Side track.

and free use of the United States: *Provided, also, That* the Warrior Southern Railway Company and its assigns shall not charge the United States for freight shipped over its lines rates higher than those charged any private party.

Freight charges.

SEC. 2. That the right to alter, amend, or repeal this Act is hereby expressly reserved.

Amendment.

Approved, May 3, 1902.

[No. 29.] Joint Resolution Authorizing the use and improvement of Governors Island, Boston Harbor.

June 5, 1902.
Vol. 32, p. 743.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War is hereby authorized to permit the city of Boston, in the State of Massachusetts, to improve and beautify Governors Island, or a portion thereof, situated in said city and belonging to the United States, in connection with mooring berths to be built adjoining said island, and to make such excavations and fillings and erect and maintain such structures as may be considered proper for the purpose; all upon plans to be previously approved by the Secretary of War: *Provided, That* the permission given pursuant to this resolution shall not pass any right or title in said island, but shall be revocable at will by the Secretary of War, and the ownership of said island shall remain entirely in the United States, and it shall be subject to such uses for military or other purposes as the Secretary of War may at any time direct.

Governors Island, Boston Harbor, Mass. Permission granted city of Boston to improve and beautify.

Proviso. Revocable permit.

Approved, June 5, 1902.

CHAP. 1079.—An Act Making appropriations for the construction, repair, and preservation of certain public works on rivers and harbors, and for other purposes.

June 13, 1902.
Vol. 32, p. 331.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums of money be, and are hereby, appropriated, to be paid out of any money in the Treasury not otherwise appropriated, to be immediately available, and to be expended under the direction of the Secretary of War and the supervision of the Chief of Engineers, for the construction, completion, repair, and preservation of the public works hereinafter named:

Rivers and harbors appropriations.

Improving harbor at Sullivan Falls, Maine: Continuing improvement, five thousand dollars.

Harbors. Sullivan Falls, Me. Bucksport Harbor, Me.

Improving Bucksport Harbor, Maine, in accordance with the project submitted in House Document Numbered Two hundred and seventy-five, Fifty-sixth Congress,

first session, completing improvement, twenty thousand dollars.

Vinalhaven, Me. Improving Carvers Harbor, at Vinalhaven, Maine: Continuing improvement, twenty thousand dollars.

Camden, Me. Improving harbor at Camden, Maine: Completing improvement of outer harbor in accordance with the report submitted in House Document Numbered Two hundred and sixty-three, Fifty-sixth Congress, first session, seven thousand four hundred dollars.

Isles of Shoals, Me. Improving harbor at Isles of Shoals [°], Maine: Completing improvement in accordance with the report submitted in House Document Numbered Two hundred and fifty-five, Fifty-sixth Congress, first session, thirty thousand dollars.

Little Harbor, N. H. Improving harbor of refuge at Little Harbor, New Hampshire: Completing improvement, thirteen thousand dollars.

Burlington, Vt. Improving harbor at Burlington, Vermont: For repairs and maintenance, fifty-seven thousand seven hundred and fifty dollars.

Newburyport, Mass. Improving harbor at Newburyport, Massachusetts: Continuing improvement, thirty thousand dollars.

Sandy Bay, Cape Ann, Mass. Improving harbor of refuge at Sandy Bay, Cape Ann, Massachusetts: Continuing improvement, two hundred thousand dollars: *Provided*, That no part of this amount shall be expended until the said project shall have been examined by a board of engineers and a favorable report made by them upon the feasibility and advisability of continuing said project to completion. And the said

board shall also report whether with advantage any part of said original project can be completed, and if so what part, and whether any modification can be made therein with a view to diminishing the cost: *Provided further*, That said board shall examine and report not later than three months from the passage of this Act; and whether in said report the original project be approved or the same be modified, the sum herein appropriated shall be expended on the original or modified project.

Rockport, Mass. Improving harbor at Rockport, Massachusetts: Completing improvement of breakwater and pier in accordance with the report submitted in House Document Numbered Three hundred and sixty-three, Fifty-sixth Congress, first session, twenty-two thousand dollars.

Gloucester, Mass. Improving harbor at Gloucester, Massachusetts: Continuing improvement, seventy-five thousand dollars: *Provided*, That a contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary to complete the approved project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate two hundred

^a This locality is known also as Gosport Harbor, the village of Gosport being located on Star Island, the principal island of the group.

and twenty-seven thousand and eighty-three dollars, exclusive of amounts herein and heretofore appropriated: *Provided further*, That the existing project may be modified so that the breakwater now under construction shall terminate at or near a ledge known as Cat Ledge, about two thousand two hundred and fifty feet from the shore, and the remainder of this appropriation and of the amount herein authorized not required for construction of said breakwater shall be applied toward the work of removing Round Rock in said harbor.

Breakwater.

Removal of
Round rock.

Improving harbor at Beverly, Massachusetts: Completing improvement in accordance with the report submitted in House Document Numbered One hundred and twenty-nine, Fifty-sixth Congress, second session, ten thousand dollars.

Beverly,
Mass.

The Secretary of War is hereby authorized and directed to cause a survey and an estimate of cost to be made of a breakwater upon the southerly side of the causeway leading from Marblehead to Marblehead Neck, with a view to protecting the said causeway, which forms one boundary of Marblehead Harbor, from destruction or injury by the sea, and to report to Congress the said estimate; and so much of the one thousand dollars as was appropriated for the repair of the sea wall at Marblehead in the Act of March third, eighteen hundred and ninety-nine, as is unexpended and may be necessary, is hereby made available for the purposes of said survey and estimate.

Marblehead,
Mass.
Survey for
breakwater.Vol. 30, p.
1122.
Ante, p. 845.

Improving Lynn Harbor, Massachusetts, in accordance with the report submitted in House Document Numbered Seventy-eight, Fifty-sixth Congress, second session, twenty-five thousand dollars.

Lynn, Mass.

Improving harbor at Manchester, Massachusetts: Continuing improvement, five thousand dollars.

Manchester,
Mass.

Improving harbor at Boston, Massachusetts: For maintenance and general improvement, one hundred thousand dollars.

Boston,
Mass.

For improving said harbor in accordance with the report submitted in House Document Numbered One hundred and nineteen, Fifty-sixth Congress, second session, by providing channels thirty-five feet deep, but modified in width so as to provide a channel one thousand two hundred feet wide from the navy-yard at Charlestown and the Chelsea Bridge and Charles River Bridge to President Roads, and one thousand five hundred feet wide from President Roads by route designated as Number Three, through Broad Sound to the ocean, six hundred thousand dollars: *Provided*, That a contract or contracts may be entered into by the Secretary of War for such material and work as may be necessary for prosecuting said improvement, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate three million dollars, exclusive of the amount herein appropriated: *Provided further*, That the expenditure hereby authorized shall be made with a view to securing

Channels.

Provisos,
Contracts.Depth of
channel.

channels thirty-five feet deep and of a width as uniform as possible.

Cohasset,
Mass.

Improving harbor at Cohasset, Massachusetts, in accordance with the report submitted in House Document Numbered Two hundred and eighty-four, Fifty-sixth Congress, first session, ten thousand dollars.

Plymouth
and Provincetown,
Mass.

Improving harbors at Plymouth and Provincetown, Massachusetts: Continuing improvement and maintenance, fifteen thousand dollars.

Woods Hole,
Mass.

Improving Woods Hole Channel, Massachusetts: Continuing improvement, twenty thousand dollars.

New Bedford,
Mass.

Improving harbor at New Bedford, Massachusetts: Completing improvement, thirty-seven thousand seven hundred dollars.

Fall River,
Mass.

Improving harbor at Fall River, Massachusetts, in accordance with plan Numbered One in the report submitted in House Document Numbered Fifty-six, Fifty-fifth Congress, first session, thirty-eight thousand dollars: *Provided*, that a contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary to complete said project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate one hundred and seventeen thousand four hundred and twelve dollars, exclusive of the amounts herein and heretofore appropriated.

Proviso.
Contracts.

Hyannis and
Nantucket,
Mass.

Improving harbors at Hyannis and Nantucket, Massachusetts: Continuing improvement and for maintenance and repairs, thirty-five thousand dollars.

Point Judith
harbor of refuge,
R. I.

Improving Point Judith Harbor of Refuge, Rhode Island: Continuing improvement, one hundred thousand dollars, of which amount so much as may be necessary may, in the discretion of the Secretary of War, be expended in constructing the easterly detached breakwater and continuing it to the shore with a view of providing a shelter for a landing place for the passengers, crews, and cargoes of vessels in distress, and other vessels, and for the lifeboats of the Point Judith life-saving service.

Breakwater.

Newport,
R. I.

Improving harbor at Newport, Rhode Island: Completing improvement, thirty-nine thousand dollars.

Block Island,
R. I.

Improving harbor of refuge at Block Island, Rhode Island: Continuing improvement, thirty thousand dollars.

Great Salt
Pond, R. I.

Improving harbor, Great Salt Pond, Block Island, Rhode Island: For extending south jetty and dredging, fifty thousand dollars.

Harbors of
refuge, Vineyard and
Nantucket sounds,
etc.

Report on
locations for.

A board of engineers shall be appointed by the Secretary of War, who shall make an examination of the said harbors of refuge at Point Judith, Block Island, and Great Salt Pond, with a view to reporting upon the relative merits of each of said harbors, what further construction or improvement, if any, is advisable in each, and the cost of such improvement or construction as may

be deemed advisable. Said board shall also make an examination of Vineyard and Nantucket sounds, and the east shore of Cape Cod, with a view to reporting upon the relative merits of each of said proposed localities for harbors of refuge, and the said board shall also make an examination of Point Judith Pond with a view to determining whether it is advisable to enlarge the entrance to said pond from the ocean, and if said enlargement is, upon examination, found to be desirable, an estimate of the cost thereof shall be made. The expense of said board shall be paid from the unexpended balance remaining to the credit of the entrance to Point Judith Pond.

Point Ju-
dith Pond.

Expenses.

Improving harbor at New London, Connecticut, in accordance with the report submitted in House Document Numbered Three hundred and ninety-two, Fifty-sixth Congress, first session, twenty-five thousand dollars: *Provided*, That a contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary to complete the project recommended in said report, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate one hundred and twenty thousand dollars, exclusive of the amounts herein and heretofore appropriated; and the Secretary of War is authorized and directed to make an examination of that part of Wintrops Cove embraced in the New London harbor with a view to securing a depth of thirty feet on the lines of the survey already made and reported in the executive document herein referred to.

New London,
Conn.

Proviso.
Contracts.

Improving harbor at Branford, Connecticut: Completing improvement in accordance with the report submitted in House Document Numbered One hundred, Fifty-sixth Congress, second session, five thousand dollars.

Branford,
Conn.

Improving New Haven Harbor, Connecticut: Continuing construction of breakwater, forty-four thousand dollars. The authorization for the improvement in the said harbor contained in the river and harbor act of March third, eighteen hundred and ninety-nine, is hereby extended so as to include the improvement of the Quinipiac and Mill rivers to Grand avenue, and of the basin east of Canal Wharf, as recommended in the report submitted in House Document Numbered Eighty-two, Fifty-fifth Congress, first session: *Provided*, That a contract or contracts for such improvement can be made within the limit of cost authorized by the said Act of March third, eighteen hundred and ninety-nine.

New Haven,
Conn.
Breakwater.
Vol. 30, p.
1122.
Ante, p. 846.

Proviso.
Contracts.

Improving harbor at Milford, Connecticut, in accordance with the report submitted in House Document Numbered Two hundred and eighty, Fifty-sixth Congress, first session: Completing improvement, fifteen thousand dollars.

Milford,
Conn.

- Harbors from Housatonic River to New York State line. Improving certain harbors in Connecticut between the Housatonic River and the New York State line, namely: Norwalk, Five-Mile River Harbor, Stamford, Southport, and Greenwich: Continuing improvement and for maintenance, forty-four thousand dollars.
- Harbors, north shore of Long Island, N. Y. Improving harbors at Port Jefferson, Huntington, Glencove, Flushing Bay, Canarsie Bay and Sag Harbor, New York, the last in accordance with the report submitted in House Document Numbered Seventy-seven, Fifty-sixth Congress, first session: Continuing improvement and for maintenance, thirty-nine thousand five hundred dollars.
- Port Chester, N. Y. Improving harbor at Port Chester, New York: For maintenance, five thousand dollars.
- Mamaroneck, N. Y. Improving harbor at Mamaroneck, New York: Continuing improvement, six thousand dollars.
- Larchmont, N. Y. Improving harbor at Larchmont, New York: Continuing improvement, ten thousand dollars.
- Echo Bay, N. Y. Improving harbor at Echo Bay, New York: Completing improvement in accordance with the report submitted in House Document Numbered Two hundred and thirty-five, Fifty-sixth Congress, first session, seventeen thousand dollars.
- New York Harbor, Maintenance. Improving New York Harbor, New York: For maintenance, fifty thousand dollars.
- Gowanus Creek channel, N. Y. Improving harbor at Gowanus Creek Channel, New York: Completing improvement, twenty thousand dollars.
- Buttermilk channel, N. Y. Improving Buttermilk Channel, New York Harbor, New York, in accordance with House Document Numbered One hundred and twenty-two, Fifty-sixth Congress, second session, with a view to obtaining a channel not less than thirty feet deep, ninety thousand dollars.
- Rondout and Peekskill, N. Y. Improving harbors at Rondout and Peekskill, New York: Continuing improvement and for maintenance, five thousand five hundred dollars.
- Saugerties, N. Y. Improving harbor at Saugerties, New York, by deepening the channel in accordance with the report submitted in House Document Numbered One hundred and seven, Fifty-sixth Congress, first session, twenty thousand dollars.
- Ogdensburg, N. Y. Improving inner and outer harbors at Ogdensburg, New York: Continuing improvement and for maintenance, twenty thousand dollars.
- Cape Vincent, N. Y. Improving harbor at Cape Vincent, New York: Continuing improvement, forty-eight thousand dollars.
- Oswego, N. Y. Improving harbor at Oswego, New York: Continuing improvement and for maintenance, fifty-one thousand dollars.
- Great Sodus Bay, N. Y. Improving harbor at Great Sodus Bay, New York: For maintenance, five thousand dollars.
- Little Sodus Bay, N. Y. Improving harbor at Little Sodus Bay, New York: Continuing improvement by extending the east pier and for maintenance, twenty-five thousand dollars.

Improving harbor at Charlotte, New York: Continuing improvement and for maintenance, thirty thousand dollars. Charlotte,
N. Y.

Improving harbors at Wilson and Oak Orchard, New York: Continuing improvement and for maintenance, four thousand five hundred dollars. Wilson and
Oak Orchard,
N. Y.

Improving harbor at Olcott, New York: Continuing improvement, fifteen thousand dollars. Olcott, N. Y.

Improving Tonawanda Harbor and Niagara River, New York: Continuing improvement, two hundred and fifty-seven thousand seven hundred dollars, including the dredging of Tonawanda Harbor. Tonawanda,
N. Y., and
Niagara River.

Improving harbor at Plattsburg, New York: For maintenance and restoration, five thousand dollars. Plattsburg,
N. Y.

Improving Fire Island Inlet, in Great South Bay, New York: Completing improvement in accordance with the project submitted in House Document Numbered One hundred and three, Fifty-sixth Congress, second session, sixty-six thousand dollars. Fire Island
Inlet, N. Y.

Improving harbor at Dunkirk, New York: Continuing improvement and for maintenance, twenty-five thousand dollars. Dunkirk,
N. Y.

Improving Buffalo Harbor, New York: For maintenance and for removal of rock shoal in the entrance below the junction of Buffalo River and the City Ship Canal, thirty thousand dollars. Buffalo,
N. Y.

Improving Lake Erie entrance to Black Rock Harbor and Erie Basin, New York, in accordance with the report submitted in House Document Numbered One hundred and twenty-five, Fifty-sixth Congress, second session, two hundred thousand dollars: *Provided*, That a contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary to complete the said improvement, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate six hundred and fourteen thousand six hundred and forty-three dollars, exclusive of the amount herein appropriated. Black Rock
Harbor and
Erie Basin,
N. Y.

Proviso.
Contracts.

Improving channel between Staten Island and the New Jersey shore, New York and New Jersey: For maintenance, ten thousand dollars, of which sum five thousand dollars may be expended upon Lemon Creek, New York. Staten Is-
land and New
Jersey chan-
nel.

Improving Arthur Kill, or Staten Island Sound, from Kill von Kull to Raritan Bay, New York and New Jersey, in accordance with the report submitted in House Document Numbered Three hundred and ninety-three, Fifty-sixth Congress, first session, one hundred thousand dollars: *Provided*, That a contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary to complete the project recommended in said report, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate five hundred and ninety-six thousand dollars, exclusive of the amounts herein and hereto- Arthur Kill,
N. Y.

Proviso.
Contracts.

- Modification of plans. fore appropriated: *Provided further*, That the Secretary of War may, in his discretion, and in case the total cost shall not exceed the limit fixed herein, modify the project by locating the channel north of Shooters Island.
- Raritan Bay, N. J. Improving Raritan Bay, New Jersey: Continuing improvement, forty-five thousand dollars, twenty-five thousand dollars of which may be expended in dredging between the mouth of Raritan River and tail of Great Beds.
- Erie, Pa. Improving harbor at Erie, Pennsylvania: Continuing improvement, one hundred and twenty-five thousand dollars.
- Pittsburg, Pa. Improving harbor at Pittsburg, Pennsylvania: For maintenance, ten thousand dollars.
- Wilmington, Del. Improving Wilmington Harbor, Delaware: Continuing improvement and for maintenance, fifty thousand dollars: *Provided*, That not more than twenty-five thousand dollars of said sum shall be expended until arrangements have been made by the city of Wilmington, and approved by the Secretary of War, to dispose of the sewage from the city in such manner as to prevent the filling of the channel, and the largely increased cost of maintenance caused thereby.
- Proviso.* Disposal of sewage. Improving Baltimore Harbor, Maryland, including the approach thereto by Patapsco River: For maintenance, twenty-five thousand dollars.
- Baltimore, Md. Improving harbor of Southwest Baltimore (Spring Garden), Maryland, in accordance with the report submitted in House Document Numbered Three hundred and four, Fifty-fourth Congress, first session, eighty-eight thousand dollars: *Provided*, That a contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary to complete the project recommended in said report, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate two hundred and twenty-one thousand dollars, exclusive of the amounts herein and heretofore appropriated.
- Southwest Baltimore. Improving channel of Curtis Bay, Baltimore Harbor, Maryland, by deepening the same to thirty feet and widening to two hundred and fifty feet, in accordance with plan submitted in Senate Document Numbered One hundred and eighteen, Fifty-sixth Congress, second session, fifty-thousand dollars: *Provided*, That a contract or contracts may be entered into by the Secretary of War to complete said project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate one hundred and forty-six thousand dollars, exclusive of the amounts herein appropriated.
- Proviso.* Contracts. Improving Breton Bay and Patuxent River, Maryland, in accordance with the reports submitted in House Documents Numbered respectively Two hundred and nine, and One hundred and seventy, Fifty-sixth Congress, first ses-

sion, the larger projects therein described being intended, nine thousand dollars.

Improving certain harbors and rivers on the easterly shore of Chesapeake Bay, Maryland, namely: Rock Hall, Queenstown, Claiborne, and Cambridge harbors, Chester, Choptank, Warwick, Pocomoke, and Wicomico [*sic*^a] rivers, and Tyaskin [Wetipquin] Creek: Continuing improvement, seventy-four thousand dollars: *Provided*, That the improvement of Rock Hall, Queenstown, and Claiborne harbors shall be made in accordance with the reports submitted in House Documents Numbered respectively Ninety-nine, Ninety-two, and Eighty-one, Fifty-sixth Congress, first session: *Provided further*, That the improvement of Tyaskin Creek shall be made in accordance with the report submitted in House Document Numbered One hundred and nine, Fifty-sixth Congress, first session.

Chesapeake Bay, Md. Eastern shore.

Proviso.
Improvements restricted.

Tyaskin (Wetipquin) Creek.

Improving harbor at Cape Charles City, Virginia: Continuing improvement, twenty thousand dollars: *Provided*, That no portion of said amount shall be expended until it shall satisfactorily appear to the Secretary of War that equal privileges are granted to all ships desiring to anchor in said harbor, and that access to and the use of wharves in said harbor are granted on payment of reasonable charges.

Cape Charles City, Va.
Proviso.
Equal privileges to all ships.

Improving harbor at Milford Haven, Virginia: Completing improvement, five thousand dollars.

Milford Haven, Va.

Improving Hampton Roads, Virginia, by removal of Middle Ground Bar, in accordance with the report submitted in House Document Numbered Ninety-three, Fifty-sixth Congress, first session, ten thousand dollars: *Provided*, That a contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary to complete the project recommended in said report, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate two hundred and fifteen thousand dollars, exclusive of the amount herein appropriated.

Hampton Roads, Va.

Proviso.
Contracts.

Improving Norfolk Harbor, Virginia, and its approaches: Continuing improvement, twenty thousand dollars.

Norfolk, Va.

Improving said harbor, by removal of Hospital Point, in accordance with the report printed on page thirteen hundred and fifty-five et sequentes of the Report of the Chief of Engineers for eighteen hundred and ninety-seven, ten thousand dollars: *Provided*, That a contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary to complete the project recommended in said report, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate one hundred and

Removal of Hospital Point.

Proviso.
Contracts.

^a On the eastern shore.

eighty-three thousand nine hundred and fifty-seven dollars, exclusive of the amount herein appropriated.

Edenton
Bay, N. C.

Improving harbor at Edenton Bay, North Carolina: Completing improvement, six thousand dollars.

Beaufort,
N. C.

Improving harbor at Beaufort, North Carolina: For maintenance, three thousand dollars.

Charleston,
S. C.

Proviso.
Use of bal-
ance.
Vol. 27, p.
91.

Ante, p. 616.
Vol. 30, p.
1125.

Ante, p. 850.

Improving Charleston Harbor, South Carolina: For maintenance, forty-five thousand dollars: *Provided*, That the unappropriated balance of the amount authorized by the Act of July thirteenth, eighteen hundred and ninety-two, to be expended for completing the twenty-one-foot project in Charleston Harbor, may be applied to the operating of dredges under the twenty-six-foot project of November eighteenth, eighteen hundred and ninety-eight, as modified and approved by the division engineer.

Inland wa-
terways,
Charleston to
McClellanville.

Improving the inland waterways between Charleston Harbor, South Carolina, and opposite McClellanville, in accordance with the report submitted by the Chief of Engineers March twenty-six, nineteen hundred and two, fifty thousand dollars, the same to be expended at the end of the route from Charleston northward in procuring a channel of four feet depth and sixty feet bottom width: *Provided*, That all land required for the same shall be relinquished free of cost to the Government.

Proviso.
Donation of
land.

Winyah Bay,
S. C.
Use of
dredges.

Winyah Bay, South Carolina: The dredge or dredges employed in connection with the work of improvement at the entrance to Winyah Bay, and such other dredges owned or controlled by the Government as are used on Winyah Bay river systems and canals, may be used in dredging the shoal places between the entrance and the city of Georgetown, South Carolina, over which the least channel depths may at any time be less than at the entrance of the bay; and any expense so caused shall be paid from amounts appropriated or that may be appropriated for said Winyah Bay: *Provided*, That the expense of said dredging added to that of improving the entrance to said bay shall not exceed the total amount appropriated and authorized to be appropriated by Act of June third, eighteen hundred and ninety-six.

Proviso.
Limit of

cost.
Vol. 29, p.
207.

Ante, p. 751

Savannah,
Ga.
Mainte-
nance.

Improving Savannah Harbor, Georgia: For maintenance, fifty thousand dollars. The unexpended balance of amounts heretofore appropriated, and now available for the present project, is hereby made available for continuing improvement in accordance with the report submitted in House Document Numbered One hundred and twenty-three, Fifty-sixth Congress, second session: *Provided*, That a contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary to prosecute the project recommended in said report, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggre-

Provisos.
Contracts.

gate one million dollars, exclusive of the amounts herein and heretofore appropriated: *Provided further*, That, in the discretion of the Secretary of War, the navigable depth of twenty-eight feet at mean high water may be extended upstream such distance as is required in the interest of navigation, and the channel in front of the city of Savannah may be widened to six hundred feet by the removal of a portion of Hutchinsons Island.

Channel.

Improving harbor at Darien, and Dobby Bay, Georgia: Continuing improvement and for maintenance, thirty thousand dollars.

Darien and
Dobby bar, Ga.

Improving Brunswick Harbor, outer bar, and inner harbor, Georgia: Continuing improvement, one hundred and sixty-five thousand dollars, of which not exceeding forty thousand dollars may be expended on the outer bar in accordance with the report submitted in House Document Numbered One hundred and seventy-nine, Fifty-sixth Congress, second session, and the Secretary of War may in his discretion apply the amount to be expended on the outer bar upon either of the routes described in said report. The improvement of the inner harbor shall be made in accordance with the report submitted in House Document Numbered Forty, Fifty-sixth Congress, first session. Of the amount herein appropriated, five thousand dollars, or so much thereof as may be necessary, shall be used for maintaining in Academy Creek to the old Altamaha Canal a depth equal to the controlling depth on the shoal at the lower end of the city in East River.

Brunswick,
Ga.Academy
Creek to old
Altamaha Ca-
nal.

C. P. Goodyear, his heirs and assigns, shall be paid [a] for fifty feet excess of width over the contract width of twenty-four feet depth at mean high tide on the outer bar of Brunswick, Georgia, obtained, as shown by the report of H. L. Marinden, the officer detailed to make survey of such work, made to the Secretary of War on the fourth day of December, eighteen hundred and ninety-nine, in the same proportion as he was paid for one hundred feet widths of such depths, namely, twenty thousand dollars; and that for the fifty feet excess of width over contract width of twenty-five feet depth at mean high tide, shown by said report, he or they shall be paid in the same proportion as he was paid for one hundred feet width of twenty-five feet depth, namely, twenty-five thousand dollars.

C. P. Good-
year, etc.
Reimburse-
ment.
Vols. 27, pp.
280, 529; 28,
p. 342; 29, p.
208; 30, p.
1125.
Ante, pp. 652,
666, 682, 752,
850.

Improving East Pass, Carrabelle Harbor, Florida, in accordance with the report submitted in House Document Numbered Sixty-three, Fifty-sixth Congress, first session, twenty thousand dollars.

Carrabelle,
Fla., East
Pass.

^a The following amounts were paid to Mr. Goodyear pursuant to the provisions of the act approved July 27, 1892, and amendatory acts, viz: \$30,000 (act of August 18, 1894), \$100,000 (act of June 3, 1896), \$90,000 (act approved March 3, 1899), and \$45,000 (act approved June 13, 1902); total, \$265,000.

Biscayne
Bay, Fla.
Channel
from Miami to
the sea.

Improving Biscayne Bay, Florida, with a view to obtaining a channel eighteen feet deep from the wharves at Miami to the sea by way of the northerly line of the two lines north of Norris Cut, as described in the report submitted in House Document Numbered Six hundred and sixty-two, Fifty-sixth Congress, first session, and a basin of same depth sixteen hundred feet long and five hundred feet wide, adjacent to the wharves at Miami, fifty thousand dollars: *Provided*, That a contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary for prosecuting the project, not to exceed in the aggregate two hundred and fifty thousand dollars, exclusive of the amount herein appropriated: *Provided further*, That of the work herein contemplated The Florida East Coast Railway Company shall construct at its own expense, the basin adjacent to the wharves at Miami as herein described, and the portion of the channel from such basin to the east side of the basin proposed in the report herein mentioned, said channel to be not less than eighty-five nor more than one hundred feet in width, as shall be determined by the Secretary of War, and said basin and channel when so constructed by the railway company shall be open to the free and unobstructed use of the public: *Provided further*, That the amounts herein appropriated and authorized shall be expended in constructing and protecting the portion of the channel extending to the sea from the terminus of the channel to be constructed by the railway company, of such approximately uniform depth and of such width as will best serve the interests of navigation, and as can be constructed with the funds herein appropriated and authorized: *Provided further*, That before any part of the appropriation shall be expended, the said railway company shall enter into a contract with the United States satisfactory to the Secretary of War for the performing of its part of the work, and for securing in its portion of the channel and in the said basin practicable depths at least as great as are secured in the portion of the channel to be built by the United States, and for maintaining for a period of three years after the said eighteen-foot channel to be constructed by the Government shall have been obtained, an equal depth in the basin and the channel across the bay; and said contract shall also provide that all craft resorting to Biscayne Bay for commercial purposes may use the wharves and warehouses thereon now owned or controlled, or hereafter built on Biscayne Bay by The Florida East Coast Railway Company, its successors or assigns, for reasonable rates of compensation, and that proper facilities shall be given to all persons or corporations for the shipment of freight to or from said wharves, on the railway tracks of the said company in Miami for like reasonable rates and upon just and reasonable conditions, and in case of disagreement such com-

Provisoos.
Contracts.

Work by
Florida East
Coast Railway
Co.

Public use.

Expendi-
tures.

Contract
with railway
company.

compensation and conditions shall be determined by the Secretary of War.

Improving northwest entrance to harbor at Key West, Florida: Continuing improvement, including dredging, one hundred thousand dollars. Key West,
Fla.

Improving Hillsboro Bay, Florida: Continuing improvement, one hundred and fifty thousand dollars. Hillsboro
Bay, Fla.

Improving Sarasota Bay, Florida: Continuing improvement and for maintenance, five thousand dollars. Sarasota
Bay, Fla.

Improving harbor at Apalachicola Bay, Florida: Continuing improvement and for maintenance, forty thousand dollars. Apalachicola
Bay, Fla.

Improving harbor at Pensacola, Florida: Continuing improvement and for maintenance, two hundred and twenty thousand dollars; the same to be used toward securing a channel depth of thirty feet and width of five hundred feet from the Gulf of Mexico to the dock line at the east end of the city of Pensacola: *Provided*, That of said amount one hundred and fifty thousand dollars, or so much thereof as may be necessary, may be used for the construction or purchase of a seagoing suction dredge. Pensacola,
Fla.

Proviso.
Dredge.

The sum of thirty-five thousand dollars, or so much thereof as may be necessary, is hereby appropriated in addition to the sum of thirty-five thousand dollars appropriated in the river and harbor Act of March third, eighteen hundred and ninety-nine, for the purpose of constructing or purchasing a suitable dredge with snagging outfit, to be used in connection with the several works of river and harbor improvement in the State of Florida. Dredge with
snagging out-
fit.
Vol. 30, p.
1139.
Ante, p. 869.

Improving harbor at Mobile, Alabama: Continuing improvement, three hundred thousand dollars: *Provided*, That a contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary, with the view of ultimately securing a channel twenty-three feet deep and one hundred feet wide at the bottom, with appropriate side slopes, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate two hundred thousand dollars, exclusive of the amounts herein and heretofore appropriated, of which amount herein appropriated ten thousand dollars, or so much thereof as may be necessary, may, in the discretion of the Secretary of War, be used in the removal of deadheads, sunken logs, and other obstructions arising from the winter and spring freshets on the rivers entering into Mobile Bay: *Provided further*, That of this appropriation the Secretary of War may, in his discretion, expend a sum not to exceed fifty thousand dollars in deepening and widening the channel through the outer bar near Fort Morgan. Mobile, Ala.
Provisos.
Contracts.

Removing
obstructions.

Channel,
Fort Morgan.

Improving harbor at Biloxi, Mississippi: Continuing improvement, ten thousand dollars. Biloxi, Miss.

Improving the Southwest Pass of the Mississippi River, with a view to obtaining a navigable depth of thirty-five Mississippi
River,
Southwest
Pass.

- Proviso.*
Contracts. feet in accordance with the report submitted in House Document Numbered Three hundred and twenty-nine, Fifty-sixth Congress, first session, seven hundred and fifty thousand dollars: *Provided*, That a contract or contracts may be entered into by the Secretary of War for such materials and work as may be required to prosecute the project recommended in said report, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate two million seven hundred and fifty thousand dollars, exclusive of the amounts herein and heretofore appropriated, and the Secretary of War may, in his discretion, modify the plans described in the said report.
- South Pass.
Maintenance
of channel. The Secretary of War is hereby directed to maintain the channel in the South Pass of the Mississippi River with the utmost efficiency, and for that purpose the dredge boat Beta, or any other available Government dredge, may be used, and the lands and buildings on either side of the South Pass, or such part thereof as in his discretion may be necessary, may be purchased for the United States from the heirs or legal representatives of James B. Eads, deceased, and for the purposes named herein seventy-five thousand dollars is hereby appropriated in addition to the one hundred thousand dollars annually allowed for maintenance in the Act of Congress approved June sixth, nineteen hundred.
- Purchase of
lands, etc. The provisions of the Act of March third, eighteen hundred and seventy-five, and of the Act of August eleventh, eighteen hundred and eighty-eight, with regard to examinations and surveys at South Pass, mouth of the Mississippi River, shall remain in force as fully as though they were herein reenacted in express terms, notwithstanding the termination of the contract with the late James B. Eads and associates.
- Vol. 31, p.
584. *Ante*, p. 921. Improving mouth and passes of Calcasieu River, Louisiana: Continuing improvement, seventy-five thousand dollars.
- Examina-
tions and sur-
veys continued.
Vol. 18, p.
463. *Ante*, p. 246.
Vol. 25, pp.
422, 424. *Ante*, pp. 513,
516. Sabine Pass, Texas and Louisiana: For maintenance of channel, and for repairs of the jetties, one hundred and eighty-five thousand dollars, of which amount twenty-five thousand dollars, or so much thereof as may be necessary, shall be used to improve the main ship channel in accordance with the report submitted in House Document Numbered Seventy, Fifty-sixth Congress, second session.
- Calcasieu
River, La. Improving the mouth of the Brazos River, Texas: Continuing improvement, fifty thousand dollars.
- Sabine Pass,
Tex. and La. Improving Aransas Pass, Texas: Continuing improvement, two hundred and fifty thousand dollars: *Provided*, That the work at this harbor shall be confined to the completion of the north jetty in accordance with the design and specifications of the Aransas Pass Harbor Company, and in continuation of the work heretofore carried out on said jetty by said company, and to such additional work as may be necessary for strengthening such jetty, and for
- Brazos
River, Tex.
Aransas
Pass, Tex.
Proviso.
Completion
of north jetty.

the removal of such part of the old Government jetty and any other hard material which may interfere with the formation of a channel by the natural action of the currents.

Removal of obstructions.

Improving Galveston Harbor, Texas, by maintaining the entrance to said harbor and toward the restoration of the jetties in accordance with the report submitted in House Document Numbered One hundred and thirty-four, Fifty-sixth Congress, second session, three hundred and fifty thousand dollars: *Provided*, That a contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary in prosecuting the project of repairing, restoring, and completing the jetties as recommended in the said report, not to exceed four hundred thousand dollars, exclusive of the amounts herein and heretofore appropriated: *Provided further*, That appropriations heretofore made and unexpended for Galveston Harbor are hereby made available for the above purposes. The Secretary of War is authorized to modify the plan for the south jetty so as to connect and adjust the same with the protection work proposed by the city of Galveston, if found advisable.

Galveston Tex. Maintenance, harbor entrance, etc.

Provisos. Contracts.

Unexpended appropriations available.

South jetty.

Improving Galveston Channel in accordance with the report submitted in House Document Numbered Two hundred and sixty-four, Fifty-sixth Congress, second session, one hundred thousand dollars: *Provided*, That a contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary to prosecute said project, to be paid for as appropriations may from time to time be made by law not to exceed in the aggregate two hundred thousand dollars exclusive of the amounts herein appropriated: *Provided further*, That the amounts herein appropriated or authorized shall be expended in obtaining a channel from the outer end of the inner bar to Fifty-first street, thirty feet in depth, and of such width in the respective portions thereof as shall best subserve the interests of commerce.

Galveston channel.

Provisos. Contracts.

Depth.

The Secretary of War is hereby authorized and directed to appoint a board of engineers to make an examination and prepare plans and estimates for the protection of the port of Galveston and the property of the United States located on Galveston Island from excessive storms, by a breakwater or other means, and submit the same, with a report upon the feasibility, advisability, and cost thereof, and the probable effect of such improvement upon the general condition of that port and its commerce, and the expenses of said board shall be paid from the foregoing appropriation.

Board to submit plans for protection of port. Vol. 33, p. 497. Post, p. 1060.

Expenses.

Deepening the channel from Galveston Harbor to Texas City, Texas: The Secretary of War is hereby authorized and directed, with the consent of the contractors now engaged in said work, or any contractors who may hereafter undertake the same, to modify the contract heretofore entered into for the performance of said work so that

Galveston to Texas City, Tex. Modification of contracts for channel. Vol. 30, p. 1128. Ante, p. 854.

payments of five per centum of the whole contract price shall be made from time to time to said contractors for each one thousand linear feet along the length of said channel, whenever it shall satisfactorily appear to the Secretary of War that a depth of twenty-five feet and a width of one hundred feet at the bottom are obtained, until the sum of two hundred thousand dollars has been paid, after which no payments shall be made until the whole channel has been completed to the required width and depth, at which time the balance of the contract price shall be paid. And before such modification shall take effect the contractors for said work shall give bond to the United States, with sufficient surety or sureties, to be approved by the Secretary of War, conditioned upon the complete and faithful performance of said work as originally contracted for within two years from the date of said modification, in the sum of one hundred thousand dollars. The Secretary of War is authorized to draw his warrant or requisition from time to time upon the Secretary of the Treasury to pay the amounts which shall be found due the contractors as provided herein, which warrants or requisitions shall be paid by the Secretary of the Treasury out of any money in the Treasury not otherwise appropriated.

Bond.

Payments.

Padre Island Harbor.
Time of construction extended.
Vols. 26. p. 741; 27, p. 422; 30, p. 1128.
Ante, pp. 603, 657. 855.

Proviso.
Commencement.
Conneaut, Ohio.
Contracts.

Ashtabula, Ohio.

Fairport, Ohio.

Cleveland, Ohio.

Section two of "An Act to promote the construction of a safe deep-water harbor on the coast of Texas," approved February ninth, eighteen hundred and ninety-one, and as amended March third, eighteen hundred and ninety-nine, is hereby amended so that the said Corpus Christi and Padre Island Harbor Company is hereby authorized and empowered to commence the construction and complete the said harbor off Padre Island, on the coast of Texas, within six years from February ninth, nineteen hundred and two: *Provided*, That work thereon be begun within two years from the time this Act shall go into effect.

Improving Conneaut Harbor, Ohio: Continuing improvement and for maintenance, two hundred thousand dollars: *Provided*, That a contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary for the prosecution of the approved project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate two hundred and fifty thousand dollars, exclusive of the amounts herein and heretofore appropriated.

Improving Ashtabula Harbor, Ohio: Continuing improvement and for maintenance, two hundred thousand dollars.

Improving harbor at Fairport, Ohio: Continuing improvement and for maintenance, two hundred thousand dollars.

Improving harbor at Cleveland, Ohio: For maintenance and continuing improvement in accordance with the report submitted by the Chief of Engineers in his

report for eighteen hundred and ninety-nine on page three thousand and fifty-seven, et sequentes, one hundred and twenty-five thousand dollars: *Provided*, That the Secretary of War may, in his discretion, dredge to a depth of twenty-five feet in any portion of said harbor and so much of said amount as may be necessary may be used for dredging between the Government piers.

Dredging.
Proviso.

Improving harbor in accordance with the report submitted in House Document Numbered One hundred and eighteen, Fifty-sixth Congress, second session, by providing a safer and better entrance at the main entrance to the breakwater in said harbor, and by the construction of a new breakwater, five hundred thousand dollars: *Provided*, That a contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary for prosecuting said project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate two million three hundred thousand dollars, exclusive of the amounts herein and heretofore appropriated: *Provided further*, That the Secretary of War may, in his discretion, construct said breakwater under the last-named project either of stone or of timber cribs with superstructure of concrete, as described in said document, and the center line of such new breakwater shall be constructed upon the prolongation of the center line of the main portion of the existing breakwater, and there shall be no further extension of the deflected portion of the east breakwater beyond what has already been constructed: *Provided further, also*, That the said breakwater shall be commenced at the westerly end thereof and shall be extended eastwardly so far as the same can be completed with the money available, in one section or in separate sections, as shall be most favorable for the prosecution of the work.

Improvement
of harbor en-
trance.

New break-
water.
Provisos.
Contracts.

Material,
etc.

Construction
of breakwater.

Improving harbor at Black River (Lorain), Ohio: For repairs and maintenance, six thousand dollars.

Lorain, Ohio.

Improving harbor at Huron, Ohio: For maintenance, forty thousand dollars.

Huron, Ohio.

Improving Sandusky Harbor, Ohio, in accordance with the report submitted in House Document Numbered One hundred and twenty, Fifty-sixth Congress, second session, one hundred and twenty-five thousand dollars.

Sandusky,
Ohio.

Improving harbor at Port Clinton, Ohio: Continuing improvement, five thousand dollars.

Port Clin-
ton, Ohio.

Improving harbor at Toledo, Ohio: For maintenance, fifteen thousand dollars.

Toledo,
Ohio.

The Secretary of War is authorized to cause to be purchased or built a suitable dredge, for use in the improvement and maintenance of the harbors upon Lake Erie, at a cost not to exceed one hundred and seventy-five thousand dollars, to be paid for from appropriations made or authorized for the harbors mentioned in this paragraph, and in amounts not exceeding those hereafter mentioned,

Dredge for
Lake Erie.

Limit of
cost.

- Appropriations chargeable for. Vol. 30, p. 1129. *Ante*, p. 856. namely: From the amount authorized to be expended for improving the harbor at Toledo by providing a straight channel through Maumee River and Bay under the river and harbor Act of March third, eighteen hundred and ninety-nine, forty thousand dollars; from the appropriation for Sandusky, forty thousand dollars; from that for Cleveland, forty thousand dollars; from that for Fairport, twenty-five thousand dollars; from that for Ashtabula, twenty thousand dollars; from that for Conneaut, ten thousand dollars; and in case the total expense of said dredge shall be less than one hundred and seventy-five thousand dollars, a proportional reduction shall be made from the amounts to be charged to each of said harbors.
- Michigan City, Ind. Improving inner and outer harbors at Michigan City, Indiana: Continuing improvement and for maintenance, sixty-three thousand dollars.
- Ill. Waukegan, Ill. Improving harbor at Waukegan, Illinois: Continuing improvement, in accordance with the report submitted in House Document Numbered Three hundred and forty-three, Fifty-sixth Congress, first session, one hundred thousand dollars: *Provided*, That a contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary to complete the project recommended in said report, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate two hundred and forty-five thousand dollars, exclusive of the amounts herein and heretofore appropriated: *Provided further*, That the Secretary of War may in his discretion and in case the total cost shall not exceed the limit fixed herein, modify the location of the detached breakwater.
- Modification of plans. Calumet, Ill. Improving Calumet Harbor, Illinois: The Secretary of War is hereby authorized, in his discretion, to amend the project for the improvement of Calumet Harbor by substituting in place of the north and south breakwater therein proposed an extension of the east and west breakwater from the eastern end thereof, not to exceed two thousand five hundred feet in a southeasterly direction: *Provided*, That the whole cost of the said improvement shall not exceed the amount named in the river and harbor Act of March third, eighteen hundred and ninety-nine.
- Limit of cost. Vol. 30, p. 1129. *Ante*, p. 856. Sandbeach (Harbor Beach), Mich. Improving harbor of refuge at Sandbeach, Michigan: For maintenance, seven thousand five hundred dollars.
- Cheboygan, Mich. Improving harbor at Cheboygan, Michigan, in accordance with the report submitted in House Document Numbered Six hundred and thirty-six, Fifty-sixth Congress, first session, eight thousand dollars.
- St. Joseph Harbor and River, Mich. Improving Saint Joseph Harbor and River, Michigan: For maintenance, twenty-four thousand dollars.
- South Haven, Mich. Improving harbor at South Haven, Michigan: For maintenance, twelve thousand dollars.

Improving Saugatuck Harbor and Kalamazoo River, Michigan: For maintenance, fifteen thousand dollars: *Provided*, That the Secretary of War may enter into a contract for such materials and work as may be necessary for the prosecution of the alternative project, involving a new cut to Lake Michigan, submitted in House Document Numbered One hundred and ninety-two, Fifty-fourth Congress, first session, to be paid for as appropriations may be made from time to time, to be made by law, not to exceed in the aggregate one hundred thousand dollars, exclusive of the amounts herein and heretofore appropriated.

Saugatuck
Harbor and
Kalamazoo
River, Mich.
Proviso.
Alternative
project.

Improving harbor at Holland (Black Lake), Michigan: Continuing improvement and for maintenance, seventy-three thousand dollars, of which not to exceed five thousand dollars may, in the discretion of the Secretary of War, be used to dredge a channel through the bar in Black Lake near the entrance thereof.

Holland,
Mich.

Improving harbor at Muskegon, Michigan, in accordance with the report submitted in House Document Numbered One hundred and four, Fifty-sixth Congress, second session, seventy-five thousand dollars.

Muskegon,
Mich.

Improving harbor at Grand Haven, Michigan: Continuing improvement, ten thousand dollars, of which amount two thousand dollars may, in the discretion of the Secretary of War, be used in dredging up to Spring Lake Harbor.

Grand Ha-
ven, Mich.

Improving harbor at Ludington, Michigan: Continuing improvement and for maintenance and repairs, seventy-five thousand dollars: *Provided*, That a contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary for the completion of said project in accordance with the report submitted in House Document Numbered Two hundred and seventy-three, Fifty-fourth Congress, second session, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate one hundred and sixty-five thousand dollars, exclusive of the amounts herein and heretofore appropriated: *Provided further*, That so much as may be necessary of the funds herein appropriated, or remaining on hand from former appropriations, may, in the discretion of the Secretary of War, be expended for extending the revetment on the north bank of the channel, east of the life-saving station, five hundred and eighty-eight feet.

Ludington,
Mich.

Provisos.
Contracts.

Extending
revetment.

Improving harbor at Manistee, Michigan: Completing improvement and for maintenance, forty-two thousand dollars.

Manistee,
Mich.

Improving harbor of refuge at Portage Lake, Michigan: Continuing improvement and for maintenance, fifty-nine thousand dollars.

Portage
Lake, Mich.

Frankfort,
Mich.

Improving harbor at Frankfort, Michigan: Completing improvement and for maintenance and repairs, fifty-four thousand five hundred dollars.

Charlevoix,
Mich.
Channel to
Pine Lake.

Improving harbor at Charlevoix and entrance to Pine Lake, Michigan: Continuing improvement, twenty thousand dollars, to be first expended in obtaining a uniform depth of channel from Lake Michigan to Pine Lake.

Petoskey,
Mich.

Improving harbor at Petoskey, Michigan: Continuing improvement and for maintenance, fifteen thousand dollars, and the Secretary of War is hereby authorized to change or modify existing plans: *Provided*, That the total of expenditure shall not exceed the amount estimated to complete under the existing project.

Proviso.
Limit of
cost.

Grand Ma-
rais, Mich.

Improving harbor of refuge at Grand Marais, Michigan: Continuing improvement, seventy thousand dollars.

Marquette,
Mich.

Improving harbor at Marquette, Michigan: Continuing improvement and for maintenance, twenty-six thousand dollars: *Provided*, That a contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary for the completion of said project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate eighty thousand dollars, exclusive of the amounts herein and heretofore appropriated: *And provided further*, That of the sum provided for improvement and maintenance an amount not exceeding seven thousand five hundred dollars may be expended in connecting the Presque Isle breakwater with the shore.

Provisos.
Contracts.

Presque Isle
breakwater.

Ontonagon,
Mich.

Improving harbor at Ontonagon, Michigan: For maintenance, five thousand dollars.

Menominee
Harbor and
River, Mich.

Improving Menominee Harbor and River, Michigan and Wisconsin: Continuing improvement, fifty thousand and three hundred and fifty dollars: *Provided*, That the improvement of Menominee River shall be made in accordance with the report submitted in House Document Numbered Four hundred and nineteen, first session Fifty-sixth Congress.

Proviso.
Plan of im-
provement.

Pentwater
and White
Lake, Mich.

Improving harbors at Pentwater and White Lake, Michigan: Continuing improvement, thirty-five thousand dollars.

Racine, Wis.

Improving harbor at Racine, Wisconsin: For maintenance and further improvement, twenty thousand dollars, and the Secretary of War is hereby authorized to change or modify the existing project in his discretion, and to make a survey with a view to the protection of the harbor against northeast storms.

Modification
of project.

Kenosha,
Wis.

Improving harbor at Kenosha, Wisconsin: For maintenance and further improvement, five thousand dollars, and the same authority is given to the Secretary of War as stated in the preceding provision for Racine.

Milwaukee,
Wis.

Improving harbor at Milwaukee, Wisconsin, including harbor of refuge: For maintenance, two hundred and thirty-two thousand five hundred dollars, of which

amount not to exceed one hundred and fifty thousand dollars may be expended for the maintenance, rebuilding, and repair of the breakwater belonging to the harbor of refuge.

Improving harbor at Ahnapee, Wisconsin: Continuing improvement, ten thousand dollars. Ahnapee, Wis.

Improving harbor at Port Washington, Wisconsin, six thousand dollars. Port Washington, Wis.

Improving harbor at Oconto, Wisconsin, three thousand dollars. Oconto, Wis.

Improving harbor at Sheboygan, Wisconsin: For maintenance and for improving said harbor in accordance with the report submitted in House Document Numbered Three hundred and twenty-seven, Fifty-fourth Congress, second session, and the project adopted March third, eighteen hundred and ninety-nine, ninety thousand dollars. Sheboygan, Wis. Vol. 30, p. 1131. Ante, p. 859.

Improving harbor at Manitowoc, Wisconsin: For maintenance, eight thousand dollars; for improving said harbor in accordance with the report submitted in House Document Numbered Two hundred and thirty-three, Fifty-sixth Congress, first session, by the extension of the breakwater four hundred feet, thirty-seven thousand dollars: *Provided*, That the Secretary of War shall cause to be made a survey of Manitowoc harbor and river, with an estimate of the cost of improving the same, so as to make the same more available as a harbor of refuge, by the construction of two or more turning basins in said Manitowoc River between the upper and lower bridges of the Wisconsin Central Railway Company, each of a depth of not less than twenty-one feet and of as great a width as is deemed feasible, together with a safe and convenient channel of sufficient width and not less than twenty-one feet in depth from said turning basins to the entrance of Manitowoc Harbor. Manitowoc, Wis. Proviso. Survey, etc.

Improving harbor at Two Rivers, Wisconsin: Continuing improvement, and for maintenance, twenty thousand dollars. Two Rivers, Wis.

Improving harbor at Kewaunee, Wisconsin: For maintenance, eleven thousand dollars. Kewaunee, Wis.

Improving harbor at Green Bay, Wisconsin: For maintenance and for improvement in accordance with the report submitted in House Document Numbered Two hundred and thirty-two, Fifty-sixth Congress, first session, with a view of obtaining a channel twenty feet deep from the mouth of Fox River to the city of Green Bay, one hundred and five thousand six hundred dollars. Green Bay, Wis.

Improving Sturgeon Bay and Lake Michigan Ship Canal and harbor of refuge connected therewith: For maintenance and continuing improvement in accordance with the project for deepening the same to eighteen feet, submitted in House Document Numbered One hundred and seventeen, Fifty-sixth Congress, second session, forty- Sturgeon Bay and Lake Michigan Ship Canal.

- Proviso.*
Contracts. four thousand dollars: *Provided*, That a contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary to complete said project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate the sum of one hundred and seventy-eight thousand dollars, exclusive of the amounts herein and heretofore appropriated.
- Ashland,
Wis. Improving harbor at Ashland, Wisconsin: Continuing improvement, and for maintenance, forty thousand dollars.
- Portwing,
Wis. Improving the harbor at Port Wing, Wisconsin, in accordance with the report submitted in House Document Numbered One hundred and fourteen, Fifty-sixth Congress, first session, for a harbor of refuge, twenty-five thousand dollars: *Provided*, That no part of said sum shall be expended until the title of the land necessary for the establishment of said harbor, according to said report, shall have been properly and legally conveyed by or through the authorities of Port Wing to the United States Government.
- Proviso.*
Conveyance
of title. Improving harbor at Duluth, Minnesota, and Superior, Wisconsin: Continuing improvement and for maintenance, two hundred thousand dollars, of which not less than one hundred thousand dollars shall be expended in prosecuting the work of rebuilding the piers at the Wisconsin entry of said harbor.
- Duluth,
Minn., and Su-
perior, Wis. Improving harbor at Grand Marais, Minnesota: For maintenance, two thousand dollars.
- Grand Ma-
rais, Minn. Improving harbor at Agate Bay, Minnesota: For maintenance, two thousand dollars.
- Agate Bay,
Minn. Improving Warroad Harbor and Warroad River, Minnesota, in accordance with the report submitted in House Document Numbered Ninety-two, second session of the Fifty-sixth Congress, forty-five thousand dollars.
- Warroad
Harbor and
River, Minn. Improving harbor at San Diego, California: Continuing improvement, seventy-five thousand dollars: *Provided*, That a contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary to complete the approved project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate one hundred and ninety-two thousand eight hundred and fifty dollars, exclusive of the amounts herein and heretofore appropriated.
- San Diego,
Cal. Improving Wilmington Harbor, California, in accordance with the plan for the partial improvement as submitted in House Document Numbered Three hundred and fifty-seven, Fifty-sixth Congress, first session, including the construction or purchase of a suitable dredge, two hundred and fifty thousand dollars; and the unexpended cash sum appropriated under the Act of June third, eighteen hundred and ninety-six, for the improvement of Wil-
- Proviso.*
Contracts. Wilmington
Harbor, Cal.
- Dredge.
Vol. 29, p.
214.
Ante, p. 781.

ington Harbor, California, together with any other unexpended balance heretofore appropriated for said harbor, is hereby authorized to be expended in said improvement.

Improving harbor at San Luis Obispo, California: Continuing improvement, fifty thousand dollars.

San Luis Obispo, Cal.

Improving San Pablo Bay, California, by constructing a channel between the Straits of Karquines and the Golden Gate, off Point Pinole, Point Wilson, and Lone Tree Point, three hundred feet in width and thirty feet in depth, in accordance with the report submitted in House Document Numbered Eighty-nine, Fifty-sixth Congress, first session, one hundred thousand dollars: *Provided*, That a contract or contracts may be entered into by the Secretary of War for the completion of said project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate two hundred and eighty-one thousand dollars, exclusive of the amount herein appropriated.

San Pablo Bay, Cal. Channel.

Provide.
Contracts.

Improving Oakland Harbor, California, in accordance with the report submitted in House Document Numbered Two hundred and sixty-two, Fifty-sixth Congress, second session, one hundred thousand dollars: *Provided*, That a contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary to prosecute said project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate one hundred and fifty thousand dollars, exclusive of the amounts herein and heretofore appropriated.

Oakland, Cal.

Provide.
Contracts.

Improving San Francisco Harbor, California, by the removal of Blossom Rock: The river and harbor act of March third, eighteen hundred and ninety-nine, wherein provision was made for removing Arch Rock and Shag Rocks to a depth of thirty feet below mean low water, is hereby amended so as to include Blossom Rock, and all the provisions of said act are hereby made applicable to Blossom Rock as fully as to Arch Rock and Shag Rocks.

San Francisco, Cal.
Removal of Blossom rock.
Vol. 30, p. 1132.
Ante, p. 860.

Improving entrance to Coos Bay and Harbor, Oregon: For maintenance and continuing improvement and repairing jetty, fifty thousand dollars.

Coos Bay and Harbor, Oreg.

Improving Tillamook Bay and Bar, Oregon: Completing improvement, twenty-seven thousand dollars; and the Secretary of War is authorized and directed to cause to be made a survey and an estimate of the cost of securing channels across said bar of fifteen and twenty feet in depth, respectively.

Tillamook Bay and bar, Oreg.
Surveys, etc.

Improving Olympia Harbor, Washington: Completing improvement, twenty five thousand dollars.

Olympia, Wash.

Improving Tacoma Harbor, Washington, in accordance with the report submitted in House Document Numbered Seventy-six, Fifty-sixth Congress, second session, seventy-five thousand dollars: *Provided*, That a contract or contracts may be entered into by the Secretary of War for

Tacoma, Wash.

Provide.
Contracts.

- such materials and work as may be necessary for the prosecution of said project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate, one hundred thousand dollars
- Restrictions.** exclusive of the amount herein appropriated: *Provided further*, That no part of said amount shall be expended until a release from liability for damages shall be obtained, if any liability exists, arising from a contract between the State of Washington and R. B. Lehman, which said contract is set forth in said document, and the right is obtained, free of charge, to deposit material dredged from said channel upon adjacent tide lands: *Provided further*, That such work shall be so conducted as not to damage the piers or foundations of bridges crossing said waterway, or the wharves adjacent thereto.
- Deposit of dredgings.** Improving Grays Harbor, inner portion between Aberdeen and the entrance to said harbor, and Chehalis River, Washington: Continuing improvement, fifty thousand dollars.
- Damage to piers, etc.**
- Grays Harbor, Wash.**
- New Whatcom, Wash.** Improving New Whatcom Harbor, Washington, in accordance with the report submitted in House Document Numbered Eighty, Fifty-fifth Congress, first session, twenty-five thousand dollars: *Provided*, That no part of this appropriation shall be expended until provision shall have been made, satisfactory to the Secretary of War, to prevent the deposit in the channel to be improved, of sawdust and refuse from the mills.
- Proviso.*
Mill refuse.
- Waterway connecting Puget Sound with lakes Union and Washington, Wash.** Improving waterway connecting Puget Sound with Lakes Union and Washington, Washington: Continuing improvement, one hundred and sixty thousand dollars: *Provided*, That this appropriation, together with the unexpended balance to the credit of said improvement, shall be expended in securing, by dredging, a low-water channel ten feet in depth from Shilshole Bay through Salmon Bay to the wharves at Ballard: *Provided further*, That a board of engineers shall be appointed by the Secretary of War, who shall make such surveys, examinations, and investigations as may be required to determine the feasibility and advisability of constructing a canal, with necessary locks and dams, connecting Puget Sound with Lakes Union and Washington, of sufficient width and depth to accommodate the largest commercial and naval vessels, and said board shall prepare and report plans and estimates of the cost thereof. Said board shall also examine the route for a similar canal connecting Elliott Bay with Lakes Washington and Union, with a view to determine the feasibility of such route, and shall invite proposals from the Seattle and Lake Washington Waterway Company for the construction of a similar canal over said route connecting Elliott Bay with Lake Washington, and similar proposals for connecting Elliott Bay with Lake Union through Lake Washington, said proposals to specify the time for the completion of each project, and all rights and privileges to be reserved by said company.
- Provisos.*
Low-water channel.
- Board to report on canal, etc.**
- Elliott Bay to Lake Union.**

Said board shall also report upon the relative advantages of all proposed routes. Nothing herein shall be construed as the adoption of any project for the construction of a waterway connecting Puget Sound with Lakes Union and Washington. Said board shall make its reports as above provided for to the next session of Congress.

Improving Lubec Channel, Maine: Completing improvement, fifty-three thousand dollars. Lubec Channel, Me.

Improving Bagaduce River, Maine: Continuing improvement, three thousand dollars. Bagaduce River, Me.

Improving Georges River, Maine: Completing improvement, six thousand dollars. Georges River, Me.

Improving Kennebec River, Maine, between Gardiner and Augusta, in accordance with the report submitted in House Document Numbered Two hundred and sixty-two, Fifty-sixth Congress, first session, forty thousand dollars: *Provided*, That the Secretary of War may enter into a contract or contracts for such material and work as may be necessary to complete said improvement, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate forty-one thousand dollars, exclusive of the amounts herein and heretofore appropriated.

Kennebec River, Me.

Proviso. Contracts.

Improving Cocheco River, New Hampshire: Continuing improvement, thirty thousand dollars, if which amount ten thousand dollars may be expended on the Lamprey River. Cocheco River, N. H. Lamprey River.

Improving Exeter River, New Hampshire: Completing improvement, seven thousand dollars. Exeter River, N. H.

Improving the Narrows of Lake Champlain, Vermont: Completing improvement, seventeen thousand five hundred dollars. Lake Champlain Narrows, Vt.

Improving Merrimac River, Massachusetts: Continuing improvement, forty thousand dollars, and the Secretary of War shall cause an examination to be made with a view to obtaining a depth of nine feet to Haverhill. Merrimac River, Mass.

Improving Mystic and Malden rivers and Mystic River below the mouth of Island End River, Massachusetts: Continuing improvement, twenty-five thousand dollars. Mystic and Malden rivers, Mass.

Improving Weymouth and Town rivers, Massachusetts: Continuing improvement, fifteen thousand dollars. Weymouth and Town rivers, Mass.

Improving Taunton River, Massachusetts: For maintenance and dredging, five thousand dollars. Taunton River, Mass.

Improving Connecticut River between Hartford, Connecticut, and Holyoke, Massachusetts: For the purpose of further surveys and report upon the project for improving the Connecticut River between Hartford, Connecticut, and Holyoke, Massachusetts, a board of three officers of the Engineer Corps, to be designated by the Secretary of War, shall personally make examination of the improvement proposed by the engineer in charge, and report thereon, with reference to the probable cost of said proposed improvement, the commercial advantages, if any, to be derived from such improvement, and such other Connecticut River, Conn. and Mass. Surveys, etc. Board to examine, etc., improvements.

- Estimates. information as the board may deem essential. In estimating the probable cost of said improvement said board shall take into account both direct and consequential damages and the annual cost of maintaining said improvement, and shall hear all parties interested in said improvement or who may be affected thereby, and twenty-five thousand dollars, or so much thereof as may be necessary, is hereby appropriated to pay the expenses of said board, and for any surveys ordered by it in addition to those already made.
- Expenses.
- Providence River and Harbor, R. I. Improving Providence River and Harbor, Rhode Island, in accordance with the report submitted in House Document Numbered One hundred and eight, Fifty-sixth Congress, first session, one hundred thousand dollars, to be expended upon the lesser project recommended in said report, of which amount so much as may be necessary may be used for the removal of Green Jacket Shoal.
- Removal of Green Jacket Shoal.
- Pawtucket, River, R. I. Improving Pawtucket River, Rhode Island: Completing improvement, twenty-eight thousand five hundred dollars.
- Pawcatuck River, R. I. and Conn. Improving Pawcatuck River, Rhode Island and Connecticut: Continuing improvement, nine thousand dollars.
- Thames River, Conn. Improving Thames River, Connecticut: Continuing improvement, fifteen thousand dollars.
- Connecticut River below Hartford, Conn. Improving Connecticut River below Hartford, Connecticut: Continuing improvement, thirty thousand dollars, of which amount one thousand dollars may be used for the removal of obstructions at the mouth of Salmon River.
- Housatonic River, Conn. Improving Housatonic River, Connecticut: Continuing improvement, ten thousand dollars.
- East River and Hell Gate, N. Y. Improving East River and Hell Gate, New York: Continuing improvement, one hundred thousand dollars.
- Harlem River, N. Y. Improving Harlem River, New York: Continuing improvement, seventy-five thousand dollars.
- Bronx River and East Chester Creek, N. Y. Improving Bronx River and East Chester Creek, New York: Continuing improvement, eight thousand dollars.
- Hudson River, N. Y. Improving Hudson River, New York: Continuing improvement, two hundred and twenty-five thousand dollars, and the Secretary of War may, in his discretion, establish the east line of the improved channel in front of the city of Troy, from the foot of Congress street to the southern end of the city, so as to place it as near as practicable to the existing bulkhead line. And the Secretary of War shall appoint a board of engineers to examine and determine whether existing Government work in connection with the Upper Hudson improvement causes gorges and freshets between Albany and Coxsackie; to report what changes should be made, if any, provided such is the case, together with an estimate of the cost thereof.
- Channel at Troy.
- Board to examine, etc., cause of gorges and freshets.
- St. Lawrence River. Improving Saint Lawrence River at the head of Long Sault Island, in accordance with the report submitted in

House Document Numbered Two hundred and one, Fifty-sixth Congress, second session, forty-eight thousand dollars: *Provided*, That no part of said amount shall be expended until the Saint Lawrence Power Company shall have filed with the Secretary of War an agreement in writing that their canal from the Saint Lawrence River to Massena may be used for all purposes of navigation free from tolls or charges, and to the effect that if in the future a waterway connecting said canal with Grasse River shall be undertaken by the Government, such locks and dams in said canal as may be necessary may be constructed by the Government and authority be given to enter upon and use sufficient land for the construction and operation of such locks and dams without cost.

Proviso.
Free use of
St. Lawrence
Power Com-
pany's canal.

Locks and
dams.

Improving Wappinger Creek, New York: Continuing improvement and maintenance, one thousand five hundred dollars.

Wappinger
Creek, N. Y.

Improving Passaic River, New Jersey, in accordance with the report submitted in House Document Numbered Four hundred and one, Fifty-sixth Congress, first session, from Staten Island Sound through Newark Bay and the said river to the Montclair and Greenwood Lake Railroad bridge with a channel twelve feet deep to the Nairn Lino-lem Works, and ten feet deep from that point to the said railroad bridge, seventy-five thousand dollars: *Provided*, That a contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary to complete the project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate two hundred and twenty-one thousand dollars, exclusive of the amount herein appropriated.

Passaic Riv-
er, N. J.

Proviso.
Contracts.

Improving Woodbridge Creek, New Jersey, in accordance with the report submitted in House Document Numbered Two hundred and eighty-two, Fifty-sixth Congress, first session, ten thousand dollars.

Woodbridge
Creek, N. J.

Improving Keyport Harbor, Matawan Creek, Raritan, South, and Elizabeth rivers, and Shoal Harbor and Compton Creek, New Jersey: Continuing improvement and for maintenance, forty-three thousand dollars.

Keyport
Harbor, etc.,
N. J.

Improving Rancocas River, New Jersey: Continuing improvement on the Lumberton Branch, three thousand dollars.

Rancocas
River, N. J.

Improving Shrewsbury River, New Jersey: Completing improvement, seventy-five thousand dollars.

Shrewsbury
River, N. J.

Improving Mantua Creek, New Jersey: Continuing improvement, thirty-five thousand dollars.

Mantua
Creek, N. J.

Improving Alloway Creek, New Jersey: Continuing improvement, three thousand dollars.

Alloway
Creek, N. J.

Improving Raccoon Creek, New Jersey, in accordance with the report submitted in House Document Numbered Two hundred and thirty-one, Fifty-sixth Congress, first session, fifteen thousand dollars.

Raccoon
Creek, N. J.

Tuckerton
Creek, N. J.

Improving Tuckerton Creek, New Jersey, in accordance with the report submitted in House Document Numbered Two hundred and seventy-four, Fifty-sixth Congress, first session, twelve thousand dollars.

Delaware
River, N. J.,
Pa., and Del.

Improving Delaware River, New Jersey, Pennsylvania, and Delaware, in accordance with the report printed in House Document Numbered Ninety-one, Fifty-sixth Congress, first session, with a view to obtaining a channel six hundred feet wide and thirty feet deep from Christian street, Philadelphia, to deep water in Delaware Bay, six hundred thousand dollars: *Provided*, That a contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary for the prosecution of the said project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate two million four hundred thousand dollars, exclusive of the amounts herein and heretofore appropriated.

Provide.
Contracts.

Allegheny
River, Pa.

Improving Allegheny River, Pennsylvania: Continuing improvement and for maintenance, ten thousand dollars.

Sixmile Is-
land dam.

The Secretary of War is authorized and directed to prosecute the work of constructing the dam at or near the head of Six Mile Island: *Provided*, That the expenditure shall not exceed the present limit of cost until further estimates shall have been submitted and said limit of cost extended by law.

Provide.
Limit of
cost.

Mononga-
hela River, Pa.

Improving Monongahela River, Pennsylvania: For the rebuilding of lock and dam two, in accordance with the report submitted by the engineer in charge, dated February fourth, nineteen hundred and two, two hundred thousand dollars: *Provided*, That a contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary for the completion of said project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate four hundred and fifty-five thousand nine hundred and sixty-one dollars, exclusive of the amounts herein and heretofore appropriated.

Provide.
Contracts.

Appoqui-
mink, etc., riv-
ers, Del.

Improving Appoquinimink, Murderkill, and Mispillion rivers, Delaware: For maintenance, fifteen thousand dollars.

Smyrna
River, Del.

Improving Smyrna River, Delaware, in accordance with the report submitted in House Document Numbered Ninety, Fifty-sixth Congress, second session, fifteen thousand dollars: *Provided*, That no part of said amount shall be expended until a satisfactory title of the land required for crosscuts and other portions of this improvement shall be obtained without expense to the Government.

Provide.
Title.

Susquehan-
na River, Md.

Improving Susquehanna River above and below Hayre de Grace, Maryland: Continuing improvement, ten thousand dollars.

Improving Elk River, Maryland: Completing improvement, in accordance with report submitted in House Document Numbered One hundred and five, Fifty-sixth Congress, first session, sixteen thousand six hundred and sixty-five dollars.

Elk River,
Md.

Improving Potomac River at the city of Washington, District of Columbia: Continuing improvement, seventy-five thousand dollars.

Potomac
River, D. C.

Improving Anacostia River, District of Columbia, with a view to the interests of commerce and navigation, in accordance with such portions of the report submitted in House Document Numbered Eighty-seven, Fifty-fifth Congress, third session, as relates to section one of said river, being the portion below the Navy Yard bridge, one hundred and fifty thousand dollars.

Anacostia
River, D. C.

Improving Rappahannock River, Virginia: Continuing improvement and for maintenance, twenty-five thousand dollars.

Rappahan-
nock River, Va.

Improving York River, Occoquan, Lower Machodoc, Nandua, Aquia, and Carters creeks, Virginia, sixteen thousand dollars. In the improvement of Carters Creek the Secretary of War may, in his discretion, spend an amount sufficient to dredge a channel in the eastern branch near Galley Hook Point so as to afford a depth of twelve feet by a width of one hundred feet.

York River,
etc., Va.

Improving Pagan River, Virginia, in accordance with the report submitted in House Document Numbered Eighty-eight, Fifty-sixth Congress, second session, ten thousand eight hundred and seventy dollars.

Pagan River,
Va.

Improving James River, Virginia: Continuing improvement, and for extending the improvement of James River to the head of navigation at the docks, in accordance with the report submitted in House Document Numbered Two hundred and thirty-four, Fifty-sixth Congress, first session, three hundred thousand dollars: *Provided*, That no part of said amount shall be expended for turning basins or areas mentioned in said report: *And provided further*, That not more than one-half of said appropriation shall be expended for the improvements above the city line of the city of Richmond.

James River,
Va.

Provisos.
Restrictions.

*Expendi-
tures.*

Improving Appomattox River, Virginia: For maintenance, seven thousand five hundred dollars. And for the deflection and improvement of the river at Petersburg, Virginia, in accordance with the report submitted in House Document Numbered One hundred and thirty-nine, Fifty-sixth Congress, second session, twenty-five thousand dollars: *Provided*, That a contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary to complete the project recommended in said report, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate one hundred and seventy-

Appomattox
River, Va.

Proviso.
Contracts.

five thousand dollars, exclusive of the amounts herein and heretofore appropriated.

Little Kanawha River, W. Va.

Proviso.
Locks and dams.

Improving Little Kanawha River, West Virginia: For maintenance, one thousand dollars: *Provided*, That an estimate shall be made of the probable cost of each of the four locks and dams in said river not owned by the Government, as well as the present condition of said locks and dams, and the probable cost of repair, if any, required, and the advisability of acquiring the same in the interest of navigation upon said river.

Norfolk, Va., to Albemarle Sound, N. C.
Inland waterway.

Improving inland water route from Norfolk Harbor, Virginia, to Albemarle Sound, North Carolina, through Currituck Sound: Completing improvement, twenty-three thousand four hundred dollars.

Scuppernon River, N. C.

Improving Scuppernon River, North Carolina, in accordance with the report submitted in House Document Numbered One hundred and thirty-one, Fifty-sixth Congress, second session, ten thousand dollars.

Pamlico and Tar rivers, N. C.

Improving Pamlico and Tar Rivers, North Carolina: Completing improvement and for maintenance, thirty-five thousand five hundred dollars.

Neuse and Trent rivers, N. C.

Improving Neuse and Trent rivers, North Carolina: Continuing improvement and for maintenance, twenty thousand dollars, of which amount so much thereof as may be necessary may, in the discretion of the Secretary of War, be expended in deepening the Neuse River at and below Newbern, in accordance with the report submitted in House Document Numbered Three hundred and seventeen, Fifty-fourth Congress, second session. The said Trent River shall be improved in accordance with the report submitted in House Document Numbered One hundred and twenty-one, Fifty-sixth Congress, second session, and of the amount herein appropriated five thousand dollars may be expended at Newbern.

Northeast, Black, and Cape Fear rivers, N. C.

Improving North East and Black rivers and Cape Fear River above Wilmington, North Carolina: Continuing improvement and for maintenance, ten thousand dollars.

Cape Fear River, N. C.
Locks and dams.

Improving Cape Fear River, North Carolina, above Wilmington, in accordance with the report submitted in House Document Numbered One hundred and eighty, Fifty-sixth Congress, second session, fifty thousand dollars, to be expended in obtaining suitable sites for the locks and dams designated in said report.

Mooring dolphins.

Improving Cape Fear River, North Carolina, at and below Wilmington: Continuing improvement and for maintenance, one hundred and fifty thousand dollars, of which amount so much as may be necessary may be used in the construction of mooring dolphins, in accordance with the approved project: *Provided*, That of the amount herein appropriated one thousand dollars, or so much thereof as may be necessary, shall be expended in removing obstructions at the mouth of the Brunswick River, in accordance with the estimates submitted in Senate Docu-

Proviso.
Removal of obstructions, mouth of Brunswick River.

ment Numbered One hundred and thirty, Fifty-sixth Congress, second session.

Improving Fishing Creek, North Carolina: For maintenance, from its mouth to Beech Swamp, two thousand dollars.

Fishing
Creek, N. C.

Improving inland waterway between Beaufort Harbor and New River, North Carolina: Continuing improvement and for maintenance, nine thousand five hundred dollars.

Beaufort
Harbor and
New River,
N. C.
Inland wa-
terway.

Improving Waccamaw River, North Carolina and South Carolina, and Little Pedee River, South Carolina: Continuing improvement and for maintenance, ten thousand five hundred dollars.

Waccamaw
River, N. C.
and S. C.
Little Pedee
River, S. C.

Improving Great Pedee River, South Carolina: Continuing improvement, twenty-two thousand five hundred dollars, of which amount twelve thousand dollars shall be expended on the upper portion of said river in accordance with the report submitted in House Document Numbered One hundred and twenty-four, Fifty-sixth Congress, second session: *Provided*, That a contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary to complete the improvement on said upper portion, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate one hundred and six thousand three hundred dollars, exclusive of the amounts herein and heretofore appropriated.

Great Pedee
River, S. C.

Provido.
Contracts.

Improving Santee, Wateree, and Congaree rivers, South Carolina: Continuing improvement and for maintenance, twenty-seven thousand dollars.

Santee, Wa-
teree, and
Congaree rivers,
S. C.

Improving inland waterway between Charleston and Beaufort, South Carolina, with a view to a connection between the South Edisto and Ashepoo rivers at or near Fenwicks Island, in accordance with the report printed on pages nine hundred and ninety-nine et sequentes in the report of the Chief of Engineers for eighteen hundred and eighty-eight, thirty thousand dollars.

Charleston
and Beaufort,
S. C.
Inland wa-
terway.

Improving Wappoo Cut, South Carolina: Continuing improvement, eight thousand dollars.

Wappoo Cut,
S. C.

Improving Beaufort River, South Carolina: For maintenance, two thousand dollars.

Beaufort
River, S. C.

Improving Oconee River, Georgia: Continuing improvement and for maintenance, twenty-five thousand dollars.

Oconee
River, Ga.

Improving Altamaha River, Georgia: Continuing improvement, ten thousand dollars.

Altamaha
River, Ga.

Improving Chattahoochee River, Georgia and Alabama: Continuing improvement and for maintenance below Columbus, Georgia, one hundred thousand dollars.

Chattahoo-
chee River, Ga.
and Ala.

Improving Flint River, Georgia: Continuing improvement, twenty-five thousand dollars.

Flint River.
Ga.

Improving Coosa River, Georgia and Alabama, and the Oostenaula and Coosawattee rivers, Georgia, thirty-

Coosa, etc.,
rivers, Ga. and
Ala.

- five thousand dollars, of which amount ten thousand dollars, or so much thereof as may be necessary, shall be expended upon the last-named rivers, and the balance upon the channel of the Coosa River between its source and the site of Lock Numbered Four. From the balance remaining on hand to the credit of the lower portion of said Coosa River between Wetumka and the railroad bridge, a further sum of ten thousand dollars shall be expended upon that portion of said river above the said railroad bridge. And the Secretary of War shall cause a survey to be made of the Coosa and Alabama rivers with a view to determining the advisability of securing six-foot navigation in said rivers, and the probable expense thereof; the said survey shall also contain a report upon the advisability of further prosecuting the present project for locks and dams in the Coosa River, and the expense of such survey or surveys shall be paid from the unexpended balance remaining to the credit of the said lower portion of the Coosa River, between Wetumka and the railroad bridge.
- Survey.** Improving the inside water route between Savannah, Georgia, and Fernandina, Florida: Continuing improvement, fifteen thousand dollars.
- Expenses.** Improving Indian River, Florida, between Goat Creek and Jupiter Inlet: Continuing improvement, two thousand dollars.
- Savannah, Ga., and Fernandina, Fla.
Inside waterway.
Indian River, Fla.
- Volusia bar, St. Johns River, Fla.
- Improving Volusia Bar, Florida: For maintenance, two thousand dollars, of which amount so much as may be necessary may be expended upon the Saint Johns River between the said Volusia Bar and Lake Monroe.
- Orange River, etc., Fla.
- Improving Orange River, Florida, in accordance with report submitted in House Document Numbered Three hundred and eighteen, Fifty-sixth Congress, first session, Charlotte Harbor and Caloosahatchee River, Florida, from Puntarasa to Punta Gorda [^a], in accordance with the report submitted in House Document Numbered Two hundred and eighty-six, Fifty-sixth Congress, first session, nine thousand five hundred dollars, of which so much as may be necessary may be expended between Puntarasa and Fort Thompson.
- Apalachicola River, Fla.
- Improving Apalachicola River, Florida, including the cut-off and Lower Chipola River: Continuing improvement, six thousand dollars.
- Kissimmee River, Fla.
- Improving Kissimmee River [^b], Florida, in accordance with the report submitted in House Document Numbered One hundred and seventy-six, Fifty-seventh Congress, first session, eight thousand dollars.
- Ocklawaha River, Fla.
- Improving Ocklawaha River, Florida: Continuing improvement and for maintenance, two thousand dollars.

^a The waterway to be improved between Punta Gorda and Puntarasa is known as Pine Island Sound.

^b The project thus adopted contemplates also the improvement of Istokpoga Creek, which empties into Kissimmee River about 10½ miles north of Fort Bassinger.

Improving Choctawhatchee River, Florida and Alabama: Continuing improvement, sixteen thousand dollars, of which amount ten thousand dollars shall be expended for the improvement of the river between Newton and Geneva, and four thousand dollars for dredging the channel at the Cypress Top outlet of said river.

Choctawhatchee River, Fla. and Ala.

Improving Escambia and Conecuh rivers, Florida: Continuing improvement, five thousand dollars, the whole or any part of which sum may, in the discretion of the Secretary of War, be expended in dredging a channel to the depth of eight and one-half feet into the mouth of the Escambia River.

Escambia and Conecuh rivers, Fla.

Improving Upper Chipola River, Florida: Continuing improvement, two thousand dollars.

Upper Chipola River, Fla.

For the removal of the water hyacinth from the navigable waters of the States of Florida, Texas, and Louisiana, so far as it is an obstruction to navigation, fifty thousand dollars: *Provided*, That the amount herein appropriated and the unexpended balance of amounts heretofore appropriated for this purpose in the States of Florida and Louisiana may, in the discretion of the Secretary of War, be used in exterminating or removing such plant by any mechanical, chemical, or other means whatsoever.

Removal of water hyacinth.

Proviso. Extermination by mechanical, etc., process.

Vol. 30, pp. 1139, 1141.

Ante, pp. 869, 872.

Improving Crystal, Manatee, Anclote, Suwanee, and Withlacoochee rivers, Florida: Continuing improvement and for maintenance, thirty-five thousand dollars, and the further sum of fifteen thousand dollars, to be used in deepening the channel from the mouth of the Withlacoochee River to the loading pool in the Gulf of Mexico, being a distance of eleven thousand seven hundred and eighty feet, to the depth of eight feet, and to straighten said channel where the same is crooked, and for the maintenance of said channel.

Crystal, etc., rivers, Fla.

Improving Saint Johns River, Florida, from Jacksonville to the ocean: Continuing improvement, three hundred and fifty thousand dollars: *Provided*, That a contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary to prosecute the approved and modified project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate nine hundred and fifty thousand dollars, exclusive of the amounts herein and heretofore appropriated: *Provided further*, That out of said amounts one hundred and fifty thousand dollars may be expended in the construction or purchase of a sea-going suction dredge.

St. Johns River, Fla.

Proviso. Contracts.

Dredge.

Improving Saint Johns River, Florida, at Orange Mills Flats: Continuing improvement, thirty thousand dollars.

Orange Mills flats, Fla.

Improving Alabama River, Alabama: Continuing improvement, twenty thousand dollars.

Alabama River, Ala.

Improving the Black Warrior, the Warrior, and the Tombigbee rivers, Alabama: Continuing improvement with a view to securing a navigable depth of six feet in

Black Warrior, etc., rivers, Ala.

Providos.
Locks and
dams.

said rivers from Mobile to Mulberry and Locust forks in said Black Warrior River, three hundred and seventy-four thousand dollars: *Provided*, That a contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary for constructing locks and dams one, two, and three in the Tombigbee and Warrior rivers, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate five hundred thousand dollars exclusive of the amounts herein and heretofore appropriated: *Provided further*, That ten thousand dollars of the amounts herein or heretofore appropriated for said project may, in the discretion of the Secretary of War, be expended for continuing improvement and for maintenance on said river from Tuscaloosa to Demopolis; and the Secretary of War is authorized and directed to cause a survey to be made to determine the location of the necessary lock sites in Tombigbee River between Demopolis and McGrews Shoals, and of locks five and six in the Black Warrior. An unexpended balance of fourteen thousand dollars remaining from the appropriation heretofore made for the construction of locks and dams Numbered Four, Five, and Six on the Warrior River is hereby transferred to be expended for the improvement of Black Warrior River in the completion of Lock Numbered Four.

From Tusca-
loosa to De-
mopolis.

Lock sites.

Tombigbee
River, Ala.

Provido.
Columbus
and Walkers
bridge, Miss.

Improving Tombigbee River, Alabama, from the mouth to Demopolis: For maintenance, twenty thousand dollars: *Provided*, That four thousand dollars thereof may, in the discretion of the Secretary of War, be expended between Columbus and Walkers Bridge, Mississippi.

Pascagoula,
etc., rivers,
Miss.

Improving Pascagoula River and its tributaries, the Chickasahay and Leaf rivers, Mississippi: For maintenance, eight thousand five hundred dollars.

Channel.

Pascagoula River, Mississippi: Continuing improvement with a view to obtaining a seventeen-foot channel, from three miles above the mouth of Dog River to the seventeen-foot contour in Mississippi Sound, one hundred and fifty feet wide above railroad bridge and three hundred feet below, in accordance with the report submitted in House Document Numbered Two hundred and eleven, Fifty-fourth Congress, second session, twenty-five thousand dollars: *Provided*, That a contract or contracts may be entered into by the Secretary of War for the prosecution of said work, to be paid for as appropriations may from time to time be made by law, not exceeding in the aggregate one hundred and twenty-five thousand dollars, exclusive of the amounts herein and heretofore appropriated.

Provido.
Contracts.

Pearl River,
Miss.

Improving Pearl River between Edinburg and Jackson, Mississippi, three thousand dollars.

Improving Pearl River below Rockport, Mississippi: For maintenance, seven thousand dollars.

Improving Yazoo River and its tributaries, the Tallahatchie and Big Sunflower rivers, Mississippi: Continuing improvement and for maintenance, fifty-five thousand dollars, of which amount a sum not exceeding four thousand dollars shall be used for the removal of obstructions at the lower end of Tchula Lake, and the unexpended balance of two thousand and thirty-six dollars and fourteen cents for construction of pumping dredge boat, and of five thousand dollars for removing the bar at Yazoo City, is hereby transferred to the fund for the general improvement of the river.

Yazoo River,
etc., Miss.

Removal of
obstructions.
Balances
available.

Improving Homochitto River, Mississippi: For maintenance, two thousand dollars.

Homochitto
River, Miss.

Improving Bogue Chitto, Chefuncte River, Bogue Falia, Tickfaw River and tributaries, Amite River, and Bayou Manchac, Louisiana, nine thousand five hundred dollars.

Bogue Chit-
to, etc., La.

Improving Bayou Bartholomew, Boeuf River, Tensas River, and Bayou Macon, and Bayous D'Arbonne and Corney, Louisiana: For maintenance, fifteen thousand dollars.

Bayou Bar-
tholomew, etc.,
La.

Improving Red River, Louisiana, Arkansas, Texas, and Indian Territory: Continuing improvement, one hundred and thirty-five thousand dollars, of which amount ten thousand dollars may be spent above Fulton, Arkansas, and fifteen thousand dollars may, in the discretion of the Secretary of War, be spent in the improvement of the channel at Shreveport, Louisiana; and the unexpended balance of amounts heretofore appropriated for Little River from Scopini Cut-off to Knox Point and for Sulphur River is hereby transferred to the fund for the general improvement of Red River.

Red River,
La., Ark.,
Tex., and Ind.
T.

Bayou Lafourche, Louisiana, for maintenance, seven thousand five hundred dollars.

Bayou La-
fourche, La.

Improving Bayou Teche, Louisiana: For maintenance, seven thousand five hundred dollars.

Bayou
Teche, La.

Improving Bayou Vermilion, Channel, Bay, and Passes, and Mermentau River and tributaries, Louisiana, eleven thousand five hundred dollars.

Bayou Ver-
milion, etc.,
La.

Improving mouths of Sabine and Neches rivers, Texas, in accordance with House Document Numbered Two hundred and ninety-nine, Fifty-fourth Congress, second session, by connecting the same with Sabine Pass by a channel eight feet deep through Sabine Lake: Continuing improvement, one hundred and twenty-five thousand dollars: *Provided further*, That in the discretion of the Secretary of War he may select a route at or near the west shore of said lake, and said channel may be connected with Port Arthur Canal: *Provided further*, That, in case such connection is made, boats shall be allowed to pass through the said canal without payment of any tolls.

Sabine and
Neches rivers,
Tex.
Vol. 33, p.
149.
Post, p.
1045.

Provisos.
Route.

Free use of
canal.

In case funds shall be furnished by the citizens of Orange and Beaumont or in any other way to secure a

Securing
greater depth.

channel along the route herein described of a greater depth than eight feet, the amount herein appropriated may be expended in securing a greater depth than herein designated.

Galveston
ship channel,
etc., Tex.

Provido.
Contracts.

Galveston Ship Channel and Buffalo Bayou, Texas: Continuing improvement, three hundred thousand dollars: *Provided*, That a contract or contracts may be entered into by the Secretary of War for such materials and work as may be required to prosecute said improvement, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate seven hundred thousand dollars, exclusive of the amounts herein and heretofore appropriated. The amounts herein appropriated and authorized shall be expended in developing the proposed channel in divisions one and two to a uniform depth: *Provided further*, That not more than one-half of said amounts shall be expended upon division two.

Expendi-
tures on divi-
sion two.

Trinity
River, Tex.

Providos.
Contracts.

Improving Trinity River, Texas, in accordance with the report submitted in House Document Numbered Four hundred and nine, Fifty-sixth Congress, first session, one hundred and twenty-five thousand dollars: *Provided*, That the Secretary of War may enter into a contract or contracts for materials and work to prosecute the project recommended in said report, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate two hundred and seventy-five thousand dollars, exclusive of the amount herein appropriated: *Provided further*, That three hundred and fifty thousand dollars of the amounts herein appropriated and authorized shall be expended to construct locks and dams upon the river between the mouth and section one, in those places where the most serious obstructions exist, and to procure and operate snag boats, and clear the river with the purpose of permitting through navigation over the portion above described; and the sum of fifty thousand dollars of the amount herein appropriated shall be expended for the purpose of securing open channel navigation in section one of said river, and a board of engineers shall be designated by the Secretary of War to examine section one of said river as described in said House document, and report upon the feasibility and advisability of expending the further sum of three hundred and fifty thousand dollars with a view to securing not less than eight months' navigation annually upon the said section one to Dallas.

Locks and
dams.
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538.
Post, p. 1061.

Open chan-
nel.

Board to ex-
amine, etc.

Brazos
River, Tex.

Provido.

Purchase of
Galveston and
Brazos Canal.

Improving Brazos River between Velasco and Richmond, Texas, and mouths of adjacent streams: Continuing improvement, fifty thousand dollars: *Provided*, That so much thereof as may be necessary may be used in the operation of the dredge provided for this work, and the purchase of the canal from West Galveston Bay to the mouth of the Brazos at a price not to exceed thirty thousand dollars from the amount herein appropriated, if in the discretion of the Secretary of War such purchase be deemed advisable.

Improving the Brazos River, Texas, from Richmond to Old Washington, in accordance with the second plan of the report submitted in House Document Numbered Two hundred and eighty-three, Fifty-sixth Congress, second session, one hundred and fifty thousand dollars.

From Richmond to Old Washington, Tex.

Improving Cedar Bayou, Texas: Maintaining improvement, five thousand dollars: *Provided*, That the dredge constructed for use in this locality shall be available for this work.

Cedar Bayou, Tex. *Proviso.* Use of dredge.

Improving Arkansas River, Arkansas, including the general improvement and removing obstructions and operating snag boats: Continuing improvement and for maintenance, one hundred and ten thousand dollars: *Provided*, That the Secretary of War may, in his discretion, use so much of said sum as will be necessary to construct and operate a suitable dredge boat or boats to keep open a low-water navigable channel in said river so far up said river as he may deem advisable.

Arkansas River, Ark.

Proviso. Low-water channel.

Improving White River, Arkansas: Continuing improvement and for maintenance, twenty-two thousand dollars, of which amount seven thousand five hundred dollars, or so much thereof as may be necessary, may, if required in the interest of commerce and navigation, be used to prevent a cut-off in said river between Choctaw Railway bridge and the town of Duvalls Bluff.

White River, Ark.

Improving Black River, Arkansas and Missouri: Continuing improvement and for maintenance, twenty-one thousand seven hundred dollars.

Black River, Ark. and Mo.

Improving Cache River, Arkansas: Continuing improvement and for maintenance, two thousand dollars.

Cache River, Ark.

Improving Upper White River, Arkansas: For the completion of Locks and Dams Numbered One and Two, and the construction of Lock and Dam Numbered Three, authorized in the river and harbor Act of March third, eighteen hundred and ninety-nine, two hundred and seventy thousand dollars.

Upper White River, Ark. Locks and dams.

Improving the Ouachita and Black rivers, Arkansas and Louisiana: For maintenance and completion of survey for locks and dams, thirty-one thousand five hundred dollars; for constructing two locks and dams, including surveys and acquisition of site for same, one near Monroe, Louisiana, known as Lock Four, and the other near Rolands Raft, Arkansas, known as Lock Six, according to the project submitted in House Document Numbered Four hundred and forty-eight, Fifty-seventh Congress, first session, eighty thousand dollars: *Provided*, That a contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary to complete the work of constructing said locks and dams, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate three hundred and fifty-three thousand nine hundred and fifty-four dollars, exclusive of the amounts herein and heretofore appropriated.

Ouachita and Black rivers, Ark. and La.

Locks and dams.

Proviso. Contracts.

Current River, Ark. and Mo.

Improving Current River, in Arkansas and Missouri: Continuing improvement and for maintenance, six thousand nine hundred dollars.

St. Francis and L'Anguille rivers, Ark.

Improving Saint Francis and L'Anguille rivers, Arkansas: Continuing improvement and for maintenance, nine thousand dollars.

Mississippi River Commission. Repair, etc., Government levee.

To repair the Government levee heretofore constructed to prevent the cutting through the space dividing the Mississippi and Saint Francis rivers in the vicinity of Walnut Bend, Arkansas, and to extend the same about seven thousand feet to Wheel Ridge, in said State, as recommended by the Chief of Engineers in Senate Executive Document Numbered One hundred and four, Fifty-third Congress, second session, ninety thousand dollars, to be expended under the direction of the Mississippi River Commission.

Tennessee River.

Improving Tennessee River from Riverton to the mouth: Continuing improvement and for maintenance, nineteen thousand dollars.

Construction of lateral canal.

Improving Tennessee River: Continuing improvement at Colbert and Bee Tree Shoals by the construction of a lateral canal, two hundred thousand dollars: *Provided*, That a contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary for prosecuting the work of constructing said lateral canal, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate four hundred thousand dollars, exclusive of the amounts herein and heretofore appropriated.

Provido. Contracts.

Above Chattanooga. *Provido.* Richland Creek.

Improving Tennessee River above Chattanooga: Continuing improvement, fifty thousand dollars: *Provided*, That so much thereof as may be necessary may, in the discretion of the Secretary of War, be expended upon Richland Creek, to facilitate navigation and the landing of boats at that point.

French Broad and Little Pigeon rivers, Tenn.

Improving French Broad and Little Pigeon rivers, Tennessee: Continuing improvement and for maintenance, fifteen thousand dollars.

Cumberland River, Tenn. Vol. 32, p. 408. *Post*, p. 1023.

Improving Cumberland river, Tennessee, below Nashville: Continuing improvement and for maintenance, two hundred thousand dollars [^a], of which so much as may be necessary shall be used for the completion of Lock and Dam Numbered One.

Lock and Dam No. 1. Vol. 32, p. 408. *Post*, p. 1023. Lease of water power.

Improving Cumberland River, Tennessee, above Nashville: For the completion of Lock and Dam Numbered One and for maintenance, one hundred and five thousand dollars [^b]. And the Secretary of War is hereby authorized, in his discretion, to grant leases or licenses to the highest responsible bidder for the use of the water power created by said dam, at such a rate and on such conditions

^a This appropriation is reduced to \$180,000 and the paragraph otherwise amended by act approved June 28, 1902.

^b This appropriation is increased to \$200,000 and the paragraph otherwise amended by act approved June 28, 1902.

and for such periods of time as may seem to him expedient; and he is also authorized, in his discretion, to issue permits for the construction, maintenance, and operation of inlet and outlet canals and other structures, on such plans as he may approve, for the diversion of water aforesaid: *Provided*, That any lease or license so granted shall be limited to the use of the surplus water not required for navigation, and no structures shall be built and no operations be conducted which shall in any manner injure navigation, interfere with the operations of the Government, or impair the usefulness of any improvement made by the Government for the benefit of navigation; and the right of Congress to alter, amend, or repeal the provisions of this paragraph is hereby expressly reserved: *Provided further*, That before leasing or licensing such water privileges, or issuing permits for the construction and operation of such canals, or otherwise disposing of any water power or privilege, the Secretary of War shall first advertise the same in one or more daily papers at Nashville, for sixty days immediately preceding, stating specifically the right or privilege proposed to be leased or conveyed, with its exact limitations, inviting bids for the same, and he may, in his discretion, then lease the same for a specific term of years at so much per year, to be paid semi-annually in cash into the Treasury, and the Secretary of War shall reserve the right to reject any or all bids.

Canals.

Provisos.
Restrictions.Right to
amend, etc.,
reserved.

Advertising.

Bids.

Improving Clinch, Hiwassee (to the mouth of the Ocoee), and Holston rivers, Tennessee, by clearing channels in the same in accordance with the recommendations set forth in the report of the Chief of Engineers for nineteen hundred and one, eighteen thousand dollars.

Clinch, Hiwassee, and
Holston rivers,
Tenn.

Improving Obion and Forked Deer rivers, Tennessee: For maintenance, four thousand five hundred dollars.

Obion and
Forked Deer
rivers, Tenn.
Big Sandy
River, etc., W.
Va. and Ky.

Improving Big Sandy River, including Levisa Fork and Tug Fork, West Virginia and Kentucky: For maintenance, three thousand dollars.

Improving the Big Sandy River and Tug and Levisa forks of the same, West Virginia and Kentucky; the former in accordance with the river and harbor Act of March third, eighteen hundred and ninety-nine; the latter in accordance with the report submitted in House Document Numbered Two hundred and thirty-five, Fifty-sixth Congress, second session, one hundred and seventy-five thousand dollars: *Provided*, That a contract or contracts may be entered into by the Secretary of War for such materials and work as may be required to prosecute work upon the said projects, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate one hundred and seventy-five thousand dollars, exclusive of the amounts herein or heretofore appropriated. Of the said amounts appropriated and authorized, so much thereof as may be necessary shall be expended for completing the two locks and dams upon

Vol. 30, p.
1143.
Ante, p. 875.*Proviso.*
Contracts.

the Big Sandy River; of the balance so much thereof as may be necessary shall be used in purchasing a site for a lock and dam, and the construction of a lock on each of the said forks next above their junction, and any remaining sum may be expended in raising the crest of the lock and dam at or near Louisa in the Big Sandy River.

Green River, Ky.

Green River, Kentucky: Continuing improvement above the mouth of Big Barren River by the construction of Lock and Dam Numbered Six, one hundred and eighty thousand dollars.

Ohio River. From head to mouth.

Improving Ohio River from its head to its mouth: Continuing improvement, four hundred thousand dollars, of which amount twenty-one thousand dollars, or so much thereof as may be necessary, shall be expended in the construction of an ice pier at Maysville, Kentucky; forty-

one thousand dollars in the improvement of the Falls of the Ohio near Louisville: *Provided*, That not to exceed three thousand dollars of this appropriation, or so much thereof as may be necessary, may be used, in the discretion of the Secretary of War, in removing the deposits of every description which have accumulated at and near the ice piers now standing at various places along said river: *Provided further*, That twenty-five thousand dollars of this appropriation, or so much thereof as may be necessary, may be used, in the discretion of the Secretary of War, for the improvement of the levee at Shawneetown, Illinois, so far as the same is in the interest of navigation.

Proviso.

Removal of deposits.

Shawneetown, Ill.

Middleport and Gallipolis, Ohio. Unexpended balances for ice piers. Vols. 24, p. 327; 26, p. 446; 28, p. 355. *Ante*, pp. 453, 571, 701.

The unexpended balances of funds appropriated by the river and harbor Acts of eighteen hundred and eighty-six, eighteen hundred and ninety, and eighteen hundred and ninety-four, for the construction of ice piers in the Ohio River at Ripley, Portsmouth, Pomeroy Center, Kerrs Run (upper Pomeroy), Hartford City, Ironton, Ashland, Middleport, and Gallipolis, may, in the discretion of the Secretary of War, be expended in rebuilding in a permanent and substantial manner the ice piers constructed at Middleport and Gallipolis.

Ice pier, mouth of Big Hocking River. Vol. 29, p. 225. *Ante*, p. 777.

The unexpended balance of funds appropriated by the river and harbor Act of June third, eighteen hundred and ninety-six, for the construction of ice piers in the Ohio River at Middleport, Syracuse, and at or near the mouth of Big Hocking River, may, in the discretion of the Secretary of War, be expended in constructing in a permanent and substantial manner one ice pier at or near the mouth of the Big Hocking River, such construction to include removal, as far as practicable, of the rock reef in the harbor to be formed by such pier.

Locks and Dams Nos. 2, 3, 4, 5, and 6.

Improving Ohio River: Continuing construction of Locks and Dams Numbered Two, Three, Four, Five, and Six, two hundred and seventy-five thousand dollars, of which amount one hundred and seventy-five thousand dollars, or so much thereof as may be necessary, shall be

expended in completing Lock and Dam Numbered Six: *Provided*, That a contract or contracts may be entered into by the Secretary of War for such materials and work as may be required to prosecute the construction of Locks and Dams Numbered Two, Three, Four, and Five for an amount not to exceed three hundred thousand dollars, to be paid for as appropriations may from time to time be made by law, exclusive of the amounts herein and heretofore appropriated. An examination at and below Pool Numbered One in said river shall be made with a view of securing increased depth and additional harbor facilities for the city of Pittsburg, and the estimate of the cost thereof shall be submitted.

Proviso.
Contracts.

Pittsburg,
Pa. Estimate
for additional
harbor facilities.

For improving Ohio River, Pennsylvania: For surveys and purchase of site for Lock and Dam Numbered Seven, twenty-three thousand dollars, and any part thereof which may not be required for such purpose shall be available for construction of said lock and dam.

Lock and
Dam No. 7.

Improving Ohio River: Continuing improvement by the construction of a Lock and Dam Numbered Thirty-seven at Home City, between Cullums Ripple and Medoc Bar, below Cincinnati, Ohio, in accordance with the report submitted in House Document Numbered Three hundred and thirty-six, Fifty-seventh Congress, first session, one hundred thousand dollars: *Provided*, That a contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary to complete the said lock and dam, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate nine hundred and fifty thousand dollars, exclusive of the amount herein appropriated.

Lock and
Dam No. 37.

Proviso.
Contracts.

Improving Ohio River: Continuing improvement at movable Dam Numbered Eight in accordance with the report submitted in House Document Numbered One hundred and twenty-two, Fifty-fifth Congress, third session, to be used for the survey, acquisition of site for lock and dam, and construction of lock, fifty thousand dollars: *Provided*, That a contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary to complete the lock for said dam, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate two hundred and fifty thousand dollars, exclusive of the amount herein appropriated.

Movable
Dam No. 8.

Survey, etc.

Proviso.
Contracts.

Improving Ohio River: Continuing improvement at movable Dam Numbered Eleven in accordance with the report submitted in House Document Numbered One hundred and twenty-two, Fifty-fifth Congress, third session, to be used for the survey, acquisition of site for lock and dam, and construction of lock, fifty thousand dollars: *Provided*, That a contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary to complete the lock for said dam,

Movable
Dam No. 11.

Proviso.
Contracts.

to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate two hundred and fifty thousand dollars, exclusive of the amount herein appropriated.

Movable
Dam No. 19.

Improving Ohio River between Marietta and the mouth of the Big Miami River, at Movable Dam Numbered Nineteen, in accordance with the report submitted in House Document Numbered Three hundred and thirty-six, Fifty-seventh Congress, first session, to be used for the survey, acquisition of site for dam, and construction of dam, twenty-five thousand dollars.

Bridge ob-
structions to
navigation.
Investiga-
tion and re-
port ordered.

The Secretary of War is authorized and directed to prepare a list of the bridges upon the Ohio River which are an impediment to safe and convenient navigation, and the nature and extent of the modifications required in each of them, and report the same to Congress, together with information as to whether necessary changes in said bridges, or any of them, can be secured under existing law, and, if not, what legislation is necessary in order to secure proper changes or modifications in said bridges, respectively, and an estimate of the cost thereof on each bridge: *Provided*, That the Attorney-General is authorized and directed to furnish, upon the request of the Secretary of War, an opinion upon the question whether the owners of these bridges, or any of them, can be required, under existing laws, to make the necessary changes at their own expense, and, if further legislation is required, whether by such legislation the owners of such bridges, or any or either of them, can be required to make such changes and modifications at their own expense or whether such changes or modifications, or any or either of them, must be borne by the United States, which opinion shall accompany the report of the Secretary of War to Congress.

Proviso.
Cost of
changes.

Muskingum
River, Ohio.

Improving Muskingum River, Ohio: Continuing improvement, ten thousand three hundred dollars.

Detroit River,
Detroit to Lake
Erie.

Improving Detroit River, from Detroit to Lake Erie, in accordance with the report submitted in House Document Numbered Seven hundred and twelve, Fifty-sixth Congress, first session, and designated as "Plan A," five hundred thousand dollars, of which amount the Secretary of War may expend ten thousand dollars in the said river north and west of Grosse Isle for the deepening of the channel to Wyandotte, Michigan: *Provided*, That a contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary to prosecute said project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate one million two hundred and fifty thousand dollars, exclusive of the amounts herein and heretofore appropriated.

Proviso.
Contracts.

St. Clair
Flats Canal.

Improving Saint Clair Flats Canal, in Lake Saint Clair, in accordance with the report submitted in House Document Numbered Two hundred and thirty-four,

Fifty-sixth Congress, second session, three hundred and thirty thousand dollars.

Improving Black River [a], at the mouth, and Rouge River, also the harbor of Monroe, Michigan: For maintenance, seven thousand five hundred dollars.

Black River,
etc., Mich.

Improving Clinton River, Michigan: The Secretary of War is hereby authorized, in his discretion, to use any sums heretofore appropriated and now unexpended, in extending the channel up to the entrance of the Old Clinton and Kalamazoo Canal.

Clinton Riv-
er, Mich.

Improving Saginaw River, Michigan: Continuing improvement and for maintenance, fifty thousand dollars: *Provided*, That one-half of said amount may be expended above and one-half below the county line between Saginaw and Bay counties, and of the amount to be expended above said county line the Secretary of War may expend, in his discretion, not to exceed twelve thousand five hundred dollars, from the amount herein appropriated, for improvement above the said county line, in dredging Flint, and Shiawassee rivers and Bad River up as far as Saint Charles, in accordance with House Document Numbered One hundred and thirty-five, Fifty-fifth Congress, second session.

Saginaw
River, Mich.

Proviso.
Expendi-
tures.

Improving Middle and West Neebish channels, Saint Marys River, Michigan, in accordance with the report submitted in House Document Numbered One hundred and twenty-eight, Fifty-sixth Congress, second session, five hundred thousand dollars: *Provided*, That a contract or contracts may be entered into by the Secretary of War for such materials and work as may be required to prosecute said project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate four million dollars, exclusive of the amounts herein appropriated and heretofore appropriated for the improvement of Hay Lake Channel. And the Secretary of War is authorized, in his discretion, to first complete the work on said channel between Hay Lake and Mud Lake.

St. Marys
River, Mich.
Middle and
West Neebish
channels.

Proviso.
Contracts.

Subject to the express precedent conditions hereinafter mentioned, the Michigan Lake Superior Power Company, of Sault Sainte Marie, Michigan, its successors and assigns, after first obtaining consent of the Secretary of War and the Chief of Engineers and their approval of the said canal and remedial works proposed, is hereby authorized to divert water from the Saint Marys River into its water-power canal now being constructed at Sault Sainte Marie, Michigan, for water-power purposes while and so long as such works and diversion of water from said river shall not injuriously affect navigation therein, nor impair or diminish the water levels or any natural increase thereof either in Lake Superior or in the United States ship canal and locks or the navigable channels, locks, or ship canals connected therewith, whether natural

Channel
Hay Lake to
Mud Lake.

Water-power
canal at Sault
Ste. Marie,
Mich.
Vol. 35, p.
815.
Post, p. 1335.

Diversion of
water into.

Protection
to water
levels.

^a Empties into St. Clair River.

or artificial, now existing or which may hereafter be established or created by the United States for navigation purposes. And conditioned further, that said company shall establish, maintain and operate suitable and sufficient remedial and controlling works in the rapids of said river, to the approval of the Secretary of War and the Chief of Engineers; and said company shall maintain and operate said canal and works in accordance with any rules and regulations that may hereafter be recommended by any International Commission and that shall become operative. Whenever, in the judgment of the Secretary of War, the operation of said canal and remedial and controlling works, or either of them, either in themselves or in conjunction with any other canal or canals in the United States or Canada which now or hereafter may exist, is injuriously affecting water levels or the navigation of Lake Superior, the River Saint Marys or other channels, locks or ship canals connected therewith as hereinbefore provided, he shall impose upon said Company such rules and regulations for the operation of said canal and remedial works, as may, in his opinion, be necessary to prevent such injury. It shall become his duty, and he shall have the authority to enter upon the property of said company and to close said canal in whole or in part to the extent necessary to maintain water levels and to require said Company, at its own expense, to remove, add to or modify said works or any part thereof to the extent necessary to maintain water levels. Neither the Secretary of War nor the Chief of Engineers or any officer or other person acting under direction of them or either of them, shall be in any way liable by reason of anything done in the execution of this provision.

Secretary of War to prescribe regulations.

Maintenance of water levels.

Nonliability.

Remedies.

Riparian rights.

Right to amend, etc.

Unexpended balances Distribution.

International Waterways Commission.

St. Clair Flats Canal.

All remedies herein provided however, shall be cumulative and shall be without prejudice to any other remedies either of the United States or of individuals for failure of said Company to maintain said levels for navigation purposes as herein provided.

Nothing herein contained shall be held to affect any existing riparian or other rights of any person or corporation, or the existing remedies therefor, or any action at law or equity now pending. The right is hereby expressly reserved to Congress to alter, amend or repeal the provisions contained in this paragraph.

The unexpended balances remaining from appropriations for Saint Marys River at the Falls shall be expended as follows: Twenty thousand dollars, or so much thereof as may be necessary, at the Sailors Encampment, with a view to avoid collisions and groundings at that point; twenty thousand dollars, or so much thereof as may be necessary, to pay the salaries and expenses of the commission created by section four herein; of the remainder, a sufficient amount may be expended for the completion and further improvement of the Saint Clair Flats Canal heretofore referred to and described in

Vol. 32, p. 373.

Post, p. 1008.

House Document Numbered Two hundred and thirty-four, Fifty-sixth Congress, second session. So much of the balance remaining after the diversions above set forth as may not be required for work under the existing project shall be expended for the widening and improvement of the Saint Marys Falls Canal above the locks, in accordance with the project submitted in House Document Numbered One hundred and twenty-eight, Fifty-sixth Congress, second session. The provision of section four of the Act approved June sixth, nineteen hundred, entitled "An Act making provision for emergencies in river and harbor works, and so forth," giving authority to divert from the fund herein described an amount not exceeding one hundred thousand dollars to restore and make available a channel formerly used through Lake George Channel, is hereby repealed.

St. Marys
Falls Canal.

Diversion of
funds for Lake
George chan-
nel repealed.
Vol. 31, p. .
586.
Ante, p. 922.

Improving Grand River, Michigan: Continuing improvement, with the view of extending the same as far north as Fulton street, Grand Rapids, one hundred and fifty thousand dollars, of which one hundred thousand dollars, or so much thereof as may be necessary, may be used for the purchase or construction of a dredging plant.

Grand River,
Mich.

Improving Fox River, Wisconsin: Continuing improvement, seventy thousand dollars, of which amount forty thousand dollars, or so much thereof as may be necessary, may, in the discretion of the Secretary of War, be expended in the construction or purchase of a suitable dredge; and five thousand dollars, or so much thereof as may be necessary, shall be used in dredging Calumet Harbor and further improving the Stockbridge harbor of refuge on the east shore of Lake Winnebago, Wisconsin; and ten thousand dollars, or so much thereof as may be necessary, shall be used to remove bars and snags from, and to otherwise improve Wolf River, Wisconsin, and for dredging and otherwise improving Miller Bay on the west shore of Lake Winnebago, Wisconsin, for the purpose of making it more available as a harbor of refuge.

Fox River,
Wis.

Improving Saint Croix River, Wisconsin and Minnesota: For maintenance, two thousand dollars.

St. Croix
River, Wis.
and Minn.

Improving Red River of the North and its tributaries, Minnesota and North Dakota: Continuing improvement and for maintenance, ten thousand dollars.

Red River of
the North,
etc., Minn. and
N. Dak.

The Secretary of War is hereby directed to ascertain and determine the advisability of removing the dam at or near the mouth of Minnesota River, in the State of Minnesota, and, in case he determines that the removal of said dam is advisable, he is authorized to remove the same; and the sum of two thousand five hundred dollars is hereby appropriated for that purpose.

Minnesota
River, Minn.
Removal of
dam.

Improving Wabash River, Indiana and Illinois, below Vincennes: Continuing improvement, five thousand dollars; which amount, together with the unexpended bal-

Wabash
River, Ind. and
Ill.

ance of any appropriations heretofore made for the improvement of said river, or so much thereof as may be necessary, may be expended in making a survey and estimate of the cost of improving said Wabash River below Vincennes, with a view to the necessities of commerce, and in making a proper examination of the Wabash River above Vincennes to Perrysville, also of the Little Wabash River to Carmi. In case, on such preliminary examination favorable reports shall be made the Secretary of War may in his discretion direct detailed surveys of the same to be made.

Illinois
River, Ill.

Improving Illinois River, Illinois: Continuing improvement, seventy-five thousand dollars.

Calumet
River, Ill. and
Ind.

Proviso.
Improvement of chan-
nel.

Improving Calumet River, Illinois and Indiana: Continuing improvement, seventy-five thousand dollars: *Provided*, That said amount, or so much thereof as may be necessary, shall be applied in dredging to a depth of twenty feet from where said depth now exists up to One hundred and twenty-second street, in the city of Chicago, and to a depth of sixteen feet from said One hundred and twenty-second street up to the forks of said river, and from the forks of said river to a depth of ten feet up to a point one-half mile above Hammond, in the State of Indiana, and an examination shall be made with a view to securing a navigable channel of twenty-two feet from the mouth of said river to One hundred and sixth street, in the city of Chicago, and twenty feet from One hundred and sixth street to One hundred and twenty-second street, including also the old channel of the river between One hundred and thirteenth street and One hundred and sixteenth street, and sixteen feet from One hundred and twenty-second street to the forks of said river, and ten feet from the forks of said river to a point one-half mile above Hammond, in the State of Indiana. And the Secretary of War is hereby authorized to accept, in his discretion, deeds from the proper parties conveying to the United States, free from expense, such lands as may be necessary to make a proper channel two hundred feet in width from the forks of said river up to a point one-half mile above Hammond, in Indiana, and releasing, to the satisfaction of the Secretary of War, the United States from all liability for damages to adjacent property owners.

Donation of
lands.

Chicago
River, Ill.

Proviso.
Turning ba-
sins.

Improving Chicago River, Illinois: Continuing improvement, three hundred and six thousand four hundred and fifty-seven dollars: *Provided*, That the sum of one hundred and ninety-three thousand five hundred and forty-three dollars, unexpended balance of money heretofore appropriated for the improvement of the Chicago River, making the total sum five hundred thousand dollars, may be used in the improvement of said river by constructing turning basins of proper size in said river, said turning basins to be located by, and said money expended under the direction of, the Secretary of War.

Improving Rock River, Illinois: The construction of a lock at the head of the feeder, in connection with the dam already provided for, is hereby authorized: *Provided*, That said lock may be constructed from funds already appropriated or authorized to be appropriated for the construction of the Illinois and Mississippi Canal, the said lock to be constructed in accordance with the report submitted in House Document Numbered One hundred and twenty-six, Fifty-sixth Congress, second session, and to be included in and constitute a part of the project of the Illinois and Mississippi Canal.

Rock River,
Ill.
Provido.
Illinois and
Mississippi Can-
nal fund.

Fox River, Illinois: Permission is hereby given to the Fox River Navigable Waterway Association to construct a dam across said river in the northwest quarter of section thirty-six, in township forty-five, in range eight east of the third principal meridian, same being about three thousand feet below the highway bridge at McHenry, in McHenry County, Illinois: *Provided, however*, That the right is hereby reserved to alter, amend, or repeal this provision, at the pleasure of Congress: *And provided further*, That nothing contained in this paragraph shall be construed as relieving the Fox River Navigable Waterway Association from liability for any damage inflicted upon private property by reason of the construction of the dam as aforesaid.

Fox River,
Ill.
Dam author-
ized.
Location.
Providos.
Right to
amend, etc.,
reserved.
Liability for
damages.

The sum of two hundred thousand dollars, or so much thereof as may be necessary, is hereby appropriated for making such surveys, examinations, and investigations as may be required to determine the feasibility of, and to prepare and report plans and estimates of cost of, a navigable waterway fourteen feet in depth from Lockport, Illinois, by way of the Des Plaines and Illinois rivers, to the mouth of said Illinois River, and from the mouth of the Illinois River, by way of the Mississippi River, to Saint Louis, Missouri: *Provided*, That twenty-five thousand dollars of said sum, or so much thereof as may be necessary, may be expended by the Mississippi River Commission in making surveys, examinations, and investigations herein required from the mouth of the Illinois River to Saint Louis: *Provided further*, That the Secretary of War shall appoint a board of three engineers to make the surveys, examinations, and investigations hereinbefore required from Lockport, Illinois, through the Des Plaines River and Illinois River, to the mouth of said Illinois River, and that all such surveys, examinations, and investigations shall be made to determine the feasibility of, and to prepare and report plans and estimates of cost of, a navigable waterway fourteen feet in depth from Lockport, Illinois, to Saint Louis, Missouri. The said Mississippi River Commission shall make said report covering such proposed improvement from the mouth of the Illinois River to Saint Louis, and the said board of engineers shall make such report from Lockport, Illinois, to the mouth of the Illinois River:

Navigable
waterway,
Lockport, Ill.,
to St. Louis,
Mo.
Estimates,
etc.
Providos.
Surveys, etc.
Board to ex-
amine, etc.
Mississippi
River Commis-
sion to report
on waterway,
Mississippi
River between
Illinois River
and St. Louis,
Mo.

Board to
submit plans,
etc.

And provided further, That the said board of engineers shall also make such surveys, examinations, and investigations as may be required to determine the feasibility of, and to prepare a report and plans and estimates of cost of, a navigable waterway seven feet in depth and of a navigable waterway eight feet in depth from the head of navigation of the Illinois River at Lasalle, Illinois, through said Illinois River to Ottawa, Illinois, and said board of engineers shall make such report of said navigable waterways of seven and eight feet, respectively, of said Illinois River from Lasalle to Ottawa, Illinois.

Reservoirs,
headwaters
Mississippi
River.

Reservoirs at headwaters of the Mississippi River, and Mississippi River between Brainerd and Grand Rapids, Minnesota: Continuing improvement and for maintenance, two hundred and fifty thousand dollars, of which amount ten thousand dollars may be expended between Brainerd and Grand Rapids. The amount herein appropriated, except as above provided, and the unexpended balance of former appropriations shall be expended as follows: For the necessary renewal and repair of Winnibigoshish, Leech Lake, and Pokegama Falls reservoirs; in making a further investigation, including an examination and survey, of the Pine River and Sandy Lake reservoirs, with a view to determining whether or not it is advisable to renew and repair said reservoirs; in making a further investigation, in the discretion of the Secretary of War, which shall include an examination and survey of Willow River in Aitkin County, to determine the causes of and the means of preventing excessive floods in the river between the Government dam at Sandy Lake and Brainerd, and the effect thereof on navigation; in making full and accurate surveys of the flowage lines of Winnibigoshish, Leech Lake, Pokegama Falls, Sandy Lake, and Pine River reservoirs, and in permanently marking such lines on the ground; not to exceed seventy-five thousand dollars for the purchase of the lands or easements therein which are necessarily subject to overflow by reason of the legitimate operation of said reservoirs when completed.

Distribution
of appropriation.

Mississippi
River.
St. Paul to
Minneapolis.

Improving the Mississippi River between the Chicago, Saint Paul, Minneapolis and Omaha Railroad bridge at Saint Paul, and the Washington Avenue bridge at Minneapolis: The Secretary of War is authorized and directed to continue the work of improving the Mississippi River between the Chicago, Saint Paul, Minneapolis and Omaha Railroad bridge at Saint Paul, and the Washington Avenue bridge at Minneapolis, in accordance with the plans now approved and such modifications in detail as may be deemed desirable by the Secretary of War: *Provided,* That the expenditure shall not exceed the present limit of cost until further estimate shall have been submitted and the present limit of cost extended by law.

Proviso.
Limit of
cost.

Improving the Mississippi River from the mouth of the Missouri River to Saint Paul, Minnesota: Continuing improvement, four hundred thousand dollars: *Provided*, That on and after the passage of this Act additional contracts may be entered into by the Secretary of War for such materials and work as may be necessary to carry on continuously the systematic improvement of the Mississippi River between the points mentioned, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate one million two hundred thousand dollars, exclusive of the amounts herein and heretofore appropriated: *And provided further*, That the amount to be expended upon the improvement of said river between the points mentioned shall be limited to four hundred thousand dollars per year for four years; and of the amount herein appropriated for said portion of said river there shall be expended the sum of twenty thousand dollars, or so much thereof as may be necessary, for the improvement of Quincy Bay and for removing the sand bar at the steamboat landing at Quincy, Illinois; and the further sum of ten thousand dollars for the maintenance, repair, and riprapping of the natural and artificial banks along the eastern shore of the Mississippi River from Warsaw, Illinois, to Quincy, Illinois, so far as the same will subserve the maintenance of the navigable channel of the river, and the further sum of fifteen thousand dollars, or so much thereof as may be necessary, for dredging the channel and harbor and removing sand bars at Hannibal, Missouri, and the further sum of ten thousand dollars, or so much thereof as may be necessary, for the improvement of the harbor at Muscatine, Iowa, and the further sum of fourteen thousand dollars, or so much thereof as may be necessary, for the construction of a harbor of refuge on the east shore of Lake Pepin, in the Mississippi River, according to the project reported October twenty-seventh, eighteen hundred and ninety-one, and the further sum of one thousand five hundred dollars for removing the bar in the Mississippi River at the mouth of Fountain City Bay at the foot of North street, Fountain City, Wisconsin. The ten thousand dollars heretofore appropriated by the sundry civil Act of March third, eighteen hundred and ninety-nine, for the improvement of the Mississippi River at Davenport, Iowa, with the further sum of five thousand dollars to be taken from amounts appropriated in this paragraph, shall be applied for the construction of a harbor of refuge from ice at a point at or below the said city of Davenport, and other necessary improvements of said harbor. Hamburg Bay is hereby included in and made a part of the general project for the improvement of the Mississippi River.

From mouth
of the Missouri
to St. Paul,
Minn.
Provisos
Contract.

Limit of
cost.

Quincy Bay,
Ill.

Warsaw to
Quincy, Ill.

Hannibal,
Mo.

Muscatine,
Iowa.

Lake Pepin.

Fountain
City, Wis.

Davenport,
Iowa.
Vol. 30, p.
1107.
Ante, p. 841.

Hamburg
Bay.

Des Moines
Rapids.
Locks and
dams.

The Secretary of War shall cause an examination to be made of the Mississippi River at the foot of the Des Moines Rapids, near Keokuk, Iowa, to determine whether

a dam constructed at the foot of said rapids would be a benefit or impediment to the navigation of said river. He shall also cause an examination to be made of the locks of the Des Moines Rapids Canal to determine the necessity for and cost of enlarging such locks.

From mouth
of the Ohio to
mouth of the
Missouri.

Provisos.
Contracts.

Improving the Mississippi River from the mouth of the Ohio River to and including the mouth of the Missouri River: Continuing improvement, six hundred and fifty thousand dollars: *Provided*, That on and after the passage of this Act additional contracts may be entered into by the Secretary of War for such materials and work as may be necessary to carry on continuously the systematic improvement of the Mississippi River between the points mentioned, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate one million nine hundred and fifty thousand dollars, exclusive of the amounts herein and heretofore appropriated: *And provided further*, That the amount to be expended upon the improvement of said river between the points mentioned shall be limited to six hundred and fifty thousand dollars per year for four years: *And provided further also*, That the Secretary of War is authorized to cause to be examined the materials furnished and the work and labor done since May twenty-second, nineteen hundred and one, in accordance with the method and system and under the plans of the United States engineer officer in charge, to prevent the erosion of the banks at or near Sawyers Bend, in the harbor of Saint Louis, so as to improve the channel and preserve the protection works at said point, and to ascertain the reasonable value of such materials, work, and labor so furnished and done, and out of said sum to pay for so much of the same as is in the interest of navigation, not, however, to exceed the sum of fifty thousand dollars.

Limit of
cost.

Material,
work, etc.

Harbor of
St. Louis.

Mississippi
River Com-
mission.
From Head
of Passes to
mouth of the
Ohio.
Expenses,
etc.

Improving Mississippi River from Head of the Passes to the mouth of the Ohio River, including salaries, clerical, official, traveling, and miscellaneous expenses of the Mississippi River Commission: Continuing improvement, two million two hundred thousand dollars, which shall be expended under the direction of the Secretary of War, in accordance with the plans, specifications, and recommendations of the Mississippi River Commission, as approved by the Chief of Engineers, for the general improvement of the river, for the building of levees, and for surveys, including the survey from the Head of the Passes to the headwaters of the river, in such manner as in their opinion shall best improve navigation and promote the interests of commerce at all stages of the river: *Provided*, That on and after the passage of this Act additional contracts may be entered into by the Secretary of War for such materials and work as may be necessary to carry on continuously the plans of the Mississippi River Commission, as aforesaid, to be paid for as appro-

Provisos.
Contracts.

priations may from time to time be made by law, not to exceed in the aggregate six million dollars, exclusive of the amounts herein and heretofore appropriated, which latter amount shall be expended at the rate of two million dollars per annum for three years, beginning July first, nineteen hundred and three: *Provided further*, That the money hereby appropriated and authorized to be expended, in pursuance of contracts, or otherwise, or so much thereof as may be necessary, shall be expended in the construction of suitable and necessary dredge boats and other devices and appliances, and in the maintenance and operation of the same, with a view of ultimately obtaining and maintaining a navigable channel, from Cairo down, not less than two hundred and fifty feet in width and nine feet in depth at all periods of the year, except when navigation is closed by ice: *And provided further*, That of the amounts hereby appropriated and authorized to be expended, the Mississippi River Commission may expend, in its discretion, as approved by the Chief of Engineers, during a period of two years in continuing improvements at New Orleans, Louisiana, Natchez and Vidalia, Mississippi and Louisiana; Memphis, Tennessee, including Wolf River; and the rectification of the Red and Atchafalaya rivers, Louisiana, an amount aggregating two hundred thousand dollars; and in like manner, from said amounts hereby appropriated and authorized, during a period of four years, aggregate amounts for continuing improvements as follows: At Greenville, Mississippi, fifty thousand dollars; at Helena, Arkansas, twenty thousand dollars; at Caruthersville, Missouri, twenty thousand dollars; at New Madrid, Missouri, twenty thousand dollars. And the Chief of Engineers shall have authority to temporarily remove one or more of the dredges now under the control of the Mississippi River Commission from the River below Cairo to the river from the mouth of the Ohio to and including the mouth of the Missouri, and to so operate the same as, in his judgment, will be most beneficial to the commerce of the whole river, and to expend, from the sum herein appropriated and authorized to be expended for the improvement of the river from the mouth of the Ohio to and including the mouth of the Missouri, for the maintenance and operation of such dredge or dredges from the mouth of the Ohio to and including the mouth of the Missouri, a sum not to exceed fifty thousand dollars per annum for four years.

Vol. 33, p.
452,
Post, p.
1056.
Dredge
boats, etc.

Distribution
of appropria-
tion.

New Orleans,
La.
Natchez and
Vidalia, Miss.
and La.
Memphis,
Tenn.
Red and
Atchafalaya
Rivers, La.

Greenville,
Miss.
Helena,
Ark.
Caruthers-
ville, Mo.
New Madrid.
Operation
of dredges.

Improving Missouri River at Sioux City, Iowa, and above to Stubbs Ferry, Montana: Continuing improvement, including snagging, one hundred thousand dollars, to be expended at such localities and in such amounts as the Secretary of War shall determine.

Missouri
River.
Sioux City,
Iowa, to
Stubbs Ferry,
Mont.

Improving the Missouri River from Sioux City, Iowa, to the mouth of the river: Continuing improvement, one hundred and seventy-five thousand dollars, said sum to be

Sioux City
to mouth of
river.

expended in such manner and at such localities as the Secretary of War may direct; and the Secretary of War shall cause an examination to be made of said portion of said river with a view to ascertaining whether navigation can be obtained at a reasonable cost by dredging and the removal of obstacles; also at and near Hermann, West Glasgow, Wilhites Bend, Lexington and Saint Joseph, with a view to ascertaining what improvements in these localities, if any, are necessary for navigation: *Provided*, That this examination shall not be construed to prevent any improvements which might otherwise be made at the localities named in this provision; and such dikes, or other construction, as may be necessary to protect public or private property, may be located in said stream and upon the banks thereof by abutting owners and municipalities, provided they do not interfere with the proper navigation of said river, and provided further, that the same are approved by the Government engineer having the improvement of said river in charge.

Hermann,
West Glasgow,
etc.

Proviso.

Dikes, etc.

Missouri
River Com-
mission.
Abolished.
Vol. 23, p.
144.
Ante, p. 410.

Effect.
Report of
Commission.

Transfer of
vessels, etc.

So much of the Act entitled "An Act making appropriations for the construction, repair, and preservation of certain public works on rivers and harbors, and for other purposes," approved July fifth, eighteen hundred and eighty-four, as provides for the creation of a commission to be called the Missouri River Commission, and prescribes the manner of appointment, the compensation, the powers, the duties, the expenditures, and the reports thereof, be, and the same is hereby, repealed, said repeal to take effect from and after June thirtieth, nineteen hundred and two. And said Commission shall prepare and submit through the Chief of Engineers to the Secretary of War, to be by him transmitted to Congress, a full and detailed report of all their proceedings and actions since the date of their last report, and of all such plans and systems of work as may now be devised and in progress and carried out by them, and of all such additional plans and systems of work as may be devised and matured by them, with full and detailed estimates of the cost thereof, and statements of all expenditures made by them, and shall on said thirtieth day of June, nineteen hundred and two, transfer to and place under the control of the Secretary of War, or such engineer officers as he may designate, all such vessels, barges, machinery, and instruments, and such other plant or property as pertains to the improvement of the Missouri River at and below Sioux City, or of the Gasconade and Osage rivers, in the State of Missouri. And the Secretary of War shall, after said thirtieth day of June, nineteen hundred and two, superintend and control all property theretofore under the control of said Commission, and all works theretofore under their supervision, and shall expend for the purposes for which they were appropriated all appropriations made herein, and all unexpended balances of appropriations heretofore made for the improvement of said rivers,

which shall remain on hand on the said thirtieth day of June, nineteen hundred and two, and all appropriations which may hereafter be made for said rivers, or so much thereof as may be necessary.

Improving Gasconade River, Missouri: Continuing improvement and for maintenance, ten thousand dollars.

Gasconade River, Mo.

Improving Osage River, Missouri: Continuing improvement and for maintenance, thirty thousand dollars, of which amount so much thereof as may be necessary shall be used for the completion of Lock and Dam Numbered One.

Osage River, Mo.

Saint Francis River, Missouri: For improvement of said river from Sunk Lands to Poplin, Missouri, according to the report printed on page two thousand of the Report of the Chief of Engineers for eighteen hundred and ninety-seven, ten thousand dollars.

St. Francis River, Mo.

Improving Petaluma Creek and Napa River, California: Continuing improvement and for maintenance, six thousand dollars.

Petaluma Creek and Napa River, Cal.

Improving Redwood Creek, California: Completing improvement in accordance with the report submitted in House Document Numbered Eighty-seven, Fifty-fourth Congress, second session, eight thousand four hundred dollars.

Redwood Creek, Cal.

Alviso Harbor and Slough, California: The unexpended balance remaining from the appropriations heretofore made for this project may be expended for the extension and further improvement of the channel heretofore made.

Alviso Harbor and Slough, Cal.

For the rectification of the Stockton and Mormon channels at and near the city of Stockton, California, by the construction of a canal to divert the waters of the Mormon Channel into Calaveras River, in accordance with the report submitted in House Document Numbered One hundred and fifty-two, Fifty-fifth Congress, third session, fifty thousand dollars: *Provided*, That a contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary to complete said project, not to exceed in the aggregate one hundred and seventy-five thousand dollars exclusive of the amounts herein and heretofore appropriated: *Provided further*, That the city of Stockton or the State of California shall first furnish to the United States the right of way for said canal.

Stockton and Mormon channels, Cal. Canal.

Provisions. Contracts.

Right of way.

San Joaquin River, California: Continuing improvement and for maintenance, eighteen thousand dollars.

San Joaquin River, Cal.

Improving Sacramento and Feather rivers, California: Continuing improvement and for maintenance from the head of navigation of each to the mouth of the Sacramento, twenty-five thousand dollars.

Sacramento and Feather rivers, Cal.

For carrying out the provisions of the Act of Congress providing for the restraining or impounding of mining débris in California, in accordance with the report submitted in House Document Numbered Four hundred and thirty-one, Fifty-sixth Congress, first session, one hun-

Mining débris. Vol. 27, p. 511. Ante, p. 664.

- Contracts.** dred and fifty thousand dollars in addition to the amount heretofore appropriated. And the Secretary of War, within the limit of the appropriations heretofore and now made by Congress and by the State of California, is authorized to make a contract or contracts for such work and materials as may be necessary to carry out and complete the project, and may, out of said appropriations, purchase a site or sites in accordance with said project:
- Provisos.** *Provided*, That before entering on said work or making said contract, the Secretary of War shall be satisfied that the State of California has appropriated for the prosecution of said project the sum of four hundred thousand dollars: *Provided further*, That contracts for the purchase of sites or for work and materials shall provide specifically that only one-half the compensation agreed to be paid shall be paid by the United States, and that the contractor or contractors shall look to the State of California for the remainder of the agreed compensation: *And provided further*, That if the work be done by the United States without contract, one-half the cost thereof shall be paid by the State of California, as the work progresses, upon estimates to be submitted from time to time by the Chief of Engineers.
- State appropriation.**
- Purchase of sites.**
- Division of cost.**
- Columbia River. Gauging waters, etc., of.**
Lower Willamette and Columbia Rivers below Portland, Oreg.
 For gauging waters of the Columbia River, measuring tidal and river volumes, one thousand dollars.
- Willamette and Yamhill Rivers, Oreg.**
 Improving the Lower Willamette and Columbia rivers below Portland, Oregon: Continuing improvement in accordance with the approved project, two hundred and twenty-five thousand dollars, of which amount one hundred and seventy-five thousand dollars may be used, in the discretion of the Secretary of War, for the construction or purchase of a dredge to be used in said rivers.
- Long Tom River, Oreg. Coquille River, Oreg.**
 Improving Willamette River above Portland, and Yamhill River, Oregon: Continuing improvement and for maintenance, sixty-eight thousand dollars, of which amount so much thereof as may be necessary may, if required in the interest of navigation, be used in revetting the banks of the Willamette River near Independence and above Corvallis, Oregon; and five hundred dollars, or so much thereof as may be necessary, for maintenance of the Long Tom River, Oregon.
- Coos River, Oreg.**
 Improving Coquille River, Oregon, from Coquille City to its mouth: Continuing improvement, thirty thousand dollars.
- Mouth of the Columbia River.**
 Improving Coos River, Oregon: For maintenance, two thousand dollars.
- Provisos.**
Contracts.
 Improving the mouth of Columbia River, Oregon and Washington: Continuing improvement in accordance with the latest approved project and such modification thereof as may be approved by the Secretary of War, five hundred thousand dollars: *Provided*, That a contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary to prosecute the approved and modified project, to be paid for as

appropriations may from time to time be made by law, not to exceed in the aggregate one million dollars, exclusive of the amounts herein and heretofore appropriated: *Provided further*, That such modifications shall not cause the total cost of the work to exceed that of the latest approved project.

Modifica-
tions.

Improving Columbia River at The Cascades, Oregon: Continuing improvement, thirty thousand dollars: *Provided*, That so much thereof as may be necessary may be used in the removal of the obstructive rock in the rapids of the Columbia River, near the Cascade Locks.

Columbia
River at the
Cascades, Oreg.
Proviso.

Removal of
rocks.

Improving Upper Columbia and Snake rivers, Oregon and Washington: Continuing improvement and for maintenance, forty thousand two hundred and fifty dollars. The unexpended balance of the appropriation heretofore made for the improvement of the Clearwater River, Idaho, is hereby made available for the improvement of the above-named rivers. Of the several sums herein provided for, twenty-eight thousand dollars, or so much thereof as may be necessary, may be expended in completing the improvement and for maintenance of the Snake River between Riparia and Lewiston, in accordance with the project recommended in House Document Numbered One hundred and twenty-seven, Fifty-sixth Congress, second session, and twenty-five thousand dollars, or so much thereof as may be necessary, may be expended in the improvement of the Snake River between Lewiston and Pittsburg Landing.

Upper Co-
lumbia and
Snake rivers,
Oreg. and
Wash.

Improving the Columbia River between the foot of The Dalles Rapids and the head of Celilo Falls, Oregon and Washington, by means of canals and the improvement of the channel of the river, in accordance with the report submitted in House Document Numbered Two hundred and twenty-eight, Fifty-sixth Congress, second session: The unexpended balance heretofore appropriated for the purpose of procuring a right of way and commencing the construction of a boat railway at said point is hereby authorized to be used for procuring a right of way and commencing the construction of said canals and commencing the other improvements contemplated as a part of said project: *Provided*, That a contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary to prosecute said improvement, in accordance with the plan approved by the Chief of Engineers, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate one hundred thousand dollars, exclusive of the amounts herein and heretofore appropriated, said contract or contracts to be made for such work and materials as will materially forward and advance the completion of said project: *Provided*, That before entering upon the work herein contemplated an examination shall be made by a board of engineers with a view to modifying such project in such a way as to

The Dalles
Rapids to Ce-
lilo Falls,
Oreg. and
Wash.

Right of
way, etc.

Provisos.
Contracts.

Board to ex-
amine, etc.

diminish the cost thereof, and if said proposed improvement can be so modified, then said work shall be prosecuted under such modified project; otherwise the same shall be prosecuted under the existing project as set forth in the report above referred to.

Mouth of
Willamette to
Vancouver,
Wash.

Improving the Columbia River between the mouth of the Willamette River and the city of Vancouver, Washington: Continuing improvement, two thousand dollars.

Siuslaw
River, Oreg.
Reëxamina-
tion and sur-
vey.

Improving mouth of Siuslaw River, Oregon: Continuing improvement, thirty-five thousand dollars, and the Secretary of War is authorized and directed to cause to be made a reëxamination and survey of said river at its mouth, and at the shoals at or near Florence, with a view to the adoption of a project for the improvement of said river which will provide for its commerce at a less cost than the existing project.

Cowlitz and
Lewis rivers,
Wash.

Improving Cowlitz and Lewis rivers, including the North Fork of the Lewis River, Washington: Continuing improvement and for maintenance, nine thousand five hundred dollars.

North and
Nasel rivers.

Willapa River and Harbor: The balance on hand to the credit of this improvement may, in the discretion of the Secretary of War, be expended in snagging and otherwise improving the North and Nasal rivers.

Puget Sound,
etc., Wash.

Improving Puget Sound and its tributary waters, Washington: Continuing improvement and for maintenance, thirty-five thousand dollars, of which amount fifteen thousand dollars, or so much thereof as may be necessary, may, in the discretion of the Secretary of War, be expended in removing the log jam in Nooksack River, and the Secretary of War may modify the existing plans for removing the said log jam, or, in his discretion, a channel may be cut from a point at or near the head of said jam to Bellingham Bay: *Provided*, That proper title to the lands necessary for said cut be given to the United States to the satisfaction of the Secretary of War: *And provided further*, That the cost of cutting said channel or removing said log jam shall not exceed said sum of fifteen thousand dollars.

Removal of
log jam in
Nooksack river.

Provisos.
Title.

Limit of
cost.

Swinomish
Slough, Wash.

Improving Swinomish Slough, Washington: Continuing improvement, thirty thousand dollars.

Okanogan
and Pend
Oreille rivers,
Wash.

Improving the Okanogan and Pend Oreille rivers, Washington, twenty-two thousand five hundred dollars, of which amount so much as may be necessary shall be used for completing the improvement of the Okanogan, and the remainder for continuing improvement and for maintenance of the improvement of the Pend Oreille.

Emergencies
appropriation.

For emergencies: To provide for the restoration of channels, or river and harbor improvements heretofore established or made by the Government, or herein provided for, where by reason of emergency occurring after the passage of this Act the usual depth of such channels or customary use of such improvement can not be maintained and there is no sufficient fund available for such

restoration, two hundred thousand dollars. The amount herein provided shall be allotted by the Secretary of War: *Provided*, That in no case shall such allotment be made unless recommended by the local engineer having such channel or improvement in charge, and by the Chief of Engineers, respectively: *Provided further*, That for no single channel or improvement shall a sum greater than ten thousand dollars be allotted, and in spending any such allotment advertising for bids may be dispensed with on the recommendation of the local engineer.

Allotment by Secretary of War.

Provisos. Recommendation by local engineer.

Limit of allotment.

Any person or persons, corporations, municipal or private, who desire to improve any navigable river, or any part thereof, at their or its own expense and risk may do so upon the approval of the plans and specifications of said proposed improvement by the Secretary of War and Chief of Engineers of the Army. The plan of said improvement must conform with the general plan of the Government improvements, must not impede navigation, and no toll shall be imposed on account thereof, and said improvement shall at all times be under the control and supervision of the Secretary of War and Chief of Engineers.

Navigable river improvements by corporations, etc. Plans to be approved by Secretary of War, etc.

The depth of water in tidal waters whenever referred to in this Act shall be understood to mean the depth at mean low water unless otherwise expressed.

Tidal water depth.

Appropriations made for the respective works herein named, or so much thereof as may be necessary, may, in the discretion of the Secretary of War, be used for maintenance and for the repair and restoration of said works whenever from any cause they have become seriously impaired as well as for the further improvement of said works.

Use of appropriations.

Surveys and examinations provided for in this section shall, unless otherwise expressed, be paid for from the appropriations made for the respective improvements or projects to which they pertain, or in connection with which they are mentioned.

Surveys and examinations.

All works of improvement heretofore or herein authorized to be prosecuted or completed under contracts may, in the discretion of the Secretary of War, be carried on by contract or otherwise, as may be most economical or advantageous to the Government.

Contracts, etc.

Where separate works or items are consolidated in this Act the amounts herein appropriated shall be expended in securing maintenance and improvement according to the respective projects herein or heretofore adopted by Congress, after giving due regard to the respective needs of each and considering the necessities of traffic. The allotments to the respective works herein consolidated shall be made by the Secretary of War upon recommendations by the Chief of Engineers. Any balances now remaining to the credit of the consolidated items in this bill shall be carried to the credit of the respective

Allotments.

Use of balances credited to consolidated items.

aggregate amounts appropriated for the consolidated items herein contained.

Combining contracts.

In all cases where separate appropriations are made for works in this bill if money can be more advantageously expended by combining under one contract two or more of such works, such combinations are authorized and shall be made.

Preliminary examinations, etc.
Appropriation.
Vol. 33, p. 310.
Post, p. 1053.

SEC. 2. For preliminary examinations and surveys (other than those mentioned in section one), contingencies, expenses connected with inspection of bridges, the service of notice required in such cases, the examination of bridge sites and reports thereon, and for incidental repairs for which there is no special appropriation for rivers and harbors, three hundred thousand dollars: *Provided*, That no preliminary examination, survey, project, or estimate for new works other than those designated in this or some prior Act or resolution shall be made: *Provided further*, That after the regular or formal reports made as required by law on any examination, survey, project, or work under way or proposed, are submitted no supplemental or additional report or estimate shall be made unless ordered by a concurrent resolution of Congress. The Government shall not be deemed to have entered upon any project for the improvement of any waterway or harbor mentioned in this Act until funds for the commencement of the proposed work shall have been actually appropriated by law.

Provisos.

New works.

Supplemental reports.

Board of Engineers for Rivers and Harbors to consider surveys, etc.
Duties.
Vol. 32, p. 376.
Post, p. 1011.

SEC. 3. That there shall be organized in the Office of the Chief of Engineers, United States Army, by detail from time to time from the Corps of Engineers, a board of five engineer officers, whose duties shall be fixed by the Chief of Engineers, and to whom shall be referred for consideration and recommendation, in addition to any other duties assigned, so far as in the opinion of the Chief of Engineers may be necessary, all reports upon examinations and surveys provided for by Congress, and all projects or changes in projects for works of river and harbor improvement heretofore or hereafter provided for. And the board shall submit to the Chief of Engineers recommendations as to the desirability of commencing or continuing any and all improvements upon which reports are required. And in the consideration of such works and projects the board shall have in view the amount and character of commerce existing or reasonably prospective which will be benefited by the improvement, and the relation of the ultimate cost of such work, both as to cost of construction and maintenance, to the public commercial interests involved, and the public necessity for the work and propriety of its construction, continuance, or maintenance at the expense of the United States. And such consideration shall be given as time permits to such works as have heretofore been provided for by Congress, the same as in the case of new works proposed. The board

shall, when it considers the same necessary, and with the sanction and under orders from the Chief of Engineers, make, as a board or through its members, personal examinations of localities. And all facts, information, and arguments which are presented to the board for its consideration in connection with any matter referred to it by the Chief of Engineers shall be reduced to and submitted in writing, and made a part of the records of the Office of the Chief of Engineers. It shall further be the duty of said board, upon a request transmitted to the Chief of Engineers by the Committee on Rivers and Harbors of the House of Representatives, or the Committee on Commerce of the Senate, in the same manner to examine and report through the Chief of Engineers upon any projects heretofore adopted by the Government or upon which appropriations have been made, and report upon the desirability of continuing the same or upon any modifications thereof which may be deemed desirable.

The board shall have authority, with the approval of the Chief of Engineers, to rent quarters, if necessary, for the proper transaction of its business, and to employ such civil employees as may, in the opinion of the Chief of Engineers, be required for properly transacting the business assigned to it, and the necessary expenses of the board shall be paid from allotments made by the Chief of Engineers from any appropriations made by Congress for the work or works to which the duties of the board pertain.

Rent, etc.

Sec. 4. That the President of the United States is hereby requested to invite the Government of Great Britain to join in the formation of an international commission, to be composed of three members from the United States and three who shall represent the interests of the Dominion of Canada, whose duty it shall be to investigate and report upon the conditions and uses of the waters adjacent to the boundary lines between the United States and Canada, including all of the waters of the lakes and rivers whose natural outlet is by the River Saint Lawrence to the Atlantic Ocean; also upon the maintenance and regulation of suitable levels; and also upon the effect upon the shores of these waters and the structures thereon, and upon the interests of navigation, by reason of the diversion of these waters from or change in their natural flow; and, further, to report upon the necessary measures to regulate such diversion, and to make such recommendations for improvements and regulations as shall best subserve the interests of navigation in said waters. The said commissioners shall report upon the advisability of locating a dam at the outlet of Lake Erie, with a view to determining whether such dam will benefit navigation, and if such structure is deemed advisable, shall make recommendations to their respective Governments looking to an agreement or treaty which shall

International Waterways Commission proposed. Vol. 32, p. 362.

Ante, p. 992.

Duties. Investigation of waters adjacent to United States and Canada boundary.

Dam at outlet of Lake Erie.

United States
members of
Commission.

provide for the construction of the same, and they shall make an estimate of the probable cost thereof. The President, in selecting the three members of said Commission who shall represent the United States, is authorized to appoint one officer of the Corps of Engineers of the United States Army, one civil engineer well versed in the hydraulics of the Great Lakes, and one lawyer of experience in questions of international and riparian law, and said Commission shall be authorized to employ such persons as it may deem needful in the performance of the duties hereby imposed; and for the purpose of paying the expenses and salaries of said Commission the Secretary of War is authorized to expend from the amounts heretofore appropriated for the Saint Marys River at the Falls, the sum of twenty thousand dollars, or so much thereof as may be necessary to pay that portion of the expenses of said Commission chargeable to the United States.

Assistants.

Expenses
and salaries.
Vol. 32, p.
362,
Ante, p. 992.

Unservice-
able property
may be sold.

SEC. 5. That when any land or other property which has been heretofore or may be hereafter purchased or acquired for the improvement of rivers and harbors is no longer needed, or is no longer serviceable, it may be sold in such manner as the Secretary of War may direct, and the proceeds credited to the appropriation for the work for which it was purchased or acquired; and the Secretary of War may direct the transfer of any property employed in river and harbor works, and in such event the property so transferred shall be valued and credited to the project upon which it was theretofore used and charged to the project to which it shall be transferred. The Secretary may also direct a temporary transfer of any property employed in the improvement of rivers and harbors whenever, in his judgment, such transfer would secure efficient or economical results, and such adjustment in the way of charges and credits shall be made between the projects affected as may be equitable.

Transfer of
property.

Enforcing
rules for navi-
gable waters.
Vol. 23, p.
147; vol. 28,
p. 362; vol.
32, p. 374.
Ante, pp.
416, 711;
post, p. 1009.
Proceedings.
Vol. 30, p.
1153.
Ante, p. 890.

SEC. 6. That any regulations heretofore or hereafter prescribed by the Secretary of War in pursuance of the fourth and fifth sections of the river and harbor Act of August eighteenth, eighteen hundred and ninety-four, and any regulations hereafter prescribed in pursuance of the aforesaid section four as amended by section eleven of this Act, may be enforced as provided in section seventeen of the river and harbor act of March third, eighteen hundred and ninety-nine, the provisions whereof are hereby made applicable to the said regulations.

Repeat of
provisions in
former acts.

SEC. 7. That the provisions of river and harbor Acts heretofore passed providing for the prosecution of work upon the following projects are hereby repealed, and any amounts heretofore appropriated for any of the same now remaining unexpended shall be paid into the Treasury of the United States, to wit:

Pensaukee.
New River.

Pensaukee Harbor, Wisconsin;
New River, Virginia and West Virginia;

Wolf Lake, Indiana;
Chippewa River, Wisconsin;
Yellowstone River, Montana and North Dakota.

Wolf Lake.
Chippewa
River.
Yellowstone
River.
Ohio River,
Pa.

Sec. 8. That the Act of Congress approved June twelfth, eighteen hundred and seventy-six, entitled "An Act authorizing the residents and property owners of Neville Township, county of Allegheny and State of Pennsylvania, to close the channel of the Ohio River on the south side of Neville Island by the construction of an embankment or causeway from the head of said island to the southern shore of said river," is hereby repealed.

Act closing
channel at
Neville Island,
repealed.
Vol. 19, p.
58.
Ante, p. 253.

Sec. 9. That section six of the river and harbor Act of August eleventh, eighteen hundred and eighty-eight, is hereby amended so as to read as follows: "That for the purpose of securing the uninterrupted gauging of the waters of the Mississippi River and its tributaries, as provided for in joint resolution of the twenty-first of February, eighteen hundred and seventy-one, upon the application of the Chief of Engineers, the Secretary of War is hereby authorized to draw his warrant or requisition, from time to time, upon the Secretary of the Treasury for such sums as may be necessary to do such work, not to exceed in the aggregate for each year the sum of nine thousand six hundred dollars: *Provided, however*, That an itemized statement of said expenses shall accompany the annual report of the Chief of Engineers."

Gauging wa-
ters of Missis-
sippi River.
Vol. 25, pp.
420, 421, 423,
amended.
Ante, pp.
510, 512, 516.
Permanent
appropriation.
Vol. 16, p.
598.
Ante, p. 189.

Proviso.
Expenses.

Sec. 10. That the provisions of section nine of the river and harbor Act of March third, eighteen hundred and ninety-nine, are hereby made applicable alike to the completed and uncompleted portions of the Illinois and Mississippi Canal. Whenever the Secretary of War shall approve plans for a bridge to be built across said canal he may, in his discretion, and subject to such terms and conditions as in his judgment are equitable, expedient, and just to the public, grant to the person or corporation building and owning such bridge a right of way across the lands of the United States on either side of and adjacent to the said canal; also the privilege of occupying so much of said lands as may be necessary for the piers, abutments, and other portions of the bridge structure and approaches.

Illinois and
Mississippi Ca-
nal.
Vol. 30, p.
1151.
Ante, p. 886.
Construction
of bridges
over.
Right of
way.

Piers, etc.

Sec. 11. That section four of the river and harbor Act of August eighteenth, eighteen hundred and ninety-four, be, and is hereby, amended so as to read as follows:

Regulations
of harbors,
etc.

"Sec. 4. That it shall be the duty of the Secretary of War to prescribe such rules and regulations for the use, administration, and navigation of any or all canals and similar works of navigation that now are, or that hereafter may be, owned, operated, or maintained by the United States as in his judgment the public necessity may require; and he is also authorized to prescribe regulations to govern the speed and movement of vessels and other water craft in any public navigable channel which has

Use of
canals, etc., to
be regulated
by Secretary
of War.
Vols. 23, p.
148; 25, p.
497; 26, p.
465; 28, p.
362; 32, p.
374.
Ante, pp.
416, 533, 585,
711, 1008.
Speed, etc.,
of vessels.

been improved under authority of Congress, whenever, in his judgment, such regulations are necessary to protect such improved channels from injury, or to prevent interference with the operations of the United States in improving navigable waters or injury to any plant that may be employed in such operations. Such rules and regulations shall be posted, in conspicuous and appropriate places, for the information of the public; and every person and every corporation which shall violate such rules and regulations shall be deemed guilty of a misdemeanor and, on conviction thereof in any district court of the United States within whose territorial jurisdiction such offense may have been committed, shall be punished by a fine not exceeding five hundred dollars, or by imprisonment (in the case of a natural person) not exceeding six months, in the discretion of the court."

Posting of rules.

Punishment for violation.

Harbor lines, etc.
Vol. 30, p. 1155, amended.
Ante, p. 893.
Repeal.

Provisos.
Prior actions excepted.

Law prohibiting injurious deposits in New York Harbor not affected.

Vol. 25, p. 209.
Ante, p. 481.
Vol. 28, p. 360.
Ante, p. 709.

Laws relating to rivers and harbors to be printed.

Distribution.
Vol. 33, p. 1280.

Printing of index of reports of Chief of Engineers. Compilation of surveys, projects, appropriations, etc.

SEC. 12. That the last paragraph of section twenty of the river and harbor Act of March third, eighteen hundred and ninety-nine, is hereby amended to read as follows:

"That all laws or parts of laws inconsistent with the foregoing sections nine to twenty, inclusive, of this Act are hereby repealed: *Provided*, That no action begun or right of action accrued prior to the passage of this Act shall be affected by this repeal: *Provided further*, That nothing contained in the said foregoing sections shall be construed as repealing, modifying, or in any manner affecting the provisions of an Act of Congress approved June twenty-ninth, eighteen hundred and eighty-eight, entitled 'An Act to prevent obstructive and injurious deposits within the harbor and adjacent waters of New York City, by dumping or otherwise, and to punish and prevent such offenses,' as amended by section three of the river and harbor Act of August eighteenth, eighteen hundred and ninety four."

SEC. 13. That there shall be printed three thousand copies of the laws of the United States relating to the improvement of rivers and harbors passed until and including the laws of the first session of the Fifty-seventh Congress [a], of which six hundred copies shall be for the use of the Senate, fourteen hundred for the use of the House, and one thousand copies for the use of the War Department. Said compilation shall be printed under the direction of the Secretary of War.

There shall also be printed one thousand copies of an index to the reports of the Chief of Engineers, United States Army, from eighteen hundred and sixty-six to nineteen hundred, inclusive [b]. The Secretary of War is

^a Amended by joint resolution of Congress approved Feb. 1, 1905, and river and harbor act approved Mar. 2, 1907, to include all such laws passed until and including the second session of the Fifty-ninth Congress. The laws referred to are embodied in this compilation.

^b This compilation is printed as House Document No. 439, Fifty-seventh Congress, second session, and as War Department Document No. 165.

also authorized and directed to cause to be made and transmitted to the Fifty-seventh Congress at its second session a compilation [^a] of preliminary examinations and surveys heretofore made. Also of all projects now under construction or maintenance, and the total amounts appropriated heretofore for the improvement and the maintenance of the rivers and harbors, and the amounts for each specific project, the said compilation to be similar in form and subject-matter to that which was prepared in accordance with section six of the river and harbor Act of June third, eighteen hundred and ninety-six, and said compilation shall include all information available on the subjects enumerated on the thirtieth of June, nineteen hundred and two. The Secretary of War, is authorized and directed to ascertain, so far as practicable, and report [^b] to Congress, all cases in which improvements on navigable waters of the United States have been or are being undertaken by municipalities, private corporations, or individuals, either alone or in conjunction with the Government, and information shall be furnished in such report relating to all cases of improvement of harbors and rivers by the United States in connection with which, the work of improvement, under approved projects, has included or will include inner harbors, or portions of rivers or inlets within shore lines or corporate city limits, or channels adjacent to wharves.

Vol. 29, p.
235.
Ante, p. 791.

Improvement
of navigable
waters by pri-
vate parties,
etc.
Report by
Secretary of
War.

SEC. 14. That the Secretary of War is hereby directed to cause preliminary examinations or surveys to be made at the localities named in this section as hereinafter provided. In all cases, unless a survey or estimate is herein expressly directed, a preliminary examination shall first be made, which shall embrace information concerning the commercial importance, present and prospective, of the river and harbor mentioned, and a report as to the advisability of its improvement. Whenever such preliminary examination has been made, in case such improvement is not deemed advisable, no survey thereof or estimate therefor shall be made without the direction of Congress; but in case the report shall be to the effect that such river or harbor is worthy of improvement, the Secretary of War is hereby directed, at his discretion, to cause surveys to be made and the cost of improving such river or harbor to be estimated and to be reported to Congress: *Provided*, That in all cases preliminary examinations, as well as surveys, provided for in this Act shall be examined and reviewed by the board provided for in section three of this Act, to wit:

Preliminary
examinations,
etc., author-
ized.

Proviso.
Board of En-
gineers for
Rivers and
Harbors.
Vol. 32, p. 372.
Ante, p. 1006.

^a This compilation is printed as House Document No. 421, Fifty-seventh Congress, second session. It supersedes the similar compilation required by section 6 of the river and harbor act of June 3, 1896, and printed as House Document No. 482, Fifty-fifth Congress, second session.

^b The report on this item is printed in the Annual Report of the Chief of Engineers for 1902, part 4, p. 2567 et seq.

Alabama.

ALABAMA.

Fish River.

Alaska.

ALASKA.

Wrangell Narrows, with a view to providing a safe and adequate channel.

Arizona and California.

ARIZONA AND CALIFORNIA.

Colorado River, from Yuma to Mexican boundary line.

Arkansas.

ARKANSAS.

Little Red River, from its mouth to and including the Government quarries at Bee Rock.

Arkansas and Texas.

ARKANSAS AND TEXAS.

Red River, from Fulton, Arkansas, to Denison, Texas, to determine whether the river can be made navigable by the removal of obstructions to navigation, and the cost thereof.

California.

CALIFORNIA.

Santa Cruz Bay, with a view to increasing the harbor facilities therein.

Napa River, with a view to straightening the channel in the portion above Mare Island Navy-Yard.

Belvedere Harbor in San Francisco Bay.

Connecticut.

CONNECTICUT.

Tomac Harbor.

Channel from New Haven Harbor via Oyster Point to Kimberly avenue bridge on West River.

Delaware.

DELAWARE.

Delaware Bay, Harbor of Refuge, with a view to ascertaining what further protection is necessary, if any.

Florida.

FLORIDA.

Manatee River, from mouth to Ellenton, thence to Rye. Estero River.

The two entrances to Saint Andrews Bay, with a view to securing a twenty-one foot channel through one of said entrances and across the bulkhead into said bay up to the town of Saint Andrews Bay.

Gasparilla Sound and Lemon Bay, including cut-off.

Charlotte Harbor, with a view to extending the twelve-foot channel to the railroad wharf at Punta Gorda and along the dock line in front of said town.

Hillsboro Bay, with a view to determining such extension and increase of channel depth as will accommodate present and prospective commerce, with turning basin.

Blackwater and Upper East bays, and Blackwater River, from Milton to the mouth.

Key West Harbor, with a view of determining the desirability and feasibility of securing a channel thirty feet in depth and four hundred feet in width through the ship-channel entrance into the harbor of Key West, and of said depth and two thousand five hundred feet in width and one mile in length in said harbor.

GEORGIA.

Georgia.

Oconee River, from Dublin to Skull Shoals.

Frederica River.

Skiddaway Narrows: A survey and an estimate of the cost of improving Skiddaway Narrows, connecting Isle of Hope River with Burnside River, for a channel seventy-five feet wide and six feet at mean low water.

Club and Plantation creeks with a view to providing an inside water route from the Altamaha River into the port of Brunswick.

ILLINOIS.

Illinois.

Mississippi River at Moline, with a view to the construction of a lock.

Rock River, from the mouth to Rockford.

Ohio River, channels at or near Elizabethtown.

Quincy Harbor and Bay.

Harbor at Mound City, on the Illinois side of the Ohio River, with a view to ascertaining whether or not work at that point is necessary in the interest of navigation for the preservation and improvement of said harbor.

Ohio River from Mound City, Illinois, to Cairo, Illinois, with a view to ascertaining what improvement, if any, is desirable for the protection of the banks and levees on the Illinois side in the interest of navigation.

The east bank of the Mississippi River from the city of Quincy to Sny Levee, with a view to improving navigation by preventing the water from overflowing the natural and artificial banks along that part of the river, and deepening the channel.

INDIANA AND KENTUCKY.

Indiana and
Kentucky.

Ohio River, below the mouth of Green River, with a view to the construction of a movable dam, so as to make a harbor at Henderson, Kentucky, and Evansville, Indiana, and to give a depth of six feet on the lower miter sill on Lock Numbered One, Green River.

Ohio River, at the head of the Falls at Louisville, with a view to the enlargement of the present dam or the construction of a new one.

Sand Island, in the Ohio River, with a view to ascertaining the desirability of acquiring a sufficient portion thereof for the mooring of boats or barges and the making up of tows passing through the Louisville and Portland Canal.

Kansas.

KANSAS.

Kaw [Kansas] River, at or near its mouth.

Kentucky.

KENTUCKY.

Tradewater River.

Salt River, from its mouth to Shepherdsville.

Mississippi River in front of Wickliffe, Kentucky, with a view to ascertaining what improvement is necessary to preserve the harbor and facilitate navigation; such examination to be made by the Mississippi River Commission.

Ogder Landing, on the Ohio River, with a view to ascertaining whether the construction of a wing dam is required in the interest of navigation.

Pond River.

Louisiana.

LOUISIANA.

Vol. 33, p.
588.
Post, p. 1047.

Bayou Lafourche, examination and survey [^a] for the construction of a lock and dam at the head: *Provided*, That said lock and dam shall be constructed by the Atchafalaya Basin and Lafourche Basin levee boards of the State of Louisiana, to be paid for by said boards jointly, as provided for by act numbered nine of the acts of the general assembly of the State of Louisiana of nineteen hundred. The construction of said lock and dam shall be subject to the supervision of the United States engineers, and done in accordance with plans and specifications to be furnished by said boards and approved by the Secretary of War. The work on said lock and dam may commence as soon as the said Atchafalaya Basin and Lafourche Basin levee boards shall judge proper, and the plans and specifications for said lock and dam shall have been approved by the Secretary of War, and the authority is hereby vested in said boards to construct such lock and dam. Pending the construction of said lock and dam the Secretary of War, if in his judgment the interests of the United States will not be prejudiced thereby, is authorized to grant permission to the Lafourche Basin levee board and Atchafalaya Basin levee board of Louisiana to place a temporary dam across the Bayou Lafourche at or near its junction with the Mississippi River, and to

^a This office being familiar with the circumstances attending the enactment of this paragraph into law, it was considered that the provisions thereof did not contemplate the making by the Government of the usual examination and survey, but simply required that the plans and specifications be passed upon and that the work of construction be supervised as specified. Accordingly an examination and survey in the ordinary sense were not made.

maintain said temporary dam for a period of not exceeding two years and six months from the date of this Act: *Provided*, That prior to the granting of such permission by the Secretary of War the State of Louisiana shall legally authorize said levee boards to construct such temporary dam: *Provided further*, That before beginning the construction of said dam the said levee boards shall enter into an agreement with the proper officer of the United States, with good and sufficient security, for the removal of said temporary dam at or before the expiration of the period of two years and six months aforesaid: *Provided further*, That Congress may at any time amend or repeal this law.

Bayou Tigre [°].
Bayou Grossetete.
Tangipahoa River.

MAINE.

Maine.

Ile au Haut Thoroughfare between the island of Ile au Haut and Kimballs Island, with a view to obtaining a channel twelve feet deep and thirty feet wide.

Cape Small Harbor.
York Harbor.

Damariscotta River to bridge at Damariscotta, with a view to obtaining a depth of twelve feet.

New Harbor.

Medomac River to the head of navigation.

MARYLAND.

Maryland.

Patapsco River, with a view to a deep channel from the main channel in said river to the drawbridge at the mouth of Bear Creek.

For the widening to two hundred feet and deepening to thirty feet of the present channel from the Brewerton Channel of the Patapsco River to Sparrows Point, Maryland.

MASSACHUSETTS.

Massachusetts.

Salem Harbor.
Little Harbor, Woods Hole.
Onset Harbor.
Weymouth Fore River.
Weepecket Rock [°].

MICHIGAN.

Michigan.

South Haven Harbor, with a view to obtaining eighteen feet depth of channel.

Channel in Detroit River twenty feet deep from main channel to Wyandotte.

° The report on this item had reference to the bayou of this name that has its source in Vermillion Parish and discharges into Bayou Petite Anse through a canal dug by adjoining plantation owners, and thence into Vermillion Bay.

° Lies in Buzzards Bay, off Uncatena Island.

Point Aux Barques [^a] with a view to improvement as harbor of refuge.

Gladstone Harbor, with a view to obtaining a channel eighteen feet in depth.

Ontonagon Harbor, with a view of ascertaining whether further improvements are necessary, and to what extent.

Arcadia Harbor, estimate of cost of maintaining piers and channel.

Marquette Harbor and vicinity, with a view to ascertaining whether further harbor of refuge facilities are needed, and if so, at what point.

Manistique Harbor.

Charlevoix Harbor, with a view to obtaining a channel eighteen feet in depth from Lake Michigan to Pine Lake.

Minnesota.

MINNESOTA.

Otter Tail Lake and Otter Tail River, Minnesota: Continuing survey with a view to the construction of a dam at the outlet of said lake; for the purpose of improving the navigation on the Red River of the North, Minnesota.

Red Lake and Red Lake River, Minnesota: Continuing survey with a view to the construction of a dam with locks at the outlet of said lake, for the purpose of improving the navigation of the Red River of the North and the said Red Lake River, Minnesota.

Big Stone Lake and Lake Traverse, Minnesota and South Dakota: Continuing survey with a view to constructing reservoirs therein for the improvement of the navigation of the Minnesota River.

Bay at the mouth of Split Rock River [^b], with a view to constructing a harbor therein.

Saint Louis River from the foot of the rapids to New Duluth, with a view to increasing the depth to eight feet.

Inner harbor at Lake City [^c], with a view to securing a harbor of refuge.

Grand Marais, with a view to ascertaining the necessity of making any change in or addition to the east pier.

Mississippi.

MISSISSIPPI.

Chickasahay River to Bucatunna.

Yalobusha River from Grenada to its mouth.

Tallahatchie River, from mouth of Coldwater River to Batesville.

^a Pointe Aux Barques is the extreme end of what is known as the "Thumb"—that is, the peninsula lying between Saginaw Bay and Lake Huron.

^b This bay, so called, is formed by a slight natural indentation of the shore line of Lake Superior. The harbor is known as Split Rock Harbor, a small settlement known as Split Rock being located at the river's mouth.

^c The so-called "inner harbor" is a pond situated upon the point of land that extends into Lake Pepin at Lake City.

Channel from Biloxi to Ship Island Harbor, with a view to obtaining additional depth and width.

Big Black River, from mouth to the Illinois Central Railroad bridge.

Horn Island Pass, with a view to a channel of twenty-five feet depth and suitable width.

MISSOURI.

Missouri.

Missouri Chute [^a], with a view to ascertaining whether the closing of the same is required in the interest of navigation.

NEW HAMPSHIRE.

New Hamp-
shire.

Hampton River and harbor.

NEVADA.

Nevada.

The Secretary of War shall cause a reexamination of the Colorado River to be made with a view to removing obstructions, deepening and rendering navigable the channel between El Dorado Canyon and Rioville, Nevada.

NEW JERSEY.

New Jersey.

Raritan Bay, with a view of obtaining a depth of twenty-two feet of water four hundred feet wide at mean low tide from South Amboy to tail of Great Beds.

Shrewsbury River, with a view to obtaining an eight-foot channel from its mouth to Red Bank on the north branch, and to Branchport on the south branch.

NEW YORK.

New York.

Minnisceongo River.

Catskill Creek.

Flushing Bay, with a view to repairing, completing, or removing the dike in said bay and extending the channel to Ireland [Ireland] Mills.

East Chester Creek.

Ticonderoga River.

Olcott Harbor.

Oswego Harbor, with a view to ascertaining the cost of necessary repairs to the outer breakwater.

Erie Basin [^b].

^a The report on this item had reference to the chute in the Mississippi River between Puckett Island and the Missouri shore. Puckett Island is separated from Crains Island by a very narrow bayou never containing much water except at high stages, so that the two islands together are generally spoken of as Crains Island.

^b The report on this item had reference to the basin of this name at Buffalo.

Black Rock Harbor, with a view to obtaining a suitable channel for deep-draft vessels around the rapids and shoals at the head of the Niagara River.

Sheepshead Bay.

Harlem Kills [^a] from the lower end of Harlem River to Long Island Sound.

North Carolina.

NORTH CAROLINA.

Lockwoods Folly River.

Livingston Creek.

Indian Island Slough, from Pamlico River to mouth of South River, with a view of obtaining a depth of seven, eight, and nine feet, respectively, and one hundred feet wide, or as wide as may be necessary.

Carrot Island Slough, beginning at a point opposite Middle Marshes, and thence through Carrot Island Slough and Lewis Thoroughfare to the main channel in Newport River, with a view of obtaining a navigable depth of seven, eight, nine, and ten feet at mean low water.

Waterway from Norfolk, Virginia, to Beaufort Inlet, North Carolina, with a view to the construction of a channel not less than sixteen feet in depth, upon the most advantageous route between the points named: *Provided*, That the examination and survey shall be made by a board of engineer officers detailed by the Secretary of War, and any report made shall include the probable cost of any private waterway that it may be to the interest of the United States to acquire in connection with the proposed improvement: *Provided further*, That the total expense of the examination and of any survey which may be made shall not exceed the sum of five thousand dollars.

Neuse River, from Goldsboro to Newbern, with a view to securing a depth of three feet.

New River.

Perquimans River, at and near Hertford.

Ohio.

OHIO.

Muskingum River from Zanesville to Coshocton, with a view to obtaining a navigable depth of six feet.

Huron Harbor, with a view to securing a channel with a depth of twenty feet.

Sandusky River from its mouth to Fremont.

Portage River to the Oak Harbor Bridge.

Rocky River Harbor.

Vermillion Harbor.

^a Known also as Bronx Kills.

OREGON.

Oregon.

Yamhill River, with a view to prolonging the period of navigation.

Canal and locks at Willamette Falls, Willamette River, Oregon: The Secretary of War is hereby authorized and directed to ascertain, through a board of engineers or otherwise, and report to the House, whether either the acquisition of the present canal and locks at Willamette Falls, Oregon, or a construction of new canal and locks by the United States Government and their operation for the exclusive benefit of the navigation of said river, would, by withdrawing the waters of the Willamette River from the channels in which they have been accustomed to flow or otherwise, injure in a material manner the operations of the manufacturing enterprises now in operation or contemplated at the falls of the Willamette River. Also to ascertain, through the Department of Justice or otherwise, and report to Congress, whether the Portland General Electric Light Company, of Oregon, by virtue of its ownership of certain real property at Willamette Falls, in the Willamette River, Oregon, has a legal, valid, and existing right and title, as against the United States, for the full, free, and continued use of the waters of the Willamette River for the use of the manufacturing enterprises now located on their property, whether such water is needed for navigation or not, and if so, what method would be necessary on the part of the United States Government to acquire title to such water for the purpose of navigation, and the measure of damages it must pay to such company.

Yaquina River from its mouth to Elk City.

Willamette River between the city of Portland and Oregon City.

Willamette River, opposite Albany, with a view to ascertaining whether a diversion of said stream at that point would result in injury to navigation.

Umpqua River, with a view to ascertaining whether present needs of commerce require improvement at the mouth thereof.

PENNSYLVANIA.

Pennsyl-
vania.

Susquehanna River below Northumberland.

Susquehanna River near Wilkesbarre, with a view to ascertaining the desirability of removing the two dikes constructed in said stream, and in case such removal is reported to be desirable, the Secretary of War is authorized to allow the same to be done.

Monongahela River, Locks and Dams One, Three, Four, and Five.

Beaver River, from the Ohio River to the northern end of Beaver Falls Borough, with a view to slackwater navigation.

Rhode Is-
land.

RHODE ISLAND.

Mill Cove, Wickford Harbor, extending north from the entrance to Wickford Harbor, and from the entrance of said cove on the south, northwardly for a distance of about one-half mile, with a view to determining the advisability of deepening said cove so as to furnish a depth of seven feet in the portions described or otherwise.

Newport Harbor, with a view to securing a depth of eighteen feet through the channel and its approaches eastward of Goat Island.

South Caro-
lina.

SOUTH CAROLINA.

Georgetown Harbor, with a view of obtaining a channel with a navigable depth of eighteen feet at mean low water, and a width of four hundred feet, or such width as may be necessary or practicable, from a point one mile above the limits of the city of Georgetown, in Sampit River, to the ocean entrance of Winyaw Bay, South Carolina, as far seaward as may be necessary to form a project to secure said depth.

Charleston Harbor, to ascertain the advisability of extending the jetties with a view to providing a harbor of refuge.

Port Royal Bar [^a], with a view to providing a channel twenty-five feet deep and five hundred feet wide.

Edisto River, from the mouth to the Aiken and Edgefield line.

Waccamaw River.

Beaufort River, from its mouth to Beaufort.

Black River, from its mouth to Kingstree.

Wateree River, from its mouth up to Camden. And until further action by Congress improvement on said river is suspended.

Tennessee.

TENNESSEE.

Elk River.

Big Hatchie River, from its mouth to Rialto.

Obion and Forked Deer rivers.

Hiwassee River, from the mouth of the Ocoee River to the ferry at the head of Jenkins Island.

Texas.

TEXAS.

Matagorda Bay and Lavaca Bay, with a view to securing a channel nine feet in depth and one hundred feet in width between said bays.

Saint Charles Bay, with a view to the removal of reefs which now obstruct navigation.

Ship channel from Beaumont and Orange, on the Sabine and Neches rivers, to Sabine Pass on the west side of said lake, at or near the margin of said lake, with a view

^a Situated at the outer entrance to Port Royal Sound.

to excavating a channel of a depth of nine, twelve, eighteen, and twenty-five feet, and as to the practicability and feasibility of connecting the channel proposed above with the channel or canal now known as the Port Arthur Canal, extending from Sabine Pass to Port Arthur, and as to other matters touching the construction, excavating, and desirability of the channel herein proposed which may be deemed worthy or material, and as to such other facts in connection with the construction of said canal as the Secretary of War may deem proper.

Cypress Bayou, and especially Cypress Bayou with the lakes between the city of Jefferson, Texas, and the Red River, with a view to ascertaining whether the same can be made navigable by means of a dam put below Albany Flats, and by cutting a ditch in a northeasterly direction into Red River.

The Guadalupe River from light-draft navigable water in San Antonio Bay, first to the city of Victoria, second above said city to a point whence navigation may be feasible and desirable.

The Sulphur River from its mouth to Sulphur Station, with a view to ascertaining the best and most advisable method to procure a navigable depth of four, five, and six feet.

Sabine River from its mouth to Logansport.

VIRGINIA.

Virginia.

Oyster Harbor.

Alexandria Harbor, with a view to improving the channel in Hunting Creek and across the Potomac to Maryland.

WASHINGTON.

Washington.

Duncan Rocks, Straits of Juan de Fuca, with a view to the removal of the same.

Snohomish River, between the city of Snohomish and the confluence of the Skykomish and Snoqualmie rivers, including Stretches Riffle, with a view to providing a channel of sufficient depth and width at low water to accommodate steam vessels which may reasonably be expected to navigate said waters.

The Puyallup and other waterways, not already surveyed, of the harbor of Tacoma, with a view to further harbor improvement.

Columbia River, between Vancouver and the mouth of the Willamette, with a view to ascertaining the effects of the dikes and other works between the points named.

WEST VIRGINIA.

West Virginia.

Little Kanawha River, with a view of continuing the improvement thereof to Burnsville.

Big Kanawha River from Lock Numbered Two to the Falls.

Elk River, with a view to open river navigation.
 Cheat River.
 New River at its confluence with the Greenbrier River.

Wisconsin.

WISCONSIN.

Harbor at South Milwaukee: Resurvey, with a view to the modification of the present plan of said harbor, and with a view to ascertaining the feasibility and advisability of the construction of a harbor suitable for the needs of commerce at said port, with plans and estimates of the same.

Harbor at Port Washington.

Harbor at Stone Haven, with a view to the improvement of the same by the construction of piers or otherwise to meet the demands of commerce at this port.

Milwaukee: The Menominee, Milwaukee, and Kinnickinnick rivers, in the city of Milwaukee, with a view to the improvement and enlargement of the harbor facilities at Milwaukee by the deepening of said rivers and the construction of one or more turning basins or otherwise. In any estimate, the cost of land required, if any, shall not be included.

Approved, June 13, 1902. *— 8947*

June 18, 1902. CHAP. 1123.—An Act Allowing the construction of a dam Vol. 32, p. 392. across the Saint Lawrence River.

Preamble.

Whereas it is represented that the government of the Dominion of Canada, with a view of improving the navigation of the channel excavated through the rapids at the head of Les Galops Island, in the Saint Lawrence River, proposes to construct a dam from Adams Island, in Canadian territory, to Les Galops Island, in United States territory; and

Whereas the consent of the United States to the construction of that part of the work which will be upon United States territory is desired: Therefore,

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That consent is hereby given for the construction of the portion of the aforesaid dam which crosses or abuts upon the territory of the United States: *Provided,* That the type of the proposed dam and the plans of construction and operation thereof shall be such as will not, in the judgment of the Secretary of War, materially affect the water level of Lake Ontario or the Saint Lawrence River or cause any other injury to the interests of the United States or any citizen thereof: *And provided further,* That the work of construction on United States territory shall not be commenced until plans and details of the work shall have been submitted to and approved by the Secretary of War.

St. Lawrence River.
 Canadian government may dam at Les Galops Island.

Proviso.
 Protecting water level of Lake Ontario, etc.

Secretary of War to approve plans, etc.

Approved, June 18, 1902.

CHAP. 1154.—An Act Declaring the Osage River to be not a navigable stream above the point where the line between the counties of Benton and Saint Clair crosses said river. June 24, 1902.
Vol. 32, p. 398.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Osage River in the State of Missouri above the point where the dividing line between the counties of Benton and Saint Clair crosses said river, is hereby declared not to be a navigable stream and shall be so treated by the Secretary of War and all other authorities. Osage River.
Mo. Not navigable above Benton and St. Clair counties.
Vol. 33, p. 58.
Post, p. 1043.

Approved, June 24, 1902.

CHAP. 1299.—An Act To amend an Act entitled "An Act making appropriations for the construction, repair, and preservation of certain public works on rivers and harbors, and for other purposes," approved June thirteenth, nineteen hundred and two. June 28, 1902.
Vol. 32, p. 408.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act entitled "An Act making appropriations for the construction, repair, and preservation of certain public works on rivers and harbors, and for other purposes," approved June thirteenth, nineteen hundred and two, be, and the same is hereby, amended so that the two paragraphs thereof providing for the improvement of the Cumberland River, Tennessee, below Nashville, and of the Cumberland River, Tennessee, above Nashville, shall read as follows:

"Improving Cumberland River, Tennessee, below Nashville: For the completion of the lock and dam at Harpeth Shoals and for maintenance, one hundred and eighty thousand dollars. Cumberland River, Tenn. Improve-ment of.
Vol. 32, p. 358.
Ante, p. 986.

Improving Cumberland River, Tennessee, above Nashville: Continuing improvement, and for maintenance, two hundred thousand dollars, of which so much as may be necessary shall be used for the completion of Lock and Dam Numbered One. And the Secretary of War is hereby authorized, in his discretion, to grant leases or licenses to the highest responsible bidder for the use of the water power created by said dam, at such a rate and on such conditions and for such periods of time as may seem to him expedient; and he is also authorized, in his discretion, to issue permits for the construction, maintenance, and operation of inlet and outlet canals and other structures, on such plans as he may approve, for the diversion of the water aforesaid: *Provided*, That any lease or license so granted shall be limited to the use of the surplus water not required for navigation, and no structures shall be built and no operations be conducted which shall in any manner injure navigation, interfere with the operations of the Government, or impair the usefulness of any improvement made by the Government for the benefit of Lock and dam at Harpeth shoals.
Lock and Dam No. 1.
Water-power leases, etc.
Permits for construction, etc., of canals.
Provides. Protection to navigation.

Proposals.

navigation; and the right of Congress to alter, amend, or repeal the provisions of this paragraph is hereby expressly reserved: *Provided further*, That before leasing or licensing such water privileges, or issuing permits for the construction and operation of such canals, or otherwise disposing of any water power or privilege, the Secretary of War shall first advertise the same in one or more daily papers at Nashville, for sixty days immediately preceding, stating specifically the right or privilege proposed to be leased or conveyed, with its exact limitations, inviting bids for the same, and he may, in his discretion, then lease the same for a specific term of years at so much per year, to be paid semiannually in cash into the Treasury, and the Secretary of War shall reserve the right to reject any or all bids.

Payments.

Approved, June 28. 1902.

June 28, 1902.
Vol. 32, pp.
419, 432, 462,
467.

CHAP. 1301.—An Act Making appropriations for sundry civil expenses of the Government for the fiscal year ending June thirtieth, nineteen hundred and three, and for other purposes.

Sundry civil expenses, appropriations.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums be, and the same are hereby, appropriated, for the objects hereinafter expressed, for the fiscal year ending June thirtieth, nineteen hundred and three, namely:

* * * * *

Lands owned by Government other than those held for settlement. Statement required.

The President is hereby requested to cause to be prepared and submitted to Congress at the commencement of its next session a statement [a] showing what lots or parcels of land, other than public lands held for settlement under the public-land laws, are owned by the United States and held by the several executive Departments or other branches of the public service, the area of each, the purposes for which each is held or occupied, in what State, Territory, or country, and in or near what town or city each is located.

* * * * *

Rivers and harbors.

Toward the construction of works on harbors and rivers, under contract and otherwise, and within the limits authorized by law, namely:

Charleston, S. C.

Improving harbor at Charleston, South Carolina: For continuing improvement, fifty thousand dollars.

Vol. 29, p. 202.

For works authorized by the river and harbor Act of eighteen hundred and ninety-six, as follows:

Allegheny River, Pa. Locks and dams.

Locks and dams in Allegheny River, Pennsylvania: For continuing construction of locks and dams at Herr Island, above the head of Six-mile Island, and at Springdale, one hundred and eighteen thousand five hundred dollars.

* Printed as House Doc. No. 425, Fifty-seventh Congress, second session.

- Improving harbor at Boston, Massachusetts: For completing improvement, one hundred and seventy-five thousand dollars. Boston, Mass.
- Improving harbor at Buffalo, New York: For continuing improvement, two hundred thousand dollars. Buffalo, N. Y.
- Improving harbor at Cleveland, Ohio: For continuing improvement, one hundred and seven thousand dollars. Cleveland, Ohio.
- Improving Cumberland Sound, Georgia and Florida: For continuing improvement, four hundred thousand dollars. Cumberland Sound, Ga. and Fla.
- Improving harbor at Duluth, Minnesota, and Superior, Wisconsin: For completing improvement, four hundred and fifty-nine thousand seven hundred and twenty-seven dollars and fifty cents. Duluth, Minn., and Superior, Wis.
- Improving Grays Harbor, Washington: For completing improvement of harbor and bar entrance, one hundred and fifty-six thousand seven hundred and seventy-five dollars. Grays Harbor, Wash.
- Illinois and Mississippi Canal: For completing construction, seven hundred and thirty-three thousand two hundred and twenty dollars. Illinois and Mississippi Canal.
- Improving Kentucky River, Kentucky: For continuing improvement, two hundred thousand dollars. Kentucky River.
- Improving waterway from Keweenaw Bay to Lake Superior, Michigan: For completing improvement of water communication across Keweenaw Point, ten thousand dollars. Waterway, Keweenaw Bay to Lake Superior.
- Improving Monongahela River, West Virginia: For continuing improvement by the construction of six locks and dams on the Upper Monongahela River, three hundred and fifty thousand dollars. Monongahela River, W. Va.
- Improving Providence River and Narragansett Bay, Rhode Island: For continuing improvement, eighty-four thousand five hundred and sixty dollars. Providence River and Narragansett Bay, R. I.
- Improving harbor at San Pedro, California: For continuing construction of breakwater, three hundred and eleven thousand and eighty-five dollars. San Pedro, Cal.
- Improving Winyaw Bay, South Carolina: For continuing improvement of harbor at Winyaw Bay, thirty-five thousand dollars. Winyaw Bay, S. C.
- For works authorized by the river and harbor Act of eighteen hundred and ninety-nine, as follows: Vol. 30, p. 1121.
- Improving harbor at Ashtabula, Ohio: For continuing improvement, two hundred thousand dollars. Ashtabula, Ohio.
- Improving channel in Gowanus Bay, New York: For continuing improvement of Bay Ridge and Red Hook channels, one hundred thousand dollars. Gowanus Bay, New York Harbor.
- Improving harbor at Black River, Ohio: For continuing improvement, three hundred thousand dollars. Black River (Lorain), Ohio.
- Improving harbor at Calumet, Illinois: For continuing improvement, two hundred and fifteen thousand dollars. Calumet, Ill.

- Congaree River, S. C. Improving Congaree River, South Carolina: For completing improvement from Gervais street bridge, Columbia, to Granby, fifty thousand dollars.
- Detroit Riv- er, Mich. Improving Detroit River, Michigan: For completing improvement, one hundred and thirty-six thousand five hundred dollars.
- Everett, Wash. Improving harbor at Everett, Washington: For continuing improvement, one hundred and seventeen thousand dollars.
- Gulfport, Miss. Improving harbor at Gulfport, Mississippi: For dredging channel from Gulfport to Ship Island Harbor, including anchorage basin, one hundred and fifty thousand dollars.
- Hay Lake channel, Mich. Improving Hay Lake Channel, Saint Marys River, Michigan: For completing improvement, one hundred and forty-four thousand one hundred and fifteen dollars.
- Mississippi River. St. Paul to Minneapolis, Minn. Improving Mississippi River from the mouth of the Ohio to Minneapolis, Minnesota: For continuing improvement between Saint Paul and Minneapolis, two hundred and fifty thousand dollars.
- New York Harbor. Ambrose channel. Vol. 32, p. 751. *Post*, p. 1031. Improving harbor at New York, New York: For continuing improvement of Ambrose Channel (formerly known as East Channel) across Sandy Hook Bar, one hundred and fifty thousand dollars.
- New Haven, Conn. Improving harbor at New Haven, Connecticut: For continuing improvement, sixty-seven thousand dollars.
- Ohio River. Dams 13 and 18. Improving Ohio River below Pittsburg, Pennsylvania: For continuing construction of Dams Numbered Thirteen and Eighteen, forty-six thousand six hundred dollars.
- Ocmulgee River, Ga. Improving Ocmulgee River, Georgia: For continuing improvement, fifty-six thousand dollars.
- Savannah River, Ga. Improving Savannah River, Georgia: For continuing improvement between Augusta and Savannah, eighty-six thousand dollars.
- Tampa Bay, Fla. Improving Tampa Bay, Florida: For continuing improvement of channel from the Gulf of Mexico to Port Tampa, eighty-six thousand six hundred and seventy-five dollars.
- Toledo, Ohio. Improving harbor at Toledo, Ohio: For continuing improvement, two hundred and twenty-three thousand dollars.
- * * * * *
- California Debris Commission. Vol. 27, p. 507. *Ante*, p. 659. CALIFORNIA DEBRIS COMMISSION: For defraying the expenses of the commission in carrying on the work authorized by the Act of Congress approved March first, eighteen hundred and ninety-three, fifteen thousand dollars.
- New York Harbor. HARBOR OF NEW YORK: For prevention of obstructive and injurious deposits within the harbor and adjacent waters of New York City:
- Inspectors, etc. For pay of inspectors and deputy inspectors, office force, and expenses of office, ten thousand two hundred and sixty dollars;

For pay of crews and maintenance of five steam tugs
 and three launches, sixty thousand dollars;
 In all, seventy thousand two hundred and sixty dollars.

Crews, etc.

* * * * *

Approved, June 28, 1902.

CHAP. 1305.—An Act Relating to the construction of a dam across Rainy River. June 28, 1902.
Vol. 32, p. 485.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the time for the construction of a dam across the Rainy River by the Koochiching Company, its successors and assigns, as provided by chapter two hundred and thirty-eight of volume thirty of the Statutes at Large and chapter three hundred and forty-six of volume thirty-one of the Statutes at Large, is hereby extended to May fourth, nineteen hundred and seven.

Rainy River, Minn.
 Time extended to the Koochiching Company to dam.
 Vol. 30, p. 398.
Ante, p. 823.
 Vol. 31, p. 187.
Ante, p. 908.
 Terms.
 Vol. 30, p. 398.
Ante, p. 823.

SEC. 2. That the Koochiching Company, its successors and assigns, is hereby authorized to construct and maintain said dam, subject to the terms of said chapter two hundred and thirty-eight of volume thirty of the Statutes at Large, upon the plans now on file with the Secretary of War, or any modification of said plans which the Secretary of War may approve; and the Koochiching Company, its successors and assigns, is hereby authorized to construct such dam at such height as will raise the waters of Rainy Lake to high-water mark: *Provided*, That said dam shall be furnished with such openings or gates or waste ways as will carry the waters of the river at flood stage without raising the water higher than it would rise in the natural condition of the stream: *And provided further*, That nothing in this Act contained shall be construed as relieving the Koochiching Company, its successors or assigns, from liability for any damage inflicted upon private property by reason of the raising of the waters of the lake as aforesaid.

Height of dam.
Providos.
 Waste ways.

Damages.

SEC. 3. That this Act shall take effect and be in force from and after its passage.

Effect.

Approved, June 28, 1902.

CHAP. 1306.—An Act Appropriating the sum of three thousand dollars a year for the support and maintenance of the permanent international commission of the congresses of navigation, and for other purposes. June 28, 1902.
Vol. 32, p. 485.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the sum of three thousand dollars a year is hereby appropriated, out of any money in the Treasury not otherwise appropriated, for the support and maintenance

Permanent International Commission of Congresses of Navigation.

Appropriation for expenses of delegates.

nance of the permanent international commission of the congresses of navigation and for the payment of the actual expenses of the properly accredited national delegates of the United States to the meetings of the congresses and of the commission; and that the Secretary of War be, and is hereby, authorized to draw his warrant each year upon the Secretary of the Treasury for such sum, not to exceed three thousand dollars, as may in his opinion be proper to apply to the purposes above mentioned, and that the said sum shall be disbursed under such regulations as may be prescribed by the Secretary of War.

No compensation.

The national delegates aforesaid from the United States shall serve without compensation, but shall be reimbursed for their actual expenses incurred while traveling to and from the meetings, and while in attendance thereon, from the funds herein appropriated and authorized to be expended.

Approved, June 28, 1902.

July 1, 1902. Vol. 32, pp. 552, 557, 553, 554.

CHAP. 1351.—An Act Making appropriations to supply deficiencies in the appropriations for the fiscal year ending June thirtieth, nineteen hundred and two, and for prior years, and for other purposes.

Deficiencies appropriations.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums be, and the same are hereby, appropriated, out of any money in the Treasury not otherwise appropriated, to supply deficiencies in the appropriations for the fiscal year nineteen hundred and two, and for prior years, and for other objects hereinafter stated, namely:

* * * * *

Independent Line Steamers, Tampa, Fla. Reimbursement.

REIMBURSEMENT TO THE INDEPENDENT LINE STEAMERS, OF TAMPA, FLORIDA: To pay to the Independent Line Steamers, of Tampa, Florida, in full settlement of all claims said steamer line may have against the United States for damages to the steamer Manatee, due to a collision with the United States steamer Hillsboro, in Tampa Bay, Florida, on the night of November eighteenth, nineteen hundred and one, six hundred and twenty-four dollars and eighteen cents.

* * * * *

Ohio River. Improvement between Cairo and Mound City.

RIVERS AND HARBORS: For the improvement of the Ohio River between Cairo and Mound City, twenty-five thousand dollars, to continue available during the fiscal year nineteen hundred and three, and to be expended only if in the opinion of the Secretary of War an emergency exists and such expenditure is required in the interest of navigation.

* * * * *

GOVERNORS ISLAND, NEW YORK: For continuing the enlargement of Governors Island by construction of wharf, dredging, bulkhead, and filling, to continue available during the fiscal year nineteen hundred and three, two hundred thousand dollars [°].

Governors
Island, N. Y.
Enlarge-
ment.

* * * * *

Approved, July 1, 1902.

CHAP. 1369.—An Act Temporarily to provide for the administration of the affairs of civil government in the Philippine Islands, and for other purposes.

July 1, 1902.
Vol. 32, pp.
691, 695, 712.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the action of the President of the United States in creating the Philippine Commission and authorizing said Commission to exercise the powers of government to the extent and in the manner and form and subject to the regulation and control set forth in the instructions of the President to the Philippine Commission, dated April seventh, nineteen hundred, and in creating the offices of civil governor and vice-governor of the Philippine Islands, and authorizing said civil governor and vice-governor to exercise the powers of government to the extent and in the manner and form set forth in the Executive order dated June twenty-first, nineteen hundred and one, and in establishing four executive departments of government in said Islands as set forth in the Act of the Philippine Commission, entitled "An Act providing an organization for the departments of the interior, of commerce and police, of finance and justice, and of public instruction," enacted September sixth, nineteen hundred and one, is hereby approved, ratified, and confirmed, and until otherwise provided by law the said Islands shall continue to be governed as thereby and herein provided, and all laws passed hereafter by the Philippine Commission shall have an enacting clause as follows: "By authority of the United States be it enacted by the Philippine Commission." The provisions of section eighteen hundred and ninety-one of the Revised Statutes of eighteen hundred and seventy-eight shall not apply to the Philippine Islands.

Philippine
Islands.
Temporary
civil govern-
ment estab-
lished in, rat-
ified.

Constitution
and laws of
United States
not applicable.
R. S., sec.
1891, p. 333.

* * * * *

SEC. 11. That the government of the Philippine Islands is hereby authorized to provide for the needs of commerce by improving the harbors and navigable waters of said islands and to construct and maintain in said navigable waters and upon the shore adjacent thereto bonded warehouses, wharves, piers, light-houses, signal and life-

Improve-
ments of riv-
ers and har-
bors.
Protection
to navigation,
etc.

° All of this appropriation is for work assigned to Engineer Department.

saving stations, buoys, and like instruments of commerce, and to adopt and enforce regulations in regard thereto,
* * *

Transfer of property, etc., to Philippine government. Vol. 30, p. 1758. Military and other reservations excepted.

SEC. 12. That all the property and rights which may have been acquired in the Philippine Islands by the United States under the treaty of peace with Spain, signed December tenth, eighteen hundred and ninety-eight, except such land or other property as shall be designated by the President of the United States for military and other reservations of the Government of the United States, are hereby placed under the control of the government of said islands to be administered for the benefit of the inhabitants thereof, except as provided in this Act.

* * * * *

Repeal

SEC. 88. That all Acts and parts of Acts inconsistent with this Act are hereby repealed.

Approved, July 1, 1902.

July 1, 1902. Vol. 32, p. 731.

CHAP. 1383.—An Act Authorizing the President to reserve public lands and buildings in the island of Porto Rico for public uses, and granting other public lands and buildings to the government of Porto Rico, and for other purposes.

Porto Rico. Reservation of public lands and buildings for public purposes, etc.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the President be, and he is hereby, authorized to make, within one year after the approval of this Act, such reservation of public lands and buildings belonging to the United States in the island of Porto Rico, for military, naval, light-house, marine-hospital, post-offices, custom-houses, United States courts, and other public purposes, as he may deem necessary, and all the public lands and buildings, not including harbor areas and navigable streams and bodies of water and the submerged lands underlying the same, owned by the United States in said island and not so reserved be, and the same are hereby, granted to the government of Porto Rico, to be held or disposed of for the use and benefit of the people of said island: *Provided*, That said grant is upon the express condition that the government of Porto Rico, by proper authority, release to the United States any interest or claim it may have in or upon the lands or buildings reserved by the President under the provisions of this Act: *And provided further*, That nothing herein contained shall be so construed as to affect any legal or equitable rights acquired by the government of Porto Rico or by any other party, under any contract, lease, or license made by the United States authorities prior to the first day of May, nineteen hundred.

Other lands, etc., granted to government of Porto Rico.

Provisos. Release of reserved lands, etc.

Legal rights, etc., not affected.

* * * * *

Approved, July 1, 1902.

CHAP. 1385.—An Act Authorizing Anton Brucken to construct locks and dams in Pond River, in the State of Kentucky, and to give the consent of Congress thereto. July 1, 1902.
Vol. 32, p. 732.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That whereas the Chief of Engineers and the Secretary of War have had submitted to them the plans and specifications for certain locks and dams proposed to be constructed in the bed of Pond River, a navigable stream running between Hopkins County and Muhlenberg County, in the Commonwealth of Kentucky, by one Anton Brucken, who has proposed, on his private account and by voluntary subscriptions of interested parties, to construct such improvement in order to make said stream navigable for rafts and barges during the whole year; and said Anton Brucken and his associates desire the consent and approval of Congress to said improvement, pursuant to section nine of an Act entitled "An Act making appropriations for the construction, repair, and preservation of certain public works on rivers and harbors, and for certain other purposes," approved March third, eighteen hundred and ninety-nine, said Anton Brucken be, and he is hereby, authorized to construct, erect, and operate a system of locks and dams in said Pond River, in Kentucky, according to such plans as may be approved by the Chief of Engineers and the Secretary of War, for the use of himself and all other persons using said stream by way of traffic, without tolls, and the consent of Congress to said improvement is hereby conferred: *Provided, however,* That said Anton Brucken and his associates are in no way relieved from the lawful consequences of any damage done by the work to private property, and the United States in no way relinquishes its rights to require the removal of any structure placed in said stream: *Provided further,* That unless availed of within three years from the date of this Act the privilege hereby conferred shall cease and be determined.

SEC. 2. That the right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, July 1, 1902.

Pond River,
Ky.
Anton Brucken authorized to construct locks and dams in.

Consent.

Vol. 30, p.
1151.
Ante, p. 886.

Plans to be approved by Secretary of War, etc.

Provided.

Damage to private property.
Right of removal reserved.

Time of construction.

Amendment.

[No. 45.] Joint Resolution Providing for the removal of shoal in North River of New York Harbor. July 1, 1902.
Vol. 32, p. 751.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War is hereby authorized and directed to cause to be removed the rock or obstruction in North River of New York Harbor near Pier Numbered One [c] to a depth of forty feet at mean low tide; and that for such removal he is hereby authorized to divert a

New York Harbor.
Removal of shoal in North River off the Battery. Diversion of appropriation.
Vol. 32, p. 463.
Ante, p. 1026.

* Known also as Pier A.

sum not exceeding twenty-five thousand dollars from the amounts heretofore appropriated or authorized for the improvement of Ambrose Channel, in said harbor.

Approved, July 1, 1902.

Jan. 10, 1903. CHAP. 87.—An Act To authorize and empower the Southwest Louisiana Rice Growers' Association, of the State of Louisiana, to construct a lock or locks and a dam in Bayou Vermilion, in the State of Louisiana..

Bayou Vermilion, La. Southwest Louisiana Rice Growers' Association may construct dam, etc., in. Provisos. Payment of cost. Secretary of War to approve plans, etc.

Construction.

Maintenance.

Unobstructed navigation.

Fishways.

Time limit.

Amendment.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Southwest Louisiana Rice Growers' Association, of the State of Louisiana, be, and is hereby, authorized to construct a lock or locks and a dam near the mouth of Bayou Vermilion, or at some suitable point in said bayou, to be approved by the Secretary of War: Provided, That said lock or locks and a dam shall be constructed and paid for by said association. The examination and surveys for the construction of said lock or locks and a dam, and the construction of the same, shall be subject to the supervision of the United States engineers and done in accordance with plans and specifications to be furnished by said association and approved by the Secretary of War. The work on said lock or locks and a dam may commence as soon as said association shall judge proper after the survey provided for above shall have been made and plans and specifications for said lock or locks and a dam shall have been approved by the Secretary of War. The maintenance of said lock or locks and a dam shall devolve on said association, which shall at all times keep same in proper condition and so as not to interfere with the free navigation of said bayou; nor shall said association at any time impose any toll for the passage of any craft through said lock or locks: Provided further, That such suitable fishways as may be prescribed by the United States Fish and Fisheries Commission shall be provided in the said dam by the said association.

SEC. 2. That this Act shall be null and void unless the privilege hereby granted shall be availed of within two years from the date hereof.

SEC. 3. That the right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, January 10, 1903.

Jan. 10, 1903. CHAP. 88.—An Act To authorize and empower the Rice Irrigation and Improvement Association, of the State of Louisiana, to construct a lock or locks and a dam in Mermentau River, in the State of Louisiana.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Rice Irrigation and Improvement Associa-

tion, of the State of Louisiana, be, and is hereby, authorized to construct a lock or locks and a dam near the mouth of Mermentau River or at some suitable point in said river, to be approved by the Secretary of War: *Provided*, That said lock or locks and a dam shall be constructed and paid for by said association. The examination and surveys for the construction of said lock or locks and a dam, and the construction of the same, shall be subject to the supervision of the United States Engineers and done in accordance with plans and specifications to be furnished by said association, and approved by the Secretary of War. The work on said lock or locks and a dam shall commence as soon as said association shall judge proper after the survey provided for above shall have been made, and plans and specifications for said lock or locks and a dam shall have been approved by the Secretary of War. The maintenance of said lock or locks and dam shall devolve on said association, which shall at all times keep same in a proper condition and so as not to interfere with free navigation of said river; nor shall said association, at any time, impose any toll for the passage of any craft through said lock or locks: *Provided further*, That such suitable fish ways as may be prescribed by the United States Commission of Fish and Fisheries shall be provided in the said dam by the said association.

Mermentau River, La.
Rice Irrigation and Improvement Association may construct dam, etc., in.
Provisos.
Payment of cost.
Secretary of War to approve plans, etc.

Construction.

Maintenance.
Unobstructed navigation.

Fishways.

Time limit.

Sec. 2. That this Act shall be null and void unless the privilege hereby granted shall be availed of within two years from the date hereof.

Amendment.

Sec. 3. That the right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, January 10, 1903.

CHAP. 513.—An Act Permitting the building of a dam across the St. Croix River at or near the village of St. Croix Falls, Polk County, Wisconsin. Feb. 7, 1903.
Vol. 32, p. 802.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the consent of Congress is hereby granted to St. Croix Falls Wisconsin Improvement Company, a corporation organized under the laws of the State of Wisconsin, and to St. Croix Falls Minnesota Improvement Company, a corporation organized under the laws of the State of Minnesota, or either of them, their and each of their successors or assigns, to build a dam across the St. Croix River at or near the St. Croix Falls, so called, in said river, and all works incident thereto in the utilization of the power thereby developed: *Provided*, That the plans for the construction of said dam and appurtenant works shall be submitted to and approved by the Chief of Engineers and the Secretary of War before the commencement of the construction of such dam: *And provided further*,

St. Croix River, Wis.
St. Croix Falls Wisconsin Improvement Co. may dam at St. Croix Falls.

Provisos.
Plans to be approved by the Secretary of War.

- That said St. Croix Falls Wisconsin Improvement Company and said St. Croix Falls Minnesota Improvement Company, or either of them, their and each of their successors or assigns shall not deviate from such plans after such approval either before or after the completion of the structure, unless the modification of said plans shall have previously been submitted to and received the approval of the Chief of Engineers and of the Secretary of War: *And provided further*, That there shall be placed and maintained in connection with said dam a sluiceway so arranged as to permit logs, timber, and lumber to pass around, through or over said dam, without unreasonable delay or hindrance, and without toll or charges; that the Government of the United States may, at any time, construct in connection therewith a suitable lock for navigation purposes, may at any time without compensation control the said dam for purposes of navigation, but shall not destroy the water power created by said dam to any greater extent than may be necessary to provide proper facilities for navigation; and that the Secretary of War may, at any time, require and enforce, at the expense of the owners, such modifications and changes in the construction of said dam and may make such regulations for the operation of said dam as he may deem advisable in the interests of navigation.
- Construction of sluiceway.**
- Aids to navigation.**
- Changes.**
- Litigation.** SEC. 2. That in case any litigation arises from the building of said dam or from the obstruction of said river by said dam or appurtenant works cases may be tried in the proper courts, as now provided for that purpose in the States of Wisconsin and Minnesota, and in the courts of the United States.
- Time of construction.** SEC. 3. That this Act shall be null and void unless the dam herein authorized be commenced within two years and completed within five years from the time of the passage of this Act.
- Amendment.** SEC. 4. That the right to amend or repeal this Act is hereby expressly reserved.
- Approved, February 7, 1903.

Feb. 18, 1903. **CHAP. 565.**—An Act To extend the time granted to the Muscle Shoals Power Company by an Act approved March third, eighteen hundred and ninety-nine, within which to commence and complete the work authorized in the said Act to be done by said company, and for other purposes.

Muscle Shoals, Ala. Time extended for construction of canal, etc., by Muscle Shoals Power Co.
Vol. 30, p. 1351. *Ante* p. 903. Vol. 31, pp. 274, 846. *Ante*, pp. 910, 937.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the time allowed the Muscle Shoals Power Company by section two of an Act entitled "An Act granting to the Muscle Shoals Power Company right to erect and construct canal and power stations at Muscle Shoals, Alabama," approved March third, eighteen hundred and ninety-nine, to commence and complete the work therein authorized to be done be extended so that unless

the work authorized in said Act to be done be commenced within two years and completed within four years from the date of this Act the privileges granted to said company by said first-mentioned Act shall cease and be determined; and the Secretary of War is authorized, in his discretion, to permit the said company to erect and construct dams which may abut on lands of the United States along the line of the Muscle Shoals Canal upon such terms and conditions as may be deemed just and equitable to the public interests.

Construction
of dams.

Approved, February 18, 1903.

CHAP. 1004.—An Act Granting the right of way to the Kenova and Big Sandy Railroad Company through the Government lands at Lock Number Two, Big Sandy River, and at Lock Number Three, Big Sandy River, both in Wayne County, West Virginia.

Mar. 3, 1903.
Vol. 32, p.
1030.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Kenova and Big Sandy Railroad Company, a corporation created under and by virtue of the law of the State of West Virginia, its successors and assigns, be, and the same are hereby, empowered to locate, construct, and maintain its railroad through the lands belonging to the United States Government at Lock Number Two, Big Sandy River, and at Lock Number Three, Big Sandy River, in Wayne County, in the State of West Virginia, under such conditions and upon such lines, and of such widths, as shall be determined and approved by the Secretary of War: *Provided*, That the said company shall pay to the United States such sum of money as the Secretary of War shall decide to be the value of the lands so occupied.

Locks 2 and
3, Big Sandy
River, W. Va.
Kenova and
Big Sandy
Railroad Co.
granted right
of way
through.

Provido.
Payment.

SEC. 2. That the right of way granted herein under the provisions contained in this Act shall become inoperative and null and void unless the said company shall, within the term of two years from the first of January, nineteen hundred and three, have so far advanced the construction of said road as to satisfy the War Department that said company is lawfully and successfully established and that said road will be completed as proposed within a reasonable time.

Time of con-
struction.

SEC. 3. That if in the future, in the construction or operation by the United States of locks, dams, or other improvements to facilitate navigation on the Big Sandy River, or the tributaries thereof, it shall be necessary to utilize any land or other property of the said railroad company, the privilege shall be granted on such terms as shall be determined by the Secretary of War, and the said railroad company shall execute a valid agreement to that effect to be submitted to and approved by the said Secretary of War.

Reversion.

Amendment. SEC. 4. That the right to alter, amend, or repeal this Act is hereby expressly reserved.
Approved, March 3, 1903.

Mar. 3, 1903. **CHAP. 1006.**—An Act Making appropriations to supply deficiencies in the appropriations for the fiscal year ending June thirtieth, nineteen hundred and three, and for prior years, and for other purposes.

Deficiencies appropriations.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums be, and the same are hereby, appropriated, out of any money in the Treasury not otherwise appropriated, to supply deficiencies in the appropriations for the fiscal year nineteen hundred and three, and for prior years, and for other objects hereinafter stated, namely:

New York Harbor.

* * * * *
HARBOR OF NEW YORK: Prevention of obstructive and injurious deposits within the harbor and adjacent waters of New York City: For pay of crews and maintenance of five steam tugs and three launches, ten thousand dollars.

Chippewa River, Wis. Improvement of.

* * * * *
IMPROVING CHIPPEWA RIVER, WISCONSIN: To pay amounts found due by the accounting officers of the Treasury on account of the appropriation "Improving Chippewa River, Wisconsin," six dollars and one cent.

Approved, March 3, 1903.

Mar. 3, 1903. **CHAP. 1007.**—An Act Making appropriations for sundry civil expenses of the Government for the fiscal year ending June thirtieth, nineteen hundred and four, and for other purposes.

Sundry civil expenses appropriations.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sum be, and the same are hereby, appropriated, for the objects hereinafter expressed, for the fiscal year ending June thirtieth, nineteen hundred and four, namely:

Rivers and harbors.

* * * * *
Toward the construction of works on harbors and rivers, under contract and otherwise, and within the limits authorized by law, namely:

Charleston, S. C.

Improving harbor at Charleston, South Carolina: For continuing improvement, sixty thousand dollars.

Vol. 29, p. 202.

For works authorized by the river and harbor Act of eighteen hundred and ninety-six, as follows:

Cumberland Sound, Ga. and Fla.

Improving Cumberland Sound, Georgia and Florida: For continuing improvement, four hundred thousand dollars.

- Improving Kentucky River, Kentucky: For continuing improvement, two hundred thousand dollars. Kentucky River.
- Improving harbor at San Pedro, California: For continuing construction of breakwater, five hundred thousand dollars. San Pedro, Cal.
- Improving Winyaw Bay, South Carolina: For continuing improvement of harbor at Winyaw Bay, one hundred thousand dollars. Winyaw Bay, S. C.
- For works authorized by the river and harbor Act of eighteen hundred and ninety-nine, as follows: Vol. 30, p. 1121.
- Improving harbor at Ashtabula, Ohio: For completing improvement, one hundred and eighteen thousand dollars. Ante, p. 843.
Ashtabula, Ohio.
- Improving channel in Gowanus Bay, New York: For continuing improvement of Bay Ridge and Red Hook channels, two hundred and seventy-two thousand dollars. Gowanus Bay, New York Harbor.
- Improving harbor at Black River, Ohio: For continuing improvements, nine thousand dollars. Black River (Lorain), Ohio.
- Improving harbor at Calumet, Illinois: For completing improvement, two hundred and four thousand four hundred and eighty dollars. Calumet, Ill.
- Improving Mississippi River from the mouth of the Ohio to Minneapolis, Minnesota: For continuing improvement between Saint Paul and Minneapolis, two hundred and twenty-three thousand five hundred and seventy-nine dollars and thirty-three cents. Mississippi River.
St. Paul to Minneapolis, Minn.
- Improving harbor at New York, New York: For continuing improvement of Ambrose Channel (formerly known as East Channel) across Sandy Hook Bar, seven hundred and thirty-three thousand dollars. New York, N. Y.
Ambrose Channel.
- Improving harbor at New Haven, Connecticut: For continuing improvement in accordance with the adopted and extended projects, sixty-three thousand and seventy-three dollars and ninety cents. New Haven, Conn.
- Improving Ohio River below Pittsburg, Pennsylvania: For continuing construction of Dams Numbered Thirteen and Eighteen, four hundred and fifty thousand dollars. Ohio River.
Dams 13 and 18.
- Improving harbor at San Francisco, California: For continuing improvement by the removal of Blossam [sic] Rock, fifty thousand dollars. San Francisco, Cal.
Blossom rock.
- Improving Tampa Bay, Florida: For continuing improvement of channel from the Gulf of Mexico to Port Tampa, one hundred and eighty-six thousand three hundred and thirty-seven dollars and seventy-six cents. Tampa Bay, Fla.
- Improving harbor at Toledo, Ohio: For continuing improvement, one hundred and ninety thousand dollars. Toledo, Ohio.
- For works authorized by the river and harbor Act of nineteen hundred and two, as follows: Vol. 32, p. 331.
- Improving harbor at Boston, Massachusetts: For continuing improvement by providing channels thirty-five feet deep, and of authorized widths, from the navy-yard at Charlestown and the Chelsea and Charles river bridges to President Roads, and thence by route designated as Ante, p. 949
Boston, Mass.

numbered three through Broad Sound to the ocean, one hundred and fifty thousand dollars.

Fall River,
Mass.

Improving harbor at Fall River, Massachusetts: For completing improvement, one hundred and seventeen thousand four hundred and twelve dollars.

Gloucester,
Mass.

Improving harbor at Gloucester, Massachusetts: For continuing improvement in accordance with the approved and modified project, sixty thousand dollars.

New Lon-
don, Conn.

Improving harbor at New London, Connecticut: For continuing improvement, sixty thousand dollars.

Erie Basin
and Black
Rock Harbor.

Improving Lake Erie entrance to Black Rock Harbor and Erie Basin, New York: For continuing improvement, two hundred thousand dollars.

Arthur Kill,
N. Y. and N. J.

Improving Arthur Kill, New York and New Jersey: For continuing improvement of channel from Kill von Kull to Raritan Bay, in connection with adopted or modified project as authorized, one hundred and fifty thousand dollars.

Baltimore,
Md.
Southwest
Baltimore.

Improving Harbor at Baltimore, Maryland: For completing improvement of harbor at Southwest Baltimore (Spring Garden), two hundred and twenty-one thousand dollars.

Curtis Bay.

For completing improvement of channel of Curtis Bay, Baltimore Harbor, one hundred and forty-six thousand dollars.

Hampton
Roads, Va.

Improving Hampton Roads, Virginia: For completing improvement by removal of Middle Ground Bar, two hundred and fifteen thousand dollars.

Norfolk, Va.

Improving Harbor at Norfolk, Virginia: For continuing improvement by removal of Hospital Point, one hundred and eighty-three thousand nine hundred and fifty-seven dollars.

Savannah,
Ga.

Improving Harbor at Savannah, Georgia: For continuing improvement in accordance with approved or modified project as authorized, seven hundred and twenty thousand dollars.

Biscayne
Bay, Fla.

Improving Biscayne Bay, Florida: For continuing improvement, two hundred and fifty thousand dollars.

Mobile, Ala.

Improving Harbor at Mobile, Alabama: For continuing improvement, two hundred thousand dollars.

Galveston,
Tex.

Improving Harbor at Galveston, Texas: For continuing work of restoration of channel and jetties in accordance with approved or modified plan as authorized, three hundred thousand dollars.

For continuing improvement of channel, Galveston, Texas, from outer end of inner bar to Fifty-first street, two hundred thousand dollars.

Cleveland,
Ohio.

Improving harbor at Cleveland, Ohio: For continuing improvement in accordance with the plan for new harbor entrance and breakwater extension, two hundred and twenty-seven thousand five hundred dollars.

Conneaut,
Ohio.

Improving harbor at Conneaut, Ohio: For continuing improvement, ten thousand dollars.

Improving harbor at Waukegan, Illinois: For completing improvements in accordance with the modified project as authorized, two hundred and forty thousand dollars. Waukegan,
Ill.

Improving harbor at Ludington, Michigan: For completing improvement, one hundred and sixty-five thousand dollars. Ludington,
Mich.

Improving harbor at Marquette, Michigan: For completing improvement, eighty thousand dollars. Marquette,
Mich.

Improving harbor at Saugatuck and Kalamazoo River, Michigan: For continuing improvement according to the alternative project involving a new cut to Lake Michigan, one hundred thousand dollars. Saugatuck
and Kalamazoo
River, Mich.

Sturgeon Bay and Lake Michigan Ship Canal: For completing improvement of Sturgeon Bay and Lake Michigan Ship Canal and harbor of refuge connected therewith, one hundred and seventy-eight thousand dollars. Sturgeon
Bay and Lake
Michigan Ship
Canal.

Improving harbor at Oakland, California: For continuing improvement, one hundred and thirty-one thousand dollars. Oakland,
Cal.

Improving harbor at San Diego, California: For completing improvement, one hundred and ninety-two thousand eight hundred and fifty dollars. San Diego,
Cal.

Improving San Pablo Bay, California: For continuing improvement by constructing a channel between the Straits of Karquines and the Golden Gate, off Point Pinole, Point Wilson, and Lone Tree Point, two hundred thousand dollars. San Pablo
Bay, Cal.

Improving harbor at Tacoma, Washington: For continuing improvement, one hundred thousand dollars. Tacoma,
Wash.

Improving Passaic River, New Jersey: For continuing improvement from the Montclair and Greenwood Lake Railroad bridge to deep water in Staten Island Sound, one hundred thousand dollars. Passaic
River, N. J.

Improving Delaware River, Pennsylvania and New Jersey: For continuing improvement from Christian street, Philadelphia, to Delaware Bay, one million four hundred thousand dollars. Delaware
River, Pa. and
N. J.

Improving Appomattox River, Virginia: For continuing improvement by the deflection and improvement of the river at Petersburg, one hundred and seventy-five thousand dollars. Appomattox
River, Va.

Improving Great Pedee River, South Carolina: For continuing improvement of upper portion of river, forty thousand dollars. Great Pedee
River, S. C.

Improving of Saint Johns River, Florida: For continuing improvement from Jacksonville to the ocean in accordance with the approved and modified project, three hundred and fifty thousand dollars. St. Johns
River, Fla.

Improving Black Warrior, Warrior, and Tombigbee rivers, Alabama: For continuing improvement by the construction of locks and dams numbered one, two, and three in the Tombigbee and Warrior rivers, two hundred thousand dollars. Black War-
rior, Warrior,
and Tombigbee
rivers, Ala.

Pascagoula
River, Miss.

Improving Pascagoula River, Mississippi: For continuing improvement from three miles above the mouth of Dog River to the seventeen-foot contour in Mississippi Sound, one hundred thousand dollars.

Mississippi
River, South-
west Pass.

Improving Southwest Pass, Mississippi River: For continuing improvement in accordance with the approved or modified project as authorized, one million dollars.

Galveston
ship channel
and Buffalo
Bayou, Tex.

Improving Galveston Ship Channel and Buffalo Bayou, Texas: For continuing improvement to a uniform depth in divisions one and two, five hundred thousand dollars.

Trinity
River, Tex.

Improving Trinity River, Texas: For continuing improvement by the construction of locks and dams and the operation of snag boats upon the river between the mouth and section one, and by clearing this portion of the river for through navigation, two hundred and fifty thousand dollars.

Ouachita
River, Ark.
and La.

Improving Ouachita River, Arkansas and Louisiana: For continuing improvement of Ouachita and Black rivers, Arkansas and Louisiana, by the construction of lock numbered four, near Monroe, Louisiana, and of lock numbered six, near Roland Raft, Arkansas, two hundred and fifty thousand dollars.

Mississippi
River.
From mouth
of Ohio River
to the Mis-
souri.

Improving Mississippi River from mouth of Ohio River to Minneapolis, Minnesota: For continuing improvement from the mouth of the Ohio River to the mouth of the Missouri River, six hundred and fifty thousand dollars.

From mouth
of Missouri
River to St.
Paul, Minn.

For continuing improvement from the mouth of the Missouri River to Saint Paul, Minnesota, four hundred thousand dollars.

Tennessee
River, Colbert
and Bee Tree
shoals.

Improving Tennessee River below Chattanooga, Tennessee, Alabama, and Kentucky: For continuing improvement at Colbert and Bee Tree shoals by the construction of a lateral canal, three hundred and fifty thousand dollars.

Ohio River.
Dams 2, 3,
4, and 5.

Improving Ohio River below Pittsburg, Pennsylvania: For continuing construction of dams numbered two, three, four, and five, three hundred thousand dollars.

Lock, Dam
No. 8.

For continuing construction of lock at dam numbered eight, two hundred thousand dollars.

Lock, Dam
No. 11.

For continuing construction of lock at dam numbered eleven, two hundred thousand dollars.

Dam No. 37.

For continuing construction of dam numbered thirty-seven, four hundred thousand dollars.

Monongahela
River, Pa.

Improving Monongahela River, Pennsylvania: For completing the reconstruction of lock and dam numbered two, four hundred and fifty-five thousand nine hundred and sixty-one dollars.

Big Sandy
River, W. Va.
and Ky.

Improving Big Sandy River, West Virginia and Kentucky: For continuing improvement by the construction of locks and dams on Big Sandy River and Tug and Levisa forks of the same, fifty thousand dollars.

Detroit Riv-
er, Mich.

Improving Detroit River, Michigan: For continuing

improvement from Detroit to Lake Erie, in accordance with "Plan A," four hundred and fifty thousand dollars.

Improving Middle and West Neebish channels, Saint Marys River, Michigan: For continuing improvement, eight hundred thousand dollars. St. Marys River, Mich.

Improving Stockton and Mormon channels, California: For continuing improvement by dredging and by the construction of a canal to divert the waters of Mormon Channel into Calaveras River at and near the city of Stockton, fifty thousand dollars. Stockton and Mormon channels, Cal.

Improving Mouth of Columbia River, Oregon and Washington: For continuing improvement in accordance with the approved or modified project, as authorized, one million dollars. Columbia River, Oreg. and Wash.

UNDER THE MISSISSIPPI RIVER COMMISSION.

Improving Mississippi River: For continuing improvement of Mississippi River from Head of Passes to the mouth of the Ohio River, including salaries and clerical, office, traveling, and miscellaneous expenses of the Mississippi River Commission, two million dollars. Mississippi River Commission.
From Head of Passes to mouth of the Ohio.
Expenses.

* * * * *

ENLARGEMENT OF GOVERNORS ISLAND, NEW YORK: For continuing plan of improvement for the enlargement of Governors Island, New York Harbor, by wharf work, dredging, bulkhead, and filling, one hundred and fifty thousand dollars [^a]. Governors Island, N. Y.

* * * * *

CALIFORNIA DÉBRIS COMMISSION: For defraying the expenses of the Commission in carrying on the work authorized by the Act of Congress approved March first, 1907, eighteen hundred and ninety-three, fifteen thousand dollars. California Débris Commission.
Vol. 27, p. 507.
Ante, p. 659.

HARBOR OF NEW YORK: For prevention of obstructive and injurious deposits within the harbor and adjacent waters of New York City: New York Harbor.

For pay of inspectors, deputy inspectors, office force, and expenses of office, ten thousand two hundred and sixty dollars; Inspectors, etc.

For pay of crews and maintenance of five steam tugs and three launches, sixty thousand dollars; Crews.

For generally overhauling and repairing steam tug Lamont, five thousand dollars; Steam tugs.

For purchase or construction of one steam tug to replace the launches Active and Alert and the tug Argus, forty-five thousand dollars;

In all, one hundred and twenty thousand two hundred and sixty dollars.

* * * * *

^aAll of this appropriation is for work assigned to the Engineer Department.

Illustrations.
Special authority required for.
Vol. 28, p. 419.
Ante, p. 726.

SEC. 3. That no part of the appropriations herein made for printing and binding shall be used for any illustration, engraving, or photograph, in any document or report ordered printed by Congress unless the order to print expressly authorizes the same, nor in any document or report of any Executive Department or other Government establishment until the head of the Executive Department or Government establishment shall certify in the letter transmitting such report that the illustration is necessary and relates entirely to the transaction of public business.

Approved, March 3, 1903.

Feb. 26, 1904. CHAP. 167.—An Act Permitting the building of a dam across the Mississippi River at or near the village of Sauk Rapids, Benton County, Minnesota.

[S. 2818.]
[Public, No. 28.]
Mississippi River.
Sauk Rapids Water Power Co. may dam at Sauk Rapids, Minn.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the consent of Congress is hereby granted to the Sauk Rapids Water Power Company, a corporation organized under the laws of the State of Minnesota, its successors and assigns, to build a dam across the Mississippi River at or near the Sauk Rapids, so called, in said river, and at or near the village of Sauk Rapids, Benton County, Minnesota, for the development of water power, and such works and structures in connection therewith as may be necessary or convenient in the development of said power and in the utilization of the power thereby developed: *Provided*, That the plans for the construction of said dam and appurtenant works shall be submitted to and approved by the Chief of Engineers and the Secretary of War before the commencement of the construction of the same: *And provided further*, That the said Sauk Rapids Water Power Company, its successors or assigns, shall not deviate from such plans after such approval, either before or after the completion of said structures, unless the modification of said plans shall have previously been submitted to and received the approval of the Chief of Engineers and of the Secretary of War: *And provided further*, That there shall be placed and maintained in connection with said dam a sluiceway so arranged as to permit logs, timber, and lumber to pass around, through, or over said dam without unreasonable delay or hindrance and without toll or charges: *And provided further*, That the dam shall be so constructed that the Government of the United States may at any time construct in connection therewith a suitable lock for navigation purposes, and may at any time, without compensation, control the said dam so far as shall be necessary for purposes of navigation, but shall not destroy the water power developed by said dam and structures to any greater extent than may be necessary to provide proper facilities for navigation, and that the Secretary of War may at any time require and enforce, at

Proviso.
Secretary of War to approve plans, etc.

Modification of plans.

Sluiceway for logs, etc.

Aids to navigation.

the expense of the owners, such modifications and changes in the construction of such dam as he may deem advisable in the interests of navigation: *And provided further*, That suitable fishways, to be approved by the United States Fish Commission, shall be constructed and maintained at said dam by the Sauk Rapids Water Power Company, its successors or assigns.

Changes.

Fishways.

SEC. 2. That in case any litigation arises from the building of said dam, or from the obstruction of said river by said dam or appurtenant works, cases may be tried in the proper courts, as now provided for that purpose in the State of Minnesota, and in the courts of the United States: *Provided*, That nothing in this Act shall be so construed as to repeal or modify any of the provisions of law now existing in reference to the protection of the navigation of rivers, or to exempt said structures from the operation of the same.

Litigation.

Provido.
Existing laws not modified.

SEC. 3. That this Act shall be null and void unless the dam herein authorized be commenced within three years and be completed within six years from the time of the passage of this Act.

Time of construction.
Vol. 36, p. 902.
Post, p. 1452.
Vol. 36, p. 931.

SEC. 4. That the right to amend or repeal this Act is hereby expressly reserved.

Post, p. 1459.
Amendment.

Approved, February 26, 1904.

CHAP. 171.—An Act To amend an Act granting to the Keokuk and Hamilton Water Power Company right to construct and maintain a dam, and so forth, approved February eighth, nineteen hundred and one.

Feb. 26, 1904.
Vol. 33, p. 56.

[H. R. 9640.]
[Public, No. 32.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act granting to the Keokuk and Hamilton Water Power Company right to construct and maintain wing dam, canal, and power station in the Mississippi River in Hancock County, Illinois, approved February eighth, nineteen hundred and one, be, and it is hereby amended as follows: In section two of said Act strike out the word "three" and insert the word "four" in lieu thereof; also strike out the word "six" and insert the word "seven" in lieu thereof.

Mississippi River.
Time extended for dam, etc., by Keokuk and Hamilton Water Power Co.
Vol. 31, p. 764, amended.
Ante, p. 934.

Approved, February 26, 1904.

CHAP. 393.—An Act Defining the limit of navigation of the Osage River in the State of Missouri.

Mar. 4, 1904.
Vol. 33, p. 58.

[H. R. 7620.]
[Public, No. 36.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Osage River in the State of Missouri above the point where the south line of sections fifteen and sixteen in township forty north, of range twenty-two west, of the fifth principal meridian, and in the county of Benton, State of Missouri, crosses said river, is hereby de-

Osage River, Mo.
Limit of navigation on.
Vol. 32, p. 398.
Ante, p. 1023.

clared not to be a navigable stream, and shall be so treated by the Secretary of War and by all other authorities.

Approved, March 4, 1904.

Mar. 12, 1904. CHAP. 542.—An Act Permitting the building of a dam across Vol. 33, p. 66. the Mississippi River between the counties of Wright and Sherburne, in the State of Minnesota.

[H. R. 9308.]
[Public, No. 47.]

Mississippi
River.
Minnesota
Power and
Trolley Com-
pany may dam,
in Minnesota.

Location.

Provisos.
Secretary of
War to approve
plans, etc.

Modification
of plans.

Sluiceways
for logs, etc.

Aids to nav-
igation.

Changes.

Litigation.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the consent of Congress is hereby granted to the Minnesota Power and Trolley Company (a Minnesota corporation), its successors or assigns, to construct and maintain across the Mississippi River a dam, canal, and works necessarily incident thereto, for water-power purposes, at any point between section seventeen or eighteen, in township one hundred and twenty-one north, of range twenty-three west, in Wright County, and section six, in township thirty-two north, of range twenty-six west, in Sherburne County, Minnesota: Provided, That the plans for the construction of said dam and appurtenant works shall be submitted to and approved by the Chief of Engineers and the Secretary of War before the commencement of construction of the same: And provided further, That the said Minnesota Power and Trolley Company, its successors or assigns, shall not deviate from such plans after such approval, either before or after the completion of said structures, unless the modification of said plans shall have previously been submitted to and received the approval of the Chief of Engineers and of the Secretary of War: And provided further, That there shall be placed and maintained in connection with said dam a sluiceway so arranged as to permit logs, timber, and lumber to pass around, through, or over said dam without unreasonable delay or hindrance and without toll or charges: And provided further, That the dam shall be so constructed that the Government of the United States may at any time construct in connection therewith a suitable lock for navigation purposes, and may at any time, without compensation, control the said dam so far as shall be necessary for purposes of navigation, but shall not destroy the water power developed by said dam and structures to any greater extent than may be necessary to provide proper facilities for navigation, and that the Secretary of War may at any time require and enforce, at the expense of the owners, such modifications and changes in the construction of such dam as he may deem advisable in the interests of navigation: And provided further, That in case any litigation arises from the building of said dam, or from the obstruction of said river by said dam or appurtenant works, cases may be tried in the proper courts, as now provided for that purpose in the State of Minnesota

and in the courts of the United States; but nothing in this Act shall be so construed as to repeal or modify any of the provisions of law now existing in reference to the protection of the navigation of rivers or to exempt said structures from the operation of same.

Existing laws not modified.

SEC. 2. That suitable fishways, to be approved by the United States Fish Commissioner, shall be constructed and maintained at said dam by said corporation, its successors or assigns.

Fishways.

SEC. 3. That the right to amend, alter, or repeal this Act is hereby expressly reserved; and the same shall become null and void unless the construction of the dam hereby authorized be commenced within one year after the passage of this Act and completed within three years thereafter.

Amendment.
Time of construction.

Approved, March 12, 1904.

CHAP. 836.—An Act Directing the Secretary of War to expend one hundred and twenty-five thousand dollars heretofore appropriated for a channel through Sabine Lake, Texas.

Mar. 25, 1904.
Vol. 33, p. 149.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War is hereby authorized and directed to use and expend the one hundred and twenty-five thousand dollars appropriated by an Act entitled "An Act making appropriations for the construction, repair, and preservation of certain public works on rivers and harbors, and for other purposes," approved June thirteenth, nineteen hundred and two, for the purpose of improving mouths of Sabine and Neches rivers, Texas, in accordance with House Document Numbered Two hundred and ninety-nine, Fifty-fourth Congress, second session, by connecting the same with Sabine Pass by a channel eight feet deep through Sabine Lake, in excavating and constructing a channel eight or more feet deep from the mouths of the Sabine and Neches rivers, at or near the west shore of Sabine Lake, to Taylors Bayou, a navigable stream in the State of Texas.

[H. R. 3565.]
[Public, No. 69.]

Sabine Lake, Tex.
Construction of channel through.
Expenditure of former appropriation authorized.
Vol. 32, p. 355.
Ante, p. 988.

Approved, March 25, 1904.

CHAP. 860.—An Act Granting to the Davenport Water Power Company rights to construct and maintain a canal, power station, and appurtenant works in the Mississippi River, in Scott County, Iowa.

Apr. 5, 1904.
Vol. 33, p. 158.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the assent of Congress is hereby given to the Davenport Water Power Company, a corporation created and organized under the laws of the State of Iowa, its successors and assigns, to erect, construct, operate, and maintain a canal along the north bank of the Mississippi River between Leclaire and Davenport, in Scott County,

[S. 4142.]
[Public, No. 82.]

Mississippi River.
Davenport Water Power Co. may construct a canal, etc., in Scott County, Iowa.

in the State of Iowa, to erect, construct, operate, and maintain a power station thereon, and to project, erect, construct, operate, and maintain such dams and other works as may be necessary within said limits for the development of water power and the generation, use, and transmission therefrom of electric energy and power at, in, and upon the Rock Island Rapids of the Mississippi River: *Provided*, That the said canal and appurtenant works shall be so designed, constructed, and operated as not to interfere in any way with the safe and convenient navigation of steamboats and other vessels or of rafts and barges over the Rock Island Rapids at any stage of water; and the expense of any reconstruction or extension of or addition to existing works for the improvement of navigation on the said Rock Island Rapids, which may be found necessary, in the opinion of the Secretary of War, on account of the construction, maintenance, or operation of the said canal and appurtenant works, shall be borne by the said company, its successors, or assigns, under conditions to be prescribed by the Secretary of War: *And provided further*, That detailed plans for the construction and operation of the said canal and appurtenant works shall be submitted to and approved by the Secretary of War before the commencement of the construction of any portion of the said works; and that after the approval of the said plans no deviation therefrom shall be made without the prior approval by the Secretary of War of the said deviation; *And provided further*, That the said works and appurtenances shall be so designed, constructed, and operated as not to overflow or otherwise damage the lands and other property of the United States at Rock Island Arsenal, or injure or diminish the water power of the United States at the said arsenal, or the water power of any person, firm, or corporation having hydraulic works already constructed: *And provided further*, That before entering upon the construction of the said works, compensation shall be made to any person, firm, or corporation whose lands or other property may be taken, overflowed, or otherwise damaged by the construction, maintenance, and operation of the said works, in accordance with the laws of the State where such lands or other property may be situate.

Dams.

Provisos. Unobstructed navigation.

Secretary of War to approve plans, etc.

Protection to Rock Island Arsenal, etc.

Payment of damages.

Protection to navigation.

SEC. 2. That the withdrawal of water from the Mississippi River and the discharge of water into the said river, for the purpose of operating the said canal and appurtenant works, shall be under the direction and control of the Secretary of War, and shall at no time be such as to impede or interfere with the safe and convenient navigation of the said river by means of steamboats or other vessels, or by rafts and barges, or to injure or diminish the water power of the United States at Rock Island Arsenal, or the water power of any person, firm, or cor-

poration having hydraulic works already constructed: *Provided*, That if any litigation arises from the construction, operation, or maintenance of the said works, or from the obstruction of any part of the Mississippi River by the said works or any portion thereof, cases may be tried in the proper courts as now provided for that purpose in the States of Illinois and Iowa, and the courts of the United States: *And provided further*, That suitable fishways shall be constructed and maintained by the said company its successors and assigns, at such of the dams and in such manner as may be required from time to time by the United States Fish Commission.

Provides.
Litigation.

Fishways.

SEC. 3. That this Act shall be null and void if actual construction of the works herein authorized be not commenced within three years and completed within six years from the date hereof.

Time of construction.

SEC. 4. That the right to alter, amend, or repeal this Act is hereby expressly reserved.

Amendment.

Approved, April 5, 1904.

[No. 22.] Joint Resolution Providing for the extension of the time for the removal of the temporary dam and construction of locks in Bayou Lafourche, State of Louisiana. Apr. 13, 1904. Vol. 33, p. 588.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the limit of time fixed by an Act entitled "An Act making appropriations for the construction, repair, and preservation of certain public works on rivers and harbors, and for other purposes," approved June thirteenth, nineteen hundred and two, for the removal of a temporary dam and construction of locks in Bayou Lafourche, State of Louisiana, be, and the same is hereby, extended for an additional period of three years, to be completed from and after the expiration of the time fixed in said Act.

[H. J. R.
128.]
[Pub. Res.,
No. 22.]
Bayou La-
fourche, La.
Time extend-
ed for removal
of dam, etc., in
Vol. 32, p.
378.
Ante, p. 1014.

Approved, April 13, 1904.

[No. 26.] Joint Resolution To permit Major Thomas W. Symons, Corps of Engineers, to assist the State of New York by acting as a member of an advisory board of consulting engineers in connection with the improvement and enlargement of the navigable canals of the State of New York. Apr. 20, 1904. Vol. 33, p. 425.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War be, and he is hereby, authorized to grant Major Thomas W. Symons, Corps of Engineers, leave of absence without pay; and that he be permitted to assist the State of New York by acting as member of an advisory board of consulting engineers in con-

[S. J. R.
54.]
[Priv. Res.,
No. 1.]

Thomas W.
Symons.
Granted
leave without
pay to serve
on canal com-
mission.

nection with the improvement and enlargement of the navigable canals of the State of New York. The permission hereby given shall be held to terminate at such date or dates as the Secretary of War may determine.

Approved, April 20, 1904.

Apr. 21, 1904. **CHAP. 1409.**—An Act In relation to the location of the navigable channel of the Calumet River, Illinois and Indiana.

[H. R. 13742.]
[Public, No. 132.]

Preamble.

Whereas by deed dated the thirtieth day of April, eighteen hundred and eighty-six, and recorded in the recorder's office of Cook County, Illinois, on the eighth day of April, eighteen hundred and eighty-nine, in book twenty-five hundred and twelve of records, at page four hundred and eighty, the owners of the northwest quarter of section thirty, township thirty-seven north, range fifteen east, of the third principal meridian, in Cook County, Illinois, gave and granted unto the United States of America free and unobstructed right of way in and through the above-described ground, two hundred feet in width, for purposes of a channel for the Calumet River, in accordance with the provisions of an Act of Congress approved July fifth, eighteen hundred and eighty-four, and in order to enable the United States to straighten the channel of the said Calumet River and conform to a survey and realignment of the channel lines of said river as adopted, established, and shown by plat approved by the Chief of Engineers of the United States Army and filed for record in the office of the recorder of deeds of Cook County, Illinois, on the seventeenth day of May, eighteen hundred and eighty-nine, as document one million one hundred and two thousand two hundred and eighty-four, entitled "Map of the Calumet River, Illinois, from Lake Michigan to Calumet Lake, to accompany report of W. G. Ewing, United States attorney, to the Attorney-General respecting cession of right of way for improvement of said river under Act of Congress approved July fifth, eighteen hundred and eighty-four" (report dated January twenty-fourth, eighteen hundred and eighty-eight, and report dated February twelfth, eighteen hundred and eighty-nine, William G. Ewing, United States attorney, northern district of Illinois); and

Vol. 23, p. 143.
Ante, p. 409.

Whereas it is provided in the said deed above referred to that "the shore or dock lines of said river as so established and shown on said plat shall hereafter for all purposes be taken as the true meandered lines of said stream:" Therefore

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the portion of the old channel of the Calumet River in the northwest quarter of section thirty, township thirty-seven north, range fifteen east, of the third prin-

Calumet River, Ill. and Ind. Abandonment of old channel of.

cipal meridian, in Cook County, Illinois, which lies outside of the new channel lines as established by the United States and shown on "Map of the Calumet River, Illinois, from Lake Michigan to Calumet Lake, to accompany report of W. G. Ewing, United States attorney to the Attorney-General, respecting cession of right of way for improvement of said river under Act of Congress approved July fifth, eighteen hundred and eighty-four," is hereby abandoned as navigable water from and after the time that a navigable channel shall be cut through said quarter section within the new channel lines of the river as shown on the said map.

Approved, April 21, 1904.

Vol. 23, p. 143.
Ante, p. 409.
 New channel.

[No. 27.] Joint Resolution To authorize the lowering of the height of the Government dams in the Illinois River at Kampsville and Lagrange.

Apr. 21, 1904.
 Vol. 33, p. 589.
 [H. J. R. 85.]
 [Pub. Res. No. 26.]

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War is hereby authorized, in his discretion, with the concurrence of the Chief of Engineers, to permit the sanitary district of Chicago, at the expense of said corporation, to lower the height of the Government dams in the Illinois River at Kampsville and Lagrange, Illinois, in accordance with such plans as he may prescribe and subject to such stipulations and conditions as, in his judgment, may be necessary to protect the interests of the United States.

Illinois River, Ill. Permission granted the Sanitary District of Chicago to lower Government dams at Kampsville and La Grange.

Approved, April 21, 1904.

CHAP. 1487.—An Act Permitting the building of a dam across the Mississippi River between the counties of Stearns and Benton, in the State of Minnesota.

Apr. 23, 1904.
 Vol. 33, p. 295.
 [H.R.14413.]
 [Public, No. 151.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the consent of Congress is hereby granted to the Watab Rapids Power Company, a Minnesota corporation, its successors or assigns, to construct and maintain across the Mississippi River a dam and works necessary incident thereto for water power and supply purposes at any point not less than four hundred feet above the mouth of Watab River, between section twenty-one, in township one hundred and twenty-five north, range twenty-eight west, in Stearns County, and section nine, in township thirty-six north, range thirty-one west, in Benton County, Minnesota, which may be approved by the Chief of Engineers and the Secretary of War: *Provided*, That the plans for the construction of said dam and appurtenant works shall be submitted to and approved by the Chief of Engineers and the Secretary of

Mississippi River. Watab Rapids Power Co. may dam in Minnesota. Location.

Provides. Secretary of War to approve plans, etc.

- Changes. War before the commencement of the construction of the same: *And provided further*, That the aforesaid Watab Rapids Power Company, its successors or assigns, shall not deviate from such plans after such approval, neither before nor after the completion of said structures, unless the modification of said plans has been previously submitted to and received the approval of the Chief of Engineers and the Secretary of War: *And provided further*, That there shall be placed and maintained in connection with said dam a sluiceway so arranged as to permit logs, timber, and lumber to pass around, through, or over said dam without unreasonable delay or hindrance and without toll or charges: *And provided further*, That the dam shall be so constructed that the Government of the United States may at any time construct in connection therewith a suitable lock for navigation purposes, and may at any time, without compensation, control the said dam so far as shall be necessary for purposes of navigation, but shall not destroy the water power developed by said dam and structures to any greater extent than may be necessary to provide proper facilities for navigation, and that the Secretary of War may at any time require and enforce, at the expense of the owners, such modifications and changes in the construction of said dam as he may deem advisable in the interests of navigation.
- Sluiceways. SEC. 2. That suitable fishways, to be approved by the United States Fish Commissioner, shall be constructed and maintained at said dam by said corporation, its successors or assigns.
- Lock. SEC. 3. That in case any litigation arises from the building of said dam, or from the obstruction of said river by said dam or appurtenant works, cases may be tried in the proper courts as now provided for that purpose in the State of Minnesota, and in the courts of the United States: *Provided*, That nothing in this Act shall be so construed as to repeal or modify any of the provisions of law now existing in reference to the protection of the navigation of rivers or to exempt said structure from the operation of the same.
- Fishways. SEC. 4. That the right to amend, alter, or repeal this Act is hereby expressly reserved; and the Act shall become null and void unless the construction of the said dam is commenced within one year and completed within three years from the date of approval thereof.
- Litigation. *Provided*, Existing laws not affected.
- Amendment. Time of construction.

Approved, April 23, 1904.

Apr. 26, 1904. CHAP. 1605.—An Act To enable the Secretary of War to permit the erection of a lock and dam in aid of navigation in the Tennessee River near Chattanooga, Tennessee, and for other purposes. [H. R. 15014.] [Public, No. 165.]

Tennessee River.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War be, and he is hereby,

fully authorized and empowered to grant permission to the city of Chattanooga, Tennessee, or to a private corporation or company, or to individuals, as provided in section five of this bill, to build and construct a lock and dam across the Tennessee River at "Scott Point," near Chattanooga, Tennessee, under his direction, supervision, and control, and in accordance with and conformity to the plans and designs made by Major Dan C. Kingman, an engineer of the United States Army, in pursuance of an Act of Congress passed on March third, eighteen hundred and ninety-nine, with such changes and modifications as the Secretary of War may direct: *Provided*, That the said contracting municipality or parties shall purchase and pay for all lands on either side of the river that may be necessary to the successful construction and operation of said lock and dam, including flowage rights and rights of way for ingress and egress from public highways, and deed the same to the United States, and make all excavations, erect all stone, concrete, and timber work, furnish all materials of every character, and pay for all labor employed in the construction of said lock and dam, and give said lock and dam to the United States completed, free of all cost, expense, claims, or charges of any kind whatsoever, except for expenses connected with the preparation of plans and the superintendence, as provided in section five of this Act, and further excepting the cost of the lock gates and ironwork and machinery necessary to operate the lock when completed, which shall be furnished by the United States.

Chattanooga,
Tenn., etc. au-
thorized to
build lock and
dam.
Post, p.
1052.

Vol. 30, p.
1151.
Ante, p. 875.

Proviso.
Conditions.

SEC. 2. That the said municipality, corporation, company, or individuals undertaking the construction of said work shall begin the building of said lock and dam within eighteen months from the passage of this Act, and the same shall be completed within four years from the date of beginning the construction, the right being reserved to the United States to enter on the construction of said lock and dam if deemed advisable at any time before the work is commenced by said contracting parties; or if begun and not carried on in strict accordance with the directions of the Secretary of War, then the United States may assume the further construction and completion of said work at its option, the cost of such further construction and completion to be paid by the said contracting municipality, corporation, company, or individuals.

Time of con-
struction.
Vol. 36, p.
181.
Post, p. 1363.

United States
may construct.

SEC. 3. That the deed to the United States to the land to be purchased and donated to the same, as mentioned in the first section of this Act, shall be executed and delivered within twelve months after the passage of this Act; and, further, that the Secretary of War shall determine from time to time whether the work is being properly done, and may require an increase in force to be employed by the contractor so as to force the work to completion within the limit mentioned in the Act.

Delivery of
deed.

Use of water power.

Provisos.
Electric current to be supplied free to Government buildings, etc.

Unobstructed navigation.

Regulations.

Contract Preference options.

Provisos.
Bond.

SEC. 4. That in consideration of the construction of said lock and dam, free of cost to the United States except as provided in section one of this Act, the United States hereby grants to the municipality, corporation, company, or persons constructing said lock and dam under the provisions of this Act such rights as it possesses to use the water power produced by said dam, and to convert the same into electric power or otherwise utilize it for a period of ninety-nine years: *Provided*, That it or they shall furnish the necessary electric current while its or their power plant is in operation to move the gates and operate the locks and to light the United States buildings and grounds, free of cost to the United States: *And provided further*, That the plans for the necessary works and structures to utilize said water power shall be approved by the Secretary of War, and that nothing shall be done in the use of the water from said dam or otherwise to interfere with or in any way impede or retard the proper and complete navigation of the river at all times, nor in any way to interfere with the use and control of the same by the United States for the purposes of navigation: *And provided further*, That the Secretary of War is hereby authorized to prescribe regulations to govern the use of the said water power and the operations of the plant and force employed in connection therewith; and no claim shall be made against the United States for any failure of water power resulting from any cause whatever.

SEC. 5. That it shall be the duty of the Secretary of War in contracting for the erection of the said lock and dam to give the preference, option, or first right to contract to do said work to the city of Chattanooga, Tennessee, but if said city of Chattanooga shall fail within four months from the passage of this Act to formally notify the Secretary of War of its intention to construct said lock and dam and to enter into contract to do so, then to C. E. James and J. C. Guild, residents of Chattanooga, Tennessee, their heirs and assigns. In case of failure on the part of said C. E. James and J. C. Guild, residents of Chattanooga, Tennessee, their heirs and assigns, for a further period of eight months to formally notify the Secretary of War of their intention to proceed with the construction of the lock and dam as herein provided, then it shall be lawful for the Secretary of War to contract with any private corporation, company, firm, or persons for the construction of said lock and dam on the terms and in the manner herein provided: *Provided*, That the Secretary of War may require the contracting party to execute a bond, with proper sureties, before the commencement of the work in such amount as he may consider necessary, not exceeding one hundred thousand dollars, to insure the commencement, prosecution, and completion of the work herein authorized and compliance with the terms, conditions, and requirements of this Act, and in

case of failure to comply with the requirements of said bond the said contracting party shall forfeit to the United States the full amount thereof: *Provided further*, That the plans, including specifications and drawings for the work, shall be prepared at the expense of the United States, under the direction and subject to the approval of the Secretary of War and the Chief of Engineers, United States Army, by the officer of the Corps of Engineers, United States Army, having under his charge the work of improving the Tennessee River, who shall at the expense of the United States maintain a suitable force of inspectors upon the work to see that the plans and specifications are strictly carried out, and such conditions or safeguards as the Secretary of War and the Chief of Engineers may deem essential to securing proper results shall be made a part of the contract. The expense for plans as well as for the maintenance of the force of inspectors herein referred to shall be paid from the amount appropriated for preliminary examinations, surveys, contingencies, and so forth, made in section two of the river and harbor Act of June thirteenth, nineteen hundred and two.

Plans, etc.

Inspection.

Expense.

Vol. 32, p.
372.
Ante, p.
1006.Extension
of time for
construction.

SEC. 6. That in the event the city of Chattanooga undertakes the erection of said lock and dam the Secretary of War shall extend the time provided herein for beginning the work on the same for a period not exceeding twelve months from the passage of the enabling act that the general assembly of the State of Tennessee may pass at its next regular session, enabling said municipality to undertake said work, if the same be necessary; and in the same event he shall extend the time for the completion of said lock and dam twelve months.

SEC. 7. That the right is expressly reserved in the United States to revoke by Act of Congress the rights, privileges, and benefits conferred by this Act; but in the event of such revocation the United States shall pay to the municipality, corporation, company, firm, or persons who may erect said lock and dam under the provisions of this Act, as full compensation, the reasonable value, exclusive of the franchise hereby conferred, of all properties erected and lands purchased by them necessary for the enjoyment of the benefits conferred upon them by the provisions of this Act, such value to be determined by mutual agreement between the Secretary of War and the owners of said properties, and in case they can not agree, then by proceedings instituted in the United States circuit court for the condemnation of said property, such proceedings to conform as nearly as may be to the laws of the State of Tennessee in respect of condemning land for the right of way for railroad purposes: *Provided*, That to insure compliance with the terms of the contract or of this Act, or to protect the interests of navigation, the Secretary of War shall have power at any time, before or after the completion of the work, to order a suspension of all priv-

Right of
revocation re-
served.Indemnifica-
tion.*Proviso*.
Suspension
of privileges.

Enforcement
by injunction.

ileges granted by this Act: *And provided further*, That compliance with such order of suspension may be enforced by the injunction of the circuit court of the United States exercising jurisdiction in the district in which the work is situated, and proper proceedings to this end shall be instituted by the Attorney-General upon request of the Secretary of War.

Existing
laws not af-
fected.

SEC. 8. That nothing in this Act shall be construed as in any way interfering with the exclusive jurisdiction over and control by the United States of the Tennessee River and the lock and dam therein to be erected for the purpose of navigation, nor as repealing or modifying any of the provisions of law now existing in reference to the protection of navigation.

Approved, April 26, 1904.

Apr. 27, 1904.
Vol. 33, p. 314.

CHAP. 1615.—An Act Declaring each of the tunnels under the Chicago River an obstruction to navigation, and for other purposes.

[H. R. 4483.]
[Public, No.
174.]

Chicago, Ill.
Tunnels un-
der Chicago
River in, de-
clared obstruc-
tions to navi-
gation.

Changes to
be made to aid
navigation.
Notice to
owners.

Proceedings
on failure to
remove ob-
structions.

Penalty.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the tunnels under the Chicago River in the State of Illinois at La Salle street, Washington street, and near Van Buren street, in the city of Chicago, in said State of Illinois, are, and each of them is hereby, declared to be, as now constructed, an unreasonable obstruction to the free navigation of said Chicago River, and each of said tunnels is hereby declared to be a public nuisance. And it shall be the duty of the Secretary of War to give notice to the persons or corporations owning or controlling said tunnels, or any of them, so to alter the same as to render navigation over said tunnels free, easy, and unobstructed, and in giving such notice he shall specify the changes recommended by the Chief of Engineers that are needed to be made in order that said tunnels, or any of them, shall not thereafter be an obstruction to navigation, and shall prescribe in each case a reasonable time in which to make said changes. If at the expiration of such time such changes have not been made, the Secretary of War shall forthwith notify the United States district attorney for the northern district of Illinois, in which said tunnels are situated, to the end that the criminal proceedings hereinafter prescribed may be taken. If the person or persons, corporation or corporations, owning or controlling any of the said tunnels shall, after receiving notice to that effect, as hereinbefore required, from the Secretary of War, and within the time prescribed by him, fail or refuse to remove the same or to make the changes specified in the notice of the Secretary of War, such person or persons, corporation or corporations, shall be deemed guilty of a misdemeanor, and on conviction thereof shall be punished by a fine

not exceeding ten thousand dollars; and each and every month such person or persons, corporation or corporations, shall remain in default in respect to the removal or alteration of such tunnel shall be deemed a new offense and subject the person or persons, corporation or corporations, so offending to the penalty herein prescribed: *Provided*, That in any case arising under the provisions of this Act an appeal or writ of error may be taken from the district court or from the circuit court direct to the Supreme Court either by the United States or by the defendants.

Proviso.
Appeal.

Approved, April 27, 1904.

CHAP. 1623.—An Act Granting certain rights and privileges to the commissioners of waterworks in the city of Erie, Pennsylvania. Apr. 27, 1904.
Vol. 33, p. 352.

[H. R. 13300.]
[Public, No. 182.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the commissioners of waterworks in the city of Erie, State of Pennsylvania, are hereby granted the right to use and occupy so much of the land belonging to the United States known as Presque Isle Peninsula, not exceeding one hundred and seventy-five acres, as may be necessary for the purpose of laying, extending, projecting, and maintaining an intake pipe, and for laying out, installing, building, maintaining, and operating the necessary reservoirs, settling basins, and filtration beds, for the waterworks of the said city of Erie, and in connection therewith to construct and maintain buildings, houses, and sheds, to reclaim marsh lands, to plant trees and shrubs, to build and maintain walks, roads, docks, and any other works, improvements, or structures that may be required for the purpose of supplying the city of Erie with water, and for no other purpose: *Provided*, That the use and occupation of the said lands shall in no manner affect the right, title, and interest of the United States in and to such land, nor the Government right of passage across the land so occupied; and the said commissioners of waterworks shall do nothing that may injuriously affect the harbor of Erie or the peninsula of Presque Isle as a protection for this harbor: *Provided further*, That the United States shall not be liable for any damage whatever that may at any time occur to the waterworks improvement: *And provided further*, That the exercise of the right hereby granted, and the execution of any work hereby authorized, shall be in accordance with such plans and specifications as may be approved by the Secretary of War, and subject to such further stipulations and conditions as he may prescribe.

Erie, Pa.
Use of land
for waterworks
on Presque Isle
Peninsula
granted to.

Provisos.
Government
rights reserved.

Restriction.

Nonliability
of United
States for dam-
ages.
Secretary of
War to ap-
prove plans,
etc.

SEC. 2. That the right to alter, amend, or repeal this Act is hereby expressly reserved.

Amendment.

Approved, April 27, 1904.

Apr. 28, 1904.
Vol. 33, p. 451.

[H.R.14754.]
[Public, No.
193.]

River and
harbor appro-
priation.
Preservation
of existing
works.
Appropriation
immediately
available.

Channels.

Provisos.
Allotments.
Vol. 32, p.
331.
Restriction.

Maximum.

Exception.

Use of former
appropriations.

Mississippi
River.
Repairing
damages to
levees.

Cairo to
Head of Passes.
Contracts.
Vol. 32, p.
366.
Ante, p. 999.
Use of former
appropriation.

CHAP. 1761.—An Act Providing for the restoration or maintenance of channels, or of river and harbor improvements, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, in view of the fact that no general river and harbor bill is to be enacted during the present session, and in view of the necessity of temporary provision for the preservation of existing work, the sum of three million dollars be, and the same is hereby, appropriated, to be paid out of any money in the Treasury not otherwise appropriated, to be immediately available and to be expended under the direction of the Secretary of War and the supervision of the Chief of Engineers, for the following purposes and under the limitations herein set forth, to wit: For the restoration or maintenance of channels, or of river and harbor improvements, established or made by the Government, where the usual depth of such channels or customary use of such improvement has become, or may be, impaired and there is no sufficient fund available for such restoration or maintenance, with a view to preserve in their normal condition of efficiency existing channels and improvements: *Provided,* That allotments from the amount herein named shall be made by the Secretary of War, and no such allotments shall be made unless the necessity for such restoration or maintenance shall have arisen since the passage of the river and harbor Act of June thirteenth, nineteen hundred and two, and the same shall be recommended by the local engineer having such channel or improvement in charge and the Chief of Engineers, respectively: *Provided further,* That no single channel or improvement shall be allotted a sum greater than fifty thousand dollars, nor any portion of the said appropriation, unless the same is necessary in the interest of navigation or to protect and preserve any existing Government work in the interest of navigation.

SEC. 2. That in all cases in which appropriations or authorizations have heretofore been made for the completion of river and harbor works the Secretary of War may, in his discretion, on the recommendation of the Chief of Engineers, apply such amounts as have been appropriated or authorized for the prosecution of such work.

SEC. 3. That in order to repair the damage caused by the flood of nineteen hundred and three, and to restore and continue the improvement in the levee system of the Mississippi River interrupted by that flood, the Secretary of War may, as recommended by the Mississippi River Commission, enter into contract or contracts for levee work upon the Mississippi River between Cairo and the Head of the Passes during the fiscal year ending June thirtieth, nineteen hundred and five, to the extent of one million dollars, to be paid for out of the appropriation for that stretch of the river, authorized by the river and

harbor Act of nineteen hundred and two, for the fiscal year ending June thirtieth, nineteen hundred and six, when the appropriation for the last-named fiscal year shall become available.

SEC. 4. That no appropriations heretofore or hereafter made for improving harbors and deepening channels shall be used for the construction of Government dredges for use on the Great Lakes or on the Atlantic coast north of Cape Henry unless there shall be a specific appropriation for that purpose: *Provided, however,* That this provision shall not apply to any dredge the construction of which has heretofore been authorized by the Secretary of War.

Dredges on Great Lakes, etc.
Not to be used without specific appropriation.
Proviso. Exception.

Approved, April 28, 1904.

CHAP. 1762.—An Act Making appropriations for sundry civil expenses of the Government for the fiscal year ending June thirtieth, nineteen hundred and five, and for other purposes.

Apr. 28, 1904.
Vol. 33, p. 452.
[H.R. 14416.]
[Public, No. 194.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums be, and the same are hereby, appropriated, for the objects hereinafter expressed, for the fiscal year ending June thirtieth, nineteen hundred and five, namely:

Sundry civil expenses appropriations.

* * * * *

Toward the construction of works on harbors and rivers, under contract and otherwise, and within the limits authorized by law, namely:

Rivers and harbors.

Improving harbor at Charleston, South Carolina: For continuing improvement, seventy-three thousand dollars.

Charleston, S. C.
Vol. 29, p. 202.
Ante, p. 743.

For works authorized by the river and harbor Act of eighteen hundred and ninety-six, as follows:

Improving harbor at Cleveland, Ohio: For continuing improvement, twenty-five thousand two hundred dollars.

Cleveland, Ohio.

Improving Cumberland Sound, Georgia and Florida: For continuing improvement, fifty-five thousand dollars.

Cumberland Sound, Ga. and Fla.

Improving Monongahela River, West Virginia: For completing improvement by the construction of six locks and dams on the Upper Monongahela River, one hundred thousand dollars.

Monongahela River, W. Va.

Improving harbor at San Pedro, California: For continuing construction of breakwater, three hundred and fifty thousand dollars.

San Pedro, Cal.

Improving Winyaw Bay, South Carolina: For continuing improvement of harbor at Winyaw Bay, seventy thousand dollars.

Winyaw Bay, S. C.

For works authorized by the river and harbor Act of eighteen hundred and ninety-nine, as follows:

Vol. 30, p. 1121.
Ante, p. 843.

Improving channel in Gowanus Bay, New York: For continuing improvement of Bay Ridge and Red Hook channels, one hundred and seventy-five thousand dollars.

Gowanus Bay, N. Y.

- Black River (Lorain), Ohio. Improving harbor at Black River, Ohio: For continuing improvement of harbor at mouth of Black River, Lorain, Ohio, one hundred thousand dollars.
- Gulfport, Miss. Improving harbor at Gulfport, Mississippi: For maintenance of channel from Gulfport to Ship Island Harbor, including anchorage basin, ten thousand dollars.
- Ambrose channel, N. Y. Improving harbor at New York, New York: For continuing improvement of Ambrose Channel (formerly known as East Channel) across Sandy Hook Bar, fifty thousand dollars.
- Sandbeach (Harbor Beach), Mich. Improving harbor of refuge at Sand Beach, Michigan: For continuing improvement in completion of contract limit, fifty thousand dollars.
- Toledo, Ohio. Improving harbor at Toledo, Ohio: For continuing improvement, seventy thousand dollars.
- Vol. 32, p. 331. *Ante*, p. 949. For works authorized by the river and harbor Act of nineteen hundred and two, as follows:
- Boston, Mass. Improving harbor at Boston, Massachusetts: For continuing improvement by providing channels thirty-five feet deep, and of authorized widths, from the navy-yard at Charlestown and the Chelsea and Charles River bridges to President Roads, and thence by route designated as numbered three through Broad Sound to the ocean, three hundred and fifty thousand dollars.
- Gloucester, Mass. Improving harbor at Gloucester, Massachusetts: For continuing improvement in accordance with the approved and modified project, one hundred thousand dollars.
- New London, Conn. Improving harbor at New London, Connecticut: For completing improvement, sixty thousand dollars.
- Black Rock, Harbor, N. Y. Improving Lake Erie Entrance to Black Rock Harbor and Erie Basin, New York: For continuing improvement, one hundred and twenty-five thousand dollars.
- Savannah, Ga. Improving harbor at Savannah, Georgia: For continuing improvement in accordance with approved or modified project as authorized, one hundred and five thousand dollars.
- Galveston, Tex. Improving harbor at Galveston, Texas: For continuing work of restoration of channel and jetties in accordance with approved or modified plan as authorized, one hundred thousand dollars.
- Cleveland, Ohio. Improving harbor at Cleveland, Ohio: For continuing improvement in accordance with the plan for new harbor entrance and breakwater extension, four hundred and sixty thousand dollars.
- Conneaut, Ohio. Improving harbor at Conneaut, Ohio: For continuing improvement, two hundred and forty thousand dollars.
- Waukegan, Ill. Improving harbor at Waukegan, Illinois: For completing improvement in accordance with the modified project as authorized, five thousand dollars.
- Oakland, Cal. Improving harbor at Oakland, California: For continuing improvement in completion in contract limit, nineteen thousand dollars.

Improving Delaware River, Pennsylvania and New Jersey: For continuing improvement from Christian street, Philadelphia, to Delaware Bay, one million dollars. Delaware River, Pa. and N. J.

Improving Great Pedee River, South Carolina: For continuing improvement of upper portion of river, ten thousand dollars. Great Pedee River, S. C.

Improving of Saint Johns River, Florida: For continuing improvement from Jacksonville to the ocean in accordance with the approved and modified project, three hundred and ninety-five thousand dollars. St. Johns River, Fla.

Improving Black Warrior, Warrior, and Tombigbee rivers, Alabama: For continuing improvement by the construction of locks and dams, numbered one, two, and three in the Tombigbee and Warrior rivers, two hundred and twenty-five thousand dollars. Black Warrior, Warrior, and Tombigbee rivers, Ala.

Improving Pascagoula River, Mississippi: For continuing improvement in completion of contract limit from three miles above the mouth of Dog River to the seventeen-foot contour in Mississippi Sound, twenty-five thousand dollars. Pascagoula River, Miss.

Improving Galveston Ship Channel and Buffalo Bayou, Texas: For continuing improvement to a uniform depth in divisions one and two, two hundred thousand dollars. Galveston ship channel and Buffalo Bayou, Tex.

Improving Mississippi River from mouth of Ohio River to Minneapolis, Minnesota: For continuing improvement from the mouth of the Ohio River to the mouth of the Missouri River, six hundred and fifty thousand dollars. Mississippi River. From the Ohio to the Missouri.

For continuing improvement from the mouth of the Missouri River to Saint Paul, Minnesota, four hundred thousand dollars. Missouri River to St. Paul, Minn.

Improving Ohio River below Pittsburg, Pennsylvania: For continuing improvement in completion of contract limit by the construction of dam numbered eight, fifty thousand dollars. Ohio River. Dam No. 8.

For continuing improvement in completion of contract limit by the construction of dam numbered eleven, fifty thousand dollars. Dam No. 11.

Improving Stockton and Mormon channels, California: For continuing improvement by dredging and by the construction of a canal to divert the waters of Mormon Channel in Calaveras River at and near the city of Stockton, seventy-five thousand dollars. Stockton and Mormon channels, Cal.

Improving Columbia River at Three-Mile Rapids, Oregon and Washington: For continuing improvement between the foot of The Dalles Rapid and the head of Celilo Falls by means of canals and the improvement of the channel of the river, in accordance with the approved or modified project, as authorized, one hundred thousand dollars. Columbia River, Oreg. and Wash. Canals, etc.

Mississippi River Commission. From Head of Passes to the Ohio.

UNDER THE MISSISSIPPI RIVER COMMISSION.

Improving Mississippi River: For continuing improvement of Mississippi River from Head of Passes to the mouth of the Ohio River, including salaries and clerical, office, traveling, and miscellaneous expenses of the Mississippi River Commission, two million dollars.

* * * * *

Fort Crockett, Tex. Construction of sea wall.

FORT CROCKETT RESERVATION, GALVESTON, TEXAS: For the construction along the entire front of the Fort Crockett Reservation, except those parts of said front where the protected fortifications already act as a breakwater, a sea wall, embankment, and fill, as designated, specified, and described in the report of the board of engineers constituted in accordance with section one of the river and harbor Act approved June thirteenth, nineteen hundred and two, four hundred and ten thousand dollars, and upon the conveyance in fee simple to the United States of the land lying between Thirty-ninth and Forty-fifth streets and south of Avenue U, in the city of Galveston, Texas, the said sea wall in front of the Fort Crockett Reservation shall be extended and completed under the direction of the Secretary of War from Thirty-ninth street to the west line of Forty-fifth street in the city of Galveston, Texas, as designated, specified, and described in the report of the Board of Engineers, constituted in accordance with section one of the river and harbor Act, approved June thirteenth, nineteen hundred and two, and for this purpose the sum of one hundred and eighty-one thousand and forty-six dollars and twenty-five cents is hereby appropriated.

Vol. 32, p. 341. Ante, p. 963.

Further extension.

Vol. 32, p. 341. Ante, p. 963.

Governors Island, N. Y.

ENLARGEMENT GOVERNORS ISLAND, NEW YORK: For continuing plan of improvement for the enlargement of Governors Island, New York Harbor, by wharf work, dredging, bulkhead, and filling, two hundred thousand dollars [a].

* * * * *

Jamestown Island, Va. Protecting.

PROTECTING JAMESTOWN ISLAND, VIRGINIA: For the extension and completion of the sea wall and the construction of any other necessary works for protecting Jamestown Island in the State of Virginia, from the encroachments of James River, fifteen thousand dollars.

* * * * *

California Debris Commission. Vol. 27, p. 507. Ante, p. 659.

CALIFORNIA DEBRIS COMMISSION: For defraying the expenses of the Commission in carrying on the work authorized by the Act of Congress approved March first, eighteen hundred and ninety-three, fifteen thousand dollars.

New York Harbor. Deposits.

HARBOR OF NEW YORK: For prevention of obstructive and injurious deposits within the harbor and adjacent waters of New York City:

* All of this appropriation is for work assigned to the Engineer Department.

For pay of inspectors, deputy inspectors, office force, and expenses of office, ten thousand two hundred and sixty dollars;

Inspectors, etc.

For pay of crews and maintenance of six steam tugs and one launch, sixty-three thousand dollars;

Crews, tugs, etc.

In all, seventy-three thousand two hundred and sixty dollars.

* * * * *

Approved, April 28, 1904.

CHAP. 1784.—An Act To amend an Act making appropriations for the construction, repair, and preservation of certain public works on rivers and harbors and for other purposes; approved June thirteenth, nineteen hundred and two, making appropriation for improving Trinity River, Texas.

Apr. 28, 1904.
Vol. 33, p. 538.
[S. 5092.]
[Public, No. 216.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the provision, in an Act making appropriations for the construction, repair, and preservation of certain public works on rivers and harbors and for other purposes, approved June thirteenth, nineteen hundred and two, making appropriation for improving Trinity River, Texas, is hereby so amended as to authorize the Secretary of War to expend so much as may be necessary of the funds appropriated in the construction of one lock and dam on the river between the mouth and section one.

Trinity River, Tex.
Construction of lock and dam on.
Vol. 32, p. 356, amended.
Ante, p. 984.

Approved, April 28, 1904.

CHAP. 1821.—An Act To authorize the Ox Bow Power Company, of South Dakota, to construct a dam across the Missouri River.

Apr. 28, 1904.
Vol. 33, p. 570.
[H.R. 11972.]
[Public, No. 253.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the consent of the Government is hereby given to the Ox Bow Power Company, of South Dakota, its successors or assigns, to construct across the Missouri River, from lot three, in section twenty-six, township fourteen north, range three west of the Montana meridian, to the opposite bank of same river, to be approved by the Secretary of War, a dam, causeway, and the appurtenances thereof for water power and other purposes: *Provided,* That the plans for the construction of said dam and appurtenant works shall be submitted to and approved by the Chief of Engineers and the Secretary of War before the commencement of construction, and when so approved no change shall be made in said plans without the prior approval of the Chief of Engineers and the Secretary of War: *Provided further,* That the said company shall construct and maintain in connection with said

Missouri River, S. Dak.
Ox Bow Power Co. may construct dam across.
Location.

Provided.
Secretary of War to approve plans, etc.

Booms, etc. Fishways.	dam a suitable boom and log sluice; that suitable fishways, to be approved by the United States Fish Commissioner, shall be constructed and maintained in said dam by said corporation, its successors or assigns; and shall obtain and convey to the United States, whenever requested to do so by the Secretary of War, clear title to such land as in his judgment may be required for constructions and approaches to said dam for transferring boats and freight around the same, and shall grant to the United States a free use of water power for operating such construction work; and to insure compliance with these conditions the said company shall execute and deliver to the Secretary of War a proper bond, in such amount as may be fixed by him: <i>And provided further,</i>
Conveyance of title to United States.	That the said company shall be liable for any damage to private property resulting from the construction and operation of said dam and appurtenant works, either by overflow or otherwise, and proceedings to recover compensation for such damage may be instituted either in the State or Federal courts.
Use of water power. Bond.	
Damages.	
Proceedings.	
Time of construction.	SEC. 2. That this Act shall be null and void unless the structures herein authorized shall be commenced within one year and completed within three years from the date of approval hereof.
Amendment.	SEC. 3. That the right to alter, amend, or repeal this Act is hereby expressly reserved.
	Approved, April 28, 1904.

Jan. 7, 1905.
Vol. 33, p. 603.
[H. R. 15590.]
[Public, No. 6.]

CHAP. 32.—An Act To amend an Act approved April twenty-sixth, nineteen hundred and four, entitled "An Act to enable the Secretary of War to permit the erection of a lock and dam in aid of navigation in the Tennessee River near Chattanooga, Tennessee, and for other purposes."

Tennessee River, Tenn.
Construction of lock and dam in, near Chattanooga.
Vol. 33, p. 309.
Ante, p. 1050.
Vol. 38, p. 181.
Post, p. 1363.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act of Congress approved April twenty-sixth, nineteen hundred and four, entitled "An Act to enable the Secretary of War to permit the erection of a lock and dam in aid of navigation in the Tennessee River near Chattanooga, Tennessee, and for other purposes," be, and the same is hereby, amended by inserting in section one, line seven, after the words "Scott Point," "near Chattanooga, Tennessee," and before the word "under," the following: "or at such other point or place in the mountain section of said river below Scott Point as the Secretary of War may approve."

Approved, January 7, 1905.

CHAP. 288.—An Act Providing for the transfer of forest reserves from the Department of the Interior to the Department of Agriculture. Feb. 1, 1905.
Vol. 33, p. 628.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,
* * *

[H. R. 8460.]
[Public, No. 34.]

SEC. 4. That rights of way for the construction and maintenance of dams, reservoirs, water plants, ditches, flumes, pipes, tunnels, and canals, within and across the forest reserves of the United States, are hereby granted to citizens and corporations of the United States for municipal or mining purposes, and for the purposes of the milling and reduction of ores, during the period of their beneficial use, under such rules and regulations as may be prescribed by the Secretary of the Interior, and subject to the laws of the State or Territory in which said reserves are respectively situated.

Water rights granted for mining, etc., purposes.

Regulations.

* * * * *
Approved, February 1, 1905.

[No. 12.] Joint Resolution For the printing of a compilation of the laws of the United States relating to the improvement of rivers and harbors. Feb. 1, 1905.
Vol. 33, p. 1280.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That there shall be printed three thousand copies of a compilation of the laws of the United States relating to the improvement of rivers and harbors, passed until and including the laws of the second session of the Fifty-eighth Congress [°], of which six hundred copies shall be for the use of the Senate, one thousand four hundred copies for the use of the House of Representatives, and one thousand copies for the use of the War Department, the said compilation to be printed under the direction of the Secretary of War.

[H. J. R. 164.]
[Pub. Res., No. 11.]
Rivers and harbors.
Laws relating to improvement of, ordered printed.
Distribution.
Vol. 32, p. 375.
Ante, p. 1010.

* * * * *
Approved, February 1, 1905.

CHAP. 453.—An Act To amend an Act approved July first, nineteen hundred and two, entitled "An Act temporarily to provide for the administration of the affairs of civil government in the Philippine Islands, and for other purposes," and to amend an Act approved March eighth, nineteen hundred and two, entitled "An Act temporarily to provide revenue for the Philippine Islands, and for other purposes," and to amend an Act approved March second, nineteen hundred and three, entitled "An Act to establish a standard of value and to provide for a coinage system in the Philippine Islands," and to provide for the more efficient administration of civil government in the Philippine Islands, and for other purposes. Feb. 6, 1905.
Vol. 33, p. 689.

[H. R. 14623.]
[Public, No. 43.]

° The laws referred to are embodied in this compilation.

Philippine Islands, government of. Bonds exempt from taxation.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That all bonds issued by the government of the Philippine Islands, or by its authority, shall be exempt from taxation by the Government of the United States, or by the government of the Philippine Islands or of any political or municipal subdivision thereof, or by any State, or by any county, municipality, or other municipal subdivision of any State or Territory of the United States, or by the District of Columbia.

Issue of bonds for public improvements authorized.

SEC. 2. That for the purpose of providing funds to construct port and harbor works, bridges, roads, buildings for provincial and municipal schools, court-houses, penal institutions, and other public improvements for the development of the Philippine Islands by the general government thereof, the said government is authorized from time to time to incur indebtedness, borrow money, and to issue and sell therefor (at not less than par value in gold coin of the United States) registered or coupon bonds of such denominations and payable at such time or times, not later than forty years after the date of the approval of this Act, as may be determined by said government, with interest thereon not to exceed four and one-half per centum per annum: *Provided,* That the entire indebtedness of said government created by the authority conferred by this section shall not exceed at any one time the sum of five million dollars: *And provided further,* That the law of said government creating the indebtedness and authorizing the issue of the bonds under this section shall be approved by the President of the United States.

Provisos. Maximum indebtedness.

Approval by the President.

* * * * *

Repeal.

SEC. 12. That all Acts or parts of Acts inconsistent with the provisions of this Act are hereby repealed. Approved, February 6, 1905.

Feb. 9, 1905. Vol. 33, p. 712. [H. R. 15284.] [Public, No. 65.]

CHAP. 566.—An Act Granting to the Keokuk and Hamilton Water Power Company rights to construct and maintain for the improvement of navigation and development of water power a dam across the Mississippi River.

Mississippi River. Keokuk and Hamilton Water Power Company may dam at Des Moines Rapids, Iowa.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the assent of Congress is hereby given to the Keokuk and Hamilton Water Power Company, a corporation created and organized under the laws of the State of Illinois, its successors, and assigns, to erect, construct, operate, and maintain a dam, with its crest at an elevation of from thirty to thirty-five feet above standard low water, across the Mississippi River at or near the foot of the Des Moines Rapids, from Keokuk, Iowa, to Hamilton, Illinois, and to construct, operate, and maintain power stations on or in connection with the said dam, with suit-

able accessories for the development of water power, and the generation, use, and transmission therefrom of electric energy and power to be derived from the Des Moines Rapids on the Mississippi River: *Provided*, That in lieu of the three locks and the dry dock, with their appurtenances, now owned and operated by the United States, at the Des Moines Rapids Canal, the said Keokuk and Hamilton Water Power Company shall build, coincidentally with the construction of the said dam and appurtenances, at locations approved by the Secretary of War, a lock and dry dock with their appurtenances; the said lock shall be of such a kind and size and shall have such appurtenances and equipment as shall conveniently and safely accommodate the present and prospective commerce of the Mississippi River; the said dry dock and its appurtenances shall be such as to give space, facilities, and conveniences for the repair of vessels at least equal to those afforded by the existing Government dry dock and shops at the Des Moines Rapids Canal: *And provided further*, That the said dam and appurtenant works shall be so designed, located, constructed, maintained, and operated, and the said lock and dry dock, with their appurtenances, shall be so designed, located, constructed and equipped, as to permit at all times during the season of navigation, and at any stage of water, the safe and convenient navigation of steamboats and other vessels, or of rafts and barges, through the portion of the Mississippi River now occupied by the Des Moines Rapids, as well as through the entire length of the pool formed by the said dam: *And provided further*, That detailed plans for the construction and operation of the said dam, lock, dry dock, and appurtenant works, shall be submitted to and approved by the Secretary of War before the commencement of any portion of the said works; and the said works shall be constructed under the supervision of some engineer officer of the Army designated for that purpose, and that after the approval of the said plans no deviation therefrom shall be made without the prior approval of the Secretary of War of any such deviation: *And provided further*, That compensation shall be made by the said Keokuk and Hamilton Water Power Company to all persons, firms, or corporations whose lands or other property may be taken, overflowed, or otherwise damaged by the construction, maintenance, and operation of the said works in accordance with the laws of the State where such lands or other property may be situated; but the United States shall not be held to have incurred any liability for such damages by the passage of this Act: *And provided further*, That when the said dam, lock, dry dock, and appurtenant works shall have been completed to the satisfaction of the Secretary of War, the United States shall have the ownership and control of the said lock, dry dock, and their appurtenances, and operate and maintain the same.

Proviso.
Construction
of lock and dry
dock, etc.

Restrictions.

Unobstructed navigation.

Secretary of War to approve plans, etc.

Supervision of engineer officer, etc.

Compensation for damages.

Nonliability of the United States.

Operation of lock and dry dock.

Protection to navigation.

SEC. 2. That the withdrawal of water from the Mississippi River and the discharge of water into the said river, for the purpose of operating the said power stations and appurtenant works, shall be under the direction and control of the Secretary of War, and shall at no time be such as to impede or interfere with the safe and convenient navigation of the said river by means of steamboats or other vessels, or by rafts or barges: *Provided*, That the said company shall construct such suitable fishways as may be required from time to time by the Secretary of Commerce and Labor.

Proviso. Fishways.

Cost of construction, etc.

SEC. 3. That, except as provided for below in this section, the Keokuk and Hamilton Water Power Company shall bear the entire cost of locating, constructing, maintaining, and operating the structures and appurtenances provided for in this Act: *Provided*, That the United States shall bear the cost of the supervision of the work by an engineer officer of the Army as provided for in section one of this Act, and also the cost of maintaining and operating the lock and dry dock with their appurtenances, after their completion and due acceptance by the Secretary of War on behalf of the United States: *And provided further*, That the Keokuk and Hamilton Water Power Company shall provide, in connection with such lock, dry dock, and appurtenances, a suitable power plant for operating and lighting the same, according to plans and specifications submitted to and approved by the Secretary of War.

Provisos. Cost of supervision. *Ante*, p. 1065.

Power plant.

Repeal of former act. Vol. 31, p. 764. *Ante*, pp. 934, 1043.

SEC. 4. That the Act entitled "An Act granting to the Keokuk and Hamilton Water Power Company right to construct and maintain wing dam, canal, and power station in the Mississippi River in Hancock County, Illinois," approved February eighth, nineteen hundred and one, is hereby repealed.

Time of construction.

SEC. 5. That this Act shall be null and void if actual construction of the works herein authorized be not commenced within five years and completed within ten years from the date hereof.

Amendment.

SEC. 6. That the right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, February 9, 1905.

Feb. 9, 1905. Vol. 33, p. 714.

CHAP. 567.—An Act Authorizing the changing of the levels of certain lakes and the disposal of certain lands under the terms of the national reclamation Act.

[S. 6312.] Public, No. 68.]

Irrigation. Little Klamath, Rhett, and Goose lakes, etc., Oreg. and Cal.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior is hereby authorized in carrying out any irrigation project that may be undertaken by him under the terms and conditions of

the national reclamation Act and which may involve the changing of the levels of Lower or Little Klamath Lake, Tule or Rhett Lake, and Goose Lake, or any river or other body of water connected therewith, in the States of Oregon and California, to raise or lower the level of said lakes as may be necessary and to dispose of any lands which may come into the possession of the United States as a result thereof by cession of any State or otherwise under the terms and conditions of the national reclamation Act.

Levels may be raised, etc. Vol. 32, p. 388.

Disposal of reclaimed lands.

Approved, February 9, 1905.

CHAP. 568.—An Act For the relief of the Gull River Lumber Company, its assigns or successors in interest.

Feb. 9, 1905. Vol. 33, pt. 2, p. 1832.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War be, and he is hereby, authorized and directed to execute, acknowledge, and deliver, in the name of the United States of America, to the Gull River Lumber Company, its assigns or successors in interest, a deed of quitclaim and release, quitclaiming and releasing all the right, title, and interest of the United States of America in and to the following real property, lying and being in the county of Cass, in the State of Minnesota, and described as follows: Lots one, two, three, four, and five of section twenty, in township one hundred and thirty-five north, of range twenty-nine west.

[H. R. 14351.] [Private. No. 502.]

Gull River Lumber Company. Certain Gull Lake reservoir lands in Minnesota quit-claimed to.

Description.

Approved, February 9, 1905.

CHAP. 574.—An Act Declaring Grand River to be not a navigable stream.

Feb. 15, 1905. Vol. 33, p. 715.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That Grand River in the State of Missouri above the city of Brunswick, in the county of Chariton in said State, is hereby declared to be not a navigable stream and shall be so treated by the Secretary of War and by all other authorities.

[H. R. 17350.] [Public. No. 69.]

Grand River. Not navigable above Brunswick, Mo.

Approved, February 15, 1905.

CHAP. 577.—An Act For the relief of Edward J. Farrell.

Feb. 15, 1905. Vol. 33, pt. 2, p. 1833.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War be, and he is hereby,

[H. R. 10516.] [Private. No. 506.]

Edward J. Farrell. Certain land acquired in connection with Harlem River Improvement quit-claimed to.

authorized and directed to execute, acknowledge, and deliver, in the name of the United States of America, to Edward J. Farrell, a deed of quitclaim and release quit-claiming and releasing to said Edward J. Farrell, his heirs and assigns, all the right, title, and interest of the United States of America in and to the following described land, under water, in the city of New York and State of New York, namely: Beginning at a point in the northerly line of the Croton Aqueduct appropriation, where the same is intersected by the easterly side of lands taken by the United States Government for the improvement of the Harlem River, and running thence northerly along said easterly side of said lands taken by the United States Government for the improvement of the Harlem River one hundred and seven and eighty-seven one-hundredths feet to the lands of the estate of William B. Ogden; thence westerly along the lands formerly of the estate of William B. Ogden fifteen and forty-five one-hundredths feet to the pier and bulkhead line established by the United States Government in eighteen hundred and ninety; thence southerly along said last-mentioned line one hundred and eight and forty-three one-hundredths feet to the lands formerly of the Croton Aqueduct appropriation; thence easterly along said lands nine and fifty-nine one-hundredths feet to the point or place of beginning: *Provided*, That the said Edward J. Farrell shall show, by proof satisfactory to the Secretary of War, that he is the owner of the abutting shore.

Description.

Proviso.
Proof of ownership.

Approved, February 15, 1905.

Feb. 18, 1905. CHAP. 588.—An Act To grant certain lands to the State of Ohio. Vol. 33, p. 721. Ohio.

[H. R. 11444.]
[Public, No. 81.]
Preamble.

Whereas the State of Ohio in the years eighteen hundred and twenty-eight to eighteen hundred and forty-four, inclusive, constructed the Miami and Erie Canal; and Whereas the State of Ohio, for the purpose of supplying the said canal with water, built and constructed certain artificial lakes or reservoirs known as the Mercer County Reservoir, in Mercer and Auglaize counties, and the Loramie Reservoir, in Auglaize and Shelby counties, the former being completed and flooded with water about the year eighteen hundred and forty-two, and the latter about the year eighteen hundred and forty-four; and

Whereas it has recently come to the knowledge of the authorities of the State of Ohio that the title to the land above described is in the United States and not in the said State of Ohio: Therefore,

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following-described lands in township six south, range three east, in Mercer County, Ohio, be, and

Ohio.

the same are hereby, granted to the State of Ohio, to wit: The southeast quarter of the southeast quarter of section two, township six south, range three east, forty acres; the south half of the southwest quarter of section three, township six south, range three east, eighty acres; the east half of the northeast quarter of section eight, township six south, range three east, eighty acres; the southwest quarter of the northeast quarter of section eight, township six south, range three east, forty acres; the northwest quarter of section eight, township six south, range three east, one hundred and sixty acres; the southwest quarter of section eight, township six south, range three east, one hundred and sixty acres; the northeast quarter of section nine, township six south, range three east, one hundred and sixty acres; the southeast quarter of section nine, township six south, range three east, one hundred and sixty acres; the northwest quarter of section nine, township six south, range three east, one hundred and sixty acres; the east half of the southwest quarter of section nine, township six south, range three east, eighty acres; the southwest quarter of section ten, township six south, range three east, one hundred and sixty acres; the northeast quarter of section eleven, township six south, range three east, one hundred and sixty acres; the southeast quarter of section eleven, township six south, range three east, one hundred and sixty acres; the east half of the southwest quarter of section eleven, township six south, range three east, eighty acres; the northwest quarter of section seventeen, township six south, range three east, one hundred and sixty acres; the east half of the southwest quarter of section seventeen, township six south, range three east, eighty acres; also the whole of section seven, township six south, range four east, in Auglaize County, Ohio, six hundred and ninety-four acres; also the north half of the southwest quarter of section twenty-seven, township seven south, range five east, in Shelby County, Ohio, eighty acres; and containing in all two thousand six hundred and ninety-four acres, more or less.

Approved, February 18, 1905.

Lands in
Mercer, Au-
glaize, and
Shelby coun-
ties granted
to.
Description.

CHAP. 591.—An Act Permitting the building of a dam across the Mississippi River between the village of Sauk Rapids, Benton County, Minnesota, and the city of Saint Cloud, Stearns County, Minnesota.

Feb. 20, 1905.
Vol. 33, p. 723.
[S. 5972.]
[Public, No.
83.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the consent of Congress is hereby granted to the Sauk Rapids Manufacturing Company, a corporation organized under the laws of the State of Minnesota, its successors or assigns, to build a dam across the Mississippi River at the Sauk Rapids, so called, in said river, and between the village of Sauk Rapids, in Benton County, Minnesota, and the city of Saint Cloud, or an addition

Mississippi
River.
Sauk Rapids
Manufacturing
Company may
dam at Sauk
Rapids, Minn.

- thereof, in Stearns County, Minnesota, for the development of water power, and such works and structures in connection therewith as may be necessary or convenient in the development of said power and in the utilization thereof: *Provided*, That the plans for the construction of said dam and appurtenant works shall be submitted to and approved by the Chief of Engineers and the Secretary of War before the construction of the same: *And provided further*, That the said Sauk Rapids Manufacturing Company, its successors or assigns, shall not deviate materially from said plans after such approval, either before or after the completion of said structures, unless the modification of said plans shall have been submitted previously to and received the approval of the Chief of Engineers and of the Secretary of War: *And provided further*, That there shall be placed and maintained in connection with said dam a sluiceway so arranged as to permit logs, timber, and lumber to pass around, through, or over said dam without unreasonable delay or hindrance and without toll or charges: *And provided further*, That said dam shall be so constructed that the Government of the United States may at any time construct in connection therewith a suitable lock for navigation purposes, and may at any time, without compensation, control said dam so far as shall be necessary for purposes of navigation, but shall not destroy or reduce the water power developed by said dam and structures to any greater extent than may be necessary to provide proper facilities for navigation, and the Secretary of War may at any time require and enforce, at the expense of the owners, such modifications and changes in the construction of said dam as he may deem advisable in the interests of navigation: *And provided further*, That suitable fishways, to be approved by the United States Fish Commissioner, shall be constructed and maintained at said dam by said company, its successors or assigns.
- Sluiceway.** **SEC. 2.** That in case any litigation arises from the building of said dam, or from the obstruction of said river by said dam or appurtenant works, such cases may be tried in the proper courts, as now provided for that purpose in the State of Minnesota and in the courts of the United States: *Provided*, That nothing in this Act shall be so construed as to repeal or modify any of the provisions of law now existing in reference to the protection of the navigation of rivers, or to exempt said structures from the operation of the same.
- Aids to navigation.** **SEC. 3.** That this Act shall be null and void unless the said dam herein authorized be commenced within one year and be completed within three years from the time of the passage of this Act.
- Changes.** **SEC. 4.** That the right to amend or repeal this Act is hereby expressly reserved.
- Fishways.** Approved, February 20, 1905.
- Litigation.**
- Proviso. Existing laws not affected.**
- Time of construction.**
- Amendment.**

CHAP. 777.—An Act For the allowance of certain claims reported by the Court of Claims, and for other purposes. Feb. 24, 1905. Vol. 33, p. 748.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Treasury be, and he is hereby, authorized and directed to pay, out of any money in the Treasury not otherwise appropriated, to claimants in this Act named the several sums appropriated herein, the same being in full for and the receipt of the same to be taken and accepted in each case as a full and final release and discharge of their respective claims, namely :

[H. R. 9548.] [Public, No. 99.] Appropriations for payment of claims reported by Court of Claims, etc.

* * * * *

FOR DIRECT APPROPRIATION.

* * * * *

To the estate of James B. Eads, the sum of nineteen thousand six hundred and fifty-seven dollars and fifty-four cents, in full payment of the balance of interest due to said estate from the United States.

James B. Eads. Payment to estate of, improving South Pass, Mississippi River.

* * * * *

To the Independent Line Steamers, of Tampa, Florida, the sum of one thousand three hundred and forty-four dollars and eighteen cents, in full settlement of all claims said steamer line may have against the United States for damages to the steamer Manatee, due to a collision with the United States steamer Hillsboro in Tampa Bay, Florida, on the night of November eighteenth, nineteen hundred and one. And so much of the Act of July first, nineteen hundred and two (Thirty-second Statutes at Large, page five hundred and fifty-seven), as authorized the payment of six hundred and twenty-four dollars and eighteen cents to the said Independent Line Steamers is hereby repealed.

Independent Line Steamers, Tampa, Fla.

Repeal. Vol. 32, p. 557. Ante, p. 1028.

* * * * *

FOR INVESTIGATION AND SETTLEMENT.

That the Secretary of War be, and he is hereby, authorized and directed to examine the claim of John Conner, senior, for payment of a sum alleged to be due for twenty and one-tenth acres of cleared land, seven and seventy-one one-hundredths acres of timbered land, five hundred bushels of corn, and twenty bales of cotton, said land and other property alleged to have been taken and appropriated by the United States in constructing a levee at Ashport, Lauderdale County, Tennessee, in eighteen hundred and eighty-six and eighteen hundred and eighty-seven, under the supervision of the Mississippi River Commission, and allow him whatever the said land and other property are reasonably worth, not exceeding the sum of one thousand two hundred and seventy-nine dollars and sixty cents, the amount so allowed to be in full payment for said land and other property alleged to have

For investigation and settlement. John Conner. Land, etc., for levee, Ashport, Tenn.

Proviso.
Title in fee
simple.

been taken and appropriated: *Provided*, That none of the said amount shall be paid to the claimant until after he shall have executed and delivered to the proper officer of the Government all papers necessary to give to the United States a title in fee simple to all of the aforementioned land, but nothing in this proviso shall be held to compel claimant to pay any taxes which may have accrued against this land during its occupancy by the Government: *And provided further*, That the acceptance by the claimant of the amount so allowed shall be considered as full satisfaction of his claim. And whatever sum shall be found due on such examination shall be paid to the said John Conner, senior, and is hereby appropriated out of any money in the Treasury not otherwise appropriated.

Payment in
full.

* * * * *

General limitations.

LIMITATION.

Legal representatives.

In case of the death of any claimant, or death or discharge of any executor or administrator of any claimant herein named, then payment of such claim as herein provided shall be made to the legal representatives: *Provided*, That where a claimant is dead the administrator, executor, or legal representative shall file a certified copy of his bond, which bond must be at least equal in amount to the sum hereby appropriated: *And provided further*, That in all cases where the original claimants were adjudicated bankrupts the payments shall be made to the next of kin instead of to assignees in bankruptcy; * * *

Proviso.
Bond from
administrator.

Next of kin
instead of
bankrupts' assignee.

Substitution
in case of
death of executor, etc.

And provided further, That wherever under this bill it is provided that a payment be made to an executor or an administrator, whether original or ancillary or de bonis non, and such executor or administrator is dead or no longer holds his office, the payment shall be made to the successor therein, his title to hold such office being established to the satisfaction of the Secretary of the Treasury, and whenever under this bill it is provided that a payment shall be made to a corporation and such corporation has been merged in or consolidated with another corporation, payment shall be made to the corporation with which the consolidation or merger has been made.

Payment to
corporations.

Approved, February 24, 1905.

Feb. 24, 1905.
Vol. 33, p. 811.
[H. R. 13628.]
[Public, No.
100.]

CHAP. 778.—An Act To amend an Act approved August thirteenth, eighteen hundred and ninety-four, entitled "An Act for the protection of persons furnishing materials and labor for the construction of public works."

Contractors
on public
works.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act entitled " An Act for the protection of persons furnishing materials and labor for the con-

struction of public works," approved August thirteenth, eighteen hundred and ninety-four, is hereby amended so as to read as follows:

"That hereafter any person or persons entering into a formal contract with the United States for the construction of any public building, or the prosecution and completion of any public work, or for repairs upon any public building or public work, shall be required, before commencing such work, to execute the usual penal bond, with good and sufficient sureties, with the additional obligation that such contractor or contractors shall promptly make payments to all persons supplying him or them with labor and materials in the prosecution of the work provided for in such contract; and any person, company, or corporation who has furnished labor or materials used in the construction or repair of any public building or public work, and payment for which has not been made, shall have the right to intervene and be made a party to any action instituted by the United States on the bond of the contractor, and to have their rights and claims adjudicated in such action and judgment rendered thereon, subject, however, to the priority of the claim and judgment of the United States. If the full amount of the liability of the surety on said bond is insufficient to pay the full amount of said claims and demands, then, after paying the full amount due the United States, the remainder shall be distributed pro rata among said interveners. If no suit should be brought by the United States within six months from the completion and final settlement of said contract, then the person or persons supplying the contractor with labor and materials shall, upon application therefor, and furnishing affidavit to the Department under the direction of which said work has been prosecuted that labor or materials for the prosecution of such work has been supplied by him or them, and payment for which has not been made, be furnished with a certified copy of said contract and bond, upon which he or they shall have a right of action, and shall be, and are hereby, authorized to bring suit in the name of the United States in the circuit court of the United States in the district in which said contract was to be performed and executed, irrespective of the amount in controversy in such suit, and not elsewhere, for his or their use and benefit, against said contractor and his sureties, and to prosecute the same to final judgment and execution: *Provided*, That where suit is instituted by any such creditors on the bond of the contractor it shall not be commenced until after the complete performance of said contract and final settlement thereof, and shall be commenced within one year after the performance and final settlement of said contract, and not later: *And provided further*, That where suit is so instituted by a creditor or by creditors, only one

Protection of persons furnishing material, etc., to.

Penal bond to include security for labor, etc.
Vol. 28, p. 278, amended.
Ante, p. 676.

Rights of persons, corporations, etc.

Action on bond for labor or material furnished.

Jurisdiction.

Provisos.
Time limit.

Creditors limited to single action.

Judgment where bond is inadequate.

Payment by sureties on bond.

Personal notice to creditors.

Publication of notice.

action shall be brought, and any creditor may file his claim in such action and be made party thereto within one year from the completion of the work under said contract, and not later. If the recovery on the bond should be inadequate to pay the amounts found due to all of said creditors, judgment shall be given to each creditor pro rata of the amount of the recovery. The surety on said bond may pay into court, for distribution among said claimants and creditors, the full amount of the sureties' liability, to wit, the penalty named in the bond, less any amount which said surety may have had to pay to the United States by reason of the execution of said bond, and upon so doing the surety will be relieved from further liability: *Provided further*, That in all suits instituted under the provisions of this Act such personal notice of the pendency of such suits, informing them of their right to intervene as the court may order, shall be given to all known creditors, and in addition thereto notice of publication in some newspaper of general circulation, published in the State or town where the contract is being performed, for at least three successive weeks, the last publication to be at least three months before the time limited therefor."

Approved, February 24, 1905.

Feb. 25, 1905.
Vol. 33, p. 814.

[H. R. 17331.]
[Public, No. 103.]

Rainy River,
Minn.

Rainy River
Improvement
Company to
succeed to
rights of former
company.

Vol. 30, p.
398.
Ante, p. 823.

Vol. 31, p.
167.
Ante, p. 907.

Vol. 32, p.
485.
Ante, p. 1027.

CHAP. 797.—An Act Relating to a dam across Rainy River.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Rainy River Improvement Company, a corporation organized under the laws of the State of Minnesota for the improvement of the navigation of Rainy River and Rainy Lake, and its successors and assigns, upon filing with the Secretary of War proof satisfactory to him of its succession to the rights and privileges granted to the Koochiching Company by the following Acts of Congress, namely: Chapter two hundred and thirty-eight of volume thirty of the Statutes at Large, "An Act permitting the building of a dam across Rainy Lake River," approved May fourth, eighteen hundred and ninety-eight; chapter three hundred and forty-six of volume thirty-one of the Statutes at Large, "An Act to amend an Act entitled 'An Act permitting the building of a dam across Rainy Lake River,'" approved May fourth, nineteen hundred; chapter thirteen hundred and five, volume thirty-two, of the Statutes at Large, "An Act relating to the construction of a dam across Rainy River," approved June twenty-eighth, nineteen hundred and two, shall have the right, subject to the restrictions, conditions, and terms of said several Acts, to construct and maintain the dam provided for therein, at such

height as the Secretary of War may approve: *Provided*, That such dam shall be completed on or before July first, nineteen hundred and eight.

Proviso.
Time of construction.
Vol. 35, p. 273.

SEC. 2. That upon filing the proof of its succession to the rights of the Koochiching Company, and the approval thereof by the Secretary of War, that officer shall issue to the Rainy River Improvement Company a certificate of such approval.

Post, p. 1304.
Proof of succession.

SEC. 3. That the right to alter, amend, or repeal this Act is hereby expressly reserved.

Amendment.

Approved, February 25, 1905.

CHAP. 798.—An Act Relating to the construction of a dam and reservoir on the Rio Grande, in New Mexico, for the impounding of the flood waters of said river for purposes of irrigation.

Feb. 25, 1905.
Vol. 33, p. 814.

[H. R. 17939.]
[Public, No. 104.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the provisions of the reclamation Act approved June seventeenth, nineteen hundred and two, shall be extended for the purposes of this Act to the portion of the State of Texas bordering upon the Rio Grande which can be irrigated from a dam to be constructed near Engle, in the Territory of New Mexico, on the Rio Grande, to store the flood waters of that river, and if there shall be ascertained to be sufficient land in New Mexico and in Texas which can be supplied with the stored water at a cost which shall render the project feasible and return to the reclamation fund the cost of the enterprise, then the Secretary of the Interior may proceed with the work of constructing a dam on the Rio Grande as part of the general system of irrigation, should all other conditions as regards feasibility be found satisfactory.

Rio Grande,
N. Mex.
Dam, etc.,
authorized under reclamation act.
Vol. 32, p. 388.
Location.

Approved, February 25, 1905.

CHAP. 1312.—An Act To authorize the city of Buffalo, New York, to construct a tunnel under Lake Erie and Niagara River and to erect and maintain an inlet pier therefrom for the purpose of supplying the city of Buffalo with pure water.

Mar. 2, 1905.
Vol. 33, p. 843.

[H. R. 18637.]
[Public, No. 132.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That it shall be lawful for the city of Buffalo, in the State of New York, to construct and maintain a tunnel under Lake Erie, Niagara River, Black Rock Harbor, and the United States lands known as Fort Porter, extending from a point two hundred yards, more or less, northeast of the Horseshoe Reef light in the Emerald channel ten thousand feet to the present pumping station of the city of Buffalo, and to erect and maintain an

Buffalo,
N. Y.
Tunnel under Lake Erie, etc., authorized for water supply.
Location.

Inlet pier. inlet pier therefrom, said inlet pier to be located in the Emerald channel not more than six hundred feet north-east of the present Horseshoe Reef light: *Provided*, That the top of the said tunnel shall be located at least forty feet below mean lake level, and that the city of Buffalo shall maintain a light from sunset to sunrise on the inlet pier at its own expense.

Proviso.

Top of tunnel.

Lights.

Approved, March 2, 1905.

Mar. 3, 1905. CHAP. 1421.—An Act To cause certain lands heretofore with-
 Vol. 33, p. 990. drawn from market for reservoir purposes to be restored to the
 [S. 6644.] public domain, subject to entry under the homestead law, with
 [Public, No. certain restrictions.
 154.]

Public lands.
 Lands re-
 served for res-
 ervoires at
 headwaters of
 Mississippi
 River, etc., re-
 stored to pub-
 lic domain.

*Be it enacted by the Senate and House of Representa-
 tives of the United States of America in Congress assem-
 bled*, That there is hereby restored to the public domain,
 subject to the easement provided for in section two
 hereof, all the lands described in a certain proclamation
 of the President of the United States, dated November
 twenty-eighth, eighteen hundred and eighty-one, Execu-
 tive Document Numbered Eight hundred and seventy-
 two, withdrawing and withholding certain lands from
 market or entry and reserving the same to aid in the con-
 struction of certain reservoirs to be built at the head-
 waters of the Mississippi and Saint Croix rivers, in the
 States of Minnesota and Wisconsin, and of the Chippewa
 and Wisconsin rivers, in the State of Wisconsin, except lot
 seven of section thirty-three, and lot five of section thirty-
 four, township one hundred and forty-four, range twenty-
 eight west of the fifth principal meridian; and that these
 lands when so restored shall be subject to homestead
 entry only.

Homestead
 entry.

Right to
 overflow re-
 served.

SEC. 2. That the lands hereby restored shall forever be
 and remain subject to the right of the United States to
 overflow the same, or any thereof, by such reservoirs as
 now exist or may hereafter be constructed upon the head-
 waters of the Mississippi River, and all patents issued
 for the lands hereby restored shall expressly reserve to
 the United States such right of overflow.

Preference
 rights.

SEC. 3. That in all cases where any of the lands restored
 to the public domain by the first section of this Act have
 heretofore been sold or disposed of by the proper officers
 of the United States under color of the public-land laws,
 and the consideration received therefor is still retained
 by the Government, the title of the purchasers may be
 confirmed, subject to the easement reserved by section
 two, if, in the opinion of the Secretary of the Interior,
 justice requires it; and in all cases where first or pre-
 liminary homestead entries have been made of the lands
 hereby restored, and the entrymen have attempted to
 make final proof and final entry, such entrymen shall
 have a preferred and prior right to enter such lands

under the homestead law on showing a compliance with the requirements of said law as to settlement, cultivation, proof, and payment.

SEC. 4. That no rights of any kind, except as specified in the foregoing section, shall attach by reason of settlement or squatting upon any of the lands hereinbefore described before the day on which such lands shall be subject to homestead entry at the several land offices; and until said lands are opened for settlement no person shall enter upon and occupy the same, and any person violating this provision shall never be permitted to enter any of said lands or acquire any title thereto.

SEC. 5. That this Act shall take effect six months after its approval by the President of the United States.

Approved, March 3, 1905.

CHAP. 1438.—An Act Authorizing the construction of a dam across Rock River at Lyndon, Illinois.

Mar. 3, 1905.
Vol. 33, p.
1004.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That permission be given to Edward A. Smith, Harvey S. Green, and John J. Hurlbert, of Morrison, Illinois, or their assigns, to erect a dam with an eight-foot head across Rock River at or near Lyndon, Whiteside County, Illinois, the south end of said dam to be located near the line between sections twenty-one and twenty-two in town twenty north of range five east of the fourth principal meridian, and the north end of said dam to intersect the bank of said river in section twenty-one in the same town, range, and meridian: *Provided,* That the plans for the construction of said dam shall be submitted to and approved by the Chief of Engineers and the Secretary of War, and until approved by them the construction of the dam shall not be commenced; and after such approval the plans shall not be changed, either before or after the completion of the structure, unless authorized by the Chief of Engineers and the Secretary of War, and the Secretary of War may at any time require and enforce at the expense of the owners of the structure such modifications and changes in said structure as he may deem advisable in the interest of navigation: *Provided further,* That the Secretary of War may at any time require the grantees under this Act to construct at their own expense in connection with said dam suitable locks, canals, sluiceways, or other structures, for the passage of boats and other water craft, the said structures to be built upon plans which he may approve; and the said grantees shall maintain and operate said locks, canals, and other structures at their own expense, and shall pass all water craft through the same without delay and without any charge

[H. R. 15440.]
[Public, No.
171.]
Rock River,
Ill.
Dam authorized
across, at
Lyndon.

Provides.
Secretary of
War to approve
plans,
etc.

Locks, etc.

whatever as long as said dam is maintained; and if said dam and other structures shall be abandoned by the said grantees at any time, all portions thereof shall be promptly removed by the grantees at their own expense.

Payment for damages.

SEC. 2. That before entering upon the construction of the works herein authorized compensation shall be made to any person, firm, or corporation whose lands or other property may be taken, overflowed, or otherwise damaged by the construction, maintenance, and operations of the said works in accordance with the laws of the State where such lands or other property may be situated, and if any litigation arises from the construction, operation, or maintenance of the said works, cases may be tried in the proper courts, as now provided for that purpose in the State of Illinois and the courts of the United States.

Litigation.

Fishways.

SEC. 3. That such suitable fishways shall be constructed and maintained by the grantees under this Act at their own expense as may be required from time to time by the United States Fish Commission.

Time of construction.

SEC. 4. That this Act shall be null and void if actual construction of the dam herein authorized be not commenced within two years and completed within four years from the date hereof.

Amendment.

SEC. 5. That the right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, March 3, 1905.

Mar. 3, 1905.

Vol. 33, p. 1006.

[H. R. 15609.]

[Public. No. 173.]

CHAP. 1440.—An Act Providing for the acquirement of water rights in the Spokane River along the southern boundary of the Spokane Indian Reservation, in the State of Washington, for the acquirement of lands on said reservation for sites for power purposes and the beneficial use of said water, and for other purposes.

Spokane River, Wash. Use of waters.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the right to the use of the waters of the Spokane River where the said river forms the southern boundary of the Spokane Indian Reservation may, with the consent of the Secretary of the Interior, be acquired by any citizen, association, or corporation of the United States by appropriation under and pursuant to the laws of the State of Washington.

Spokane Indian Reservation.

Grant of lands of, for dams, etc.

SEC. 2. That the Secretary of the Interior be, and he hereby is, authorized and empowered to grant such appropriator or appropriators land on said reservation, whether the same has been allotted in severalty to any individual Indians, but which has not been conveyed to the allottee with full power of alienation, or whether the same remains unallotted, on the north bank of the said Spokane River, such as shall be necessary and requisite for overflow rights and for the erection of suitable water, electrical, or power plants, dams, wing walls, flumes, or other

needful structures required for the development of power or for the beneficial use of said water: * * *

* * * * *

SEC. 5. That the Secretary of the Interior shall make all needful rules and regulations not inconsistent herewith for the proper execution and carrying into effect of this Act.

Rules, etc.

Approved, March 3, 1905.

CHAP. 1474.—An Act Permitting the building of a dam across the Mississippi River near the village of Bemidji, Beltrami County, Minnesota.

Mar. 3, 1905.
Vol. 33, p.
1043.

[H. R. 19026.]
[Public, No.
207.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the consent of Congress is hereby granted to Kirby Thomas, E. J. Swedback, and M. A. Spooner, their heirs, administrators, and assignees, to build a dam across the Mississippi River near the village of Bemidji, between the outlet of Lake Bemidji and Wolf Lake, Beltrami County, in said river, and near the village of Bemidji, Beltrami County, Minnesota, for the development of water power, and such works and structures in connection therewith as may be necessary or convenient in the development of said power and in the utilization of the power thereby developed: *Provided*, That the plans for the construction of said dam and appurtenant works shall be submitted to and approved by the Chief of Engineers and the Secretary of War before the commencement of the construction of the same: *And provided further*, That the said Kirby Thomas, E. J. Swedback, and M. A. Spooner, their heirs, administrators, and assignees, shall not deviate from such plans after such approval, either before or after the completion of said structure, unless the modification of said plans shall have previously been admitted to and received the approval of the Chief of Engineers and of the Secretary of War: *And provided further*, That there shall be placed and maintained in connection with said dam a sluiceway so arranged as to permit logs, timber, and lumber to pass around, through, or over said dam without unreasonable delay or hindrance and without toll or charges: *And provided further*, That the dam shall be so constructed that the Government of the United States may at any time construct in connection therewith a suitable lock for navigation purposes, and may at any time, without compensation, control the said dam so far as shall be necessary for purposes of navigation, but shall not destroy the water power developed by said dam and structures to any greater extent than may be necessary to provide proper facilities for navigation, and that the Secretary of War may at any time require and enforce, at the expense of the owners,

Mississippi
River
Dam across,
near Bemidji,
Minn., author-
ized

Proviso.
Secretary of
War to ap-
prove plans,
etc.

*Modifica-
tions.*

Sluiceway.

Lock.

Fishways,
etc.

such modifications and changes in the construction of such a dam as he may deem advisable in the interests of navigation: *And provided further*, That suitable fishways and lights, to be approved by the Secretary of Commerce and Labor, shall be constructed and maintained at said dam by Kirby Thomas, E. J. Swedback, and M. A. Spooner, their heirs, administrators, and assignees.

Litigation.

SEC. 2. That in case any litigation arises from the building of said dam or from the obstruction of said river by said dam or appurtenant works, cases may be tried in the proper courts as now provided for that purpose in the State of Minnesota and in the courts of the United States: *Provided*, That nothing in this Act shall be so construed as to repeal or modify any of the provisions of law now existing in reference to the protection of the navigation of rivers or to exempt said structures from the operation of same.

Proviso.
Existing
laws not af-
fected.

Time of con-
struction.
Vol. 35, p. 3
Post, p. 1295.

SEC. 3. That this Act shall be null and void unless the dam herein authorized be commenced within one year and be completed within three years from the time of the passage of this Act.

Amendment.

SEC. 4. That the right to amend or repeal this Act is hereby expressly reserved.

Approved, March 3, 1905.

Mar. 3, 1905.
Vol. 33, p.
1045.

[H. R. 19118.]
[Public, No.
209.]

Yellowstone
River, Mont.
Dams under
reclamation
act.
Vol. 32, p.
388.

CHAP. 1476.—An Act To authorize the Secretary of the Interior to construct dams across the Yellowstone River in Montana in connection with irrigation works.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That where, in carrying out projects under the provisions of the national reclamation Act, it shall be necessary to construct dams in or across the Yellowstone River in the State of Montana, the Secretary of the Interior is hereby authorized to construct and use and operate the same in the manner and for the purposes contemplated by said reclamation Act.

Approved, March 3, 1905.

Mar. 3, 1905.
Vol. 33, p.
1117.

[H. R. 18809.]
[Public, No.
215.]

Rivers and
harbors appro-
priations.

CHAP. 1482.—An Act Making appropriations for the construction, repair, and preservation of certain public works on rivers and harbors, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums of money be, and are hereby, appropriated, to be paid out of any money in the Treasury not otherwise appropriated, to be immediately available, and to be expended under the direction of the Secretary of War and the supervision of the Chief of

Engineers, for the construction, completion, repair, and preservation of the public works hereinafter named:

Improving York Harbor, Maine: Completing improvement in accordance with the report submitted in House Document Numbered Three hundred and one, Fifty-eighth Congress, second session, thirteen thousand four hundred dollars.

Harbors.
York, Me.

Improving Kennebunk River, Maine: For maintenance, three thousand five hundred dollars.

Kennebunk
River, Me.

Improving Damariscotta River, Maine: For improving said river in accordance with the project submitted in House Document Numbered Fifty-three, Fifty-eighth Congress, second session, five thousand dollars.

Damariscot-
ta River, Me.

Improving New Harbor, Maine: For improving said harbor in accordance with the project submitted in House Document Numbered One hundred and sixty-seven, Fifty-eighth Congress, second session, ten thousand five hundred dollars.

New Harbor,
Me.

Improving Cochecho River, New Hampshire: Completing improvement, twenty-one thousand seven hundred and eleven dollars.

Cochecho
River, N. H.

Improving Burlington Harbor, Vermont: For repairs to breakwater and for maintenance, twenty thousand dollars: *Provided*, That a contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary for the completion of the repairs of said breakwater, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate fifty-one thousand eight hundred and fifty-five dollars, exclusive of the amounts herein and heretofore appropriated.

Burlington,
Vt.

Providso.
Contracts.

Limit.

Improving Narrows of Lake Champlain, New York and Vermont: Continuing improvement and for maintenance, two thousand five hundred dollars.

Lake Cham-
plain N. Y.
and Vt.

Improving harbor at Newburyport, Massachusetts: Continuing improvement, thirty thousand dollars.

Newbury-
port, Mass.

Improving Salem Harbor, Massachusetts, in accordance with the report submitted in House Document Numbered Three hundred and three, Fifty-eighth Congress, second session, by providing a channel from deep water to the outer end of the wharves, twelve thousand dollars.

Salem, Mass.

Improving harbor of refuge at Sandy Bay, Cape Ann, Massachusetts: Continuing improvement, one hundred thousand dollars: *Provided*, That a contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary to prosecute said project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate one hundred thousand dollars, exclusive of the amounts herein and heretofore appropriated.

Sandy Bay,
Cape Ann,
Mass.
Providso.
Contracts.

Improving Lynn Harbor, Massachusetts: Continuing improvement, forty thousand dollars: *Provided*, That a contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary

Lynn, Mass.
Providso.
Contracts.

to complete said project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate ninety-seven thousand nine hundred and thirty-seven dollars, exclusive of the amounts herein and heretofore appropriated.

Boston,
Mass.

Improving harbor at Boston, Massachusetts: Continuing improvement and for maintenance, one hundred thousand dollars.

Provincetown,
Mass.

Improving harbor at Provincetown, Massachusetts: Continuing improvement, five thousand dollars.

Hyannis
and Nantucket,
Mass.

Improving harbors at Hyannis and Nantucket, Massachusetts: Continuing improvement and for maintenance, eighty thousand dollars.

New Bedford,
Mass.

Improving harbor at New Bedford, Massachusetts, in accordance with the report submitted in House Document Numbered One hundred and sixty-nine, Fifty-sixth Congress, first session: Completing improvement, eleven thousand dollars.

Woods Hole,
Mass.
Provido.
Contracts.

Improving Woods Hole channel, Massachusetts: Continuing improvement, seventy thousand dollars: *Provided*, That a contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary to prosecute said project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate one hundred thousand dollars, exclusive of the amounts herein and heretofore appropriated.

Woods Hole,
Mass.
Little Harbor.

Improving Little Harbor, Woods Hole, Massachusetts, in accordance with the report submitted in House Document Numbered One hundred and sixty-two, Fifty-eighth Congress, second session: Completing improvement, eighteen thousand dollars.

Buzzards
Bay, Mass.

Improving Buzzards Bay, Massachusetts: By removing Weepeket rock in accordance with the report submitted in House Document Numbered One hundred and sixty-four, Fifty-eighth Congress, second session, two thousand five hundred dollars.

Merrimac
River, Mass.

Improving Merrimac River, Massachusetts: Continuing improvement, forty thousand dollars; and the Secretary of War shall cause an examination to be made with a view to providing a channel twelve feet deep between the mouth of the river and the falls above the city of Haverhill, also including in such examination rocks and other obstructions at the mouth of said river.

Mystic and
Malden rivers,
Mass.

Improving Mystic and Malden rivers, Massachusetts, and Mystic River below the mouth of Island End River: Continuing improvement and for maintenance, fifty thousand dollars.

Town River,
Mass.

Improving Town River, Massachusetts: Completing improvement, nine thousand eight hundred and twenty-seven dollars and forty-one cents.

Weymouth
Fore River,
Mass.

Improving Weymouth Fore River, Massachusetts, in accordance with the report submitted in House Document

Numbered Thirty-six, Fifty-eighth Congress, second session: Completing improvement, fifty-seven thousand five hundred dollars: *Provided*, That no part of this sum shall be expended until the Secretary of War shall have received satisfactory assurance that the improvement of that portion of the Weymouth River which lies above the improvement herein mentioned, and of the Town River, except so much as is herein provided for, shall hereafter be maintained by the State of Massachusetts, or other agency, without expense to the Government of the United States.

Proviso.
Restriction.

Improving Taunton River, Massachusetts: For maintenance, five thousand dollars.

Taunton
River, Mass.

Improving Point Judith harbor of refuge, Rhode Island, one hundred thousand dollars: *Provided*, That a contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary to prosecute said project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate one hundred thousand dollars, exclusive of the amounts herein and heretofore appropriated: *Provided further*, That the amounts herein appropriated and authorized, with any existing balances on hand to the credit of such improvement, shall be applied in extending the easterly or shore arm of the breakwater and continuing it to the shore, with a view of providing a shelter for a landing place for the passengers, crews, and cargoes of vessels in distress, and other vessels, and for the lifeboats of the Point Judith life-saving service.

Point Judith,
R. I.
Provisos.
Contracts.

Breakwater,
etc.

Improving harbor of refuge at Block Island, Rhode Island: Completing improvement, fifty thousand dollars.

Block Island,
R. I.

Improving harbor at Great Salt Pond, Block Island, Rhode Island: Continuing improvement and for maintenance, thirty thousand dollars, which amount the Secretary of War may, in his discretion, expend for extending the south jetty and dredging.

Great Salt
Pond, Block
Island, R. I.

Improving the entrance to Point Judith Pond, Rhode Island, in accordance with the report submitted in House Document Numbered Sixty, Fifty-eighth Congress, second session, two thousand dollars, which, together with the unexpended balances of previous appropriations, shall be applied to the extension of the jetties or in dredging, as the Secretary of War may deem most beneficial.

Point Judith
Pond, R. I.

Improving Providence River and Harbor, Narragansett Bay, and Green Jacket Shoal, Rhode Island, one hundred thousand dollars: *Provided*, That a contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary to complete said project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate four hundred and seven thousand seven hundred and seventy-eight dollars, exclusive of the amounts herein and heretofore appropriated.

Providence
River and
Harbor, Nar-
ragansett Bay,
and Green
Jacket shoal.
R. I.
Proviso.
Contracts.

- Pawcatuck River and Little Narragansett Bay, R. I. and Conn. Improving Pawcatuck River, Rhode Island and Connecticut, and Little Narragansett Bay, by the removal of obstructions near Watch Hill, one thousand dollars.
- Pawtucket River, R. I. Improving Pawtucket River, Rhode Island, in accordance with the plan contained in House Document Numbered One hundred and thirteen, Fifty-sixth Congress, first session, thirty thousand dollars.
- New London, Conn. Improving harbor at New London, Connecticut: For maintenance, two thousand dollars.
- Duck Island, Conn. Improving Duck Island harbor of refuge, Connecticut: For maintenance, six thousand dollars.
- Branford, Conn. Improving harbor at Branford, Connecticut: Continuing improvement and for maintenance, three thousand dollars.
- New Haven, Conn. Improving harbor at New Haven, Connecticut: For maintenance, nine thousand dollars.
- Milford, Conn. Improving harbor at Milford, Connecticut: Continuing improvement, ten thousand dollars.
- Bridgeport, Conn. Improving harbor at Bridgeport, Connecticut: For maintenance, ten thousand dollars.
- Harbors from Housatonic River to New York State line. Improving harbors at Norwalk, Five-mile River, Stamford, Southport, and Greenwich, Connecticut: Continuing improvement and for maintenance, forty-four thousand dollars.
- Thames River, Conn. Improving Thames Fiver, Connecticut: Completing improvement, thirty-four thousand one hundred dollars.
- Connecticut River, Conn. Improving Connecticut River below Hartford, Connecticut: Continuing improvement and for maintenance, forty thousand dollars.
- Housatonic River, Conn. Improving Housatonic River, Connecticut: Continuing improvement and for maintenance, ten thousand dollars.
- New Haven, Conn. Improving channel from New Haven Harbor, via Oyster Point and Kimberly Avenue Bridge, in West River, Connecticut, in accordance with the report submitted in House Document Numbered Seventy-three, Fifty-eighth Congress, second session: Completing improvement, thirty-eight thousand five hundred dollars.
- Port Chester, N. Y. Improving harbor at Port Chester, New York: For maintenance, three thousand dollars.
- Mamaroneck, N. Y. Improving harbor at Mamaroneck, New York: For maintenance, two thousand dollars.
- Larchmont, N. Y. Improving harbor at Larchmont, New York: Continuing improvement, five thousand dollars.
- Echo Bay, N. Y. Improving harbor at Echo Bay, New York: The Secretary of War is hereby authorized to cause an examination to be made of Long rock, near the entrance to Echo Bay, and if the interests of commerce demand, he may, in his discretion, cause the removal of such rock, and any amount heretofore appropriated for Echo Bay improvement, and now unexpended, may be used for such removal.
- Removal of Long Rock.
- Harbors, north shore Long Island, N. Y. Improving harbors at Port Jefferson, Mattituck, Huntington, Glencove, Flushing Bay, Canarsie Bay, and Sag

Harbor, New York: Continuing improvement and for maintenance, sixty-two thousand five hundred dollars.

Improving Great South Bay, New York: For maintenance, two thousand dollars.

Great South Bay, N. Y.

Improving harbor at Saugerties, New York: Continuing improvement and for maintenance, five thousand dollars, and the Chief of Engineers may, upon application, permit the extension of the channel from the point at which the present project terminates up to a point six hundred feet below the dam in Esopus Creek: *Provided*, That the plan of improvement shall be first submitted to the said Chief of Engineers and approved by him, and no part of this appropriation shall be expended therefor.

Saugerties, N. Y.

Proviso.
Plan.

Improving harbors at Rondout and Peekskill, New York: Continuing improvement and for maintenance, seventeen thousand five hundred dollars, of which amount fifteen thousand dollars shall be expended upon the harbor at Rondout.

Rondout and Peekskill, N. Y.

Improving New York Harbor: For maintenance, seventy-five thousand dollars.

New York Harbor.

Removal of obstruction in North River, New York: The Secretary of War may cause to be removed the rock or obstruction in North River, New York Harbor, near pier numbered one [^a], to a depth of forty feet at mean low tide; and for such removal he is hereby authorized to divert a sum not exceeding twenty thousand dollars from the amounts heretofore appropriated or authorized for the improvement of Ambrose channel in said harbor, in addition to the amounts heretofore diverted or appropriated for such removal.

North River, N. Y.

Improving harbor at Buffalo, New York: For maintenance, one hundred and fifty thousand dollars.

Buffalo, N. Y.

Improving Black Rock Harbor and channel, New York: For improvement in accordance with the report contained in House Document Numbered Four hundred and twenty-eight, Fifty-eighth Congress, second session, one hundred thousand dollars: *Provided*, That a contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary to prosecute such project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate six hundred thousand dollars, in addition to the sum herein appropriated: *Provided further*, That no portion of the amount herein provided shall be expended until the Secretary of War shall have satisfactory assurance of the construction of the barge canal projected by the State of New York: *And provided further*, That the Secretary of War shall report as to whether any portion of the expense of the improvement proposed by said House document ought in equity to be borne by the abutting owners of the property along which such improvements are to be made, in consideration of any special

Black Rock Harbor, N. Y.

Provisos.
Contracts.

Barge canal.

Report.

^a Known also as Pier A.

benefits derived by such property owners through such improvements.

Charlotte,
N. Y.

Improving harbor at Charlotte, New York: Continuing improvement and for maintenance, eighty thousand dollars.

Little Sodus
Bay, N. Y.

Improving harbor at Little Sodus Bay, New York: Continuing improvement and for maintenance, thirty thousand dollars.

Oswego,
N. Y.

Improving harbor at Oswego, New York: Continuing improvement and for maintenance, in accordance with plan "b," page six, of House Document Numbered Fifty-five, Fifty-eighth Congress, second session, one hundred thousand dollars.

Cape Vin-
cent, N. Y.

Improving harbor at Cape Vincent, New York: Continuing improvement, thirty thousand dollars.

Ogdensburg,
N. Y.

Improving harbor at Ogdensburg, New York: For maintenance, fifteen thousand dollars.

Arthur Kill,
N. Y.

Improving Arthur Kill, and the waters connecting Raritan Bay with New York Harbor, New York, and New Jersey: For maintenance, ten thousand dollars.

(Staten Is-
land-New Jer-
sey channel.)
Bronx River
and East
Chester Creek,
N. Y.

Improving Bronx River and East Chester Creek, New York: Continuing improvement and for maintenance, twenty-four thousand five hundred dollars.

East River
and Hell Gate,
N. Y.

Improving East River and Hell Gate, New York: Continuing improvement, two hundred thousand dollars.

Harlem
River, N. Y.

Improving Harlem River, New York: Continuing improvement, seventy-five thousand dollars.

Newtown
Creek, N. Y.

Improving Newtown Creek, New York: For maintenance, five thousand dollars.

Browns
Creek, N. Y.

Improving Browns Creek, New York: Continuing improvement and for maintenance, three thousand dollars.

Hudson
River, N. Y.

Improving Hudson River, New York: Continuing improvement and for maintenance, two hundred and thirteen thousand three hundred dollars: *Provided*, That of the sum herein appropriated eighty-five thousand dollars, or so much thereof as may be necessary, may, in the discretion of the Secretary of War, be expended for the removal of Stonehouse bar, opposite New Baltimore, and not exceeding ten thousand dollars in providing a channel for access to the harbor at Tarrytown, New York, in accordance with the report submitted in House Document Numbered Two hundred and eighty-three, Fifty-sixth Congress, first session.

Stone pier
at Piermont.

The Secretary of War is authorized and directed to cause an examination to be made of the existing stone pier at Piermont, with a view to determining whether the same should be removed in the interest of navigation.

Wappinger
Creek, N. Y.

Improving Wappinger Creek, New York: Continuing improvement and for maintenance, three thousand dollars.

Raritan
Bay, N. J.

Improving Raritan Bay, New Jersey: For maintenance, fifty thousand dollars.

Passaic
River, N. J.

Improving Passaic River, New Jersey: Completing improvement and for maintenance, forty thousand dollars.

Improving Woodbridge Creek, New Jersey: Continuing improvement and for maintenance, six thousand dollars. Woodbridge Creek, N. J.

Improving Keyport Harbor, Mattawan Creek, Raritan, South, and Elizabeth rivers, Shoal Harbor and Compton Creek, and Cheesequake Creek, New Jersey: Continuing improvement and for maintenance, fifty thousand dollars. Keyport Harbor, Mattawan Creek, Raritan, etc., N. J.

Improving Shrewsbury River, New Jersey: Continuing improvement and for maintenance, twenty thousand dollars. Shrewsbury River, N. J.

Improving Alloway Creek, New Jersey: Continuing improvement and for maintenance, three thousand dollars. Alloway Creek, N. J.

Improving Tuckerton Creek, New Jersey: Continuing improvement and for maintenance, twelve thousand dollars; and the Secretary of War may, in his discretion, direct that the plan heretofore adopted for this improvement may be modified: *Provided*, That the cost of completion shall not exceed the estimate heretofore made for the completion of such improvement. Tuckerton Creek, N. J. *Proviso.* Limit of cost.

Improving Raccoon Creek, New Jersey: Continuing improvement, fifteen thousand dollars. Raccoon Creek, N. J.

Improving harbor at Erie, Pennsylvania: Continuing improvement and for maintenance, one hundred and twenty-five thousand dollars. Erie, Pa.

Improving harbor at Pittsburg, Pennsylvania: For maintenance, ten thousand dollars. Pittsburg, Pa.

Improving Monongahela River, Pennsylvania, by the acquisition of necessary land and construction of necessary improvements at locks and dams numbered five and six, seven thousand eight hundred and fifty dollars. Monongahela River, Pa.

Improving locks and dams at Herr Island, head of Six-Mile Island, and at Springdale, Allegheny River, Pennsylvania: A contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary to complete said locks and dams, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate two hundred and eighty-one thousand two hundred and twenty-six dollars and sixty-three cents, exclusive of the amounts heretofore appropriated. Allegheny River, Pa. Locks and dams. Contracts.

Improving Delaware River, Pennsylvania, New Jersey, and Delaware: Continuing improvement, five hundred thousand dollars: *Provided*, That a contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary to prosecute said improvement, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate one million dollars, exclusive of the amounts herein and heretofore appropriated. Delaware River, Pa., N. J., and Del. *Proviso.* Contracts.

Improving Monongahela River, Lock and Dam Numbered Three, Pennsylvania, in accordance with the report submitted in House Document Numbered Two hundred Monongahela River, Pa. Lock and Dam No. 3.

- Provided*, That a contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary to complete said lock and dam, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate three hundred and eighty-nine thousand one hundred and ninety-six dollars, exclusive of the amounts herein and heretofore appropriated.
- Contracts.**
- Wilmington, Del.** Improving harbor at Wilmington, Delaware: Continuing improvement and for maintenance, up to Third Street Bridge, twenty-five thousand dollars, in addition to the amounts heretofore appropriated, which are hereby made available and the restrictions upon the expenditure of which are hereby removed.
- Appoquinimink, Murderkill, and Mispillion rivers, Del.** Improving Appoquinimink, Murderkill, and Mispillion rivers, Delaware: Continuing improvement and for maintenance, twenty thousand dollars.
- Smyrna River, Del.** Improving Smyrna River, Delaware: Completing improvement and for maintenance, in accordance with the plan submitted in House Document Numbered Ninety, Fifty-sixth Congress, second session, five thousand three hundred and sixty-five dollars; and the Secretary of War may, in his discretion, modify the plan of improvement recommended in said House document, by the substitution of a cut-off from the mouth of Mill Creek to the bend above Brick Store Landing in lieu of the lower cut-off: *Provided*, That such modification shall not increase the total cost estimated for the completion of such improvement: *Provided further*, That no part of said amount shall be expended until a satisfactory title to the land required for crosscuts and other portions of this improvement shall be obtained without expense to the United States.
- Chesapeake Bay, Md. Eastern shore.** Improving harbors at Rockhall, Queenstown, Clai-borne, and Cambridge; and Chester, Choptank, Warwick, Pocomoke, La Trappe, and Manokin rivers, and Tyaskin (Wetipquin) Creek, Maryland, east shore: Continuing improvement and for maintenance, forty-four thousand dollars.
- Breton Bay, Md.** Improving Breton Bay, Maryland: Continuing improvement, six thousand dollars.
- Patapsco River, Md. Channel to Baltimore.** Improving Patapsco River and channel to Baltimore, Maryland: Continuing improvement in accordance with the revised estimates submitted in House Document Numbered One hundred and eighty-six, Fifty-seventh Congress, second session, and for maintenance, two hundred and fifty thousand dollars: *Provided*, That a contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary to prosecute said project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate one million dollars, exclusive of the amounts
- Provided.**
Limit to cost.
Title.
- Provided.**
Contracts.

herein and heretofore appropriated: *Provided further*, That the Secretary of War may, in his discretion, expend said amount in obtaining an increased uniform depth from the city of Baltimore to deep water beyond York Spit.

Increased uniform depth to beyond York Spit, Chesapeake Bay.

Improving Elk River, Maryland: For maintenance, two thousand dollars.

Elk River, Md.

Improving Susquehanna River, above and below Havre de Grace, Maryland: Continuing improvement, ten thousand dollars.

Susquehanna River above Havre de Grace, Md.

Improving Nanticoke River, Delaware and Maryland: Continuing improvement and for maintenance, two thousand dollars.

Nanticoke River, Del. and Md.

Improving Wicomico River [a], Maryland: Continuing improvement and for maintenance, five thousand dollars.

Wicomico River, Md.

Improving Potomac River at Washington, District of Columbia, by maintenance of existing channels, for the purpose of navigation, fifty thousand dollars.

Potomac River, Washington, D. C.

Improving Potomac River below Washington, District of Columbia: For maintenance, ten thousand dollars.

Potomac River below Washington, D. C.

Improving Norfolk Harbor and its approaches, Virginia: Continuing improvement and for maintenance forty thousand dollars, of which amount twenty thousand dollars, or so much thereof as may be necessary, may, in the discretion of the Secretary of War, be expended for the removal of Pinners Point.

Norfolk, Va.

Improving harbor at Cape Charles City, Virginia: Continuing improvement and for maintenance, twenty-five thousand dollars.

Cape Charles City, Va.

Improving York, Occoquan, Mattaponi, and Pamunkey rivers, and Carters Creek, Virginia: Continuing improvement and for maintenance, twenty-eight thousand dollars.

York, Occoquan, Mattaponi, etc., rivers, Va.

Improving Nomini Creek, Virginia: Continuing improvement, four thousand dollars.

Nomini Creek, Va.

Improving Rappahannock River, Virginia: Continuing improvement and for maintenance, forty thousand dollars; and the Secretary of War may cause a survey of said river to be made at and below Fredericksburg with a view to determining whether any change should be made in the existing plans for improvement. In case any modification shall be deemed advisable the amount herein appropriated may be expended upon the project as modified: *Provided*, That the total cost shall not exceed the amount estimated for the completion of the existing project.

Rappahannock River, Va.

Proviso. Maximum cost.

Improving Urbana Creek, Virginia: Continuing improvement, ten thousand dollars.

Improving James River, Virginia: Continuing improvement, two hundred thousand dollars, of which fifty thousand dollars shall be expended in the construction of

James River, Va.

^a On the eastern shore.

a turning basin in accordance with the project submitted in House Document Numbered Two hundred and thirty-four, Fifty-sixth Congress, first session, the cost to complete the same not to exceed one hundred and fifty thousand dollars.

Appomattox River, Va.

Improving Appomattox River, Virginia: For maintenance, ten thousand dollars.

Pagan River, Va.

Improving Pagan River, Virginia: The Secretary of War may, in his discretion, expend the balance remaining to the credit of said improvement, with a view to securing a channel width of not less than forty feet and such depth as may be obtained without exceeding said balance.

Little Kanawha River, W. Va.

Improving Little Kanawha River, West Virginia: For maintenance, one thousand dollars.

Provido. Little Kanawha Navigation Company.

Improving Little Kanawha River, West Virginia, in accordance with the report submitted in House Document Numbered Three hundred and nine, Fifty-eighth Congress, second session, one hundred and sixty-three thousand dollars: *Provided*, That no part of said amount shall be expended unless the franchises and improvements in said river belonging to the Little Kanawha Navigation Company can be purchased, and a complete and satisfactory title vested in the United States, at a cost not exceeding seventy-five thousand dollars, to be paid from the amount herein appropriated.

Beaufort, N. C.

Improving harbor at Beaufort, North Carolina: For maintenance, two thousand dollars.

Beaufort Inlet, N. C.

Improving Beaufort Inlet, North Carolina, in accordance with the report submitted in House Document Numbered Five hundred and sixty-three, Fifty-eighth Congress, second session, with a view to securing a channel twenty feet deep, forty-five thousand dollars.

Norfolk, Va., to sounds of North Carolina, etc.

Improving inland waterway from Norfolk Harbor, Virginia, to the sounds of North Carolina[*]: For maintenance; three thousand dollars.

Improving inland water route from Norfolk, Virginia, to Albemarle Sound, North Carolina, through Currituck Sound: Continuing improvement and for maintenance, twenty-two thousand dollars.

Roanoke River, N. C.

Improving Roanoke River, North Carolina: Continuing improvement, ten thousand dollars.

Perquimans River, N. C.

Improving Perquimans River, North Carolina, at and near Hertford, in accordance with the report submitted in House Document Numbered Three hundred and two, Fifty-eighth Congress, second session: Completing improvement, eleven thousand two hundred and fifty dollars.

Scuppernong River, N. C.

Improving Scuppernong River, North Carolina: Completing improvement and for maintenance, five thousand dollars.

Pamlico and Tar rivers, N. C.

Improving Pamlico and Tar rivers, North Carolina: Completing improvement and for maintenance, eight thousand dollars.

* Via Pasquotank River.

Improving Contentnia Creek, North Carolina: For maintenance, one thousand dollars. Contentnia Creek, N. C.

Improving Neuse and Trent rivers, North Carolina: Continuing improvement and for maintenance, forty thousand dollars. Neuse and Trent rivers, N. C.

Improving Fishing Creek, North Carolina: Continuing improvement, five hundred dollars. Fishing Creek, N. C.

Improving New River, North Carolina: The Secretary of War, may, in his discretion, expend the balance of funds now available to the credit of this improvement, or so much thereof as may be necessary, in rebuilding the dike heretofore constructed in connection therewith. New River, N. C.

Improving Northeast and Black rivers and Cape Fear River above Wilmington, North Carolina: For maintenance, nine thousand dollars. Northeast and Black rivers, and Cape Fear River, N. C.

Improving Cape Fear River at and below Wilmington, North Carolina: Continuing improvement and for maintenance, one hundred and fifty thousand dollars: *Provided*, That a contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary to prosecute said improvement, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate three hundred thousand dollars, exclusive of the amounts herein and heretofore appropriated: *Provided further*, That the Secretary of War may cause an examination to be made of said improvement, with a view to determining whether any modifications therein are desirable. Cape Fear River, N. C. Provisos. Contracts. Modifications.

Improving Winyah Bay, South Carolina: For maintenance, ten thousand dollars. Winyah Bay, S. C.

Improving harbor at Charleston, South Carolina: Continuing improvement and for maintenance, twenty-five thousand dollars: *Provided*, That the Secretary of War may, in his discretion, cause the dredges employed in this work to be utilized, at such times as they are not employed in dredging on the outer bar, for dredging in the channels between said outer bar and the city of Charleston. Charleston, S. C. Proviso. Dredges.

Improving Waccamaw River, North Carolina and South Carolina, and Little Pedee River, South Carolina: Continuing improvement and for maintenance, fifteen thousand dollars. Waccamaw River, N. C., and Little Pedee River, S. C.

Improving Great Pedee River, South Carolina: For maintenance, five thousand dollars. Great Pedee River, S. C.

Improving Santee, Wateree, and Congaree rivers, and the Estherville-Minim Creek Canal, South Carolina: Continuing improvement and for maintenance, fifty thousand dollars, and the Secretary of War may expend upon such improvement the unexpended balance of the appropriation heretofore made for a lock and dam in the Congaree River provided for by the Act of March third, eighteen hundred and ninety-nine. Santee, Wateree, Congaree rivers, etc., S. C. Vol. 30, p. 1137. Ante, p. 867.

Water route from Charleston to Beaufort, S. C.

Improving the inland waterway between Charleston and Beaufort, including Wappo Cut, South Carolina: Continuing improvement and for maintenance, twenty thousand dollars.

Savannah, Ga.

Proviso.
Contracts.

Improving harbor at Savannah, Georgia: Continuing improvement and for maintenance, seventy-five thousand dollars: *Provided*, That a contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary to complete said project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate two hundred and ten thousand dollars, exclusive of the amounts herein and heretofore appropriated.

Brunswick, Ga.

Provisos.
Academy Creek.

Improving harbor at Brunswick, Georgia: Continuing improvement and for maintenance, forty thousand dollars: *Provided*, That of the amount herein appropriated five thousand dollars, or so much thereof as may be necessary, may be used for maintaining in Academy Creek, immediately in front of and adjacent to the wharves thereof, to the old Altamaha Canal, a depth equal to the controlling depth on the shoals at the lower end of the city in East River: *Provided further*, That no money shall be expended inside harbor lines heretofore or hereafter established in said Academy Creek, and the Secretary of War is authorized and directed to cause a survey to be made of Brunswick Harbor with a view to securing a depth on the outer bar equal to the controlling depth in the inner harbor, and maintaining the depths over said bar and in said harbor.

Expenditures restricted, etc.

Cumberland Sound, Ga. and Fla.

Savannah River above Augusta, Ga.

Improving Cumberland Sound, Georgia and Florida: For maintenance, thirty thousand dollars.

Improving Savannah River, Georgia: Continuing improvement and for maintenance, fifteen thousand dollars, of which amount two thousand dollars may, in the discretion of the Secretary of War, be expended on said river above Augusta, Georgia.

Altamaha River, Ga.

Oconee River, Ga.

Improving Altamaha River, Georgia: Continuing improvement and for maintenance, ten thousand dollars.

Improving Oconee River, Georgia: Continuing improvement and for maintenance, fifteen thousand dollars, three thousand dollars of which may be used to clean out said river from Georgia Railroad bridge to the northern boundary of Green County, Georgia.

Ocmulgee River, Ga.

Improving Ocmulgee River, Georgia: Continuing improvement and for maintenance, fifteen thousand dollars, of which amount five thousand dollars may be used for maintenance and repairs of works at and near Macon.

Water route Savannah, Ga., to Fernandina, Fla.

Improving inside water route from Savannah, Georgia, to Fernandina, Florida: Completing improvement and for maintenance, forty-one thousand dollars.

Skidaway Narrows, Ga.

Improving Skidaway Narrows, Georgia, in accordance with the report submitted in House Document Numbered Four hundred and fifty, Fifty-eighth Congress, second session, and for maintenance, twenty thousand dollars.

Improving Flint River, Georgia: Continuing improvement and for maintenance, twenty thousand dollars. Flint River, Ga.

Improving Chattahoochee River, Georgia and Alabama, below Columbus, Georgia: Continuing improvement and for maintenance, seventy-five thousand dollars. Chattahoochee River, Ga. and Ala.

Improving Coosa River, Georgia and Alabama, between Rome, Georgia, and Lock Numbered Four, Alabama: For maintenance, twenty-five thousand dollars. Coosa River, Ga. and Ala.

Improving harbor at Key West, Florida, and the entrance thereto: Continuing improvement and for maintenance, fifty thousand dollars. Key West, Fla.

Improving Sarasota Bay, Florida: Continuing improvement and for maintenance, five thousand dollars. Sarasota Bay, Fla.

Improving Hillsboro Bay, Florida, in accordance with the report submitted in House Document Numbered Hillsboro Bay, Fla.

Three hundred and six, Fifty-eighth Congress, second session, with a view to obtaining a depth of twenty feet from the lower bay to the mouth of Hillsboro River, one hundred thousand dollars: *Provided*, That a contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary to complete said portion of the project recommended in said report, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate three hundred and forty-eight thousand three hundred and fifty dollars, exclusive of the amounts herein and heretofore appropriated: *Provided further*, That such improvement shall not include that portion of the said project located in Hillsboro River. Provisos. Contracts.

Improving Tampa Bay, Florida: The Secretary of War may expend the balance remaining to the credit of said improvement with a view to securing a channel depth of twenty-six feet, with sufficient width: *Provided*, That no part of said balance on hand shall be expended unless the dock company or companies owning docks, wharves, or terminals at Tampa Bay shall, by valid contract, agree that the wharfage charges at such terminals shall be submitted to the Secretary of War and be subject to his approval. Restriction.

Improving East Pass and Carabelle bar and harbor, Florida: Continuing improvement, fifteen thousand dollars. Tampa Bay, Fla.

Improving Apalachicola Bay, Florida: Continuing improvement and for maintenance, forty thousand dollars, which amount, or so much thereof as may be necessary, shall be expended with a view to completing the channel over the outer bar and in Link channel. Proviso. Wharfage charges.

Improving harbor at Pensacola, Florida: Continuing improvement and for maintenance, one hundred thousand dollars. Carrabelle bar, East Pass, Fla.

Improving Blackwater and Upper East bays, and Blackwater River, Florida, from Milton to the mouth, in accordance with the report submitted in House Docu- Apalachicola Bay, Fla.

ment and for maintenance, one hundred thousand dollars. Pensacola, Fla.

Improving Blackwater and Upper East bays, and Blackwater River, Florida, from Milton to the mouth, in accordance with the report submitted in House Docu- Blackwater and upper East bays, and Blackwater River, Fla.

ment Numbered One hundred and ninety-three, Fifty-eighth Congress, second session, ten thousand dollars.

St. Johns
River, Fla.

Improving Saint Johns River, Florida: Continuing improvement and for maintenance, one hundred thousand dollars: *Provided*, That a contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary to complete said project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate three hundred and nine thousand seven hundred and fifty dollars, exclusive of the amounts herein and heretofore appropriated.

Proviso.
Contracts.

Orange
Mills flats,
Fla.

Improving Saint Johns River, Florida, at Orange Mills Flats: Continuing improvement, twenty-five thousand dollars.

Volusia bar,
Fla.

Improving Volusia bar, Florida: For maintenance, two thousand dollars.

Oklawaha
River, Fla.

Improving Oklawaha River, Florida: Continuing improvement and for maintenance, two thousand dollars.

Indian Riv-
er, Fla.

Improving Indian River, between Goat Creek and Jupiter Inlet, Florida: Continuing improvement and for maintenance, twenty thousand dollars, and the Secretary of War shall cause a survey to be made of Sebastian Inlet.

Kissimmee
River, Fla.

Improving Kissimmee River^a, Florida: Continuing improvement and for maintenance, seven thousand dollars.

Orange Riv-
er, Charlotte
Harbor, Ca-
loosahatchee
River, Fla.

Improving Orange River, Charlotte Harbor, and Caloosahatchee River, Florida: For maintenance, three thousand dollars.

Crystal, An-
clote, Su-
wanee, and
Withlacoochee
rivers, Fla.

Improving Crystal, Anclote, Suwanee, and Withlacoochee rivers, Florida: Continuing improvement and for maintenance, forty thousand dollars, of which amount the sum of fifteen thousand dollars each may be expended on the Crystal and Withlacoochee, and five thousand dollars each on the Anclote and Suwanee rivers.

Manatee
River, Fla.

Improving Manatee River, Florida, in accordance with the report submitted in House Document Numbered One hundred and seventeen, Fifty-eighth Congress, second session, ten thousand dollars.

Florida.
Removal of
water hya-
cinth.

For the removal of the water hyacinth from the navigable waters of the State of Florida so far as it is or may become an obstruction to navigation, twenty-five thousand dollars: *Provided*, That no chemical process injurious to cattle which may feed upon the water hyacinth shall be used.

Proviso.
Injurious
chemical proc-
ess.

Apalachicola
River, etc.,
Fla.

Improving Apalachicola River, Florida, including the Cut-Off, and the lower Chipola River, also the upper Chipola River from Marianna to its mouth: Continuing

^a The adopted project provides for the improvement also of Istokpoga Creek, which empties into Kissimmee River about 10½ miles north of Fort Bassinger.

improvement and for maintenance, twelve thousand dollars.

Improving Choctawhatchee River, Florida and Alabama: Continuing improvement and for maintenance, ten thousand dollars, of which amount six thousand dollars shall be expended between Newton and Geneva, Alabama, and four thousand dollars for dredging the channel at Cypress Top outlet of said river. Choctawhatchee River, Fla.

Improving Holmes River, Florida, from Vernon to its mouth: Continuing improvement and for maintenance, two thousand dollars. Holmes River, Fla.

Improving Escambia and Conecuh rivers, Florida and Alabama: For maintenance, ten thousand dollars. Escambia and Conecuh rivers, Fla. and Ala.

Improving harbor at Mobile, Alabama: Continuing improvement and for maintenance, two hundred thousand dollars: *Provided*, That not more than ten thousand dollars of such amount may, in the discretion of the Secretary of War, be used in the removal of dead heads, sunken logs, and other obstructions arising from the freshets on the rivers entering into Mobile Bay: *Provided further*, That the Secretary of War may cause a survey and estimate to be made of the cost of dredging and deepening the said channel to a depth of twenty-seven feet, the said channel to have a clear bottom width throughout of one hundred feet, with appropriate side slopes. Mobile, Ala.

Providos.
Maximum.

Dredging, etc., channel.

Improving Mobile Bar, Alabama, with a view to deepening and widening the channel near Fort Morgan, fifty thousand dollars. Mobile bar, Ala.

That Louis M. Tisdale, his heirs or assigns, be, and is hereby, granted the right of way through the waters of the United States, to enable him, his heirs or assigns, to construct and operate a ship canal or channel from a point on Mon Louis Island, Mobile County, State of Alabama, through Mobile Bay to the deep-water basin in Mobile Bay between Fort Morgan and Fort Gaines, Alabama, with power and authority to construct and maintain all necessary harbors, locks, dams, channel dikes, levees, and piers without expense to the United States: *Provided*, That the Secretary of War shall first approve the plans for such canal or channel, and that the same shall in no manner interfere with or affect the usual and ordinary navigation of said waters; and that Mobile Bay or the channel between the same and Mississippi Sound shall in no way be thereby closed to navigation: *Provided*, That, in the transportation of military or naval stores, troops, or munitions of war of the United States, no toll shall be charged; and that the tolls or tonnage charges by said Louis M. Tisdale, his heirs or assigns, shall be fixed, from time to time, by the Secretary of War: *Provided*, That vessels of five tons burden and less shall be exempt from tolls for the use of said canal when Louis M. Tisdale. Granted right of way for ship canal. Mon Louis Island to deep-water basin, Mobile Bay, Ala. Vol. 37, p. 201. Post, p. 1534.

Providos.
Secretary of War to approve plans, etc.

Toll.

Exemption.

- they do not pass through the lock; and that no tolls shall be charged on any boats or vessels navigating any of the waters in the said canal or channel which could have been navigated by such vessels had not such canal been built: *Provided further*, That this franchise shall not be effective unless said Louis M. Tisdale, his heirs or assigns, shall in good faith commence such construction within two years from the passage of this Act, and shall complete the same within five years. Congress reserves the right to alter, amend or repeal any of the provisions of this Act in so far as it relates to this franchise.
- Time of construction.** Improving Alabama River, Alabama: Continuing improvement and for maintenance, one hundred thousand dollars; which amount the Secretary of War is authorized and directed to expend, with a view to obtaining, as nearly as possible, a continuous channel of a depth not less than four feet by open-channel work.
- Amendment.** Improving Black Warrior, Warrior, and Tombigbee rivers, Alabama, by the construction of locks and dams numbered one and two in the Tombigbee River, and the completion of lock and dam numbered one, in the Tombigbee River near Demopolis, and those numbered two and three in the Warrior River next above, one hundred thousand dollars: *Provided*, That a contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary to complete the construction of said locks and dams, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate seven hundred and eighty-one thousand four hundred and sixty-six dollars, exclusive of the amounts herein and heretofore appropriated: *Provided further*, That the Secretary of War may expend a portion of the amount herein appropriated or authorized of not more than forty thousand dollars for the construction of a dredge and of not more than thirty thousand dollars for the construction of lock houses necessary for the operation of locks and dams in said rivers.
- Alabama River, Ala.**
- Black Warrior, Warrior, and Tombigbee rivers, Ala.**
- Provisos. Contracts.**
- Maximum expenditure for dredge, etc.**
- Tombigbee River from mouth to Demopolis, Ala. From Demopolis, Ala., to Columbus, Miss.** Improving Tombigbee River, Alabama, from the mouth to Demopolis: For maintenance, fifteen thousand dollars.
- Biloxi, Miss.** Improving Tombigbee River from Demopolis, Alabama, to Columbus, Mississippi: For maintenance, twelve thousand dollars; of which amount the Secretary of War may, in his discretion, expend a sum not exceeding two thousand dollars for improving said river between Columbus and Walkers Bridge, Mississippi.
- Biloxi, Miss.** Improving harbor at Biloxi, Mississippi: For maintenance, nine thousand dollars.
- Horn Island Pass, Miss. Channel.** Improving Horn Island Pass, Mississippi, with a view to obtaining a channel twenty-one feet in depth and three hundred feet in width across the outer bar, two hundred feet wide elsewhere, in accordance with the report submitted in House Document Numbered Five hundred and

six, Fifty-eighth Congress, second session, forty thousand four hundred and eighty dollars: *Provided*, That a contract or contracts can be made at a sum not to exceed the unit price of eleven cents per cubic yard, or such work can be performed by Government dredge.

Provido.
Contracts.

Improving Pascagoula River,^[a] Mississippi: Continuing improvement and for maintenance, one hundred and fifty thousand dollars.

Pascagoula
River, Miss.

Improving Pascagoula ^[b] and Leaf rivers, Mississippi: For maintenance, twelve thousand dollars: *Provided*, That two thousand dollars of said amount may be expended on the Chickasahay River between the mouth and Bucatunna.

Pascagoula
and Leaf riv-
ers, Miss.
Provido.
Chickasahay
River.

Improving Pearl River, Mississippi, below Rockport: Continuing improvement and for maintenance, seven thousand dollars.

Pearl River,
Miss., below
Rockport.

Improving Pearl River, Mississippi, between Edinburg and Jackson: For maintenance, four thousand dollars.

Between Ed-
inburg and
Jackson, Miss.
Homochitto
River, Miss.

Improving Homochitto River, Mississippi: For maintenance, two thousand dollars.

Improving Yazoo, Tallahatchie, Coldwater, and Big Sunflower rivers, and Tchula Lake, Mississippi: Continuing improvement and for maintenance, one hundred and five thousand dollars.

Yazoo, etc.,
rivers, Miss.

Improving the mouth and passes of Calcasieu River, Louisiana: Continuing improvement and for maintenance, one hundred thousand dollars.

Calcasieu
River, La.

Improving Bayou Plaquemine, Grand River, and Pigeon Bayous, Louisiana: For maintenance, thirty-five thousand dollars: *Provided*, That a contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary to complete the improvement in Bayou Plaquemine, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate one hundred thousand dollars, exclusive of the amounts heretofore appropriated.

Bayou Pla-
quemine, etc.,
La.
Provido.
Contracts.

Improving Bayou Teche, Louisiana: For maintenance, seven thousand five hundred dollars, and the Secretary of War shall cause a resurvey to be made of the project submitted in House Document Numbered Sixty-nine, Fifty-fifth Congress, first session.

Bayou Teche,
La.

Improving Chefuncte River, Bogue Falia, Tickfaw River and tributaries, also Amite River and Bayou Manchac, Louisiana: For maintenance, six thousand five hundred dollars.

Chefuncte
River, etc., La.

Improving the channel, bay, and passes of Bayou Vermillion, and Mermentau River and tributaries, Louisiana: For maintenance, three thousand dollars.

Bayou Ver-
million, etc.,
La.

^a From a point on Dog River 3 miles above its mouth to Mississippi Sound.

^b Above mouth of Dog River.

Texas and Louisiana.
Removal of water hyacinth.

For the removal of the water hyacinth from the navigable waters in the States of Texas and Louisiana, so far as it is or may become an obstruction to navigation, forty thousand dollars.

Red River, La., Ark., Tex., and Ind. T.

Improving Red River in the States of Louisiana, Arkansas, and Texas and Indian Territory: For continuing improvement and for maintenance, two hundred thousand dollars: *Provided*, That of this amount one hundred thousand dollars may be expended between Fulton, Arkansas, and Denison, Texas: *Provided further*, That of the amount herein appropriated for improvement below Fulton fifteen thousand dollars may, in the discretion of the Secretary of War, be spent in the improvement of the channel at Alexandria, Louisiana.

Provisos.
Fulton and Denison.

Channel at Alexandria, La.

Bayou Bartholomew, Boeuf River, etc., La. and Ark.

Improving Bayou Bartholomew, Boeuf River, Tensas River, and Bayou Maçon, and Bayous D'Arbonne and Corney, Louisiana and Arkansas: For maintenance, seventeen thousand dollars.

Sabine Pass, Tex. and La.

Improving Sabine Pass, Texas and Louisiana: Continuing improvement and for maintenance, one hundred and fifty thousand dollars.

Brazos River, Tex.
Proviso.
Contracts.

Improving the mouth of the Brazos River, Texas: Continuing improvement, fifty thousand dollars: *Provided*, That a contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary to prosecute said project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate eighty-seven thousand five hundred dollars, exclusive of the amounts herein and heretofore appropriated.

Aransas Pass, Tex.
Provisos.
Contracts.

Improving Aransas Pass, Texas: Continuing improvement, one hundred thousand dollars: *Provided*, That a contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary to prosecute said project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate one hundred thousand dollars, exclusive of the amounts herein and heretofore appropriated:

Restriction.

Provided further, That the amounts herein appropriated and authorized shall be applied to the completion of the project in accordance with the design and specifications of the Aransas Pass Harbor Company, and in continuation of the work heretofore done, and to such additional work as may be necessary for strengthening the jetty.

Galveston, Tex.

Provisos.
Contracts.

Improving Galveston Harbor, Texas: Continuing improvement and for maintenance, two hundred thousand dollars: *Provided*, That a contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary to prosecute said improvement, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate two

hundred and fifty thousand dollars, exclusive of the amounts herein and heretofore appropriated.

Improving Galveston channel, Texas: Continuing improvement, one hundred and seventy-five thousand dollars: *Provided*, That the Secretary of War may, in his discretion, use not to exceed one hundred and twenty-five thousand dollars of said amount to purchase or build a dredge for use in said channel: *Provided further*, That the Secretary of War may, in his discretion, divert the sum of fifty thousand dollars from the amounts appropriated and authorized for improving Galveston Harbor, Texas, and apply it to this improvement.

Dredge.

Diversions of appropriation.

Improving Galveston ship channel and Buffalo Bayou, Texas: Continuing improvement to a point at or near the head of Long Reach, in accordance with the modification of the original project as recommended in the report of the Board of Engineers for Rivers and Harbors of date December fifteenth, nineteen hundred and four, two hundred thousand dollars: *Provided*, That a contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary to prosecute said project, as modified by said report, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate two hundred thousand dollars, exclusive of the amounts herein and heretofore appropriated: *Provided further*, That the amount on hand is hereby made available for the project as modified by said report.

Galveston ship channel, etc., Tex.

Provisos. Contracts.

Unexpended balance available.

Improving West Galveston Bay channel, Double Bayou, and mouths of adjacent streams, Texas, including Trinity River Anahuac channel and Cedar Bayou: Continuing improvement, fifty thousand dollars.

West Galveston Bay Channel, etc., Tex.

Improving Brazos River, Texas, from Velasco to Old Washington: Continuing improvement, twenty-five thousand dollars.

Brazos River, Tex., Velasco to Old Washington.

Improving Brazos River, Texas, from Old Washington to Waco: The Secretary of War is authorized and directed to cause an examination of this section of the river with a view of determining whether four or six months' navigation can be secured to Waco at a reasonable cost by any method other than by locks and dams, and if not the least number of locks and dams that will furnish such navigation, and in the event it should appear feasible to secure four or six months' navigation by open-channel work or by not to exceed nine locks and dams the Secretary of War may expend for the improvement of said river an amount not to exceed seventy-five thousand dollars, which amount under the conditions named is hereby appropriated.

Old Washington to Waco, Tex. Channel.

Maximum expenditure.

Improving Trinity River, Texas: The balance now available for the construction of locks and dams between the mouth of the river and section one is hereby diverted from said purpose and made available for the construc-

Trinity River, Tex.

- Provisos. Contracts.* tion of locks and dams numbered one, four, and six in section one, in accordance with the report submitted in House Document Numbered Four hundred and nine, Fifty-sixth Congress, first session [^a]: *Provided*, That the Secretary of War is authorized to enter into a contract or contracts for the completion of said locks and dams, numbered one, four, and six, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate one hundred and sixty-one thousand two hundred and eighty-seven dollars, exclusive of the amount herein diverted and made available for the said construction: *Provided further*, That none of the amount made available herein or authorized to be contracted for herein shall be expended unless the citizens of Dallas shall pay over to the Secretary of War the sum of sixty-six thousand dollars, which sum, if paid over, shall be applied to the construction of dams in said section one, at Old River and Parsons Slough, for the easing of bends and for the improvement of said section: *And provided further*, That the Secretary of War may, in his discretion, construct locks and dams numbered two or three or five instead of number four, should he determine that navigation would be better subserved thereby.
- Restriction on expenditure.* Improving mouths of Sabine and Neches rivers, Texas, in accordance with the report submitted in House Document Numbered Six hundred and thirty-four, Fifty-eighth Congress, second session, by connecting the same with Taylors Bayou, or a point in Sabine Lake near to the mouth of said bayou, by a channel at or near the west shore of Sabine Lake; the Secretary of War may enter into a contract or contracts for such materials and work as may be necessary to complete the said project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate four hundred and eleven thousand five hundred dollars, exclusive of the amounts heretofore appropriated: *Provided*, That the channel may, in the discretion of the Secretary of War, be constructed through the land near the lake for any part of said route: *Provided further*, That the right of way is furnished without expense to the United States.
- Locks and dams.* Vol. 35, p. 569. *Post*, p. 1297. Cypress Bayou, Texas: The available balance on hand may, in the discretion of the Secretary of War, be expended in cleaning and clearing the bayou and lakes between Jefferson, Texas, and Mooringsport, Louisiana. And the Secretary of War is authorized and directed to survey Cypress Bayou and the channels connecting Shreveport, Louisiana, with Jefferson, Texas, including an examination of the falls near Little Pass.
- Sabine and Neches Rivers, Tex. Improving mouth.* Improving Ouachita and Black rivers, Arkansas and Louisiana: Continuing improvement and for maintenance, eighty thousand dollars: *Provided*, That the Secretary of War may enter into a contract or contracts for such materials and work as may be necessary to complete
- Provisos. Channel.*
- Right of way.*
- Cypress Bayou, Tex.*
- Survey.*
- Ouachita and Black Rivers, Ark. and La. Proviso. Contracts.*

^a House Doc. No. 118, 58th Cong., 2d sess., is probably intended.

the locks and dams in the Ouachita River, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate forty thousand three hundred and twelve dollars, exclusive of the amounts herein and heretofore appropriated.

Improving Arkansas River, Arkansas: For maintenance, thirty-five thousand dollars. Arkansas River, Ark.

For repair of revetment work and bank protection in the vicinity of Red Fork Levee, Arkansas River, thirty thousand dollars, provided it is required in the interest of navigation. Red Fork Levee. Repairs.

Improving White River, Arkansas: For maintenance, fifteen thousand dollars. White River, Ark.

Improving Upper White River, Arkansas: Continuing improvement by the construction of Lock and Dam Numbered Three, one hundred and sixty thousand dollars; and the Secretary of War shall cause an examination to be made by a board of engineers to report upon the desirability of the construction of further locks and dams in said river. Upper White River, Ark. Lock and dam.

Improving Cache River, Arkansas: For maintenance, two thousand dollars. Cache River, Ark.

Improving Black and Current rivers, Arkansas and Missouri: For maintenance, eighteen thousand dollars. Black and Current rivers, Ark. and Mo.

Improving Saint Francis and L'Anguille rivers, Arkansas: For maintenance, six thousand dollars. St. Francis and L'Anguille rivers, Ark.

Improving Obion and Forked Deer rivers, Tennessee: For maintenance, three thousand dollars. Obion and Forked Deer rivers, Tenn.

Improving Cumberland River, Tennessee, below Nashville: For maintenance, ten thousand dollars. Cumberland River below Nashville, Tenn.

Improving Cumberland River, Tennessee and Kentucky, above Nashville: For maintenance, ten thousand dollars, and for completion of lock and dam numbered two above Nashville, forty thousand dollars, and the balance on hand to the credit of the Cumberland River above Nashville for general improvement and for locks Numbered five, six, and seven shall be applied upon the construction of said lock and dam. Above Nashville, Tenn. and Ky.

For the construction of Lock and Dam Numbered Twenty-one in said river, seventy-four thousand dollars: *Provided*, That a contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary to complete the said lock and dam, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate two hundred thousand dollars, exclusive of the amounts herein and heretofore appropriated: *Provided further*, That the balance remaining to the credit of the Cumberland River on any project therein above said lock and dam numbered twenty-one shall be made applicable for the construction thereof. Lock and Dam No. 21. Provisos. Contracts.

Use of balance.

Improving the upper Cumberland and South Fork rivers, above Burnside, Kentucky: The Cumberland River Cumberland River Improvement Company.

May construct locks and dams above Burnside, Ky.

Improvement Company, a corporation formed and existing under the laws of the State of Kentucky, is authorized and permitted to improve the Cumberland River and its tributaries, including the South Fork, above Burnside, Kentucky, at its own expense, by the construction of necessary locks and dams, under the supervision and pursuant to plans to be submitted to and approved by the Secretary of War, and the power generated by the construction of such locks and dams may be utilized by such company for commercial and other purposes, under the following express provisions:

Unobstructed navigation.

That the use of such power shall in no instance impede or hinder navigation;

Size of locks, etc.

That the locks and dams shall be at least equal in size and capacity to other locks and dams constructed on the Cumberland River;

Open to navigation.

That they shall be open to all purposes of navigation by the general public, subject to the payment of uniform, reasonable rates of toll by all parties using such waterway, which rates of toll shall be fixed from time to time by the Secretary of War, and shall at no time produce an income greater than six per centum, cumulative interest, on the investment in such locks and dams, after deducting the cost of maintenance and operation, reckoned from the beginning, and based on the total initial cost; such locks and dams to be kept and maintained by such corporation

Toll.

without expense to the Government: *Provided further*, That this franchise shall not be effective unless said corporation shall commence in good faith the construction of such improvement within eighteen months after the completion and operation of lock and dam numbered twenty-one on said river, and shall afford a permanent navigable stage, within the next succeeding five years, of at least six feet in depth, by means of such locks and dams, to the mouth of Rock Castle River;

proviso.
Time of construction, etc.

Bond.

That said corporation shall file with the Secretary of War, before beginning its construction of such lock and dam, a suitable bond, to be approved by him, conditioned to pay all reasonably prospective damages arising from trespass or overflow or other injury to private rights;

Collection of tolls.
Time limit. Operation, maintenance, etc.

That the right to collect tolls shall cease at the expiration of forty years from the date of completion of lock and dam numbered twenty-one on said river, and that upon the ceasing of the right to collect tolls the United States may assume the possession, care, operation, maintenance, and management of the lock or locks so constructed, without compensation to any person or persons or corporation, but without in any way impairing the right or ownership of the water power and dams created by said corporation, which shall continue the care and maintenance of such dams without interference on the part of the United States;

Congress reserves the right to alter, amend, or repeal any of the provisions of this Act in so far as it relates to this franchise. Amendment.

Improvement of Tennessee River, Tennessee, above Chattanooga: Continuing improvement and for maintenance, fifty thousand dollars, of which amount not more than five thousand dollars may, in the discretion of the Secretary of War, be expended in the improvement of Little Tennessee River. Tennessee River above Chattanooga.

Improving Tennessee River: Continuing improvement at Colbert and Bee Tree Shoals by the construction of a lateral canal, two hundred thousand dollars: *Provided*, That a contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary for the prosecution of said project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate two hundred thousand dollars, exclusive of the amounts herein and heretofore appropriated. Colbert and Bee Tree shoals. *Provided*. Contracts.

Improving Tennessee River from Hobbs Island to Guntersville, Alabama: Continuing improvement and for maintenance, fifteen thousand dollars. Hobbs Island to Guntersville, Ala.

Improving Tennessee River, Tennessee: Continuing improvement by the partial construction of lock gates at the lock projected at or near Scotts Point, together with the cost of superintendence and the preparation of plans to be made by the United States, ten thousand dollars: *Provided*, That a contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary for the further prosecution of said work, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate forty thousand dollars exclusive of the amount herein appropriated. Scott Point. Lock gates. *Provided*. Contracts.

Improving Tennessee River, Tennessee, below River-ton: Continuing improvement and for maintenance, thirty thousand dollars. Below River-ton.

Improving French Broad and Little Pigeon rivers, Tennessee: For maintenance, two thousand dollars. French Broad and Little Pigeon rivers, Tenn.

Improving Clinch and Hiwassee rivers, Tennessee: Continuing improvement and for maintenance, six thousand dollars. Clinch and Hiwassee rivers, Tenn.

Improving Big Sandy River and Tug and Levisa forks, West Virginia and Kentucky: For maintenance and for improving the mouth of the Big Sandy, forty-three thousand dollars. Big Sandy River, etc., W. Va. and Ky.

Improving the Falls of the Ohio River at Louisville, Kentucky: For maintenance and alteration of the existing dam, eighty thousand dollars. Falls of the Ohio River, Louisville, Ky.

Improving Green River, Kentucky, above the mouth of Big Barren River: Continuing improvement and for maintenance, five thousand dollars: *Provided*, That the Green River, Ky. *Provided*.

- Nolin River. Secretary of War may, in his discretion, expend such portion of said amount as may be necessary for the removal of snags in Nolin River.
- Kentucky River. Reimbursement to Clark County, Ky., etc. Improving Kentucky River, Kentucky: The Secretary of War may, in his discretion, use so much of the funds heretofore appropriated for the improvement of said river as may be necessary to repay the county court of Clark County, Kentucky, the reasonable cost expended by it in constructing the county bridges across Two Mile Creek, in Clark County, Kentucky, and to repair the damage to the county road caused by the construction of Lock and Dam Numbered Ten at Ford, Kentucky.
- Kentucky River, Kentucky: Continuing improvement by the construction of Lock and Dam Numbered Twelve, fifty thousand dollars.
- Toledo, Ohio. Improving harbor at Toledo, Ohio: For maintenance, twenty thousand dollars.
- Port Clinton, Ohio. Improving harbor at Port Clinton, Ohio: For maintenance, two thousand dollars.
- Sandusky, Ohio. Improving harbor at Sandusky, Ohio: Continuing improvement and for maintenance, one hundred and twenty-five thousand dollars: *Provided*, That a contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary to complete said improvement, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate four hundred and eighty thousand dollars, exclusive of the amounts herein and heretofore appropriated: *Provided further*, That from the adopted project there shall be omitted the rock dredging near to the wharves at Sandusky Harbor, except that portion thereof which is included in a contract or contracts already made.
- Dredging. *Provided further*, That from the adopted project there shall be omitted the rock dredging near to the wharves at Sandusky Harbor, except that portion thereof which is included in a contract or contracts already made.
- Huron, Ohio. Improving harbor at Huron, Ohio, in accordance with the report submitted in House Document Numbered One hundred and twenty-two, Fifty-eighth Congress, second session, sixty-eight thousand five hundred dollars: *Provided*, That a contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary to complete the said improvement, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate two hundred thousand dollars, exclusive of the amounts herein and heretofore appropriated.
- Proviso. Contracts.
- Vermillion, Ohio. Improving harbor at Vermillion, Ohio: For maintenance, fifteen thousand dollars.
- Black River (Lorain), Ohio. Improving harbor at Lorain, Ohio: Completing improvement and for maintenance, eighty-five thousand dollars.
- Cleveland, Ohio. Improving harbor at Cleveland, Ohio: Continuing improvement and for maintenance, two hundred thousand dollars.
- Fairport, Ohio. Improving harbor at Fairport, Ohio: Continuing improvement and for maintenance, one hundred and thirty-

five thousand dollars: *Provided*, That the Secretary of War may in his discretion, cause the westerly arm of the breakwater in said harbor to be extended to a point at or near the shore, the expense thereof to be paid from the appropriations herein and heretofore made.

Proviso.
Breakwater

Improving harbor at Ashtabula, Ohio: Continuing improvement and for maintenance, twenty thousand dollars; and the unexpended balance on hand to the credit of said improvement, or so much thereof as may be necessary, may be expended by the Secretary of War for the extension of the westerly arm of the breakwater in said harbor to a point at or near the shore, in accordance with the recommendation of the Chief of Engineers.

Ashtabula,
Ohio.

Improving Conneaut Harbor, Ohio: Continuing improvement and for maintenance, sixty thousand dollars.

Conneaut,
Ohio.

Improving Muskingum River, Ohio: Continuing improvement, eight thousand dollars.

Muskingum
River, Ohio.

Improving Muskingum River, Ohio: For the rebuilding of lock and dam numbered eleven in said river, one hundred and ten thousand dollars: *Provided*, That no part of the said amount shall be expended unless the Secretary of War shall have satisfactory assurance that the State of Ohio, or other agency, will expend a sum of not less than two hundred thousand dollars upon that part of the Ohio Canal system which connects the said river above the lock mentioned with Lake Erie.

Lock and
Dam No. 11.

Proviso.
Expenditures
upon Ohio
Canal.

Improving Ohio River: General improvement, three hundred thousand dollars: *Provided*, That from said amount the Secretary of War may, in his discretion, expend from the amount herein appropriated a sum sufficient for the following, or either of them, namely, to remove the rocks in the channel of said river or canal near to the Falls at Louisville, Kentucky, for the dredging of Pool Numbered Six in said river, and for necessary dredging in said river at and near Middleport, Ohio: *Provided further*, That the unexpended balance of funds available for the construction of an ice pier at or near the mouth of Big Hocking River may, in the discretion of the Secretary of War, be expended toward the completion of an ice pier at Maysville, Kentucky.

Ohio River.

Proviso.
Removal of
rocks.

Falls at
Louisville, Ky.
Pool, Dam
No. 6.
Middleport,
Ohio.
Ice pier.
Maysville, Ky.

The Secretary of War is hereby authorized and directed to appoint a board of engineers to examine the Ohio River, and report at the earliest date by which a thorough examination can be made, the necessary data with reference to the canalization of the river, and the approximate location and number of locks and dams in such river, with a view both to a depth of six feet and nine feet; and in said report shall include the probable cost of such improvement with each of the depths named, the probable cost of maintenance, and the present and prospective commerce of said river, upstream as well as downstream having regard to both local and through traffic. They

Canalization.
Appointment
of Board of
Engineers au-
thorized.

Duties.

Report.

shall also report whether, in their opinion, such improvement should be made, and whether other plans of improvement could be devised under which the probable demands of traffic, present and prospective, could be provided for without additional locks and dams, or with a less number than is described in surveys heretofore made, giving general details relating to all of said plans and the approximate cost of completion thereof. They shall also examine the said river from the mouth of the Green River to Cairo, with a view to determining whether an increased depth can be maintained by use of dredges.

Mouth of
Green River
to Cairo.
Depth of
channel.

Locks and
Dams Nos. 2,
3, 4, 5, and 6.

Proviso.
Contracts.

Improving Ohio River in the State of Pennsylvania: By the completion of locks and dams numbered two, three, four, and five, and the modification of said locks and dams and of lock and dam numbered six so as to secure a stage of nine feet in the pools belonging thereto, five hundred thousand dollars: *Provided*, That a contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary for the completion of said improvement, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate one million two hundred and eighty-one thousand three hundred and seventy-six dollars, exclusive of the amounts herein and heretofore appropriated.

Locks Nos.
8 and 11.

Proviso.
Contracts.

Improving Ohio River in Ohio and West Virginia: By the completion of locks numbered eight and eleven, one hundred and sixty thousand dollars: *Provided*, That a contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary to complete the said locks, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate one hundred and sixty thousand dollars, exclusive of the amounts herein and heretofore appropriated.

Lock and
Dam No. 19.

Provisos.
Survey, etc.

Improving Ohio River, with a view to the construction of lock and dam numbered nineteen, one hundred thousand dollars; and for purchase of site for lock and dam numbered twenty-six, thirty-five thousand dollars: *Provided*, That no part of said amounts shall be expended until the survey of the Ohio River herein provided for shall have been completed and such project as may be recommended on consideration and review of the same shall be adopted by Congress: *Provided further*, That in case said locks and dams are not provided for by Congress, the amounts herein appropriated shall revert to the general fund for the improvement of the Ohio River.

Reversion
of appropriation.

Ontonagon,
Mich.

Improving harbor at Ontonagon, Michigan: For maintenance, three thousand dollars.

Marquette,
Mich.

Improving harbor at Marquette, Michigan: For maintenance, three thousand dollars.

Marquette
Bay, Mich.

Improving harbor at Marquette Bay, Michigan, harbor of refuge: For maintenance, one thousand dollars.

Improving harbor at Grand Marais, Michigan, harbor of refuge: Continuing improvement and for maintenance, fifty thousand dollars.

Grand Marais, Mich.

Improving harbor at Gladstone, Michigan, in accordance with the report submitted in House Document Numbered One hundred and sixty-five, Fifty-eighth Congress, second session, fourteen thousand dollars.

Gladstone, Mich.

Improving harbor at Manistique, Michigan, in accordance with the report submitted in House Document Numbered Four hundred and twenty-nine, Fifty-eighth Congress, second session, twenty-five thousand dollars.

Manistique, Mich.

Improving harbor at Saint Joseph, Michigan: Continuing improvement and for maintenance, fifteen thousand dollars.

St. Joseph, Mich.

Improving harbor at South Haven, Michigan, in accordance with the report submitted in House Document Numbered One hundred and nineteen, Fifty-eighth Congress, second session, fifty thousand dollars: *Provided*, That no portion of such amount shall be used, except for maintenance of existing channels, until proper dock lines shall have been established and suitable bulkheads shall have been built along these lines by the city of South Haven, or by the riparian owners, and the property lying on the channel side of these dock lines shall have been deeded to the United States, free of cost, all pursuant to the plan of improvement recommended in said House document.

South Haven, Mich.

Provido.
Channels.

Improving Saugatuck Harbor and Kalamazoo River, Michigan: Continuing improvement and for maintenance, seventy-five thousand dollars.

Saugatuck Harbor and Kalamazoo River, Mich.

Improving harbor at Holland, Black Lake, Michigan: Continuing improvement and for maintenance, sixty-five thousand dollars: *Provided*, That the Secretary of War may enter into a contract or contracts for such materials and work as may be necessary for the prosecution of said project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate one hundred and ten thousand dollars, exclusive of the amounts herein and heretofore appropriated: *Provided further*, That the United States engineer in charge may, subject to the approval of the Chief of Engineers, modify the existing project by the widening of the harbor entrance.

Holland (Black Lake), Mich.

Provisos.
Contracts.

Modification.

Improving harbor at Grand Haven, Michigan: Continuing improvement and for maintenance, thirty thousand dollars.

Grand Haven, Mich.

Improving harbor at Muskegon, Michigan: Continuing improvement and for maintenance, one hundred thousand dollars.

Muskegon, Mich.

Improving harbors at Pentwater and White Lake, Michigan: For maintenance, twenty thousand dollars.

Pentwater and White Lake, Mich.

Improving harbor at Ludington, Michigan: For maintenance, ten thousand dollars.

Ludington, Mich.

Harbors of
Ludington,
Mich., Manito-
woc, etc., Wis.
Investiga-
tion of wave
action on.

The Secretary of War is hereby authorized to appoint a board of engineers to inquire into the effect of wave action as injuriously affecting the harbors at Ludington, Michigan, and Manitowoc, Two Rivers, Racine, Kenosha, and Sheboygan, Wisconsin, and to report at the earliest practical date what plan of improvement it is desirable to adopt to overcome such wave action. Such board shall further investigate and report as to whether, in the interests of economy, future repairs and construction of piers in such harbors and in those similarly situated should be made of cement or other permanent substance.

Repairs, etc.

Improving harbor at Manistee, Michigan: For maintenance, ten thousand dollars.

Manistee,
Mich.

Improving harbor at Frankfort, Michigan: Continuing improvement and for maintenance, twenty thousand dollars.

Frankfort,
Mich.

Improving harbor at Charlevoix and entrance to Pine Lake, Michigan: Continuing improvement and for maintenance, twenty-five thousand dollars.

Charlevoix,
etc., Mich.

Improving harbor at Petoskey, Michigan: Continuing improvement and for maintenance, twenty thousand dollars.

Petoskey,
Mich.

Improving harbor at Arcadia, Michigan, in accordance with the report submitted in House Document Numbered One hundred and ninety-four, Fifty-eighth Congress, second session, six thousand dollars.

Arcadia,
Mich.

Dredge.

The Secretary of War is hereby authorized and directed to transfer to Lake Michigan the dredge heretofore constructed for the harbors on the easterly shore of said lake for use in such harbors.

Cheboygan,
Mich.

Improving harbor at Cheboygan, Michigan: For maintenance, seven thousand five hundred dollars. And the Secretary of War is hereby authorized to cause an examination of such harbor to be made, with a view to ascertaining the desirability, in the interest of commerce, of extending the works of improvement up to the lock and dam in the Cheboygan River, and whether, if such extension is made, any portion of the expense of such extension should be borne by the city of Cheboygan or by persons whose property may be benefited thereby.

Harbor
Beach (for-
merly Sand-
beach), Mich.

Improving harbor of refuge, Harbor Beach, Michigan: Continuing improvement and for maintenance, two hundred thousand dollars. The Secretary of War is hereby authorized to cause an examination to be made with a view to ascertaining what other or further works of improvement are necessary, if any, in order to make such harbor of refuge suitable for the present demands of commerce.

Water route
across Kewee-
naw Point,
Mich.

Improving waterway across Keweenaw Point, from Keweenaw Bay to Lake Superior, Michigan: Continuing improvement, forty-five thousand dollars.

Grand River,
Mich.

Improving Grand River, Michigan, in accordance with the report submitted in House Document Numbered Two hundred and sixteen, Fifty-eighth Congress, second ses-

sion, one hundred thousand dollars: *Provided*, That no portion of the money herein appropriated shall be used in providing a turning basin in the city of Grand Rapids.

Proviso.
Restriction.

Improving Saginaw River, Michigan: Continuing improvement and for maintenance, thirty thousand dollars; and any sums heretofore appropriated for the improvement of the Flint, Shiawassee, and Bad rivers, and now unexpended, are hereby diverted and made available for the improvement of the Saginaw River, in addition to the sum herein appropriated.

Saginaw
River, Mich.

Diversion of
appropriation.

Improving Sebewaing River, Michigan: For maintenance, five thousand dollars.

Sebewaing
River, Mich.

Improving Rouge River and Monroe Harbor, Michigan: Continuing improvement and for maintenance, thirteen thousand dollars.

Rouge River
and Monroe
Harbor, Mich.

Improving Clinton River, Michigan: For maintenance, three thousand dollars.

Clinton
River, Mich.

Improving Saint Marys River, at the falls, Michigan: Continuing improvement, four hundred and twenty thousand dollars: *Provided*, That a contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary for the prosecution of said project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate six hundred thousand dollars, exclusive of the amounts herein and heretofore appropriated.

St. Marys
River, at the
falls, Mich.
Proviso.
Contracts.

Improving Hay Lake and Neebish channels, Saint Marys River, Michigan: Continuing improvement, five hundred thousand dollars: *Provided*, That a contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary for the prosecution of said project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate seven hundred and fifty thousand dollars, exclusive of the amounts herein and heretofore appropriated.

Hay Lake
and Neebish
channels.
Proviso.
Contracts.

Improving Detroit River, Michigan: The Secretary of War may enter into a contract or contracts for such materials and work as may be necessary to prosecute said improvement, in accordance with the report submitted in House Document Numbered Forty, Fifty-eighth Congress, third session, to be paid for as appropriation may from time to time be made by law, not to exceed in the aggregate four hundred thousand dollars, exclusive of the amounts heretofore appropriated.

Detroit
River, Mich.

Menominee Harbor and River, Michigan and Wisconsin: The Secretary of War is hereby authorized to make such modifications of the existing project as may seem best to save expense and subserve the interests of commerce.

Menominee
Harbor and
River, Mich.
and Wis.

Improving harbor at Kenosha, Wisconsin: Continuing improvement and for maintenance, five thousand dollars.

Kenosha,
Wis.

- Racine, Wis. Improving harbor at Racine, Wisconsin: Continuing improvement and for maintenance, thirty thousand dollars.
- Milwaukee, Wis. Improving harbor at Milwaukee, Wisconsin, including harbor of refuge: Continuing improvement and for maintenance, including the repair and rebuilding of the breakwater belonging to the harbor of refuge, one hundred and fifty thousand dollars; and the so-called "Fair Weather" opening in said breakwater shall not be closed except by direction of Congress.
- Proviso. Contracts. Improving said harbor in accordance with the report submitted in House Document Numbered One hundred and twenty, Fifty-eighth Congress, second session, one hundred thousand dollars: *Provided*, That a contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary to complete said project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate two hundred and eighteen thousand five hundred and eighty-one dollars, exclusive of the amount herein appropriated: *Provided further*, That no part of the appropriation herein made shall be expended for the purpose named unless the Secretary of War shall have satisfactory assurance that the city of Milwaukee will comply with the conditions imposed upon said municipality as set forth and contained in paragraph twenty-eight of House Document Numbered One hundred and twenty, Fifty-eighth Congress, second session.
- Restriction.
- Sheboygan, Wis. Improving harbor at Sheboygan, Wisconsin: Continuing improvement and for maintenance, eighteen thousand dollars.
- Manitowoc, Wis. Improving harbor at Manitowoc, Wisconsin: For maintenance, one hundred and ten thousand dollars.
- Two Rivers, Wis. Improving harbor at Two Rivers, Wisconsin: Continuing improvement and for maintenance, six thousand six hundred dollars, and the Secretary of War is authorized and directed to cause a survey to be made of the entrance channel to said harbor with a view to obtaining depths of sixteen and eighteen feet, respectively.
- Kewaunee, Wis. Improving harbor at Kewaunee, Wisconsin: For maintenance, three thousand dollars.
- Sturgeon Bay and Lake Michigan Ship Canal, Wis. Improving Sturgeon Bay and Lake Michigan Ship Canal, Wisconsin, and harbor of refuge connected therewith: The Secretary of War is hereby directed to ascertain and determine whether for the purpose of completing the project submitted in House Document Numbered One hundred and seventeen, Fifty-sixth Congress, second session, it is necessary to remove, relocate, or change the bridge across Sturgeon Bay at the city of Sturgeon Bay, and if so, whether and to what extent the owners thereof have acquired vested or other rights in its present location, so as to entitle them to damages by such removal,

relocation, or change, and in case the said Secretary of War shall determine that such removal, relocation, or change is necessary to complete said project, and that the said owners have acquired vested or other rights in the present location of said bridge, he is hereby authorized and directed to acquire, by condemnation or otherwise, such property as may be necessary, and the sum of fifty thousand dollars, or so much thereof as may be necessary, is hereby appropriated for that purpose.

Improving harbor at Green Bay, Wisconsin: For maintenance, ten thousand dollars. Green Bay,
Wis.

Improving harbor at Ashland, Wisconsin: For maintenance, sixty thousand dollars. Ashland,
Wis.

Improving harbor at Port Wing, Wisconsin: Completing improvement and for maintenance, nineteen thousand nine hundred and ninety-two dollars. Portwing,
Wis.

Improving Fox River, Wisconsin: Continuing improvement, thirty-five thousand dollars. Fox River,
Wis.

Improving harbor at Grand Marais, Minnesota: For maintenance, two thousand dollars. Grand Ma-
rais, Minn.

Improving harbor at Agate Bay, Minnesota: For maintenance, two thousand dollars. Agate Bay,
Minn.

Improving Warroad Harbor, Warroad River, Minnesota, by dredging a channel one hundred feet wide and seven feet deep from the inner end of the channel dredged in nineteen hundred and four to the boat landing at Warroad, with a turning channel for boats at the inner harbor, and continuing present improvement, thirty-five thousand dollars. Warroad
Harbor and
River, Minn.

Improving harbor at Duluth, Minnesota, and Superior, Wisconsin: Continuing improvement and for maintenance, two hundred and seventy thousand dollars: *Provided*, That a contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary to complete said project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate three hundred thousand dollars, exclusive of the amounts herein and heretofore appropriated. Duluth,
Minn., and
Superior, Wis.
Proviso.
Contracts.

Improving Minnesota River, Minnesota, at the mouth: For maintenance and dredging channel, three thousand dollars. Minnesota
River, Minn.

Improving Red River of the North, Minnesota and North Dakota: Continuing improvement and for maintenance, nine thousand dollars. Red River
of the North,
Minn. and N.
Dak.

Improving Saint Croix River, Minnesota and Wisconsin: For maintenance, four thousand dollars. St. Croix
River, Minn.
and Wis.

Improving harbor at Michigan City, Indiana: Continuing improvement and for maintenance, forty-five thousand dollars: *Provided*, That the Secretary of War may, in his discretion, use any part of this appropriation or of any appropriation hereafter made for the maintenance or improvement of said harbor, for the construc- Michigan
City, Ind.

Proviso.
Turning
basin.

tion of a turning basin in the inner harbor, not exceeding, however, the sum of twenty-five thousand dollars in the aggregate.

- Chicago, Ill. Improving harbor at Chicago, Illinois: Continuing improvement and for maintenance, two hundred thousand dollars.
- Waukegan, Ill. Improving harbor at Waukegan, Illinois: For maintenance, thirty thousand dollars.
- Illinois and Mississippi Canal, Ill. Improving Illinois and Mississippi Canal, Illinois: Continuing improvement and for maintenance, three hundred thousand dollars: *Provided*, That a contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary for the completion of said project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate two hundred thousand dollars, exclusive of the amounts herein and heretofore appropriated.
- Calumet River, Ill. and Ind. Improving Calumet River, Illinois and Indiana: For improving said river in accordance with the report submitted in House Document Numbered One hundred and seventy-two, Fifty-eighth Congress, second session, and for maintenance, one hundred thousand dollars: *Provided*, That a contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary for the prosecution of said project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate one hundred and seventy-six thousand dollars, exclusive of the amounts herein and heretofore appropriated. And the Secretary of War is hereby authorized to accept, in his discretion, deeds from the proper parties conveying to the United States, free of expense, such lands as may be necessary for the construction of any of the turning basins proposed in said House document.
- Rock River, Ill. Improving Rock River, Illinois: A fixed dam with movable crest at or near Sterling, Illinois, in lieu of the lock and dam already provided for may, in the discretion of the Secretary of War, be constructed: *Provided*, That said fixed dam with movable crest may be constructed from the funds already appropriated, or authorized to be appropriated, for the construction of the Illinois and Mississippi Canal, and shall constitute a part of the project for said canal.
- Mississippi River, Minn. Reservoirs. Mississippi River in Minnesota: Improving reservoirs at the headwaters of the Mississippi River by the renewal of the Pine River dam according to existing project, the completion of Pokegama Dam, the purchase of lands or easements for Winnibigoshish, Leech Lake, Pokegama, and Pine River dams, and the improvement of the channel from Brainerd to Grand Rapids, Minnesota, one hundred and sixty thousand dollars, to be expended, together with the amounts now on hand to the credit of "Reser-

voirs at the headwaters of the Mississippi," for the completion of the improvements herein mentioned.

Improving Mississippi River, Minnesota: Locks and dams numbered one and two, between Saint Paul and Minneapolis: A contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary to complete the said locks and dams, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate two hundred and ninety-nine thousand five hundred and forty-three dollars, exclusive of the amounts heretofore appropriated.

Locks and
Dams Nos. 1
and 2.
Contracts.

Improving Mississippi River between Missouri River and Saint Paul, Minnesota: A contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary to prosecute said improvement, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate three hundred thousand dollars, exclusive of the amounts heretofore appropriated, which amount may be expended during the year beginning July first, nineteen hundred and six, and the sum of eleven thousand five hundred dollars may be expended from amounts now or hereafter available for this improvement for the purpose of completing the harbor of refuge on the east shore of Lake Pepin, Minnesota, and the Secretary of War may cause an estimate to be made of the cost of securing a channel six feet deep in that portion of the river above described.

Between
Missouri River
and St. Paul,
Minn.
Contracts.

Lake Pepin,
Minn.

Improving Mississippi River at Moline, Illinois: In accordance with the report submitted in House Document Numbered Three hundred and ninety-seven, Fifty-eighth Congress, second session, one hundred thousand dollars: *Provided*, That a contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary to complete said project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate two hundred and eighty-six thousand dollars, exclusive of the amounts herein appropriated.

Moline, Ill.

Proviso.
Contracts.

Improving the Mississippi River from the mouth of the Ohio River to and including the mouth of the Missouri River: The Secretary of War may prosecute the improvement of the said section of the Mississippi River by dredging, as set forth in the report of the Board of Engineers for rivers and harbors, submitted November twelfth, nineteen hundred and three; and the said Secretary of War may purchase or cause to be constructed two dredges, to be employed with those now in use in said section for the purpose of dredging; and the said Secretary may, in his discretion, expend a portion of the balance now remaining on hand to the credit of said improvement for the completion of works already under

From mouth
of Ohio to
mouth of Mis-
souri.
Dredges.

way or for the construction of other works which will be useful in promoting the navigation of said section of the river; and such balance as remains on hand, together with the amount authorized to be expended in pursuance of contracts to be made, is hereby made available for the purposes set forth in this item.

Mississippi
River Commission.
Head of
Passes to
mouth of
Ohio.
Expenses,
etc.

Improving the Mississippi River from the Head of the Passes to the mouth of the Ohio River, including salaries, clerical, official, traveling and miscellaneous expenses of the Mississippi River Commission: Continuing improvement, one million dollars, which shall be expended under the direction of the Secretary of War in accordance with the plans, specifications, and recommendations of the Mississippi River Commission as approved by the Chief of Engineers for the general improvement of the river, for the building of levees, and for surveys, including the survey from the Head of the Passes to the headwaters of the river, in such manner as in their opinion shall best improve navigation and promote the interests of commerce at all stages of the river: *Provided*, That on and after the passage of this Act a contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary to carry on continuously the plans of the Mississippi River Commission as aforesaid, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate two million dollars, exclusive of the amounts herein and heretofore appropriated, which latter amount may be expended during the year beginning July first, nineteen hundred and six: *Provided further*, That the money hereby appropriated and authorized to be expended, in pursuance of contracts or otherwise, or so much thereof as may be necessary, shall be expended in the construction of suitable and necessary dredge boats and other devices and appliances and in the maintenance and operation of the same, with the view of ultimately obtaining and maintaining a navigable channel from Cairo down not less than two hundred and fifty feet in width and nine feet in depth at all periods of the year, except when navigation is closed by ice: *And provided further*, That the water courses connected with said river, and the harbors upon it, now under the control of the Mississippi River Commission and under improvement, may, in the discretion of said Commissions, upon approval by the Chief of Engineers, receive allotments for improvements now under way or hereafter to be undertaken, to be paid for from the amounts herein appropriated or authorized.

Provisos.
Contracts.

Dredge
boats.

Channel be-
low Cairo.

Allotments
for improve-
ment.

South Pass
channel.
Contracts.

Improving Mississippi River, South Pass channel: A contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary for the maintenance of said channel, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate fifty thousand dollars, exclusive of the amounts heretofore provided by law.

Improving Osage River, Missouri: Continuing improvement and for maintenance, eighty thousand dollars. Osage River, Mo.

Improving Gasconade River, Missouri: Continuing improvement and for maintenance, fifteen thousand dollars. Gasconade River, Mo.

Continuing improvement Missouri River at Saint Joseph, Missouri, and protecting work already done, all new work to conform to the established harbor line, fifty thousand dollars, provided the same is required in the interest of navigation: *Provided, further,* That no work shall be done at Saint Joseph until the public authorities shall contribute toward defraying the expense of said work an additional fifty thousand dollars, making the sum so contributed subject to the order of the Secretary of War in such manner as he may direct, so that the expense of any work done under the provisions of this Act shall be borne equally by the Government and out of the contribution herein provided for. Missouri River, St. Joseph, Mo. *Proviso.* Contribution to fund.

Improving Missouri River: General improvement by snagging and maintenance of open channel work, one hundred and seventy-five thousand dollars, of which amount ninety thousand dollars may be expended between the mouth and Sioux City, Iowa; ten thousand dollars for improvements at Hermann, Missouri, and seventy-five thousand dollars above Sioux City, Iowa. Between mouth and Sioux City, Iowa. Hermann, Mo.

Improving harbor at San Diego, California: For maintenance, ten thousand dollars. San Diego, Cal.

Improving Wilmington Harbor, California: Continuing improvement, one hundred thousand dollars: *Provided,* That a contract or contracts may be entered into by the Secretary of War for the completion of said project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate one hundred and fifty thousand dollars, exclusive of the amounts herein and heretofore appropriated. Wilmington, Cal. *Proviso.* Contracts.

Improving harbor at San Luis Obispo, California: Continuing improvement, twenty-five thousand dollars. San Luis Obispo, Cal.

Improving harbor at Oakland, California: Continuing improvement in accordance with project numbered three of the report submitted in House Document Numbered Two hundred and sixty-two, Fifty-sixth Congress, second session, with a view to obtaining a channel three hundred feet wide and twenty-five feet deep from San Francisco Bay to Fallon street, one hundred thousand dollars: *Provided,* That a contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary to prosecute said improvement; to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate two hundred and fifty thousand dollars, exclusive of the amounts herein and heretofore appropriated. Oakland, Cal. *Proviso.* Contracts.

Improving Sacramento and Feather rivers, California: The Secretary of War may expend the balance remaining to the credit of the Sacramento and Feather rivers, California, and the Sacramento River below Sacramento, Cal- Sacramento and Feather rivers, Cal.

ifornia, for the improvement and maintenance of both of said rivers, including snagging, and for such projects as have been heretofore adopted in the Feather River and in the Sacramento River, both above and below Sacramento, and for the purposes of said improvement and maintenance the Secretary of War may, in his discretion, buy or construct from the amount herein made available another snag boat.

Sacramento,
San Joaquin,
and Feather
rivers, etc.,
Cal.

Controlling
overflow of.

The Secretary of War is hereby authorized and directed to appoint a board consisting of three engineers of the United States Army (one of whom shall have had experience on the Sacramento River and two on the Mississippi River) for the purpose of making a general examination of the Sacramento, San Joaquin, and Feather rivers, California, and their tributaries, and of consulting with any engineers, commissioners, or officers who have been appointed by the State of California to determine a method of controlling the overflow of said rivers and their tributaries, with a view of considering what, if anything, the United States can or should do in conjunction with said State to improve the navigation of said rivers and their tributaries, and the probable cost to the United States of such improvement.

San Joaquin
River, Cal.

Improving San Joaquin River, California: Continuing improvement and for maintenance, twenty thousand dollars.

Mokelumne
River, Cal.

Improving Mokelumne River, California: Continuing improvement and for maintenance, two thousand five hundred dollars.

Napa River
and Petaluma
Creek, Cal.

Improving Napa River and Petaluma Creek, California: Continuing improvement and for maintenance, three thousand dollars.

Tillamook
Bay, Oreg.

Improving Tillamook Bay and bar, Oregon: For maintenance, ten thousand dollars.

Coquille
River, Oreg.

Improving Coquille River, Oregon: Continuing improvement and for maintenance, fifty-five thousand dollars.

Coos River,
Oreg.

Improving Coos River, Oregon: Such amount as may be necessary for the maintenance of this improvement is hereby diverted from the moneys now available for the improvement of the entrance to Coos Bay and Harbor, Oregon.

Columbia
and Snake riv-
ers, Wash. and
Idaho.

Improving upper Columbia and Snake rivers, Oregon: Washington, and Idaho: Continuing improvement and for maintenance, twenty-five thousand dollars, which may be expended in completing the improvement and for maintenance of the Snake River between Riparia and Lewiston, and between Lewiston and Pittsburg Landing.

Columbia
River at the
Cascades,
Oreg.

Improving Columbia River at the Cascades, Oregon: Continuing improvement, thirty thousand dollars.

Willamette
River, etc.,
above Port-
land.

Improving Willamette River above Portland and Yamhill River, Oregon: Continuing improvement and for maintenance, fifty thousand dollars.

Improving the lower Willamette and Columbia rivers below Portland, Oregon: Continuing improvement, one hundred thousand dollars: *Provided*, That a contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary to prosecute said project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate one hundred and twenty-five thousand dollars, exclusive of the amounts herein and heretofore appropriated.

Willamette
and Columbia
rivers below
Portland.
Proviso.
Contracts.

Improving the mouth of Columbia River, Oregon and Washington: Continuing improvement in accordance with the report submitted by a board of engineers January twenty-fourth, nineteen hundred and three, four hundred thousand dollars: *Provided*, That a contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary to prosecute said project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate three hundred thousand dollars, exclusive of the amounts herein and heretofore appropriated.

Mouth of
Columbia Riv-
er, Oreg. and
Wash.

Proviso.
Contracts.

Improving the Columbia River between the foot of The Dalles Rapids and the head of Celilo Falls, Oregon and Washington: Continuing improvement by means of canals and locks in accordance with the modified project submitted by the Board of Engineers appointed pursuant to the river and harbor Act of June thirteenth, nineteen hundred and two, fifty thousand dollars: *Provided*, That a contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary to prosecute said project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate two hundred and fifty thousand dollars exclusive of the amounts herein and heretofore appropriated.

The Dalles
Rapids to Ce-
lilo Falls,
Oreg. and
Wash.

Proviso.
Contracts.

Improving Grays Harbor and bar entrance, Washington: For maintenance, thirty thousand dollars.

Grays Har-
bor, Wash.

Improving Grays Harbor, inner portion, between Aberdeen and the entrance to said harbor, and Chehalis River, Washington: Continuing improvement, thirty thousand dollars.

Inner por-
tion and Che-
halis River.

Improving New Whatcom Harbor, Washington: Continuing improvement, thirty-five thousand dollars.

New What-
com Harbor,
Wash.

Improving the waterway connecting Puget Sound with Lakes Union and Washington, Washington: Continuing improvement, one hundred and twenty-five thousand dollars: *Provided*, That this appropriation, together with the unexpended balance to the credit of said improvement, shall be expended in securing by dredging a deeper and wider low-water channel from Shilshole Bay through Salmon Bay to the wharves at Ballard. Nothing herein shall be construed as the adoption of any project for the construction of the waterway connecting Puget Sound with Lakes Union and Washington.

Puget Sound.
Water route,
Lakes Union
and Washing-
ton, Wash.
Proviso.
Channel.

Tacoma
Harbor, Wash.

Improving Tacoma Harbor, Washington: For improvement of the Puyallup waterway by dredging a channel five hundred feet in width and three thousand six hundred and fifty feet in length from its northern end, and to a depth of twenty-eight feet at extreme low water, in accordance with the report submitted in House Document Numbered Five hundred and twenty, Fifty-eighth Congress, second session, forty thousand dollars: *Provided*, That a contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary to complete said project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate two hundred thousand dollars exclusive of the amounts herein appropriated: *Provided further*, That the United States shall be under no expense for the construction of bulkheads, groins, or filling; and before any portion of this appropriation shall be expended, or any contract let for this improvement, suitable provision shall be made, to be approved by the Secretary of War, that in the prosecution and completion of the work of dredging said channel the cost and charges for the construction of necessary bulkheads and groins, or for necessary filling, will be furnished upon the demand of the United States engineer in charge, and the design and location of said bulkheads and groins shall be subject to his supervision; and all necessary filling shall be made in accordance with the plans and specifications furnished by said engineer: *And provided further*, That no expenditure shall be made under this appropriation unless provision satisfactory to the Secretary of War is made for the permanent maintenance of said project, when completed, without expense to the United States.

Provisos.
Contracts.

Channel.

Expenditures.

Columbia
River. Gaug-
ing waters.

Mouth of
Willamette to
Vancouver,
Wash.

For gauging waters of Columbia River and measuring tidal and river volumes, one thousand dollars.

Improving the Columbia River between the mouth of the Willamette River and the city of Vancouver, Washington: Continuing improvement in accordance with the project approved and recommended by the Board of Engineers for Rivers and Harbors, contained in House Document Numbered Fifty-six, Fifty-eighth Congress, second session, thirty thousand dollars: *Provided*, That a contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary to prosecute said project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate thirty thousand dollars, exclusive of the amounts herein and heretofore appropriated: *Provided further*, That such modifications may be made as conditions existing at the time the work is begun indicate to be advisable: *And provided further*, That such modifications shall not cause the total cost of the work to exceed sixty thousand dollars.

Provisos.
Contracts.

Modifica-
tions.

Maximum
cost.

Improving Cowlitz and Lewis rivers, including the North Fork of the Lewis River, Washington: Continuing improvement and for maintenance, ten thousand dollars.

Cowlitz and Lewis rivers, etc., Wash.

Improving Puget Sound and its tributary waters, Washington: Continuing improvement and for maintenance, twenty thousand dollars, of which amount so much as may be necessary may be expended in the removal of Star Rock, Bellingham Bay, and of rock obstructions at the entrance of Roche Harbor.

Puget Sound, etc., Wash.

Improving Swinomish Slough, Washington: Continuing improvement, five thousand dollars.

Swinomish Slough, Wash.

Improving the Okanogan and Pend Oreille rivers, Washington: For maintenance of the Okanogan River and for continuing improvement and maintenance of the Pend Oreille River, fifteen thousand dollars.

Okanogan and Pend Oreille rivers, Wash.

Snohomish River at Stretches riffle, Washington: Completing improvement in accordance with the approved project contained in House Document Numbered One hundred and sixty-three, Fifty-eighth Congress, second session, six thousand five hundred dollars.

Snohomish River, Wash.

There is hereby granted to the Nome Improvement Company, a corporation organized under the laws of the State of Washington, the right to dredge Snake River, which enters Bering Sea at or near Nome, Alaska, for a distance of not exceeding five thousand feet from the mouth thereof, and to extend such channel seaward not beyond a point where the water is twelve feet deep, and to construct jetties on both sides of the channel so dredged, and bulkheads at the outer end thereof, in accordance with plans to be approved by the Secretary of War, with a view to making said Snake River available for harbor purposes for vessels drawing not less than six feet of water, and providing an entrance thereto.

Snake River, Alaska. Nome Improvement Company granted right to dredge.

Upon the completion of the dredging of said Snake River and the construction of the bulkheads and jetties, so as to form a channel from the ocean into Snake River not less than fifty feet wide and six feet deep at mean low tide, the said Nome Improvement Company shall have the right, during the time it may maintain the channel aforesaid, to collect as toll on freight and passengers entering or leaving the mouth of the jetties so constructed, as follows: On all freight carried in or out, one dollar per ton; passengers, twenty-five cents each; horses and cattle, one dollar per head; hogs and sheep, twenty-five cents each: *Provided, however*, That these rates of toll and any wharfage rates charged or imposed by the said company may be revised, modified, or changed by the Secretary of War whenever he becomes satisfied that the same are unreasonable or oppressive: *Provided further*, That all native Indians and Eskimos shall have the right of free ingress and egress through said channel and jetties to and from Snake River with their boats, provisions, and personal effects.

Toll.

Schedule.

Provisions. Revision, etc.

Indians and Eskimos. Right of ingress, etc.

Reclaimed
land.

Provisos.
Title to tide
lands.

Right of
possession,
etc., by
United States.

Commence-
ment of im-
provements.

Failure to
maintain chan-
nel depth.

Restriction.

Prior rights
not affected.

Free to ves-
sels in stress
of weather.

Amendment.

Honolulu,
Hawaii.

Proviso.
Contracts.

The said improvement company shall have the right to occupy and use land by it reclaimed on each side of its said jetties and channels constructed by it where such land is not at the time of approval of this act legally held or owned by any person, company, or corporation: *Provided*, That nothing herein contained shall be construed as limiting the rights of any State which may be hereafter organized from said Territory of Alaska to assert title to tide lands: *Provided further*, That the United States may, upon notice to said company of not less than one year, take possession of and acquire full title to all such harbor or channel improvements constructed and rights in land reclaimed by said Nome Improvement Company under authority hereof, upon payment to said company of the reasonable value thereof, excluding the value of the franchise: *Provided further*, That the work of improvement herein described shall be begun within one year from the date of approval of this Act: *Provided further*, That if after the lapse of two years from date of approval of this Act the said improvement company shall, at any time during the season of navigation, permit any portion of said channel between the jetties, including that portion of the river improved by it, for three consecutive months to be of less depth than six feet at mean low tide, for a full width of fifty feet, then all rights of said company as herein determined shall cease, and the harbor improvements constructed, including bulkheads, jetties, and rights in reclaimed lands, shall become the property of the United States without recompense to the company: *Provided further*, That no exclusive privileges to dredge in Snake River as an incident to mining are herein conferred; and the said improvement company shall assume all liability for damages that may arise as the result of work undertaken by it under the authority of this Act: *Provided further*, That this Act shall not be held to authorize the infringement or impairment of the legal rights of any person, company, or corporation: *And provided further*, That said harbor, when duly constructed, shall, under uniform regulations to be adopted by said company, and approved by the Secretary of War, be free to such vessels as may be able to enter the same as a harbor of refuge in stress of weather.

Congress reserves the right to alter, amend, or repeal any of the provisions of this Act in so far as it relates to this franchise.

Improving harbor at Honolulu, Hawaii: In accordance with the report and surveys made by the land department of the government of the Sandwich Islands prior to annexation and the further report of Lieutenant Slattery, two hundred thousand dollars: *Provided*, That a contract or contracts may be entered into for such materials and work as may be necessary to prosecute said work, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate two hundred

thousand dollars in excess of the amount herein appropriated. The amounts herein appropriated and authorized may be expended upon sections one, two, and three, it being the intention to provide first for the completion of section one, and the Secretary of War is authorized and directed to cause a resurvey of said harbor to be made.

For emergencies: To provide for the restoration of channels, or river and harbor improvements heretofore established or made by the Government, or herein provided for, where by reason of emergency occurring after the passage of this Act the usual depth of such channels or customary use of such improvement can not be maintained and there is no sufficient fund available for such restoration, three hundred thousand dollars. The amount herein provided shall be allotted by the Secretary of War: *Provided*, That in no case shall such allotment be made unless recommended by the local engineer having such channel or improvement in charge, and by the Chief of Engineers, respectively: *Provided further*, That for no single channel or improvement shall a sum greater than ten thousand dollars be allotted.

Emergencies
appropriation.

Provisos.
Allotments.

Maximum
allotment.

The depth of water in tidal waters whenever referred to in this Act shall be understood to mean the depth at mean low water unless otherwise expressed.

Tidal water
depth.

Appropriations made for the respective works herein named, or so much thereof as may [be] necessary, may, in the discretion of the Secretary of War, be used for maintenance and for the repair and restoration of said works whenever from any cause they have become seriously impaired as well as for the further improvement of said works.

Use of ap-
propriations.

Surveys and examinations provided for in this section shall, unless otherwise expressed, be paid for from the appropriations made for the respective improvements or projects to which they pertain, or in connection with which they are mentioned.

Surveys and
examinations.

All works of improvement heretofore or herein authorized to be prosecuted or completed under contracts may, in the discretion of the Secretary of War, be carried on by contract or otherwise, as may be most economical or advantageous to the United States.

Contracts,
etc.

Where separate works or items are consolidated in this Act and an aggregate amount is appropriated therefor, the amounts herein appropriated shall be expended in securing maintenance and improvement according to the respective projects herein or heretofore adopted by Congress, after giving due regard to the respective needs of traffic. The allotments to the respective works herein consolidated shall be made by the Secretary of War upon recommendations by the Chief of Engineers. In case such works or items are consolidated and separate amounts are given with each project, the amounts so

Allotments.

- named shall be expended upon such separate projects, unless in the discretion of the Secretary of War another allotment or division should be made of the same. Any balances now remaining to the credit of the consolidated items in this Act shall be carried to the credit of the respective aggregate amounts appropriated for the consolidated items herein contained.
- Use of balances.** Combining contracts. In all cases where separate appropriations are made for works in this Act, if money can be more advantageously expended by combining under one contract two or more such works, such combinations are authorized and shall be made.
- Preliminary examinations, etc. Appropriation.** **SEC. 2.** For preliminary examinations and surveys (other than those mentioned in section one), contingencies, expenses connected with inspection of bridges, the service of notice required in such cases, the examination of bridge sites and reports thereon, and for incidental repairs for which there is no special appropriation for rivers and harbors, three hundred and twenty-five thousand dollars: *Provided*, That no preliminary examination, survey, project, or estimate for new works other than those designated in this or some prior Act or resolution shall be made: *Provided further*, That after the regular or formal reports made as required by law on any examination, survey, project, or work under way or proposed, are submitted no supplemental or additional report or estimate shall be made unless ordered by a concurrent resolution of Congress. The Government shall not be deemed to have entered upon any project for the improvement of any waterway or harbor mentioned in this Act until funds for the commencement of the proposed work shall have been actually appropriated by law.
- Provisos. New works.** **SEC. 3.** That in all cases in which appropriations or authorizations have heretofore been made, or are herein made, for the completion of river and harbor works, and the amounts appropriated or authorized shall prove insufficient for completion, the Secretary of War may, in his discretion, on the recommendation of the Chief of Engineers, apply such amounts appropriated or authorized for the prosecution of such work.
- Supplemental reports.** **SEC. 4.** That the Secretary of War is hereby authorized and empowered to prescribe regulations to govern the transportation and dumping into any navigable water, or waters adjacent thereto, of dredgings, earth, garbage, and other refuse materials of every kind or description, whenever in his judgment such regulations are required in the interest of navigation. Such regulations shall be posted in conspicuous and appropriate places for the information of the public; and every person or corporation which shall violate the said regulations, or any of them, shall be deemed guilty of a misdemeanor and shall be subject to the penalties prescribed in section sixteen of the river and harbor Act of March third, eighteen hundred and ninety-nine, for violation of the provisions of
- Insufficient appropriations.**
- Depositing refuse in navigable waters.**
- Regulations.**
- Vol. 30, p. 1152. *Ante*, p. 889.

section thirteen of the said Act: *Provided*, That any regulations made in pursuance hereof may be enforced as provided in section seventeen of the aforesaid Act of March third, eighteen hundred and ninety-nine, the provisions whereof are hereby made applicable to the said regulations: *Provided further*, That this section shall not apply to any waters within the jurisdictional boundaries of any State which are now or may hereafter be used for the cultivation of oysters under the laws of such State, except navigable channels which have been or may hereafter be improved by the United States, or to be designated as navigable channels by competent authority, and in making such improvements of channels, the material dredged shall not be deposited upon any ground in use in accordance with the laws of such State for the cultivations of oysters, except in compliance with said laws: *And provided further*, That any expense necessary in executing this section may be paid from funds available for the improvement of the harbor or waterway, for which regulations may be prescribed, and in case no such funds are available the said expense may be paid from appropriations made by Congress for examinations, surveys, and contingencies of rivers and harbors.

Provisos.
Enforcement.
Vol. 30, p.
1153.
Ante, p. 885.

Exception.

Expenses of
enforcement.

SEC. 5. That Cane River, in Natchitoches Parish, Louisiana, is hereby declared to be not a navigable water of the United States within the meaning of the laws enacted by Congress for the preservation and protection of such waters.

Cane River,
Natchitoches
Parish, La.,
not navigable,
etc.

SEC. 6. That expenses incurred by the Engineer Department in all investigations, inspections, hearings, reports, service of notice, or other action incidental to examination of plans or sites of bridges or other structures built or proposed to be built in or over navigable waters, or to examinations into alleged violations of laws for the protection and preservation of navigable waters, or to the establishment or marking of harbor lines, shall be payable from any funds which may be available for the improvement, maintenance, operation, or care of the waterways or harbors affected, or if such funds are not available in sums judged by the Chief of Engineers to be adequate, then from any funds available for examinations, surveys, and contingencies of rivers and harbors.

Investiga-
tions, inspec-
tions, etc.
Payment of
expenses.

SEC. 7. That the provisions of river and harbor Acts heretofore passed providing for the prosecution of work upon the following projects are hereby repealed, and any amounts heretofore appropriated for any of the same now remaining unexpended shall be paid into the Treasury of the United States, to wit:

Repeal of
provisions in
former acts.

- Powow River, Massachusetts.
- Coscob Harbor and Mianus River, Connecticut.
- Wilson Harbor, New York.
- Oak Orchard Harbor, New York,

Powow
River, Mass.
Coscob, etc.,
Conn.
Wilson, N. Y.
Oak Orchard,
N. Y.

St. Lawrence River, etc.
N. Y.

Saint Lawrence River at the head of Long Sault Island, New York.

Chincoteague Bay, etc., Va.

Inland waterway from Chincoteague Bay, Virginia, to Delaware Bay, at or near Lewes, Delaware.

Ocracoke Inlet, N. C.

Ocracoke Inlet, North Carolina.

Saint Francis River, Mo.

Saint Francis River, Missouri.

Alviso, Cal.
Yaquina Bay, Oreg.

Harbor at Alviso, California.

Yaquina Bay, Oregon, except that an amount may be retained sufficient for maintenance for two years.

Siuslaw River, Oreg.

Mouth of Siuslaw River, Oregon, except that an amount may be retained sufficient for maintenance for two years: *Provided*, That nothing in this section shall be construed as applying to any work or balances covered by contracts made prior to the passage of this Act.

Proviso.
Prior contracts.

Unallotted balance available.

Vol. 33, p. 451.
Ante, p. 1056

SEC. 8. That the unallotted balance appropriated by the Act of April twenty-eighth, nineteen hundred and four, entitled "An Act providing for the restoration or maintenance of channels or of river and harbor improvements, and for other purposes," is hereby made available to apply upon the cost of improvements enumerated in this Act, and no further expenditures of said unallotted balance shall be made under the provisions of said Act of April twenty-eighth, nineteen hundred and four.

Preliminary examinations, etc., authorized.

SEC. 9. That the Secretary of War is hereby directed to cause preliminary examinations or surveys to be made at the localities named in this section as hereinafter provided. In all cases, unless a survey or estimate is herein expressly directed, a preliminary examination shall first be made which shall embrace information concerning the commercial importance, present and prospective, of the river or harbor mentioned, and a report as to the advisability of its improvement. Whenever such preliminary examination has been made, in case such improvement is not deemed advisable, no surveys thereof or estimate therefor shall be made without the direction of Congress; but in case the report shall be to the effect that such river or harbor is worthy of improvement, or that a survey and estimate should be made to determine the advisability of improvement, the Secretary of War is hereby directed, at his discretion, to cause surveys to be made and the cost of improvement of such river or harbor to be estimated and reported to Congress: *Provided*, That in all cases preliminary examinations as well as surveys shall be examined and reviewed by the board provided for in section three of the river and harbor Act of June thirteenth, nineteen hundred and two. Such examination and review shall be made by the said board of all examinations or surveys provided for in this Act, whether contained in section one or section ten; said board shall also on request by resolution of the Committee on Commerce of the United States Senate, or the Committee on Rivers and Harbors of the House of Representatives, examine and review surveys provided for by Acts or resolution prior

Provisos.
Review by Board of Engineers for Rivers and Harbors.

Vol. 32, p. 372.
Ante, p. 1006.

Report.

to the river and harbor Act of June thirteenth, nineteen hundred and two, and report thereon: *Provided further*, That at any time prior to the assembling of Congress in December, nineteen hundred and five, all reports of preliminary examinations and surveys that may be ready for printing shall, in the discretion of the Secretary of War, be printed by the Public Printer as documents of the Fifty-ninth Congress.

Printing.

ALABAMA.

Alabama.

Alabama River, with a view to securing a continuous navigation of four feet from the mouth to Montgomery, and from Montgomery to Wetumpka.

Conecuh River.

Tombigbee River, from Demopolis, Alabama, to Columbus, Mississippi, with a view to securing a continuous channel four feet deep.

ARKANSAS.

Arkansas.

Upper Cache River, from the lower line of Jackson County to the upper line of Green County.

Saint Francis River, with a view to open-channel improvement.

CALIFORNIA.

California.

Monterey Harbor.

Humboldt Bay, with a view to enlarging the channel in and from said bay to the city of Eureka.

Petaluma Creek, with a view to straightening and otherwise improving the same.

San Rafael Creek.

CONNECTICUT.

Connecticut.

Thames River to Allyns Point.

Bridgeport Harbor, with a view to enlarging and improving the outer harbor.

Norwalk Harbor, with a view to a channel eight feet in depth to the head of navigation; a channel six feet in depth to East Norwalk, and widening the main channel at South Norwalk, so as to afford a turning basin.

New London Harbor, with a view to obtaining a depth of thirty feet in the main entrance channel from deep water to the railroad bridge, and therefrom with a width of four hundred feet to the naval station of such width and with such anchorage space as may be necessary.

Connecticut River between Hartford, Connecticut, and Holyoke, Massachusetts: The Secretary of War is authorized and directed to reconvene the Board of Engineer Officers heretofore designated under provision of the river and harbor Act approved June thirteenth, nineteen hundred and two, and which board reported upon said improvement in a report dated August eleventh, nineteen

Vol. 32, p.
348.
Ante, p. 973.

hundred and four, for the purpose of preparing and submitting an additional report on the improvement of said river by open-channel work or methods other than those already reported upon.

Delaware.

DELAWARE.

Saint Jones and Little rivers, with a view to connecting the same at or near Dover by a canal or by diverting one of said streams.

Broadkill Creek.

Indian River.

The artificial channels constructed in connection with the proposed inland waterway from Chincoteague, Virginia, to Delaware Bay, at or near Lewes, Delaware, with a view to ascertaining whether any bridge or bridges should be constructed over such artificial channels.

Florida.

FLORIDA.

The Saint Johns River, opposite the city of Jacksonville, with a view to obtaining twenty-four feet of water at mean low tide between the channel of said river as it now is and the pierhead lines as established by the Government in front of the city of Jacksonville and in front of South Jacksonville.

Saint George Sound, including Apalachicola and Carabelle harbors, with a view to such extensions of channel depths or modifications of projects as will meet the requirements of commerce.

Cedar Keys.

Fernandina Harbor, with a view to such extensions of the depth and width of the channel in front of the town as will meet the requirements of commerce.

Harbor at Saint Petersburg.

Caloosahatchee River.

Oklawaha River, from its mouth to Lake Eustis.

Withlacochee River, from Port Inglis to the anchorage in the Gulf, with a view of straightening the channel and making it one hundred feet in width and ten feet in depth.

Sebastian Inlet.

Georgia.

GEORGIA.

Brier Creek to Garnett.

Oconee River, from Georgia railroad bridge to the northern boundary of Greene County.

Oconee River, from Georgia railroad bridge at Milledgeville, to Central of Georgia railway bridge at Oconee station, Washington County.

Ocmulgee River, from the city bridge at Fifth street, Macon, to Juliet, Monroe County.

Brunswick Harbor, inner and outer.

Savannah Harbor, resurvey, with a view to securing a channel depth of twenty-six feet to the sea.

IDAHO.

Idaho.

Clearwater River, with a view to barge navigation.

ILLINOIS.

Illinois.

Ohio River, at and near Metropolis.

Mississippi River at Hamburg Bay, with a view to preventing the formation of a bar at the mouth of said bay.

West Fork of the South Branch of the Chicago River, with a view to securing a twenty-one foot channel.

INDIANA.

Indiana.

Indiana Harbor, with a view to ascertaining what improvements are required in the channels affording access to said harbor and for the protection of such channels and harbor.

KENTUCKY.

Kentucky.

Green River, from Lock Numbered Six to Munfordville.

LOUISIANA.

Louisiana.

Mermentau River, from its headwaters at the junction of Bayous des Cannes and Nez Pique (including those portions of Lake Arthur, Grand Lake, and White Lake lying directly across its course) to a point in the Gulf of Mexico beyond the bar at its mouth, with a view of securing a permanent channel to a depth of at least twenty feet.

Calcasieu Lake and River, from the mouth of Calcasieu Pass to the head of navigation in Calcasieu River.

LOUISIANA AND TEXAS.

Louisiana
and Texas.

Inland waterway from the Rio Grande River, Texas, to a connection with the Mississippi River at Donaldsonville, Louisiana, said examination to be made in sections, as follows:

First. From the Rio Grande River to Aransas Pass, including a navigable channel from Corpus Christi through Turtle Cove to Aransas Pass.

Second. From Aransas Pass to West Galveston Bay Channel at the Brazos River, including a channel from Aransas Pass to Victoria on the Guadalupe River, and to Cuero.

Third. From the Brazos River to Sabine Pass.

Fourth. From Sabine Pass to Donaldsonville.

A survey and estimate shall be made of the following portions of the above waterway, to wit: From Aransas Pass, via Turtle Cove, to Corpus Christi; and from Aransas Pass to and up the Guadalupe River to Victoria, and from Victoria to Cuero.

Maine.

MAINE.

Cape Porpoise Harbor, with a view to the removal of obstructions at the entrance.

Portland Harbor, with a view to including Fore River above Portland Bridge and the entrance to Back Cove.

Long Cove, with a view to the removal of two ledges. North Haven.

Hendricks Harbor, with a view to rock removal.

Kennebec River, from the mouth to Gardiner.

Penobscot River at Bangor.

South branch of the Penobscot River at and near Frankfort.

Center Harbor, Brooklin, with a view to the construction of a breakwater and removal of ledge.

Maryland.

MARYLAND.

Crisfield Harbor.

Elk River.

Wicomico River [^a], from its mouth to Salisbury.

Kent Narrows.

Tyaskin [Wetipquin] Creek at and near Tyaskin.

Massachusetts.

MASSACHUSETTS.

Beverly Harbor.

Kingston Harbor.

Mystic River to the upper limits of the city of Somerville.

New Bedford and Fair Haven harbors, with a view to obtaining additional anchorage grounds and increased depth.

Winthrop Head and Allerton Point, with a view to the necessity of constructing a sea wall to protect navigation.

Dorchester Bay and Neponset River.

Saugus River.

Essex River.

Ipswich River.

Michigan.

MICHIGAN.

Manistee Harbor, with a view to obtaining a uniform depth of eighteen feet.

Rogers City, with a view to construction of a harbor of refuge.

Lake Harbor, with a view to obtaining a harbor of ten feet.

River Rouge.

Caseville.

Pentwater Harbor, with a view to obtaining a depth of sixteen feet.

^a On the eastern shore.

South shore of Lake Superior, in the vicinity of Keweenaw Point, with a view to determining whether a harbor of refuge should be established in that locality.

Ship channel connecting waters of the Great Lakes between Chicago, Duluth, and Buffalo, with a view to obtaining depths of twenty-two and twenty-five feet, respectively, and sufficient width.

MINNESOTA AND WISCONSIN.

Minnesota
and Wisconsin.

Saint Croix River.

MINNESOTA.

Minnesota.

Rainy River.

Big and Little Fork rivers.

Survey of Lake Minnetonka, for the purpose of charting only.

MINNESOTA AND NORTH DAKOTA.

Minnesota
and North Dakota.

Red River of the North, from Fargo to the international boundary line.

MISSISSIPPI.

Mississippi.

Big Sunflower River, with a view to obtaining continuous navigation from its mouth to the railroad bridge at Clarksdale.

Pearl River, from the mouth to Rockport.

Pearl River, from Edinburg to Lake Burnside.

Wolf and Jordan rivers, with a view to the removal of bars at the mouths thereof.

Tallahatchie River, from the mouth of Coldwater River to Batesville.

Anchorage basin at Gulfport, and channel therefrom to the anchorage or roadstead at Ship Island, with a view to obtaining a sufficient depth and width. Also Ship Island Pass, between Ship and Cat islands.

MISSOURI.

Missouri.

Harbor and approaches to Saint Louis, with a view to preventing floods by reason of obstructions in the Mississippi River.

NEW JERSEY.

New Jersey.

Arthur Kill, on westerly side, from a point opposite the north end of Pralls Island to about two thousand feet north of Piles Creek, and Piles Creek up to Long Branch Railroad.

Cold Spring Inlet, Cape May, with a view to securing a channel from the inside harbor to deep water and the creation of a harbor of refuge.

A channel from the Kill von Kull north of Shooters Island to the existing channel near to Corner Stake

Light, including the reef at Bergen Point Light, with a view to obtaining a depth of sixteen feet.

Newark Bay and Passaic River from Staten Island Sound to the Montclair and Greenwood Lake Railroad bridge, with a view to providing increased depth and width.

Old South River.

Periwig Bar in the Delaware River, between Trenton and Bordentown.

Atlantic Highlands, with a view to the location of a breakwater.

Maurice River.

Cohansey River.

New York.

NEW YORK.

Bay Ridge Channel, with a view to the construction of a breakwater opposite the wharves.

Lloyds Harbor, with a view to improving the channel between Huntington Bay and Cold Spring Harbor.

Buffalo Breakwater, with a view to ascertaining what modifications, if any, are required.

Clayton Harbor.

Hudson River, with a view to extending the existing project to Waterford.

Saint Lawrence River at or near the Thousand Islands Park.

New York Bay from Kill von Kull to a point in the vicinity of Liberty Island west of Robbins Reef Light-House, with a view to a twenty-one foot channel of sufficient width.

Mouth of Black River.

Wappinger Creek, with a view to rock removal.

Hay Harbor, Fishers Island.

Morristown Harbor.

Dexters Harbor.

Fire Island Inlet, with a view to the construction of a breakwater.

North Carolina.

NORTH CAROLINA.

Inland waterway from Norfolk, Virginia, to Beaufort Inlet, North Carolina, with a view to obtaining a channel of a depth of ten and twelve feet, respectively, upon the most advantageous route between the points named. Such examination and survey shall be made by a board of engineer officers detailed by the Secretary of War, and they shall report upon the character and probable cost of any private waterways which it may be desirable to acquire in connection with, or as a part of the proposed improvement.

Pamlico and Tar rivers, with a view to obtaining a depth of ten feet below Washington, and four feet above as far as Greenville, with suitable widths.

Bennetts River at and above Gatesville.

Meherrin River, from the mouth thereof to the town of Murfreesboro.

Northeast River.

Shallotte River, from its mouth to the town of Shallotte.

OREGON.

Oregon.

Astoria Harbor.

Clatskanie River, with a view to straightening the channel between Beaver Slough and Wallace Slough.

OHIO.

Ohio.

Ashtabula Harbor, with a view to the extension of the easterly arm of the breakwater.

Cleveland Harbor, with a view to obtaining wharf room for the storage of material and plant and other Government property.

PENNSYLVANIA.

Pennsylvania.

Delaware River, shoal opposite Greenwich coal piers, with a view to its removal.

RHODE ISLAND.

Rhode Island.

Pawtuxet Cove.

Newport Harbor, with a view to extending the space for light-draft anchorage in the southern part thereof.

Pawtucket River, with a view to deepening the channel to eighteen feet.

TENNESSEE.

Tennessee.

Mississippi River, from the town of Ashport, Tennessee, to the highlands above overflow at or near the town of Fort Pillow, and from Ashport east to the highlands above overflow in Lauderdale County, with a view to improving navigation of said section of the river and preventing overflow.

Big Sandy River from mouth to Big Sandy.

TEXAS.

Texas.

Galveston Channel, with a view to enlargement and extension farther west, and the Secretary of War is authorized and directed to ascertain the rights of the United States in land bordering upon said channel, or to be created by excavations therefrom, and to make such recommendations with respect thereto as he may deem desirable.

Galveston Harbor, with a view of obtaining a uniform depth of thirty feet.

Sulphur River.

Port Bolivar, with a view to obtaining a channel three hundred feet wide, of depths of twenty-five and thirty feet, respectively, to deep water.

Matagorda Bay, with a view to obtaining a channel to Matagorda.

Virginia.

VIRGINIA.

Coan River, upper portion.

Warwick Creek.

Norfolk Harbor, including the eastern and southern branches thereof, and from the Norfolk channel of the Elizabeth River to the drawbridge across the Western Branch.

Upper Machodoc Creek.

Occoquan Creek.

Quantico Creek.

Blackwater Creek.

Channel from deep water in Hampton Roads to the Norfolk Navy-Yard, with a view to widening and straightening the same, and to submit estimates for increasing the depth thereof to twenty-five feet and thirty feet, respectively.

Washington.

WASHINGTON.

Olympia Harbor.

Everett Harbor, with a view to the extension of the dike and of the dredged area.

Ilwaco Harbor, with a view to deepening the channel near the harbor and near to Sand Island to a depth of eight feet.

Duwamish River.

Willapa River from South Bend to Raymond, with a view to obtaining depths of twelve and eighteen feet, respectively.

Grays Harbor, inner portion, and Chehalis River to Montesano.

Harbor at Anacortes.

General survey or examination of Columbia River and tributaries above Celilo Falls including that portion between Wenatchee and Kettle Falls, with a view to open channel work.

West Virginia.

WEST VIRGINIA.

Mouth of Deckers Creek at its confluence with the Monongahela River, with a view to securing for a distance of one thousand six hundred feet a channel with the same depth of water as in said Monongahela River, and restoring and improving the harbor destroyed by flood.

Wisconsin.

WISCONSIN.

Oconto Harbor, with a view to the modification of the present plan and the construction of a harbor near the

mouth of the river with depths of sixteen and eighteen feet, respectively.

Survey of Lake Winnebago, for the purpose of charting only.

TERRITORY OF ALASKA.

Alaska.

Saint Michael Canal, with a view to straightening and otherwise improving the same.

TERRITORY OF PORTO RICO.

Porto Rico.

Harbor of San Juan, with a view of obtaining sufficient anchorage grounds, and depths, respectively, of twenty-four and thirty feet in the channels reaching thereto.

Harbor at Ponce.

Harbor at Mayaguez.

Great Harbor, Culebra Island, with a view to providing a sufficient entrance or entrances thereto.

TERRITORY OF HAWAII.

Hawaii.

Harbor at Hilo, Island of Hawaii, with a view to the construction of a breakwater along Blonde Reef to Coconut Island.

MIDWAY ISLANDS.

Midway Islands.

Welles Harbor, Midway Islands.

Approved, March 3, 1905.

CHAP. 1483.—An Act Making appropriations for sundry civil expenses of the Government for the fiscal year ending June thirtieth, nineteen hundred and six, and for other purposes.

Mar. 3, 1905. Vol. 33, p. 1156.

[H. R. 18969.] [Public, No. 216.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums be, and the same are hereby, appropriated, for the objects hereinafter expressed, for the fiscal year ending June thirtieth, nineteen hundred and six, namely:

Sundry civil expenses appropriations.

* * * * *

Toward the construction of works on harbors and rivers, under contract and otherwise, and within the limits authorized by law, namely:

Rivers and harbors.

Improving harbor at Charleston, South Carolina: For continuing improvement in completion of contract authorization, twenty-five thousand dollars.

Charleston, S. C.

For works authorized by the river and harbor Act of eighteen hundred and ninety-six, as follows:

Vol. 29, p. 202.

Ante, p. 748.

Improving Portland Harbor, Maine: Continuing improvement, one hundred thousand dollars, and the Secretary of War is hereby authorized to modify the project

Portland, Me. Back Cove.

- Vol. 29, p. 202. *Ante*, p. 744. for improvement adopted by the Act of June third, eighteen hundred and ninety-six, so as to continue the depth of thirty feet at mean low tide for the width of about three hundred feet up Fore River as far as the Boston and Maine Railroad bridge, and to secure a channel of entrance to Back Cove of the same depth and width: *Provided*, That the total cost of work heretofore and herein authorized to be done shall not exceed the limit of cost fixed by the Act of June third, eighteen hundred and ninety-six.
- Proviso.*
Maximum cost.
- Buffalo, N. Y. Improving harbor at Buffalo, New York: For continuing improvement, one hundred and forty-three thousand five hundred and six dollars.
- Cleveland, Ohio. Improving harbor at Cleveland, Ohio: For continuing improvement, one hundred and eighty thousand eight hundred dollars.
- Cumberland Sound, Ga. and Fla. Improving Cumberland Sound, Georgia and Florida: For continuing improvement in completion of contract authorization, forty thousand dollars.
- San Pedro, Cal. Improving harbor at San Pedro, California: For continuing construction of breakwater, four hundred and sixty thousand dollars.
- Winyah Bay, S. C. Improving Winyah Bay, South Carolina: For continuing improvement of harbor at Winyah Bay, seventy-five thousand dollars.
- Vol. 30, p. 1121. *Ante*, p. 843. For works authorized by the river and harbor Act of eighteen hundred and ninety-nine, as follows:
- Gowanus Bay, N. Y. Improving channel in Gowanus Bay, New York: For continuing improvement of Bay Ridge and Red Hook channels, two hundred thousand dollars.
- Black River (Lorain), Ohio. Improving harbor at Black River, Ohio: For continuing improvement, in completion of contract authorization, of harbor at mouth of Black River, Lorain, Ohio, twenty thousand dollars.
- Ambrose channel, N. Y. Improving harbor at New York, New York: For continuing improvement of Ambrose Channel (formerly known as East Channel) across Sandy Hook Bar, seven hundred and fifteen thousand five hundred and ten dollars.
- Ohio River below Pittsburgh, Pa. Improving Ohio River below Pittsburg, Pennsylvania: For continuing improvement in completion of contract authorization by the construction of Dams Numbered Thirteen and Eighteen, one hundred thousand dollars.
- Toledo, Ohio. Improving harbor at Toledo, Ohio: For continuing improvement, one hundred and sixty-one thousand dollars.
- Vol. 32, p. 831. *Ante*, p. 949. For works authorized by the river and harbor Act of nineteen hundred and two, as follows:
- Boston, Mass. Improving harbor at Boston, Massachusetts: For continuing improvement by providing channels thirty-five feet deep, and of authorized widths, from the navy-yard at Charlestown and the Chelsea and Charles River

bridges to President Roads, and thence by route designated as numbered three through Broad Sound to the ocean, nine hundred and seventy thousand dollars.

Improving harbor at Gloucester, Massachusetts: For continuing improvement in accordance with the approved and modified project, fifty thousand dollars.

Gloucester,
Mass.

Improving Lake Erie entrance to Black Rock Harbor and Erie Basin, New York: For continuing improvement, fifty-two thousand dollars.

Lake Erie,
N. Y.
Black Rock
Harbor.

Improving Arthur Kill, New York and New Jersey: For continuing improvement of channel from Kill von Kull to Raritan Bay, seventy thousand dollars.

Arthur Kill,
N. Y. and N. J.

Improving harbor at Savannah, Georgia: For continuing improvement in completion of contract authorization, one hundred and seventy-five thousand dollars.

Savannah,
Ga.

Improving harbor at Cleveland, Ohio: For continuing improvement in accordance with the plan for new harbor entrance and breakwater extension, four hundred and fifty thousand dollars.

Cleveland,
Ohio.

Improving Passaic River, New Jersey: For continuing improvement from the Montclair and Greenwood Lake Railroad bridge to deep water in Staten Island Sound, seventy-five thousand dollars.

Passaic
River, N. J.

Improving Great Pedee River, South Carolina: For continuing improvement of upper portion of river, fifteen thousand dollars.

Great Pedee
River, S. C.

Improving of Saint Johns River, Florida: For continuing improvement from Jacksonville to the ocean in completion of contract authorization, two hundred and five thousand dollars.

St. Johns
River, Fla.

Improving Black Warrior, Warrior, and Tombigbee rivers, Alabama: For continuing improvement, in completion of contract authorization, by the construction of locks and dams, numbered one, two, and three in the Tombigbee and Warrior rivers, fifteen thousand dollars.

Black War-
rior, Warrior,
and Tombig-
bee Rivers,
Ala.

Improving Southwest Pass, Mississippi River: For continuing improvement in accordance with the approved or modified project as authorized, one million two hundred and fifty thousand dollars.

Mississippi
River.
Southwest
Pass.

Improving Mississippi River from mouth of Ohio River to Minneapolis, Minnesota: For continuing improvement, in completion of contract authorization, from the mouth of the Ohio River to the mouth of the Missouri River, six hundred and fifty thousand dollars. And the Secretary of War is authorized to examine the materials furnished and the work and labor done since November first, nineteen hundred, to May twenty-second, nineteen hundred and one, in accordance with the method and system and under the plans of the United States engineer officers in charge to prevent the erosion of the banks at or near Sawyers Bend, in the harbor of Saint Louis, so as to improve the channel and preserve the protection works at

From the
mouth of the
Ohio to the
Missouri.

said point, and to ascertain the reasonable value of such materials, work, and labor so furnished and done, and to pay out of said sum herein authorized for so much of the same as was in the interest of navigation; not, however, to exceed the sum of fifteen thousand six hundred and seventy-nine dollars and eighty-four cents.

Missouri
River to St.
Paul, Minn.

For continuing improvement, in completion of contract authorization, from the mouth of the Missouri River to Saint Paul, Minnesota, four hundred thousand dollars.

Ouachita
and Black Riv-
ers, Ark. and
La.

Improving Ouachita River, Arkansas and Louisiana: For continuing improvement of Ouachita and Black rivers, Arkansas and Louisiana, in completion of contract authorization, by the construction of lock numbered four, near Monroe, Louisiana, and of lock numbered six, near Roland Raft, Arkansas, twelve thousand dollars.

Tennessee
River.

Improving Tennessee River below Chattanooga, Tennessee, Alabama, and Kentucky: For continuing improvement at Colbert and Bee Tree shoals by the construction of a lateral canal, in completion of contract authorization, fifty thousand dollars.

Ohio River.
Dam No. 37.

Improving Ohio River below Pittsburg, Pennsylvania: For continuing improvement by the construction of lock and dam numbered thirty-seven, fifty thousand dollars.

Big Sandy
River, W. Va.
and Ky.

Improving Big Sandy River, West Virginia and Kentucky: For continuing improvement in completion of contract authorization by the construction of locks and dams on Big Sandy River and Tug and Levisa forks of the same, eighty-five thousand dollars.

Detroit
River, Mich.

Improving Detroit River, Michigan: For continuing improvement from Detroit to Lake Erie, in accordance with "Plan A," five hundred thousand dollars.

St. Marys
River, Mich.

Improving Middle and West Neebish Channels, Saint Marys River, Michigan: For continuing improvement, one million two hundred thousand dollars.

Mormon
Channel, Cal.

Improving Stockton and Mormon channels, California: For continuing improvement by dredging and by the construction of a canal to divert the waters of Mormon Channel into Calaveras River at and near the city of Stockton, forty-nine thousand three hundred and sixteen dollars.

Mississippi
River Commis-
sion.

UNDER THE MISSISSIPPI RIVER COMMISSION.

From Head
of Passes to
the Ohio.

Improving Mississippi River: For continuing improvement in completion of contract authorization of Mississippi River from Head of Passes to the mouth of the Ohio River, including salaries and clerical, office, traveling, and miscellaneous expenses of the Mississippi River Commission, two million dollars.

* * * * *

Governors
Island, N. Y.

ENLARGEMENT OF GOVERNORS ISLAND, NEW YORK: For continuing plan of improvement for the enlargement of Governors Island, New York Harbor, by wharf work,

dredging, bulkhead, and filling, one hundred thousand dollars^a].

* * * * *

CALIFORNIA DÉBRIS COMMISSION: For defraying the expenses of the Commission in carrying on the work authorized by the Act of Congress approved March first, eighteen hundred and ninety-three, fifteen thousand dollars. California Débris Commission. Vol. 27, p. 507. Ante, p. 659.

HARBOR OF NEW YORK: For prevention of obstructive and injurious deposits within the harbor and adjacent waters of New York City. New York Harbor. Deposits.

For pay of inspectors, deputy inspectors, office force, and expenses of office, ten thousand two hundred and sixty dollars; Inspectors, etc.

For pay of crews and maintenance of six steam tugs and one launch, sixty-five thousand dollars; Crews, tugs, etc.

For general repairs and overhauling steam tugs, ten thousand dollars; Repairs.

In all, eighty-five thousand two hundred and sixty dollars.

* * * * *

PUBLIC PRINTING AND BINDING.

Public printing and binding.

* * * * *

Provided further, That hereafter no part of the appropriations made for printing and binding shall be used for any illustration, engraving, or photograph in any document or report ordered printed by Congress unless the order to print expressly authorizes the same, nor in any document or report of any executive department or other Government establishment until the head of the executive department or Government establishment shall certify in a letter transmitting such report that the illustration is necessary and relates entirely to the transaction of public business. Restriction on illustrations, etc.

* * * * *

Approved, March 3, 1905.

CHAP. 1484.—An Act Making appropriations to supply deficiencies in the appropriations for the fiscal year ending June thirtieth, nineteen hundred and five, and for prior years, and for other purposes. Mar. 3, 1905. Vol. 33, p. 1214.

[H. R. 19150.]
[Public, No. 217.]
Deficiencies appropriations.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, * * *

* * * * *

^a All of this appropriation is for work assigned to the Engineer Department.

Public print-
ing and bind-
ing.

PRINTING AND BINDING.

Restriction
on printing
books by De-
partments.

* * * * *

Hereafter no book or document not having to do with the ordinary business transactions of the Executive Departments shall be printed on the requisition of any Executive Department or unless the same shall have been expressly authorized by Congress.

* * * * *

Approved, March 3, 1905.

Mar. 3, 1905.
Vol. 33, pt.
2, p. 2071.

CHAP. 1801.—An Act To reimburse the Illinois Central Railroad Company for damage to Union Depot at Louisville, Kentucky, by blasting in the Ohio River.

[H. R. 11664.]
[Private,
No. 1563.]

Illinois
Central Rail-
road Com-
pany.

Payment to,
on account of
damages from
blasting opera-
tions in Louis-
ville and Port-
land Canal, Ky.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Treasury be, and he is hereby, authorized and directed to pay to the Illinois Central Railroad Company, out of any money in the Treasury not otherwise appropriated, the sum of sixty dollars and eighty-two cents for reimbursement of damages to the roof of the Union Depot and train shed at Seventh and River streets, Louisville, Kentucky, by blasting operations conducted by the Government in connection with the improvement of the Ohio River.

Approved, March 3, 1905.

Feb. 5, 1906.
Vol. 34, pp.
10, 11.

CHAP. 82.—An Act To authorize the Mobile Railway and Dock Company to construct and maintain a bridge or viaduct across the water between the end of Cedar Point and Dauphin Island.

[S. 1747.]
[Public, No.
11.]

Mobile Bay,
Ala.

Mobile Rail-
way and Dock
Company may
bridge.

Vol. 36, p.
868.
Post, p. 1450.
Location.

Unobstructed
navigation.

Construction
of wharves,
etc.

Proviso.
Lawful
structures
and post
routes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Mobile Railway and Dock Company, a corporation created and existing under an act of the general assembly of the State of Alabama, be, and is hereby, authorized to construct and maintain a railroad bridge for the passage of railway engines and cars across the water between Cedar Point and Dauphin Island, in Mobile County, State of Alabama, said bridge or viaduct to be constructed so as not to obstruct navigation between Mobile Bay and Mississippi Sound.

Sec. 2. That said Mobile Railway and Dock Company is authorized to build wharves and docks out from the east end of Little Dauphin Island into the waters of Mobile Bay and to dredge a channel from the deep water of the said bay to the terminal of wharves and into said docks: *Provided,* That any bridge, wharves, or docks constructed under this Act and according to its limitations shall be a lawful structure and shall be known and recognized as a post route, and the same is hereby declared to be a post route, upon which also no higher charge shall be

made for the transportation over the same of the mails, the troops, or munitions of war of the United States than the rate per mile paid for transportation over railroads or public highways leading to the said bridge, and the United States shall have the right of way for a postal telegraph across said bridge: *Provided also*, That all railroad companies desiring the use of said bridge, wharves, or docks shall have and be entitled to equal rights and privileges relative to the passage of railway trains or cars over the same, and over the approaches thereto, upon payment of a reasonable compensation for such use; and in case of any disagreement between the parties in regard to the terms of such use or the sums to be paid, all matters at issue shall be determined by the Secretary of War, upon hearing the allegation and proofs submitted to him.

Telegraph rights. Use by other roads.

Compensation.

SEC. 3. That the bridge and drawbridges, wharves, and docks authorized to be constructed under this Act shall be located and built and subject to such regulations for the security of the navigation of said pass and Mobile Bay as the Secretary of War shall prescribe; and the said company or corporation shall submit to the Secretary of War, for his examination and approval, a design and drawing of the proposed bridge and drawbridges, wharves, and docks, and a map of the location giving for the space of one-half mile on each side of said bridge and wharves, the direction and strength of the currents, and the soundings accurately showing the bed of the water, and shall furnish such other information as may be required for a full and satisfactory understanding of the subject; and until the said plan and location of the bridge and drawbridges, wharves, and docks are approved by the Secretary of War work thereon shall not be commenced; and should any change be made in the plan of said bridge and drawbridges, wharves, or docks during the progress of construction or after completion such change shall be subject to the approval of the Secretary of War.

Secretary of War to approve plans, etc.

Changes.

SEC. 4. That Congress reserves the right to alter, amend, or repeal this Act at any time; and if at any time navigation between Mississippi Sound and the Bay of Mobile shall in any manner be obstructed or impaired by the said works, the Secretary of War shall have authority, and it shall be his duty, to require the said company to alter or remove the said works at its own expense, in such manner as may be proper to secure free and complete navigation without impediment.

Amendment.

* * * * *

SEC. 6. * * * and if actual construction of the works herein authorized shall not be commenced within one year from the passage of this Act and be completed within five years from same date, the rights and privileges hereby granted shall cease and be determined.

Time of construction.

Approved, February 5, 1906.

Feb. 18, 1906. **CHAP. 256.**—An Act Permitting the building of a dam across
Vol. 34, p. 14. the Rock River at Grand Detour, Illinois.

[H. R. 8442.]
[Public, No.
18.]

Rock River.
Dam, etc.,
at Grand
Detour, Ill.,
authorized.

Use of
water supply.

Provisos.
Secretary of
War to ap-
prove plans,
etc.

Changes.

Fishways.

Lock.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the consent of Congress is hereby granted to Spencer B. Newberry and George A. Blackford, both of the city of Sandusky, Erie County, Ohio, and Charles H. Hughes, of Dixon, Lee County, Illinois, their heirs, administrators, successors, and assigns, to build, operate, and maintain a dam across Rock River near Grand Detour, Illinois, at any point within one mile distant from the center of section thirteen, township twenty-two north, range nine east of the fourth principal meridian, in the State of Illinois, for the development of water power and such works and structures in connection therewith as may be necessary or convenient in the development of said power and in the utilization of the power thereby developed; and the said Spencer B. Newberry, George A. Blackford, and Charles H. Hughes, their heirs, administrators, successors, and assigns, are hereby authorized and empowered to draw and divert by canal, flume, or race from the pool formed by the construction of the above dam and works incident thereto, such supply of water as may be required for the full development and utilization of said water power and to conduct said water through the canal reservation in Grand Detour and discharge the same into said Rock River at or near the westerly end of said canal reservation, and also for that purpose to construct, operate, and maintain such structures and improvements as may be required: *Provided*, That the plans for the construction of the said dam, canal, and appurtenant works shall be submitted to and approved by the Chief of Engineers and the Secretary of War before the commencement of the construction of the same: *And provided further*, That the said Spencer B. Newberry, George A. Blackford, and Charles H. Hughes, their heirs, administrators, successors, and assigns, shall not deviate from such plans after such approval either before or after the completion of the structures therein described, unless the modification of said plans shall have been previously submitted to and received the approval of the Chief of Engineers and Secretary of War: *And provided further*, That suitable fishways shall be constructed and maintained by the grantees under the Act at their own expense, as may be required from time to time by the United States Fish Commission: *And provided further*, That the said dam shall be so constructed that the Government of the United States may at any time construct in connection therewith a suitable lock for navigation purposes, and may at any time control the said dam so far as shall be necessary for the purposes of navigation, but shall not destroy or impair the water power

developed by said dam, canal, and appurtenant structures to a greater extent than shall be necessary to provide proper facilities for navigation, and other purposes of public interest.

SEC. 2 That in case any litigation arises from the building, operation, and maintenance of said dam, canal, and appurtenant works, or from the obstruction of the river by the same, or any damages resulting to private property by overflow or otherwise, proceedings to adjust, determine, and to recover compensation for such damages shall be instituted either in the State or Federal courts.

Litigation.

SEC. 3. That this Act shall be null and void unless the dam, canal, and appurtenant works herein authorized be commenced within three years and completed within six years from the time of the passage of this Act.

Time of construction.

SEC. 4. That the right to amend or repeal this Act is hereby expressly reserved.

Amendment.

Approved, February 16, 1906.

CHAP. 501.—An Act Authorizing the Pea River Power Company to erect a dam in Coffee County, Alabama.

Feb. 23, 1906.
Vol. 34, p. 18.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Pea River Power Company, a corporation, be, and is hereby, authorized to erect, build, have, and maintain a steel and concrete dam, or dam of other material, on Pea River, at a point four miles below, or about four miles below, the town of Elba, in Coffee County, State of Alabama: *Provided*, That the plans of said dam shall be submitted to and be approved by the Chief of Engineers and the Secretary of War before construction is commenced; and the Secretary of War may at any time require and enforce, at the expense of the owners, such modifications in the construction of said dam as he may deem advisable in the interests of navigation: *Provided further*, That there shall be placed and maintained in connection with said dam a sluiceway so arranged as to permit logs, timber, and lumber to pass around, through, or over said dam without unreasonable delay or hindrance and without toll or charges; and suitable fishways, to be approved by the United States Fish Commission, shall be constructed and maintained on said dam.

[H. R. 7085.]
[Public, No. 20.]Pea River,
Ala.
Pea River
Power Com-
pany may dam.
Location.*Provided*.
Secretary of
War to ap-
prove plans,
etc.
Changes.

Sluiceways.

Fishways.

SEC. 2. That this Act shall be null and void unless the dam herein authorized is commenced within one year and completed within three years from the date hereof.

Time of construction.

SEC. 3. That the right to amend or repeal this Act is hereby expressly reserved.

Amendment.

Approved, February 23, 1906.

Feb. 27, 1906.
Vol. 34, pp. 27, 29.
[H. R. 12320.]
[Public, No. 28.]

CHAP. 510.—An Act Making appropriations to supply urgent deficiencies in the appropriations for the fiscal year ending June thirtieth, nineteen hundred and six, and for prior years, and for other purposes.

Urgent deficiency appropriations.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums be, and the same are hereby, appropriated, out of any money in the Treasury not otherwise appropriated, to supply deficiencies in the appropriations for the fiscal year nineteen hundred and six, and for prior years, and for other objects hereinafter stated, namely:

* * * * *

Quarantine Service.

QUARANTINE STATIONS.

* * * * *

Quarantine Island. Reclamation of.

For the reclamation of Quarantine Island, Honolulu, Hawaii, from the materials now being dredged from the harbor of Honolulu, to be expended under the direction of the Secretary of War and the supervision of the Chief of Engineers, twenty thousand dollars.

* * * * *

Approved, February 27, 1906.

Mar. 6, 1906.
Vol. 34, p. 52.
[H. R. 297.]
[Public, No. 35.]

CHAP. 517.—An Act To authorize the construction of dams and power stations on the Tennessee River at Muscle Shoals, Alabama.

Tennessee River. Dams at Muscle shoals, Ala., authorized.
Vol. 34, p. 1094.
Post, p. 1248.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That any person, company, or corporation having authority therefor under the laws of the State of Alabama may hereafter erect, maintain, and use a dam or dams in or across the Tennessee River, in the State of Alabama, at such points at Muscle Shoals as they may elect, and the Secretary of War may approve, between a point on the southern side of the river opposite to, or below the head or opening of the canal constructed by the United States on the north side of the river, on the east, and the western line of section sixteen, township three, range ten on the west, for the purpose of erecting, operating, and maintaining power station and to maintain inlet and outlet races or canals and to make such other improvements on the southern bank of the Tennessee River, between the two points above mentioned, as may be necessary for the development of water power and the transmission of the same, subject always to the provisions and requirements of this Act, and to such conditions and stipulations as may be imposed by the Chief of Engineers and the Secretary of War for the protection of navigation and the property and other interests of the United States.

Construction, etc., of power stations.

Secretary of War to approve plans, etc.

SEC. 2. That detailed plans for the construction and operation of a dam or dams and other appurtenant and

necessary works shall be submitted by the person, company, or corporation desiring to construct the same to the Chief of Engineers and the Secretary of War, with a map showing the location of such dam or other structures with such topographical and hydrographic data as may be necessary for a satisfactory understanding of the same, which must be approved by the Chief of Engineers and the Secretary of War before work can be commenced on said dam or dams or other structures; and after such approval of said plans, no deviation whatsoever therefrom shall be made without first obtaining the approval of the Chief of Engineers and the Secretary of War: *Provided*, That the constructions hereby authorized do not interfere with the navigation of Muscle Shoals Canal or the navigation of the Tennessee River: *And provided further*, That said dam or dams and works shall be limited only to the use of the surplus water of the river, not required for the navigation of the Muscle Shoals Canal or the Tennessee River, and that no structures shall be built and no operations conducted by those availing themselves of the provisions of this Act which shall injure or interfere with the navigation of the Muscle Shoals Canal or impair the usefulness of any improvement made by the Government in the interest of navigation.

Proviso.
Unobstructed navigation.

Restrictions.

SEC. 3. That the Government of the United States reserves the right, at any time that the improvement of the navigation of the Tennessee River demands it, to construct, maintain, and operate, in connection with any dam or other works built under the provisions of this Act, suitable lock or locks or any other structures for navigation purposes, and at all times to control such dam or dams or other structures, and the level of the pool caused by such dam or dams, to such an extent as may be necessary to provide facilities for navigation; and whenever Congress shall authorize the construction of such lock or other structures, the person, company, or corporation owning and controlling such dam or dams or other structures shall convey to the United States, under such terms as Congress shall prescribe, titles to such land as may be required for the use of such lock and approaches, and in addition thereto shall grant to the United States, free of cost, the free use of water power for building and operating such constructions: *Provided also*, That the person, company, or corporation building, maintaining, or operating any dam or dams or other structures under the provisions of this Act shall be liable for any damage that may be inflicted thereby upon private property, either by overflow or otherwise, in a court of competent jurisdiction. The person, company, or corporation owning or operating any such dam shall maintain, at their own expense, such lights and other signals thereon and such fishways as the Secretary of Commerce and Labor shall prescribe.

Locks, etc.

Proviso.

Damages.

Lights, etc.

Failure to
comply with
stipulations,
etc.

SEC. 4. That all the rights acquired under this Act shall cease and be determined if the person, company, or corporation acquiring such right shall at any time fail to comply with any of the provisions or requirements of this Act, or with any of the stipulations that may be prescribed by the Chief of Engineers and the Secretary of War, or in case a person, company, or corporation authorized by the laws of the State of Alabama to erect and maintain a dam and improvements as contemplated by this Act shall fail to begin the erection of said dam and improvements within two years after being so authorized and shall fail to complete the same within five years after obtaining such authority.

Time of con-
struction.

Existing
rights not af-
fected.

SEC. 5. That the provisions of this Act shall in no manner interfere with or impair the rights of any person, company, or corporation heretofore authorized by Congress to erect a dam or other structures for the development of water power on the Tennessee River.

Amendment.

SEC. 6. That the right to alter, amend, or repeal this Act is expressly reserved.

Approved, March 6, 1906.

Mar. 15, 1906.
Vol. 34, p. 824.

[No. 9.] Joint Resolution For a report, and so forth, upon the preservation of Niagara Falls.

[H. J. R. 83.]
[Pub. Res.,
No. 9.]

Niagara
Falls
International
Waterways
Commission to
report on pres-
ervation of.
Vol. 32, p.
378.

Ante, p. 1007.

Vol. 34, p.
626.
Post, p. 1192.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the members representing the United States upon the International Commission created by section four of the river and harbor Act of June thirteenth, nineteen hundred and two, be requested to report to Congress, at an early day, what action is, in their judgment, necessary and desirable to prevent the further depletion of water flowing over Niagara Falls; and the said members are also requested and directed to exert, in conjunction with the members of said Commission representing the Dominion of Canada, if practicable, all possible efforts for the preservation of the said Niagara Falls in their natural condition.

Approved, March 15, 1906.

Mar. 16, 1906.
Vol. 34, p. 65.

CHAP. 953.—An Act Permitting the building of a dam across the Red Lake River at or near the junction of Black River with said Red Lake River in Red Lake County, Minnesota.

[S. 4128.]
[Public. No.
49.]

Red Lake
River, Minn.
Dam by Will-
iam J. Mur-
phy authorized.
Location.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the consent of Congress is hereby granted to William J. Murphy, his successors and assigns, to build a dam across the Red Lake River at or near the junction of the Black River, so called, with said Red Lake River,

in Red Lake County, Minnesota, for the development of water power, and such works and structures in connection therewith as may be necessary or convenient in the development of said power and in the utilization of the power thereby developed: *Provided*, That the plans for the construction of said dam and appurtenant works shall be submitted to and approved by the Chief of Engineers and the Secretary of War before the commencement of the construction of the same: *And provided further*, That the said William J. Murphy, his successors or assigns, shall not deviate from such plans after such approval, either before or after the completion of said structures, unless the modification of said plans shall have previously been submitted to and received the approval of the Chief of Engineers and of the Secretary of War: *And provided further*, That there shall be placed and maintained in connection with said dam a sluiceway so arranged as to permit logs, timber, and lumber to pass around, through, or over said dam without unreasonable delay or hindrance and without toll or charges: *And provided further*, That the dam shall be so constructed that the Government of the United States may at any time construct in connection therewith a suitable lock for navigation purposes, and may at any time, without compensation, control the said dam so far as shall be necessary for purposes of navigation, but shall not destroy the water power developed by said dam and structures to any greater extent than may be necessary to provide proper facilities for navigation, and that the Secretary of War may at any time require and enforce at the expense of the owners such modifications and changes in the construction of such dam as he may deem advisable in the interests of navigation: *And provided further*, That suitable fishways, to be approved by the United States Fish Commission, shall be constructed and maintained at said dam by the said William J. Murphy, his successors or assigns.

SEC. 2. That in case any litigation arises from the building of said dam, or from the obstruction of said river by said dam or appurtenant works, cases may be tried in the proper courts, as now provided for that purpose in the State of Minnesota and in the courts of the United States: *Provided*, That nothing in this Act shall be so construed as to repeal or modify any of the provisions of law now existing in reference to the protection of the navigation of rivers, or to exempt said structures from the operation of same.

SEC. 3. That this Act shall be null and void unless the dam herein authorized be commenced within one year and be completed within three years from the time of the passage of this Act.

SEC. 4. That the right to amend or repeal this Act is hereby expressly reserved.

Approved, March 16, 1906.

Provided.

Secretary of War to approve plans. Modification of plans.

Sluiceway.

Lock.

Changes.

Fishways.

Litigation.

Provided. Existing laws not affected.

Time of construction.

Amendment.

Mar. 22, 1906.
Vol. 34, p. 84.
[H. R. 15649.]
[Public, No. 68.]

CHAP. 1128.—An Act Extending the time for the construction of the dam across the Mississippi River authorized by the Act of Congress approved March twelfth, nineteen hundred and four.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That subject to all the other provisions contained in the Act of Congress entitled "An Act permitting the building of a dam across the Mississippi River between the counties of Wright and Sherburne, in the State of Minnesota," approved March twelfth, nineteen hundred and four, the time limitations for the construction and completion of the dam authorized by said Act are hereby extended until December thirty-first, nineteen hundred and eight.

Approved, March 22, 1906.

Mississippi River, Minn.
Time extended for constructing dam (near Otsego) by Minnesota Power and Trolley Company.
Vol. 33, p. 67, amended.
Ante, p. 1044.

Apr. 5, 1906.
Vol. 34, p. 102.
[H. R. 14808.]
[Public, No. 84.]

CHAP. 1367.—An Act Authorizing the Choctawhatchee Power Company to erect a dam in Dale County, Alabama.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Choctawhatchee Power Company, its successors and assigns, be, and is hereby, authorized to erect, build, have, and maintain a steel and concrete dam, or dam of other material, on the Choctawhatchee River at a point above the Atlantic Coast Line Railroad bridge near Newton, on said river and in Dale County, Alabama: *Provided,* That the plans of said dam shall be submitted to and be approved by the Chief of Engineers and the Secretary of War before construction is commenced; and the Secretary of War may at any time require and enforce, at the expense of the owners, such modifications in the construction of said dam as he may deem advisable in the interests of navigation: *Provided further,* That there shall be placed and maintained in connection with said dam a sluiceway so arranged as to permit logs, timber, and lumber to pass around, through, or over said dam without unreasonable delay or hindrance and without toll or charges; and suitable fishways, to be approved by the United States Fish Commission, shall be constructed and maintained on said dam.

Choctawhatchee River
Choctawhatchee Power Company may dam, near Newton, Ala.

Provisos. Secretary of War to approve plans, etc.

Sluiceway

Fishways.

Time of completion.

Amendment.

SEC. 2. That this Act shall be null and void unless the dam herein authorized is commenced within one year and completed within three years from the date hereof.

SEC. 3. That the right to amend or repeal this Act is hereby expressly reserved.

Approved, April 5, 1906.

CHAP. 1368.—An Act Permitting the building of a dam across the Saint Joseph River near the village of Berrien Springs, Berrien County, Michigan. Apr. 5, 1906.
Vol. 34, p. 102.

[H. R. 16871.]
[Public, No. 85.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the consent of Congress is hereby granted to the Berrien Springs Power and Electric Company, a corporation organized under the laws of the State of Michigan, its successors and assigns, to construct, erect, and maintain a dam across the Saint Joseph River, in Berrien County, in the State of Michigan, at any point within two miles south of the highway bridge at Berrien Springs, together with all necessary works appurtenant thereto: *Provided*, That the plans of said dam shall be submitted to and be approved by the Chief of Engineers and the Secretary of War before construction is commenced; and the Secretary of War may at any time require and enforce at the expense of the owners, such modifications in the construction of said dam as he may deem advisable in the interest of navigation: *Provided further*, That there shall be placed and maintained in connection with said dam a sluiceway so arranged as to permit logs, timber, and lumber to pass around, through, or over said dam without unreasonable delay or hindrance and without toll or charges, and suitable gates, weirs, and sluices shall be provided in said dam and shall be so operated as to furnish at all times the flow of water necessary for the navigation of the Saint Joseph River below Berrien Springs; and suitable fishways, to be approved by the United States Fish Commission, shall be constructed and maintained on said dam.

St. Joseph River, Mich. Berrien Springs Power and Electric Company may dam. Location.

Provisos. Secretary of War to approve plans, etc.

Sluiceway.

Fishways.

Damages.

SEC. 2. That before the construction of said dam shall be begun, the permission of the board of supervisors of Berrien County, Michigan, shall be obtained thereto, and compensation shall be made for all property taken or damages thereby occasioned according to the laws of the State of Michigan.

SEC. 3. That this Act shall be null and void unless the dam herein authorized is commenced within one year and completed within three years from the date hereof.

Time of construction.

SEC. 4. That the right to amend or repeal this Act is hereby expressly reserved.

Amendment.

Approved, April 5, 1906.

CHAP. 1617.—An Act To authorize the Capital City Improvement Company, of Helena, Montana, to construct a dam across the Missouri River. Apr. 12, 1906.
Vol. 34, p. 111.

[S. 4130.]
[Public, No. 93.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the consent of the Government is hereby given to the Capital City Improvement Company, of Helena, Montana, its successors or assigns, to construct across the Missouri River, at some point between the south line of township twelve north, range two west, and the north line of township fourteen north, range three west, Mon-

Missouri River, Mont. Capital City Improvement Company, of Helena, may dam (in vicinity of Buck rapids).

- Canal, foot-bridges, etc. tana meridian, to be determined by them and approved by the Secretary of War, a dam, canal, and appurtenances thereof, for water power, and other purposes, and in connection therewith a foot bridge, or bridges, for public use: *Provided*; That the plans for the construction of said dam and appurtenant works shall be submitted to and approved by the Chief of Engineers and the Secretary of War before the commencement of construction, and when so approved no change shall be made in said plans without the prior approval of the Chief of Engineers and the Secretary of War: *Provided further*, That whenever required to do so by the Secretary of War the said company shall construct and maintain in connection with said dam a suitable boom and log sluice; that suitable fishways, to be approved by the United States Fish Commissioner, shall be constructed and maintained in said dam by said corporation, its successors and assigns; and shall obtain and convey to the United States, whenever requested to do so by the Secretary of War, clear title to such land as in his judgment may be required for constructions and approaches to said dam for transferring boats and freight around the same, and shall grant to the United States a free use of water power for operating such construction work; and to insure compliance with these conditions the said company shall execute and deliver to the Secretary of War a proper bond in such amount as may be fixed by him: *And provided further*, That the said company shall be liable for any damage to private property resulting from the construction and operation of said dam and appurtenant works, either by overflow or otherwise, and proceedings to recover compensation for such damage may be instituted either in the State or Federal courts.
- Proviso.* Secretary of War to approve plans, etc.
- Sluiceway. Boom, etc.
- Transfer of freight, etc.
- Bond.
- Damages.
- Time of construction.
- Amendment.
- SEC. 2. That this Act shall be null and void unless the structures herein authorized shall be commenced within one year and completed within three years from the date of approval hereof.
- SEC. 3. That the right to alter, amend, or repeal this Act is hereby expressly reserved.
- Approved, April 12, 1906.

Apr. 23, 1906. CHAP. 1660.—An Act To authorize the North Mississippi Traction Company to construct dams and power stations on the Bear River on the northeast quarter of section thirty-one, township five, range eleven, in Tishomingo County, Mississippi.
[H. R. 15259.]
[Public, No. 119.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the North Mississippi Traction Company, their successors and assigns, having authority therefor under the laws of the State of Mississippi, may hereafter erect, maintain, and use a dam or dams in or across the Bear River, in the State of Mississippi, at such points on

Bear River, Miss.
North Mississippi Traction Company may dam.
Location.

the northeast quarter of section thirty-one, township five, range eleven, in Tishomingo County, Mississippi, as they may elect, for the purpose of erecting, operating, and maintaining power stations and to maintain inlet and outlet races or canals and to make such other improvements on Bear River as may be necessary for the development of water power and the transmission of the same, subject always to the provisions and requirements of this Act and to such conditions and stipulations as may be imposed by the Chief of Engineers and the Secretary of War.

SEC. 2. That detailed plans for the construction and operation of a dam or dams and other appurtenant and necessary works shall be submitted by said North Mississippi Traction Company, their successors and assigns, desiring to construct the same, to the Chief of Engineers and the Secretary of War, with a map showing the location of such dam or other structures, with such topographical and hydrographic data as may be necessary for a satisfactory understanding of the same, which must be approved by the Chief of Engineers and the Secretary of War before work can be commenced on said dam or dams or other structures; and after such approval of said plans no deviation whatsoever therefrom shall be made without first obtaining the approval of the Chief of Engineers and the Secretary of War: *Provided*, That the constructions hereby authorized do not interfere with the navigation of Bear River: *And provided further*, That said dam or dams and works shall be limited only to the use of the surplus water of the river, not required for the navigation of Bear River, and that no structures shall be built and no operations conducted by those availing themselves of the provisions of this Act which shall injure or interfere with the navigation of Bear River or impair the usefulness of any improvement made by the Government in the interest of navigation.

Secretary of War to approve plans, etc.

Proviso.
Unobstructed navigation.
Restriction.

SEC. 3. That the Government of the United States reserves the right, at any time that the improvement of the navigation of Bear River demands it, to construct, maintain, and operate, in connection with any dam or other works built under the provisions of this Act, suitable lock or locks or any other structures for navigation purposes, and at all times to control such dam or dams or other structures, and the level of the pool caused by such dam or dams, to such an extent as may be necessary to provide facilities for navigation; and whenever Congress shall authorize the construction of such lock or other structures, the person, company, or corporation owning and controlling such dam or dams or other structures shall convey to the United States, under such terms as Congress shall prescribe, titles to such land as may be required for the use of such lock and approaches, and in addition thereto shall grant to the United States, free of cost, the free use of water power for building and op-

Locks, etc.

Proviso.	erating such constructions: <i>Provided, also,</i> That the person, company, or corporation building, maintaining, or operating any dam or dams or other structures under the provisions of this Act shall be liable for any damage that may be inflicted thereby upon private property, either by overflow or otherwise, and the nearest State or Federal court shall have jurisdiction to hear suits to determine the amount of compensation for alleged damage.
Damages.	
Lights, etc.	The person, company, or corporation owning or operating any such dam shall maintain, at their own expense, such lights and other signals thereon and such fishways as the Secretary of Commerce and Labor shall prescribe.
Fishways.	
Forfeiture.	Sec. 4. That all the rights acquired under this Act shall cease and be determined if the person, company, or corporation acquiring such right shall at any time fail to comply with any of the provisions or requirements of this Act, or with any of the stipulations that may be prescribed by the Chief of Engineers and the Secretary of War, or in case a person, company, or corporation authorized by the laws of the State of Mississippi to erect and maintain a dam and improvements as contemplated by this Act shall fail to begin the erection of said dam and improvements within one year after being so authorized and shall fail to complete the same within three years after obtaining such authority.
Time of construction.	
Prior rights not affected.	Sec. 5. That the provisions of this Act shall in no manner interfere with or impair the rights of any person, company, or corporation heretofore authorized by Congress to erect a dam or other structures for the development of water power on the Tennessee River.
Amendment.	Sec. 6. That the right to alter, amend, or repeal this Act is expressly reserved.

Approved, April 23, 1906.

Apr. 23, 1906. **CHAP. 1661.**—An Act Making an appropriation for the improvement of the mouth of the Columbia River.

[H. R. 17987.]
[Public, No. 120.]

Columbia River, Oreg. and Wash.
Appropriation for improvement of mouth.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the sum of four hundred thousand dollars be, and is hereby, appropriated, to be paid out of any money in the Treasury not otherwise appropriated, to be immediately available, and to be expended under the direction of the Secretary of War and the supervision of the Chief of Engineers, for continuing the improvement at the mouth of the Columbia River, Oregon and Washington, in accordance with the existing project.

Approved, April 23, 1906.

CHAP. 1874.—An Act To amend the Act approved March ^{Apr. 26, 1906.} sixth, eighteen hundred and ninety-six, relating to the anchorage ^{Vol. 34, p. 136.} and movements of vessels in Saint Marys River.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section one of the Act approved March sixth, eighteen hundred and ninety-six, entitled "An Act relating to the anchorage and movements of vessels in Saint Marys River" be, and hereby is, amended to read as follows ^[^a]:

"That the Secretary of Commerce and Labor be, and he hereby is, authorized and directed to adopt and prescribe suitable rules and regulations governing the movements and anchorage of vessels and rafts in Saint Marys River from Point Iroquois, on Lake Superior, to Point Detour on Lake Huron, and for the purpose of enforcing the observance of such regulations the Secretary of the Treasury is hereby authorized to detail one or more revenue cutters for duty upon the request of the Secretary of Commerce and Labor on said river."

SEC. 2. That section three of the Act of March sixth, eighteen hundred and ninety-six, aforesaid, be, and hereby is, amended to read as follows:

"SEC. 3. That in the event of the violation of any such regulations or rules of the Secretary of Commerce and Labor by the owners, master, or person in charge of such vessel, such owners, masters, or person in charge shall be liable to a penalty not exceeding two hundred dollars: *Provided*, That the Secretary of Commerce and Labor may remit said fine on such terms as he may prescribe: *Provided also*, That nothing in this Act shall be construed to amend or repeal the Act entitled 'An Act to regulate navigation on the Great Lakes and their connecting and tributary waters as far east as Montreal,' approved February eighth, eighteen hundred and ninety-five."

Approved, April 26, 1906.

^a Only two other acts relating to the establishment of regulations for the anchorage of vessels are printed in this compilation, namely, that of May 16, 1888, concerning the port of New York, N. Y. (p. 480, *ante*), and that of Feb. 6, 1893, in regard to the harbors of Chicago, Ill., and waters of Lake Michigan adjacent thereto (p. 657, *ante*). Similar laws not printed herewith are as follows: Acts of Feb. 15, 1893 (Stats. L., vol. 27, p. 449), and June 19, 1906 (Stats. L., vol. 34, p. 299), both relating to quarantine anchorages; act of Mar. 2, 1895 (Stats. L., vol. 28, p. 740), relating to Potomac River at Washington, D. C.; act of Mar. 6, 1896 (Stats. L., vol. 29, p. 54), relating to St. Marys River, Mich.; sundry civil act of Mar. 3, 1899 (Stats. L., vol. 30, p. 1081), extending the provisions of the aforesaid act of May 16, 1888, concerning the port of New York, to include the waters of Kill van Kull, Newark Bay, Arthur Kill, and Raritan Bay; act of June 6, 1900 (Stats. L., vol. 31, p. 682), relating to Kennebec River at and near Bath, Me.; and act of Mar. 4, 1907 (Stats. L., vol. 34, p. 1383), relating to Hampton Roads, Va., and adjacent waters (during the continuance of the Jamestown Tercentennial Exposition).

[S. 4925.]
[Public, No. 127.]

St. Marys River.
Anchorage, etc., of vessels in.
Vol. 29, p. 54, amended.

Secretary of Commerce and Labor to prescribe rules, etc.

Detail of revenue cutters.

Penalty modified.
Vol. 29, p. 55, amended.

Provisos.
Remission of fine.

Rules to prevent collisions not affected.
Vol. 28, p. 645.

May 1, 1906.
Vol. 34, p. 155.
[H. R. 14508.]
[Public, No.
137.]

CHAP. 2072.—An Act Permitting the building of dams across the north and south branches of Rock River, adjacent to Vandruffs Island and Carrs Island, and across the cut-off between said islands, in Rock Island County, Illinois, in aid of navigation and for the development of water power.

Rock River,
Ill.
III. Samuel S
Davis may
dam, in Rock
Island County.
Location.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the consent of Congress is hereby granted to Samuel S. Davis, of the city of Rock Island, in the county of Rock Island and State of Illinois, his heirs, executors, administrators, and assigns, to build, operate, and maintain dams across the north and the south branches or channels of Rock River adjacent to Vandruffs Island and to Carrs Island, and across the cut-off between said islands, in said county of Rock Island, State of Illinois, in aid of navigation and for the development of water power, together with such works and structures in connection therewith as may be necessary or convenient in the development of said power and the utilization of the power thereby developed; said dams may be built at or near the sites of the dams formerly existing across said branches and said cut-off, or at any place or places between said sites and the dams now constructed at or near the head of said Carrs Island for the purposes of the Illinois and Mississippi Canal, and the said Samuel S. Davis, his heirs, executors, administrators, and assigns are hereby authorized and empowered to draw and divert by canal, flume, or race, or canals, flumes, and races, from the pool formed by the construction of said dams and works incident thereto, such supply of water as may be required for the full and complete development and utilization of said water power, and to discharge the same into said Rock River or some branch or channel thereof at or near the lower part of said Vandruffs Island, or at some place or places on or near the north shore of said river or of the north branch or channel thereof opposite to or below said Vandruffs Island; and also for that purpose to construct, operate, and maintain such structures and improvements as may be necessary or convenient: *Provided,* That such dams shall not be built or commenced until the plans and specifications for their construction, together with such drawings of the proposed construction and such map of the proposed locations as may be required for a full understanding of the subject, have been submitted to the Secretary of War for his approval, or until he shall have approved such plans and specifications and the location of such dams and accessory works; and when the plans for any dam to be constructed under the provisions of this Act have been approved by the Secretary of War it shall not be lawful to deviate from such plans, either before or after completion of the structure, unless the modification of such plans has previously been submitted to and received the approval of the Secretary of War: *Provided,* That in approving said plans and locations such condi-

Canal, etc.

Proviso.
Secretary of
War to approve
plans, etc.

Locks, etc.

tions and stipulations may be imposed as the Secretary of War may deem necessary to protect the present and future interests of the United States, which may include the condition that said Samuel S. Davis, his heirs, executors, administrators, or assigns, shall construct, maintain, and operate, without expense to the United States, in connection with said dams and appurtenant works, a lock or locks, booms, sluices, or any other structures which the Secretary of War at any time may deem necessary in the interest of navigation, in accordance with such plans as he may approve, and also that whenever Congress shall authorize the construction of a lock or other structures for navigation purposes in connection with such dams, the person owning such dams shall convey to the United States, free of cost, title to such land as may be required for such constructions and approaches, and shall grant to the United States a free use of water power for building and operating such constructions: *And provided further*, That suitable fishways shall be constructed and maintained in said dams by said Samuel S. Davis, his heirs, executors, administrators, or assigns, at his or their own expense, as may be required from time to time by the Secretary of Commerce and Labor: *And provided further*, That said dams and other structures shall be so constructed as in the judgment of the Secretary of War not to interfere with the Illinois and Mississippi Canal and the operation thereof, and the Secretary of War shall at any time control said dams so far as shall be necessary for the purposes of said last above-mentioned canal, but shall not destroy or impair the water power developed by said dams, canals, and appurtenant structures to a greater extent than shall be necessary to provide proper facilities for the navigation of said Illinois and Mississippi Canal or other purposes affecting navigation; and the said Secretary of War may impose reasonable charges for the use of the flowage rights of the United States, if any, below the sites of the present Government dams at the head of said Carrs Island: *And provided further*, That the Secretary of War is hereby authorized, if in his judgment the interests of the United States will not be injured thereby, to permit the dam across the south branch of Rock River to be located and built on land belonging to the United States, under and subject to such terms and conditions as he may consider just and reasonable.

Fishways.

Illinois and
Mississippi
Canal.
Operation
of, not to be
affected.

Dam across
South Branch
of Rock River.

Litigation.

SEC. 2. That in case any litigation arises from the building, operation, and maintenance of said dams, canals, and appurtenant works, or from the obstruction of said river by the same, or any damages resulting to private property by overflow or otherwise, proceedings to adjust, determine, and recover compensation for such damages may be instituted in any court of competent jurisdiction.

SEC. 3. That unless the actual construction of the dams herein authorized shall be commenced within one year and completed within three years after the passage of

Time of con-
struction.

this Act, the rights and privileges herein granted, so far as they pertain to the construction of any dam or dams not then completed, shall cease and determine.

Amendment. SEC. 4. That the right to alter, amend, and repeal this Act is hereby expressly reserved.

Approved, May 1, 1906.

May 9, 1906.
Vol. 34, p. 183.

[H. R. 15384.]
[Public, No.
150.]

Coosa River,
Ala.
Right to dam,
etc., near Lock
2, granted.

Location.

Secretary of
War to ap-
prove plans,
etc.

Proviso.
Unobstructed
navigation.
Restricted
use of water.

CHAP. 2438.—An Act To authorize the construction of dams and power stations on the Coosa River at Lock Two, Alabama.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That any riparian owner, whether person, company, or corporation having authority therefor under the laws of the State of Alabama may hereafter erect, maintain, and use a dam or dams in or across the Coosa River, in the State of Alabama, at such points at or near Lock Two as they may elect and the Secretary of War may approve, between a point on the eastern side of the river in the abandoned portion thereof at a point below the United States Government dam at Lock Two and above the navigable portion of the river between Locks Two and Three, for the purpose of erecting, operating, and maintaining power stations and to maintain inlet and outlet races or canals and to make such other improvements on the eastern bank of the Coosa River between the two points above mentioned as may be necessary for the development of water power and the transmission of the same, subject always to the provisions and requirements of this Act and to such conditions and stipulations as may be imposed by the Chief of Engineers and the Secretary of War for the protection of navigation and the property and other interests of the United States.

SEC. 2. That detailed plans for the construction and operation of a dam or dams and other appurtenant and necessary works shall be submitted by the person, company, or corporation desiring to construct the same to the Chief of Engineers and the Secretary of War, with a map showing the location of such dam or other structures, with such topographical and hydrographic data as may be necessary for a satisfactory understanding of the same, which must be approved by the Chief of Engineers and the Secretary of War before work can be commenced on said dam or dams or other structures; and after such approval of said plans, no deviation whatsoever therefrom shall be made without first obtaining the approval of the Chief of Engineers and the Secretary of War: *Provided*, That the constructions hereby authorized do not interfere with the navigation of the Coosa River: *And provided further*, That said dam or dams and works shall be limited only to the use of the surplus water of the river, not required for the navigation of the Coosa River, and that

no structures shall be built and no operations conducted by those availing themselves of the provisions of this Act which shall injure or interfere with the navigation of said river or impair the usefulness of any improvement made by the Government in the interest of navigation.

SEC. 3. That the Government of the United States reserves the right, at any time that the improvement of the navigation of the Coosa River demands it, to construct, maintain, and operate, in connection with any dam or other works built under the provisions of this Act, suitable lock or locks or any other structures for navigation purposes, and at all times to control such dam or dams or other structures, and the level of the pool caused by such dam or dams, to such an extent as may be necessary to provide facilities for navigation; and whenever Congress shall authorize the construction of such lock or other structures, the person, company, or corporation owning and controlling such dam or dams or other structures shall convey to the United States, under such terms as Congress shall prescribe, titles to such land as may be required for the use of such lock and approaches, and in addition thereto shall grant to the United States, free of cost, the free use of water power for building and operating such constructions: *Provided also*, That the person, company, or corporation building, maintaining, or operating any dam or dams or other structures under the provisions of this Act shall be liable for any damage that may be inflicted thereby upon private property, either by overflow or otherwise, in a court of competent jurisdiction: *Provided further*, That any injury or damage to the navigable capacity of the Coosa River, or to the works of improvement of the United States in the said river which may result from the construction of the dam and other works herein authorized, or any alteration, enlargement, or change in said works of improvement which may, in the judgment of the Secretary of War, be made necessary by the construction of said dam and other works, shall be made good and completed at once by those availing themselves of the provisions of this Act, their executors, successors, and assigns, and failing this, such injury or damage may be remedied, and such alteration, enlargement, or change may be completed by the United States, and the cost of the work so required shall be paid by the grantees, their heirs or assigns, and to secure the payment for any work thus done by the United States a bond with good and sufficient security in a sum judged adequate by the Secretary of War for the payment of the costs of said work shall be executed and filed with the Secretary of War before any advantage shall be taken of the provisions of this Act. The person, company, or corporation owning or operating any such dam shall maintain, at their own expense, such lights and other signals thereon and such fishways as the Secretary of Commerce and Labor shall prescribe.

Locks, etc.

Conveyance
of titles.

Damages.

Injury to
navigation.Failure to
repair dam-
ages.Payment for
repairs, etc.
Bond.

Lights, etc.

Rights to
cease on fail-
ure to comply
with require-
ments, etc.

SEC. 4. That all the rights acquired under this Act shall cease and be determined if the person, company, or corporation acquiring such rights shall at any time fail to comply with any of the provisions or requirements of this Act, or with any of the stipulations that may be prescribed by the Chief of Engineers and the Secretary of War, or in case a person, company, or corporation authorized by the laws of the State of Alabama to erect and maintain a dam and improvements as contemplated by this Act shall fail to begin the erection of said dam and improvements within two years after being so authorized and shall fail to complete the same within five years after obtaining such authority.

Time of con-
struction.

Prior rights
not affected.

SEC. 5. That the provisions of this Act shall in no manner interfere with or impair the rights of any person, company, or corporation heretofore authorized by Congress to erect a dam or other structures for the development of water power on the Coosa River.

Amendment.

SEC. 6. That the right to alter, amend, or repeal this Act is expressly reserved.

Approved, May 9, 1906.

May 9, 1906.
Vol. 34, p. 185.

[H. R. 11796,
[Public, No.
151.]

Sacramento
River, Cal.
Central Ca-
nal and Irriga-
tion Company
may divert
waters of, for
irrigating pur-
poses.

CHAP. 2439.—An Act For the diversion of water from the Sacramento River, in the State of California, for irrigation purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Central Canal and Irrigation Company, a corporation organized and existing under the laws of the State of California, and its successors, are hereby granted the right to divert, at all seasons of the year, from the Sacramento River, in the State of California, while and so long as such diversion shall not seriously injure the navigation of said river, an amount of water which, at a stage of said river of two feet above low water, as determined by the United States engineer in charge of the improvement of said river, or at any lower stage, shall not exceed nine hundred cubic feet per second, to be used for irrigating the lands of the Sacramento Valley, on the west side of the Sacramento River, in said State of California. Said water to be diverted from the said Sacramento River on its west bank, between the points on said river known as Swifts Point and Squaw Hill, and the said Central Canal and Irrigation Company is hereby granted the right to erect the necessary works to effectively divert the said water: *Provided,* That the company shall provide suitable structures for regulating the flow of water from the river into their canals and suitable apparatus for measuring the amount of water taken from the river, and that such structures and apparatus shall be at all times subject to inspection, test, and use by officers or agents of the War Department: *And provided further,* That the company shall submit for approval of the Chief

Restricted
use of water.

Location of
plant.

Provisos.
Structures
for regulating
flow of water,
etc.

Secretary of
War to ap-
prove plans,
etc.

of Engineers and the Secretary of War plans of its proposed structures for diverting and measuring the water, and until such approval is given the structures shall not be begun: *And provided further*, That the diversion of water from the river in excess of the quantity herein authorized to be diverted shall be deemed a violation of section ten of the river and harbor Act of March third, eighteen hundred and ninety-nine, and shall subject the company to the penalties prescribed by law for violations of the provisions of said section, and the removal of any structures erected by said company may be enforced as provided in section twelve of the said Act: *And provided further*, That if, in the judgment of the Secretary of War, the amount of water actually diverted shall seriously injure the navigation of the river, the suspension of operations by the said company may be temporarily ordered and enforced by the Secretary of War in such manner and to the extent as may be necessary to preserve the requirements of navigation until such time that the circuit court of the United States for the northern district of California, upon application of any interested party, shall determine the rights as provided by this Act; and all rights granted herein and the removal of any of the structures or parts of structures erected under the provisions hereof may be enforced as provided in section twelve of the river and harbor Act approved on the third day of March, eighteen hundred and ninety-nine, except that suit for any of the purposes herein named may be instituted by the district attorney of the United States for the northern district of California upon request of the Secretary of War or Chief of Engineers: *And provided further*, That all costs accruing in any suit or proceeding hereunder instituted by the Government or any of its officers or agents shall be borne by the said Central Canal and Irrigation Company, its successors or assigns.

SEC. 2. That in actions against the United States, Secretary of War, or Chief of Engineers under this Act the service of all legal process, including summons, orders, writs of injunction, or restraining orders, shall be upon the United States district attorney for the northern district of California, and when service of said legal process, summons, orders, writs of injunction, or restraining orders is so made as herein provided, the United States, Secretary of War, or Chief of Engineers shall be deemed within the jurisdiction of all courts having jurisdiction herein for all purposes.

SEC. 3. That after fifteen years from the passage of this Act the rights hereby granted shall be subject to cancellation by the Secretary of War, without any further act or procedure on the part of the United States, as to such portion of the waters as are not then applied to beneficial use. The said Central Canal and Irrigation Company, its successors or assigns, shall have no claim against the United States for any right so canceled.

Penalty for excessive diversion of water.

Vol. 30, p. 1151.
Ante, p. 886.

Protection to navigation.

Removal of structures.
Vol. 30, p. 1151.
Ante, p. 887.

Proceedings.

Payment of cost.

Service of legal process.

Cancellation of rights.

Vol. 35, p. 813.
Post, p. 1332.

Time of construction.

SEC. 4. That this Act shall be null and void if the actual construction of the structures for diversion and measurement of water herein authorized be not commenced within two years and completed within five years from the date hereof.

Amendment.

SEC. 5. That the right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, May 9, 1906.

May 11, 1906.
Vol. 34, p. 187.

[S. 3436.]
[Public, No. 154.]

CHAP. 2449.—An Act To provide for the settlement of a claim of the United States against the State of Michigan for moneys held by said State as trustee for the United States in connection with the Saint Marys Falls Ship Canal.

Michigan.
St. Marys
Falls Ship Canal, settlement of claim on account of.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That upon the payment by the State of Michigan of sixty-eight thousand nine hundred and twenty-seven dollars and twelve cents into the Treasury of the United States, the Attorney-General be, and is hereby, authorized to settle and dismiss from the Supreme Court of the United States a suit in equity now pending therein in which the United States is complainant and the State of Michigan is defendant, and to relinquish all further claims against said State, including interest upon said amount, which have arisen by reason of its trust in constructing and operating Saint Marys Falls Ship Canal and locks: *Provided,* That such payment is made within ninety days from the passage and approval of this Act.

Proviso.
Payment.

Approved, May 11, 1906.

May 11, 1906.
Vol. 34, p. 188.

[H. R. 15435.]
[Public, No. 156.]

CHAP. 2451.—An Act To empower the Secretary of War to convey to the city of Minneapolis certain lands in exchange for other lands to be used for flogage purposes.

Minneapolis,
Minn.
Secretary of War authorized to exchange lands with, at Lock and Dam No. 1, between St. Paul and Minneapolis.
Land conveyed to Minneapolis.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War is hereby authorized and empowered to arrange for an exchange with the city of Minneapolis, by which the United States shall convey to said city of Minneapolis the following-described land, situate in the county of Hennepin and State of Minnesota, to wit:

All that part of block thirty of Dorman's first addition to Minneapolis, according to the plat of said addition on file and of record in the office of the register of deeds in and for the county of Hennepin, State of Minnesota, bounded and described as follows: Beginning at the most southerly corner of said block thirty, and running thence north along the east line of said block two hundred feet; thence northwesterly in a straight line three

hundred and ninety-four and six-tenths feet, more or less, to a point on the southwesterly line of said block five hundred feet northwesterly from the point of beginning; thence southeasterly along said southwesterly line five hundred feet to the point of beginning, containing eighty-five one-hundredths of an acre, more or less.

And by which, in consideration thereof, the city of Minneapolis shall convey to the United States the following-described land, situate in the county of Hennepin and State of Minnesota, to wit:

That portion of lot two, section thirty-one, township twenty-nine north of range twenty-three west of the fourth principal meridian, Hennepin County, Minnesota, described as follows: Commencing at the quarter-section corner between sections thirty-one and thirty-two, township twenty-nine north of range twenty-three west of the fourth principal meridian; thence south along the section line between said sections thirty-one and thirty-two, three hundred and eighty-one feet; thence north fifty degrees thirty minutes west one hundred and forty feet to the point of beginning of the land to be described; thence continuing along said line north fifty degrees thirty minutes west three hundred and thirty-five feet; thence north eighty-three degrees east ninety feet; thence south forty-five degrees east sixty feet; thence north seventy-five degrees east one hundred and five feet; thence southeasterly six degrees thirty minutes, more or less, two hundred and ten feet, more or less, to the point of beginning, containing fifty-two one-hundredths of an acre, more or less. (The section line between said sections thirty-one and thirty-two has been considered in this description as the meridian.)

Lands conveyed to United States.

And also the right of flowage for the purposes of Lock and Dam Numbered One, upon and over the following-described lands, situate in said Hennepin County, Minnesota, to wit:

Lock and Dam No. 1.

That part of the north half of lot seven, section five, township twenty-eight north of range twenty-three west of the fourth principal meridian, described as follows: Beginning at the northwest corner of section five, township twenty-eight, range twenty-three; thence east along the north line of said section five, seven hundred and forty-eight feet; thence south six hundred and forty-eight and four-tenths feet; thence north eighty-nine degrees forty minutes east three hundred and eighty-six and five-tenths feet to point of beginning of tract of land to be described; thence north nine degrees thirty-six minutes west three hundred and thirty and five-tenths feet; thence north twenty-five degrees twenty minutes east eighty-four and one-tenth feet; thence north thirty-one degrees forty-three minutes west two hundred and two and one-tenth feet; thence north fifty-five degrees thirty-three minutes west fifty-five and seven-tenths feet, more or less, to the south line of Lake street east; thence

Lands over which right of flowage is granted.

in an easterly direction along the south line of said Lake street east fifty-three and five-tenths feet, more or less, to the west shore of the Mississippi River; thence along the west shore of said river in a southerly direction seven hundred and twenty-two feet, more or less, to an intersection with a line bearing north eighty-nine degrees forty minutes east from the point of beginning; thence south eighty-nine degrees forty minutes west two hundred and sixty-two and one-tenth feet, more or less, to the point of beginning, containing two and eleven one-hundredths of an acre, more or less. (The west half of the north line of section five, township twenty-eight north, range twenty-three west of the fourth principal meridian, in the city of Minneapolis, county of Hennepin, State of Minnesota, is used as a true meridian in this description.)

Additional
lands.

That portion of lot eight, section five, township twenty-eight north of range twenty-three west of the fourth principal meridian, north of the north line of Riverside Park addition to the city of Minneapolis, county of Hennepin, State of Minnesota, described as follows: Beginning at the west quarter corner of said section five; thence east along the south line of lot eight in said section five, one thousand one hundred and fifty-one and five-tenths feet; thence north twenty-seven degrees thirty-six minutes east two hundred and four and two-tenths feet; thence north fourteen degrees east two hundred and twenty-six and five-tenths feet; thence north one degree thirteen minutes east two hundred and twenty-eight and one-tenth feet; thence north three degrees two minutes east one hundred and seventy-four and eight-tenths feet; thence north nine degrees two minutes west twenty-eight and forty-five one-hundredths feet to the point of beginning of tract of land to be described; thence north nine degrees two minutes west one hundred and thirty-four and twenty-five one-hundredths feet; thence north two degrees twenty minutes west one hundred and eighty-eight feet; thence north thirteen degrees forty minutes west one hundred and seventy-three and seventy one-hundredths feet, more or less, to the north line of lot eight, thence east along said north line of lot eight, two hundred and forty-eight feet, more or less, to the west shore of the Mississippi River; thence in a southerly direction along said west shore of said river four hundred and ninety-seven and forty-six one-hundredths feet, more or less, to an intersection with an east and west line from the point of beginning; thence west along said east and west line two hundred and forty-three and thirty-seven one-hundredths feet, more or less, to the point of beginning, containing two and eighty-nine hundredths of an acre, more or less (the north half of the west line of section five, township twenty-eight north of range twenty-three west of the fourth principal meridian is used as a true meridian in this description).

Additional
lands.

That part of "Park boulevard," so-called, in Riverside Park addition to the city of Minneapolis, county of Hen-

nepin and State of Minnesota, in lot eight, township twenty-eight north of range twenty-three west of the fourth principal meridian, described as follows: Beginning at the west quarter corner of said section five; thence east along the south line of lot eight in said section five one thousand one hundred and fifty-one and five-tenths feet, to the point of beginning, of tract of land to be described; thence north twenty-seven degrees thirty-six minutes east one hundred and twelve and twenty-seven one-hundredths feet, more or less, to the south line of block eleven in said Riverside Park addition; thence in an easterly direction along said south line of block eleven, three hundred and thirteen feet, more or less, to the west shore of the Mississippi River; thence in a southerly direction along said west shore of river one hundred and seven-tenths feet, more or less, to an intersection with the south line of said lot eight; thence in a westerly direction along said south line of lot eight, three hundred and fifty-two and ninety-five one-hundredths feet, more or less, to the point of beginning, containing seventy-seven one-hundredths of an acre, more or less. (The north half of the west line of section five, township twenty-eight north, range twenty-three west of the fourth principal meridian is used as a true meridian in this description.)

And when said exchange has been arranged for and approved by the Secretary of War and upon receipt of conveyances from the city of Minneapolis, in accordance with the provisions of this Act, a patent shall issue to the city of Minneapolis for the tract of land first above described.

Issue of patent.

SEC. 2. That this Act shall take effect and be in force from and after its passage.

Effect.

Approved, May 11, 1906.

CHAP. 2461.—An Act To grant certain land to the State of Minnesota to be used as a site for the construction of a sanitarium for the treatment of consumptives.

May 16, 1906.
Vol. 34, p. 195.
[S. 4976.]
[Public, No. 165.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That there is hereby granted to the State of Minnesota the following tract of land in said State, to wit: Lot six, section two, township one hundred and forty-one north, range thirty-one west of the fifth principal meridian, in the State of Minnesota: *Provided, however,* That said State shall pay therefor at the rate of one, and twenty-five one-hundredths dollars per acre: *And provided further,* That the land hereby appropriated shall forever be and remain subject to the right of the United States to overflow the same, or any part thereof, by such reservoirs as now exist or may hereafter be constructed upon the headwaters of the Mississippi River.

Minnesota.
Grant of land to, for tuberculosis sanitarium.

Proviso.
Price.

Flowage rights reserved for reservoirs, Mississippi River.

Approved, May 16, 1906.

May 16, 1906.
Vol. 34, p. 195.

[S. 2296.]
Public, No.
166.]

Minnesota.
Certain res-
ervoir lands
in, restored to
public domain.

Prior entries.

Proviso.
Flowage
rights reserv-
ed for reser-
voirs, Missis-
sippi River.

CHAP. 2462.—An Act Restoring to the public domain certain lands in the State of Minnesota.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following-described lands, to wit: The southwest quarter of the southwest quarter of section two, township one hundred and thirty-four north of range twenty-nine west, fifth principal meridian, and the east half of the northeast quarter and lots one, two, three, four, five, six, seven, eight, and nine of section ten, township one hundred and thirty-four north of range twenty-nine west, fifth principal meridian, being situate in the State of Minnesota, are hereby restored to the public domain, subject to homestead entry; and all rights of priority of entry and settlement are hereby reserved, to be determined as to respective claims by the proper officials of the land office of the district in which said lands are situate, subject to appeal and review as provided by law for the entry of lands for homesteads: *Provided, however,* That said homestead entries shall be made subject to, and the restoration of these lands to the public domain is made subject to, the right of the United States to construct and maintain dams for the purpose of creating reservoirs in the aid of navigation; and no claim shall accrue by reason of the overflow of said lands on account of the construction and maintenance of such dams and reservoirs. And there shall be incorporated in the final receipts and in the patents when issued for these lands a condition and reservation reading as follows: "Subject to the right of the United States to overflow."

Approved, May 16, 1906.

May 16, 1906.
Vol. 34, p. 196.

[H. R. 15095.]
Public, No.
169.]

Rivers and
harbors.

Condemna-
tion of land
for improve-
ment of, at
private ex-
pense.

Vol. 34, p.
632.

Post, p.
1197.

Proceedings.

Proviso.
Expenses.

CHAP. 2465.—An Act Authorizing the condemnation of lands or easements needed in connection with works of river and harbor improvement at the expense of persons, companies, or corporations.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That whenever any person, company, or corporation, municipal or private, shall undertake to secure, for the purpose of conveying the same to the United States free of cost, any land or easement therein, needed in connection with a work of river and harbor improvement duly authorized by Congress, and shall be unable for any reason to obtain a valid title thereto, the Secretary of War may, in his discretion, cause proceedings to be instituted in the name of the United States for the acquirement by condemnation of said land or easement, and it shall be the duty of the Attorney-General of the United States to institute and conduct such proceedings upon the request of the Secretary of War: *Provided,* That all the expenses of said proceedings and any award that may be made

thereunder shall be paid by the said person, company, or corporation, to secure which payment the Secretary of War may require the said person, company, or corporation to execute a proper bond in such amount as he may deem necessary before said proceedings are commenced.

Bond.

Approved, May 16, 1906.

[No. 23.] Joint Resolution Authorizing the construction and maintenance of wharves, piers, and other structures in Lake Michigan, adjoining certain lands in Lake County, Indiana. May 16, 1906.
Vol. 34, p. 829.

[H. J. R. 134.]
[Pub. Res.,
No. 23.]

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the owners of the property known as sections numbered thirty-three and thirty-four, township thirty-seven, range eight west, Lake County, Indiana, be permitted to fill the whole or such portions, as they may elect, of the bed of Lake Michigan adjacent to such property, and within the boundary established by the extension of such section lines, out to a depth of water not exceeding twenty-five feet, and that such owners may be permitted to build wharves, piers, and such other structures as may be useful for occupancy or to promote navigation inside of and out to such twenty-five-foot line: *Provided*, That the owners thereof shall present a map, showing the line to which they intend filling, and complete plans to the Secretary of War and Chief of Engineers, and until they shall approve the same this permission shall not be effective: *Provided further*, That this permit shall not conflict with any law or statute of the State of Indiana, in which said property is located.*

Lake Michigan, Ind.
Permission granted to build wharves, etc., on (at Gary) in Lake County.

Providos.
Secretary of War to approve plans, etc.

Restriction.

Approved, May 16, 1906.

CHAP. 2566.—An Act Concerning foreign-built dredges.

May 28, 1906.
Vol. 34, p. 204.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That a foreign-built dredge shall not, under penalty of forfeiture, engage in dredging in the United States unless documented as a vessel of the United States.

[H. R. 395.]
[Public No. 185.]

Foreign-built dredges.
Restriction on use of, in United States waters.

SEC. 2. That the Commissioner of Navigation is hereby authorized and directed to document as vessels of the United States the foreign-built dredges Holm, Leviathan, Nereus, and Triton, owned by American citizens and now employed at Galveston, and the dredge Sea Lion, now under construction abroad for use at Galveston, on which an American citizen, the contractor at Galveston, has an option.

Documenting dredges used at Galveston authorized.

Approved, May 28, 1906.

June 1, 1906.
Vol. 34, p. 205.
[S. 6088.]
[Public No.
187.]

CHAP. 2568.—An Act Authorizing the construction of a dam across the Pend d'Oreille River, in the State of Washington, by the Pend d'Oreille Development Company, for the development of water power, electrical power, and for other purposes.

Pend Oreille
River.
Pend
d'Oreille De-
velopment
Company may
dam, at Big
Falls, Wash.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the consent of Congress is hereby granted to, and it shall be lawful for, the Pend d'Oreille Development Company, a corporation duly incorporated under the laws of the State of Washington, its successors or assigns, to construct and maintain a dam across the Pend d'Oreille River at a point at or about the Big Falls (sometimes known as Metaline Falls) on the Pend d'Oreille River, in the county of Stevens, State of Washington, such point to be selected by the Pend d'Oreille Development Company, its successors or assigns, at said falls, or within one thousand feet above or below the same, for the purpose of erecting, operating, and maintaining a power station, and to maintain inlet and outlet races or canals, and to make such other improvements as may be necessary for the development of water power, electrical power, and the transmission of the same, subject always to the provisions and requirements of this Act and to such conditions and stipulations as may be imposed by the Chief of Engineers and the Secretary of War for the protection of navigation and the property and other interests of the United States: *Provided,* That such dam and works shall not be built or commenced until after the plans and specifications for their construction, together with such drawings of the proposed construction and such map of the proposed locations as may be required for a full understanding of the subject have been submitted to the Secretary of War for his approval, and until after he shall have approved such plan and specifications and the location of such dams and accessory works; when the plans for any dam to be constructed under the provisions of this Act have been approved by the Secretary of War it shall not be lawful to deviate from such plans, either before or after the completion of the structure, unless the modification of such plans has previously been submitted to and received the approval of the Secretary of War.

Provided.
Secretary of
War to ap-
prove plans,
etc.

Changes.

Locks, etc.

Protection
to navigation.

SEC. 2. That the Government of the United States reserves the right at any time that the improvement of the navigation of the Pend d'Oreille River demands it to construct, maintain, and operate, in connection with any dam or other works built under the provisions of this Act, suitable lock or locks or any other structures for navigation purposes, and at all times to control such dam or dams or other structures, and the level of the pool caused by such dam or dams, to such an extent as may be necessary to provide facilities for navigation; and whenever Congress shall authorize the construction of such lock or other structures, the Pend d'Oreille Development Company, its successors or assigns, owning and controlling

such dam or other structures, shall convey to the United States, under such terms as Congress shall prescribe, titles to such lands as may be required for such lock and approaches, and in addition thereto shall grant to the United States free of cost the free use of water power for building and operating such constructions: *Provided*, That the Pend d'Oreille Development Company, its successors or assigns, building, maintaining, or operating any dam or other structures under the provisions of this Act, shall be liable for any damage that may be inflicted thereby upon private property, either by overflow or otherwise, in a court of competent jurisdiction. The Pend d'Oreille Development Company, its successors or assigns, owning or operating any such dam, shall maintain at their own expense such lights and other signals thereon and such fishways and such ways for the free passage of saw logs as the Secretary of Commerce and Labor shall prescribe.

Conveyance of title to United States.

Free use of water power.

Proviso. Damages.

Lights, etc.

SEC. 3. That this Act shall be null and void unless the dam herein authorized shall be commenced within two years and completed within five years from the date of the approval hereof.

Time of completion.

SEC. 4. That the right to alter, amend, or repeal this Act is hereby expressly reserved.

Amendment.

Approved, June 1, 1906.

CHAP. 2572.—An Act To enlarge the authority of the Mississippi River Commission in making allotments and expenditures of funds appropriated by Congress for the improvement of the Mississippi River.

June 4, 1906.
Vol. 34, p. 208.
[H. R. 16950.]
[Public, No. 191.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That any funds which have been, or may hereafter be, appropriated by Congress for improving the Mississippi River between the Head of the Passes and the mouth of the Ohio River, and which may be allotted to levees, may be expended, under the direction of the Secretary of War, in accordance with the plans, specifications, and recommendations of the Mississippi River Commission, as approved by the Chief of Engineers, for levees upon any part of said river between the Head of the Passes and Cape Girardeau, Missouri.

Mississippi River Commission.
May expend appropriations upon levees between Head of Passes and Cape Girardeau, Mo.

Approved, June 4, 1906.

CHAP. 2574.—An Act Permitting the building of a dam across the Mississippi River in the county of Morrison, State of Minnesota.

June 4, 1906.
Vol. 34, p. 209.
[H. R. 17758.]
[Public, No. 193.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the consent of Congress is hereby granted to The Pike Rapids Power Company, a Minnesota corporation, its successors or assigns, to construct and maintain across the Mississippi River a dam, canal, and works necessary incident thereto for water power and supply purposes at any point between section twenty, township

Mississippi River.
The Pike Rapids Power Company may dam, etc., in Morrison County, Minn.
Vol. 34, p. 1219.
Post, p. 1282.

Provisos.
Secretary of
War to approve
plans, etc.

Changes.

Sluiceway.

Lock.

Fishways.

Litigation.

*Existing law
not affected.*

Amendment.
Time of com-
pletion.
Vol. 36, p.
1359.
Post, p. 1499.

one hundred and twenty-eight north, range twenty-nine west, and section seventeen, in township thirty-nine, range thirty-two, in Morrison County, Minnesota: *Provided*, That the plans for the construction of said dam and appurtenant works shall be submitted to and approved by the Chief of Engineers and the Secretary of War before the commencement of the construction of the same: *And provided further*, That the said The Pike Rapids Power Company, its successors or assigns, shall not deviate from such plans after such approval, either before or after the completion of said structures, unless the modifications of such plans shall have previously been submitted to and received the approval of the Chief of Engineers and of the Secretary of War: *And provided further*, That there shall be placed and maintained in connection with said dam a sluiceway so arranged as to permit logs, timber, and lumber to pass around, through, and over said dam without unreasonable delay or hindrance, and without toll or charges: *And provided further*, That the dam shall be so constructed that the Government of the United States may at any time construct in connection therewith a suitable lock for navigation purposes, and may at any time, without compensation, control the said dam so far as shall be necessary for the purposes of navigation, but shall not destroy the water power developed by said dam and structures to any greater extent than may be necessary to provide proper facilities for navigation, and that the Secretary of War may at any time require and enforce, at the expense of the owners, such modifications and changes in the construction of said dam as he may deem advisable in the interests of navigation.

SEC. 2. That suitable fishways, to be approved by the Secretary of Commerce and Labor, shall be constructed and maintained at said dam by said corporation, its successors or assigns.

SEC. 3. That in case any litigation arises from the building of said dam, or from the obstruction of said river by said dam or appurtenant works, cases may be tried in the proper courts as now provided for that purpose in the State of Minnesota, or in the courts of the United States: *Provided*, That nothing in this Act shall be so construed as to repeal or modify any of the provisions of law now existing in reference to the protection of the navigation of rivers, or to exempt said structures from the operation of same.

SEC. 4. That the right to amend, alter, or repeal this Act is hereby expressly reserved; and the same shall become null and void unless the construction of the dam hereby authorized is commenced within one year after the passage of this Act and completed within three years thereafter.

Approved, June 4, 1906.

CHAP. 2575.—An Act Permitting the building of a dam across the Mississippi River near the city of Bemidji, Beltrami County, Minnesota.

June 4, 1906.
Vol. 34, p. 210.
[H. R. 18026.]
[Public, No. 194.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the consent of Congress is hereby granted to William R. Morrison and H. W. Haines to build a dam across the Mississippi River near the city of Bemidji, Minnesota, between the point where the same crosses the west line of township one hundred and forty-five, range thirty-five, and the point where said river crosses the north line of said township in Hubbard County, Minnesota, for the development of water power and such works and structures in connection therewith as may be necessary or convenient in the development of such power and in the utilization of the power thereby developed: *Provided,* That the plans for the construction of said dam and appurtenant works shall be submitted to and approved by the Chief of Engineers and the Secretary of War before the commencement of the construction of the same: *And provided further,* That the said William R. Morrison and H. W. Haines, their heirs, administrators, and assigns, shall not deviate from such plans after such approval, either before or after the completion of said structure, unless the modification of said plans shall have previously been submitted to and received the approval of the Chief of Engineers and of the Secretary of War: *And provided further,* That there shall be placed and maintained in connection with said dam a sluiceway, so arranged as to permit logs, timber, and lumber to pass around, through, or over said dam without unreasonable delay or hindrance and without toll or charges: *And provided further,* That the dam shall be so constructed that the Government of the United States may at any time construct in connection therewith a suitable lock for navigation purposes, and may at any time, without compensation, control the said dam so far as shall be necessary for purposes of navigation, but shall not destroy the water power developed by said dam and structures to any greater extent than may be necessary to provide proper facilities for navigation; and that the Secretary of War may at any time require and enforce, at the expense of the owners, such modifications and changes in the construction of such a dam as he may deem advisable in the interests of navigation: *And provided further,* That suitable fishways and lights, to be approved by the Secretary of Commerce and Labor, shall be constructed and maintained at said dam by William R. Morrison and H. W. Haines, their heirs, administrators, and assigns.

Mississippi River.
William R. Morrison and H. W. Haines may dam, near Bemidji, Minn.

Providos.
Secretary of War to approve plans, etc.

Changes.

Sluiceway.

Lock.

Fishways and lights.

Litigation.

SEC. 2. That in case any litigation arises from the building of said dam or from the obstructions of said river by said dam or appurtenant works, cases may be tried in the proper courts as now provided for that purpose in the

- Existing law not affected. State of Minnesota and in the courts of the United States: *Provided*, That nothing in this Act shall be so construed as to repeal or modify any of the provisions of law now existing in reference to the protection of the navigation of rivers or to exempt said structures from the operation of the same.
- Time of completion. SEC. 3. That this Act shall be null and void unless the dam herein authorized be commenced within one year and be completed within three years from the time of the passage of this Act.
- Amendment. SEC. 4. That the right to amend or repeal this Act is hereby expressly reserved.
- Approved, June 4, 1906.

June 4, 1906.
Vol. 34, p. 211.

[H. R. 19473.]
[Public, No.
196.]

Coosa River,
Ala.
Completion
of Lock No. 4
by private
parties author-
ized.

Proviso.
Conditions.

Protection
to navigation.

Time of com-
pletion.

Failure to
complete.

Proviso,
Secretary of
War to approve
the work.

CHAP. 2577.—An Act Authorizing the use of the waters in Coosa River at Lock Numbered Four, in Alabama.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War is hereby authorized and empowered to enter into contract with any individual or corporation, private or municipal, preference being given to riparian owners and their assigns, hereinafter designated "the contracting party," to complete the dam and forebay of the lock which has been partially constructed by the Government at Lock Numbered Four on the Coosa River, the work to be done under his supervision and control, and in accordance with the present adopted project and any modification thereof that he may deem proper: *Provided*, That the contracting party shall furnish all materials, of every character, and pay for all labor required in the construction of said dam and forebay, which, upon completion, shall become the property of the United States, free of all costs, claims, or charges of any kind whatsoever: *Provided further*, That the terms of this Act and any stipulation which the Secretary of War may deem necessary to safeguard the interests of navigation and other interests of the United States shall be embodied in any contract entered into as aforesaid.

SEC. 2. That the contracting party shall begin the said work within two years from the passage of this Act and shall complete the same within four years from the date of commencing construction, and the Secretary of War may, upon reasonable diligence of the contracting party being shown, extend the time for completion, the Government reserving the right to commence and finish the work, if deemed advisable, at any time before it is commenced by the contracting party; or, if begun and not carried out in strict conformity to the directions of the Secretary of War, the Government may assume the completion of said work at its option, the cost of such completion to be paid by the contracting party: *Provided*, That the Secretary of War shall determine from time to time whether the work is being properly done.

SEC. 3. That in consideration of the completion of said dam and forebay, including buttresses and gates, free of cost to the Government, the contracting party is hereby granted such rights as the Government possesses to use the water power produced by said dam for manufacturing and other industrial purposes for a period of ninety-nine years: *Provided*, That the plans for the necessary works and structures to utilize said water power shall be approved by the Secretary of War: *Provided further*, That the right is reserved to the United States to construct, maintain, and operate a lock for navigation purposes in connection with said dam and forebay, and nothing shall be done in the use of the water from said dam or otherwise to interfere with or in any way impede or retard the operation of said lock or the proper and complete navigation of the river at all times, nor in any way to interfere with the use and control of the same by the United States or the maintainance [*sic*] of the water surface above the dam at the established pool level; and the Secretary of War is hereby authorized to prescribe regulations to govern the use of the said water power and the operations of the plant and force employed in connection therewith; and no claim shall be made against the United States for any failure of water power, resulting from any cause whatsoever: *Provided further*, That the contracting party shall furnish to the United States, free of cost, such electric current as may be necessary for operating the Government lock, in case the same shall be built, and lighting its buildings and grounds: *And provided further*, That the contracting party may have ingress and egress over Government lands in the construction and operation of plant.

Contractors
granted use of
water power.

Proviso.
Plans.

Lock.

Regulations.

Free use of
electric current
by the United
States.

Right of in-
gress and
egress.

SEC. 4. That the Secretary of War may require the contracting party to execute a bond, with proper securities, before the commencement of the work, in such amount as he may consider necessary, to insure the beginning, prosecution, and completion of the work and compliance with the terms and requirements of this Act, and in case of failure to comply with the requirements of said bond the contracting party shall forfeit to the United States the full amount thereof: *Provided*, That a suitable force of inspectors shall be employed on the work by the Secretary of War, at the expense of the United States, to see that the plans and specifications and the terms and requirements of the Act and the conditions of the contract are strictly carried out, and any expense incurred by the United States in maintaining said inspectors shall be paid from any funds available pertaining to the appropriations made by Congress for examinations, surveys, and contingencies of rivers and harbors.

Bond.

Forfeiture.
Proviso.
Inspection.

Expense.

SEC. 5. That Congress reserves the right to revoke the rights and privileges conferred by this Act; but in the event of such revocation the United States shall pay to the contracting party, as full compensation, the reasonable

Revocation
of rights re-
served.
Reimburse-
ment for im-
provements,
etc.

value, exclusive of any franchise that may be required under this Act, of all properties erected and lands purchased by them, necessary for the enjoyment of the benefits hereby conferred, such value to be determined by mutual agreement between the Secretary of War and the owners of said properties, and in case they can not agree, then by proceedings in condemnation, to be instituted in the proper United States court: *Provided*, That to insure compliance with the terms of the contract, or to protect the interests of navigation and other interests of the United States, the Secretary of War shall have power, at any time before or after the completion of the work, to order a suspension of all privileges granted by this Act, and compliance with such order may be enforced by injunction of the court of the United States exercising jurisdiction in the district in which the work is situated, and proper proceedings to this end shall be instituted by the Attorney-General upon request of the Secretary of War.

Proviso.
Suspension
of privileges.

Jurisdiction.

Existing law
not affected.

SEC. 6. That nothing in this Act shall be construed as in any way abridging the exclusive jurisdiction and control by the United States over the Coosa River, and of any structures therein, nor as repealing or modifying any of the provisions of law now existing for the protection of navigation.

Approved, June 4, 1906.

June 11, 1906.
Vol. 34, p. 231.
[S. 6329.]
[Public, No.
218.]

CHAP. 3072.—An Act Authorizing James A. Moore or his assigns to construct a canal along the Government right of way connecting the waters of Puget Sound with Lake Washington.

Puget Sound
and Lake
Washington,
Wash.
James A.
Moore may
construct a
canal, etc.,
connecting
waters of.
Vol. 34, p.
1108.
Post, p.
1267.
Conditions,
etc.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the consent of Congress is hereby granted to, and it shall be lawful for James A. Moore or his assigns to construct a ship canal not less than twenty-five feet in depth and with a bottom width of not less than sixty feet, with a suitable timber lock of not less than six hundred feet in length and seventy-two feet in width, along the Government right of way connecting the waters of Puget Sound, in the State of Washington, with Lake Washington, subject always to the provisions and requirements of this Act and to such conditions and stipulations as may be imposed by the Chief of Engineers and the Secretary of War for the protection of navigation and the property and other interests of the United States, which shall include provision for the discharge of waters from Lakes Union and Washington and afford adequate protection against claims for damages for changing the level of Lake Washington, subject to every right and power of the United States: *Provided*, That such canal and lock shall not be built or commenced until after the plans and specifications for their construction, together with such drawings of the proposed construction and such

Provisos.
Secretary of
War to approve plans,
etc.

maps of the proposed locations as may be required for a full understanding of the subject, have been submitted to the Secretary of War for his approval and until after he shall have approved such plans and specifications and the location of such lock and any accessory works, and such works shall at all times be subject to the inspection and supervision of the Secretary of War; and when the plans for any lock and canal for construction under the provisions of this Act have been approved by the Secretary of War it shall not be lawful to deviate from such plans, either before or after the completion of the structure, unless the modification of such plans has previously been submitted to and received the approval of the Secretary of War: *And provided*, That the said James A. Moore or his assigns shall be liable for any damage that may be inflicted by the construction of said lock and canal by overflow, by a lowering of the waters affected, or otherwise, in a court of competent jurisdiction, and the said Secretary of War may compel the execution of a sufficient bond by the said James A. Moore, or his assigns, insuring compliance with the provisions and conditions imposed: *And provided further*, That said canal and lock, when completed, shall be turned over to the United States ready for use and free of all expense to the United States, and thenceforth shall be and remain the sole and exclusive property of the United States, but the said James A. Moore, or his assigns, shall operate and maintain in suitable condition the said canal and lock after completion for a period of three years to the satisfaction of said Secretary of War and Chief of Engineers of the United States, free of cost to the United States, and from charges of any kind whatever, and free from the payment of all tolls.

Inspection.

Damages.

Bond.

Canal to be property of United States free of cost.

SEC. 2. That this Act shall be null and void unless the canal and lock herein authorized shall be commenced within one year and completed within three years from the date of the approval hereof.

Time of completion. Vol. 35, p. 613. Post, p. 1322.

SEC. 3. That the right to alter, amend, or repeal this Act is hereby expressly reserved.

Amendment.

Approved, June 11, 1906.

CHAP. 3075.—An Act To empower the Secretary of War, under certain restrictions, to authorize the construction, extension, and maintenance of wharves, piers, and other structures on lands underlying harbor areas and navigable streams and bodies of waters in or surrounding Porto Rico and the islands adjacent thereto. [H. R. 18502.] [Public, No. 221.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War be, and he is hereby, empowered, subject to the restrictions and under the conditions hereinafter mentioned, to authorize the construction, extension, and maintenance of any wharf, pier, dolphin,

Porto Rico. Construction of wharves, etc., authorized. Vol. 34, p. 1271. Post, p.

boom, weir, breakwater, sea wall, bulkhead, jetty, or other structure on any of the lands belonging to the United States which underlie the harbor areas and navigable streams and bodies of waters in or surrounding Porto Rico and the islands adjacent thereto and the filling in and dredging of such lands.

Import of the word "person."

SEC. 2. That the word "person" as used in this Act shall be construed to import either the singular or the plural, as the case demands, and shall include individuals, municipalities, quasi-municipal corporations, corporations, companies, and associations.

Restrictions.

SEC. 3. That the powers granted in the foregoing sections shall be subject, however, to the following restrictions:

Time limit for construction, etc.

(a) No authorization to any person to construct, extend, or maintain any such structure shall continue for a longer period than the period set forth in such authorization, and shall provide that the Government of the United States or with the approval of the Secretary of War the government of Porto Rico shall have the right at any time after the expiration of thirty years from the date of such authorization, and after three months' notice, to take any such structure from the owner thereof upon paying the value of the same at the time it shall be so taken, and the amount paid shall not exceed the original cost of the same as may be fixed under paragraph (f) hereof. In case the Government of the United States or the government of Porto Rico, exercising the right of purchase as aforesaid should claim that the value of the structure when seized and taken is less than its original cost, the extent of deterioration or diminution from the original value shall be determined by a board or commission of four members, two of whom shall be appointed by the Secretary of War for the Government of the United States or by the Governor of Porto Rico for the government of Porto Rico as the case may be and two by the owner of such structure. If the four members thus chosen and appointed shall not be able to agree, they shall choose by mutual agreement a referee, whose decision shall be final, but in no case shall the amount to be paid exceed the original cost as fixed under the provisions of said paragraph (f). If the four members thus chosen and appointed are unable by mutual agreement to select a referee, then the Chief of Engineers of the United States Army shall be the referee, and his decision shall be final.

Right to purchase improvements reserved.

Payment of original cost. Commission to determine value.

Selection of referee.

Maximum purchase price.

Failure to select referee.

All authorizations granted by the Secretary of War for any such construction, extension, or maintenance.

Authorizations subject to amendment, etc.

Wharfage fees, etc.

(b) Shall be subject to alteration, amendment, or repeal by Congress;

(c) Shall provide that the wharfage fees and charges for vessels, for passengers, and for goods loaded or discharged on, from, at, or over any such structure, and for approach and entry to any such structure, shall be no greater than are just, reasonable, and fairly remunerative,

and for that purpose shall at all times be subject to regulation and revision by the said Secretary of War; that such fees and charges shall be the same for all persons, and all persons shall have equal right to approach, enter, and use the said structure, subject to such reasonable rules and regulations as the grantee thereof may establish, all of which rules and regulations shall be subject to revision by the Secretary of War;

(d) That all necessary dredging in or in connection with the said structure, or the use thereof, shall be made by the grantee of the authorization;

(e) That such authorization shall be null and void unless actual construction shall be commenced within one year from the date of such authorization by the Secretary of War, and completed within three years from the date of such authorization, or within such lesser periods as may be therein fixed: *Provided*, That the Secretary of War may for due cause shown extend the time for the completion of such construction for a reasonable period.

(f) That duly verified accounts of expenditure for the construction, extension, or improvement of such structure shall be exhibited to, and filed with, the United States army engineer at the city of San Juan, Porto Rico, who shall report to the Secretary of War the entire cost of such structure, extension, or improvement to be built under such authorization.

(g) That the said structure shall not be sublet, sold, transferred, or assigned, nor shall the authorization therefor be granted, sold, transferred, or assigned without the consent of the Secretary of War, nor in any case to a person engaged, directly or indirectly, in the same line of business, in the same harbor area, navigable stream, or body of water, and that any grant, subletting, sale, transfer, or assignment in violation hereof shall be null and void;

(h) That any and all vessels owned or chartered by the United States Government shall in case of any emergency, or in time of war, have prior right, free of charge, to the use of any such structure; and

(i) Shall contain such further restrictions as the Secretary of War may see fit to impose therein.

SEC. 4. That no such authorization by the Secretary of War shall be granted to any person unless the applicant therefor shall first furnish to the Secretary of War satisfactory proof either that he (or it) is the owner or lessee of the approaches to the shore end of the proposed structure, with the right to use the same in connection therewith, or that he (or it) is the owner of a franchise granting the right to use said approaches in connection with such proposed structure. Every application to the Secretary of War for any such authorization shall be accompanied by plans and specifications for such structure, extension, or improvement, which said plans and specifications shall be submitted to, and approved by, the Chief

Dredging.

Time of construction.

Proviso. Extension of time.

Accounts.

Subletting, etc., restricted.

Rights of United States vessels.

Further restriction.

Grantee must control shore-end approaches.

Plans, etc.

of Engineers of the United States Army before the granting of any such authorization by the Secretary of War, and such plans and specifications shall not be deviated from in any such structure, extension, or improvement without the written consent, first obtained, of the said Chief of Engineers.

Prior rights
not affected

SEC. 5. That nothing herein contained shall be so construed as to affect legal or equitable rights, if any, existing at the date of the approval of this Act which were acquired by the government of Porto Rico or any other party under any contract, lease or license, for the construction, extension, improvement, or maintenance of any such structure, granted by the United States authorities prior to the approval of this Act.

Approved, June 11, 1906.

June 14, 1906.
Vol. 34, p 264.

[S. 5357.]
[Public, No.
229.]

Mississippi
River, Minn.
The Missis-
sippi River
Power Com-
pany may dam.
Location.
Vol. 34, p.
1235.
Post, p. 1283.

Provisos.
Secretary of
War to approve
plans, etc.

Modification
of plans.

Sluiceway.

Lock.

Control of
dam by United
States.

CHAP. 3300.—An Act Permitting the building of a dam across the Mississippi River above the village of Monticello, Wright County, Minnesota.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the consent of Congress is hereby granted to The Mississippi River Power Company, a corporation organized under the laws of the State of Minnesota, its successors and assigns, to build a dam across the Mississippi River between the township of Monticello, in Wright County, Minnesota, and the township of Becker, in Sherburne County, Minnesota, and above the village of Monticello, in said Wright County, for the development of water power, and such works and structures in connection therewith as may be necessary or convenient in the development of said power and in the utilization of the power thereby developed: *Provided,* That the plans for the construction of said dam and appurtenant works shall be submitted to and approved by the Chief of Engineers and the Secretary of War before the commencement of the construction of the same: *And provided further,* That The Mississippi River Power Company, its successors or assigns, shall not deviate from such plans after such approval, either before or after the completion of said structures, unless the modification of said plans shall have previously been submitted to and received the approval of the Chief of Engineers and of the Secretary of War: *And provided further,* That there shall be placed and maintained in connection with said dam a sluiceway so arranged as to permit logs, timber, and lumber to pass around, through, or over said dam without unreasonable delay or hindrance, and without toll or charges: *And further provided,* That the dam shall be so constructed that the Government of the United States may at any time construct in connection therewith a suitable lock for navigation purposes, and may at any time, without compensation, control the said dam so far as shall be neces-

sary for purposes of navigation, but shall not destroy the water power developed by said dam and structures to any greater extent than may be necessary to provide proper facilities for navigation, and that the Secretary of War may at any time require and enforce, at the expense of the owners, such modifications and changes in the construction of such dam as he may deem advisable in the interests of navigation: *And provided further*, That suitable fishways, to be approved by the United States Fish Commission, shall be constructed and maintained at said dam by The Mississippi River Power Company, its successors or assigns.

Changes.

Fishways.

SEC. 2. That in case any litigation arises from the building of said dam, or from the obstruction of said river by said dam or appurtenant works, cases may be tried in the proper courts, as now provided for that purpose in the State of Minnesota and in the courts of the United States: *Provided*, That nothing in this Act shall be so construed as to repeal or modify any of the provisions of law now existing in reference to the protection of the navigation of rivers, or to exempt said structures from the operation of same.

Litigation.

Provided.
Existing laws not affected.

SEC. 3. That this Act shall be null and void unless the dam herein authorized be commenced within one year and be completed within three years from the time of the passage of this Act.

Time of completion.

SEC. 4. That the right to amend or repeal this Act is hereby expressly reserved.

Amendment.

Approved, June 14, 1906.

CHAP. 3301.—An Act To authorize the Charleston Light and Water Company to construct and maintain a dam across Goose Creek in Berkeley County, in the State of South Carolina.

June 14, 1906.
Vol. 34, p. 265.

[H. R. 8410.]
[Public, No. 230.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the right, power, and privilege to construct, erect, and maintain a dam across the said Goose Creek is hereby authorized, granted, and given to the said the Charleston Light and Water Company, its successors and assigns: *Provided*, That the said the Charleston Light and Water Company shall be liable for all such damages as may be established in any court of competent jurisdiction by any landowner claiming that his land has been damaged by reason of the erection of the said dam: *And provided further*, That nothing herein shall impair any navigation or other rights of any riparian owner, other than the closing of said creek, by the construction, erection, and maintenance of said dam at said location.

Goose Creek, S. C. Charleston Light and Water Company may dam.

Provided.
Damages.

Riparian rights protected.

SEC. 2. That the right to alter, amend, and repeal this Act, and the right to require the alteration or removal of the structure authorized without any liability on the part of the United States, are hereby expressly reserved.

Amendment. Right to alter, etc., the dam reserved.

Approved, June 14, 1906.

June 14, 1906.
Vol. 34, p. 266.
[H. R. 17455.]
[Public, No.
231.]

CHAP. 3302.—An Act Permitting the building of a dam across the Mississippi River at or near the village of Clearwater, Wright County, Minnesota.

Mississippi
River.
The Missis-
sippi River
Power Com-
pany may dam,
at Clearwater,
Minn.
Vol. 34, p.
1235.
Post, p. 1284.

Provisos.
Secretary of
War to approve
plans, etc.

Modification
of plans.

Sluiceway.

Lock.

Control of
dam by United
States.

Changes.

Fishways.

Litigation.

Existing
laws not af-
fected.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the consent of Congress is hereby granted to The Mississippi River Power Company, a corporation organized under the laws of the State of Minnesota, its successors and assigns, to build a dam across the Mississippi River above the mouth of Clearwater River, at or near the village of Clearwater, Wright County, Minnesota, for the development of water power, and such works and structures in connection therewith as may be necessary or convenient in the development of said power and in the utilization of the power thereby developed: *Provided,* That the plans for the construction of said dam and appurtenant works shall be submitted to and approved by the Chief of Engineers and the Secretary of War before the commencement of the construction of the same: *And provided further,* That The Mississippi River Power Company, its successors or assigns, shall not deviate from such plans after such approval, either before or after the completion of said structures, unless the modification of said plans shall have previously been submitted to and received the approval of the Chief of Engineers and of the Secretary of War: *And provided further,* That there shall be placed and maintained in connection with said dam a sluiceway so arranged as to permit logs, timber, and lumber to pass around, through, or over said dam without unreasonable delay or hindrance and without toll or charges: *And provided further,* That the dam shall be so constructed that the Government of the United States may at any time construct in connection therewith a suitable lock for navigation purposes, and may at any time, without compensation, control the said dam so far as shall be necessary for purposes of navigation, but shall not destroy the water power developed by said dam and structures to any greater extent than may be necessary to provide proper facilities for navigation, and that the Secretary of War may at any time require and enforce, at the expense of the owners, such modifications and changes in the construction of such dam as he may deem advisable in the interests of navigation: *And provided further,* That suitable fishways, to be approved by the Secretary of Commerce and Labor, shall be constructed and maintained at said dam by The Mississippi River Power Company, its successors or assigns.

SEC. 2. That in case any litigation arises from the building of said dam, or from the obstruction of said river by said dam or appurtenant works, cases may be tried in the proper courts, as now provided for that purpose in the State of Minnesota and in the courts of the United States: *Provided,* That nothing in this Act shall be so construed as to repeal or modify any of the provisions of

law now existing in reference to the protection of the navigation of rivers or to exempt said structures from the operation of same.

SEC. 3. That this Act shall be null and void unless the dam herein authorized be commenced within one year and completed within three years from the time of the passage of this Act. Line of construction.

SEC. 4. That the right to amend or repeal this Act is hereby expressly reserved. Amendment.

Approved, June 14, 1906.

[No. 30.] Joint Resolution Providing for payment for dredging the channel and anchorage basin between Ship Island Harbor and Gulfport, Mississippi, and for other purposes. June 14, 1906.
Vol. 34, p. 833.
[H. J. R. 166.]
[Pub. Res.,
No. 30.]

Whereas on the twentieth day of February, anno Domini nineteen hundred and one, a contract was entered into between Major W. T. Rossell, Corps of Engineers, United States Army, by and in behalf of the United States of America, and Spencer S. Bullis, for dredging a channel and anchorage basin in Mississippi Sound between Ship Island Harbor and Gulfport, Mississippi, which contract was made in accordance with a provision of the river and harbor act of March third, eighteen hundred and ninety-nine, authorizing the payment of the sum of one hundred and fifty thousand dollars for securing a specified width and a depth of nineteen feet in such channel and anchorage basin; and

Preamble.

Whereas under said contract, for several years past, the said channel and anchorage basin have been dredged to the approximate depth and width required in said contract, and the said channel is now and has been available for use by vessels drawing nineteen feet of water and more: Now, therefore, be it

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Treasury, or other proper officer of the United States, be, and he is hereby, authorized and directed to pay to Spencer S. Bullis, with whom said contract was made, or to his assigns or agents now authorized to receive payment as aforesaid, the contract price for dredging said channel and anchorage basin, to wit, the sum of one hundred and fifty thousand dollars, being the amount heretofore appropriated by Congress and now in the Treasury for payment for the work included in said contract; and it is declared to be the intention of Congress that so much of said contract as relates to securing the depth and width of said channel and anchorage basin provided for therein shall be regarded as complied with at the date of the taking effect of this resolution: *Provided,* That the said amount shall not be paid over to the said Spencer S. Bullis, or other person or persons as aforesaid, until the person or persons, companies,

Spencer S. Bullis.
Payment to, for dredging channel, etc., between Ship Island Harbor and Gulfport, Miss.
Vol. 30, p. 1127.
Ante, p. 852.
Vol. 34, p. 1088.
Post, p. 1240.

Proviso.
Charges for use of wharves, etc.

or corporations owning or controlling docks, wharves, or terminals in, along, or upon said basin, or connected directly or indirectly therewith, shall execute an agreement that the charges for the use of said docks, wharves, and terminals shall be such as the Secretary of War may from time to time approve.

Effect.

SEC. 2. That this resolution shall take effect and be in force from and after its passage.

Approved, June 14, 1906.

June 14, 1906.
Vol. 34, p. 834.

[H. J. R. 162.]
[Pub. Res.,
No. 31.]
Lake Michi-
gan.

Permission
granted to
build wharves,
piers, etc., on,
in Lake
County (at
Indiana Har-
bor), Ind.

[No. 31.] Joint Resolution Authorizing the construction and maintenance of wharves, piers, and other structures in Lake Michigan adjoining certain lands in Lake County, Indiana.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the owners of those parts of the property known as sections numbered fifteen, sixteen, and twenty-two, township thirty-seven, range nine west, Lake County, Indiana, abutting on Lake Michigan, be permitted to fill the whole, or such portions as they may elect, of the bed of Lake Michigan adjacent to such property, and within the boundary established by the extension of such section lines, out to a depth of water not exceeding twenty-five feet, and that such owners may be permitted to build wharves, piers, and such other structures as may be useful for occupancy or to promote navigation inside of and out to such twenty-five foot line: *Provided*, That the owners thereof shall present a map showing the line to which they intend filling and complete plans to the Secretary of War and Chief of Engineers, and until they shall approve the same this permission shall not be effective: *Provided further*, That this permit shall not conflict with any law or statute of the State of Indiana, in which said property is located.

Proviso.
Secretary of
War to ap-
prove plans,
etc.

Restriction.

Approved, June 14, 1906.

June 16, 1906.
Vol. 34, pp.
286, 292.

[H. R. 19264.]
[Public, No.
286.]

Diplomatic
and consular
appropriations.

CHAP. 3337.—An Act Making appropriations for the diplomatic and consular service for the fiscal year ending June thirtieth, nineteen hundred and seven.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums be, and they are hereby, severally appropriated, in full compensation for the diplomatic and consular service for the fiscal year ending June thirtieth, nineteen hundred and seven, out of any money in the Treasury not otherwise appropriated, for the objects hereinafter expressed, namely:

* * * * *

SAINT JOHN RIVER COMMISSION.

For the expenses of a joint commission, to be constituted if the Government of Great Britain concurs, to investigate and report upon the conditions and uses of the Saint John River, and to make recommendations for the regulation of the use thereof by the citizens and subjects of the United States and Great Britain, according to the provisions of treaties between the two countries, twenty thousand dollars.

St. John
River Commission.
Vol. 36, p.
203.
Post, p. 1366.

* * * * *

Approved, June 16, 1906.

CHAP. 3339.—An Act Permitting the building of a dam across the Crow Wing River between the counties of Morrison and Cass, State of Minnesota.

June 16, 1906.
Vol. 34, p. 296.
[H. R. 17881.]
[Public, No.
238.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the consent of Congress is hereby granted to Judd Wright, his heirs or assigns, to construct and maintain across the Crow Wing River a dam, canal, and works necessary incident thereto, for water power and supply purposes, at any point at or near the junction of the Gull River with the Crow Wing River, on section thirty, township one hundred and thirty-three north, range twenty-nine west, fifth meridian, between the counties of Morrison and Cass, in the State of Minnesota: *Provided,* That the plans for the construction of said dam and appurtenant works shall be submitted to and approved by the Chief of Engineers and the Secretary of War before the commencement of construction of the same: *And provided further,* That the said Judd Wright, his heirs or assigns, shall not deviate from such plans after such approval, either before or after the completion of said structures, unless the modification of such plans shall have previously been submitted to and received the approval of the Chief of Engineers and of the Secretary of War: *And provided further,* That there shall be placed and maintained in connection with said dam a sluiceway so arranged as to permit logs, timber, and lumber to pass around, through, and over said dam without unreasonable delay or hindrance, and without toll or charges: *And provided further,* That the dam shall be so constructed that the Government of the United States may at any time construct in connection therewith a suitable lock for navigation purposes, and may at any time, without compensation, control the said dam, so far as shall be necessary for purposes of navigation, but shall not destroy the water power developed by said dam and structures to any greater extent than may be necessary to

Crow Wing
River, Minn.
Judd Wright
may dam.

Location.

Provisos.
Secretary of
War to ap-
prove plans,
etc.

Restriction.

Sluiceway.

Lock.

provide proper facilities for navigation; and that the Secretary of War may at any time require and enforce, at the expense of the owners, such modifications and changes in the construction of said dam as he may deem advisable in the interests of navigation.

Changes.

Fishways.

SEC. 2. That suitable fishways, to be approved by the Secretary of Commerce and Labor, shall be constructed and maintained at said dam by the said Judd Wright, his heirs or assigns.

Litigation.

SEC. 3. That in case any litigation arises from the building of said dam or from the obstruction of said river by said dam or appurtenant works, cases may be tried in the proper courts as now provided for that purpose in the State of Minnesota or in the courts of the United States: *Provided*, That nothing in this Act shall be so construed as to repeal or modify any of the provisions of law now existing in reference to the protection of the navigation of rivers, or to exempt said structures from the operation of same.

Proviso.
Existing
laws not af-
fected.

Amendment.
Time of con-
pletion.

SEC. 4. That the right to amend, alter, or repeal this Act is hereby expressly reserved, and the same shall become null and void unless the construction of the dam hereby authorized is commenced within one year after the passage of this Act and completed within three years thereafter.

Approved, June 16, 1906.

June 18, 1906.
Vol. 34, p. 297.
[H. R. 17982.]
[Public. No.
239.]

CHAP. 3340.—An Act To grant to Charles H. Cornell, his assigns and successors, the right to abut a dam across the Niobrara River on the Fort Niobrara Military Reservation, Nebraska, and to construct and operate a trolley or electric railway line and telegraph and telephone lines across said reservation.

Niobrara
River.
Charles H.
Cornell may
dam, etc., on
Fort Niobrara
Military Res-
ervation, Nebr.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That Charles H. Cornell, his assigns, assignees, successors, and grantees, be, and are hereby, privileged, authorized, and granted the authority and right to construct, maintain, and use for power purposes a dam across the Niobrara River on parts of sections twenty-two and twenty-seven, township thirty-four north, range twenty-seven west of the sixth principal meridian, in the State of Nebraska, and to abut said dam on the east bank of said Niobrara River upon land which is a part of the Fort Niobrara Military Reservation, the property of the United States; and said dam may be of sufficient height and strength to support a body of water affording or furnishing as much as fifty feet effective head for power purposes, with the privilege of backing water upon or overflowing such part of the Fort Niobrara Military Reservation as may reasonably result from the proper construction, maintenance, and use of said dam, and that any damages caused thereby may be assessed by the Secretary of War and paid

Overflow,
etc.

Damages.

to the United States before any construction hereby provided for shall be commenced, * * * *Provided*, That the grants and privileges above specified as to such dam, water power * * * aforesaid shall become void unless the construction of said dam be commenced within two years from the approval of this Act and completed and put into operation within five years from the approval of this Act; * * * *Provided*, That a map of said proposed dam, storage reservoir * * * shall be filed with the honorable Secretary of War, and the location thereof shall by him be approved before any of these privileges herein aforesaid shall become effective: *Provided further*, That the privileges herein granted may at any time be rescinded or suspended by order of the Secretary of War; * * *

Provisos.
Time for completion.
Vol. 36, p. 920.
Post, p. 1455.

Secretary of War to approve plans, etc.

Approved, June 18, 1906.

CHAP. 3436.—An Act To establish an additional collection district in the State of Texas, and for other purposes.

June 19, 1906.
Vol. 34, p. 302.

[H. R. 10715.]
[Public, No. 246.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That an additional collection district in the State of Texas shall be, and is hereby, established, to be known as the district of Sabine, * * * *Provided*, That there shall be conveyed to the United States, free of cost, a valid title to the line of water communication between Taylors Bayou and Sabine Pass, known as the Port Arthur Ship Canal, together with a valid title to the existing turning basin and to the artificial slip on which the lumber dock of the Port Arthur Canal and Dock Company is built; and the Secretary of War is hereby authorized to accept the said waterways as the property of the United States upon the delivery to him of a clear and indefeasible title thereto; and the said waterways shall thereupon become free public waters of the United States, and be subject to the laws heretofore enacted and that may be hereafter enacted by Congress for the maintenance, preservation, protection, and regulation of navigable waters: *Provided further*, That the company or corporation conveying title to said canal as aforesaid shall also convey to the United States, free of cost, the fee to a strip of land one hundred and fifty feet wide along the westerly margin of the canal, except that where the right of way of the Southern Pacific Railroad Company prevents the transfer of such strip of land along the westerly margin of said canal there shall be conveyed such strip on the easterly margin thereof as may be necessary to make up such one hundred and fifty feet of width, with the reservation that until Congress shall have authorized and provided for the enlargement and widening of said canal the said company or corporation, its successors or assigns, shall have the right to control, occupy, and use the said strip of land and every part

Customs.
Sabine, Tex., collection district established.
R. S., sec. 2578, p. 509, amended.
Provisos.
Port Arthur Ship Canal, etc., conveyed to United States.

Additional land conveyed

Temporary control.

Right to sell, etc., subject to grant.

Effect.

Charges for use of docks, etc.

thereof in the same manner and to the same extent as before the execution and delivery of the conveyance, and also the right to transfer, lease, sell, quitclaim, or otherwise dispose of said property and every part thereof, subject to the grant made to the United States: *And provided further*, That this Act shall take effect only when the foregoing requirements shall have been fully complied with to the satisfaction of the Secretary of War. And the charges for the use of said docks and wharves shall be just and reasonable and shall not be greater than charges for similar services at other ports of the United States on the Gulf of Mexico.

* * * * *

Approved, June 19, 1906.

June 20, 1906. Vol. 34, pp. 321, 324.

CHAP. 3447.—An Act To authorize additional aids to navigation in the Light-House Establishment.

[H. R. 19432.] [Public, No. 255.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, * * *

* * * * *

Maintenance of unauthorized lights unlawful.

Penalty.

SEC. 3. That after the first day of January, nineteen hundred and seven, it shall be unlawful for any person, company, corporation, or municipality not under the control of the Light-House Board, to establish, erect, or maintain in the navigable waters of the United States any light as an aid to navigation, or any other aid to navigation similar to any of those maintained by the United States under the control and direction of the Light-House Board, without first obtaining permission so to do from the Light-House Board, in accordance with rules and regulations to be established by the Secretary of Commerce and Labor; and any person violating the provisions of this section or any of the rules and regulations established by the Secretary of Commerce and Labor in accordance herewith shall be deemed guilty of a misdemeanor and be subject to a fine not exceeding the sum of one hundred dollars for each offense, and each day during which such violation shall continue shall be considered as a new offense.

Approved, June 20, 1906.

Concurrent resolution—Duluth-Superior Harbor, Minn. and Wis.

June 20, 1906. Vol. 34, part 2.

Duluth-Superior Harbor, Minn. and Wis. Survey, etc., of, authorized.

Resolved by the House of Representatives (the Senate concurring), That the Secretary of War be, and he is hereby, authorized and directed to cause an examination and survey to be made of the harbor at Duluth, Minnesota, including the entrance thereto, with a view to determining what modifications of the present plan, if any, are desirable.

Passed June 20, 1906.

CHAP. 3504.—An Act Making appropriations for the current June 21, 1906.
 and contingent expenses of the Indian Department, for fulfilling Vol. 34, pp.
 treaty stipulations with various Indian tribes, and for other pur- 325, 368.
 poses, for the fiscal year ending June thirtieth, nineteen hundred [H. R. 15331.]
 and seven. [Public, No.
253.]

*Be it enacted by the Senate and House of Representa-
 tives of the United States of America in Congress assem-
 bled,* * * * *

That the Secretary of the Interior be, and is hereby, au-
 thorized, in his discretion, to exchange the whole of the
 odd numbered sections and parts thereof in the Klamath
 Indian Reservation in the State of Oregon, now held in
 private ownership under the final decree and decision of
 the Supreme Court of the United States, affirming the
 title of the California and Oregon Land Company thereto,
 in the suit of the United States against said company as
 reported in volume one hundred and ninety-two, at page
 three hundred and fifty-five, of the decisions of said court,
 and aggregating one hundred and eleven thousand three
 hundred and eighty-five acres, for other lands not ex-
 ceeding eighty-seven thousand acres, situate in one or
 more compact bodies, in townships thirty-one and thirty-
 two south, of ranges eleven, twelve, and thirteen east in
 said reservation, said lands so taken in exchange to be
 selected, subject to the approval of the Secretary of the
 Interior; and in order to facilitate such exchange and the
 development of the lands to be so taken thereunder there
 may also be selected in like manner and as part of the
 quantity aforesaid other lands in said reservation for the
 location, construction, and operation of mills and power
 plants, and with the right to construct railroads, dams,
 reservoirs, and power-transmission lines, subject to the
 provisions of existing law and such rules and regulations
 as the Secretary of the Interior may prescribe there-
 under. And when such exchange is effected patents for
 the lands so selected and approved shall issue therefor.

Railroad
 grant lands in
 Klamath Res-
 ervation.
 Exchange
 authorized.

Power
 plants, mills,
 etc.

Approved, June 21, 1906.

CHAP. 3508.—An Act To regulate the construction of dams June 21, 1906.
 across navigable waters. Vol. 34, p. 386.

[H. R. 8428.]
 [Public, No.
 262.]

*Be it enacted by the Senate and House of Representa-
 tives of the United States of America in Congress assem-
 bled,* That when, hereafter, authority is granted by Con-
 gress to any persons to construct and maintain a dam for
 water power or other purposes across any of the navigable
 waters of the United States, such dams *[sic]* shall not be
 built or commenced until the plans and specifications for
 its construction, together with such drawings of the pro-
 posed construction and such map of the proposed location
 as may be required for a full understanding of the sub-

Dams.
 Regulations
 for construct-
 ing, over navi-
 gable waters.
 Vol. 36, p.
 593.
 Post, p. 1376.

Approval of
Secretary of
War and Chief
of Engineers.
Changes.

ject, have been submitted to the Secretary of War and Chief of Engineers for their approval, or until they shall have approved such plans and specifications and the location of such dam and accessory works; and when the plans for any dam to be constructed under the provisions of this Act have been approved by the Chief of Engineers and by the Secretary of War it shall not be lawful to deviate from such plans either before or after completion of the structure unless the modification of such plans has previously been submitted to and received the approval of the Chief of Engineers and of the Secretary of War: *Provided*, That in approving said plans and location such conditions and stipulations may be imposed as the Chief of Engineers and the Secretary of War may deem necessary to protect the present and future interests of the United States, which may include the condition that such persons shall construct, maintain, and operate, without expense to the United States, in connection with said dam and appurtenant works, a lock or locks, booms, sluices, or any other structures which the Secretary of War and the Chief of Engineers at any time may deem necessary in the interest of navigation, in accordance with such plans as they may approve, and also that whenever Congress shall authorize the construction of a lock, or other structures for navigation purposes, in connection with such dam, the person owning such dam shall convey to the United States, free of cost, title to such land as may be required for such constructions and approaches, and shall grant to the United States a free use of water power for building and operating such constructions.

Proviso.
Conditions.

Approaches,
etc., to locks.

Water
power.

Rights re-
served for nav-
igation.

Sec. 2. That the right is hereby reserved to the United States to construct, maintain, and operate, in connection with any dam built under the provisions of this Act, a suitable lock or locks, or any other structures for navigation purposes, and at all times to control the said dam and the level of the pool caused by said dam to such an extent as may be necessary to provide proper facilities for navigation.

Flowage,
etc., damages.

Lights, fish-
ways, etc.

Sec. 3. That the person, company, or corporation building, maintaining, or operating any dam and appurtenant works, under the provisions of this Act, shall be liable for any damage that may be inflicted thereby upon private property, either by overflow or otherwise. The persons owning or operating any such dam shall maintain, at their own expense, such lights and other signals thereon and such fishways as the Secretary of Commerce and Labor shall prescribe.

Forfeiture of
rights.

Sec. 4. That all rights acquired under this Act shall cease and be determined if the person, company, or corporation acquiring such rights shall, at any time, fail to comply with any of the provisions and requirements of the Act, or with any of the stipulations and conditions that may be prescribed as aforesaid by the Chief of Engineers and the Secretary of War.

SEC. 5. That any persons who shall fail or refuse to comply with the lawful order of the Secretary of War and the Chief of Engineers, made in accordance with the provisions of this Act, shall be deemed guilty of a violation of this Act, and any persons who shall be guilty of a violation of this Act shall be deemed guilty of a misdemeanor and on conviction thereof shall be punished by a fine not exceeding five thousand dollars, and every month such persons shall remain in default shall be deemed a new offense and subject such persons to additional penalties therefor; and in addition to the penalties above described the Secretary of War and the Chief of Engineers may, upon refusal of the persons owning or controlling any such dam and accessory works to comply with any lawful order issued by the Secretary of War or Chief of Engineers in regard thereto, cause the removal of such dam and accessory works as an obstruction to navigation at the expense of the persons owning or controlling such dam, and suit for such expense may be brought in the name of the United States against such persons, and recovery had for such expense in any court of competent jurisdiction; and the removal of any structures erected or maintained in violation of the provisions of this Act or the order or direction of the Secretary of War or Chief of Engineers made in pursuance thereof may be enforced by injunction, mandamus, or other summary process, upon application to the circuit court in the district in which such structure may, in whole or in part, exist, and proper proceedings to this end may be instituted under the direction of the Attorney-General of the United States at the request of the Chief of Engineers or the Secretary of War; and in case of any litigation arising from any obstruction or alleged obstruction to navigation created by the construction of any dam under this Act, the cause or question arising may be tried before the circuit court of the United States in any district in which any portion of said obstruction or dam touches.

Punishment
for noncompliance with orders, etc.

Removal,
etc.

Litigation.

SEC. 6. That whenever Congress shall hereafter by law authorize the construction of any dam across any of the navigable waters of the United States, and no time for the commencement and completion of such dam is named in said Act, the authority thereby granted shall cease and be null and void unless the actual construction of the dam authorized in such Act be commenced within one year and completed within three years from the date of the passage of such Act.

Time of construction.

SEC. 7. That the right to alter, amend, or repeal this Act is hereby expressly reserved as to any and all dams which may be constructed in accordance with the provisions of this Act, and the United States shall incur no liability for the alteration, amendment, or repeal thereof to the owner or owners or any other persons interested in any dam which shall have been constructed in accordance with its provisions.

Right to alter, etc., reserved.

“ Meaning of persons.”

SEC. 8. That the word “ persons ” as used in this Act shall be construed to import both the singular and the plural, as the case demands, and shall include corporations, companies, and associations.

Approved, June 21, 1906.

June 22, 1906. Vol. 34, pp. 389, 448.

[H. R. 16472.] [Public, No. 267.]

CHAP. 3514.—An Act Making appropriations for the legislative, executive, and judicial expenses of the Government for the fiscal year ending June thirtieth, nineteen hundred and seven, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, * * *

Estimates to follow preceding year's appropriations.

SEC. 4. Hereafter the estimates for expenses of the Government, except those for sundry civil expenses, shall be prepared and submitted each year according to the order and arrangement of the appropriation Acts for the year preceding. And any changes in such order and arrangement, * * * may be submitted by note in the estimates. * * *

Changes.

All estimates to be included in Book of Estimates.

Hereafter the heads of the several Executive Departments and all other officers authorized or required to make estimates for the public service shall include in their annual estimates furnished the Secretary of the Treasury for inclusion in the Book of Estimates all estimates of appropriations required for the service of the fiscal year for which they are prepared and submitted, and special or additional estimates for that fiscal year shall only be submitted to carry out laws subsequently enacted, or when deemed imperatively necessary for the public service by the Department in which they shall originate, in which case such special or additional estimate shall be accompanied by a full statement of its imperative necessity and reasons for its omission in the annual estimates.

Restriction on special estimates.

* * * * *

Approved, June 22, 1906.

June 25, 1906. Vol. 34, p. 456.

[S. 6451.] [Public, No. 282.]

CHAP. 3530.—An Act To provide for a commission to examine and report concerning the use by the United States of the waters of the Mississippi River flowing over the dams between Saint Paul and Minneapolis, Minnesota.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That a commission is hereby created to examine and report to the Secretary of War, for transmission to Congress, concerning the use of the surplus water which shall not be needed for the purposes of navigation flowing over

Mississippi River. Commission to report on use of surplus water, Minnesota.

the dams now under construction by the United States in the Mississippi River between the cities of Saint Paul and Minneapolis, Minnesota.

That such commission shall be composed of one officer of the Corps of Engineers of the United States Army, one officer of the Quartermaster's Department of the United States Army, both of whom shall be designated by the Secretary of War, and one official of the Treasury Department, who shall be an expert in electrical engineering, who shall be designated by the Secretary of the Treasury.

Composition.

SEC. 2. That this commission shall examine and report upon the following propositions:

Scope.

First. Whether there will be any surplus water flowing over said dams not needed for the purposes of navigation which might be available for mechanical or commercial power.

Use for commercial, etc., power.

Second. Whether such power, or any part thereof, could be economically utilized for furnishing the light and power now needed or which hereafter may be needed in the buildings and property of the United States at Saint Paul, Minneapolis, and Fort Snelling, Minnesota, and, if so, to what extent, and what proportion or amount of the available power could be so utilized by the United States or disposed of in any manner to the advantage of the United States.

For Government buildings, etc., St. Paul, Minneapolis, and Fort Snelling.

Third. If it shall appear to said commission feasible and economical for the United States to use or dispose of such power or any part thereof, then said commission shall report a plan or plans, with terms and conditions for such use or disposition, and an estimate of the cost thereof to the United States.

Plans for using power.

SEC. 3. That the said commission shall meet at such time and place as may be directed by the Secretary of War, and shall transmit said report within two years after the passage of this Act.

Report.

Approved, June 25, 1906.

CHAP. 3562.—An Act To authorize the city of Buffalo, New York, to construct a tunnel under Lake Erie and Niagara River, to erect and maintain an inlet pier therefrom, and to construct and maintain filter beds for the purpose of supplying the city of Buffalo with pure water.

June 28, 1906. Vol. 34, p. 532. [S. 6493.] [Public, No. 311.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That it shall be lawful for the city of Buffalo, in the State of New York, to construct and maintain a tunnel under Lake Erie, Niagara River, Black Rock Harbor, and the United States lands known as Fort Porter, extending from a point one thousand feet, more or less, southeasterly of the Horseshoe Reef light eleven thousand feet to the present pumping station of the city of Buffalo,

Buffalo, N. Y. May tunnel under Lake Erie, etc., for water supply.

and to erect and maintain an inlet pier therefrom, said inlet pier to be located not more than one thousand one hundred feet southeasterly of the present Horseshoe Reef light: *Provided*, That the top of the said tunnel shall be located at least forty feet below mean lake level, and that the city of Buffalo shall maintain a light from sunset to sunrise on the inlet pier at its own expense.

Approved, June 28, 1906.

June 28, 1906.
Vol. 34, p. 536.
[H. R. 13106.]
[Public, No.
313.]

CHAP. 3564.—An Act Granting to the Batesville Power Company right to erect and construct canal and power stations at Lock and Dam Numbered One, upper White River, Arkansas.

White River,
Ark.
Batesville
Power Com-
pany may con-
struct canal,
etc., at Lock
and Dam No.
1 for power
station.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the consent of Congress is hereby given to the Batesville Power Company, a corporation created and organized under a charter granted by the State of Arkansas, its successors or assigns, to erect, construct, operate, and maintain inlet and outlet races, canals, or other structures and a power station or stations at or near Lock and Dam Numbered One, upper White River, Arkansas, and to make such other improvements as may be necessary for the development of water power from Pool Numbered One, and the transmission or application of the same: *Provided*, That the constructions hereby authorized are not built on any lands belonging to the United States and do not in any way impair the usefulness of any improvement made by the Government for the benefit of navigation: *Provided further*, That in the operation of the aforesaid constructions the withdrawal of water from the river shall at all times be under the direction and control of the Secretary of War, and that until the plans and location of the works herein authorized, so far as they affect the interests of navigation, have been approved by the Secretary of War, the improvements shall not be commenced or built, and the Secretary of War is authorized and directed to fix from time to time reasonable charges to be paid by said company for the use of said power.

Provisos.
Condition.

Control of
water.

Time of con-
struction.

SEC. 2. That unless the work herein authorized be commenced within one year and completed within three years from the date hereof the privileges hereby granted shall cease and be determined.

Amendment.

SEC. 3. That the right to alter, amend, or repeal this Act is expressly reserved.

Approved, June 28, 1906.

CHAP. 3566.—An Act Permitting the building of a dam across the Mississippi River between the counties of Stearns and Sherburne, in the State of Minnesota.

June 28, 1906.
Vol. 34, p. 537.
[H. R. 19431.]
[Public, No. 315.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the consent of Congress is hereby granted to The Saint Cloud Electric Power Company, a Minnesota corporation, its successors or assigns, to construct and maintain across the Mississippi River a dam, canal, and works necessarily incident thereto for water power and supply purposes, and a lock for navigation purposes, which lock shall be operated and kept in repair, as may be required by the Secretary of War, by the said company at its own expense, at any point between section seven, township one hundred and twenty-three, range twenty-seven, in the county of Stearns and State of Minnesota, and section twenty-five, township thirty-five, range thirty-one, and sections thirty and thirty-one, in township thirty-five, range thirty west, in Sherburne County, Minnesota: *Provided,* That the plans for the construction of such dam and appurtenant works including a lock shall be submitted to and approved by the Chief of Engineers and the Secretary of War before the commencement of the construction of the same: *And provided further,* That the said The Saint Cloud Electric Power Company, its successors and assigns, shall not deviate from such plans after such approval, either before or after the completion of said structure, unless the modification of such plans shall have previously been submitted to and received the approval of the Chief of Engineers and the Secretary of War: *And provided further,* That there shall be placed and maintained in connection with said dam a sluiceway, so arranged so [*sic*] as to permit logs, timber, and lumber to pass around, through, and over said dam without unreasonable delay or hindrance [*sic*] and without toll or charges: *And provided further,* That the dam shall be so constructed that the Government of the United States may at any time construct in connection therewith any further suitable lock for navigation purposes and may at any time without compensation control the said dam so far as shall be necessary for purposes of navigation, but shall not destroy the water power developed by said dam and structures to any greater extent than may be necessary to provide proper facilities for navigation, and that the Secretary of War may at any time require and enforce at the expense of the owners such modifications and changes in the construction of said dam as he may deem advisable in the interest of navigation: *And provided further,* That in consideration of the conveyance to the United States of America by said corporation, or its successors or assigns, of such suitable tract or tracts of land as may be approved or selected by the Chief of Engineers and the Secretary of War for lock or other purposes for

Mississippi River.
The St. Cloud Power Company may dam, in Minnesota (at Augusta).

Location.

Provisos.
Approval of plans.

Changes.

Sluiceway.

Lock for navigation.

Flowage rights.

such navigation as aforesaid, the right shall become and the same is hereby vested in the said The Saint Cloud Electric Power Company, its successors and assigns, to flow and inundate with water any islands in the Mississippi River situate above said proposed site and situated southerly of the municipal limits of Saint Cloud, Stearns County, Minnesota, which may belong to the United States of America and which have not been subjected to any entry under the homestead laws or other disposition at the time of the passage of this Act, such right of flowage to be enjoyed without any compensation to be paid to the United States of America, save and except the value of said lands so to be conveyed for lock or other purposes.

Fishways.

SEC. 2. That suitable fishways, to be approved by the United States Fish Commissioner, shall be constructed and maintained at said dam by said corporation, its successors or assigns.

Litigation.

SEC. 3. That in case any litigation arises from the building of said dam or locks or from the obstruction of said river by said dam or appurtenant works cases may be tried in the proper courts as now provided for that purpose in the State of Minnesota or in the courts of the United States.

**Amendment.
Time of construction.**

SEC. 4. That the right to amend, alter, or repeal this Act is hereby expressly reserved, and the same shall become null and void unless the construction of the dam hereby authorized is commenced within one year after the passage of this Act and completed within three years thereafter.

Approved, June 28, 1906.

June 28, 1906.
Vol. 34, p. 538.

CHAP. 3568.—An Act Directing the Secretary of War to cause an examination and survey to be made of Coney Island channel.

[H. R. 19680.]
[Public, No.
317.]

Coney Island channel,
etc., N. Y.
Survey authorized.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War be, and he is hereby, authorized and directed to cause an examination and survey to be made of Coney Island channel, New York, with a view to estimating the cost of securing a channel twenty feet deep and six hundred feet wide at low tide, extending from deep water southwest of Nortons Point eastwardly to deep water off Rockaway Inlet and across the bar lying west of Rockaway Inlet to deep water in Jamaica Bay.

Approved, June 28, 1906.

[No. 37.] Joint Resolution Authorizing the President of the United States to appoint a commission to examine and report upon a route for the construction of a free and open waterway to connect the waters of the Chesapeake and Delaware bays.

June 28, 1906.
Vol. 34, p. 835.
[H. J. R. 21.]
[Pub. Res.,
No. 37.]

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the President of the United States is hereby authorized to appoint a commission, consisting of an officer or retired officer of the Engineer Corps of the United States Army, an officer of the United States Navy, and one person from civil life, to examine and appraise the value of the works and franchises of the Chesapeake and Delaware Canal, connecting the waters of the Chesapeake and Delaware bays, with reference to the desirability of purchasing said canal by the United States and the construction over the route of the said canal of a free and open waterway having a depth and capacity sufficient to accommodate the largest vessel afloat at mean low water. Said commission, to the extent that the same can be done from the surveys heretofore made under the direction of the War Department and within the limits of the appropriation herein made, shall also examine and investigate the feasibility, for the purpose of such a waterway, of the route known as the Sassafras route. The said commission shall make a report of its work, together with its conclusions upon the probable cost and commercial advantages and military and naval uses of each of said routes, to the Secretary of War, who shall transmit the same to Congress at its next session. The sum of ten thousand dollars, or so much thereof as may be necessary, is hereby appropriated, out of any money in the Treasury not otherwise appropriated, to pay the expenses of said commission, including such clerical assistance as may be deemed necessary by said commission, and such reasonable compensation for the services of the members of said commission as the President in his discretion may see fit to allow.

Chesapeake
and Delaware
Canal.
Commission
to appraise,
etc., value of
works, etc., au-
thorized.
Members of.

Investiga-
tion of Sassa-
fras route.

Report on
probable cost,
etc., of routes.

Appropri-
ation.

Approved, June 28, 1906.

CHAP. 3609.—An Act To repeal section five, chapter fourteen hundred and eighty-two, Act of March third, nineteen hundred and five.

June 29, 1906.
Vol. 34, p. 618.
[H. R. 7083.]
[Public, No.
355.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section five of chapter fourteen hundred and eighty-two, Act of March third, nineteen hundred and five, being "An Act making appropriations for the construction, repair, and preservation of certain public works on rivers and harbors, and for other purposes," said section five reading, "SEC. 5. That Cane River, in Natchitoches Parish, Louisiana, is hereby declared to be not a

Cane River,
Natchitoches
Parish, La.
Vol. 33, p.
1148, repealed.
Ante, p. 1123.

Navigability
of.

navigable water of the United States within the meaning of the laws enacted by Congress for the preservation and protection of such waters," be, and the same is hereby, repealed: *Provided*, That this repeal shall not be held to furnish any ground for any claim against the United States by reason of construction of bridges, or preparation for the construction thereof, across said stream, or arising from any action taken in reliance upon the said section five above referred to.

Approved, June 29, 1906.

Proviso.
Nonliability
of United
States.

June 29, 1906. **CHAP. 3621.**—An Act For the control and regulation of the waters of Niagara River, for the preservation of Niagara Falls, and for other purposes.
Vol. 34, p. 626.
[H. R. 18024.]
[Public, No. 367.]

Niagara
Falls.
Preserva-
tion of.
Vol. 34, pp.
812, 824.
Post, p. 1209;
ante, p. 1144.
Proviso.
Diversion of
the waters.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the diversion of water from Niagara River or its tributaries, in the State of New York, is hereby prohibited, except with the consent of the Secretary of War as hereinafter authorized in section two of this Act: *Provided*, That this prohibition shall not be interpreted as forbidding the diversion of the waters of the Great Lakes or of Niagara River for sanitary or domestic purposes, or for navigation, the amount of which may be fixed from time to time by the Congress of the United States or by the Secretary of War of the United States under its direction.

Permits
granted by
Secretary of
War.

SEC. 2. That the Secretary of War is hereby authorized to grant permits for the diversion of water in the United States from said Niagara River or its tributaries for the creation of power to individuals, companies, or corporations which are now actually producing power from the waters of said river, or its tributaries, in the State of New York, or from the Erie Canal; also permits for the transmission of power from the Dominion of Canada into the United States, to companies legally authorized therefor, both for diversion and transmission, as hereinafter stated, but permits for diversion shall be issued only to the individuals, companies, or corporations as aforesaid, and only to the amount now actually in use or contracted to be used in factories the buildings for which are now in process of construction, not exceeding to any one individual, company or corporation as aforesaid a maximum amount of eight thousand six hundred cubic feet per second, and not exceeding to all individuals, companies or corporations as aforesaid an aggregate amount of fifteen thousand six hundred cubic feet per second; but no revocable permits shall be issued by the said Secretary under the provisions hereafter set forth for the diversion of additional amounts of water from the said river or its tributaries until the approximate amount

Transmis-
sion of power.

Restrictions.

for which permits may be issued as above, to wit, fifteen thousand, six hundred cubic feet per second, shall for a period of not less than six months have been diverted from the waters of said river or its tributaries, in the State of New York: *Provided*, That the said Secretary, subject to the provisions of section five of this Act, under the limitations relating to time above set forth is hereby authorized to grant revocable permits, from time to time, to such individuals, companies, or corporations, or their assigns, for the diversion of additional amounts of water from the said river or its tributaries to such amount, if any, as, in connection with the amount diverted on the Canadian side, shall not injure or interfere with the navigable capacity of said river, or its integrity and proper volume as a boundary stream, or the scenic grandeur of Niagara Falls; and that the quantity of electrical power which may by permits be allowed to be transmitted from the Dominion of Canada into the United States, shall be one hundred and sixty thousand horsepower: *Provided further*, That the said Secretary, subject to the provisions of section five of this Act, may issue revocable permits for the transmission of additional electrical power so generated in Canada, but in no event shall the amount included in such permits, together with the said one hundred and sixty thousand horsepower and the amount generated and used in Canada, exceed three hundred and fifty thousand horsepower: *Provided always*, That the provisions herein permitting diversions and fixing the aggregate horsepower herein permitted to be transmitted into the United States, as aforesaid, are intended as a limitation on the authority of the Secretary of War, and shall in no wise be construed as a direction to said Secretary to issue permits, and the Secretary of War shall make regulations preventing or limiting the diversion of water and the admission of electrical power as herein stated; and the permits for the transmission of electrical power issued by the Secretary of War may specify the persons, companies, or corporations by whom the same shall be transmitted, and the persons, companies, or corporations to whom the same shall be delivered.

Provides.
Revocable
permits for additional water.

Additional
electrical power.

Limit.

Effect of
limitation.

Regulations.

Permits may
specify persons, etc.

Unlawful diversion of waters.

Penalty.

Removal of
structures, etc.

SEC. 3. That any person, company, or corporation diverting water from the said Niagara River or its tributaries, or transmitting electrical power into the United States from Canada, except as herein stated, or violating any of the provisions of this Act, shall be deemed guilty of a misdemeanor, and on conviction thereof shall be punished by a fine not exceeding two thousand five hundred dollars nor less than five hundred dollars, or by imprisonment (in the case of a natural person) not exceeding one year, or by both such punishments, in the discretion of the court. And, further, the removal of any structures or parts of structures erected in violation of this Act, or any construction incidental to or used for such diversion of water or transmission of power as

is herein prohibited, as well as any diversion of water or transmission of power in violation hereof, may be enforced or enjoined at the suit of the United States by any circuit court having jurisdiction in any district in which the same may be located, and proper proceedings to this end may be instituted under the direction of the Attorney-General of the United States.

Treaty with
Great Britain.

SEC. 4. That the President of the United States is respectfully requested to open negotiations with the Government of Great Britain for the purpose of effectually providing, by suitable treaty with said Government, for such regulation and control of the waters of Niagara River and its tributaries as will preserve the scenic grandeur of Niagara Falls and of the rapids in said river.

Termination
of all permits.

Vol. 35, p.

1169.

Post, p. 1355.

Vol. 37, p.

43.

Post, p. 1505.

Vol. 37, p.

631.

Post, p. 1509.

SEC. 5. That the provisions of this Act shall remain in force for three years from and after date of its passage, at the expiration of which time all permits granted hereunder by the Secretary of War shall terminate unless sooner revoked, and the Secretary of War is hereby authorized to revoke any or all permits granted by him by authority of this Act, and nothing herein contained shall be held to confirm, establish, or confer any rights heretofore claimed or exercised in the diversion of water or the transmission of power.

Appropriation.

SEC. 6. That for accomplishing the purposes detailed in this Act the sum of fifty thousand dollars, or so much thereof as may be necessary, is hereby appropriated from any moneys in the Treasury not otherwise appropriated.

Amendment.

SEC. 7. That the right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved; June 29, 1906.

June 29, 1906.

Vol. 34, p. 628.

[H. R. 18596.]

[Public, No.

368.]

CHAP. 3622.—An Act To enable the Secretary of War to permit the erection of a lock and dam in aid of navigation in the White River, Arkansas, and for other purposes.

White River,

Ark.

J. A. Om-

berg, jr., may

build lock and

dam across.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War be, and he is hereby, authorized and empowered to grant permission to J. A. Omberg, junior, to build and construct a lock and dam across the White River at such point above Lock Numbered Three, now built or being built by the United States, as may be approved by the Secretary of War, the said lock and dam to be constructed under his direction, supervision, and control, and in accordance with and conformity to the plans and designs as may be approved by the Chief of Engineers of the United States Army: *Provided,* That the plans and designs of the said structure shall be prepared by the said contracting party at his own expense; and the said contracting party shall purchase and pay for all lands on either side of the river that may

Proviso.
Plans, etc.

Construc-
tion.

be necessary to the successful construction and operation of said lock and dam, including flowage rights and rights of way for ingress and egress from public highways, and deed the same to the United States, and make all excavations, erect all stone, concrete, and timber work, furnish all materials of every character, and pay for all labor employed in the construction of said lock and dam, and give said lock and dam to the United States completed, free of all cost, expense, claims, or charges of any kind whatsoever.

Transfer,
free of cost.

SEC. 2. That the said individual undertaking the construction of said work shall begin the building of said lock and dam within eighteen months from the passage of this Act, and the same shall be completed within two years from the date of beginning the construction, the right being reserved to the United States to enter on the construction of said lock and dam, if deemed advisable, at any time before the work is commenced by said contracting party; or if begun and not carried on in strict accordance with the directions of the Secretary of War, then the United States may assume the further construction and completion of said work at its option, the cost of such further construction and completion to be paid by the said contracting individual.

Time of construction.

SEC. 3. That the deed to the United States to the land to be purchased and donated to the same, as mentioned in the first section of this Act, shall be executed and delivered within twelve months after the passage of this Act; and, further, that the Secretary of War shall determine from time to time whether the work is being properly done, and may require an increase in force to be employed by the contractor, so as to force the work to completion within the limit mentioned in the Act.

Deed.

Character of work.

SEC. 4. That in consideration of the construction of said lock and dam, free of cost to the United States except as provided in section one of this Act, the United States hereby grants to the person constructing said lock and dam under the provisions of this Act such rights as it possesses to use the water power produced by said dam and to convert the same into electric power or otherwise utilize it for a period of ninety-nine years: *Provided*, That he shall furnish the necessary electric current while his power plant is in operation to move the gates and operate the locks and to light the United States buildings and grounds free of cost to the United States: *Provided further*, That the said person shall operate and maintain the said locks, affording passage to all boats and craft desiring to use the same, but the Secretary of War, in the interest of navigation, may relieve him of this obligation: *And provided further*, That the plans for the necessary works and structures to utilize said water power shall be approved by the Secretary of War, and that nothing shall be done in the use of the water from said dam or otherwise to interfere with or in any way impede or retard the proper

Grant of water-power privileges.

Provisos.
Electric current.

Operating locks.

Secretary of War to approve plans, etc.

- and complete navigation of the river at all times, nor in any way to interfere with the use and control of the same by the United States for the purposes of navigation: *And provided further*, That the Secretary of War is hereby authorized to prescribe regulations to govern the use of the said water power and the operations of the plant and force employed in connection therewith; and no claim shall be made against the United States for any failure of water power resulting from any cause whatever.
- Regulations.** *SEC. 5.* That in case of failure on the part of said J. A. Omberg, junior, his heirs and assigns, for a period of twelve months to formally notify the Secretary of War of his intention to proceed with the construction of the lock and dam as herein provided, then it shall be lawful for the Secretary of War to contract with any private corporation, company, firm, or persons for the construction of said lock and dam on the terms and in the manner herein provided: *Provided*, That the Secretary of War may require the contracting party to execute a bond, with proper sureties, before the commencement of the work, in such amount as he may consider necessary, not exceeding one hundred thousand dollars, to insure the commencement, prosecution, and completion of the work herein authorized and compliance with the terms, conditions, and requirements of this Act; and in case of failure to comply with the requirements of said bond the said contracting party shall forfeit to the United States the full amount thereof.
- Failure to notify.**
- New contract.**
- Proviso. Bond.**
- Forfeiture.**
- Revocation.** *SEC. 6.* That the right is expressly reserved in the United States to revoke by Act of Congress the rights, privileges, and benefits conferred by this Act; but in the event of such revocation the United States shall pay to the corporation, company, firm, or persons who may erect said lock and dam under the provisions of this Act as full compensation the reasonable value, exclusive of the franchise hereby conferred, of all properties erected and lands purchased by them necessary for the enjoyment of the benefits conferred upon them by the provisions of this Act, such value to be determined by mutual agreement between the Secretary of War and the owners of said properties; and in case they can not agree, then by proceedings instituted in the United States circuit court for the condemnation of said property, such proceedings to conform as nearly as may be to the laws of the State of Arkansas in respect of condemning land for the right of way for railroad purposes: *Provided*, That to insure compliance with the terms of the contract or of this Act, or to protect the interests of navigation, the Secretary of War shall have power at any time, before or after the completion of the work, to order a suspension of all privileges granted by this Act: *And provided further*, That compliance with such order of suspension may be enforced by the injunction of the circuit court of the United States exercising jurisdiction in the district in which the work is
- Compensation for improvements.**
- Determining value of.**
- Provisos. Suspension of privileges.**
- Enforcement by injunction.**

situated, and proper proceedings to this end shall be instituted by the Attorney-General upon request of the Secretary of War.

SEC. 7. That nothing in this Act shall be construed as in any way interfering with the exclusive jurisdiction over and control by the United States of the White River and the lock and dam therein to be erected for the purpose of navigation, nor as repealing or modifying any of the provisions of law now existing in reference to the protection of navigation.

Approved, June 29, 1906.

CHAP. 3628.—An Act To amend an Act entitled "An Act authorizing the condemnation of lands or easements needed in connection with works of river and harbor improvement at the expense of persons, companies, or corporations," approved May sixteenth, nineteen hundred and six.

June 29, 1906.
Vol. 34, p. 632.
[H. R. 20266.]
[Public, No. 374.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That an Act entitled "An act authorizing the condemnation of lands or easements needed in connection with works of river and harbor improvement at the expense of persons, companies, or corporations," approved May sixteenth, nineteen hundred and six, be amended so as to read as follows:

Rivers and harbors.
Condemnation of land for improvement of.
Vol. 34, p. 196, amended.
Ante, p. 1162.

"That whenever any person, company, or corporation, municipal or private, shall undertake to secure any land or easement therein, needed in connection with a work of river and harbor improvement duly authorized by Congress, for the purpose of conveying the same to the United States free of cost, or for the purpose of constructing, maintaining, and operating locks, dry docks, or other works to be conveyed to the United States free of cost, and of constructing, maintaining and operating dams for use in connection therewith, and shall be unable for any reason to obtain the same by purchase and acquire a valid title thereto, the Secretary of War may, in his discretion, cause proceedings to be instituted in the name of the United States for the acquirement by condemnation of said land or easement, and it shall be the duty of the Attorney-General of the United States to institute and conduct such proceedings upon the request of the Secretary of War: *Provided*, That all expenses of said proceedings and any award that may be made thereunder shall be paid by the said person, company, or corporation, to secure which payment the Secretary of War may require the said person, company, or corporation to execute a proper bond in such amount as he may deem necessary before said proceedings are commenced."

Securing land, etc., by private parties.

Construction, etc., of dams, locks, etc.

Proceedings.

Proviso. Expenses.

Bond.

Approved, June 29, 1906.

June 29, 1906. [No. 44.] Joint Resolution Providing for the improvement of the harbor at South Haven, Michigan.

[H. J. R. 178.]
[Pub. Res.,
No. 44.]
South Haven,
Mich.
Dredging of
harbor, au-
thorized.
Vol. 33, p.
1136.
Ante, p.
1107.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War be, and he is hereby, authorized, in his discretion, to expend such sum as may be necessary, not exceeding ten thousand dollars, out of any appropriation heretofore made, for improving the harbor at South Haven, Michigan, for the purpose of dredging said harbor to a depth of sixteen feet in accordance with a report submitted in House Document Numbered One hundred and nineteen, Fifty-eighth Congress, second session.

Approved, June 29, 1906.

June 29, 1906. [No. 45.] Joint Resolution Providing for the improvement of a certain portion of the Mississippi River.

[H. J. R. 179.]
[Pub. Res.,
No. 45.]
Mississippi
River.
Improve-
ment of, from
mouth of Ohio
to mouth of
the Missouri.
Use of un-
expended ap-
propriation
for.
Vol. 33, p.
1195.
Ante, p.
1135.
Proviso.
Restriction.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War be, and he is hereby, authorized, in his discretion, to expend any portion of the balance now remaining to the credit of the improvement for the Mississippi River from the mouth of the Ohio River to and including the mouth of the Missouri River, for the repair or completion of improvements already under way, or for the construction of other works, in accordance with general plans already made or approved: Provided, That such expenditures shall only be made for improvements which shall be useful for purposes of navigation.

Approved, June 29, 1906.

June 30, 1906. **CHAP. 3912.**—An Act Making appropriations to supply deficiencies in the appropriations for the fiscal year ending June thirtieth, nineteen hundred and six, and for prior years, and for other purposes.

[H. R. 20403.]
[Public, No.
381.]

Deficiencies
appropriations.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums be, and the same are hereby, appropriated, out of any money in the Treasury not otherwise appropriated, to supply deficiencies in the appropriations for the fiscal year nineteen [hundred] and six, and for prior years, and for other objects hereinafter stated, namely:

* * * * *

Advertising.

Skidaway
Narrows, Ga.

ADVERTISING: To enable the Secretary of War to pay the amounts due certain newspapers for publishing advertisements for proposals for dredging Skidaway Narrows, Georgia, as set forth in Senate Document Numbered One hundred and ninety-seven of the present session, twenty-one dollars and forty-two cents.

* * * * *

California
Débris Com-
mission.
Expenses.

EXPENSES, CALIFORNIA DÉBRIS COMMISSION: For furniture, stationery, instruments, photographic appliances, and all labor and materials necessary to restore records

and property of all sorts destroyed during the earthquake and consequent conflagration of April, nineteen hundred and six, at San Francisco, California, five thousand dollars, to continue available during the fiscal year nineteen hundred and seven.

* * * * *

Approved, June 30, 1906.

CHAP. 3914.—An Act Making appropriations for sundry civil expenses of the Government for the fiscal year ending June thirtieth, nineteen hundred and seven, and for other purposes. June 30, 1906.
Vol. 34, pp.
697, 736, 742,
743, 745, 763,
764.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums be, and the same are hereby, appropriated, for the objects hereinafter expressed, for the fiscal year ending June thirtieth, nineteen hundred and seven; namely: ^[a] [H. R. 19844.]
[Public, No.
383.]
Sundry civil
expenses ap-
propriations.

* * * * *

Toward the construction of works on harbors and rivers, under contract and otherwise, and within the limits authorized by law, namely: Rivers and
harbors.

For works authorized by the river and harbor Act of eighteen hundred and ninety-six, as follows: Vol. 29, p.
202.
Ante, pp. 744,
759.
Portland,

Improving harbor at Portland, Maine: For continuing improvement, eighty thousand dollars. Me.

Improving harbor at San Pedro, California: For continuing construction of breakwater, two hundred and ninety thousand dollars. San Pedro;
Cal.

For works authorized by the river and harbor Act of eighteen hundred and ninety-nine, as follows: Vol. 30, p.
1121.
Ante, p. 843.
Gowanus
Bay, N. Y.

Improving channel in Gowanus Bay, New York: For continuing improvement of Bay Ridge and Red Hook channels, two hundred and fifty thousand dollars. Black River,
Lorain, Ohio.

Improving harbor at Black River, Ohio: For continuing improvement, in completion of contract authorization, of harbor at mouth of Black River, Lorain, Ohio, forty-six thousand dollars. Black River,
Lorain, Ohio.

Improving harbor at Bridgeport, Connecticut: For continuing improvement, seventy-two thousand five hundred dollars. Bridgeport,
Conn.

Improving harbor at New York, New York: For continuing improvement of Ambrose Channel (formerly known as East Channel) across Sandy Hook Bar, two hundred and sixty-five thousand dollars. Ambrose
Channel, N. Y.

Improving Ohio River below Pittsburg, Pennsylvania: For continuing improvement by the construction of Dams Ohio River,
below Pitts-
burgh, Pa.

^a The item in section 10 of this act appropriating \$400,000 for the construction at the Jamestown Exposition grounds, Virginia, of two piers, and the dredging of a basin or harbor between the same (Stats. L., vol. 34, p. 765), is omitted from this compilation, as is also the item in the deficiency act approved February 9, 1907 (Stats. L., vol. 34, p. 887), appropriating \$65,000 for dredging work necessary to complete the channel of approach to the said piers from deep water in Hampton Roads, and for dredging Bush Creek to accommodate the needs of the life-saving exhibit.

Numbered Thirteen and Eighteen, one hundred and sixty thousand four hundred dollars.

Vol. 32, p.
331.
Ante, p. 949.
Boston,
Mass.

For works authorized by the river and harbor Act of nineteen hundred and two, as follows:

Improving harbor at Boston, Massachusetts: For continuing improvement by providing channels thirty-five feet deep, and of authorized widths, from the navy-yard at Charlestown and the Chelsea and Charles River bridges to President Roads, and thence by route designated as numbered three through Broad Sound to the ocean, six hundred thousand dollars.

Gloucester,
Mass.

Improving harbor at Gloucester, Massachusetts: For completing improvement in accordance with the modified project as authorized, seventeen thousand and eighty-three dollars.

Lake Erie
entrance to
Black Rock
Harbor, N. Y.

Improving Lake Erie entrance to Black Rock Harbor and Erie Basin, New York: For completing improvement, two hundred and thirty-seven thousand six hundred and forty-three dollars.

Arthur Kill,
N. Y. and N. J.

Improving Arthur Kill, New York and New Jersey: For continuing improvement of channel from Kill von Kull to Raritan Bay, fifty thousand dollars.

Cleveland,
Ohio.

Improving harbor at Cleveland, Ohio: For continuing improvement in accordance with the plan for new harbor entrance and breakwater extension, three hundred and fifty thousand dollars.

San Pablo
Bay, Cal.

Improving San Pablo Bay, California: For completing improvement by constructing a channel between the Straits of Carquinez and the Golden Gate, off Point Pinole, Point Wilson, and Lone Tree Point, fifty-three thousand one hundred and sixty-eight dollars and forty-one cents.

Kennebec
River, Me.

Improving Kennebec River, Maine: For continuing improvement between Gardiner and Augusta, fifteen thousand dollars.

Passaic
River, N. J.

Improving Passaic River, New Jersey: For continuing improvement from the Montclair and Greenwood Lake Railroad bridge to deep water in Staten Island Sound, forty-six thousand dollars.

Black War-
rior, Warrior,
and Tombigbee
rivers, Ala.

Improving Black Warrior, Warrior, and Tombigbee rivers, Alabama: For continuing improvement, in completion of contract authorization, by the construction of Locks and Dams Numbered One, Two, and Three in the Tombigbee and Warrior rivers, sixty thousand dollars.

Mississippi
River.
Southwest-
Pass.

Improving Southwest Pass, Mississippi River: For continuing improvement in completion of contract authorization, five hundred thousand dollars.

Ouachita
and Black riv-
ers, Ark. and
La.

Improving Ouachita River, Arkansas and Louisiana: For continuing improvement of Ouachita and Black rivers, Arkansas and Louisiana, in completion of contract authorization, by the construction of Lock Numbered Four, near Monroe, Louisiana, and of Lock Numbered Six, near Roland Raft, Arkansas, ninety-one thousand nine hundred and fifty-four dollars.

Improving Big Sandy River, West Virginia and Kentucky: For continuing improvement in completion of contract authorization by the construction of locks and dams on Big Sandy River and Tug and Levisa forks of the same, forty thousand dollars.

Big Sandy
River, W. Va.
and Ky.

Improving Detroit River, Michigan: For continuing improvement from Detroit to Lake Erie, in accordance with "Plan A," and in completion of contract authorization, three hundred thousand dollars.

Detroit
River, Mich.

Improving Middle and West Neebish channels, Saint Marys River, Michigan: For continuing improvement, one million dollars.

St. Marys
River, Mich.

Improving Trinity River, Texas: For continuing improvement in completion of present authorization, twenty-five thousand dollars.

Trinity
River, Tex.

For works authorized by the river and harbor Act of nineteen hundred and five, as follows:

Vol. 33, p.
1117.

Improving Aransas Pass and Bay, Texas: For continuing improvement of Aransas Pass in completion of contract authorization, one hundred thousand dollars, to be applied to the construction of the project in accordance with the design and specifications of the Aransas Pass Harbor Company, and in continuation of the work heretofore done, and to such additional work as may be necessary for strengthening the jetty.

Ante, p. 1080.
Aransas Pass
and Bay, Tex.

Improving Black Rock Harbor and Channel, New York: For continuing improvement, two hundred and thirty-three thousand dollars.

New York.
Black Rock
Harbor.

Improving Black Warrior, Warrior, and Tombigbee rivers, Alabama: For continuing improvement by the construction of Locks and Dams Numbered One and Two in the Tombigbee River, and the completion of Lock and Dam Numbered One in the Tombigbee River near Demopolis, and those Numbered Two and Three in the Warrior River next above, and by the construction of dredge and lock houses as authorized, five hundred and forty-three thousand four hundred and sixty-six dollars.

Black War-
rior, Warrior,
and Tombigbee
Rivers, Ala.

Improving Bayou Plaquemine, Louisiana: For completing improvement, one hundred thousand dollars.

Bayou Pla-
quemine, La.

Improving mouth of Brazos River, Texas: For continuing improvement in completion of contract authorization, eighty-seven thousand five hundred dollars.

Brazos
River, Tex.

Improving Cape Fear River, North Carolina: For continuing improvement at and below Wilmington, two hundred thousand dollars.

Cape Fear
River, N. C.

Improving Cumberland River above Nashville, Tennessee: For continuing improvement by the construction of Lock and Dam Numbered Twenty-one, one hundred and twenty thousand dollars.

Cumberland
River, Tenn.

Improving Calumet River, Illinois and Indiana: For continuing improvement, one hundred and fifty-six thousand dollars.

Calumet
River, Ill. and
Ind.

Improving Mouth of Columbia River, Oregon and Washington: For continuing improvement in completion of contract authorization, three hundred thousand dollars.

Mouth of Co-
lumbia River,
Oreg. and
Wash.

Columbia River, Wash.

Improving Columbia River, Washington: For continuing improvement, between the mouth of Willamette River and the city of Vancouver, Washington, thirteen thousand dollars.

Between The Dalles Rapids and Celilo Falls.

Improving Columbia River at Three-Mile Rapids, Oregon and Washington: For continuing improvement of Columbia River between the foot of The Dalles Rapids and the head of Celilo Falls by means of a canal and locks, in accordance with the modified project and in completion of contract authorization, two hundred and fifty thousand dollars.

Columbia and lower Willamette, Oreg.

Improving Columbia and Lower Willamette rivers, below Portland, Oregon: For continuing improvement in completion of contract authorization, one hundred and twenty-five thousand dollars.

Delaware River, Pa. and N. J.

Improving Delaware River, Pennsylvania and New Jersey: For continuing improvement in completion of contract authorization, one million dollars.

Detroit River, Mich.

Improving Detroit River, Michigan: For continuing improvement in completion of contract authorization, four hundred thousand dollars.

Duluth, Minn., and Superior, Wis.

Improving harbor at Duluth, Minnesota, and Superior, Wisconsin: For continuing improvement, one hundred thousand dollars.

Galveston Harbor, Tex.

Improving harbor at Galveston, Texas: For continuing improvement in completion of contract authorization, two hundred and fifty thousand dollars.

Galveston ship channel and Buffalo Bayou, Tex.

Improving Galveston Ship Channel and Buffalo Bayou, Texas: For continuing improvement to a point at or near the head of Long Reach, in accordance with the modified project and in completion of contract authorization, two hundred thousand dollars.

Allegheny River, Pa. Dams.

Dam at Herr Island, Allegheny River, near Pittsburg, Pennsylvania: For completing improvement by the construction of locks and dams at Herr Island, at head of Six-Mile Island, and at Springdale, two hundred and eighty-one thousand two hundred and twenty-six dollars and sixty-three cents.

Hillsboro Bay, Fla.

Improving Hillsboro Bay, Florida: For completing improvements, with a view to obtaining a depth of twenty feet from the lower bay to the mouth of Hillsboro River, three hundred and forty-eight thousand three hundred and fifty dollars.

Huron, Ohio.

Improving harbor at Huron, Ohio: For continuing improvement, one hundred and fifty thousand dollars.

Holland, Black Lake, Mich.

Improving harbor at Holland, Black Lake, Michigan: For continuing improvement of harbor at Holland, seventy thousand dollars.

Honolulu, Hawaii.

Improving harbor at Honolulu, Hawaii: For continuing improvement in completion of contract authorization, two hundred thousand dollars.

Illinois and Mississippi Canal.

Illinois and Mississippi Canal: For completing improvement, two hundred thousand dollars.

Improving harbor at Lynn, Massachusetts: For completing improvement, ninety-seven thousand nine hundred and thirty-seven dollars. Lynn, Mass.

Improving Monongahela River, Pennsylvania: For continuing improvement, in completion of contract authorization, by the reconstruction of Lock and Dam Numbered Three, three hundred and eighty-nine thousand one hundred and ninety-six dollars. Monongahela River, Pa.

Improving Mississippi River from mouth of Ohio River to Minneapolis, Minnesota: For continuing improvement, in completion of contract authorization, from the mouth of the Missouri River to Saint Paul, Minnesota, three hundred thousand dollars. Mississippi River. From mouth of Missouri River to St. Paul.

For continuing improvement of Mississippi River at Moline, Illinois, one hundred and fifty thousand dollars. Moline, Ill.

For continuing improvement of Mississippi River between Saint Paul and Minneapolis by the construction of Locks and Dams Numbered One and Two, thirty thousand dollars. Locks and Dams Nos. 1 and 2.

Maintenance of South Pass Channel, Mississippi River: For expenses of maintenance, to remain available until expended, fifty thousand dollars. South Pass Channel.

Improving Ohio River below Pittsburg, Pennsylvania: For continuing improvement by the completion of Locks and Dams Numbered Two, Three, Four, and Five, and the modification of said locks and dams, and of Lock and Dam Numbered Six, so as to secure a stage of nine feet in the pools belonging thereto, one million two hundred and eighty-one thousand three hundred and seventy-six dollars. Ohio River, Pa.

For continuing improvement, in completion of contract authorization, by the construction of Locks Numbered Eight and Eleven, one hundred and sixty thousand dollars.

Improving harbor at Oakland, California: For continuing improvement, with a view to obtaining a channel three hundred feet wide and twenty-five feet deep from San Francisco Bay to Fallon street, eighty-one thousand dollars. Oakland, Cal.

Harbor of refuge at Point Judith, Rhode Island: For continuing improvement in completion of contract authorization, one hundred thousand dollars, to be applied in extending the easterly or shore arm of the breakwater and continuing it to the shore, with a view of providing a shelter for a landing place for the passengers, crews, and cargoes of vessels in distress, and other vessels, and for the lifeboats of the Point Judith life-saving service. Point Judith, R. I.

Improving Providence River and Harbor, Rhode Island: For continuing improvement, including Green Jacket Shoal, three hundred and five thousand dollars. Providence River and Harbor, R. I.

Improving Patapsco River, Maryland: For continuing improvement of channel to Baltimore, including shoals in Chesapeake Bay off York Spit, five hundred thousand dollars. Patapsco River, Md.

- Sandy Bay, Mass.** Harbor of refuge at Sandy Bay, Cape Ann, Massachusetts: For continuing improvement in completion of contract authorization, one hundred thousand dollars.
- Savannah, Ga.** Improving harbor at Savannah, Georgia: For continuing improvement, one hundred and fifty thousand dollars.
- St. Johns River, Fla.** Improving Saint Johns River, Florida: For completing improvement from Jacksonville to the ocean, three hundred and nine thousand seven hundred and fifty dollars.
- Sabine and Neches rivers, Tex.** Improving Sabine and Neches rivers, Texas: For continuing improvement by connecting Sabine and Neches rivers with Taylors Bayou, or a point in Sabine Lake near the mouth of said bayou, by a channel at or near the west shore of Sabine Lake, four hundred and eleven thousand five hundred dollars.
- Sandusky, Ohio.** Improving harbor at Sandusky, Ohio: For continuing improvement, one hundred and seventy-five thousand dollars.
- St. Marys River, Mich.** Improving Saint Marys River, Michigan: For continuing improvement at the falls, one hundred thousand dollars.
- Trinity River, Tex.** Improving Trinity River, Texas: For continuing improvement, eighty-six thousand dollars.
- Tennessee River, Tenn., Ala., and Ky.** Improving Tennessee River below Chattanooga, Tennessee, Alabama, and Kentucky: For continuing improvement at Colbert and Bee Tree shoals by the construction of a lateral canal, one hundred thousand dollars.
- Scott Point (Hales bar). Lock gates.** For continuing improvement, in completion of contract authorization, by the partial construction of lock gates at the lock projected at or near Scotts Point (Hales Bar), together with the cost of superintendence and the preparation of plans to be made by the United States, forty thousand dollars.
- Tacoma, Wash. Vol. 33, p. 1144. Ante, p. 1118.** Improving harbor at Tacoma, Washington: For continuing improvement of the Puyallup waterway in accordance with the terms and conditions named in the river and harbor Act of nineteen hundred and five, one hundred and sixty thousand dollars.
- Wilmington, Cal.** Improving harbor at Wilmington, California: For continuing improvement, one hundred thousand dollars.
- Woods Hole Channel, Mass.** Improving Woods Hole Channel, Massachusetts: For continuing improvement in completion of contract authorization, one hundred thousand dollars.

* * * * *

UNDER THE MISSISSIPPI RIVER COMMISSION.

- Mississippi River Commission. From Head of Passes to the Ohio.** For continuing improvement, in completion of contract authorization, of Mississippi River from Head of Passes to the mouth of the Ohio River, including salaries and clerical, office, traveling, and miscellaneous expenses of the Mississippi River Commission, two million dollars.

- * * * * *
- Fort Crockett, Tex. Embankment, etc.** FORT CROCKETT, TEXAS: For the construction of an embankment and fill behind the sea wall built by the United States Government on land adjacent to the Fort

Crockett Military Reservation from Thirty-ninth street to the west line of Forty-fifth street in the city of Galveston, Texas, as designated, specified, and described in the report of the Board of Engineers constituted in accordance with section one of the river and harbor act approved June thirtieth, nineteen hundred and two, one hundred and fifty-eight thousand nine hundred and fifty-three dollars and seventy-five cents: *Provided*, That appropriations heretofore made by the Act of April twenty-eighth, nineteen hundred and four, for Fort Crockett Reservation, Galveston, Texas, for construction of a sea-wall embankment and fill in front of said property and the appropriation herein authorized shall be available for embankment and fill and other improvements on both the Fort Crockett Reservation and the land lying between Thirty-ninth and Forty-fifth streets, in the city of Galveston, Texas, that has been conveyed to the United States.

Vol 32, p. 341.
Ante, p. 963.

Proviso.
 Use of appropriation.
 Vol. 33, p. 497.
Ante, p. 1060.

* * * * *

INTERNATIONAL WATERWAYS COMMISSION: For continuing the work of investigation and report by the International Waterways Commission, authorized by section four of the river and harbor Act approved June thirtieth, nineteen hundred and two, twenty thousand dollars. And retired officers of the Corps of Engineers of the United States Army shall be eligible for service on said commission.

International Waterways Commission.
 Vol. 32, p. 373, continued.
Ante, p. 1007.
 Retired officers, Engineer Corps, etc.

* * * * *

CALIFORNIA DÉBRIS COMMISSION: For defraying the expenses of the Commission in carrying on the work authorized by the Act of Congress approved March first, eighteen hundred and ninety-three, fifteen thousand dollars.

California Débris Commission.
 Vol. 27, p. 507.
Ante, p. 659.

HARBOR OF NEW YORK: For prevention of obstructive and injurious deposits within the harbor and adjacent waters of New York City:

New York Harbor. Deposits.

For pay of inspectors, deputy inspectors, office force, and expenses of office, ten thousand two hundred and sixty dollars;

Inspectors, etc.

For pay of crews and maintenance of six steam tugs and one launch, seventy thousand dollars;

Crews, tugs, etc.

In all, eighty thousand two hundred and sixty dollars.

* * * * *

SEC. 5. Hereafter the Secretary of the Treasury shall require, and it shall be the duty of the head of each Executive Department or other Government establishment to furnish him, within thirty days after the close of each fiscal year, a statement of all money arising from proceeds of public property of any kind or from any source other than the postal service, received by said head of Department or other Government establishment during the previous fiscal year for or on account of the public service, or in any other manner in the discharge of his official duties other than as salary or compensation, which was

Proceeds of public property.
 Statements made annually to Congress.

not paid into the General Treasury of the United States, together with a detailed account of all payments, if any, made from such funds during such year. All such statements, together with a similar statement applying to the Treasury Department, shall be transmitted by the Secretary of the Treasury to Congress at the beginning of each regular session.

* * * * *

Restriction on payments.

SEC. 9. No Act of Congress hereafter passed shall be construed to make an appropriation out of the Treasury of the United States, or to authorize the execution of a contract involving the payment of money in excess of appropriations made by law, unless such Act shall in specific terms declare an appropriation to be made or that a contract may be executed.

* * * * *

Approved, June 30, 1906.

June 30, 1906. Vol. 34, p. 800.

CHAP. 3923.—An Act To improve the channels along the New Jersey seacoast.

[S. 6167.] [Public, No. 392.]

New Jersey seacoast. State, etc., authorized, etc. improve channels along.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That authority be given to the State of New Jersey, or, through it, to any commission, individual, corporation, or municipality, singly or collectively, designated by the legislature of said State, or by a commission appointed or authorized by said legislature, to improve the channels on the New Jersey seacoast, or any portion of said coast, or the waters adjacent thereto, lying between thirty-eight degrees fifty-six minutes and forty degrees twenty minutes north latitude, by dredging, or by the construction of piers, jetties, or breakwaters, or other river and harbor work of any description or nature adapted to attain the ends now pursued by the United States Government for the advantage of said coast or the relief of commerce: *Provided*, That such operations shall not encroach upon those portions of said coast, or the channels adjacent thereto, for which the United States Government may undertake similar work according to its own plans: *And provided*, That the plans for said work shall be placed on file with the Chief of Engineers of the War Department for thirty days, during which time he is authorized to disapprove said plans and forbid such work if, in his judgment, the improvements when completed will interfere with navigation or with any works of the United States Government commenced or proposed to be made: *Provided further*, That no tolls or other charges upon commerce shall be imposed by those making such improvements: *And provided further*, That this Act shall not be construed as affecting in any way the juris-

Provisos. Restriction.

Approval of plans by Chief of Engineers.

Tolls forbidden.

Jurisdiction.

diction and control of the Federal Government over any waters that may be improved in pursuance of the provisions thereof, nor as exempting such waters from the operation of the laws heretofore or hereafter enacted by Congress for the preservation and protection of navigable waters.

SEC. 2. That the right to alter, amend, or repeal this Act is hereby expressly reserved. Amendment.

Approved, June 30, 1906.

CHAP. 3933.—An Act To incorporate the Lake Erie and Ohio River Ship Canal, to define the powers thereof, and to facilitate interstate commerce. June 30, 1906.
Vol. 34, pp.
809, 811.

[H. R. 14396.]
[Public, No. 402.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That to facilitate interstate commerce between the Great Lakes and the Ohio and Mississippi rivers, Edward J. Lloyd, George A. Kelly, junior, John H. Jones, Henry Buhl, junior, Thomas P. Roberts, William J. East, George W. Stewart, Emil Swensson, Charles A. Fagan, George M. Lehman, James W. Wardrop, Burd S. Patterson, and John E. Shaw, together with such persons as may become associated with them and their successors, are hereby created a body corporate under the name and style of "The Lake Erie and Ohio River Ship Canal Company," and by that name, style, and title shall have perpetual succession, may sue and be sued, plead and be impleaded, make and use a common seal; and said corporation shall have and possess full power and authority to construct, equip, maintain, and operate the canals with appurtenances hereinafter described, and with power to take, receive, acquire, purchase, hold, use, lease, sell, mortgage, encumber, charge, pledge, grant, assign, and convey all such real and personal property and rights of property as may be requisite and needed in and about the construction, equipment, maintenance, and operation of said canals or anything appertaining thereto. Said corporation is hereby vested with full and complete power to pledge, encumber, and mortgage any or all of its property and franchises for the purpose of raising, obtaining, and securing such funds or moneys as may be needed for the construction, equipment, maintenance, and operation of said canals or anything appertaining thereto.

Ship canal.
The Lake
Erie and Ohio
River Ship Can-
al Company,
Incorporated.
Incorpo-
rators.

General
powers.

SEC. 2. That the company, in addition to the powers expressed or implied in this Act, shall have the right of eminent domain, which shall be exercised as provided in the case of railroad and ship canal companies organized under the laws, respectively, of the States of Pennsylvania and Ohio. Right of em-
inent domain.

* * * * *

Tolls, fares,
and rates.
Right to reg-
ulate reserved.

Vol. 24, p.
379.

Vol. 34, p.
584.

Survey of
routes.
Main canal.

Branch ca-
nal.

Dimensions
of main canal.

Locks, dams,
etc.

Measure-
ment of locks.

Total lock-
age.

Right of em-
inent domain.

SEC. 9. That Congress hereby reserves the right to regulate, as to interstate and foreign commerce, the tolls, fares, and rates to be charged by said company for the use of said canals; and the said company and the said canals and all interstate and foreign transportation thereon shall be subject to all the provisions of an Act entitled "An Act to regulate commerce," approved February fourth, eighteen hundred and eighty-seven, and all Acts supplemental thereto and amendatory thereof, now or hereafter enacted.

SEC. 10. That the company is hereby empowered to survey, ascertain, locate, fix, mark, and determine a route for a ship canal from some point on the Ohio River, between Beaver, Pennsylvania, and Pittsburgh, Pennsylvania; thence by the way of the Ohio, Beaver, and Mahoning rivers in the State of Pennsylvania, and the Mahoning River in the State of Ohio, to a point at or near Niles, Ohio; thence northwardly through the State of Ohio to an accessible harbor on Lake Erie, between the Pennsylvania and Ohio State line and the mouth of the Grand River, in the State of Ohio, including said river, also a branch canal from the mouth of the Shenango River, in the State of Pennsylvania; thence along the Shenango River to a point at or near Sharon, Pennsylvania; also a branch canal from a point at or near Niles, Ohio; thence along the Mahoning River in the State of Ohio to a point at or near Warren, Ohio; and thereupon and therein to erect, construct, maintain, and operate such canals; the said main canal connecting the Ohio River and Lake Erie to be of such dimensions as to make and construct navigable channels of at least twelve feet in depth and having a standard cross section of not less than one thousand eight hundred square feet of area; to construct, maintain, and operate all such locks, dams, towpaths, basins, tunnels, aqueducts, feeders to supply water from any lakes, rivers, streams, or water courses, reservoirs, cuttings, apparatus, appliances, and machinery as may be necessary for the construction and operation of said canals; and such locks on such main canals shall not be less than three hundred and forty feet long between quoins, not less than forty-five feet wide between lock walls, and not less than twelve feet depth of water over miter sills, and between the Ohio River and Lake Erie the total lockage shall not exceed six hundred feet.

SEC. 11. That the said company, in the exercise of its right of eminent domain as granted in section two of this Act may, at its own expense and subject to and in conformity with the laws of the States, respectively, through which said canals may be constructed, enter upon and take such lands as are necessary and proper for the making, maintaining, and operating of the canals, feeders, and other works of the company hereby authorized, and it shall have the authority, at its own expense and

subject to and in conformity with the laws of the States, respectively, through which said canals may be constructed, to alter any and all highways, waterways, railroads, and other works, either public or private, necessary for the making, maintaining, and operating of the canals, feeders, and other works of the company.

Highways,
waterways,
railroads, etc.
Authority to
alter, granted.

SEC. 12. That the said company in the exercise of its right of eminent domain as granted in section two of this Act may, subject to the rights of and in conformity with the laws of the States, respectively, through which said canals shall pass, or any of the municipalities thereof affected thereby, to regulate and control the same, obtain, take, and use for the construction and operation of the said canals, feeders, and other works from the rivers, lakes, brooks, streams, water courses, ponds, reservoirs, and other sources of water supply sufficient water for the purpose of constructing, maintaining, operating, and using the said canals, feeders, and other works hereby authorized; control and regulate the flood waters of the Allegheny River above Franklin, Pennsylvania, and the Beaver, Mahoning, Grand, Ashtabula, Shenango, and Little Shenango rivers, and Sandy Creek, and the tributaries of said streams by regulating dams, weirs, reservoirs, and impounding dams, and divert, alter, or impound the waters of any river, lake, brook, stream, and the tributaries of said streams or water courses when the same is necessary to the making, maintaining, and operating of the said canals, feeders, and other works hereby authorized: *Provided*, That nothing herein contained shall authorize said company to impair the navigability of any river or stream, or to diminish at any time the water supply of any city, village, or municipality below the reasonable requirements of such city, village, or municipality, or in any manner to pollute the same: *Provided*, That no water shall be drawn for the purposes of said canal, its branches, or feeders, from above Niagara Falls, either from Niagara River or its tributaries, unless approved and allowed by the Secretary of War: *And provided*, That no greater amount of water shall be diverted from Niagara River or its tributaries above Niagara Falls than shall be specified in any general law of the United States limiting the same.

Right to use
water supplies.

Control, etc.,
waters of riv-
ers.

Proviso.
Restriction.

Protection
to Niagara
Falls, etc.

Diversion of
water from Ni-
agara River
limited.
Vol. 34, p.
626.
Ante, p. 1192.

Terminals,
etc.

Telegraph,
etc., lines.

Vessels, etc.

Motive
power.

SEC. 13. That the said company may construct, maintain, acquire, operate, and lease, or otherwise dispose of the terminals, docks, harbors, piers, wharves, elevators, warehouses and appurtenances, and telegraph and telephone lines along the said canals that may be necessary or useful in the construction, operation, and maintenance thereof, and may acquire or make any vessel, craft, mechanism, or appliance whatsoever necessary for constructing, maintaining, and operating said canals, and use, lease, or dispose of the same; and develop, acquire, use, and dispose of any motive power whatsoever in connection with or as part of the works herein authorized.

Wharves,
docks, piers,
etc.

SEC. 14. That the said company, subject to and in conformity with the laws of the respective States through which said canal is constructed, may take, use, occupy, and hold, but not alienate, so much of the public beach or beach road, or lands covered with the waters of the rivers, lakes, brooks, streams, water courses, reservoirs, or ponds, on or at which the said canals may start from, traverse, cross, or terminate as may be necessary for the wharves, docks, piers, buildings, feeders, or other works of the company, and may also construct such works as may be necessary to improve the navigation of said rivers and to stop the waste of waters therefrom and economize and utilize the same for the uses herein provided for.

Improving
navigation of
rivers, etc.

Secretary of
War to approve
plans, etc.

SEC. 15. That the company shall prepare and file with the Secretary of War, for his approval, the plans, locations, dimensions, and all necessary particulars of its canals, feeders, and other works between the Ohio River and Lake Erie, and before such approval the construction thereof shall not be begun; and should any change in said plans be proposed during the progress of construction, such change shall be submitted to the Secretary of War and be by him approved before such change shall be made.

Notice of ap-
proval.

Upon notice of the approval of the Secretary of War, the company may forthwith begin the construction of its canals, feeders, and other works, or any part thereof, according to this Act.

Lights and
signals.

SEC. 16. That the said company, at its own expense, shall maintain on its works, from sunset to sunrise, during the season of navigation, such lights and signals as may be prescribed by the United States Light-House Board.

Open to the
use of vessels,
etc.

SEC. 17. That the said canals shall be open to the use and navigation of all suitable and proper vessels or other water craft, by whomsoever owned or operated, upon fair and equal terms, conditions, rates, tolls, and charges; and the said company may demand, take, and recover for its own proper use, for all persons and things of whatsoever description transported upon the said canals, feeders, and other works, or in vessels and craft using the same, just and reasonable charges, rates, and tolls; but all such charges, rates, and tolls shall be equal to all persons, vessels, and goods under certain classifications to be established by the company and approved by the Interstate Commerce Commission; and no rebate, reduction, drawback, or discrimination of any sort on such charges, rates, and tolls shall ever be made directly or indirectly. And the said charges, rates, and tolls for the ensuing year shall be fixed, published, and posted on or in every place where they are to be collected, on or before the fifteenth day of February of each year, and shall not be changed except after thirty days' public notice, which notice shall plainly state the changes proposed to be made in the charges, rates, and tolls then in force and

Rates and
tolls.

No rebate,
etc.

Posting rates
and tolls.

Public notice
of changes.

the time when the changed charges, rates, and tolls will go into effect; and the proposed changes shall be shown by printing new schedules or shall be plainly indicated upon the schedules in force at the time and kept open to public inspection: *Provided*, That the Interstate Commerce Commission may, in its discretion and for good cause shown, allow changes upon less notice than herein specified or modify the foregoing requirements in respect to publishing and posting of such schedules, either in particular instances or by a general order applicable to special or peculiar circumstances or conditions.

New schedule of changes.

Provided.
Interstate
Commerce
Commission
may modify re-
quirements.

SEC. 18. That the canals, feeders, and other works hereby authorized shall be lawful military and post routes, which the United States may forever use for the transmission of mails, dispatches, troops, munitions of war, supplies, and public stores, at fair and reasonable rates of compensation not exceeding that paid by private parties for the same service.

Lawful mili-
tary and post
routes.

Compensa-
tion.

SEC. 19. That if the construction of the main canal hereby authorized shall not have been commenced, and a sum equal to ten per centum of the capital stock of the company shall not have been expended thereon within three years after the passage of this Act, or if the main canal shall not have been finished within ten years after the passage of this Act, the franchise herein granted shall cease and be null and void; but in calculating the time aforesaid delays caused by the acts of God or the public enemy shall not be included.

Time of con-
struction.
Vol. 35, p.
625.
Post, p. 1325.

Forfeiture
of franchise.

SEC. 20. That any person, association, or corporation, municipal or otherwise, which shall suffer any damage or loss to person or property by reason of the construction, operation, or maintenance of the said canals, feeders, or any of the works thereof, by reason of the exercise of any of the powers herein conferred or shall have any right of action against said company or its property, shall be entitled to all the rights and remedies therefor allowed by the laws of the State wherein said injury was suffered or loss sustained, or right of action accrued, and any action therefor may be brought in the courts of the State having jurisdiction thereof.

Damages.

SEC. 21. That the said company when exercising the right of eminent domain shall proceed under the laws and in the courts of the State where the property sought to be condemned is located.

Condemna-
tion proceed-
ings.

SEC. 22. That the corporation hereby created shall be subject in the respective States in which it does business, to taxation upon its property and franchises as are other corporations.

Taxation.

SEC. 23. That nothing contained in this Act shall be construed as creating a liability upon the United States for the payment of the stocks, bonds, or other indebtedness of the corporation hereby created. Nor shall it be construed as imposing an obligation upon the United

Nonliability
of the United
States, etc.

States to purchase, take charge of, or operate the canal herein named.

Amendment. SEC. 24. That the right to amend, modify, or repeal this Act is hereby reserved by Congress.

Approved, June 30, 1906.

June 30, 1906. **CHAP. 3939.**—An Act To authorize Henry T. Henderson and his associates to divert the waters of Little River in the State of Alabama from the lands of the United States for use of electric light and power plant.
[H. R. 20173.]
[Public, No. 408.]

Little River,
Ala.
Henry T.
Henderson may
divert, for
power plant at
Blanche.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That there be, and is hereby, granted unto Henry T. Henderson and associates the right or authority to perpetually divert the waters of Little River from lands owned by the United States of America, and situated in Mays Gulf, in township eight south, range nine east, in the State of Alabama, for the purpose of storing and utilizing said waters in the operation of a water-power plant to be erected at or near Blanche, in Cherokee County, in the State of Alabama, for the generation of electric energy or power, and the sale of electric light and electric power: *Provided,* That the said Henry T. Henderson and associates shall pay to the Secretary of the Interior the reasonable value thereof within six months after the passage of this Act, the value to be fixed by the register and receiver of the land office in the district where said water is located, and on failure to pay for the same the Secretary of the Interior may, in his discretion, declare forfeited the right to divert said water.

Proviso.
Payment.

Approved, June 30, 1906.

June 30, 1906. **CHAP. 3943.**—An Act To amend the river and harbor Act of March third, nineteen hundred and five.

[H. R. 20290.]
[Public, No. 412.]

Milwaukee,
Wis.
Improve-
ment of harbor
modified.
Vol. 33, p.
1138.
Ante, p. 1110.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War be, and he is hereby, authorized, in his discretion, to modify the conditions of the plan for the improvement of the inner harbor of the city of Milwaukee, Wisconsin, as set forth in paragraph twenty-eight of House Document Numbered One hundred and twenty, Fifty-eighth Congress, second session, and authorized by the river and harbor Act of March third, nineteen hundred and five, by omitting from said plan the turning basin at the head of navigation on the Kinnickinnic River.

Approved, June 30, 1906.

[No. 50.] Joint Resolution Providing for the printing of reports ordered by the river and harbor Act of March third, nineteen hundred and five.

June 30, 1906.
Vol. 34, p. 839.
[H. J. R. 183.]
[Pub. Res.,
No. 60.]

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That at any time prior to the assembling of Congress in December, nineteen hundred and six, all reports of preliminary examinations and surveys ordered in the river and harbor Act of March third, nineteen hundred and five, that may be ready for printing shall, in the discretion of the Secretary of War, be printed by the Public Printer as documents of the Fifty-ninth Congress.

Rivers and harbors.
Printing of reports on preliminary examinations and surveys.
Vol. 33, pp. 1117, 1147.
Ate, pp. 1030, 1125.

Approved, June 30, 1906.

CHAP. 419.—An Act For the relief of Pollard and Wallace.

Jan. 25, 1907.
Vol. 34, part 2.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Treasury be, and he is hereby, authorized to pay to the firm of Pollard and Wallace, of Champaign, Illinois, six thousand dollars, being the value of the plan leased by them to the Government, and used by the War Department in the construction of a lock and dam and construction work in the Osage River, near Osage City, Missouri, and still retained by the War Department for use in conjunction with the said work on said dam, but rendered useless to said Pollard and Wallace by reason of the failure of the War Department to complete said work by lack of proper appropriation therefor: *Provided,* That as a condition precedent to the payment of said six thousand dollars, the said Pollard and Wallace shall convey to the United States a clear title in said plant, and the ownership thereof shall become vested in the United States upon the payment of said sum, and said sum is hereby appropriated for this purpose, out of any money in the Treasury not otherwise appropriated.

[S. 6299.]
[Private,
No. 384.]
Pollard and Wallace.
Payment to, in re lock and dam, Osage River, Mo.

Proviso.
Conveyance of title.

Approved, January 25, 1907.

CHAP. 460.—An Act Permitting the building of a dam across the Savannah River at Gregg Shoals.

Feb. 5, 1907.
Vol. 34, p. 876.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Savannah River Power Company, a corporation organized under the laws of South Carolina, its successors and assigns, is hereby authorized to construct and maintain a dam across the Savannah River, extending from a point in Elbert County, Georgia, to a point in South Carolina near the dividing line between Anderson

[H. R. 21402.]
[Public, No. 55.]
Savannah River, Ga. and S. C.
Savannah River Power Company may dam, at Gregg shoals.

County, South Carolina, and Abbeville County, South Carolina, upon or in the vicinity of Gregg shoals, and all works incident thereto in the utilization of the power thereby developed in accordance with the provisions of an Act entitled "An Act to regulate the construction of dams across navigable waters," approved June twenty-first, nineteen hundred and six.

Vol. 34, p. 386.
Ante, p. 1183.

Amendment.

SEC. 2. That the right to amend or repeal this Act is hereby expressly reserved.

Approved, February 5, 1907.

Feb. 5, 1907.
 Vol. 34, p. 876.
 [H. R. 21677.]
 [Public No. 56.]

CHAP. 461.—An Act To amend an Act granting to the Davenport Water Power Company rights to construct and maintain a canal, power station, and appurtenant works in the Mississippi River in Scott County, Iowa.

Mississippi River, Iowa.
 Time extended to construct canal by Davenport Water Power Company between Davenport and Le Claire.
 Vol. 33, p. 159, amended.
Ante, p. 1045.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act granting to the Davenport Water Power Company rights to construct and maintain a canal, power station, and appurtenant works in the Mississippi River in Scott County, Iowa, approved April fifth, nineteen hundred and four, be, and it is hereby, amended as follows: In section three of said Act strike out the word "three" and insert the word "six" in lieu thereof; also strike out the word "six" and insert the word "nine" in lieu thereof.

Approved, February 5, 1907.

Feb. 5, 1907.
 Vol. 34, p. 878.
 [H. R. 24275.]
 [Public, No. 62.]

CHAP. 467.—An Act Permitting the building of a dam across the Flint River at Porter Shoals.

Flint River, Ga.
 Albany Power and Manufacturing Company may dam.
 Location.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Albany Power and Manufacturing Company, a corporation organized under the laws of Georgia, its successors and assigns, is hereby authorized to construct and maintain a dam across the Flint River at a point in Dougherty County, Georgia, about one-fourth mile above the Georgia Northern Railway bridge across said river, upon or in the vicinity of Porter Shoals, and all works incident thereto in the utilization of the power thereby developed, in accordance with the provisions of an Act entitled "An Act to regulate the construction of dams across navigable waters," approved June twenty-first, nineteen hundred and six.

Vol. 34, p. 386.
Ante, p. 1183.

Amendment.

SEC. 2. That the right to amend or repeal this Act is hereby expressly reserved.

Approved, February 5, 1907.

[No. 13.] Joint Resolution Declaring Sturgeon Bay, Illinois, not navigable water.

Feb. 7, 1907.
Vol. 34, p. 1421.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That so much of the west fork of Sturgeon Bay within the county of Mercer and State of Illinois as lies west of the line between the east half and the west half of the east half of section twenty-five, in township fourteen north, range six west of the fourth principal meridian, and so much of the east fork of said Sturgeon Bay as lies north of the north line of section thirty, in township fourteen north, range five west of the fourth principal meridian, shall not be deemed navigable waters of the United States.

[H. J. R. 207.]
[Pub. Res. No. 13.]
Sturgeon Bay, Ill.
Part of, declared not navigable waters.

Approved, February 7, 1907.

CHAP. 1136.—An Act To authorize the Missouri River Improvement Company, a Montana corporation, to construct a dam or dams across the Missouri River.

Feb. 20, 1907.
Vol. 34, p. 912.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the consent of the Government is hereby given to the Missouri River Improvement Company, a Montana corporation, its successors or assigns, to construct across the Missouri River at some point or points, to be approved by the Secretary of War, between sections twenty and twenty-one, township twenty-one north, range five east, and the north line of township twenty-four north, range eight east, Montana meridian, a dam and canals and appurtenances thereof for water power and other purposes, in accordance with the provisions of the Act entitled "An Act to regulate the construction of dams across navigable waters," approved June twenty-first, nineteen hundred and six, and in connection therewith a foot bridge or bridges for public use in accordance with the provisions of the Act entitled "An Act to regulate the construction of bridges over navigable waters," approved March twenty-third, nineteen hundred and six.

[S. 7515.]
[Public, No. 98.]

Missouri River, Mont.
Missouri River Improvement Company may dam (within 30 miles above Fort Benton).

Vol. 34, p. 386.
Ante, p. 1183.

Footbridge.

Vol. 34, p. 84.

SEC. 2. That the right to alter, amend, or repeal this Act is hereby expressly reserved.

Amendment.

Approved, February 20, 1907.

Feb. 25, 1907.
Vol. 34, p. 929.
[H. R. 21194.]
[Public, No.
115.]

Bear River.
J. F. An-
drews et al.
may construct
dam across, in
Tishomingo
County, Miss.

Vol. 34, p.
386.
Ante, p.
1183.
Proviso.
Restriction.

Amendment.

CHAP. 1192.—An Act To authorize J. F. Andrews, J. W. Jourdan, their heirs, representatives, associates, and assigns, to construct dams and power stations on Bear River, on the south-east quarter of section thirty-one, township five, range eleven, in Tishomingo County, Mississippi.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That J. F. Andrews, J. W. Jourdan, their heirs, representatives, associates, and assigns may hereafter erect, maintain, and use a dam or dams in or across the Bear River, in the State of Mississippi, at such points on the southeast quarter of section thirty-one, township five, range eleven, in Tishomingo County, Mississippi, as they may elect, for the purpose of erecting, operating, and maintaining power stations, and to maintain inlet and outlet races or canals, and to make such other improvements on Bear River as may be necessary for the development of water power and the transmission of the same, in accordance with the provisions of the Act of Congress entitled "An Act to regulate the construction of dams across navigable waters," approved June twenty-first, nineteen hundred and six: *Provided,* That this Act shall in no manner interfere with or impair the rights of any person, company, or corporation heretofore authorized by Congress to erect a dam or other structure for the development of water power on Bear River.

SEC. 2. That the right to alter, amend, or repeal this Act is expressly reserved.

Approved, February 25, 1907.

Feb. 25, 1907.
Vol. 34, p. 931.
[H. R. 24760.]
[Public, No.
119.]

Pend
Oreille River,
Wash.
Pend
d'Oreille De-
velopment
Company may
dam.
Location.

Vol. 34, p.
386.
Ante, p.
1183.
Vol. 37, p.
115.
Post, p. 1513.
Amendment.

CHAP. 1196.—An Act Authorizing the construction of a dam across the Pend d'Oreille River, in the State of Washington, by the Pend d'Oreille Development Company, for the development of water power, electrical power, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the consent of Congress is hereby granted to, and it shall be lawful for, the Pend d'Oreille Development Company, a corporation duly incorporated under the laws of the State of Washington, its successors or assigns, to construct and maintain a dam across the Pend d'Oreille River at a point at or about where Pierwee Creek empties into the Pend d'Oreille River, near the international boundary line in the county of Stevens, State of Washington, at such point to be selected by the said Pend d'Oreille Development Company, its successors or assigns, at the mouth of said Pierwee Creek, or within one thousand feet above or below the same, in accordance with the provisions of an Act entitled "An Act to regulate the construction of dams across navigable waters," approved June twenty-first, nineteen hundred and six.

SEC. 2. That the right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, February 25, 1907.

CHAP. 1201.—An Act Permitting the building of a dam across Rock River at Lyndon, Illinois. Feb. 25, 1907.
Vol. 34, p. 933.

[H. R. 25234.]
[Public, No. 124.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That Edward A. Smith, Harvey S. Green, and John J. Hurlbert, of Morrison, Illinois, their heirs, administrators, executors, successors, and assigns, are hereby authorized to construct and maintain a dam across Rock River at or near Lyndon, Whiteside County, Illinois, the south end of said dam to be located near the line between sections twenty-one and twenty-two in township twenty north, range five east, fourth principal meridian, and the north end of said dam to intersect the bank of said river in section twenty-one in the same township, range, and meridian, and all works incident thereto in the utilization of the power thereby developed, in accordance with the provisions of an Act entitled "An Act to regulate the construction of dams across navigable waters," approved June twenty-first, nineteen hundred and six.

Rock River.
Edward A. Smith et al. may dam, at Lyndon, Ill.

Vol. 34, p. 386.
Ante, p. 1183.

SEC. 2. That the right to amend or repeal this Act is hereby expressly reserved.

Amendment.

Approved, February 25, 1907.

CHAP. 2074.—An Act Authorizing the Twin City Power Company to build two dams across the Savannah River above the city of Augusta, in the State of Georgia. Feb. 27, 1907.
Vol. 34, p. 1000.

[S. 8182.]
[Public, No. 134.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Twin City Power Company, a corporation organized under the laws of the State of South Carolina, its successors and assigns, be, and they are hereby, authorized to construct, maintain, and operate a dam across the Savannah River, at or near where Dortons Creek, in the county of Edgefield, State of South Carolina, empties into the Savannah River, and also a dam across the said river at or near the southern end of Prices Island in said river and about five miles from the mouth of Dortons Creek in the State of South Carolina, in accordance with the provisions of the Act entitled "An Act to regulate the construction of dams across navigable waters," approved June twenty-first, nineteen hundred and six: *Provided*, That one of said dams shall be completed within three years, and the other within five years from the passage of this Act.

Savannah River.
Twin City Power Company may dam, at Dortons Creek and at Prices Island, S. C.
Vol. 35, p. 36.
Post, p. 1295.

Vol. 34, p. 386.
Ante, p. 1183.
Proviso.
Time of construction.

SEC. 2. That the right to alter, amend, or repeal this Act is hereby expressly reserved.

Amendment.

Approved, February 27, 1907.

Feb. 27, 1907. **CHAP. 2077.**—An Act To amend section thirteen of an Act of Vol. 34, p. 1001. March first, eighteen hundred and ninety-three, entitled "An Act to create the California Débris Commission and regulate hydraulic mining in the State of California."

[H. R. 13367.]
[Public, No. 137.]

California
Débris Com-
mission.
Vol. 27, p.
508.
Ante, p. 661.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section thirteen of an Act of March first, eighteen hundred and ninety-three, entitled "An Act to create the California Débris Commission and to regulate mining in the State of California," is hereby amended so as to read as follows:

Favorable
decisions with-
in thirty days.

Order di-
recting meth-
ods of mining,
etc.

Taxes on
gross proceeds.

Providos.
Expenses.

Hydraulic
mining with-
out impound-
ing works, etc.

No tax on
gross proceeds
to be collected.

"SEC. 13. That in case a majority of the members of said Commission, within thirty days after the time so fixed, concur in the decision in favor of the petitioner or petitioners, the said Commission shall thereupon make an order directing the methods and specifying in detail the manner in which operations shall proceed in such mine or mines; what restraining or impounding works, if any, if facilities therefor can be found, shall be built and maintained; how and of what material; where to be located; and in general set forth such further requirements and safeguards as will protect the public interests and prevent injury to the said navigable rivers and the lands adjacent thereto, with such further conditions and limitations as will observe all the provisions of this Act in relation to the working thereof and the payment of taxes on the gross proceeds of the same: *Provided*, That all expenses incurred in complying with said order shall be borne by the owner or owners of such mine or mines: *And provided further*, That where it shall appear to said Commission that hydraulic mining may be carried on without injury to the navigation of said navigable rivers and the lands adjacent thereto, an order may be made authorizing such mining to be carried on without requiring the construction of any restraining or impounding works or any settling reservoirs: *And provided also*, That where such an order is made a license to mine, no taxes provided for herein on the gross proceeds of such mining operations shall be collected."

Approved, February 27, 1907.

Feb. 28, 1907. **CHAP. 2116.**—An Act For the relief of Edwin T. Hayward, Vol. 34, part 2. executor of Columbus F. Hayward, and the administrator of Charlotte G. Hayward.

[H. R. 12686.]
[Private,
No. 1969.]

Edwin T.
Hayward.
Payment to,
as executor of
Columbus F.
Hayward, etc.,
in re damages
to land at
Dam No. 4,
Muskingum
River, Ohio.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Treasury be, and he is hereby, authorized and directed to pay to Edwin T. Hayward, executor of the last will and testament of Columbus F. Hayward, deceased, out of any money in the Treasury of the United States not otherwise appropriated, the sum of seven hundred and fourteen dollars, and to Edwin T. Hayward, administrator de bonis non, with

the will annexed, of Charlotte G. Hayward, deceased, the sum of nine hundred and thirty-nine dollars, the said sums being in payment of damages to land belonging to said Columbus F. Hayward and Charlotte G. Hayward, respectively, which was washed away and overflowed by reason of the extension of end of dam numbered four in the Muskingum River in the month of July, eighteen hundred and ninety: *Provided, however,* That before payment of said sums of money, or either of them, Edwin T. Hayward, as executor as aforesaid, and as such administrator, shall convey or cause to be conveyed to the United States, by deed duly acknowledged for record, the two parcels of land so damaged, containing together four and fifty-one one-hundredths acres, according by metes and bounds to be furnished by the Chief of Engineers of the United States Army.

Proviso.
Deed.

Approved, February 28, 1907.

CHAP. 2118.—An Act For the relief of John and David West. Feb. 28, 1907.
Vol. 34, part 2.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Treasury be, and he is hereby, authorized and directed to pay to John and David West, of Cathlamet, Wahkiakum County, State of Washington, out of any money in the Treasury not otherwise appropriated, the sum of eighty-eight dollars and fifty cents, as a reimbursement in full for all damage to their dock or wharf in the Columbia River at Cathlamet accidentally inflicted by the United States dredge W. S. Ladd in the month of December, nineteen hundred and one.

[H. R. 18865.]
[Private No. 1971.]

John and David West. Reimbursement in re damage to dock in Columbia River at Cathlamet, Wash.

Approved, February 28, 1907.

CHAP. 2505.—An Act To amend an Act entitled "An Act permitting the building of a dam across the Mississippi River at or near the village of Sauk Rapids, Benton County, Minnesota," approved February twenty-sixth, nineteen hundred and four. Mar. 2, 1907.
Vol. 34, p. 1058.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section three of an Act entitled "An Act permitting the building of a dam across the Mississippi River at or near the village of Sauk Rapids, Benton County, Minnesota," approved February twenty-sixth, nineteen hundred and four, be, and the same is hereby, amended so as to read as follows:

[S. 8400.]
[Public, No. 164.]

Mississippi River. Dam at Sauk Rapids, Minnesota. Vol. 33, p. 53, amended. Ante, p. 1042.

"SEC. 3. That this Act shall be null and void unless the dam herein authorized be commenced within three years and six months and be completed within six years from the time of the passage of this Act."

Time extended for construction. Vol. 36, p. 902.
Post, p. 1452.

Approved, March 2, 1907.

Mar. 2, 1907.
Vol. 34, P.
1073.

CHAP. 2509.—An Act Making appropriations for the construction, repair, and preservation of certain public works on rivers and harbors, and for other purposes.

[H. R. 24991.]
[Public, No.
168.]

Rivers and
harbors appro-
priations.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums of money be, and are hereby, appropriated, to be paid out of any money in the Treasury not otherwise appropriated, to be immediately available, and to be expended under the direction of the Secretary of War and the supervision of the Chief of Engineers, for the construction, completion, repair, and preservation of the public works hereinafter named:

Cape Por-
poise, Me.

Improving harbor at Cape Porpoise, Maine: Completing improvement in accordance with the report submitted in House Document Numbered One hundred and ninety-one, Fifty-ninth Congress, first session, forty-six thousand dollars.

Sasanoa
River, Me.

Improving Sasanoa River, Maine: Completing improvement in accordance with the report of the Board of Engineers, dated February seventh, nineteen hundred and seven, forty-four thousand dollars.

Penobscot
River, Me.

Improving Penobscot River, at Bangor, Maine: Completing improvement in accordance with the report submitted in House Document Numbered Seven hundred and thirty-nine, Fifty-ninth Congress, first session, one hundred and thirty thousand dollars.

Kennebec
River, Me.

Improving Kennebec River, Maine, from the mouth to Gardiner, in accordance with the report submitted in House Document Numbered Three hundred and twenty-one, Fifty-ninth Congress, second session, seventy-five thousand dollars: *Provided*, That the Secretary of War may enter into a contract or contracts for such materials and work as may be necessary to complete the said project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate two hundred thousand dollars, exclusive of the amount herein appropriated.

Provido.
Contracts.

Bar Harbor,
Me., break-
water.

Improving breakwater from Mount Desert to Porcupine Island, Bar Harbor, Maine: Continuing improvement, thirty thousand dollars.

Lake Cham-
plain, Vt. and
N. Y.

Improving the channel in the Narrows of Lake Champlain, Vermont and New York: For maintenance, two thousand five hundred dollars.

Sandy Bay,
Cape Ann,
Mass.

Improving harbor of refuge at Sandy Bay, Cape Ann, Massachusetts: Continuing improvement, one hundred thousand dollars: *Provided*, That the Secretary of War may enter into a contract or contracts for such materials and work as may be necessary to prosecute said project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate one hundred thousand dollars, exclusive of the amounts herein and heretofore appropriated.

Provido.
Contracts.

Beverly,
Mass.

Improving harbor at Beverly, Massachusetts: Completing improvement in accordance with the report submitted

in House Document Numbered Nine hundred and sixteen, Fifty-ninth Congress, first session, thirty-eight thousand five hundred dollars.

Improving harbor at Boston, Massachusetts: For maintenance and general improvement, fifty thousand dollars.

Boston, Mass.

Improving thirty-five-foot channel in Boston Harbor, five hundred thousand dollars: *Provided*, That the Secretary of War may enter into a contract or contracts for such materials and work as may be necessary for completing said improvement, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate three million eight hundred and ninety-four thousand dollars, exclusive of the amounts herein and heretofore appropriated or heretofore authorized.

Thirty-five-foot channel.
Provido.
Contracts.

Improving harbor at Provincetown, Massachusetts: Continuing improvement and for maintenance, five thousand dollars.

Provincetown, Mass.

Improving harbor at Hingham, Massachusetts, by dredging the channel, ten thousand dollars.

Hingham, Mass.

Improving Dorchester Bay and Neponset River, Massachusetts: Completing improvement to the Neponset Highway Bridge, as recommended in House Document Numbered Eighty-three, Fifty-ninth Congress, second session, one hundred and twenty-five thousand two hundred and thirty-three dollars: *Provided*, That no part of this sum shall be expended until the Secretary of War shall have received satisfactory assurance that the improvement of that portion of the Neponset River described in said House document, which lies above the project herein adopted, shall be made and hereafter maintained by the State of Massachusetts or other agency without expense to the Government of the United States.

Dorchester Bay and Neponset River, Mass.

Provido.
Contracts.

Improving harbors at New Bedford and Fairhaven, Massachusetts: For improving said harbors in accordance with the report submitted in House Document Numbered Two hundred and seventy-one, Fifty-ninth Congress, second session, one hundred thousand dollars: *Provided*, That the Secretary of War may enter into a contract or contracts for such materials and work as may be necessary to prosecute said project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate two hundred thousand dollars, exclusive of the amount herein appropriated.

New Bedford and Fairhaven, Mass.
Vol. 35, p. 815.
Post, p. 1327.
Provido.
Contracts.

Improving harbor at Nantucket, Massachusetts: Continuing improvement, forty-two thousand five hundred dollars.

Nantucket, Mass.

Improving Essex River, Massachusetts: For improving said river by the restoration of the channel, five thousand dollars: *Provided*, That no part of this sum shall be expended unless a further amount of five thousand dollars shall be provided by the State of Massachusetts or other agency, and made subject to the order of the Secretary of

Essex River, Mass.

Provido.
Condition.

War in such manner as he may direct, to be expended upon said project under his direction.

Mystic and
Malden rivers,
Mass.

Improving Mystic and Malden rivers, Massachusetts: Continuing improvement and for maintenance, including Mystic River below the mouth of Island End River, sixty thousand dollars.

Weymouth
Back River,
Mass.

Improving Weymouth, Back River, Massachusetts: Completing improvement, nine thousand five hundred dollars.

Connecticut
River.
Investiga-
tion, etc.

Improving Connecticut River between Hartford, Connecticut, and Holyoke, Massachusetts: For investigation and further examination, as recommended by the Board of Engineers in report submitted in House Document Numbered Three hundred and twenty-three, Fifty-ninth Congress, second session, five thousand dollars.

Newport,
R. I.

Improving Newport Harbor, Rhode Island, in accordance with the project reported in House Document Numbered One hundred and twenty-one, Fifty-eighth Congress, second session, eighty-five thousand dollars: *Provided*, That the Secretary of War may enter into a contract or contracts for such materials and work as may be required for the completion of the project recommended in House Document Numbered Four hundred and thirty-eight, Fifty-ninth Congress, second session, to be paid for as appropriations may from time to time be made by law, to an amount not exceeding in the aggregate one hundred and sixty-five thousand nine hundred dollars, exclusive of the amounts herein and heretofore appropriated.

Proviso.
Contracts.

Point Judith,
R. I.

Improving Point Judith Harbor of Refuge, Rhode Island: One hundred thousand dollars, to be expended upon the easterly or shore arm of the breakwater: *Provided*, That the Secretary of War may enter into a contract or contracts for such materials and work as may be necessary to complete the said easterly or shore arm of said breakwater, to be paid for from time to time as appropriations may be made by law, not to exceed in the aggregate one hundred and seventy thousand dollars, exclusive of the amounts herein and heretofore appropriated, and the Secretary of War may cause an examination to be made with a view to determining whether a breakwater on the westerly side of said harbor of refuge is necessary to prevent sand movements, or for the protection of the sheltered area within the same, and also what further improvements, if any, should be made therein.

Proviso.
Contracts.

Examina-
tion, etc.

Point Judith
Pond, R. I.

Improving the entrance to Point Judith Pond, Rhode Island: Continuing improvement and for maintenance, eight thousand dollars, which amount shall be expended for dredging.

Block Island,
R. I.

Improving Harbor of Refuge at Block Island, Rhode Island: Continuing improvement and for maintenance, twenty thousand dollars.

Improving harbor at Great Salt Pond, Block Island, Rhode Island: Continuing improvement, thirty thousand dollars, which amount shall be expended in dredging.

Great Salt
Pond, Block
Island, R. I.

Improving Sakonnet Harbor, Rhode Island: Completing improvement by removal of rock numbered one, in accordance with the report submitted in House Document Numbered Ninety-nine, Fifty-sixth Congress, second session, ten thousand dollars.

Sakonnet
Harbor, R. I.

Improving Pawtucket River, Rhode Island: Completing improvement, one hundred and thirty-five thousand five hundred and eighty-four dollars: *Provided*, That no part of this sum shall be expended unless the further amount of sixty-seven thousand seven hundred and ninety-two dollars shall be provided by the State of Rhode Island or other agency, and made subject to the order of the Secretary of War in such manner as he may direct, to be expended under his direction upon said project for its completion.

Pawtucket
River, R. I.
Vol. 35, p.
815.
Post, p. 1328.
Proviso.
Condition.

Improving Providence River and harbor, Rhode Island, by dredging to a depth of twenty-five feet for a uniform width easterly from the main ship channel between Long Bed and Kettle Point, in accordance with the plan submitted in House Document Numbered One hundred and eight, Fifty-sixth Congress, first session, ninety thousand seven hundred and fifty dollars.

Providence
River and Har-
bor, R. I.

Improving Pawcatuck River, Rhode Island and Connecticut: Continuing improvement and for maintenance, thirty-three thousand dollars.

Pawcatuck
River, R. I.
and Conn.

Improving harbor at Branford, Connecticut: Completing improvement and for maintenance, five thousand dollars; and the Secretary of War is authorized, in his discretion, to continue the channel with the dimensions heretofore authorized for the inner harbor through the shoals at its outer end to deep water in the outer channel.

Branford,
Conn.

Improving harbor at New Haven, Connecticut: For maintenance, including channel by way of Oyster Point to Kimberly Avenue Bridge on West River, ten thousand dollars.

New Haven,
Conn.

Improving breakwater at New Haven, Connecticut: Continuing improvement, one hundred thousand dollars: *Provided*, That the Secretary of War may enter into a contract or contracts for such materials and work as may be necessary to prosecute said project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate one hundred and fifty thousand dollars in addition to the amounts herein and heretofore appropriated.

Breakwater.

Proviso.
Contracts.

Improving harbor at Bridgeport, Connecticut: Continuing improvement in accordance with the plan submitted in House Document Numbered Two hundred and seventy-five, Fifty-ninth Congress, second session, one hundred and thirteen thousand dollars: *Provided*, That the Secretary of War may enter into a contract or contracts for such materials and work as may be necessary to

Bridgeport,
Conn.

Provisos.
Contracts.

- complete the improvement, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate three hundred and fifty thousand dollars, exclusive of sums herein and heretofore appropriated or heretofore authorized: *Provided further*, That the work shall be limited to the construction of the proposed breakwaters, the dredging to twenty-two feet of the main channel and deep anchorage basins as proposed, and the dredging of an anchorage basin twelve feet in depth and of an area equal to that proposed, to be located northwest of the twenty-two foot anchorage basin.
- Limit of operations.** Improving harbors at East Norwalk, South Norwalk, and above the railroad bridge at South Norwalk, Connecticut, in accordance with the report submitted in House Document Numbered Two hundred and sixty-two, Fifty-ninth Congress, second session, excepting therefrom the basin at South Norwalk; completing improvement, sixty-three thousand five hundred dollars.
- East and South Norwalk, Conn.**
- Improving harbors at Five Mile River, Stamford, Southport, Greenwich, and Westport, Connecticut, and Saugatuck River, Connecticut: Continuing improvement and for maintenance, seventy thousand dollars, from which amount the existing project at Stamford may be completed.
- Saugatuck River and harbors to New York State line.**
- Improving Thames River, Connecticut: Continuing improvement and for maintenance, including the completion of the project submitted in House Document Numbered Two hundred and sixty-five, Fifty-ninth Congress, second session, thirty thousand dollars.
- Thames River, Conn.**
- Improving Connecticut River, below Hartford, Connecticut: Continuing improvement and for maintenance, forty thousand dollars.
- Connecticut River, below Hartford.**
- Improving Housatonic River, Connecticut: Continuing improvement and for maintenance, twenty thousand dollars.
- Housatonic River, Conn.**
- Improving harbor at Port Chester, New York: For the removal of ledges of rock opposite the southerly point of Fox Island and for maintenance, six thousand five hundred dollars.
- Port Chester, N. Y.**
- Improving Larchmont Harbor, New York: For removal of ledges adjoining Huron Rock and for maintenance, fourteen thousand dollars.
- Larchmont, N. Y.**
- Improving Echo Bay, New York: Completing improvement in accordance with the report submitted in House Document Numbered One hundred and eighty-two, Fifty-ninth Congress, second session, and for maintenance, twelve thousand dollars.
- Echo Bay, N. Y.**
- Improving harbors at Port Jefferson, Mattituck, Huntington, Flushing Bay, Canarsie Bay, and Sag Harbor, New York: Continuing improvement and for maintenance, one hundred and twenty-five thousand dollars.
- Harbors, north shore Long Island, N. Y.**
- Improving Great South Bay, New York: For maintenance, two thousand dollars.
- Great South Bay, N. Y.**

Improving harbor at Saugerties, New York: Continuing improvement and for maintenance, twenty thousand dollars.

Saugerties,
N. Y.

Improving harbors at Rondout and Peekskill, New York: Continuing improvement and for maintenance, six thousand dollars.

Rondout and
Peekskill, N. Y.

Improving New York Harbor: For maintenance, one hundred and twenty-five thousand dollars.

New York
Harbor.

Improving Ambrose Channel, New York Harbor: The Secretary of War may enter into a contract or contracts for such materials and work as may be necessary to complete said project, to be paid for as appropriations may from time to time be made by law, to an amount not exceeding one million one hundred and forty-eight thousand five hundred and ten dollars, exclusive of amounts heretofore appropriated or heretofore authorized, from which amount, or from any amounts heretofore appropriated or authorized for said project, not exceeding eight hundred thousand dollars may be expended for the construction of two suction dredges: *Provided*, That during the continuance of excavation in the said Ambrose Channel the navigation thereof may be restricted by regulations to be issued by the Secretary of War, limiting the use of said channel to daylight navigation by vessels of twenty-nine feet draft or over.

Ambrose
channel, N. Y.
Contracts.

Dredges au-
thorized.

Provido.
Restriction
of navigation.

Improving Bay Ridge and Red Hook channels, New York: The Secretary of War may prosecute the improvement in said channels with a view to obtaining a depth of thirty-five feet and subsequently increasing said depth to the full forty feet with a width of twelve hundred feet in accordance with the project adopted in the river and harbor act of eighteen hundred and ninety-nine.

Bay Ridge
and Red Hook
channels, N. Y.

Depth.

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1123.

Ante, p. 848.
Coney Island
channel, N. Y.

Improving Coney Island Channel, New York Harbor, in accordance with the report submitted in House Document Numbered Four hundred and forty-two, Fifty-ninth Congress, second session: Completing improvement and for maintenance, one hundred and eighty-eight thousand three hundred dollars.

Improving harbor at Buffalo, New York: For repairing and rebuilding of breakwaters damaged by storm in January, nineteen hundred and seven, three hundred and fifty thousand dollars.

Buffalo, N.Y.
Repairing
breakwaters.

Improving harbor at Buffalo, New York: To complete arm of Stony Point breakwater, fifty-two thousand three hundred and thirty-six dollars; to excavate rock shoals at entrance of Buffalo Harbor to a depth of twenty-three feet, fifty-six thousand one hundred dollars; for maintenance of structures, channels, and for dredging at entrance to canals at South Buffalo, in outer harbor, seventy-five thousand dollars; in all, one hundred and eighty-three thousand four hundred and thirty-six dollars.

Maintenance
of harbor, etc.

Improving Black Rock Harbor and Channel, New York: Continuing improvement, and for the construc-

Black Rock
Harbor, N. Y.

- tion of the ship lock, in accordance with the report submitted in House Document Numbered Four hundred and twenty-eight, Fifty-eighth Congress, second session, one million dollars: *Provided*, That the Secretary of War may enter into a contract or contracts for such materials and work as may be necessary to prosecute said project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate one million dollars in addition to the sums herein and heretofore appropriated or heretofore authorized: *And provided further*, That the Secretary of War is authorized to construct the lock of sufficient capacity to admit the largest vessels now in use on the Lakes.
- Provisos. Contracts.* **Niagara River, N. Y.** Improving Tonawanda Harbor and Niagara River, New York: For removal of the hulk of a steamer lying with its bow about four hundred feet from the east shore of Grand Island, in the Niagara River, three thousand dollars.
- Charlotte, N. Y.** Improving harbor at Charlotte, New York: Continuing improvement and for maintenance, eighty-eight thousand five hundred dollars.
- Great Sodus Bay, N. Y.** Improving harbor at Great Sodus Bay, New York: Continuing improvement and for maintenance, fifty thousand dollars.
- Pultneyville, N. Y.** Improving harbor at Pultneyville, New York: Continuing improvement and for maintenance, six thousand dollars.
- Little Sodus Bay, N. Y.** Improving harbor at Little Sodus Bay, New York: Continuing improvement and for maintenance, seventy-five thousand dollars.
- Oswego, N. Y.** Improving harbor at Oswego, New York: Continuing improvement in accordance with plan "a," page six of House Document Numbered Fifty-five, Fifty-eighth Congress, second session, and for maintenance, one hundred thousand dollars: *Provided*, That the Secretary of War may enter into a contract or contracts for such materials and work as may be necessary to prosecute such project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate one hundred thousand dollars, in addition to the amounts herein and heretofore appropriated.
- Provisos. Contracts.* **Ogdensburg, N. Y.** Improving harbor at Ogdensburg, New York: Continuing improvement and for maintenance, seventy-five thousand dollars.
- Bronx River and East Chester Creek, N. Y.** Improving Bronx River and East Chester Creek, New York: Continuing improvement and for maintenance, twenty-nine thousand dollars, of which six thousand dollars may be expended for completing the improvement of East Chester Creek.
- East River and Hell Gate, N. Y.** Improving East River and Hell Gate, New York: Continuing improvement, two hundred and fifty thousand dollars, and a resurvey of said project may be made, including any ledge or ledges near to the westerly shore.

Improving Harlem River, New York: Continuing improvement, one hundred and fifty thousand dollars. Harlem River, N. Y.

Improving Newtown Creek, New York: Completing improvement and for maintenance, five thousand dollars. Newtown Creek, N. Y.

Improving Browns Creek, New York: Continuing improvement and for maintenance, five thousand dollars. Browns Creek, N. Y.

Improving Hudson River, New York: Continuing improvement and for maintenance, two hundred and fifty thousand dollars, of which five thousand dollars may be expended in removing the bar and deepening the channel at the mouth of Schodack Creek. Hudson River, N. Y.

Improving Wappinger Creek, New York: For maintenance, three thousand dollars. Wappinger Creek, N. Y.

Improving harbor at Tarrytown, New York: Completing improvement and for maintenance, sixteen thousand dollars. Tarrytown, N. Y.

Improving Raritan Bay, New Jersey: For maintenance, twenty-five thousand dollars. Raritan Bay, N. J.

Improving Cold Spring Inlet, New Jersey, to a depth of fifteen feet, in accordance with the plan printed in House Document Numbered Three hundred and eighty-eight, Fifty-ninth Congress, second session, three hundred and eleven thousand dollars: *Provided*, That the depth Cold Spring Inlet, N. J.

may be increased to twenty-five feet in case the local authorities or private persons or corporations shall within one year from the date of this Act contribute to the improvement the sum of one hundred thousand dollars, making the sum so contributed subject to the order of the Secretary of War in such manner as he shall direct; and the said Secretary of War may receive and expend upon the improvement to a depth of twenty-five feet the said sum of one hundred thousand dollars so contributed: *Provided further*, That the Secretary of War may enter into a contract or contracts for such materials and work as may be necessary to complete said improvement, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate, exclusive of the amount herein appropriated and of any sums contributed from other sources, five hundred and ninety-six thousand dollars in case the improvement be made to a depth of fifteen feet, or nine hundred thousand dollars in case the improvement be made to a depth of twenty-five feet: *Provided further*, That no portion of the funds herein appropriated and authorized shall be expended until the necessary land and right of way for the shore ends of the jetties, for light-houses, for the establishment of a life-saving station, and for a depot of engineer supplies, shall have been deeded to the United States free of cost, and until assurance, satisfactory to the Secretary of War, shall have been given that the plan of the harbor, to be established by private capital inside the entrance, will be modified by increasing the distance between the bulkheads immediately inside the shore end of the jetties in the manner recommended in said House Document Provisos. Contribution by local authorities, etc.

Provided further, That the Secretary of War may enter into a contract or contracts for such materials and work as may be necessary to complete said improvement, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate, exclusive of the amount herein appropriated and of any sums contributed from other sources, five hundred and ninety-six thousand dollars in case the improvement be made to a depth of fifteen feet, or nine hundred thousand dollars in case the improvement be made to a depth of twenty-five feet: *Provided further*, That no portion of the funds herein appropriated and authorized shall be expended until the necessary land and right of way for the shore ends of the jetties, for light-houses, for the establishment of a life-saving station, and for a depot of engineer supplies, shall have been deeded to the United States free of cost, and until assurance, satisfactory to the Secretary of War, shall have been given that the plan of the harbor, to be established by private capital inside the entrance, will be modified by increasing the distance between the bulkheads immediately inside the shore end of the jetties in the manner recommended in said House Document Contracts.

Provided further, That the Secretary of War may enter into a contract or contracts for such materials and work as may be necessary to complete said improvement, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate, exclusive of the amount herein appropriated and of any sums contributed from other sources, five hundred and ninety-six thousand dollars in case the improvement be made to a depth of fifteen feet, or nine hundred thousand dollars in case the improvement be made to a depth of twenty-five feet: *Provided further*, That no portion of the funds herein appropriated and authorized shall be expended until the necessary land and right of way for the shore ends of the jetties, for light-houses, for the establishment of a life-saving station, and for a depot of engineer supplies, shall have been deeded to the United States free of cost, and until assurance, satisfactory to the Secretary of War, shall have been given that the plan of the harbor, to be established by private capital inside the entrance, will be modified by increasing the distance between the bulkheads immediately inside the shore end of the jetties in the manner recommended in said House Document Conditions for lands, etc.

- Numbered Three hundred and eighty-eight, Fifty-ninth Congress, second session, and that the work proposed by the United States for the entrance channel to this harbor will be supplemented by such expenditure from private or corporate sources as shall make the harbor suitable for commerce and protected from injurious wave action: *And provided further*, That the Secretary of War shall have power to prescribe, regulate, and at any time modify the wharfage charges at this harbor, and no part of this appropriation shall be expended until the Cape May Real Estate Company shall, for itself and its successors and assigns, execute such formal acceptance of this proviso as the Secretary of War may require.
- Wharfage charges. Improving Passaic River, New Jersey: Completing improvement and for maintenance under existing project, fifty-three thousand dollars.
- Passaic River, N. J. Improving channel in Newark Bay and Passaic River, New Jersey, in accordance with the report submitted in House Document Numbered Four hundred and forty-one, Fifty-ninth Congress, second session, two hundred thousand dollars: *Provided*, That the Secretary of War may enter into a contract or contracts for such materials and work, as may be necessary for the prosecution of said work, to an amount not exceeding in the aggregate six hundred and fifty thousand dollars, to be appropriated for from time to time according to law, in addition to the amounts herein and heretofore appropriated.
- Newark Bay and Passaic River, N. J. Improving Woodbridge Creek, New Jersey: Completing improvement and for maintenance, nineteen thousand dollars.
- Proviso. Contract. Improving Keyport Harbor, Matawan Creek; Raritan, South, and Elizabeth rivers, Shoal Harbor, and Compton Creek, and Cheesapeake Creek, New Jersey: Continuing improvement and for maintenance, sixty-eight thousand dollars.
- Woodbridge Creek, N. J. Improving Shrewsbury River, New Jersey: For maintenance, ten thousand dollars.
- Keyport Harbor, etc., N. J. Improving Perriwig Bar, Delaware River, between Trenton and Bordentown, New Jersey, and Pennsylvania: Completing improvement in accordance with the report submitted in House Document Numbered Eight hundred and fifty-two, Fifty-ninth Congress, first session, fifty thousand dollars.
- Shrewsbury River, N. J. Improving Mantua Creek, New Jersey: Continuing improvement, and for maintenance, thirty-four thousand four hundred and fifty dollars, of which a sufficient amount may be applied for the construction of a dike to close the old mouth of said stream.
- Delaware River, Perriwig bar, Pa. and N. J. Improving Alloway Creek, New Jersey: Continuing improvement and for maintenance, five thousand dollars, of which a sufficient amount may be applied for the construction of a cut-off at Fosters Bottle: *Provided*, That no expenditure shall be made thereon until all land needed
- Mantua Creek, N. J.
- Alloway Creek, N. J.
- Proviso. Condition.

for such cut-off is deeded to the United States free of expense.

Improving Tuckerton Creek, New Jersey: Continuing improvement and for maintenance, twelve thousand dollars. Tuckerton Creek, N. J.

Improving Raccoon Creek, New Jersey: Continuing improvement and for maintenance, fifteen thousand dollars, of which a sufficient amount may be applied for the construction of a cut-off at Molonox Shoal: *Provided*, That no expenditure shall be made thereon until all lands necessary for such cut-off shall be deeded to the United States free of expense. Raccoon Creek, N. J. *Proviso. Condition.*

Improving Salem River, New Jersey: Completing improvement in accordance with the report submitted in House Document Numbered Seventy-eight, Fifty-fifth Congress, first session, twenty-nine thousand dollars. Salem River, N. J.

Improving Cohansey River, New Jersey: Completing improvement in accordance with the report submitted in House Document Numbered Six hundred and forty-five, Fifty-ninth Congress, first session, fifty-five thousand eight hundred dollars. Cohansey River, N. J.

Improving harbor at Pittsburg, Pennsylvania: For maintenance, ten thousand dollars. Pittsburg, Pa.

Improving harbor at Erie, Pennsylvania: Continuing improvement and for maintenance, one hundred and twenty thousand dollars. Erie, Pa.

Improving Delaware River, New Jersey, Pennsylvania, and Delaware: Completing improvement, eight hundred and ninety-five thousand dollars: *Provided*, That the Secretary of War may enter into a contract or contracts for such materials and work as may be required for the maintenance of said channel, to be paid for as appropriations may from time to time be made by law, to an amount not exceeding five hundred thousand dollars, exclusive of amounts herein and heretofore appropriated: *Provided further*, That contracts for maintenance shall be limited to work to be done not later than the working season of the year nineteen hundred and nine, and the amount herein authorized shall be available for expenditure in the completion of said project: *And provided further*, That of the amounts herein appropriated and authorized not exceeding two hundred thousand dollars may, in the discretion of the Secretary of War, be expended for widening the said channel at the bends therein, below the city of Philadelphia, with a view to securing, so far as practicable, a channel of equal safety and efficiency in all its parts. Delaware River, N. J., Pa., and Del. *Provisos. Contracts.* Limit of work.

Improving Monongahela River, Pennsylvania: For the construction of Lock and Dam Numbered Five, two hundred and fifty-six thousand and forty-two dollars: *Provided*, That the Secretary of War may enter into a contract or contracts for such materials and work as may be required for the completion of such project, to be paid for Channel below Philadelphia. Monongahela River, Pa. Lock and Dam No. 5. *Proviso. Contract.*

as appropriations may from time to time be made by law, to an amount not to exceed five hundred thousand dollars, exclusive of the amounts herein and heretofore appropriated.

Allegheny
River, Pa.
Dams Nos. 2
and 3.

Improving Dam Numbered Three, Allegheny River, Pennsylvania: For the repair and reconstruction of Dam Numbered Three, and for the completion of Dam Numbered Two, two hundred and thirty-five thousand dollars.

Wilmington,
Del.

Improving Wilmington Harbor, Delaware: Continuing improvement and for maintenance, seventy-five thousand dollars.

Appoquinimink, Murderkill, and Mispillion rivers,
Del.

Improving Appoquinimink, Murderkill, and Mispillion rivers, Delaware: Continuing improvement and for maintenance, fifty-three thousand dollars, of which forty thousand dollars may be expended upon the Mispillion River in accordance with the report submitted in House Document Numbered One hundred and two, Fifty-sixth Congress, second session.

St. Jones
River, Del.

Improving Saint Jones River, Delaware: For maintenance, three thousand dollars.

Smyrna
River, Del.

Improving Smyrna River, Delaware: For maintenance, two thousand dollars.

Broadkill
River, Del.

Improving Broadkill River, Delaware, in accordance with the report submitted in House Document Numbered Two hundred and fourteen, Fifty-ninth Congress, second session: Completing improvement, thirty-three thousand three hundred and thirty dollars.

Broad Creek
River, Del.

Improving Broad Creek River, Delaware: For maintenance, one thousand five hundred dollars.

Patapsco
River, Baltimore, Md.
Provido.
Contracts.
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Post, p. 1328.

Improving Patapsco River and channel to Baltimore, Maryland, five hundred thousand dollars: *Provided*, That the Secretary of War may enter into a contract or contracts for such materials and work as may be necessary for the completion of said project, to be paid for as appropriations may from time to time be made by law, to an amount not exceeding one million seven hundred and fifteen thousand dollars, exclusive of the amounts herein and heretofore appropriated or heretofore authorized.

Southwest
Baltimore,
Md.

Improving harbor of Southwest Baltimore, Maryland: For maintenance, six thousand five hundred dollars.

Chesapeake
Bay, Md.
Eastern
shore.

Improving harbors at Rockhall, Queenstown, Claiborne, and Cambridge, and Chester, Choptank, Warwick, Pocomoke, La Trappe, and Manokin rivers, and Tyaskin Creek, Maryland: Continuing improvement and for maintenance, sixty thousand dollars, of which amount six thousand five hundred dollars may be expended for the completion of the improvement of Tyaskin Creek, in accordance with the report submitted in House Document Numbered Six hundred and eighty-two, Fifty-ninth Congress, first session.

Crisfield Md.

Improving Crisfield Harbor, Maryland, in accordance with the report submitted in House Document Numbered Seven hundred and eighty-three, Fifty-ninth Congress, first session: Completing improve-

ment, thirty-seven thousand seven hundred and seven dollars.

Improving Elk River, Maryland: Completing improvement in accordance with the report submitted in House Document Numbered Seven hundred and thirty-eight, Fifty-ninth Congress, first session, and for maintenance, eighteen thousand eight hundred and three dollars. Elk River,
Md.

Improving Susquehanna River above and below Havre de Grace, Maryland: Continuing improvement and for maintenance, twenty thousand dollars. Susquehanna
River, Md.

Improving Nanticoke River, Delaware and Maryland: Continuing improvement and for maintenance, two thousand dollars. Nanticoke
River, Del. and
Md.

Improving Wicomico River[*], Maryland: For maintenance, two thousand five hundred dollars. Wicomico
River, Md.

Improving Potomac River at Washington, District of Columbia: For maintenance, restoring depth of eight feet in tidal reservoir and constructing reservoir inlet gates, two hundred and fifty-eight thousand dollars. Potomac
River, D. C.

Improving Anacostia River, District of Columbia: Continuing improvement, one hundred and twenty-seven thousand dollars. Anacostia
River, D. C.

Improving Norfolk Harbor and its approaches, Virginia: Completing improvement, thirty-seven thousand eight hundred and twenty-five dollars. Norfolk, Va.

Improving Norfolk Harbor, Virginia, and its approaches, from deep water in Hampton Roads to the junction of the eastern and southern branches, in accordance with House Documents Numbered Three hundred and seventy-three and Three hundred and eighty-one, Fifty-ninth Congress, first session, including the removal of shoals at the mouth of the eastern branch, two hundred and eighty-two thousand dollars: *Provided*, That the Secretary of War may enter into a contract or contracts for such materials and work as may be necessary to prosecute such project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate eight hundred and fifty thousand dollars, exclusive of the amounts herein appropriated. Proviso.
Contracts.

Improving Hampton Roads, Virginia: For maintenance, twelve thousand five hundred dollars. Hampton
Roads, Va.

Improving harbor at Cape Charles City, Virginia: Continuing improvement and for maintenance, twenty-five thousand dollars. Cape Charles
City, Va.

Improving York, Mattaponi, and Pamunky rivers and Occoquan and Carters creeks, Virginia: Continuing improvement and for maintenance, forty-nine thousand dollars, of which amount nineteen thousand dollars may be expended for the removal of the bar at the mouth of Occoquan Creek, in accordance with the report submitted in House Document Numbered One hundred and ninety, Fifty-ninth Congress, first session. York, Matta-
poni, etc., riv-
ers, Va.

Occoquan
Creek, Va.

* On the eastern shore.

- Nomini Creek, Va. Improving Nomini Creek, Virginia: Continuing improvement and for maintenance, five thousand dollars.
- Rappahannock River, Va. Improving Rappahannock River, Virginia, in accordance with the modified project: Seventy-seven thousand seven hundred and twenty-nine dollars: *Provided*, That a contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary to complete said project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate ninety thousand dollars, exclusive of the amounts herein and heretofore appropriated.
- Proviso. Contracts.*
- James River, Va. Improving James River, Virginia: Continuing improvement and for maintenance, two hundred thousand dollars.
- Nansemond River, Va. Improving Nansemond River, Virginia: Continuing improvement and for maintenance, five thousand dollars.
- Appomattox River, Va. Improving Appomattox River, Virginia: Completing improvement and for maintenance, fifty thousand dollars, and an examination of the said river may be made for the purpose of determining what improvements should be made or plan adopted for the maintenance of the said channel.
- Blackwater River, Va. Improving Blackwater River, Virginia: Completing improvement in accordance with the report submitted in House Document Numbered One hundred and seventy-seven, Fifty-ninth Congress, first session, and for maintenance, eight thousand dollars.
- Big Sandy River, Levisa and Tug forks, W. Va. and Ky. Improving Big Sandy River and Levisa and Tug forks, West Virginia and Kentucky: Continuing improvement by the construction of Dam Numbered One, Levisa fork, and Dam Numbered One, Tug Fork; one hundred thousand dollars: *Provided*, That the Secretary of War may enter into contract or contracts for such materials and work as may be necessary for the completion of said dams, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate one hundred and thirty-five thousand dollars, exclusive of the amounts herein and heretofore appropriated.
- Proviso. Contracts.*
- Big Sandy River, Bridge. Improving Big Sandy River, West Virginia and Kentucky, by the construction of a steel service bridge at Lock Numbered One, seven thousand dollars.
- Little Kanawha River, W. Va. Improving Little Kanawha River, West Virginia: Completing improvement and for maintenance, eighty-one thousand dollars, and the Secretary of War may cause a survey to be made for one lock and dam in said river above the location of existing Lock Numbered Five.
- Beaufort, N. C. Improving harbor at Beaufort, North Carolina: For maintenance, twenty-two thousand dollars, of which amount so much as may be necessary may, in the discretion of the Secretary of War, be applied to repairing existing jetties at Fort Macon Point and constructing additional jetties and shore protection.

Improving waterway from Norfolk, Virginia, to the sounds of North Carolina[*], for maintenance, five thousand dollars.

Waterway,
etc.
Norfolk to
North Caro-
lina sounds.
Norfolk to
Albemarle
Sound.

Improving inland water route from Norfolk, Virginia, to Albemarle Sound, North Carolina, through Currituck Sound, for maintenance, three thousand dollars.

Improving and constructing inland waterway from Pamlico Sound to Beaufort Inlet, North Carolina, ten feet in depth, in accordance with the report submitted in House Document Numbered Eighty-four, Fifty-ninth Congress, second session, two hundred thousand dollars:

Pamlico
Sound to Beau-
fort Inlet,
N. C.

Provided, That the Secretary of War may enter into a contract or contracts for such materials and work as may be necessary for the completion of said project not exceeding in the aggregate three hundred and fifty thousand dollars, exclusive of the amounts herein and heretofore appropriated.

Provide.
Contracts.

Improving Roanoke River, North Carolina: For maintenance, three thousand dollars.

Roanoke
River, N. C.

Improving Meherrin River, North Carolina, from the mouth thereof to Murfreesboro, in accordance with the report submitted in House Document Numbered One hundred and thirty-seven, Fifty-ninth Congress, first session: Completing improvement and for maintenance, six thousand dollars.

Meherrin
River, N. C.

Improving Scuppernon River, North Carolina: For maintenance, two thousand dollars.

Scuppernon
River, N. C.

Improving Pamlico and Tar rivers, North Carolina: Completing improvement below Washington in accordance with the existing project and above Washington in accordance with the report submitted in House Document Numbered Three hundred and forty-two, Fifty-ninth Congress, second session, and for maintenance, eleven thousand five hundred and sixty-three dollars.

Pamlico and
Tar rivers,
N. C.

Improving Contentnia Creek, North Carolina: For maintenance, two thousand dollars.

Contentnia
Creek, N. C.

Improving Neuse and Trent rivers, North Carolina: Continuing improvement and for maintenance, thirty thousand dollars.

Neuse and
Trent rivers,
N. C.
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1424.

Improving waterway between Newbern and Beaufort, North Carolina: For maintenance, two thousand dollars.

Post, p. 1295.
Waterway,
Newbern to
Beaufort, N. C.
Beaufort In-
let, N. C.

Improving Beaufort Inlet, North Carolina: For maintenance, five thousand dollars.

Improving New River, North Carolina, including inland waterways between Beaufort Harbor and New River and between New River and Swansboro, North Carolina: Continuing improvement and for maintenance, seventeen thousand dollars.

New River,
etc., N. C.

Improving North East and Black rivers, and Cape Fear River above Wilmington, North Carolina: For maintenance, nine thousand dollars.

Northeast,
Black, and
Cape Fear
rivers, N. C.

* Via Pasquotank River.

Cape Fear
River, N. C.

Improving Cape Fear River, at and below Wilmington, North Carolina, in accordance with the modified project submitted in House Document Numbered Five hundred and forty-five, Fifty-ninth Congress, first session: Continuing improvement to such depth in excess of twenty feet as the appropriations for the work may permit, due regard being given to the difference in tidal oscillation at the upper and lower portion of the improvement, one hundred and sixty-five thousand dollars: *Provided*, That the Secretary of War may enter into a contract or contracts for such materials and work as may be necessary to prosecute the said improvement, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate two hundred and fifty thousand dollars, exclusive of the amounts herein and heretofore appropriated or heretofore authorized: *And provided further*, That the balance remaining unexpended of previous appropriations and authorizations for improving Cape Fear River at and below Wilmington, North Carolina, shall be available for the project as herein modified, and so much as may be necessary of the funds available for the improvement may be used in the repair of the New Inlet and Swash Defense dams.

Provisos.
Contracts.

Balances
available.

Reexamina-
tion.

The Secretary of War may cause a reexamination to be made of the Cape Fear River above Wilmington, North Carolina, with a view to reporting what modifications, if any, should be made in the existing project, the expense of which shall be paid from the amount appropriated in section two.

Shallotte
River, N. C.

Improving Shallotte River, North Carolina: For maintenance, three thousand dollars.

Winyah Bay,
S. C.

Improving Winyah Bay, South Carolina: For maintenance, thirty thousand dollars.

Waterway,
Charleston and
McClellanville, S. C.

Improving inland waterway between Charleston Harbor and opposite McClellanville, South Carolina: Completing improvement, seventy-five thousand two hundred and ninety dollars; and the Secretary of War, may extend the said waterway or a branch thereof to Morrisons Landing in McClellanville.

Charleston,
S. C.

Improving harbor at Charleston, South Carolina: For maintenance, twenty-five thousand dollars.

Waccamaw
and Little Pe-
dee rivers,
N. C. and S. C.

Improving Waccamaw River, North Carolina and South Carolina, and Little Pedee River, South Carolina: Continuing improvement and for maintenance, twenty thousand dollars.

Lynch River,
and Clark
Creek, S. C.

Improving Lynch's River and Clarke's Creek, South Carolina, by the removal of logs and snags, two thousand dollars.

Great Pedee
River, S. C.

Improving Great Pedee River, South Carolina: Continuing improvement and for maintenance, twenty thousand dollars.

Santee, Wa-
teree, Con-
garee rivers,
etc., S. C.

Improving Santee, Wateree, and Congaree rivers, and Estherville-Minim Creek Canal, South Carolina: Continuing improvement and for maintenance, one hundred

and fifty thousand dollars; and the limits of the improvement of the Congaree River shall be extended to include that part of the said river included in the project from Gervais Street Bridge, Columbia, to Granby, South Carolina.

Improving harbor at Savannah, Georgia: Continuing improvement and for maintenance, according to the plans of the Board of Engineers for Rivers and Harbors, submitted in House Document Numbered One hundred and eighty-one, Fifty-ninth Congress, first session, three hundred thousand dollars: *Provided*, That the Secretary of War may enter into a contract or contracts for such materials and work as may be necessary to prosecute said project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate seven hundred thousand dollars, exclusive of the amounts herein and heretofore appropriated or heretofore authorized: *Provided further*, That the dredge recommended in the said document to be built shall be of the stationary pumping type and cost not to exceed one hundred and twenty-five thousand dollars: *And provided further*, That three hundred thousand dollars of the amount herein authorized or appropriated, or so much thereof as may be necessary, may be expended in raising, strengthening, or extending the existing jetties, training walls, and other regulating works.

Savannah,
Ga.Provisos.
Contracts.

Dredge.

Existing jetties.

Improving harbor at Brunswick, Georgia, in accordance with the report submitted in House Document Numbered Four Hundred and seven, Fifty-ninth Congress, first session, one hundred and forty-six thousand six hundred and fifty dollars: *Provided*, That the Secretary of War may enter into a contract or contracts for such materials and work as may be necessary to complete said project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate three hundred and fifty thousand dollars exclusive of the amounts herein and heretofore appropriated: *Provided further*, That it shall be the duty of the Chief of Engineers to ascertain if any person or corporation owning, controlling, or using any wharf or wharfage privileges at said harbor discriminates against anyone engaged in the transportation of freight by ship, vessel, or railroad, and whether any such wharf owners or wharfingers refuse to permit any vessels or ships to land at or use said wharves, and to make report thereof to Congress.

Brunswick,
Ga.Provisos.
Contracts.

Discriminations to be investigated.

Improving Cumberland Sound, Georgia and Florida: Continuing improvement and for maintenance, seventy-five thousand dollars.

Cumberland
Sound, Ga. and
Fla.

Improving Savannah River below Augusta, Georgia: Continuing improvement and for maintenance, thirty thousand dollars.

Savannah
River, Ga.
Below Au-
gusta.

Improving Savannah River above Augusta, Georgia: Continuing improvement and for maintenance, three thousand dollars.

Above Au-
gusta.

Altamaha,
Oconee, and
Ocmulgee
Rivers, Ga.

Improving Altamaha, Oconee, and Ocmulgee rivers, Georgia: Continuing improvement and for maintenance, seventy-five thousand dollars: *Provided*, That twenty-five thousand dollars of said amount may, if necessary, in the discretion of the Secretary of War, be expended upon the Ocmulgee River between the cities of Macon and Hawkinsville, Georgia.

Club and
Plantation
Creeks canal,
Ga.

Improving Club and Plantation creeks canal, Georgia, in accordance with House Document Numbered One hundred and fifty-nine, Fifty-eighth Congress, second session, twenty thousand dollars.

Water route,
Savannah, Ga.,
to Fernandina,
Fla.

Improving inside water route between Savannah, Georgia, and Fernandina, Florida: Continuing improvement and for maintenance, thirty thousand dollars; and the Secretary of War may cause a resurvey to be made to determine the best route for said waterway.

Skidaway
Narrows, Ga.

Improving Skidaway Narrows, Georgia: Completing improvement, and for maintenance, thirty-five thousand dollars.

Flint River,
Ga.

Improving Flint River, Georgia: Continuing improvement and for maintenance, twenty-five thousand dollars.

Chattahoo-
chee River,
Ga. and Ala.

Improving Chattahoochee River, Georgia and Alabama, below Columbus: Continuing improvement and for maintenance, one hundred and fifty thousand dollars.

Coosa River,
Ga. and Ala.

Improving Coosa River, Georgia and Alabama: Continuing improvement and for maintenance, fifty thousand dollars, of which amount, two thousand dollars may be expended, if required, for the care and preservation of the Government plant and property at Wetumpka.

Fernandina,
Fla.

Improving Fernandina Harbor, Florida, in accordance with the report submitted in House Document Numbered Three hundred and eighty-eight, Fifty-ninth Congress, first session, one hundred and fifteen thousand dollars.

Biscayne
Bay, Fla.
Vol. 32, p.
338.
Ante, p. 960.

Improving Biscayne Bay, Florida: With a view to the completion of the project provided for in the Act approved June thirteenth, nineteen hundred and two, entitled "An Act making appropriations for the construction, repair, and preservation of certain public works on rivers and harbors, and for other purposes," by dredging the portion of the channel extending to the sea from the terminus of the channel to be constructed by the Florida East Coast Railway Company to the depth of eighteen feet, one hundred feet wide, by completing the north jetty now under process of construction and constructing the south jetty, one hundred thousand dollars: *Provided*, That the Secretary of War may enter into a contract or contracts for such materials and work as may be necessary to complete said work, to be paid for as appropriations may from time to time be made by law, to an amount not exceeding one hundred and forty-six thousand dollars, exclusive of the amounts herein and heretofore appropriated: *Provided further*, That nothing contained in this Act shall be so construed as to relieve the

Proteos.
Contracts.

said Florida East Coast Railway Company from its obligations under the contract entered into with the United States in accordance with the provisions of said Act approved June thirteenth, nineteen hundred and two.

Florida East
Coast Railway
Company con-
tract.

Improving harbor at Key West, Florida, and entrance thereto: Continuing improvement and for maintenance, by dredging and work on jetties or by constructing training walls, in the discretion of the Secretary of War, two hundred thousand dollars.

Key West,
Fla.

Improving Sarasota Bay, Florida: Continuing improvement from Tampa Bay to Venice, twenty-two thousand five hundred dollars.

Sarasota
Bay, Fla.

Improving East Pass and Carrabelle bar and harbor, Florida: Continuing improvement with a view to obtaining a channel eighteen feet deep and one hundred feet wide from the eighteen-foot contour in the outer harbor to a point opposite the beacon situated about one thousand feet up the river from its mouth, with a suitable turning basin, thence ten feet deep and one hundred feet wide to the wharves at Carrabelle, sixty thousand dollars.

East Pass
and Carrabelle
bar, Fla.

Improving Apalachicola Bay, Florida: Continuing improvement with a view to obtaining a channel across the bar at the mouth of the Apalachicola River not less than one hundred feet wide and ten feet deep at mean low water, and a channel not less than one hundred and fifty feet wide and eighteen feet deep through Link channel and West Pass to the Gulf of Mexico, in accordance with the report submitted in House Document Numbered Four hundred and twenty-two, Fifty-ninth Congress, first session, eighty-five thousand dollars.

Apalachicola
Bay, Fla.

Improving harbor at Pensacola, Florida: Continuing improvement and for maintenance, one hundred thousand dollars.

Pensacola,
Fla.

Improving Saint Johns River, Florida: For maintenance, one hundred thousand dollars.

St. Johns
River, Fla.

Improving Saint Johns River at Orange Mills Flats, Florida: Continuing improvement and for maintenance, twenty-five thousand dollars.

Orange Mills
flats.

Improving Saint Johns River, Florida, opposite the city of Jacksonville: Completing improvement in accordance with the report submitted in House Document Numbered Six hundred and sixty-three, Fifty-ninth Congress, first session, three hundred and seventy-one thousand five hundred dollars.

Opposite
Jacksonville.

Improving Volusia bar, Florida: For maintenance, two thousand dollars.

Volusia bar.

Improving Oklawaha River, Florida: Completing improvement from the mouth to Leesburg, Florida, including Silver Springs Run, in accordance with the report submitted in House Document Numbered Seven hundred and eighty-two, Fifty-ninth Congress, first session, and for maintenance, fifteen thousand dollars.

Oklawaha
River, Fla.

- Indian River, Fla. Improving Indian River, Florida, between Goat Creek and Jupiter Inlet: Continuing improvement and for maintenance, nine thousand dollars.
- Kissimmee River, Fla. Improving Kissimmee River [a], Florida: Completing improvement and for maintenance, twelve thousand two hundred and twenty-one dollars.
- Orange River, etc., Fla. Improving Orange River, Charlotte Harbor, and Caloosahatchie River, Florida: For maintenance, three thousand dollars.
- Crystal River, etc., Fla. Improving Crystal, Anclote, and Suwanee rivers, Florida: Continuing improvement and for maintenance, twenty-five thousand dollars.
- Withlacoochee River, Fla. Improving Withlacoochee River, Florida, in accordance with the report submitted in House Document Numbered Four hundred and eighty-three, Fifty-ninth Congress, second session, following Route "F," sixty-five thousand four hundred dollars: *Provided*, That the Secretary of War may enter into a contract or contracts for such materials and work as may be necessary to complete the project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate one hundred and fifty thousand dollars, exclusive of the amounts herein and heretofore appropriated.
- Proviso.*
Contracts.
- Manatee River, Fla. Improving Manatee River, Florida: Completing improvement and for maintenance, seventy thousand seven hundred and ten dollars.
- Apalachicola River, etc., Fla. Improving Apalachicola River, Florida, including the cut-off and lower Chipola River and the upper Chipola River from Mariana to its mouth: Continuing improvement and for maintenance, twenty-five thousand dollars.
- Choctawhatchee River, Fla. and Ala. Improving Choctawhatchee River, Florida and Alabama, including Cypress Top outlet: Continuing improvement and for maintenance, ten thousand dollars.
- Holmes River, Fla. Improving Holmes River, Florida, from Vernon to its mouth: Continuing improvement and for maintenance, two thousand dollars.
- Blackwater River, Fla. Improving Blackwater River, Florida: Continuing improvement and for maintenance, five thousand dollars.
- Escambia and Conecuh Rivers, Fla. and Ala. Improving Escambia and Conecuh rivers, Florida and Alabama: Continuing improvement and for maintenance, fifteen thousand dollars.
- Water hyacinth, Fla. Removing. For the removal of water hyacinth from the navigable waters of the State of Florida, so far as it is or may become an obstruction to navigation, fifteen thousand dollars: *Provided*, That no chemical process injurious to cattle which may feed upon the water hyacinth shall be used.
- Proviso.*
Restriction.
Mobile, Ala. Improving harbor at Mobile, Alabama: Continuing improvement and for maintenance, in accordance with the recommendation of the Board of Engineers for Rivers

^aThe adopted project provides for the improvement also of Istokpoga Creek, which empties into Kissimmee River about 10½ miles north of Fort Bassinger.

and Harbors created by section three of the river and harbor Act of June thirteenth, nineteen hundred and two, in its report printed in House Document Numbered Six hundred and forty-seven, Fifty-ninth Congress, first session, two hundred thousand dollars: *Provided*, That not more than ten thousand dollars of such amount may, in the discretion of the Secretary of War, be used in the removal of dead heads, sunken logs, and other obstructions arising from the freshets on the rivers entering Mobile Bay: *Provided further*, That the Secretary of War may enter into a contract or contracts for such materials and work as may be necessary to prosecute the improvement, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate three hundred and sixty thousand dollars, exclusive of the amounts herein and heretofore appropriated: *And provided further*, That so much as may be necessary may be expended in the construction of a dredge for said harbor.

Vol. 32, p.
372.
Ante, p.
1006.

Provisos.
Snagging, etc.

Contracts.

Dredge au-
thorized

Improving Mobile bar, Alabama: Continuing improvement and for maintenance, fifty thousand dollars.

Mobile bar,
Ala.

Improving Alabama River, Alabama: Continuing improvement and for maintenance, two hundred thousand dollars.

Alabama
River, Ala.

Improving Conecuh River, Alabama, in accordance with the report submitted in House Document Numbered One hundred and fifty-nine, Fifty-ninth Congress, first session: Completing improvement, thirty-one thousand dollars.

Conecuh
River, Ala.

Improving Black Warrior, Warrior, and Tombigbee rivers, Alabama, by the construction of locks and dams, three hundred and fifty thousand dollars: *Provided*, That the Secretary of War may enter into a contract or contracts for such materials and work as may be necessary to prosecute said improvement, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate one million eight hundred and forty-two thousand dollars, exclusive of the amounts herein and heretofore appropriated or heretofore authorized: *Provided further*, That so much as may be necessary shall be used in the completion of Lock and Dam Numbered One in the Tombigbee River near Demopolis, and Locks and Dams Numbered Two and Three in the Warrior River next above; and in the construction of Lock and Dam Numbered Three in the Tombigbee River and of Locks and Dams Numbered Fourteen, Fifteen, Sixteen, and Seventeen in the Black Warrior River above Tuscaloosa.

Black War-
rior, Warrior,
and Tombigbee
rivers, Ala.
Provisos.
Contracts.

Distribution.

Improving Tombigbee River, Alabama, from the mouth to Demopolis: For maintenance, sixteen thousand dollars.

Tombigbee
River.
To Demopo-
lis.

Improving Tombigbee River, Alabama, from Demopolis, Alabama, to Columbus, Mississippi: For maintenance, fourteen thousand dollars, of which amount two thousand dollars may, in the discretion of the Secretary of War, be

Demopolis
to Columbus.

expended upon the said river between Columbus and Walkers Bridge.

Horn Island Pass., Miss.

Improving Horn Island Pass, Mississippi: For maintenance, nine thousand dollars.

Biloxi, Miss.

Improving harbor at Biloxi, Mississippi: For maintenance, nine thousand dollars.

Dredge for harbors, Mississippi coast.

Improving harbors on the coast of Mississippi: The Secretary of War may, in his discretion, construct a dredge for use in said harbors and the channels adjacent thereto, at a cost not exceeding two hundred thousand dollars, of which amount, in case said dredge is constructed, twenty-five thousand dollars shall be taken from the appropriation herein for Gulfport Harbor and fifty thousand dollars from the appropriation for Pascagoula River.

Gulfport-Ship Island Harbor channel, etc., and Ship Island Pass, Miss.

Improving anchorage basin at Gulfport and channel therefrom to the anchorage or roadstead at Ship Island; also Ship Island Pass between Ship and Cat islands, Mississippi: Continuing improvement and for maintenance, one hundred thousand dollars; and the Secretary of War may annul that portion of the contract entered into February twentieth, nineteen hundred and one, between Major W. T. Rossell, Corps of Engineers, United States Army, on behalf of the United States, and Spencer S. Bullis, relating to maintenance of a channel and anchorage basin in Mississippi Sound between Ship Island and Gulfport, Mississippi, and the amount due the said Spencer S. Bullis, or his assigns, for maintenance shall be reckoned from June fourteenth, nineteen hundred and six, to the date of annulment at the rate of ten thousand dollars per annum.

Contract to be annulled.

Vol. 30, p.

1127.

Ante, p. 852.

Vol. 34, p.

833.

Ante, p.

1177.

Pascagoula River, Miss.

Improving Pascagoula River^[a], Mississippi: Continuing improvement and for maintenance, two hundred thousand dollars.

Leaf, Chickasabay, etc., rivers, Miss.

Improving Pascagoula^[b], Leaf, and Chickasabay rivers, Mississippi: For maintenance, ten thousand dollars.

Pearl River, Miss.

Improving Pearl River, Mississippi, below Rockport:

Below Rockport.

Continuing improvement and for maintenance, thirty thousand dollars.

Between Edinburg and Jackson.

Improving Pearl River, Mississippi, between Edinburg and Jackson: For maintenance, three thousand five hundred dollars.

Wolf and Jordan rivers, Miss.

Improving Wolf and Jordan rivers, Mississippi, in accordance with the report submitted in House Document Numbered Nine hundred and seventeen, Fifty-ninth Congress, first session: Completing improvement, thirty thousand dollars.

Homochitto River, Miss.

Improving Homochitto River, Mississippi: For maintenance, four thousand dollars.

^a From a point on Dog River 3 miles above its mouth to Mississippi Sound.

^b Above mouth of Dog River.

Improving Yazoo, Tallahatchie, and Coldwater rivers and Tchula Lake, Mississippi: For maintenance, forty-five thousand dollars. Yazoo River, etc., Miss.

Improving Tallahatchie River, Mississippi, between Batesville and the mouth of the Coldwater River, in accordance with the report submitted in House Document Numbered One hundred and forty-seven, Fifty-ninth Congress, first session, four thousand dollars. Tallahatchie River, Miss.

Improving Big Sunflower River, Mississippi, in accordance with report submitted in House Document Numbered Six hundred and sixty-seven, Fifty-ninth Congress, first session, and continuing improvement under existing project to the mouth of the Hushpucena River, and for maintenance, one hundred thousand dollars. Big Sunflower River, Miss.

Improving South Pass channel of the Mississippi River, Louisiana: For maintenance, fifty thousand dollars: *Provided*, That the Secretary of War may enter into a contract or contracts for the improvement and maintenance of said channel to an amount not exceeding fifty thousand dollars, to be expended during the fiscal year closing June thirtieth, nineteen hundred and nine, both of which amounts shall be in addition to and exclusive of the regular annual appropriation of one hundred thousand dollars for that purpose. South Pass, Mississippi River, La. *Proviso. Contracts.*

Improving South West Pass of the Mississippi River, Louisiana: Continuing improvement, one million dollars: *Provided*, That a contract or contracts may be entered into by the Secretary of War for such materials and work as be necessary for the completion of said project, to be paid for as appropriations may from time to time be made by law, not exceeding in the aggregate one million five hundred thousand dollars, exclusive of the amounts herein and heretofore appropriated. Vol. 31, p. 585. *Ante*, p. 921.

Improving the mouth and passes of Calcasieu River, Louisiana: For maintenance, twenty-five thousand dollars. Southwest Pass, Mississippi River, La. *Proviso. Contracts.*

The limit of time fixed by an Act making appropriations for the construction, repair, and preservation of certain public works on rivers and harbors, and for other purposes, approved June thirteenth, nineteen hundred and two, for the removal of a temporary dam and the construction of locks [a] in Bayou Lafourche, State of Louisiana, is hereby extended until January first, nineteen hundred and ten. Calcasieu River, La.

Improving Bayou Plaquemine, Grand River, and Pigeon Bayou, Louisiana: For construction of a dredge and maintenance, one hundred thousand dollars. Bayou Lafourche, La. Time for locks, etc., extended. Vol. 32, p. 373. *Ante*, p. 1014. Vol. 33, p. 588. *Ante*, p. 1047.

Improving Bayou Teche, Louisiana: With a view to obtaining a six-foot navigation to Arnaudville, in accordance with the the report submitted in House Document Numbered Five hundred and twenty-seven, Fifty-ninth Bayou Plaquemine, etc., La.

^a By the Atchafalaya Basin and the Lafourche Basin levee boards.

Proviso.
Condition.

Congress, first session, and for maintenance of the existing project, one hundred and thirty thousand dollars: *Provided*, That this expenditure for a six-foot navigation to Arnaudville shall be contingent upon all lands necessary for lock and dam purposes and canal feeders being deeded to the United States free of cost, and upon the United States being secured against possible claims for damages resulting from the overflow of lands by reason of the lock and dam improvement or from the draining of Spanish Lake.

Waterway,
Franklin to
Mermentau,
La.
Vol. 35, p.
815.
Post, p. 1328.
Vol. 36, p.
933.
Post, p. 1472.

Improving Inland Waterway Channel from Franklin to Mermentau, Louisiana, in accordance with the report submitted in House Document Numbered Six hundred and forty, Fifty-ninth Congress, second session, eighty-nine thousand two hundred and ninety-two dollars, and the Secretary of War may enter into a contract or contracts for such materials and work as may be necessary to complete said project, to be paid for as appropriations may from time to time be made by law, not to exceed two hundred thousand dollars in excess of the amount herein appropriated.

Bayou Ver-
millon, etc.

Improving the channel, bay, and passes of Bayou Vermillion and Mermentau River and tributaries, Louisiana: For maintenance, twenty-five thousand dollars.

Bogue Chitto,
etc., La.

Improving Bogue Chitto, Chefuncte River, Bogue Falia, Tickfaw River and tributaries, also Amite River, and Bayou Manchac, Louisiana: For maintenance, thirty-four thousand dollars.

Johnsons
Bayou.

Improving Johnsons Bayou, Louisiana: For maintenance, two thousand five hundred dollars.

Water hya-
cinth, La. and
Tex.

For the removal of the water hyacinth from the navigable waters in the States of Louisiana and Texas, so far as it is or may become an obstruction to navigation, ten thousand dollars.

Red River,
La., Ark.,
Tex., and
Okla.

Improving the Red River in the States of Louisiana, Arkansas, Texas, and Oklahoma: For continuing improvement and for maintenance, two hundred and fifty thousand dollars, of which amount one hundred thousand dollars may be expended between Fulton, Arkansas, and Denison, Texas.

Bayou Bar-
tholomew, etc.,
La. and Ark.

Improving Bayou Bartholomew, Boeuf River, Tensas River, Bayou Macon, and Bayous D'Arbonne and Corney, Louisiana and Arkansas: For maintenance, seven-teen thousand dollars.

Ouachita and
Black rivers,
La. and Ark.

Improving Ouachita and Black rivers, Louisiana and Arkansas: Continuing improvement by the construction of Lock and Dam Numbered Two, near Catahoula Shoals, Louisiana, and Lock and Dam Numbered Eight, near Franklin Shoals, Arkansas, in accordance with the plan in House Document Numbered Four hundred and forty-eight, Fifty-seventh Congress, first session, and for maintenance, two hundred thousand seven hundred and eighty dollars: *Provided*, That the Secretary of War may enter into a contract or contracts for such materials and work

Proviso.
Contracts.

as may be necessary to complete the construction of said locks and dams, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate three hundred and sixty thousand eight hundred and twenty-three dollars, exclusive of the amounts herein and heretofore appropriated: *Provided further*, That the location of said locks and dams may, in the discretion of the Secretary of War, be changed.

Location of locks, etc.

Improving Sabine Pass, Texas and Louisiana: Continuing improvement and for maintenance, one hundred and sixty thousand dollars: *Provided*, That the Secretary of War may enter into a contract or contracts for such materials and work as may be necessary to prosecute said project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate two hundred thousand dollars, exclusive of the amounts herein and heretofore appropriated.

Sabine Pass, Tex. and La.

Proviso.
Contracts.

Improving channel connecting Sabine and Neches rivers with the mouth of Taylors Bayou, Texas. Such portion as may be necessary of any funds heretofore appropriated or authorized for this work, and not required to complete the present adopted project, may, in the discretion of the Secretary of War, be applied to extending the channel at its southern end with a depth of nine feet to a junction with the Port Arthur Ship Canal and to widening the canal in front of Port Arthur.

Channel, Sabine and Neches rivers to Taylors Bayou, Tex.

Port Arthur Canal.

Improving Galveston Harbor, Texas: Continuing improvement by the extension of the jetties and by dredging, in accordance with the report submitted in House Document Numbered Three hundred and forty, Fifty-ninth Congress, second session, as modified by the report of the Board of Engineers for Rivers and Harbors in its report of January eleventh, nineteen hundred and seven, and for maintenance, three hundred thousand dollars: *Provided*, That the Secretary of War may enter into a contract or contracts for such materials and work as may be necessary for the further prosecution of the work, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate seven hundred thousand dollars, exclusive of the amounts herein and heretofore appropriated: *Provided further*, That the Secretary of War, in his discretion, may prosecute said improvement by the extension of the existing jetties or by dredging, or by both of said methods.

Galveston, Tex.

Provisos.
Contracts.

Method of improvement.

Improving Galveston channel, Texas: Continuing improvement, including the extension of channel to Fifty-sixth street, two hundred thousand dollars: *Provided*, That no part of said sum shall be expended until a bond with proper sureties, satisfactory to the Secretary of War, in such amount as he may deem necessary, shall have been furnished, to insure that the city of Galveston will, on or before June thirtieth, nineteen hundred and nine, convey to the United States a good and sufficient title to the point of land known as Pelican Spit and the

Galveston channel, Tex.

Proviso.
Condition.

land adjacent thereto, as described in resolution of the board of commissioners of the city of Galveston, Texas, dated April first, nineteen hundred and five.

Channel to
Texas City,
Tex.

Improving channel from Galveston Harbor to Texas City, Texas: For maintenance, sixty thousand dollars.

Brazos
River, Tex.

Improving the mouth of the Brazos River, Texas: Continuing improvement and for maintenance, thirty-five thousand dollars, and the Secretary of War may cause an examination to be made of said project with a view to determining what further improvements, if any, should be made thereon.

Aransas
Pass, Tex.

Improving harbor at Aransas Pass, Texas: Continuing improvement, in accordance with the plans submitted in its report of December twenty-second, nineteen hundred and six, by the Board of Engineers created by authority of section three of the river and harbor Act of June thirteenth, nineteen hundred and two, two hundred thousand dollars: *Provided*, That the Secretary of War may enter into a contract or contracts for such materials and work as may be necessary to prosecute said project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate two hundred and ninety thousand dollars, exclusive of the amounts herein and heretofore appropriated.

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372.
Ante, p.
1006.
Proviso.
Contract.

Port Bol-
ivar, Tex.

Improving channel to Port Bolivar, Texas, by obtaining a channel one hundred and fifty feet wide and twenty-five deep, with an increased width in front of the wharf, as set out in House Document Numbered Seven hundred and nineteen, Fifty-ninth Congress, first session, fifty thousand dollars.

West Gal-
veston Bay
channel, etc.,
Tex.

Improving West Galveston Bay channel, Texas, and mouths of adjacent streams, including Trinity River, Anahauc Channel, Cedar Bayou, Chocolate Bayou, and Bastrop Bayou: Continuing improvement, fifty thousand dollars.

Inland
waterway,
Texas coast.
Distribution.

Improving inland waterway on the coast of Texas, to be applied to portions as follows, namely: West Galveston Bay and Brazos River Canal, Texas: Improvement in accordance with the report of the Board of Engineers for Rivers and Harbors, of date December twenty-second, nineteen hundred and six (the estimated cost being one hundred and fifty-one thousand five hundred and twenty-nine dollars): Inland waterway channel from Aransas Pass to Pass Cavallo, including the Guadalupe River to Victoria, Texas: Improvement in accordance with the report submitted in House Document Numbered Three hundred and thirty-six, Fifty-ninth Congress, second session; and the report of the Board of Engineers for Rivers and Harbors, of date December twenty-second, nineteen hundred and six (the estimated cost being one hundred and fifty-eight thousand five hundred and fifty dollars). Turtle Cove Channel, from Aransas Pass to Corpus Christi, Texas: Improvement in accordance with the report submitted in House Document Numbered

Three hundred and thirty-eight, Fifty-ninth Congress, second session (the estimated cost being one hundred and twenty-three thousand seven hundred and fifty dollars); for all the above, one hundred and thirty-three thousand eight hundred and twenty-nine dollars: *Provided*, That the Secretary of War may enter into a contract or contracts for such materials and work as may be necessary to complete the above projects in accordance with said reports, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate three hundred thousand dollars, exclusive of the amount herein and heretofore appropriated.

Proviso.
Contracts.

Improving Galveston ship channel and Buffalo Bayou, Texas: Continuing improvement to a point at or near the head of Long Reach, in accordance with a modification of the original project as recommended in the report of the Board of Engineers for Rivers and Harbors of date December fifteenth, nineteen hundred and four, two hundred thousand dollars: *Provided*, That the Secretary of War may enter into a contract or contracts for such materials and work as may be necessary to prosecute said project as modified by said report, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate two hundred thousand dollars, exclusive of the amounts herein and heretofore appropriated: *Provided further*, That fifty thousand dollars of the said cash appropriation may be expended for the restoration of the channel from the foot of Main street, Houston, to the head of Long Reach.

Galveston
ship channel,
etc., Tex.

Provisos.
Contracts.

Channel
from Houston.

Improving Brazos River, Texas, from Velasco to Old Washington: Continuing improvement, seventy-five thousand dollars.

Brazos
River, Tex.
Velasco to
Old Washing-
ton.

Improving Brazos River, Texas, from Old Washington to Waco: For the construction of the lock and dam at Hidalgo Falls, seventy-five thousand dollars: *Provided*, That the Secretary of War may enter into a contract or contracts for such materials and work as may be necessary to complete said lock and dam, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate one hundred and fifty thousand dollars, exclusive of the amount herein appropriated.

Old Wash-
ington to
Waco.

Proviso.
Contracts.

Improving Trinity River, Texas: For maintenance, thirty-five thousand dollars: For construction of locks and dams, as hereinafter mentioned, forty thousand dollars: *Provided*, That the Secretary of War may enter into a contract or contracts for such materials and work as may be necessary to construct Lock and Dam Numbered Four in section one in accordance with the report submitted in House Document Numbered Four hundred and nine, Fifty-sixth Congress, first session [°], and also a lock and dam in accordance with said report at Hurricane Shoals, to be paid for as appropriations may from

Trinity
River, Tex.

Proviso.
Contracts.

* House Doc. No. 118, 58th Cong., 2d sess., is probably intended.

time to time be made by law, not to exceed in the aggregate the sum of three hundred thousand dollars, exclusive of the amounts herein and heretofore appropriated or authorized.

Cypress Bayou, Tex. and La.

Improving Cypress Bayou, Texas and Louisiana: For maintenance, ten thousand dollars.

Sulphur River, Tex. and Ark.

Improving Sulphur River, Texas and Arkansas, in accordance with the report submitted in House Document Numbered Eight hundred and seventy, Fifty-ninth Congress, first session: Completing improvement, thirty-six thousand dollars.

Arkansas River, Ark.

Improving Arkansas River, Arkansas: For maintenance, thirty-five thousand dollars, and the amounts heretofore appropriated to be expended in the vicinity of Red Fork levee or set apart for dredging are hereby made available for the maintenance of this improvement. The Secretary of War may appoint a board to make an examination of said river to Muscogee, Indian Territory, with a view to ascertaining whether any feasible or desirable plan can be devised for the further improvement of the whole of said river to Muscogee or any portion thereof. The said board may, upon the order of the Secretary of War, also make a similar examination of that portion of the Red River which lies between Fulton, Arkansas, and the mouth of the Washita River, Indian Territory, and the expense of such examination shall be apportioned between the funds appropriated for said rivers in such a manner as the Secretary of War may deem equitable, and the said board shall also report upon the Arkansas River at Pine Bluff and the White River at Augusta Narrows, to ascertain and report whether the protection of the banks or rectification of the river at the points named is directly and necessarily required in the interests of navigation, and in case a report shall be made to the effect that such rectification is so required in the interest of navigation, the sum of one hundred thousand dollars, which is hereby conditionally appropriated, shall be expended for improvements at the places named, or either of them.

Examination for further improvement.

White River, Ark.

Improving White River, Arkansas: Continuing improvement and for maintenance, thirty thousand dollars, of which amount seven thousand five hundred dollars, or so much thereof as may be necessary, may, if directly and necessarily required in the interest of navigation, be used to prevent a cut-off in said river between Choctaw Railway bridge and the town of Devall Bluff, Arkansas.

Upper White River, Ark.

Improving Upper White River, Arkansas: Completing improvement by the construction of Lock and Dam Numbered Three, seventy-three thousand five hundred dollars.

Cache River, Ark.

Improving Cache River, Arkansas: For maintenance, two thousand dollars.

Black and Current rivers, Ark.

Improving Black and Current rivers, Arkansas: For maintenance, eighteen thousand dollars.

St. Francis and L'Anguille rivers, Ark.

Improving Saint Francis and L'Anguille rivers, Arkansas: For maintenance, twelve thousand dollars.

Improving Obion and Forked Deer rivers, Tennessee: For maintenance, three thousand dollars.

Obion and Forked Deer rivers, Tenn.

Improving Cumberland River, Tennessee and Kentucky, below Nashville: The Secretary of War may cause a survey to be made with a view to the improvement by locks and dams of that portion of the river heretofore surveyed in which no locks and dams have been constructed.

Cumberland River, Below Nashville, survey, etc.

Improving Cumberland River, Tennessee, above Nashville, in accordance with the report of the Board of Engineers made in House Document Numbered Six hundred and ninety-nine, Fifty-ninth Congress, first session: Continuing improvement of Locks and Dams Numbered Three, Four, Five, Six, and Seven, one hundred and fifty thousand dollars: *Provided*, That the Secretary of War may enter into a contract or contracts for such materials and work as may be necessary for the completion of said project as recommended to an amount not exceeding in the aggregate four hundred thousand dollars, exclusive of the amounts herein and heretofore appropriated.

Above Nashville.

Proviso.
Contracts.

Improving Caney Fork River, Tennessee: For maintenance, three thousand dollars.

Caney Fork River, Tenn.

Improving Tennessee River, Tennessee, above Chattanooga: Continuing improvement and for maintenance, one hundred and five thousand dollars, of which amount one thousand dollars may, in the discretion of the Secretary of War, be expended for maintenance in the Little Tennessee River.

Tennessee River, Above Chattanooga, Tenn.

Improving Tennessee River, Tennessee and Alabama, from Chattanooga, Tennessee, to Riverton, Alabama: Continuing improvement by open-channel work to secure a depth of five feet at low water, in accordance with the project submitted in House Document Numbered Fifty, Fifty-seventh Congress, first session, two hundred and five thousand dollars, of which amount fifteen thousand dollars may, if required, be expended in that portion between Hobbs Island and Gunter'sville.

Chattanooga to Riverton, Ala. Vol. 36, p. 871. *Post*, p. 1364.

Improving Tennessee River at Hales bar, Tennessee: Completing improvement, sixty-two thousand nine hundred and seventy dollars.

Hales bar, Tenn.

Improving Tennessee River at Colbert and Bee Tree shoals, Alabama: Continuing improvement, two hundred thousand dollars: *Provided*, That the Secretary of War may enter into a contract or contracts for such materials and work as may be necessary for the completion of said project, to an amount not exceeding two hundred and thirteen thousand dollars, exclusive of the amounts herein and heretofore appropriated or authorized. And the Secretary of War may appoint a Board of Engineers whose duty it shall be to examine the present condition of the United States canal and the Tennessee River from the head of Elk River Shoals to the Florence Railway bridge in the State of Alabama, with a view to permitting the improvement of the above-described stretch of said river

Colbert and Bee Tree shoals, Ala. *Proviso.*
Contract.

Board to examine conditions, etc.

- by private or corporate agency in conjunction with the development of water power by means of not more than three locks and dams; and the said Board may examine any plans presented by such agency and shall report whether the same, if constructed, can, without injury to navigation, or with advantage thereto, be used to develop water power, and what portion, if any, of the expense of the work should be borne by the United States; and such Board shall report its findings not later than the first Monday in December, nineteen hundred and seven, and until such Board shall make its report and action shall be taken thereon by Congress no permits shall be issued under the provisions of the Act approved March sixth, nineteen hundred and six, entitled "An Act to authorize the construction of dams and power stations on the Tennessee River at Muscle Shoals, Alabama."
- Report.** Improving Tennessee River, Tennessee and Kentucky, below Riverton: Continuing improvement and for maintenance, forty thousand dollars.
- Muscle shoals, permits withheld. Vol. 34, p. 52. *Ante*, p. 1142.
- Below Riverton.** Improving French Broad and Little Pigeon rivers, Tenn. Tennessee: Continuing improvement and for maintenance, two thousand dollars.
- French Broad and Little Pigeon rivers, Tenn.
- Clinch, Hiwassee, and Holston rivers, Tenn.
- Improving Clinch, Hiwassee, and Holston rivers, Tennessee: Completing improvement and for maintenance, fifty-six thousand six hundred and twenty-five dollars.
- Kentucky River, Ky.** Kentucky River, Kentucky: Continuing improvement by the construction of Locks and Dams Numbered Twelve and Thirteen, one hundred thousand dollars: *Provided*, That the Secretary of War may enter into a contract or contracts for such materials and work as may be necessary to complete the work of constructing said locks and dams, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate four hundred and twenty thousand dollars, exclusive of the amounts herein and heretofore appropriated or heretofore authorized.
- Proviso.* Contracts.
- Port Clinton, Ohio.** Improving harbor at Port Clinton, Ohio: For maintenance, three thousand dollars.
- Sandusky, Ohio.** Improving harbor at Sandusky, Ohio: Continuing improvement and for maintenance, one hundred and twenty-five thousand dollars: *Provided*, That there shall be restored to the adopted project, and shall form a part of it, the rock dredging omitted from the said project in the river and harbor Act approved March third, nineteen hundred and five.
- Proviso.* Rock dredging restored. Vol. 33, p. 1134. *Ante*, p. 1104.
- Huron, Ohio.** Improving harbor at Huron, Ohio: For maintenance, sixteen thousand dollars.
- Vermillion, Ohio.** Improving harbor at Vermillion, Ohio: For maintenance, fifteen thousand dollars.
- Lorain, Ohio.** Improving harbor at Lorain, Ohio, thirty thousand dollars, of which amount not to exceed fifteen thousand dollars may be expended for dredging on the easterly side of Black River from the inner end of the easterly Government pier to East Erie Avenue Bridge.

Improving harbor at Cleveland, Ohio: Continuing improvement and for maintenance, two hundred and twenty-three thousand dollars, of which amount ninety-eight thousand dollars may be expended for wharf room for the storage of material and plant or other Government property, in accordance with the recommendation contained in the report submitted in House Document Numbered Two hundred and seventy, Fifty-ninth Congress, second session: *Provided*, That no part of said sum of ninety-eight thousand dollars shall be expended for such wharf room unless terms can be made with the Cleveland Yacht Club in accordance with the recommendations of the Board of Engineers for Rivers and Harbors as set forth in said document: *Provided further*, That the Secretary of War may enter into a contract or contracts for such materials and work as may be necessary for the prosecution of the project submitted in House Document Numbered One hundred and eighteen, Fifty-sixth Congress, second session, and heretofore adopted, to be paid for as appropriations may from time to time be made by law, to an amount not exceeding nine hundred thousand dollars in addition to the amounts heretofore appropriated or authorized.

Cleveland,
Ohio.Proviso.
Condition on
wharf room.

Contracts.

Improving harbor at Fairport, Ohio: Continuing improvement and for maintenance, one hundred thousand dollars.

Fairport,
Ohio.

Improving harbor at Ashtabula, Ohio: For maintenance, twenty thousand dollars.

Ashtabula,
Ohio.

Improving harbor at Conneaut, Ohio: For maintenance, twenty thousand dollars.

Conneaut,
Ohio.

Improving Muskingum River, Ohio: Completing improvement by the construction of Lock and Dam Numbered Eleven, forty-eight thousand dollars.

Muskingum
River, Ohio.

Improving Ohio River: General improvement, four hundred and fifty thousand dollars: *Provided*, That so much of this amount as may be necessary may, in the discretion of the Secretary of War, be expended in the construction of a dredging plant.

Ohio River.
General im-
provement.
Proviso.Dredging
plant.

Improving Ohio River, in the State of Pennsylvania, by the lowering of the sill of Lock Numbered Six, so as to give a navigable passageway of nine feet through said lock, seventy thousand dollars.

Lock No. 6,
Pa.

Improving Lock and Dam Numbered Eight in Ohio River, in the States of Ohio and West Virginia, two hundred and fifty-one thousand eight hundred and forty-five dollars; and the Secretary of War may enter into a contract or contracts for such materials and work as may be necessary for the completion of said lock and dam, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate five hundred thousand dollars in excess of the amounts herein and heretofore appropriated or heretofore authorized: *Provided*, That the said lock and dam shall be constructed with a view to a navigable depth of nine feet.

Lock and
Dam No. 8.

Contracts.

Proviso.
Depth.

Lock and
Dam No. 11.

Contracts.

Proviso.

Depth.

Improving Lock and Dam Numbered Eleven in the States of Ohio and West Virginia, one hundred and ninety-eight thousand three hundred and forty-three dollars; and the Secretary of War may enter into a contract or contracts for such materials and work as are necessary to complete said project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate five hundred thousand dollars in excess of the amounts herein and heretofore appropriated or heretofore authorized: *Provided*, That the said lock and dam shall be constructed with a view to a navigable depth of nine feet.

Locks and
Dams Nos. 13
and 18.

Provisos.
Contracts.

Depth.

Improving Locks and Dams Numbered Thirteen and Eighteen on Ohio River in the States of Ohio and West Virginia: Continuing improvement, one hundred and seventy-four thousand seven hundred and seventy-eight dollars: *Provided*, That the Secretary of War may enter into a contract or contracts for such materials and work as may be necessary for the completion of each of said locks and dams, making separate contracts for said locks and dams, if desirable, to be paid for as appropriations may from time to time be made by law, to an amount not to exceed in the aggregate four hundred thousand dollars, exclusive of the amounts herein and heretofore appropriated or heretofore authorized: *Provided*, That the said locks and dams shall be constructed with a view to a navigable depth of nine feet.

Lock and
Dam No. 26.

Repeal of
amount for
Nos. 19 and
26.

Vol. 33, p.
1136.

Ante, p.
1106.

Provisos.
Contracts.

Depth.

Improving Lock and Dam Numbered Twenty-six in the Ohio River, in the States of Ohio and West Virginia, one hundred thousand dollars, and the provisions of the river and harbor Act approved March third, nineteen hundred and five, appropriating one hundred and thirty-five thousand dollars in the aggregate for Locks and Dams Numbered Nineteen and Twenty-six are hereby repealed, and the said amount is made available for the construction of said Lock and Dam Numbered Twenty-six: *Provided*, That the Secretary of War may enter into a contract or contracts for such materials and work as may be necessary to complete said lock and dam, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate nine hundred and sixty-five thousand dollars, in addition to the amounts herein appropriated or made available: *Provided*, That said lock and dam shall be constructed with a view to a navigable depth of nine feet.

Lock and
Dam No. 19.

Improving Lock and Dam Numbered Nineteen in the Ohio River, in the States of Ohio and West Virginia, two hundred thousand dollars.

Lock and
Dam No. 37.

Contracts.

Improving Lock and Dam Numbered Thirty-seven, in the States of Ohio and Kentucky: The Secretary of War is authorized to enter into a contract or contracts for such materials and work as may be necessary for the completion of said lock and dam, to be paid for as appropriations may from time to time be made by law, to an

amount not exceeding one hundred thousand dollars in excess of the amounts herein and heretofore appropriated or heretofore authorized: *Provided*, That the said lock and dam shall be constructed with a view to a navigable depth of nine feet.

Proviso.
Depth.

Improving the Ohio River at Louisville, Kentucky: By raising the dam so as to give a minimum depth of nine feet upstream to Madison, Indiana, and a minimum depth of six feet on the lower miter sill at Lock Numbered One, Kentucky River, two hundred and seventy-one thousand dollars.

Louisville,
Ky.
Raising dam.

Improving the Ohio River at Louisville, Kentucky: By the removal of rocks in the channel of said river near to the falls, forty-three thousand dollars.

Removing
rocks.

Improving the great Miami embankment of Ohio River east of Lawrenceburg, Indiana; repairing damage caused by the recent flood of the Ohio River and tributaries, twenty thousand dollars, if such repair shall be directly and necessarily required in the interest of navigation.

Miami em-
bankment.

Improving harbor at Ontonagon, Michigan: Continuing improvement and for maintenance, five thousand dollars.

Ontonagon,
Mich.

Improving harbor at Marquette, Michigan: Continuing improvement and for maintenance, thirty thousand dollars.

Marquette,
Mich.

Improving harbor at Grand Marais, Michigan, harbor of refuge: Continuing improvement and for maintenance, thirty thousand dollars.

Grand Ma-
rais, Mich.

Improving Manistique Harbor, Michigan: Continuing improvement and for maintenance, twenty-five thousand dollars, to be expended by the Secretary of War upon the present project or any modification thereof.

Manistique,
Mich.

Improving Menominee Harbor and River, Michigan and Wisconsin: For maintenance, five thousand dollars.

Menominee
River and Har-
bor, Mich. and
Wis.

Improving harbor at Saint Joseph and Saint Joseph River, Michigan: For maintenance, sixteen thousand dollars.

St. Joseph
Harbor and
River, Mich.

Improving harbor at South Haven, Michigan: Continuing improvement and for maintenance, forty thousand dollars; and the Secretary of War is authorized to expend any portion of this sum or of the sums heretofore appropriated upon the work of improvement where dock lines have already been established and suitable bulkheads built, but no portion of this or other appropriations shall be used (except for the maintenance of existing channels) where proper dock lines have not been established and suitable bulkheads built along these lines by the city of South Haven or by the riparian owners and the property lying on the channel side of these dock lines shall have been deeded to the United States free of cost, pursuant to the plan of improvement heretofore adopted.

South Haven,
Mich.

Improving Saugatuck Harbor and Kalamazoo River, Michigan: Continuing improvement and for mainte-

Saugatuck,
and Kalamazoo
River, Mich.

nance, seventy-five thousand dollars; and the Secretary of War is authorized to maintain a harbor channel of sufficient depth to allow the free use of the Government dredge Gillespie.

Holland,
Mich.

Improving Holland Harbor, Michigan: Completing improvement and for maintenance, one hundred and thirty-eight thousand four hundred and fifty-two dollars.

Grand Ha-
ven, Mich.

Improving Grand Haven Harbor, Michigan: Continuing improvement and for maintenance, fifty thousand dollars.

Muskegon,
Mich.

Improving harbor at Muskegon, Michigan: Continuing improvement and for maintenance, seventy-five thousand dollars.

Pentwater
and White
Lake, Mich.

Improving harbor at Pentwater and White Lake, Michigan: For maintenance, twenty thousand dollars; and the Secretary of War is authorized to dredge the channel at Pentwater to the depth of sixteen feet and to dredge the channel at White Lake to sufficient depth to allow the free use of the Government dredge Gillespie.

Ludington,
Mich.

For maintaining and improving the harbor at Ludington, Michigan, in accordance with the report submitted in House Document Numbered Sixty-two, Fifty-ninth Congress, first session, one hundred thousand dollars: *Provided*, That the Secretary of War may enter into a contract or contracts for such material and work as may be necessary to complete said improvement according to the plan proposed in said House document, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate seven hundred and thirty-nine thousand and eighty-seven dollars, exclusive of the amounts herein and heretofore appropriated.

Proviso.
Contracts.

Manistee,
Mich.

Improving harbor at Manistee, Michigan: For maintenance and improvement in accordance with the report submitted in House Document Numbered Five hundred and eleven, Fifty-ninth Congress, first session, twenty-five thousand dollars.

Portage
Lake, Mich.

Improving harbor of refuge at Portage Lake, Manistee County, Michigan: For maintenance, ten thousand dollars.

Arcadia,
Mich.

Improving harbor at Arcadia, Michigan: For maintenance, six thousand dollars.

Frankfort,
Mich.

Improving harbor at Frankfort, Michigan: Continuing improvement and for maintenance, twenty thousand dollars.

Charlevoix
and Pine Lake,
Mich.

Improving harbor at Charlevoix and entrance to Pine Lake, Michigan: Continuing improvement and for maintenance, twenty thousand dollars.

Petaskey,
Mich.

Improving harbor at Petoskey, Michigan: Continuing improvement and for maintenance, seventeen thousand five hundred dollars.

Cheboygan,
Mich.

Improving harbor at Cheboygan, Michigan: Completing improvement and for maintenance in accordance with the report submitted in House Document Numbered Five hundred and thirty-seven, Fifty-ninth Congress, first session, fifteen thousand dollars.

Improving Alpena (Thunder Bay River) Harbor, Michigan: For maintenance, four thousand dollars.

Alpena,
Mich.

Improving harbor of refuge at Harbor Beach, Michigan: Continuing improvement and for maintenance, one hundred and fifty thousand dollars.

Harbor
Beach, Mich.

Improving Grand River, Michigan: Continuing improvement and for maintenance, eighty-eight thousand dollars. And the Secretary of War may cause an examination of the river to be made by a board of engineer officers with a view to the regulation of the floods in the interest of navigation.

Grand
River, Mich.

Examination
of floods.

Improving Saginaw River, Michigan: Continuing improvement and for maintenance, seventy-five thousand dollars.

Saginaw
River, Mich.

Improving Sebewaing River, Michigan: For maintenance, two thousand dollars.

Sebewaing
River, Mich.

Improving mouth of Black River, Rouge River, and Monroe Harbor, Michigan: Continuing improvement and for maintenance, twelve thousand dollars, of which amount six thousand five hundred and seventy-five dollars may be expended for the completion and maintenance of the project for Rouge River in accordance with report submitted in House Document Numbered Two hundred and eighty-nine, Fifty-ninth Congress, first session.

Black and
Rouge rivers,
and Monroe,
Mich.

Improving Black River at Port Huron, Michigan: Continuing improvement and for maintenance, six thousand dollars.

Port Huron,
Mich.

Improving Clinton River, Michigan: For maintenance, two thousand five hundred dollars.

Clinton
River, Mich.

Improving Detroit River: Continuing improvement and for maintenance, one hundred and fifty thousand dollars: *Provided*, That the Secretary of War may enter into a contract or contracts for such materials and work as may be necessary to prosecute said improvement, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate one hundred and fifty thousand dollars, exclusive of the amounts herein and heretofore appropriated.

Detroit
River, Mich.

Proviso.
Contracts.

Improving Detroit River in accordance with plan "B," as set forth in House Document Numbered Two hundred and sixty-six, Fifty-ninth Congress, second session, two million dollars: *Provided*, That the Secretary of War may enter into a contract or contracts for such material and work as may be necessary to complete said project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate four million six hundred and seventy thousand nine hundred and fifty dollars, exclusive of the amounts herein appropriated.

Plan "B."

Proviso.
Contracts.

Improving Saint Marys River at the Falls, Michigan: For the construction of a new lock, with a separate canal, in accordance with plan "Three," set forth in House Document Numbered Three hundred and thirty-three, Fifty-ninth Congress, second session, one million two hundred

St. Marys
River, Mich.
etc.
New lock,

Provido.
Contracts.

thousand dollars: *Provided*, That the Secretary of War may enter into a contract or contracts for such materials and work as may be necessary for the construction of said lock and canal, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate five million dollars, exclusive of the amounts herein and heretofore appropriated or heretofore authorized.

Immediate
progress.

And it is further provided, That the work of improvement shall proceed without delay by reason of conflicting or other claims of title or interests and without prejudice to any pending litigation in reference thereto.

Acquiring
necessary
lands.
Vol. 35, p.
815.
Post, p. 1334.

And all lands and waters north of the present Saint Marys Falls ship canal throughout its length, and lying between said ship canal and the international boundary line, needed in connection with the execution of this project, or any project heretofore adopted by Congress, for improving Saint Marys River at the falls, aside from any lands owned by the United States, all of which are hereby made available for said project, shall be acquired in the following manner, and under the following conditions:

Purchase.

The Secretary of War may, in his discretion, enter into negotiations with any persons or corporations claiming title to any portion of the land or waters required for the construction of the said canal, and may acquire title to such portions of such river or lands as may be required for its construction and operation, but any agreement made by him shall be without prejudice to any claim of title by the United States and without the grant of any rights or privileges in said river or lands therein which shall create a right to compensation in case any further portion of said river or said lands therein between the canal herein provided for and the international boundary line shall be hereafter required for purposes of navigation.

If such lands and waters can not be obtained in the manner and under the conditions above set forth the same shall be acquired as follows:

Condemna-
tion proceed-
ings.

The Secretary of War may cause proceedings in condemnation to be prosecuted under existing law, or a copy of the said plan numbered three, on a large scale, shall be prepared and exhibited in the office of the United States engineer at Sault Sainte Marie, and the Attorney-General shall proceed to ascertain the owners or claimants of the premises embraced therein, and shall cause to be published for the space of thirty days, in one or more daily newspapers in the city of Sault Sainte Marie, that the same has been taken for the uses mentioned in this Act, and notifying all claimants to any portion of said premises to file, within its period of publication, in the Department of Justice, a description of the tract or parcel claimed and a statement of its value as estimated by the claimant. On application of the Attorney-General, the presiding judge of the circuit court of appeals of the United States for the sixth circuit shall appoint three

Advertise-
ment.

Appointment
of appraisers.

persons, not in the employ of the Government or related to or in any manner connected with the claimants, to act as appraisers, whose duty it shall be, upon receiving from the Attorney-General a description of any tract or parcel, the ownership of which is claimed separately, to fairly and justly value the same, and report such valuation to the Attorney-General, who thereupon shall, upon being satisfied as to the title of the same, cause to be offered to the owner or owners the amount fixed by the appraisers as the value thereof; and if the offer be accepted, then, upon the execution of a deed to the United States in form satisfactory to the Attorney-General, the Secretary of War shall pay the amount to such owner or owners from the appropriation made therefor in this Act.

Report.

Payment to owner.

In making the valuation the appraisers shall only consider the present value of the land or property acquired without reference to its value for the uses for which it is taken under the provisions of this Act.

Present value only to be considered.

The appraisers shall each receive for their services five dollars for each day's actual service in making the said appraisements.

Pay of appraisers.

Any person or corporation having any estate or interest in the premises, who shall for any reason not have been tendered payment therefor as above provided, or who shall decline to accept the amount tendered therefor, may, at any time within one year from the publication of notice by the Attorney-General as above provided, file a petition in the Court of Claims of the United States setting forth his right or title and the amount claimed by him as damages for the property taken; and the court shall hear and adjudicate such claims in the same manner as other claims against the United States are now by law directed to be heard and adjudicated therein: *Provided*, That the court shall make such special rules in respect to such cases as shall secure their hearing and adjudication with the least possible delay.

Court of Claims to adjudicate damages, etc.

Proviso. Advance of cases.

Judgments in favor of such claimants shall be paid as other judgments of said court are now directed to be paid; and any claimant to whom a tender shall have been made, as hereinbefore authorized, and who shall decline to accept the same, shall, unless he recover an amount greater than so tendered, be taxed with the entire cost of the proceeding. All claims on account of ownership of any interest in said premises shall, unless petition for the recovery thereof be filed within one year from the date of the first publication of notice by the Attorney-General as above directed, be forever barred: *Provided*, That owners or claimants laboring under any of the disabilities defined in the statute of limitations of the State of Michigan may file a petition at any time within one year from the removal of the disability. Upon the publication of the notice, as above directed, the Secretary of War may take possession of the premises embraced in said plan numbered three, and proceed with the construction herein

Judgments.

Costs.

Limit of actions.

Proviso. Disabilities of owners.

Construction to proceed on publication of notice.

Title to vest
in the United
States.

Permits.

Conditions,
etc.

authorized; and upon payment being made therefor, or without payment, upon the expiration of the time as above limited, without filing the petition, absolute title to the premises shall vest in the United States, and no permits shall be granted by the Secretary of War or other official of the United States granting the right to occupy any portion of the land or waters of Saint Marys River in the locality for said ship canal herein provided for, or between the same and the international boundary line except upon the express condition, accepted by the grantee therein, to the effect that the erection of structures or the utilization of water power shall create no rights against the United States in case the whole or any part of the said river or the lands therein is required for the purposes of navigation, and further, that such structures or rights so granted shall be surrendered to the United States without cost when so required for purposes of navigation aforesaid, and any and all rights under any permits or licenses heretofore granted shall be deemed to be revoked unless such permits or licenses are reissued upon the terms that further improvements and expenditures shall entitle the licensee to no greater consideration than such licensee are now entitled to, if any; but nothing herein contained shall be held to imply that any right now exists to compensation on account of expenditures made or alleged claims under licenses heretofore granted.

Michigan
Lake Superior
Power Com-
pany.
Vol. 32, p.
381.
Ante, p. 991.

The Secretary of War may acquire lands for the location of remedial or compensating works to the extent required to enable the Michigan-Lake Superior Power Company to comply with the provisions of the river and harbor Act of nineteen hundred and two, but such lands, if so acquired, shall be obtained without expense to the United States.

Kenosha,
Wis.

Improving harbor at Kenosha, Wisconsin: For maintenance and for improving said harbor in accordance with the report submitted in House Document Numbered Sixty-two, Fifty-ninth Congress, first session, twenty-two thousand dollars.

Racine, Wis.

Improving harbor at Racine, Wisconsin: For maintenance and for improving said harbor in accordance with the report submitted in House Document Numbered Sixty-two, Fifty-ninth Congress, first session, fifty thousand dollars.

Milwaukee,
Wis.

Improving harbor at Milwaukee, Wisconsin, including harbor of refuge: Continuing improvement and for maintenance, including an extension of one thousand feet to and the repair and rebuilding of the breakwater belonging to the harbor of refuge, and the rebuilding of the south pier of the harbor entrance, two hundred thousand dollars: *Provided*, That the Secretary of War may enter into a contract or contracts for such materials and work as may be necessary to complete such project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate three hundred and

Proviso.
Contracts.

ninety-two thousand dollars, exclusive of the amounts herein and heretofore appropriated.

Improving harbor at Sheboygan, Wisconsin: For maintenance and for improving said harbor in accordance with the report submitted in House Document Numbered Sixty-two, Fifty-ninth Congress, first session, forty thousand dollars.

Sheboygan,
Wis.

Improving harbor at Manitowoc, Wisconsin: For maintenance and for improving said harbor in accordance with the report submitted in House Document Numbered Sixty-two, Fifty-ninth Congress, first session, as modified by the Board of Engineers for Rivers and Harbors, one hundred thousand dollars: *Provided*, That the Secretary of War may enter into a contract or contracts for such materials and work as may be necessary to complete said project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate two hundred and seventy-six thousand dollars, exclusive of the amounts herein or heretofore appropriated; and the unexpended balance of appropriations heretofore made for said harbor is hereby authorized to be expended in said improvement.

Manitowoc,
Wis.

Provido.
Contracts.

Improving harbor at Two Rivers, Wisconsin: For maintenance and for improving said harbor in accordance with plan "A" of the report submitted in House Document Numbered Seven hundred and thirty, Fifty-ninth Congress, first session, as modified so as to provide for the construction of the north stilling basin and the creation of a sixteen-foot channel, ninety thousand dollars: *Provided*, That no part of said amount shall be expended for the construction of said stilling basin until the title to the land required for said stilling basin shall have been properly and legally conveyed to the United States Government.

Two Rivers,
Wis.

Provido.
Condition.

Improving harbor at Kewaunee, Wisconsin: For maintenance, five thousand dollars.

Kewaunee,
Wis.

Improving harbor at Algoma (Ahnapee), Wisconsin: For maintenance, three thousand dollars.

Algoma,
Wis.
Maintenance.

Improving harbor at Algoma (Ahnapee), Wisconsin, by the construction of an outer harbor with a depth of sixteen feet of water, forty thousand dollars: *Provided*, That the Secretary of War may enter into a contract or contracts for such materials and work as may be necessary to complete such project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate one hundred thousand dollars, exclusive of the amounts herein and heretofore appropriated.

Outer har-
bor.

Provido.
Contracts.

Improving Sturgeon Bay and Lake Michigan Ship Canal, and harbor of refuge connected therewith; of the amount appropriated for this improvement in the Act approved March third, nineteen hundred and five, twenty thousand dollars, or so much thereof as may be necessary, may be expended by the Secretary of War for the main-

Sturgeon
Bay and Lake
Michigan Ship
Canal.
Vol. 33, p.
1139.
Ante, p.
1110.

tenance of said canal and harbor of refuge, including dredging near Hills Point. And the Secretary of War is hereby authorized and directed to complete said improvement by dredging and by widening the canal in the vicinity of the bridge across said canal at the city of Sturgeon Bay.

Green Bay,
Wis.

Improving harbor at Green Bay, Wisconsin: For maintenance, five thousand dollars.

Ashland,
Wis.

Improving harbor at Ashland, Wisconsin: Continuing improvement and for maintenance, ninety thousand dollars.

Port Wing,
Wis.

Improving harbor at Port Wing, Wisconsin: Continuing improvement and for maintenance, two thousand dollars.

Fox River,
etc., Wis.

Improving Fox River, Wisconsin: Continuing improvement and for maintenance, including the maintenance of the harbors at Stockbridge, Calumet, and Fond du Lac, on Lake Winnebago, thirty-five thousand dollars, of which amount five thousand dollars, or so much thereof as may be necessary, shall be used for dredging and otherwise improving the harbor at Brothertown, on the east shore of Lake Winnebago, Wisconsin.

St. Croix
River, Minn.
and Wis.
Grand Ma-
rais, Minn.

Improving Saint Croix River, Minnesota and Wisconsin: For maintenance, four thousand dollars.

Improving harbor at Grand Marais, Minnesota: For maintenance, five thousand dollars.

Agate Bay,
Minn.

Improving harbor at Agate Bay, Minnesota: For maintenance, four thousand dollars.

Duluth,
Minn., and Su-
perior, Wis.

Improving harbor at Duluth, Minnesota, and Superior, Wisconsin: Continuing improvement and for maintenance, including additional dredging near the draw span of the Northern Pacific Railroad bridge, seven hundred and twenty-five thousand dollars, of which amount three hundred thousand dollars shall be expended upon the Superior Entry, the plan of which the Secretary of War may modify and enlarge in accordance with the report submitted in House Document Numbered Eighty-two, Fifty-ninth Congress, second session, and the Secretary of War may appoint a board to make a reexamination and survey of the Duluth Harbor and entrance thereto with a view to ascertaining the best method for improving the same, either by the extension of the existing piers, the widening of the channel, the construction of one or more breakwaters, and the enlargement of the inner basin in the interests of commerce, and in order to afford a safer entrance to said harbor in times of storm, and better protection to shipping and property within said harbor; also with a view to ascertaining the advisability of constructing a new entrance to the Duluth Harbor basin of a width suitable for the needs of commerce, not exceeding one thousand feet, and the protection of the same by either an outer or inner breakwater, or both, such new entrance to be located southward from the present Duluth entrance and so as to cause the least practicable interference with the waters of the Saint Louis River, together

Reexamina-
tion, etc.

with the probable effect of such entrance upon the property within said harbor.

Improving Minnesota River, Minnesota: For maintenance, two thousand dollars. Minnesota River, Minn.

Improving Red River of the North, Minnesota and North Dakota: For maintenance, fifteen thousand dollars. Red River of the North, Minn. and N. Dak.

Improving harbor at Michigan City, Indiana: Continuing improvement and for maintenance, sixty thousand dollars. Michigan City, Ind.

Improving harbor at Waukegan, Illinois: Continuing improvement and for maintenance, fifty thousand dollars. Waukegan, Ill.

Improving Chicago Harbor, Illinois: Continuing improvement and for maintenance, two hundred and fifty thousand dollars. Chicago, Ill.

Improving harbor at Calumet, Illinois: For maintenance, twenty thousand dollars. Calumet, Ill.

Improving Chicago River, Illinois: Continuing improvement and for maintenance, three hundred thousand dollars. Chicago River, Ill.

Improving Calumet River, Illinois and Indiana: Completing improvement and for maintenance, one hundred and ninety-one thousand five hundred dollars: *Provided*, Calumet River, Ind. and Ill.

That the Secretary of War may enter into a contract or contracts for such materials and work as may be necessary to complete said project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate one hundred and seventy thousand dollars, exclusive of the amounts herein or heretofore appropriated. Proviso. Contracts.

Improving Illinois River, Illinois: Continuing improvement and for maintenance, fifty thousand dollars, of Illinois River, Ill.

which amount such portion as may be necessary may be expended for snagging and maintenance: *Provided*, That the annual appropriation for operating snag boats on the upper Mississippi River, made by section seven of the Act of August eleventh, eighteen hundred and eighty-eight, entitled "An Act making appropriations for the construction, repair, and preservation of certain public works on rivers and harbors, and for other purposes," is hereby made available for similar purposes on the Illinois River, from its mouth to Copperas Creek. Proviso. Snag boats. Vol. 25, pp. 420, 424. Ante, pp. 510, 516.

Improving Illinois River, Illinois, from Copperas Creek to La Salle, by dredging and other improvement, Copperas Creek to La Salle. fifty thousand dollars.

FOX RIVER, ILLINOIS: Permission is hereby given to the Fox River Navigable Water-Way Association to construct a dam across said river at or about fourteen thousand six hundred feet below the highway bridge at McHenry, in McHenry County, Illinois: *Providing, however*, That the right is hereby reserved to alter, change, amend, or repeal this provision at the pleasure of Congress: *And providing further*, That nothing contained in this paragraph shall be construed as relieving the Fox River Navigable Water- Fox River, Ill. Dam authorized across, in McHenry County.

Provisos. Amendment. Amendment.

Damages. Damages.

Way Association from liability for any damage inflicted upon private property by reason of the construction of the dam as aforesaid.

Former permission for dam revoked. Vol. 32, p. 364. Ante, p. 995.

The permission granted to the Fox River Navigable Water-Way Association under river and harbor Act approved June thirteenth, nineteen hundred and two, to construct a dam across said river in the northwest quarter of section thirty-six, in township forty-five, in range eight, east of the third principal meridian, same being about three thousand feet below the highway bridge at McHenry, in McHenry County, Illinois, is hereby repealed.

Rock River, Ill. Dam authorized across, at Sterling.

The Secretary of War is authorized to permit the Sterling Hydraulic Company, of Sterling, Illinois, to erect, own, and operate a power station in connection with the dam built or to be built by the United States in Rock River at or near Sterling, Illinois, in connection with the construction of the Illinois and Mississippi Canal: *Provided*, That the location and plans of said power station shall be subject to the approval of the Secretary of War: *Provided further*, That the navigation of Rock River and of the Illinois and Mississippi Canal and the operation and maintenance of said dam shall be in no way obstructed thereby: *And provided further*, That prior to the issue of said permit the Sterling Hydraulic Company shall waive any and all claims that it may have against the United States by reason of the construction, operation, and maintenance of the Illinois and Mississippi Canal, except such claims as it may have for the abstraction from Rock River of more than three hundred cubic feet of water per second when the flow of Rock River immediately above is less than one thousand cubic feet of water per second.

Provisos. Approval of location, etc.

Navigation not to be obstructed.

Condition.

Mississippi River Commission. Head of Passes to mouth of Ohio. Expenses, etc.

Improving Mississippi River, from Head of the Passes to the mouth of the Ohio River, including salaries, clerical, official, traveling, and miscellaneous expenses of the Mississippi River Commission: Continuing improvement, three million dollars, which shall be expended under the direction of the Secretary of War in accordance with the plans, specifications and recommendations of the Mississippi River Commission as approved by the Chief of Engineers for the general improvement of the river, for the building of levees between the Head of the Passes and Cape Girardeau, Missouri, and for surveys, including the survey from the Head of the Passes to the headwaters of the river, in such manner as in their opinion shall best improve navigation and promote the interests of commerce at all stages of the river: *Provided*, That on and after the passage of this Act the Secretary of War may enter into additional contracts for such materials and work as may be necessary to carry on continuously the plans of the Mississippi River Commission as aforesaid, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate six million

Provisos. Additional contracts.

dollars, exclusive of the amounts herein and heretofore appropriated: *Provided further*, That the authorized sum last named shall be used in prosecuting the improvement for not less than three years, beginning July first, nineteen hundred and eight, the work thus done each year to cost approximately two million dollars: *And provided further*, That the money hereby appropriated and authorized to be expended, in pursuance of contracts or otherwise, or so much thereof as may be necessary, shall be expended in the construction of suitable and necessary dredge boats and other devices and appliances and in the maintenance and operation of the same, with the view of ultimately obtaining and maintaining a navigable channel from Cairo down not less than two hundred and fifty feet in width and nine feet in depth at all periods of the year, except when navigation is closed by ice: *And provided further*, That the water courses connected with said river, and the harbors upon it, now under the control of the Mississippi River Commission and under improvement, may, in the discretion of said Commission, upon approval by the Chief of Engineers, receive allotments for improvements now under way or hereafter to be undertaken, to be paid for from the amounts herein appropriated or authorized.

Annual allotment.

Dredge boats, etc.

Channel below Cairo.

Allotments for improvements.

Improving the Mississippi River from the mouth of the Ohio River to and including the mouth of the Missouri River: Continuing improvement, two hundred and fifty thousand dollars: *Provided*, That the Secretary of War may enter into a contract or contracts for such materials and work as may be necessary to prosecute the improvement, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate seven hundred and fifty thousand dollars, exclusive of the amounts herein and heretofore appropriated: *Provided further*, That the authorized sum last named shall be used in prosecuting the improvement for not less than three years, beginning July first, nineteen hundred and eight, the work thus done each year to cost approximately two hundred and fifty thousand dollars: *And provided further*, That the sums herein appropriated and authorized shall be expended in the operation and maintenance of the dredging plant already constructed and authorized for the improvement, and in temporary expedients of channel regulation connected with such operation, and in the maintenance and repair of the permanent works already constructed, except that such portion of the authorized annual expenditure as shall not be necessary for the accomplishment of the above-named purposes may be expended in the construction of permanent works of channel regulation.

Mississippi River. Mouth of Ohio to the Missouri. *Provides Contracts.*

Annual allotment.

Dredging plant, etc.

The Secretary of War may appoint a board of five members, to be composed of three members of the Mississippi River Commission, one of whom shall be the president of such commission, and two engineer officers of the

Board to examine and report on 14-foot channel, St. Louis to mouth of river.

Scope.

United States Army, to examine the Mississippi River below Saint Louis and report to Congress, at the earliest date by which a thorough examination can be made, upon the practicability and desirability of constructing and maintaining a navigable channel fourteen feet deep and of suitable width from Saint Louis to the mouth of the river, either by the improvement of said river or by a canal or canals for part of said route. In its report the board shall cover the probable cost of such improvement, the probable cost of maintenance, and the present and prospective commerce of said waterway, both local and general, upstream as well as downstream, and the said board may consider in connection with the examination herein provided for, the survey of a proposed waterway from Chicago to Saint Louis, heretofore reported; it shall also report whether other plans of improvement can be devised by which the probable demands of traffic, present and prospective, can be adequately met, and the sum of one hundred and ninety thousand dollars, or so much thereof as may be necessary, is hereby appropriated for the making of such survey, of which amount only one hundred thousand dollars shall be available, unless in presenting a plan for such waterway it shall be necessary, in the judgment of said board, to make a survey for a lateral canal or canals; and the force, plant, and records of the Mississippi River Commission shall be available for the use of said board in making said examination; and said board shall also at the earliest date practicable report upon the following:

Subjects of report.

First. What depth of channel is it practicable to produce between Saint Louis and Cairo at low water by means of regulation works.

Second. What depth will obtain in such regulated channel at the average stage of water for the year.

Third. For what average number of days annually will fourteen feet of water obtain in such regulated channel.

Fourth. What increase of depth will be obtained over the natural flow of water in such regulated channel by an added volume of ten thousand cubic feet per second; also fourteen thousand cubic feet per second.

Fifth. And the board shall consider further the practicability of producing at all seasons of the year a depth of fourteen feet in such regulated channel by the aid of locks and dams similar to those projected and in use on the Ohio River improvement.

Sixth. And the said Board shall also report upon any water power which may be created in the portion herein directed to be surveyed, as well as in the proposed waterway from Saint Louis to Chicago heretofore surveyed, and the value thereof, and what means should be taken in order that the Government of the United States may conserve the same or receive adequate compensation therefor, and upon any lands which may be drained by

the construction of either of said proposed waterways, and shall also report what steps, if any, shall be taken to cause the cost of the improvement to be defrayed, in whole or part, by means of such water power or lands.

Improving the Mississippi River from the mouth of the Missouri River to Minneapolis, Minnesota: Continuing improvement, five hundred thousand dollars: *Provided*, That the Secretary of War may enter into a contract or contracts for such materials and work as may be necessary to prosecute the said improvement, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate one million five hundred thousand dollars, exclusive of the amounts herein and heretofore appropriated: *Provided further*, That the authorized sum last named shall be used in prosecuting the improvement for not less than three years beginning July first, nineteen hundred and eight, the work thus done each year to cost approximately five hundred thousand dollars; and the Secretary of War may prosecute this work in accordance with the report submitted in House Document Numbered Three hundred and forty-one, Fifty-ninth Congress, second session, for the purpose of ultimately securing and maintaining a depth of channel of six feet: *And provided further*, That of the sums herein appropriated and authorized for this improvement a portion not to exceed fifty thousand dollars may, in the discretion of the Secretary of War, be expended annually for the first two years for dredging for the benefit of through navigation in harbors and at landing places, giving preference to localities in which the communities interested shall thereafter maintain such dredging without cost to the United States.

Mouth of
Missouri to
Minneapolis,
Minn.
Provisos.
Contracts.

Annual al-
lotments.

Dredging.

For reconstruction of Sandy Lake reservoir dam, Minnesota, without a lock for steamboats, seventy-five thousand dollars.

Sandy Lake
reservoir dam,
Minn.
Vol. 35, p.
429.
Post, p. 1315.
Reservoirs.
Vol. 37, p.
201.
Post, p. 1545.

For the construction of low reservoir dam at Gull Lake, Minnesota (project numbered one), and ditches between Gull Lake and Round Lake, and between Round Lake and Long Lake, Minnesota, seventy thousand dollars: *Provided*, That the land required for the construction of said Gull Lake dam and reservoir, together with any flowage rights which may be necessary, shall be ceded to the United States without charge.

Proviso.
Condition.

Improving Osage River, Missouri: Continuing improvement and for maintenance, seventy-eight thousand dollars: *Provided*, That the Secretary of War may enter into a contract or contracts for such materials and work, as are necessary for the completion of said project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate one hundred and sixty thousand dollars, in addition to the amounts herein and heretofore appropriated.

Osage Riv-
er, Mo.
Proviso.
Contracts.

Improving Gasconade River, Missouri: Continuing improvement and for maintenance, ten thousand dollars.

Gasconade
River, Mo.

Missouri
River.
Mouth to
Fort Benton.
Allotment.

Improving Missouri River from the mouth to Fort Benton: For maintenance, four hundred thousand dollars, of which amount one hundred and fifty thousand dollars may be expended between the mouth and Kansas City, one hundred and fifty thousand dollars between Kansas City and Sioux City, and one hundred thousand dollars between Sioux City and Fort Benton, one-half of which last amount shall be expended north of the forty-sixth parallel: *Provided*, That these amounts shall be applied in the first instance for the purpose of clearing the river of snags with a view to navigation, and no part of such amount shall be applied for revetment or the protection of banks of the stream unless such revetment or protection is directly and necessarily required for purposes of navigation: *Provided further*, That so much of the amount as is to be expended north of the forty-sixth parallel may be applied for improving the harbor at Bismarck, North Dakota, on the east side of the river below the Northern Pacific Railroad bridge: *Provided, further, also*, That the Secretary of War shall, as soon as practicable, cause a survey to be made to determine the necessity of continuing the improvement of the Missouri River at Saint Joseph, Missouri, to prevent a diversion of the waters of said river through Lake Contrary and other contiguous lakes, and to determine the effect of such diversion, with an estimate of the cost of the improvement, and shall also report whether the same is directly and necessarily required in the interest of navigation.

Provisos.
Snagging,
etc.

Bismarck,
N. Dak.

Survey at
St. Joseph,
Mo.

San Diego,
Cal.

Improving San Diego Harbor, California: For maintenance, twenty thousand dollars.

Wilmington,
Cal.

Improving Wilmington Harbor, California: Completing improvement, one hundred and thirteen thousand dollars.

San Luis
Obispo, Cal.

Improving San Luis Obispo Harbor, California: Continuing improvement, sixty-three thousand six hundred and sixty dollars: *Provided*, That the Secretary of War may enter into a contract or contracts for such materials and labor as are necessary to complete the said projects, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate two hundred thousand dollars, exclusive of the amounts herein and heretofore appropriated.

Proviso.
Contract.

Oakland,
Cal.

Improving harbor at Oakland, California: Continuing improvement, sixty-eight thousand two hundred and three dollars: *Provided*, That the adopted project may be extended as recommended by the Board of Review on Rivers and Harbors in a report dated January eleventh, nineteen hundred and seven, so as to include the following work: Extension of South Jetty, five hundred feet; widening to five hundred feet the channel twenty-five feet deep from San Francisco Bay to Fallon street; deepening to twenty-five feet the channel three hundred feet wide from Fallon street to the tidal basin; deepening to seventeen feet the channel three hundred feet wide

Provisos.
Extension of
adopted proj-
ect.

around the north side of the tidal basin to the tidal canal, and from the tidal canal along the Alameda shore to Tenth avenue, and any balance remaining of appropriations or authorizations heretofore made for the improvement of the harbor of Oakland, may be applied to the project as so extended: *Provided further*, That the Secretary of War may enter into a contract or contracts for such materials and work as may be necessary to complete said improvement as herein adopted, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate three hundred thousand dollars, in addition to the amounts herein and heretofore appropriated or authorized for said harbor.

Contracts,
etc.

Improving Humboldt Harbor and Bay, California, in accordance with the report submitted in House Document Numbered Two hundred and twenty-eight, Fifty-ninth Congress, first session: Completing improvement, eighty-three thousand dollars.

Humboldt,
Cal.

Improving San Joaquin River, California: For maintenance, thirty thousand dollars.

San Joaquin
River, Cal.

The Secretary of War is authorized to enter into a contract or contracts for such materials and work as may be required for the completion of the Stockton and Mormon channels, California, to be paid for as appropriations may from time to time be made by law, to an amount not exceeding fifty-six thousand and seventy-nine dollars, exclusive of the amounts heretofore appropriated or authorized.

Stockton and
Mormon chan-
nels, Cal.
Contracts
authorized.

Improving Mokelumne River, California: For maintenance, two thousand five hundred dollars.

Mokelumne
River, Cal.

Improving Sacramento and Feather rivers, California: Continuing improvement and for maintenance, fifty thousand dollars.

Sacramento
and Feather
rivers, Cal.

Improving Petaluma Creek and Napa River, California, twenty-three thousand two hundred and thirty-nine dollars, of which amount fifteen thousand two hundred and thirty-nine dollars may be expended in completing the improvement of Petaluma Creek in accordance with the report submitted in House Document Numbered Three hundred and eighty-seven, Fifty-ninth Congress, first session.

Petaluma
Creek and
Napa River,
Cal.

Improving Tillamook Bay and Bar, Oregon: For maintenance, ten thousand dollars.

Tillamook
Bay and Bar,
Oreg.

Improving Coquille River, Oregon: Continuing improvement and for maintenance, sixty thousand dollars.

Coquille
River, Oreg.

Improving Coos River, Oregon: For maintenance, three thousand dollars.

Coos River,
Oreg.

Improving Willamette River above Portland and Yamhill River, Oregon: Continuing improvement and for maintenance, sixty thousand dollars.

Willamette
and Yamhill
rivers, Oreg.

Improving the lower Willamette and Columbia rivers below Portland, Oregon: Continuing improvement, to be expended in the construction and operation of a dredge, three hundred thousand dollars.

Willamette
and Columbia
rivers.

Columbia River.
Improving mouth.

Provido.
Contracts.

Improving the mouth of Columbia River, Oregon and Washington: Continuing improvement, seven hundred and fifty thousand two hundred and forty-four dollars: *Provided*, That the Secretary of War may enter into a contract or contracts for such materials and work as may be necessary to complete said project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate one million seven hundred thousand dollars, exclusive of the amounts herein and heretofore appropriated.

The Dalles to Celilo Falls.

Provido.
Contracts.

Improving the Columbia River between the foot of The Dalles Rapids and the head of Celilo Falls, Oregon and Washington: Continuing improvement, one hundred thousand dollars: *Provided*, That the Secretary of War may enter into a contract or contracts for such materials and work as may be necessary to prosecute said project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate five hundred thousand dollars, exclusive of the amounts herein and heretofore appropriated.

And tributaries above Celilo Falls.

Use of money from States.

Improving the Columbia River and tributaries above Celilo Falls to the mouth of Snake River, Oregon and Washington: Continuing improvement, in accordance with the report submitted in House Document Numbered Four hundred and forty, Fifty-ninth Congress, second session, one hundred and twenty thousand dollars; and the Secretary of War is authorized and directed to use any additional moneys that may be placed at his disposal by the States of Oregon or Washington for the improvement of the Columbia River above Celilo Falls and the Snake River in accordance with the said report, and said Secretary is also authorized to use any Government plant available in connection therewith.

Dredge for Oregon and Washington.

Construction of dredge for Oregon and Washington: For the construction of a dredge, to be used in the harbors and coast waters of Oregon and Washington and to be operated and maintained out of funds available for such harbors and coast waters, one hundred thousand dollars.

Upper Columbia and Snake rivers.

Improving Upper Columbia and Snake rivers, Oregon, Washington, and Idaho: Continuing improvement and for maintenance, ten thousand dollars, which may be expended in completing the improvement and for maintenance of the Snake River between Riparia and Lewiston, and between Lewiston and Pittsburg Landing.

Grays Harbor, Wash.
North jetty.

Provido.
Contracts.

Improving Grays Harbor and bar entrance, Washington: Continuing improvement by means of north jetty, in accordance with the report of the Board of Engineers transmitted to the Committee on Rivers and Harbors, under date of December twenty-eighth, nineteen hundred and six, two hundred thousand dollars: *Provided*, That the Secretary of War may enter into a contract or contracts for such materials and work as may be necessary to

complete said project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate four hundred thousand dollars, exclusive of the amounts herein and heretofore appropriated.

Improving Grays Harbor, inner portion, between Aberdeen and the entrance to said harbor, and Chehalis River, Washington: Continuing improvement in accordance with the project submitted in House Document Numbered Five hundred and seven, Fifty-ninth Congress, first session, with a view to securing a channel two hundred feet wide and eighteen feet deep at mean lower low water, and removing snags from the Chehalis River, one hundred and seventy-seven thousand dollars; and the amount of prior appropriations made for the improvement of the inner portion of Grays Harbor, and now on hand, is hereby made available for this project in addition to said sum, and the Secretary of War is directed to cause a survey and estimate to be made with a view to the improvement of the Chehalis River up to Montesano by the removal of bars.

Inner harbor
and Chehalis
River, Wash.

Balances
available.

Improving Grays River, Washington: Continuing improvement in accordance with the project submitted in the report of the Board of Engineers to the Committee on Rivers and Harbors, dated October fifteenth, nineteen hundred and six, two thousand five hundred dollars.

Grays River,
Wash.

Improving the waterway connecting Puget Sound with Lakes Union and Washington, Washington: For maintenance of improvement, ten thousand dollars; and the Secretary of War may make a survey and estimate of cost of said waterway or canal with one lock, with a view to the construction of the same, in conjunction with the county authorities of King County or other agency, of sufficient size to accommodate the largest commercial or naval vessels afloat; or, if deemed more advisable, with a view to the construction of a canal of less dimensions, and to submit dimensions and estimate of cost of same, together with a report upon what portion of said work will be done or contribution to be made by said county or other agency. And the provisions of the Act approved June

Puget Sound.
Wash.

Waterway to
Lakes Union
and Washing-
ton.

Survey for
canal.
Vol. 35, p.
613.

Post, p. 1322.

eleventh, nineteen hundred and six, authorizing James A. Moore, or his assigns, to construct a canal, with suitable timber lock, are hereby so modified as to permit the said James A. Moore, or his assigns, subject to the conditions and stipulations of the Act, to excavate a channel seventy-five feet wide at the bottom and twenty-five feet deep at mean low water from deep water in Puget Sound at the mouth of Salmon Bay to deep water in Lake Washington, in lieu of constructing the canal and timber lock specified in the said Act, the location of the said channel and work of excavation to be subject to the direction of the Secretary of War, and the plans and order of work to be subject to his approval before beginning and when completed and accepted by the Secretary of War, the channel

Canal by
James A.
Moore, modi-
fied.

Vol. 34, p.
231.

Ante, p.
1170.

to be and remain a free public waterway of the United States.

Willapa River and Harbor, Wash. Improving Willapa River and Harbor, Washington: Continuing improvement in accordance with the project submitted in House Document Numbered Four hundred and seventy-seven, Fifty-ninth Congress, first session, twenty-five thousand dollars.

Cowlitz and Lewis rivers, Wash. Improving the Cowlitz and Lewis rivers, including the North Fork of the Lewis River, Washington: Continuing improvement and for maintenance, fifteen thousand dollars.

Puget Sound, etc., Wash. Improving Puget Sound and its tributary waters, Washington: Continuing improvement and for maintenance, seventy-five thousand dollars, of which amount thirty thousand dollars, or so much thereof as may be necessary, may be expended in the removal of rock obstructions at the mouth of Roche Harbor.

Swinomish Slough, Wash. Improving Swinomish Slough, Washington: Continuing improvement, seventy-five thousand dollars.

Columbia River, Wash. Wenatchee to Bridgeport. Improving Columbia River, between Wenatchee and Bridgeport, Washington: Continuing improvement in accordance with the report submitted in House Document Numbered Four hundred and forty, Fifty-ninth Congress, second session, forty-two thousand dollars.

Okanogan and Pend Oreille rivers, Wash. Improving the Okanogan and Pend Oreille rivers, Washington: For maintenance of the Okanogan and Pend Oreille rivers and for continuing the improvement [*sic*] the Pend Oreille River by removing bars, twenty thousand dollars.

St. Michael Canal. Improving Saint Michael Canal, Alaska, in accordance with the project submitted in House Document Numbered Three hundred and eighty-nine, Fifty-ninth Congress, second session, ninety-eight thousand dollars: *Provided*, That the Secretary of War may enter into a contract or contracts for such materials and work as may be necessary to complete said project, to be appropriated from time to time as provided by law, not to exceed in the aggregate one hundred and fifty thousand dollars, exclusive of the amount herein appropriated.

Snake River, Alaska. Time extended for canal by Nome Improvement Company. That the proviso in the river and harbor Act of March third, nineteen hundred and five, providing for the forfeiture of the rights granted to the Nome Improvement Company to dredge the Snake River and to extend the channel thereof seaward, be, and the same is hereby, amended to read as follows:

Forfeiture extended to 1909. Vol. 33, p. 1146, amended *Ante*, p. 1119.

“*Provided further*, That if, after January first, nineteen hundred and nine, the said improvement company shall, at any time during the season of navigation, permit any portion of said channel between the jetties, including that portion of the river improved by it, for three consecutive months, to be of less depth than six feet at mean low tide for a full width of fifty feet, then all rights of said company as herein determined shall cease, and the harbor improvements constructed, including bulkheads,

jetties, and rights in reclaimed lands, shall become the property of the United States without recompense to the company."

Improving Honolulu Harbor, Hawaii: Continuing improvement and for maintenance, according to the report submitted in House Document Numbered Three hundred and thirty-two, Fifty-ninth Congress, second session, two hundred thousand dollars: *Provided*, That a contract or contracts may be entered into by the Secretary of War for such materials and work as may be necessary to prosecute said project, to be paid for as appropriations may from time to time be made by law, to an amount not exceeding in the aggregate two hundred thousand dollars, exclusive of the amounts herein and heretofore appropriated.

Honolulu,
Hawaii.

Proviso.
Contracts.

Improving Hilo Harbor, Hawaii, in accordance with the project submitted in House Document Numbered Four hundred and seven, Fifty-ninth Congress, second session, two hundred thousand dollars: *Provided*, That the Secretary of War may enter into a contract or contracts for such materials and work as may be necessary to prosecute said project to an amount not exceeding in the aggregate two hundred thousand dollars, to be paid for as appropriations may from time to time be made by law, in addition to the amounts herein appropriated: *Provided further*, That modifications in said plan may be made in the discretion of the Secretary of War, and that no part of said appropriation or authorization shall be expended unless the Chief of Engineers, upon further investigation, shall determine that commercial benefits accruing from such expenditure will warrant the same.

Hilo, Ha-
wail.

Provisos.
Contracts.

Modifica-
tions allowed.

Improving the harbor of San Juan, Porto Rico, in accordance with the report submitted in House Document Numbered Nine hundred and fourteen, Fifty-ninth Congress, first session, one hundred and fifty-seven thousand five hundred dollars: *Provided*, That the Secretary of War may enter into a contract or contracts for such materials and work as are necessary for the prosecution of said project, to be paid for as appropriations may from time to time be made by law, to an amount not exceeding in the aggregate six hundred thousand dollars, in addition to the amount herein appropriated, and in the prosecution of the same may be included the dredging of the entrance channel and areas to the east of the Puntilla de la Marina for passage and anchorage, of three hundred and ninety-eight thousand six hundred square yards to be dredged to a depth of thirty feet, and seventy thousand two hundred square yards to a depth of twenty-four feet.

San Juan,
P. R.

Proviso.
Contracts.

Dredging.

For emergencies: To provide for the restoration of channels, or river and harbor improvements heretofore established or made by the Government, or herein provided for, where by reason of emergency occurring after the passage of this Act the usual depth of such channels or customary use of such improvement can not be main-

Emergencies
appropriation.

- tained, and there is no sufficient fund available for such restoration, three hundred thousand dollars. The amount herein provided shall be allotted by the Secretary of War: *Provided*, That in no case shall such allotment be made unless recommended by the local engineer having such channel or improvement in charge, and by the Chief of Engineers, respectively: *Provided further*, That for no single channel or improvement shall a sum greater than ten thousand dollars be allotted.
- Provisos. Allotments.**
- Maximum allotments.**
- Tidal water depths.** The depth of water in tidal waters, as well as in rivers and nontidal channels, whenever referred to in this Act shall be understood to mean the depth at mean low water unless otherwise expressed.
- Use of appropriations.** Appropriations made for the respective works herein named, or so much thereof as may be necessary, may, in the discretion of the Secretary of War, be used for maintenance and for the repair and restoration of said works whenever from any cause they have become seriously impaired, as well as for the further improvement of said works.
- Surveys and examinations.** Surveys and examinations provided for in this section shall, unless otherwise expressed, be paid for from the appropriations made for the respective improvements or projects to which they pertain or in connection with which they are mentioned.
- Contracts, etc.** All works of improvement heretofore or herein authorized to be prosecuted or completed under contracts may, in the discretion of the Secretary of War, be carried on by contract or otherwise, as may be most economical or advantageous to the United States.
- Allotment to consolidated works.** Where separate works or items are consolidated in this Act and an aggregate amount is appropriated therefor, the amounts herein appropriated shall, unless otherwise expressed, be expended in securing maintenance and improvement according to the respective projects herein or heretofore adopted by Congress, after giving due regard to the respective needs of traffic. The allotments to the respective works herein consolidated shall be made by the Secretary of War upon recommendations by the Chief of Engineers. In case such works or items are consolidated and separate amounts are given with each project, the amounts so named shall be expended upon such separate projects unless in the discretion of the Secretary of War another allotment or division should be made of the same. Any balances now remaining to the credit of the consolidated items in this Act shall be carried to the credit of the respective aggregate amounts appropriated for the consolidated items herein contained.
- Use of balances.**
- Combining contracts.** In all cases where appropriations are made for works in this Act, if money can be more advantageously expended by combining under one contract two or more such works, such combinations are authorized and shall be made.

In all cases in which appropriations or authorizations have heretofore been made, or are herein made, for the completion of river and harbor works, and the amounts appropriated or authorized shall prove insufficient for completion, the Secretary of War may, in his discretion, on the recommendation of the Chief of Engineers, apply such amounts appropriated or authorized for the prosecution of such work.

Insufficient appropriations.

SEC. 2. For preliminary examinations and surveys (other than those mentioned in section one), contingencies, and for incidental repairs for which there is no special appropriation for rivers and harbors, three hundred and fifty thousand dollars: *Provided*, That no preliminary examination, survey, project, or estimate for new works other than those designated in this or some prior Act or joint resolution shall be made: *Provided further*, That after the regular or formal reports made as required by law on any examination, survey, project, or work under way or proposed are submitted no supplemental or additional report or estimate shall be made unless ordered by a concurrent resolution of Congress. The Government shall not be deemed to have entered upon any project for the improvement of any waterway or harbor mentioned in this Act until funds for the commencement of the proposed work shall have been actually appropriated by law: *Provided further*, That all expenses heretofore and hereafter incurred by the War Department for examinations, reports, inspections, superintendence, or any other action necessary in executing the provisions of the Act of Congress approved June eleventh, nineteen hundred and six, entitled "An Act to empower the Secretary of War, under certain restrictions, to authorize the construction, extension, and maintenance of wharves, piers, and other structures on lands underlying harbor areas and navigable streams and bodies of water in or surrounding Porto Rico and the islands adjacent thereto," shall be payable from funds herein and hereafter appropriated for examinations, surveys, and contingencies of rivers and harbors, the allotments for such expenses to be made by the Chief of Engineers.

Preliminary examinations. Appropriation.

Provisos. New works.

Supplemental reports.

Payment for examinations, etc. Porto Rico, piers, etc.

Vol. 34, p. 234. *Ante*, p. 1171.

SEC. 3. That the Secretary of War is hereby directed to cause preliminary examinations or surveys to be made at the following localities:

Preliminary examinations authorized.

ALABAMA.

Alabama.

Choctawhatchee River, to provide depth of three feet up to Newton.

The channels connecting Mobile Bay and Mississippi Sound, with a view to obtaining a channel of a depth of ten feet.

Alabama and Coosa rivers, between Montgomery and Wetumpka.

Coosa River, with a view to locating and constructing Dam Numbered Five.
Sipsey River, from its mouth to Fayette.

Alaska.

ALASKA.

Dry Straits, with a view to securing an alternative channel to Wrangell Narrows.
Katalla Bay and adjacent bays, with a view to the establishment of a harbor.

Arkansas.

ARKANSAS.

Saline River, from the mouth of same north to Turtle Bar, on said river, with a view of dredging and other work.

California.

CALIFORNIA.

Islais River, with a view of obtaining a depth of twenty-six feet from its mouth in San Francisco Bay for a distance of one mile.

San Francisco Harbor, with a view to the removal of Mission Bay rocks, Packard rock, Whiting rock, Fifteen foot rock, Invincible rocks, Noonday rocks, and Anita rock. Also Centissima and Sears rock and two other rocks near Mail Dock in Bonita Channel.

San Joaquin River and its tributary, Stockton Channel, from San Francisco Bay to Stockton.

Sacramento River, from its mouth to Feather River. Suisun Channel.

Newport Harbor.

Humboldt Harbor, with a view to improving the entrance thereto.

San Diego Harbor, and the entrance thereto.

Wilmington Harbor, with a view to obtaining an increased depth.

San Pedro Breakwaters, with a view to determining whether the same should be extended to the shore.

Connecticut.

CONNECTICUT.

Branford Harbor.

New Haven Harbor, with a view to determining whether a greater depth is needed, also the rocks in Morris Cove.

New London Harbor, with a view to securing a depth of fifteen feet in Shaws Cove.

A further examination and survey for a harbor of refuge at Duck Island, and in connection therewith for a breakwater at Kelseys Point, Connecticut.

Connecticut River, with a view to removing obstructions in Eight Mile River and East Branch.

Coscob Harbor, with a view to obtaining a sufficient depth to drawbridge.

DELAWARE.

Delaware.

Smyrna River.

Little River, from the mouth of the same to the town of Little Creek.

To connect by canal, Rehobeth Bay with Delaware Bay at or near Lewes, through Lewes Creek and Gordon Lake.

Saint Jones River, from its mouth to Dover.

FLORIDA.

Florida.

Saint Lucia Inlet.

Saint Josephs Bay.

Wekiwa River.

Wakulla River from the town of Saint Marks to the Gulf, and Saint Marks River.

Estero Bay.

Hillsboro Bay, from turning basin to head of the Estuary in the direction of Ybor.

Crystal River.

Clearwater Harbor and Boca Ceiga Bay to Tampa Bay.

Saint Andrews Bay.

Saint Marks River, at the mouth.

Pensacola Bay to quarantine station, with a view to getting twenty-four feet of water.

Saint Johns River from Sanford to Lake Harney.

Caloosahatchee River, from Lake Okechobee to the Gulf, including Orange River.

Saint Johns River, from Jacksonville to Sanford.

Key West Harbor.

GEORGIA.

Georgia.

Coosa River at Horseleg shoals, with a view to the construction of a lock and dam.

Savannah River, for thirty miles below Augusta.

ILLINOIS.

Illinois.

Calumet River, with a view to obtaining a depth of twenty feet from One hundred and twenty-second street to its forks.

INDIANA.

Indiana.

Harbor at Gary, with a view to determining whether a breakwater is necessary.

Indiana Harbor, with a view to determining whether improvement of the harbor is advisable.

LOUISIANA.

Louisiana.

Lake Ponchartrain, from West End Spanish Fort and Milneburg to the north and south draws of the New Orleans and Northeastern Railroad, also to Mandeville,

the Tangipahoa River, and Pass Manchac, with a view to the removal of obstructions to navigation.

Pass Manchac, between Lake Maurepas and Lake Ponchartrain.

Lake Ponchartrain, west end to mouth of Bayou Saint John and thence to Milneburg.

Sabine River, from its mouth to Belzora and Logansport.

Bayou Plaquemine Brule.

Bayou Terrebonne, with a view to obtaining six feet of water.

Bayou Vermilion to Lafayette, with a view to obtaining six feet of water.

Bayou Courtableau, with a view to obtaining twelve feet of water.

Boyce Landing, on the Red River, with a view to ascertaining whether any improvements are required in the interest of navigation.

Maine.

MAINE.

East Boothbay, with a view to obtaining eight feet of water.

Rockport Harbor, with a view to removing the beacon and ledge.

Camden Harbor.

Matinicus, with a view to a harbor of refuge.

Tenants Harbor, with a view to obtaining eight feet of water.

South Harpswell, with a view to removing ledge off Potts Point.

Pepperells Cove, with a view to its deepening and the removal of a ledge.

Passage between Peaks Island and Great Diamond Island, between the main channel and Husseys Sound, with a view to obtaining greater depth.

Penobscot Bay, from the southern extremity of Macks Point to the eastern extremity of Cape Jellison, with a view to the establishment of a harbor having a depth of twenty-five feet, or sufficient to meet the demands of commerce.

Maryland.

MARYLAND.

Patuxent River.

Northwest Fork, Nanticoke River, from its mouth to Federalsburg, with a view to removing shoals and obtaining a depth of six feet.

Tuckahoe River, with a view to obtaining an increased depth from Waymans Wharf to the town of Hillsboro.

Lower Thoroughfare, at or near Wenona, Deals Island, with a view to deepening the channel and constructing a basin.

Potomac River, with a view to obtaining greater depth to Lower Cedar Point.

MASSACHUSETTS.

Massachu-
setts.

Lynn Harbor, with a view to obtaining a turning basin five hundred feet square and fifteen feet deep, straightening the present channel, and making a channel three hundred feet wide and fifteen feet deep from deep water to wharves at head of harbor.

Gloucester Harbor, with a view to removing ledges.

Plymouth Harbor, with a view to the construction of a rubblestone breakwater, extending from Long Beach easterly along the crest of Browns Island.

Merrimac River, with a view to providing by locks and dams a channel fourteen feet deep from the mouth of the river to the railroad bridge at Haverhill.

Mystic River, with a view to the construction of a channel thirty feet deep from the mouth of Island End River to Chelsea Bridge.

MICHIGAN.

Michigan.

Channel between Russell Island and Grand Point in the Saint Clair River.

Ontonagon Harbor, with a view to determining whether a change in the course of the Ontonagon River may not aid in maintaining the harbor.

Menominee Harbor, with a view to determining whether a breakwater is necessary.

Keweenaw Canal, with a view to the construction of a harbor of refuge at its eastern entrance.

Munising Harbor.

Au Sable River, with a view to obtaining a depth of ten feet.

MINNESOTA.

Minnesota.

Grand Marais Harbor, with a view to rebuilding the piers at the entrance and enlarging basin.

Boise de Sioux River, Lake Traverse, and Big Stone Lake, and the portages between the said lakes and said river, with a view to diverting the flood waters of the Red River of the North into the Minnesota River.

Lake Superior, with a view to locating a harbor or harbors of refuge on the north shore.

MISSISSIPPI.

Mississippi.

Biloxi Harbor, with a view to extending and deepening the channel into the harbor and around the eastern end of the peninsula into the sheltered waters of Back Bay.

East Pearl River, with a view to removing bar and restoring channel at its mouth.

Steeles and Washingtons bayous, and Lake Washington from mouth of Steeles Bayou to Glen Allen.

Roebuck Lake, from its mouth to railroad bridge at Itta Bena.

Bear Creek.

Homochitto River, from its mouth to the Yazoo and Mississippi Valley Railroad.

Big Sunflower River from near Baird to the mouth of the Hushpucena River, with a view to obtaining continuous navigation by locks and dams in the upper section, as designated in the report submitted in House Document Numbered Six hundred and sixty-seven, Fifty-ninth Congress, first session.

Missouri.

MISSOURI.

Osage River, with a view to obtaining three feet depth from its mouth to mouth of Niangua River.

Gasconade River, with a view to obtaining three feet depth from its mouth to Gascondy.

Missouri River from its mouth to Kansas City, and from Kansas City to Sioux City: *Provided*, That the Secretary of War may, in his discretion, cause to be made only such further general instrumental survey as may be deemed necessary.

New Hampshire.

NEW HAMPSHIRE.

Isles of Shoals, with a view to the construction of a breakwater.

New Jersey.

NEW JERSEY.

Toms River, with a view to obtaining five feet of water on shoals near village of Toms River.

Forked River, from its mouth to the town of Forked River, with a view to obtaining a depth of five feet.

Rahway River.

Old Mans Creek.

Arthur Kill, westerly side of Buckwheat Island, with a view to deepening the channel.

New York.

NEW YORK.

Jamaica Bay.

The waters of Jamaica Bay, including entrance to said bay at Rockaway Inlet and those waters having their outlet in Dead Horse Inlet, with a view to framing a plan for their improvement and recommending the order of such improvement with the cost thereof, and to recommend the proportion of such cost to be borne by the city of New York; and the Secretary of War is hereby requested to confer and cooperate with the commissioner of docks and ferries of the city of New York, or with any other duly authorized agents, officers, or representatives of the city of New York, and with any commission of engineers appointed, or who shall hereafter be appointed, to survey or examine said bay and to recommend to the

Conference
with New York
City author-
ities.

city of New York, plans for the improvement of said Jamaica Bay or the lands in and about said bay.

Port Chester Harbor, with a view to obtaining a depth of fifteen feet with corresponding width.

Echo Bay, with a view to obtaining a depth of twelve feet.

Dunkirk Harbor.

East Chester Creek, with a view to obtaining a depth of twelve feet.

Jamaica Bay, with a view to obtaining a channel one hundred feet wide and six feet deep to and through Great South Bay to Peconic Bay, including channels to Parsonage and Sumpawams rivers and Freeport and Massapequa creeks.

Channel between Three Mile Harbor and Gardiners Bay.

Channel from Peters Neck Point through Long Beach Bay to Horn River.

Hempstead Harbor, with a view to obtaining a depth of six feet.

East River, between North Brother and South Brother Islands, with a view to obtaining depths of twenty, twenty-two, and twenty-four feet.

Hudson River: Shoal off Stuyvesant Harbor.

Ogdensburg Harbor, with a view to obtaining depth of nineteen feet in the four existing channels and the excavation of the bar between the two entrance channels in the lower harbor.

Niagara River from Tonawanda to Gill Creek.

Hudson River, with a view to obtaining a depth of twelve feet from the channel to Upper Nyack and the contiguous towns of Nyack, South Nyack, Grand View, and Piermont, through the pier to the mouth of Sparkill River, and east to the main channel.

Neversink River, with a view to the removal of bars and other obstructions at and near its mouth.

Vol. 35, p.
429.
Post, p. 1316.

Minisceongo River, with a view to obtaining a depth of seven feet.

NORTH CAROLINA.

North Caro-
lina.

Trent River, with a view to obtaining eight feet of water from Newbern to Trenton.

New River, with a view to obtaining a depth of five feet from its mouth to Jacksonville.

White Oak River, with a view to obtaining five feet from its mouth to Maysville.

Little River, with a view to removing bar at its mouth.

Shallow Bag Bay, with a view to obtaining a depth of eight feet at its mouth.

South River, with a view to obtaining six, seven, and eight feet, respectively, from its mouth to Aurora.

Beaufort Harbor, with a view to a channel depth of twenty-five feet across the bar.

Waterway connecting Swan Quarter Bay with Deep Bay, with a view to obtaining a depth of six, seven, and eight feet, respectively.

North Da-
kota.

NORTH DAKOTA.

Red River of the North, with a view to straightening and deepening the channel.

Ohio.

OHIO.

Harbor at Rocky River, with a view to repairing existing structures and extension of the harbor.

Lorain Harbor: That portion of Black River from the inner end of the Government piers to East Erie Avenue Bridge.

Maumee River, from deep water in Lake Erie to the Fassett Street Bridge, Toledo, with a view to obtaining greater depth and an increased width of approximately one hundred feet.

Oregon.

OREGON.

Coos Bay and bar entrance.

Coquille River, with a view to the removal of shoals and rocks at its mouth.

Tillamook Bay and bar up to Tillamook City.

Pennsylva-
nia.

PENNSYLVANIA.

Erie Harbor, with a view to obtaining a depth of twenty-two feet and protecting Presque Isle peninsula. Youghiogheny River to Connellsville.

Rhode Is-
land.

RHODE ISLAND.

Wickford Harbor, with a view to obtaining a depth of fifteen feet and for the removal of a ledge known as General Rock.

Harbor of Refuge, Block Island, with a view to securing a greater navigable depth and a larger anchorage area.

Providence River, with a view to extending the deep water area to Kettle Point.

South Caro-
lina.

SOUTH CAROLINA.

Congaree River, from the present head of navigation to the mouth of Broad River, and Broad River from its mouth to Ninety-nine Island Shoals.

North Fork, Edisto River, from its mouth to Orangeburg, with a view to obtaining three feet of water.

Saluda River, between Columbia and Hollow Creek.

South Fork, Edisto River, from its mouth to Scotts Bridge.

Shem River.
 Shipyard River.
 Great Pee Dee River, from Georgetown to Pee Dee
 Station.

TENNESSEE.

Tennessee.

Duck River, from its mouth to Centerville.
 Forked Deer River, survey of its south fork.
 Hatchie River, to town of Brownsville.
 Elk River, from its mouth up to Fayetteville.
 Beech River.
 Big Sandy River.
 Richland Creek.

TEXAS.

Texas.

Neches River.
 A channel from Palacios to Matagorda Bay.
 Arroyo Colorado, with a view to obtaining a channel
 eight feet or less in depth from Harlingen to deep water
 at Point Isabel.
 Caddo Lake, with a view to determining advisability
 of constructing a dam at the foot of said lake on the
 waterway connecting Jefferson, Texas, with Shreveport,
 Louisiana.
 Pass Cavallo to Port O'Connor, with a view to estab-
 lishing a harbor.
 Colorado River, with a view to obtaining a navigable
 channel from its mouth as far up as practicable.
 Texas City channel, with a view to obtaining a channel
 two hundred feet wide and twenty-six feet deep.
 A channel from Pass Cavallo to Port Lavaca.

VERMONT.

Vermont.

Lake Champlain, to improve navigation in connection
 with the breakwater at Burlington, the channel known
 as "The Gut" between Tromps Point, South Hero Island
 and Bow Arrow Point, and the harbor at Saint Albans.

VIRGINIA.

Virginia.

Big Sandy River, with a view to improving its head-
 waters, including Pound River and Russell Fork.
 Potomac River below Washington, with a view to
 obtaining a width of channel of four hundred feet.
 Aquia Creek from Coals Landing to Wharton Landing.
 Potomac River, at Alexandria, with a view to the
 removal of a bar recently formed.
 Potomac River, with a view to obtaining a channel to
 wharf at Mount Vernon.
 Queens Creek, with a view to obtaining a channel from
 its mouth to Capital Landing Bridge.

Onancock River, with a view to deepening and straightening channel for distance of five miles between Chesapeake Bay and Onancock.

Horn Harbor, with a view to removing sand bar at its mouth.

Totuskey River, with a view to removing bar about midway of its length.

Cat River, with a view to obtaining deeper channel.

Pagan River, with a view to straightening and deepening channel.

Washington.

WASHINGTON.

Cowlitz River, up to Castle Rock.

Puyallup River, with a view to straightening channel and securing suitable depth to city of Puyallup.

Skagit River, to Sedro-Woolley.

Blaine Harbor.

Bellingham Harbor.

Snohomish River, from the mouth to Lowell.

For a ship canal connecting the waters of Puget Sound with Grays Harbor.

West Virginia.

WEST VIRGINIA.

Guyandot River.

Deckers Creek, West Virginia, with a view to securing for a distance of two thousand feet up from its mouth a channel and harbor with the same depth of water as in the Monongahela River where said Deckers Creek empties into said river.

Cheat River, for a distance of twenty-five miles up from its mouth.

Wisconsin.

WISCONSIN.

Algoma (Ahnapee), with a view to the construction of an outer harbor and obtaining a channel sixteen feet in depth. Kewaunee, with a view to obtaining depths of eighteen and twenty feet, respectively.

Extent of preliminary examinations.

In all cases, unless a survey or estimate is herein expressly directed, a preliminary examination shall first be made, which shall embrace information concerning the commercial importance, present and prospective, of the river or harbor mentioned and a report as to the advisability of its improvement. Whenever such preliminary examination has been made, in case such improvement is not deemed advisable, no surveys thereof or estimates therefor shall be made without the direction of Congress; but in case the report shall be to the effect that such river or harbor is worthy of improvement, or that a survey and estimate should be made to determine the advisability of improvement, the Secretary of War is hereby authorized, at his discretion, to cause surveys to be made and the cost of improvement of such river or harbor to be estimated and reported to Congress: *Pro-*

Surveys.

vided, That in all cases reports of preliminary examinations, as well as of surveys, ordered in any section of this Act, shall be examined and reviewed by the board provided for in section three of the river and harbor Act of June thirteenth, nineteen hundred and two; and the said board shall also, on request by resolution of the Committee on Commerce of the Senate or the Committee on Rivers and Harbors of the House of Representatives, examine and review the report of any examination or survey made pursuant to any Act or resolution of Congress, and report thereon through the Chief of Engineers, United States Army: *Provided further*, That in no case shall the board, in its report thus called for by committee resolution, extend the scope of the project contemplated in the original report upon which its examination and review has been requested, or in the provision of law authorizing the original examination or survey.

All surveys and examinations provided for by this Act, and the reports thereon, shall either be completed on or before the first Monday in November, nineteen hundred and eight, or else a preliminary report be made in which the reasons for delay shall be stated: *Provided*, That all reports of preliminary examinations and surveys which may be prepared during the recess of Congress, and be ready for printing, shall, in the discretion of the Secretary of War, be printed by the Public Printer as documents of the following session of Congress.

SEC. 4. That the compilation of laws of the United States relating to the improvement of rivers and harbors authorized by section thirteen of the river and harbor Act of June thirteenth, nineteen hundred and two, and joint resolution of Congress approved February first, nineteen hundred and five, shall be extended to include all such laws enacted up to the close of the second session of the Fifty-ninth Congress^[a]; and three thousand copies of this compilation shall be printed under the direction of the Secretary of War, of which six hundred copies shall be for the use of the Senate, one thousand four hundred copies for the use of the House, and one thousand copies for the use of the office of the Chief of Engineers, United States Army.

SEC. 5. That section four of the Act of Congress approved April twenty-eighth, nineteen hundred and four, entitled "An Act providing for the restoration or maintenance of channels or of river and harbor improvements, and for other purposes," be, and the same is hereby, repealed.

Whenever it shall become, in the opinion of the Secretary of War, necessary or desirable to hire a dredging plant or plants for the performance of any of the public work carried on under his direction the said Secretary

Provisos.

Review by Board of Engineers for Rivers and Harbors. Vol. 32, p. 372. *Ante*, p. 1006. Report.

1220

Limit of report.

Completion of surveys, etc., ordered.

Proviso. Printing.

Compilation of river and harbor laws, time extended. Vol. 32, p. 375. *Ante*, p. 1010.

Vol. 33, p. 1280.

Distribution.

Dredges on Great Lakes and on Atlantic coast north of Cape Henry. Restriction repealed. Vol. 32, p. 452.

Ante, p. 1057. Dredging plants authorized.

^a The laws referred to are embodied in this compilation.

may, in his discretion, agree for the same, either in the manner now customary or on the basis of an equitable reimbursement for deterioration of plant when in use by the Government, and a reasonable percentage of the total cost of the work.

Hudson River, New York City. Changes of bridges authorized.

Restriction.

SEC. 6. That the Secretary of War may approve a change of plans or of location of any bridge over the North or Hudson River at New York City which has heretofore been approved by the Secretary of War under any Act of Congress, upon application to him by the parties authorized to erect such structure, their successors or assigns, provided that such changed location shall not be over any anchorage ground and shall be within the original authorization for such structure, and shall not be deemed by the Secretary of War to be detrimental to navigation or to the public interest after public hearings held thereon, and the structure whose changed plans or location is so approved shall be a lawful structure.

International Waterways Commission. Rent of offices. Vol. 32, p. 373. Ante, p. 1007.

SEC. 7. That those members of the International Waterways Commission created in accordance with section four of the river and harbor Act of June thirteenth, nineteen hundred and two, who represent the United States, shall have power to rent such room or rooms in Washington as may be necessary for the performance of the duties entrusted to them.

Approved, March 2, 1907. — p 1978

Mar. 2, 1907. Vol. 34, p. 1219. [S. 8377.] [Public, No. 179.]

CHAP. 2520.—An Act To amend an Act entitled "An Act permitting the building of a dam across the Mississippi River in the county of Morrison, State of Minnesota," approved June fourth, nineteen hundred and six.

Mississippi River. Time extended to The Pike Rapids Power Company to dam, in Morrison County, Minn. Location. Vol. 34, p. 209, amended. Ante, p. 1185.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section one of an Act entitled "An Act permitting the building of a dam across the Mississippi River in the county of Morrison, State of Minnesota," approved June fourth, nineteen hundred and six, be, and the same is hereby, amended so as to read as follows:

"SECTION 1. That the consent of Congress is hereby granted to the Pike Rapids Power Company, a Minnesota corporation, its successors or assigns, to construct and maintain across the Mississippi River a dam, canal, and works necessary incident thereto for water power and supply purposes at a point between sections twenty, twenty-nine, and thirty-two in township one hundred and twenty-eight north, range twenty-nine west of the fifth principal meridian, and sections seventeen and twenty, in township thirty-nine, range thirty-two west of the fourth principal meridian, in Morrison County, Minnesota: Provided, That the plans for the construction of said dam and appurtenant works shall be submitted to and approved by the Chief of Engineers and the Secretary of

Provisos. Secretary of War to approve plans, etc.

War before the commencement of the construction of the same: *And provided further*, That the said the Pike Rapids Power Company, its successors or assigns, shall not deviate from such plans after such approval, either before or after the completion of said structures, unless the modifications of such plans shall have previously been submitted to and received the approval of the Chief of Engineers and of the Secretary of War: *And provided further*, That there shall be placed and maintained in connection with said dam a sluiceway so arranged as to permit logs, timber, and lumber to pass around, through, and over said dam without unreasonable delay or hinderance [*sic*] and without toll or charges: *And provided further*, That the dam shall be so constructed that the Government of the United States may at any time construct in connection therewith a suitable lock for navigation purposes, and may at any time, without compensation, control the said dam so far as shall be necessary for the purposes of navigation, but shall not destroy the water power developed by said dam and structures to any greater extent than may be necessary to provide proper facilities for navigation, and that the Secretary of War may at any time require and enforce, at the expense of the owners, such modifications and changes in the construction of said dam as he may deem advisable in the interests of navigation."

Changes.

Sluiceway.

Lock.

SEC. 2. That section four of said Act above referred to be, and the same is hereby, amended so as to read as follows:

"SEC. 4. That the right to amend, alter, or repeal this Act is hereby expressly reserved, and the same shall become null and void unless the construction of the dam hereby authorized is commenced within one year from June first, nineteen hundred and seven, and completed within three years thereafter, and that except so far as may be otherwise provided in this Act, the provision of the Act of Congress entitled 'An Act to regulate the construction of dams over navigable waters,' approved on the twenty-first day of June, nineteen hundred and six, shall be applicable to the construction of the dam provided in this Act."

Time of construction.
Vol. 34, p. 210, amended.
Ante, p. 1166.
Vol. 36, p. 1359.
Post, p. 1499.
Vol. 34, p. 386.
Ante, p. 1183.
Vol. 36, p. 593.
Post, p. 1376.

Approved, March 2, 1907.

CHAP. 2545.—An Act To amend an Act entitled "An Act permitting the building of a dam across the Mississippi River above the village of Monticello, Wright County, Minnesota," approved June fourteenth, nineteen hundred and six.

Mar. 2, 1907.
Vol. 34, p. 1235.
[H. R. 25716.]
[Public, No. 204.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section three of an Act entitled "An Act per-

Mississippi River.

Time extended for dam, above Monticello, Minn.

mitting the building of a dam across the Mississippi River above the village of Monticello, Wright County, Minnesota," approved June fourteenth, nineteen hundred and six, be, and the same is hereby, amended so as to read as follows:

Time of construction. Vol. 34, p. 265, amended. Ante, p. 1174.

"SEC. 3. That this Act shall be null and void unless the construction of the dam hereby authorized is commenced within one year from June fourteenth, nineteen hundred and seven, and completed within three years thereafter."

Approved, March 2, 1907.

Mar. 2, 1907. Vol. 34, p. 1235.

[H. R. 25717.] [Public, No. 205.]

CHAP. 2546.—An Act To amend an Act entitled "An Act permitting the building of a dam across the Mississippi River at or near the village of Clearwater, Wright County, Minnesota," approved June fourteenth, nineteen hundred and six.

Mississippi River. Time extended for dam, at Clearwater, Minn.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section three of an Act entitled "An Act permitting the building of a dam across the Mississippi River at or near the village of Clearwater, Wright County, Minnesota," approved June fourteenth, nineteen hundred and six, be, and the same hereby is, amended so as to read as follows:

Time of construction. Vol. 34, p. 267, amended. Ante, p. 1176.

"SEC. 3. That this Act shall be null and void unless the construction of the dam hereby authorized is commenced within one year from June fourteenth, nineteen hundred and seven, and completed within three years thereafter."

Approved, March 2, 1907.

Mar. 2, 1907. Vol. 34, p. 1238.

[H. R. 25773.] [Public, No. 208.]

Savannah River. Anderson Guaranty and Trust Company may dam at McDaniel shoals.

CHAP. 2549.—An Act Permitting the building of a dam across the Savannah River at McDaniel Shoals.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Anderson Guaranty and Trust Company, a corporation organized under the laws of South Carolina, its successors and assigns, is hereby authorized to construct and maintain a dam across the Savannah River extending from a point in Hart County, Georgia, to a point in Anderson County, South Carolina, upon or in the vicinity of McDaniel Shoals, and all works incident thereto in the utilization of the power thereby developed, in accordance with the provisions of an Act entitled "An Act to regulate the construction of dams across navigable waters," approved June twenty-first, nineteen hundred and six.

Vol. 34, p. 386. Ante, p. 1183.

Amendment.

SEC. 2. That the right to amend or repeal this Act is hereby expressly reserved.

Approved, March 2, 1907.

CHAP. 2550.—An Act Permitting the building of a dam across the Savannah River at Turner Shoals. Mar. 2, 1907.
Vol. 34, p. 1239.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Anderson Guaranty and Trust Company, a corporation organized under the laws of South Carolina, its successors and assigns, is hereby authorized to construct and maintain a dam across the Savannah River extending from a point in Elbert County, Georgia, to a point in Abbeville County, South Carolina, upon or in the vicinity of Turner Shoals, and all works incident thereto in the utilization of the power thereby developed, in accordance with the provisions of an Act entitled "An Act to regulate the construction of dams across navigable waters," approved June twenty-first, nineteen hundred and six. [H. R. 25774.] [Public, No. 209.] Savannah River. Anderson Guaranty and Trust Company may dam at Turner shoals. Vol. 34, p. 386. Ante, p. 1188.

SEC. 2. That the right to amend or repeal this Act is hereby expressly reserved. Amendment

Approved, March 2, 1907.

CHAP. 2551.—An Act Permitting the building of a dam across the Savannah River at Middleton Shoals. Mar. 2, 1907.
Vol. 34, p. 1239.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Anderson Guaranty and Trust Company, a corporation organized under the laws of South Carolina, its successors and assigns, is hereby authorized to construct and maintain a dam across the Savannah River extending from a point in Elbert County, Georgia, to a point in Anderson County, South Carolina, upon or in the vicinity of Middleton Shoals, and all works incident thereto in the utilization of the power thereby developed, in accordance with the provisions of an Act entitled "An Act to regulate the construction of dams across navigable waters," approved June twenty-first, nineteen hundred and six. [H. R. 25776.] [Public, No. 210.] Savannah River. Anderson Guaranty and Trust Company may dam at the Middleton shoals. Vol. 34, p. 386. Ante, p. 1188.

SEC. 2. That the right to amend or repeal this Act is hereby expressly reserved. Amendment

Approved, March 2, 1907.

CHAP. 2553.—An Act Permitting the building of a dam across the Savannah River at Calhoun Falls. Mar. 2, 1907.
Vol. 34, p. 1240.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Hugh MacRae Company, a corporation organized under the laws of South Carolina, its successors and assigns, is hereby authorized to construct and maintain a dam across the Savannah River extending [H. R. 25846.] [Public, No. 212.] Savannah River. Hugh MacRae Company may dam at Calhoun Falls.

from a point in Elbert County, Georgia, to a point in Abbeville County, South Carolina, upon or in the vicinity of Calhoun Falls, and all works incident thereto in the utilization of the power thereby developed, in accordance with the provisions of an Act entitled "An Act to regulate the construction of dams across navigable waters," approved June twenty-first, nineteen hundred and six.

Vol. 34, p.
386.
Ante, p. 1183.

Amendment.

SEC. 2. That the right to amend or repeal this Act is hereby expressly reserved.

Approved, March 2, 1907.

Mar. 2, 1907. CHAP. 2554.—An Act Permitting the building of a dam across the Savannah River at Hattons Ford.

[H. R. 25847.]
[Public, No.
213.]

Savannah
River.
Hugh Mac-
Rae Company
may dam, at
Hattons Ford.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Hugh MacRae Company, a corporation organized under the laws of South Carolina, its successors and assigns, is hereby authorized to construct and maintain a dam across the Savannah River, extending from a point in Hart County, Georgia, to a point in Anderson County, South Carolina, upon or in the vicinity of Hattons Ford, and all works incident thereto in the utilization of the power thereby developed, in accordance with the provisions of an Act entitled "An Act to regulate the construction of dams across navigable waters," approved June twenty-first, nineteen hundred and six.

Vol. 34, p.
386.
Ante, p.
1183.

Amendment.

SEC. 2. That the right to amend or repeal this Act is hereby expressly reserved.

Approved, March 2, 1907.

Mar. 2, 1907. CHAP. 2555.—An Act Permitting the building of a dam across the Savannah River at Andersonville Shoals.

[H. R. 25848.]
[Public, No.
214.]

Savannah
River.
J. R. Earle
Development
Company may
dam, at An-
dersonville
shoals.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the J. R. Earle Development Company, a corporation to be organized under the laws of South Carolina, its successors and assigns, is hereby authorized to construct and maintain a dam across the Savannah River, extending from a point in Hart County, Georgia, to a point in Anderson County, South Carolina, upon or in the vicinity of Andersonville Shoals, and all works incident thereto in the utilization of the power thereby developed, in accordance with the provisions of an Act entitled "An Act to regulate the construction of dams across navigable waters," approved June twenty-first, nineteen hundred and six.

Vol. 34, p.
386.

Amendment.

SEC. 2. That the right to amend or repeal this Act is hereby expressly reserved.

Approved, March 2, 1907.

CHAP. 2556.—An Act Permitting the building of a dam across the Savannah River at Trotters Shoal. Mar. 2, 1907. Vol. 34, p. 1241.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Hugh MacRae Company, a corporation organized under the laws of South Carolina, its successors and assigns, is hereby authorized to construct and maintain a dam across the Savannah River extending from a point in Elbert County, Georgia, to a point in Abbeville County, South Carolina, upon or in the vicinity of Trotters Shoals, and all works incident thereto in the utilization of the power thereby developed, in accordance with the provisions of an Act entitled "An Act to regulate the construction of dams across navigable waters," approved June twenty-first, nineteen hundred and six. [H. R. 25850.] [Public, No. 215.] Savannah River. Hugh MacRae Company may dam, at Trotters shoals. Vol. 34, p. 386. Ante, p. 1183.

SEC. 2. That the right to amend or repeal this Act is hereby expressly reserved. Amendment.

Approved, March 2, 1907.

CHAP. 2579.—An Act To authorize Herman L. Hartenstein to construct a dam across the Saint Joseph River, near the village of Mottville, Saint Joseph County, Michigan. Mar. 2, 1907. Vol. 34, p. 1254.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That Herman L. Hartenstein, a citizen of the State of Michigan, his heirs and assigns, be, and they are hereby, authorized to construct, maintain, and operate a dam across the Saint Joseph River, at any point up the stream within one mile from the highway bridge at the village of Mottville, Saint Joseph County, in the State of Michigan, in accordance with the provisions of the Act entitled An "Act to regulate the construction of dams across navigable waters," approved June twenty-first, nineteen hundred and six. [H. R. 25832.] [Public, No. 238.] St. Joseph River, Mich. Herman L. Hartenstein may dam, at Mottville. Vol. 34, p. 386. Ante, p. 1183.

SEC. 2. That the right to alter, amend, or repeal this Act is hereby expressly reserved. Vol. 36, p. 904. Post, p. 1452. Amendment.

Approved, March 2, 1907.

CHAP. 2580.—An Act Permitting the building of a dam across the Savannah River at Cherokee Shoals. Mar. 2, 1907. Vol. 34, p. 1255.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Hugh MacRae Company, a corporation organized under the laws of South Carolina, its successors and assigns, is hereby authorized to construct and maintain a dam across the Savannah River extending from a point in Elbert County, Georgia, to a point in [H. R. 25849.] [Public, No. 239.] Savannah River, Ga. and S. C. Hugh MacRae Company may dam, at Cherokee shoals. Vol. 36, p. 922. Post, p. 1456.

Vol. 34, p. 386.
Ante, p.
 1183.

Abbeville County, South Carolina, upon or in the vicinity of Cherokee Shoals, and all works incident thereto in the utilization of the power thereby developed, in accordance with the provisions of an Act entitled "An Act to regulate the construction of dams across navigable waters," approved June twenty-first, nineteen hundred and six.

Amendment.

SEC. 2. That the right to amend or repeal this Act is hereby expressly reserved.

Approved, March 2, 1907.

Mar. 4, 1907.
 Vol. 34, p.
 1283.

[S. 8189.]
 [Public, No.
 244.]

CHAP. 2909.—An Act Granting to the Saint Louis, Iron Mountain and Southern Railway Company, a corporation, the right to construct, maintain, and operate a single track railway across the lands of the United States in the southeast quarter of the northeast quarter of section twenty-one, township fourteen north, range six west of the fifth principal meridian, in the county of Independence and State of Arkansas, reserved for use in connection with the construction of Lock Numbered One, Upper White River, Arkansas.

Upper White
 River, Ark.
 St. Louis,
 Iron Mountain,
 and Southern
 Railway Com-
 pany granted
 right of way
 through land
 reserved for
 Lock No. 1.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Saint Louis, Iron Mountain and Southern Railway Company, a corporation, created and existing under and by virtue of the laws of the State of Arkansas, its successors and assigns, be, and they are hereby, authorized to construct, maintain, and operate a single track railway over and across the lands of the United States in the southeast quarter of the northeast quarter of section twenty-one, township fourteen north, range six west of the fifth principal meridian, in the county of Independence and State of Arkansas, reserved for use in connection with the construction of Lock Numbered One, Upper White River, Arkansas, subject to such conditions as may be prescribed by the Secretary of War and he may require the said company to pay to the United States such sum of money as he may decide to be the value of the land so occupied and compensation for any other injury sustained by the United States. Said Saint Louis, Iron Mountain and Southern Railway Company shall not use the river banks within a distance of eight hundred feet above and below the limits of the lock walls of said Lock Numbered One nor any area within the boundaries of the aforesaid lands, as a place for depositing spoil and waste, except under such conditions as may be approved by the Secretary of War.

Compensa-
 tion.
 Restriction.

Secretary of
 War to ap-
 prove plans,
 etc.

Providos.
 Location of
 track.

SEC. 2. That the said Saint Louis, Iron Mountain and Southern Railway shall not avail themselves of the privileges of this Act until the Secretary of War shall have approved the location and plans of the single track railway referred to in section one of this Act: *Provided*, That the center line of said track shall be at least seventy-five feet from, and on the northerly side of, the lock tender's

cottage now built on the aforesaid lands: *And provided further*, That if, in the construction of the said railway, it is necessary to remove any buildings, barns, water towers, or other structures now on the aforesaid lands, the Saint Louis, Iron Mountain and Southern Railway Company shall replace them at points to be designated by the Secretary of War and in like condition and repair as when taken: *And provided further*, That in the construction, maintenance, and operation of said single track railway, the Saint Louis, Iron Mountain and Southern Railway Company shall not appropriate any land other than that needed for the roadway, and said construction, maintenance, and operation through said lands shall at all times be under the supervision of the Secretary of War.

Removal of structures, etc.

Restriction.

SEC. 3. That all railroad companies desiring the use of the single track railway authorized by this Act shall have and be entitled to equal rights and privileges relative to the passage of railway trains or cars over the same, and over the approaches thereto, upon the payment of a reasonable compensation for such use; and in case the owners of the said single track railway and the several railroad companies, or any of them, desiring such use shall fail to agree upon the sum or sums to be paid, and upon the rules and conditions to which each shall conform, all matters at issue between them shall be decided by the Secretary of War.

Use by other roads.

Compensation.

SEC. 4. That this Act shall be null and void if actual construction of said single track railway herein authorized shall not be commenced in one year and completed within two years from the date of the approval hereof.

Time of construction.

SEC. 5. That the right to alter, amend, or repeal this Act is hereby expressly reserved.

Amendment.

Approved, March 4, 1907, 10 a. m.

CHAP. 2912.—An Act Permitting the erection of a dam across Coosa River, Alabama, at the place selected for Lock Numbered Twelve on said river.

Mar. 4, 1907.
Vol. 34, p. 1288.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the consent of Congress is hereby granted to the Alabama Power Company, a corporation organized under the laws of the State of Alabama, its successors and assigns, to build a dam, of such height as the Chief of Engineers and the Secretary of War may approve, across the Coosa River, in Alabama, at the place selected for the location of Lock and Dam Numbered Twelve on said river, as located in the survey made by the engineers of the United States of the Coosa and Alabama rivers in Georgia and Alabama, in compliance with the requirements of the river and harbor Act approved June thirtieth, nineteen hundred and two, for the development

[S. 8526.]
[Public, No. 247.]

Coosa River, Ala. Alabama Power Company may dam.

Location.

Vol. 32, p. 353.
Ante, p. 930.

of water power, and such works and structures in connection therewith as may be necessary or convenient in the development of said power and in the utilization of the power thereby developed: *Provided*, That plans for the construction of said dam and appurtenant works shall be submitted to and approved by the Chief of Engineers and the Secretary of War before the commencement of the construction of the same: *Provided further*, That the Alabama Power Company, its successors or assigns, shall not deviate from such plans after such approval, either before or after the completion of said structures, unless the modification of said plans shall have previously been submitted to and received the approval of the Chief of Engineers and Secretary of War: *Provided further*, That said dam and appurtenant works shall be limited to the use of the surplus water only of the river not required for the navigation of the Coosa River, and that no structure shall be built and no operations conducted under the provisions of this Act which shall at any time injure or interfere with the navigation of said river or impair the usefulness of any improvement by the Government in the interests of navigation.

Provisos.
Secretary of War to approve plans, etc.
Changes.

Unobstructed navigation.

Locks.

SEC. 2. That the said dam shall be so constructed, including a proper forebay, that the Government of the United States may at any time construct in connection therewith a suitable lock or locks for navigation purposes, and may at any time, without compensation, control the said dam or other structures and the level of the pool caused by such dam so far as shall be necessary for purposes of navigation, but shall not destroy the water power developed by said dam and structures to any greater extent than may be necessary to provide proper facilities for navigation, and that the Secretary of War may at any time require and enforce, at the expense of the owners, such modifications and changes in the construction of such dam as may be necessary in the interest of navigation: *Provided*, That the Alabama Power Company, its successors or assigns, shall furnish the necessary electric current, while its power plant is in operation, to move the gates and operate the locks in connection with said dam and to light the United States buildings and grounds free of cost to the United States: *Provided further*, That the Alabama Power Company, its successors or assigns, is hereby granted the right to use any lands which may belong to the United States of America and necessary for the construction and maintenance of said dam and appurtenant works, or which may be inundated with water by reason of the construction of said dam and appurtenant works, and in consideration therefor the said company, its successors or assigns, shall, upon request of the Chief of Engineers and the Secretary of War, convey free of cost to the United States of America such suitable tract or tracts of land as may be selected by the Chief of Engineers and the Secretary of War for the

Changes.

Provisos.
Electric power.

Use of lands for construction, etc.

Conveyance of other lands to the United States.

establishment of such lock or locks and approaches and other purposes as the needs of navigation may require.

SEC. 3. That this Act shall be null and void unless the dam herein authorized be commenced within three years and completed within seven years from the time of the passage of this Act. Time of construction.

SEC. 4. The authority herein conferred shall, except as herein specifically provided, be subject in all respects to the provisions of the Act entitled "An Act to regulate the construction of dams across navigable waters," approved June twenty-first, nineteen hundred and six. Vol. 34, p. 386. Ante, p. 1183.

SEC. 5. The right to alter, amend, or repeal this Act is hereby expressly reserved. Amendment.

Approved, March 4, 1907, 10 a. m.

CHAP. 2918.—An Act Making appropriations for sundry civil expenses of the Government for the fiscal year ending June thirtieth, nineteen hundred and eight, and for other purposes. Mar. 4, 1907. Vol. 34, pp. 1295, 1344, 1349, 1351.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums be, and the same are hereby, appropriated, for the objects hereinafter expressed, for the fiscal year ending June thirtieth, nineteen hundred and eight, namely:

* * * * *

Toward the construction of works on harbors and rivers, under contract and otherwise, and within the limits authorized by law, namely: Rivers and harbors.

For works authorized by the river and harbor Act of eighteen hundred and ninety-six, as follows: Vol. 29, p. 202. Ante, p. 743.

Improving Kentucky River, Kentucky: For continuing improvement in completion of contract authorization, seventy-five thousand dollars. Kentucky River, Ky.

Improving harbor at Portland, Maine: For completing improvement, fifty-nine thousand dollars. Portland, Me.

Improving Newtown Creek, New York: For continuing improvement, fifteen thousand dollars. Newtown Creek, N. Y.

Improving harbor at San Pedro, California: For continuing construction of breakwater, ninety-two thousand nine hundred and fifteen dollars. San Pedro, Cal.

Improving Winyah Bay, South Carolina: For continuing improvement of harbor at Winyah Bay, seventy-two thousand seven hundred and fifty dollars. Winyah Bay, S. C.

For works authorized by the river and harbor Act of eighteen hundred and ninety-nine, as follows: Vol. 30, p. 1121. Ante, p. 843.

Improving channel in Gowanus Bay, New York: For continuing improvement at Bay Ridge and Red Hook channels, two hundred thousand dollars. Gowanus Bay, N. Y.

Improving harbor at Gulfport, Mississippi: For maintenance of channel from Gulfport to Ship Island Harbor, including anchorage basin, ten thousand dollars. Gulfport, Miss.

Ambrose Channel, New York Harbor.

Improving harbor at New York, New York: For continuing improvement of Ambrose Channel (formerly known as East Channel) across Sandy Hook Bar, four hundred and seventy thousand dollars.

Ohio River below Pittsburgh, Pa.

Improving Ohio River below Pittsburg, Pennsylvania: For continuing improvement in completion of contract authorization by the construction of Dams Numbered Thirteen and Eighteen, two hundred and seventy-eight thousand dollars.

Vol. 32, p. 381.
Ante, p. 949.
Boston, Mass.

For works authorized by the river and harbor Act of nineteen hundred and two, as follows:

Improving harbor at Boston, Massachusetts: For continuing improvement in completion of contract authorization by providing channels thirty-five feet deep, and of authorized widths, from the navy-yard at Charlestown and the Chelsea and Charles River bridges to President Roads, and thence by route designated as numbered three through Broad Sound to the ocean, nine hundred and thirty thousand dollars.

Arthur Kill, N. Y. and N. J.

Improving Arthur Kill, New York and New Jersey: For continuing improvement of channel from Kill van Kull to Raritan Bay, eighty-five thousand dollars.

Cleveland, Ohio.

Improving harbor at Cleveland, Ohio: For continuing improvement in accordance with the plan for new harbor entrance and breakwater extension, two hundred thousand dollars.

Kennebec River, Me.

Improving Kennebec River, Maine: For completing improvement between Gardiner and Augusta, twenty-six thousand dollars.

Great Pedee River, S. C.

Improving Great Pedee River, South Carolina: For continuing improvement of upper portion of river, thirty thousand dollars.

St. Marys River, Mich.

Improving Middle and West Neebish channels, Saint Marys River, Michigan: For continuing improvement, in completion of contract authorization, one million dollars.

Ohio River below Pittsburgh, Pa.

Improving Ohio River below Pittsburg, Pennsylvania: For continuing improvement by the construction of Lock and Dam Numbered Thirty-seven, two hundred and seventy thousand dollars.

Vol. 33, p. 1117.
Ante, p. 1080.
Burlington, Vt.

For works authorized by the river and harbor Act of nineteen hundred and five, as follows:

Improving harbor at Burlington, Vermont: For continuing work of repairs to breakwater, thirty-five thousand dollars.

Black Rock Harbor and Channel, N. Y.

Improving Black Rock Harbor and Channel, New York: For continuing improvement, three hundred and sixty-seven thousand dollars.

Black Warrior, Warrior, and Tombigbee Rivers, Ala.

Improving Black Warrior, Warrior, and Tombigbee rivers, Alabama: For continuing improvement in completion of contract authorization by the construction of Locks and Dams Numbered One and Two in the Tombigbee River, and the completion of Lock and Dam Numbered One in the Tombigbee River near Demopolis, and

those Numbered Two and Three in the Warrior River next above, and by the construction of dredge and lock houses as authorized, two hundred and thirty-eight thousand dollars.

Improving Cape Fear River, North Carolina: For continuing improvement at and below Wilmington in completion of contract authorization, one hundred thousand dollars. Cape Fear River, N. C.

Improving Cumberland River above Nashville, Tennessee: For continuing improvement by the construction of Lock and Dam Numbered Twenty-one, thirty thousand dollars. Cumberland River above Nashville, Tenn.

Improving Calumet River, Illinois and Indiana: For continuing improvement in completion of contract authorization, twenty thousand dollars. Calumet River, Ill. and Ind.

Improving harbor at Duluth, Minnesota, and Superior, Wisconsin: For continuing improvement, two hundred thousand dollars. Duluth, Minn., and Superior, Wis.

Improving harbor at Huron, Ohio: For completing improvement, forty-seven thousand dollars. Huron, Ohio.

Improving harbor at Holland, Black Lake, Michigan: For continuing improvement of harbor at Holland in completion of contract authorization, forty thousand dollars. Holland, Black Lake, Mich.

For continuing improvement of Mississippi River at Moline, Illinois, in completion of contract authorization, one hundred and thirty-six thousand dollars. Mississippi River at Moline, Ill.

For continuing improvement of Mississippi River between Saint Paul and Minneapolis by the completion of Locks and Dams Numbered One and Two, thirty thousand dollars. Between St. Paul and Minneapolis, Minn.

Improving harbor at Oakland, California: For continuing improvement, with a view to obtaining a channel three hundred feet wide and twenty-five feet deep from San Francisco Bay to Fallon street, twenty-three thousand dollars. Oakland, Cal.

Improving Providence River and Harbor, Rhode Island: For completing improvement, including Green Jacket Shoal, one hundred and two thousand seven hundred and seventy-eight dollars. Providence River and Harbor, R. I.

Improving Patapsco River, Maryland: For continuing improvement in completion of contract authorization of channel to Baltimore, including shoals in Chesapeake Bay off York Spit, five hundred thousand dollars. Patapsco River, Md.

Improving harbor at Savannah, Georgia: For completing improvement, sixty thousand dollars. Savannah, Ga.

Improving harbor at Sandusky, Ohio: For continuing improvement, one hundred and seventy-five thousand dollars. Sandusky, Ohio.

Improving Saint Marys River, Michigan: For continuing improvement at the falls, in completion of contract authorization, two hundred and fifty thousand dollars. St. Marys River, Mich.

Trinity
River, Tex.

Improving Trinity River, Texas: For continuing improvement in completion of contract authorization, seventy-five thousand two hundred and eighty-seven dollars.

Tennessee
River below
Chattanooga,
Tenn., Ala.,
Ky.

Improving Tennessee River below Chattanooga, Tennessee, Alabama, and Kentucky: For continuing improvement at Colbert and Bee Tree shoals by the construction of a lateral canal, in completion of contract authorization, one hundred thousand dollars.

Wilmington,
Cal.

Improving harbor at Wilmington, California: For completing improvement, fifty thousand dollars.

* * * * *

Governors
Island, N. Y.

ENLARGEMENT OF GOVERNORS ISLAND, NEW YORK: For continuing plan of improvement for the enlargement of Governors Island, New York Harbor, by wharf work, dredging, bulkhead, and filling, one hundred thousand dollars.^[a]

* * * * *

California
Débris Com-
mission.

Vol. 27, p.

507.

Ante, p. 659.

CALIFORNIA DÉBRIS COMMISSION: For defraying the expenses of the Commission in carrying on the work authorized by the Act of Congress approved March first, eighteen hundred and ninety-three, fifteen thousand dollars.

New York
Harbor.
Deposits.

HARBOR OF NEW YORK: For prevention of obstructive and injurious deposits within the harbor and adjacent waters of New York City:

Inspectors.

For pay of inspectors, deputy inspectors, office force, and expenses of office, ten thousand two hundred and sixty dollars;

Crews.

For pay of crews and maintenance of six steam tugs and one launch, seventy-five thousand dollars;

Tug "Nim-
rod."

For reconstructing hull and overhauling steam tug Nimrod, five thousand dollars;

In all, ninety thousand two hundred and sixty dollars.

International
Waterways
Commission.

INTERNATIONAL WATERWAYS COMMISSION: For continuing the work of investigation and report by the International Waterways Commission, authorized by section four of the river and harbor Act approved June thirteenth, nineteen hundred and two, twenty thousand dollars.

* * * * *

Approved, March 4, 1907, 11 a. m.

^a All of this appropriation is for work assigned to the Engineer Department.

CHAP. 2936.—An Act To amend an Act entitled "An Act to authorize the Ox Bow Power Company of South Dakota to construct a dam across the Missouri River." Mar. 4, 1907. Vol. 34, p. 1415.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section two of chapter eighteen hundred and twenty-one of the laws of eighteen hundred and ninety-four, approved April twenty-eighth, nineteen hundred and four, is hereby amended to read as follows:

"SEC. 2. That this Act shall be null and void unless the structures herein authorized shall be commenced within one year and completed within three years from the date of approval thereof."

Approved, March 4, 1907, 11 a. m.

[H. R. 25672.]
[Public, No. 271.]

Missouri River, Mont. Time extended to Ox Bow Power Company to dam, at Ox Bow bend. Time of construction. Vol. 33, p. 571, amended. Ante, p. 1061.

[No. 22.] Joint Resolution Relating to securing a channel of six feet depth over Foys Flats in the Trent River, North Carolina, about four miles above Newbern.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War is authorized to expend such portion of the appropriation made in the river and harbor Act of this session for the Neuse and Trent rivers, North Carolina, as may be necessary for securing a channel of six feet depth over Foys Flats in the Trent River, North Carolina, about four miles above Newbern.

Approved, March 4, 1907, 10 a. m.

Mar. 4, 1907. Vol. 34, p. 1424.

[H. J. R. 253.]
[Pub. Res. No. 22.]

Trent River, N. C. Channel over Foys flats. Vol. 34, p. 1083. Ante, p. 1233.

CHAP. 8.—An Act To amend an Act entitled "An Act permitting the building of a dam across the Mississippi River near the village of Bemidji, in Beltrami County, Minnesota," approved March third, nineteen hundred and five.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the time limited in which to complete the dam authorized by the Act entitled "An Act permitting the building of a dam across the Mississippi River near the village of Bemidji, Beltrami County, Minnesota," approved March third, nineteen hundred and five, be, and the same is hereby, extended for a period of one year.

Approved, February 1, 1908.

Feb. 1, 1908. Vol. 35, p. 3.

[H. R. 7606.]
[Public, No. 8.]

Mississippi River. Time extended for damming, by Kirby Thomas, etc., at Bemidji, Minn. Vol. 33, p. 1044, amended. Ante, p. 1080.

CHAP. 55.—An Act To authorize the Twin City Power Company to build, operate, and maintain three dams across the Savannah River, above the city of Augusta, in the State of Georgia.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress as-

Feb. 29, 1908. Vol. 35, p. 36.

[S. 3726.]
[Public, No. 36.]

Savannah River.
Twin City Power Company may dam.

Dortons Creek, S. C.

Prices Island, S. C.

Vol. 34, p. 386.
Ante, p. 1183.

Proviso.
Time of completion.

Crouchs Bluff.

Provisos.
Site.

Vol. 34, p. 386.
Ante, p. 1183.

Time of completion.
Vol. 37, p. 120.

Post, p. 1515.
Repeal of former act.

Vol. 34, p. 1000.
Ante, p. 1217.

Amendment.

sembled, That the Twin City Power Company, a corporation organized under the laws of the State of South Carolina, its successors and assigns, be, and they are hereby, authorized to construct, maintain, and operate a dam across the Savannah River, at or near where Dortons Creek, in the county of Edgefield, State of South Carolina, empties into the Savannah River, and also a dam across the said river at or near the southern end of Prices Island, in said river, and about five miles from the mouth of Dortons Creek, in the State of South Carolina, in accordance with the provisions of the Act entitled "An Act to regulate the construction of dams across navigable waters," approved June twenty-first, nineteen hundred and six: *Provided*, That one of said dams shall be completed within three years and the other within five years from the passage of this Act.

SEC. 2. That the said Twin City Power Company is authorized to construct, operate, and maintain a dam across the Savannah River at what is known as Crouchs Bluff, in Edgefield County, South Carolina: *Provided*, That the said site at Crouchs Bluff can be obtained by contract from the owners thereof: *And provided further*, That said dam at Crouchs Bluff shall be constructed under the provisions of the said Act of June twenty-first, nineteen hundred and six: *Provided further*, That said dam if constructed at Crouchs Bluff shall be completed within three years.

SEC. 3. That the Act entitled "An Act authorizing the Twin City Power Company to build two dams across the Savannah River, above the city of Augusta, in the State of Georgia," approved February twenty-seventh, nineteen hundred and seven, be, and the same is hereby, repealed.

SEC. 4. That the right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, February 29, 1908.

Mar. 6, 1908.
Vol. 35, p. 37.

[H. R. 16051.]
[Public, No. 38.]

Cahaba River.
Cahaba Power Company may dam, at Centerville, Ala.

Vol. 34, p. 386.
Ante, p. 1183.

CHAP. 57.—An Act To authorize the Cahaba Power Company, a corporation organized under the laws of the State of Alabama, to construct a dam across the Cahaba River, in said State, at or near Centerville, Alabama.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Cahaba Power Company, a corporation organized under the laws of Alabama, its successors and assigns, be, and they are hereby, authorized to construct, maintain, and operate a dam across the Cahaba River at Centerville, in the State of Alabama, in accordance with the provisions of the Act entitled "An Act to regulate the construction of dams across navigable waters," approved June twenty-first, nineteen hundred and six.

SEC. 2. That the right to alter, amend, or repeal this Act is hereby expressly reserved. Amendment.

Approved, March 6, 1908.

[No. 12.] Joint Resolution Authorizing the Secretary of War to apply the unexpended balance of the donation made by the citizens of Dallas, Texas, under the provisions of the river and harbor Act of March third, nineteen hundred and five, to work in construction of Lock and Dam Numbered Two in section one of Trinity River. Mar. 6, 1908.
Vol. 35, p. 569.
[H. J. R. 120.]
[Pub. Res.,
No. 12.]

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the unexpended balance of the sum of sixty-six thousand dollars, donated to the United States by citizens of Dallas, Texas, in pursuance of a provision in the river and harbor Act of March third, nineteen hundred and five, to aid in the improvement of section one, Trinity River, is hereby made available for the construction of locks and dams, and the Secretary of War may, in his discretion, apply the said balance to work in connection with the construction of Lock and Dam Numbered Two in said section one. Trinity
River.
Lock and
dam Num-
bered Two.
Use of un-
expended do-
nation au-
thorized.
Vol. 33, p.
1131.
Ante, p.
1100.

Approved, March 6, 1908.

CHAP. 77.—An Act To authorize A. J. Smith and his associates to erect a dam across the Choctawhatchee River in Dale County, Alabama. Mar. 10, 1908.
Vol. 35, p. 40.
[H. R. 6195.]
[Public, No.
47.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That Andrew J. Smith and his associates, their successors and assigns, be, and they are hereby, authorized to construct, maintain, and operate a dam across the Choctawhatchee River about one-eighth of a mile below or west of the bridge across said river on the road known as the Newton and Ozark public road, in Dale County, in the State of Alabama, in accordance with the provisions of the Act entitled "An Act to regulate the construction of dams across navigable waters," approved June twenty-first, nineteen hundred and six. Choctaw-
hatchee River.
Andrew J.
Smith et al.
may dam.
Vol. 36, p.
905.
Post, p.
1354.
Location.

Vol. 34, p.
386.
Ante, p.
1183.

SEC. 2. That the right to alter, amend, or repeal this Act is hereby expressly reserved. Amendment.

Approved, March 10, 1908.

CHAP. 86.—An Act to grant certain land, part of the Fort Niobrara Military Reservation, Nebraska, to the village of Valentine for a site for a reservoir or tank to hold water to supply the public of said village. Mar. 16, 1908.
Vol. 35, p. 43.
[S. 1931.]
[Public, No.
54.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assem-

Valentine,
Nebr.
Granted
land for water
supply pur-
poses.
Description.

bled, That there is hereby granted to the village of Valentine, a duly incorporated municipality under the statutes of the State of Nebraska, an easement in, on, and over the northwest quarter and the north half of the southwest quarter of section thirty, township thirty-four north, range twenty-seven west, sixth principal meridian, in the State of Nebraska, the same being now a part of the Fort Niobrara Military Reservation, the property of the United States, for the purpose of supplying to said village and its inhabitants water from a stream thereon, with the privilege to erect, construct, and maintain a dam, reservoir, and other facilities proper and convenient to the enjoyment of such easement: *Provided*, That the said tract shall be used by said village in supplying water to said village and its inhabitants, and not for other purposes: *Provided further*, That this privilege shall not interfere with any existing vested right.

Proviso.
Restrictions.

Prior rights
not affected.

Approved, March 16, 1908.

Mar. 16, 1908
Vol. 35, p. 44.

CHAP. 87.—An Act To provide additional station grounds and terminal facilities for the Arizona and California Railway Company in the Colorado River Indian Reservation, Arizona Territory.

[S. 2948.]
[Public, No.
55.]

Arizona and
California
Railway Com-
pany.
Granted ad-
ditional land
in Colorado
River Indian
Reservation,
Ariz.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That subject to the approval of the Secretary of the Interior, additional lands not exceeding forty acres in area adjacent to its approved right of way in the Colorado River Indian Reservation, in the Territory of Arizona, be, and the same are hereby, granted for additional station grounds and terminal facilities to the Arizona and California Railway Company, a corporation organized under the laws of said Territory, subject to the payment by said company of full compensation therefor in the manner provided in section three of the Act approved March second, eighteen hundred and ninety-nine, entitled "An Act to provide for the acquiring of rights of way by railroad companies through Indian reservations, Indian lands, Indian allotments, and for other purposes:" *Provided*, That such additional lands are granted subject to the right of the United States to cross the same and the works constructed thereon, with canals or water conduits of any kind or with roadways, or transmission lines for telephone, telegraph, or electric power, which may in the future be built by the United States across such lands; and the said company shall build and maintain at its own expense all structures that may be required at crossings, and in accepting this grant shall release the United States from all damages which may result from the construction and use of such crossings, canals, conduits, and lines.

Vol. 30, p.
991.

Proviso.
Rights re-
served.

Structures
at crossings.

Damages.

Approved, March 16, 1908.

CHAP. 91.—An Act To authorize T. H. Friel or assigns to construct a dam across Mulberry Fork of the Black Warrior River. Mar. 16, 1908. Vol. 35, p. 45.

[H. R. 16746.]
[Public, No. 59.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That T. H. Friel or assigns be, and they are hereby, authorized to construct, maintain, and operate a dam across the Mulberry Fork of the Black Warrior River, at a point within ten miles north and within two miles south of its junction with the Sipsey Fork, in Walker County, in the State of Alabama, in accordance with the provisions of the Act entitled "An Act to regulate the construction of dams across navigable waters," approved June twenty-first, nineteen hundred and six.

Mulberry Fork of Black Warrior River, Ala.
T. H. Friel may dam.
Location.
Vol. 34, p. 336.
Ante, p. 1183.

Amendment.

SEC. 2. That the right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, March 16, 1908.

[No. 14.] Joint Resolution Authorizing the Secretary of War to establish harbor lines in Wilmington Harbor, California. Mar. 26, 1908. Vol. 35, p. 569.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War is hereby authorized to fix and establish pierhead and bulkhead lines, either or both, in the inner harbor of San Pedro, otherwise known as Wilmington Harbor, California, beyond which no piers, wharves, bulkheads, or other works shall be extended or deposits made except under such regulations as shall be prescribed from time to time by the Secretary of War.

[S. J. R. 58.]
[Pub. Res., No. 14.]
San Pedro, Cal.
Establishing harbor lines. Wilmington harbor, authorized.

Regulations.

Approved, March 26, 1908.

CHAP. 151.—An Act To provide for safety of life on navigable waters during regattas or marine parades. Apr. 23, 1908. Vol. 35, p. 69.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of Commerce and Labor is hereby authorized and empowered in his discretion to issue from time to time regulations, not contrary to law, to promote the safety of life on navigable waters during regattas or marine parades.

[S. 6028.]
[Public, No. 102.]

Marine parades, etc.
Protection to life on navigable waters during.

SEC. 2. That to enforce such regulations the Secretary of Commerce and Labor may detail any public vessel in the service of that Department and make use of any private vessel tendered gratuitously for the purpose, or upon the request of the Secretary of Commerce and Labor the head of any other Department may enforce the regulations issued under this Act by means of any public vessel of such Department and of any private vessel tendered gratuitously for the purpose.

Enforcement of regulations.
Secretary of Commerce and Labor may detail public vessels, etc.

Transfer of
authority al-
lowed.

SEC. 3. That the authority and power bestowed upon the Secretary of Commerce and Labor by sections one and two may be transferred for any special occasion to the head of another Department by the President whenever in his judgment such transfer is desirable.

Penalties for
violation.

SEC. 4. That for any violation of regulations issued pursuant to this Act the following penalties shall be incurred:

By licensed
officers.

(a) A licensed officer shall be liable to suspension or revocation of license in the manner now prescribed by law for incompetency or misconduct.

Nonlicensed
persons.

(b) Any person in charge of the navigation of a vessel other than a licensed officer shall be liable to a penalty of five hundred dollars.

Owner, if
actually on
board.

(c) The owner of a vessel (including any corporate officer of a corporation owning the vessel) actually on board shall be liable to a penalty of five hundred dollars, unless the violation of regulations shall have occurred without his knowledge.

Other per-
sons.

(d) Any other person shall be liable to a penalty of two hundred and fifty dollars.

Remission of
penalties.

The Secretary of Commerce and Labor is hereby authorized and empowered to mitigate or remit any penalty herein provided for in the manner prescribed by law for the mitigation or remission of penalties for violation of the navigation laws.

Repeal.
Vol. 29, p.
122.

SEC. 5. That the Act approved May nineteenth, eighteen hundred and ninety-six, entitled "An Act to provide for the safety of passengers on excursion steamers," is hereby repealed.

Effect.

SEC. 6. That this Act shall take effect on April tenth, nineteen hundred and eight.

Approved, April 28, 1908.

Apr. 30, 1908.

Vol. 35, p.
70, 84.

[H. R. 15219.]
[Public, No.
104.]

CHAP. 153.—An Act Making appropriations for the current and contingent expenses of the Indian Department, for fulfilling treaty stipulations with various Indian tribes, and for other purposes, for the fiscal year ending June thirtieth, nineteen hundred and nine.

Indian De-
partment ap-
propriations.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums be, and they are hereby, appropriated, out of any money in the Treasury not otherwise appropriated, for the purpose of paying the current and contingent expenses of the Indian Department, for fulfilling treaty stipulations with various Indian tribes, and in full compensation for all offices the salaries for which are specially provided for herein for the service of the fiscal year ending June thirtieth, nineteen hundred and nine, namely:

* * * * *

NEBRASKA.

Nebraska.

WINNEBAGOES. (TREATY.)

Winnebagoes.

For the purpose of rewooding and repiling the present old bridge across the Niobrara River between the Santee and Ponca reservations, Nebraska, supplying the same with new ice breaks, but using the ironwork of the old combination bridge, the sum of twelve thousand dollars, or so much thereof as may be necessary, the work to be done under the direction and supervision of the War Department;

Niobrara River. Repairing old bridge.

Approved, April 30, 1908.

CHAP. 157.—An Act To grant to the city of Seattle, in the State of Washington, certain rights of way for sewer and street purposes through and along the military reservation of Fort Lawton, Washington, and through the reservations for the Lake Washington Canal.

May 2, 1908. Vol. 35, p. 99. [S. 5126.] [Public, No. 107.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the city of Seattle, a municipal corporation of the State of Washington, is hereby granted the right to construct and maintain a tunnel for sewer and drainage purposes under and across the military reservation of Fort Lawton, Washington, from a point on the east boundary of said reservation so selected that the central line of said tunnel shall bear north eighty-two degrees west, approximately, to the intersection of L street and Delaware avenue (formerly McGraw street) of the Seattle tide lands; thence northwesterly into Puget Sound: *Provided*, That all work on the reservation shall be subject to the approval of the Secretary of War and to such regulations as he may prescribe in the interest of good order and to prevent any unnecessary injury to the reservation or to public property thereon: *Provided further*, That if, at any time, the discharge of said sewer shall become injurious to the sanitary conditions of Fort Lawton, the city of Seattle, upon notification by the Secretary of War, shall take prompt measures to abate the objectionable features: *And provided further*, That if the construction of the Lake Washington Canal shall have been decided upon before the completion of said sewer, the city of Seattle, with the approval of the Secretary of War, may so modify the location of the outfall and the route across the reservation as best to meet the new conditions created by the canal.

Seattle, Wash. Granted right of way through Fort Lawton Military Reservation, for drainage purposes. Description.

Provisos. Secretary of War to approve work, etc.

Changes.

Location.

Lake Wash-
ington Canal
reservation.
Right of
way through,
granted.
Description.

SEC. 2. That the city of Seattle is also granted a right of way one hundred and fifty feet wide, for street and tunnel purposes, across the reservations for the old and new locations of the Lake Washington Canal—the central line of said right of way bearing approximately north from a point on the south line of the old location reserve, situated about six hundred and thirty-nine feet westerly from the southerly monument in Twenty-fourth avenue north (formerly East street); together with the use for similar purposes of land included by the south boundary of the old location reserve, the east boundary of said right of way, a line bearing approximately north from said southerly monument, about seventy feet, to the northerly monument in Twenty-fourth street, a line bearing westerly from said northerly monument, parallel to and seventy feet distant from the southerly line of the old location reserve, about four hundred and sixty feet in length, and a line from the westerly end of the last-mentioned line, bearing north about forty-four degrees and fourteen minutes west, about one hundred and fifty feet, to the east boundary of said right of way: *Provided*, That any structures placed by said city in said right of way shall be subject to the supervision of the Secretary of War and to such changes as he may from time to time prescribe in order that the use of said rights of way shall not obstruct any improvements which the United States may make on said reservations.

Proviso.
Changes,
etc.

Tunnel for
sewer, gas,
etc.

SEC. 3. That the city of Seattle is also granted the right to construct and maintain a tunnel to carry water, sewer, gas, and other pipes, and electric wires, under and across the Lake Washington Canal Reservation near Third avenue, west, in the city of Seattle, subject to such conditions as to location and plans of the tunnel and to such changes in respect thereto as the Secretary of War may from time to time prescribe in order that the tunnel shall not obstruct any improvement which the United States may make on said reservation.

Fort Law-
ton.
Street along
boundaries.

SEC. 4. That the city of Seattle is further granted the right to open and perpetually maintain a public street in and along the southern, eastern, and northern boundaries of the military reservation of Fort Lawton, Washington, using for that purpose a strip of land thirty feet wide within the reservation and along said boundaries, beginning at the meander corner between sections fifteen and sixteen, township twenty-five north, range three east, Willamette meridian; thence along the reservation boundary northerly, easterly, northerly, westerly, northerly, westerly, northerly, westerly, and northerly to the meander line on the north side of section ten of said township and range: *Provided*, That all expense of opening and maintaining said street shall be borne by said city and that the work of moving the Government fences to the location made necessary by this grant shall be

Proviso.
Expense,
etc.

done by said city without expense to the United States and to the satisfaction of the military authorities.

Approved, May 2, 1908.

[No. 23.] Joint Resolution Authorizing the widening of the channel of Michigan City Harbor. May 13, 1908.
Vol. 35, p. 575.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War be, and he is hereby, authorized, in his discretion, to use any unexpended balance of money heretofore appropriated or that may be hereafter appropriated for the improvement or maintenance of the harbor at Michigan City, Indiana, for the rebuilding of the western revetment of said harbor upon a new alignment, with the view of widening the channel of said harbor. [S. J. R. 79.]
[Pub. Res.,
No. 23.]
Michigan
City Harbor,
Ind.
Widening
channel.
Use of un-
expended bal-
ances author-
ized.

Approved, May 13, 1908.

CHAP 168.—An Act To authorize additional aids to navigation in the Light-House Establishment, and for other purposes. May 14, 1908.
Vol. 35, p. 160.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of Commerce and Labor be, and he is hereby, authorized to establish and provide the following additional aids to navigation in the Light-House Establishment under the Light-House Board in the Department of Commerce and Labor, in accordance with the respective limits of cost hereinafter respectively set forth, which shall in no case be exceeded: [H. R. 20784.]
[Public, No.
116.]
Light-houses,
beacons, and
fog signals.
Additional
established.

* * * * *
SEC. 4. That it is hereby made the duty of the Light-House Board to care for and maintain the anchorage buoys in New York Harbor and Philadelphia Harbor heretofore placed there by the United States. New York
and Philadel-
phia harbors.
Anchorage
buoys.

* * * * *
SEC. 6. That it shall be unlawful for any person to obstruct or interfere with any aid to navigation established or maintained in the Light-House Establishment under the Light-House Board, or to anchor any vessel in any of the navigable waters of the United States so as to obstruct or interfere with range lights maintained therein, and any person violating the provisions of this section shall be deemed guilty of a misdemeanor and be subject to a fine not exceeding the sum of five hundred dollars for each offense, and each day during which such violation shall continue shall be considered as a new offense. Obstruction
to navigation
forbidden.

Penalty.

* * * * *
Approved, May 14, 1908.

May 23, 1908. CHAP. 194.—An Act Extending the time for the construction
Vol. 35, p. 273. of a dam across Rainy River.

[H. R. 15444.]
[Public, No.
138.]

Rainy River:
Time ex-
tended for
damming, by
Rainy River
Improvement
Company.

Vol. 30, p.
398.
Ante, p. 823.

Vol. 33, p.
814.
Ante, p.
1075.

Vol. 34, p.
386.
Ante, p.
1183.

Time of
completion.

Amendment.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Rainy River Improvement Company, a corporation organized under the laws of the State of Minnesota, as the successor to the rights and privileges heretofore granted to the Koochiching Company under the following Acts of Congress, namely: Chapter two hundred and thirty-eight of volume thirty, Statutes at Large, entitled "An Act permitting the building of a dam across Rainy River," approved May fourth, eighteen hundred and ninety-eight; and of chapter seven hundred and ninety-seven of volume thirty-three, Statutes at Large, entitled "An Act relating to a dam across Rainy River, approved February twenty-fifth, nineteen hundred and five, and of the various Acts and provisions therein recited amending said Act approved May fourth, eighteen hundred and ninety-eight, and further subject to the restrictions, conditions, and terms of all of said Acts, is hereby authorized to construct and maintain a dam across Rainy River, Minnesota, at the place designated in said Acts, in accordance with the provisions of the Act entitled "An Act to regulate the construction of dams across navigable waters," approved June twenty-first, nineteen hundred and six, so far as the same shall be applicable thereto: *Provided*, That said dam shall be completed on or before July, nineteen hundred and eleven.

SEC. 2. That the right to alter, amend, or repeal this Act is hereby expressly reserved.

J G CANNON

Speaker of the House of Representatives.

CHARLS W. FAIRBANKS

Vice-President of the United States

and President of the Senate.

IN THE HOUSE OF REPRESENTATIVES

May 12, 1908.

The President of the United States having returned to the House of Representatives in which it originated the bill (H. R. 15444) "An Act extending the time for the construction of a dam across Rainy River," with his objections thereto the House proceeded in pursuance of the Constitution to reconsider the same; and

Resolved, That the said bill pass, two-thirds of the House of Representatives agreeing to pass the same.

Attest:

A McDOWELL *Clerk.*

IN THE SENATE OF THE UNITED STATES

May 23, 1908.

The Senate having proceeded, in pursuance of the Constitution, to reconsider the bill entitled "An Act extending the time for the construction of a dam across Rainy River," returned to the House of Representatives by the President of the United States, with his objections, and sent by the House of Representatives to the Senate, with the message of the President returning the bill:

Resolved, That the bill do pass, two-thirds of the Senate agreeing to pass the same.

Attest:

CHARLES G. BENNETT

Secretary

By H. M. ROSE

Asst. Secy.

CHAP. 200.—An Act Making appropriations for sundry civil expenses of the Government for the fiscal year ending June thirtieth, nineteen hundred and nine, and for other purposes. May 27, 1908.
Vol. 35, pp.
317, 330, 355,
358, 387.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums be, and the same are hereby, appropriated, for the objects hereinafter expressed, for the fiscal year ending June thirtieth, nineteen hundred and nine, namely:

[H. R. 21260.]
[Public, No.
141.]
Sundry civil
expenses ap-
propriations.

* * * * *
Immigration station, Ellis Island, New York: For dredging new channel to afford landing facilities for arriving aliens and their baggage, sixty-five thousand dollars, which shall be paid from the permanent appropriation for expenses of regulating immigration. Ellis Island,
N. Y.
Dredging
channel.
Vol. 35, p.
982.
Post, p. 1355.

* * * * *
Licenses may be granted for the erection of boat-houses along the banks of the tidal reservoir on the Potomac River fronting Potomac Park, under regulations to be prescribed by the Chief of Engineers, and that all such licenses granted under this authority shall be revocable, without compensation, by the Secretary of War. Licenses for
boat-houses,
tidal reservoir
banks.

ENGINEER DEPARTMENT.

Engineer
Department.

Toward the construction of works on harbors and rivers, under contract and otherwise, and within the limits authorized by law, namely:

For works authorized by the river and harbor Act of eighteen hundred and ninety-six, as follows: Vol. 29, p.
202.
Ante, p. 634.

Improving Kentucky River, Kentucky: For continuing improvement in completion of contract authorization, ninety-nine thousand dollars. Kentucky
River, Ky.

Vol. 30, p.
1121.

Ante, pp.
847, 875.

Ambrose
Channel, New
York Harbor.

For works authorized by the river and harbor Act of eighteen hundred and ninety-nine, as follows:

Improving New York Harbor, New York: For continuing improvement of Ambrose Channel (formerly known as East Channel) across Sandy Hook Bar, three hundred and eighteen thousand four hundred and ninety dollars.

Ohio River
below Pitts-
burg, Pa.

Improving Ohio River below Pittsburg, Pennsylvania: For continuing improvement in completion of contract authorization by the construction of Dams Numbered Thirteen and Eighteen, fifteen thousand dollars.

Vol. 32, p.
381.

Ante, pp.
964, 979, 988.

Cleveland,
Ohio.

For works authorized by the river and harbor Act of nineteen hundred and two, as follows:

Improving harbor at Cleveland, Ohio: For continuing improvement in accordance with plan for new harbor entrance and breakwater extension, three hundred and fifty thousand dollars.

Great Pedee
River, S. C.

Improving Great Pedee River, South Carolina: For continuing improvement of upper portion of river, eleven thousand three hundred dollars.

Ohio River
below Pitts-
burg, Pa.

Improving Ohio River below Pittsburg, Pennsylvania: For continuing improvement by the construction of Lock and Dam Numbered Thirty-seven, one hundred thousand dollars.

Vol. 33, p.
117.

Ante, pp.
1091, 1101,
1109.

Burlington,
Vt.

For works authorized by the river and harbor Act of nineteen hundred and five, as follows:

Improving harbor at Burlington, Vermont: For continuing work of repairs to breakwater, sixteen thousand eight hundred and fifty-five dollars.

Cumberland
River above
Nashville,
Tenn.

Improving Cumberland River above Nashville, Tennessee: For continuing improvement by the construction of Lock and Dam Numbered Twenty-one, fifty thousand dollars.

Saint Marys
River, Mich.

Improving Hay Lake and Neebish Channels, Saint Marys River, Michigan: For continuing improvement, three hundred and fifteen thousand dollars.

Vol. 34, p.
1073.

Ante, p.
1220.

Algoma, Wis.

For works authorized by the river and harbor Act of nineteen hundred and seven, as follows:

Improving harbor at Algoma, Wisconsin: For continuing improvement by the construction of an outer harbor, one hundred thousand dollars.

Aransas
Pass and Bay,
Tex.

Improving Aransas Pass and Bay, Texas: For continuing improvement, two hundred thousand dollars.

Big Sandy
River, W. Va.
and Ky.

Improving Big Sandy River, West Virginia and Kentucky: For continuing improvement by the construction of Dam Numbered One, Levisa Fork, and Dam Numbered One, Tug Fork, eighty-five thousand dollars.

Biscayne
Bay, Fla.

Improving Biscayne Bay, Florida: For continuing improvement, one hundred and nineteen thousand dollars.

Black War-
rior, etc.,
rivers, Ala.

Improving Black Warrior, Warrior, and Tombigbee rivers, Alabama: For continuing improvement by the construction of locks and dams, five hundred and thirty thousand dollars.

Improving Brazos River, Texas: For continuing improvement from Old Washington to Waco by the construction of lock and dam at Hidalgo Falls, one hundred thousand dollars.

Brazos
River, Tex.

Improving harbor at Bridgeport, Connecticut: For continuing improvement, forty thousand dollars.

Bridgeport,
Conn.

Improving harbor at Brunswick, Georgia: For continuing improvement, three hundred and three thousand dollars.

Brunswick,
Ga.

Improving Calumet River, Illinois and Indiana: For continuing improvement, one hundred and forty thousand dollars.

Calumet
River, Ill. and
Ind.

Improving Cape Fear River, North Carolina: For continuing improvement at and below Wilmington, one hundred and fifty thousand dollars.

Cape Fear
River, N. C.

Improving harbor at Cleveland, Ohio: For continuing improvement in accordance with plan for new harbor entrance and breakwater extension, one hundred and twenty-five thousand dollars.

Cleveland,
Ohio.

Improving Cold Spring Inlet, New Jersey: For continuing improvement, with a view to securing a depth of twenty-five feet, two hundred and thirty-six thousand two hundred dollars.

Cold Spring
Inlet, N. J.

Improving mouth of Columbia River, Oregon and Washington: For continuing improvement, one million four hundred and fifty thousand dollars.

Columbia
River, Oreg.
and Wash.

Improving Columbia River at Three-Mile Rapids, Oregon and Washington: For continuing improvement of Columbia River between the foot of The Dalles Rapids and the head of Celilo Falls, Oregon and Washington, three hundred and thirty-six thousand dollars.

Columbia
River, Three-
Mile Rapids.

Improving Cumberland River above Nashville, Tennessee: For continuing improvement by the construction of Locks and Dams Numbered Three, Four, Five, Six, and Seven, one hundred and fifty thousand dollars.

Cumberland
River above
Nashville,
Tenn.

Improving Delaware River, Pennsylvania and New Jersey: For maintenance of improvement, three hundred and seventy-five thousand dollars.

Delaware
River, Pa. and
N. J.

Improving Detroit River, Michigan: For continuing improvement in completion of contract authorization, one hundred and fifty thousand dollars.

Detroit
River, Mich.

For continuing improvement of auxiliary channel in accordance with plan "B," east route, five hundred and seventy-five thousand dollars; and said channel shall hereafter be known and designated as Livingstone channel.

Auxiliary
channel.

Improving harbor at Galveston, Texas: For continuing improvement by extension of the jetties and by dredging, six hundred and thirty thousand dollars.

Galveston,
Tex.

That the Secretary of War be, and he is hereby, authorized and directed to cause to be made an examination and survey of Galveston Harbor, as a whole, including Galveston Harbor, Galveston channel, Texas City channel,

Report on
comprehensive,
etc., improve-
ment of entire
harbor.

and Port Bolivar channel, in the State of Texas, for the purpose of establishing a broad, comprehensive, and systematic plan for the future extension, enlargement, and deepening of said harbor, so as to meet the growing needs of commerce, and to estimate the probable cost thereof; the cost of said examination and survey to be paid out of the foregoing appropriation.

Galveston
ship channel
and Buffalo
Bayou.

Improving Galveston ship channel and Buffalo Bayou, Texas: For continuing improvement to a point at or near the head of Long Reach, in accordance with the modified project, one hundred and forty-five thousand dollars.

Inland
waterway,
Texas.

Improving inland waterway on coast of Texas: For continuing improvement, two hundred and forty-five thousand dollars.

Grays Har-
bor, Wash.

Improving Grays Harbor, Washington: For continuing improvement of harbor and bar entrance by means of north jetty, three hundred thousand dollars.

Hilo, Hawaii.

Improving harbor at Hilo, Hawaii: For continuing improvement, one hundred thousand dollars.

Honolulu,
Hawaii.

Improving harbor at Honolulu, Hawaii: For continuing improvement, two hundred thousand dollars.

Kennebec
River, Me.

Improving Kennebec River, Maine: For continuing improvement from the mouth to Gardiner, eighty-six thousand five hundred dollars.

Kentucky
River, Ky.

Improving Kentucky River, Kentucky: For continuing improvement by the construction of Locks and Dams Numbered Twelve and Thirteen, two hundred and ten thousand dollars.

Ludington,
Mich.

Improving harbor at Ludington, Michigan: For continuing improvement, twenty thousand dollars.

Manitowoc,
Wis.

Improving harbor at Manitowoc, Wisconsin: For continuing improvement, two hundred and seventy thousand five hundred dollars.

Milwaukee,
Wis.

Improving harbor at Milwaukee, Wisconsin: For continuing improvement and maintenance, including harbor of refuge, three hundred and ninety-two thousand dollars.

Mississippi
River.
From the
Ohio to the
Missouri.

Improving Mississippi River from mouth of Ohio River to Minneapolis, Minnesota: For continuing improvement of Mississippi River from the mouth of the Ohio River to and including the mouth of the Missouri River, two hundred and fifty thousand dollars.

From the
Missouri to
Minneapolis,
Minn.

For continuing improvement of Mississippi River from the mouth of the Missouri River to Minneapolis, Minnesota, five hundred thousand dollars, of which amount ten thousand dollars, or so much thereof as may, in the opinion of the Secretary of War, be necessary, may be expended to repair and strengthen the levee heretofore constructed along the west bank of the Mississippi River between Flint Creek and the Iowa River.

Mobile, Ala.

Improving harbor at Mobile, Alabama: For continuing improvement, one hundred and sixty thousand dollars.

Monongahela
River, Pa.

Improving Monongahela River, Pennsylvania: For continuing construction of Lock and Dam Numbered Five, three hundred thousand dollars.

Improving harbors at New Bedford and Fairhaven, Massachusetts: For continuing improvement, two hundred thousand dollars.

New Bedford
and Fair-
haven, Mass.

Breakwater at New Haven, Connecticut: For continuing construction, one hundred and fifty thousand dollars.

New Haven,
Conn.

Improving harbor at Newport, Rhode Island: For continuing improvement, one hundred and twelve thousand one hundred dollars.

Newport,
R. I.

Improving New York Harbor, New York: For continuing improvement of Ambrose Channel, three hundred and sixty-five thousand dollars.

Ambrose
Channel, New
York Harbor.

Improving harbor at Norfolk, Virginia: For continuing improvement of harbor and approaches, from deep water in Hampton Roads to the junction of the eastern and southern branches, including removal of shoals at the mouth of the eastern branch, one hundred and twenty-five thousand dollars.

Norfolk, Va.

Improving Harbor at Oakland, California: For continuing improvement, one hundred and ninety thousand dollars.

Oakland,
Cal.

Improving Ohio River below Pittsburg, Pennsylvania: For continuing construction of Lock and Dam Numbered Eight, one hundred and thirty-six thousand dollars.

Ohio River.
Locks and
dams, No. 8.

For continuing construction of Lock and Dam Numbered Eleven, two hundred thousand dollars.

No. 11.

For continuing construction of Locks and Dams Numbered Thirteen and Eighteen, forty-five thousand dollars.

Nos. 13
and 18.

For continuing construction of Lock and Dam Numbered Twenty-six, one hundred and ten thousand dollars.

No. 26.

Improving Osage River, Missouri: For continuing improvement, one hundred thousand dollars.

Osage River,
Mo.

Improving Ouachita River, Arkansas and Louisiana: For continuing improvement of Ouachita and Black rivers, Louisiana and Arkansas, by the construction of Lock and Dam Numbered Two, near Catahoula Shoals, Louisiana, and Lock and Dam Numbered Eight, near Franklin Shoals, Arkansas, two hundred and twenty-five thousand dollars.

Ouachita
and Black Riv-
ers, Ark. and
La.

Improving Passaic River, New Jersey: For continuing improvement of channel in Newark Bay and Passaic River, sixty-five thousand dollars.

Passaic
River, N. J.

Improving Patapsco River, Maryland: For continuing improvement of channel to Baltimore, including shoals in Chesapeake Bay off York Spit, seven hundred and fifty thousand dollars.

Patapsco
River, Md.

Harbor of Refuge at Point Judith, Rhode Island: For continuing improvement by construction of the easterly or shore arm of the breakwater, one hundred and seventy thousand dollars.

Point
Judith, R. I.

Improving Rappahannock River, Virginia: For continuing improvement in accordance with the modified project, fifty-eight thousand dollars.

Rappahan-
nock River, Va.

Improving Sabine Pass, Texas: For continuing improvement, one hundred and ninety thousand dollars.

Sabine
Pass, Tex.

- Saint Michael Canal, Alaska.** Improving Saint Michael Canal, Alaska: For completing improvement, one hundred and fifty thousand dollars.
- Sandy Bay, Mass.** Harbor of Refuge at Sandy Bay, Cape Ann, Massachusetts: For continuing improvement, twenty-five thousand dollars.
- San Juan, P. R.** Improving harbor at San Juan, Porto Rico: For continuing improvement, two hundred and twenty thousand dollars.
- San Luis Obispo, Cal.** Improving harbor at San Luis Obispo, California: For continuing improvement, sixty thousand dollars.
- Savannah, Ga.** Improving harbor at Savannah, Georgia: For continuing improvement, three hundred thousand dollars.
- Mississippi River, South Pass Channel.** Maintenance of South Pass Channel, Mississippi River: For continuing improvement and maintenance, fifty thousand dollars.
- Mississippi coast, dredge.** Improving harbors on the coast of Mississippi: For completing construction of dredge for use in said harbors and the channels adjacent thereto, one hundred and twenty-five thousand dollars.
- Mississippi River, Southwest Pass.** Improving Southwest Pass, Mississippi River: For continuing improvement, one million one hundred and seventy thousand dollars.
- Tennessee River below Chattanooga, Tenn.** Improving Tennessee River below Chattanooga, Tennessee, Alabama, and Kentucky: For continuing improvement at Colbert and Bee Tree shoals, ninety-three thousand dollars.
- Trinity River, Tex.** Improving Trinity River, Texas: For the construction of locks and dams, ninety thousand dollars.
- Waterway, Franklin to Mermentau, La.** Improving waterway from Franklin to Mermentau, Louisiana: For continuing improvement, one hundred thousand dollars.
- Waterway, Pamlico Sound to Beaufort Inlet, N. C.** Waterway from Pamlico Sound to Beaufort Inlet, North Carolina: For continuing improvement, one hundred and seventy thousand dollars.
- Withlacoochee River, Fla.** Improving Withlacoochee River, Florida: For improvement of channel following route F, one hundred thousand dollars.
- Mississippi River Commission.** Improving Mississippi River: For continuing improvement of Mississippi River from Head of Passes to the mouth of the Ohio River, including salaries and clerical, office, traveling, and miscellaneous expenses of the Mississippi River Commission, two million dollars.
- * * * * *
- Governors Island, N. Y. Enlarging.** ENLARGEMENT OF GOVERNORS ISLAND, NEW YORK: For continuing plan of improvement for the enlargement of Governors Island, New York Harbor, by wharf work, dredging, bulkhead, and filling, seventy-five thousand dollars.
- * * * * *
- Survey of northern and northwestern lakes.** SURVEY OF NORTHERN AND NORTHWESTERN LAKES: For survey of northern and northwestern lakes, including all necessary expenses for preparing, correcting, extending, printing, and issuing charts and bulletins, and of investigating lake levels, with a view to their regulation, to be

immediately available, one hundred and twenty-five thousand dollars.

* * * * *

CALIFORNIA DÉBRIS COMMISSION: For defraying the expenses of the Commission in carrying on the work authorized by the Act of Congress approved March first, eighteen hundred and ninety-three, fifteen thousand dollars.

California Débris Commission.

HARBOR OF NEW YORK: For prevention of obstructive and injurious deposits within the harbor and adjacent waters of New York City:

New York Harbor. Deposits.

For pay of inspectors, deputy inspectors, office force, and expenses of office, ten thousand two hundred and sixty dollars.

Inspectors.

For pay of crews and maintenance of six steam tugs and one launch, seventy-five thousand dollars.

Crews, etc.

In all, eighty-five thousand two hundred and sixty dollars.

INTERNATIONAL WATERWAYS COMMISSION: For continuing the work of investigation and report by the International Waterways Commission, authorized by section four of the river and harbor Act approved June thirteenth, nineteen hundred and two, twenty thousand dollars.

International Waterways Commission. Vol. 32, p. 373. Ante, p. 949.

* * * * *

Approved, May 27, 1908.

CHAP. 212.—An Act To amend the laws relating to navigation, and for other purposes.

May 28, 1908. Vol. 35, pp. 424, 426.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section twenty-seven hundred and ninety-two of the Revised Statutes be, and is hereby, amended by adding thereto, thirty days after the passage of this Act, the following:

[H. R. 21815.] [Public No. 152.] Navigation laws. Entry, etc.

* * * * *

SEC. 8. That section three of the Act of August eighteenth, eighteen hundred and ninety-four, entitled "An Act making appropriations for the construction, repair, and preservation of certain public works on rivers and harbors, and for other purposes," be, and the same hereby is, amended so as to read as follows, sixty days after the passage of this Act:

New York Harbor. Vol. 28, p. 360, amended. Ante, p. 708.

"SEC. 3. That section three of the Act to prevent obstructive and injurious deposits within the harbor and adjacent waters of New York City, by dumping or otherwise, and to punish and prevent such offenses, approved June twenty-ninth, eighteen hundred and eighty-eight, shall be, and hereby is, amended so as to read as follows:

Vol. 25, p. 209. Ante, p. 482. Injurious deposits forbidden.

"SEC. 3. That in all cases of receiving on board of any scows or boats such forbidden matter or substance as herein described, the owner or master, or person act-

Supervisor to designate place of deposits.

ing in such capacity on board of such scows or boats, before proceeding to take or tow the same to the place of deposit, shall apply for and obtain from the supervisor of the harbor appointed hereunder a permit defining the precise limits within which the discharge of such scows or boats may be made; and it shall not be lawful for the owner or master, or person acting in such capacity, of any tug or towboat to tow or move any scow or boat so loaded with such forbidden matter until such permit shall have been obtained; and every person violating the foregoing provisions of this section shall be deemed guilty of a misdemeanor, and on conviction thereof shall be punished by a fine of not more than one thousand nor less than five hundred dollars, and in addition thereto the master of any tug or towboat so offending shall have his license revoked or suspended for a term to be fixed by the judge before whom tried and convicted.

“And any deviation from such dumping or discharging place specified in such permit shall be a misdemeanor, and the owner and master, or person acting in the capacity of master, of any scows or boats dumping or discharging such forbidden matter in any place other than that specified in such permit shall be liable to punishment therefor as provided in section one of the said Act of June twenty-ninth, eighteen hundred and eighty-eight; and the owner and master, or person acting in the capacity of master, of any tug or towboat towing such scows or boats shall be liable to equal punishment with the owner and master, or person acting in the capacity of master, of the scows or boats; and, further, every scowman or other employ e on board of both scows and towboats shall be deemed to have knowledge of the place of dumping specified in such permit, and the owners and masters, or persons acting in the capacity of masters, shall be liable to punishment, as aforesaid, for any unlawful dumping, within the meaning of this Act or of the said Act of June twenty-ninth, eighteen hundred and eighty-eight, which may be caused by the negligence or ignorance of such scowman or other employ e; and, further, neither defect in machinery nor avoidable accidents to scows or towboats, nor unfavorable weather, nor improper handling or moving of scows or boats of any kind whatsoever shall operate to release the owners and master and employ ees of scows and towboats from the penalties hereinbefore mentioned.

“Every scow or boat engaged in the transportation of dredgings, earth, sand, mud, cellar dirt, garbage, or other offensive material of any description shall have its name or number and owner’s name painted in letters and numbers at least fourteen inches long on both sides of the scow or boat; these names and numbers shall be kept distinctly legible at all times, and no scow or boat not so marked shall be used to transport or dump any such

Permits.

Deposits elsewhere prohibited.

Penalty for proceeding without license.

Punishment for discharging at unauthorized place.

Persons liable.

Liability of owners, etc.

Vol. 25, p. 209. Ante, p. 482.

Boats to have name, etc., painted. Vol. 35, p. 623. Post, p. 1324.

material. Each such scow or boat shall be equipped at all times with a life line or rope extending at least the length of and three feet above the deck thereof, such rope to be attached to the coaming thereof, also with a life-preserver and a life buoy for each person on board thereof, also with anchor to weigh not less than two hundred and seventy-five pounds, and at least one hundred feet of cable attached thereto; a list of the names of all men employed on any such scow or boat shall be kept by the owner or master thereof and the said list shall be open to the inspection of all parties. Failure to comply with any of the foregoing provisions shall render the owner of such scow or boat liable upon conviction thereof to a penalty of not more than five hundred dollars.

“The supervisor of the harbor of New York, designated as provided in section five of the said Act of June twenty-ninth, eighteen hundred and eighty-eight, is authorized and directed to appoint inspectors and deputy inspectors, and, for the purpose of enforcing the provisions of this Act and of the Act aforesaid, and of detecting and bringing to punishment offenders against the same, the said supervisor of the harbor, and the inspectors and deputy inspectors so appointed by him shall have power and authority:

“First. To arrest and take into custody, with or without process, any person or persons who may commit any of the acts or offenses prohibited by this section and by the Act of June twenty-ninth, eighteen hundred and eighty-eight, aforesaid, or who may violate any of the provisions of the same: *Provided*, That no person shall be arrested without process for any offense not committed in the presence of the supervisor or his inspectors or deputy inspectors, or either of them: *And provided further*, That whenever any such arrest is made the person or persons so arrested shall be brought forthwith before a commissioner, judge, or court of the United States for examination of the offenses alleged against him; and such commissioner, judge, or court shall proceed in respect thereto as authorized by law in case of crimes against the United States.

“Second. To go on board of any scow or towboat engaged in unlawful dumping of prohibited material, or in moving the same without a permit, as required in this section of this Act, or otherwise violating any of the provisions of this section of this Act, and to seize and hold said boats until they are discharged by action of the commissioner, judge, or court of the United States before whom the offending persons are brought.

“Third. To arrest and take into custody any witness or witnesses to such unlawful dumping of prohibited material, the said witnesses to be released under proper bonds.

Life lines,
etc., required.
Vol. 35, p.
623.
Post, p. 1312.

List of em-
ployees.

Penalty for
failure.

Inspectors
authorized.
Vol. 25, p.
210.
Ante, p. 481.

Duties.
Arrests.

Provisos.
Process.

Custody of
offender.

Seizure of
boats.

Custody of
witness.

Accompany-
ing towboats.

“Fourth. To go on board of any towboat having in tow scows or boats loaded with such prohibited material, and accompany the same to the place of dumping, whenever such action appears to be necessary to secure compliance with the requirements of this Act and of the Act aforesaid.

Inspecting
gas, etc.,
works.

“Fifth. To enter gas and oil works and all other manufacturing works for the purpose of discovering the disposition made of sludge, acid, or other injurious material, whenever there is good reason to believe that such sludge, acid, or other injurious material is allowed to run into the tidal waters of the harbor in violation of section one of the aforesaid Act of June twenty-ninth, eighteen hundred and eighty-eight.

Penalty for
bribery.

“Every person who, directly or indirectly, gives any sum of money or other bribe, present, or reward, or makes any offer of the same to any inspector, deputy inspector, or other employee of the office of the supervisor of the harbor with intent to influence such inspector, deputy inspector, or other employee to permit or overlook any violation of the provisions of this section or of the said Act of June twenty-ninth, eighteen hundred and eighty-eight, shall, on conviction thereof, be fined not less than five hundred dollars nor more than one thousand dollars, and be imprisoned not less than six months nor more than one year.

Return of
permits.

“Every permit issued in accordance with the provisions of this section of this Act, which may not be taken up by an inspector or deputy inspector, shall be returned within four days after issuance to the office of the supervisor of the harbor; such permit shall bear an indorsement by the master of the towboat, or the person acting in such capacity, stating whether the permit has been used, and, if so, the time and place of dumping. Any person violating the provisions of this section shall be liable to a fine of not more than five hundred dollars nor less than one hundred dollars.”

Indorsement.

Penalty.

* * * * *

Approved, May 28, 1908.

May 28, 1908.
Vol. 35, p. 429.
[H. R. 22009.]
[Public, No.
153.]

Harbors, etc.
Key West
Harbor, Fla.
Removal of
obstructions
from main
ship channel.

CHAP. 213. An Act Authorizing the Secretary of War to remove certain obstructions to navigation from the main ship channel, Key West Harbor, Florida, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War be, and he is hereby, authorized to remove, or cause to be removed, certain reefs from the main ship channel, Key West Harbor, Florida, mentioned in a report made by Lieutenant L. H. Beach to the Secretary of War on February first, nineteen hundred and eight, and the sum of five thousand

dollars of the amount heretofore appropriated for improving the harbor at Key West and entrance thereto under the river and harbor Act approved March second, nineteen hundred and seven, or so much of said sum of five thousand dollars as may be necessary, is hereby made available for such purpose.

Vol. 34, p.
1086.
Ante, p. 1220.

SEC. 2. That the unexpended balance of the amount heretofore appropriated for the improvement of Chicago Harbor, or so much thereof as may be deemed advisable, be, and the same is hereby, made available, in the discretion of the Secretary of War, for expenditure on the existing project for the Chicago River.

Chicago
River.
Unexpended
balance.
Vol. 34, p.
1102.
Ante, p. 1259.

SEC. 3. That so much as may be necessary of the amount heretofore appropriated, or authorized to be appropriated, for the maintenance of the South Pass of the Mississippi River, or for examinations and surveys of the South Pass of the Mississippi River, or for the improvement of the Southwest Pass of the Mississippi River, may, in the discretion of the Secretary of War, on the recommendation of the Chief of Engineers, United States Army, be used in dredging shoals in the said river between Cubits Gap and the Head of the Passes whenever it may become necessary to secure a depth of channel through said shoals of thirty-five feet, with a practical width.

Mississippi
River, South
Pass.
Dredging
shoals.
Vol. 34, p.
739.
Ante, p. 1203.

SEC. 4. That the Secretary of War may, in his discretion, apply the whole or any part of the unexpended balance of the amount heretofore appropriated for the improvement of the Duluth-Superior Harbor, Minnesota, to dredging inside the Duluth entrance thereto, as recommended in House Document Numbered Two hundred and twenty-one, Sixtieth Congress, first session.

Duluth-Su-
perior Harbor,
Minn.
Dredging.
Vol. 34, p.
738.
Ante, p. 1202.

SEC. 5. That the provision in the river and harbor Act approved March second, nineteen hundred and seven, relating to the construction of the Sandy Lake Reservoir Dam, Minnesota, is hereby amended by striking out the words "without a lock for steamboats."

Sandy Lake
Reservoir
Dam, Minn.
Vol. 34, p.
1105, amended.
Ante, p. 1263.

SEC. 6. That the Secretary of War be, and he is hereby, authorized, in his discretion, to expend and to enter into a contract or contracts for the expenditure of so much as may be necessary of the amount heretofore appropriated, or authorized to be appropriated, for the improvement of the harbor at Milwaukee, Wisconsin, for the improvement of the Kinnickinnick River, or any part thereof inside the harbor, as heretofore provided by law, whenever and as soon as the city of Milwaukee shall have complied with the provisions set forth in House Document Numbered One hundred and twenty, Fifty-eighth Congress, second session, and authorized by the river and harbor Act approved March third, nineteen hundred and five, and as amended by the Act entitled "An Act to amend the river and harbor Act of March third, nineteen hundred and five," approved June thirtieth, nineteen

Milwaukee,
Wis.
Improvement
of Kinnickin-
nick River.

Vol. 33, p.
1138.
Ante, p. 1110.
Vol. 34, p.
819.
Ante, p. 1212.

hundred and six, so far as said provisions apply to the improvement of said Kinnickinnick River or any part thereof.

Mobile Har-
bor, Ala.
Dredging.
Vol. 34, p.
1087.
Ante, p. 1238.

SEC. 7. That the whole or any part of the amount heretofore authorized to be appropriated for the construction of a dredge for Mobile Harbor, Alabama, with the exception of five thousand dollars for the preparation of plans for said dredge, may be used for dredging said harbor, and the Secretary of War, in his discretion, may enter into a contract or contracts for the performance of the work.

Neversink
River, N. Y.
Vol. 34, p.
1116.
Ante, p. 1277.
Scope of
survey en-
larged.

SEC. 8. That to make effective the provision in the river and harbor Act approved March second, nineteen hundred and seven, for a survey of the Neversink River, New York, with a view to the removal of bars and other obstructions at and near its mouth, the scope of such survey be enlarged so as to include the Delaware River at and near the mouth of the Neversink River.

Approved, May 28, 1908.

CHAP. 220.—An Act Authorizing a resurvey of certain town-
ships in the State of Wyoming, and for other purposes.
May 29, 1908. Vol. 35, pp.
465, 471.

[S. 6190.]
[Public, No.
180.]

*Be it enacted by the Senate and House of Representa-
tives of the United States of America in Congress assem-
bled,* * * *

Gull Lake
Reservoir,
Minn.
Land re-
served for,
restored to pub-
lic domain.

SEC. 26. That the following-described land, to wit, the southeast quarter of the northwest quarter of section thirty, and the point of land in section eighteen extending from lot one in section nineteen, omitted from the original United States land survey, but which is shown upon the plat of survey made under the direction of the War Department by the United States engineer office at Saint Paul for the Gull Lake Reservoir, in Minnesota, which said land was reserved for reservoir purposes and the reservation approved by the President January eighteenth, eighteen hundred and ninety-six, in township one hundred and thirty-four north, of range twenty-nine west, in the State of Minnesota, be, and the same hereby is, restored to the public domain subject to homestead entry; and all prior rights of settlement and entry, or attempted entry, are hereby reserved to the occupant and claimant of the land, to be passed upon and determined by the Commissioner of the General Land Office: *Provided, however,* That any homestead entry of said land or final certificate or patent that may be issued therefor shall be subject to the right of the United States to construct and maintain a dam for reservoir purposes at Gull Lake and to flood any part of said land by means of said dam.

Prior rights
reserved.

Provido.
Reservation
for dam.

* * *
Approved, May 29, 1908.

CHAP. 236.—An Act Granting to certain employees of the United States the right to receive from it compensation for injuries sustained in the course of their employment.

May 30, 1908.
Vol. 35, p. 556.

[H. R. 21844.]
[Public, No. 176.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That when, on or after August first, nineteen hundred and eight, any person employed by the United States as an artisan or laborer in any of its manufacturing establishments, arsenals, or navy-yards, or in the construction of river and harbor or fortification work or in hazardous employment on construction work in the reclamation of arid lands or the management and control of the same, or in hazardous employment under the Isthmian Canal Commission, is injured in the course of such employment, such employee shall be entitled to receive for one year thereafter, unless such employee, in the opinion of the Secretary of Commerce and Labor, be sooner able to resume work, the same pay as if he continued to be employed, such payment to be made under such regulations as the Secretary of Commerce and Labor may prescribe: *Provided*, That no compensation shall be paid under this Act where the injury is due to the negligence or misconduct of the employee injured, nor unless said injury shall continue for more than fifteen days. All questions of negligence or misconduct shall be determined by the Secretary of Commerce and Labor.

Government employees. Compensation to certain, for injuries sustained during employment. Character of work specified.

Time limit.

Proviso. Restriction.

SEC. 2. That if any artisan or laborer so employed shall die during the said year by reason of such injury received in the course of such employment, leaving a widow, or a child or children under sixteen years of age, or a dependent parent, such widow and child or children and dependent parent shall be entitled to receive, in such portions and under such regulations as the Secretary of Commerce and Labor may prescribe, the same amount, for the remainder of the said year, that said artisan or laborer would be entitled to receive as pay if such employee were alive and continued to be employed: *Provided*, That if the widow shall die at any time during the said year her portion of said amount shall be added to the amount to be paid to the remaining beneficiaries under the provisions of this section, if there be any.

Compensation to widow, etc.

Regulations.

Proviso. Remaining beneficiaries to receive deceased widow's portion.

SEC. 3. That whenever an accident occurs to any employee embraced within the terms of the first section of this Act, and which results in death or a probable incapacity for work, it shall be the duty of the official superior of such employee to at once report such accident and the injury resulting therefrom to the head of his Bureau or independent office, and his report shall be immediately communicated through regular official channels to the Secretary of Commerce and Labor. Such report shall state, first, the time, cause, and nature of the accident and injury and the probable duration of the injury resulting therefrom; second, whether the accident

Reports of injuries.

Character of reports.

arose out of or in the course of the injured person's employment; third, whether the accident was due to negligence or misconduct on the part of the employee injured; fourth, any other matters required by such rules and regulations as the Secretary of Commerce and Labor may prescribe. The head of each Department or independent office shall have power, however, to charge a special official with the duty of making such reports.

Affidavit
filed in case of
death.

Time limit.

Physician's
certificate.
Affidavit in
case of injury.

Contents of
affidavit, etc.

Determining
compensation.

Medical ex-
amination.

Refusal to
be examined.

Payments to
beneficiaries,
etc.

Contracts
exempting
from liability
void.

SEC. 4. That in the case of any accident which shall result in death, the persons entitled to compensation under this Act or their legal representatives shall, within ninety days after such death, file with the Secretary of Commerce and Labor an affidavit setting forth their relationship to the deceased and the ground of their claim for compensation under the provisions of this Act. This shall be accompanied by the certificate of the attending physician setting forth the fact and cause of death, or the nonproduction of the certificate shall be satisfactorily accounted for. In the case of incapacity for work lasting more than fifteen days, the injured party desiring to take the benefit of this Act shall, within a reasonable period after the expiration of such time, file with his official superior, to be forwarded through regular official channels to the Secretary of Commerce and Labor, an affidavit setting forth the grounds of his claim for compensation, to be accompanied by a certificate of the attending physician as to the cause and nature of the injury and probable duration of the incapacity, or the nonproduction of the certificate shall be satisfactorily accounted for. If the Secretary of Commerce and Labor shall find from the report and affidavit or other evidence produced by the claimant or his or her legal representatives, or from such additional investigation as the Secretary of Commerce and Labor may direct, that a claim for compensation is established under this Act, the compensation to be paid shall be determined as provided under this Act and approved for payment by the Secretary of Commerce and Labor.

SEC. 5. That the employee shall, whenever and as often as required by the Secretary of Commerce and Labor, at least once in six months, submit to medical examination, to be provided and paid for under the direction of the Secretary, and if such employee refuses to submit to or obstructs such examination his or her right to compensation shall be lost for the period covered by the continuance of such refusal or obstruction.

SEC. 6. That payments under this Act are only to be made to the beneficiaries or their legal representatives other than assignees, and shall not be subject to the claims of creditors.

SEC. 7. That the United States shall not exempt itself from liability under this Act by any contract, agreement, rule, or regulation, and any such contract, agreement, rule, or regulation shall be pro tanto void.

Sec. 8. That all Acts or parts of Acts in conflict herewith or providing a different scale of compensation or otherwise regulating its payment are hereby repealed.

Repeal.

Approved, May 30, 1908.

[No. 4.] Joint Resolution To enable the States of Mississippi and Louisiana to agree upon a boundary line and to determine the jurisdiction of crimes committed on the Mississippi River and adjacent territory. Jan. 26, 1909. Vol. 35, p. 1160.

[H. J. Res. 282.]
[Pub. Res., No. 36.]

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the consent of the Congress of the United States is hereby given to the States of Mississippi and Louisiana to enter into such agreement or compact as they may deem desirable or necessary, not in conflict with the Constitution of the United States, or any law thereof, to fix the boundary line between said States, where the Mississippi River now, or formerly, formed the said boundary line and to cede respectively each to the other such tracts or parcels of the territory of each State as may have become separated from the main body thereof by changes in the course or channel of the Mississippi River and also to adjudge and settle the jurisdiction to be exercised by said States, respectively, over offences arising out of the violation of the laws of said States upon the waters of the Mississippi River.

Mississippi and Louisiana. May fix their boundary lines and determine jurisdiction of crimes committed on Mississippi River, etc.

Approved, January 26, 1909.

[No. 5.] Joint Resolution To enable the States of Mississippi and Arkansas to agree upon a boundary line and to determine the jurisdiction of crimes committed on the Mississippi River and adjacent territory. Jan. 26, 1909. Vol. 35, p. 1161.

[H. J. Res. 233.]
[Pub. Res., No. 37.]

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the consent of the Congress of the United States is hereby given to the States of Mississippi and Arkansas to enter into such agreement or compact as they may deem desirable or necessary, not in conflict with the Constitution of the United States, or any law thereof, to fix the boundary line between said States, where the Mississippi River now, or formerly, formed the said boundary line and to cede respectively each to the other such tracts or parcels of the territory of each State as may have become separated from the main body thereof by changes in the course or channel of the Mississippi River and also to adjudge and settle the jurisdiction to be exercised by said States, respectively, over offences arising out of the violation of the laws of said States upon the waters of the Mississippi River.

Mississippi and Arkansas. May fix their boundary lines and determine jurisdiction of crimes committed on Mississippi River, etc.

Approved, January 26, 1909.

Feb. 4, 1909.
Vol. 35, p.
1182.

[S. J. Res.
118.]
[Pub. Res.,
No. 39.]

Tennessee
and Arkansas.
May fix their
boundaries and
determine
jurisdiction
of crimes com-
mitted on
Mississippi
River, etc.

[No. 7.] Joint Resolution To enable the States of Tennessee and Arkansas to agree upon a boundary line and to determine the jurisdiction of crimes committed on the Mississippi River and adjacent territory.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the consent of the Congress of the United States is hereby given to the States of Tennessee and Arkansas to enter into such agreement or compact as they may deem desirable or necessary, not in conflict with the Constitution of the United States, or any law thereof, to fix the boundary line between said States, where the Mississippi River now, or formerly, formed the said boundary line, and to cede respectively each to the other such tracts or parcels of the territory of each State as may have become separated from the main body thereof by changes in the course or channel of the Mississippi River, and also to adjudge and settle the jurisdiction to be exercised by said States, respectively, over offenses arising out of the violation of the laws of said States upon the waters of the Mississippi River.

Approved, February 4, 1909.

Feb. 6, 1909.
Vol. 35, p. 598.

[S. 6418.]
[Public, No.
214.]

Cordova Bay,
Alaska.
Cordova Bay
Harbor and
Improvement
and Town-Site
Company may
purchase land
at head of.

CHAP. 78.—An Act Authorizing the sale of lands at the head of Cordova Bay, in the Territory of Alaska, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That a corporation to be hereafter duly organized under the name and style of the Cordova Bay Harbor Improvement and Town-Site Company and composed of the following-named persons, to wit: John H. McGraw, Edward Lewin, and Donald A. McKenzie, or any of them, and such others as may hereafter become associated with them as incorporators, shall be permitted to purchase at the price of two dollars and fifty cents per acre not to exceed two thousand acres of such nonmineral lands of the United States as may be selected by said corporation and approved by the Secretary of the Interior, including tide or mud flats, situated at the head of Cordova Bay, at approximately latitude sixty degrees and thirty minutes north, and longitude one hundred and forty-six west of Greenwich, in the district of Alaska, the same to be located in as nearly compact form as possible with a front of not to exceed two miles on the wharfage and dock area to be reserved by the Secretary of War as provided in section three of this Act, in order to effect the improvement of said lands for town-site purposes and for the promotion and convenience of commerce with foreign nations and among the several States: * * *

Price per
acre.
Limit.

Location.

Purpose.

* * * * *

SEC. 3. That the Secretary of War, as soon as practicable after the passage of this Act; shall establish a wharfage and dock area extending along the entire water front of the land proposed to be bought by said corporation and one thousand feet in width, thereby fixing the seaward line of said wharfage and dock area, and the area thus established is hereby reserved and shall remain under the control of the United States, in trust, however, for the future State which may be created, including the same or any part thereof within its boundaries: *Provided*, That wharves, docks, slips, and waterways may be constructed and maintained within such wharfage and dock area in accordance with plans approved and terms and conditions prescribed from time to time by the Secretary of War, but the public at all times shall have the use of all such wharves, docks, slips, and waterways upon the payment of such reasonable charges, and under such regulations as may from time to time be fixed and prescribed by the Secretary of War.

Land reserved for dock, etc., purposes.

Proviso.
Plans.

SEC. 6. That the corporation named in section one of this Act shall, within twelve months after the approval of the application named in the foregoing section, subject to the approval and under the direction of the Secretary of the Interior, file with the said Secretary a detailed plan of a town site, embracing the lands applied for, upon which shall be delineated adequate streets, alleys, lots, blocks, wharves, docks, slips, and waterways, and such reservations as the said Secretary may deem necessary and suitable for public use as parks and sites for public and school buildings and coaling stations: *Provided*, That the reservations for public parks shall, in addition to such other lands as may be needed for that purpose, include all of said lands which can not be reasonably utilized as sites for building purposes; and said corporation shall, after patent, dedicate and convey all of the said reservations for such public uses.

Plan of town site, etc., to be filed.

Proviso.
Public park reservations, etc.

SEC. 7. That the corporation named in section one of this Act, or its assigns, shall, within six months from the approval of the plan mentioned in the preceding section, pay to the proper receiver the full purchase price of the lands applied for; and within five years after the issuance of patent said corporation shall do all things necessary to render three hundred and twenty acres of the land purchased suitable and available for wharfage and town-site purposes in accordance with the plan thereof submitted as required in section six of this Act, and shall within two years from the approval of the plan mentioned in the preceding section construct within said wharfage and dock area a public dock, wharf, or pier, with suitable approaches on the land side and with not less than thirty-four feet of water at mean low tide leading to and surrounding the same, so as to enable ocean steamers to approach, dock, discharge and take on cargoes thereat; that patent for said lands shall recite that they are issued un-

Payment of purchase price.

Preparing reservation for wharfage and town-site purposes.

Construction of dock pier, etc.

Cancellation of patent.

der the provisions of this Act and are subject to cancellation and the land therein granted to forfeiture as herein provided; and if said corporation or its assigns shall fail to comply with any of the terms and conditions of this Act, either before or after the issuance of patent, all interests, rights, or title which may have accrued or vested under this Act shall be forfeited to the United States and the application under which they accrued, or the patent under which they vested, shall be canceled: *Provided*, That the Secretary of the Interior may, on satisfactory showing, reasonably extend the time within which any of the Acts enumerated in this Act may be performed.

Proviso.
Extension of
time.

Confining
waters of Cor-
dova Creek,
etc.

SEC. 8. That said corporation shall have the right to confine the waters of Cordova Creek to one channel and to straighten and deepen the same in such manner as may be prescribed by the Secretary of War.

Approved, February 6, 1909.

Feb. 6, 1909.
Vol. 35, p. 613.
[S. 8895.]
[Public, No.
219.]

CHAP. 83.—An Act Extending the time for the construction by James A. Moore or his assigns, of a canal along the government right of way connecting the waters of Puget Sound with Lake Washington.

Puget Sound
and Lake
Washington,
Wash.

Time ex-
tended for con-
structing canal
by James A.
Moore, etc., to
connect waters
of.

Vol. 34, pp.
231, 1108.
Ante, pp.
1170, 1267.

Time of con-
struction.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, subject to all the other provisions contained in the Act of Congress entitled "An Act authorizing James A. Moore, or his assigns, to construct a canal along the government right of way connecting the waters of Puget Sound with Lake Washington," approved June eleventh, nineteen hundred and six, and contained in the modification of said Act made in the Act of Congress entitled "An Act making appropriations for the construction, repair, and preservation of certain public works on rivers and harbors, and for other purposes," approved March second, nineteen hundred and seven, the time limitation for the completion of the canal authorized by said Acts is hereby extended until June eleventh, nineteen hundred and twelve.

Approved, February 6, 1909.

Feb. 6, 1909.
Vol. 35, pp.
600, 611, 612.

[H. R. 21957.]
[Public, No.
216.]

Territories
omnibus act.
Alaska.

CHAP. 80.—An Act Relating to affairs in the Territories.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

ALASKA.

Valdez may
issue bonds to
construct
dikes, etc.

That the incorporated town of Valdez, Alaska, is hereby authorized and empowered to issue its bonds in any sum not exceeding fifteen thousand dollars for the

purpose of constructing dikes, dams, and other protection to keep the waters from the Valdez Glacier from running into, over, and upon the town of Valdez.

* * * * *

HAWAII.

Hawaii.

* * * * *

SEC. 36. That the Wahiawa Water Company (Limited), a corporation organized under the laws of the Territory of Hawaii for the purpose of irrigation, be, and is hereby, granted the right of way through the lands of the United States to the extent of the ground occupied by the water of the reservoirs and canals of said company and their laterals, and fifty feet on each side of the marginal limits thereof, including that portion of said company's irrigation works located within the limits of the military reservation made by the order of the President July twentieth, eighteen hundred and ninety-nine, setting aside a portion of Waianae Uka, in the island of Oahu, Territory of Hawaii, and as published in the General Orders of the War Department Numbered One hundred and forty-seven, and dated August tenth, eighteen hundred and ninety-nine, and including also the right to take from the lands of the United States adjacent to the line of the canals earth and stone necessary to the construction thereof, the said reservoir sites, canals, and laterals, and waterways being now occupied under an outstanding lease from the former authorities of said Territory to said company and so recognized in said General Orders: *Provided*, That the plans for the works herein proposed shall be submitted to the Secretary of War for approval, and shall be carried out in conformity to such regulations in respect to maintenance and operation as he shall prescribe: *Provided also*, That the servitude herein granted shall not prevent the movement of troops over the said right of way, and when the movement of field artillery and wagon trains is impeded or prevented, due to the use of gulches for water storage by said company, bridges suitable for the passage of troops, artillery, and wagon trains across said gulches, with suitable approaches thereto, shall be provided by said company when required by the Secretary of War, said bridges and approaches to be constructed in accordance with plans approved by the Secretary of War: *Provided further*, That during the occupation of said military reservation by troops the said company shall furnish, free of charge, all the water needed for post or encampment purposes, and, in case an electric power plant is erected by said company, it will furnish power to the United States, if required, and, if it be obtainable without interference with the irrigation supply, at not to exceed one cent per kilowatt hour, measured at the dynamos.

Wahiawa Water Company granted right of way through military reservation.

Provisos. Plans.

Movement of troops, etc., not prevented.

Water for troops, etc., free.

Electric power, etc.

New Mexico.

NEW MEXICO.

Bernalillo County may issue bonds for bridge purposes.

SEC. 37. That the county of Bernalillo, in the Territory of New Mexico, is hereby authorized to issue bonds to such amount as in the discretion of its county commissioners may seem necessary, but not exceeding the sum of one hundred thousand dollars, to be known as bridge bonds of the county of Bernalillo, which bonds shall bear interest at a rate not to exceed five per centum per annum, and shall be sold for not less than par, the proceeds of such sale or sales to be used exclusively for the construction and repair of bridges across the Rio Grande within the limits of said county. * * *

Sale and disbursement.

Payment of bonds.

Approved, February 6, 1909.

Feb. 16, 1909. CHAP. 132.—An Act To amend section eight of the Act approved May twenty-eighth, nineteen hundred and eight, entitled "An Act to amend the laws relating to navigation, and for other purposes." [H. R. 27970.] [Public, No. 281.]

New York Harbor. Life lines not required on certain scows carrying garbage, etc. Public Laws, 1st sess., p. 427, amended. Ante, pp. 1312, 1313.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress, assembled, That the requirements in regard to life line or rope contained in section eight of the Act approved May twenty-eighth, nineteen hundred and eight (being chapter two hundred and twelve of the Statutes at Large, first session Sixtieth Congress) entitled "An Act to amend the laws relating to navigation, and for other purposes," shall not apply to any scow or boat the deck outside the coaming or rail of which shall not exceed one foot in width. On any such scow or boat its name or number and owner's name painted in letters and numbers, at least fourteen inches long on both ends of such scow or boat, shall be a compliance with the provisions of the said section in regard to name, number, and owner's name.

Names, etc., may be painted on ends of boats.

Approved, February 16, 1909.

Feb. 16, 1909. [No. 11.] Joint Resolution Authorizing the Secretary of War to establish harbor lines in the Kansas River at Kansas City, Kansas. Vol. 85, p. 1164.

[S. J. Res. 115.] [Pub. Res., No. 43.] Kansas River, Kans. Harbor lines established in, at Kansas City.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War is hereby authorized to fix and establish pierhead and bulkhead lines, either or both, in the Kansas River at Kansas City, Kansas, beyond which no piers, wharves, bulkheads, or other works shall be extended or deposits made, except under such regulations as shall be prescribed from time to time by the Secretary of War.

Regulations.

Approved, February 16, 1909.

CHAP. 135.—An Act To amend section nineteen of the Act granting the Lake Erie and Ohio River Ship Canal Company rights to construct, equip, maintain, and operate a canal or canals and appurtenant works between the Ohio River in the State of Pennsylvania and Lake Erie in the State of Ohio, approved June thirtieth, nineteen hundred and six.

Feb. 17, 1909.
Vol. 35, p. 625.
[S. 8154.]
[Public, No. 233.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section nineteen of the Act granting the Lake Erie and Ohio River Ship Canal Company rights to construct, equip, maintain, and operate a canal or canals and appurtenant works between the Ohio River in the State of Pennsylvania and Lake Erie in the State of Ohio, approved June thirtieth, nineteen hundred and six, be, and it is hereby, amended as follows: In said section of said Act strike out the words "three years" and insert the words "six years" in lieu thereof; also strike out the words "ten years" and insert the words "thirteen years" in lieu thereof.

Lake Erie and Ohio River Ship Canal Company, Time extended for constructing canal between Ohio River and Lake Erie. Vol. 34, p. 813, amended. *Ante*, p. 1211.

Approved, February 17, 1909.

CHAP. 228.—An Act To provide for improving the navigable capacity of the Sabine and Neches rivers, and the canal connecting the Sabine and Neches rivers with the mouth of Taylors Bayou.

Feb. 27, 1909.
Vol. 35, p. 659.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War be, and he is hereby, authorized, in his discretion, to permit the counties of Jefferson and Orange, or any subdivisions thereof, in the State of Texas, or any citizen or citizens of said State, to improve the navigable capacity of the Sabine and Neches rivers, and the canal connecting the mouths of these rivers with the mouth of Taylors Bayou, by deepening and otherwise improving the same, such work to be done in accordance with such plans and specifications as may be approved by him on the recommendation of the Chief of Engineers: *Provided*, That the prosecution of the work shall be subject to the supervision, control, and regulation of the Secretary of War, and to such special conditions as he may impose for the protection of the interests of the United States: *Provided further*, That the entire cost of any work which may be done under authority hereby granted shall be borne by the party or parties to whom the permit is issued, and neither this Act, nor any privilege acquired, or work executed thereunder, shall be used as the basis for any claim against the United States for remuneration for any expenditures made by the said party or parties: *And provided further*, That the methods to be pursued in executing the work herein authorized, including the making of the necessary contracts and the expenditure of the funds provided, shall be such as may be mutually agreed upon by the

[H. R. 27363.]
[Public, No. 288.]
Sabine and Neches rivers, Tex., Improving navigation of, permitted.
Canal connecting Taylors Bayou with.
Plans, etc.
Provisos, Supervision, etc.
Cost.
Contracts, etc.

Secretary of War and the parties to whom the permit is issued.

Approved, February 27, 1909.

Mar. 8, 1909.
Vol. 35, pp.
688, 700.
[H. R. 26392.]
[Public, No.
303.]

CHAP. 250.—An Act Making appropriations to provide for the expenses of the government of the District of Columbia for the fiscal year ending June thirtieth, nineteen hundred and ten, and for other purposes.

District of
Columbia, ap-
propriations.
Half from
District reve-
nues.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the half of the following sums named, respectively, is hereby appropriated, out of any money in the Treasury not otherwise appropriated, and the other half out of the revenues of the District of Columbia, in full for the purposes following, being for the expenses of the government of the District of Columbia for the fiscal year ending June thirtieth, nineteen hundred and ten, namely:

* * * * *

Anacostia
Flats.
Investigat-
ing titles, etc.

ANACOSTIA FLATS: For employment of special counsel to investigate and determine the ownership of the land and riparian rights along the Anacostia River, for the purpose of improvement of the Anacostia flats, five thousand dollars, or so much thereof as may be necessary.

* * * * *

Approved, March 3, 1909.

gbl. p 1931, 1936-7

Mar. 3, 1909.
Vol. 35, p. 815.
[H. R. 28243.]
[Public, No.
317.]

CHAP. 264.—An Act To provide for the repair, maintenance, and preservation of public works on rivers and harbors, and for other purposes.

River and
harbor works.
Appropriation for pres-
ervation, etc.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That for the preservation and maintenance of existing river and harbor works, heretofore appropriated for by Congress, and for continuing in operation such dredging and other plants or equipment of any kind owned by the United States Government, and constructed or acquired for use on river and harbor improvements, there be, and is hereby, appropriated, out of any money in the Treasury not otherwise appropriated, to be immediately available and to be expended under the direction of the Secretary of War and the supervision of the Chief of Engineers, the sum of eight million one hundred and eighty-five thousand seven hundred and fifty dollars: *Provided,* That allotments from the amount herein named shall be made by the Secretary of War, and the same shall be recommended by the local engineer having such channel, improvement, or other public work in charge

Immediately
available.

Provisions.
Allotments.

and the Chief of Engineers, respectively: *Provided further*, That the amount allotted to any specific channel or improvement shall not be greater than the estimated amount required for preservation and maintenance as transmitted by the Chief of Engineers in a communication dated February seventeenth, nineteen hundred and nine, which said letter was filed with the House of Representatives on the eighteenth day of February, nineteen hundred and nine, and designated as House Document Numbered Fourteen hundred and sixty-two, Sixtieth Congress, second session.

Limitation.

SEC. 2. That for emergencies, to provide for the restoration of channels, or river and harbor improvements, heretofore established or improved by the Government where, by reason of emergency, the usual depth of such channel or customary use of such improvement can not be maintained, and there is no sufficient fund available for such restoration, the sum of five hundred thousand dollars is hereby appropriated to be immediately available. The amount herein provided shall be allotted by the Secretary of War: *Provided*, That in no case shall such allotment be made unless recommended by the local engineer having such channel or improvement in charge and by the Chief of Engineers, respectively: *Provided further*, That no single channel or improvement shall be allotted a sum greater than fifty thousand dollars, nor any portion of the said appropriation, unless the same is necessary in the interest of navigation or to protect and preserve existing government work in the interest of navigation.

Appropriation for emergencies.

Immediately available.

Provisos. Allotments.

Limitation.

SEC. 3. That appropriations or authorizations for appropriations heretofore made may, in the discretion of the Secretary of War, and upon the recommendation of the Chief of Engineers, be diverted or applied upon modified projects for the rivers and harbors hereinafter named, as follows:

Diversion, etc., allowed.

Improving harbors of New Bedford and Fairhaven, Massachusetts: The authorization for the improvement of said harbors contained in the river and harbor Act of March second, nineteen hundred and seven, is hereby extended so as to include the extension of the basin north of Fish Island, now being dredged under the adopted project, southward between the harbor lines to the bridge between New Bedford and Fish Island, and the extension of the twenty-five foot channel along the New Bedford front from its terminus, as contemplated by the present project, northerly between established harbor lines to said bridge: *Provided*, That a contract or contracts for such improvement can be made within the limit of cost authorized by the said Act of March second, nineteen hundred and seven.

New Bedford and Fair Haven, Mass. Extension of improvement. Vol. 34, p. 1074. Ante, p. 1221.

Proviso. Limit of cost.

Pawtucket River, Rhode Island: Any balance remaining unexpended after the completion of the work provided for under the existing contracts for improving the

Pawtucket River, R. I.

Deepening,
etc., channel.
Vol. 34, p.
1075.
Ante, p. 1223.

Proviso.
Consent of
State.

Patapsco
River, Md.

Widening
channel.
Vol. 34, p.
1081.
Ante, p. 1230.

Proviso.
Limit of
cost.

Waterway,
Franklin to
Mermentau,
La.
Right of
way.
Vol. 34, p.
1089.
Ante, p. 1242.

Proviso.
Title to be
free of cost.

Buffalo, N. Y.
Entrance to
Erie Basin and
Black Rock
Harbor.
Vol. 32, p.
335; Vol. 33,
pp. 494, 1120,
1195; Vol. 34,
pp. 788, 1078,
1345.
Balances for
breakwater.

Southwest
Pass, Missis-
sippi River.
Public Laws,
1st sess., p.
361.
Post, p. 1830.

Dredging
plant author-
ized.

Pawtucket River, Rhode Island, may be used in deepening the channel of said river to eighteen feet, and in increasing the widths thereof at such places between Pawtucket and Providence as may best subserve the interests of commerce: *Provided*, That the work herein authorized shall not be undertaken until the consent of the State of Rhode Island shall have been given for the application to this purpose of the portion of said balance heretofore contributed and pledged by the said State.

Improving Patapsco River and Channel to Baltimore, Maryland: The authorization for the improvement of said harbor contained in the river and harbor Act of March second, nineteen hundred and seven, is hereby extended so as to include the widening of the channel in the Fort McHenry division, in the vicinity of its intersection with the channel leading to Curtis Bay, so as to provide at the most practicable point an additional width of six hundred feet for a distance of about three thousand five hundred feet, with project depth: *Provided*, That a contract or contracts for such improvement can be made within the limit of cost authorized by the said Act of March second, nineteen hundred and seven.

Inland waterway between Franklin and Mermentau, Louisiana: To secure a suitable right of way for the proposed inland waterway channel from Franklin to Mermentau, adopted by Congress in the river and harbor Act of March second, nineteen hundred and seven, the location of the eastern terminus of said channel may be changed from the town of Franklin, on Bayou Teche, to such other point on said bayou as the Secretary of War may select: *Provided*, That the modification herein authorized shall not be made unless a valid title to the necessary right of way be secured to the United States free of cost.

Improving Buffalo entrance to Erie Basin and Black Rock Harbor, New York: The balance remaining of appropriations heretofore made for this improvement is hereby transferred and reappropriated for improving harbor at Buffalo, New York, and the breakwater constructed with said appropriations shall hereafter be counted as an integral part of the breakwater system protecting Buffalo Harbor and be cared for and maintained with funds appropriated for improving said harbor.

Southwest Pass, Mississippi River: The sum of six hundred thousand dollars, or so much thereof as may be necessary, of the funds appropriated and authorized for the improvement of Southwest Pass, Mississippi River, may, in the discretion of the Secretary of War, be applied to the construction or purchase of a suitable dredging plant for use on the said improvement.

Hingham Harbor, Massachusetts: The balance remaining from appropriations heretofore made for this improvement may be diverted and made available for dredging and improving the channel.

Hingham,
Mass.
Vol. 32, p.
1074.
Ante, p. 1221.
Redredging.

Atchafalaya and Old rivers, Louisiana: The permanent annual appropriation for the removal of snags in the Mississippi River, under the river and harbor Act of August eleventh, eighteen hundred and eighty-eight, shall be available for the removal of snags and other floating and sunken obstructions in the Atchafalaya and Old rivers from the junction with the Mississippi and Red rivers down the Atchafalaya River as far as Melville, Louisiana, and so much of said appropriation as the Secretary of War may deem necessary may be expended for such removal.

Atchafalaya
and Old
rivers, La.
Removal of
snags, etc.
Vol. 26, p.
424.
Ante, p. 512.

Improving Minnesota River: That the annual appropriation for operating snag boats on the upper Mississippi River, made by section seven of the river and harbor Act of August eleventh, eighteen hundred and eighty-eight, is hereby made available for similar purposes on the Minnesota River, and other tributaries of the upper Mississippi River now or heretofore improved by the United States.

Minnesota
River.
Use of snag
boats.
Vol. 25, p.
424.
Ante, p. 508.

Lorain Harbor, Ohio: The Secretary of War, in his discretion, with the concurrence and upon the recommendation of the Chief of Engineers, may authorize the expenditure of funds already appropriated or authorized for the extension of the west arm of the breakwater to or toward the shore.

Lorain,
Ohio.
Vol. 34, p.
1094.
Ante, p. 1248.
Extension of
breakwater.

Improving entrance to Coos Bay and Harbor, Oregon: The balance remaining from appropriations heretofore made for this improvement may be diverted and made available for the operation of government dredges in Coos Bay and River.

Coos Bay
and Harbor,
Oreg.
Vol. 32, p.
347.
Ante, p. 971.

SEC. 4. That for improvements already under way for which amounts were appropriated or authorized for completion, in accordance with estimates heretofore made, wherein such estimates have proven insufficient, and for the completion or continuous prosecution of the work further authorizations are absolutely essential at this time, the Secretary of War is authorized to enter into an additional contract or contracts for the projects named in this section, and for the amounts stated with each, the amount of said contracts to be paid from time to time by appropriations to be hereafter made according to law, as follows:

Additional
contracts au-
thorized.

Deflection and improvement of the Appomattox River at Petersburg, Virginia, in accordance with the report submitted in House Document Numbered One hundred and thirty-nine, Fifty-sixth Congress, second session, sixty thousand dollars.

Appomattox
River, Va.

Lock and Dam Numbered Thirty-seven, Ohio River, one hundred and fifty thousand dollars.

Lock and
Dam 37, Ohio
River.

Big Sandy River and forks.

Big Sandy River and Dam Numbered One, Tug Fork, and Dam Numbered One, Levisa Fork, twenty-five thousand dollars.

Aransas Pass, Tex.

Aransas Pass, Texas, three hundred and fifty thousand dollars.

Tennessee River. Hales Bar.

Hales Bar, Tennessee River, fifty thousand eight hundred and seventy-five dollars.

SEC. 5. For regulations in channels already improved or under way it is enacted—

Ambrose Channel, N. Y. Harbor.

That during the further progress of dredging Ambrose Channel, New York Harbor, the navigation of the part thereof now dredged to the full depth of forty feet may be carried on during the night as well as by day, and may be extended by regulations to be issued by the Secretary of War to all government vessels, foreign and coastwise steamships, and to such other vessels as, in his judgment, will not unduly interfere with the progress of the improvement; and the navigation of the incompleated part of said channel may be prohibited by such regulations.

Regulations of navigation at night.

Mississippi River. Regulation of navigation of South and Southwest passes.

That the Secretary of War be, and is hereby, authorized to make such rules and regulations for the navigation of the South and Southwest passes of the Mississippi River as to him shall seem necessary or expedient for the purpose of preventing any obstruction to the channels through said South and Southwest passes and any injury to the works therein constructed. The term "South and Southwest passes," as herein employed, shall be construed as embracing the entire extent of channel, in each case, between the upper ends of the works at the head of the pass and the outer or sea ends of the jetties at the entrance from the Gulf of Mexico; and any willful violation of any rule or regulation made by the Secretary of War in pursuance of this Act shall be deemed a misdemeanor, for which the owner or owners, agent or agents, master or pilot of the vessel so offending shall be separately or collectively responsible, and on conviction thereof shall be punished by a fine of not less than one hundred dollars, nor exceeding five hundred dollars, or by imprisonment for not exceeding three months, or by both fine and imprisonment, at the discretion of the court.

Channels embraced.

Penalty for violations.

Government locks, canals, etc. Vol. 23, p. 147, amended. Ante, p. 415.

SEC. 6. That section four of the river and harbor Act approved July fifth, eighteen hundred and eighty-four, be, and is hereby, amended and reenacted so as to read as follows:

Free passage through locks, canals, and canalized rivers.

"SEC. 4. That no tolls or operating charges whatever shall be levied upon or collected from any vessel, dredge, or other water craft for passing through any lock, canal, canalized river, or other work for the use and benefit of navigation, now belonging to the United States or that may be hereafter acquired or constructed; and for the purpose of preserving and continuing the use and navigation of said canals and other public works without interruption, the Secretary of War, upon the recommendation

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of the Chief of Engineers, United States Army, is hereby authorized to draw his warrant or requisition, from time to time, upon the Secretary of the Treasury to pay the actual expenses of operating, maintaining, and keeping said works in repair, which warrants or requisitions shall be paid by the Secretary of the Treasury out of any money in the Treasury not otherwise appropriated: *Provided*, That whenever, in the judgment of the Secretary of War, the condition of any of the aforesaid works is such that its entire reconstruction is absolutely essential to its efficient and economical maintenance and operation as herein provided for, the reconstruction thereof may include such modifications in plan and location as may be necessary to provide adequate facilities for existing navigation: *Provided further*, That the modifications are necessary to make the reconstructed work conform to similar works previously authorized by Congress and forming a part of the same improvement, and that such modifications shall be considered and approved by the Board of Engineers for Rivers and Harbors and be recommended by the Chief of Engineers before the work of reconstruction is commenced: *Provided further, also*, That an itemized statement of said expenses shall accompany the annual report of the Chief of Engineers: *And provided further*, That nothing herein contained shall be held to apply to the Panama Canal."

Permanent appropriation for maintenance.

Proviso. Reconstruction authorized.

Recommendation required.

Report of expenses.

Panama Canal not included.

SEC. 7. That a commission be, and is hereby, created, to be known as the National Waterways Commission, to be composed of Members of the Sixtieth Congress, who shall be Members of the Sixty-first Congress as well, as follows: Five Members of Senate, to be appointed by the presiding officer thereof; seven Members of the House of Representatives, to be appointed by the Speaker. It shall be the duty of this commission to investigate questions pertaining to water transportation and the improvement of waterways, and to recommend to Congress such action as it may deem best upon these subjects. Said commission shall be, and is hereby, authorized to employ experts to aid in the work of inquiry and examination, also to employ clerks, stenographers, and such other assistants as may be necessary, all such employees to be paid such compensation as the said commission may deem just and reasonable, upon a certificate to be issued by the chairman of the commission. The several departments and bureaus of the Government shall detail from time to time such officials and employees and furnish such information as may be requested by said commission in its investigations. For the purposes of its investigations said commission shall be authorized to pay the necessary traveling expenses of persons summoned before it for the giving of information upon matters pertaining to the subjects under consideration, and the said commission is authorized to sit during the recess of Congress. The members of said commission or of any subcommission, or

National Waterways Commission created. Composition.

Duties.

Experts, employees, etc.

Details of officials, etc.

Investigations authorized.

subcommissions thereof, may make investigations of waterways and harbors in the United States and elsewhere, and shall be allowed actual necessary expenses for the same and the expenses of necessary employees. The term of the commission shall expire on March fourth, nineteen hundred and eleven. The commission shall report from time to time to the Congress of the United States, and shall at the conclusion of its labors submit a final report: *Provided*, That a preliminary report shall be made not later than January first, nineteen hundred and ten, which report, with all other reports, shall embrace such material and information obtained in the course of the investigation as shall be of value; also the conclusions reached by said commission on the several subjects investigated.

The sum of fifty thousand dollars, or so much thereof as may be necessary, is hereby appropriated, out of any money in the Treasury not otherwise appropriated, to be immediately available, to pay the necessary expenses of said commission.

SEC. 8. That section three of "An Act permitting the building of dams across the North and South branches of Rock River, adjacent to Vandruffs Island and Carrs Island, and across the cut-off between said islands, in Rock Island County, Illinois, in aid of navigation and for the development of water power," approved May first, nineteen hundred and six, be, and the same is hereby, amended by extending the time for the completion of the dam across the south branch to May first, nineteen hundred and eleven: *Provided*, That the said dam shall, immediately upon its completion, become the property of the United States, and that the grantee under the said Act of May first, nineteen hundred and six, shall operate and maintain the other works authorized by the said Act in accordance with and subject to the provisions of the Act entitled "An Act to regulate the construction of dams across navigable waters," approved June twenty-first, nineteen hundred and six, so far as such provisions may be applicable.

SEC. 9. That the Act of Congress entitled "An Act to authorize and empower the Mount Carmel Development Company to draw water from the Wabash River, or its tributaries, in the county of Wabash and State of Illinois," approved February fourteenth, eighteen hundred and eighty-nine, and the Act of Congress entitled "An Act authorizing the Mount Carmel Development Company to draw water from Wabash River at Grand Rapids, Wabash County, Illinois," approved February twelfth, nineteen hundred and one, be, and the same are hereby, repealed. And the Secretary of War is hereby authorized and empowered to grant leases or licenses for the use of the water power created by the government dam on the Wabash River at Mount Carmel, Illinois, at

Duration.
Vol. 36, p.
933.
Post, p. 1491.

Final report.

Provided.
Preliminary
report.

Appropriation
for ex-
penses.

Rock River,
Ill.
Time ex-
tended for
damming
south branch.
Vol. 34, p.
156, amended.
Ante, p. 1153.

Provided.
Transfer of
dam to United
States.

Operation.

Vol. 34, p.
386.
Ante, p. 1183.

Wabash
River, Ill.
Use by
Mount Carmel
Development
Company re-
voked.
Vol. 25, p.
670, repealed.
Ante, p. 536.
Vol. 31, p.
785, repealed.
Ante, p. 935.

Licenses for
power from
government
dam.

such a rate, and on such conditions, and for such periods of time, as may seem to him just, equitable, and expedient; the said leases or licenses to be limited to the use of the surplus water not required for navigation, and to a period not exceeding twenty years; and he is also empowered to grant leases or licenses, not exceeding twenty years, for the occupation of such land belonging to the United States on said river as may be required for mill sites or other industrial purposes not inconsistent with the requirements of navigation: *Provided*, That all moneys received under such leases or licenses shall be deposited in the Treasury of the United States, and an itemized statement thereof shall accompany the annual report of the Chief of Engineers.

Proviso.
Deposit, etc.,
of receipts.

SEC. 10. That in connection with any works which may be undertaken affecting the waters of the White, Stuck, and Puyallup rivers, in King and Pierce counties, State of Washington, under authority of the laws of said State, the Secretary of War is in his discretion hereby authorized to consent to the permanent diversion of the waters of the White River into the Stuck and Puyallup rivers upon the approval by him and the Chief of Engineers of the location and plans for such diversion. The Secretary of War is also authorized, in his discretion, to permit any corporation or association of persons in King County, Washington, at their own expense, and without cost to the United States Government, to widen, deepen, and straighten the Duwamish River in said King County: *Provided*, That the work so done shall be in accordance with plans approved by the Chief of Engineers of the War Department.

White River,
Wash.
Diversion of
waters by
State author-
ized.

Duwamish
River, Wash.
Widening,
etc., permitted.

Proviso.
Approval of
plans.

SEC. 11. That the ownership in fee simple absolute by the United States of all lands and property of every kind and description north of the present Saint Marys Falls Ship Canal throughout its entire length and lying between said ship canal and the international boundary line at Sault Sainte Marie, in the State of Michigan, is necessary for the purposes of navigation of said waters and the waters connected therewith.

Saint Marys
Falls Ship
Canal.

Necessity of
ownership of
lands, etc., be-
tween, and
Canadian
boundary.

The Secretary of War is hereby directed to take proceedings immediately for the acquisition by condemnation or otherwise of all of said lands and property of every kind and description, in fee simple absolute. He shall proceed in such taking by filing in the office of the register of deeds of Chippewa County, in the State of Michigan, a writing, stating the purpose for which the same is taken under the provisions of this section, and giving a full description of all the lands and property of every kind and description thus to be taken. After the filing of said writing, and ten days after publication thereof in one or more newspapers in the city of Sault Sainte Marie, in the State of Michigan, the United States shall be entitled to, and shall take, immediate possession

Proceedings
to acquire
lands, etc.

Commence-
ment of work.

of the property described, and may at once proceed with such public works thereon as have been authorized by Congress for the uses of navigation.

Condemnation proceedings.
Jurisdiction.

The circuit court of the United States for the western district of Michigan is hereby given exclusive jurisdiction to hear condemnation proceedings and to determine what compensation shall be awarded for property taken under authority of this section. After the taking of any property by the Government of the United States, as herein provided for, the United States, by its proper officials, shall begin condemnation proceedings in the aforesaid court, and the practice shall be in accordance with the practice in the courts of the State of Michigan for the condemnation of lands by the State for public buildings of such State so far as the same may be followed without conflicting with the provisions hereof. Possession may be taken by the United States prior to a determination by a court of any necessity of taking, and prior to any determination of the amount of compensation.

Payments.

Any money payable by the Government under the provisions of this section shall be payable out of any money heretofore authorized or appropriated for the purpose of improving Saint Marys River at the falls, Michigan.

Former provisions repealed.
Vol. 34, p. 1098.
Ante, p. 1254.

All that part of "An Act making appropriations for the construction, repair, and preservation of certain public works on rivers and harbors, and for other purposes," approved March second, nineteen hundred and seven, beginning with the words "and all lands and waters north of the present Saint Marys Falls ship canal throughout its length," and ending with the words "to comply with the provisions of the river and harbor Act of nineteen hundred and two, but such lands, if so acquired, shall be obtained without expense to the United States," is hereby repealed.

Revocation of existing licenses for water-power privileges.

Every permit, license, or authority of every kind, nature, and description heretofore issued or granted by the United States, or any official thereof, to the Chandler-Dunbar Water Power Company, the Edison Sault Light and Power Company, the Edison Sault Electric Company, or the Saint Marys Power Company, shall cease and determine and become null and void on January first, nineteen hundred and eleven, and the Secretary of War is hereby authorized and instructed to revoke, cancel, and annul every such permit, license, or authority, to take effect on January first, nineteen hundred and eleven.

Use pending condemnation.

The Secretary of War may, in his discretion, permit the Chandler-Dunbar Water Power Company and the Edison Sault Electric Company to maintain their present works and utilize the water power in said river at said rapids, in so far as the same does not interfere with navigation, or retard the construction of government works in said river, under such rules or regulations as

have been or hereafter shall be imposed by the Secretary of War, until they shall be paid the compensation awarded by the court for their property condemned under the provisions of this section; but said permit shall not extend beyond January first, nineteen hundred and eleven.

The President of the United States is respectfully requested to open negotiations with the Government of Great Britain for the purpose of effectually providing, by suitable treaty with said Government, for maintaining ample water levels for the uses of navigation in the Great Lakes and the waters connected therewith, by the construction of such controlling and remedial works in the connecting rivers and channels of such lakes as may be agreed upon by the said governments under the provisions of said treaty.

Water levels of Great Lakes, etc. Negotiations requested with Great Britain for maintaining.

The Secretary of War is further authorized and instructed to cause to be made a preliminary examination and survey to ascertain and determine a proper plan and the probable expense for constructing in the rapids of the Saint Marys River a filling basin or forebay, from which the ship locks shall be filled: *Provided*, That such survey shall in no way delay or interfere with the plans for construction already underway.

Examination, etc., for filling basin in the rapids.

Proviso. Not to delay construction.

SEC. 12. That part of the Act entitled "An Act making appropriations for the construction, repair, and preservation of certain public works on rivers and harbors, and for other purposes," approved June thirteenth, nineteen hundred and two, in section one, relating to the Michigan-Lake Superior Power Company, is hereby amended by adding the following:

Michigan-Lake Superior Power Company. Vol. 32, p. 361, amended. *Ante*, p. 991.

The right to the flow of water, and riparian, water power, and other rights, now or hereafter owned by the United States in the Saint Marys River in Michigan shall be forever conserved for the benefit of the Government of the United States, primarily for the purposes of navigation and incidentally for the purpose of having the water power developed, either for the direct use of the United States, or by lease or other agreement, through the Secretary of War, who is hereby authorized to make such leases or agreements: *Provided*, That a just and reasonable compensation shall be paid for the use of all waters or water power now or hereafter owned in said Saint Marys River by the United States, whether utilized in said river or in any lateral canal, said compensation to be fixed by the Secretary of War: *Provided further*, That under no circumstances shall any rights be granted in said river which will interfere with the needs and uses of navigation, or which will limit the absolute control of said land and waters when desired for purposes of navigation by the United States, or for a longer period than thirty years, and the Secretary of War, in his discretion, may provide for readjustment of compensation at periods of ten years, nor shall any such rights be granted without

Declaration of right of United States to flow of water, etc.

Leases authorized.

Proviso. Compensation to be paid for use.

Limitation on all grants.

Only excess of water for navigation to be leased.

Regulations, etc.

Appropriation for examinations, etc.

Preliminary examinations to be made.

Report on advisability.

Surveys directed.

Review by board.
Vol. 34, p. 1118.
Ante, p. 1280.

Provisos.
Additional information required in reports.

Scope of investigations.

just and adequate compensation. It is intended that any excess of water in the Saint Marys River at Sault Sainte Marie over and above the amount now or hereafter required for the uses of navigation shall be leased for power purposes by the Secretary of War upon such terms and conditions as shall be best calculated in his judgment to insure the development thereof. The Secretary of War may, as often as necessary, make such regulations as in his judgment are reasonable and just and best calculated to carry out the purposes of this section.

SEC. 13. That for examinations, surveys, and contingencies, and for incidental repairs for rivers and harbors for which there may be no special appropriation, the sum of seven hundred thousand dollars is hereby appropriated, to be immediately available.

The Secretary of War is hereby authorized and directed to cause preliminary examinations and surveys to be made at the localities named in this section, as hereinafter set forth, and a sufficient sum to pay the cost thereof may be allotted from the amount appropriated in this section. In all cases a preliminary examination of the river, harbor, or other proposed improvement mentioned shall first be made, and a report as to the advisability of its improvement shall be submitted, unless a survey or estimate is herein expressly directed. If upon such preliminary examination the proposed improvement is not deemed advisable, no further action shall be taken thereon without the further direction of Congress; but in case the report shall be favorable to such proposed improvement, or that a survey and estimate should be made to determine the advisability of improvement, the Secretary of War is hereby authorized, in his discretion, to cause surveys to be made, and the cost and advisability to be reported to Congress. Such examinations and surveys shall be reviewed by the Board of Engineers for Rivers and Harbors, as provided in section three of the river and harbor Act of March second, nineteen hundred and seven: *Provided*, That every report submitted to Congress in pursuance of this section, in addition to full information regarding the present and prospective commercial importance of the project covered by the report, and the benefit to commerce likely to result from any proposed plan of improvement, shall contain also such data as it may be practicable to secure regarding (first) the establishment of terminal and transfer facilities, (second) the development and utilization of water power for industrial and commercial purposes, and (third) such other subjects as may be properly connected with such project: *Provided further*, That in the investigation and study of these questions consideration shall be given only to their bearing upon the improvement of navigation and to the possibility and desirability of their being coordinated in a logical and proper manner with improvements

for navigation to lessen the cost of such improvements and to compensate the Government for expenditures made in the interest of navigation: *And provided further*, That the investigation and study of these questions as provided herein may, upon review by the Board of Engineers for Rivers and Harbors when called for as now provided by law, be extended to any work of improvement now under way and to any locality the examination and survey of which has heretofore been, or may hereafter be, authorized by Congress.

Extension to other works.

The depth of water in tidal waters, as well as in rivers and nontidal channels, whenever referred to in this Act shall be understood to mean the depth at mean low water unless otherwise expressed:

Depth of waters.

ALABAMA.

Examinations ordered. Alabama.

Mobile Harbor, with a view to obtaining a suitable depth and width.

Mulberry and Locust forks of the Warrior River, up the Mulberry Fork to Saunders Ferry, and up the Locust Fork to the mouth of Fivemile Creek.

Cahaba River, from its mouth to Centerville.

Chickasaw Creek, with a view to removing the bar at its mouth in Mobile River.

Fowl River, in connection with the proposed intra-coastal waterway.

Bayou La Batre.

ARKANSAS.

Arkansas.

Ouachita River, from Camden to Arkadelphia.

Arkansas River between Little Rock and Ozark, with a view to improving the navigation by locks and dams or otherwise.

Arkansas River at Douglas, with a view to determining what improvements are necessary in the interest of navigation.

Blackfish Bayou, from its mouth to Fifteenmile Bayou.

ARKANSAS AND MISSOURI.

Arkansas and Missouri.

Little Black River.

CALIFORNIA.

California.

Oakland Harbor, with a view to obtaining a suitable depth and width and sufficient anchorage room.

Monterey Bay, with a view to selecting a harbor thereon.

Wilmington Harbor, with a view to obtaining a channel two hundred feet wide and twenty feet deep, beginning at the turning basin in said harbor, thence in a northeasterly direction to the east line of the east basin; and also a similar channel beginning at said turning

basin, thence in a northwesterly direction to the north line of the west basin.

Sacramento River, from Sacramento to Red Bluff.

Feather River, from the mouth to Marysville.

Redwood Creek.

Humboldt Harbor, South Bay Channel, with a view to the removal of obstructions to navigation to the wharf at Fields Landing.

Humboldt Bay, with a view to securing increased depth between Eureka and Arcata.

Connecticut.

CONNECTICUT.

New Haven Harbor above Tomlinson Bridge and including Mill River and Quinnipiac River, including a report whether the whole or any part of the cost of improvement thereof should be borne by the General Government.

Bridgeport Harbor, with a view to providing increased facilities in Poquonock River and Cedar Creek branches, including a report whether the whole or any part of the cost of improvement thereof should be borne by the General Government.

Greenwich Harbor, with a view to widening to one hundred feet the existing nine-foot channel and continuing the same to the head of the harbor.

Norwalk Outer Harbor, with a view to the removal of a shoal near to and west of White Rock; also to straightening the main channel between Gregorys Point and South Norwalk.

Mystic River.

Shetucket River, from a point just south of the Laurel Hill Bridge to the dock of the city of Norwich, with a view to removing rocks and other obstructions in the channel.

Connecticut River up to Hartford.

Delaware.

DELAWARE.

Christiana River, from Newport to Christiana.

Broad Creek River, from the mouth to the town of Laurel.

Leipsic River.

Delaware
and Maryland.

DELAWARE AND MARYLAND.

Pocomoke River, from Snow Hill, Maryland, to Gum-boro, Delaware.

Nanticoke River, up to Middleford.

Florida.

FLORIDA.

Saint Augustine Harbor, with a view to constructing the necessary sea walls and also to providing a channel

sixteen feet deep and three hundred feet wide from the city of Saint Augustine to the ocean.

Mosquito Inlet to New Smyrna.

Kissimmee River, from Kissimmee to Lake Okechobee.

Indian River, from Fort Pierce to Sewalls Point.

Suwanee River, from White Springs to the Gulf of Mexico.

Saint Johns River, from Jacksonville to the ocean, with a view to obtaining a depth of thirty feet.

Channel from Apalachicola River to Saint Andrews Bay.

Manatee River, with a view to securing a depth of thirteen feet from the mouth to Palmetto and Bradentown, and thence such depth to Ellenton and Rye as commerce may demand.

Hillsboro Bay, from the twenty-four-foot contour in the bay through the present twenty-foot channel to the head of the estuary in the direction of Ybor City, thence from the mouth of said estuary through said bay, as near the eastern shore thereof as practicable, to the western end of Hookers Point, and thence through the channel recently constructed by the Tampa Northern Railway Company to said twenty-foot channel.

Sarasota Bay, from Tampa Bay to Venice, thence through Caseys Pass to Lemon Bay, and thence to Gasparilla Sound.

Pine Island Sound, from Wulfert bulkhead to Blind Pass, thence along the western side of said sound to Captiva bulkhead.

New River, Dade County, Florida, with a view to securing a depth of twenty feet of water at the cut-off near the mouth, with jetties to protect the same.

The narrows, Santa Rosa Sound, Florida, for a channel of six feet.

GEORGIA.

Georgia.

Sapelo bar and harbor.

Oconee, Ocmulgee, and Altamaha rivers.

Ocmulgee River, with a view to the construction of locks and dams between Macon and Hawkinsville.

Big Satilla River from the mouth to Burnt Fort.

Savannah River, at Augusta, with a view to determining what improvements are necessary in the interest of navigation.

Ogeechee, Ohoopsee, and Cannouchee rivers.

GEORGIA AND ALABAMA.

Georgia and Alabama.

Etowah, Coosa, and Tallapoosa rivers, with a view to their improvement for navigation. Such examination for the improvement of the navigation of said rivers, including the Alabama River in connection therewith, shall include investigations necessary to determine whether storage reservoirs at the headwaters of said

rivers can be utilized to advantage and, if so, what portion of the cost of any such improvements, including reservoirs, should be borne by owners of water power and others.

Georgia and
Florida.

GEORGIA AND FLORIDA.

Saint Marys River.

Hawaii.

HAWAII.

Kahului Harbor, island of Maui.
Hanapepe Bay, island of Kauai.

Illinois.

ILLINOIS.

West Fork of the South Branch of Chicago River, with a view to obtaining a channel one hundred feet wide and twenty-one feet deep from the mouth to Sacramento avenue; also from Western avenue to Sacramento avenue.

Illinois and
Wisconsin.

ILLINOIS AND WISCONSIN.

Rock River, with a view to securing a channel seven feet deep from the dam at the head of the feeder of the Illinois and Mississippi Canal, at or near Sterling, Illinois, to the city of Janesville, Wisconsin; also with a view to ascertaining whether, for the maintenance of navigation, storage reservoirs are necessary at or near the headwaters of said river, and to determine what portion of the cost of said improvement should be borne by owners of water power and others.

Indiana and
Illinois.

INDIANA AND ILLINOIS.

Harbors and rivers at or near Chicago, Illinois, including Chicago Harbor, Chicago River, Calumet Harbor, Grand Calumet and Little Calumet rivers, Illinois and Indiana, Lake Calumet and necessary connection with Calumet River, and the lake shore from the mouth of Chicago River to the city of Gary, Indiana, for the purpose of reporting a plan for a complete, systematic, and broad improvement of harbor facilities for Chicago and adjacent territory.

Wabash River, from its mouth to Mount Carmel.

Idaho.

IDAHO.

Clearwater River from its mouth to Kamiah, with a view to a maximum depth of six feet.

Iowa.

IOWA.

Des Moines River.
Cedar River.
Iowa River.

KANSAS.

Kansas.

Kansas River, up to Argentine.

Missouri River at the city of Atchison, with a view to retaining said river in its proper channel.

KENTUCKY.

Kentucky.

Tradewater River.

LOUISIANA.

Louisiana.

Bayou Cocodrie.

Bayou Courtableau.

Bayou Boeuf.

Bayou Teche, with a view to securing increased depth.

Bayou Queue de Tortue.

Atchafalaya River, from Morgan City to the Gulf of Mexico, with a view to obtaining a channel two hundred and forty feet wide and twenty feet deep.

LOUISIANA AND ARKANSAS.

Louisiana
and Arkansas.

Red River, from its mouth to Fulton, Arkansas.

LOUISIANA AND TEXAS.

Louisiana
and Texas.

Survey of the Jefferson-Shreveport waterway in Texas and Louisiana, with a view to constructing a lock in the proposed dam at the foot of Caddo Lake, and providing a navigable channel therefrom to Red River.

MAINE.

Maine.

Isle au Haut Thoroughfare between the island of Isle au Haut and Kimball's Island, with a view to obtaining a channel of increased depth and width and the establishment of a harbor of refuge.

East Boothbay Harbor, with a view to an extension of the improvement contemplated in the report submitted in House Document Numbered Nine hundred and forty-four, Sixtieth Congress, first session.

Saco River.

Kennebec River, for a distance of five hundred yards from its mouth along what is known as Popham Beach.

Saint Croix River at and near Calais.

MARYLAND.

Maryland.

Cambridge Harbor.

Wicomico River, at the city of Salisbury, from the foot of Main street to the Salisbury mill dam.

Chesapeake Bay, between North Point light-house and Millers Island light-house, with a view to obtaining a

channel to the Baltimore County shore; also on the eastern side of the Chesapeake Bay, with a view to obtaining a channel to the Kent County shore.
Corsica River.

Massachusetts.

MASSACHUSETTS.

Little Harbor, Woods Hole, with a view to its improvement by dredging.

Provincetown Harbor, with a view to the protection thereof.

Fall River Harbor, with a view to providing an anchorage area of a depth of twenty-five feet, extending from Borden Flats Light northerly to Slades Ferry Bridge, so called, and westerly to such a point as may be deemed feasible; also with a view to the construction of a breakwater from said Borden Flats Light to such point as may be deemed necessary.

Hingham Harbor.

Nantucket Sound, with a view to the removal of the northerly end of Stone Horse Shoal, and of such portions of Bearse Shoal and Pollock Rip Shoal as may be necessary.

Merrimac River, from Haverhill to Lowell.

Massachusetts and Connecticut.

MASSACHUSETTS AND CONNECTICUT.

Connecticut River, from Hartford, Connecticut, to Holyoke, Massachusetts.

Michigan.

MICHIGAN.

Marquette Harbor.

Manistee Harbor.

Muskegon Harbor.

Arcadia Harbor.

Empire and Leland harbors.

New Buffalo Harbor.

Ontonagon Harbor.

Saugatuck Harbor and Kalamazoo River, with a view to securing increased depth to the town of Douglas.

Rogers City, with a view to determining what improvement, if any, is required in the harbor and the access thereto; also to report whether a harbor of refuge is desirable at this locality.

Grand Haven Harbor, to east end of Fulton street and including channel into Spring Lake.

Saginaw River, with a view to securing a depth of twenty feet from Saginaw Bay to Tittabawassee River.

Inland water route between Cheboygan, on Lake Huron, and Petoskey, on Lake Michigan.

Harbor at Forestville, with a view to improvement by dredging.

Harbor at Port Sanilac, with a view to improvement by dredging.

Harbor at Lexington, with a view to improvement by dredging.

Pigeon River.

Livingstone Channel, Detroit River, with a view to widening the same to six hundred feet; and a board of engineers shall be appointed to report upon the probable effect of such widening upon the depth of water in Lake Saint Clair and above the point of such proposed widening.

Forester Harbor, with a view to deepening the same to twenty feet.

White Lake Harbor, with a view to providing an entrance channel with a depth of twenty feet and a turning basin.

Traverse Bay, at Traverse City, with a view to the construction of a breakwater.

MINNESOTA.

Minnesota.

Mississippi River, from Saint Paul to Minneapolis, with a view to modification of project to provide for increased depth and utilizing the surplus water for development of power: *Provided*, That if any modification of the present project be deemed advisable by the Chief of Engineers, no work thereon shall be performed inconsistent with such proposed modifications. The Chief of Engineers shall submit various practical alternative plans with the advantages of each.

Reservoirs at headwaters of Mississippi River, with a view to an equalizing canal with regulating gates between Lake Winnibigoshish and Leech Lake.

Warroad Harbor, with a view to deepening the channel and maintaining the same.

Mississippi River, between Brainerd and Grand Rapids.

Red Lake River, between Thief River Falls and Red Lake.

Zipple Bay, Lake of the Woods, with a view to establishing a harbor of refuge.

Rainy River, at the mouth.

Minnesota River; also with a view to ascertaining whether, for the maintenance of navigation, storage reservoirs are necessary at or near the headwaters of said river, and to determine what portion of the cost of said improvement should be borne by owners of water power and others.

Rainy Lake, with a view to locating the points dangerous to navigation by reason of submerged rocks.

Minnesota
and Wisconsin.

MINNESOTA AND WISCONSIN.

Harbor at Duluth, Minnesota, and Superior, Wisconsin, with a view to securing increased anchorage area in the vicinity of Superior Entry.

Saint Louis River, from the upper limit of the present project to the stone quarries near Fond du Lac.

The report upon the examination and survey for the location of a canal connecting Lake Superior and the Mississippi River by way of the Saint Croix River, as provided by the river and harbor Act of eighteen hundred and ninety-four and as supplemented by the provisions of the river and harbor Act approved March thirty-first, eighteen hundred and ninety-nine, shall be completed by a further report as to whether existing conditions render such project now feasible and practicable, considering the necessary location, plans, cost of construction and maintenance, commerce affected, and water supply.

Mississippi.

MISSISSIPPI.

Horn Island Pass, from the outer bar in the Gulf of Mexico through and across Dago Shoals, in Mississippi Sound, by the most direct and practicable route, to the twenty-one-foot depth north of Petit Bois Island.

Dog River, to a point one-fourth mile above the Denney and Company railroad bridge.

Leaf and Pascagoula rivers, from the mouth of Bowie Creek to the junction of Pascagoula and Dog rivers.

Cassidy Bayou, from the mouth, near Marks, to Belen.

Bogue Phalia, from its mouth to the Forks of the Bogue.

Pearl River, from Rockport to Jackson.

Bayou Pierre, from the mouth to Port Gibson.

Montana.

MONTANA.

Flathead River, from its mouth, and by Kalispel Slough, to Kalispel, with a view to securing a depth of four feet.

Yellowstone River, from its mouth to Billings, with a view to a four-foot stage of water and the building of a lock at the United States Government dam.

Polson Bay, Flathead Lake, with a view to dredging the channel and providing a harbor on the east side.

New Hampshire.

NEW HAMPSHIRE.

Portsmouth Harbor, with a view to the construction of a lock and dam in the Piscataqua River.

Rye Harbor.

Cocheco and Lamprey rivers.

Exeter River.

NEW JERSEY.

New Jersey.

Absecon Inlet, with a view to maintaining a depth of twelve feet over the bar.

Delaware River, from Lalor street, Trenton, to upper railroad bridge, with a view to obtaining greater depth.

Double Creek, Ocean County.

Salem River, from the mouth to Salem.

Rancocas River, from the mouth to Mount Holly.

Hackensack River, with a view to providing a channel sixteen feet deep from Newark Bay to Little Ferry and twelve feet deep from Little Ferry to Anderson Street Bridge in the town of Hackensack.

Passaic River, with a view to extending continuous navigation from the Montclair and Greenwood Lake Railroad bridge to the city of Paterson.

Newark Bay, with a view to securing a channel along the eastern shore.

Mantua Creek, with a view to continuing improvement to the head of navigation.

NEW YORK.

New York.

Sterling Basin, Greenport Harbor.

Flushing Bay, with a view to securing increased depth to the head of navigation.

Huntington Harbor.

Stonybrook Harbor, including Porpoise Channel.

Indian Creek, Jamaica Bay, with a view to obtaining a depth of six feet.

Sheepshead Bay, with a view to obtaining an increased depth at its mouth.

East River, including Little Hell Gate.

Mamaroneck Harbor, with a view to deepening the channel to not less than twelve feet.

Harlem River, with a view of straightening the channel at the curve near the Johnson Iron Works.

Bay Ridge and Red Hook channels, New York Harbor, with a view to the removal of the shoal between these channels and the deep water of the bay and the construction of a breakwater or quay extending from Red Hook Point on and along the westerly side of said shoal as it now exists, for the purpose of providing protection to that part of the harbor against the effects of westerly winds.

Hudson River at Coeymans, with a view to securing a suitable width and depth in the channel along the village front behind the government dike; also at Albany, with a view to providing additional area of navigable depth at the mouth of Island Creek and vicinity, for the benefit of general commerce and the making up of barge tows; also at Troy, with a view to widening the channel below Adams street.

Hudson River, with a view to providing a channel not less than two hundred feet wide and twelve feet deep at all stages from deep water in the lower river to Waterford, including a lock and dam at Troy suitable in size for all probable purposes of navigation and commerce to and from the Barge Canal.

Plattsburg Harbor.

Charlotte Harbor.

Wilson Harbor.

Oak Orchard Harbor.

Buffalo Harbor, with a view to widening the channel at the entrance of the inner harbor, and also an estimate of the cost of the removal of the Watson elevator site, exclusive of the cost of acquiring title to the same.

Buffalo Harbor, with a view to widening and improving the entrance to Erie Basin.

Dunkirk Harbor.

The Secretary of War is hereby directed to report as soon as he is satisfied that the city of New York is prepared to undertake the work to be done by it preliminary to or contemporaneous with any dredging to be done by the United States Government as recommended in the report and plan of the Secretary of War transmitted under date of February twenty-fifth, nineteen hundred and nine, for the improvement of Jamaica Bay, New York, and its entrance at Rockaway Inlet and Dead Horse Inlet.

North Carolina.

NORTH CAROLINA.

Cape Fear River, at and below Wilmington, with a view to obtaining a suitable depth and width.

Bay River.

Bogue Sound, contiguous to the town of Morehead City.

Pamlico and Tar rivers, with a view to obtaining greater depth and width as far up as Tarborough.

Point Harbor Channel, to and into Point Harbor.

Beaufort Harbor, with a view to obtaining a channel of not less than ten feet in depth and sixty feet in width, beginning at the town of Beaufort, thence between Pivers Island and the Town Marsh down through the Bulkhead Channel to Beaufort Inlet; also a continuation of the aforesaid channel from the town of Beaufort up through Gallants Channel, connecting with the waterway now under construction from Pamlico Sound to Beaufort Inlet.

Thoroughfare Bay, and the thoroughfare leading from Core Sound into Cedar Island Bay, and thence to Neuse River and Pamlico Sound, with a view to securing a channel sixty feet wide and six feet deep.

Northeast branch of the Cape Fear River, from its mouth for a distance of two and one-half miles, with a view to securing a depth of twenty feet.

Little Contentnia River up to the town of Ridge Springs.

Contentnia River from Snow Hill to Stantonsburg.

Neuse River from Pamlico Sound to New Bern; Trent River up to Quaker Bridge; Pasquotank River up to Elizabeth City; with a view to providing channels to conform with the depth of the authorized waterway to connect the waters of Pamlico Sound with the ocean at Beaufort.

Cape Lookout, with a view to providing a harbor of refuge for the largest coastwise vessels. Vol. 36, p. 2131.
Post, p. 1365.

Swift Creek from its confluence with the Neuse River to the head of navigation.

Smiths Creek from its confluence with the Neuse River to the head of navigation.

NORTH CAROLINA AND SOUTH CAROLINA.

North Carolina and South Carolina.

Great Pedee River, from Cheraw, South Carolina, to Blewetts Falls, North Carolina.

NORTH AND SOUTH DAKOTA, MONTANA AND MISSOURI.

North and South Dakota, Montana, and Missouri.

The Missouri River from Sioux City, Iowa, to Fort Benton, Montana; also at or near Lake Contrary, Missouri, with a view to preventing a diversion of the channel.

OHIO.

Ohio.

Conneaut Harbor, with a view to enlarging and improving the outer harbor area.

Ashtabula Harbor, with a view to enlarging and improving the outer harbor area.

Lorain Harbor, with a view to enlarging and improving the outer harbor area; also the dock wall on the east side of the river extending east of the government pier shoreward to connect with completed work.

Port Clinton Harbor.

Mahoning River, with a view to its improvement from Girard dam to Warren.

Maumee River, at and above Toledo.

OHIO AND WEST VIRGINIA.

Ohio and West Virginia.

Survey of Ohio River, with a view to the selection of sites for the additional locks and dams between Lock Numbered Eight and Lock Numbered Twenty-nine including the last named lock, and for the preparation of plans and estimates.

OKLAHOMA.

Oklahoma.

Washita River, up to Mountain View.

Kiamichi River, up to a point opposite Talihina.

The North Canadian River, with a view to the diversion of a portion of its waters into the Cimarron River for improving the navigation of the latter river.

Arkansas River, from Fort Smith, Arkansas, to Tulsa, reporting an estimate of the cost to make the same navigable.

Oklahoma
and Kansas.

OKLAHOMA AND KANSAS.

Verdigris River.

Oregon.

OREGON.

Wood River, from Klamath Lake to the head of navigation.

Columbia River, in front of the town of Hood River.

Coquille River, from the mouth, including the bar thereof, up to Myrtle Point.

Siuslaw River, at the mouth.

Willamette River, from Oregon City to Eugene.

Clatskanie River.

Falls of the Willamette River at Oregon City, with a view to determining what, if anything, should be done by the Federal Government in aid of navigation at this point.

Yaquina River, from Yaquina to Elk City.

Umpqua River bar:

Columbia and lower Willamette rivers below Portland, with a view to securing a permanent channel thirty feet in depth and of sufficient width.

Pennsyl-
vania.

PENNSYLVANIA.

Crum river, from the mouth to Lieperville.

Erie Harbor, with a view to extension of the piers.

Pennsyl-
vania and New
Jersey.

PENNSYLVANIA AND NEW JERSEY.

Delaware River, from Allegheny avenue, Philadelphia, to Trenton.

Pennsyl-
vania, New
Jersey, and
Delaware.

PENNSYLVANIA, NEW JERSEY, AND DELAWARE.

Delaware River, from Allegheny avenue, Philadelphia, to the sea, with a view to obtaining a channel thirty-five feet in depth and of suitable width.

Porto Rico.

PORTO RICO.

Arecibo Harbor.

Rhode Is-
land.

RHODE ISLAND.

Newport Harbor, with a view to the modification and enlargement of the existing projects as indicated in plans "B" and "C" contained in House Document Numbered

Four hundred and thirty-eight, Fifty-ninth Congress, second session.

Point Judith Pond, and the entrance thereto, with a view to obtaining a navigable depth.

Providence River and Harbor, with a view to widening and straightening the channel between Kettle Point and Gaspee Point, and to extending the twenty-five feet deep anchorage area westward to the western harbor line from a point just above Harbor Junction pier to Fields Point and cutting off Fields Point back to the harbor line.

Inner Harbor, Great Salt Pond, Block Island, with a view to widening the present channel and providing increased anchorage.

SOUTH CAROLINA.

South Carolina.

Cooper River.

Wateree, Congaree, and Santee rivers, including the Estherville-Minim Creek Canal.

Great Pedee River up to Cheraw, with a view to obtaining an increased depth.

Little Pedee River, from its mouth to the mouth of Lumber River.

Black River.

Lynch River and Clark Creek, from Effingham to Great Pedee River.

Mingo Creek, from Hemingway Bridge to its mouth.

Waverly Creek, from its mouth to Waverly Mills.

SOUTH DAKOTA AND IOWA.

South Dakota and Iowa.

Big Sioux River.

SOUTH DAKOTA AND MINNESOTA.

South Dakota and Minnesota.

Lake Traverse, with a view to removing obstructions to navigation.

TENNESSEE.

Tennessee.

Obey River.

Caney Fork, from its mouth for a distance of eighty miles up the same.

TENNESSEE, ALABAMA, AND KENTUCKY.

Tennessee, Alabama, and Kentucky.

Survey of Tennessee River from the confluence of the Holston and the French Broad rivers, to its mouth, with a view to securing the best permanent navigation by open channel work, or locks and dams, or both, and making an estimate of the cost of same, with a view to securing a depth from Knoxville to Chattanooga of six feet, if obtainable, or any such less depth as may be practicable between such depth and the present project depth; and from Chattanooga to the mouth of the river a depth of nine feet, if obtainable, or such less depth as may be

practicable between such depth and the present project depth.

Tennessee
and Kentucky.

TENNESSEE AND KENTUCKY.

Cumberland River, from Lock Numbered Seven, below Carthage, Tennessee, to Lock Numbered Twenty-one, below Burnside, Kentucky.

Texas.

TEXAS.

Aransas Pass Harbor, with a view to obtaining a suitable depth and width.

Channel from Aransas Pass Harbor to Rockport, with a view to deepening and widening the same.

Brazos Santiago Harbor.

Channel from Aransas Pass Harbor through Turtle Cove to Corpus Christi, with a view to obtaining a channel twenty-five feet deep and of the necessary width.

Channel extending from the mouths of the Sabine and Neches rivers to the mouth of Taylors Bayou, including the Sabine River from Orange to said canal, and the Neches River from Beaumont to said canal, with a view to widening and deepening said canal and removing the obstructions in the said rivers and improving the same; and in making such examination or survey the engineer or engineers having the same in charge shall take into account, and make report upon any proposition for participation in the expense of said project by the localities immediately affected thereby.

Sabine Pass and Port Arthur Ship Canal, to and including Taylors Bayou and the turning basin at Port Arthur, with a view to widening and deepening said channels and said turning basin, and to obtaining increased harbor room of equal depth at Port Arthur.

Brazos River, with a view to the selection of sites for the additional locks and dams between Old Washington and Waco.

Texas and
Arkansas.

TEXAS AND ARKANSAS.

Survey of Sulphur River, from its mouth to the forks in Delta County, Texas.

Utah.

UTAH.

Grand River, from its mouth to Moab.

Green River, from its mouth to the town of Green-river.

Vermont.

VERMONT.

Otter Creek, from Lake Champlain to Vergennes.

Virginia.

VIRGINIA.

Dymers Creek, with a view to increasing the depth over the bar at the entrance to fifteen feet.

Chincoteague Inlet, with a view to obtaining a channel depth of fifteen feet.

Mattox Creek, with a view to increasing the depth over the bar at or near its mouth

Mattaponi River.

Totuskey River, from deep water in Rappahannock River to the bridge about five miles above its mouth.

Nansemond River, from Hampton Roads to Suffolk, with a view to widening and straightening the channel and deepening the same to twenty-five feet, and with a view to removing the bars in and near the mouth of Bennetts Creek.

Norfolk Harbor and the approaches thereto, with a view to obtaining a depth of thirty-five feet and suitable width from deep water in the sea via Elizabeth River and the Southern Branch to the navy-yard; also between Lamberts Point and Pinners Point, with a view to providing additional anchorage area abreast of and above Lamberts Point; also the Southern Branch of the Elizabeth River above the navy-yard.

Channel across Newport News Middle Ground Bar, with a view to obtaining a depth of thirty-five feet and suitable width between Old Point and Newport News.

WASHINGTON.

Washington.

Columbia River, from the mouth of Snake River to Wenatchee.

Pend Oreille River, from Newport to Metaline.

Okanogan River.

Lewis River, including the North Fork and the East Fork to La Center.

Alamicut River to the main channel of the Columbia.

Columbia River, from Vancouver to the mouth of Willamette River, with a view to securing increased width and depth.

Cowlitz River, from Castlerock to the head of navigation.

Tacoma Harbor, with a view to extending the Puyallup waterway five thousand feet or less.

Hammersley Inlet, Puget Sound.

Willapa Harbor and River, to and through Raymond. Swinomish Slough.

Nooksak River to Lynden.

WEST VIRGINIA.

West Virginia.

Little Kanawha River, with a view to the modification of the existing system of locks and dams and its further improvement.

WISCONSIN.

Wisconsin.

Ashland Harbor, with a view to widening the channel to four hundred feet, or to such width as may be deemed suitable for the needs of commerce.

Oconto Harbor.

Deperre Harbor, with a view to the construction of a turning basin in the Fox River at Deperre and securing a channel twenty feet in depth from said turning basin to the city of Green Bay.

Port Washington Harbor.

Milwaukee Harbor, with a view to the creation of an outer harbor; also with a view to a modification of the present plan of improvement by providing for widening the channels in the inner harbor instead of the construction of certain turning basins heretofore authorized.

Highcliff Harbor, Lake Winnebago.

Yahara River, with a view to securing a channel four feet deep from Madison to Janesville.

Uniformity
of appropriations.

UNIFORMITY RELATING TO APPROPRIATIONS.

Board of engineers to report on local improvements of harbors on Great Lakes, etc.

The Secretary of War is authorized to appoint a board of engineers to examine those harbors on the Great Lakes and elsewhere in which the whole or a part of the harbor is improved at local expense, which board shall make recommendations with a view to determining whether the improvements so made by local authorities should be undertaken or maintained by the General Government and to establishing uniform rules in making harbor improvements.

Intra-coastal
waterways.

INTRA-COASTAL WATERWAYS.

Survey from Boston, Mass., to Beaufort Inlet, N. C., inland where practicable.

Survey for the construction of a continuous waterway, inland where practicable, from Boston, Massachusetts, to Long Island Sound including a waterway from the protected waters of Narragansett Bay through the ponds and lagoons lying along the southern coast of Rhode Island to Watch Hill and Fishers Island; thence to New York Bay; thence across the State of New Jersey to a suitable point on Delaware River or Bay; thence to Chesapeake Bay; thence from Norfolk, Virginia, to the sounds of North Carolina and Beaufort Inlet, North Carolina, for the purpose of ascertaining the cost of a channel with a maximum depth of twenty-five feet, or such lesser depths along any section or sections of the said waterway as may be found to be sufficient for commercial, naval, or military purposes. Such survey shall include an examination of all practicable routes, the preparation of plans and estimates of cost along the most available route, and a report upon the desirability of utilizing as a part of such waterway any existing public or private canal, or any part thereof, and the probable cost of acquiring the same.

Extent of
report, etc.

Survey from Beaufort, N. C., to Key West, Fla., inland where practicable.

Survey for the construction of a continuous waterway, inland where practicable, from Beaufort, North Carolina, to the Cape Fear River, North Carolina; thence to Winyah Bay, South Carolina; thence to Saint Johns River, Florida; thence to Key West, Florida, for the purpose of ascertaining the cost of a channel with a maxi-

imum-depth of twelve feet, or such lesser depths along any section or sections of the said waterway as may be found to be sufficient for commercial, naval, or military purposes. Such survey shall include an examination of all practicable routes, the preparation of plans and estimates of cost along the most available route, and a report upon the desirability of utilizing as a part of such waterway any existing public or private canal, or any part thereof, and the probable cost of acquiring the same.

Extent of report, etc.

Survey for the construction of a continuous inland waterway across the State of Florida, between suitable points on the eastern and Gulf coasts of said State, for the purpose of ascertaining the cost of a channel with a maximum depth of twelve feet, or such lesser depths along any section or sections of said waterway as may be found sufficient for commercial, naval, and military purposes. Such survey shall include an examination of all practicable routes, the preparation of plans and estimates of cost along the most available route, and a report upon the desirability of utilizing as a part of such waterway any existing public or private canal, or any part thereof, and the probable cost of acquiring the same.

Survey inland across Florida from ocean to the Gulf.

Extent of report, etc.

Survey for the construction of a continuous waterway, inland where practicable, along the Gulf of Mexico from Saint Georges Sound, Florida, to the Mississippi River at New Orleans, Louisiana, by way of Saint Andrews Bay, Choctawhatchee Bay, Pensacola Bay, and Perdido Bay, Florida; Mobile Bay, Alabama; Mississippi Sound, Alabama and Mississippi; Lake Borgne and Lake Pontchartrain, Louisiana, for the purpose of ascertaining the cost of a channel with a maximum depth of nine feet, or such lesser depths along any section or sections of the said waterway as may be found to be sufficient for commercial, naval, or military purposes. Such survey shall include an examination of all practicable routes, the preparation of plans and estimates of cost along the most available route, and a report upon the desirability of utilizing as a part of such waterway any existing public or private canal, or any part thereof, and the probable cost of acquiring the same.

Survey from St. George's Sound, Fla., to New Orleans, La., inland, where practicable.

Extent of report, etc.

Survey for the construction of a continuous inland waterway in the State of California, between suitable points on Humboldt Bay and Eel River, with a view to obtaining a channel of suitable width and a maximum depth of nine feet, or such lesser depths along any section or sections of said waterway as may be found desirable. Such survey shall include an examination of all practicable routes.

Survey inland between Humboldt Bay and Eel River, Cal.

Extent.

INLAND WATERWAY OF LOUISIANA AND TEXAS.

Survey for the construction of a continuous inland waterway from the Mississippi River to Bayou Teche; thence to Mermentau River; thence to Calcasieu River;

Inland waterway of Louisiana and Texas.

Survey from Mississippi River, La., to Rio Grande, Tex.

Extent of report, etc.

Proviso.
Rejection of inadvisable schemes.

Office of Chief of Engineers.

Employment of professional assistants authorized.

Repealed.
Vol. 36, p. 503.

Post, p. 1374.

Payment for.

Provisos.
Limit.

Itemized statement required.

thence to the Sabine River, Louisiana and Texas; thence to Galveston, Texas; thence to Brazos River, Texas; thence to Pass Cavallo; thence to Aransas Pass; thence to Point Isabel; and thence to the Rio Grande, for the purpose of ascertaining the cost of a channel with a maximum depth of nine feet, or such lesser depths along any section or sections of the said waterway as may be found to be sufficient for commercial, naval, or military purposes. Such survey shall include an examination of all practicable routes, the preparation of plans and estimates of cost along the most available route, and a report upon the desirability of utilizing as a part of such waterway any existing public or private canal, or any part thereof, and the probable cost of acquiring the same: *Provided*, That whenever, in the making of a survey of any of the preceding waterways, field work shall indicate that the proposed improvement is clearly inadvisable, no detailed survey or plans shall be made.

SEC. 14. That the Chief of Engineers may, with the approval of the Secretary of War, employ in his office such professional and other assistants as, in his judgment, may be necessary to enable him to perform effectively and with advantage to the public service the various duties imposed upon his office by the laws enacted from time to time by Congress for the improvement, preservation, and protection of the navigable waters of the United States, the salaries of such employees to be paid by allotments from any appropriations made by Congress for examinations and surveys, or for the improvements of rivers and harbors: *Provided*, That expenditures hereunder shall not exceed twenty-five thousand dollars in any one year, and shall be in addition to those otherwise authorized by law: *And provided further*, That an itemized statement of all expenditures under this section, including the number of persons employed, their duties, and the amount paid to each, shall accompany the annual report of the Chief of Engineers.

Approved, March 3, 1909. — p. 1326

Mar. 3, 1909.
Vol. 35, p. 1169.

[H. J. Res. 262.]

[Pub. Res., No. 56.]
Preamble.
Vol. 34, p. 626.

Ante, p. 1192.
Vol. 37, p. 631.

Post, p. 1509.

[No. 24.] Joint Resolution Extending the operation of an Act for the control and regulation of the waters of Niagara River, for the preservation of Niagara Falls, and for other purposes.

Whereas the provisions of the Act entitled "An Act for the control and regulation of the waters of Niagara River, for the preservation of Niagara Falls, and for other purposes," approved June twenty-ninth, nineteen hundred and six, will expire by limitation on June twenty-ninth, nineteen hundred and nine; and

Whereas a date for the termination of the operation of said Act was provided therein, but with a view to the more permanent settlement of the questions involved by a treaty with Great Britain and by further legisla-

tion appropriate to the situation, and such treaty not having been negotiated, it is desirable that the provisions of said Act should be continued until such permanent settlement can be made; Therefore be it

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the provisions of the aforesaid Act be, and they are hereby, extended for two years from June twenty-ninth, nineteen hundred and nine, being the date of the expiration of the operation of said Act, save in so far as any portion thereof may be found inapplicable or already complied with.

Approved, March 3, 1909.

Niagara Falls, preservation of. Provisions of act extended. Vol. 34, p. 626, amended. *Ante*, p. 1194. Vol. 37, p. 43. *Post*, p. 1505.

CHAP. 299.—An Act Making appropriations for sundry civil expenses of the Government for the fiscal year ending June thirtieth, nineteen hundred and ten, and for other purposes.

Mar. 4, 1909. Vol. 35, pp. 945, 982, 997, 1006, 1007, 1027.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums be, and the same are hereby, appropriated, for the objects hereinafter expressed, for the fiscal year ending June thirtieth, nineteen hundred and ten, namely:

[H. R. 28245.] [Public, No. 323.] Sundry civil expenses appropriations.

* * * * *

The Act of May twenty-seventh, nineteen hundred and eight (Thirty-fifth Statutes, page three hundred and thirty), is hereby amended by striking out the following: "Immigration station, Ellis Island, New York Harbor: For dredging new channel to afford landing facilities for arriving aliens and their baggage, sixty-five thousand dollars" and inserting:

Ellis Island, N. Y., Harbor. Immigration station. Public Laws, 1st sess., p. 330, amended. *Ante*, p. 1305.

Immigration station, Ellis Island, New York Harbor: For dredging new channel and constructing new wharf to afford landing facilities for arriving aliens and their baggage, sixty-five thousand dollars.

Wharf authorized.

* * * * *

ENGINEER DEPARTMENT.

Engineer Department.

Toward the construction of works on harbors and rivers, under contract and otherwise, and within the limits authorized by law, namely:

Rivers and harbors. Vol. 29, p. 213. *Ante*, p. 760.

For work authorized by the river and harbor Act of eighteen hundred and ninety-six, as follows:

Improving harbor at San Pedro, California: For continuing construction of breakwater, one hundred thousand dollars.

San Pedro, Cal.

For works authorized by the river and harbor Act of eighteen hundred and ninety-nine, as follows:

Vol. 30, p. 1121. *Ante*, p. 843.

Improving channel in Gowanus Bay, New York: For continuing improvement of Bay Ridge and Red Hook channels, three hundred and ten thousand dollars.

Bay Ridge and Red Hook channels, N. Y.

Ambrose
Channel, New
York Harbor.

Improving New York Harbor, New York: For continuing improvement of Ambrose Channel (formerly known as East Channel) across Sandy Hook Bar, one hundred and sixty-eight thousand dollars.

Ohio River,
below Pitts-
burg, Pa.
Dams Nos.
13 and 18.

Improving Ohio River below Pittsburg, Pennsylvania: For continuing improvement in completion of contract authorization by the construction of Dams Numbered Thirteen and Eighteen, forty thousand dollars.

Vol. 32, p.
331.

For works authorized by the river and harbor Act of nineteen hundred and two, as follows:

Arthur Kill,
N. Y. and N. J.

Improving Arthur Kill, New York and New Jersey: For continuing improvement of channel from Kill van Kull to Raritan Bay, one hundred and fifty thousand dollars.

Cleveland,
Ohio.

Improving harbor at Cleveland, Ohio: For continuing improvement in accordance with plan for new harbor entrance and breakwater extension, one hundred and sixty-two thousand five hundred dollars.

Ohio River,
below Pitts-
burg, Pa.
Lock and
Dam 37.

Improving Ohio River below Pittsburg, Pennsylvania: For continuing improvement in completion of contract authorization by the construction of Lock and Dam Numbered Thirty-seven, one hundred and thirty thousand dollars.

Vol. 33, p.
1117.
Ante, p. 1080.
Saint Marys
River, Mich.

For works authorized by the river and harbor Act of nineteen hundred and five, as follows:

Mississippi
River.
Locks and
dams.

Improving Hay Lake and Neebish Channels, Saint Marys River, Michigan: For continuing improvement, three hundred and ninety-five thousand dollars.

Oakland,
Cal.

For continuing improvement of Mississippi River between Saint Paul and Minneapolis by the construction of Locks and Dams Numbered One and Two, one hundred and eighty thousand dollars.

Improving harbor at Oakland, California: For continuing improvement, in completion of contract authorization, one hundred and forty-six thousand dollars.

Ouachita
River, Ark.
and La.

Improving Ouachita River, Arkansas and Louisiana: For continuing improvement, in completion of contract authorization, of Ouachita and Black rivers, Arkansas and Louisiana, by the construction of Lock Numbered Four, near Monroe, Louisiana, and of Lock Numbered Six, near Roland Raft, Arkansas, forty thousand three hundred and twelve dollars.

Saint Marys
River, Mich.

Improving Saint Marys River, Michigan: For continuing improvement at the falls, two hundred and twenty-five thousand dollars.

Tacoma,
Wash.

Improving harbor at Tacoma, Washington: For completing improvement of the Puyallup waterway in accordance with the terms and conditions named in the river and harbor Act of nineteen hundred and five, forty thousand dollars.

Vol. 33, p.
1144.
Ante, p. 1118.

For works authorized by the river and harbor Act of nineteen hundred and seven, as follows:

Vol. 34, p.
1073.

Ante, p. 1220.
Aransas
Pass and Bay,
Tex.

Improving Aransas Pass and Bay, Texas: For continuing improvement in completion of contract authorization, ninety thousand dollars.

Improving Big Sandy River, West Virginia and Kentucky: For continuing improvement in completion of contract authorization, by the construction of Dam Numbered One, Levisa Fork, and Dam Numbered One, Tug Fork, fifty thousand dollars.

Big Sandy
River, W. Va.
and Ky.

Improving Biscayne Bay, Florida: For continuing improvement in completion of contract authorization, twenty-seven thousand dollars.

Biscayne
Bay, Fla.

Improving Black Warrior, Warrior, and Tombigbee rivers, Alabama: For continuing improvement by the construction of locks and dams, one million dollars.

Black War-
rior, etc., riv-
ers, Ala.

Improving Black Rock Harbor, New York: For continuing improvement in completion of contract authorization, one million dollars.

Black Rock
Harbor, N. Y.

Improving harbor at Boston, Massachusetts: For continuing improvement of thirty-five foot channel, one million two hundred thousand dollars.

Boston,
Mass.

Improving Brazos River, Texas: For continuing improvement from Old Washington to Waco by the construction of lock and dam at Hidalgo Falls, fifty thousand dollars.

Brazos
River, Tex.

Improving harbor at Bridgeport, Connecticut: For continuing improvement, one hundred thousand dollars.

Bridgeport,
Conn.

Improving harbor at Brunswick, Georgia: For completing improvement, forty-seven thousand dollars.

Brunswick,
Ga.

Improving Calumet River, Illinois and Indiana: For completing improvement, thirty thousand dollars.

Calumet
River, Ill. and
Ind.

Improving Cape Fear River, North Carolina: For continuing improvement at and below Wilmington, in completion of contract authorization, one hundred thousand dollars.

Cape Fear
River, N. C.

Improving harbor at Cleveland, Ohio: For continuing improvement in accordance with plan for new harbor entrance and breakwater extension, one hundred and seventy-five thousand dollars.

Cleveland,
Ohio.

Improving Cold Spring Inlet, New Jersey: For continuing improvement, with a view to securing a depth of twenty-five feet, two hundred and eighty-four thousand dollars.

Cold Spring
Inlet, N. J.

Improving mouth of Columbia River, Oregon and Washington: For continuing improvement in completion of contract authorization, two hundred and fifty thousand dollars.

Columbia
River, Oreg.
and Wash.

Improving Columbia River at Three-Mile Rapids, Oregon and Washington: For continuing improvement in completion of contract authorization of Columbia River between the foot of The Dalles Rapids and the head of Celilo Falls, Oregon and Washington, one hundred and sixty-four thousand dollars.

Columbia
River, Three-
Mile Rapids.

Improving Cumberland River above Nashville, Tennessee: For continuing improvement in completion of contract authorization by the construction of Locks and Dams Numbered Three, Four, Five, Six, and Seven, two hundred and fifty thousand dollars.

Cumberland
River, above
Nashville,
Tenn.

Delaware
River, Pa.
and N. J.

Improving Delaware River, Pennsylvania and New Jersey: For maintenance of improvement in completion of contract authorization, one hundred and twenty-five thousand dollars.

Detroit
River, Mich.

Improving Detroit River, Michigan: For continuing improvement of Livingstone channel in accordance with plan "B," east route, three million dollars.

Galveston,
Tex.

Improving harbor at Galveston, Texas: For continuing improvement by extension of the jetties and by dredging, in completion of contract authorization, seventy thousand dollars.

Ship chan-
nel and Buf-
falo Bayou,
Tex.

Improving Galveston ship channel and Buffalo Bayou, Texas: For continuing improvement to a point at or near the head of Long Reach, in accordance with the modified project and in completion of contract authorization, fifty five thousand dollars.

Inland
waterway, Tex.

Improving inland waterway on coast of Texas: For continuing improvement in completion of contract authorization, fifty-five thousand dollars.

Grays Har-
bor, Wash.

Improving Grays Harbor, Washington: For continuing improvement of harbor and bar entrance by means of north jetty in completion of contract authorization, one hundred thousand dollars

Hilo, Hawaii.

Improving harbor at Hilo, Hawaii: For continuing improvement in completion of contract authorization, one hundred thousand dollars.

Kennebec
River, Me.

Improving Kennebec River, Maine: For continuing improvement from the mouth to Gardiner, seventy thousand dollars.

Kentucky
River, Ky.

Improving Kentucky River, Kentucky: For continuing improvement in completion of contract authorization by the construction of Locks and Dams Numbered Twelve and Thirteen, two hundred and ten thousand dollars.

Ludington,
Mich.

Improving harbor at Ludington, Michigan: For continuing improvement, two hundred thousand dollars.

Mississippi
River.
From mouth
of Ohio to the
Missouri.

Improving Mississippi River from mouth of Ohio River to Minneapolis, Minnesota: For continuing improvement of Mississippi River from the mouth of the Ohio River to and including the mouth of the Missouri River, two hundred and fifty thousand dollars.

From the
Missouri to
Minneapolis.

For continuing improvement of Mississippi River from the mouth of the Missouri River to Minneapolis, Minnesota, five hundred thousand dollars.

Mobile, Ala.

Improving harbor at Mobile, Alabama: For continuing improvement in completion of contract authorization, two hundred thousand dollars.

Monongahela
River, Pa.

Improving Monongahela River, Pennsylvania: For continuing construction of Lock and Dam Numbered Five in completion of contract authorization, two hundred thousand dollars.

Newport,
R. I.

Improving harbor at Newport, Rhode Island: For completing improvement, fifty-three thousand eight hundred dollars.

Improving New York Harbor, New York: For continuing improvement of Ambrose Channel, four hundred and fifty-nine thousand dollars.

Ambrose
Channel, New
York Harbor.

Improving Harbor at Norfolk, Virginia: For continuing improvement of harbor and approaches, from deep water in Hampton Roads to the junction of the eastern and southern branches, including removal of shoals at the mouth of the eastern branch, two hundred thousand dollars.

Norfolk, Va.

Improving harbor at Oakland, California: For continuing improvement in completion of contract authorization, one hundred and ten thousand dollars.

Oakland, Cal

Improving Ohio River below Pittsburg, Pennsylvania: For continuing construction of Lock and Dam Numbered Eight, three hundred and sixty-four thousand dollars.

Ohio River.
Locks and
Dams.
No. 8.

For continuing construction of Lock and Dam Numbered Eleven, three hundred thousand dollars.

No. 11.

For continuing construction of Locks and Dams Numbered Thirteen and Eighteen, one hundred and eighty thousand dollars.

No. 13.

No. 18.

For continuing construction of Lock and Dam Numbered Twenty-six, three hundred thousand dollars.

No. 26.

For continuing construction of Lock and Dam Numbered Thirty-seven, one hundred thousand dollars.

No. 37.

Improving Osage River, Missouri: For completing lock and dam, sixty thousand dollars.

Osage River,
Mo.

Improving harbor at Oswego, New York: For continuing improvement in completion of contract authorization, one hundred thousand dollars.

Oswego,
N. Y.

Improving Ouachita River, Arkansas and Louisiana: For continuing improvement, in completion of contract authorization, of Ouachita and Black rivers, Louisiana and Arkansas, by the construction of Lock and Dam Numbered Two, near Catahoula Shoals, Louisiana, and Lock and Dam Numbered Eight, near Franklin Shoals, Arkansas, one hundred and thirty-five thousand eight hundred and twenty-three dollars.

Ouachita and
Black rivers,
Ark. and La.

Improving Passaic River, New Jersey: For continuing improvement of channel in Newark Bay and Passaic River, two hundred thousand dollars.

Passaic
River, N. J.

Improving Patapsco River, Maryland: For completing improvement of channel to Baltimore, including shoals in Chesapeake Bay off York Spit, nine hundred and sixty-five thousand dollars.

Patapsco
River, Md.

Improving Rappahannock River, Virginia: For completing improvement in accordance with the modified project, thirty-two thousand dollars.

Rappahan-
nock River, Va.

Improving Sabine Pass, Texas: For continuing improvement, in completion of contract authorization, ten thousand dollars.

Sabine Pass,
Tex.

Improving Saint Marys River, Michigan: For continuing improvement at the falls by the construction of a new

Saint Marys
River, Mich.
New canal.

lock, with a separate canal, four hundred and twenty-five thousand dollars.

Sandy Bay,
Mass.

Harbor of Refuge at Sandy Bay, Cape Ann, Massachusetts: For continuing improvement, in completion of contract authorization, seventy-five thousand dollars.

San Juan,
P. R.

Improving harbor at San Juan, Porto Rico: For continuing improvement, three hundred thousand dollars.

San Luis
Obispo, Cal.

Improving harbor at San Luis Obispo, California: For continuing improvement, thirty thousand dollars.

Savannah,
Ga.

Improving harbor at Savannah, Georgia: For continuing improvement, in completion of contract authorization, four hundred thousand dollars.

Mississippi
River, South-
west Pass.

Improving Southwest Pass, Mississippi River: For continuing improvement in completion of contract authorization, three hundred and thirty thousand dollars.

Stockton
and Mormon
channels, Cal.

Improving Stockton and Mormon channels, California: For continuing improvement in completion of contract authorization, fifty-six thousand and seventy-nine dollars.

Tennessee
River, below
Chattanooga,
Tenn.

Improving Tennessee River below Chattanooga, Tennessee, Alabama, and Kentucky: For continuing improvement at Colbert and Bee Tree shoals in completion of contract authorization, one hundred and twenty thousand dollars.

Trinity
River, Tex.

Improving Trinity River, Texas: For the construction of locks and dams, one hundred and twenty-five thousand dollars.

Waterway,
Franklin to
Mermentau,
La.

Improving waterway from Franklin to Mermentau, Louisiana: For completing improvement, one hundred thousand dollars.

Waterway,
Pamlico Sound
to Beaufort
Inlet, N. C.

Waterway from Pamlico Sound to Beaufort Inlet, North Carolina: For continuing improvement, one hundred and thirty-five thousand dollars.

Withlaco-
chee River,
Fla.

Improving Withlacochee River, Florida: For completing improvement of channel following route F, fifty thousand dollars.

Mississippi
River Commis-
sion.

Improving Mississippi River: For continuing improvement of Mississippi River from Head of Passes to the mouth of the Ohio River, including salaries and clerical, office, traveling, and miscellaneous expenses of the Mississippi River Commission, two million dollars.

* * * * *

Governors
Island, N. Y.
Enlarging.

ENLARGEMENT OF GOVERNORS ISLAND, NEW YORK: For continuing plan of improvement for the enlargement of Governors Island, New York Harbor, by wharf work, dredging, bulkhead, and filling, seventy-five thousand dollars.

* * * * *

Survey of
northern and
northwestern
lakes.

SURVEY OF NORTHERN AND NORTHWESTERN LAKES: For survey of northern and northwestern lakes, including all necessary expenses for preparing, correcting, extending, printing, and issuing charts and bulletins, and of investi-

gating lake levels, with a view to their regulation, to be immediately available, one hundred and twenty-five thousand dollars.

* * * * * CALIFORNIA DÉBRIS COMMISSION: For defraying the expenses of the commission in carrying on the work authorized by the Act of Congress approved March first, eighteen hundred and ninety-three, fifteen thousand dollars.

California Débris Commission.

HARBOR OF NEW YORK: For prevention of obstructive and injurious deposits within the harbor and adjacent waters of New York City:

New York Harbor Deposits.

For pay of inspectors, deputy inspectors, office force, and expenses of office, ten thousand two hundred and sixty dollars;

Inspectors.

For pay of crews and maintenance of six steam tugs and one launch, seventy-five thousand dollars;

Crews, etc.

In all, eighty-five thousand two hundred and sixty dollars.

INTERNATIONAL WATERWAYS COMMISSION: For continuing the work of investigation and report by the International Waterways Commission, authorized by section four of the river and harbor Act approved June thirteenth, nineteen hundred and two, twenty thousand dollars.

International Waterways Commission.

Vol. 32, p. 373. Ante, p. 1007.

* * * * * SEC. 9. That hereafter no part of the public moneys, or of any appropriation heretofore or hereafter made by Congress, shall be used for the payment of compensation or expenses of any commission, council, board, or other similar body, or any members thereof, or for expenses in connection with any work or the results of any work or action of any commission, council, board, or other similar body, unless the creation of the same shall be or shall have been authorized by law; nor shall there be employed by detail, hereafter or heretofore made, or otherwise personal services from any executive department or other government establishment in connection with any such commission, council, board, or other similar body.

Commissions, etc. Compensation, etc., of, unless created by law, forbidden.

Details prohibited.

Approved, March 4, 1909.

CHAP. 321.—An Act To codify, revise, and amend the penal laws of the United States.

Mar. 4, 1909. Vol. 35, pp. 1088, 1099, 1105.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the penal laws of the United States be, and they hereby are, codified, revised, and amended, with title, chapters, headnotes, and sections, entitled, numbered, and to read as follows:

[S. 2982.] [Public, No. 350.]

Criminal Code.

CRIMES.

* * * * *

Injuring or removing survey marks. Vol. 29, p. 343.

Punishment for.

SEC. 57. Whoever shall willfully destroy, deface, change, or remove to another place any section corner, quarter-section corner, or meander post, on any Government line of survey, or shall willfully cut down any witness tree or any tree blazed to mark the line of a Government survey, or shall willfully deface, change, or remove any monument or bench mark of any Government survey, shall be fined not more than two hundred and fifty dollars, or imprisoned not more than six months, or both.

* * * * *

Injuries to United States telegraph, etc., lines. Vol. 18, p. 250.

Punishment for.

SEC. 60. Whoever shall willfully or maliciously injure or destroy any of the works, property, or material of any telegraph, telephone, or cable line, or system, operated or controlled by the United States, whether constructed or in process of construction, or shall willfully or maliciously interfere in any way with the working or use of any such line, or system, or shall willfully or maliciously obstruct, hinder, or delay the transmission of any communication over any such line, or system, shall be fined not more than one thousand dollars, or imprisoned not more than three years, or both.

* * * * *

Officer contracting beyond specific appropriation. R. S., sec. 5503, p. 1066.

SEC. 98. Whoever, being an officer of the United States, shall knowingly contract for the erection, repair, or furnishing of any public building, or for any public improvement, to pay a larger amount than the specific sum appropriated for such purpose, shall be fined not more than two thousand dollars and imprisoned not more than two years.

* * * * *

Approved, March 4, 1909.

Aug. 5, 1909. Vol. 36, p. 180. [H. R. 6277.] [Public, No. 9.]

CHAP. 10.—An Act To authorize the building of a dam across the Savannah River at or near the mouth of Stevens Creek, between the counties of Edgefield, South Carolina, and Columbia, Georgia.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That J. L. Hankinson, N. B. Dial, and their associates, their successors and assigns, be, and they are hereby, authorized to construct, maintain, and operate a dam across the Savannah River at or near the mouth of Stevens Creek, between the counties of Edgefield, South Carolina, and Columbia, Georgia, in accordance with the provisions of an Act entitled "An Act to regulate the construction of dams across navigable waters," approved June twenty-first, nineteen hundred and six.

Savannah River. J. L. Hankinson, N. B. Dial, etc., may dam. Location.

Vol. 34, p. 386. Ante, p. 1183. Vol. 37, p. 72. Post, p. 1507.

Approved, August 5, 1909.

CHAP. 12.—An Act To amend an Act relative to the erection of a lock and dam in aid of navigation in the Tennessee River.

Aug. 5, 1909.
Vol. 36, p. 181.

[H. R. 11579.]
[Public, No. 11.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act of Congress entitled "An Act to enable the Secretary of War to permit the erection of a lock and dam in aid of navigation in the Tennessee River near Chattanooga, Tennessee, and for other purposes," approved April twenty-sixth, nineteen hundred and four, and amended by an Act approved January seventh, nineteen hundred and five, be and the same is hereby amended as follows: Strike out in line four of section two of the Act of April twenty-sixth, nineteen hundred and four, after the word "Act," the following words: "And the same shall be completed within four years from the date of beginning the construction" and insert in place thereof the words: "And the same shall be completed within six years from the date of beginning the construction or within such time in excess thereof, as the Secretary of War may allow."

Tennessee River.
Time extended for lock and dam across, at Chattanooga, Tenn.
Vol. 33, pp. 309, 603, amended.
Ante, pp. 1050, 1062.

Approved, August 5, 1909.

[No. 3.] Joint Resolution Relating to the provisions of section ten of the sundry civil Act of March fourth, nineteen hundred and nine.

June 25, 1909.
Vol. 36, p. 183.

[S. J. Res. 33.]
[Pub. Res., No. 3.]

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the provisions of section ten of the Act entitled "An Act making appropriations for sundry civil expenses of the Government for the fiscal year ending June thirtieth, nineteen hundred and ten, and for other purposes," approved March fourth, nineteen hundred and nine, shall not be construed as applying to the unexpended balance of any river and harbor appropriation, the use of which may be essential, in the judgment of the Secretary of War, for the further maintenance or prosecution of the work to which it pertains as heretofore authorized by Congress.

Unexpended balances.
Amounts for river and harbor works not to be covered in.
Vol. 35, p. 1027.
Restriction.

Approved, June 25, 1909.

[No. 6.] Joint Resolution Authorizing the printing of reports upon preliminary examinations and surveys, and so forth.

Aug. 5, 1909.
Vol. 36, p. 194.

[S. J. Res. 16.]
[Pub. Res. No. 6.]

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That at any time prior to the assembling of Congress in December, nineteen hundred and nine, all reports of preliminary examinations and surveys heretofore authorized by Congress that may be prepared and ready for printing

Rivers and harbors.
Printing of preliminary examinations, etc.

shall, in the discretion of the Secretary of War, be printed by the Public Printer as Documents of the Sixty-first Congress.

Approved, August 5, 1909.

Jan. 7, 1910. [No. 2.] Joint Resolution Authorizing a portion of the appropriation made for the improvement of Tennessee River to be applied to work at the Colbert and Bee Tree Shoals Canal.
Vol. 36, p. 871. [H. J. Res. 83.]
[Pub. Res., No. 8.]

Tennessee River.
Use of balance for Colbert and Bee Tree Shoals Canal.
Vol. 34, p. 1098.
Ante, p. 1247.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the sum of fifteen thousand dollars, or so much thereof as may be necessary, of the unexpended balance of appropriations heretofore made for the improvement of Tennessee River between Chattanooga, Tennessee, and Riverton, Alabama, may, in the discretion of the Secretary of War, be applied to work at the Colbert and Bee Tree Shoals Canal for the purpose of opening said canal to navigation.

Approved, January 7, 1910.

Jan. 19, 1910. [No. 4.] Joint Resolution To remove ice gorges in the Ohio River.
Vol. 36, p. 873.

[H. J. Res. 120.]
[Pub. Res., No. 10.]
Ohio River.
Appropriation for removing ice gorges in.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That to enable the Secretary of War to take such steps as he may deem to be necessary in the removal of ice gorges in the Ohio River, which are threatening the destruction of life and property, there is appropriated, out of any money in the Treasury not otherwise appropriated, the sum of ten thousand dollars, or so much thereof as may be necessary.

Approved, January 19, 1910.

Feb. 15, 1910. CHAP. 31.—An Act To declare One Hundred and Two River in Missouri nonnavigable.
Vol. 36, p. 194.

[H. R. 13438.]
[Public, No. 38.]

One Hundred and Two River, Mo. Declared not a navigable water.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That One Hundred and Two River south of the north boundary line of Andrew County, Missouri, as now located, be, and the same is hereby, declared to be not a navigable water of the United States within the meaning of the laws enacted by Congress for the preservation and protection of such waters.

Amendment.

SEC. 2. That the right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, February 15, 1910.

CHAP. 32.—An Act To declare Nodaway River in Missouri nonnavigable. Feb. 15, 1910.
Vol. 36, p. 194.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That Nodaway River, in the counties of Andrew, Holt, and Nodaway, in the State of Missouri, be, and the same is hereby, declared to be not a navigable water of the United States within the meaning of the laws enacted by Congress for the preservation and protection of such waters. [H. R. 13439.]
[Public, No. 39.]
Nodaway River, Mo. Declared not a navigable water.

SEC. 2. That the right to alter, amend, or repeal this Act is hereby expressly reserved. Amendment.

Approved, February 15, 1910.

CHAP. 33.—An Act To declare Big Tarkio River, in Holt and Atchison counties, Missouri, nonnavigable. Feb. 15, 1910.
Vol. 36, p. 194.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That Big Tarkio River, in the counties of Holt and Atchison, in the State of Missouri, be, and the same is hereby, declared to be not a navigable water of the United States within the meaning of the laws enacted by Congress for the preservation and protection of such waters. [H. R. 13440.]
[Public, No. 40.]
Big Tarkio River, Mo. Declared not a navigable water.

SEC. 2. That the right to alter, amend, or repeal this Act is hereby expressly reserved. Amendment.

Approved, February 15, 1910.

[No. 21.] Senate Concurrent Resolution, directing the Secretary of War to furnish supplemental examination of Cape Lookout, North Carolina, provided for in the river and harbor act of March third, nineteen hundred and nine. February 21,
1910.
Vol. 36, p.
2131.

Resolved by the Senate (the House of Representatives concurring), That the Secretary of War is hereby authorized and directed to cause a further and supplemental examination to be made of Cape Lookout, North Carolina, provided for in the river and harbor act of March third, nineteen hundred and nine, with a view to determining its relative advantage and value as a site for a harbor of refuge for coastwise and deep-draft vessels as compared with other localities on the coast of North Carolina, especially the harbors of Beaufort, Southport or Cape Fear, and Cape Hatteras, and to submit the results of such examination, together with estimates of cost, to Congress at the earliest date practicable. Cape Lookout, N. C. Examination of, as a harbor of refuge.
Vol. 35, p. 830.
Ante, p. 1347.

Passed February 21, 1910.

Feb. 25, 1910.
Vol. 36, pp.
202, 203, 220.

CHAP. 62.—An Act Making appropriations to supply urgent deficiencies in appropriations for the fiscal year nineteen hundred and ten, and for other purposes.

[H. R. 18282.]
[Public, No.
62.]

Urgent deficiencies appropriations.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums be, and are hereby, appropriated, out of any money in the Treasury not otherwise appropriated, to supply urgent deficiencies in appropriations for the fiscal year nineteen hundred and ten, and for other purposes, namely:

* * * * *

Saint John River Commission. Completing work. Vol. 34, p. 292. Ante, p. 1179.

Saint John River Commission: To complete the work of the joint commission authorized in the diplomatic and consular Act for the fiscal year nineteen hundred and seven, to investigate and report upon the conditions and uses of the Saint John River, and to make recommendations for the regulation of the use thereof by the citizens and subjects of the United States and Great Britain, according to the provisions of treaties between the two countries, twenty thousand dollars.

* * * * *

For expenses California Débris Commission, six dollars and ten cents.

* * * * *

Inconsistent laws repealed.

SEC. 4. That all laws and parts of laws inconsistent with this Act are repealed.

Approved, February 25, 1910.

Mar. 2, 1910.
Vol. 36, p. 230.

CHAP. 69.—An Act To authorize the Oregon Trunk Railway of the State of Washington to construct a bridge across the Columbia River and Celilo Canal.

[H. R. 17160.]
[Public, No.
69.]

Columbia River and Celilo Canal. Oregon Trunk Railway may bridge, at Celilo.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Oregon Trunk Railway, a corporation organized under the laws of the State of Washington, is hereby authorized to construct, maintain, and operate a bridge and approaches thereto across the Columbia River, and the Celilo Canal, at a point suitable to the interests of navigation, at or near Celilo, in the States of Washington and Oregon, in accordance with the provisions of the Act entitled "An Act to regulate the construction of bridges over navigable waters," approved March twenty-third, nineteen hundred and six: *Provided,* That in approving the plans for the bridge herein authorized, the Secretary of War may, subject to such terms and conditions as in his judgment are equitable, expedient, and just to the public, grant to the said Oregon Trunk Railway a right of way across the lands of the United States on either side of, and adjacent to, the said Celilo Canal, and also the privilege of occupying so much of said lands

Vol. 34, p. 84. Appendix, Vol. II. Proviso. Right of way across Celilo Canal lands.

as may be necessary for the piers, abutments, and other portions of the bridge structure and approaches.

SEC. 2. That the right to alter, amend, or repeal this Act is hereby expressly reserved. Amendment.

Approved, March 2, 1910.

CHAP. 124.—An Act Granting certain rights and privileges to the department of fisheries of the State of Pennsylvania. Mar. 24, 1910.
Vol. 36, p. 282.

[H. R. 12397.]
[Public, 104.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the department of fisheries of the State of Pennsylvania is hereby granted the right to enter upon and occupy the following-described land of the United States, known as "Presque Isle peninsula," in the county of Erie and State of Pennsylvania, to wit, all that part of said peninsula lying and being between the east line of the Erie waterworks lands and a line substantially parallel with and adjacent to the west line of the lands of the Presque Isle light-house, on the north shore of said peninsula, and the line of the present walk leading from said light-house to the north shore of Misery Bay, for the purpose of establishing and maintaining thereon a hatchery for the propagation of game and food fishes, and in pursuance thereof to improve the lands and ponds and reclaim marsh lands thereon; to construct buildings, houses, and sheds, and docks and approaches from Presque Isle Bay to said lands and to the ponds and hatchery buildings on said lands; to lay out, build, and maintain roads and walks in connection therewith, and plant trees and shrubs thereon for the preservation thereof: *Provided*, That the occupation and use of the said lands for the aforesaid purposes shall in no manner affect the right, title, and interest of the United States in and to said lands, nor the government right of passage over and across the lands so occupied; and the said department of fisheries of the State of Pennsylvania shall do nothing on said lands that may injuriously affect the harbor of Erie or the peninsula of Presque Isle as a protection for the harbor: *Provided further*, That the United States shall not be liable for any damages whatsoever that may at any time occur to the improvements of the department of fisheries of Pennsylvania on said lands: *And provided further*, That the exercise of the rights hereby granted and the execution of any work on said lands hereby authorized shall be in accordance with such plans and specifications as may be approved by the Secretary of War and subject to such further stipulations and conditions as he may prescribe.

Presque Isle peninsula, Pa. State fish hatchery permitted on.

Provido.
Title, etc., not affected.

Nonliability for damages.

Approval of plans, etc.

SEC. 2. That the right to alter, amend, or repeal this Act is hereby expressly reserved. Amendment, etc.

Approved, March 24, 1910.

Apr. 4, 1910.
Vol. 36, pp.
269, 285.

[H. R. 19028.]
[Public, No.
114.]

CHAP. 140.—An Act Making appropriations for the current and contingent expenses of the Bureau of Indian Affairs, for fulfilling treaty stipulations with various Indian tribes, and for other purposes, for the fiscal year ending June thirtieth, nineteen hundred and eleven.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, * * *

* * * * *

Duchesne
River.
Straighten-
ing.
Repayment.
Vol. 32, p.
263.

For straightening the Duchesne River within the limits of the town site of Duchesne, now Theodore, in the State of Utah, five thousand dollars, to be immediately available and to be reimbursed to the United States out of the proceeds of the sale of lands within the ceded Uintah Indian Reservation opened to entry under the Act of May twenty-seventh, nineteen hundred and two, including the sales of lots within said town site of Theodore.

* * * * *

Approved, April 4, 1910.

Apr. 27, 1910.
Vol. 36, p. 336.

[H. R. 23254.]
[Public, No.
154.]

CHAP. 194.—An Act To give a legal status to a submarine cable crossing the Mississippi River between Cairo, Illinois, and Bird Point, Missouri.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the crossing of the submarine cable of the Southeast Missouri Telephone Company, of Charleston, Missouri, across the Mississippi River from Cairo, Illinois, to Bird Point, Missouri, be, and the same is hereby, legalized, and the consent of Congress is hereby given to its maintenance by said company, subject, however, to all the provisions of the statutes now or hereafter in force relating to the preservation and protection of navigable waters: *Provided,* That any changes in the said crossing which the Secretary of War may at any time deem necessary and order in the interest of navigation shall be promptly made by the owners thereof at their own expense: *Provided further,* That within sixty days from the approval of this Act, the said company shall furnish, for the files of the War Department, a drawing showing the location and plan of the cable crossing with reference to the banks, bed, and low water surface of the river.

Mississippi
River.
Southeast
Missouri Tele-
phone Com-
pany may lay
cable across,
from Cairo,
Ill., to Bird
Point, Mo.

Provisos.
Changes.

Secretary of
War to ap-
prove plans,
etc.

Amendment.

SEC. 2. That the right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, April 27, 1910.

CHAP. 217.—An Act Providing for the raising of the United States battle ship Maine, in Habana Harbor, and to provide for the interment of the bodies therein.

May 9, 1910.
Vol. 36, p. 858.
[H. R. 23012.]
[Public, No. 169.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War and the Chief of Engineers are hereby authorized and directed to provide with all convenient speed for the raising or the removal of the wreck of the United States battle ship Maine from the harbor of Habana, Cuba, and for the proper interment of the bodies therein, in Arlington Cemetery; and the Secretary of War is authorized and directed to remove the mast of the wreck of said battle ship Maine and place the same upon a proper foundation in Arlington National Cemetery at or near the spot where the bodies of those who died through such wreck are interred: *Provided, however,* That the consent in proper form of the Republic of Cuba shall be first obtained. The sum of one hundred thousand dollars is hereby appropriated, out of any money in the Treasury not otherwise appropriated, on account of the work herein authorized.

" Battleship
" Maine."
Wreck to be
removed from
Habana Har-
bor.
Interment
of bodies,
etc.

Proviso.
Consent
from Cuba.
Appropriation.
Post, p. 1504.

Approved, May 9, 1910.

CHAP. 235.—An Act Authorizing the connecting of a channel with Island End River, in Chelsea, Massachusetts.

May 13, 1910.
Vol. 36, p. 369.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the New England Gas and Coke Company is hereby authorized to dredge and remove all that part of the United States Naval Hospital grounds, at Chelsea, Massachusetts, comprising about seven thousand five hundred square feet, more or less, situated at the northwest extremity of said grounds, lying within the lines of the protected channel to be dredged and established by said company in continuation of the Island End River across the peninsula formed by the bend in said river at the head thereof: *Provided,* That the dredging of said channel be approved and authorized by the Secretary of War; that the said channel opposite the hospital grounds fronting thereon shall be dredged to a depth of twenty feet below mean low water, and a width of not less than one hundred and fifty feet at that depth; and that the said water front of the hospital grounds shall be stayed and protected in such manner as shall, in the judgment of the Secretary of the Navy, be sufficient for its preservation: *And provided further,* That the United States shall be at no expense on account of the work herein authorized; and that when said channel shall be dredged and finished it shall be, and forever remain, a public water highway.

[S. 7981.]
[Public, No. 177.]
Naval Hos-
pital, Chelsea,
Mass.
Dredging
channel for
Island End
River across
grounds of, au-
thorized.

Provisos.
Approval of
Secretary of
War.

Protection
of water front.

No expense,
etc.

Approved, May 13, 1910.

May 17, 1910. CHAP. 245.—An Act Authorizing the Secretary of Commerce
 Vol. 36, p. 372. and Labor to construct a water main and electric cable across
 [H. R. 20988.] Galveston Channel to furnish water and light to the immigration
 [Public, No. station.
 188.]

Galveston
 Channel, Tex.
 Water main
 and electric
 cable author-
 ized across.

Cost.

Supervision
 by Secretary
 of War.
 Contribution
 by Galveston.

Connection
 with main.

Amendment.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That for the purpose of supplying the immigration and life-saving stations at Galveston, Texas, with fresh water, lights, and other electric conveniences, the Secretary of Commerce and Labor be, and hereby is, authorized to cause to be constructed, across Galveston Channel, a water main not less than eight inches in diameter, and such suitable electric cable or cables as may be deemed necessary for the purposes above stated, at a total cost not to exceed the sum of twenty-one thousand dollars.

SEC. 2. That said work shall be done under the supervision and control of the Secretary of War.

SEC. 3. That the Secretary of Commerce and Labor is hereby authorized to receive from the city of Galveston, Texas, the sum of ten thousand dollars and to apply the same to the purposes herein stated, and that in consideration of said sum to be paid by said city the said city of Galveston shall have the right, under such rules and regulations and limitations as may from time to time be prescribed by the United States Government, to make connection with said water main and to use water therefrom for municipal and commercial purposes and for the use of itself and customers.

SEC. 4. That the right to alter, amend or repeal this Act is hereby expressly reserved.

Approved, May 17, 1910.

May 19, 1910. [No. 29.] Joint Resolution Authorizing the construction and
 Vol. 36, p. 880. maintenance of wharves, piers, and other structures in Lake
 [S. J. Res. 97.] Michigan, adjoining certain lands in Lake County, Indiana.
 [Pub. Res.,
 No. 33.]

Lake Michi-
 gan.
 Wharves,
 etc., in, au-
 thorized in
 Lake County,
 Ind.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the consent of Congress is hereby given that the owners of the property known as sections numbered thirty-two and twenty-nine, township thirty-seven north, range eight west of the second principal meridian, Lake County, Indiana, may fill the whole, or such portions thereof as they may elect, of the bed of Lake Michigan adjacent to such property and within the boundary established by the extension north of the east line of said section thirty-two and the west line of said section twenty-nine, out to a depth of water not exceeding twenty-five feet as now existing, and that such owners may build wharves, piers, and such other structures as may be useful for occupancy, or to promote navigation,

inside of and out to said twenty-five foot line: *Provided*, That the work of construction shall be according to plans approved by the Secretary of War and Chief of Engineers: *Provided further*, That the Secretary of War and Chief of Engineers may impose such conditions as in their judgment are proper as to the construction and supervision of the work and as to the maintenance and management of the work when completed, and on the failure at any time to comply with such conditions the consent hereby given shall be deemed to be revoked without further action of Congress: *And provided further*, That nothing herein contained shall be construed as conferring any right, power, or privilege in conflict with any law or statute of the State of Indiana, in which said property is located, or to authorize any injury to private property or invasion of private rights.

Approved, May 19, 1910.

Proviso.
Approval.

Conditions
for maintenance,
etc.

Limitation.

CHAP. 268.—An Act To amend laws for preventing collisions of vessels and to regulate equipment of certain motor boats on the navigable waters of the United States.

June 9, 1910.
Vol. 36, pp.
462, 463.

[S. 7359.]
[Public. No.
201.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the words "motor boat" where used in this Act shall include every vessel propelled by machinery and not more than sixty-five feet in length except tug boats and tow boats propelled by steam. The length shall be measured from end to end over the deck, excluding sheer: *Provided*, That the engine, boiler, or other operating machinery shall be subject to inspection by the local inspectors of steam vessels, and to their approval of the design thereof, on all said motor boats, which are more than forty feet in length, and which are propelled by machinery driven by steam.

Motor boats.
Vessels in-
cluded.

Proviso.
Inspection.

SEC. 2. That motor boats subject to the provisions of this Act shall be divided into classes as follows:

Classifica-
tion.

Class one. Less than twenty-six feet in length.

Class two. Twenty-six feet or over and less than forty feet in length.

Class three. Forty feet or over and not more than sixty-five feet in length.

SEC. 3. That every motor boat in all weathers from sunset to sunrise shall carry the following lights, and during such time no other lights which may be mistaken for those prescribed shall be exhibited.

Lights re-
quired.

(a) Every motor boat of class one shall carry the following lights:

Class 1.

First. A white light aft to show all around the horizon.

Second. A combined lantern in the fore part of the vessel and lower than the white light aft showing green to starboard and red to port, so fixed as to throw the light

from right ahead to two points abaft the beam on their respective sides.

Classes 2
and 3.

(b) Every motor boat of classes two and three shall carry the following lights:

Fore.

First. A bright white light in the fore part of the vessel as near the stem as practicable, so constructed as to show an unbroken light over an arc of the horizon of twenty points of the compass, so fixed as to throw the light ten points on each side of the vessel, namely, from right ahead to two points abaft the beam on either side. The glass or lens shall be of not less than the following dimensions:

Class two. Nineteen square inches.

Class three. Thirty-one square inches.

Aft.

Second. A white light aft to show all around the horizon.

Side.

Third. On the starboard side a green light so constructed as to show an unbroken light over an arc of the horizon of ten points of the compass, so fixed as to throw the light from right ahead to two points abaft the beam on the starboard side. On the port side a red light so constructed as to show an unbroken light over an arc of the horizon of ten points of the compass, so fixed as to throw the light from right ahead to two points abaft the beam on the port side. The glasses or lenses in the said side lights shall be of not less than the following dimensions on motor boats of—

Class two. Sixteen square inches.

Class three. Twenty-five square inches.

On and after July first, nineteen hundred and eleven, all glasses or lenses prescribed by paragraph (b) of section three shall be fresnel or fluted. The said lights shall be fitted with inboard screens of sufficient height and so set as to prevent these lights from being seen across the bow and shall be of not less than the following dimensions on motor boats of—

Class two. Eighteen inches long.

Provido.
When under
sail.

Class three. Twenty-four inches long: *Provided*, That motor boats as defined in this Act, when propelled by sail and machinery or under sail alone, shall carry the colored lights suitably screened but not the white lights prescribed by this section.

Sound sig-
nals.

Sec. 4. (a) Every motor boat under the provisions of this Act shall be provided with a whistle or other sound-producing mechanical appliance capable of producing a blast of two seconds or more in duration, and in the case of such boats so provided a blast of at least two seconds shall be deemed a prolonged blast within the meaning of the law.

(b) Every motor boat of class two or three shall carry an efficient fog horn.

(c) Every motor boat of class two or three shall be provided with an efficient bell, which shall be not less

than eight inches across the mouth on board of vessels of class three.

SEC. 5. That every motor boat subject to any of the provisions of this Act, and also all vessels propelled by machinery other than by steam more than sixty-five feet in length, shall carry either life-preservers or life belts, or buoyant cushions, or ring buoys or other device, to be prescribed by the Secretary of Commerce and Labor, sufficient to sustain afloat every person on board and so placed as to be readily accessible. All motor boats carrying passengers for hire shall carry one life-preserver of the sort prescribed by the regulations of the board of supervising inspectors for every passenger carried, and no such boat while so carrying passengers for hire shall be operated or navigated except in charge of a person duly licensed for such service by the local board of inspectors. No examination shall be required as the condition of obtaining such a license, and any such license shall be revoked or suspended by the local board of inspectors for misconduct, gross negligence, recklessness in navigation, intemperance, or violation of law on the part of the holder, and if revoked the person holding such license shall be incapable of obtaining another such license for one year from the date of revocation: *Provided*, That motor boats shall not be required to carry licensed officers, except as required in this Act.

SEC. 6. That every motor boat and also every vessel propelled by machinery other than by steam, more than sixty-five feet in length, shall carry ready for immediate use the means of promptly and effectually extinguishing burning gasoline.

SEC. 7. That a fine not exceeding one hundred dollars may be imposed for any violation of this Act. The motor boat shall be liable for the said penalty and may be seized and proceeded against, by way of libel, in the district court of the United States for any district within which such vessel may be found.

SEC. 8. That the Secretary of Commerce and Labor shall make such regulations as may be necessary to secure the proper execution of this Act by collectors of customs and other officers of the Government. And the Secretary of the Department of Commerce and Labor may, upon application therefor, remit or mitigate any fine, penalty, or forfeiture relating to motor boats except for failure to observe the provisions of section six of this Act.

SEC. 9. That all laws and parts of laws only in so far as they are in conflict herewith are hereby repealed: *Provided*, That nothing in this Act shall be deemed to alter or amend Acts of Congress embodying or revising international rules for preventing collisions at sea.

SEC. 10. That this Act shall take effect on and after thirty days after its approval.

Approved, June 9, 1910.

Life-preservers.

Boats carrying passengers for hire.

Licensed navigator.

Provided. Other officers.

Extinguishing gasoline.

Penalty.

Regulations.

Conflicting laws repealed. *Provided.* International rules not affected.

In effect in 30 days.

June 17, 1910,
Vol. 36, pp.
468, 503.

[H. R. 22643.]
[Public, No.
213.]

Legislative,
executive, and
judicial ex-
penses appro-
priations.

CHAP. 297.—An Act Making appropriations for the legislative, executive, and judicial expenses of the Government for the fiscal year ending June thirtieth, nineteen hundred and eleven, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums be, and the same are hereby, appropriated, out of any money in the Treasury not otherwise appropriated, in full compensation for the service of the fiscal year ending June thirtieth, nineteen hundred and eleven, for the objects hereinafter expressed, namely:

* * * * *

OFFICE OF THE CHIEF OF ENGINEERS. * * *

Skilled
draftsmen,
etc.

And the services of skilled draftsmen, civil engineers, and such other services as the Secretary of War may deem necessary, may be employed only in the office of the Chief of Engineers, to carry into effect the various appropriations for rivers and harbors, fortifications, and surveys, to be paid from such appropriations: *Provided,* That the expenditures on this account under this authorization for the fiscal year ending from the date of approval of this Act to June thirtieth, nineteen hundred and eleven, shall not exceed forty-two thousand dollars; and the Secretary of War shall each year, in the annual estimates, report to Congress the number of persons so employed, their duties, and the amount paid to each.

Proviso.
Limit, etc.

Authority
to employ
special assist-
ants repealed.
Vol. 35, p.
836.
Ante, p. 1354.

That section fourteen of the "Act to provide for the repair, maintenance, and preservation of public works on rivers and harbors, and for other purposes," approved March third, nineteen hundred and nine, is hereby repealed.

* * * * *

Approved, June 17, 1910.

June 17, 1910.
Vol. 36, pp.
524, 537, 538,
539.

[H. R. 24877.]
[Public, No.
217.]

Aids to navi-
gation.

CHAP. 301.—An Act To authorize additional aids to navigation in the Light-House Establishment, and to provide for a Bureau of Light-Houses in the Department of Commerce and Labor, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of Commerce and Labor be, and he is hereby, authorized to establish and provide the following additional aids to navigation in the Light-House Establishment, under the Department of Commerce and Labor, in accordance with the respective limits of cost hereinafter respectively set forth, which shall in no case be exceeded.

* * * * *

Employees
transferred.

SEC. 5. That all employees of or in the Light-House Board or the Light-House Establishment are hereby

transferred to the bureau of light-houses, excepting, however, army and navy officers.

* * * * *

SEC. 11. That the commissioner of light-houses, subject to the approval of the Secretary of Commerce and Labor, as soon as practicable, shall rearrange the ocean, gulf, and lake coasts and the rivers of the United States, Porto Rico, and the naval station in Cuba into not exceeding nineteen light-house districts, and a light-house inspector shall be assigned in charge of each district. The lighthouse inspectors shall each receive a salary of two thousand four hundred dollars per annum, except the inspector of the third district, whose salary shall be three thousand six hundred dollars per annum. The President may, for a period not exceeding three years from the taking effect of this section, assign army and navy officers to act in lieu of the appointment of civilian light-house inspectors, but such army and navy officers shall not receive any salary or compensation in addition to the salary or compensation they are entitled to as such army or navy officers: *Provided*, That in the districts which include the Mississippi River and its tributaries the President may designate army engineers to perform the duties of and act as inspectors. The President may detail officers of the Engineer Corps of the United States Army for consultation or to superintend the construction or repair of any aid to navigation authorized by Congress.

Light-house districts. Rearrangement.

Inspectors. Salaries.

Temporary assignment of Army and Navy officers.

Provided. Engineer officer for Mississippi River districts. Detail for construction, etc.

* * * * *

SEC. 14. That sections four to thirteen, inclusive, of this Act, shall take effect on the first day of July next succeeding its passage.

In effect July 1.

Approved, June 17, 1910.

CHAP. 359.—An Act To prevent the dumping of refuse material in Lake Michigan at or near Chicago.

June 23, 1910. Vol. 36, p. 593.

[H. R. 18700.] [Public, No. 245.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That it shall not be lawful to throw, discharge, dump, or deposit, or cause, suffer, or procure, to be thrown, discharged, dumped, or deposited, any refuse matter of any kind or description whatever other than that flowing from streets and sewers and passing therefrom in a liquid state into Lake Michigan, at any point opposite or in front of the county of Cook, in the State of Illinois, or the county of Lake in the State of Indiana, within eight miles from the shore of said lake, unless said material shall be placed inside of a breakwater so arranged as not to permit the escape of such refuse material into the body of the lake and cause contamination thereof; and no officer of the Government shall dump or cause or authorize to be dumped any material contrary to

Lake Michigan. Dumping refuse in, near Chicago, Ill., unlawful.

Proviso.
Works ex-
cepted.

the provisions of this Act: *Provided, however,* That the provisions of this Act shall not apply to work in connection with the construction, repair, and protection of breakwaters and other structures built in aid of navigation, or for the purpose of obtaining water supply. Any person violating any provision of this Act shall be guilty of a misdemeanor, and on conviction thereof shall be fined for each offense not exceeding one thousand dollars.

Penalty.

Approved, June 23, 1910.

June 23, 1910.
Vol. 36, p. 593.
[H. R. 24375.]
[Public, No.
246.]

CHAP. 360.—An Act To amend an Act entitled "An Act to regulate the construction of dams across navigable waters," approved June twenty-first, nineteen hundred and six.

Dams.
Vol. 34, p.
386, amended.
Ante, p. 1183.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act entitled "An Act to regulate the construction of dams across navigable waters," approved June twenty-first, nineteen hundred and six, be, and the same is hereby, amended to read as follows:

Regulations
governing con-
structing, over
navigable wa-
ters, extended.

"SECTION 1. That when authority has been or may hereafter be granted by Congress, either directly or indirectly or by any official or officials of the United States, to any persons, to construct and maintain a dam for water power or other purpose across or in any of the navigable waters of the United States, such dam shall not be built or commenced until the plans and specifications for such dam and all accessory works, together with such drawings of the proposed construction and such map of the proposed location as may be required for a full understanding of the subject, have been submitted to the Secretary of War and the Chief of Engineers for their approval, nor until they shall have approved such plans and specifications and the location of such dam and accessory works; and when the plans and specifications for any dam to be constructed under the provisions of this Act have been approved by the Chief of Engineers and by the Secretary of War it shall not be lawful to deviate from such plans or specifications either before or after completion of the structure unless the modification of such plans or specifications has previously been submitted to and received the approval of the Chief of Engineers and of the Secretary of War: *Provided,* That in approving the plans, specifications, and location for any dam, such conditions and stipulations may be imposed as the Chief of Engineers and the Secretary of War may deem necessary to protect the present and future interests of the United States, which may include the condition that the persons constructing or maintaining such dam shall construct, maintain, and operate, without expense to the United States, in connection with any dam and accessory or appurtenant works, a lock or locks, booms,

Approval of
Secretary of
War and Chief
of Engineers.

Changes.

Proviso.
Conditions.

sluices, or any other structure or structures which the Secretary of War and the Chief of Engineers or Congress at any time may deem necessary in the interests of navigation, in accordance with such plans as they may approve, and also that whenever Congress shall authorize the construction of a lock or other structures for navigation purposes in connection with such dam, the persons owning such dam shall convey to the United States, free of cost, title to such land as may be required for such constructions and approaches, and shall grant to the United States free water power or power generated from water power for building and operating such constructions: *Provided further*, That in acting upon said plans as aforesaid the Chief of Engineers and the Secretary of War shall consider the bearing of said structure upon a comprehensive plan for the improvement of the waterway over which it is to be constructed with a view to the promotion of its navigable quality and for the full development of water power; and, as a part of the conditions and stipulations imposed by them, shall provide for improving and developing navigation, and fix such charge or charges for the privilege granted as may be sufficient to restore conditions with respect to navigability as existing at the time such privilege be granted or reimburse the United States for doing the same, and for such additional or further expense as may be incurred by the United States with reference to such project, including the cost of any investigations necessary for approval of plans and of such supervision of construction as may be necessary in the interests of the United States: *Provided further*, That the Chief of Engineers and the Secretary of War are hereby authorized and directed to fix and collect just and proper charge or charges for the privilege granted to all dams authorized and constructed under the provisions of this Act which shall receive any direct benefit from the construction, operation, and maintenance by the United States of storage reservoirs at the headwaters of any navigable streams, or from the acquisition, holding, and maintenance of any forested watershed, or lands located by the United States at the headwaters of any navigable stream, wherever such shall be, for the development, improvement, or preservation of navigation in such streams in which such dams may be constructed.

Approaches,
etc., to locks.

Water power.

Bearing
upon improve-
ments to be
considered.

Charges for
improvements,
etc.

Charges for
storage reser-
voirs, etc., con-
structed.

Rights re-
served for
navigation.

“SEC. 2. That the right is hereby reserved to the United States to construct, maintain, and operate, in connection with any dam built in accordance with the provisions of this Act, a suitable lock or locks, booms, sluices, or any other structures for navigation purposes, and at all times to control the said dam and the level of the pool caused by said dam to such an extent as may be necessary to provide proper facilities for navigation.

Flowage,
etc., damages.

Lights, fish-
ways, etc., to
be maintained.

Penalty for
failure.

Forfeiture of
rights.

Proviso.
Revocation
when needed
for public use.

Termination
in fifty years.

Exceptions.

Penalty for
noncompliance
with orders.

"SEC. 3. That the persons constructing, maintaining, or operating any dam or appurtenant or accessory works, in accordance with the provisions of this Act, shall be liable for any damage that may be inflicted thereby upon private property, either by overflow or otherwise. The persons owning or operating any such dam, or accessory works, subject to the provisions of this Act, shall maintain, at their own expense, such lights and other signals thereon and such fishways as the Secretary of Commerce and Labor shall prescribe, and for failure so to do in any respect shall be deemed guilty of a misdemeanor and subject to a fine of not less than five hundred dollars, and each month of such failure shall constitute a separate offense and subject such persons to additional penalties therefor.

"SEC. 4. That all rights acquired under this Act shall cease and be determined if the person, company, or corporation acquiring such rights shall, at any time, fail, after receiving reasonable notice thereof, to comply with any of the provisions and requirements of the Act, or with any of the stipulations and conditions that may be prescribed as aforesaid by the Chief of Engineers and the Secretary of War, including the payment into the Treasury of the United States of the charges provided for by section one of this Act: *Provided*, That Congress may revoke any rights conferred in pursuance of this Act whenever it is necessary for public use, and, in the event of any such revocation by Congress, the United States shall pay the owners of any dam and appurtenant works built under authority of this Act, as full compensation, the reasonable value thereof, exclusive of the value of the authority or franchise granted, such reasonable value to be determined by mutual agreement between the Secretary of War and the said owners, and in case they can not agree, then by proceedings instituted in the United States circuit court for the condemnation of such properties: *And provided also*, That the authority granted under or in pursuance of the provisions of this Act shall terminate at the end of a period not to exceed fifty years from the date of the original approval of the project under this Act, unless sooner revoked as herein provided or Congress shall otherwise direct: *Provided, however*, That this limitation shall not apply to any corporation or individual heretofore authorized by the United States, or by any State, to construct a dam in or across a navigable waterway, upon which dam expenditures of money have heretofore been made in reliance upon such grant or grants.

"SEC. 5. That any persons who shall fail or refuse to comply with the lawful order of the Secretary of War and the Chief of Engineers, made in accordance with the provisions of this Act, shall be deemed guilty of a violation, of this Act, and any persons who shall be guilty

of a violation of this Act shall be deemed guilty of a misdemeanor and on conviction thereof shall be punished by a fine not exceeding five thousand dollars, and every month such persons shall remain in default shall be deemed a new offense and subject such persons to additional penalties therefor; and in addition to the penalties above described the Secretary of War and the Chief of Engineers may, upon refusal of the persons owning or controlling any such dam and accessory works to comply with any lawful order issued by the Secretary of War or Chief of Engineers in regard thereto, cause the removal of such dam and accessory works as an obstruction to navigation at the expense of the persons owning or controlling such dam, and suit for such expense may be brought in the name of the United States against such persons and recovery had for such expense in any court of competent jurisdiction. Said provision as to recovery of expense shall not apply wherever the United States has been previously reimbursed for such removal; and the removal or any structures erected or maintained in violation of the provisions of this Act or the order or direction of the Secretary of War or the Chief of Engineers made in pursuance thereof may be enforced by injunction, mandamus, or other summary process, upon application to the circuit court in the district in which such structure may, in whole or in part, exist, and proper proceedings to this end may be instituted under the direction of the Attorney-General of the United States at the request of the Chief of Engineers or the Secretary of War; and in case of any litigation arising from any obstruction or alleged obstruction to navigation created by the construction of any dam under this Act the cause or question arising may be tried before the circuit court of the United States in any district in which any portion of said obstruction or dam touches.

“SEC. 6. That whenever Congress shall hereafter by law authorize the construction of any dam across any of the navigable waters of the United States, and no time for the commencement and completion of such dam is named in said Act, the authority thereby granted shall cease and be null and void unless the actual construction of the dam authorized in such Act be commenced within one year and completed within three years from the date of the passage of such Act.

“SEC. 7. That the right to alter, amend, or repeal this Act is hereby expressly reserved as to any and all dams which may be constructed in accordance with the provisions of this Act, and the United States shall incur no liability for the alteration, amendment, or repeal thereof to the owner or owners or any other persons interested in any dam which shall have been constructed in accordance with its provisions.

Removal,
etc.Suits for
expense.

Proceeding.

Litigation.

Time for
construction.Right to alter,
etc., reserved.

Construction
of "persons"
and "dam."

"SEC. 8. That the word 'persons' as used in this Act shall be construed to import both the singular and the plural, as the case demands, and shall include corporations, companies, and associations. The word 'dam' as used in this Act shall be construed to import both the singular and the plural, as the case demands."

Approved, June 23, 1910.

June 24, 1910.
Vol. 36, p. 629.

CHAP. 379.—An Act To require apparatus and operators for radio-communication on certain ocean steamers.

[S. 7021.]
[Public, No.
262.]

Radio-com-
munication.
Required on
ocean-going
steamers.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That from and after the first day of July, nineteen hundred and eleven, it shall be unlawful for any ocean-going steamer of the United States, or of any foreign country, carrying passengers and carrying fifty or more persons, including passengers and crew, to leave or attempt to leave any port of the United States unless such steamer shall be equipped with an efficient apparatus for radio-communication, in good working order, in charge of a person skilled in the use of such apparatus, which apparatus shall be capable of transmitting and receiving messages over a distance of at least one hundred miles, night or day: *Provided,* That the provisions of this Act shall not apply to steamers plying only between ports less than two hundred miles apart.

Proviso.
Exception.

Exchange
with other
stations.

SEC. 2. That for the purpose of this Act apparatus for radio-communication shall not be deemed to be efficient unless the company installing it shall contract in writing to exchange, and shall, in fact, exchange, as far as may be physically practicable, to be determined by the master of the vessel, messages with shore or ship stations using other systems of radio-communication.

Penalty for
violation.

SEC. 3. That the master or other person being in charge of any such vessel which leaves or attempts to leave any port of the United States in violation of any of the provisions of this Act shall, upon conviction, be fined in a sum not more than five thousand dollars, and any such fine shall be a lien upon such vessel, and such vessel may be libeled therefor in any district court of the United States within the jurisdiction of which such vessel shall arrive or depart, and the leaving or attempting to leave each and every port of the United States shall constitute a separate offense.

Libel upon
vessel.

Regulations.

SEC. 4. That the Secretary of Commerce and Labor shall make such regulations as may be necessary to secure the proper execution of this Act by collectors of customs and other officers of the Government.

Approved, June 24, 1910.

11432 Bd. - 11432 and

CHAP. 382.—An Act Making appropriations for the construction, repair, and preservation of certain public works on rivers and harbors, and for other purposes.

June 25, 1910.
Vol. 36, p. 630.

[H. R. 20686.]
[Public, No.
264.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums of money be, and are hereby, appropriated, to be paid out of any money in the Treasury not otherwise appropriated, to be immediately available, and to be expended under the direction of the Secretary of War and the supervision of the Chief of Engineers, for the construction, completion, repair, and preservation of the public works hereinafter named:

Rivers and
harbors ap-
propriations.

Breakwater from Mount Desert to Porcupine Island, Bar Harbor, Maine: Continuing construction, twenty-five thousand dollars.

Bar Har-
bor, Me.
Breakwater.

Improving harbor at Camden, Maine: Completing improvement in accordance with the report submitted in House Document Numbered Eleven hundred and seventeen, Sixtieth Congress, second session, twenty thousand dollars.

Camden, Me.

Improving harbor at East Boothbay, Maine: Completing improvement in accordance with the reports submitted in House Documents Numbered Nine hundred and forty-four, Sixtieth Congress, first session, and Six hundred and eighty-four, Sixty-first Congress, second session, six thousand five hundred dollars.

East Booth-
bay, Me.

Improving harbor at Matinicus, Maine: Completing improvement in accordance with the report submitted in House Document Numbered Six hundred and fifty-three, sixtieth Congress, first session, thirteen thousand dollars.

Matinicus,
Me.

Improving Pepperells Cove, Maine, in accordance with the report submitted in House Document Numbered Ten hundred and eighty-one, Sixtieth Congress, second session, sixty thousand dollars.

Pepperells
Cove, Me.

Improving harbor at Rockport, Maine: Completing improvement in accordance with the report submitted in House Document Numbered Nine hundred and sixty-three, Sixtieth Congress, first session, thirty-two thousand dollars.

Rockport,
Me.

Improving Stockton Harbor, Maine: Completing improvement in accordance with the report submitted in House Document Numbered Eleven hundred and sixty-six, Sixtieth Congress, second session, thirty-eight thousand dollars.

Stockton, Me

Improving Saco River, Maine, in accordance with the report submitted in House Document Numbered Seven hundred and fifty-two, Sixty-first Congress, second session, thirty thousand dollars.

Saco River,
Me.

Improving Saint Croix River, Maine, in accordance with the report submitted in House Document Numbered Seven hundred and forty-eight, Sixty-first Congress, second session, seventy-five thousand dollars: *Provided*, That the Secretary of State be, and he is hereby, authorized and directed to negotiate with the Government of

Saint Croix
River, Me.

Proviso.
with Great
Cooperation
Britain.

Great Britain with a view to its cooperation in said improvement, and that the work shall be prosecuted on such terms as shall be mutually agreed upon by the two governments.

Isles of
Shoals, Me.
and N. H.

Improving harbor at Isles of Shoals, Maine and New Hampshire: Completing improvement in accordance with the report submitted in House Document Numbered Eleven hundred and twenty-two, Sixtieth Congress, second session, forty thousand dollars.

Burlington,
Vt.

Improving harbor at Burlington, Vermont: Continuing improvement, fifty-two thousand dollars.

Saint Al-
bans, Vt.

Improving harbor at Saint Albans, Vermont: Completing improvement in accordance with the report submitted in House Document Numbered Eleven hundred and nine, Sixtieth Congress, second session, five thousand dollars.

Boston,
Mass.
Maintenance.
Fall River,
Mass.

Improving harbor at Boston, Massachusetts: For maintenance, twenty-five thousand dollars.

Improving harbor at Fall River, Massachusetts: Completing improvement in accordance with the report submitted in House Document Numbered Seven hundred and seventy-eight, Sixty-first Congress, second session, one hundred and forty-three thousand dollars.

Gloucester,
Mass.

Improving harbor at Gloucester, Massachusetts, in accordance with the report submitted in House Document Numbered Eleven hundred and twelve, Sixtieth Congress, second session, twenty-five thousand dollars.

Lynn, Mass.

Improving harbor at Lynn, Massachusetts: Continuing improvement in accordance with the report submitted in House Document Numbered Nine hundred and forty-eight, Sixtieth Congress, first session, sixty thousand dollars.

Nantucket,
Mass.

Improving harbor at Nantucket, Massachusetts: Continuing improvement and for maintenance, fifty thousand dollars.

Improving harbors at New Bedford and Fairhaven, Massachusetts: Continuing improvement, fifty thousand dollars.

Newbury-
port, Mass.

Improving harbor at Newburyport, Massachusetts: Continuing improvement in accordance with the existing project or such modification thereof, by dredging or otherwise, as, in the discretion of the Secretary of War, may be advisable with a view to securing the existing project depth of seventeen feet, fifty thousand dollars.

Plymouth,
Mass.

Improving harbor at Plymouth, Massachusetts: For maintenance, ten thousand dollars.

Province-
town, Mass.

Improving harbor at Provincetown, Massachusetts: Completing improvement in accordance with the report submitted in House Document Numbered Eight hundred and twenty-one, Sixty-first Congress, second session, one hundred and forty thousand dollars.

Sandy Bay,
Cape Ann,
Mass.

Harbor of refuge at Sandy Bay, Cape Ann, Massachusetts: Continuing improvement, one hundred thousand dollars.

Improving Merrimac River, Massachusetts: For maintenance, ten thousand dollars. Merrimac River, Mass.

Improving Mystic River, Massachusetts, below mouth of Island End River: Continuing improvement in accordance with the report submitted in House Document Numbered Ten hundred and eighty-six, Sixtieth Congress, second session, seventy-two thousand dollars. Mystic River, Mass.

Improving Taunton River, Massachusetts: For maintenance, five thousand dollars. Taunton River, Mass.

Improving Weymouth Back River, Massachusetts: For maintenance, five thousand dollars. Weymouth Back River, Mass.

Improving harbor of refuge at Block Island, Rhode Island: For maintenance, twelve thousand five hundred dollars. Block Island, R. I. Harbor of refuge.

Improving harbor at Great Salt Pond, Block Island, Rhode Island: Continuing improvement, thirty thousand dollars. Great Salt Pond.

Improving harbor at Newport, Rhode Island, in accordance with the report submitted in House Document Numbered Six hundred and ten, Sixty-first Congress, second session, fifty thousand dollars: *Provided*, That the Secretary of War may enter into a contract or contracts for such materials and work as may be necessary to complete the said project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate one hundred and eighty-three thousand dollars, exclusive of the amounts herein and heretofore appropriated. Newport, R. I.

Harbor of refuge at Point Judith, Rhode Island: For maintenance and construction of the west shore arm of the breakwater, in accordance with the report submitted in House Document Numbered Nine hundred and eleven, Sixtieth Congress, first session, one hundred and seventy-five thousand dollars. Point Judith, R. I. Harbor of refuge.

Improving Providence River and Harbor, Rhode Island: For maintenance, and continuing improvement in accordance with the report submitted in House Document Numbered Nine hundred and nineteen, Sixtieth Congress, first session, fifty thousand dollars. Providence River and Harbor, R. I.

Improving Providence River and Harbor, Rhode Island: Continuing improvement in accordance with the report submitted in House Document Numbered Six hundred and six, Sixty-first Congress, second session, twenty-five thousand dollars: *Provided*, That the Secretary of War may enter into a contract or contracts for such materials and work as may be necessary to complete the said project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate four hundred and thirty-four thousand dollars, exclusive of the amounts herein and heretofore appropriated: *Provided further*, That no part of this amount shall be expended until the Secretary of War shall have received satisfactory assurances that the city of Providence, or *Provises. Contracts.* Contribution by Providence.

other local agency, will expend on the improvement of the harbor front, in accordance with said document above referred to, a sum equal to the amount herein appropriated and authorized.

Pawcatuck River, R. I. and Conn.

Improving Pawcatuck River, Rhode Island and Connecticut: Continuing improvement and for maintenance, fifteen thousand dollars.

Branford, Conn.

Improving harbor at Branford, Connecticut: For maintenance, two thousand dollars.

Bridgeport, Conn.

Improving harbor at Bridgeport, Connecticut: For maintenance, ten thousand dollars.

Improving harbor at Bridgeport, Connecticut: Completing improvement, in accordance with the report submitted in House Document Numbered Seven hundred and fifty-one, Sixty-first Congress, second session, ninety thousand dollars.

Duck Island, Conn.
Harbor of refuge.

Harbor of refuge at Duck Island, Connecticut: Continuing improvement in accordance with the report submitted in House Document Numbered Three hundred and ninety-eight, Sixtieth Congress, first session, sixty thousand dollars.

Saugatuck River and harbors to New York state line.

Improving harbors at Fivemile River, Stamford, Southport, Greenwich, and Westport, and Saugatuck River, Connecticut: Continuing improvement and for maintenance, forty thousand dollars.

Milford, Conn.

Improving harbor at Milford, Connecticut: For maintenance, two thousand dollars.

New Haven, Conn.
Breakwater.
Harbor maintenance.

Breakwater at New Haven, Connecticut: Continuing construction, one hundred thousand dollars.

Improving harbor at New Haven, Connecticut: For maintenance, including channel by way of Oyster Point to Kimberly Avenue Bridge on West River, and for continuing improvement with a view to securing increased depth and the removal of rocks in Morris Cove, in accordance with the report submitted in House Document Numbered Eleven hundred and fifty-nine, Sixtieth Congress, second session, sixty-eight thousand dollars.

New London, Conn.

Improving harbor at New London, Connecticut: Completing improvement in Shaws Cove in accordance with the report submitted in House Document Numbered Three hundred and twenty-nine, Sixtieth Congress, first session, twelve thousand dollars.

Norwalk, Conn.

Improving harbor at Norwalk, Connecticut: For maintenance, including channels to South Norwalk and East Norwalk, four thousand dollars.

Connecticut River, Conn., below Hartford.

Improving Connecticut River, Connecticut: Continuing improvement and for maintenance below Hartford, thirty-six thousand dollars.

Eightmile River, Conn.

Improving Eightmile River, Connecticut: Completing improvement in accordance with the report submitted in House Document Numbered Three hundred and twenty-seven, Sixtieth Congress, first session, nine thousand dollars.

Improving Housatonic River, Connecticut: Continuing improvement and for maintenance, twenty thousand dollars.

Housatonic River, Conn.

Improving Thames River, Connecticut: For maintenance, eleven thousand five hundred dollars, of which amount so much as shall be necessary, not to exceed one thousand five hundred dollars, may be expended in removing obstructions from Shetucket River, in accordance with the report submitted in House Document Numbered Three hundred and ninety-seven, Sixty-first Congress, second session.

Thames River, Conn.

Improving Black Rock Harbor, New York: Continuing improvement, one million dollars.

Black Rock Harbor, N. Y.

Improving harbor at Buffalo, New York: For the removal of obstructions at and near the north or main entrance, thirty-seven thousand four hundred dollars; and for the removal of the Watson elevator site in accordance with the report of the Board of Engineers for Rivers and Harbors, dated January tenth, nineteen hundred and ten, and printed in Rivers and Harbors Committee Document Numbered Two, Sixty-first Congress, second session, sixty-two thousand two hundred and five dollars: *Provided*, That no part of this latter sum shall be expended until title to the area to be excavated shall have been transferred to the United States free of cost, and until the city of Buffalo shall have relinquished to the United States control of the waterways between a line drawn across the channel at the back limit of the excavation and the present limiting line dividing the part of the present waterway maintained by the United States from that now maintained by the city: *And provided further*, That in lieu of the bulkhead indicated in said report as being necessary in consequence of the excavation to be made, the area to be excavated may be extended to include an additional area between the site of the Watson elevator and the first channel way beyond said property which connects the City Ship Canal with the Buffalo River, if in the discretion of the Secretary of War the removal of such additional area is required in the interests of navigation; this additional excavation to be made upon the same conditions as to transfer of title and jurisdiction as indicated above in regard to the area first mentioned.

Buffalo, N. Y. Removing obstructions, etc.

Provisos. Transfer of title, etc.

Alternative project.

Improving harbor at Cape Vincent, New York: Continuing improvement, thirty-six thousand dollars.

Cape Vincent, N. Y.

Improving harbor at Charlotte, New York: For maintenance, and continuing improvement in accordance with the report submitted in House Document Numbered Three hundred and forty-two, Sixty-first Congress, second session, seventy-one thousand six hundred and eighty dollars.

Charlotte, N. Y.

Improving harbor at Dunkirk, New York: Completing improvement in accordance with the report submitted

Dunkirk, N. Y.

- in House Document Numbered Seven hundred and twenty, Sixty-first Congress, second session, ninety-nine thousand two hundred and seventy-five dollars: *Provided*, That no part of this sum shall be expended until satisfactory assurances shall have been received by the Secretary of War that the local authorities will construct a suitable concrete dock or provide such other terminal facilities as may be approved by the Secretary of War.
- Proviso.*
Dock, etc.,
by City. **Echo Bay,**
N. Y. Improving harbor at Echo Bay, New York: Completing improvement in accordance with the report submitted in House Document Numbered Eleven hundred and eighteen, Sixtieth Congress, second session, twenty-two thousand one hundred and ten dollars.
- Great Sodus Bay,**
N. Y. Improving harbor at Great Sodus Bay, New York: For maintenance, thirty thousand dollars.
- Great South Bay,**
N. Y. Improving Great South Bay, New York: Continuing improvement and for maintenance by dredging and construction of jetties, fifty thousand dollars.
- Hempstead,**
N. Y. Improving Hempstead Harbor, New York, in accordance with the report of the Board of Engineers for Rivers and Harbors, dated January eighteenth, nineteen hundred and ten, and printed in Rivers and Harbors Committee Document Numbered One, Sixty-first Congress, second session, twenty-three thousand five hundred dollars: *Provided*, That no part of this sum shall be expended upon the channel above the town wharf until a suitable dumping ground for the material dredged shall have been furnished by the local interests free of cost.
- Proviso.*
Restriction. Improving Jamaica Bay, New York, and entrance thereto in accordance with the report submitted in House Document Numbered Fourteen hundred and eighty-eight, Sixtieth Congress, second session, two hundred and fifty thousand five hundred dollars: *Provided*, That no part of this amount shall be expended until the Secretary of War is satisfied that the city of New York is prepared to undertake its part of the general plan for the improvement of Jamaica Bay, as outlined in the report cited above.
- Jamaica Bay,**
N. Y. Improving harbor at Little Sodus Bay, New York: For maintenance, thirty thousand dollars.
- Proviso.*
Subject to
adoption of
plan by New
York City. Improving New York Harbor, New York: For maintenance, including Ambrose Channel, two hundred thousand dollars.
- Ambrose Channel,**
N. Y. Improving harbor at Ogdensburg, New York: Continuing improvement in accordance with the report submitted in House Document Numbered Nine hundred and twenty, Sixtieth Congress, first session, one hundred thousand dollars.
- Ogdensburg,**
N. Y. Improving harbor at Oswego, New York: Continuing improvement in accordance with plan A and for maintenance, one hundred and twenty-five thousand dollars.
- Oswego,**
N. Y. Improving harbor at Plattsburg, New York: Completing improvement in accordance with the report sub-
- Plattsburg,**
N. Y.

mitted in House Document Numbered Seven hundred and fifty-nine, Sixty-first Congress, second session, twenty-five thousand five hundred dollars.

Improving harbor at Port Chester, New York: Continuing improvement in accordance with the report submitted in House Document Numbered Eleven hundred and sixty-five, Sixtieth Congress, second session, forty-five thousand dollars.

Port Chester, N. Y.

Improving harbors at Port Jefferson, Mattituck, Huntington, and Flushing Bay, New York: Continuing improvement and for maintenance, forty thousand seven hundred and fifty dollars: *Provided*, That no part of this appropriation shall be expended for the improvement of the harbor at Mattituck above the milldam until the local authorities shall have replaced the existing dam and bridge by a bridge with suitable draw spans.

Harbors on Long Island, N. Y.

Proviso.
Restriction at Mattituck.

Improving harbors at Rondout and Peekskill, New York: For maintenance, three thousand dollars.

Rondout and Peekskill, N. Y.

Improving harbor at Saugerties, New York: Continuing improvement and for maintenance, twelve thousand five hundred dollars.

Saugerties, N. Y.

Improving harbor at Tarrytown, New York: Continuing improvement and for maintenance, ten thousand dollars.

Tarrytown, N. Y.

Improving Bronx River and East Chester Creek, New York: For maintenance, and continuing improvement, including new work on East Chester Creek, in accordance with the report submitted in House Document Numbered Twelve hundred and fifty, Sixtieth Congress, second session, forty-one thousand dollars.

Bronx River and East Chester Creek, N. Y.

Improving Browns Creek, New York: For maintenance, three thousand dollars.

Browns Creek, N. Y.

Removing obstructions in East River and Hell Gate, New York: Continuing improvement, including work at the Middle Ground and in the channel between North Brother and South Brother islands, in accordance with the reports submitted in House documents Numbered Eleven hundred and eighty-seven and One thousand and eighty-four, Sixtieth Congress, second session, respectively, five hundred thousand dollars: *Provided*, That the depth to be secured in the channel between North Brother and South Brother islands may be made twenty-six feet if, in the opinion of the Secretary of War, such depth is required in the interests of navigation.

East River and Hell Gate, N. Y.

Proviso.
Channel, North Brother and South Brother Islands.

Improving Harlem River, New York: Continuing improvement, one hundred and fifty thousand dollars.

Harlem River, N. Y.

Improving Hudson River, New York: For maintenance and continuing improvement in accordance with the report submitted in House Document Numbered Seven hundred and nineteen, Sixty-first Congress, second session, and with a view to completing said improvement within a period of four years, one million three hundred and fifty thousand dollars: *Provided*, That the expendi-

Hudson River, N. Y. Maintenance, etc.

Distribution. *Provisos.*

Modification of dam, etc. ture of the amounts herein and hereafter appropriated for said improvement shall be subject to the conditions set forth in said document: *Provided further*, That the general plan for the improvement presented in said document shall be subject to such modification as to the location of the dam and in matters of detail as may be recommended by the Chief of Engineers and approved by the Secretary of War.

Newtown Creek, N. Y. Improving Newtown Creek, New York: For maintenance, ten thousand dollars:

Niagara River, N. Y. Improving Niagara River, New York: Completing improvement in accordance with the report submitted in House Document Numbered Seventy-five, Sixtieth Congress, first session, ten thousand dollars.

Wappinger Creek, N. Y. Improving Wappinger Creek, New York: For maintenance, five thousand dollars.

Westchester Creek, N. Y. Improving Westchester Creek, New York, in accordance with the report of the Board of Engineers for Rivers and Harbors dated April fifteenth, nineteen hundred and seven, and printed in Rivers and Harbors Committee Document Numbered Seven, Sixty-first Congress, second session, ten thousand dollars.

Arthur Kill, N. Y. and N. J. Improving Arthur Kill, New York and New Jersey: For maintenance of improvement of Arthur Kill and the waters connecting Raritan Bay with New York Harbor, including channel between Staten Island and the New Jersey shore, New York and New Jersey, ten thousand dollars.

Kill van Kull to Raritan Bay. Improving channel north of Shooters Island, between New York and New Jersey, being an extension of an existing project for the improvement of Arthur Kill or Staten Island Sound from Kill van Kull to Raritan Bay, in accordance with the report submitted in House Document Numbered Three hundred and thirty-seven, Fifty-ninth Congress, second session, one hundred thousand dollars: *Provided*, That the Secretary of War may enter into a contract or contracts for such materials and work as may be necessary to complete the project, to be paid for as appropriations may, from time to time, be made by law, not to exceed in the aggregate one hundred and eighty thousand one hundred and fifteen dollars, exclusive of the amount herein appropriated.

Proviso.
Contracts.

Keyport Harbor, etc., N. J. Improving Keyport Harbor, Matawan Creek, Raritan and South rivers, Shoal Harbor and Compton Creek, and Cheesequake Creek, New Jersey: Continuing improvement and for maintenance, eighty thousand dollars.

Raritan Bay, N. J. Improving Raritan Bay, New Jersey: For maintenance, twenty thousand dollars.

Alloway Creek, N. J. Improving Alloway Creek, New Jersey: For maintenance, three thousand five hundred dollars.

Cooper Creek, N. J. Improving Cooper Creek, New Jersey: Continuing improvement and for maintenance, eight thousand dollars.

Improving Mantua Creek, New Jersey: Continuing improvement and for maintenance, twenty-eight thousand dollars. Mantua Creek, N. J.

Improving Maurice River, New Jersey, in accordance with the report submitted in House Document Numbered Six hundred and sixty-four, Fifty-ninth Congress, first session, twenty-five thousand dollars. Maurice River, N. J.

Improving Oldmans Creek, New Jersey, up to the town of Auburn, in accordance with the report submitted in House Document Numbered One thousand and eighty-three, Sixtieth Congress, second session, forty-five thousand dollars: *Provided*, That no part of this sum shall be expended until all land required for right of way for the necessary cut-offs shall have been deeded free of cost to the United States and the United States shall have been released from all claims for damages arising from the proposed diversion of the stream. Oldmans Creek, N. J.
Provido.
Right of way, etc.

Improving Raccoon Creek, New Jersey: Continuing improvement and for maintenance, twelve thousand five hundred dollars. Raccoon Creek, N. J.

Improving Salem River, New Jersey: Continuing improvement and for maintenance, twelve thousand dollars. Salem River, N. J.

Improving Shrewsbury River, New Jersey: For maintenance, ten thousand dollars. Shrewsbury River, N. J.

Improving Double Creek, New Jersey: Completing improvement, in accordance with House Document Numbered Six hundred and forty-six, Sixty-first Congress, second session, seven thousand eight hundred dollars: *Provided*, That no part of this appropriation shall be available for expenditure until the township of Union, Ocean County, New Jersey, shall have accepted the authority of the State of New Jersey to maintain the said improvement and made provision for maintenance, in such manner and form as shall be satisfactory to the Secretary of War: *Provided further*, That all rights of way necessary for this improvement shall be furnished free of cost to the United States. Double Creek, N. J.
Providos.
Maintenance by Union.
Rights of way.

Improving Toms River, New Jersey: Completing improvement in accordance with the report submitted in House Document Numbered Three hundred and forty-six, Sixtieth Congress, first session, ten thousand and fifty dollars. Toms River, N. J.

Improving Tuckerton Creek, New Jersey: Continuing improvement and for maintenance, twelve thousand dollars. Tuckerton Creek, N. J.

Improving Woodbridge Creek, New Jersey: For maintenance, three thousand dollars. Woodbridge Creek, N. J.

Improving Delaware River, Pennsylvania, New Jersey, and Delaware: Continuing improvement and for maintenance from Fishers Point to Delaware Bay, eight hundred thousand dollars: *Provided*, That of this amount so much as may not be required for maintenance of improvement in accordance with the existing project shall Delaware River, Fishers Point to the Bay.
Provido.
Channel below Philadelphia.

be expended for widening the channel at the bends below the city of Philadelphia with a view to securing, so far as practicable, a channel of equal safety and efficiency in all its parts, and with a further view to securing an ultimate depth of thirty-five feet, in accordance with the project submitted in House Document Numbered Seven hundred and thirty-three, Sixty-first Congress, second session.

Philadel-
phia to Tren-
ton.

Proviso.
Contracts.

Improving Delaware River, from Allegheny avenue, Philadelphia, to Trenton, New Jersey, in accordance with the report submitted in House Document Numbered Seven hundred and two, Sixty-first Congress, second session, one hundred thousand dollars: *Provided*, That the Secretary of War may enter into a contract or contracts for such materials and work as may be necessary to complete the said project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate two hundred and sixty thousand dollars, exclusive of the amounts herein and heretofore appropriated.

Bar at
mouth of
Neversink
River.

Proviso.
Deposit of
contribution
by New York,
etc.

Improving Delaware River, New York, New Jersey, and Pennsylvania: For the removal of a ledge known as Sims Clip at or near the mouth of Neversink River, six thousand six hundred and twelve dollars and fifty cents: *Provided*, That no part of this amount shall be expended until the States of New York, New Jersey, and Pennsylvania, or other local interests, shall have deposited in the Treasury of the United States to the credit of the Secretary of War the sum of fifty-four thousand seven hundred and eighty dollars, to be expended under the direction of the Secretary of War and the supervision of the Chief of Engineers for work in the Delaware and Neversink rivers, all in accordance with the report and recommendations submitted in House Document Numbered Eleven hundred and sixty-four, Sixtieth Congress, second session.

Erie, Pa.

Improving harbor at Erie, Pennsylvania: Continuing improvement in accordance with the report of the Board of Engineers for Rivers and Harbors, dated February fourth, nineteen hundred and ten, and printed in Rivers and Harbors Committee Document Numbered Twenty-six, Sixty-first Congress, second session, seventy thousand dollars.

Marcushook,
Pa.

Ice harbor at Marcushook, Pennsylvania: For maintenance, six hundred dollars.

Pittsburg,
Pa.

Improving harbor at Pittsburg, Pennsylvania: For maintenance, five thousand dollars.

Allegheny
River, Pa.
Maintenance.
Dam No. 3.

Improving Allegheny River, Pennsylvania: For maintenance by open-channel work, five thousand dollars.

Improving Allegheny River, Pennsylvania: For the repair and reconstruction of Dam Numbered Three, including restoration of the bank at the abutment of said dam,

forty-eight thousand two hundred and thirty-three dollars.

Improving Monongahela River, Pennsylvania: For completing reconstruction of Lock and Dam Numbered Two, forty-three thousand dollars. Monongahela River, Pa.

Improving Youghiogheny River, Pennsylvania, up to West Newton, in accordance with the report of the Board of Engineers for Rivers and Harbors, dated December twenty-first, nineteen hundred and eight, and printed in Rivers and Harbors Committee Document Numbered Nine, Sixty-first Congress, second session, one hundred thousand dollars. Youghiogheny River, Pa.

Improving harbor of refuge, Delaware Bay, Delaware: For maintenance, eight thousand dollars. Delaware Bay. Harbor of Refuge, Del.

Constructing pier in Delaware Bay near Lewes, Delaware: For maintenance, one thousand five hundred dollars. Pier at Lewes, Del.

Improving harbor at Wilmington, Delaware: For restoration and maintenance, one hundred thousand dollars. Wilmington, Del.

Improving Appoquinimink, Murderkill, and Mispillion rivers, Delaware: Continuing improvement and for maintenance, sixty thousand dollars. Appoquinimink, etc., rivers, Del.

Improving Broad Creek River, Delaware: For maintenance, two thousand dollars. Broad Creek River, Del.

Improving Broadkill River, Delaware: For maintenance, five thousand dollars. Broadkill River, Del.

Improving Saint Jones River, Delaware: For maintenance, and continuing improvement from the mouth to Dover, in accordance with the report submitted in House Document Numbered Eleven hundred and sixteen, Sixtieth Congress, second session, twenty-five thousand dollars: *Provided*, That no part of said amount shall be expended until a satisfactory title to the land required for the necessary cut-offs shall have been transferred to the United States free of cost, and the United States shall have been released from all claims for damages arising from the proposed diversion of the stream. Saint Jones River, Del.

Improving Smyrna River, Delaware: For maintenance, and continuing improvement in accordance with the report submitted in House Document Numbered Eight hundred and fifteen, Sixtieth Congress, first session, twenty-five thousand dollars: *Provided*, That no part of said amount shall be expended until satisfactory title to the land required for the necessary cut-offs shall have been transferred to the United States free of cost. Smyrna River, Del.

Improving Leipsic River, Delaware: Completing improvement in accordance with the report submitted in House Document Numbered Five hundred and seventy-four, Sixty-first Congress, second session, eighteen thousand five hundred dollars: *Provided*, That no part of said amount shall be expended until a satisfactory title to the land required for the necessary cut-offs shall have been Leipsic River, Del.

Provided. Title to cut-offs, etc.

transferred to the United States free of cost and the United States shall have been released from all claims for damages arising from the proposed diversion of the stream.

Inland waterway, Chincoteague Bay, Va., to Delaware Bay.

Inland waterway from Chincoteague Bay, Virginia, to Delaware Bay, Delaware: For restoration and repair of existing bridges built by the United States, one thousand five hundred dollars.

Baltimore, Md. Maintenance.

Improving harbor at Baltimore, Maryland: For maintenance of improvement of harbor of Southwest Baltimore, thirty-four thousand dollars; for maintenance of improvement of channel of Curtis Bay, Baltimore Harbor, ten thousand dollars.

Crisfield, Md.

Improving harbor at Crisfield, Maryland: Completing improvement, ten thousand and fifty-five dollars.

Chesapeake Bay, Md. Eastern shore harbors, etc.

Improving harbors at Rockhall, Queenstown, Claiborne, and Cambridge, and Chester, Choptank, Warwick, and Manokin rivers, and Tyaskin Creek, Maryland: Continuing improvement and for maintenance, eighty thousand dollars.

Lower Thoroughfare, Md.

Improving Lower Thoroughfare, at or near Wenona, Deal Island, Maryland: Completing improvement in accordance with the report submitted in House Document Numbered Seventy-six, Sixtieth Congress, first session, five thousand three hundred dollars.

Elk River, Md.

Improving Elk River, Maryland: For maintenance, ten thousand dollars.

Nanticoke River, Del. and Md.

Improving Nanticoke River, Delaware and Maryland: Completing improvement in accordance with the report submitted in House Document Numbered Six hundred and seventy-four, Sixty-first Congress, second session, and improving Northwest Fork of Nanticoke River (Marshyhope Creek), Maryland, in accordance with plan numbered one as recommended in report submitted in House Document Numbered Eight hundred and sixty-nine, Sixtieth Congress, first session, twelve thousand nine hundred and sixty dollars.

Susquehanna River. Havre de Grace, Md.

Improving Susquehanna River above and below Havre de Grace, Maryland: Continuing improvement, twenty thousand dollars.

Wicomico River, Md.

Improving Wicomico River, Maryland: For maintenance, and continuing improvement in accordance with the report submitted in House Document Numbered Five hundred and sixty-nine, Sixty-first Congress, second session, twenty-nine thousand dollars: *Provided*, That no part of said amount shall be expended until title to the land required for the necessary right of way and for the disposition of dredged material shall have been transferred to the United States free of cost.

Proviso. Right of way.

Anacostia River, D. C.

Improving Anacostia River, District of Columbia: Continuing improvement and for maintenance, two hundred and thirty thousand dollars.

Improving Potomac River: Continuing improvement and for maintenance at Washington, District of Columbia, one hundred and eighty thousand dollars.

Potomac River.
Washington, D. C.

Improving Potomac River at Alexandria, Virginia, in accordance with the report submitted in House Document Numbered Twelve hundred and fifty-three, Sixtieth Congress, second session, sixty thousand dollars.

Alexandria, Va.

Improving Potomac River at Lower Cedar Point, Maryland: Completing improvement in accordance with the plan recommended in House Document Numbered Nine hundred and eighteen, Sixtieth Congress, first session, thirteen thousand three hundred dollars.

Lower Cedar Point, Md.

Improving harbor at Cape Charles City, Virginia: Continuing improvement and for maintenance, twenty thousand dollars.

Cape Charles City, Va.

Improving harbor at Milford Haven, Virginia: For maintenance, three thousand dollars.

Milford Haven, Va.

Improving harbor at Norfolk, Virginia: Continuing improvement and for maintenance, including channel at Hospital Point, forty-five thousand dollars, of which amount so much as may be necessary, not to exceed thirty thousand dollars, shall be expended in securing increased anchorage area at and near Lamberts Point, in accordance with the report submitted in House Document Numbered Five hundred and fifty-one, Sixty-first Congress, second session.

Norfolk, Va.
Maintenance,
etc.

Improving Norfolk Harbor and the approaches thereto, and the channel to Newport News, with a view to obtaining a depth of thirty-five feet of water from the navy-yard to the sea, and increased depth in the South Branch of the Elizabeth River above the navy-yard, and a thirty-five foot channel between Newport News and Old Point, in accordance with the reports and recommendations submitted in House Documents Numbered Five hundred and fifty and Five hundred and fifty-one, Sixty-first Congress, second session, six hundred thousand dollars.

Channel to Newport News, etc.

Improving Appomattox River, Virginia: Continuing improvement and for maintenance of channel and the diversion works at Petersburg, including work recommended in the report submitted in House Document Numbered Nine hundred and fifty-two, Sixtieth Congress, first session, thirty-three thousand dollars.

Appomattox River, Va.

Improving Dymers Creek, Virginia: Completing improvement in accordance with the report submitted in House Document Numbered Three hundred and twenty-five, Sixty-first Congress, second session, nine thousand dollars.

Dymers Creek, Va.

Improving James River, Virginia: Continuing improvement and for maintenance, two hundred and fifty thousand dollars.

James River, Va.

Improving Nansemond River, Virginia: For maintenance, five thousand dollars.

Nansemond River, Va.

Nomini
Creek, Va.

Improving Nomini Creek, Virginia: Continuing improvement and for maintenance, five thousand dollars.

Onancock
River, Va.

Improving Onancock River, Virginia: Completing improvement in accordance with the report submitted in House Document Numbered Six hundred and fifty-two, Sixtieth Congress, first session, thirteen thousand five hundred dollars.

Pagan
River, Va.

Improving Pagan River, Virginia: Completing improvement in accordance with the report submitted in House Document Numbered Three hundred and ninety-seven, Sixtieth Congress, first session, four thousand six hundred dollars.

Rappahan-
nock River, Va.

Improving Rappahannock River, Virginia: For maintenance, fifteen thousand dollars.

Upper
Machodoc
Creek, Va.

Improving Upper Machodoc Creek, Virginia, in accordance with the report of the Board of Engineers for Rivers and Harbors, dated December twentieth, nineteen hundred and nine, and printed in Rivers and Harbors Committee Document Numbered Four, Sixty-first Congress, second session, ten thousand dollars.

Urbana
Creek, Va.

Improving Urbana Creek, Virginia: Continuing improvement and for maintenance, eight thousand five hundred dollars.

York, etc.,
rivers, Va.

Improving York, Mattaponi, and Pamunkey rivers, and Occoquan Creek, Virginia: Continuing improvement and for maintenance, fifty thousand dollars.

Waterway
coast of Vir-
ginia.

Improving waterway on the coast of Virginia: Completing improvement in accordance with the report submitted in House Document Numbered Nine hundred and fifty-seven, Sixtieth Congress, first session, twelve thousand one hundred dollars.

Waterway,
Norfolk to
Albemarle
Sound, N. C.

Improving waterway from Norfolk Harbor, Virginia, to Albemarle Sound, North Carolina: For maintenance of improvement of inland water route from Norfolk, Virginia, to Albemarle Sound, North Carolina, through Currituck Sound, five thousand dollars.

To Beaufort
Inlet, N. C.
Purchase of
Albemarle and
Chesapeake,
or Dismal
Swamp,
canals.

Improving inland waterway from Norfolk, Virginia, to Beaufort Inlet, North Carolina: The Secretary of War is hereby authorized to enter into negotiations for the purchase, as a part of said inland waterway, of the Albemarle and Chesapeake Canal, or the Dismal Swamp Canal, together with all property, rights of property, and franchises appertaining thereto; and he is further authorized, if in his judgment the price is reasonable and satisfactory, to make a contract for the purchase of either of said canals and appurtenances, subject to future ratification and appropriation by Congress: *Provided*, That no contract for the purchase of either of said canals shall be made unless such purchase, after full hearing of all parties in interest, is recommended in the survey report to be hereafter submitted in compliance with the directions of Congress in the river and harbor Act approved March third, nineteen hundred and nine: *Pro-*

Provisos.
Restriction
on contract.

vided further, That said report shall include estimates of the total cost of the completion of each of said canals, including also the purchase price of each, with the advantages of each for commerce. Total estimates required.

Improving waterway from Norfolk, Virginia, to sounds of North Carolina: For maintenance, five thousand dollars. Maintenance of waterways, Va. and N. C.

Improving harbor at Beaufort, North Carolina: For maintenance, five thousand dollars. Beaufort, N. C.

Improving Beaufort Inlet, North Carolina: For maintenance, seven thousand five hundred dollars. Beaufort Inlet, N. C.

Improving Shallowbag Bay, North Carolina: Completing improvement in accordance with the report submitted in House Document Numbered Nine hundred and six, Sixtieth Congress, first session, thirteen thousand seven hundred and fifty dollars. Shallowbag Bay, N. C.

Improving Bay River, North Carolina: Completing improvement in accordance with the report submitted in House Document Numbered Five hundred and eighty-three, Sixty-first Congress, second session, twenty-one thousand dollars. Bay River, N. C.

Improving Cape Fear River above Wilmington, North Carolina: Continuing improvement, with a view to securing a navigable depth of eight feet up to Fayetteville, including surveys and acquisition of land for sites for locks and dams and completion of plans for the same, in accordance with the report submitted in House Document Numbered Eight hundred and ninety, Sixtieth Congress, first session, one hundred thousand dollars: *Provided*, That the Secretary of War may enter into a contract or contracts for such materials and work as may be necessary to complete the said project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate five hundred and fifteen thousand dollars exclusive of the amounts herein and heretofore appropriated. Cape Fear River, N. C.
Above Wilmington.
Locks and dams.

Provido.
Contracts.

Improving Cape Fear River at and below Wilmington, North Carolina: Continuing improvement to such depth in excess of twenty feet as the appropriations for the work may permit, due regard being given to the difference in tidal oscillation at the upper and lower portion of the improvement, four hundred thousand dollars: *Provided*, That if in the judgment of the Secretary of War the prices received in response to advertisement for bids for dredging are not reasonable and less than those at which the Government can perform the same work, so much of the amount herein appropriated as shall be necessary may be expended for the purchase or construction of a suitable hydraulic dredging plant for use on the Cape Fear River. At and below Wilmington.

Provido.
Dredging plant if bids for dredging unreasonable.

Improving Contentnia Creek, North Carolina: For maintenance, two thousand dollars. Contentnia Creek, N. C.

Fishing
Creek, N. C.

Improving Fishing Creek, North Carolina: For maintenance, one thousand five hundred dollars.

Neuse and
Trent rivers,
N. C.

Improving Neuse and Trent rivers, North Carolina: Continuing improvement and for maintenance, including work in accordance with plan for securing a depth of four feet in Trent River, from Newbern to Trenton, submitted in House Document Numbered Fourteen hundred and seventy-one, Sixtieth Congress, second session, thirty-six thousand dollars.

New River,
and waterways
to Beaufort,
N. C.

Improving New River, and waterways to Beaufort, North Carolina: Continuing improvement and for maintenance of New River, North Carolina, including inland waterways between Beaufort Harbor and New River and between New River and Swansboro, twenty-three thousand seven hundred dollars, of which sum six thousand seven hundred dollars may be expended upon New River in accordance with the report submitted in House Document Numbered Ten hundred and eighty-five, Sixtieth Congress, second session.

Northeast,
etc., rivers,
N. C.

Improving Northeast, Black, and Cape Fear rivers, North Carolina: For maintenance of improvement of Northeast and Black rivers and of Cape Fear River above Wilmington, North Carolina, seven thousand dollars.

Pamlico and
Tar rivers,
N. C.

Improving Pamlico and Tar rivers, North Carolina: For maintenance, five thousand dollars.

Roanoke
River, N. C.

Improving Roanoke River, North Carolina: For maintenance, five thousand dollars.

Scuppernong
River, N. C.

Improving Scuppernong River, North Carolina: For maintenance, two thousand five hundred dollars.

South River,
N. C.

Improving South River, North Carolina: Completing improvement in accordance with the report submitted in House Document Numbered Nine hundred and fifty-four, Sixtieth Congress, first session, sixteen thousand dollars.

Smiths
Creek, N. C.

Improving Smiths Creek, North Carolina: Completing improvement in accordance with the report submitted in House Document Numbered Seven hundred and seventy-four, Sixty-first Congress, second session, sixteen thousand two hundred and fifty dollars: *Provided*, That local interests shall construct the bulkhead recommended in said report, and convey to the United States the right to deposit the excavated material behind the said bulkhead: *Provided further*, That said local interests shall provide at least one public wharf of adequate facilities the use of which shall be open to all on equal terms.

Provided.
Bulkhead,
etc.

Public
wharf.

Swift
Creek, N. C.

Improving Swift Creek, North Carolina: Completing improvement in accordance with report submitted in House Document Numbered Three hundred and sixty, Sixty-first Congress, second session, one thousand six hundred dollars.

Waterway,
Pamlico Sound
to Beaufort
Inlet, N. C.
Morehead
City, N. C.

Waterway from Pamlico Sound to Beaufort Inlet, North Carolina: For maintenance, ten thousand dollars.

Improving harbor at Morehead City, North Carolina: Completing improvement in accordance with the report

submitted in House Document Numbered Six hundred and forty-nine, Sixty-first Congress, second session, nineteen thousand dollars: *Provided*, That local interests shall construct a bulkhead five hundred feet in length in front of Morehead City and shall cause to be conveyed to the United States the right to deposit between said bulkhead and the shore the material excavated from the channel: *Provided further*, That said local interests, or the town of Morehead City, shall provide at least one wharf of adequate facilities the use of which shall be open to all on equal terms.

Provided,
Bulkhead,
etc.

Public
wharf.

Improving harbor at Beaufort, North Carolina: Completing improvement by the construction of a channel from the inland waterway between Norfolk and Beaufort Inlet to the town of Beaufort, by way of Gallants Channel, in accordance with the report submitted in House Document Numbered Five hundred and eleven, Sixty-first Congress, second session, twenty-seven thousand six hundred and seventy-six dollars: *Provided*, That any unexpended balance may be used for constructing a turning basin in front of the town of Beaufort.

Beaufort,
N. C.

Provided,
Turning
basin.

Improving waterway connecting Swan Quarter Bay with Deep Bay, North Carolina: Completing improvement in accordance with the report submitted in House Document Numbered Four hundred and forty-five, Sixtieth Congress, first session, fourteen thousand five hundred and seventy-five dollars.

Waterway,
Swan Quarter
and Deep
bays, N. C.

Improving Waccamaw River, North Carolina and South Carolina: For maintenance, and continuing improvement in accordance with the present project, fifty thousand dollars.

Waccamaw
River, N. C.
and S. C.

Improving harbor at Charleston, South Carolina: Continuing improvement in accordance with the report submitted in House Document Numbered Four hundred and ninety-nine, Fifty-eighth Congress, second session, one hundred and fifty thousand dollars.

Charleston,
S. C.

Improving Winyah Bay, South Carolina: Continuing improvement in accordance with the report submitted in House Document Numbered Three hundred and ninety-eight, Fifty-eighth Congress, second session, one hundred and fifty thousand dollars.

Winyah
Bay, S. C.

Improving Great Pedee River, South Carolina: For maintenance of improvement up to Cheraw, thirty thousand dollars.

Great Pedee
River, S. C.

Improving Little Pedee River, South Carolina: Continuing improvement and for maintenance, twenty thousand dollars.

Little Pedee
River, S. C.

Improving Mingo Creek, South Carolina: For maintenance, one thousand dollars.

Mingo
Creek, S. C.

Improving Santee, Wateree, and Congaree rivers, South Carolina: Continuing improvement and for maintenance, including the Estherville-Minim Creek Canal and the Congaree River as far up as the Gervais Street

Santee,
Wateree, and
Congaree riv-
ers, S. C.

- Proviso.*
Distribution. Bridge, Columbia, ninety-five thousand dollars: *Provided*, That of this amount, so much as may be necessary, not to exceed fourteen thousand dollars, shall be expended in improving Wateree River and not to exceed fifty-six thousand dollars for raising the dam at Granby, on the Congaree River, as recommended in the report submitted in House Document Numbered Six hundred and eight, Sixty-first Congress, first session.
- Waterways,
Charleston and
Alligator
Creek, S. C. Improving waterways between Charleston and Alligator Creek, South Carolina: For continuing improvement of inland waterway between Charleston Harbor and McClellanville, including branch to Morrisons Landing, twenty-five thousand dollars.
- Brunswick,
Ga. Improving harbor at Brunswick, Georgia: For maintenance, fifty thousand dollars.
- Darien, Ga. Improving harbor at Darien, Georgia: For maintenance, ten thousand dollars.
- Sapelo Har-
bor, Ga. Improving Sapelo Harbor, Georgia, in accordance with the report submitted in House Document Numbered Five hundred and sixty-one, Sixty-first Congress, second session, ten thousand dollars.
- Savannah
Ga. Improving harbor at Savannah, Georgia: Continuing improvement as recommended in the Annual Report of the Chief of Engineers, United States Army, for the fiscal year ending June thirtieth, nineteen hundred and nine, and with a view to completing said improvement within a period of four years, four hundred thousand dollars.
- Altamaha,
etc., rivers,
Ga. Improving Altamaha, Oconee, and Ocmulgee rivers, Georgia: Continuing improvement and for maintenance, ninety thousand dollars: *Provided*, That twenty-five thousand dollars of said amount may, if necessary in the discretion of the Secretary of War, be expended on the Ocmulgee River between the cities of Macon and Hawkinsville.
- Proviso.*
Distribution. Club and
Plantation
creeks, Ga. Improving Club and Plantation creeks, Georgia: Completing improvement, twenty thousand seven hundred dollars.
- Flint River,
Ga. Improving Flint River, Georgia: Continuing improvement and for maintenance, twenty-five thousand dollars.
- Savannah
River.
Above Au-
gusta, Ga. Improving Savannah River, Georgia: Continuing improvement and for maintenance above Augusta, three thousand dollars.
- At Augusta. Improving Savannah River at Augusta, Georgia, in accordance with the report submitted in House Document Numbered Four hundred and eighty-seven, Sixty-first Congress, second session, one hundred and twenty-five thousand dollars: *Provided*, That no part of this amount shall be expended until the city of Augusta or other local agency shall have placed in some United States depository a like sum of one hundred and twenty-five thousand-dollars to the credit of the Secretary of War, to be expended by him, together with the amount
- Proviso.*
Contribution
of city.

herein appropriated, in connection with this work, all as recommended in the report cited above.

Improving Savannah River, Georgia: Continuing improvement and for maintenance below Augusta, in accordance with the report submitted in House Document Numbered Nine hundred and sixty-two, Sixtieth Congress, first session, and with a view to completing said improvement within a period of four years, seventy thousand dollars.

Below Augusta.

Improving Chattahoochee River, Georgia and Alabama: Continuing improvement below Columbus, Georgia, and for maintenance, seventy-five thousand dollars.

Chattahoochee River, Ga.

Improving Coosa River, Georgia and Alabama: Continuing improvement and for maintenance between Rome, Georgia, and Lock Numbered Four, Alabama, fifty-two thousand five hundred dollars, of which amount so much as shall be necessary may be expended for the care and preservation of the government plant and property at Wetumpka, Alabama.

Coosa River, Ga. and Ala.

Improving Coosa River, Georgia and Alabama, by the construction of a lock and dam at Mayos Bar, near Rome, Georgia, as recommended by the Board of Engineers for Rivers and Harbors in its report dated November second, nineteen hundred and eight, and printed in House Document Numbered Eleven hundred and fifteen, Sixtieth Congress, second session, and with a view to completing said lock and dam within a period of two years, one hundred and twenty thousand dollars.

Mayos Bar, Ga. Lock and dam.

Improving Coosa River, Georgia and Alabama, by the construction of lock in Dam Numbered Four, and the acquisition of site for Dam Numbered Five, in the State of Alabama, in accordance with the report submitted in House Document Numbered Fourteen hundred and twenty-one, Sixtieth Congress, second session, seventy-five thousand dollars.

Dams Nos. 4 and 5.

Improving waterway between Savannah, Georgia, and Fernandina, Florida: For maintenance, twelve thousand five hundred dollars.

Waterway, Savannah to Fernandina, Fla.

Improving Apalachicola Bay, Florida: Continuing improvement and for maintenance, including Link Channel and West Pass, twenty-two thousand five hundred dollars.

Apalachicola Bay, Fla.

Improving Biscayne Bay, Florida: For maintenance, five thousand dollars.

Biscayne Bay, Fla.

Improving Carrabelle Bar and Harbor, Florida: Continuing improvement and for maintenance, including East Pass, twenty-five thousand dollars.

Carrabelle Bar and Harbor, Fla.

Improving channel from Clearwater Harbor through Boca Ceiga Bay to Tampa Bay, Florida, in accordance with the report submitted in House Document Numbered Eleven hundred and ninety, Sixtieth Congress, second session, twenty-nine thousand five hundred dollars.

Channel, Clearwater Harbor to Tampa Bay, Fla.

Improving harbor at Fernandina, Florida: For maintenance, including the entrance channel through Cum-

Fernandina, Fla.

berland Sound, Georgia and Florida, forty-five thousand dollars.

Hillsboro Bay, Fla.

Improving Hillsboro Bay, Florida: Continuing improvement in accordance with the report submitted in House Document Numbered Six hundred and thirty-four, Sixty-first Congress, second session, and subject to the conditions set forth in said document, three hundred thousand dollars.

Pensacola, Fla.

Improving harbor at Pensacola, Florida: Continuing improvement and for maintenance, seventy-five thousand dollars.

Saint Andrews Bay, Fla.

Improving Saint Andrews Bay, Florida, in accordance with report submitted in House Document Numbered Twelve, Sixty-first Congress, first session, with a view to securing a channel depth of twenty-two feet, seventy-five thousand dollars: *Provided*, That the Secretary of War may enter into a contract or contracts for such materials and work as may be necessary to complete the said project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate one hundred and twenty-eight thousand five hundred and sixty dollars, exclusive of the amount herein appropriated.

Provided.
Contracts.

Channel, Apalachicola River to Saint Andrews Bay, Fla.

Improving channel from Apalachicola River to Saint Andrews Bay, Florida, in accordance with the report submitted in House Document Numbered Six hundred and seventy, Sixty-first Congress, second session, one hundred thousand dollars.

Sarasota Bay, Fla.

Improving Sarasota Bay, Florida: Continuing improvement and for maintenance, thirty thousand dollars.

Santa Rosa Sound, Fla.

Improving the narrows in Santa Rosa Sound, Florida: Completing improvement, in accordance with report submitted in House Document Numbered Five hundred and sixty-five, Sixty-first Congress, second session, twenty-four thousand dollars.

Tampa Bay, Fla.

Improving Tampa Bay, Florida: For maintenance, nine thousand dollars.

Anclote River, Fla.

Improving Anclote River, Florida: Completing improvement, fourteen thousand five hundred dollars.

Apalachicola River, Fla.

Improving Apalachicola River, Florida: Continuing improvement and for maintenance, including the cut-off Lee Slough, lower Chipola River, and upper Chipola River from Marianna to its mouth, six thousand five hundred dollars.

Blackwater River, Fla.

Improving Blackwater River, Florida: Continuing improvement and for maintenance, twenty-five thousand dollars.

Caloosahatchee River, Fla.

Improving Caloosahatchee River, Florida, in accordance with the report of the Board of Engineers for Rivers and Harbors, dated January eleventh, nineteen hundred and nine, and printed in Rivers and Harbors Committee Document Numbered Eight, Sixty-first Congress, second session, fifty thousand dollars.

Improving Crystal River, Florida: For maintenance, two thousand dollars. Crystal River, Fla.

Improving Hillsboro River, Florida: Continuing improvement, twenty-five thousand dollars. Hillsboro River, Fla.

Improving Holmes River, Florida: For maintenance of improvement from Vernon to the mouth, two thousand dollars. Holmes River, Fla.

Improving Indian River, Florida: Continuing improvement between Goat Creek and Jupiter Inlet and for maintenance, thirteen thousand dollars. Indian River, Fla.

Improving Kissimmee River, Florida: For maintenance, five thousand dollars. Kissimmee River, Fla.

Improving Oklawaha River, Florida: Continuing improvement and for maintenance from the mouth to Leesburg, including Silver Springs Run, twenty thousand seven hundred and ten dollars: *Provided*, That so much of said sum, together with any funds heretofore appropriated and now remaining to the credit of said project as may be necessary for that purpose, may be used for the maintenance of levels in the lakes at the head of said stream, especially Lake Griffin. Oklawaha River, Fla.
Provido. Levels in lakes.

Improving Orange River, Florida: For maintenance, one thousand five hundred dollars. Orange River, Fla.

Improving Saint Johns River, Florida, from Jacksonville to the ocean, in accordance with the report submitted in House Document Numbered Six hundred and eleven, Sixty-first Congress, second session, three hundred thousand dollars; continuing improvement opposite the city of Jacksonville, one hundred and fifteen thousand dollars; and improving said river from Jacksonville to Palatka, continuing improvement, thirty-two thousand four hundred dollars, and from Palatka to Lake Harney, in accordance with the report submitted in House Document Numbered Eleven hundred and eleven, Sixtieth Congress, second session, thirty-two thousand four hundred dollars. Saint Johns River, Fla.
Distribution.

Improving Withlacoochee River, Florida: For maintenance from the anchorage in the Gulf of Mexico to Pembertons Ferry, six thousand dollars. Withlacoochee River, Fla.

Removing the water hyacinth, Florida, Texas, and Louisiana: For the removal of the water hyacinth from the navigable waters of the State of Florida, so far as it is or may become an obstruction to navigation, five thousand dollars. Water hyacinth, Fla.
Removing.

Improving Choctawhatchee River, Florida and Alabama: For maintenance of improvement, including Cypress Top outlet, five thousand dollars. Choctawhatchee River, Fla. and Ala.

Improving Escambia and Conecuh rivers, Florida and Alabama: For maintenance, five thousand dollars. Escambia and Conecuh Rivers, Fla. and Ala.

Improving Mobile bar, Alabama: Continuing improvement and for maintenance, nine thousand dollars. Mobile, Ala. Bar.

Improving harbor at Mobile, Alabama: Continuing improvement with a view to securing a depth of twenty- Harbor.

seven feet, in accordance with the report submitted in House Document Numbered Six hundred and fifty-seven, Sixty-first Congress, second session, and with a view to completing said improvement within a period of four years, four hundred and fifty-five thousand dollars, of which amount five thousand dollars may be used in the removal of sunken logs, deadheads, and other obstructions: *Provided*, That in the discretion of the Secretary of War the work of straightening the channel suggested in the report shall not be undertaken until the present channel shall have been dredged to a depth of twenty-seven feet.

Proviso.
Restriction.

Alabama
River.

Proviso.
Extension.

Improving Alabama River, Alabama: Continuing improvement and for maintenance, eighty-five thousand dollars: *Provided*, That in the discretion of the Secretary of War the scope of this improvement may be extended to include the Alabama and Coosa rivers between Montgomery and Wetumpka, in accordance with the report submitted in House Document Numbered One thousand and eighty-nine, Sixtieth Congress, second session.

Black War-
rior, Warrior,
and Tombigbee
Rivers, Ala.

Proviso.
Contracts
for locks and
dams.

Improving Black Warrior, Warrior, and Tombigbee rivers, Alabama: Continuing improvement from Mobile to the Mulberry and Locust forks by the construction of locks and dams, five hundred thousand dollars: *Provided*, That the Secretary of War may enter into a contract or contracts for such materials and work as may be necessary to prosecute the said project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate five hundred thousand dollars, exclusive of the amounts herein and heretofore appropriated.

From mouth
to Walkers
Bridge, Miss.
Distribution.

Improving Tombigbee River, Alabama and Mississippi: For maintenance, from the mouth of Demopolis, Alabama, thirteen thousand dollars; from Demopolis, Alabama, to Columbus, Mississippi, eleven thousand dollars; from Columbus to Walkers Bridge, Mississippi, ten thousand dollars.

Biloxi,
Miss.

Improving harbor at Biloxi, Mississippi: For maintenance, five thousand dollars.

Gulfport,
Miss.

Improving harbor at Gulfport, Mississippi: For maintenance of improvement of anchorage basin at Gulfport and channel therefrom to the anchorage or roadstead at Ship Island, and for the improvement and maintenance of channel at Ship Island Pass, one hundred thousand dollars: *Provided*, That the balance of funds heretofore appropriated and now on hand for maintenance of existing project, together with so much of the amount herein appropriated as may be allotted by the Secretary of War for work on the Gulfport channel and anchorage basin, is hereby made available for securing in said channel and anchorage basin such additional depth as may be practicable, not to exceed twenty-three feet.

Proviso.
Depth of
channel.

Improving Horn Island Pass, Mississippi: For maintenance, four thousand five hundred dollars. Horn Island Pass, Miss.

Improving East Pearl River, Mississippi, in accordance with the report submitted in House Document Numbered Three hundred and twenty-eight, Sixtieth Congress, first session, twenty thousand dollars. East Pearl River, Miss.

Improving Pascagoula River, Mississippi: Continuing improvement and for maintenance, ninety-three thousand dollars: *Provided*, That of this amount so much as may be necessary, not to exceed eight thousand dollars, shall be expended in extending the channel up Dog River as recommended in House Document Numbered Six hundred and forty-two, Sixty-first Congress, second session. Pascagoula River, Miss.
Provided.
Extending channel.

Improving Pascagoula, Chickasahay, and Leaf rivers, Mississippi: For maintenance, fifteen thousand dollars. Pascagoula, etc., Rivers, Miss.

Improving Pearl River, Mississippi: Continuing improvement and for maintenance below Rockport, twenty-five thousand dollars; for maintenance of improvement between Edinburg and Jackson, five thousand dollars. Pearl River, Miss.

Improving Wolf and Jordan rivers, Mississippi: For maintenance, five thousand dollars. Wolf and Jordan Rivers, Miss.

Improving Yazoo River, Mississippi: For maintenance of improvement of mouth of Yazoo River and harbor of Vicksburg, four thousand dollars. Yazoo River, Miss.
Mouth.

Improving Yazoo River and tributaries, Mississippi: Continuing improvement and for maintenance, including Yazoo, Tallahatchie, Big Sunflower, and Coldwater rivers and Tehula Lake under the existing project, and Steele and Washington Bayous and Lake Washington, in accordance with the report submitted in House Document Numbered Nine hundred and four, Sixtieth Congress, first session, and Bear Creek, Mississippi, in accordance with the report submitted in House Document Numbered Nine hundred and eight, Sixtieth Congress, first session, thirty-nine thousand dollars. Tributaries, etc.

Improving Bayous Bartholomew, Macon, D'Arbonne, and Corney, and Boeuf and Tensas rivers, Louisiana: For maintenance, sixteen thousand dollars. Bayou Bartholomew, etc., La.

Improving Calcasieu River and Pass, Louisiana: For maintenance of improvement of mouth and passes of Calcasieu River, five thousand dollars. Calcasieu River and Pass, La.

Improving Bogue Falia, Bayou Manchac, Amite, Chefuncte, and Tickfaw rivers, Louisiana: For maintenance, ten thousand dollars. Bogue Falia, etc., La.

Improving Bayou Lafourche, Louisiana: For maintenance, seven thousand five hundred dollars. Bayou Lafourche, La.

Improving Bayou Plaquemine, Louisiana: For maintenance of improvement, including Grand River and Pigeon bayous, ten thousand dollars. Bayou Plaquemine, etc., La.

Improving Lake Pontchartrain and Pass Manchac, Louisiana, in accordance with the reports submitted in House Documents Numbered Eight hundred and eighty- Lake Pontchartrain and Pass Manchac, La.

- Mississippi River. South Pass Channel. Southwest Pass. one and Eight hundred and eighty-two respectively, of the Sixtieth Congress, first session, nine thousand dollars. Maintenance of South Pass Channel, Mississippi River: For maintenance, forty thousand dollars.
- Bayou Teche, La. Improving Southwest Pass, Mississippi River: Continuing improvement and for maintenance, seven hundred and fifty thousand dollars.
- Bayou Terrebonne, La. Improving Bayou Teche, Louisiana: Continuing improvement and for maintenance, fifty thousand dollars. Improving Bayou Terrebonne, Louisiana, in accordance with the limited project submitted in House Document Numbered Eleven hundred and sixty-three, Sixtieth Congress, second session, twenty-five thousand dollars: *Provided*, That no part of this amount shall be expended until title to any land required for the purposes of this improvement shall have been deeded to the United States free of cost.
- Proviso*. Vol. 37, p. 201. *Post*, p. 1536. Title, etc. Improving Bayou Vermilion and Mermentau River, Louisiana: For maintenance of improvement of channel, bay, and passes of Bayou Vermilion and of Mermentau River and tributaries, including Bayou Plaquemine Brulé, in accordance with the report submitted in House Document Numbered Seven hundred and eighty-nine, Sixtieth Congress, first session, ten thousand dollars.
- Bayou Vermilion, etc., La. Distribution. Improving waterway from Franklin to Mermentau, Louisiana: For maintenance, twelve thousand five hundred dollars.
- Waterway, Franklin to Mermentau, La. Improving inland waterway from Mermentau River, Louisiana, to Sabine River, Louisiana and Texas, in accordance with the report of the Board of Engineers for Rivers and Harbors, dated December twenty-first, nineteen hundred and eight, and printed in Rivers and Harbors Committee Document Numbered Three, Sixty-first Congress, second session, one hundred thousand dollars: *Provided*, That this amount may be applied to any modified plan for this section of the waterway that may be recommended by the Chief of Engineers, United States Army, and approved by the Secretary of War.
- Proviso*. Modified plan adopted. Removing the water hyacinth, Florida, Texas, and Louisiana: For the removal of the water hyacinth from the navigable waters in the States of Louisiana and Texas, so far as it is or may become an obstruction to navigation, twenty thousand dollars.
- Water hyacinth, La. and Tex. Removing. Improving Atchafalaya River, Louisiana, from Morgan City to the Gulf of Mexico: Completing improvement and for maintenance in accordance with report submitted in House Document Numbered Six hundred and sixty-nine, Sixty-first Congress, second session, five hundred and thirty thousand dollars; and the Secretary of War is authorized to enter into contract with the Atchafalaya Bay Ship Channel Company for the construction and maintenance for three years of a channel twenty feet
- Atchafalaya River, La. Contract for maintenance of channel.

deep and two hundred feet wide, in accordance with the terms of proposals numbered one and two of said company, as printed in the report above mentioned: *Provided*, That for payment of expenses of inspection and superintendence of work under this contract the additional sum of ten thousand dollars is hereby appropriated.

Proviso.
Inspection,
etc.

Improving Red River, Louisiana, Arkansas, Texas, and Oklahoma: Continuing improvement and for maintenance below Fulton, Arkansas, seventy-five thousand dollars; continuing improvement and for maintenance between Fulton, Arkansas, and Denison, Texas, fifty thousand dollars: *Provided*, That of this latter amount so much as shall be necessary may, in the discretion of the Secretary of War, be expended for removing snags and other obstructions in the lower twenty-five miles of the Kiamichi River, a tributary of Red River in the State of Oklahoma.

Red River,
La., Ark., Tex.,
and Okla.
Distribution.

Proviso.
Kiamichi
River.

Improving Aransas Pass, Texas: Completing improvement in accordance with the report submitted in House Document Numbered Six hundred and thirty-nine, Sixty-first Congress, second session, two hundred and seventeen thousand five hundred dollars.

Aransas
Pass, Tex.

Improving Galveston Channel, Texas: Continuing improvement under the existing project, which contemplates the excavation of a channel thirty feet deep and one thousand two hundred feet wide from the inner bar to Fifty-first street and seven hundred feet wide from Fifty-first to Fifty-sixth street, two hundred and fifty thousand dollars: *Provided*, That at such time as in the discretion of the Secretary of War the same may be required in the interests of navigation and commerce the western terminus of said channel may be extended to Fifty-seventh street, with a width of one thousand feet between Fifty-first and Fifty-seventh streets, as recommended in the report submitted in House Document Numbered Three hundred and Twenty-eight, Sixty-first Congress, second session.

Galveston
Channel, Tex.

Proviso.
Extension of
channel.

Improving harbor at Galveston, Texas: For maintenance, by dredging and repair of the jetties, three hundred and fifty thousand dollars: *Provided*, That the Secretary of War may, in his discretion, divert such portion of this appropriation as may not be required for this work to the work of improving Galveston Channel.

Galveston,
Tex.

Proviso.
Diversion.

Improving channel from Galveston Harbor to Texas City, Texas: For maintenance and for dredging within the limits recommended in the report submitted in House Document Numbered Three hundred and twenty-eight, Sixty-first Congress, second session, one hundred thousand dollars.

Channel to
Texas City,
Maintenance,
etc.

Houston Ship Channel (formerly Galveston Ship Channel and Buffalo Bayou), Texas: Continuing improvement and for maintenance, three hundred thousand dollars. And the Secretary of War may enter into con-

Houston
Ship Channel,
Tex.

Contracts.

- tract for such material and work as may be necessary to complete the present project to an amount not exceeding two million two hundred thousand dollars, exclusive of the amount herein appropriated: *Provided*, That the sum of one million two hundred and fifty thousand dollars, being one-half of the amounts herein appropriated and authorized to be appropriated, shall be furnished for the work by the "Harris County Houston Ship Channel Navigation District," a local organization created and existing under and by virtue of the laws of the State of Texas; and no part of the appropriation herein made shall be available for expenditure, and no contract shall be entered into under the foregoing authorization, until the Secretary of War shall be satisfied that the said navigation district has made provision for furnishing the whole of said sum of one million two hundred and fifty thousand dollars, and has placed to his credit, and subject to his order in a United States depository to be designated by him, three hundred thousand dollars thereof, and has satisfied him that the remainder of said sum will be deposited, in like manner, from time to time, as appropriations for the work may be made by Congress, and in amounts equal to those so appropriated: *Provided further*, That any contract entered into by the Secretary of War under the foregoing authorization shall specifically provide for the completion of the project, and that not more than one-half of the consideration agreed upon shall be furnished and paid by the United States.
- Proviso.*
Contribution by State navigation district.
- Condition of contract.
- Deposit of contribution.
- Completion of project.
- Channel Pass Cavallo to Port Lavaca, Tex. Improving channel from Pass Cavallo to Port Lavaca, Texas: Completing improvement, with a view to providing a depth of seven feet, in accordance with the report submitted in House Document Numbered Ten hundred and eighty-two, Sixtieth Congress, second session, ten thousand dollars.
- Port Bolivar, Tex. Improving channel to Port Bolivar, Texas: Completing improvement in accordance with the report submitted in House Document Numbered Three hundred and twenty-eight, Sixty-first Congress, second session, ninety-one thousand and eighty dollars.
- Sabine Pass, Tex. Improving Sabine Pass, Texas: Continuing improvement and for maintenance, one hundred and fifty thousand dollars.
- Sabine-Neches Canal, etc., Tex. Board of engineers to consider projects submitted. The Secretary of War shall appoint a board of engineers to reconsider the project submitted in House Document Numbered Eight hundred and thirty-six, Sixty-first Congress, second session, for the improvement of the Sabine-Neches Canal from the Port Arthur Ship Canal to the mouth of the Sabine River, the Neches River up to the town of Beaumont, and the Sabine River up to the town of Orange, to a navigable depth of twenty-five feet, including a guard lock, and report to Congress on or before December first, nineteen hundred and ten, upon the dimensions and cost of the minimum improvement of

the locality which will adequately serve the interests of commerce and the amounts which the United States and the local interests respectively should contribute toward the cost of such adequate improvement, and toward its maintenance after completion. In view of the fact that more extensive cooperation on the part of the local interests in construction and for maintenance is now proposed than was considered in the report heretofore submitted, the board is especially directed to confer with the representatives of such local interests and to submit with its report, for the consideration of Congress, any proposition or propositions for local cooperation that may be presented: *Provided*, That the expenses of the board herein authorized shall be paid from the appropriation for examinations, surveys and contingencies of rivers and harbors.

Conference
with local in-
terests.

Report.

Provido.
Expenses.

Improving West Galveston Bay Channel, Turtle Bayou, Trinity River, Anahuac Channel, Oyster Creek, Cedar, Chocolate, and Bastrop bayous, Texas: Continuing improvement and for maintenance, including mouths of adjacent streams, fifty thousand dollars.

West Gal-
veston Bay
Channel, etc.,
Tex.

Improving Brazos River, Texas: Continuing improvement and for maintenance, by open-channel work from Velasco to Old Washington, forty-five thousand dollars.

Brazos River,
Tex.

Improving Brazos River, Texas, from Old Washington to Waco: For the construction of Lock and Dam Numbered Eight, about seven miles below Waco, seventy-five thousand dollars.

Velasco to
Old Washing-
ton.
Old Wash-
ington to
Waco.

Improving Trinity River, Texas: Continuing improvement and for maintenance by open-channel work, forty-nine thousand dollars; for the completion of locks and dams heretofore authorized, eighty-five thousand dollars; and for the construction of Lock and Dam Numbered Seven, and a lock and dam at White Rock Shoals, fifty thousand dollars; in all, one hundred and eighty-four thousand dollars.

Trinity
River, Tex.
Distribution.

Improving inland waterway on coast of Texas: Continuing improvement and for maintenance of waterway heretofore authorized, fifty thousand dollars; and toward the construction of that section of the waterway between Brazos River and Matagorda Bay, in accordance with the report of the Board of Engineers for Rivers and Harbors dated December twenty-first, nineteen hundred and eight, and printed in Rivers and Harbors Committee Document Numbered Three, Sixty-first Congress, second session, two hundred thousand dollars.

Texas coast
inland water-
way.

Improving channel from Aransas Pass to Corpus Cristi, Texas, with a view to securing a channel depth of twelve feet, as recommended by the Chief of Engineers, United States Army, in the report submitted in House Document Numbered Six hundred and seventy-eight, Sixty-first Congress, second session, one hundred and fifty-seven thousand nine hundred dollars.

Aransas
Pass to Corpus
Christi, Tex.

Cypress Bayou, Tex. and La.

Improving Cypress Bayou, Texas and Louisiana: For maintenance, five thousand dollars.

Waterway, Jefferson, Tex., to Shreveport, La.

Improving waterway between Jefferson, Texas, and Shreveport, Louisiana, by the construction of a dam to be so constructed as to admit of a lock when deemed necessary at the foot of Caddo Lake, in accordance with the report submitted in House Document Numbered Two hundred and twenty, Sixtieth Congress, first session, one hundred thousand dollars.

Sulphur River, Tex. and Ark.

Improving Sulphur River, Texas and Arkansas: For maintenance, seven thousand five hundred dollars.

Ouachita River, Ark. and La.

Improving Ouachita River, Arkansas and Louisiana: For maintenance and continuing improvement by the construction of Locks and Dams, Numbered Two, Four, Six, and Eight, five hundred and twenty-one thousand dollars: *Provided*, That of this amount so much as shall be necessary may be expended for surveys with a view to determining the location of Locks and Dams Numbered Three and Seven, and for acquiring title to sites for said Locks and Dams Numbered Three and Seven.

Provided. Surveys and sites for locks and dams.

Removing snags, etc.

Improving Ouachita River, Arkansas and Louisiana, by removing snags, leaning trees and other obstructions, between Camden and Arkadelphia in the State of Arkansas, ten thousand dollars or so much thereof as may be necessary.

Arkansas River. Construction of dredge boats, etc.

Improving Arkansas River, Arkansas: For the construction and operation of two dredge boats and accessories, in accordance with the reports submitted in House Document Numbered Seventy-one, Sixty-first Congress, first session, and House Document Numbered Five hundred and ten, Sixty-first Congress, second session, three hundred and seventy-five thousand dollars: *Provided*, That the dredging plant herein provided for shall be employed at those points where most needed in the interests of commerce and navigation between the mouth of the river and Ozark.

Provided. Employment.

Pine Bluff, Ark.

Improving Arkansas River, Arkansas: For maintenance of improvement, including works at Pine Bluff, fifty-one thousand dollars.

Black and Current rivers, Ark.

Improving Black and Current rivers, Arkansas and Missouri: For maintenance, nineteen thousand five hundred dollars.

Cache River, Ark.

Improving Cache River, Arkansas: For maintenance, three thousand dollars.

Saint Francis River, Ark.

Improving Saint Francis River, Arkansas: For maintenance of improvement of Saint Francis and L'Anguille rivers, nine thousand five hundred dollars: *Provided*, That of this sum an amount not exceeding five hundred dollars may, in the discretion of the Secretary of War, be applied to work of removing snags and other obstructions from Blackfish Bayou, in accordance with the report submitted in House Document Numbered Seventy-three, Sixty-first Congress, first session.

Provided. Removing snags, etc.

Improving Saline River, Arkansas: Completing improvement in accordance with the report submitted in House Document Numbered Twelve hundred and twelve, Sixtieth Congress, second session, five thousand four hundred dollars.

Saline River,
Ark.

Improving White River, Arkansas: For maintenance, seventeen thousand five hundred dollars.

White River,
Ark.

Improving Cumberland River above Nashville, Tennessee: For maintenance, ten thousand dollars; and for completing construction of Lock and Dam Numbered Twenty-one, eighty-five thousand dollars; in all, ninety-five thousand dollars: *Provided*, That, except for maintenance, no part of this appropriation shall be expended until the Secretary of War has received satisfactory assurance that local interests will provide a suitable landing place, convenient to the city of Burnside, which shall be open forever to the public on just and equal terms.

Cumberland
River.
Above Nash-
ville, Tenn.

Provido.
Landing
place at Burn-
side.

Improving Cumberland River below Nashville, Tennessee: For maintenance, ten thousand dollars.

Maintenance.

Improving Cumberland River below Nashville, Tennessee, in accordance with the reports submitted in House Documents Numbered Seven hundred and fifty-eight, Sixtieth Congress, first session, and Fourteen hundred and eighty-one, Sixtieth Congress, second session, respectively, two hundred and thirteen thousand dollars: *Provided*, That the Secretary of War may enter into a contract or contracts for such materials and work as may be necessary to prosecute the said project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate four hundred and fifty thousand dollars, exclusive of the amounts herein and heretofore appropriated: *Provided further*, That the amount herein appropriated and authorized shall be applied to the necessary surveys and the acquisition of land required for sites of Locks and Dams B, C, D, E, and F, and toward the construction of Locks and Dams B and C.

Below Nash-
ville.

Provido.
Contracts.

Surveys and
sites for locks
and dams.

Improving Obion and Forked Deer rivers, Tennessee: Continuing improvement and for maintenance, four hundred and thirty-seven dollars.

Obion and
Forked Deer
rivers, Tenn.

Improving Clinch and Hiwassee rivers, Virginia and Tennessee: Continuing improvement and for maintenance, seventeen thousand dollars: *Provided*, That of this amount not to exceed two thousand dollars may be expended on Clinch River, in the State of Virginia, in accordance with the report submitted in House Document Numbered Seventy-five, Fifty-sixth Congress, second session.

Clinch and
Hiwassee
rivers, Va.
and Tenn.
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201.

Post, p. 1540.
Provido.
Amount in
Virginia.

Improving French Broad River, Tennessee: Continuing improvement and for maintenance of French Broad and Little Pigeon rivers, twenty-three thousand dollars.

French
Broad River,
Tenn.

Improving Tennessee River above Chattanooga, Tennessee: Continuing improvement and for maintenance, one hundred and twenty thousand dollars: *Provided*, That of this sum fifteen thousand dollars, or so much

Tennessee
River.
Above Chat-
tanooga, Tenn.
Provido.
Removing
obstructions,

thereof as may be necessary, shall be used in removing obstructions in that section of the river from the mouth of Richland Creek, to Knott, near Euchee.

Below Chat-
tanooga.
Distribution.

Improving Tennessee River below Chattanooga, Tennessee, Alabama, and Kentucky: Continuing improvement at Hales Bar, Tennessee, fifty thousand eight hundred and seventy-five dollars; continuing improvement and for maintenance by open-channel work from Chattanooga, Tennessee, to Riverton, Alabama, three hundred and ten thousand dollars, of which amount fifteen thousand dollars may, if required, be expended in that section of the river between Hobbs Island and Gunter'sville; continuing improvement at Colbert and Bee Tree Shoals, one hundred thousand dollars; and continuing improvement and for maintenance below Riverton, Alabama, one hundred and fifty thousand dollars; in all, six hundred and ten thousand eight hundred and seventy-five dollars.

Big Sandy
River, Va. and
Ky.

Improving Big Sandy River, West Virginia and Kentucky: For completing steel service bridge at Lock Numbered One, Big Sandy River, three thousand dollars; for the completion of Lock and Dam Numbered One, Tug Fork, and Lock and Dam Numbered One, Levisa Fork, twenty-five thousand dollars; in all, twenty-eight thousand dollars.

Levisa Fork,
Ky.

Improving Levisa Fork, Big Sandy River, Kentucky: Continuing improvement by the construction of Lock and Dam Numbered Two, fifty thousand dollars.

Tug Fork,
W. Va. and
Ky.

Improving Tug Fork, Big Sandy River, West Virginia and Kentucky: Continuing improvement by the construction of Lock and Dam Numbered Two, fifty thousand dollars.

Kentucky
River, Ky.

Improving Kentucky River, Kentucky: For completing construction of Lock and Dam Numbered Thirteen, and beginning construction of Lock and Dam Numbered Fourteen, one hundred and six thousand dollars: *Provided*, That the Secretary of War may enter into a contract or contracts for such materials and work as may be necessary to prosecute the said project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate sixty-five thousand dollars, exclusive of the amounts herein and heretofore appropriated: *Provided further*, That of the amount herein appropriated the sum of six thousand dollars may be expended for the construction of a bridge across Tates Creek and the restoration of the county road near Otter Creek, both of which items of work have been rendered necessary by the construction of Locks and Dams Numbered Nine and Ten, Kentucky River.

Provisos.
Contracts.

Bridge,
Tates Creek,
etc.
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201.
Post, p. 1540.

Guyandot
River, W. Va.

Improving Guyandot River, West Virginia: Continuing improvement in accordance with the report submitted in House Document Numbered Five hundred and fifty-eight, Sixtieth Congress, first session, five thousand

dollars: *Provided*, That so much of this amount as may be necessary, not to exceed two thousand dollars, shall be expended for revetting the banks to confine the river to its present channel.

Provido.
Revetting
banks.

Improving Kanawha River, West Virginia: For restoration of the piers forming the ice harbor at Point Pleasant at or near the mouth of said river, as recommended in the Annual Report of the Chief of Engineers, United States Army, for the fiscal year ending June thirtieth, nineteen hundred and nine, twenty-four thousand dollars.

Kanawha
River, W. Va.

Improving Little Kanawha River, West Virginia: For maintenance and improvement, including the removal of dam at Stouts Mill, five thousand dollars.

Little Kana-
wha River,
W. Va.

Improving harbor at Ashtabula, Ohio: For maintenance, and continuing improvement in accordance with the report submitted in House Document Numbered Six hundred and fifty-four, Sixty-first Congress, second session, one hundred and fifteen thousand dollars: *Provided*, That the Secretary of War may enter into a contract or contracts for such materials and work as may be necessary to prosecute the said project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate three hundred and seventy-six thousand four hundred and thirty dollars, exclusive of the amounts herein and heretofore appropriated.

Ashtabula,
Ohio.

Provido.
Contracts.

Improving harbor at Cleveland, Ohio: Continuing improvement, repair of breakwaters, and for maintenance, three hundred and twenty-five thousand dollars, of which amount seventy-five thousand dollars may be expended for dredging and repair of breakwaters and two hundred and fifty thousand dollars, in addition to the further sum of seventy-five thousand dollars of the amount now on hand to the credit of the improvement of said harbor, which is hereby made available, for the purpose of connecting the east breakwater extension with the completed work, and for the removal of the old breakwater arm.

Cleveland,
Ohio,
Breakwaters,
etc.

Improving harbor at Conneaut, Ohio: For maintenance, and continuing improvement in accordance with the report submitted in House Document Numbered Six hundred and fifty-three, Sixty-first Congress, second session, one hundred and forty-four thousand nine hundred dollars.

Conneaut,
Ohio.

Improving harbor at Fairport, Ohio: Continuing improvement and for maintenance, one hundred thousand dollars: *Provided*, That the Secretary of War may enter into a contract or contracts for such materials and work as may be necessary to complete the project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate one hundred and fifty thousand dollars, exclusive of the amounts herein and heretofore appropriated.

Fairport,
Ohio.

Provido.
Contracts.

- Huron, Ohio. Improving harbor at Huron, Ohio: For maintenance, three thousand dollars.
- Lorain, Ohio. Improving harbor at Lorain, Ohio: For maintenance, and completing improvement in accordance with the report submitted in House Document Numbered Six hundred and forty-four, Sixty-first Congress, second session, one hundred and fifty thousand dollars, and the unexpended balances of previous appropriations are hereby made available for this work.
- Port Clinton, Ohio. Improving harbor at Port Clinton, Ohio: For maintenance, one thousand dollars.
- Sandusky, Ohio. Improving harbor at Sandusky, Ohio: For maintenance, five thousand dollars.
- Toledo, Ohio. Improving harbor at Toledo, Ohio: For maintenance, and continuing improvement in accordance with the report submitted in House Document Numbered Eight hundred and sixty-five, Sixtieth Congress, first session, one hundred and forty-five thousand dollars.
- Vermilion, Ohio. Improving harbor at Vermilion, Ohio: For maintenance, one thousand dollars.
- Ohio River. Securing depth of nine feet. Improving Ohio River: Continuing improvement with a view to securing a navigable depth of nine feet in accordance with the report submitted in House Document Numbered Four hundred and ninety-two, Sixtieth Congress, first session, or such modification thereof as in the discretion of the Secretary of War may be advisable, and with a view to the completion of such improvement within a period of twelve years, one million one hundred and fifty thousand dollars, which amount shall be applied to the purchase of sites for eighteen Locks and Dams Numbered Nine, Ten, Twelve, Fourteen, Fifteen, Sixteen, Seventeen, Twenty, Twenty-one, Twenty-two, Twenty-three, Twenty-four, Twenty-five, Twenty-seven, Twenty-eight, Twenty-nine, Forty-one, and Forty-eight, and toward the construction of Locks and Dams Numbered Seven, Nine, Ten, Twelve, Nineteen, Twenty, Twenty-nine, Forty-one, and Forty-eight: *Provided*, That so much of the sum herein appropriated as shall be necessary may be applied toward the definite location and purchase of sites for additional locks and dams on said river:
- Application to specified locks and dams. *Provided further*, That the Secretary of War may enter into a contract or contracts for such materials and work as may be necessary to prosecute the said project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate three million five hundred thousand dollars, exclusive of the amounts herein and heretofore appropriated.
- Provisos. Additional sites, etc. Improving Ohio River: Continuing improvement and for maintenance, five hundred and fifty thousand dollars: *Provided*, That so much of this amount as shall be necessary, not to exceed fifty thousand dollars, may, in the discretion of the Secretary of War, be expended in the acquisition of working plant.
- Contracts. *Provided further*, That the Secretary of War may enter into a contract or contracts for such materials and work as may be necessary to prosecute the said project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate three million five hundred thousand dollars, exclusive of the amounts herein and heretofore appropriated.
- Maintenance, etc. Improving Ohio River: Continuing improvement and for maintenance, five hundred and fifty thousand dollars: *Provided*, That so much of this amount as shall be necessary, not to exceed fifty thousand dollars, may, in the discretion of the Secretary of War, be expended in the acquisition of working plant.
- Proviso. Working plant. *Provided*, That so much of this amount as shall be necessary, not to exceed fifty thousand dollars, may, in the discretion of the Secretary of War, be expended in the acquisition of working plant.

Improving Ohic River: Continuing improvement by the completion of Locks and Dams Numbered Two, Three, Four, Five, Eight, and Eleven, one hundred and twenty-five thousand dollars. Completion of specified locks and dams.

Improving harbor at Alpena, Michigan: For maintenance, five thousand dollars. Alpena, Mich.

Improving harbor at Frankfort, Michigan: Continuing improvement and for maintenance, twenty thousand dollars. Frankfort, Mich.

Improving harbor at Grand Haven, Michigan: For maintenance, ten thousand dollars. Grand Haven, Mich.

Harbor of refuge at Grand Marais, Michigan: Continuing improvement and for maintenance, forty thousand dollars. Grand Marais, Mich.

Harbor of refuge at Harbor Beach, Michigan: For repairs to piers and maintenance of improvement, one hundred thousand dollars. Harbor Beach, Mich.

Improving harbor at Holland, Michigan: For maintenance, twelve thousand dollars. Holland, Mich.

Improving harbor at Ludington, Michigan: For maintenance, ten thousand dollars. Ludington, Mich.

Improving Mackinac Harbor, Michigan, in accordance with the report submitted in House Document Numbered Six hundred and forty-six, Fifty-sixth Congress, first session, twenty-five thousand dollars. Mackinac Harbor, Mich.

Improving harbor at Manistee, Michigan: For maintenance and continuing improvement in accordance with the smaller project submitted in House Document numbered Seven hundred and five, Sixty-first Congress, second session, thirty-three thousand dollars. Manistee, Mich.

Improving harbor at Manistique, Michigan: Continuing improvement, one hundred and fifty thousand dollars. Manistique, Mich.

Harbor of refuge at Marquette Bay, Michigan: For maintenance, two thousand dollars. Marquette Bay, Mich.

Improving harbor at Marquette, Michigan: For maintenance, and continuing improvement in accordance with the report submitted in House Document Numbered Five hundred and seventy-three, Sixty-first Congress, second session, one hundred thousand dollars. Marquette, Mich.

Improving harbor at Monroe, Michigan: For maintenance, one thousand dollars. Monroe, Mich.

Improving harbor at Muskegon, Michigan: Continuing improvement and for maintenance, seventy thousand dollars. Muskegon, Mich.

Improving harbor at Ontonagon, Michigan: For maintenance, and continuing improvement in accordance with the smaller project submitted in House Document Numbered Six hundred and two, Sixty-first Congress, second session, twenty-five thousand four hundred dollars. Ontonagon, Mich.

Improving harbor at Petoskey, Michigan: Continuing improvement and for maintenance, twenty thousand dollars. Petoskey, Mich.

Portage
Lake, Mich.

Harbor of refuge at Portage Lake, Manistee County, Michigan: Continuing improvement and for maintenance, thirteen thousand dollars.

Rogers City,
Mich.

Improving harbor at Rogers City, Michigan: Completing improvement by opening a channel sixteen feet deep and two hundred feet wide through the bar or reef that crosses the harbor in front of the wharves, in accordance with report of the Board of Engineers for Rivers and Harbors, dated February ninth, nineteen hundred and ten, and printed in Rivers and Harbors Committee Document Numbered Twenty-eight, Sixty-first Congress, second session, six thousand dollars.

Saugatuck,
and Kalamazoo
River, Mich.

Improving harbor at Saugatuck, and Kalamazoo River, Michigan: For maintenance, and continuing improvement in accordance with the report submitted in House Document Numbered Six hundred and thirty-five, Sixty-first Congress, second session, twenty thousand dollars.

South
Haven, Mich.
Restriction.

Improving harbor at South Haven, Michigan: Continuing improvement and for maintenance, fifty thousand dollars; but no portion of this or other appropriations for this locality shall be used (except for the maintenance of existing channels and works) where proper dock lines have not been established and suitable bulkheads built along these lines by the city of South Haven or by the riparian owners and the property lying on the channel side of these dock lines shall have been deeded to the United States free of cost, pursuant to the plan of improvement heretofore adopted.

White Lake
and Pentwater,
Mich.

White Lake and Pentwater harbors, Michigan: The Secretary of War is hereby authorized and directed to expend the balances of appropriations, and allotments heretofore made for these harbors in maintaining the improvements in accordance with the present projects.

Black River,
Mich.

Improving Black River at Port Huron, Michigan: For maintenance, five thousand dollars.

Clinton
River, Mich.

Improving Clinton River, Michigan: For maintenance, five thousand dollars.

Detroit
River, Mich.

Improving Detroit River, Michigan: Continuing improvement, in accordance with plan A, five hundred and sixty thousand dollars: *Provided*, That such portion of the proposed improvement forming the north entrance to Livingstone channel shall be dredged to the same depth as that authorized for said Livingstone channel.

Proviso.
Livingstone
Channel, en-
trance.

Livingstone
Channel.

Improving Detroit River, Michigan: Completing improvement of Livingstone channel, in accordance with the report submitted in House Document Numbered Six hundred and seventy-six, Sixty-first Congress, second session, six hundred and thirty thousand dollars.

Rouge
River, Mich.
Proviso.
Restriction.

Improving Rouge River, Michigan: For maintenance, twenty thousand dollars: *Provided*, That no part of this sum shall be expended at those points within the limits of the project where shoaling is due to caving banks until the banks shall have been protected by suitable docks or

revetments constructed at the expense of the riparian interests.

Improving Saginaw River, Michigan, up to the mouth of the Tittabawassee River, in accordance with the report submitted in House Document Numbered Seven hundred and forty, Sixty-first Congress, second session, fifty thousand dollars: *Provided*, That the Secretary of War may enter into a contract or contracts for such materials and work as may be necessary to complete the said project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate six hundred and thirty-six thousand dollars, exclusive of the amounts herein and heretofore appropriated.

Saginaw
River, Mich.

Proviso.
Contracts.

Waterway across Keweenaw Point, Michigan: For the construction of a harbor of refuge at the eastern entrance in accordance with the plans submitted in House Document Numbered Three hundred and twenty-five, Sixtieth Congress, first session, or such modification thereof as may be authorized by the Secretary of War, and subject to the conditions named in said document, thirty-five thousand dollars.

Keweenaw
Point, Mich.

Improving Menominee Harbor and River, Michigan and Wisconsin: For maintenance, ten thousand dollars.

Menominee
Harbor and
River, Mich.
and Wis.

Improving harbor at Ashland, Wisconsin: Continuing improvement and for maintenance, thirty thousand dollars.

Ashland,
Wis.

Improving harbor at Depere, Wisconsin: Completing improvement in accordance with the report submitted in House Document Numbered Five hundred and twenty-two, Sixty-first Congress, second session, eleven thousand five hundred dollars.

Depere, Wis.

Improving harbor at Green Bay, Wisconsin: For maintenance, twenty thousand dollars.

Green Bay,
Wis.

Improving harbor at Kenosha, Wisconsin: For maintenance, twelve thousand five hundred dollars.

Kenosha,
Wis.

Improving harbor at Kewaunee, Wisconsin: For maintenance, and continuing improvement in accordance with the report submitted in House Document Numbered Three hundred and twenty-four, Sixtieth Congress, first session, sixty thousand dollars: *Provided*, That no part of this amount shall be expended on work connected with the new project herein authorized until the conditions specified in said report have been complied with.

Kewaunee,
Wis.
Vol. 37, p.
201.
Post, p. 1542.

Proviso.
Restriction.

Improving inner harbor at Milwaukee, Wisconsin: The balances remaining of amounts heretofore appropriated and authorized for the improvement of the inner harbor at Milwaukee are hereby made available for the execution of the modified project for the improvement of said harbor recommended by the Board of Engineers for Rivers and Harbors and printed in House Document Numbered Six hundred and sixty-seven, Sixty-first Congress, second session: *Provided*, That the diversion herein authorized shall not be made until the Secretary of War

Milwaukee,
Wis.
Use of bal-
ances for inner
harbor.
Vol. 33, p.
1133.
Ante, p. 1110.

Proviso.
Compliance
with condi-
tions.

is satisfied that the conditions recommended as precedent thereto have been complied with by the city of Milwaukee.

Manitowoc,
Wis.

Improving harbor at Manitowoc, Wisconsin: For maintenance, seventeen thousand five hundred dollars.

Oconto,
Wis.

Improving harbor at Oconto, Wisconsin: Completing improvement in accordance with plan "C" submitted in the report printed in House Document Numbered Five hundred and thirty-eight, Sixty-first Congress, second session, and subject to the conditions relative to cooperation on the part of local interests as set forth in said document, seventy-five thousand dollars.

Port Wash-
ington, Wis.

Improving harbor at Port Washington, Wisconsin: Completing improvement in accordance with the report submitted in House Document Numbered Three hundred and six, Sixty-first Congress, second session, thirty thousand dollars.

Port Wing,
Wis.

Improving harbor at Port Wing, Wisconsin: For maintenance, five thousand dollars.

Racine, Wis.

Improving harbor at Racine, Wisconsin: For maintenance, and continuing improvement in accordance with the partial project submitted in the Annual Report of the Chief of Engineers, United States Army, for the fiscal year ending June thirtieth, nineteen hundred and nine, two hundred and forty-three thousand dollars.

Sheboygan,
Wis.

Improving harbor at Sheboygan, Wisconsin: For maintenance, thirty-two thousand five hundred dollars.

Two Rivers,
Wis.

Improving harbor at Two Rivers, Wisconsin: For maintenance, five thousand dollars.

Fox River,
Wis.

Improving Fox River, Wisconsin: Continuing improvement, from Depere up to Portage, twenty-five thousand dollars, of which amount three thousand dollars, or so much thereof as may be necessary, shall be used for removing bars and snags and otherwise improving Wolf River.

Duluth,
Minn.

Improving harbor at Duluth, Minnesota, and Superior, Wisconsin: Continuing improvement and for maintenance, five hundred thousand dollars.

Saint Croix
River, Wis.
and Minn.

Improving Saint Croix River, Wisconsin and Minnesota: For maintenance, four thousand dollars.

Agate Bay,
Minn.

Improving harbor at Agate Bay, Minnesota: For maintenance, two thousand dollars.

Grand Ma-
rais, Minn.

Improving harbor at Grand Marais, Minnesota: For maintenance, two thousand dollars.

Warroad
Harbor, Minn.

Improving Warroad Harbor, Minnesota: Completing improvement and for maintenance in accordance with the report submitted in House Document Numbered Seven hundred and three, Sixty-first Congress, second session, seven thousand seven hundred dollars.

Minnesota
River, Minn.

Improving Minnesota River, Minnesota: For maintenance, two thousand two hundred dollars.

Red River of
the North,
Minn. and N.
Dak.

Improving Red River of the North, Minnesota and North Dakota: For maintenance, seven thousand five hundred dollars.

Indiana Harbor, Indiana: For improvement and maintenance in accordance with the project recommended in House Document Numbered Eleven hundred and thirteen, Sixtieth Congress, second session, sixty-two thousand dollars: *Provided*, That no part of this appropriation shall be expended until the Secretary of War shall be satisfied that the conditions specified in said document have been fully complied with.

Indiana Harbor, Ind.

Provided.
Conditions.

Improving harbor at Michigan City, Indiana: Continuing improvement and for maintenance, including repair and maintenance of the east breakwater, sixty-five thousand five hundred dollars.

Michigan City, Ind.

Improving Calumet River, Illinois and Indiana: Continuing improvement and for maintenance, ninety-eight thousand dollars: *Provided*, That the project for the improvement of the river, submitted in House Document Numbered One hundred and seventy-two, Fifty-eighth Congress, second session, is hereby modified so as to permit the use of turning basins above number one of such shape and dimensions as will enable a vessel six hundred and fifty feet in length to turn with ease, and is further modified so as to provide a navigable depth of twenty feet from One hundred and twenty-second street to the forks of the river and a turning basin at the forks having a similar depth and a water-surface diameter of seven hundred and fifty feet, in accordance with the project set forth in House Document Numbered Three hundred and forty-nine, Sixtieth Congress, first session, and the amounts heretofore appropriated shall be available for such modified project.

Calumet River, Ill. and Ind.

Provided.
Modification of plan.

Improving harbor at Calumet, Illinois: For maintenance, thirty thousand dollars.

Calumet, Ill.

Improving harbor at Chicago, Illinois: Continuing improvement and for maintenance, two hundred and forty thousand dollars.

Chicago, Ill.

Improving harbor at Waukegan, Illinois: For maintenance, ten thousand dollars.

Waukegan, Ill.

Improving Chicago River, Illinois: Continuing improvement and for maintenance, one hundred and seventy-five thousand dollars.

Chicago River, Ill.

Illinois and Mississippi Canal: For the construction of a lock in the dam in Rock River at the head of the feeder to said canal in accordance with the plan submitted in House Document Numbered One hundred and twenty-six, Fifty-sixth Congress, second session, or such modification thereof as may be approved by the Secretary of War, seventy-five thousand dollars.

Illinois and Mississippi Canal. Lock in Rock River.

Improving Illinois River, Illinois: Continuing improvement and for maintenance, thirty thousand dollars.

Illinois River, Ill. Maintenance.

Improving Illinois River, Illinois, from Copperas Creek to La Salle: Of the balance remaining from the appropriation heretofore made for this improvement, twelve thousand dollars, or so much thereof as may be

Copperas Creek to La Salle. Dredging Lake Depue.

necessary, is hereby made available for dredging in Lake Depue and entrance thereto.

Mississippi
River Commis-
sion.

Mississippi
River.

From Head
of Passes to
the Ohio.

Securing 9-
foot channel.

Improving Mississippi River, from Head of Passes to the mouth of the Ohio River, including salaries, clerical, office, traveling, and miscellaneous expenses of the Mississippi River Commission: Continuing improvement, with a view to securing a permanent channel depth of nine feet and to the completion of said improvement within a period of twenty years, two million dollars, which sum shall be expended under the direction of the Secretary of War in accordance with the plans, specifications, and recommendations of the Mississippi River Commission, as approved by the Chief of Engineers, for the general improvement of the river, for the building of levees between the Head of Passes and Cape Girardeau, Missouri, and for surveys, including the survey from the Head of Passes to the headwaters of the river, in such manner as in their opinion shall best improve navigation and promote the interests of commerce at all stages of the river: *Provided*, That from and after the date of the approval of this Act the member of said commission appointed from the Coast and Geodetic Survey shall receive the same annual compensation as other civilian members of said commission, and the excess of said compensation over and above the compensation he receives from the Coast and Geodetic Survey shall be paid from the funds of said commission: *Provided further*, That of the money hereby appropriated so much as may be necessary shall be expended in the construction of suitable and necessary dredge boats and other devices and appliances and in the maintenance and operation of the same: *Provided further*, That the water courses connected with said river, and the harbors upon it, now under the control of the Mississippi River Commission and under improvement, may, in the discretion of said commission, upon approval by the Chief of Engineers, receive allotments for improvements now underway or hereafter to be undertaken to be paid for from the amounts herein appropriated: *And provided further*, That of the amount herein appropriated so much thereof as may be necessary shall be used in making an examination and report upon the necessity, urgency, and practicability of permanently separating the waters of the Red and Atchafalaya rivers from those of the Mississippi River, together with an estimate of the cost of such work. The said commission shall prepare a statement as to the localities and quantities of revetment required for the complete treatment of the said river below Cairo and an estimate of the cost thereof, and report the same to Congress. The said commission shall also prepare and report to Congress a statement of the amounts expended by the United States Government in the construction of levees as well as a statement of the amounts expended

Levees.

Surveys.

Provided.
Pay of mem-
ber from Coast
Survey.

Dredging ap-
pliances.

Connecting
water courses.

Diversion of
Red and Atch-
afalaya rivers.

Estimate of
revetment
work.

Amount
spent for
levees, etc.

by States, levee districts, and communities interested. The said commission shall also report to Congress a statement of the quantity of land which will be reclaimed or protected by revetment or other work done by the United States exclusively.

Land to be protected, etc.

The Chief of Engineers, under the direction of the Secretary of War, is hereby, authorized to design and construct two experimental towboats of modern but different types, with a complement of suitable barges and necessary loading and unloading facilities for towing and delivering supplies along the Mississippi River and its tributaries, and in making designs for such boats the said Chief of Engineers shall investigate and consider types of boats in use for similar purposes on nontidal rivers in this and other countries, and for the purposes of such investigation, designs, and construction there is hereby appropriated the sum of five hundred thousand dollars.

Experimental towboats authorized.

Improving Mississippi River from the mouth of the Ohio River to and including the mouth of the Missouri River: Continuing improvement in accordance with the plan adopted in eighteen hundred and eighty-one, which has for its object to eventually obtain by regularization works and by dredging a minimum depth of eight feet from the mouth of the Ohio River to Saint Louis, and of six feet from Saint Louis to the mouth of the Missouri River, and with a view to the completion of said improvement within a period of twelve years, five hundred thousand dollars.

From the Ohio to the Missouri.

Depth to be obtained.

Improving Mississippi River from the mouth of the Missouri River to Minneapolis, Minnesota: Continuing improvement in accordance with the report submitted in House Document Numbered Three hundred and forty-one, Fifty-ninth Congress, second session, for the purpose of ultimately securing and maintaining a depth of channel of six feet and with a view of completing said improvement within a period of twelve years, five hundred thousand dollars: *Provided*, That of this amount so much as may be necessary, not to exceed seventy-five thousand dollars, may, in the discretion of the Secretary of War, be expended for the repair and maintenance of existing levees constructed by the United States and for dredging for the benefit of through navigation in harbors and at landing places, giving preference to localities in which the communities interested shall hereafter maintain such dredging without cost to the United States.

From the Missouri to Minneapolis.

Depth.

Proviso. Maintenance of levees.

Improving Mississippi River, from Saint Paul to Minneapolis: The modified project recommended by the Chief of Engineers in his report dated March third, nineteen hundred and ten, printed in House Document Numbered Seven hundred and forty-one, Sixty-first Congress, second session, is hereby adopted, and all future work on said improvement shall be prosecuted in accordance therewith: *Provided*, That in the making of leases for water power a reasonable compensation shall be secured to the

Saint Paul to Minneapolis Modified project.

Proviso. Water-power leases.

United States, and the rates as fixed shall be subject to revision by Congress.

Reservoirs at headwaters.

Improving Mississippi River in Minnesota: Improving reservoirs at the headwaters of the Mississippi River: Completing improvement by constructing a canal between Lake Winnibigoshish and Leech Lake, in accordance with the report submitted in House Document Numbered Three hundred and sixty-three, Sixty-first Congress, second session, sixty-one thousand two hundred dollars.

Canal.

Brainerd to Grand Rapids.

Improving Mississippi River in Minnesota, between Brainerd and Grand Rapids: Completing improvement in accordance with the report submitted in House Document Numbered Six hundred and seven, Sixty-first Congress, second session, twenty-two thousand five hundred and fifty-five dollars.

Waterway from Lockport, Ill., to Mississippi River. Board to be appointed.

For the construction of a waterway from Lockport, Illinois, by way of the Desplaines and Illinois rivers to the mouth of said Illinois River, one million dollars. The Secretary of War shall appoint a board of five members, to be composed of four engineer officers of the army and one civil engineer taken from civil life. The president of the board of five members authorized under Act of March second, nineteen hundred and seven, to examine the Mississippi River below Saint Louis and report to Congress on the project of a fourteen-foot channel, shall be a member of and president of the board herein provided for. Said board shall report upon the feasibility of such waterway, and the most advisable depth and dimensions therefor, in case the same is recommended; also upon such measures as may be required to properly preserve the levels of the Great Lakes and to compensate, so far as practicable, for the diminished level in said lakes and the connecting waters thereof by reason of any diversion of water from Lake Michigan for the maintenance of the proposed waterway herein described, or diversion for any other purpose; and further, also, upon the influence on volume and height of waters in the Mississippi River below Cairo; and further, also, as to the effect upon the climate of the Lake States by a change in the natural currents of Lake Michigan. The board shall, after full conference with the authorized agency of the State of Illinois, submit a report upon the extent to which the United States may properly cooperate with the State of Illinois in securing the construction of a navigable waterway from Lockport to the mouth of the Illinois River in conjunction with the development of water power by said State between Lockport and Utica, for which the people of the State of Illinois have authorized their general assembly to appropriate twenty million dollars; the report shall state the extent and character of the cooperation recommended and the conditions considered necessary in connection therewith to fully protect the interests of the United States. Should the board consider cooperation to be advisable, the report herein called for

President. Vol. 34, p. 1104. Ante, p. 1261.

Nature of report.

Levels of Great Lakes.

Extent of co-operation of Illinois.

Recommendations.

Plans and estimates to be submitted.

shall include plans and estimates of cost of the work recommended to be done by the United States alone or in cooperation with the State of Illinois; and until these plans and estimates have been submitted and a project for the improvement adopted by Congress the appropriation of one million dollars herein made shall not be available for expenditure. The board also shall consider and report upon the improvement of the Mississippi between the mouth of the Illinois River and the mouth of the Ohio River by the construction of a dam at or near Jefferson Barracks and a dam at or near Commerce, and the development of water power incidentally created by such dams. In the performance of its duties the board may consider all reports heretofore made; and the force, plant, and records of the Mississippi River Commission and the several engineer districts between Chicago and Cairo shall be available for the use of the board. The members of the board herein authorized shall be entitled to compensation at the rate of six thousand dollars per annum, but the official salary of any officer appointed on said board from the Engineer Corps of the Army shall be deducted from the compensation provided for in this Act. For salaries and expenses of said board, including all necessary clerical and other personal services, there is hereby appropriated the sum of fifty thousand dollars. The reports herein called for shall be submitted to the Chief of Engineers not later than November first, nineteen hundred and ten, reviewed by the Board of Engineers for Rivers and Harbors, and submitted to Congress not later than the first Monday in December, nineteen hundred and ten.

Report on
dams at Jefferson
Barracks
and Commerce.

Authority of
board.

Compensa-
tion.

Appropriation
for expenses.

Submission
of reports.

Improving Missouri River with a view to securing a permanent six-foot channel between Kansas City and the mouth of the river, one million dollars: *Provided*, That the Secretary of War shall appoint a board of three officers to further consider and report upon the most economical and desirable plan of securing such channel, in which report consideration shall be given to the subject of cooperation on the part of local interests in the work of said improvement: *Provided further*, That the report hereby authorized shall be submitted to Congress on or before the opening of its next regular session.

Missouri
River.
Kansas City
to mouth.
Proviso.
Engineer
board to report
plans for 6-foot
channel.
Local coop-
eration.

Submission
of reports.

Improving Missouri River: For improvement and maintenance from Kansas City to Fort Benton, three hundred thousand dollars, of which amount one hundred and fifty thousand dollars, or so much thereof as may be necessary, may be expended between Le Beau and Fort Benton.

Kansas City
to Fort Benton.

Improving Missouri River at Saint Joseph, Missouri, in accordance with the report submitted in House Document Numbered Eight hundred and twenty-four, Sixtieth Congress, first session, seventy-five thousand dollars: *Provided*, That no part of this amount shall be expended until the city of Saint Joseph, or other agency,

At Saint
Joseph, Mo.

Proviso.
Contribu-
tion by city.

shall have deposited to the credit of the Secretary of War in some duly recognized United States depository to be designated by him the sum of seventy-five thousand dollars, to be expended by said Secretary of War, together with the amount herein appropriated, in the execution of the plan of improvement recommended in the report herein referred to.

At Atchison,
Kans.

Proviso.
Contribution
by city.

Improving Missouri River at Atchison, Kansas, in accordance with the report submitted in House Document Numbered Seven hundred, Sixty-first Congress, second session, ninety thousand dollars: *Provided*, That no part of this amount shall be expended until the city of Atchison, or other agency, shall have deposited to the credit of the Secretary of War, in some duly recognized United States depository to be designated by him, the sum of ninety thousand dollars, to be expended by said Secretary of War, together with the amount herein appropriated, in the execution of the plan of improvement recommended in the report herein referred to.

Gasconade
River, Mo.

Osage River,
Mo.

Proviso.
Lock and
dam.

Improving Gasconade River, Missouri: Continuing improvement and for maintenance, twenty thousand dollars.

Improving Osage River, Missouri: Continuing improvement and for maintenance, thirty-five thousand dollars: *Provided*, That so much of this amount as shall be necessary may, in the discretion of the Secretary of War, be applied to work of completing the lock and dam on said river.

Humboldt
Bay, Cal.

Improving harbor at Humboldt Bay, California: Continuing improvement in accordance with the report submitted in House Document Numbered Nine hundred and fifty, Sixtieth Congress, first session, one hundred and fifty thousand dollars.

Oakland,
Cal.

Provisos.
Dredging
plant.

Improving harbor at Oakland, California: For maintenance, and continuing improvement under the existing project, or, in the discretion of the Secretary of War, in accordance with the new plan of improvement printed in House Document Numbered Six hundred and forty-seven, Sixty-first Congress, second session, two hundred and fifty thousand dollars: *Provided*, That if in the judgment of the Secretary of War the prices received in response to advertisement for bids for dredging are not reasonable, so much of the amount herein appropriated as shall be necessary may be expended for the purchase or construction of a suitable dredging plant: *Provided*

Transfer of
bridges to city.

further, That the three bridges heretofore built by the United States in connection with this improvement may be turned over to the local authorities to be maintained and operated by them upon such terms as to transfer and control as in the discretion of the Secretary of War may be equitable and just to the United States and to said local authorities: *Provided further*, That of the appropriation herein made so much as shall be necessary may be expended for such alterations and repairs to said

Repairs, etc..
to bridges.

bridges as in the discretion of the Secretary of War may be essential to meet the terms of said transfer.

Improving harbor at San Diego, California: Completing improvement in accordance with the lesser project submitted in House Document Numbered Nine hundred and sixty-one, Sixtieth Congress, first session, one hundred and twenty-five thousand dollars.

San Diego,
Cal.

Improving harbor at San Francisco, California: The continuing contract authorization provided for in the river and harbor Act approved March third, eighteen hundred and ninety-nine, is hereby revived and extended to include the removal of three additional rocks in the harbor and entrance thereto, namely, Centissima and the two rocks near the Mail Dock (now reported as being also known as Rincon Reef rocks), in accordance with the report submitted in House Document Numbered Eleven hundred and nineteen, Sixtieth Congress, second session.

San Francisco, Cal.
Removal of
additional
rocks.
Vol. 30, p.
1132.
Ante, p. 860.

Improving Los Angeles Harbor, California (heretofore called and appropriated for under the names of Wilmington Harbor, California, and San Pedro Harbor, California), three hundred and seventy-eight thousand dollars, as follows: For completing improvement of harbor at San Pedro, California, in accordance with the report submitted in House Document Numbered Nine hundred and sixty-nine, Sixtieth Congress, first session, one hundred and seventy-eight thousand dollars; and for continuing improvement of harbor at Wilmington, California, with a view to securing a channel depth of thirty feet within the limits of the present project, in accordance with the report submitted in House Document Numbered Eleven hundred and fourteen, Sixtieth Congress, second session, two hundred thousand dollars.

Los Angeles
Harbor, Cal.

At San Pe-
dro.

At Wilming-
ton.

Improving Los Angeles Harbor (formerly Wilmington Harbor), California, in accordance with report submitted in House Document Numbered Seven hundred and sixty-eight, Sixty-first Congress, second session, two hundred thousand dollars: *Provided*, That if in the judgment of the Secretary of War the prices received in response to advertisement for bids for dredging are not reasonable, so much of the amount herein appropriated as shall be necessary may be expended for the purchase or construction of a suitable dredging plant.

Dredging
harbor.

Provided.
Dredging
plant.

Improving Mokelumne River, California: For maintenance, two thousand dollars.

Mokelumne
River, Cal.

Improving Petaluma Creek and Napa River, California: For maintenance, ten thousand dollars.

Petaluma
Creek and
Napa River,
Cal.
Redwood
Creek, Cal.

Improving Redwood Creek, California: Completing improvement by providing a channel depth of five feet, in accordance with the report submitted in House Document Numbered Three hundred and seven, Sixty-first Congress, second session, twelve thousand dollars.

Improving Sacramento and Feather rivers, California: Continuing improvement and for maintenance, thirty thousand dollars.

Sacramento
and Feather
rivers, Cal.

Controlling
débris and
floods.

Improving Sacramento and Feather rivers, California: Continuing improvement and toward the controlling of débris and floods, in accordance with the recommendations of the California Débris Commission in its report dated June thirtieth, nineteen hundred and seven (printed in the Annual Report of the Chief of Engineers, United States Army, for nineteen hundred and seven, pages twenty-two hundred and sixty-two to twenty-two hundred and sixty-nine, inclusive), four hundred thousand dollars: *Provided*, That no part of this sum shall be expended unless the State of California shall appropriate for the prosecution of said project a like sum of four hundred thousand dollars and deposit the same in the Treasury of the United States: *Provided further*, That the Treasurer of the United States is hereby authorized to receive from the State of California any and all sums of money that have been or may hereafter be appropriated by said State for the purpose herein set forth; and when so received the said sums are hereby appropriated for said purpose to be expended under the direction of the Secretary of War and the supervision of the Chief of Engineers: *And provided further*, That the work herein provided for shall not be begun until all rights of way needed for levees and spoil banks have been furnished the United States.

Proviso.
Contribution
by State.

Authority to
receive from
State.

Rights of
way.

Yuba River
basin, Cal.
Sale of
lands, etc.

The Secretary of War is authorized, in his discretion, to sell the lands and other property acquired for the construction of the Yuba River settling basin, California, and to modify the project of the California Debris Commission for improving Sacramento and Feather rivers accordingly; the proceeds of the sale to be applied to such modified project.

San Joa-
quin River,
Cal.

Improving San Joaquin River, California: For maintenance, including Stockton and Mormon channels, thirty-five thousand dollars, and for continuing improvement in accordance with the report submitted in House Document Numbered Eleven hundred and twenty-four, Sixtieth Congress, second session, forty thousand dollars: *Provided*, That no part of the latter sum shall be expended until title to the land required for the necessary cut-offs shall have been transferred to the United States free of cost.

Proviso.
Title to cut-
offs.

Suisun
Channel, Cal.

Improving Suisun Channel, California, in accordance with the report submitted in House Document Numbered Eleven hundred and ten, Sixtieth Congress, second session, twelve thousand five hundred dollars: *Provided*, That no part of this appropriation shall be expended, nor shall further appropriations be made, until the land required for the cut-offs contemplated in the plan of improvement presented shall have been donated for the purpose of said improvement free of cost to the United States.

Proviso.
Donation of
cut-offs.

Improving harbor at Coos Bay, Oregon: For the construction of a seagoing hydraulic dredge for work on the bar at the entrance, three hundred and fifty thousand dollars; and for improving the channels within the bay with a view to securing a depth of eighteen feet up to the town of Marshfield, fifty thousand dollars; in all, four hundred thousand dollars, in accordance with the report submitted in House Document Numbered Nine hundred and fifty-eight, Sixtieth Congress, first session.

Coos Bay,
Oreg.
Dredge for
bar, etc.

Improving Tillamook Bay and bar, Oregon: For maintenance, five thousand dollars.

Tillamook
Bay, Oreg.

Improving Clatskanie River, Oregon: Completing improvement and for maintenance in accordance with the report submitted in House Document Numbered Six hundred and thirty-three, Sixty-first Congress, second session, five thousand two hundred dollars.

Clatskanie
River, Oreg.

Improving Coos River, Oregon: For maintenance, three thousand dollars.

Coos River,
Oreg.

Improving Coquille River, Oregon: Completing improvement and for maintenance in accordance with the report submitted in House Document Numbered Six hundred and seventy-three, Sixty-first Congress, second session, Fifty-six thousand dollars.

Coquille
River, Oreg.

Improving Siuslaw River, Oregon, at the mouth, in accordance with the project set forth in the report submitted in House Document Numbered Six hundred and forty-eight, Sixty-first Congress, second session, fifty thousand dollars: *Provided*, That the Secretary of War

Siuslaw
River, Oreg.
Improve-
ment at mouth.
Vol. 38, p.
933.

may enter into a contract or contracts for such material and work as may be necessary to complete said project and to maintain the same for one year during construction, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate one hundred and sixty-five thousand five hundred dollars, exclusive of the amount herein appropriated: *Provided further*, That before beginning said work or making said contract or contracts the Secretary of War shall be satisfied by deposit or otherwise that the port of Siuslaw or other agency shall provide for the accomplishment of said project the additional sum of two hundred and fifteen thousand five hundred dollars, which said sum shall be expended by the Secretary of War in the prosecution of said work and for its maintenance in the same manner and in equal amounts as the sum herein appropriated and authorized to be appropriated from the Treasury of the United States: *And provided further*, That the amount to be furnished by the port of Siuslaw or other agency may be reduced by such amounts as said port may have expended in such construction of the south jetty as can be utilized by the engineer officer in charge of the work in the execution of the plans adopted.

Ante, p. 1483.
Provided.
Contracts.

Contribution
by Siuslaw.

Reduction of
amount.

Willamette River, Oreg. Approach to canal and locks around falls.

Improving Willamette River, Oregon: For the purchase of the existing canal and locks around Willamette Falls at Oregon City, Oregon, or for the purchase of the necessary lands and the construction of a new canal and locks, in the discretion of the Secretary of War in accordance with the report submitted in House Document Numbered Two hundred and two, Fifty-sixth Congress, first session, three hundred thousand dollars: *Provided*, That no part of this appropriation shall be expended, except for the acquisition of the necessary lands and rights of way and for such antecedent surveys and preliminary work as may be necessary in this connection, until the State of Oregon shall appropriate for the aforesaid purpose a like amount; and the purchase of the existing canal and locks, or the actual construction of a new canal and locks, shall not be undertaken until the Secretary of War shall be satisfied that the State of Oregon will deposit the said amount in the Treasury of the United States in such sums and at such times as he may require: *Provided further*, That the Treasurer of the United States is hereby authorized to receive from the State of Oregon any and all sums of money that have been or may hereafter be appropriated by said State for the purpose herein set forth; and when so received the said sums are hereby appropriated for said purpose to be expended under the direction of the Secretary of War and the supervision of the Chief of Engineers.

Provisos. Contribution by State, etc.

Authority to receive from State.

Willamette and Yamhill Rivers, Oreg.

Improving Willamette and Yamhill rivers, Oregon: Continuing improvement and for maintenance of Willamette River above Portland, and Yamhill River, sixty thousand dollars.

Columbia and Willamette Rivers. Below Portland.

Improving Columbia River and Lower Willamette rivers below Portland, Oregon: Continuing improvement and for maintenance, one hundred and seventy-five thousand dollars. of which amount so much as shall be necessary may be expended in dredging the west channel at Swan Island for the use of log tows and shoal-water boats.

Columbia River, Oreg. and Wash., at the mouth.

Improving mouth of Columbia River, Oregon and Washington: Continuing improvement and for maintenance, including repairs and operation of dredge, one million two hundred thousand dollars.

Gauging.

For gauging waters of Columbia River and measuring tidal and river volumes, one thousand dollars.

Mouth to Vancouver.

Improving Columbia River, Washington: For maintenance of improvement between the mouth of Willamette River and the city of Vancouver, Washington, ten thousand dollars.

Cascades.

Improving Columbia River at Cascades, Oregon: Continuing improvement, five thousand dollars.

The Dalles Rapids to Celilo Falls.

Improving Columbia River, between the foot of The Dalles Rapids and the head of Celilo Falls, Oregon and Washington: Continuing improvement with a view to

completing said improvement within a period of six years, six hundred thousand dollars.

Improving Columbia River and tributaries above Celilo Falls to the mouth of Snake River, Oregon and Washington: Continuing improvement, ninety thousand dollars.

Celilo Falls
to mouth of
Snake River.

Improving Snake River, Oregon, Washington, and Idaho: Continuing improvement and for maintenance up to Pittsburg Landing, Oregon, in accordance with the present project and the report submitted in House Document Numbered Four hundred and eleven, Fifty-fifth Congress, second session, twenty-five thousand dollars.

Snake River,
Oreg., Wash.,
and Idaho.

Improving harbor at Bellingham, Washington: Continuing improvement in accordance with the report submitted in House Document Numbered Eleven hundred and sixty-one, Sixtieth Congress, second session, and subject to the conditions relative to cooperation on the part of local interests as set forth in said document, fifteen thousand dollars.

Bellingham,
Wash.

Improving Grays Harbor and Bar Entrance, Washington: Continuing improvement by means of extension of north jetty in accordance with the report of the Board of Engineers for Rivers and Harbors dated March first, nineteen hundred and ten, and printed in Rivers and Harbors Committee Document Numbered Twenty-nine, Sixty-first Congress, second session, seventy-five thousand dollars.

Grays Har-
bor, Wash.

Improving Grays Harbor and Chehalis River, Washington: For maintenance of improvement of inner portion of Grays Harbor and Chehalis River, and continuing improvement of Chehalis River up to Montesano, in accordance with the report submitted in House Document Numbered Eleven hundred and twenty-five, Sixtieth Congress, second session, thirty-two thousand five hundred dollars.

Inner por-
tion and Che-
halis River,
Wash.

Improving Hammersley Inlet, Puget Sound, Washington: Completing improvement in accordance with the report submitted in House Document Numbered Two hundred and thirteen, Sixty-first Congress, second session, nine thousand dollars.

Hammersley
Inlet, Wash.

Improving harbor at Olympia, Washington: Continuing improvement in accordance with the report of the Board of Engineers for Rivers and Harbors dated March ninth, nineteen hundred and eight, and printed in Rivers and Harbors Committee Document Numbered Five, Sixty-first Congress, second session, and subject to the conditions relative to cooperation on the part of local interests as set forth in said document, fifteen thousand dollars.

Olympia,
Wash.

The Secretary of War is hereby authorized and directed to terminate the existing contract for work on the Puyallup waterway in Tacoma Harbor, Washington, and to suspend further work on the project for the improvement thereof, as recommended in the report of the Board

Tacoma
Harbor, Wash.
Puyallup
waterway con-
tract termi-
nated, etc.
Vol. 33, p.
1144.
Ante, p. 1118.

of Engineers for Rivers and Harbors published in Senate Document Numbered Four hundred and eighteen, Sixty-first Congress, second session, until local interests shall divert the Puyallup River so it no longer empties into said waterway, or otherwise prevent excessive deposits therein from said river.

Columbia
River, Wash.
Wenatchee
to Bridgeport.

Improving Columbia River between Wenatchee and Bridgeport, Washington: Continuing improvement, twenty-five thousand dollars.

Bridgeport
to Kettle Falls.

Improving Columbia River between Bridgeport and Kettle Falls, Washington: Completing improvement in accordance with the report of the Board of Engineers for Rivers and Harbors dated March thirty-first, nineteen hundred and eight, and printed in Rivers and Harbors Committee Document Numbered Sixteen, Sixtieth Congress, second session, one hundred thousand dollars: *Provided*, That the State of Washington shall furnish for the execution of the work the plant owned and employed by it on this section of the river.

Proviso.
Use of State
plant.

Cowlitz and
Lewis Rivers,
Wash.

Improving Cowlitz and Lewis rivers, Washington: Continuing improvement and for maintenance, including North Fork of Lewis River, and continuing improvement of Cowlitz River up to Toledo in accordance with reports submitted in House Documents Numbered Eleven hundred and sixty-seven, Sixtieth Congress, second session, and Four hundred and four, Sixty-first Congress, second session, respectively, thirty-four thousand one hundred dollars, two thousand five hundred dollars of which may be expended upon the Lewis River and the North Fork thereof.

Grays
River, Wash.

Improving Grays River, Washington: For maintenance, five hundred dollars.

Puget Sound,
Wash.

Improving Puget Sound, Washington: Continuing improvement and for maintenance of Puget Sound and its tributary waters, one hundred thousand dollars: *Provided*, That so much of said sum as may be necessary shall be expended in the completion of the sill across Hatt Slough.

Proviso.
Hatt Slough.

Puget Sound-
Lake Washing-
ton waterways.
Lock at
"The Nar-
rows."

Puget Sound-Lake Washington waterway: Continuing improvement by the construction of a double lock, with the necessary accessory works, to be located at "The Narrows," at the entrance to Salmon Bay, in accordance with the project set forth in House Document Numbered Nine hundred and fifty-three, Sixtieth Congress, first session, one hundred and fifty thousand dollars; and the Secretary of War may enter into a contract or contracts for such material and work as may be necessary to complete said lock and accessory works, to be paid for as funds may be provided from time to time by law, not to exceed in the aggregate two million two hundred and seventy-five thousand dollars, including the amount herein appropriated: *Provided*, That before beginning said work, or making such contract or contracts, the Secretary of War shall be satisfied that King County, or

Contracts.

Proviso.
Excavation
by King
County.

some other local agency, will do the excavation in the waterway above the lock to the dimensions recommended in said project, and will also secure the United States from liability for any claims or damages on account of the grant made to James A. Moore or his assigns by the Act of Congress approved June eleventh, nineteen hundred and six, or on account of the lowering of the level of Lake Washington, raising the level of Salmon Bay, or any other alteration of the level of any part of said waterway.

Damages to James A. Moore. Vol. 34, pp. 231, 1108; *Ante*, pp. 1170, 1267. Vol. 35, p. 613. *Ante*, p. 1322.

Improving waterway connecting Puget Sound with lakes Union and Washington: For maintenance of improvement, five thousand dollars.

Puget Sound waterway to lakes Union and Washington.

Improving Skagit River, Washington: Completing improvement in accordance with the report submitted in House Document Numbered Eleven hundred and eighty-eight, Sixtieth Congress, second session, one hundred thousand dollars.

Skagit River, Wash.

Improving Snohomish River, Washington, in accordance with the report submitted in House Document Numbered Eleven hundred and eight, Sixtieth Congress, second session, twenty-five thousand dollars.

Snohomish River, Wash.

Improving Swinomish Slough, Washington: For maintenance, ten thousand dollars.

Improving Willapa River and Harbor, Washington: For maintenance, and continuing improvement in accordance with the report submitted in House Document Numbered Five hundred and twenty-four, Sixty-first Congress, second session, and subject to the conditions relative to cooperation on the part of local interests as set forth in said document, fifty thousand dollars.

Willapa River and Harbor, Wash.

Improving Polson Bay, Flathead Lake, Montana: Completing improvement in accordance with the report submitted in House Document Numbered Six hundred and forty-five, Sixty-first Congress, second session, six thousand dollars.

Flathead Lake, Mont. Polson Bay.

Improving Saint Michael Canal, Alaska: Completing improvement in accordance with the report submitted in Senate Document Numbered Four hundred and sixteen, Sixty-first Congress, second session, one hundred and forty-three thousand dollars.

Saint Michael Canal, Alaska.

Improving harbor at Hilo, Hawaii: Continuing improvement, two hundred thousand dollars.

Hilo, Hawaii.

Improving harbor at Honolulu, Hawaii: Continuing improvement and for maintenance, one hundred and fifty thousand dollars.

Honolulu, Hawaii.

Improving Kahului Harbor, Hawaii, in accordance with the report submitted in House Document Numbered Five hundred and ninety-three, Sixty-first Congress, second session, and subject to the conditions set forth in said document, one hundred and fifty thousand dollars.

Kahului Harbor, Hawaii.

Improving harbor at San Juan, Porto Rico: For maintenance, twenty thousand dollars.

San Juan, P. R.

Navigation
Congresses.
Meeting of
International
Association in
United States.

For the necessary expenses of the proposed meeting in the United States of the Permanent International Association of Navigation Congresses, including the publication of the proceedings, the necessary expenses of the American delegates, and the cost of transporting foreign members of the Permanent International Association of Navigation Congresses and authorized foreign delegates in the investigation of American waterways, fifty thousand dollars; and the Secretary of State is hereby requested to extend an official invitation to such association to visit the United States for such purpose.

Invitation.

John H.
Bankhead.
Services on
Inland Water-
ways Commis-
sion.

The sum of one thousand eight hundred and seventy-five dollars be, and the same is hereby appropriated to be paid to John H. Bankhead, of Alabama, for his services on the Inland Waterways Commission from the fourteenth day of March to the eighteenth day of June, nineteen hundred and seven.

Emergen-
cies.

For emergencies: To provide for the restoration of channels, or river and harbor improvements heretofore established or made by the Government, or herein provided for, where by reason of emergency occurring after the passage of this Act the usual depth of such channels or customary use of such improvement can not be maintained, and there is no sufficient fund available for such restoration, three hundred thousand dollars. The amount herein provided shall be allotted by the Secretary of War: *Provided*, That in no case shall such allotment be made unless recommended by the local engineer having such channel or improvement in charge, and by the Chief of Engineers, respectively: *Provided further*, That for no single channel or improvement shall a sum greater than ten thousand dollars be allotted, nor any portion of the said appropriation, unless the same is necessary in the interest of navigation or to protect and preserve existing government work in the interest of navigation.

Allotment.

Provisos.
Recommen-
dations re-
quired.

Limit.

Depth of
waters defined.

The depth of water in tidal waters, as well as in rivers and nontidal channels, whenever referred to in this Act shall be understood to mean the depth at mean low water unless otherwise expressed.

Maintenance,
etc., of exist-
ing works.

Appropriations made for the respective works herein named, or so much thereof as may be necessary, may, in the discretion of the Secretary of War, be used for maintenance and for the repair and restoration of said works whenever from any cause they have become seriously impaired, as well as for the further improvement of said works.

Surveys, etc.,
paid from
amount for
project.

Surveys and examinations provided for in this section shall, unless otherwise expressed, be paid for from the appropriations made for the respective improvements or projects to which they pertain, or in connection with which they are mentioned.

Contracts,
etc., for works.

All works of improvement herein or hereafter authorized to be prosecuted or completed under contracts

may, in the discretion of the Secretary of War, be carried on by contract or otherwise, as may be most economical or advantageous to the United States.

Where separate works or items are consolidated in this Act and an aggregate amount is appropriated therefor, the amounts herein appropriated shall, unless otherwise expressed, be expended in securing maintenance and improvement according to the respective projects herein or heretofore adopted by Congress, after giving due regard to the respective needs of traffic. The allotments to the respective works herein consolidated shall be made by the Secretary of War upon recommendations by the Chief of Engineers. In case such works or items are consolidated and separate amounts are given with each project, the amounts so named shall be expended upon such separate projects unless, in the discretion of the Secretary of War, another allotment or division should be made of the same. Any balances now remaining to the credit of the consolidated items in this Act shall be carried to the credit of the respective aggregate amounts appropriated for the consolidated items herein contained.

In the collection of statistics relating to traffic, the Corps of Engineers is directed to adopt a uniform system of classification for freight, and upon rivers or inland waterways to collate ton-mileage statistics as far as practicable.

SEC. 2. Whenever the appropriations made by Congress for river and harbor works can be more advantageously expended by combining in one contract two or more works, such combinations shall be made; and whenever the appropriations made, or authorized to be made, for the completion of any such work shall prove insufficient therefor, the Secretary of War may, in his discretion, on the recommendation of the Chief of Engineers, apply the funds so appropriated, or authorized, to the prosecution of such work.

SEC. 3. That for examinations, surveys, and contingencies for rivers and harbors for which there may be no special appropriation, the sum of five hundred thousand dollars is hereby appropriated: *Provided*, That no preliminary examination, survey, project, or estimate for new works other than those designated in this or some prior Act or joint resolution shall be made: *Provided further*, That after the regular or formal reports made as required by law on any examination, survey, project, or work under way or proposed are submitted no supplementary or additional report or estimate shall be made unless ordered by a concurrent resolution of Congress. The Government shall not be deemed to have entered upon any project for the improvement of any waterway or harbor mentioned in this Act until funds for the commencement of the proposed work shall have been actually appropriated by law.

Allotment of consolidated works.

Balances carried to authorized works.

Classification of traffic statistics.

Combining contracts.

Insufficient appropriations.

Appropriation for examinations, etc.

Provisos. Authority required.

Supplementary reports restricted.

Special authority to begin work.

Allotment
of preliminary
examinations,
etc.

Report of
examination.

Unfavorable
reports.

Survey, etc.,
if favorable.

Require-
ments.

Review by
board of en-
gineers.

Provisos.
Additional
information
required.

Terminal fa-
cilities.
Water trans-
fers, etc.

Coordina-
tion with navi-
gation neces-
sary.

Extension of
existing works.

Examination
of watersheds,
etc., of naviga-
ble streams.

The Secretary of War is hereby authorized and directed to cause preliminary examinations and surveys to be made at the localities named in this section, as hereinafter set forth, and a sufficient sum to pay the cost thereof may be allotted from the amount appropriated in this section. In all cases a preliminary examination of the river, harbor, or other proposed improvement mentioned shall first be made, and a report as to the advisability of its improvement shall be submitted, unless a survey or estimate is herein expressly directed. If upon such preliminary examination the proposed improvement is not deemed advisable, no further action shall be taken thereon without the further direction of Congress; but in case the report shall be favorable to such proposed improvement, or that a survey and estimate should be made to determine the advisability of improvement, the Secretary of War is hereby authorized, in his discretion, to cause surveys to be made, and the cost and advisability to be reported to Congress. And such reports containing plans and estimates shall also contain a statement as to the rate at which the work should be prosecuted. Such examinations and surveys shall be reviewed by the Board of Engineers for Rivers and Harbors, as provided in section three of the river and harbor Act of March second, nineteen hundred and seven: *Provided*, That every examination and survey report submitted to Congress, as provided for herein or as may be provided for hereafter, in addition to full information regarding the present and prospective commercial importance of the project covered by the report, and the benefit to commerce likely to result from any proposed plan of improvement, shall contain also such data as it may be practicable to secure regarding (first) the establishment of terminal and transfer facilities, (second) the development and utilization of water power for industrial and commercial purposes, and (third) such other subjects as may be properly connected with such project: *Provided further*, That in the investigation and study of these questions consideration shall be given only to their bearing upon the improvement of navigation and to the possibility and desirability of their being coordinated in a logical and proper manner with improvements for navigation to lessen the cost of such improvements and to compensate the Government for expenditures made in the interest of navigation: *And provided further*, That the investigation and study of these questions as provided herein may, upon review by the Board of Engineers for Rivers and Harbors when called for as now provided by law, be extended to any work of improvement now under way and to any locality the examination and survey of which has heretofore been, or may hereafter be, authorized by Congress.

The surveys of navigable streams herein or hereafter authorized shall include such stream-flow measurements and other investigations of the watersheds as may be nec-

essary for preparation of plans of improvement and a proper consideration of all uses of the stream affecting navigation, and whenever necessary similar investigations may be made in connection with all navigable streams under improvement. Whenever permission for the construction of dams in navigable streams is granted, or is under consideration by Congress, such surveys and investigations of the sections of the streams affected may be made as are necessary to secure conformity with rational plans for the improvement of the streams for navigation.

Report on
dams, etc.

All reports of preliminary examinations and surveys which may be prepared during the recess of Congress shall, in the discretion of the Secretary of War, be printed by the Public Printer as documents of the following session of Congress.

Printing pre-
liminary exam-
inations, etc.,
during recess.
Examinations
ordered.

ALABAMA AND FLORIDA.

Alabama and
Florida.

Escambia and Conecuh rivers up to Brewton.

ARKANSAS.

Arkansas.

Saint Francis River, from its mouth to the mouth of L'Anguille River and L'Anguille River from its mouth to the city of Marianna.

White River, at and near Devall Bluff, with a view to improvement for navigation and the revetment of the banks in cooperation with local interests.

ARKANSAS AND TEXAS.

Arkansas and
Texas.

Channel connecting Red and Sulphur rivers by way of Texarkana.

CALIFORNIA.

California.

Long Beach Harbor.

Los Angeles (San Pedro) Outer Harbor, with a view to obtaining an increased depth.

CONNECTICUT.

Connecticut.

Bridgeport Harbor, with a view to protecting the channels from the erosion of Long Beach.

Cove Harbor, with a view to providing an entrance channel of increased depth.

Darien River.

Thames River, west channel, from Poquetanuck draw-bridge to Kiteamaug, for fourteen-foot channel.

New Haven Harbor, with a view to improving the channel by way of Oyster Point to the bridge of the New York, New Haven and Hartford Railroad Company, on West River.

East Haven River.

Florida.

FLORIDA.

Apalachicola Bay and Saint George Sound, with a view to determining the best location for a deep-water harbor with entrance channel from the Gulf of Mexico by way of East Pass, West Pass, New Inlet, or by an artificial cut across Saint George Island, consideration being given to the respective needs of the cities of Apalachicola and Carrabelle for increased harbor facilities.

Choctawhatchee Bay, with a view to securing a deeper channel to the Gulf of Mexico.

Chipola River.

Withlacochee River from Port Inglis to Panasoffkee. Oklawaha River to Lake Dora.

Channel from Saint Johns River through Lake Dexter, thence to Lake Woodruff, thence to Saint Johns River below Hawkinsville.

Saint Johns River from Jacksonville to Palatka, with a view to securing increased depth.

Saint Joseph Bay, with a view to securing increased depth at the entrance thereto.

Charlotte Harbor, with a view to securing a channel of increased depth from the Gulf of Mexico to Punta Gorda.

Key West Harbor, channels leading thereto.

Jupiter Inlet.

Gilberts Bar.

Lake Crescent and Dunns Creek, Florida, from the Saint Johns River to Crescent City.

Lemon Bay to Gasparilla Sound.

Biscayne Bay, with a view to providing a channel twenty feet deep and three hundred feet wide through the entrance and a channel of the same depth one hundred and fifty feet wide through the bay to the mouth of Miami River.

Kissimmee and Caloosahatchee rivers and Lake Okechobee and tributaries, with a view to adopting a plan of improvement of said waters which will harmonize as nearly as may be practicable with the general scheme of the State of Florida for the drainage of the Everglades.

Georgia.

GEORGIA.

Darien Harbor, with a view to securing a depth of eighteen feet across the bar.

Waterways from Louisville to Savannah, including cut-off or canal from Ogeechee River to Savannah River or Harbor with a view to providing a more direct route between said cities than that afforded by existing channels.

Cow Head River, from Lazaretto Creek to Tybee Creek, with a view to securing increased depth.

Frederica River, at or near Fort Frederica.

Savannah River and Harbor, for two miles above the upper limits of the city of Savannah, with a view to securing improved navigation.

Altamaha River.

Satilla River, above Burnt Fort.

HAWAII.

Hawaii.

Harbors of the island of Kauai, with a view to determining the best location for a port.

ILLINOIS.

Illinois.

Illinois River, between Hurricane Island and Calhoun County, for the purpose of providing a suitable channel.

Mississippi River, opposite Thomas Landing, in Calhoun County, for the purpose of providing a suitable channel.

Mississippi River, opposite the City of Saint Louis, from the south end of Cabaret Island to the north end of Arsenal Island, for the purpose of providing a suitable channel by revetment of the bank.

West Branch, South fork, Chicago River, from Robey street west to Forty-eighth avenue, with a view to securing a channel twenty-one feet deep and one hundred and seventy-five feet wide, except through rock cutting it shall be one hundred feet wide.

INDIANA AND ILLINOIS.

Indiana and Illinois.

Wabash River, from its mouth to Terre Haute, with special report as to improving said river up to Mount Carmel by dredging.

KENTUCKY.

Kentucky.

Green River, with a view to an extension of the present system of locks and dams.

LOUISIANA.

Louisiana.

Abita River, from Abita Springs to Bogue Falia.

Bayou Grossetete, from its source to Bayou Plaquemine.

LOUISIANA AND MISSISSIPPI.

Louisiana and Mississippi.

Amite River, from the mouth of Bayou Manchac to a point west of the town of Liberty, in Amite County, Mississippi.

MAINE.

Maine.

Portland Harbor.

Boothbay Harbor.

Chandlers River, with a view to its improvement by dredging from its mouth to Jonesboro.

Kennebunk River.

South Bristol Harbor, with a view to a channel thirty feet wide and twelve feet deep through the drawbridge.

New Meadows River.

Ogunquit Harbor.

Bass Harbor Bar and Deer Island Thoroughfare.

Corea Harbor, Gouldsboro.

Camden Harbor, with a view to constructing a break-water from the mainland to Negro Island.

Medomak River.

Northeast Harbor, Mount Desert.

Maryland.

MARYLAND.

Broad Creek, a waterway connecting Pocomoke Sound and Little Annessex River.

Tilghman Island Harbor, with a view to securing increased depth.

Northeast River from its mouth to the town of North East.

Tred Avon River, with a view to securing increased width of channel from Easton Point to the mouth of Peach Blossom Creek.

Slaughter Creek, with a view to removing the bar at the mouth.

Winchester Harbor.

Saint Martins River in Worcester County.

Sinepuxent Bay, with a view to a channel five feet in depth from the mouth of Saint Martins River south.

Twitch Cove and Big Thoroughfare River connecting Tylers River with Tangier Sound, in Chesapeake Bay.

Massachusetts.

MASSACHUSETTS.

Harbor at New Bedford and Fair Haven, with a view to extending the channel to Belleville.

Malden River.

Boston Harbor, with a view to securing increased depth in South Bay; Chelsea Creek between the Meridian Street Bridge and the old East Boston Bridge, and the south channel of Mystic River.

Salem Harbor, with a view to removing a shoal in the outer harbor of Salem and Beverly.

Weymouth Fore River, below the Quincy Point Bridge, with a view to straightening and improving the channel.

Plymouth Harbor.

Michigan.

MICHIGAN.

Saint Marys River at the Falls, with a view to the construction of an additional lock.

Keweenaw Waterway, with a view to enlarging the stilling basin at the west end, and increasing size of harbor of refuge.

Manistee Harbor, with a view to securing a channel not less than twenty feet deep from Lake Michigan to Lake Manistee, and the enlargement of the outer harbor, including the construction of a new south pier.

ARCADIA HARBOR.

Detroit River, Wyandotte Channel, lying between Fighting Island and the City of Wyandotte, with a view to straightening the channel.

Saint Marys River, with a view to the removal of shoals and reefs near Detour.

MINNESOTA.

Minnesota.

Harbor at Knife River.

Rainy River, with a view to removing obstructions in the channel at Rainier.

Mississippi River, with a view to the removal of a ledge in Aitkin County at or near Pine Knoll.

Harbor and channel at Saint Paul.

Saint Croix River at Afton.

Mississippi River, between Winnibigoshish and Pokegama reservoirs; and from Leech Lake dam to the mouth of Leech River, with a view to straightening and improving the channel.

MINNESOTA AND NORTH DAKOTA.

Minnesota
and North Dakota.

Red River of the North and its headwaters in Minnesota and North Dakota, with a view to determining whether storage reservoirs are necessary in the interest of navigation.

MINNESOTA AND WISCONSIN.

Minnesota
and Wisconsin.

Saint Louis River, from the head of the present project near the north end of Spirit Lake up to New Duluth, and from thence up to the stone quarries near Fond du Lac.

MISSISSIPPI.

Mississippi.

Big Black River, from its mouth to the town of West. Quiver River.

Yalobusha River, to the town of Derma.

Mouth of Pascagoula River, with a view to securing increased depth in a continuous channel from the upper limits of the present project in Dog River to deep water in the Gulf of Mexico.

Missouri.

MISSOURI.

Gasconade River from Gascondy to Arlington.

Nebraska.

NEBRASKA.

Missouri River near Omaha, South Omaha, Florence, and Dundee, with a view to improvement for navigation and protection of the banks in cooperation with local interests.

Missouri River at some point or points between Omaha and the mouth of the Platte River, with a view to determining by trial the practicability of the cable and sand plan for the protection of the channel and banks of the river.

New Jersey.

NEW JERSEY.

Newark Bay and Passaic and Hackensack rivers, with a view to securing channel depths of twenty and twenty-five feet from Kill van Kull to the bridges of the Newark and New York Railroad over said rivers; a depth of twenty feet up the Passaic River, first to Center street in the city of Newark, and second to the Nairn Linoleum Works, and a suitable depth from the last-named point to the city of Passaic.

Ship canal with depths of thirty and thirty-five feet extending from a point in the city of Newark, below the junction of the Pennsylvania and Lehigh Valley railroads through the Newark Meadows and Newark Bay to deep water of the Kill van Kull.

Woodbury Creek.

Absecon Creek.

Cooper Creek, with a view to an increased depth and an extension of the project.

Elizabeth River, with a view to providing a channel of sufficient depth from the Broad street bridge to the channel in Staten Island Sound.

South River, with a view of deepening the channel between South River and Old Bridge to a depth of six feet.

Delaware River, with a view to connecting the landing at Bordentown with the main channel.

Raritan River, including a widening of the channel from the mill or Martins Creek to Martins Dock on the north side.

Absecon Inlet, with a view to improving and maintaining the channel.

Pensauken Creek.

New York.

NEW YORK.

Great Sodus Bay.

Harbor at Port Henry.

Great Kills Harbor, with a view to securing increased anchorage area.

Buffalo Harbor, with a view to securing increased depth in the outer harbor and entrances thereto.

Sag Harbor, with a view to securing increased anchorage area and protecting the channel between said harbor and Gardiners Bay from the erosion of Cedar Point.

Olcott Harbor, with a view to securing increased depth.

Hudson River, with a view to securing increased depth.

Niagara River, with a view to securing a depth of eighteen feet from Black Rock Harbor to the foot of Sugar street in the city of Niagara Falls by way of the channel on the east side of Grand Island; also between the points named above by way of the channel on the west side of Grand Island between said island and Navy Island.

Bronx River.

Lemon Creek.

Little Neck Bay.

Manhasset Harbor.

Mount Sinai Harbor.

Hudson River at Ossining.

Milton Harbor and Mill Creek.

Larchmont Harbor.

New York Harbor, with a view to determining whether additional channel width and depth are necessary in the North or Hudson River.

NEW YORK AND VERMONT.

New York
and Vermont.

Narrows of Lake Champlain.

NORTH CAROLINA.

North Caro-
lina.

Cape Lookout Harbor, with a view to determining its availability and adaptability as a commercial harbor.

Core Creek, with a view to the improvement of navigation up to Core Creek landing.

Scuppernong River to the town of Cherry.

Edenton Bay.

Harbor of Belhaven, and entrance thereto.

Slades Creek.

Channel from Core Sound to Newport River, by way of Taylors Creek or Carrot Island Slough.

Elizabeth River.

Fishing Creek.

French Broad River.

Shallotte River.

OHIO.

Ohio.

Cuyahoga River, from its mouth to a more southerly connection with the Ohio Canal, with a view to eliminating bends and securing a navigable depth of twenty-one feet, with suitable width; with a report on any proposition for cooperation by localities affected thereby.

Sandusky River, from its mouth to Fremont, with a view to securing a navigable depth of ten feet, with suitable width.

Vermilion Harbor, with a view to securing additional width of harbor entrance.

Sandusky Harbor.

Ohio and
Indiana.

OHIO AND INDIANA.

Maumee River, from Toledo to Fort Wayne.

Oregon.

OREGON.

Coos Bay and entrance, including the removal of Guano Rock.

Umpqua River, from Scottsburg to Roseburg.

Oregon Slough, branch of Columbia River, opposite Vancouver, Washington.

Willamette River, between Portland and Oregon City.

Tillamook Bay and bar, with a view to securing a channel with a depth of fifteen feet and twenty feet, respectively; with a report on any proposition for cooperation by localities affected thereby.

East Fork of Coquille River, for a distance of seventeen miles up the stream from the mouth.

East Fork of Coquille River, for a distance of eight miles up the stream from the mouth.

Pennsylvania.

PENNSYLVANIA.

Frankford Creek.

Ridley River.

Chester River.

Darby River.

Porto Rico.

PORTO RICO.

Palmas Altas Harbor.

Rhode Island.

RHODE ISLAND.

Sakonnet Harbor.

South Caro-
lina.

SOUTH CAROLINA.

Waterways from Orangeburg to Charleston, including cut-off or canal from Edisto River to Ashley River with a view to providing a more direct route between said cities than that afforded by existing channels.

Waterways from Columbia and Camden to Charleston, including cut-off or canal from Santee River by any existing or proposed route to Cooper River or Wando River and any of their tributaries with a view to providing a more direct route between said cities than that afforded by existing waterways.

Great Pedee River, at Gibson Dam, with a view to aiding navigation.

Salkehatchie River to Morris Crossing.

South Fork Edisto River to Guignards Landing.

Harbor at Charleston, with a view to securing a depth of thirty feet.

Archers Creek.

TEXAS.

Texas.

Old (Trinity) River, in Chambers County, with a view to securing increased depth.

Pilkington Bayou.

Tres Palacios River.

Aransas Pass and tributary waters, including channels to Corpus Christi, Rockport, Aransas Pass, and to the mainland at any available point, with a view to determining the best location for a deep-water harbor or port. Said examination and report to be made by a board of five engineers, to be appointed by the Secretary of War.

Sabine River, as far as practicable above Orange.

Brazos River, with a view to preventing a cut-off at Jupiters Cut.

TEXAS AND OKLAHOMA.

Texas and
Oklahoma.

Red River, from the mouth of the Washita River to the mouth of the Big Wichita River.

VIRGINIA.

Virginia.

Willis River.

Archers Hope River, with a view to securing increased depth from its mouth to Williamsburg.

Aquia Creek from Coals Landing to the mouth.

Newport News Creek, with a view to securing a depth of eight feet.

Pagan River, with a view to securing a depth of twelve feet, and a turning basin at Smithfield.

WASHINGTON.

Washington.

Skagit River, from Sedro-Woolley to Baker.

Sammamish River.

Duwamish River.

Hoquiam River.

Dabob Bay.

Stilaguamish River.

East and west waterways in Seattle Harbor, with view to maintenance by United States Government.

Edmonds Harbor.

For a ship canal between Port Townsend Bay, Puget Sound, and Oak Harbor.

Harbor of refuge at Neah Bay, or at such other point in the vicinity thereof as will best subserve the interests of commerce and navigation.

West Virginia.

WEST VIRGINIA.

Deckers Creek, with a view to securing for a distance of two thousand five hundred feet up from its mouth a channel and harbor with the same depth of water as in the Monongahela River where said Deckers Creek empties into said river.

Wisconsin.

WISCONSIN.

Detroit Harbor.

Two Rivers, with a view to the further improvement of said harbor by the construction of a south stilling basin, or otherwise.

Waupaca River, from its mouth to Weyauwega.

Injuries by vessels on river and harbor works.

SEC. 4. That whenever any vessel belonging to or employed by the United States engaged upon river and harbor work collides with and damages another vessel, pier, or other legal structure belonging to any person or corporation, the Chief of Engineers shall cause an immediate and thorough examination to be made, and, if in his judgment, the facts and circumstances of the collision are such as to make the whole or any part of the damage inflicted a proper charge against the United States, the Chief of Engineers, subject to the approval of the Secretary of War, shall have authority to adjust and settle all claims for damages caused by such collision in cases where the claim for damage does not exceed five hundred dollars, and report the same to Congress for consideration.

Adjustment of claims.

Temporary leases allowed. R. S., sec. 3744, p. 738.

SEC. 5. That the requirements of section thirty-seven hundred and forty-four of the Revised Statutes shall not apply to the lease of lands, or easements therein, or of buildings, rooms, wharves, or rights of wharfage or dockage, or to the hire of vessels, boats, and other floating craft, for use in connection with river and harbor improvements, where the period of any such lease or hire is not to exceed three months.

Approved, June 25, 1910. — 15.138'

June 25, 1910. Vol. 36, pp. 703, 728.

CHAP. 384.—An Act Making appropriations for sundry civil expenses of the Government for the fiscal year ending June thirtieth, nineteen hundred and eleven, and for other purposes.

[H. R. 25552.] [Public. No. 266.]

Sundry civil expenses, appropriations.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums be, and the same are hereby, appropriated, for the objects hereinafter expressed, for the fiscal year ending June thirtieth, nineteen hundred and eleven, namely:

* * * * *

Rivers and harbors, contract work.

RIVERS AND HARBORS, CONTRACT WORK: Toward the construction of works on harbors and rivers, under contract

and otherwise, and within the limits authorized by law, namely:

For works authorized by the river and harbor Act of eighteen hundred and ninety-six, as follows: Vol. 29, p. 203.

Improving harbor at Cleveland, Ohio: For completing improvement under contract authorization, forty-two thousand dollars. *Ante*, p. 754. Cleveland, Ohio.

For works authorized by the river and harbor Act of eighteen hundred and ninety-nine, as follows: Vol. 30, p. 1121. *Ante*, p. 848.

Improving channel in Gowanus Bay, New York: For continuing improvement of Bay Ridge and Red Hook channels, two hundred and fifty thousand dollars. Bay Ridge and Red Hook channels, New York.

For works authorized by the river and harbor Act of nineteen hundred and two, as follows: Vol. 32, p. 381. *Ante*, p. 949.

Improving Arthur Kill, New York and New Jersey: For continuing improvement of channel from Kill van Kull to Raritan Bay, thirty thousand dollars. Arthur Kill, N. Y. and N. J.

Improving harbor at Cleveland, Ohio: For continuing improvement in accordance with plan for new harbor entrance and breakwater extension, in completion of contract authorization, one hundred thousand dollars. Cleveland, Ohio.

For works authorized by the river and harbor Act of nineteen hundred and five, as follows: Vol. 33, p. 1117. *Ante*, p. 1080.

Improving Hay Lake and Neebish channels, Saint Marys River, Michigan: For continuing improvement in completion of contract authorization, forty thousand dollars. Saint Marys River, Mich. Hay Lake and Neebish channels.

For continuing improvement of Mississippi River between Saint Paul and Minneapolis by the construction of Locks and Dams Numbered One and Two, in completion of contract authorization, fifty-nine thousand five hundred and forty-three dollars. Mississippi River. Saint Paul to Minneapolis. Locks and dams.

Improving Saint Marys River, Michigan: For continuing improvement at the falls, in completion of contract authorization, twenty-five thousand dollars. Saint Marys River, Mich.

For works authorized by the river and harbor Act of nineteen hundred and seven, as follows: Vol. 34, p. 1073. *Ante*, p. 1220.

Improving Black Warrior, Warrior, and Tombigbee rivers, Alabama: For continuing improvement by the construction of locks and dams, in completion of contract authorization, three hundred and twelve thousand dollars. Black Warrior, etc., rivers, Ala.

Improving harbor at Boston, Massachusetts: For continuing improvement of thirty-five foot channel, nine hundred thousand dollars. Boston, Mass.

Improving harbor at Bridgeport, Connecticut: For continuing improvement, twenty-five thousand dollars. Bridgeport, Conn.

Improving harbor at Cleveland, Ohio: For continuing improvement in accordance with plan for new harbor entrance and breakwater extension, one hundred and forty-nine thousand dollars. Cleveland, Ohio.

Improving Detroit River, Michigan: For continuing improvement of Livingstone Channel in accordance with plan "B," east route, six hundred thousand dollars. Detroit River, Mich.

Kennebec River, Me.

Improving Kennebec River, Maine: For continuing improvement from the mouth to Gardiner, in completion of contract authorization, forty-three thousand five hundred dollars.

Ludington, Mich.

Improving harbor at Ludington, Michigan: For continuing improvement, three hundred thousand dollars.

Mississippi River.
From the Ohio to the Missouri.

Improving Mississippi River from mouth of Ohio River to Minneapolis, Minnesota: For continuing improvement of Mississippi River from the mouth of the Ohio River to and including the mouth of the Missouri River, in completion of contract authorization, two hundred and fifty thousand dollars.

From the Missouri to Minneapolis.

For continuing improvement of Mississippi River from the mouth of the Missouri River to Minneapolis, Minnesota, in completion of contract authorization, five hundred thousand dollars.

Ambrose Channel, New York Harbor.

Improving New York Harbor, New York: For continuing improvement of Ambrose Channel, in completion of contract authorization, three hundred and twenty-four thousand five hundred and ten dollars.

Norfolk, Va.

Improving harbor at Norfolk, Virginia: For continuing improvement of harbor and approaches, from deep water in Hampton Roads to the junction of the eastern and southern branches, including removal of shoals at the mouth of the eastern branch, one hundred thousand dollars.

Ohio River Locks and Dams Nos. 13 and 18.

Improving Ohio River below Pittsburgh, Pennsylvania: For continuing construction of Locks and Dams Numbered Thirteen and Eighteen, fifty thousand dollars.

No. 26.

For continuing construction of Lock and Dam Numbered Twenty-six, four hundred thousand dollars.

Passaic River, N. J.

Improving Passaic River, New Jersey: For continuing improvement of channel in Newark Bay and Passaic River, one hundred and fifty thousand dollars.

Saint Marys River, Mich.
New canal, etc.

Improving Saint Marys River, Michigan: For continuing improvement at the falls by the construction of a new lock, with a separate canal, six hundred thousand dollars.

San Juan, P. R.

Improving harbor at San Juan, Porto Rico: For continuing improvement, in completion of contract authorization, eighty thousand dollars.

Trinity River, Tex.

Improving Trinity River, Texas: For the construction of locks and dams, in completion of contract authorization, eighty-five thousand dollars.

Mississippi River Commission.
Mississippi River.
From Head of Passes to the Ohio.

Improving Mississippi River: For continuing improvement of Mississippi River from Head of Passes to the mouth of the Ohio River, including salaries and clerical, office, traveling, and miscellaneous expenses of the Mississippi River Commission, in completion of contract authorization, two million dollars.

Vol. 35, p. 816.
Ante, p. 1326.

For works authorized by the river and harbor Act of nineteen hundred and nine, and in completion of contract authorizations, as follows:

Improving Appomattox River, Virginia: For completion of the work of deflection and improvement of the river at Petersburg, sixty thousand dollars. Appomattox River, Va.

Improving Aransas Pass and Bay, Texas: For continuing improvement, three hundred and fifty thousand dollars. Aransas Pass and Bay, Tex.

Improving Big Sandy River, West Virginia and Kentucky: For completing improvement at Dam Numbered One, Tug Fork, and Dam Numbered One, Levisa Fork, Big Sandy River, twenty-five thousand dollars. Big Sandy River, W. Va. and Ky.

Improving Ohio River below Pittsburg, Pennsylvania: For completion of Lock and Dam Numbered Thirty-seven, one hundred and fifty thousand dollars. Ohio River, Dam No. 37.

Improving Tennessee River below Chattanooga, Tennessee, Alabama, and Kentucky: For continuing improvement at Hales bar, Tennessee, fifty thousand eight hundred and seventy-five dollars. Tennessee River, below Chattanooga. Hales bar, Tenn.

* * * * *

SURVEY OF NORTHERN AND NORTHWESTERN LAKES: For survey of northern and northwestern lakes, including all necessary expenses for preparing, correcting, extending, printing, and issuing charts and bulletins, and of investigating lake levels, with a view to their regulation, to be immediately available, one hundred and twenty-five thousand dollars. Survey of northern and northwestern lakes.

CALIFORNIA DÉBRIS COMMISSION: For defraying the expenses of the commission in carrying on the work authorized by the act of Congress approved March first, eighteen hundred and ninety-three, fifteen thousand dollars. California Débris Commission. Vol. 27, p. 507. Ante, p. 659.

HARBOR OF NEW YORK: For prevention of obstructive and injurious deposits within the harbor and adjacent waters of New York City: New York Harbor. Deposits.

For pay of inspectors, deputy inspectors, office force, and expenses of office, ten thousand two hundred and sixty dollars; Inspectors.

For pay of crews and maintenance of six steam tugs and one launch, seventy-five thousand dollars; Crews, etc.

For renewing engines and boilers of steam tug Vigilant, fifteen thousand dollars; Repairs.

In all, one hundred thousand two hundred and sixty dollars.

INTERNATIONAL WATERWAYS COMMISSION: For continuing the work of investigation and report by the International Waterways Commission, authorized by section four of the river and harbor Act approved June thirteenth, nineteen hundred and two, twenty thousand dollars. International Waterways Commission. Vol. 32, p. 373. Ante, p. 1009.

* * * * *

Approved, June 25, 1910.

June 25, 1910.
Vol. 36, pp.
774, 789, 801.
[H. R. 26730.]
[Public, No.
267.]

CHAP. 385.—An Act Making appropriations to supply deficiencies in appropriations for the fiscal year nineteen hundred and ten, and for other purposes.

Deficiencies
appropriations.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums be, and are hereby, appropriated, out of any money in the Treasury not otherwise appropriated, to supply deficiencies in appropriations for the fiscal year nineteen hundred and ten, and for other purposes, namely:

* * * * *

Battleship
"Maine."
Removing,
etc., wreck in
Habana har-
bor.

Wreck of battle ship Maine: For additional amount for the raising or the removal of the wreck of the battle ship Maine from the harbor of Habana in accordance with the provisions of the Act approved May tenth, nineteen hundred and ten, two hundred thousand dollars.

William
Rydmark
Payment to.

River and harbor improvement: To pay William Rydmark the balance of amount awarded him by the commissioners appointed in nineteen hundred and four in condemnation proceedings relating to lands affected by the building of Lock and Dam Numbered One in the Mississippi River between Saint Paul and Minneapolis, six hundred dollars.

Muskingum
River.
Repairing
levee of dam.
Vol. 35, p.
815.
Ante, p. 1328.

For repairing the break in the levee at Dam Numbered Ten in the Muskingum River, at Zanesville, Ohio, the Secretary of War is authorized and directed to use not exceeding three thousand dollars of the sum appropriated in the river and harbor appropriation Act approved March third, nineteen hundred and nine, for the preservation and maintenance of existing river and harbor works.

* * * * *

Bureau of
Immigration
and Natural-
ization.

BUREAU OF IMMIGRATION AND NATURALIZATION.

* * * * *

Ellis Island
station, N. Y.
Dredging,
etc.

For dredging channels to landings at and construction of a breakwater to protect the landing on the north side of Ellis Island, New York Harbor, to continue available during the fiscal year nineteen hundred and eleven, fifty thousand dollars.

* * * * *

Approved, June 25, 1910.

June 25, 1910.
Vol. 36, p.
828.
[H. R. 12353.]
[Public No.
278.]

CHAP. 396.—An Act Authorizing the Lone Star Canal Company, of Anahuac, Chambers County, Texas, to erect a dam across the mouth of Turtle Bay, and for other purposes.

Turtle Bay,
Tex.
Lone Star
Canal Com-
pany may dam.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Lone Star Canal Company, of Anahuac, Chambers County, Texas, be, and hereby is, authorized, under the supervision of the Secretary of War, to con-

struct and maintain a bulkhead or dam across the mouth of Turtle Bay, north of Browns Pass of the Trinity River, commencing on the mainland abutting on the property of said company, extending westwardly about one thousand nine hundred feet to a point three hundred feet north of the mouth of said Browns Pass, abutting on state land: *Provided*, That said company shall, at its own expense, provide and keep a lock in said bulkhead or dam at such place and of such dimensions as may be approved by the Secretary of War.

Proviso.
Lock.

SEC. 2. That said company, under the supervision of the Secretary of War, is hereby authorized to close by dam all passes from the Trinity River to said Turtle Bay, also Jacks Pass, connecting Trinity River with Galveston Bay.

Closing
passes.

SEC. 3. That said company, after it shall have acquired title to the right of way, shall have and is hereby granted authority to cut a ditch of such depth and dimensions as may be prescribed by the Secretary of War from the Trinity River, opposite the junction of Old and Trinity rivers, to Smiths Bayou.

Ditch from
Trinity River
to Smiths
Bayou.

SEC. 4. That the work herein authorized shall not be commenced until the plans therefor shall have been filed in the War Department, and that the said work shall be constructed under the provisions of the Act entitled "An Act to regulate the construction of dams across navigable waters," approved June twenty-first, nineteen hundred and six, and the Act amendatory thereof, approved June, nineteen hundred and ten, so far as the same may be hereto applicable.

Construc-
tion.

Vol. 34, p.
386.
Ante, p. 1183.

Vol. 36, p.
593.
Ante, p. 1376.

SEC. 5. That the right to alter, amend, or repeal this Act is hereby expressly reserved.

Amendment.

Approved, June 25, 1910.

CHAP. 430.—An Act To authorize the construction and maintenance of a dike on Olalla Slough, Lincoln County, Oregon.

June 25, 1910.
Vol. 36, p. 855.

[H. R. 26458.]
[Public, No.
812.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the legal officers of the Olalla diking district, organized under the laws of the State of Oregon, be, and hereby are, authorized to construct upon the foundation already laid, and to maintain a dike across the Olalla Slough, in Lincoln County, Oregon, with a gate therein so constructed and maintained as to be readily opened and easily operated for the purposes of navigation. Said gates may be closed for such time as to prevent the overflowing by the tides of the lands above the dike under regulations to be prescribed from time to time by the Secretary of War: *Provided, however*, That the work now existing shall not be legalized nor shall any new work be commenced until the plans therefor have been

Olalla
Slough, Ore.
Olalla dik-
ing district
may construct
a dike across.

Closing
gates.

Proviso.
Approval of
plans.

filed with and approved by the Secretary of War and Chief of Engineers.

Amendment. SEC. 2. That the right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, June 25, 1910.

June 25, 1910. **CHAP. 436.**—An Act To confer upon the city of New York the power to obstruct certain navigable waters wholly within its limits.

[S. 6118.]
[Public, No. 318.]

New York City.
May close certain navigable waters wholly in.

Provisos.
Approval of Secretary of War, etc.

Changes, etc.

Liability for damages.

Right to alter, etc.
No liability of United States.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the consent of Congress is hereby given to the city of New York, in the State of New York, to obstruct navigation of any river or other waterway which does not form a connecting link between other navigable waters of the United States, and lying wholly within the limits of said city, by closing all or any portion of the same or by building structures in or over the same when the said city shall be lawfully authorized to do so by the State of New York: *Provided, however,* That any such obstruction shall be unlawful unless the location and plans for the proposed work or works before the commencement thereof shall have been filed with and approved by the Secretary of War and Chief of Engineers; and when the plans for any such obstruction have been approved by the Chief of Engineers and by the Secretary of War it shall not be lawful to deviate from such plans either before or after the completion of such obstruction, unless the modification of such plans has previously been submitted to and received the approval of the Chief of Engineers and the Secretary of War: *And provided further,* That the city of New York shall be liable for any damage that may be inflicted upon private property by reason of any of the provisions of this Act.

SEC. 2. That the right to alter, amend, or repeal this Act is hereby expressly reserved, and the United States shall incur no liability for the alteration, amendment, or repeal thereof to the city of New York, or to the owner or owners, or any other persons interested in any obstruction which shall have been constructed under its provisions.

Approved, June 25, 1910.

June 25, 1910. **CHAP. 440.**—An Act To authorize the Dauphin Island Railway and Harbor Company, its successors or assigns, to construct and maintain a bridge, or bridges, or viaducts, across the water

[S. 7908.]
[Public, No. 322.]

between the mainland, at or near Cedar Point and Dauphin Island, both Little and Big; also to dredge a channel from the

deep waters of Mobile Bay into Dauphin Bay, and to dredge the said Dauphin Bay; also to construct and maintain docks and wharves along both Little and Big Dauphin islands.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Dauphin Island Railway and Harbor Company, a corporation existing under the laws of the State of Alabama, be, and it is hereby, authorized to construct, maintain, and operate a railroad bridge or bridges and approaches thereto between the mainland at a point suitable to the interests of navigation at or near Cedar Point and Dauphin Island, both Little and Big, situated in Mobile County, State of Alabama, in accordance with the provisions of the Act entitled "An Act to regulate the construction of bridges over navigable waters," approved March twenty-third, nineteen hundred and six.

Sec. 2. That the consent of Congress is hereby given that the said company may build and maintain wharves and docks from Little Dauphin Island, also from Big Dauphin Island, into the waters adjacent thereto, namely Mobile Bay, Dauphin Bay, Mississippi Sound, and the Gulf of Mexico, at such points and in accordance with such plans as may be recommended by the Chief of Engineers and approved by the Secretary of War.

Sec. 3. That the consent of Congress is hereby further given that the said company may build, construct, or dredge a channel from the deep waters of Mobile Bay up to and into Dauphin Bay, cutting or dredging that certain portion of Dauphin Island necessary to construct a straight channel from the proper and most convenient point or points in said deep waters of Mobile Bay to and into Dauphin Bay; and that the consent of Congress is also given that the said company may construct or dredge a basin to the full extent of Dauphin Bay or any part thereof, said bay lying between Little Dauphin and Big Dauphin islands; and that it may use the dredged material in filling, constructing, and reclaiming lands on or adjacent to Little Dauphin and Big Dauphin islands and that it may deposit same at other points which will not interfere with or endanger navigation: *Provided*, That the location, depth, width, and extent of said channel and basin shall be subject to the approval of the Chief of Engineers and the Secretary of War, and until approved by them the work of construction shall not be commenced: *And provided further*, That no portion of said dredged material shall be deposited in any navigable water until the place of deposit has been approved by the Chief of Engineers and the Secretary of War, and the deposit of said material in navigable waters shall at all times be subject to the control of said Chief of Engineers and Secretary of War.

Mobile Bay,
Ala.
Dauphin
Island Rail-
way and Har-
bor Company
may bridge
waters of.
Location.
Vol. 37, p.
136.
Post, p. 1515.

Vol. 34, p.
84.
Appendix,
Vol. II.

Wharves and
docks in Dau-
phin Bay, etc.

Channel to
Dauphin Bay
authorized.

Reclaiming
lands.

Provision.
Approval by
Secretary of
War, etc.

Deposit of
dredged mate-
rial.

Legal rights, etc., not impaired.

SEC. 4. That this Act shall not be construed as authorizing the invasion or impairment of the legal rights of any other person or corporation, nor as conferring any right, power, or privilege in conflict with, nor any infringement of, the laws of the State of Alabama; nor as authorizing the use or occupancy of any portion of the Fort Gaines Military Reservation, except in such manner as may be specifically recommended by the Chief of Engineers and approved by the Secretary of War.

Fort Gaines Reservation. Use restricted.

Bridge, etc., by Mobile Railway and Dock Company repealed.

SEC. 5. That the Act approved February fifth, nineteen hundred and six, entitled "An Act to authorize the Mobile Railway and Dock Company to construct and maintain a bridge or viaduct across the water between the end of Cedar Point and Dauphin Island," is hereby repealed.

Vol. 34, p. 10, repealed. Ante, p. 1138. Time of construction. Vol. 37, p. 136. Post, p. 1516

SEC. 6. That the consent hereby given shall be considered as withdrawn and deemed to be revoked if actual construction of the work described in sections two and three hereof be not commenced within two years and completed within five years from the date of the approval of this Act.

Amendment.

SEC. 7. That the right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, June 25, 1910.

June 25, 1910. Vol. 36, p. 883.

[No. 39.] Joint Resolution Making an appropriation to permit the President to protect lands and property in Imperial Valley, California.

[S. J. Res. 120.] [Pub. Res., No. 43.]

Imperial Valley, Cal. Appropriation to protect from overflow of Colorado River.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the sum of one million dollars, or so much thereof as may be necessary, is hereby appropriated, out of any money in the Treasury not otherwise appropriated, to be expended by the President for the purpose of protecting the lands and property in the Imperial Valley and elsewhere along the Colorado River, within the limits of the United States, against injury or destruction by reason of the changes in the channels of the Colorado River, and the President is authorized to expend any portion of such money within the limits of the Republic of Mexico as he may deem proper in accordance with such agreements for the purpose as he may make with the Republic of Mexico.

Approved, June 25, 1910.

Jan. 12, 1911. Vol. 36, p. 893.

CHAP. 11.—An Act To authorize the city of Sturgis, Michigan, to construct a dam across the Saint Joseph River.

[H. R. 6867.] [Public, No. 352.]

Saint Joseph River. Sturgis, Mich., may dam.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the city of Sturgis, a corporation organized under the laws of the State of Michigan, its successors and assigns, be, and they are hereby, authorized to con-

struct, maintain, and operate a dam across the Saint Joseph River, at or near its intersection with the section line between sections one and two, township six south, range eleven west, Saint Joseph County, in the State of Michigan, in accordance with the provisions of the Act approved June twenty-third, nineteen hundred and ten, entitled "An Act to amend an Act entitled 'An Act to regulate the construction of dams across navigable waters,' approved June twenty-first, nineteen hundred and six."

Vol. 34, p.
386.
Ante, p. 1376.

SEC. 2. That the right to alter, amend, or repeal this Act is hereby expressly reserved.

Amendment.

Approved, January 12, 1911.

CHAP. 12.—An Act To authorize the Great Northern Development Company to construct a dam across the Mississippi River from a point in Hennepin County to a point in Anoka County, Minnesota.

Jan. 12, 1911.
Vol. 36, p. 893.
[H. R. 25775.]
[Public, No.
333.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Great Northern Development Company, a corporation organized under the laws of the State of Maine, with special permit to do business in Minnesota, its successors and assigns, be, and they are hereby, authorized to construct, maintain, and operate a dam across the Mississippi River at Coon Creek Rapids from a point in lot one, section two, township one hundred and nineteen, range twenty-one, Hennepin County, to a point in lot four, section twenty-seven, township thirty-one, range twenty-four, Anoka County, all in the State of Minnesota, in accordance with the provisions of the Act approved June twenty-third, nineteen hundred and ten, entitled "An Act to amend an Act entitled 'An Act to regulate the construction of dams across navigable waters,' approved June twenty-first, nineteen hundred and six."

Mississippi
River.
Great North-
ern Develop-
ment Company
may dam at
Coon Creek
Rapids, Minn.

Vol. 34, p.
386.
Ante, p. 1376.

SEC. 2. That the right to alter, amend, or repeal this Act is hereby expressly reserved.

Amendment.

Approved, January 12, 1911.

CHAP. 36.—An Act Granting to the Ozark Power and Water Company authority to construct a dam across White River, Missouri.

Feb. 4, 1911.
Vol. 36, p. 897.
[S. 10268.]
[Public, No.
342.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Ozark Power and Water Company, a corporation organized under the laws of the State of Missouri, with principal offices in the city of Saint Louis, Missouri, its successors and assigns, be, and they are

White River,
Mo.
Ozark Power
and Water
Company may
dam, in Taney
County.

Vol. 34, p.
386.
Ante, p. 1376.

Amendment.

hereby, authorized to construct, maintain, and operate a dam across the White River at a point suitable to the interests of navigation at or near its northernmost point, in Taney County, Missouri, approximately ten miles downstream from the towns of Hollister and Branson and four miles upstream from the town of Forsyth, county seat of Taney County, in the State of Missouri, in accordance with the provisions of the Act approved June twenty-third, nineteen hundred and ten, entitled "An Act to amend an Act entitled 'An Act to regulate the construction of dams across navigable waters,' approved June twenty-first, nineteen hundred and six."

SEC. 2. That the right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, February 4, 1911.

Feb. 13, 1911. **CHAP. 48.**—An Act To amend an Act entitled "An Act permit-
Vol. 36, p. 902. ting the building of a dam across the Mississippi River at or near
[S. 6693.] the village of Sauk Rapids, Benton County, Minnesota," approved
[Public, No. February twenty-sixth, nineteen hundred and four.
352.]

Mississippi
River.
Dam across
at Sauk Rap-
ids, Minn.
Vol., 33, p.
53, amended.
Ante, p. 1043.

Time extend-
ed for con-
struction.
Vol. 34, p.
1058.
Ante, p. 1219.
Vol. 36, p.
931.
Post, p. 1459.

*Be it enacted by the Senate and House of Representa-
tives of the United States of America in Congress assem-
bled*, That section three of an Act entitled "An Act per-
mitting the building of a dam across the Mississippi
River at or near the village of Sauk Rapids, Benton
County, Minnesota," approved February twenty-sixth,
nineteen hundred and four, be, and the same is hereby,
amended so as to read as follows:

"SEC. 3. That this Act shall be null and void unless
the construction of the dam herein authorized be com-
menced on or before the first day of July, anno Domini
nineteen hundred and ten, and completed within two
years from that date."

Approved, February 13, 1911.

Feb. 13, 1911. **CHAP. 56.**—An Act Granting to Herman L. Hartenstein the
Vol. 36, p. 904. right to construct a dam across the Saint Joseph River, near
[S. 10288.] Mottville, Saint Joseph County, Michigan.
[Public, No.
360.]

Saint Joseph
River.
Herman L.
Hartenstein
may dam, near
Mottville.

Public Laws,
2d sess., p. 593.
Ante, p. 1376.

*Be it enacted by the Senate and House of Representa-
tives of the United States of America in Congress assem-
bled*, That Herman L. Hartenstein, a citizen of the State
of Michigan, his heirs and assigns, be, and they are
hereby, authorized to construct, maintain, and operate a
dam across the Saint Joseph River, at a point suitable to
the interests of navigation within one mile up the stream
from the highway bridge, at the village of Mottville,
Saint Joseph County, in the State of Michigan, in ac-
cordance with the provisions of the Act approved June
twenty-third, nineteen hundred and ten, entitled "An Act

to amend an Act entitled 'An Act to regulate the construction of dams across navigable waters,' approved June twenty-first, nineteen hundred and six."

SEC. 2. That the right to alter, amend, or repeal this Act is hereby expressly reserved. Amendment.

SEC. 3. That the Act entitled "An Act to authorize Herman L. Hartenstein to construct a dam across the Saint Joseph River, near the village of Mottville, Saint Joseph County, Michigan," approved March second, nineteen hundred and seven, is hereby repealed. Former act repealed.
Vol. 34, p. 1254.
Ante, p. 1287.

Approved, February 13, 1911.

CHAP. 57.—An Act Extending the provisions of the Act approved March tenth, nineteen hundred and eight, entitled "An Act to authorize A. J. Smith and his associates to erect a dam across the Choctawhatchee River in Dale County, Alabama." Feb. 13, 1911.
Vol. 36, p. 905.
[S. 10324.]
[Public, No. 361.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the time for completing the construction of the dam authorized by the Act entitled "An Act to authorize A. J. Smith and his associates to erect a dam across the Choctawhatchee River, in Dale County, Alabama," approved March tenth, nineteen hundred and eight, is hereby extended to one year from and after the passage of this Act. Choctawhatchee River.
Time extended for damming, by A. J. Smith et al.
Vol. 35, p. 40, amended.
Ante, p. 1297.

SEC. 2. That the right to alter, amend, or repeal this Act is hereby expressly reserved. Amendment.

Approved, February 13, 1911.

CHAP. 79.—An Act To authorize the Chucawalla Development Company to build a dam across the Colorado River at or near the mouth of Pyramid Canyon, Arizona; also a diversion intake dam at or near Black Point, Arizona, and Blythe, California. Feb. 15, 1911.
Vol. 36, p. 909.
[H. R. 31859.]
[Public, No. 374.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Chucawalla Development Company, a corporation organized under the laws of the State of California, its successors and assigns, be, and they are hereby, authorized to construct, maintain, and operate a dam across the Colorado River at the mouth of Pyramid Canyon, known as "Bulls Head damsite," about twenty-two miles north of Fort Mohave, Mohave County, Arizona, and a portion of said site being located in Lincoln County, Nevada; also a diversion intake dam, ten feet high, to be located at or near Black Point, about twenty miles north and upstream from the town of Ehrenburg, Yuma County, Arizona, and about twenty miles north and above the town of Blythe, Riverside County, Cali- Colorado River.
Chucawalla Development Company may dam, at mouth of Pyramid Canyon.

Diversion intake dam at Black Point, Ariz.

Construction.
Vol. 36, p.
593.
Ante, p. 1376.

Provisos.
Time for
construction.

Secretary
of Interior to
approve plans,
etc.

Indian
rights, etc.

Amendment.

fornia, in accordance with the provisions of the Act approved June twenty-third, nineteen hundred and ten, entitled "An Act to amend an Act entitled 'An Act to regulate the construction of dams across navigable waters,' approved June twenty-first, nineteen hundred and six": *Provided*, That the actual construction of said dams shall be begun within two years and completed within five years from the date of the passage of this Act: *And provided further*, That the actual construction of said dams shall not be commenced until the plans and specifications therefor shall have been presented to and approved by the Secretary of the Interior in addition to the requirements of the Act approved June twenty-third, nineteen hundred and ten, entitled "An Act to amend an Act entitled 'An Act to regulate the construction of dams across navigable waters,' approved June twenty-first, nineteen hundred and six," and in approving the plans and specifications, the Secretary of the Interior may impose such conditions as to him shall seem proper for the protection of the public interests of Indians and the United States.

SEC. 2. That the right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, February 15, 1911.

Feb. 18, 1911.
Vol. 36, p. 920.

CHAP. 117.—An Act Permitting the building of a dam across Rock River at Lyndon, Illinois.

[H. R. 30571.]
[Public, No.
392.]

Rock River.
Edward A.
Smith and
Harvey S.
Green may
dam, at Lyn-
don, Ill.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That Edward A. Smith and Harvey S. Green, of Morrison, Illinois, their heirs, administrators, executors, successors, and assigns, are hereby authorized to construct, maintain, and operate a dam across Rock River at a point suitable to the interests of navigation at or near Lyndon, Whiteside County, Illinois, the south end of said dam to be located near the line between sections twenty-one and twenty-two in township twenty north, range five east, fourth principal meridian, and the north end of said dam to intersect the bank of said river in section twenty-one in the same township, range, and meridian, and all works incident thereto in the utilization of the power thereby developed, in accordance with the provisions of the Act approved June twenty-third, nineteen hundred and ten, entitled "An Act to amend an Act entitled 'An Act to regulate the construction of dams across navigable waters,' approved June twenty-first, nineteen hundred and six."

Vol. 36, p.
593.
Ante, p. 1376.

Amendment.

SEC. 2. That the right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, February 18, 1911.

CHAP. 118.—An Act Granting five years' extension of time to Feb. 18, 1911. Charles H. Cornell, his assigns, assignees, successors, and grantees, Vol. 36, p. 920. in which to construct a dam across the Niobrara River, on the [H. R. 31662.] Fort Niobrara Military Reservation, and to construct electric [Public, No. light and power wires and telephone line and trolley or electric 393.] railway, with telegraph and telephone lines, across said reservation.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the time given Charles H. Cornell, his assigns, assignees, successors, and grantees, by an Act of Congress entitled "An Act to grant to Charles H. Cornell, his assigns and successors, the right to abut a dam across the Niobrara River on the Fort Niobrara Military Reservation, Nebraska, and to construct and operate a trolley or electric railway line and telegraph and telephone lines across said reservation," approved June eighteenth, nineteen hundred and six, in which to construct and to put into operation such dam, and to construct and suspend wires across the said Fort Niobrara Military Reservation for the purpose of transmitting electric light and power, and to complete the construction of telegraph wires across said military reservation; also, the time in which to complete the construction and commence the operation of the trolley or electric railway, with telegraph and telephone lines, over said Fort Niobrara Military Reservation, be, and the same is hereby, extended for five years from the date of the approval of this Act: *Provided*, That the privileges granted in said Act may be revoked by order of the Secretary of War, in the event of which, on the further order of the Secretary of War so to do, any or all of the constructions of any kind, improvements, fixtures, or appurtenances, shall be removed by the owner of the same at his or its own expense and cost, and without any claim of any kind from the United States.

Niobrara River. Time extended for damming, etc., on Fort Niobrara Military Reservation, Nebr. Vol. 34, p. 297, amended. Ante, p. 1181.

Right of way.

Proviso. Revocation of privileges.

Sec. 2. That the right to alter, amend, or repeal this Act is hereby expressly reserved.

Amendment.

Approved, February 18, 1911.

CHAP. 120.—An Act To authorize the Virginia Iron, Coal and Feb. 18, 1911. Coke Company to build a dam across the New River near Foster Vol. 36, p. 921. Falls, Wythe County, Virginia. [H. R. 31922.] [Public, No. 395.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Virginia Iron, Coal and Coke Company, a corporation organized under the laws of the State of Virginia, its successors and assigns, be, and they are hereby, authorized to construct, maintain, and operate a dam across the New River, at a point suitable to the interests of navigation, at a point near Foster Falls, Wythe County, in the State of Virginia, in accordance

New River. Virginia Iron, Coal and Coke Company may dam, near Foster Falls, Va.

Vol. 36, p. 593. with the provisions of the Act approved June twenty-third, nineteen hundred and ten, entitled "An Act to amend an Act entitled 'An Act to regulate the construction of dams across navigable waters,' approved June twenty-first, nineteen hundred and six."

Amendment. Sec. 2. That the right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, February 18, 1911.

Feb. 18, 1911. CHAP. 121.—An Act Authorizing the building of a dam across
Vol. 36, p. 922. the Savannah River at Cherokee Shoals.

[H. R. 31925.]
[Public, No. 396.]

Savannah
River.
Hugh Mac-
Rae and Com-
pany may dam,
at Cherokee
Shoals, Ga.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That Hugh MacRae, M. F. H. Gouverneur, and E. W. Van C. Lucas, partners trading under the firm name of Hugh MacRae and Company, bankers, of the city of Wilmington, North Carolina, and their assigns, are hereby authorized to construct and maintain a dam across the Savannah River, at a point suitable to the interests of navigation, extending from a point in Elbert County, Georgia, to a point in Abbeville County, South Carolina, upon or in the vicinity of Cherokee Shoals, and all works incident thereto in the utilization of the power thereby developed, in accordance with the provisions of the Act approved June twenty-third, nineteen hundred and ten, entitled "An Act to amend an Act entitled 'An Act to regulate the construction of dams across navigable waters,' approved June twenty-first, nineteen hundred and six."

Vol. 36, p. 593.
Ante, p. 1376.

Amendment. Sec. 2. That the right to alter, amend, or repeal this Act is hereby expressly reserved.

Former law
repealed.
Vol. 34, p. 1255.
Ante, p. 1287.

Sec. 3. That the Act of Congress approved March second, nineteen hundred and seven, entitled "An Act permitting the building of a dam across the Savannah River at Cherokee Shoals by the Hugh MacRae Company, a corporation organized under the laws of South Carolina," is hereby repealed.

Approved, February 18, 1911.

Feb. 18, 1911. CHAP. 122.—An Act Permitting the building of a dam across
Vol. 36, p. 922. Rock River near Byron, Illinois.

[H. R. 31926.]
[Public, No. 397.]

Rock River.
Byron Water
Power Com-
pany may dam,
near Byron,
Ill.

Vol. 37, p. 85.
Post, p. 1509.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Byron Water Power Company, a corporation organized under the laws of the State of Illinois, with its principal office at Byron, Illinois, its successors and assigns, is hereby authorized to construct and maintain a dam across Rock River at a point suitable to the interests of navigation near the upper end of

an island in said river at or near the north line of the south half of the southeast quarter of section twenty, township twenty-five north, range eleven east, of the fourth principal meridian, in Ogle County, Illinois, and all works incident thereto in the utilization of the power thereby developed, in accordance with the provisions of the Act approved June twenty-third, nineteen hundred and ten, entitled "An Act to amend an Act entitled 'An Act to regulate the construction of dams across navigable waters,' approved June twenty-first, nineteen hundred and six."

Vol. 36, p.
593.
Ante, p. 1376.

SEC. 2. That the right to alter, amend, or repeal this Act is hereby expressly reserved.

Amendment.

Approved, February 18, 1911.

CHAP. 123.—An Act Authorizing the Ivanhoe Furnace Corporation, of Ivanhoe, Wythe County, Virginia, to erect a dam across New River. Feb. 18, 1911. Vol. 36, p. 922.

[H. R. 31931.]
[Public, No. 398.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Ivanhoe Furnace Corporation, of Ivanhoe, Wythe County, Virginia, its successors and assigns, be, and they are hereby authorized to construct, maintain, and operate a dam across New River, at a point suitable to the interests of navigation, at Ivanhoe, Wythe County, Virginia, in accordance with the provisions of the Act approved June twenty-third, nineteen hundred and ten, entitled "An Act to amend an Act entitled 'An Act to regulate the construction of dams across navigable waters,' approved June twenty-first, nineteen hundred and six."

New River.
Ivanhoe Furnace Corporation may dam, at Ivanhoe, Va.

Vol. 36, p.
593.
Ante, p. 1376.

SEC. 2. That the right to alter, amend, or repeal this Act is hereby expressly reserved.

Amendment.

Approved, February 18, 1911.

CHAP. 150.—An Act To authorize J. W. Vance, L. L. Allen, C. F. Helwig, and H. V. Worley, of Pierce City, Missouri; A. B. Durnil, D. H. Kemp, Sig Solomon, J. J. Davis, S. A. Campbell, and W. M. West, of Monett, Missouri; M. L. Coleman, M. T. Davis, Jared R. Woodfill, junior, J. H. Jarrett, and William H. Standish, of Aurora, Lawrence County, Missouri; and L. S. Myer, F. S. Heffernan, Robert A. Moore, William H. Johnson, J. P. McCammon, M. W. Colbaugh, and W. H. Schreiber, of Springfield, Greene County, Missouri, to construct a dam across the James River, in Stone County, Missouri, and to divert a portion of its waters through a tunnel into the said river again to create electric power. Feb. 24, 1911. Vol. 36, p. 929.

[S. 574.]
[Public, No. 412.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That J. W. Vance, L. L. Allen, C. F. Helwig, and H. V. Worley, of Pierce City, Missouri; A. B. Durnil, D. H. Kemp, Sig Solomon, J. J. Davis, S. A. Campbell,

James River.
J. W. Vance and others may dam, in Big Bend of
Vol. 37, p.
65.
Post, p. 1506.

and W. M. West, of Monett, Missouri; M. L. Coleman, M. T. Davis, Jared R. Woodfill, junior, J. H. Jarrett, and William H. Standish, of Aurora, Lawrence County, Missouri; and L. S. Meyer, F. S. Heffernan, Robert A. Moore, William H. Johnson, J. P. McCammon, M. W. Colbaugh, and W. H. Schreiber, of Springfield, Greene County, Missouri, their heirs and assigns, be, and they are hereby, authorized to construct, maintain, and operate a dam in the Big Bend of the James River, in section twenty-two, township twenty-three north, range twenty-four west, in the county of Stone and State of Missouri, across the said James River at said point, and to impound thereat in what is known as the Lower Narrows of the Big Bend of the said James River the waters of said river, and by canal and tunnel to divert and conduct across said narrows such portion of the water of said river, through said tunnel into said river again, as may be necessary for electric-power purposes. The construction, maintenance, and operation of the dam herein authorized, as well as the determination of the rights and obligations under the permission granted hereby, shall be in all respects in accordance with and subject to the provisions of the Act approved June twenty-third, nineteen hundred and ten, entitled "An Act to amend an Act entitled 'An Act to regulate the construction of dams across navigable waters,' approved June twenty-first, nineteen hundred and six."

Construction,
etc.

Vol. 36, p.
593.
Ante, p. 1376.

Amendment.

SEC. 2. That the right to alter, amend, or repeal this Act in whole or in part is hereby expressly reserved.

Approved, February 24, 1911.

Feb. 24, 1911. CHAP. 153.—An Act To authorize the Secretary of War to grant a right of way through lands of the United States to the Buckhannon and Northern Railroad Company.

[S. 10404.]
[Public, No.
415.]

Monongahela River.
Buckhannon
and Northern
Railroad Com-
pany granted
right of way
across lands
of locks on.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War be, and he is hereby, authorized, in his discretion, to grant the Buckhannon and Northern Railroad Company a right of way through lands of the United States, on the western bank of the Monongahela River, in the State of West Virginia, adjacent to locks numbered ten, eleven, twelve, thirteen, and fourteen, at such price, and on such terms and conditions, as he may consider just, equitable, and expedient.

Amendment.

SEC. 2. That the right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, February 24, 1911.

CHAP. 156.—An Act To authorize the Rainy River Improvement Company to construct a dam across the outlet of Namakan Lake at Kettle Falls, in Saint Louis County, Minnesota. Feb. 24, 1911.
Vol. 36, p. 931.

[S. 10506.]
[Public, No. 418.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Rainy River Improvement Company, a corporation organized under the laws of the State of Minnesota, its successors and assigns, be, and they are hereby, authorized to construct, maintain, and operate a dam across the outlet of Lake Namakan at Kettle Falls, in Saint Louis County, Minnesota, at a point suitable to the interests of navigation, in accordance with the provisions of the Act approved June twenty-third, nineteen hundred and ten, entitled "An Act to amend an Act entitled 'An Act to regulate the construction of dams across navigable waters,' approved June twenty-first, nineteen hundred and six."

Namakan
Lake.
Rainy River
Improvement
Company may
dam, at Kettle
Falls, Minn.

Vol. 36, p.
593.
Ante, p. 1376.

SEC. 2. That the right to alter, amend, or repeal this Act is hereby expressly reserved.

Amendment.

Approved, February 24, 1911.

CHAP. 158.—An Act To amend an Act entitled "An Act permitting the building of a dam across the Mississippi River at or near the village of Sauk Rapids, Benton County, Minnesota," approved February twenty-sixth, nineteen hundred and four. Feb. 24, 1911.
Vol. 36, p. 931.

[S. 10757.]
[Public, No. 420.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section three of an Act entitled "An Act permitting the building of a dam across the Mississippi River at or near the village of Sauk Rapids, Benton County, Minnesota," approved February twenty-sixth, nineteen hundred and four, be, and the same is hereby, amended so as to read as follows:

Mississippi
River.
Time extend-
ed for dam-
ming at Sauk
Rapids, Minn.
Vol. 33, p. 53,
amended.
Ante, p. 1043.

"SEC. 3. That this Act shall be null and void and all rights acquired under the same forfeited unless the construction of the dam herein authorized be commenced on or before the first day of July, anno Domini nineteen hundred and eleven, and such construction continued with and the dam completed within two years from the date last mentioned."

Time of con-
struction.
Vol. 34, p.
1058.
Ante, p. 1452.

Approved, February 24, 1911.

CHAP. 159.—An Act To authorize the Minnesota River Improvement and Power Company to construct dams across the Minnesota River. Feb. 24, 1911.
Vol. 36, p. 932.

[S. 10836.]
[Public, No. 421.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Minnesota River Improvement and Power

Minnesota
River.

Minnesota River Improvement and Power Company may dam.

Company, a corporation organized under the laws of the State of Minnesota, its successors and assigns, be, and they are hereby, authorized to construct, maintain, and operate dams across the Minnesota River at points suitable to the interests of navigation, as follows:

At outlet of Lake Bigstone.

First. One at or near the outlet of Lake Bigstone, in the counties of Bigstone and Lac qui Parle, Minnesota, and the county of Grant, South Dakota, and in that connection to divert the waters of the Whetstone River into Bigstone Lake.

Confluence with Redwood River.

Second. One at or near the confluence of the Redwood and Minnesota Rivers between the counties of Renville and Redwood, in said State.

Construction, etc. Vol. 36, p. 593. Ante, p. 1376.

Each of said dams are to be constructed, maintained, and operated in accordance with the provisions of the Act approved June twenty-third, nineteen hundred and ten, entitled "An Act to amend an Act entitled 'An Act to regulate the construction of dams across navigable waters,' approved June twenty-first, nineteen hundred and six."

Amendment.

SEC. 2. That the right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, February 24, 1911.

Feb. 27, 1911. Vol. 36, p. 933. [H. R. 28632.] [Public, No. 425.]

CHAP. 166.—An Act Making appropriations for the construction, repair, and preservation of certain public works on rivers and harbors, and for other purposes.

Rivers and harbors appropriations.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums of money be, and are hereby, appropriated, to be paid out of any money in the Treasury not otherwise appropriated, to be immediately available, and to be expended under the direction of the Secretary of War and the supervision of the Chief of Engineers for the construction, completion, repair, and preservation of the public works hereinafter named:

Bar Harbor, Me. Breakwater. *Proviso.* Contracts.

Breakwater from Mount Desert to Porcupine Island, Bar Harbor, Maine: Continuing construction, thirty thousand dollars: *Provided,* That the Secretary of War may enter into a contract or contracts for such materials and work as may be necessary to complete the said project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate one hundred and forty-five thousand two hundred dollars, exclusive of the amounts herein and heretofore appropriated.

Pepperells Cove, Me.

Improving Pepperells Cove, Maine: Continuing improvement, thirty-five thousand dollars.

Saco River, Me.

Improving Saco River, Maine: Completing improvement, twenty-five thousand dollars.

Improving Exeter River, New Hampshire: Completing improvement in accordance with the report submitted in House Document Numbered One thousand and ninety, Sixty-first Congress, third session, nine thousand two hundred dollars. Exeter River,
N. H.

Improving harbor at Burlington, Vermont: For maintenance and repair of breakwater, two thousand five hundred dollars. Burlington,
Vt.

Improving harbor at Gloucester, Massachusetts: For maintenance, fifteen thousand dollars. Gloucester,
Mass.

Improving harbor at Nantucket, Massachusetts: Continuing improvement and for maintenance, twenty thousand dollars. Nantucket,
Mass.

Improving harbors at New Bedford and Fairhaven, Massachusetts: Continuing improvement, fifty thousand dollars: *Provided*, That the Secretary of War may enter into a contract or contracts for such materials and work as may be necessary to complete the said project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate one hundred and twenty-seven thousand dollars, exclusive of the amounts herein and heretofore appropriated. New Bedford
and Fairhaven,
Mass.
Proviso.
Contracts.

Harbor of refuge at Sandy Bay, Cape Ann, Massachusetts: Continuing improvement, one hundred thousand dollars. Sandy Bay,
Cape Ann,
Mass.

Improving Mystic and Malden Rivers, Massachusetts: For maintenance, ten thousand dollars. Mystic and
Malden Rivers,
Mass.

Improving Taunton River, Massachusetts: For maintenance, five thousand dollars. Taunton
River, Mass.

Improving Weymouth Fore River, Massachusetts: Completing improvement below the Quincy Point Bridge in accordance with report submitted in House Document Numbered Thirteen hundred and thirty-four, Sixty-first Congress, third session, one hundred and forty thousand dollars. Weymouth.
Fore River,
Mass.

Improving harbor of refuge at Block Island, Rhode Island: For maintenance, twelve thousand five hundred dollars. Block Island,
R. I.
Harbor of
refuge.

Harbor of refuge at Point Judith, Rhode Island: Continuing improvement and for maintenance, fifty thousand dollars: *Provided*, That the Secretary of War may enter into a contract or contracts for such materials and work as may be necessary to prosecute the said project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate four hundred and fifty thousand dollars, exclusive of the amounts herein and heretofore appropriated. Point Judith,
R. I.
Harbor of
refuge.
Proviso.
Contracts.

Improving Pawtucket River, Rhode Island: For maintenance, five thousand dollars. Pawtucket
River, R. I.

Harbor of refuge at Duck Island, Connecticut: Continuing improvement, one hundred thousand dollars: *Provided*, That the Secretary of War may enter into a contract or contracts for such materials and work as may Duck Island,
Conn.
Harbor of
refuge.
Proviso.
Contracts.

be necessary to complete the said project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate one hundred and ninety thousand dollars, exclusive of the amounts herein and heretofore appropriated.

Fivemile
River and
Greenwich,
Conn.

Improving harbors at Fivemile River and Greenwich, Connecticut: For maintenance, three thousand five hundred dollars.

Connecticut
River, Conn.,
below Hart-
ford.

Improving Connecticut River, Connecticut, below Hartford, in accordance with the report submitted in House Document Numbered Twelve hundred and ninety-four, Sixty-first Congress, third session, seventy-seven thousand dollars: *Provided*, That the Secretary of War may enter into a contract or contracts for such materials and work as may be necessary to complete the said project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate one hundred thousand dollars, exclusive of the amount herein appropriated.

Proviso.
Contracts.

New Haven,
Conn.

Breakwater.

Black Rock

Harbor, N. Y.

Provisos.

Contracts.

Breakwater at New Haven, Connecticut: Completing construction, thirty-five thousand dollars.

Improving Black Rock Harbor, New York: Continuing improvement, four hundred thousand dollars: *Provided*, That the Secretary of War may enter into a contract or contracts for such materials and work as may be necessary to complete the said project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate three hundred thousand dollars, exclusive of the amounts herein and heretofore appropriated. The Secretary of War is hereby authorized to grant to the city of Buffalo, New York, the right and privilege of occupying, improving, and using, for the purpose of establishing a public park and landing facilities, that part of the structure known as "Bird Island Pier," on Niagara River, lying north of Albany Street extended in said city and forming a part of the Black Rock Harbor improvement, and the lands of the United States under water along both sides of said pier to the established harbor lines, on such terms, conditions, and stipulations as he may deem expedient and equitable and necessary for the protection of all the interests of the United States in and to said premises: *Provided*,

Bird Island
Pier.

Use by Buf-
falo as park,

granted.

That in the opinion of the Attorney General of the United States the granting of such right and privilege is permissible under the terms of the grant from the State of New York by which said premises are holden: *Provided further*, That in case the Attorney General shall be of the opinion that the granting of the said right and privilege is not permissible under the terms of the aforesaid grant, the said right and privilege shall not be granted by the Secretary of War until the city of Buffalo shall have secured the sanction and consent of the State of New York through its constituted agencies.

Condition.

Consent of
New York.

Improving harbor at Buffalo, New York: The Secretary of War is hereby authorized to apply from appropriations heretofore made for repairing and rebuilding breakwaters and for maintenance of structures fifteen thousand dollars, or so much thereof as may be necessary, to the completion of the Stony Point Breakwater.

Buffalo, N. Y.
Stony Point
breakwater.

Improving harbor at Charlotte, New York: For maintenance, fifty thousand dollars.

Charlotte,
N. Y.

Improving harbor at Great Sodus Bay, New York: For maintenance, thirty thousand dollars.

Great Sodus
Bay, N. Y.

Improving Hempstead Harbor, New York: Completing improvement, twenty-three thousand five hundred dollars: *Provided*, That no part of this sum shall be expended upon the channel above the town wharf until a suitable dumping ground for the material dredged shall have been furnished by the local interests free of cost.

Hempstead,
N. Y.

Provided.
Restriction.

Improving harbor at Little Sodus Bay, New York: For maintenance, thirty thousand dollars.

Little Sodus
Bay, N. Y.

Improving New York Harbor, New York: For maintenance, including Ambrose Channel, one hundred thousand dollars.

Ambrose
Channel, N. Y.

Improving harbor at Oswego, New York: Continuing improvement in accordance with plan A and for maintenance, eighty-five thousand dollars.

Oswego,
N. Y.

Improving harbors at Rondout and Peekskill, New York: For maintenance, six thousand dollars.

Rondout and
Peekskill, N. Y.

Improving East Chester Creek, New York: Continuing improvement and for maintenance, ten thousand dollars.

East Chester
Creek, N. Y.

Removing obstructions in East River and Hell Gate, New York: Continuing improvement, including work at the Middle Ground and in the channel between North Brother and South Brother Islands, two hundred thousand dollars.

East River
and Hell Gate,
N. Y.

Improving Harlem River, New York: Continuing improvement, seventy-five thousand dollars.

Harlem
River, N. Y.

Improving Hudson River, New York: Continuing improvement and for maintenance, seven hundred and fifty thousand dollars.

Hudson
River, N. Y.

Improving Newtown Creek, New York: For maintenance, twenty thousand dollars.

Newtown
Creek, N. Y.

Improving Westchester Creek, New York: Completing improvement, thirty-two thousand seven hundred and eighty dollars.

Westchester
Creek, N. Y.

Improving Arthur Kill, New York and New Jersey: For maintenance of improvement of Arthur Kill and the waters connecting Raritan Bay with New York Harbor, including channel between Staten Island and the New Jersey shore, New York and New Jersey, ten thousand dollars.

Arthur Kill,
N. Y. and N. J.

Improving Keyport Harbor, Matawan Creek, Raritan and South Rivers, Shoal Harbor and Compton Creek, and Cheesequake Creek, New Jersey: For maintenance, thirty thousand five hundred dollars.

Keyport
Harbor, etc.,
N. J.

- Raritan Bay, N. J. Improving Raritan Bay, New Jersey: For maintenance, twenty thousand dollars.
- Alloway Creek, N. J. Improving Alloway Creek, New Jersey: For maintenance, five thousand dollars.
- Cooper Creek, N. J. Improving Cooper Creek, New Jersey: For maintenance, five thousand dollars.
- Mantua Creek, N. J. Improving Mantua Creek, New Jersey: For maintenance, six thousand dollars.
- Passaic River, N. J. Improving Passaic River, New Jersey: For maintenance of improvement above the Montclair and Greenwood Lake Railroad bridge, five thousand dollars: *Provided*, That the project for improvement below said bridge may, in the discretion of the Secretary of War, be so modified as to allow the widening of the channel of the river at bends wherever considered desirable in the interest of commerce and navigation: *Provided, further*, That no additional work shall be done under this authority which will increase the total cost of the project given in report submitted in House Document Numbered Four hundred and forty-one, Fifty-ninth Congress, second session.
- Proviso.*
Widening channels.
- Limit of cost.
- Raccoon Creek, N. J. Improving Raccoon Creek, New Jersey: For maintenance, five thousand dollars.
- Salem River, N. J. Improving Salem River, New Jersey: Completing improvement and for maintenance, ten thousand six hundred dollars.
- Shrewsbury River, N. J. Improving Shrewsbury River, New Jersey: For maintenance, ten thousand dollars.
- Tuckerton Creek, N. J. Improving Tuckerton Creek, New Jersey: Completing improvement and for maintenance, twenty-three thousand three hundred and eighty dollars.
- Woodbridge Creek, N. J. Improving Woodbridge Creek, New Jersey: For maintenance, three thousand dollars.
- Delaware River.
Philadelphia to the sea.
- Proviso.*
Contracts.
- Erie, Pa. Improving harbor at Erie, Pennsylvania: For maintenance, thirty thousand dollars.
- Pittsburg, Pa. Improving harbor at Pittsburg, Pennsylvania: For maintenance, five thousand dollars.
- Delaware Bay, Del.
Harbor of refuge.
Pier at Lewes, Del.
- Improving harbor of refuge, Delaware Bay, Delaware: For maintenance, eight thousand dollars.
- Constructing pier in Delaware Bay near Lewes, Delaware: For maintenance, one thousand dollars.
- Wilmington, Del. Improving harbor at Wilmington, Delaware: For restoration and maintenance, one hundred thousand dol-

lars: *Provided*, That a reexamination of the harbor shall be made with a view to determining a method by which an improvement adequate for the needs of commerce can be maintained at less cost.

Provido.
Reexamina-
tion.

Improving Appoquinimink, Murderkill, and Mispillion Rivers, Delaware: Continuing improvement and for maintenance in accordance with the existing approved projects, fifteen thousand dollars.

Appoquin-
mink, etc.,
rivers, Del.

Improving Broad Creek River, Delaware: For maintenance, two thousand dollars.

Broad Creek
River, Del.

Improving Broadkill River, Delaware: For maintenance, ten thousand dollars.

Broadkill
River, Del.

Improving Saint Jones River, Delaware: Continuing improvement and for maintenance, eleven thousand seven hundred dollars: *Provided*, That no part of said amount shall be expended, except for maintenance, until a satisfactory title to the land required for the necessary cut-offs shall have been transferred to the United States free of cost and the United States shall have been released from all claims for damages arising from the proposed diversion of the stream.

Saint Jones
River, Del.
Provido.
Title to cut-
offs, etc.

Improving Smyrna River, Delaware: Continuing improvement, fifteen thousand dollars: *Provided*, That no part of said amount shall be expended until satisfactory title to the land required for the necessary cut-offs shall have been transferred to the United States free of cost.

Smyrna
River, Del.
Provido.
Title to cut-
offs, etc.

Improving harbor at Baltimore, Maryland: For maintenance of improvement of harbor of Southwest Baltimore, ten thousand dollars; for maintenance of improvement of channel of Curtis Bay, Baltimore Harbor, five thousand dollars. The unexpended balance of appropriations heretofore made for Patapsco River and channel to Baltimore is hereby made available for securing increased width of channel at the entrances and in the bends as well as for maintenance.

Baltimore,
Md.
Maintenance,
widening
channel.

Improving harbors at Rockhall, Queenstown, Claiborne, and Cambridge, and Chester, Choptank, Warwick, Wicomico, Pocomoke, La Trappe, and Manokin Rivers, and Tyaskin Creek, Maryland: For maintenance, thirty-three thousand dollars.

Chesapeake
Bay, Md.
Eastern
shore harbors,
etc.

Improving Nanticoke River, Delaware and Maryland: For maintenance of improvement of Nanticoke River and completing improvement of Northwest Fork of Nanticoke River (Marshyhope Creek), Maryland, thirty-six thousand dollars.

Nanticoke
River, Del. and
Md.

Improving Susquehanna River above and below Havre de Grace, Maryland: Completing improvement, thirty-four thousand five hundred dollars.

Susque-
hanna River,
Havre de
Grace, Md.

Improving Anacostia River, District of Columbia: Continuing improvement and for maintenance, two hundred thousand dollars.

Anacostia
River, D. C.

Improving Potomac River: Continuing improvement and for maintenance at Washington, District of Columbia, sixty thousand dollars.

Potomac
River,
Washington,
D. C.

- Alexandria, Va. Improving Potomac River at Alexandria, Virginia: Completing improvement, fifty-six thousand dollars.
- Milford Haven, Va. Improving harbor at Milford Haven, Virginia: For maintenance, two thousand five hundred dollars.
- Norfolk, Va. Improving harbor at Norfolk, Virginia: For maintenance of improvement, including Western Branch of Elizabeth River, five thousand dollars.
- Channel to Newport News, etc. Improving Norfolk Harbor and the approaches thereto, and the channel to Newport News, Virginia: Continuing improvement, four hundred and twenty-five thousand dollars: *Provided*, That the Secretary of War may enter into a contract or contracts for such materials and work as may be necessary to prosecute the said project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate six hundred and twenty-two thousand five hundred dollars, exclusive of the amounts herein and heretofore appropriated.
- Proviso.*
Contracts.
- James River, Va. Improving James River, Virginia: Continuing improvement and for maintenance, one hundred and fifty thousand dollars.
- Nansemond River, Va. Improving Nansemond River, Virginia: For maintenance, three thousand dollars.
- Nomini Creek, Va. Improving Nomini Creek, Virginia: Completing improvement and for maintenance, eight thousand dollars.
- Upper Machodoc Creek, Va. Improving Upper Machodoc Creek, Virginia: Completing improvement, thirteen thousand two hundred dollars.
- Urbana Creek, Va. Improving Urbana Creek, Virginia: Completing improvement and for maintenance, ten thousand dollars.
- Mattaponi and Pamunkey Rivers, Va. Improving Mattaponi and Pamunkey Rivers, Virginia: Continuing improvement and for maintenance, ten thousand dollars.
- Waterway, Norfolk to Albemarle Sound. Improving waterway from Norfolk Harbor, Virginia, to Albemarle Sound, North Carolina: For maintenance of improvement of inland water route from Norfolk, Virginia, to Albemarle Sound, North Carolina, through Currituck Sound, two thousand dollars.
- Beaufort, N. C. Improving harbor at Beaufort, North Carolina: For maintenance, five thousand dollars.
- Cape Fear River, N. C. Below Wilmington. Improving Cape Fear River at and below Wilmington, North Carolina: Continuing improvement to such depth in excess of twenty feet as the appropriations for the work may permit, due regard being given to the difference in tidal oscillation at the upper and lower portion of the improvement, one hundred thousand dollars: *Provided*, That not exceeding one thousand dollars thereof may be used for clearing to a depth of ten feet the channel or cut between the main channel of the river and the Carolina beach pier.
- Proviso.*
Clearing channel.
- Contentnia Creek, N. C. Improving Contentnia Creek, North Carolina: For maintenance, one thousand dollars.
- Neuse and Trent Rivers, N. C. Improving Neuse and Trent Rivers, North Carolina: For maintenance, five thousand dollars.

Improving New River, and waterways to Beaufort, North Carolina: For maintenance of improvement of New River, North Carolina, including inland waterways between Beaufort Harbor and New River and between New River and Swansboro, five thousand dollars.

New River, and waterways to Beaufort, N. C.

Improving Northeast, Black, and Cape Fear Rivers, North Carolina: For maintenance of improvement of Northeast and Black Rivers and Cape Fear River above Wilmington, North Carolina, three thousand five hundred dollars.

Northeast, etc., Rivers, N. C.

Improving Pamlico and Tar Rivers, North Carolina: For maintenance, five thousand dollars.

Pamlico and Tar Rivers, N. C.

Improving harbor at Charleston, South Carolina: Continuing improvement, one hundred thousand dollars.

Charleston, S. C.

Improving Winyah Bay, South Carolina: The Secretary of War is hereby authorized to enter into a contract or contracts for such materials and work as may be required for the prosecution of this improvement, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate one hundred thousand dollars, exclusive of the amounts heretofore appropriated.

Winyah Bay, S. C. Contracts.

Improving Mingo Creek, South Carolina: For maintenance, one thousand dollars.

Mingo Creek, S. C.

Improving Santee and Congaree Rivers, South Carolina: For maintenance of improvement, including the Estherville-Minim Creek Canal and the Congaree River as far up as the Gervais Street Bridge, Columbia, forty-seven thousand dollars.

Santee and Congaree Rivers, S. C.

Improving waterways between Charleston and Alligator Creek, South Carolina: Completing improvement of inland waterways between Charleston Harbor and McClellanville, including branch to Morrisons Landing, forty-one thousand dollars.

Waterways, Charleston and Alligator Creek, S. C.

Improving harbor at Brunswick, Georgia: Continuing improvement and for maintenance, sixty thousand dollars.

Brunswick, Ga.

Improving Sapelo Harbor, Georgia: Completing improvement, eleven thousand dollars.

Sapelo, Ga.

Improving harbor at Savannah, Georgia: Continuing improvement, four hundred thousand dollars.

Savannah, Ga.

Improving Altamaha, Oconee, and Ocmulgee Rivers, Georgia: For maintenance, thirty thousand dollars.

Altamaha, etc., rivers, Ga.

Improving Flint River, Georgia: Continuing improvement and for maintenance, seven thousand five hundred dollars.

Flint River, Ga.

Improving Savannah River, Georgia: Continuing improvement and for maintenance below Augusta, one hundred thousand dollars.

Savannah River, Ga.

Improving Chattahoochee River, Georgia and Alabama: Continuing improvement below Columbus, Georgia, and for maintenance, seventy-five thousand dollars.

Chattahoochee River, Ga. and Ala.

Improving Coosa River, Georgia and Alabama: Continuing improvement by the completion of lock and dam

Coosa River, Ga. and Ala. Mayos Bar.

at Mayos Bar, near Rome, Georgia, one hundred and twenty-one thousand and thirty-nine dollars.

Dams, Nos.
4 and 5.

Improving Coosa River, Georgia and Alabama: Continuing improvement by the construction of a lock in Dam Numbered Four, and by the construction of Dam Numbered Five, in the State of Alabama, one hundred and fifty thousand dollars.

Ragland
Water Power
Company.

May complete dam,
etc., at Lock
No. 4.

The Secretary of War is hereby authorized and empowered to enter into contract with the Ragland Water Power Company, its successors or assigns, hereinafter designated "the contracting party," to complete the dam heretofore partially constructed by the Government at Lock Numbered Four on the Coosa River, the work to be done under his supervision and control, and in accordance with the present adopted project and any modification thereof that he may deem proper: *Provided*, That the contracting party shall furnish all materials, of every character, and pay for all labor required in the construction of said dam, which, upon completion, shall become the property of the United States, free of all costs, claims, or charges of any kind whatsoever: *Provided further*, That the terms of this Act and any stipulation which the Secretary of War may deem necessary to safeguard the interests of navigation and other interests of the United States shall be embodied in any contract entered into as aforesaid. The contracting party shall begin the said work within one year from the approval of this Act, and shall complete the same within three years from the date of commencing construction; otherwise the authorization hereby conferred shall be void and the rights hereby conferred shall cease and be determined, the Government reserving the right to commence and finish the work, if deemed advisable, at any time before it is commenced by the contracting party; or, if begun and not carried out in strict conformity to the directions of the Secretary of War, the Government may assume the completion of said work at its option, the cost of such completion to be paid by the contracting party: *Provided*, That the Secretary of War shall determine from time to time whether the work is being properly done. In consideration of the completion of said dam free of cost to the Government, the contracting party is hereby granted such rights as the Government possesses to use the water power produced by said dam for manufacturing and other industrial purposes for a period of fifty years: *Provided*, That the plans for the necessary works and structures to utilize said water power shall be approved by the Secretary of War: *Provided further*, That the right is reserved to the United States to construct, maintain, and operate a forebay and lock for navigation purposes in connection with said dam, and nothing shall be done in the use of the water from said dam or otherwise to interfere with or in any way impede or retard the operation of said lock or

Provisos.
To bear all
expense.

Navigation,
etc., interests
protected.

Time of construction, etc.
Vol. 37, p.
201.
Post, p. 1532.

Water power
franchise
granted.

Approval of
plans.

Rights for
navigation
purposes reserved.

the proper and complete navigation of the river at all times, nor in any way to interfere with the use and control of the same by the United States or the maintenance of the water surface above the dam at the established pool level; and the Secretary of War is hereby authorized to prescribe regulations to govern the use of the said water power and the operations of the plant and force employed in connection therewith; and no claim shall be made against the United States for any failure of water power, resulting from any cause whatsoever: *Provided further*, That the contracting party shall furnish to the United States, free of cost, such electric current as may be necessary for operating the Government lock and lighting its buildings and grounds: *And provided further*, That the contracting party may have ingress and egress over Government lands in the construction and operation of the plant. The Secretary of War may require the contracting party to execute a bond, with proper securities, before the commencement of the work, in such amount as he may consider necessary, to insure the beginning, prosecution, and completion of the work and compliance with the terms and requirements of this Act, and in case of failure to comply with the requirements of said bond the contracting party shall forfeit to the United States the full amount thereof: *Provided*, That a suitable force of inspectors shall be employed on the work by the Secretary of War, at the expense of the contracting party, to see that the plans and specifications and the terms and requirements of the Act and the conditions of the contract are strictly carried out. Congress reserves the right to alter, amend or repeal the rights and privileges hereby conferred, and the United States shall incur no liability because of the alteration, amendment, or repeal thereof: *Provided*, That to insure compliance with the terms of this contract, or to protect the interests of navigation and other interests of the United States, the Secretary of War shall have power, at any time, to order a suspension of all privileges hereby granted, and a compliance with such order may be enforced by an injunction of the court of the United States exercising jurisdiction in the district in which the work is situated, and proper proceedings to this end shall be instituted by the Attorney General upon request of the Secretary of War. Nothing herein shall be construed as in any way abridging the exclusive jurisdiction and control by the United States of the Coosa River, and of any structure therein, or as repealing or modifying any of the provisions or laws now existing for the protection of navigation. The contracting party, in consideration of the privileges granted hereby, must, under such regulations as the Secretary of War may require, obligate, and bind itself, its successors or assigns, to raise the height of said dam at Lock Numbered Four three feet, and shall stop the leaks above Dam Numbered Four by which water escapes under such dam,

Regulations,
etc.Electric
current to
Government
works, free of
cost.

Easement.

Bond, etc.

Inspectors,
etc.Right to
alter, etc.Authority
of Secretary
of War.Jurisdiction
not impaired.Raising
height at
dam, etc., re-
quired.

- Storage basin. so far as the same can be done, and to keep said leaks stopped so far as it is possible so to do. In consideration of making said improvements, the said contracting party shall have the right to raise said dam during low water
- Condition. to such a height as may be necessary to give it a storage basin above the dam, in order that it may develop and
- Overflow damages. operate a water power: *Provided*, That the said storage does not interfere with navigation: *Provided further*,
- Payment for power. That the said contracting party shall pay all damages incurred by reason of overflowed lands. Beginning with the year nineteen hundred and twenty-five, the contracting party shall pay to the United States for the power due to the natural flowage of the river the sum of one dollar per ten-hour horsepower per year: *Provided*, That in case the natural flowage of the river is increased at this point by storage reservoirs above this point, the power company shall have the right to lease, for a period not exceeding the life of this authorization, the increased power due to said storage, and shall pay on all power above that due to natural flowage of the river, as increased by local storage at Dam Numbered Four, the sum of one dollar per year for the first five years, two dollars per year for the second five years, and thereafter three dollars per year for each ten-hour horsepower sold or used, or in lieu of above payment may, in the discretion of the Secretary of War, pay its equitable share toward the construction of said reservoir or reservoirs, such share to be determined by the Secretary of War: *Provided*, That the Secretary of War, in his discretion, may readjust such rate of compensation at periods of ten years.
- Additional, for increase from reservoirs.
- Readjusting rate.
- Waterway, Savannah, Ga., and Fernandina, Fla. Improving waterway between Savannah, Georgia, and Fernandina, Florida: For maintenance, thirty thousand dollars.
- Apalachicola Bay, Fla. Improving Apalachicola Bay, Florida: Continuing improvement and for maintenance, including Link Channel and West Pass, five thousand dollars.
- Channel, Clearwater Harbor to Tampa Bay, Fla. Improving channel from Clearwater Harbor through Boca Ceiga Bay to Tampa Bay, Florida: Completing improvement, twenty-nine thousand five hundred dollars.
- Fernandina, Fla. Improving harbor at Fernandina, Florida: For maintenance, including the entrance channel through Cumberland Sound, Georgia and Florida, twenty-five thousand dollars.
- Hillsboro Bay, Fla. Improving Hillsboro Bay, Florida: Continuing improvement in accordance with the report submitted in House Document Numbered Six hundred and thirty-four, Sixty-first Congress, second session, and subject to the conditions recommended by the Chief of Engineers, United States Army, on page two of said document, three hundred thousand dollars: *Provided*, That the Secretary of War may enter into a contract or contracts for such materials and work as may be necessary to prosecute the said project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate
- Proviso. Contracts.

gate three hundred thousand dollars, exclusive of the amounts herein and heretofore appropriated.

Improving harbor at Key West, Florida: For maintenance of improvement of the northwest entrance channel, twenty-five thousand dollars.

Key West,
Fla.

Improving harbor at Pensacola, Florida: Continuing improvement and for maintenance, twenty-five thousand dollars.

Pensacola,
Fla.

Improving channel from Apalachicola River to Saint Andrews Bay, Florida: Continuing improvement, one hundred and fifty thousand dollars.

Channel,
Apalachicola
River, to Saint
Andrews Bay,
Fla.

Improving Tampa Bay, Florida: For maintenance, nine thousand dollars.

Tampa Bay,
Fla.

Improving Apalachicola River, Florida: Continuing improvement and for maintenance, including the cut-off, Lee Slough, lower Chipola River, and upper Chipola River from Marianna to its mouth, five thousand dollars.

Apalachicola
River, Fla.

Improving Caloosahatchee River, Florida: Completing improvement, sixty-nine thousand dollars.

Caloosahatchee
River,
Fla.

Improving Holmes River, Florida: For maintenance of improvement from Vernon to the mouth, one thousand dollars.

Holmes
River, Fla.

Improving Saint Johns River, Florida: Continuing improvement from Jacksonville to the ocean, four hundred and twenty-five thousand dollars: *Provided*, That the Secretary of War may enter into a contract or contracts for such materials and work as may be necessary to prosecute the said project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate five hundred thousand dollars, exclusive of the amounts herein and heretofore appropriated; continuing improvement from Palatka to Lake Harney, thirty thousand dollars.

Saint Johns
River, Fla.

Provido.
Contracts.

Palatka to
Lake Harney.

Removing the water hyacinth, Florida, Texas, and Louisiana: For the removal of the water hyacinth from the navigable waters of the State of Florida, so far as it is or may become an obstruction to navigation, ten thousand dollars.

Water
hyacinth, Fla.
Removing.

Improving Choctawhatchee River, Florida and Alabama: For maintenance of improvement, including Cypress Top outlet, five thousand dollars.

Choctaw-
hatchee River,
Fla. and Ala.

Improving Escambia and Conecuh Rivers, Florida and Alabama: For maintenance, five thousand dollars.

Escambia
and Conecuh
Rivers, Fla.
and Ala.

Improving Mobile bar, Alabama: Continuing improvement and for maintenance, five thousand dollars.

Mobile, Ala.
Bar.

Improving harbor at Mobile, Alabama: Continuing improvement, five hundred and five thousand dollars, of which amount five thousand dollars may be used in the removal of sunken logs, deadheads, and other obstructions.

Harbor.

Improving Alabama River, Alabama: Continuing improvement and for maintenance, including the Alabama and Coosa Rivers between Montgomery and Wetumpka, seventy-five thousand dollars.

Alabama
River, Ala.

Black Warrior, Warrior, and Tombigbee Rivers, Ala.

Proviso.
Contracts.

Improving Black Warrior, Warrior, and Tombigbee Rivers, Alabama: Continuing improvement from Mobile to the Mulberry and Locust forks by the construction of locks and dams, one hundred thousand dollars: *Provided*, That the Secretary of War may enter into a contract or contracts for such materials and work as may be necessary to complete the said project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate seven hundred thousand dollars, exclusive of the amounts herein and heretofore appropriated.

Tombigbee River, Ala. and Miss.

Improving Tombigbee River, Alabama and Mississippi: For maintenance, from the mouth to Demopolis, Alabama, fifteen thousand dollars, and from Demopolis, Alabama, to Walkers Bridge, Mississippi, five thousand dollars.

Gulfport, Miss.
Vol. 37, p. 201.
Post, p. 1535.

Improving harbor at Gulfport, Mississippi: For maintenance of improvement of anchorage basin at Gulfport and channel therefrom to the anchorage or roadstead at Ship Island, and for the improvement and maintenance of channel at Ship Island Pass, one hundred thousand dollars, of which amount sixty thousand dollars, or so much thereof as may be necessary, may be expended for the repair and modification of the United States dredge Barnard, which is hereby transferred and assigned to Gulfport Harbor and Channel for use and to be operated in accordance with the provisions and recommendations contained in the report printed in Rivers and Harbors Committee Document Numbered Two, Sixtieth Congress, first session.

Dredge "Barnard."

Horn Island Pass, Miss.

Improving Horn Island Pass, Mississippi: For maintenance, four thousand dollars.

Pearl River, Miss.

Improving Pearl River, Mississippi: Continuing improvement and for maintenance below Rockport, eight thousand dollars.

Yazoo River and tributaries, Miss.

Improving Yazoo River and tributaries, Mississippi: Continuing improvement and for maintenance, including Yazoo, Tallahatchie, Big Sunflower and Coldwater Rivers, Tchula Lake, Steele and Washington Bayous, Lake Washington, and Bear Creek, twelve thousand five hundred dollars.

Mississippi River. Southwest Pass.

Improving Southwest Pass, Mississippi River: Continuing improvement and for maintenance, four hundred and fifty thousand dollars.

Bayou Teche, La.

Improving Bayou Teche, Louisiana: Continuing improvement and for maintenance, sixty thousand dollars.

Waterway, Franklin and Mermentau, La.

Inland waterway between Franklin and Mermentau, Louisiana: To insure the selection of the most suitable route for the inland waterway channel from Franklin to Mermentau adopted by Congress in the river and harbor act of March second, nineteen hundred and seven, the Secretary of War is hereby authorized, on the recommendation of the Chief of Engineers, to make such

Vol. 84, p. 1089.
Amc, p. 1242.
Changes.

changes in the location of said channel as may be considered desirable: *Provided*, That no change shall be made under this authorization unless the necessary right of way is secured to the United States free of cost.

Proviso.
Right of
way.

Removing the water hyacinth, Florida, Texas, and Louisiana: For the removal of the water hyacinth from the navigable waters in the States of Louisiana and Texas, so far as it is or may become an obstruction to navigation, twenty thousand dollars.

Water hyacinth, La. and Tex.
Removing.

Improving Red River, Louisiana, Arkansas, Texas, and Oklahoma: Continuing improvement and for maintenance below Fulton, Arkansas, twenty thousand dollars; continuing improvement and for maintenance between Fulton, Arkansas, and Denison, Texas, twenty-five thousand dollars.

Red River, La., Ark., Tex., and Okla.
Distribution.

Improving Aransas Pass, Texas: For maintenance, twenty-five thousand dollars.

Aransas Pass, Tex.

For the construction of a deep-water harbor or port within the entrance to Aransas Pass, at Harbor Island, Texas, in accordance with the report submitted in House Document Numbered One thousand and ninety-four, Sixty-first Congress, third session, one hundred and twenty-five thousand dollars: *Provided*, That the Secretary of War may enter into a contract or contracts for such materials and work as may be necessary to complete the said project, to be paid for as appropriations may from time to time be made by law not to exceed in the aggregate two hundred and fifty thousand dollars exclusive of the amounts herein and heretofore appropriated: *Provided further*, That no part of the amount herein appropriated or authorized to be appropriated shall be expended until the Secretary of War shall be satisfied that the interests of the general public are duly protected in the use of said harbor and that no terminal monopoly will be possible: *And provided further*, That the title or easements in any land needed in connection with the construction of the dike proposed as a part of this improvement shall be vested in the United States free of cost.

Harbor Island, Tex.
Deep-water port.

Proviso.
Contracts.

No terminal monopoly, etc.

Easements.

Improving Galveston Channel, Texas: Continuing improvement under the existing project, which contemplates the excavation of a channel thirty feet deep and one thousand two hundred feet wide from the inner bar to Fifty-first Street and seven hundred feet wide from Fifty-first to Fifty-sixth Street, one hundred and twenty-five thousand dollars: *Provided*, That at such time as in the discretion of the Secretary of War the same may be required in the interests of navigation and commerce the western terminus of said channel may be extended to Fifty-seventh Street, with a width of one thousand feet between Fifty-first and Fifty-seventh Streets, as recommended in the report submitted in House Document Numbered Three hundred and twenty-eight, Sixty-first Congress, second session.

Galveston Channel, Tex.

Proviso.
Extension of channel.

Galveston,
Tex.

Improving harbor at Galveston, Texas: For maintenance, by dredging and repair of the jetties, one hundred and fifty-five thousand dollars.

Channel to
Texas City,
Tex.

Improving channel from Galveston Harbor to Texas City, Texas: Continuing improvement and for maintenance by dredging within the limits recommended in the report submitted in House Document Numbered Three hundred and twenty-eight, Sixty-first Congress, second session, fifty thousand dollars.

Sabine-
Neches Canal,
Tex.

Improving the Sabine-Neches Canal, Texas, from the Port Arthur Ship Canal to the mouth of the Sabine River, the Neches River up to the town of Beaumont, and the Sabine River up to the town of Orange, to a navigable depth of twenty-five feet, in accordance with plan numbered four, submitted in House Document Numbered One thousand two hundred and ninety, Sixty-first Congress, third session, as follows:

Public laws,
2d sess., p.
649.

From Port
Arthur Ship
Canal to the
Neches, and to
Beaumont.
Vol. 37, p.
201.
Post, p. 1538.
Contracts.

For sections "a" and "c," from Port Arthur Ship Canal to mouth of Neches River and from mouth of Neches River to Beaumont, one hundred and fifty thousand dollars; and the Secretary of War may enter into contract or contracts for such materials and work as may be necessary to complete said sections to an amount not exceeding seven hundred and six thousand dollars, exclusive of the amount herein appropriated, of which amount not exceeding two hundred and seventy-eight thousand dollars shall be paid from appropriations to be hereafter made by law and the remainder from funds contributed by the Beaumont navigation district or other local interests: *Provided*, That no part of these amounts shall be expended and no contract shall be entered into until the Beaumont navigation district, a local organization created and existing under and by virtue of the laws of the State of Texas, or other local interests, shall have placed in some United States depository, to be selected by the Secretary of War, the sum of four hundred and twenty-eight thousand dollars to the credit of the Secretary of War, to be expended by him in equal amounts with moneys provided by the United States in prosecuting this work: *Provided further*, That said Beaumont navigation district or other local interests shall become bound, in manner satisfactory to the Secretary of War, to maintain said channel free of cost to the United States for a term of three years after the completion thereof, and to provide for the operation and maintenance of the guard lock without cost to the United States until otherwise provided by law, all in accordance with the recommendations in the report cited above: *Provided further*, That the Secretary of War may enter into contract for work on sections "a" and "c" at any time after the local interests have provided the moneys as above specified, independent of and without reference to section "b."

Proviso.
Contribution
by local in-
terests.

Maintenance,
etc., free of
cost.

Commencing
work.

For section "b," fifty thousand dollars; and the Secretary of War may enter into contract or contracts for such materials and work as may be necessary to complete said section, to an amount not exceeding two hundred and thirty-seven thousand dollars, exclusive of the amount herein appropriated, of which amount not exceeding ninety-three thousand five hundred dollars shall be paid from appropriations to be hereafter made by law, and the remainder from funds contributed by the Orange navigation district or other local interests: *Provided*, That no part of these amounts shall be expended and no contract shall be entered into until the Orange navigation district or other local interests shall have placed in some United States depository, to be selected by the Secretary of War, the sum of one hundred and forty-three thousand five hundred dollars to the credit of the Secretary of War, to be expended by him in equal amounts with moneys provided by the United States in prosecuting this work: *Provided further*, That said Orange navigation district or other local interests shall become bound, in manner satisfactory to the Secretary of War, to maintain said channel free of cost to the United States for a term of three years, all in accordance with the recommendations in the report cited above.

From Sabine River to Orange. Contracts.

Provided. Contribution by local interests.

Maintenance, etc., free of cost.

Improving channel to Port Bolivar, Texas: For maintenance, twenty-five thousand dollars.

Port Bolivar, Tex.

Improving Sabine Pass, Texas: Continuing improvement and for maintenance, one hundred and fifty thousand dollars.

Sabine Pass. Tex.

Improving West Galveston Bay Channel, Turtle Bayou, Trinity River, Anahuac Channel, Oyster Creek, Cedar, Chocolate, and Bastrop Bayous, Texas: Continuing improvement and for maintenance, including mouths of adjacent streams, twenty-five thousand dollars.

West Galveston Bay Channel, etc., Tex.

Improving mouth of Brazos River, Texas: Continuing improvement and maintenance by dredging and repair of the jetties, one hundred thousand dollars.

Brazos River, Tex. At the mouth.

Improving Brazos River, Texas: Continuing improvement and for maintenance by open-channel work from Velasco to Old Washington, twenty-five thousand dollars.

Velasco to Old Washington.

Improving Brazos River, Texas, from Old Washington to Waco: For the completion of lock and dam at Hidalgo Falls, fifty thousand dollars.

Old Washington to Waco.

Improving Trinity River, Texas: Continuing improvement and for maintenance by open-channel work, forty thousand dollars.

Trinity River, Tex.

Improving Cypress Bayou, Texas and Louisiana: For maintenance, two thousand five hundred dollars.

Cypress Bayou, Tex. and La.

Improving Ouachita River, Arkansas and Louisiana: Continuing improvement by the construction of Locks and Dams Numbered Two, Four, Six, and Eight, two hundred and ninety-two thousand dollars: *Provided*, That the Secretary of War may enter into a contract or

Ouachita River, Ark. and La.

Provided. Contracts.

contracts for such materials and work as may be necessary to complete the said locks and dams, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate two hundred thousand dollars, exclusive of the amounts herein and heretofore appropriated.

Removing
snags, etc.

Improving Ouachita River, Arkansas and Louisiana: Continuing improvement by removing snags, leaning trees, and other obstructions between Camden and Arkadelphia, in the State of Arkansas, seven thousand five hundred dollars.

Arkansas
River.
Pine Bluff,
Ark.

Improving Arkansas River, Arkansas: For maintenance of improvement, including works at Pine Bluff and the operation of dredging plant, sixty-two thousand five hundred dollars.

Black and
Current Riv-
ers, Ark. and
Mo.

Improving Black and Current Rivers, Arkansas and Missouri: For maintenance, seven thousand one hundred dollars.

Cache River,
Ark.

Improving Cache River, Arkansas: For maintenance, three thousand dollars.

Saint Fran-
cis River, etc.,
Ark.

Improving Saint Francis River, Arkansas: For maintenance of improvement of Saint Francis and L'Anguille Rivers, and Blackfish Bayou, two thousand five hundred dollars.

White River,
Ark.

Improving White River, Arkansas: For maintenance, eighteen thousand dollars.

Cumberland
River above
Nashville,
Tenn.

Improving Cumberland River above Nashville, Tennessee: Completing improvement for slack-water navigation between Lock and Dam Numbered Three, near Nashville, and Lock and Dam Numbered Seven, near Carthage, Tennessee, eighty-five thousand dollars.

Tennessee
River above
Chattanooga,
Tenn.

Improving Tennessee River above Chattanooga, Tennessee: Continuing improvement and for maintenance, sixty-five thousand dollars.

Below Chat-
tanooga.

Improving Tennessee River below Chattanooga, Tennessee, Alabama, and Kentucky: Continuing improvement and for maintenance by open-channel work from Chattanooga, Tennessee, to Riverton, Alabama, one hundred thousand dollars; continuing improvement and for maintenance below Riverton, Alabama, eighty thousand dollars.

Kentucky
River, Ky.
Locks and
Dams Nos. 13
and 14.

Improving Kentucky River, Kentucky: Continuing improvement by the construction of Locks and Dams Numbered Thirteen and Fourteen, one hundred thousand dollars: *Provided*, That the Secretary of War may enter into a contract or contracts for such materials and work as may be necessary to complete the said locks and dams, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate two hundred and fifty thousand six hundred and fifty dollars, exclusive of the amounts herein and heretofore appropriated.

Proviso.
Contracts.

Ashtabula,
Ohio.
Contracts.

Improving harbor at Ashtabula, Ohio: The Secretary of War is hereby authorized to enter into a contract or

contracts for such materials and work as may be necessary for the prosecution of this improvement, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate four hundred and seventy-four thousand six hundred and seventy-five dollars, exclusive of the amounts heretofore appropriated.

Improving harbor at Conneaut, Ohio: Continuing improvement, one hundred and sixty thousand dollars: *Provided*, That the Secretary of War may enter into a contract or contracts for such materials and work as may be necessary to prosecute the said project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate one hundred and twenty thousand seven hundred and thirty-eight dollars, exclusive of the amounts herein and heretofore appropriated.

Conneaut,
Ohio.
Provido.
Contracts.

Improving harbor at Lorain, Ohio: For maintenance, five thousand dollars.

Lorain,
Ohio.

Improving harbor at Toledo, Ohio: For continuing improvement, seventy-five thousand dollars.

Toledo, Ohio.

Improving Ohio River: Continuing improvement by the construction of locks and dams with a view to securing a navigable depth of nine feet, two million dollars: *Provided*, That the Secretary of War may enter into a contract or contracts for such materials and work as may be necessary to prosecute the said project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate three million dollars, exclusive of the amounts herein and heretofore appropriated.

Ohio River.
Locks and
dams.

Provido.
Contracts.

Improving Ohio River: Continuing improvement and for maintenance by open-channel work, two hundred and twenty-nine thousand five hundred dollars.

Open-chan-
nel work.

Improving harbor at Alpena, Michigan: For maintenance, ten thousand dollars.

Alpena,
Mich.

Improving harbor at Arcadia, Michigan: For dredging and maintenance, ten thousand dollars.

Arcadia,
Mich.

Improving harbor at Frankfort, Michigan: For maintenance, ten thousand dollars.

Frankfort,
Mich.

Improving harbor at Grand Haven, Michigan: For maintenance, thirty-four thousand dollars.

Grand Ha-
ven, Mich.

Harbor of refuge at Grand Marais, Michigan: For maintenance, ten thousand dollars.

Grand
Marais, Mich.

Improving inner and outer harbor at Holland, Michigan: For maintenance, sixteen thousand dollars.

Holland,
Mich.

Improving harbor at Ludington, Michigan: For maintenance, ten thousand dollars.

Ludington,
Mich.

Improving Mackinac Harbor, Michigan: The Secretary of War is hereby authorized to enter into a contract or contracts for such materials and work as may be required for the completion of this improvement, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate fifty-five

Mackinac
Harbor, Mich.
Contracts.

thousand dollars, exclusive of the amount heretofore appropriated.

- Manistee,
Mich. Improving harbor at Manistee, Michigan: Completing improvement and for maintenance, ten thousand dollars.
- Manistique,
Mich. Improving harbor at Manistique, Michigan: Completing improvement, one hundred and thirty-eight thousand four hundred and sixty-two dollars.
- Marquette,
Mich. Harbor of refuge.
Harbor. Harbor of refuge at Marquette Bay, Michigan: For maintenance, two thousand dollars.
- Provido.
Contracts. Improving harbor at Marquette, Michigan: Continuing improvement and for maintenance, eighty-eight thousand dollars: *Provided*, That the Secretary of War may enter into a contract or contracts for such materials and work as may be necessary to complete the said project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate three hundred and eleven thousand dollars, exclusive of the amounts herein and heretofore appropriated.
- Muskegon,
Mich. Improving harbor at Muskegon, Michigan: For maintenance, ten thousand dollars.
- Saugatuck,
and Kalamazoo River,
Mich. Improving harbor at Saugatuck, and Kalamazoo River, Michigan: Completing improvement and for maintenance, thirty thousand dollars.
- South Haven,
Mich. Contracts. Improving South Haven Harbor, Michigan: The Secretary of War is hereby authorized to enter into a contract or contracts for such materials and work as may be necessary for the completion of this improvement, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate one hundred and ninety-eight thousand dollars, exclusive of amounts heretofore appropriated.
- Black River,
Mich. Improving Black River at Port Huron, Michigan: For maintenance, five thousand dollars.
- Clinton River,
Mich. Improving Clinton River, Michigan: For maintenance, two thousand dollars.
- Detroit River,
Mich. Improving Detroit River, Michigan: Continuing improvement in accordance with plan A, three hundred and seventy-five thousand dollars.
- Rouge River,
Mich. *Provido*. Protection by riparian interests. Improving Rouge River, Michigan: For maintenance, five thousand dollars: *Provided*, That no part of this sum shall be expended at those points within the limits of the project where shoaling is due to caving banks until the banks shall have been protected by suitable docks or revetments constructed at the expense of the riparian interests.
- Ashland,
Wis. Improving harbor at Ashland, Wisconsin: Continuing improvement and for maintenance, thirty thousand dollars.
- Kenosha,
Wis. Improving harbor at Kenosha, Wisconsin: For maintenance, eleven thousand dollars.
- Kewaunee,
Wis. Improving harbor at Kewaunee, Wisconsin: For maintenance, eighteen thousand dollars.

Improving harbor at Port Wing, Wisconsin: Continuing improvement and for maintenance, three thousand dollars. Port Wing,
Wis.

Improving Saint Croix River, Wisconsin and Minnesota: For maintenance, three thousand six hundred dollars. Saint Croix
River, Wis.
and Minn.

Improving harbor at Agate Bay, Minnesota: For maintenance, two thousand dollars. Agate Bay,
Minn.

Improving Zippel Bay, Lake of the Woods, Minnesota: Completing improvement in accordance with the report submitted in House Document Numbered Twelve hundred and seventy-six, Sixty-first Congress, third session, twenty-seven thousand seven hundred and eighty-one dollars. Lake of the
Woods, Zippel
Bay, Minn.

Improving Minnesota River, Minnesota: For maintenance, two thousand dollars. Minnesota
River, Minn.

Improving Red River of the North, Minnesota and North Dakota: For maintenance, seven thousand five hundred dollars. Red River
of the North,
Minn. and N.
Dak.

Improving harbor at Michigan City, Indiana: For maintenance, including repair and maintenance of the east breakwater, twenty-three thousand dollars. Michigan
City, Ind.
Calumet
River, Ill. and
Ind.

Improving Calumet River, Illinois and Indiana: For maintenance, ten thousand dollars.

Improving harbor at Chicago, Illinois: The Secretary of War is hereby authorized to enter into a contract or contracts for such materials and work as may be required for the prosecution and maintenance of this improvement, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate two hundred and forty thousand dollars, exclusive of the amounts heretofore appropriated. Chicago, Ill.
Contracts.

Improving harbor at Waukegan, Illinois: For maintenance, ten thousand dollars. Waukegan,
Ill.

Improving Chicago River, Illinois: For maintenance, thirty-four thousand dollars: *Provided*, That the Secretary of War may enter into a contract or contracts for such materials and work as may be necessary to complete the said projects, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate one hundred and forty-two thousand six hundred dollars, exclusive of the amounts herein and heretofore appropriated. Chicago
River, Ill.
Proviso.
Contracts.

Improving Illinois and Mississippi Canal by raising Aqueduct One, Lock Four, one highway bridge and approaches and the banks of the canal where the canal crosses East Bureau Creek, just below the Chicago, Rock Island and Pacific Railway bridge across the same stream, one hundred and twenty-five thousand dollars. Illinois and
Mississippi Ca-
nal.

Improving Mississippi River from Head of Passes to the mouth of the Ohio River, including salaries, clerical, office, traveling, and miscellaneous expenses of the Mis- Mississippi
River Com-
mission.
Mississippi
River.

From Head
of Passes to
the Ohio.
Securing 9-
foot channel.

Mississippi River Commission: Continuing improvement, with a view to securing a permanent channel depth of nine feet, three million dollars, which sum shall be expended under the direction of the Secretary of War in accordance with the plans, specifications, and recommendations of the Mississippi River Commission, as approved by the Chief of Engineers, for the general improvement of the river, for the building of levees between the Head of Passes and Cape Girardeau, Missouri, and for surveys, including the survey from the Head of Passes to the headwaters of the river, in such manner as in their opinion shall best improve navigation and promote the interests of commerce at all stages of the river: *Provided*, That of the money hereby appropriated so much as may be necessary shall be expended in the construction of suitable and necessary dredge boats and other devices and appliances and in the maintenance and operation of the same: *Provided further*, That the water courses connected with said river and the harbors upon it, now under the control of the Mississippi River Commission and under improvement, may, in the discretion of said commission, upon approval by the Chief of Engineers, receive allotments for improvements now under way or hereafter to be undertaken, to be paid for from the amounts herein appropriated.

Levees.

Surveys.

Proviso.
Dredge
boats, etc.

Connecting
water courses.

From the
Ohio to the
Missouri.

Improving Mississippi River from the mouth of the Ohio River to and including the mouth of the Missouri River: Continuing improvement and for maintenance, one million dollars.

From the
Missouri to
Minneapolis.

Improving Mississippi River from the mouth of the Missouri River to Minneapolis, Minnesota: Continuing improvement and for maintenance, one million two hundred and fifty thousand dollars: *Provided*, That of this amount so much as shall be necessary, not to exceed seventy-five thousand dollars, may, in the discretion of the Secretary of War, be expended for the repair and maintenance of existing levees constructed by the United States and for dredging for the benefit of through navigation in harbors and at landing places, giving preference to localities in which the communities interested shall hereafter maintain such dredging without cost to the United States.

Proviso.
Dredging,
etc.

Saint Paul,
Minn.
Changes of
harbor lines.

The Secretary of War is hereby authorized to permit such changes of harbor lines and diversion of the channel of the Mississippi River at Saint Paul, Minnesota, as may be necessary to provide for the improvement of navigation, for suitable levees, transportation terminals, and landing places for shipping in said city.

Approval by
Secretary of
War, etc.

Such changes and diversion shall be shown by plans and plats to be prepared by the city of Saint Paul, which shall be filed with and approved by the Secretary of War and the Chief of Engineers before any work shall be done thereon, and any change therefrom shall be un-

lawful unless a plan and plat thereof shall have been previously filed with and approved by the Secretary of War and the Chief of Engineers: *Provided*, That the Secretary of War and the Chief of Engineers shall submit to Congress an estimate of the amount, character, and cost of any work deemed proper to be done by the United States in connection with the improvement herein authorized, the expense connected with the preparation of such estimate to be paid from the appropriation for examinations, surveys, and contingencies of rivers and harbors: *Provided further*, That neither this Act nor any action thereunder by the Secretary of War and the Chief of Engineers shall be construed as in any way committing the United States to any expense or obligation without further direction of Congress.

Provides.
Estimates,
etc.

Further ac-
tion of Con-
gress required.

As a condition thereof it shall be agreed by the said city of Saint Paul as a part of said proposed plan that the said levees and landing places for shipping shall remain under the ownership or control of the said municipality unless otherwise authorized by Congress.

Ownership
of levees, etc.

Improving Mississippi River from Saint Paul to Minneapolis, Minnesota: Continuing improvement, two hundred and fifty thousand dollars.

From Saint
Paul to Minne-
apolis.

Reservoirs at headwaters of Mississippi River: Completing construction of canal between Lake Winnibigoshish and Leech Lake, ten thousand dollars.

Canal, Lake
Winnibigosh-
ish to Leech
Lake.

Improving Missouri River, with a view to securing a permanent six-foot channel between Kansas City and the mouth of the river: The Secretary of War may enter into a contract or contracts for such materials and work as may be necessary to prosecute the improvement, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate six hundred thousand dollars, exclusive of the amounts heretofore appropriated.

Missouri
River.
Kansas City,
Mo., to mouth.
Six-foot
channel.
Contracts.

Improving Gasconade River, Missouri: Continuing improvement and for maintenance, ten thousand dollars.

Gasconade
River, Mo.

Improving Osage River, Missouri: Continuing improvement and for maintenance, fifteen thousand dollars.

Osage River,
Mo.

Improving harbor at Humboldt Bay, California: For maintenance of improvement of the channel in front of Eureka, fifteen thousand dollars.

Humboldt
Bay, Cal.
Channel at
Eureka.

Improving harbor at Humboldt Bay, California: Continuing improvement, one hundred and seventy thousand dollars: *Provided*, That the Secretary of War may enter into a contract or contracts for such materials and work as may be necessary to complete the said project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate seven hundred and seventeen thousand four hundred dollars, exclusive of the amounts herein and heretofore appropriated.

Harbor.

Provides.
Contracts.

- Los Angeles, Cal. Improving Los Angeles Harbor, California: Continuing improvement by dredging, two hundred and seventy thousand dollars: *Provided*, That if in the judgment of the Secretary of War the prices received in response to advertisement for bids for dredging are not reasonable, so much of the amount herein appropriated as shall be necessary may be expended for the purpose or construction of a suitable dredging plant.
- Provido.*
Dredging plant.
- Oakland, Cal. Improving harbor at Oakland, California: Continuing improvement, one hundred and fifty thousand dollars: *Provided*, That if in the judgment of the Secretary of War the prices received in response to advertisement for bids for dredging are not reasonable, so much of the amount herein appropriated as shall be necessary may be expended for the purchase or construction of a suitable dredging plant.
- Provido.*
Dredging plant.
- San Pablo Bay, Cal. Improving channel over Pinole Shoal, San Pablo Bay, California, in accordance with the report submitted in House Document Numbered Eleven hundred and three, Sixtieth Congress, second session, including the construction of a dredge for maintenance, four hundred thousand dollars: *Provided*, That the Secretary of War may enter into a contract or contracts for such materials and work as may be necessary to complete the said project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate three hundred and sixty thousand dollars, exclusive of the amount herein appropriated.
- Provido.*
Contracts.
- Mokelumne River, Cal. Improving Mokelumne River, California: For maintenance, five thousand dollars.
- Petaluma Creek and Napa River, Sacramento and Feather Rivers, Cal. Improving Petaluma Creek and Napa River, California: For maintenance, eleven thousand dollars.
- San Joaquin River, Cal. Improving Sacramento and Feather Rivers, California: Continuing improvement and for maintenance, twenty-five thousand dollars.
- Coos Bay, Oreg. Improving San Joaquin River, California: For maintenance, including Stockton and Mormon Channels, twenty-five thousand dollars.
- Tillamook Bay, Oreg. Improving harbor at Coos Bay, Oregon: Continuing improvement at the entrance and in the channels within the bay, and for maintenance, forty thousand dollars.
- Willamette and Yamhill Rivers, Oreg. Improving Tillamook Bay and Bar, Oregon: For maintenance, five thousand dollars.
- Columbia and Willamette Rivers, below Portland. Improving Willamette and Yamhill Rivers, Oregon: For maintenance of improvement of Willamette River above Portland, and Yamhill River, twenty thousand dollars.
- Provido.*
Contracts, etc.
- Improving Columbia and Lower Willamette Rivers below Portland, Oregon: Continuing improvement and for maintenance, three hundred and fifty thousand dollars: *Provided*, That the Secretary of War may enter into contract or contracts for such materials and work as may be necessary for the construction of two suitable dredging

plants, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate three hundred and twenty thousand dollars exclusive of the amounts herein and heretofore appropriated.

Improving mouth of Columbia River, Oregon and Washington: Continuing improvement and for maintenance, including repairs and operation of dredge, nine hundred and fifty thousand dollars.

Columbia River, Oreg. and Wash. At the mouth.

For gauging waters of Columbia River and measuring tidal and river volumes, one thousand dollars.

Gauging.

The provision of the river and harbor Act approved June twenty-fifth, nineteen hundred and ten, making appropriation for improving Siuslaw River, Oregon, is hereby amended so as to read as follows:

Public Laws, 2d sess., p. 663, amended. Ante, p. 1425.

"Improving Siuslaw River, Oregon, at the mouth, in accordance with the project set forth in the report submitted in House Document Numbered six hundred and forty-eight, Sixty-first Congress, second session, fifty thousand dollars: *Provided*, That the Secretary of War may enter into a contract or contracts for such material and work as may be necessary to complete said project and to maintain the same for one year during construction, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate one hundred and sixty-five thousand five hundred dollars, exclusive of the amount herein appropriated: *Provided further*, That before beginning said work or making said contract or contracts the Secretary of War shall be satisfied, by deposit or otherwise, that the port of Siuslaw or other agency shall provide for the accomplishment of said project the additional sum of two hundred and fifteen thousand five hundred dollars, which said sum shall be expended by the Secretary of War in the prosecution of said work and for its maintenance in the same manner and in equal amount as the sum herein appropriated and authorized to be appropriated from the Treasury of the United States: *And provided further*, That the port of Siuslaw may proceed with the construction of the south jetty in pursuance of the contract with Robert Wakefield, entered into December twenty-fourth, nineteen hundred and nine, to the full extent of said contract; and the amount to be furnished by the said port of Siuslaw, or other agency, as aforesaid, may be reduced by such amounts, not exceeding one hundred thousand dollars, as may be expended under said contract, provided all the work so done shall be in accord with the project herein adopted and satisfactory to the Secretary of War."

Siuslaw River, Oreg. Improvement at the mouth.

Provisos. Contracts.

Contribution by Siuslaw. ✓

And provided further, That the port of Siuslaw may proceed with the construction of the south jetty in pursuance of the contract with Robert Wakefield, entered into December twenty-fourth, nineteen hundred and nine, to the full extent of said contract; and the amount to be furnished by the said port of Siuslaw, or other agency, as aforesaid, may be reduced by such amounts, not exceeding one hundred thousand dollars, as may be expended under said contract, provided all the work so done shall be in accord with the project herein adopted and satisfactory to the Secretary of War."

Construction of south jetty by Siuslaw. Amount to be deducted from contribution.

Improving Columbia River, Washington: For maintenance of improvement between the mouth of Willamette River and the city of Vancouver, Washington, three thousand dollars.

Columbia River. From the Willamette to Vancouver, Wash.

Improving Columbia River between the foot of The Dalles Rapids and the head of Celilo Falls, Oregon and

The Dalles Rapids to Celilo Falls.

- Washington: Continuing improvement, six hundred thousand dollars.
- Celilo Falls to Snake River. Improving Columbia River and tributaries above Celilo Falls to the mouth of Snake River, Oregon and Washington: Continuing improvement, twenty-five thousand dollars.
- Snake River, Oreg., Wash., and Idaho. Improving Snake River, Oregon, Washington, and Idaho: Continuing improvement and for maintenance up to Pittsburg Landing, Oregon, fifteen thousand dollars.
- Bellingham, Wash. Improving harbor at Bellingham, Washington: Continuing improvement, in accordance with the report submitted in House Document Numbered Eleven hundred and sixty-one, Sixtieth Congress, second session, and subject to the conditions relative to cooperation on the part of local interests as set forth in said document, twenty-five thousand dollars: *Provided*, That the Secretary of War may enter into a contract or contracts for such materials and work as may be necessary to complete the said project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate fifty-two thousand two hundred and fifty dollars, exclusive of the amounts herein and heretofore appropriated.
- Cooperation by local interests. *Provido. Contracts.*
- Grays Harbor, Wash. Improving Grays Harbor and Bar Entrance, Washington: Continuing improvement by means of extension of north jetty, three hundred thousand dollars: *Provided*, That the Secretary of War may enter into a contract or contracts for such materials and work as may be necessary to complete the said project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate six hundred and fifty-five thousand dollars, exclusive of the amounts herein and heretofore appropriated.
- Provido. Contracts.*
- Olympia, Wash. Improving harbor at Olympia, Washington: Completing improvement in accordance with the report of the Board of Engineers for River and Harbors, dated March ninth, nineteen hundred and eight, and printed in Rivers and Harbors Committee Document Numbered Five, Sixty-first Congress, second session, and subject to the conditions relative to cooperation on the part of local interests as set forth in said document, forty-three thousand dollars.
- Cooperation by local interests.
- Willapa River and Harbor, Wash. Improving Willapa River and Harbor, Washington: Continuing improvement in accordance with the report submitted in House Document Numbered Five hundred and twenty-four, Sixty-first Congress, second session, and subject to the conditions relative to cooperation on the part of local interests, as set forth in said document, fifty thousand dollars: *Provided*, That the Secretary of War may enter into a contract or contracts for such materials and work as may be necessary to complete the said project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate one
- Cooperation by local interests. *Provido. Contracts.*

hundred and eighteen thousand one hundred and thirty-two dollars, exclusive of the amounts herein and heretofore appropriated.

Improving Chehalis River, Washington: Completing improvement, ten thousand dollars. Chehalis River, Wash.

Improving Cowlitz and Lewis Rivers, Washington: For maintenance, including North Fork of Lewis River, two thousand five hundred dollars. Cowlitz and Lewis Rivers, Wash.

Improving Grays River, Washington: For maintenance, five hundred dollars. Grays River, Wash.

Improving Puget Sound, Washington: Continuing improvement and for maintenance of Puget Sound and its tributary waters, twenty thousand dollars. Puget Sound, etc., Wash.

Improving Snohomish River, Washington: Continuing improvement, seventy-five thousand dollars: *Provided*, That the Secretary of War may enter into a contract or contracts for such materials and work as may be necessary to complete the said project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate one hundred and eighty thousand dollars, exclusive of the amounts herein and heretofore appropriated. Snohomish River, Wash. *Provido.* Contracts.

Improving harbor at Hilo, Hawaii: Continuing improvement, two hundred and fifty thousand dollars: *Provided*, That the Secretary of War may enter into a contract or contracts for such materials and work as may be necessary to prosecute the said project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate two hundred and fifty thousand dollars, exclusive of the amounts herein and heretofore appropriated: *Provided further*, That the Secretary of War be authorized to have a resurvey made of Hilo Harbor with a view to determining whether a modification of the adopted project can be made which will increase the commercial facilities of the harbor without increasing the original limit of cost of the work. Hilo, Hawaii. *Provido.* Contracts.

Improving Kahului Harbor, Hawaii: Continuing improvement, one hundred and fifty thousand dollars. Kahului Harbor, Hawaii.

The depth of water in tidal waters, as well as in rivers and nontidal channels, whenever referred to in this Act shall be understood to mean the depth at mean low water unless otherwise expressed. Depth of waters defined.

Appropriations made for the respective works herein named, or so much thereof as may be necessary, may, in the discretion of the Secretary of War, be used for maintenance and for the repair and restoration of said works whenever from any cause they have become seriously impaired, as well as for the further improvement of said works. Maintenance, etc., of existing works.

Surveys and examinations provided for in this section shall, unless otherwise expressed, be paid for from the appropriations made for the respective improvements or projects to which they pertain or in connection with which they are mentioned. Surveys, etc., paid from amount for project.

Works by contract or otherwise.

All works of improvement herein or hereafter authorized to be prosecuted or completed under contracts may, in the discretion of the Secretary of War, be carried on by contract or otherwise, as may be most economical or advantageous to the United States.

Allotment of consolidated works.

Where separate works or items are consolidated in this Act and an aggregate amount is appropriated therefor, the amounts herein appropriated shall, unless otherwise expressed, be expended in securing maintenance and improvement according to the respective projects herein or heretofore adopted by Congress, after giving due regard to the respective needs of traffic. The allotments to the respective works herein consolidated shall be made by the Secretary of War upon recommendations by the Chief of Engineers. In case such works or items are consolidated and separate amounts are given with each project, the amounts so named shall be expended upon such separate projects unless, in the discretion of the Secretary of War, another allotment or division should be made of the same. Any balances now remaining to the credit of the consolidated items in this Act shall be carried to the credit of the respective aggregate amounts appropriated for the consolidated items herein contained.

Balances carried to authorized works.

Classification of traffic statistics.

In the collection of statistics relating to traffic, the Corps of Engineers is directed to adopt a uniform system of classification for freight, and upon rivers or inland waterways to collate ton-mileage statistics as far as practicable.

Appropriation for examinations, etc.

SEC. 2. That for examinations, surveys, and contingencies for rivers and harbors for which there may be no special appropriation, the sum of three hundred thousand dollars is hereby appropriated: *Provided*, That no preliminary examination, survey, project, or estimate for new works other than those designated in this or some prior Act or joint resolution shall be made: *Provided further*, That after the regular or formal reports made as required by law on any examination, survey, project, or work under way or proposed are submitted no supplemental or additional report or estimate shall be made unless ordered by a concurrent resolution of Congress: *And provided further*, That the Government shall not be deemed to have entered upon any project for the improvement of any waterway or harbor mentioned in this Act until funds for the commencement of the proposed work shall have been actually appropriated by law.

Provisos. Authority required.

Supplementary reports restricted.

Special authority to begin work required.

Allotment of preliminary examinations.

The Secretary of War is hereby authorized and directed to cause preliminary examinations and surveys to be made at the following-named localities, and a sufficient sum to pay the cost thereof may be allotted from the amount appropriated in this section:

Maine.

Rockland Harbor, Maine, at and near Atlantic Point.
Kennebec River, channel west of Swan Island, Maine.
Bluehill Inner Harbor, Maine.

Winter Harbor, Maine.

Carvers Harbor, Vinalhaven, Maine.

Boston Harbor, Massachusetts, with a view to the construction of a sea wall along Winthrop Beach. Massachusetts.

Cohasset Harbor, Massachusetts, with a view to the construction of a channel one hundred and fifty feet in width and eight feet in depth.

Providence River and Harbor, Rhode Island, with a view to deepening the channel to thirty feet. Rhode Island.

Mystic River, Connecticut, from the drawbridge between Groton and Stonington to the head of navigation. Connecticut.

Hudson River, New York, with a view to increasing the width of the channel between the Albany and Greenbush bridge and the New York Central and Hudson River Railroad passenger bridge. New York.

Hudson River, New York, with a view to securing a suitable depth along the front of Rensselaer between the lower and middle bridges.

New York Harbor, New York, with a view to securing a suitable depth of channel to the navy yard.

For a deep-water connection with suitable terminals that may be established at North Tonawanda at the head of the New York State Barge Canal.

Fort Pond Bay, Suffolk County, New York.

New York Harbor, New York, with a view to securing increased width and depth of water from a point at or near Southwest Spit, northwest of Sandy Hook, New Jersey, through Lower New York Bay, Raritan Bay, and the channel between New Jersey and Staten Island, New York, to the channel in Upper New York Bay.

Niagara River, New York, with a view to securing a depth of fourteen feet in the channel between Navy and Grand Islands leading to the foot of Sugar Street, in the city of Niagara Falls.

Delaware River, at Morrisville, Pennsylvania. Pennsylvania.

Allegheny River, Pennsylvania, with a view to the construction of additional locks and dams.

Leipsic River, Delaware. Delaware.

Appoquinimink River, Delaware.

Mispillion River, Delaware.

Murderkill River, Delaware.

Little River, Delaware.

Elk River and Little Elk River, Maryland. Maryland.

Channel connecting Miles River and Tred Avon River near Royal Oak, Maryland.

Susquehanna River, Maryland.

Manokin River, Maryland.

Harbor at Newport News, Virginia, and waters near, in, and about the city of Newport News, with a view to securing increased anchorage area for small craft. Virginia.

Cape Charles City Harbor, Virginia, with a view to straightening the north side of channel at the entrance and increasing the width of the channel to two hundred feet.

Western Branch of Elizabeth River, Virginia, with a view to deepening and widening the approach thereto.

Potomac River, at Colonial Beach, Virginia, with a view to a proper approach to the landing place.

North Carolina.

Pamlico River, North Carolina, with a view to improving the inner channel on the north side of that river, and with a further view of removing any excavated material which may have heretofore been placed therein by the War Department, beginning at the mouth of Runyons Creek, on the north side of said river, below Washington, North Carolina, and extending eastwardly down said river as far as may be necessary.

Northeast Cape Fear River, North Carolina, from its mouth to Hallsville.

Chowan River, North Carolina.

Conoby Creek, North Carolina.

Deep Creek, North Carolina, from its mouth on Albe-
marle Sound to the head of navigation.

South River, North Carolina, with a view to obtain-
ing increased depth above Aurora.

Swift Creek, Craven County, North Carolina, with a
view to dredging a channel through Horse Shoe Bend
and Poplar Branch.

South Carolina.

Basin of Winyah Bay, South Carolina, with a view to
providing a uniform depth of eighteen feet at mean
low water and to giving increased harbor facilities to the
city of Georgetown.

Georgia.

Darien Harbor and Doboy Bar, Georgia, with a view
to securing the same depth on the bar as in the harbor,
namely, twelve feet at mean low water.

Tugaloo River, Georgia and South Carolina, from its
mouth to Fort Madison, South Carolina.

Florida

Clearwater Harbor, Florida, from the mouth of the
Anclote River to the beginning of the channel now being
constructed by the Government from the south end of
Clearwater Harbor into and through Boca Ceiga Bay,
thence into Tampa Bay.

Saint Johns River, Florida, from deep water at or be-
low Commodores Point to deep water above Sixmile
Creek westward of the middle ground between Arlington
Cut and the western shore of the river, including a full
consideration of the desirability and propriety of cooper-
ation on the part of riparian owners.

Saint Marks River, Florida, from the town of Saint
Marks to the Gulf of Mexico.

Channel between the Saint Johns River, Florida, and
Cumberland Sound, by way of the Sisters Creek out of
the Saint Johns River, with a view to straightening and
deepening the channel.

Harbor at Saint Petersburg, Florida.

Carrabelle Harbor, Florida, with a view to securing
a depth of twenty-one feet in the channel from the Gulf
of Mexico to deep water in Saint George Sound by way

of East Pass; also for a channel of the same depth from the Gulf to Carrabelle.

Pithlachascotee River, Florida.

Saint Lucie Inlet, Florida, with a view to obtaining a depth of from twelve to fourteen feet.

Wekiva River, Florida.

Alabama River, Alabama, with a view to the construction of a lock and dam between Montgomery and Selma.

Alabama.

Bayou Lafourche, Louisiana, with a view to securing a depth of twenty feet at its mouth.

Louisiana.

Bayou Chastaing, Louisiana.

Mermentau River, Louisiana, with a view to the construction of a lock and dam to maintain the level of Grand Lake and the inland waterways of Louisiana.

Ponchatoula River, Louisiana.

Tangipahoa River, Louisiana.

For a lock in the proposed dam at the foot of Caddo Lake, Louisiana and Texas, and a channel from said dam to the Red River by way of Big Pass, Little Pass, Soda Lake, Twelvemile Bayou, and Cross Bayou.

Louisiana and Texas.

Guadalupe River, Texas, to Victoria, with a view to improvement by locks and dams.

Texas.

Colorado River, Texas, with a view to improvement by locks and dams.

The mouth of the Brazos River to Velasco, Texas.

Green River, Kentucky, at and near Lock and Dam Numbered Three, near Rochester, with a view to the diversion of the waters of Mud River from its present mouth above the said lock and dam to a suitable point below.

Kentucky.

North Fork of Kentucky River, Kentucky, with a view to the removal of obstructions.

Survey and estimate of the cost of improving the Cuyahoga River, Ohio, from its mouth to a more southerly connection with the Ohio Canal, with a view to eliminating bends and securing a navigable depth of twenty-one feet, with suitable width; and the said survey and estimate shall include a report on any proposition for cooperation by localities affected thereby.

Ohio.

Petoskey Harbor, Michigan.

Michigan.

White Lake Harbor, Michigan, from the mouth of the channel to White Lake.

Pentwater Harbor, Michigan, from the mouth of the channel to Pentwater Lake.

Saint Joseph Harbor, Michigan, with a view to its further improvement by the removal of a shoal and the securing of increased width and depth of a channel below the Pere Marquette Railroad bridge.

Brule Harbor, Wisconsin.

Wisconsin.

Cornucopia Harbor, Wisconsin.

Manitowoc Harbor and River, Wisconsin, with a view to their further improvement to meet the demands of commerce by the deepening of said river and by the enlargement of the dredged area of the basin inside the

breakwaters, or otherwise; also with a view to the creation of a harbor of refuge within said river and basin.

Minnesota.

Lake of the Woods, at or near Arnesen, Minnesota, with a view to securing increased harbor facilities.

Indiana.

Indiana Harbor, Indiana, with a view to the construction of a breakwater to protect the entrance of the harbor.

Illinois.

Mississippi River between Calhoun Point and Mason Island, Illinois.

California.

Crescent City Harbor, California.

Newport Harbor, California.

Richmond Harbor, California.

Santa Barbara Harbor, California.

San Joaquin River, California, with a view to its improvement up to a point at or near Herndon by means of locks and dams, or otherwise.

Fremont Channel and McLeod Lake arms of Stockton Channel, San Joaquin River, California.

Mokelumne River, California, with a view to its improvement from the Galt-New Hope Bridge to a point at or near Woodbridge.

Oregon.

Nehalem River, Oregon.

Nehalem Bar and entrance to Nehalem Bay, Oregon, with view to improvement of same in cooperation with local interests.

Oregon Slough branch of Columbia River, Oregon, including a consideration of any proposition for cooperation by localities affected thereby.

Yaquina River, Oregon, from Toledo to Yaquina, with report upon any proposition for cooperation by local interests.

Alaska.

Entrance to Kuskokwim River, through Kuskokwim Bay, Alaska.

Sergius Narrows, Alaska.

Apon mouth of Yukon River from Pastol Bay to the mouth of Kotlik River, Alaska.

Porto Rico.

San Juan Harbor, Porto Rico.

Report of examinations.

In all cases a preliminary examination of the river, harbor, or other proposed improvement mentioned shall first be made, and a report as to the advisability of its improvement shall be submitted, unless a survey or estimate is herein expressly directed. If upon such preliminary examination the proposed improvement is not deemed advisable, no further action shall be taken thereon

Unfavorable reports.

Survey, etc., if favorable.

without the further direction of Congress; but in case the report shall be favorable to such proposed improvement, or that a survey and estimate should be made to determine the advisability of improvement, the Secretary of War is hereby authorized, in his discretion, to cause surveys to be made, and the cost and advisability to be reported to Congress. And such reports containing plans and estimates shall also contain a statement as to the rate at which the work should be prosecuted.

Requirements.

All reports on examinations and surveys which may be prepared during the recess of Congress shall, in the discretion of the Secretary of War, be printed by the Public Printer as documents of the following session of Congress.

Printing of examinations, etc., during recess.

SEC. 3. That all reports on examinations and surveys authorized in any section of this Act shall be reviewed by the Board of Engineers for Rivers and Harbors as provided for in section three of the river and harbor Act approved June thirteenth, nineteen hundred and two, and all special reports ordered by Congress shall, in the discretion of the Chief of Engineers, be reviewed in like manner by said board.

Review of reports, etc., by Board of Engineers for Rivers and Harbors. Vol. 82, p. 372. Ante, p. 1006.

SEC. 4. That so much of section seven of the river and harbor Act approved March third, nineteen hundred and nine, as provides that the term of the National Waterways Commission shall expire on March fourth, nineteen hundred and eleven, be, and the same is hereby, repealed; and the said commission, with its present membership and as now constituted, shall be continued until November fourth, nineteen hundred and eleven, with the powers and duties prescribed in said Act. And the said commission shall make a final report to Congress and file the same with the Secretary of the Senate and the Clerk of the House of Representatives not later than November fourth, nineteen hundred and eleven. Said commission is also authorized to investigate and report upon the advisability and feasibility of proposed artificial waterways and upon proposed plans for the impounding of flood waters in rivers, by reservoirs or otherwise, including the following: First, the construction by the United States of the proposed canal from the Ohio River, at a point near Pittsburg, to Lake Erie, the expense thereof being borne by local interests affected; second, the proposed canal from Lake Erie, by way of the Maumee River and Fort Wayne, or other direct and feasible route, to the southerly end of Lake Michigan; and, third, the proposed canal to connect the Anacostia River at some point near the District of Columbia boundary line with Chesapeake Bay, or some tributary thereof. For the obtaining of the necessary engineering data the commission is authorized to call upon the Corps of Engineers, United States Army, and said corps shall furnish said data upon the request of the commission, and the expense of obtaining the same shall be paid from the appropriation made by said Act.

National Waterways Commission. Vol. 35, p. 819, amended. Ante, p. 1382. Term continued until Nov. 4, 1911.

Final report.

To investigate, etc., artificial waterways and flood reservoirs.

Canal from the Ohio to Lake Erie.

Canal from Lake Erie to Lake Michigan.

Canal, Anacostia River, D. C., to Chesapeake Bay.

Data from Engineer Corps.

Army. Engineer Corps increased. Vol. 33, p. 263.

Extended over five years. Original vacancies.

Previous. Officers on river and har-

SEC. 5. That the Corps of Engineers of the United States Army is hereby increased by five colonels, six lieutenant colonels, nineteen majors, seventeen captains, and thirteen first lieutenants. The increase in each grade hereby provided for shall be extended over a period of five years as nearly as practicable, and the original vacancies hereby created in each grade shall be filled by promotion from the next lower grade in accordance with existing law: *Provided*, That officers of the Corps of Engineers, when on duty under the Chief of Engineers, con-

bor duty to be paid from appropriation for the work.

Details of assistant engineers.

Filling vacancies in grade of second lieutenants.
From Military Academy.
From civil life.

Assignment of graduating cadets.

Eligibility for appointments from civil life.

Examinations, etc.

connected solely with the work of river and harbor improvements may, while so employed, be paid their pay and commutation of quarters from the appropriations for the work or works upon which they are employed: *Provided further*, That whenever it shall be necessary, in order to properly prosecute works of river and harbor improvement, the Chief of Engineers is authorized to detail for duty in charge of river and harbor districts or as members of boards of engineers any assistant engineers in the employ of the Engineer Bureau of the War Department. Vacancies in the grade of second lieutenant in the Corps of Engineers shall hereafter be filled as far as may be consistent with the interests of the military service, by promotions from the Corps of Cadets at the United States Military Academy: *Provided*, That vacancies remaining in any fiscal year after the assignment of cadets of the class graduating in that fiscal year may be filled from civil life as hereinafter provided: *And provided further*, That the proportion of any graduating class assigned to the Corps of Engineers shall not be less than the proportion which the total number of officers authorized at date of graduation for that corps bears to the total number of officers authorized at same date for all branches of the Army to which cadets are eligible for promotion upon graduation, except when such a proportionate number is more than the number of vacancies existing at date of graduation plus the number of retirements due to occur in the Corps of Engineers prior to the first day of the following January. To become eligible for examination and appointment, a civilian candidate for the appointment as second lieutenant must be an unmarried citizen of the United States between the ages of twenty-one and twenty-nine, who holds a diploma showing graduation in an engineering course from an approved technical school, and is eligible for appointment as a junior engineer under the Engineer Bureau of the War Department. Selection of eligible civilians for appointment, including term of probation, shall be made as the result of such competitive examination into the mental, moral, and physical qualifications, and under such rules and regulations as shall be recommended by the Chief of Engineers and approved by the Secretary of War.

Approved, February 27, 1911.

Mar. 1, 1911.
Vol. 36, p. 961.
[H. R. 11798.]
[Public, No. 435.]

CHAP. 186.—An Act To enable any State to cooperate with any other State or States, or with the United States, for the protection of the watersheds of navigable streams, and to appoint a commission for the acquisition of lands for the purpose of conserving the navigability of navigable rivers.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress Assem-

bled, That the consent of the Congress of the United States is hereby given to each of the several States of the Union to enter into any agreement or compact, not in conflict with any law of the United States, with any other State or States for the purpose of conserving the forests and the water supply of the States entering into such agreement or compact.

SEC. 2. That the sum of two hundred thousand dollars is hereby appropriated and made available until expended, out of any moneys in the National Treasury not otherwise appropriated, to enable the Secretary of Agriculture to cooperate with any State or group of States, when requested to do so, in the protection from fire of the forested watersheds of navigable streams; and the Secretary of Agriculture is hereby authorized, and on such conditions as he deems wise, to stipulate and agree with any State or group of States to cooperate in the organization and maintenance of a system of fire protection on any private or state forest lands within such State or States and situated upon the watershed of a navigable river: *Provided*, That no such stipulation or agreement shall be made with any State which has not provided by law for a system of forest-fire protection: *Provided further*, That in no case shall the amount expended in any State exceed in any fiscal year the amount appropriated by that State for the same purpose during the same fiscal year.

SEC. 3. That there is hereby appropriated, for the fiscal year ending June thirtieth, nineteen hundred and ten, the sum of one million dollars, and for each fiscal year thereafter a sum not to exceed two million dollars for use in the examination, survey, and acquirement of lands located on the headwaters of navigable streams or those which are being or which may be developed for navigable purposes: *Provided*, That the provisions of this section shall expire by limitation on the thirtieth day of June, nineteen hundred and fifteen.

SEC. 4. That a commission, to be known as the National Forest Reservation Commission, consisting of the Secretary of War, the Secretary of the Interior, the Secretary of Agriculture, and two members of the Senate, to be selected by the President of the Senate, and two members of the House of Representatives, to be selected by the Speaker, is hereby created and authorized to consider and pass upon such lands as may be recommended for purchase as provided in section six of this Act, and to fix the price or prices at which such lands may be purchased, and no purchases shall be made of any lands until such lands have been duly approved for purchase by said commission: *Provided*, That the members of the commission herein created shall serve as such only during their incumbency in their respective official positions, and any vacancy on the commission shall be filled in the manner as the original appointment.

Conservation of navigable waters, etc.
Agreement between States for, authorized.

Appropriation for cooperating with States for fire protection.

Forest lands on watersheds of navigable rivers.

Provided. State law required.

Expenditures limited.

Appropriations for acquiring, etc., lands at headwaters of navigable streams.

Provided. Limited to 1915.

National Forest Reservation Commission. Members.

To pass on purchase of lands, etc.

Provided. Service of members.

Annual re-
ports.

SEC. 5. That the commission hereby appointed shall, through its president, annually report to Congress, not later than the first Monday in December, the operations and expenditures of the commission, in detail, during the preceding fiscal year.

Location of
lands, etc.

SEC. 6. That the Secretary of Agriculture is hereby authorized and directed to examine, locate, and recommend for purchase such lands as in his judgment may be necessary to the regulation of the flow of navigable streams, and to report to the National Forest Reservation Commission the results of such examinations: *Provided*, That before any lands are purchased by the National Forest Reservation Commission said lands shall be examined by the Geological Survey and a report made to the Secretary of Agriculture, showing that the control of such lands will promote or protect the navigation of streams on whose watersheds they lie.

Proviso.
Examination
by Geological
Survey.

Purchase of
lands approved
by Commis-
sion.

SEC. 7. That the Secretary of Agriculture is hereby authorized to purchase, in the name of the United States, such lands as have been approved for purchase by the National Forest Reservation Commission at the price or prices fixed by said commission: *Provided*, That no deed or other instrument of conveyance shall be accepted or approved by the Secretary of Agriculture under this Act until the legislature of the State in which the land lies shall have consented to the acquisition of such land by the United States for the purpose of preserving the navigability of navigable streams.

Proviso.
Consent of
States.

Title, etc.

SEC. 8. That the Secretary of Agriculture may do all things necessary to secure the safe title in the United States to the lands to be acquired under this Act, but no payment shall be made for any such lands until the title shall be satisfactory to the Attorney-General and shall be vested in the United States.

Timber and
mineral rights
may be re-
served.

SEC. 9. That such acquisition may in any case be conditioned upon the exception and reservation to the owner from whom title passes to the United States of the minerals and of the merchantable timber, or either or any part of them, within or upon such lands at the date of the conveyance, but in every case such exception and reservation and the time within which such timber shall be removed and the rules and regulations under which the cutting and removal of such timber and the mining and removal of such minerals shall be done shall be expressed in the written instrument of conveyance, and thereafter the mining, cutting, and removal of the minerals and timber so excepted and reserved shall be done only under and in obedience to the rules and regulations so expressed.

Regulations
governing.

Sale of ag-
ricultural
tracts not
needed for
public uses.

SEC. 10. That inasmuch as small areas of land chiefly valuable for agriculture may of necessity or by inadvertence be included in tracts acquired under this Act, the Secretary of Agriculture may, in his discretion, and he is hereby authorized, upon application or otherwise, to

examine and ascertain the location and extent of such areas as in his opinion may be occupied for agricultural purposes without injury to the forests or to stream flow and which are not needed for public purposes, and may list and describe the same by metes and bounds, or otherwise, and offer them for sale as homesteads at their true value, to be fixed by him, to actual settlers, in tracts not exceeding eighty acres in area, under such joint rules and regulations as the Secretary of Agriculture and the Secretary of the Interior may prescribe; and in case of such sale the jurisdiction over the lands sold shall, ipso facto, revert to the State in which the lands sold lie. And no right, title, interest, or claim in or to any lands acquired under this Act, or the waters thereon, or the products, resources, or use thereof after such lands shall have been so acquired, shall be initiated or perfected, except as in this section provided.

Limit of tracts.

State jurisdiction resumed.

All rights, etc., subject to provisions of this Act.

Sec. 11. That, subject to the provisions of the last preceding section, the lands acquired under this Act shall be permanently reserved, held, and administered as national forest lands under the provisions of section twenty-four of the Act approved March third, eighteen hundred and ninety-one (volume twenty-six, Statutes at Large, page eleven hundred and three), and Acts supplemental to and amendatory thereof. And the Secretary of Agriculture may from time to time divide the lands acquired under this Act into such specific national forests and so designate the same as he may deem best for administrative purposes.

Lands reserved permanently as national forests.

Vol. 26, p. 1103.

Designation of divisions.

Sec. 12. That the jurisdiction, both civil and criminal, over persons upon the lands acquired under this Act shall not be affected or changed by their permanent reservation and administration as national forest lands, except so far as the punishment of offenses against the United States is concerned, the intent and meaning of this section being that the State wherein such land is situated shall not, by reason of such reservation and administration, lose its jurisdiction nor the inhabitants thereof their rights and privileges as citizens or be absolved from their duties as citizens of the State.

State jurisdiction not affected.

Offenses against the United States excepted.

Sec. 13. That five per centum of all moneys received during any fiscal year from each national forest into which the lands acquired under this Act may from time to time be divided shall be paid, at the end of such year, by the Secretary of the Treasury to the State in which such national forest is situated, to be expended as the state legislature may prescribe for the benefit of the public schools and public roads of the county or counties in which such national forest is situated: *Provided*, That when any national forest is in more than one State or county the distributive share to each from the proceeds of such forest shall be proportional to its area therein: *Provided further*, That there shall not be paid to any

Payment from receipts to States for county schools and roads.

Proviso. Division.

Maximum to counties.

State for any county an amount equal to more than forty per centum of the total income of such county from all other sources.

Appropriation for expenses of Commission.

Accounts.

SEC. 14. That a sum sufficient to pay the necessary expenses of the commission and its members, not to exceed an annual expenditure of twenty-five thousand dollars, is hereby appropriated out of any money in the Treasury not otherwise appropriated. Said appropriation shall be immediately available, and shall be paid out on the audit and order of the president of the said commission, which audit and order shall be conclusive and binding upon all departments as to the correctness of the accounts of said commission.

Approved, March 1, 1911.

Mar. 2, 1911. Vol. 38, pp. 966, 1005.
[H. R. 31856.]
[Public, No. 441.]

CHAP. 192.—An Act Making appropriations to provide for the expenses of the government of the District of Columbia for the fiscal year ending June thirtieth, nineteen hundred and twelve, and for other purposes.

District of Columbia appropriations. Half from District revenues.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the half of the following sums named, respectively, is hereby appropriated, out of any money in the Treasury not otherwise appropriated, and the other half out of the revenues of the District of Columbia, in full for the purposes following, being for the expenses of the government of the District of Columbia for the fiscal year ending June thirtieth, nineteen hundred and twelve, namely:

* * * * *

Anacostia River flats.

ANACOSTIA RIVER FLATS.

Reclamation, etc.

Board of engineers in charge.

Toward the reclamation and development of the Anacostia River and Flats, from the Anacostia Bridge north-east to the District line, to be expended under the supervision of the Chief of Engineers, United States Army, upon plans to be prepared under the direction of, and to be approved by, a board of engineers to consist of the Engineer Commissioner of the District of Columbia, the officer in charge of public buildings and grounds, and the engineer officer in charge of the improvement of the Potomac River; said sum to be available for the preparation of plans, the prosecution of the work, the employment of personal service, and for such other purposes as may in the judgment of said board be necessary to carry out the purposes of this appropriation, one hundred thousand dollars.

* * * * *

Inconsistent laws repealed.

SEC. 10. That all laws and parts of laws to the extent that they are inconsistent with this act are repealed.

Approved, March 2, 1911.

CHAP. 220.—An Act To authorize the Greeley-Arizona Irrigation Company to build a dam across the Colorado River at or near Head Gate Rock, near Parker, in Yuma County, Arizona.

Mar. 3, 1911.
Vol. 36, p. 1081.

[S. 10808.]
[Public, No. 464.]

Be it enacted by the Senate and House of Representatives of the United State of America in Congress assembled, That the Greeley-Arizona Irrigation Company, a corporation organized under the laws of Arizona, is hereby authorized to construct, maintain, and operate a diversion dam in and across the Colorado River at a place known as Head Gate Rock, near Parker, Yuma County, in the Territory of Arizona, in accordance with the provisions of the Act approved June twenty-third, nineteen hundred and ten, entitled "An Act to amend an Act entitled 'An Act to regulate the construction of dams across navigable waters,' approved June twenty-first, nineteen hundred and six": *Provided*, That the actual construction of said dam shall be begun within two years and completed within four years from the date of the passage of this Act: *And provided further*, That the actual construction of said dam shall not be commenced until the plans and specifications therefor shall have been presented to and approved by the Secretary of the Interior in addition to the requirements of the Act approved June twenty-third, nineteen hundred and ten, entitled "An Act to amend an Act entitled 'An Act to regulate the construction of dams across navigable waters,' approved June twenty-first, nineteen hundred and six," and, in approving the plans and specifications, the Secretary of the Interior may impose such conditions as to him shall seem proper for the protection of the public interests of Indians and the United States.

Colorado River. Greeley-Arizona Irrigation Company may dam near Parker, Ariz.

Public Laws, 2d sess., p. 593.

Vol. 36, p. 593.
Ante, p. 1376.

Provisos.
Time of construction.

Approval of plans, etc.

Public Laws, 2d sess., p. 593.
Ante, p. 1376.

SEC. 2. That the right to alter, amend, or repeal this Act is hereby expressly reserved.

Amendment.

Approved, March 3, 1911.

CHAP. 222.—An Act Authorizing the Erie Railroad Company to construct a canal connecting the Hackensack River and Berrys Creek, Bergen County, New Jersey, as an aid to navigation, and for other purposes.

Mar. 3, 1911.
Vol. 36, p. 1082.

[S. 10883.]
[Public, No. 466.]

Be it enacted by the Senate and House of Representatives of the United State of America in Congress assembled, That the Erie Railroad Company, a corporation of the State of New York, its successors and assigns, is hereby authorized, for the purpose of removing perils and delays now incident to the navigation of Berrys Creek, in the county of Bergen and State of New Jersey, through the presence of the bridge of the said Erie Railroad Company across said creek at a distance of about eight thousand seven hundred feet from the point where said creek empties into the Hackensack River and of improving the navigation of said Berrys Creek, to construct a suitable canal, from a point in the center of Berrys Creek, northeast of the bridge of the Erie Railroad Com-

Berrys Creek, N. J. Erie Railroad Company may construct canal to Hackensack River from.

Location.

Proviso.
Approval of plans.

Change in bridge permitted.

Amendment.

pany over said stream, to and into the Hackensack River: *Provided*, That no canal shall be constructed under this authority unless the plans for the same are approved by the Corps of Engineers and the Secretary of War, who are authorized to impose such conditions as may be necessary to maintain the navigability of Berrys Creek unimpaired. And if said railroad company shall construct said canal to the approval of the Secretary of War, said railroad company shall be authorized and permitted to maintain a fixed bridge over Berrys Creek at a point where the main line of the railroad company now crosses said creek.

SEC. 2. That the right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, March 3, 1911.

Mar. 4, 1911.
Vol. 36, pp. 1170, 1205.
[H. R. 29360.]
[Public, No. 477.]

Legislative, executive, and judicial appropriations.

CHAP. 237.—An Act Making appropriations for the legislative, executive, and judicial expenses of the Government for the fiscal year ending June thirtieth, nineteen hundred and twelve, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums be, and the same are hereby, appropriated, out of any money in the Treasury not otherwise appropriated, in full compensation for the service of the fiscal year ending June thirtieth, nineteen hundred and twelve, for the objects hereinafter expressed, namely:

* * * * *

Skilled draftsmen, etc.

OFFICE OF THE CHIEF OF ENGINEERS: * * *

And the services of skilled draftsmen, civil engineers, and such other services as the Secretary of War may deem necessary, may be employed only in the office of the Chief of Engineers, to carry into effect the various appropriations for rivers and harbors, fortifications, and surveys, to be paid from such appropriations: *Provided*, That the expenditures on this account for the fiscal year nineteen hundred and twelve, shall not exceed forty-two thousand dollars; and that the Secretary of War shall each year, in the annual estimates, report to Congress the number of persons so employed, their duties, and the amount paid to each.

Proviso.
Limit, etc.

* * * * *

Approved, March 4, 1911.

Mar. 4, 1911.
Vol. 36, pp. 1289, 1290, 1301.

[H. R. 32957.]
[Public, No. 480.]

Deficiencies appropriations.

CHAP. 240.—An Act Making appropriations to supply deficiencies in appropriations for the fiscal year nineteen hundred and eleven and for prior years, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums be, and are hereby, appro-

riated, out of any money in the Treasury not otherwise appropriated, to supply deficiencies in appropriations for the fiscal year nineteen hundred and eleven and for prior years, and for other purposes, namely:

Saint John River Commission: To complete the work of the joint commission, authorized in the diplomatic and consular Act for the fiscal year nineteen hundred and seven, to investigate and report upon the conditions and uses of the Saint John River, and to make recommendations for the regulation of the use thereof by the citizens and subjects of the United States and Great Britain, according to the provisions of treaties between the two countries, fifteen thousand dollars.

Saint John River Commission. Vol. 34, p. 292. Ante, p. 1179. Completing work.

RIVER AND HARBOR WORK.

Rivers and harbors.

To pay claims adjusted and settled under section four of the river and harbor appropriation Act, approved June twenty-fifth, nineteen hundred and ten, and certified to Congress in House Document Numbered Twelve hundred and forty-nine at the present session, four hundred and nineteen dollars and eighty cents.

Paying claims for collisions, etc. Public Laws, 2d sess., p. 876. Ante, p. 1442.

Indiana Harbor, Indiana: So much as may be necessary of the unexpended balance of the appropriation heretofore made for the improvement of the harbor at Indiana Harbor, Indiana, is hereby made available, in the discretion of the Secretary of War, for the maintenance of the inner harbor, in accordance with the provisions of House Document Numbered One thousand one hundred and thirteen, Sixtieth Congress, second session.

Indiana Harbor, Ind. Inner harbor maintenance.

Authority is hereby given the Secretary of War, in his discretion, to apply any unexpended balance for Union River, Maine, of appropriation for improving said river and allotments for the same from appropriation "Preservation and maintenance of river and harbor works," to removing obstructive bowlders and ledge along said river above the limits of the existing project.

Union River, Me. Removing bowlders.

Approved, March 4, 1911.

CHAP. 277.—An Act To extend the time for commencing and completing the construction of a dam authorized by the Act entitled "An Act permitting the building of a dam across the Mississippi River in the county of Morrison, State of Minnesota," approved June fourth, nineteen hundred and six.

Mar. 4, 1911. Vol. 36, p. 1359. [H. R. 32721.] [Public, No. 517.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the time for commencing and completing the construction of the dam, canal, and other structures authorized by the Act of Congress approved June fourth,

Mississippi River. Time extended for dam across, in Mor-

rison County, Minn., by Pike Rapids Power Company, Vol. 34, pp. 210, 1220. Ante, pp. 1165, 1283.

Vol. 36, p. 593. Ante, p. 1376.

Amendment.

nineteen hundred and six, and its amendatory Act approved March second, nineteen hundred and seven, to be built across the Mississippi River, in Morrison County, Minnesota, is hereby extended one year and three years, respectively, from July first, nineteen hundred and eleven: *Provided*, That except as may be otherwise provided in the aforesaid Acts, the construction, maintenance, and operation of the said structures therein authorized, shall be subject to, and in accordance with, the provisions of the Act approved June twenty-third, nineteen hundred and ten, entitled, "An Act to amend an Act entitled 'An Act to regulate the constructions of dams across navigable waters,' approved June twenty-first, nineteen hundred and six."

SEC. 2. That the right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, March 4, 1911.

Mar. 4, 1911. Vol. 36, p. 1360. [H. R. 32842.] [Public, No. 521.]

Alaska. Controller Railway and Navigation Company may construct two bridges across Bering River.

Location.

Extension of line.

Wharves, etc. Vol. 30, p. 1151. Ante, p. 886.

CHAP. 281.—An Act To authorize the Controller Railway and Navigation Company to construct two bridges across the Bering River, in the District of Alaska, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Controller Railway and Navigation Company, a corporation organized and existing under the laws of the State of New Jersey, its successors and assigns, be, and they are hereby, authorized and empowered to construct, maintain, and operate, in accordance with the provisions of the Act entitled "An Act to regulate the construction of bridges over navigable waters," approved March twenty-third, nineteen hundred and six, two bridges across the Bering River, in the District of Alaska, to be located as follows: The upper bridge to cross the said Bering River at a point near the mouth of Stillwater Creek, and the lower bridge to cross the Bering River at a point about four miles above Bering Lake; also to extend its line of railway from the terminus of its line on the north shore of Controller Bay, as shown on its map of definite location filed in the Land Department December fourteenth, nineteen hundred and ten, on and over the tide lands and navigable waters of Alaska in said Controller Bay to the main channel, and to construct, build, erect, maintain, use, and operate at the end of such line of railway, when so extended upon said main channel, under rules and regulations to be prescribed by the Secretary of War, necessary wharves, docks, slips, waterways, and coal and oil bunkers, provided that the extent of and the plans for such structures are recommended by the Chief of Engineers and approved by the Secretary of War, in accordance with the provisions of section ten of the river and harbor Act

approved March third, eighteen hundred and ninety-nine.

Sec. 2. That the said Controller Railway and Navigation Company, its successors and assigns, are hereby authorized to use, in the construction and maintenance of said extension of said line of railway, a right of way on, through, and over the tide and shore lands of the United States actually necessary to connect its railway with the navigable waters in said Controller Bay, not to exceed one hundred feet on each side of the center line of such extension of said line of railway: *Provided*, That the easement hereby authorized may be exclusively exercised so long as said railway is maintained and operated for railroad purposes, but that nothing in this Act contained shall be construed as impairing the right of the United States, or of any State that may hereafter be erected out of this District, to regulate the use of said right of way and the pier or dock herein authorized to be constructed, nor the right of the United States or of any such State to fix reasonable charges for the use of any pier, dock, or wharf constructed or maintained hereunder, nor shall it in anywise interfere with the authority on the part of the Secretary of the Interior to accord wharfage and other privileges in front of reserved areas, as provided in the Act of May fourteenth, eighteen hundred and ninety-eight, entitled "An Act extending the homestead laws and providing for right of way for railroads in Alaska, and for other purposes."

Right of way over tide and shore lands.

Proviso. Conditions.

Regulations, charges, etc.

Vol. 30, p. 409. *Ante*, p. 825.

Title not transferred.

Sec. 3. That the title to all lands occupied under this Act shall remain in the United States, subject to the use hereby authorized, and the right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, March 4, 1911.

CHAP. 285.—An Act Making appropriations for sundry civil expenses of the Government for the fiscal year ending June thirtieth, nineteen hundred and twelve, and for other purposes.

Mar. 4, 1911. Vol. 36, pp. 1363, 1405.

[H. R. 32909.] [Public, No. 525.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums be and the same are hereby, appropriated, for the objects hereinafter expressed, for the fiscal year ending June thirtieth, nineteen hundred and twelve, namely:

Sundry civil expenses appropriations.

* * * * *

RIVERS AND HARBORS, CONTRACT WORK: Toward the construction of works on harbors and rivers, under contract and otherwise, and within the limits authorized by law, namely:

Rivers and harbors, contract work.

For works authorized by the river and harbor Act of eighteen hundred and ninety-nine, as follows:

Vol. 30, p. 1121. *Ante*, p. 843.

Bay Ridge
and Red Hook
Channels, New
York.

Improving channel in Gowanus Bay, New York: For continuing improvement of Bay Ridge and Red Hook Channels, in completion of contract authorization, two hundred and forty-one thousand dollars.

San Francisco, Cal.

Improving harbor at San Francisco, California: For continuing improvement by the removal of Centissima and Rincon Reef rocks, thirty thousand dollars.

Vol. 32, p.
331.
Ante, p. 955.
Arthur Kill,
N. Y. and N. J.

For works authorized by the river and harbor Act of nineteen hundred and two, as follows:

Improving Arthur Kill, New York and New Jersey: For continuing improvement of channel from Kill van Kull to Raritan Bay, in completion of contract authorization, sixty-one thousand dollars.

Vol. 34, p.
1073.
Ante, p. 1220.

For works authorized by the river and harbor Act of nineteen hundred and seven, as follows:

Boston,
Mass.

Improving harbor at Boston, Massachusetts: For continuing improvement of thirty-five foot channel, nine hundred thousand dollars.

Cold Spring
Inlet, N. J.

Improving Cold Spring Inlet, New Jersey: For continuing improvement with a view to securing a depth of twenty-five feet, one hundred and thirty thousand dollars.

Cleveland,
Ohio.

Improving harbor at Cleveland, Ohio: For continuing improvement in accordance with plan for new harbor entrance and breakwater extension, two hundred thousand dollars.

Detroit
River, Mich.

Improving Detroit River, Michigan: For continuing improvement of Livingstone Channel in accordance with plan "B," east route, one hundred and fifty thousand dollars.

Ludington,
Mich.

Improving harbor at Ludington, Michigan: For continuing improvement, in completion of contract authorization, two hundred and nineteen thousand and eighty-seven dollars.

Ohio River,
Lock and
Dam No. 26.

Improving Ohio River: For continuing construction of Lock and Dam Numbered Twenty-six, in completion of contract authorization, one hundred and fifty-five thousand dollars.

Passaic
River, N. J.

Improving Passaic River, New Jersey: For continuing improvement of channel in Newark Bay and Passaic River, sixty thousand dollars.

Saint Marys
River, Mich.
New canal,
etc.

Improving Saint Marys River, Michigan: For continuing improvement at the falls by the construction of a new lock, with a separate canal, five hundred thousand dollars.

San Luis
Obispo, Cal.

Improving harbor at San Luis Obispo, California: For continuing improvement in completion of contract authorization, sixty-four thousand dollars.

Public Laws,
2d sess., p. 630.
Ante, p. 1331.

For works authorized by the river and harbor act of nineteen hundred and ten, as follows:

Arthur Kill,
N. Y. and N. J.

Improving Arthur Kill, New York and New Jersey: For continuing improvement of channel north of Shooters Island, ninety thousand dollars.

Improving harbor at Ashtabula, Ohio: For continuing improvement in completion of contract authorization, three hundred and seventy-six thousand four hundred and thirty dollars.

Ashtabula, Ohio.

Improving Black Warrior, Warrior, and Tombigbee Rivers, Alabama: For continuing improvement by the construction of locks and dams in completion of contract authorization, two hundred and fifty thousand dollars.

Black Warrior, Warrior, and Tombigbee Rivers, Ala.

Improving Cape Fear River, North Carolina: For continuing improvement by the construction of locks and dams above Wilmington, two hundred thousand dollars.

Cape Fear River, N. C.

Improving Cumberland River below Nashville, Tennessee: For continuing improvement by the construction of locks and dams, two hundred and fifty thousand dollars.

Cumberland River below Nashville, Tenn.

Improving Delaware River, Pennsylvania and New Jersey: For continuing improvement by excavating a channel twelve feet deep from Allegheny Avenue, Philadelphia, Pennsylvania, to Trenton, New Jersey, one hundred and sixty thousand dollars.

Delaware River, Pa. and N. J. Philadelphia to Trenton.

Improving harbor at Fairport, Ohio: For completing improvement, one hundred and five thousand dollars.

Fairport, Ohio.

Improving Kentucky River, Kentucky: For continuing improvement by the construction of Locks and Dams Numbered Thirteen and Fourteen, in completion of contract authorization, sixty-five thousand dollars.

Kentucky River, Ky.

Improving harbor at Newport, Rhode Island: For completing improvement, one hundred and eighty-three thousand dollars.

Newport, R. I.

Improving Ohio River below Pittsburg, Pennsylvania: For continuing improvement by the construction of Locks and Dams Numbered Seven, Nine, Ten, Twelve, Nineteen, Twenty, Twenty-nine, Forty-one, and Forty-eight, one million seven hundred and ten thousand dollars.

Ohio River. Application to specified locks and dams.

Improving Providence River and Harbor, Rhode Island: For continuing improvement between Kettle Point and Gaspee Point and on the western side of the harbor at and above Fields Point, three hundred thousand dollars.

Providence River and Harbor, R. I.

Puget Sound-Lake Washington Waterway: For continuing improvement by the construction of a double lock, with the necessary accessory works, one hundred and fifty thousand dollars.

Puget Sound-Lake Washington Waterway.

Improving Saginaw River, Michigan: For continuing improvement, three hundred thousand dollars.

Saginaw River, Mich.

Improving Saint Andrews Bay, Florida: For completing improvement, one hundred and twenty-eight thousand five hundred and sixty dollars.

Saint Andrews Bay, Fla.

Improving Siuslaw River, Oregon: For continuing improvement by jetty construction at the mouth, fifty thousand dollars.

Siuslaw River, Oreg.

* * * * *

Survey of
northern and
northwestern
lakes.

SURVEY OF NORTHERN AND NORTHWESTERN LAKES: For survey of northern and northwestern lakes, including all necessary expenses for preparing, correcting, extending, printing, and issuing charts and bulletins, and of investigating lake levels, with a view to their regulation, to be immediately available, one hundred and twenty-five thousand dollars: *Provided*, That the survey of said northern and northwestern lakes be extended so as to include the lakes and other natural navigable waters embraced in the navigation system of the "New York Canals."

Proviso.
Extension.

California
Débris Com-
mission.
Vol. 27, p.
507.

Ante, p. 659.

CALIFORNIA DÉBRIS COMMISSION: For defraying the expenses of the commission in carrying on the work authorized by the Act of Congress approved March first, eighteen hundred and ninety-three, fifteen thousand dollars.

New York
Harbor.
Deposits.

HARBOR OF NEW YORK: For prevention of obstructive and injurious deposits within the harbor and adjacent waters of New York City:

Inspectors.

For pay of inspectors, deputy inspectors, office force, and expenses of office, ten thousand two hundred and sixty dollars;

Crews, etc.

For pay of crews and maintenance of patrol fleet, six steam tugs, and one launch, seventy-five thousand dollars; In all, eighty-five thousand two hundred and sixty dollars.

International
Waterways
Commission.
Vol. 32, p.
373.

Ante, p. 1007.

INTERNATIONAL WATERWAYS COMMISSION: For continuing the work of investigation and report by the International Waterways Commission, authorized by section four of the river and harbor Act approved June thirteenth, nineteen hundred and two, twenty thousand dollars.

Battleship
"Maine."
Removing
wreck from
Habana har-
bor.

Public Laws,
2d sess., pp.
353, 789.
Ante, p. 1369.

WRECK OF BATTLESHIP MAINE: For additional amount for the raising or the removal of the wreck of the battleship Maine from the harbor of Habana, in accordance with the provisions of the Act approved May ninth, nineteen hundred and ten, three hundred and fifty thousand dollars, or so much thereof as may be necessary.

* * * * *

Approved, March 4, 1911.

Aug. 22, 1911.
Vol. 37, p. 32.

CHAP. 41.—An Act To improve navigation on Black Warrior River, in the State of Alabama.

[S. 943.]
[Public, No.
40.]

Black War-
rior River, Ala.
Change au-
thorized in
plans for Lock
and Dam 17.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War is hereby authorized, in his discretion, to change the detailed plans and specifications for the construction of Lock and Dam Seventeen, on the Black Warrior River, Alabama, so as to increase the height of the pool level over the dam crest of Lock Seventeen to a height of sixty-three feet above the pool level of Lock Sixteen, so as to render unnecessary the

building of Locks Eighteen and Nineteen, as now authorized, and so as to provide for the extension of slack water up the Mulberry and Locust Forks of the Black Warrior River to Sanders Shoals and Nichols Shoals, respectively, and for the development of water power.

SEC. 2. That the Secretary of War is hereby authorized and directed to have prepared such detailed plans and estimates as may be necessary to carry into effect the purposes of this Act, and he is further authorized in his discretion to suspend operations during his investigations and to enter into supplemental agreements with the present contractors for Lock and Dam Seventeen, providing for the annulment of existing contracts or for their modification so as to cover the work required for the construction of the higher lock and dam, as he may deem most advantageous for the interests of the United States.

Detailed plans, etc., to be prepared. Suspension of work.

SEC. 3. Should the construction of the higher dam at site seventeen be found advisable the appropriations and authorizations heretofore made for the cost of locks and dams on the Black Warrior, Warrior, and Tombigbee Rivers, Alabama, shall be available for the construction of Dam Seventeen and such locks as may be necessary to overcome the lift between the pools created by Dams Sixteen and Seventeen.

Use of appropriations if changes advisable. Vol. 35, pp. 359, 998. Ante, pp. 1306, 1356. Vol. 36, pp. 646, 729, 742, 1406. Ante, pp. 1402, 1443, 1503.

Approved, August 22, 1911.

[No. 9.] Joint Resolution Extending the operation of the Act for the control and regulation of the waters of Niagara River, for the preservation of Niagara Falls, and for other purposes.

Aug. 22, 1911. Vol. 37, p. 43. [S. J. Res. 3.] [Pub. Res. No. 9.]

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the provisions of an Act entitled "An Act for the control of the waters of Niagara River, for the preservation of Niagara Falls, and for other purposes," be, and they are hereby, extended and reenacted from June twenty-ninth, nineteen hundred and eleven, being the date of the expiration of the operation of said Act, to March first, nineteen hundred and twelve.

Niagara Falls, preservation of. Provisions of Act for, extended. Vol. 34, p. 626. Ante, p. 1192. Vol. 35, p. 1169. Ante, p. 1354.

Approved, August 22, 1911.

CHAP. 6.—An Act Making appropriations to supply urgent deficiencies in appropriations for the fiscal year nineteen hundred and twelve, and for other purposes.

Dec. 22, 1911. Vol. 37, pp. 47, 48.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums be, and are hereby, appropriated, out of any money in the Treasury not otherwise appropriated, to supply urgent deficiencies in appropri-

[H. R. 15930.] [Public, No. 51.] Urgent deficiencies appropriations.

tions for the fiscal year nineteen hundred and twelve, and for other purposes, namely:

* * * * *

War Department.

WAR DEPARTMENT.

Battleship
"Maine."
Removing
wreck of.
Vol. 86, pp.
853, 789, 1407.
Ante, pp. 1369,
1446, 1504.

Wreck of battleship Maine: For additional amount for the raising or the removal of the wreck of the battleship Maine from the harbor of Habana, in accordance with the provisions of the Act approved May ninth, nineteen hundred and ten, two hundred and fifty thousand dollars, or so much thereof as may be necessary.

Memorial at
Habana.
Portion
transferred
to
Cuba for.

The Secretary of War is authorized to transfer to the Republic of Cuba, for incorporation into a memorial monument to be erected in Habana, some part of the wreck of the United States ship Maine, or of its equipment, now in the harbor of Habana, such as is no longer required for preservation or use by the United States.

Donation of
relics to mu-
nicipalities,
etc.

The Secretaries of War and Navy are further authorized to donate any parts of the wreck of the Maine, or of its equipment, or of any property found therein, not needed by the United States, to any municipality of the United States, or to any military or naval association or society in the United States, or to the former officers and crew of the Maine, or their heirs or representatives: *Provided*, That such parts can be recovered and removed from the wreck without interference with the general work of removal now in progress under the War Department: *Provided further*, That all labor and costs of such removal shall be defrayed by the municipality or other body desiring the relic, and that reasonable assurance shall be furnished that the parts so donated will be properly preserved and cared for as memorials and shall not be sold or otherwise disposed of without prior authority of the original donors.

Proviso.
Restriction.

Expenses,
care, etc., by
donees.

* * * * *

Approved, December 22, 1911.

Feb. 17, 1912.
Vol. 87, p. 65.
[H. R. 14484.]
[Public, No.
85.]

CHAP. 40.—An Act To amend an Act approved February twenty-fourth, nineteen hundred and eleven, authorizing J. W. Vance and others to construct and maintain a dam and tunnel on the Big Bend of the James River, in Stone County, Missouri, to create electric power.

James River.
Vol. 36, p.
929, amended.
Ante, p. 1457.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section one of the Act of Congress entitled An Act to authorize J. W. Vance and others to construct a dam across the James River in Stone County, Missouri, and to divert a portion of its waters through a tunnel into the river again, to create electric power, approved February twenty-fourth, nineteen hundred and eleven, is hereby amended so as to read as follows:

"That J. W. Vance, L. L. Allen, C. F. Helwig, and H. V. Worley, of Pierce City, Missouri; L. B. Durnill (styled A. B. Durnill in the former Act), D. H. Kemp, Sig Solomon, J. J. Davis, S. A. Chappell, and W. M. West, of Monett, Missouri; M. L. Coleman, M. T. Davis, J. W. Jarrett (a son of the late J. H. Jarrett, deceased), of Aurora, Missouri; and William H. Standish, formerly of Aurora, Missouri, now of Reeds Spring, Stone County, Missouri; L. S. Meyer, F. S. Heffernan, Robert A. Moore, William H. Johnson, J. P. McCammon, M. W. Colbaugh, and W. H. Schreiber, of Springfield, Greene County, Missouri, their heirs and assigns, be, and they are hereby, authorized to construct, maintain, and operate a dam on the Big Bend of the James River at or near section ten or fourteen in township twenty-three north, range twenty-four west, in the county of Stone and State of Missouri, across the said James River, and to impound thereat such portion of its waters and by canal and tunnel to conduct the same across the Narrows from said point of said Big Bend to the said river again, as may be necessary for electric-power purposes.

Location
changed of
dam in Big
Bend of, in
Stone County,
Mo.

The construction, maintenance, and operation of the dam herein authorized, as well as the determination of the rights and obligations under the permission granted hereby, shall be, in all respects, in accordance with and subject to the provisions of the Act approved June twenty-third, nineteen hundred and ten, entitled "An Act to amend an Act entitled 'An Act to regulate the construction of dams across navigable waters,' approved June twenty-first, nineteen hundred and six."

Construc-
tion, etc.

Vol. 36, p.
593.
Ante, p. 1376.

SEC. 2. That the privilege granted shall cease and be determined unless the actual construction of the aforesaid dam is commenced within one year and completed within three years from the date of approval of this Act.

Time limit.

SEC. 3. That the right to alter, amend, or repeal this Act in whole or in part is hereby expressly reserved.

Amendment.

Approved, February 17, 1912.

CHAP. 52.—An Act To extend the time for completion of a dam across the Savannah River, at or near the mouth of Stevens Creek, between the counties of Edgefield, South Carolina, and Columbia, Georgia, authorized by an Act approved August fifth, nineteen hundred and nine.

Mar. 5, 1912.
Vol. 37, p. 72.
[S. 4551.]
[Public, No. 27.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the time in which to complete the actual construction of the dam authorized by the Act entitled "An Act to authorize the building of a dam across the Savannah River, at or near the mouth of Stevens Creek, between the counties of Edgefield, South Carolina, and Columbia, Georgia," approved August fifth, nineteen

Savannah
River.
Time ex-
tended for
damming
Stevens
Creek, S. C.
and Ga.
Vol. 36, p.
180.
Ante, p. 1362.

hundred and nine, be, and the same is hereby, extended until August fifth, nineteen hundred and fifteen.

Approved, March 5, 1912.

Mar. 22, 1912.
Vol. 37, p. 75.
[H. R. 17242.]
[Public, No. 106.]

CHAP. 62.—An Act To authorize the Northern Pacific Railway Company to cross the Government right of way along and adjacent to the canal connecting the waters of Puget Sound with Lake Washington at Seattle, in the State of Washington.

Puget Sound
Lake Wash-
ington Water-
way.
Northern
Pacific Rail-
way Company
granted right
of way across
lands of.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Northern Pacific Railway Company, a corporation organized under the laws of Wisconsin, and having authority to construct, maintain, and operate a bridge and approaches thereto across the waterway connecting Puget Sound with Lakes Union and Washington at Seattle, in the State of Washington, at a point at or near the head of Salmon Bay, is hereby authorized to cross and occupy with said structure the right of way owned by the United States adjacent to and along said waterway, under such terms and conditions as the Secretary of War may deem equitable and fair to the public, in accordance with the provisions of the Act entitled

Vol. 34, p. 84.
Appendix,
Vol. II.

“An Act to regulate the construction of bridges over navigable waters,” approved March twenty-third, nineteen hundred and six.

Amendment.

SEC. 2. That the right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, March 22, 1912.

Apr. 3, 1912.
Vol. 37, p. 78.
[H. R. 22772.]
[Public, No. 112.]

CHAP. 69.—An Act Appropriating three hundred and fifty thousand dollars for the purpose of maintaining and protecting against impending floods the levees on the Mississippi River.

Mississippi
River floods.
Appropriation for protecting levees between Head of Passes and Cape Girardeau, Mo.
Vol. 37, p. 631.
Post, p. 1509.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the sum of three hundred and fifty thousand dollars be, and the same is hereby, appropriated, out of any money in the Treasury not otherwise appropriated, to be expended under the direction of the Secretary of War in accordance with the plans, specifications, and recommendations of the Mississippi River Commission, as approved by the Chief of Engineers, for the purpose of maintaining and protecting against impending floods the levees on the Mississippi River between the Head of Passes and Cape Girardeau, Missouri.

Approved, April 3, 1912.

[No. 12.] Joint Resolution Extending the operation of the Act for the control and regulation of the waters of Niagara River, for the preservation of Niagara Falls, and for other purposes.

Apr. 5, 1912.
Vol. 37, p. 631.

[H. J. Res. 232.]
[Public Res. No. 24.]
Preamble.
Vol. 34, p. 626.
Ante, p. 1192.
Vol. 35, p. 1169.
Ante, p. 1354.
Public Laws, 1st sess., p. 43.

Whereas the provisions of the Act entitled "An Act for the control and regulation of the waters of Niagara River, for the preservation of Niagara Falls, and for other purposes," approved June twenty-ninth, nineteen hundred and six, and extended to June twenty-ninth, nineteen hundred and eleven, by joint resolution (Public Resolution Numbered Fifty-six), and further extended to March first, nineteen hundred and twelve, by joint resolution (Public Resolution Numbered Nine), approved August twenty-second, nineteen hundred and eleven, expires March first nineteen hundred and twelve: Be it therefore

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the provisions of the aforesaid Act be, and they are hereby, re-enacted and extended from March first, nineteen hundred and twelve, being the date of the expiration of said Act, to March fourth, nineteen hundred and thirteen.

Niagara Falls preservation.
Provisions of Act for, extended.

Approved, April 5, 1912.

[No. 13.] Joint Resolution To amend an Act entitled "An Act appropriating three hundred and fifty thousand dollars for the purpose of maintaining and protecting against impending floods the levees on the Mississippi River," approved April third, nineteen hundred and twelve.

Apr. 9, 1912.
Vol. 37, p. 631.

[S. J. Res. 96.]
[Pub. Res. No. 25.]

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the appropriation made by the Act entitled "An Act appropriating three hundred and fifty thousand dollars for the purpose of maintaining and protecting against impending floods the levees on the Mississippi River," approved April third, nineteen hundred and twelve, is hereby made available for the purpose of maintaining and protecting against impending floods the levees on rivers tributary to the Mississippi River.

Mississippi River floods.
Use of appropriation for levees on tributary rivers.
Ante, p. 1508.

Approved, April 9, 1912.

CHAP. 79.—An Act To extend the time for the construction of a dam across Rock River, Illinois.

Apr. 15, 1912.
Vol. 37, p. 85.

[H. R. 20190.]
[Public, No. 121.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the time for the commencement and completion of the construction of a dam across Rock River, Illinois, authorized by the Act entitled "An Act permitting the building of a dam across Rock River, near Byron,

Rock River. Time for damming, Byron, Ill., extended.
Vol. 36, p. 922.
Ante, p. 1456.

Illinois," approved February eighteenth, nineteen hundred and eleven, be extended for one and three years, respectively, from the date of the passage of this Act.

Amendment.

SEC. 2. That the right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, April 15, 1912.

Apr. 16, 1912. CHAP. 80.—An Act Appropriating three hundred thousand dollars for the purpose of maintaining and protecting against the impending flood the levees on the Mississippi River and rivers tributary thereto.
Vol. 37, p. 85.
[H. R. 23246.]
[Public, No. 122.]

Mississippi River floods. Appropriation for protecting levees against.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the sum of three hundred thousand dollars be, and the same is hereby, appropriated, out of any money in the Treasury not otherwise appropriated, to be expended under the direction of the Secretary of War in accordance with the plans, specifications, and recommendations of the Mississippi River Commission, as approved by the Chief of Engineers, for the purpose of maintaining and protecting against the impending flood the levees on the Mississippi River and rivers tributary thereto.

Approved, April 16, 1912.

Apr. 27, 1912. CHAP. 96.—An Act Providing for the protection of the interests of the United States in lands and waters comprising any part of the Potomac River, the Anacostia River or Eastern Branch, and Rock Creek and lands adjacent thereto.
Vol. 37, p. 93.
[H. R. 22642.]
[Public, No. 138.]

District of Columbia. Title to lands, etc., Potomac and Anacostia rivers and Rock Creek to be determined.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That for the purpose of establishing and making clear the title of the United States it shall be the duty of the Attorney General of the United States to institute as soon as may be, or whenever in his judgment it is deemed proper, a suit or suits in the Supreme Court of the District of Columbia against all persons and corporations, or others, who may have, or pretend to have, any right, title, claim, or interest adverse to the complete title of the United States in and to any part or parcel of the land or water in the District of Columbia in, under, and adjacent to the Potomac River, the Anacostia River or Eastern Branch, and Rock Creek, including the shores and submerged or partly submerged land, as well as the beds of said waterways, and also the upland immediately adjacent thereto, including made lands, flats, and marsh lands.

Parties made defendants in suit.

SEC. 2. That the suit or suits mentioned in the preceding section shall be in the nature of a bill in equity, and

there shall be made parties defendant thereto all persons and corporations, or others, known to set up or assert any claim or right to or in the land or water in said preceding section mentioned, and against all other persons and corporations, or others, who may claim to have any such right, title, or interest. On the filing of said bill process shall issue and be served, according to the ordinary course of said court, upon all persons and corporations, or others, within the jurisdiction of said court; in case said land is in actual adverse possession to the United States notice shall be served on the parties in actual possession, and public notice shall be given, by advertisement in two newspapers published in the city of Washington, for three weeks successively, of the pendency of said suit, and citing all persons and corporations, or others interested in the subject matter of said suit or in the land or water in this Act mentioned, to appear, at a day named in such notice, in said court to answer the said bill and set forth and maintain any right, title, interest, or claim that any person or corporation, or others, may have in the premises; and the court may order such further notice as it shall think fit to any party in interest.

Service of process.

Adverse possessors.

Advertisement of notice.

SEC. 3. That the said cause shall then proceed with all practicable expedition to a final determination by said court of all rights drawn in question therein, and the said court shall have full power and jurisdiction by its decrees to determine every question of right, title, interest, or claim arising in the premises and to vacate, annul, set aside, or confirm any claim of any character arising or set forth in the premises; and its decree shall be final and conclusive upon all persons and corporations, or others, parties to the suit, or who shall fail, after public notice as hereinbefore in this Act provided, to appear in said court and litigate his, her, their, or its claim, and they shall be deemed forever barred from setting up or maintaining any right, title, interest, or claim in the premises.

Jurisdiction of court.

Effect of decree.

SEC. 4. That if on the final hearing of said cause the said Supreme Court of the District of Columbia shall be of opinion that there exists any right, title, or interest in the land or water in this Act mentioned in any person, or corporation, or others, adverse to the complete and paramount right of the United States, the said court shall forthwith and in a summary way proceed to ascertain the value of any such right, title, interest, or claim, exclusive of the value of any improvement to the property covered by such right, title, or interest made by or under the authority of the United States, and report thereof shall be made to the Congress.

Determination of value of title, etc., adverse to United States.

Report to Congress.

SEC. 5. That from the final decree of the Supreme Court of the District of Columbia, and every part thereof, in the premises, an appeal shall be allowed to the United States, and to any other party in the cause complaining of such decree, to the Supreme Court of the United

Appeal to Supreme Court.

States, which last-mentioned court shall have full power and jurisdiction to hear, try, and determine the said matter, and every part thereof, and to make final decree in the premises; and the said cause shall, on motion of the Attorney General of the United States, be advanced to the earliest practicable hearing.

Appropriation.

SEC. 6. That for carrying out the provisions of this Act, there is hereby appropriated, out of any moneys in the Treasury not otherwise appropriated, the sum of twenty-five thousand dollars, to be expended only upon the direction and approval of the Attorney General for such purposes as he may deem necessary.

Approved, April 27, 1912.

Apr. 30, 1912.
Vol. 37, p. 633.

[No. 18.] Joint Resolution Relative to the rebuilding of certain levees on the Mississippi River and its tributaries.

[S. J. Res.,
102.]
[Pub. Res.
No. 30.]

Mississippi
River.
Rebuilding
levees on, and
tributaries au-
thorized.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War be, and he is hereby, authorized and directed to rebuild, by contract or otherwise, in accordance with such plans, specifications, and recommendations of the Mississippi River Commission as may be approved by the Chief of Engineers, such portions of the levees on the Mississippi River and its tributaries as may have been or may hereafter be broken by the existing flood in said rivers, or so materially weakened as to necessitate rebuilding, and the sum of one million five hundred thousand dollars, or so much thereof as may be necessary, is hereby appropriated for this purpose out of any money in the Treasury not otherwise appropriated: *Provided,* That the Secretary of War shall keep an account of the actual cost of all work done under the provisions of this resolution, and upon completion of the work he shall report the total cost thereof to the Secretary of the Treasury, and the Secretary of the Treasury shall cause a sum equal to the cost so reported to be deducted from the appropriations that shall first hereafter be made for improving the Mississippi River from Head of Passes to the mouth of the Ohio River, and to be carried to the surplus fund and covered into the Treasury.

Appropriation.

Provided.
To be de-
ducted from
regular appro-
priations.

Approved, April 30, 1912.

May 9, 1912.
Vol. 37, p. 109.

CHAP. 107.—An Act Providing an appropriation to check the inroads of the Missouri River in Dakota County, Nebraska.

[H. R. 23774.]
[Public, No.
148.]

Missouri
River.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War be, and he is hereby, authorized and directed to proceed, in accordance with

such plans, specifications, and recommendations as may be approved by the Chief of Engineers, to take such steps as may be necessary to check the inroads now making by the Missouri River upon the banks of said river in Dakota County, State of Nebraska, opposite the city of Sioux City, Iowa, as may appear to be necessary, and to build such revetment and other protecting work along said river as may be needed for the permanent protection of said bank. That for said purpose there is hereby appropriated, from the money in the Treasury not otherwise appropriated, the sum of fifty thousand dollars, or so much thereof as may be necessary.

Protection
of banks in Da-
kota County,
Nebr., opposite
Sioux City.

Appropriation.

Approved, May 9, 1912.

CHAP. 120.—An Act To authorize the construction and maintenance of a dam or dams across the Kansas River in western Shawnee County, or in Wabaunsee County, in the State of Kansas.

May 11, 1912.
Vol. 37, p. 110.

[S. 1524.]
[Public, No.

151.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Topeka Commercial Club, a corporation organized under the laws of Kansas, its successors and assigns, be, and they are hereby, authorized to construct, maintain, and operate not to exceed two dams across the Kansas River, at points suitable to the interests of navigation in western Shawnee County, or in Wabaunsee County, in the State of Kansas, in accordance with the provisions of the Act approved June twenty-third, nineteen hundred and ten, entitled "An Act to amend an Act entitled 'An Act to regulate the construction of dams across navigable waters,' approved June twenty-first, nineteen hundred and six."

Kansas
River.
Topeka
Commercial
Club may dam,
in Shawnee or
Wabaunsee
Counties,
Kans.

Vol. 36, p.
593.
Ante, p. 1376.

Sec. 2. That the right to alter, amend, or repeal this Act is hereby expressly reserved.

Amendment.

Approved, May 11, 1912.

CHAP. 128.—An Act To extend the time for the construction of a dam across the Pend Oreille River, Washington.

May 20, 1912.
Vol. 37, p. 115.

[H. R. 22731.]
[Public, No.
160.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the time for the commencement and completion of the construction of a dam across the Pend Oreille River, Washington, authorized by the Act entitled "An Act authorizing the construction of a dam across the Pend Oreille River in the State of Washington by the Pend d'Oreille Development Company, for the development of water power, electrical power, and for other purposes," approved February twenty-fifth, nineteen hundred and seven, be extended for one and three years, respectively, from the date of the passage of this Act.

Pend Oreille
River, Wash.
Time ex-
tended for
dam by Pend
d'Oreille De-
velopment
Company
across.

Vol. 34, p.
931, amended.
Ante, p. 1216.

Construction.

Vol. 36, p. 593.
Ante, p. 1376.

Amendment.

SEC. 2. That the construction, maintenance, and operation of the dam therein authorized by the aforesaid Act shall be in all respects in accordance with and subject to the provisions of the Act approved June twenty-third, nineteen hundred and ten, entitled "An Act to amend an Act entitled 'An Act to regulate the construction of dams across navigable waters,' approved June twenty-first, nineteen hundred and six."

SEC. 3. That the right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, May 20, 1912.

May 27, 1912.
Vol. 37, p. 119.
[H. R. 21590.]
[Public, No. 169.]

Dunklin
County, Mo.
Levees au-
thorized across
Saint Francis
and Varney
rivers in.

Amendment.

CHAP. 137.—An Act To authorize levee and drainage district numbered twenty-five, of Dunklin County, Missouri, to construct and maintain a levee across a branch or cut-off of Saint Francis River, and to construct and maintain a levee across the mouth of the Varney River, in the State of Missouri.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That levee and drainage district numbered twenty-five, of Dunklin County, in the State of Missouri, a corporation organized under the laws of the State of Missouri, is hereby authorized to construct and maintain a levee across an arm or branch of the Saint Francis River, known as "Dunklin County Cut-off," at a point in section thirty-two, township nineteen north, range nine east, in Dunklin County, Missouri, along the bank of the Saint Francis River, and near the head of the said branch or cut-off; and also to construct and maintain a levee across the mouth of the Varney River where it runs into the Saint Francis River, in or near section thirty-two, township eighteen north, range eight, in Dunklin County, Missouri.

SEC. 2. That the right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, May 27, 1912.

May 29, 1912.
Vol. 37, p. 120.
[H. R. 22999.]
[Public, No. 172.]

Mississippi
River.
Saint Louis
may construct,
etc., intake
tower in.

CHAP. 145.—An Act Providing for the construction and maintenance by the city of Saint Louis, Missouri, of an intake tower in the Mississippi River at Saint Louis, Missouri.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the city of Saint Louis, a municipal corporation organized under the laws of the State of Missouri, is hereby authorized to construct, own, maintain, and operate an intake tower and water conduit therefor within the channel of the Mississippi River at said city of Saint Louis, and near the northern limits thereof, to be used in

connection with the waterworks of said city: *Provided*, That the location and plans of said intake tower and conduit shall be subject to the approval of the Secretary of War: *And provided further*, That the navigation of the said river shall be in no way obstructed thereby.

Providos.
Secretary of War to approve plans, etc.
Unobstructed navigation.

SEC. 2. That the right to alter, amend, or repeal this Act is hereby expressly reserved. Amendment.

Approved, May 29, 1912.

CHAP. 146.—An Act To extend the time for the completion of dams across the Savannah River by authority granted to Twin City Power Company by an Act approved February twenty-ninth, nineteen hundred and eight.

June 3, 1912.
Vol. 37, p. 120.
[S. 5930.]
[Public. No. 173.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the consent of Congress is hereby granted for the extension of the time allowed to the Twin City Power Company to construct dams across the Savannah River, authorized by an Act of February twenty-ninth, nineteen hundred and eight, until three years from the date fixed in the original Act for its completion, to wit, February twenty-ninth, nineteen hundred and sixteen: *Provided*, That under the approval of the Secretary of War upon plans and specifications to be submitted, the said corporation may at its option develop its contemplated water power by the construction of one dam in lieu of two.

Savannah River.
Time extended for damming, by Twin City Power Company.
Vol. 35, p. 36, amended.
Ante, p. 1296.
Provido.
May construct only one dam.

SEC. 2. That the right to amend, alter, or repeal this Act is hereby expressly reserved. Amendment.

Approved, June 3, 1912.

CHAP. 173.—An Act To amend "An Act to authorize the Dauphin Island Railway and Harbor Company, its successors or assigns, to construct and maintain a bridge, or bridges, or viaducts, across the water between the mainland, at or near Cedar Point, and Dauphin Island, both Little and Big; also to dredge a channel from the deep waters of Mobile Bay into Dauphin Bay; also to construct and maintain docks and wharves along both Little and Big Dauphin Islands."

June 18, 1912.
Vol. 37, p. 136.
[H. R. 23799.]
[Public. No. 198.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress Assembled, That section one of the Act of Congress approved June twenty-fifth, nineteen hundred and ten, entitled "An Act to authorize the Dauphin Island Railway and Harbor Company, its successors or assigns, to construct and maintain a bridge, or bridges, or viaducts, across the water between the mainland, at or near Cedar Point, and Dauphin Island, both Little and Big; also to dredge a channel from the deep waters of Mobile Bay into Dauphin Bay, and to dredge the said Dauphin Bay; also to con-

Mobile Bay, Ala.
Construction of bridges, etc., across waters of, by Dauphin Island Railway and Harbor Company.
Vol. 36, p. 888, amended.
Ante, p. 1448.

struct and maintain docks and wharves along both Little and Big Dauphin Islands," be amended to read as follows:

Construction modified.

Vol. 34, p. 84. Appendix, Vol. II.

Proviso. Time for completion extended. Vol. 36, p. 869, amended. Ante, p. 1450.

That the Dauphin Island Railway and Harbor Company, a corporation existing under the laws of the State of Alabama, be, and it is hereby, authorized to construct, maintain, and operate a bridge or bridges and approaches thereto, between the mainland at a point suitable to the interests of navigation at or near Cedar Point and Dauphin Island, both Little and Big, situated in Mobile County, State of Alabama, in accordance with the provisions of the Act entitled "An Act to regulate the construction of bridges over navigable waters," approved March twenty-third, nineteen hundred and six: *Provided*, That the authority hereby granted shall be considered as withdrawn and deemed to be revoked if the said bridge or bridges and approaches thereto be not constructed and put in operation by or before the eighteenth day of September, nineteen hundred and sixteen.

Approved, June 18, 1912.

June 19, 1912. CHAP. 174.—An Act Limiting the hours of daily service of Vol. 37, p. 137. laborers and mechanics employed upon work done for the United States, or for any Territory, or for the District of Columbia, and [H. R. 9081.] for other purposes. [Public, No. 199.]

Eight-hour workday. All public contracts to provide for, by laborers or mechanics.

Penalty to be stipulated.

Inspectors to report violations.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress Assembled, That every contract hereafter made to which the United States, any Territory, or the District of Columbia is a party, and every such contract made for or on behalf of the United States, or any Territory, or said District, which may require or involve the employment of laborers or mechanics shall contain a provision that no laborer or mechanic doing any part of the work contemplated by the contract, in the employ of the contractor or any subcontractor contracting for any part of said work contemplated, shall be required or permitted to work more than eight hours in any one calendar day upon such work; and every such contract shall stipulate a penalty for each violation of such provision in such contract of five dollars for each laborer or mechanic for every calendar day in which he shall be required or permitted to labor more than eight hours upon said work; and any officer or person designated as inspector of the work to be performed under any such contract, or to aid in enforcing the fulfillment thereof, shall, upon observation or investigation, forthwith report to the proper officer of the United States, or of any Territory, or of the District of Columbia, all violations of the provisions of this Act directed to be made in every such contract, together with the name of each laborer or mechanic who

has been required or permitted to labor in violation of such stipulation and the day of such violation, and the amount of the penalties imposed according to the stipulation in any such contract shall be directed to be withheld for the use and benefit of the United States, the District of Columbia, or the Territory contracting by the officer or person whose duty it shall be to approve the payment of the moneys due under such contract, whether the violation of the provisions of such contract is by the contractor or any subcontractor. Any contractor or subcontractor aggrieved by the withholding of any penalty as hereinbefore provided shall have the right within six months thereafter to appeal to the head of the department making the contract on behalf of the United States or the Territory, and in the case of a contract made by the District of Columbia to the Commissioners thereof, who shall have power to review the action imposing the penalty, and in all such appeals from such final order whereby a contractor or subcontractor may be aggrieved by the imposition of the penalty hereinbefore provided such contractor or subcontractor may within six months after decision by such head of a department or the Commissioners of the District of Columbia file a claim in the Court of Claims, which shall have jurisdiction to hear and decide the matter in like manner as in other cases before said court.

Deduction
from contract.

Appeals to
head of de-
partment, etc.

Right of ac-
tion in Court
of Claims.

SEC. 2. That nothing in this Act shall apply to contracts for transportation by land or water, or for the transmission of intelligence, or for the purchase of supplies by the Government, whether manufactured to conform to particular specifications or not, or for such materials or articles as may usually be bought in open market, except armor and armor plate, whether made to conform to particular specifications or not, or to the construction or repair of levees or revetments necessary for protection against floods or overflows on the navigable waters of the United States: *Provided*, That all classes of work which have been, are now, or may hereafter be performed by the Government shall, when done by contract, by individuals, firms, or corporations for or on behalf of the United States or any of the Territories or the District of Columbia, be performed in accordance with the terms and provisions of section one of this Act. The President, by Executive order, may waive the provisions and stipulations in this Act as to any specific contract or contracts during time of war or a time when war is imminent, and until January first, nineteen hundred and fifteen, as to any contract or contracts entered into in connection with the construction of the Isthmian Canal. No penalties shall be imposed for any violation of such provision in such contract due to any extraordinary events or conditions of manufacture, or to any emergency caused by fire, famine, or flood, by danger to life

Contracts
excepted.

Provido.
All classes
of contract
work included.

Waiver in
time of war.

Isthmian
Canal excep-
tions.

Emergencies,
etc.

Eight-hour law not affected. Vol. 27, p. 340.

Vol. 34, pp. 33, 669.

Contracts under prior appropriation acts.

In effect January 1, 1913.

or to property, or by other extraordinary event or condition on account of which the President shall subsequently declare the violation to have been excusable. Nothing in this Act shall be construed to repeal or modify the Act entitled "An Act relating to the limitation of the hours of daily service of laborers and mechanics employed upon the public works of the United States and of the District of Columbia" being chapter three hundred and fifty-two of the laws of the Fifty-second Congress, approved August first, eighteen hundred and ninety-two, as modified by the Acts of Congress approved February twenty-seventh, nineteen hundred and six, and June thirtieth, nineteen hundred and six, or apply to contracts which have been or may be entered into under the provisions of appropriation Acts approved prior to the passage of this Act.

SEC. 3. That this Act shall become effective and be in force on and after January first, nineteen hundred and thirteen.

Approved, June 19, 1912.

June 26, 1912. Vol. 37, pp. 139, 155, 177. [H. R. 17681.] [Public, No. 201.]

District of Columbia appropriations. Half from District revenues.

CHAP. 182.—An Act Making appropriations to provide for the expenses of the government of the District of Columbia for the fiscal year ending June thirtieth, nineteen hundred and thirteen, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the half of the following sums named, respectively, is hereby appropriated, out of any money in the Treasury not otherwise appropriated, and the other half out of the revenues of the District of Columbia, in full for the purposes following, being for the expenses of the government of the District of Columbia for the fiscal year ending June thirtieth, nineteen hundred and thirteen, namely:

* * * * *

Great Falls of the Potomac.

GREAT FALLS WATER POWER.

Investigation and report on water supply.

The Secretary of War is authorized and directed, through the Corps of Engineers of the United States Army, to investigate and report to Congress at the beginning of its next session on the questions of the present water supply in the District of Columbia and the sufficiency of its source at the Great Falls of the Potomac River to supply the present and future needs of the United States and of the District of Columbia for water; also the availability of the water power at said Great Falls or vicinity on the Potomac River, or between Great Falls and the District of Columbia, for the purpose of supplying light and power for uses of the United States

As power for electric light, etc.

and of the government of the District of Columbia, and to prepare complete plans, maps, specifications, and estimates for the production, distribution, and utilization of the maximum electrical power that can be economically created and employed for such uses, including street lighting in the District of Columbia; said plans, maps, and specifications shall be sufficient in detail to form the basis of a contract or contracts for the execution of the work, and the map, supplemented if necessary by a report, shall indicate all of the lands that are required to be taken or flowed and the water and water rights that are required to be taken for the purpose of the execution of the project. For expenses of this investigation and report, including all necessary expert and other personal services, there is appropriated the sum of twenty thousand dollars, or so much thereof as may be necessary.

Details.

Appropriation for expenses.

* * * * *

ANACOSTIA RIVER FLATS.

Anacostia River Flats.

For continuing the reclamation and development of the Anacostia River and Flats, from the Anacostia Bridge northeast to the District line, to be expended under the supervision of the Chief of Engineers, United States Army, upon plans to be prepared under the direction of and to be approved by a board of engineers to consist of the Engineer Commissioner of the District of Columbia, the officer in charge of public buildings and grounds, and the engineer officer in charge of the improvement of the Potomac River; said sum to be available for the preparation of plans, the prosecution of the work, the employment of personal service, and for such other purposes as may in the judgment of said board be necessary to carry out the purposes of this appropriation, one hundred thousand dollars:

Reclamation, etc.

Board of engineer officers in charge.

* * * * *

Approved, June 26, 1912.

CHAP. 204.—An Act Authorizing the Choctawhatchee River Light and Power Company to erect a dam across the Choctawhatchee River in Dale County, Alabama. July 5, 1912. Vol. 37, p. 188.

[H. R. 22006.]
{Public, No. 214.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Choctawhatchee River Light and Power Company, a corporation organized under the laws of the State of Alabama, its successors and assigns, be, and they are hereby, authorized to construct, maintain, and operate a dam across the Choctawhatchee River, at a point suitable to the interests of navigation, at a point about one-eighth of a mile below or west of the bridge across said river, on the road known as the Newton and Ozark Pub-

Choctawhatchee River Light and Power Company may dam, in Dale County, Ala.

lic Road, in Dale County, in the State of Alabama, in accordance with the provisions of the Act approved June twenty-third, nineteen hundred and ten, entitled "An Act to amend an Act entitled 'An Act to regulate the construction of dams across navigable waters,' approved June twenty-first, nineteen hundred and six."

Vol. 36, p. 593.
Ante, p. 1376.

Amendment.

SEC. 2. That the right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, July 5, 1912.

July 23, 1912.
Vol. 37, p. 199.

[S. 3815.]
[Public, No. 238.]

CHAP. 250.—An Act To amend an Act entitled "An Act to require apparatus and operators for radio communication on certain ocean steamers," approved June twenty-fourth, nineteen hundred and ten.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section one of an Act entitled "An Act to require apparatus and operators for radio communication on certain ocean steamers," approved June twenty-fourth, nineteen hundred and ten, be amended so that it will read as follows:

Radio communication.
Vol. 36, p. 629, amended.

Apparatus required on ocean or Great Lakes steamers.

Auxiliary power supply, etc.

Operators on duty.

Control of master.

Penalty for non-enforcement.

Steamers excepted.

"SECTION 1. That from and after October first, nineteen hundred and twelve, it shall be unlawful for any steamer of the United States or of any foreign country navigating the ocean or the Great Lakes and licensed to carry, or carrying, fifty or more persons, including passengers or crew or both, to leave or attempt to leave any port of the United States unless such steamer shall be equipped with an efficient apparatus for radio communication, in good working order, capable of transmitting and receiving messages over a distance of at least one hundred miles, day or night. An auxiliary power supply, independent of the vessel's main electric power plant, must be provided which will enable the sending set for at least four hours to send messages over a distance of at least one hundred miles, day or night, and efficient communication between the operator in the radio room and the bridge shall be maintained at all times.

"The radio equipment must be in charge of two or more persons skilled in the use of such apparatus, one or the other of whom shall be on duty at all times while the vessel is being navigated. Such equipment, operators, the regulation of their watches, and the transmission and receipt of messages, except as may be regulated by law or international agreement, shall be under the control of the master, in the case of a vessel of the United States; and every willful failure on the part of the master to enforce at sea the provisions of this paragraph as to equipment, operators, and watches shall subject him to a penalty of one hundred dollars.

"That the provisions of this section shall not apply to steamers plying between ports, or places, less than two hundred miles apart."

Boston,
Mass.

Improving harbor at Boston, Massachusetts, by dredging the channel of Chelsea Creek in accordance with the report submitted in House Document Numbered Two hundred and seventy-two, Sixty-second Congress, second session, and subject to the conditions set forth in said document, eighty-five thousand dollars.

Lynn, Mass.

Improving harbor at Lynn, Massachusetts: Continuing improvement, thirty-five thousand dollars.

Malden
River, Mass.

Improving Malden River, Massachusetts: Completing improvement in accordance with the report submitted in House Document Numbered Seventy-seven, Sixty-second Congress, first session, and subject to the conditions set forth in said document, eighty thousand dollars.

New Bedford and Fair-
haven, Mass.

Improving harbor at New Bedford and Fairhaven, Massachusetts, in accordance with the report submitted in House Document Numbered Four hundred and forty-two, Sixty-second Congress, second session, and upon the conditions therein prescribed, fifty-six thousand six hundred and ten dollars.

Mystic
River, Mass.

Improving Mystic River, Massachusetts: Continuing improvement below the mouth of Island End River, fifty thousand dollars.

Block Is-
land, R. I.
Harbor of
refuge.

Improving the harbor of refuge, Block Island, Rhode Island, in accordance with the report submitted in House Document Numbered Eight hundred and twenty-eight, Sixtieth Congress, first session, thirty thousand dollars.

Branford,
Conn.

Improving harbor at Branford, Connecticut: For maintenance, three thousand dollars.

West River,
Conn.

Improving West River (New Haven Harbor), Connecticut: For construction and maintenance in accordance with the report submitted in House Document Numbered Five Hundred and thirty-five, Sixty-second Congress, second session, fifty-four thousand dollars.

New Haven,
Conn.

Improving harbor at New Haven, Connecticut: Completing improvement of channels in Mill and Quinnipiac Rivers, in accordance with the report submitted in House Document Numbered Twenty-six, Sixty-second Congress, first session, nineteen thousand two hundred dollars.

Southport,
Conn.

Improving harbor at Southport, Connecticut: Completing improvement in accordance with the modified project recommended in the Annual Report of the Chief of Engineers for nineteen hundred and eleven, fifteen thousand dollars.

Connecticut
River, Conn.

Improving Connecticut River, Connecticut: For maintenance of improvement above Hartford, twenty-five thousand dollars.

Housatonic
River, Conn.

Improving Housatonic River, Connecticut: Continuing improvement and for maintenance, ten thousand dollars.

Mystic
River, Conn.

Improving Mystic River, Connecticut: For maintenance, in accordance with the report submitted in House Document Numbered Eight hundred and fifty-eight, Sixty-first Congress, second session, three thousand five hundred dollars.

- Improving harbor at Buffalo, New York, in accordance with the report submitted in House Document Numbered Five hundred and fifty, Sixty-second Congress, second session, two hundred and ninety thousand dollars. Buffalo, N. Y.
- Improving harbor at Flushing Bay, New York: For maintenance, four thousand dollars. Flushing Bay, N. Y.
- Improving harbor at Mattituck, New York: Continuing improvement, ten thousand dollars. Mattituck, N. Y.
- Improving New York Harbor, New York: For maintenance, including Ambrose Channel, two hundred thousand dollars. New York Harbor, Ambrose Channel, N. Y.
- Improving harbor at Ogdensburg, New York: Continuing improvement, twenty thousand dollars. Ogdensburg, N. Y.
- Improving harbor at Oswego, New York: Continuing improvement in accordance with plan A and for maintenance, eighty-five thousand dollars. Oswego, N. Y.
- Improving harbor at Port Chester, New York: Continuing improvement, ten thousand dollars. Port Chester, N. Y.
- Improving harbor at Port Jefferson, New York: Continuing improvement and for maintenance, five thousand dollars. Port Jefferson, N. Y.
- Improving harbor at Rondout, New York: For maintenance, eleven thousand dollars. Rondout, N. Y.
- Improving harbor at Saugerties, New York: Continuing improvement and for maintenance, two thousand five hundred dollars. Saugerties, N. Y.
- Improving harbor at Mamaroneck, New York, in accordance with the report submitted in House Document Numbered Ten hundred and eighty-seven, Sixty-first Congress, third session, twenty-nine thousand five hundred dollars: *Provided*, That any necessary easements for right of way and for the disposition of dredged material on Harbor Island be furnished by local interests free of cost to the United States. Mamaroneck, N. Y. *Provido.* Right of way, etc.
- Improving Sheepshead Bay, New York: Completing improvement in accordance with the report submitted in House Document Numbered Nine hundred and fifty-nine, Sixty-first Congress, second session, thirteen thousand six hundred dollars. Sheepshead Bay, N. Y.
- Improving East Chester Creek, New York: Continuing improvement, ten thousand dollars. East Chester Creek, N. Y.
- Removing obstructions in East River and Hell Gate, New York: Continuing improvement, including work at the Middle Ground and in the channel between North Brother and South Brother Islands, one hundred thousand dollars. East River and Hell Gate, N. Y.
- Improving Harlem River, New York: Continuing improvement, twenty-five thousand dollars. Harlem River, N. Y.
- Improving Newtown Creek, New York: For maintenance, fifteen thousand dollars. Newtown Creek, N. Y.
- Improving Niagara River, New York: Completing improvement in accordance with the report submitted in House Document Numbered Five hundred and forty-

nine, Sixty-second Congress, second session, and subject to the conditions set forth in said document, twenty-seven thousand five hundred and sixty-two dollars and fifty cents.

Jamaica
Bay, N. Y.

Improving Jamaica Bay, New York, and entrance thereto in accordance with the report submitted in House Document Numbered Fourteen hundred and eighty-eight, Sixtieth Congress, second session, three hundred thousand dollars, from which amount the Secretary of War may reimburse the city of New York each month for the dredging and the disposition of dredged material of the preceding month at the actual unit price per cubic yard, place measurement: *Provided*, That such cost does not exceed eight cents per cubic yard.

Payment to
New York City
for dredging.

Proviso.
Limit.

Arthur Kill,
N. Y. and N. J.

Improving Arthur Kill, New York and New Jersey: For maintenance of improvement of Arthur Kill and the waters connecting Raritan Bay with New York Harbor, including channel north of Shooters Island, twenty thousand dollars.

Absecon
Inlet, N. J.

Improving Absecon Inlet, New Jersey, in accordance with the report submitted in House Document Numbered Thirteen hundred and ninety-five, Sixty-first Congress, third session, one hundred and ninety thousand dollars, of which amount so much as may be necessary may be used for the construction of a dredge: *Provided*, That if, in the opinion of the Secretary of War, dredges of a suitable character to do the work at Absecon Inlet are readily obtainable for doing the work by contract at reasonable rates, the amount herein appropriated shall become immediately available for the prosecution of such work.

Dredge.
Proviso.
Contract.

Keyport
Harbor, etc.,
N. J.

Improving Keyport Harbor, Matawan Creek, Raritan and South Rivers, Shoal Harbor and Compton Creek, and Cheesequake Creek, New Jersey: For maintenance, twenty-three thousand five hundred dollars; completing improvement of South River, New Jersey, between Bissetts and Old Bridge, in accordance with the report submitted in House Document Numbered Five hundred and twenty, Sixty-second Congress, second session, eighty-seven thousand dollars; in all, one hundred and ten thousand five hundred dollars.

Raritan
Bay, N. J.

Improving Raritan Bay, New Jersey: For maintenance, ten thousand dollars.

Absecon
Creek, N. J.

Improving Absecon Creek, New Jersey: Completing improvement in accordance with the report submitted in House Document Numbered Seventy-one, Sixty-second Congress, first session, fifteen thousand dollars.

Alloway
Creek, N. J.

Improving Alloway Creek, New Jersey: For maintenance, three thousand dollars.

Cohansey
River, N. J.

Improving Cohansey River, New Jersey: For maintenance, three thousand five hundred dollars.

Cooper
River, N. J.

Improving Cooper River (Creek), New Jersey: Continuing improvement and for maintenance, five thousand dollars.

Improving Hackensack River, New Jersey, in accordance with the report submitted in House Document Numbered Six hundred and forty-three, Sixty-first Congress, second session, fifty thousand dollars.

Hackensack
River, N. J.

Improving Mantua Creek, New Jersey: Continuing improvement and for maintenance, three thousand dollars.

Mantua
Creek, N. J.

Improving Maurice River, New Jersey: Continuing improvement, twenty thousand dollars.

Maurice
River, N. J.

Improving Newark Bay and Passaic River, New Jersey, in accordance with the report submitted in House Document Numbered Seven hundred and seven, Sixty-second Congress, second session, five thousand dollars.

Newark Bay
and Passaic
River, N. J.

Improving Passaic River, New Jersey: For maintenance of improvement above the Montclair and Greenwood Lake Railroad bridge, five thousand dollars.

Passaic
River, N. J.

Improving Raccoon Creek, New Jersey: Continuing improvement and for maintenance, four thousand dollars.

Raccoon
Creek, N. J.

Improving Salem River, New Jersey: For maintenance, five thousand dollars.

Salem
River, N. J.

Improving Shrewsbury River, New Jersey: For maintenance, ten thousand dollars.

Shrewsbury
River, N. J.

Improving Toms River, New Jersey: For maintenance, one thousand dollars.

Toms' River,
N. J.

Improving Woodbridge Creek, New Jersey: For maintenance, six thousand dollars.

Woodbridge
Creek, N. J.

Improving Delaware River at Trenton, New Jersey, in accordance with the report submitted in House Document Numbered Eight hundred and thirty-nine, Sixty-first Congress, second session, and subject to the conditions recommended by the Chief of Engineers on page two of said document, fifty thousand dollars.

Delaware
River,
Trenton,
N. J.

Improving Delaware River, Pennsylvania, New Jersey, and Delaware: Continuing improvement and for maintenance from Allegheny Avenue, Philadelphia, to the sea, one million three hundred thousand dollars.

Philadel-
phia to the
sea.

Improving Leipsic River, Delaware, in accordance with the report submitted in House Document Numbered Five hundred and seventy-four, Sixty-first Congress, second session. Any unexpended balance of appropriation heretofore made for the improvement of Leipsic River, or so much thereof as may be required, may be expended for making cut-offs numbered one and five: *Provided*, That the land required for making said cut-offs, or easements therein, shall be furnished free of cost to the United States, and the United States shall be released from all claims for damages arising from the proposed diversion of the stream.

Leipsic
River, Del.

Provided.
Land for
cut-offs, etc.

Improving Leipsic River, Delaware, in accordance with report submitted in House Document Numbered Six hundred and forty-seven, Sixty-second Congress, second session, and upon the condition specified in said report, nineteen thousand six hundred dollars.

Leipsic
River, Del.

- Little River, Del. Improving Little River, Delaware, in accordance with the report submitted in House Document Numbered Six hundred and twenty-six, Sixty-second Congress, second session, and upon the condition specified in said report, fourteen thousand dollars.
- Wilmington, Del. Improving harbor at Wilmington, Delaware, in accordance with the report submitted in House Document Numbered three hundred and fifty-nine, Sixty-second Congress, second session, two hundred and fifty thousand dollars, of which amount so much as may be necessary may be used for the purchase or construction of a dredging plant to be used in connection with the work of improving and maintaining the harbor at Wilmington, Delaware, and at other places in the engineer district, with headquarters at Wilmington: *Provided*, That if, in the opinion of the Secretary of War, dredges of a suitable character to do the work at Wilmington, Delaware, are readily obtainable for doing the work by contract at reasonable rates, the amount herein appropriated shall become immediately available for the prosecution of such work.
- Dredging plant.
- Proviso.*
Contract.
- Pittsburgh, Pa. Improving harbor at Pittsburgh, Pennsylvania: For maintenance, five thousand dollars.
- Appoquinimink, etc., rivers, Del. Improving Appoquinimink, Murderkill, and Mispillion Rivers, Delaware: Continuing improvement and for maintenance in accordance with the existing approved projects, twelve thousand five hundred dollars.
- Broad Creek River, Del. Improving Broad Creek River, Delaware: Completing improvement in accordance with the report submitted in House Document Numbered Six hundred and one, Sixty-first Congress, second session, fourteen thousand five hundred and twenty dollars.
- Broadkill River, Del. Improving Broadkill River, Delaware: For maintenance, five thousand dollars.
- Waterway, Rehoboth and Delaware Bays, Del. Improving inland waterway between Rehoboth Bay and Delaware Bay, Delaware, in accordance with the reports submitted in House Document Numbered Eight hundred and twenty-three, Sixtieth Congress, first session, and in Rivers and Harbors Committee Document Numbered Fifty-one, Sixty-first Congress, third session, and subject to the condition that the land needed for right of way, or easements therein, shall be furnished free of cost to the United States, fifty thousand dollars.
- Right of way.
- Nanticoke River, Del. and Md. Improving Nanticoke River, Delaware and Maryland: For maintenance of improvement of Nanticoke River and Northwest Fork of Nanticoke River (Marshyhope Creek), Maryland, five thousand dollars.
- Marshyhope Creek, Md.
- Baltimore, Md. Improving harbor at Baltimore, Maryland: For maintenance of improvement of Patapsco River and channel to Baltimore, including channel of approach at York Spit, Chesapeake Bay, fifty thousand dollars.
- Patapsco River, etc.
- Elk and Little Elk Rivers, Md. Improving Elk and Little Elk Rivers, Maryland: Completing improvement in accordance with the report sub-

mitted in House Document Numbered Seven hundred and seventy, Sixty-second Congress, second session, and subject to the conditions set forth in said document, four thousand and forty dollars.

Improving harbor at Crisfield, Maryland: Completing improvement and for maintenance, five thousand dollars.

Crisfield,
Md.

Improving Lower Thoroughfare, Deal Island, Maryland: Completing improvement and for maintenance, two thousand dollars.

Lower
Thoroughfare,
Md.

Improving harbors at Rockhall, Queenstown, Claiborne, and Cambridge, and Chester, Choptank, Warwick, Wicomico, Pocomoke, La Trappe, and Manokin Rivers, and Tyaskin Creek, Maryland: For maintenance, thirty-four thousand dollars.

Chesapeake
Bay, etc., Md.
Eastern
shore harbors,
etc.

Improving Tilghman Island Harbor, Maryland: Completing improvement in accordance with the report submitted in House Document Numbered Four hundred, Sixty-second Congress, second session, seven thousand eight hundred and twenty dollars.

Tilghman
Island Har-
bor, Md.

Improving Twitch Cove and Big Thoroughfare River connecting Tylers River with Tangier Sound, Maryland: Completing improvement in accordance with the report submitted in House Document Numbered Two hundred and eighty-five, Sixty-second Congress, second session, two thousand nine hundred dollars.

Twitch
Cove, etc., Md.

Improving Broad Creek, Maryland: Completing improvement in accordance with the report submitted in House Document Numbered Two hundred and sixty-nine, Sixty-second Congress, second session, and subject to the conditions set forth in said document, fifty-seven thousand two hundred dollars.

Broad Creek,
Md.

Improving Corsica River, Maryland: Completing improvement in accordance with the report submitted in House Document Numbered Five hundred and thirty-seven, Sixty-first Congress, second session, five thousand three hundred and sixty-eight dollars.

Corsica
River, Md.

Improving Slaughter Creek, Maryland: Completing improvement in accordance with the report submitted in House Document Numbered Eighty-seven, Sixty-second Congress, first session, four thousand one hundred and forty dollars.

Slaughter
Creek, Md.

Improving Tred Avon River, Maryland: Completing improvement in accordance with the report submitted in House Document Numbered Three hundred and ninety-nine, Sixty-second Congress, second session, nine thousand two hundred dollars.

Tred Avon
River, Md.

Improving Tuckahoe River, Maryland: Completing improvement in accordance with the report submitted in House Document Numbered Eleven hundred and sixty, Sixtieth Congress, second session, fifteen thousand six hundred dollars.

Tuckahoe
River, Md.

Improving Anacostia River, District of Columbia: Continuing improvement and for maintenance, fifty thousand dollars.

Anacostia
River, D. C.

Potomac
River, D. C.

Providos.

Harbor lines
established.
Vol. 30, p.
1151.
Ante, p. 887.

Rent of
offices.

Limitation
repealed.
Vol. 29, p.
219.
Ante, p. 768.

Milford
Haven, Va.

Norfolk, Va.

James River,
Va.

Mattaponi
River, Va.

Pagan River,
Va.

Rappahan-
nock River,
Va.

Aquia
Creek, Va.

Inland wa-
terways.
Norfolk to
Albemarle
Sound.

Norfolk to
Beaufort Inlet.

Purchase of
Chesapeake
and Albemarle
Canal.

Improving Potomac River: Continuing improvement and for maintenance at Washington, District of Columbia, forty thousand dollars: *Provided*, That the provisions of section eleven of the river and harbor act of March third, eighteen hundred and ninety-nine, are hereby made applicable to the Potomac and Anacostia Rivers, and hereafter harbor lines in the District of Columbia, or elsewhere on said rivers, shall be established or modified as therein provided; and all laws or parts of laws inconsistent with this proviso are hereby repealed: *Provided further*, That hereafter the officer in local charge of the improvement shall have authority, with approval of the Chief of Engineers, United States Army, when no public building is available, to rent suitable offices, to be paid for pro rata from the appropriations for works in his charge: *And provided further*, That the proviso in the Act of June third, eighteen hundred and ninety-six, entitled "An Act making appropriations for the construction, repair, and preservation of certain public works on rivers and harbors, and for other purposes," under the item "Improving Potomac River, Washington, District of Columbia," is hereby repealed.

Improving harbor at Milford Haven, Virginia: For maintenance, five thousand dollars.

Improving harbor at Norfolk, Virginia: For maintenance of improvement, including channel at Hospital Point, four thousand dollars.

Improving James River, Virginia: Continuing improvement and for maintenance, seventy thousand dollars.

Improving Mattaponi River, Virginia: Continuing improvement and for maintenance, ten thousand dollars.

Improving Pagan River, Virginia: For maintenance, one thousand dollars.

Improving Rappahannock River, Virginia: For maintenance, five thousand dollars.

Improving Aquia Creek, Virginia, in accordance with the report submitted in House Document Numbered Five hundred and seventy-nine, Sixty-second Congress, second session, twenty-one thousand four hundred dollars.

Improving waterway from Norfolk Harbor, Virginia, to Albermarle Sound, North Carolina: For maintenance of improvement of inland water route from Norfolk, Virginia, to Albermarle Sound, North Carolina, through Currituck Sound, three thousand dollars.

Improving inland waterway from Norfolk, Virginia, to Beaufort Inlet, North Carolina, in accordance with the report printed in House Document Numbered Three hundred and ninety-one, Sixty-second Congress, second session, five hundred thousand dollars. And the Secretary of War is hereby authorized to purchase from the Chesapeake and Albemarle Canal Company the canal and appurtenant property belonging to said company in ac-

cordance with the agreement entered into between the Secretary of War and said company under date of February seventeenth, nineteen hundred and twelve, printed in House Document Numbered Five hundred and eighty-nine, Sixty-second Congress, second session, and the foregoing appropriation shall be devoted to that purpose; for the improvement and maintenance of said inland waterway, one hundred thousand dollars; in all, six hundred thousand dollars.

Improving harbor at Beaufort, North Carolina: For maintenance, five thousand dollars. Beaufort,
N. C.

Improving Beaufort Inlet, North Carolina: For maintenance, ten thousand dollars. Beaufort In-
let, N. C.

Improving harbor at Morehead City, North Carolina: For maintenance, one thousand dollars. Morehead
City, N. C.

For the construction of a harbor of refuge at Cape Lookout, North Carolina, in accordance with the report submitted in House Document Numbered Five hundred and twenty-eight, Sixty-second Congress, second session, or such modification of the plan contained in said report as may be deemed advisable after examination and survey, three hundred thousand dollars. Cape Look-
out, N. C., har-
bor of refuge.

Improving Shallowbag Bay, North Carolina: For maintenance, one thousand dollars. Shallowbag
Bay, N. C.

Improving Bay River, North Carolina: Completing improvement and for maintenance, one thousand dollars. Bay River,
N. C.

Improving Contentnia Creek, North Carolina: For maintenance, two thousand dollars. Contentnia
Creek, N. C.

Improving Fishing Creek, North Carolina: For maintenance, one thousand five hundred dollars. Fishing
Creek, N. C.

Improving Neuse and Trent Rivers, North Carolina: Continuing improvement and for maintenance, ten thousand dollars. Neuse and
Trent Rivers,
N. C.

Improving New River and waterways to Beaufort, North Carolina: Continuing improvement and for maintenance of New River and of inland waterways between Beaufort Harbor and New River and between New River and Swansboro, seven thousand five hundred dollars. New River,
and waterways
to Beaufort,
N. C.

Improving Northeast, Black, and Cape Fear Rivers, North Carolina: For maintenance of improvement of Northeast and Black Rivers and Cape Fear River above Wilmington, North Carolina, twelve thousand dollars. Northeast,
etc., rivers,
N. C.

Improving Cape Fear River at and below Wilmington, North Carolina, in accordance with the report submitted in House Document Numbered Two hundred and eighty-seven, Sixty-second Congress, second session, three hundred thousand dollars. Cape Fear
River, N. C.

Improving Pamlico and Tar Rivers, North Carolina: Completing improvement up to Greenville and for maintenance of improvement above Greenville, in accordance with the report submitted in House Document Numbered Two hundred and seventy, Sixty-second Congress, second session, one hundred thousand dollars. Pamlico and
Tar Rivers,
N. C.

- Scuppernong River, N. C. Improving Scuppernong River, North Carolina: For maintenance, two thousand dollars.
- Swift Creek, N. C. Improving Swift Creek, North Carolina: For maintenance, five hundred dollars.
- Waterway, Pamlico Sound to Beaufort Inlet, N. C. Improving waterway from Pamlico Sound to Beaufort Inlet, North Carolina: For maintenance, two thousand dollars.
- Waccamaw River, N. C. and S. C. Improving Waccamaw River, North Carolina and South Carolina: Continuing improvement and for maintenance, twenty-five thousand dollars.
- Charleston, S. C. Channels. Improving harbor at Charleston, South Carolina: Continuing improvement of the twenty-eight-foot channel to the sea, fifty thousand dollars; completing improvement of a twenty-foot channel in Ashley River up to Standard Wharf, in accordance with the report printed in Rivers and Harbors Committee Document Numbered Four, Sixty-second Congress, second session, fifty-one thousand one hundred and fifty dollars; completing improvement of Shipyard Creek in accordance with the report of the Board of Engineers for Rivers and Harbors submitted in Senate Document Numbered Three hundred and fifty, Sixty-second Congress, second session, and upon the conditions set forth therein, five thousand dollars; in all, one hundred and six thousand one hundred and fifty dollars.
- Shipyard Creek.
- Winyah Bay, S. C. Improving Winyah Bay, South Carolina: Continuing improvement and for maintenance, one hundred and sixty-two thousand dollars.
- Archers Creek, S. C. Vol. 37, p. 801. Post, p. 1584. Improving Archers Creek, South Carolina: Completing improvement in accordance with the report submitted in House Document Numbered Five hundred and thirteen, Sixty-second Congress, second session, and subject to the conditions set forth in said document, twenty-five thousand dollars.
- Great Pedee River, S. C. Improving Great Pedee River, South Carolina: For maintenance, ten thousand dollars.
- Mingo Creek, S. C. Improving Mingo Creek, South Carolina: Completing improvement in accordance with the report submitted in House Document Numbered Seven hundred and eighty-two, Sixty-first Congress, second session, and subject to the conditions set forth in said document, twenty-two thousand dollars.
- Santee, etc., rivers, S. C. Improving Santee, Wateree, and Congaree Rivers, South Carolina: Continuing improvement and for maintenance, including the Estherville-Minim Creek Canal and the Congaree River as far up as the Gervais Street Bridge, Columbia, sixty-four thousand dollars.
- Waterways, Charleston and McClellanville, S. C. Improving waterways between Charleston and Alligator Creek, South Carolina: For maintenance of improvement of inland waterways between Charleston Harbor and McClellanville, including branch to Morrisons Landing, fifteen thousand dollars.

Improving harbor at Brunswick, Georgia: For maintenance, thirty-three thousand two hundred and fifty dollars. Brunswick, Ga.

Improving harbor at Savannah, Georgia: Continuing improvement of the twenty-six-foot channel to the sea, four hundred thousand dollars; completing improvement of the twenty-one-foot channel from the upper limits of the present project to the foot of Kings Island, in accordance with the report submitted in House Document Numbered Five hundred and sixty-three, Sixty-second Congress, second session, and subject to the conditions set forth in said document, one hundred and forty thousand dollars; in all five hundred and forty thousand dollars. Savannah, Ga.

Improving Altamaha, Oconee, and Ocmulgee Rivers, Georgia, in accordance with the report submitted in House Document Numbered Four hundred and forty-three, Sixty-second Congress, second session, forty thousand dollars. Altamaha, etc., rivers, Ga.

Improving Cowhead River, Georgia: Completing improvement in accordance with the report submitted in House Document Numbered One hundred and nine, Sixty-second Congress, first session, and subject to the conditions set forth in said document, three thousand dollars. Cowhead River, Ga.

Improving Flint River, Georgia: Continuing improvement and for maintenance, ten thousand dollars. Flint River, Ga.

Improving Satilla River, Georgia: Completing improvement and for maintenance in accordance with the report submitted in House Document Numbered Forty-one, Sixty-second Congress, first session, ten thousand dollars. Satilla River, Ga.

Improving Saint Marys River, Georgia and Florida, in accordance with the report submitted in House Document Numbered Six hundred and ninety-seven, Sixty-second Congress, second session, nineteen thousand four hundred and fifty dollars. Saint Marys River, Ga. and Fla.

Improving Savannah River, Georgia: Continuing improvement and for maintenance above Augusta, three thousand dollars; continuing improvement and for maintenance below Augusta, one hundred and five thousand dollars; in all, one hundred and eight thousand dollars. Savannah River.

Improving Chattahoochee River, Georgia and Alabama: Continuing improvement below Columbus, Georgia, and for maintenance, fifty thousand dollars. Chattahoochee River, Ga. and Ala.

Improving Coosa River, Georgia and Alabama: Continuing improvement and for maintenance between Rome, Georgia, and Dam Numbered Four, Alabama, twenty thousand dollars; continuing improvement by the construction of a lock in Dam Numbered Four, and by the construction of Dam Numbered Five, in the State of Alabama, one hundred and twenty-four thousand dollars; in all, one hundred and forty-four thousand dollars; Coosa River, Ga. and Ala.

Contract
with Ragland
Water Power
Company con-
tinued.

Vol. 36, p.
939.
Ante, p. 1468.
Time ex-
tended.

Waterway,
Savannah
and Fernan-
dina.

Provido.
Darien, Ga.,
harbor.

Channel,
Clearwater
Harbor to
Tampa Bay,
Fla.
Fernandina,
Fla.

Hillsboro
Bay, Fla.

Key West,
Fla.
Channels,
etc.

Miami, Fla.

Provido.
Vol. 37, p.
801.
Post, p. 1586.
Work by
Florida East
Coast Railway
Company.
Terminal fa-
cilities.

and that the provision in the river and harbor Act approved February twenty-seventh, nineteen hundred and eleven, authorizing and empowering the Secretary of War to enter into contract with the Ragland Water Power Company to complete the dam partially built by the United States at Lock Numbered Four, on the Coosa River, is hereby reenacted, and the time fixed therein for making said contract and for beginning said work is hereby extended one year from February twenty-seventh, nineteen hundred and twelve.

Improving waterway between Savannah, Georgia, and Fernandina, Florida, as recommended in the reports submitted in House Document Numbered Twelve hundred and thirty-six, Sixtieth Congress, second session, and in the Annual Report of the Chief of Engineers for nineteen hundred and eleven, forty thousand dollars: *Provided*, That of this amount so much as shall be necessary may, in the discretion of the Secretary of War, be expended for maintenance of harbor at Darien, Georgia.

Improving channel from Clearwater Harbor through Boca Ceiga Bay to Tampa Bay, Florida: Completing improvement and for maintenance, twenty thousand dollars.

Improving harbor at Fernandina, Florida: For maintenance, including the entrance channel through Cumberland Sound, Georgia and Florida, fifteen thousand dollars.

Improving Hillsboro Bay, Florida: Continuing improvement in accordance with the report submitted in House Document Numbered Six hundred and thirty-four, Sixty-first Congress, second session, and subject to the conditions recommended by the Chief of Engineers, United States Army, on page two of said document, two hundred and fifty thousand dollars.

Improvement at Key West, Florida: Deepening and widening the main ship channel at the entrance and at Triangle Shoals, so as to afford a channel thirty feet deep and three hundred feet wide, and removing shoals in the anchorage in accordance with the report submitted in House Document Numbered Seven hundred and six, Sixty-second Congress, second session, forty-eight thousand dollars; for maintenance of improvement of the northwest entrance channel, fifteen thousand dollars; in all, sixty-three thousand dollars.

Improving harbor at Miami (Biscayne Bay), Florida, in accordance with the report submitted in House Document Numbered Five hundred and fifty-four, Sixty-second Congress, second session, one hundred thousand dollars: *Provided*, That no work shall be done by the United States on said project until the Secretary of War is satisfied that the portion of the work contemplated in this project to be done by the Florida East Coast Railway Company will be promptly completed, nor until the Secretary of War is satisfied that suitable terminal facilities

will be provided as contemplated by paragraph eight of the report of the Board of Engineers for Rivers and Harbors as set forth on page fifteen of said document Numbered Five hundred and fifty-four.

Improving harbor at Saint-Petersburg, Florida: Completing improvement in accordance with the report submitted in House Document Numbered Five hundred and twelve, Sixty-second Congress, second session, and subject to the conditions set forth in said document, thirty-two thousand dollars. Saint Petersburg, Fla.

Improving Sarasota Bay, Florida: Continuing improvement and for maintenance, thirteen thousand dollars. Sarasota Bay, Fla.

Improving Tampa Bay, Florida: For maintenance, nine thousand dollars. Tampa Bay, Fla.

Improving channel from Apalachicola River to Saint Andrews Bay, Florida: Continuing improvement, seventy-thousand dollars. Channel Apalachicola River to Saint Andrews Bay, Fla.

Improving Apalachicola River, Florida: Continuing improvement and for maintenance, including the cut-off, Lee Slough, lower Chipola River, and upper Chipola River from Marianna to its mouth, twelve thousand dollars. Apalachicola River, Fla.

Improving Caloosahatchee River, Florida: For maintenance, five thousand dollars. Caloosahatchee River, Fla.

Improving Crystal River, Florida: For maintenance, two thousand dollars. Crystal River, Fla.

Improving Holmes River, Florida: For maintenance of improvement from Vernon to the mouth, two thousand dollars. Holmes River, Fla.

Improving Manatee River, Florida: For maintenance, five thousand dollars. Manatee River, Fla.

Improving Oklawaha River, Florida: Continuing improvement and for maintenance from the mouth to Leesburg, including Silver Springs Run, fifteen thousand dollars. Oklawaha River, Fla.

Provided, That such part of this sum and of the amount now available as is necessary may be expended for maintenance of levels in the lakes at the head of the stream as provided for by the Act approved June twenty-fifth, nineteen hundred and ten, or in such further improvement of the stream as may be recommended by the Chief of Engineers. Proviso. Maintenance of lake levels. Vol. 36, p. 645. Ante, p. 1401.

Improving Saint Johns River, Florida: Continuing improvement and for maintenance from Jacksonville to the ocean, three hundred thousand dollars; continuing improvement and for maintenance from Jacksonville to Palatka, fifteen thousand dollars; continuing improvement and for maintenance from Palatka to Lake Harney, twenty-five thousand dollars; in all, three hundred and forty thousand dollars. Saint Johns River, Fla. Distribution.

Improving the entrance of Charlotte Harbor, Florida, in accordance with the report submitted in House Document Numbered Six hundred and ninety-nine, Sixty- Charlotte Harbor, Fla.

second Congress, second session, twenty thousand dollars, upon the condition that local interests contribute one-half of the estimated original cost of said improvement.

Withlacoo-
chee River,
Fla.

Improving Withlacoochee River, Florida: Completing improvement and for maintenance, thirty-eight thousand dollars.

Saint Jo-
sephs Bay,
Fla.

Improving the entrance to Saint Josephs Bay, Florida, so as to secure and provide an available channel twenty-four feet deep at mean low water and three hundred feet wide through the bar, twenty thousand dollars, the work to be done by the Government plant: *Provided*, That local interests will contribute an equal sum toward the execution of the project, in accordance with the report submitted in House Document Numbered Six hundred and sixty, Sixty-second Congress, second session.

Proviso.
Local con-
tribution.

Choctawhat-
chee River,
Fla. and Ala.

Improving Choctawhatchee River, Florida and Alabama: For maintenance of improvement, including Cypress Top outlet, eight thousand dollars.

Escambia
and Conecuh
Rivers, Fla.
Mobile, Ala.
Bar.

Improving Escambia and Conecuh Rivers, Florida and Alabama: For maintenance, five thousand dollars.

Harbor.

Improving Mobile bar, Alabama: Continuing improvement and for maintenance, ten thousand dollars.

Improving harbor at Mobile, Alabama: Continuing improvement and for maintenance, four hundred and three thousand dollars, of which amount three thousand dollars may be used in the removal of sunken logs, dead-heads, and other obstructions.

Alabama,
etc., rivers,
Ala.

Improving Alabama River, Alabama: Continuing improvement and for maintenance, including the Alabama and Coosa Rivers between Montgomery and Wetumpka, seventy-five thousand dollars.

Tombigbee
River, Ala.
and Miss.

Improving Tombigbee River, Alabama and Mississippi: For maintenance, from the mouth to Demopolis, Alabama, ten thousand dollars, and from Demopolis, Alabama, to Walkers Bridge, Mississippi, eight thousand dollars; in all, eighteen thousand dollars.

Mobile Bay:
Ala.

Channel to
Mississippi
Sound.

Improving channel connecting Mobile Bay and Mississippi Sound, Alabama: Completing improvement in accordance with the report submitted in House Document Numbered Nine hundred and sixty-seven, Sixtieth Congress, first session, fifty thousand dollars.

Louis M.
Tisdale.
Right to
construct chan-
nel, etc., re-
vived.
Vol. 33, p.
1128.

Anfe, p. 1095.
Proviso.
Transfer to
South Mobile
Terminal Com-
pany.

That the provision in the river and harbor act approved March third, nineteen hundred and five (Thirty-third Statutes, page eleven hundred and twenty-eight), granting Louis M. Tisdale the right and authority to construct and operate a channel through Mobile Bay, and to construct and maintain wharves, piers, anchorage and turning basins, and other similar structures in said bay, is hereby revived and reenacted: *Provided*, That the said provision is hereby so amended as to vest in the South Mobile Terminal Company, its successors and assigns, all the rights, privileges, and authority thereby granted to the said Louis M. Tisdale, subject to all the

terms and conditions of said Act, upon full and complete assignment and transfer of all such rights, privileges, and authority of said Tisdale to the said South Mobile Terminal Company: *Provided also*, That the said provision is hereby further amended so as to extend the time for completing the work therein authorized for a period of five years from the approval of this Act: *And provided also*, That the right to alter, amend, or repeal this Act, in so far as it relates to this franchise, is hereby expressly reserved.

Time extended.

Right to alter, etc.

Improving harbor at Biloxi, Mississippi: For maintenance, four thousand dollars.

Biloxi, Miss.

Improving harbor at Gulfport, Mississippi: Continuing improvement and for maintenance of anchorage basin at Gulfport and channel therefrom to the anchorage or roadstead at Ship Island, and for the improvement and maintenance of channel at Ship Island Pass, two hundred thousand dollars, of which amount one hundred and twenty thousand dollars may be applied to the purchase or construction of a suitable dredging plant: *Provided*, That the United States dredge Barnard may be transferred back to the improvement from which it was transferred by Act approved February twenty-seventh, nineteen hundred and eleven, and the balance remaining on hand of the sixty thousand dollars authorized by the Act of February twenty-seventh, nineteen hundred and eleven, to be expended for the repair and modification of the United States dredge Barnard, may be expended for the purchase or construction of the dredging plant herein authorized.

Gulfport, Miss.

Dredging plant.
Provided.
Transfer of dredge "Barnard."

Use of balance.
Vol. 36, p. 942.
Ante, p. 1472.

Improving Horn Island Pass, Mississippi: For maintenance, two thousand dollars.

Horn Island Pass, Miss.

Improving Big Sunflower River, Mississippi, in accordance with the report submitted in Rivers and Harbors Committee Document Numbered Two, Sixty-second Congress, second session, seventy-five thousand dollars.

Big Sunflower River, Miss.

Improving Pascagoula River, Mississippi: Continuing improvement and for maintenance, including channel up Dog River, twenty thousand dollars.

Pascagoula River, Miss.

Improving Pearl River, Mississippi: Continuing improvement and for maintenance below Rockport, fifteen thousand dollars.

Pearl River, Miss.

Improving Wolf and Jordan Rivers, Mississippi: For maintenance, five thousand dollars.

Wolf and Jordan Rivers, Miss.

Improving Yazoo River, Mississippi: For maintenance of improvement of mouth of Yazoo River and harbor of Vicksburg, five thousand dollars.

Yazoo River, Miss.

Improving Yazoo River and tributaries, Mississippi: Continuing improvement and for maintenance, including Yazoo, Tallahatchie, Big Sunflower, and Coldwater Rivers, Tchula Lake, Steele and Washington Bayous, Lake Washington, and Bear Creek, twenty-five thousand dollars.

And tributaries.

Water hyacinth.
Removal from Mississippi waters.
Vol. 36, p. 943.
Ante, p. 1471.

Removing the water hyacinth, Florida, Texas, and Louisiana: Of the unexpended balance of appropriations heretofore made for the removal of the water hyacinth from the navigable waters in the States of Louisiana and Texas so much as shall be necessary may, in the discretion of the Secretary of War, be expended for their removal from the navigable waters in the State of Mississippi, and the operating plant pertaining to the work in Louisiana is hereby made available for use in Mississippi in the discretion of the Secretary of War.

Bayous Bartholomew, etc., La.

Improving Bayous Bartholomew, Maçon, D'Arbonne, and Corney, and Boeuf and Tensas Rivers, Louisiana: For maintenance, twelve thousand dollars.

Bayou Grossetete, La.

Improving Bayou Grossetete, Louisiana: Completing improvement in accordance with the report submitted in House Document Numbered Three hundred and forty-eight, Sixty-second Congress, second session, eighteen thousand dollars.

Johnsons Bayou, La.

Improving Johnsons Bayou, Louisiana: For maintenance, two thousand five hundred dollars.

Bayou Queue de Tortue, La.

Improving Bayou Queue de Tortue, Louisiana: Completing improvement in accordance with the report submitted in House Document Numbered Six hundred and nine, Sixty-first Congress, second session, and subject to the conditions set forth in said document, twenty-five thousand dollars.

Southwest Pass, Mississippi River.

Improving Southwest Pass, Mississippi River: Continuing improvement and for maintenance, four hundred and fifty thousand dollars.

Bayou Teche, La.

Improving Bayou Teche, Louisiana: Continuing improvement and for maintenance, sixty thousand dollars.

Bayou Terrebonne.
Vol. 36, p. 647.
Vol. 37, p. 801.

Bayou Terrebonne, Louisiana: That the proviso in the River and Harbor Act of June twenty-fifth, nineteen hundred and ten, making appropriation for improving Bayou Terrebonne, Louisiana, be, and the same is hereby, amended to read as follows: "Provided, That before any expenditures are made the right of way for the additional width required for excavation and for depositing dredged material be given by local interests free of cost to the United States."

Post, p. 1590.
Ante, p. 1407.
Proviso.
Additional right of way.

Bayou Vermilion and Mermentau River.

Improving Bayou Vermilion and Mermentau River, Louisiana: For maintenance of improvement of channel, bay, and passes of Bayou Vermilion and Mermentau River and tributaries, and continuing improvement and maintenance of Bayou Plaquemine Brule, five thousand dollars.

Bayou Plaquemine Brule.

Waterway, Franklin to Mermentau, La.

Improving waterway from Franklin to Mermentau, Louisiana: The Secretary of War is hereby authorized to purchase, for use as a part of said waterway, the so-called Hanson Canal, in accordance with the recommendation made by the Chief of Engineers, at a cost not to exceed sixty-five thousand dollars, to be paid out of funds heretofore appropriated for this project.

Purchase of Hanson Canal.

Inland waterway from Mermentau River to Sabine River, Louisiana and Texas: Continuing improvement, one hundred thousand dollars: *Provided*, That this amount may be applied to any modified plan for this section of the waterway that may be recommended by the Chief of Engineers and approved by the Secretary of War.

Waterway,
Mermentau
and Sabine
Rivers.
Proviso.
Modified
plans.

Improving Red River, Louisiana, Arkansas, Texas, and Oklahoma: Continuing improvement and for maintenance below Fulton, Arkansas, fifty thousand dollars; for maintenance and continuing improvement between Fulton, Arkansas, and the mouth of the Washita River, in accordance with the report submitted in House Document Numbered Seventy-one, Sixty-first Congress, first session, seventy-five thousand dollars; in all, one hundred and twenty-five thousand dollars.

Red River,
La., Ark., Tex.,
and Okla.

Improving Galveston Channel, Texas: Continuing improvement under the existing project, which contemplates the excavation of a channel thirty feet deep and one thousand two hundred feet wide from the inner bar to Fifty-first Street and seven hundred feet wide from Fifty-first to Fifty-sixth Street, one hundred thousand dollars: *Provided*, That at such time as in the discretion of the Secretary of War the same may be required in the interests of navigation and commerce the western terminus of said channel may be extended to Fifty-seventh Street, with a width of one thousand feet between Fifty-first and Fifty-seventh Streets, as recommended in the report submitted in House Document Numbered Three hundred and twenty-eight, Sixty-first Congress, second session.

Galveston
Channel, Tex.

Proviso.
Extension.

Improving harbor at Galveston, Texas: For maintenance, by dredging and repair of the jetties, seventy-five thousand dollars.

Galveston,
Tex.

The Secretary of War may appoint a board of three Engineer officers whose duty it shall be to examine and report upon the following harbors and channels in Texas, at or near Galveston, to wit: Galveston Harbor and Channel, Texas City Harbor and Channel, Port Bolivar Harbor and Port Bolivar Channel leading thereto, all with a view to securing a depth of thirty-five feet. The said board shall also make an investigation as to the advisability of constructing a dike or dikes along the Houston Ship Channel and report whether or not such dike or dikes will operate in lieu of the dike recommended in the report for Greater Galveston to be built east of the Texas City Channel for the purpose of protecting the Texas City Channel and Galveston Channel.

Texas har-
bors, etc.
Board of of-
ficers to ex-
amine for 35-
foot channel,
etc.

Dikes, etc.

The Secretary of War may appoint a board of three engineer officers, whose duty it shall be to examine Port Aransas (Aransas Pass and the Harbor Island basin), Texas, and make an estimate of the cost of securing a depth of twenty-five feet, or such depth as may be considered advisable in the interest of commerce. And said board shall report fully upon all matters pertaining to

Port Aransas.
Board of of-
ficers to report
on 25-foot
basin.

Scope of re-
port.

the creation of a deep-water harbor of the first class, including the dike on Saint Joseph Island and harbor facilities at the northern end of Mustang Island. And the said board shall also report whether the waters lying between Harbor Island and the mainland may be exempted from the operation of the laws relating to navigable waterways of the United States.

Channel,
Galveston to
Texas City,
Tex.

Improving channel from Galveston Harbor to Texas City, Texas: Continuing improvement and for maintenance by dredging within the limits recommended in the report submitted in House Document Numbered Three hundred and twenty-eight, Sixty-first Congress, second session, one hundred thousand dollars.

Port Bolivar,
Tex.

Improving channel to Port Bolivar, Texas: For maintenance, twenty-five thousand dollars.

Sabine Pass,
Tex.

Improving Sabine Pass, Texas: For maintenance, and continuing improvement of Sabine Pass and Port Arthur Canal in accordance with the report submitted in House Document Numbered Seven hundred and seventy-three, Sixty-first Congress, second session, and subject to the conditions set forth in said document, four hundred and thirty-three thousand eight hundred dollars.

Sabine-
Neches Canal,
Tex.

Extension of
improvement.
Vol. 36, p.
943.
Ante, p. 1474.

Improving the Sabine-Neches Canal, Texas, from the Port Arthur Ship Canal to the mouth of the Sabine River, the Neches River up to the town of Beaumont, and the Sabine River up to the town of Orange: The authorization for the improvement adopted by the river and harbor Act of February twenty-seventh, nineteen hundred and eleven (Thirty-sixth Statutes, page nine hundred and forty-three), is hereby extended so as to include the cutting off of bends or the widening of the channels to such extent as may be recommended by the Chief of Engineers and approved by the Secretary of War: *Provided*, That the total cost shall not be increased beyond that specified in the Act of February twenty-seventh, nineteen hundred and eleven: *Provided further*, That nothing herein contained shall change the terms of cooperation specified in said Act.

Proviso.
Limit of
cost.

Local coop-
eration.

West Galves-
ton Bay chan-
nel, etc., Tex.

Improving West Galveston Bay Channel, Trinity River, Anahuac Channel, Oyster Creek, and Cedar, Chocolate, Turtle, Bastrop, Dickinson, Double, and East Bay Bayous, Texas: Continuing improvement and for maintenance, including mouths of adjacent streams, twenty-five thousand dollars.

Brazos River,
Tex.
Distribution.

Improving Brazos River, Texas: Continuing improvement from Old Washington to Waco by the construction of Lock and Dam Numbered Eight and commencing the construction of two additional locks and dams, two hundred thousand dollars; continuing improvement and for maintenance by open-channel work from Velasco to Old Washington, fifteen thousand dollars; in all, two hundred and fifteen thousand dollars.

Mouth.

Improving mouth of Brazos River, Texas: For maintenance, twenty-five thousand dollars.

- Improving Trinity River, Texas: Continuing improvement with a view to obtaining a depth of six feet between the mouth and Dallas by the construction of locks and dams heretofore authorized, and for an accurate instrumental survey of the river as recommended in the Annual Report of the Chief of Engineers for nineteen hundred and eleven, four hundred and twenty-five thousand dollars; continuing improvement and for maintenance by open-channel work, fifteen thousand dollars; in all, four hundred and forty thousand dollars.
- Improving inland waterway on coast of Texas: For maintenance of improvement of that section of the waterway between West Galveston Bay and Brazos River, ten thousand dollars; continuing improvement between Brazos River and Matagorda Bay, sixty-two thousand dollars, of which amount twelve thousand dollars or so much thereof as may be necessary may be expended in the construction of highway bridges at points where the said waterway will intersect existing county roads; and completing improvement of the Guadalupe River up to Victoria, forty thousand dollars; in all, one hundred and twelve thousand dollars.
- The Secretary of War is authorized to change the route of the channel from Aransas Pass to Pass Cavallo so as to pass by the town of Port O'Connor, Texas, and to expend available funds for this work instead of maintaining the channel along its present route, in accordance with the report of the Chief of Engineers, nineteen hundred and eleven.
- Improving Cypress Bayou, Texas and Louisiana: For maintenance, five thousand dollars.
- Improving Ouachita River, Arkansas and Louisiana: Continuing improvement by the construction of Locks and Dams Numbered Three and Seven, one hundred thousand dollars; for maintenance of improvement by open-channel work up to Camden, fifteen thousand dollars, and from Camden to Arkadelphia, two thousand five hundred dollars; in all, one hundred and seventeen thousand five hundred dollars.
- Improving Arkansas River, Arkansas: For maintenance of improvement, including works at Pine Bluff and the operation of dredging plant, thirty thousand dollars.
- For improving the Arkansas River, in Arkansas: For protecting the north bank thereof, in the bend in front of the Crawford County Levee, south of Van Buren, in sections eight, nine, and ten in township eight north, range thirty west, which shall be considered extraordinary emergency work, thirty thousand dollars. This appropriation shall be expended as soon as practicable in accordance with plans to be prepared by the Chief of Engineers of the War Department.
- Improving Cache River, Arkansas: For maintenance, three thousand dollars.

Trinity
River, Tex.Locks and
dams.Open-channel
work.Texas inland
waterways.

Bridges.

Port O'Connor,
Tex.Cypress
Bayou, Tex.Ouachita
River, Ark.
and La.Arkansas
River,
Pine Bluff,
Ark.Protecting
banks.Cache River,
Ark.

- Saint Francis etc., Rivers, Ark. Improving Saint Francis River, Arkansas: For maintenance of improvement of Saint Francis and L'Anguille Rivers and Blackfish Bayou, nine thousand dollars.
- Saline River, Ark. Improving Saline River, Arkansas: For maintenance, three thousand dollars.
- White River, Ark. Improving White River, Arkansas: For maintenance, eighteen thousand dollars.
- Black and Current Rivers, Ark. and Mo. Improving Black and Current Rivers, Arkansas and Missouri: For maintenance, fifteen thousand dollars.
- Cumberland River. Improving Cumberland River above Nashville, Tennessee: For maintenance of improvement by open-channel work, five thousand dollars; for the purchase of flowage rights over lands submerged as a result of the construction, operation, and maintenance of Dams Numbered Six and Seven, two thousand five hundred dollars; in all, seven thousand five hundred dollars.
- Above Nashville, Tenn.
- Below Nashville, Tenn. Improving Cumberland River below Nashville, Tennessee: Continuing improvement by the construction of Locks and Dams B, C, and D, three hundred thousand dollars; for maintenance of improvement by open-channel work, five thousand dollars; in all, three hundred and five thousand dollars.
- French Broad, etc., rivers, Tenn. Improving French Broad River, Tennessee: Continuing improvement and for maintenance of French Broad and Little Pigeon Rivers, fifteen thousand dollars.
- Clinch River, Tenn. and Va. Improving Clinch River, Tennessee and Virginia: The sum of two thousand dollars authorized by the river and harbor act approved June twenty-fifth, nineteen hundred and ten, to be expended on Clinch River in the State of Virginia, is hereby made available for improving said river in the State of Tennessee as recommended on page seven hundred and thirty of the Annual Report of the Chief of Engineers for nineteen hundred and eleven.
- Balance available. Vol. 36, p. 652. *Ante*, p. 1409
- Hiwassee River, Tenn. Improving Hiwassee River, Tennessee: For maintenance, five thousand dollars.
- Tennessee River. Improving Tennessee River, Tennessee, Alabama, and Kentucky: For maintenance, and continuing improvement in accordance with the report submitted in House Document Numbered Three hundred and sixty, Sixty-second Congress, second session, as follows: Above Chattanooga, Tennessee, one hundred and five thousand dollars; between Chattanooga, Tennessee, and Browns Island, Alabama, ten thousand dollars; between Florence and Riverton, Alabama, one hundred and twenty thousand dollars; below Riverton, Alabama, one hundred and ten thousand dollars; in all, three hundred and forty-five thousand dollars.
- Distribution. That the item in the river and harbor Act of June twenty-fifth, nineteen hundred and ten, making appropriation for improving Kentucky River, and providing that, of the amount appropriated, "the sum of six thousand dollars may be expended for the construction of a bridge across Tates Creek and the restoration of the
- Madison County, Ky. Reimbursement to. Vol. 36, p. 652. *Ante*, p. 1410.

county road near Otter Creek," be, and is hereby, so amended as to authorize the Secretary of War to use so much of said sum as may be necessary (not exceeding one thousand five hundred dollars), for reimbursing the county of Madison, in the State of Kentucky, the moneys expended by said county for the restoration of the said county road near Otter Creek.

Improving harbor at Port Clinton, Ohio: For maintenance, five hundred dollars. Port Clinton, Ohio.

Improving harbor at Toledo, Ohio: Continuing improvement, seventy-five thousand dollars. Toledo, Ohio.

Improving Ohio River: Continuing improvement by the construction of locks and dams with a view to securing a navigable depth of nine feet, three million two hundred thousand dollars: *Provided*, That the Secretary of War may enter into a contract or contracts for such materials and work as may be necessary to prosecute the said project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate two million two hundred thousand dollars, exclusive of the amounts herein and heretofore appropriated. Ohio River.
Locks and dams.
Provido.
Contracts.

Improving Ohio River: Continuing improvement and for maintenance by open-channel work, two hundred thousand dollars. Open-channel work.

Improving Ohio River: For the raising and strengthening of the levees in the city of Cairo, Illinois, on the Ohio and Mississippi Rivers, and in the Cairo drainage district, which shall be considered extraordinary emergency work, two hundred and fifty thousand dollars: *Provided*, That the city of Cairo shall expend, or cause to be expended, the same amount for the same purpose. Levees.
Cairo, Ill.

Provido.
Part by City.

For the raising and strengthening of the levees in the city of Mound City, Illinois, on the Ohio River, which shall be considered extraordinary emergency work, twenty thousand dollars, on the condition that the city of Mound City shall furnish an equal amount for the same purpose. Mound City, Ill.

Part by City

Improving the Allegheny River, Pennsylvania, in accordance with the report submitted in House Document Numbered Five hundred and forty, Sixty-second Congress, second session, three hundred thousand dollars: *Provided*, That local interests contribute an equal amount. Allegheny River, Pa.
Vol. 37, p. 801.
Post, p. 1581.

Improving harbor at Ludington, Michigan: Completing improvement, fifty-one thousand five hundred dollars. *Provido.*
Local contribution.
Ludington, Mich.

Improving the harbor at Manistee, Michigan, in accordance with the report submitted in House Document Numbered Five hundred and ninety-nine, Sixty-second Congress, second session, and subject to the conditions set forth in said document, one hundred and fifty thousand dollars. Manistee, Mich.

Improving harbor at Arcadia, Michigan: Continuing improvement and for maintenance, fifteen thousand dollars. Arcadia, Mich.

- Portage Lake, Mich. Harbor of refuge at Portage Lake, Manistee County, Michigan: For maintenance, three thousand dollars.
- Saint Joseph Harbor and River, Mich. Improving Saint Joseph Harbor and River, Michigan: For maintenance, fifteen thousand five hundred dollars.
- Saugatuck and Kalamazoo River, Mich. Improving harbor at Saugatuck, and Kalamazoo River, Michigan: For maintenance, nine thousand dollars.
- South Haven, Mich. Improving harbor at South Haven, Michigan: For maintenance, three thousand dollars.
- Black River, Mich. Improving Black River at Port Huron, Michigan: For maintenance, one thousand five hundred dollars.
- Clinton River, Mich. Improving Clinton River, Michigan: For maintenance, two thousand dollars.
- Saint Marys River, Mich. New lock. Improving Saint Marys River at the falls, Michigan, by the construction of a fourth lock, in accordance with the reports submitted in House Document Numbered Sixty-four, Sixty-second Congress, first session, three hundred thousand dollars.
- Menominee, Mich. and Wis. Improving Menominee Harbor and River, Michigan and Wisconsin: For maintenance, nine thousand dollars.
- Ashland, Wis. Improving harbor at Ashland, Wisconsin: Continuing improvement and for maintenance, twenty thousand dollars.
- Green Bay, Wis. Improving harbor at Green Bay, Wisconsin: For maintenance, thirty-two thousand dollars.
- Kenosha, Wis. Improving harbor at Kenosha, Wisconsin: For maintenance, fifteen thousand dollars.
- Kewaunee, Wis. Improving harbor at Kewaunee, Wisconsin: For maintenance, ten thousand dollars: *Provided*, That the third condition imposed upon the city of Kewaunee, Wisconsin, as set forth in House Document Numbered Three hundred and twenty-four, Sixtieth Congress, first session, and authorized by the river and harbor act of June twenty-fifth, nineteen hundred and ten (Thirty-sixth Statutes, page six hundred and fifty-six), be, and the same hereby is, waived in accordance with the report of the Board of Engineers for Rivers and Harbors, dated February twenty-sixth, nineteen hundred and twelve. (House Rivers and Harbors Committee Document Numbered Seven, Sixty-second Congress, second session.)
- Proviso. Condition waived.*
- Vol. 36, p. 656. *Ante*, p. 1415.
- Port Washington, Wis. Improving harbor at Port Washington, Wisconsin: For maintenance, two thousand five hundred dollars.
- Port Wing, Wis. Improving harbor at Port Wing, Wisconsin: Continuing improvement and for maintenance, ten thousand dollars.
- Sheboygan, Wis. Improving harbor at Sheboygan, Wisconsin, in accordance with the modified project recommended in the Annual Report of the Chief of Engineers for nineteen hundred and eleven, one hundred and twenty-five thousand dollars; for maintenance of improvement, two thousand dollars; in all, one hundred and twenty-seven thousand dollars.
- Two Rivers, Wis. Improving harbor at Two Rivers, Wisconsin: For maintenance, seven thousand five hundred dollars.

Improving harbor at Duluth, Minnesota, and Superior, Wisconsin: Continuing improvement and for maintenance, one hundred and fifty thousand dollars.

Duluth,
Minn., and Su-
perior, Wis.

Improving Warroad Harbor, Minnesota: For improving and deepening channel to secure and maintain a depth of eight feet, thirteen thousand two hundred dollars.

Warroad
Harbor, Minn.

Improving Red River of the North, Minnesota and North Dakota: For maintenance, seventeen thousand dollars.

Red River of
the North,
Minn. and N.
Dak.

Improving Lake Traverse, Minnesota and South Dakota: Completing improvement in accordance with the report submitted in House Document Numbered Three hundred and ninety-one, Sixty-first Congress, third session, and subject to the conditions set forth in said document, seven thousand five hundred and ten dollars.

Lake Trav-
erse, Minn.
and S. Dak.

Improving Indiana Harbor, Indiana: Continuing improvement and for maintenance, twenty-five thousand dollars.

Indiana
Harbor, Ind.

Improving harbor at Michigan City, Indiana: For maintenance, including repair and maintenance of the east breakwater, ten thousand dollars.

Michigan
City, Ind.

Improving harbor at Chicago, Illinois, by the construction of a breakwater to form an outer harbor, in accordance with the report submitted in House Document Numbered Seven hundred and ten, Sixty-second Congress, second session, three hundred and fifty thousand dollars: *Provided*, That the work hereby contemplated shall not be commenced until assurances satisfactory to the Secretary of War shall have been received that the work contemplated by the city of Chicago as a part of said improvement will be actually undertaken and completed by said city.

Chicago, Ill.
Outer Har-
bor.

Provided.
Work by city
required.

Improving harbor at Waukegan, Illinois: For maintenance, five thousand dollars.

Waukegan,
Ill.

Improving Illinois River, Illinois: Continuing improvement and for maintenance below Copperas Creek, twenty thousand dollars.

Illinois
River, Ill.

Improving Mississippi River from Head of Passes to the mouth of the Ohio River, including salaries, clerical, office, traveling, and miscellaneous expenses of the Mississippi River Commission: Continuing improvement with a view to securing a permanent channel depth of nine feet, six million dollars, which sum shall be expended under the direction of the Secretary of War in accordance with the plans, specifications, and recommendations of the Mississippi River Commission, as approved by the Chief of Engineers, for the general improvement of the river, for the building of levees, which shall be considered extraordinary emergency work, between the Head of Passes and Cape Girardeau, Missouri, and for surveys, including the survey from the Head of Passes to the headwaters of the river, in such manner as in their opinion shall best improve navigation and promote the

Mississippi
River Com-
mission.
Mississippi
River.

Nine-foot
channel Head
of Passes to
the Ohio.

Levees.

Surveys.

- Provisions. Emergencies.** interests of commerce at all stages of the river: *Provided*, That in view of the existing emergency four million dollars of the money hereby appropriated is set apart for the repair and construction of levees: *Provided further*, That of the residue of the money hereby appropriated so much as may be necessary shall be expended in the construction of suitable and necessary dredge boats and other devices and appliances and in the maintenance and operation of the same: *Provided further*, That the water courses connected with said river and the harbors upon it, now under the control of the Mississippi River Commission and under improvement, may, in the discretion of said commission, upon approval by the Chief of Engineers, receive allotments for improvements now under way or hereafter to be undertaken, to be paid for from the amount herein appropriated: *Provided further*, That the sum of fifty thousand dollars, or so much thereof as may be necessary, shall be allotted, from the appropriation made in this paragraph, to the Auburn and Linwood levee districts on the Arkansas River, in the counties of Lincoln and Desha, in the State of Arkansas, for the purpose of repairing or rebuilding the levees under the control of said districts, respectively, damaged or destroyed during the overflow of the waters of the Mississippi River during the present year of nineteen hundred and twelve or by protecting the bank in front of said levees; the proportion in which said sum shall be allotted to said districts, and the specific work for which the same shall be expended therein, shall be made as the Mississippi River Commission shall direct.
- Dredges, etc.**
- Connecting water courses. Allotments.**
- Repairs, Arkansas River levees.**
- Allotment.**
- Travel, civilian members and assistant engineer of board.** The traveling expenses of the civilian members of the Mississippi River Commission, and of the Assistant Engineer of the Board of Engineers for Rivers and Harbors, when on duty, shall be computed and paid in the same way as the traveling expenses of the Army members of said commission and of said board.
- Survey, etc., of east bank, Brunswick, Miss., to Baton Rouge, La., and Bessie to Memphis, Tenn.** The Mississippi River Commission is hereby authorized and directed to make an examination and survey of all the lands, subject to overflow from the Mississippi River, situate on the east bank of the river between Brunswick, Warren County, Mississippi, and Baton Rouge, Louisiana, and between Bessie, Lake County, Tennessee, and Memphis, Tennessee, for the purpose of ascertaining the location, quantity, character, and value of such lands, and for the purpose of ascertaining what portions of such lands, if any, it would be advisable to protect from overflow by levee construction, and the cost of such construction, and for the purpose of ascertaining the cost of acquiring such portions of said lands as it would not be advisable to protect from overflow by levee protection. The commission is further directed to prepare topographic maps of the lands so examined and surveyed, and to make its report on such examination and
- Maps, etc.**

survey, with its recommendation thereon, to the Chief of Engineers before the first of November, nineteen hundred and twelve, and the Chief of Engineers shall transmit the said report to Congress on or before the first Monday of December, nineteen hundred and twelve. The sum of thirty thousand dollars, or so much thereof as may be necessary, is hereby appropriated for the purpose of making and reporting the foregoing prescribed examination and survey.

Improving Mississippi River from the mouth of the Ohio River to and including the mouth of the Missouri River: Continuing improvement and for maintenance, one million dollars.

From the Ohio to the Missouri.

Improving Mississippi River from the mouth of the Missouri River to Minneapolis, Minnesota: Continuing improvement and for maintenance, one million two hundred and fifty thousand dollars: *Provided*, That of this amount twenty-five thousand dollars may be expended for the repair and maintenance of existing levees constructed by the United States.

To Minneapolis.

Provided.
Levees.

Improving Mississippi River from Saint Paul to Minneapolis, Minnesota: Continuing improvement, two hundred thousand dollars.

Saint Paul to Minneapolis.

Reservoirs at headwaters of Mississippi River: For completing construction of low reservoir dam at Gull Lake, Minnesota, provided for in the river and harbor act of March second, nineteen hundred and seven (Thirty-fourth Statutes, page eleven hundred and five), fifteen thousand dollars, of which sum so much as may be necessary may be applied to the erection of dam-tender's dwelling and to the digging of necessary ditches between Gull Lake and Round Lake, and between Round Lake and Long Lake, including purchase of the rights of way needed in connection therewith, and construction of necessary bridges.

Reservoirs at headwaters. Gull Lake Dam.

Vol. 34, p. 1105.
Ante, p. 1263.

Improving Missouri River, with a view to securing a permanent six-foot channel between Kansas City and the mouth of the river, in accordance with the report submitted in House Document Numbered Twelve hundred and eighty-seven, Sixty-first Congress, third session, and with a view to the completion of such improvement within a period of ten years, eight hundred thousand dollars. *Provided*, That cooperation from the localities benefited may be required in the prosecution of the said project in case any comprehensive plan is hereafter adopted by Congress for an apportionment of expense generally applicable to river and other projects in which any improvement now or hereafter adopted confers special or exceptional benefit upon the localities affected. *Provided further*, That nothing herein contained shall postpone the expenditure of the amount hereby appropriated or any further appropriation for said project without action by Congress.

Missouri River. Kansas City to mouth. Six-foot channel.

Provided.
Local cooperation.

No postponement of expenditure.

Kansas City
to Fort Ben-
ton.

Improving Missouri River: For improvement and maintenance from Kansas City to Sioux City, seventy-five thousand dollars; for improvement and maintenance from Sioux City to Fort Benton in accordance with the report submitted in House Document Numbered Ninety-one, Sixty-second Congress, first session, one hundred and fifty thousand dollars; in all, two hundred and twenty-five thousand dollars.

Gasconade
River, Mo.

Improving Gasconade River, Missouri: Continuing improvement and for maintenance, ten thousand dollars.

Osage River,
Mo.

Improving Osage River, Missouri: Continuing improvement and for maintenance, fifteen thousand dollars.

Kansas
River, Kans.

Improving Kansas River, Kansas: For improvement of Kansas River up to Argentine, Kansas, in accordance with the report submitted in House Document Numbered Ninety-four, Sixty-second Congress, first session, four thousand dollars.

Los Angeles,
Cal.
Thirty-foot
channel.

Improving Los Angeles Harbor, California: Continuing improvement of the thirty-foot channel by dredging, twenty-five thousand dollars.

Outer har-
bor.

Improving Los Angeles outer harbor in accordance with the report submitted in House Rivers and Harbors Committee Document Numbered Eight, Sixty-second Congress, second session, three hundred and twenty-seven thousand two hundred and fifty dollars.

Exchange of
lands with
city.
Description.

That the Secretary of War be, and he is hereby, authorized to grant to the city of Los Angeles, California, all the right, title, and interest of the United States in and to that portion of the submerged land around the military reservation of Deadmans Island, acquired under act of the Legislature of the State of California approved March ninth, eighteen hundred and ninety-seven, which lies west of the westerly pierhead line of Los Angeles Harbor between station fifteen, as established by the Secretary of War July twenty-ninth, nineteen hundred and eight, and station twelve, as established May thirty-first, nineteen hundred and eleven, containing an area of nine and seventy-five one-hundredths acres, more or less, in exchange for the grant by said city to the United States, for use for public purposes, of an approximately equal area of submerged land of said city in that portion of Los Angeles Harbor known as the outer harbor, having a frontage of nine hundred and fifty and fifty-three one-hundredths feet on West Channel, and lying adjacent to and southerly of the submerged lands in front of the San Pedro Military Reservation.

Monterey,
Cal.

Improving harbor at Monterey, California, in accordance with the report submitted in House Document Numbered Ten hundred and eighty-four, Sixty-first Congress, third session, and subject to the conditions set forth in said document, two hundred thousand dollars.

Oakland, Cal.

Improving harbor at Oakland, California: Continuing improvement, one hundred and thirty thousand dollars:

Provided, That if in the judgment of the Secretary of War the prices received in response to advertisement for bids for dredging are not reasonable, so much of the amount herein appropriated as shall be necessary may be expended for the purchase or construction of a suitable dredging plant.

Improving Petaluma Creek and Napa River, California: For maintenance, nine thousand dollars.

Petaluma
Creek and
Napa River,
Cal.

Improving Sacramento and Feather Rivers, California: Continuing improvement and for maintenance, including improvement above Sacramento to Red Bluff in accordance with the report submitted in House Document Numbered Seventy-six; Sixty-second Congress, first session, sixty-five thousand dollars.

Sacramento
and Feather
Rivers, Cal.

Improving San Joaquin River, California: For maintenance, including Stockton and Mormon Channels, forty thousand dollars.

San Joaquin
River, Cal.

Improving Stockton Harbor, San Joaquin River, California, by dredging McLeod Lake and Fremont Channel, with a view to securing a permanent channel depth of nine feet, in accordance with the report submitted in House Document Numbered Five hundred and eighty-one, Sixty-second Congress, second session, and subject to the conditions set forth in said document, eleven thousand dollars.

Stockton
Harbor, Cal.

Improving Tillamook Bay and Bar, Oregon: For maintenance, five thousand dollars.

Tillamook
Bay and Bar,
Oreg.

Improving Tillamook Bay and Bar, Oregon, in accordance with the report submitted in House Document Numbered Three hundred and forty-nine, Sixty-second Congress, second session, and subject to the conditions set forth in said document, one hundred thousand dollars.

Improving Nehalem Bar and entrance to Nehalem Bay, Oregon, in accordance with report submitted in House Document Numbered Six hundred and twenty-three, Sixty-second Congress, second session, and subject to conditions set forth in said document, one hundred thousand dollars.

Nehalem
Bar and Bay,
Oreg.

Improving Clatskanie River, Oregon: For maintenance, one thousand dollars.

Clatskanie
River, Oreg.

Improving Coos River, Oregon: For maintenance, three thousand dollars.

Coos River,
Oreg.

Improving Siuslaw River, Oregon: For maintenance, five thousand dollars.

Siuslaw
River, Oreg.

Improving Willamette and Yamhill Rivers, Oregon: For maintenance of Improvement of Yamhill River and of Willamette River above Oregon City, twenty thousand dollars; improving Willamette River from Portland to Oregon City in accordance with the report submitted in House Document Numbered Four hundred and thirty-eight, Sixty-second Congress, second session, twelve thousand dollars; in all, thirty-two thousand dollars.

Willamette
and Yamhill
Rivers, Oreg.

Columbia
and Willa-
mette Rivers
below Port-
land.

Improving Columbia and Lower Willamette Rivers below Portland: Continuing improvement in accordance with the report submitted in House Document Numbered Twelve hundred and seventy-eight, Sixty-first Congress, third session, one hundred and eighty thousand dollars.

Columbia
River, Oreg.
and Wash.
At the
mouth.

Improving mouth of Columbia River, Oregon and Washington: Continuing improvement and for maintenance, including repairs and operation of dredge, one million dollars.

Gauging.

For gauging waters of Columbia River and measuring tidal and river volumes, one thousand dollars.

Oregon
Slough, Oreg.

Improving Oregon Slough, Oregon, in accordance with the report submitted in House Document Numbered Seven hundred and twelve, Sixty-second Congress, second session, and subject to the conditions set forth in said document, fifty thousand dollars.

The Dalles
Rapids to Ce-
lilo Falls.

Improving Columbia River between the foot of The Dalles Rapids and the head of Celilo Falls, Oregon and Washington: Continuing improvement, seven hundred thousand dollars. And the Secretary of War shall submit a report whether any saving can be effected, and if so, how much, by a more rapid prosecution of this improvement.

Celilo Falls
to Snake
River.

Improving Columbia River and tributaries above Celilo Falls to the mouth of Snake River, Oregon and Washington: Continuing improvement, fifty thousand dollars.

Snake River,
Oreg., Wash.,
and Idaho.

Improving Snake River, Oregon, Washington, and Idaho: Continuing improvement and for maintenance up to Pittsburg Landing, Oregon, twenty-five thousand dollars.

Columbia
River, Wash.

Improving Columbia River between Bridgeport and Kettle Falls, Washington: Continuing improvement, twenty-five thousand dollars.

North Fork
of Lewis River,
Wash.

Improving Cowlitz and Lewis Rivers, Washington: For maintenance, including North Fork of Lewis River, five thousand five hundred dollars.

Cowlitz, etc.,
rivers, Wash.
and Oreg.

Improving Cowlitz, Lewis, and Clatskanie Rivers, Washington and Oregon: For the construction of a combined dredge and snag boat for use in connection with the improvement and maintenance of the Cowlitz, Lewis, and Clatskanie Rivers, in accordance with the report submitted in House Document Numbered Twenty-eight, Sixty-second Congress, first session, fifty-five thousand dollars.

Hoquiam
River, Wash.

Improving Hoquiam River, Washington: Completing improvement in accordance with the report submitted in House Document Numbered Two hundred and sixty-eight, Sixty-second Congress, second session, and subject to the conditions set forth in said document, twelve thousand dollars.

Skagit
River, Wash.

Improving Skagit River, Washington: For maintenance, fifteen thousand dollars.

Improving Puget Sound, Washington: Continuing improvement and for maintenance of Puget Sound and its tributary waters, including St. Ignace River in accordance with the report submitted in House Document Numbered Nineteen, Sixty-second Congress, first session, twenty-five thousand dollars.

Puget Sound,
etc., Wash.

Improving Apoon mouth of Yukon River, Alaska, in accordance with the report submitted in House Document Numbered Five hundred and fifty-six, Sixty-second Congress, second session, one hundred and thirty thousand dollars.

Yukon River,
Alaska.

Improving harbor at Hilo, Hawaii: Completing improvement by dredging in accordance with the report submitted in House Document Numbered Four hundred and seventeen, Sixty-second Congress, second session, seventy-six thousand dollars.

Hilo, Hawaii.

Improving Kahului Harbor, Hawaii: Completing improvement, one hundred thousand dollars: *Provided*, That the Secretary of War is authorized and directed to report to Congress as to the advisability of providing for the west breakwater referred to under project numbered two in House Document Numbered Five hundred and ninety-three, Sixty-first Congress, second session.

Kahului Har-
bor, Hawaii.
Provided.
Breakwater.

That the Secretary of the Treasury be, and is hereby, authorized and directed to pay, upon vouchers approved by the former chairman of the National Waterways Commission, from any moneys in the Treasury not otherwise appropriated, the sum of four thousand dollars, or so much thereof as may be necessary, for the expenses of the National Waterways Commission necessarily incurred for clerical and stenographic services in publishing hearings (Senate Document Numbered Two hundred and seventy-four) and completing the final report (Senate Document Numbered Four hundred and sixty-nine); and the books, maps, charts, and other material relating to waterways remaining in possession of the National Waterways Commission shall be turned over to the Engineer School, Washington Barracks, District of Columbia, under the direction of the Chairman of the Committee on Commerce of the Senate and the Chairman of the Committee on Rivers and Harbors of the House of Representatives; and all similar material relating to railroads shall be turned over to the Interstate Commerce Commission.

National
Waterways
Commission.
Payment of
expenses of re-
port, etc.

Disposal of
books, charts,
etc.

Appropriations made for the respective works herein named, or so much thereof as shall be necessary, may, in the discretion of the Secretary of War, be used for maintenance and for the repair and restoration of said works whenever from any cause they have become seriously impaired, as well as for the further improvement of said works.

Maintenance
of existing
works.

The Chief of Engineers, in his discretion, and after approval by the Secretary of War, is hereby authorized

Removal of
temporary ob-
structions.

to make preliminary examinations and minor surveys and to remove snags and other temporary or readily removable obstructions from tributaries of waterways already under Federal improvement or in general use by navigation, to be paid from the appropriations for the adjoining waterways: *Provided*, That the cost of such work in any single year shall not exceed five hundred dollars per tributary.

Proviso.
Limit.

Surveys, etc.,
paid for from
amount for
projects.

Surveys and examinations provided for in this section shall, unless otherwise expressed, be paid for from the appropriations made for the respective improvements or projects to which they pertain or in connection with which they are mentioned.

Work by
contract or
otherwise.

All works of improvement herein or hereafter authorized to be prosecuted or completed under contracts may, in the discretion of the Secretary of War, be carried on by contract or otherwise, as may be most economical or advantageous to the United States.

Allotment of
consolidated
works.

Where separate works or items are consolidated in this Act and an aggregate amount is appropriated therefor, the amounts herein appropriated shall, unless otherwise expressed, be expended in securing maintenance and improvement according to the respective projects herein or heretofore adopted by Congress, after giving due regard to the respective needs of traffic. The allotments to the respective works herein consolidated shall be made by the Secretary of War upon recommendations by the Chief of Engineers. In case such works or items are consolidated and separate amounts are given with each project, the amounts so named shall be expended upon such separate projects unless, in the discretion of the Secretary of War, another allotment or division should be made of the same. Any balances now remaining to the credit of the consolidated items in this Act shall be carried to the credit of the respective aggregate amounts appropriated for the consolidated items herein contained.

Balances
carried to au-
thorized works.

Classifica-
tion of freight
statistics.

In the collection of statistics relating to traffic, the Corps of Engineers is directed to adopt a uniform system of classification for freight, and upon rivers or inland waterways to collate ton-mileage statistics as far as practicable.

Examina-
tions, surveys,
etc.

Allotment
from unex-
pended bal-
ances.

Vol. 33, p.
1146.

Ante, p. 1121.

Vol. 34, p.
1110.

Ante, p. 1269.

Vol. 36, p.
667.

Ante, p. 1430.

Provisos.

Specific au-
thority re-
quired.

Supplemen-
tary reports
restricted.

SEC. 2. That for examinations, surveys, and contingencies for rivers and harbors, for which there may be no special appropriation, the sum of not to exceed three hundred thousand dollars shall be allotted from the unexpended balance of the amounts heretofore appropriated for emergencies in the river and harbor Acts approved March third, nineteen hundred and five, March second, nineteen hundred and seven, and June twenty-fifth, nineteen hundred and ten: *Provided*, That no preliminary examination, survey, project, or estimate for new works other than those designated in this or some prior Act or joint resolution shall be made: *Provided further*, That after the regular or formal reports made

as required by law on any examination, survey, project, or work under way or proposed are submitted no supplemental or additional report or estimate shall be made unless ordered by a concurrent resolution of Congress: *And provided further*, That the Government shall not be deemed to have entered upon any project for the improvement of any waterway or harbor mentioned in this Act until funds for the commencement of the proposed work shall have been actually appropriated by law.

Special authority to begin work required.

The Secretary of War is hereby authorized and directed to cause preliminary examinations and surveys to be made at the following-named localities, and a sufficient sum to pay the cost thereof may be allotted from the amount provided in this section:

Allotment of preliminary examinations.

Wills Strait between Orrs and Bailey Islands, Casco Bay, Maine.

Maine.

Harbor at Criehaven, Maine.

Wessaweskeag River, South Thomaston, Maine.

Beverly Harbor, Massachusetts, with a view to securing a channel depth of twenty-four feet and of widening the channel on the northern side by the removal of the ledge near the Essex Bridge.

Massachusetts.

Boston Harbor, Massachusetts, with a view to securing increased width and depth in the channel from President Roads to the sea; also with a view to providing deep-water connection with such suitable terminals as may be established by the directors of the port of Boston.

Gloucester Harbor, Massachusetts, with a view to removing certain ledges in Harbor Cove and securing a depth of fifteen feet.

Merrimac River, Massachusetts, with a view to securing increased depth from Lowell to the sea or in any part of this section of the river.

Harbor of refuge at or near Scituate, Massachusetts.

Harbor at Great Salt Pond, Block Island, Rhode Island.

Rhode Island.

Narragansett Pier, Rhode Island, with a view to the construction of a breakwater at or near the life-saving station.

Dutch Island Harbor, Rhode Island; with a view to the removal of rocks now obstructing the approach channel.

Bridgeport Harbor, Connecticut.

Connecticut.

Greenwich Harbor, Connecticut.

Milford Harbor, Connecticut.

New Haven Harbor, Connecticut.

New London Harbor, Connecticut, with a view to securing increased depth of channel and for report upon the question of cooperation on the part of the State of Connecticut in the improvement of said harbor and its approaches.

Norwalk Harbor, Connecticut.

Westport Harbor and Saugatuck River, Connecticut.

Wethersfield Cove, Connecticut River, Connecticut, with a view to securing a navigable channel from said River into said cove.

New York.

Buffalo Harbor, New York, with a view to increasing the width of the entrance of the inner harbor to four hundred feet by removing the Government south pier at the mouth of Buffalo River; also with a view to increasing the width of Black Rock Harbor and the entrances thereto.

Charlotte Harbor, New York, with a view to deepening and widening the channel, to an extension of the jetties, and to providing a turning basin.

Great Chazy River, New York, from the village of Champlain, New York, to the mouth thereof.

Salmon River, New York, at and below Fort Covington.

East Rockaway Inlet, Long Island, New York.

Glencove Creek, Long Island, New York.

Gravesend Bay, New York, with a view to the construction of a breakwater.

Channel between Great Peconic Bay and Little Peconic Bay, Long Island, New York.

Newtown Creek, New York.

Westchester Creek, New York.

New Jersey.

Alloway Creek, New Jersey, above Quinton.

Cedar Creek, Cumberland County, New Jersey, with a view to deepening and straightening the channel.

Matawan Creek, New Jersey.

Rahway River, New Jersey, including the construction of the necessary cut-offs, and with a view to the consideration of any proposition for cooperation on the part of local interests.

Salem River, New Jersey, with a view to the construction of a cut-off at the mouth.

Shoal Harbor and Compton Creek, New Jersey.

Shrewsbury River, New Jersey, including the north and south branches.

Pennsylvania.

Monongahela River, Pennsylvania, with a view to the reconstruction of Locks and Dams Numbered Four and Six.

Impounding Allegheny, Monongahela, and Ohio Rivers.

That a preliminary investigation be made to determine whether a system of impounding reservoirs at the headwaters of the Allegheny, Monongahela, and Ohio Rivers and their tributaries is needed and practicable to provide sufficient water during dry seasons to operate the present and proposed system of locks and dams in these rivers, and to what extent the Federal Government, on the basis of their benefit to navigation, is justified in cooperating with local communities which may be interested in the construction of such reservoirs primarily for the purpose of flood prevention, and the feasibility of operating such reservoirs for the double purpose of flood prevention and improving navigation; and that this investigation be

conducted by a board of three Engineer officers, to be designated by the Chief of Engineers, United States Army; and that the results of this investigation be reported to Congress, with such additions as may be made thereto by the said Chief of Engineers, not later than December seventh, nineteen hundred and twelve; and that for this purpose the sum of five thousand dollars, or so much thereof as may be needed, be, and the same is hereby, appropriated.

Board of
Engineer off-
cers.

Appropriation.

Indian River Inlet, Delaware.

Delaware.

Baltimore Harbor, Maryland, with a view to securing greater width in the channel of approach at York Spit, Chesapeake Bay.

Maryland.

Channel in Curtis Bay, and in Patapsco River, Baltimore Harbor, Maryland, with a view to securing a channel depth of thirty-four feet, or such increased depth over the completed project as may be deemed advisable.

Cabin Branch and Curtis Creek, Maryland, to connect with the main channel from the Patapsco River to the pier of the Baltimore and Ohio Railroad.

Chester River, Maryland, from Crumpton to Millington.

Fox Creek, Dorchester County, Maryland.

Herring Bay and Rockhole Creek, Fairhaven, Maryland.

North and south forks of Tred Avon River, Maryland.

Pocomoke River, Maryland.

Southeast River, Maryland.

Warwick River, Maryland.

Hunting Field Creek, Maryland.

Rock Hall Harbor, Maryland, with a view to extending navigation beyond its present head.

Breton Bay, Maryland.

Chesapeake Bay, Maryland, off Pooles Island, on the route between Baltimore and Philadelphia, between the southwest bar and the northeast bar.

Potomac River from Washington, District of Columbia, to Cumberland, Maryland.

Locklies Creek, Virginia.

Lynnhaven River, Virginia, with a view to securing increased depth.

Virginia.

Mill Creek, Middlesex County, Virginia.

Nansemond River, Virginia, for the purpose of ascertaining the cost of repairing and replacing the dikes at or near the western branch.

Channel from Tangier Island, Virginia, to the mainland.

Roanoke River, from Clarksville, Virginia, to the present head of steamboat navigation, below Weldon, North Carolina.

From deep water to Oyster, Virginia, to provide a channel one hundred feet wide and six feet deep, with a suitable anchorage for small boats.

Chesapeake Bay, with a view to providing a suitable channel at Tangier, Virginia.

Jackson Creek Bar, Virginia, with a view of cutting through same to provide a harbor at Deltaville.

Nassawadox Creek, Virginia, with a view to the removal of the bar at its mouth so as to connect with the bay and provide a suitable channel.

Chesapeake Bay, with a view to straightening the north side of the channel at the entrance of the harbor at Cape Charles City, Virginia, and to increasing the width of the channel two hundred feet.

Hampton Creek, Virginia, for purpose of making this river deeper and more suitable for anchorage and use of boats and vessels.

Savages Creek, Virginia, with a view to providing a suitable channel from Chesapeake Bay to Eastville.

Eastern Branch of Elizabeth River, Virginia, from Norfolk and Western Railway Bridge to Broad Creek.

North Caro-
lina.

Bennett River, North Carolina, up to Gatesville and above to the head of navigation.

Cape Channel, including the inner and outer approaches thereto, on the east side of Pamlico Sound, North Carolina.

Harbor at Morehead City, North Carolina, with a view to extending the present project westerly to the main channel of Bogue Sound, and to widening the channel in front of the wharves so as to provide a turning basin of adequate area.

Newbegun Creek, North Carolina.

New River, North Carolina, from Jacksonville as far up as practicable.

Shelter River, North Carolina.

Harbor at Silver Lake, Ocracoke Island, and entrance thereto from Pamlico Sound, North Carolina.

Inland waterway from Pamlico River through Goose Creek to Jones Bay, Pamlico County, North Carolina.

Lumber River, North Carolina and South Carolina, from its mouth to the turnpike bridge over said river in Hoke and Scotland Counties, North Carolina.

Northwest prong Bay River to public wharf at dam in town of Bayboro, North Carolina.

Meherrin River, North Carolina, from its mouth to the head of navigation.

Trent River from Newbern to Pollocksville, North Carolina, for a depth of ten feet.

Cape Fear River, below Wilmington, North Carolina, with a view to securing a depth of twenty feet to quarantine station.

South Caro-
lina.

Black River, South Carolina, up to Kingstree.

Congaree River, South Carolina.

Inland waterway between McClellanville and Winyah Bay, South Carolina, and inland waterway between Charleston and McClellanville by way of Alligator Creek and Sewee Bay.

Savannah River at North Augusta, South Carolina, with a view to determining what improvements are necessary in the interest of navigation.

Tugalo River, Georgia and South Carolina, from the mouth of Panther Creek to the head of Chandlers Shoals, with a view to its improvement by means of open-channel work.

Darien Harbor, Georgia, with a view to securing the best channel to the sea.

Georgia.

Fancy Bluff Creek, connecting Turtle River and Brunswick Harbor with Little Satilla River, Georgia.

Savannah River at Augusta, Georgia, with a view to determining what improvements are necessary in the interest of navigation by way of enlarging and extending the project authorized by the river and harbor Act approved June twenty-fifth, nineteen hundred and ten.

Terry Creek and Back River from the mouth to its junction with Mackeys River, tributary to Brunswick Harbor, Georgia.

Anclote River, Florida.

Florida.

Big Marco Pass and harbor at Marco, Florida.

Boca Ceiga Bay, Florida, with a view to securing a channel from the eight-foot contour near Point Pinelos and Maximo Point to the existing channel to Clearwater Harbor at a point near Gulfport for the purpose of shortening said channel to Clearwater Harbor.

Caloosahatchee River, Florida.

Harbor at Cedar Keys, Florida.

Deep Creek, Saint John County, Florida.

Fenholloway River, Florida.

Hillsboro River, Florida.

Holmes River, Florida.

Lake Worth Inlet, Florida.

Little Manatee River, Florida.

New River, Dade County, Florida, from the head of navigation to its outlet in the Atlantic Ocean, with a view to creating a deep-water harbor for seagoing vessels.

Sarasota Bay, Florida, including Little Sarasota Bay and Big Sarasota Pass.

Sixmile Creek, including channel at the mouth in Hillsboro Bay, Florida.

Steinhatchee River, Florida.

Suwanee River, Florida.

Channel from Pineland, on Pine Island, Lee County, Florida, running westerly to deep water at a point in Pine Island Sound, about one mile in length, such channel to be not less than five feet deep and of sufficient width.

Inland waterway connecting Haw Creek and Tomoka River, Florida.

Withlacoochee River, Florida, including channel from Port Inglis to the anchorage in the Gulf of Mexico, and between Stokes Ferry and Panasoffkee.

Yellow River, Florida.

Saint Johns River, Florida, from outlet of Lake Harney to Lake Washington, including removal of bars in Lakes Harney and Puzzle.

Charlotte Harbor, Florida, from the twenty-four-foot contour inside Boca Grande Pass to the sixteen-and-one-half-foot contour west of Punta Gorda Point, thence to the town of Punta Gorda, with a view to obtaining a channel twenty feet in depth with suitable width.

Florida and
Alabama.

Choctawhatchee River, Florida and Alabama, up to Geneva, Alabama.

Alabama.

Inland waterway from Pensacola Bay through Bay La Launch, to the western shore of Wolf's Bay, Florida and Alabama.

Wills Creek, Alabama.

Escambia and Conecuh Rivers, Alabama and Florida, from River Falls to the mouth in the Gulf of Mexico.

Waterway between Black Warrior River and Fivemile Creek, Alabama, by way of Valley River or other practicable route, through or near Bessemer and Birmingham.

Mississippi.

Waterway to connect Tennessee River with Tombigbee River, in the State of Mississippi, by way of Big Bear Creek or other practicable route, with a separate report on the improvement of Tombigbee River from Demopolis, Alabama, to Columbus, Mississippi, with a view to securing continuous navigation by means of locks and dams.

Old bed of Tchula Lake, Mississippi, from Marksville to the mouth of Abiacre Creek.

Horse Shoe Lake, which leaves Tchula Lake in Holmes County, Mississippi.

Yalobusha River, Mississippi, from its mouth to the town of Grenada.

Louisiana.

Pearl River from Bogalusa, Louisiana, to Columbia, Mississippi.

Choctaw Bayou, Tensas Parish, Louisiana.

Mouth of Bayou Saint John, Orleans Parish, Louisiana.

Lake Pontchartrain, Louisiana, with a view to the removal of the middle ground between the Rigolets and the north draw of the New Orleans and Northeastern Railroad bridge.

Vermilion River, Louisiana, and channel to connect Vermilion River with the inland waterway between Franklin and Mermentau at Schooner Bayou.

Texas.

Sabine River, Louisiana and Texas, up to Logansport, Louisiana.

Arroyo Colorado, Texas, up to Harlingen.

Harbor at Brazos Island, Texas.

Colorado River, Texas, with a view to its improvement by means of locks and dams, or otherwise, and to the taking over by the General Government of the artificial cut to Matagorda.

Navidad and Lavaca Rivers, Texas.

Nueces River, Texas.

Inland waterway on the coast of Texas from Corpus Christi to a suitable point on Baffins Bay.

Rio Grande River, from Velarde, New Mexico, to the sixth standard parallel south New Mexico meridian. New Mexico.

Petit Jean River, Arkansas. Arkansas.

Saint Francis River, Arkansas, from its mouth to Madison and the L'Anguille River from its junction with Saint Francis to Marianna, for the purpose of ascertaining the feasibility and cost of providing permanent navigation thereon.

Red River at or near Fulton, Arkansas, with a view to the prevention of a cut-off.

Black River, Arkansas, near Buttermilk Bank, with a view of protecting the bank in the interests of navigation.

Saint Francis River, Missouri. Missouri.

Licking River, Kentucky, for a distance of about ten miles above its mouth. Kentucky.

Tradewater River, Kentucky.

Tug and Levisa Forks of Big Sandy River, Kentucky and West Virginia. West Virginia.

New River, from Radford, Virginia, to Hinton, West Virginia.

Coal River, West Virginia, from the mouth to Boone.

Elk River, West Virginia, from the mouth to Clay.

Kanawha River, West Virginia, with a view to increasing the height of the locks and dams on said river so as to make a nine-foot stage to the Ohio River.

Little Kanawha River, West Virginia, from Creston to the head of practicable navigation.

Hughes River, West Virginia.

Ohio River at or near Elizabethtown, Illinois. Illinois.

Harbor at Spring Bay, on the Illinois River, between Copperas Creek and La Salle, Illinois, with a view of improving it by dredging to a suitable navigable depth.

Little Wabash River, Illinois.

Wabash River, at Maunie, Illinois.

Saline River, Illinois.

Michigan City Harbor, Indiana. Indiana.

Artificial waterway from Lake Erie at or near Toledo, Ohio, to the southerly end of Lake Michigan by way of Maumee River and the city of Fort Wayne, Indiana, or other practicable route. Ohio.

Ashtabula Harbor, Ohio, with a view to widening, deepening, and straightening the channel of Ashtabula River.

Fairport Harbor, Ohio, with a view to enlarging and improving the outer harbor area.

Huron Harbor, Ohio.

Lorain Harbor, Ohio, with a view to widening, deepening, and straightening the channel of Black River.

Mahoning River, Ohio, with a view to snagging that portion between Warren and Levittsburg and five miles farther toward its source.

Michigan.

Black River, Michigan.

Harbor at Elk Rapids, Michigan.

Charlevoix Harbor, Michigan, with a view to an increased depth between Lake Michigan and Pine Lake.

Survey, for the purpose of charting only, of Crooked Lake, Burt Lake, and Mullett Lake, and their connecting waters, constituting the so-called inland route extending easterly from the vicinity of Petoskey, Michigan.

Grays Reef Passage, off Waugoshance, in Lake Michigan, with a view to removing shoals and deepening passage.

Rapid River Harbor, Michigan, with a view to the removal of a bar at the entrance.

Wisconsin.

Menominee Harbor and River, Michigan and Wisconsin, with a view to securing increased depth and width of channel and to extending the improvement as far as practicable above the Ogden Street Bridge.

Sturgeon Bay and Lake Michigan Ship Canal, Wisconsin, with a view to providing a turning basin at or near the western end.

Fox River, Wisconsin, with a view to determining what repairs or extensions, if any, should be made to the levee at Portage, Wisconsin, in the interests of navigation, and to prevent injury to the Government works on Fox River, consideration being also given to the question of cooperation on the part of the State of Wisconsin and other local interests in the repair, extension, and maintenance of such levee.

Wolf River, Wisconsin.

Mouth of the Siskiwit River, Wisconsin, on Lake Superior.

Minnesota
and Wisconsin.

Brule Harbor, Wisconsin, with a view to its improvement for minor lake craft.

Harbor at Duluth, Minnesota, and Superior, Wisconsin, with a view to extending the twenty-foot channel up the Saint Louis River to Commonwealth Avenue, New Duluth, including a channel of the same depth on the south and east sides of Big Island.

Waterway from Lake Superior to the Mississippi River by way of Allouez Bay, at the easterly end of the Duluth-Superior Harbor, and the Amnicon, Moose, and Saint Croix Rivers, Minnesota and Wisconsin.

Saint Croix River, Minnesota and Wisconsin, from the mouth to Taylors Falls, with a view to the removal of logs and other obstructions, consideration being also given to the question of cooperation on the part of local interests in the construction of harbors, levees, and terminals at various points along said river.

Minnesota.

Reservoirs at headwaters of Mississippi River, with a view to the construction of locks in the dams heretofore built at Pokegama, Winnibigoshish, and Leech Lakes, in the State of Minnesota.

Baudette Harbor and River, Minnesota.

Mille Lacs Lake and Onamia Lake, Minnesota, with view to improving the navigability of the Mississippi River by constructing a dam across Rum River at or near Onamia and thereby creating a reservoir in said lakes.

Mississippi River at Dresbach and Dakota, Minnesota.

Red River of the North, from Wahpeton, North Dakota, and Breckenridge, Minnesota, to the international boundary line, with a view to its improvement by the construction of locks and dams or otherwise.

The Kansas River, from the mouth to the western limits of Kansas City, Kansas, with a view to removing all obstructions therefrom, dredging and widening the mouth and extending the improvement so as to fit the same for navigation, and to consider propositions for cooperation on the part of local authorities and interests.

Kansas.

Missouri River, from the mouth of the Kansas River to a point at or near the western limits of Kansas City, Kansas.

Vol. 37, p.
801.
Post, p. 1607.

Missouri River, at Saint Joseph, Missouri, with a view to preventing a diversion of the river through Lake Contrary and contiguous lakes.

San Francisco Bay, California, from the mouth of the Guadalupe River to a point four thousand one hundred and fifty feet northwest therefrom, with a view of securing a permanent channel three hundred feet wide with a depth of eighteen feet at low tide.

California.

Belvedere Harbor, California.

Corte Medera Channel, California.

Los Angeles and Long Beach Harbors, California, and their tributary waters, with a view to the improvement of said harbors and to their protection from the deposit of silt, consideration being given to the question of cooperation on the part of local interests.

Crescent City Harbor and vicinity, California, with a view to securing a suitable harbor.

Oakland Harbor, California.

Petaluma Creek, California, with a view to securing increased depth at the mouth in San Pablo Bay.

San Diego Harbor, California, including both the inner harbor and the bar entrance.

Redondo Harbor, California.

San Luis Obispo Harbor, California, with a view to the removal of rocks and other obstructions.

San Rafael Creek, California.

Stockton and Mormon Channels, California, including the diversion canal, with a view to determining what, if anything, may or should be done by the United States, either alone or in conjunction with the city of Stockton and the State of California, or with either of them, in order to increase the capacity of said diversion canal from its upper end in Mormon Channel to the mouth of Calaveras River in the San Joaquin River, so that said canal shall carry the entire flood flow of Mormon Channel

and thus prevent the deposit of material in the navigable portions of Stockton and Mormon Channels.

Oregon.

Coos Bay and bar entrance, Oregon, including consideration of any proposition for cooperation on the part of local interests.

Coquille River and bar entrance, Oregon, including consideration of any proposition for cooperation on the part of local interests.

Siuslaw River, Oregon, from Florence to Acme, including consideration of any proposition for cooperation on the part of local interests.

Willamette River, Oregon, with a view to providing a channel six feet deep between Oregon City and Corvallis and between Corvallis and Eugene by means of locks and dams, including consideration of any proposition for cooperation on the part of local interests.

Yaquina Bay and bar entrance, Oregon, including consideration of any proposition for cooperation on the part of local interests.

Port Orford Harbor, Oregon, including consideration of any proposition for cooperation on the part of local interests.

Port Orford Harbor, at Grave Yard Point, Oregon, with a view to improving the same for the establishment of a harbor of refuge.

Youngs Bay and River, Oregon.

Washington.

Anacortes Harbor, Washington, with a view to improving Cap Sante Waterway and constructing a waterway between Fidalgo Bay and Similk Bay.

Columbia River, Washington, between Vancouver and the mouth of the Willamette, with a view to improvement in cooperation with the port of Vancouver.

Columbia River at Cathlamet, Washington.

Columbia River, Washington, from and through Rickey and Grand Rapids to the international boundary line, with a view to open river navigation.

Seattle Harbor, Washington, with a view to the maintenance of the East and West Waterways and to deepening and straightening the lower Duwamish River.

Skagit River, Washington.

Skamokawa Creek, Washington.

Snomish River, Washington, to the head of navigation.

Swinomish Slough and Padilla Bay, Washington, with a view to improvement in cooperation with local interests.

Waterway connecting Similk Bay with Padilla Bay, Washington.

Padilla Bay, Skagit County, Washington, with a view of ascertaining the desirability of modifying or relocating the navigable channels in said bay.

Willapa Harbor and Willapa River, Washington, from Raymond to the sea, including consideration of any proposition for cooperation on the part of local interests.

Nasel, North, and other streams entering Willapa Harbor, Washington, with a view to snagging the same.

Channel connecting Admiralty Inlet with Crockett Lake, Washington.

Kootenai River, Idaho, between Bonners Ferry and the international boundary line.

Idaho.

Saint Marys and Saint Joe Rivers, Idaho.

Channels from Cataño Bay to San Juan Harbor, Porto Rico.

Porte Rico.

San Juan Harbor, Porto Rico, with a view to improvement in cooperation with the local government.

In all cases a preliminary examination of the river, harbor, or other proposed improvement mentioned shall first be made, and a report as to the advisability of its improvement shall be submitted, unless a survey or estimate is herein expressly directed. If upon such preliminary examination the proposed improvement is not deemed advisable, no further action shall be taken thereon without the further direction of Congress; but in case the report shall be favorable to such proposed improvement, or that a survey and estimate should be made to determine the advisability of improvement, the Secretary of War is hereby authorized, in his discretion, to cause surveys to be made, and the cost and advisability to be reported to Congress. And such reports containing plans and estimates shall also contain a statement as to the rate at which the work should be prosecuted: *Provided*, That every report submitted to Congress in pursuance of this section, in addition to full information regarding the present and prospective commercial importance of the project covered by the report and the benefit to commerce likely to result from any proposed plan of improvement, shall also contain such data as it may be practicable to secure in regard to the following subjects:

Report on advisability.

No further action if report unfavorable.

Survey, etc. if favorable.

Prosecution of work.

Proviso. Additional data required in reports.

(a) The existence and establishment of both private and public terminal and transfer facilities contiguous to the navigable water proposed to be improved, and, if water terminals have been constructed, the general location, description, and use made of the same, with an opinion as to their adequacy and efficiency whether private or public. If no public terminals have been constructed, or if they are inadequate in number, there shall be included in the report an opinion in general terms as to the necessity, number, and appropriate location of the same, and also the necessary relations of such proposed terminals to the development of commerce.

Terminal and transfer facilities. Adequacy, etc.

Necessity for, etc.

(b) The development and utilization of water power for industrial and commercial purposes.

Water power development.

(c) Such other subjects as may be properly connected with such project: *Provided*, That in the investigation and study of these questions consideration shall be given only to their bearing upon the improvement of naviga-

Other subjects. Provisos. Coordination with navigation essential.

tion, to the possibility and desirability of their being coordinated in a logical and proper manner with improvements for navigation to lessen the cost of such improvements and to compensate the Government for expenditures made in the interest of navigation, and to their relation to the development and regulation of commerce:

Extension to existing works, etc.

Provided further, That the investigation and study of these questions as provided herein may, upon review by the Board of Engineers for Rivers and Harbors when called for as now provided by law, be extended to any work of improvement now under way and to any locality, the examination and survey of which has heretofore been, or may hereafter be, authorized by Congress.

Printing reports during recess.

All reports on examinations and surveys which may be prepared during the recess of Congress shall, in the discretion of the Secretary of War, be printed by the Public Printer as documents of the following session of Congress.

Review of reports by Board of Engineers for Rivers and Harbors. Vol. 32, p. 872. *Ante*, p. 1008.

SEC. 3. That all reports on examinations and surveys authorized in any section of this Act shall be reviewed by the Board of Engineers for Rivers and Harbors as provided for in section three of the river and harbor Act approved June thirteenth, nineteen hundred and two, and all special reports ordered by Congress shall, in the discretion of the Chief of Engineers, be reviewed in like manner by said board; and the said board shall also, on request by resolution of the Committee on Commerce of the Senate or the Committee on Rivers and Harbors of the House of Representatives, submitted to the Chief of Engineers, examine and review the report of any examination or survey made pursuant to any Act or resolution of Congress, and report thereon through the Chief of Engineers, United States Army, who shall submit his conclusions thereon as in other cases: *Provided*, That in no case shall the board, in its report thus called for by committee resolution, extend the scope of the project contemplated in the original report upon which its examination and review has been requested, or in the provision of law authorizing the original examination or survey: *Provided further*, That the Chief of Engineers may, at his discretion, increase to not to exceed nine the number of Engineer officers constituting said board: *And provided further*, That a majority of said board shall be of rank not less than lieutenant colonel.

Examinations on request of Senate or House committees.

Provisos. Limit on scope of reports.

Board increased. Vol. 37, p. 801. *Post*, p. 1610.

Rank of majority.

Water terminals and transfer facilities.

Examination, etc., of, contiguous to harbor works, etc.

Data required.

SEC. 4. That the Secretary of War is authorized and directed to have made during the years nineteen hundred and twelve and nineteen hundred and thirteen through the Chief of Engineers, United States Army, so far as practicable, an investigation and examination of all water terminal and transfer facilities contiguous to any harbor, river, or other waters under improvement by the United States, and reports on the same shall be submitted to Congress in annual reports or otherwise. Such exami-

nation and report shall include among other things the following:

(a) The general location and description of water terminals and the extent and method of their use by water carriers and their general efficiency, and whether open to use by all water carriers on equal terms, and such information as may be accessible as to the terms and conditions of use; Location, conditions of use, etc.

(b) Whether physical connection exists between such water terminals and the railroad or railroads serving the same territory or municipality, and also whether there exists between any of the water carriers operating upon waters under improvement or heretofore improved and any railroad or railroads a mutual contract for interchange of traffic by prorating as to such long-distance traffic as may be desired to be carried partly by rail and partly by water to its destination; Conditions for interchange of traffic, etc..

(c) Whether improved and adequate highways have been constructed to each water terminal; Existence of highways.

(d) If no water terminals exist, there shall be included an opinion in general terms as to the necessity, number, and appropriate location of terminals upon such waters. Necessity, etc., for, if none exist.

SEC. 5. That the Secretary of War is authorized and directed to have prepared and transmitted to Congress at the earliest practicable date a compilation of preliminary examinations, surveys, and appropriations for works of river and harbor improvement similar in general form and subject matter to that which was prepared in accordance with the Act of June thirteenth, nineteen hundred and two, and printed in House Document Numbered Four hundred and twenty-one, Fifty-seventh Congress, second session: *Provided*, That the report to be prepared in accordance with this provision shall be an extension of the report printed in the document above mentioned and shall cover the period between July first, nineteen hundred and two, and June thirtieth, nineteen hundred and twelve: *Provided further*, That such changes may be made in the form of the report as may be deemed desirable by the Chief of Engineers. Compilation of river and harbor surveys, appropriations, etc., directed. Vol. 37, p. 801. Post, p. 1810.

SEC. 6. That there shall be printed three thousand copies of the laws of the United States relating to the improvement of rivers and harbors passed between March fourth, nineteen hundred and seven, until and including the laws of the second session of the Sixty-second Congress, of which six hundred copies shall be for the use of the Senate, one thousand four hundred copies for the use of the House, and one thousand copies for the use of the War Department. Said compilation shall be printed under the direction of the Secretary of War. Vol. 32, p. 375. Ante, p. 1010.

There shall also be printed one thousand five hundred copies of the index to the Report of the Chief of Engineers, United States Army, from eighteen hundred and Provisos. To include 1902 to 1912 Changes. Compilation of river and harbor laws 1907-1912, to be printed. Distribution. Index to Engineer Reports 1866 to 1912, to be printed.

sixty-six to nineteen hundred and twelve, inclusive, to include the reprinting of House Document Numbered Four hundred and thirty-nine, Fifty-seventh Congress, second session, covering the period from eighteen hundred and sixty-six to nineteen hundred, inclusive, authorized by section thirteen of the Act of June thirteenth, nineteen hundred and two; the additional information covering nineteen hundred and one to nineteen hundred and twelve, inclusive, to be furnished by the Secretary of War.

Vol. 32, p.
875.
Ante, p. 1010.

Channel
depths and
widths con-
structed.

SEC. 7. Unless otherwise expressed, the channel depths referred to in this Act shall be understood to signify the depth at mean low water in tidal waters, and the mean depth during the month of lowest water in the navigation season in rivers and non-tidal channels; and the channel widths specified shall be understood to admit of such increase in width at the entrances, bends, sidings, and turning places as may be necessary to allow of the free movement of boats.

Combining
contracts.

Use of in-
sufficient ap-
propriations.

SEC. 8. Whenever the appropriations made by Congress for river and harbor works can be more advantageously expended by combining in one contract two or more works, such combinations shall be made. And whenever the appropriations made, or authorized to be made, for the completion of any river and harbor work shall prove insufficient therefor, the Secretary of War may, in his discretion, on the recommendation of the Chief of Engineers, apply the funds so appropriated or authorized to the prosecution of such work.

Hire of
transportation
by officers.

SEC. 9. In their execution and inspection of river and harbor improvement work, at points beyond easy reach of ordinary regular transportation lines, Engineer officers are authorized to hire and use such transportation as they may consider desirable and advantageous to the progress of work.

Additional
office force for
emergencies.

Vol. 37, p.
765.
Post, p. 1574.

SEC. 10. The Chief of Engineers is authorized in case of emergencies during the preparation for and the consideration of river and harbor estimates and bills to employ such additional office force as he may find necessary for that purpose, to be paid from the appropriation for examinations, surveys, and contingencies of rivers and harbors.

Engineer
School, D. C.
Appropriation for build-
ing for river
and harbor in-
struction.

SEC. 11. For the construction at the Engineer School of a building with library accommodations and other facilities for the instruction of officers of the Corps of Engineers in duties pertaining to the improvement of rivers and harbors, one hundred thousand dollars.

Dams.
To provide
for develop-
ment of water
power.

SEC. 12. In order to make possible the economical future development of water power the Secretary of War, upon recommendation of the Chief of Engineers, is hereby authorized, in his discretion, to provide in the permanent parts of any dam authorized at any time by Congress for the improvement of navigation such founda-

sluices, and other works, as may be considered desirable for the future development of its water power.

SEC. 13. The printing of matter relating to river and harbor works, including all reports, compilations, regulations, and so forth, whose preparation is allowable under War Department regulations, may, upon recommendation of the Chief of Engineers and approval by the Secretary of War, be paid for from river and harbor appropriations.

Reports, etc.
Payment for printing.

Approved, July 25, 1912. - p. 1521

CHAP. 350.—An Act Making appropriations for the legislative, executive, and judicial expenses of the Government for the fiscal year ending June thirtieth, nineteen hundred and thirteen, and for other purposes.

Aug. 23, 1912.
Vol. 37, pp.
360, 387.

[H. R. 26371.]
[Public No.
299.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums be, and the same are hereby, appropriated, out of any money in the Treasury not otherwise appropriated, in full compensation for the service of the fiscal year ending June thirtieth, nineteen hundred and thirteen, for the objects hereinafter expressed, namely:

Legislative, executive, and judicial appropriations.

* * * * *
OFFICE OF THE CHIEF OF ENGINEERS: * * *

And the services of skilled draftsmen, civil engineers, and such other services as the Secretary of War may deem necessary, may be employed only in the office of the Chief of Engineers, to carry into effect the various appropriations for rivers and harbors, fortifications, and surveys, to be paid from such appropriations: *Provided*, That the expenditures on this account for the fiscal year nineteen hundred and thirteen shall not exceed \$42,000; and that the Secretary of War shall each year, in the annual estimates, report to Congress the number of persons so employed, their duties, and the amount paid to each.

Skilled draftsmen, etc.

Proviso.
Limit, etc.

* * * * *
Approved, August 23, 1912.

CHAP. 355.—An Act Making appropriations for sundry civil expenses of the Government for the fiscal year ending June thirtieth, nineteen hundred and thirteen, and for other purposes.

Aug. 24, 1912.
Vol. 37, pp.
417, 442, 445,
487.]

[H. R. 25069.]
[Public No.
302.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums be, and the same are hereby, appropriated, for the objects hereinafter expressed, for the fiscal year ending June thirtieth, nineteen hundred and thirteen, namely:

Sundry civil expenses appropriations.
Engineer Department.

* * * * *

UNDER ENGINEER DEPARTMENT.

Battleship "Maine." Wreck of battleship Maine: Authority is hereby granted to the Secretary of War to authorize the payment, out of appropriations heretofore made for the removal of the wreck of the battleship Maine from the harbor of Habana, to the officer of the Corps of Engineers, United States Army, assigned to station and duty in Habana, Cuba, in connection with the removal of the said wreck, of an allowance not to exceed \$5 per diem during the period that he has been and may be stationed in Habana in connection with the said duty.

* * * * *

Rivers and harbors, contract work. **RIVERS AND HARBORS, CONTRACT WORK:** Toward the construction of works on harbors and rivers, under contract and otherwise, and within the limits authorized by law, namely:

Construction. For works authorized by the river and harbor Act of 1907.

Vol. 34, p. 1078. *Ante*, p. 1220. **nineteen hundred and seven, as follows:**

Boston, Mass. Improving harbor at Boston, Massachusetts: For continuing improvement of thirty-five foot channel, \$25,000.

Cleveland, Ohio. Improving harbor at Cleveland, Ohio: For continuing improvement in accordance with plan for new harbor entrance and breakwater extension, \$200,000.

Passaic River, N. J. Improving Passaic River, New Jersey: For continuing improvement of channel in Newark Bay and Passaic River, \$33,000.

Saint Marys River, Mich. New lock. Improving Saint Marys River, Michigan: For continuing improvement at the falls by the construction of a new lock, with a separate canal, \$1,500,000.

Vol. 36, p. 630. For works authorized by the river and harbor Act of 1911.

Black Warrior, Warrior, and Tombigbee Rivers. Improving Black Warrior, Warrior, and Tombigbee Rivers, Alabama: For continuing improvement by the construction of locks and dams in completion of contract authorization, \$250,000.

Delaware River. Improving Delaware River, Pennsylvania and New Jersey: For continuing improvement by excavating a channel twelve feet deep from Allegheny Avenue, Philadelphia, Pennsylvania, to Trenton, New Jersey, \$70,000.

Fairport, Ohio. Improving harbor at Fairport, Ohio: For completing improvement, \$45,000.

Ohio River. Specified locks and dams. Improving Ohio River below Pittsburgh, Pennsylvania: For continuing improvement by the construction of Locks and Dams Numbered Seven, Nine, Ten, Twelve, Nineteen, Twenty, Twenty-nine, Forty-one, and Forty-eight, \$1,141,000.

Providence River and Harbor, R. I. Improving Providence River and Harbor, Rhode Island: For continuing improvement between Kettle Point and Gaspee Point and on the western side of the harbor at and above Fields Point, \$104,000.

Puget Sound-Lake Washington Waterway. Puget Sound-Lake Washington Waterway: For continuing improvement by the construction of a double lock, with the necessary accessory works, \$500,000.

- Improving Saginaw River, Michigan: For continuing improvement, \$100,000. Saginaw River, Mich.
- Improving channel north of Shooters Island, between New York and New Jersey: For continuing improvement, \$30,000. Arthur Kill, channel north of Shooters Island.
- Improving Siuslaw River, Oregon: For continuing improvement by jetty construction at the mouth, \$35,000. Siuslaw River, Ore.
- For works authorized by the river and harbor act of nineteen hundred and eleven, as follows: Vol. 36, p. 933. Ante, p. 1460.
- Improving Aransas Pass and Bay, Texas: For continuing construction of a deep-water harbor or port within the entrance to Aransas Pass at Harbor Island, in completion of contract authorization, \$250,000. Aransas Pass and Bay, Tex.
- Improving Harbor at Ashtabula, Ohio: For continuing improvement, \$200,000. Ashtabula, Ohio.
- Improving Harbor at Bellingham, Washington: For continuing improvement of Whatcom Creek Waterway, in completion of contract authorization, \$52,250. Bellingham, Wash.
- Improving Black Warrior, Warrior, and Tombigbee Rivers, Alabama: For continuing improvement by the construction of locks and dams, \$215,000. Black Warrior, etc., rivers, Ala.
- Improving Harbor at Chicago, Illinois: For continuing improvement in completion of contract authorization, \$240,000. Chicago, Ill.
- Improving Chicago River, Illinois: For continuing improvement, \$28,000. Chicago River, Ill.
- Improving Columbia and Lower Willamette Rivers, below Portland, Oregon: For continuing improvement, \$200,000. Columbia and Willamette Rivers, Ore.
- Improving Harbor at Conneaut, Ohio: For continuing improvement, \$100,000. Conneaut, Ohio.
- Improving Connecticut River, Connecticut: For continuing improvement below Hartford, \$40,000. Connecticut River, Conn.
- Improving Delaware River, Pennsylvania and New Jersey: For continuing improvement of thirty-five foot channel from Allegheny Avenue, Philadelphia, Pennsylvania, to the sea, \$450,000. Delaware River. Philadelphia to the sea.
- Harbor of Refuge, Duck Island Harbor, Connecticut: For continuing improvement, \$50,000. Duck Island, Conn.
- Improving Grays Harbor, Washington: For continuing improvement of Grays Harbor and Bar Entrance by extension of north jetty in completion of contract authorization, \$655,000. Grays Harbor, Wash.
- Improving Hillsboro Bay, Florida: For continuing improvement, \$200,000. Hillsboro Bay, Fla.
- Improving harbor at Hilo, Hawaii: For continuing improvement, \$100,000. Hilo, Hawaii.
- Improving Humboldt Harbor and Bay, California: For continuing improvement, \$250,000. Humboldt Harbor and Bay, Cal.
- Improving Kentucky River, Kentucky: For continuing improvement by the construction of Locks and Dams Numbered Thirteen and Fourteen, \$168,000. Kentucky River, Ky.
- Improving Mackinac Harbor, Michigan: For continuing improvement, \$35,000. Mackinac, Mich.

- Missouri River. Kansas City to the mouth. Improving Missouri River: For continuing improvement with a view to securing a permanent six-foot channel between Kansas City, Missouri, and the mouth, in completion of contract authorization, \$600,000.
- Bar Harbor, Me. Breakwater. Breakwater from Mount Desert to Porcupine Island, Maine: For continuing construction of breakwater at Bar Harbor, \$75,000.
- New Bedford and Fairhaven, Mass. Improving harbors at New Bedford and Fairhaven, Massachusetts: For continuing improvement in completion of contract authorization, \$127,000.
- Norfolk, Va. Improving harbor at Norfolk, Virginia: For continuing improvement, including approaches thereto and channels to Newport News and up the Southern Branch of Elizabeth River, \$425,000.
- Ouachita River, Ark. and La. Improving Ouachita River, Arkansas and Louisiana: For continuing improvement by the construction of Locks and Dams Numbered Two, Four, Six, and Eight, \$50,000.
- Point Judith, R. I. Harbor of refuge at Point Judith, Rhode Island: For continuing improvement, \$160,000.
- Sabine-Neches Canal, Tex. Improving Sabine-Neches Canal, Texas: For continuing improvement of sections "a" and "c" from Port Arthur Canal to mouth of Neches River and from mouth of Neches River to Beaumont, \$35,000.
- Saint Johns River, Fla. Improving Saint Johns River, Florida: For continuing improvement from Jacksonville to the ocean, \$350,000.
- San Pablo Bay, Cal. Improving San Pablo Bay, California: For continuing improvement of channel through Pinole Shoal, \$122,000.
- Snohomish River, Wash. Improving Snohomish River, Washington: For continuing improvement, \$75,000.
- South Haven, Mich. Improving South Haven Harbor, Michigan: For continuing improvement, \$40,000.
- Willapa River and Harbor, Wash. Improving Willapa River and Harbor, Washington: For continuing improvement, \$75,000.
- Winyah Bay, S. C. Improving Winyah Bay, South Carolina: For continuing improvement, in completion of contract authorization, \$100,000.

* * * * *

Survey of northern and northwestern lakes.

SURVEY OF NORTHERN AND NORTHWESTERN LAKES: For survey of northern and northwestern lakes, including all necessary expenses for preparing, correcting, extending, printing, and issuing charts and bulletins, and of investigating lake levels, with a view to their regulation, \$125,000: *Provided*, That the survey of said northern and northwestern lakes be extended so as to include the lakes and other natural navigable waters embraced in the navigation system of the "New York canals."

Proviso.
New York canal system included.

California Débris Commission.

Vol. 27, p. 507.

Ante, p. 659.

CALIFORNIA DÉBRIS COMMISSION: For defraying the expenses of the commission in carrying on the work authorized by the Act of Congress approved March first, eighteen hundred and ninety-three, \$15,000.

HARBOR OF NEW YORK: For prevention of obstructive and injurious deposits within the harbor and adjacent waters of New York City:

New York Harbor. Preventing deposits, etc.

For pay of inspectors, deputy inspectors, office force, and expenses of office, \$10,260;

Inspectors, etc.

For pay of crews and maintenance of patrol fleet, six steam tugs, and one launch, \$75,000;

Crews, etc.

In all, \$85,260.

International Waterways Commission: For continuing until December thirty-first, nineteen hundred and twelve, the work of investigation and report by the International Waterways Commission, authorized by section four of the river and harbor Act approved June thirteenth, nineteen hundred and two, \$10,000: *Provided*, That report as to the progress of the work be made by the American Commissioners to Congress at the beginning of the next session.

International Waterways Commission. Continued until December 31, 1912. Vol. 32, p. 378. Ante, p. 1007. Proviso. Report at next session.

* * * * *

SEC. 6. Hereafter there shall be submitted, in the annual Book of Estimates, following every estimate for a general or lump sum appropriation which exceeds \$250,000 in amount, a statement showing in parallel columns:

Estimates for lump sum appropriations. Statements required. Vol. 37, p. 301.

First, the number of persons, if any, intended to be employed and the rates of compensation to each, and the amounts contemplated to be expended for each of any other objects or classes of expenditures specified or contemplated in the estimate; and

Post, p. 1610. Statement of expenditures contemplated.

Second, the number of persons, if any, employed and the rates of compensation paid each, and the amounts expended for each other object or class of expenditures out of the appropriation corresponding to the estimate so submitted, during the completed fiscal year next preceding the period for which the estimate is submitted.

Expenditures of preceding year.

SEC. 7. No specific or indefinite appropriation made hereafter in any regular annual appropriation Act shall be construed to be permanent or available continuously without reference to a fiscal year unless it belongs to one of the following five classes: "Rivers and harbors," "lighthouses," "fortifications," "public buildings," and "pay of the Navy and Marine Corps," last specifically named in and excepted from the operation of the provisions of the so-called "covering-in Act" approved June twentieth, eighteen hundred and seventy-four, or unless it is made in terms expressly providing that it shall continue available beyond the fiscal year for which the appropriation Act in which it is contained makes provision.

Regular appropriations restricted to fiscal year.

Exceptions. Vol. 18, p. 110. Ante, p. 225.

Special provisions excepted.

* * * * *

SEC. 11. That all sums appropriated by this Act for salaries of officers and employees of the Government shall be in full for such salaries for the fiscal year nineteen hundred and thirteen, and all laws or parts of laws in conflict with the provisions of this Act are repealed.

Sums for salaries to be in full.

Approved, August 24, 1912.

Aug. 26, 1912.
Vol. 37, pp.
595, 603, 619,
626.

CHAP. 408.—An Act Making appropriations to supply deficiencies in appropriations for the fiscal year nineteen hundred and twelve and for prior years, and for other purposes.

[H. R. 25970.]
[Public, No.
340.]

Deficiencies
appropriations.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, to supply deficiencies in appropriations for the fiscal year nineteen hundred and twelve and for prior years, and for other purposes, namely:

* * * * *

Rivers and
harbors.

RIVER AND HARBOR WORK.

Paying
claims for
collisions, etc.
Vol. 36, p.
676.
Ante, p. 1442.

To pay claims adjusted and settled under section four of the river and harbor appropriation Act, approved June twenty-fifth, nineteen hundred and ten, and certified to Congress in House Documents Numbered Three hundred and thirteen, Six hundred and sixty-four, Seven hundred and thirteen, and Eight hundred and twenty-three, at the present session, and Thirteen hundred and eighty-six, Sixty-first Congress, third session, \$1,509.05.

* * * * *

For improving harbor at Ahnapee, Wisconsin, \$177.21.
For removing obstructions in Mississippi River, \$4.67

* * * * *

Chicago, Ill.
Modification
of harbor lines
permitted.

SEC. 5. The Secretary of War is hereby authorized, in his discretion, to modify and extend harbor lines in front of the City of Chicago in such manner as to permit park extension work which may be desired by the municipal authorities, including the changing and widening of the southern entrance to the Chicago Harbor.

* * * * *

Lump sum
appropriations.
Restriction
on salaries
paid from.
Vol. 37, p.
790.
Post, p. 1575.

SEC. 7. No part of any money contained herein or hereafter appropriated in lump sum shall be available for the payment of personal services at a rate of compensation in excess of that paid for the same or similar services during the fiscal year nineteen hundred and twelve; nor shall any person employed at a specific salary be hereafter transferred and hereafter paid from a lump-sum appropriation a rate of compensation greater than such specific salary, and the heads of departments shall cause this provision to be enforced.

Approved, August 26, 1912.

Feb. 3, 1913.
Vol. 37, p.
656.

CHAP. 25.—An Act To amend section eight hundred and ninety-five of the Code of Law for the District of Columbia.

[S. 1072.]
[Public, No.
358.]
District of
Columbia
Code.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section eight hundred and ninety-five of the Code of Law for the District of Columbia, making har-

bor regulations, is hereby amended by adding thereto the following:

Vol. 32, p. 535, amended. Ante, p. 743. Harbor regulations. Depositing stone, etc., above high-water mark unlawful.

“SEC. 895a. That it shall be unlawful for any owner or occupant of any wharf or dock, any master or captain of any vessel, or any person or persons to cast, throw, drop, or deposit any stone, gravel, sand, ballast, dirt, oyster shells, or ashes in the water in any part of the Potomac River or its tributaries in the District of Columbia, or on the shores of said river below high-water mark, unless for the purpose of making a wharf, after permission has been obtained from the Commissioners of the District of Columbia for that purpose, which wharf shall be sufficiently inclosed and secured so as to prevent injury to navigation.

Throwing offal, etc., in waters unlawful.

“That it shall be unlawful for any owner or occupant of any wharf or dock, any captain or master of any vessel, or any other person or persons to cast, throw, deposit, or drop in any dock or in the waters of the Potomac River or its tributaries in the District of Columbia any dead fish, fish offal, dead animals of any kind, condemned oysters in the shell, watermelons, cantaloupes, vegetables, fruits, shavings, hay, straw, or filth of any kind whatsoever.

River improvements not restricted.

“That nothing in this Act contained shall be construed to interfere with the work of improvement in or along the said river and harbor under the supervision of the United States Government.

Punishment for violations.

“That any person or persons violating any of the provisions of this section shall be deemed guilty of a misdemeanor, and on conviction shall be punished by a fine not exceeding one hundred dollars, or by imprisonment not exceeding six months, or both, in the discretion of the court.”

Approved, February 3, 1913.

CHAP. 86.—An Act Making appropriations for the Diplomatic and Consular Service for the fiscal year ending June thirtieth, nineteen hundred and fourteen.

Feb. 28, 1913. Vol. 37, pp. 688, 695.

[H. R. 29607.] [Public, No. 394.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums be, and they are hereby, severally appropriated, in full compensation for the Diplomatic and Consular Service for the fiscal year ending June thirtieth, nineteen hundred and fourteen, out of any money in the Treasury not otherwise appropriated, for the objects hereinafter expressed, namely:

Diplomatic and consular appropriations.

* * * * *

WATERWAYS TREATY, UNITED STATES AND GREAT BRITAIN:
INTERNATIONAL JOINT COMMISSION, UNITED STATES AND
GREAT BRITAIN.

Canadian
Boundary
Waters Com-
mission.
Salaries and
expenses.

Vol. 36, p.
2448.

Preparation
of cases, etc.

Use of bal-
ances.
Public Laws,
2d sess., p.
478.

For salaries and expenses, including salaries of commissioners and salaries of clerks and other employees appointed by the commissioners on the part of the United States with the approval solely of the Secretary of State, including rental of offices at Washington, District of Columbia, expense of printing, and necessary traveling and other expenses, and for the one-half of all reasonable and necessary joint expenses of the International Joint Commission incurred under the terms of the treaty between the United States and Great Britain concerning the use of boundary waters between the United States and Canada, and other purposes, signed January eleventh, nineteen hundred and nine; as well as for the payment of necessary expenses incurred and compensation for services rendered under the direction of the Secretary of State in the examination and preparation of cases involving the use, distribution, or diversion of waters and other questions or matters of difference covered by the treaty of January eleventh, nineteen hundred and nine, between the United States and Great Britain, and in representing this Government and the American interests involved in the presentation of such cases before the International Joint Commission constituted under that treaty, the unexpended balance of the appropriation made for this object for the fiscal year nineteen hundred and thirteen is hereby reappropriated and made available for this purpose, to be disbursed under the direction of the Secretary of State.

Approved, February 28, 1913.

Mar. 8, 1913.
Vol. 37, p.
726.

[H. R. 18787.]
[Public, No.
408.]

CHAP. 106.—An Act Relating to the limitation of the hours of daily service of laborers and mechanics employed upon a public work of the United States and of the District of Columbia, and of all persons employed in constructing, maintaining, or improving a river or harbor of the United States and of the District of Columbia.

Eight-hour
workday.
Vol. 27, p.
340, amended.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress Assembled, That sections one, two, and three of an Act entitled "An Act relating to the limitation of the hours of daily service of laborers and mechanics employed upon the public works of the United States and of the District of Columbia" be amended to read as follows:

Daily service
of labor.
Limited to
eight hours
for laborers
and mechanics
on public
work.

SECTION 1. That the service and employment of all laborers and mechanics who are now, or may hereafter, be employed by the Government of the United States or the District of Columbia, or by any contractor or subcontractor, upon a public work of the United States or of

the District of Columbia, and of all persons who are now, or may hereafter be, employed by the Government of the United States or the District of Columbia, or any contractor or subcontractor, to perform services similar to those of laborers and mechanics in connection with dredging or rock excavation in any river or harbor of the United States or of the District of Columbia, is hereby limited and restricted to eight hours in any one calendar day; and it shall be unlawful for any officer of the United States Government or of the District of Columbia, or any such contractor or subcontractor whose duty it shall be to employ, direct, or control the services of such laborers or mechanics or of such persons employed to perform services similar to those of laborers and mechanics in connection with dredging or rock excavation in any river or harbor of the United States or of the District of Columbia, to require or permit any such laborer or mechanic or any such person employed to perform services similar to those of laborers and mechanics in connection with dredging or rock excavation in any river or harbor of the United States or of the District of Columbia, to work more than eight hours in any calendar day, except in case of extraordinary emergency: *Provided*, That nothing in this Act shall apply or be construed to apply to persons employed in connection with dredging or rock excavation in any river or harbor of the United States or of the District of Columbia while not directly operating dredging or rock excavating machinery or tools, nor to persons engaged in construction or repair of levees or revetments necessary for protection against floods or overflows on the navigable rivers of the United States.

Extended to river and harbor dredging, etc.

Permitting longer hours unlawful.

proviso.
Not applicable to persons not using dredging tools, etc.

Levee flood protection, etc., excepted.

" VIOLATION OF ACT BY OFFICER OR CONTRACTOR PUNISHABLE.

" SEC. 2. That any officer or agent of the Government of the United States or of the District of Columbia, or any contractor or subcontractor whose duty it shall be to employ, direct, or control any laborer or mechanic employed upon a public work of the United States or of the District of Columbia, or any person employed to perform services similar to those of laborers and mechanics in connection with dredging or rock excavation in any river or harbor of the United States or of the District of Columbia, who shall intentionally violate any provision of this Act, shall be deemed guilty of a misdemeanor, and for each and every such offense, shall upon conviction, be punished by a fine not to exceed one thousand dollars, or by imprisonment for not more than six months, or by both such fine and imprisonment, in the discretion of the court having jurisdiction thereof.

Penalty for violations.

“ EXISTING CONTRACTS NOT AFFECTED BY ACT.

Existing contracts not affected.

“ SEC. 3. That the provisions of this Act shall not be so construed as to in any manner apply to or affect contractors or subcontractors, or to limit the hours of daily service of laborers or mechanics engaged upon a public work of the United States or of the District of Columbia, or persons employed to perform services similar to those of laborers and mechanics in connection with dredging or rock excavation in any river or harbor of the United States or of the District of Columbia, for which contracts have been entered into prior to the passing of this Act or may be entered into under the provisions of appropriation Acts approved prior to the passage of this Act.”

In effect March 1, 1913.

SEC. 4. That this Act shall become effective and be in force on and after March first, nineteen hundred and thirteen.

Approved, March 3, 1913.

Mar. 4, 1913. Vol. 37, pp. 789, 785, 790.

CHAP. 142.—An Act Making appropriations for the legislative, executive, and judicial expenses of the Government for the fiscal year ending June thirtieth, nineteen hundred and fourteen, and for other purposes.

[H. R. 26680.] [Public, No. 427.]

Legislative, executive, and judicial appropriations.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums be, and the same are hereby, appropriated, out of any money in the Treasury not otherwise appropriated, in full compensation for the service of the fiscal year ending June thirtieth, nineteen hundred and fourteen, for the objects hereinafter expressed, namely:

* * * * *

OFFICE OF THE CHIEF OF ENGINEERS: * * *

Skilled draftsmen, etc.

The services of skilled draftsmen, civil engineers, and such other services as the Secretary of War may deem necessary, may be employed only in the office of the Chief of Engineers, to carry into effect the various appropriations for rivers and harbors, fortifications, and surveys, and preparation for and the consideration of river and harbor estimates and bills, to be paid from such appropriations: *Provided*, That the expenditures on this account for the fiscal year nineteen hundred and fourteen shall not exceed \$42,000; the Secretary of War shall each year, in the annual estimates, report to Congress the number of persons so employed, their duties, and the amount paid to each.

Proviso. Limit, etc.

Emergency clerks repealed. Public Laws, 2d sess., p. 232. Ante, p. 1564.

Section ten of the river and harbor appropriation Act approved July twenty-fifth, nineteen hundred and twelve, is repealed.

* * * * *

SEC. 4. That section seven of the general deficiency appropriation Act approved August twenty-sixth, nineteen hundred and twelve, is amended to read as follows:

Personal services.
Public laws, 2d sess., p. 626, amended. Ante, p. 1570. Lump sum appropriations. Restriction on salaries paid from.

"SEC. 7. That no part of any money contained herein or hereafter appropriated in lump sum shall be available for the payment of personal services at a rate of compensation in excess of that paid for the same or similar services during the preceding fiscal year; nor shall any person employed at a specific salary be hereafter transferred and hereafter paid from a lump-sum appropriation a rate of compensation greater than such specific salary, and the heads of departments shall cause this provision to be enforced: *Provided*, That this section shall not apply to mechanics, artisans, their helpers and assistants, laborers, or any other employees whose duties are of similar character and required in carrying on the various manufacturing or constructing operations of the Government."

Proviso. Not applicable to mechanics, etc., on public works.

SEC. 5. That all laws or parts of laws inconsistent with this Act are repealed.

Inconsistent laws repealed.

Approved, March 4, 1913.

Handwritten: Paid \$1609, 2d sess 1913

CHAP. 144.—An Act Making appropriations for the construction, repair, and preservation of certain public works on rivers and harbors, and for other purposes.

Mar. 4, 1913. Vol. 37, p. 801.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums of money be, and are hereby, appropriated, to be paid out of any money in the Treasury not otherwise appropriated, to be immediately available, and to be expended under the direction of the Secretary of War and the supervision of the Chief of Engineers, for the construction, completion, repair, and preservation of the public works hereinafter named:

[H. R. 28180.] [Public. No. 429.]

River and harbor appropriations.

Improving Bass Harbor Bar, Maine: Completing improvement in accordance with the report submitted in House Document Numbered Eleven hundred and twenty-eight, Sixty-second Congress, third session, \$10,000.

Bass Harbor Bar, Me.

Improving Deer Island Thoroughfare, Maine: Completing improvement in accordance with the report submitted in House Document Numbered Eleven hundred and twenty-eight, Sixty-second Congress, third session, \$40,000.

Deer Island Thoroughfare, Me.

Improving Carvers Harbor, Vinalhaven, Maine: Completing improvement in accordance with the report submitted in House Document Numbered Six hundred and twenty-four, Sixty-second Congress, second session, \$16,000.

Vinalhaven, Me.

Improving Pepperells Cove, Maine: Completing improvement, \$63,400.

Pepperells Cove, Me.

- Portland, Me. Improving harbor at Portland, Maine: Continuing improvement, \$150,000.
- Kennebec River, Me. Improving Kennebec River, Maine: Completing improvement of channel west of Swan Island, in accordance with the report submitted in House Document Numbered Seven hundred and forty-six, Sixty-second Congress, second session, \$30,500.
- Medomak River, Me. Improving Medomak River, Maine, in accordance with the report submitted in House Document Numbered Six hundred and seventy-four, Sixty-second Congress, second session: Completing improvement, \$17,000.
- Saint Croix River, Me. Improving Saint Croix River, Maine: Continuing improvement, \$75,000.
- Burlington, Vt. Improving harbor at Burlington, Vermont: For maintenance and repair of breakwater, \$2,000.
- Lake Champlain, N. Y. and Vt. Improving Narrows of Lake Champlain, New York and Vermont: For maintenance, \$6,000.
- Boston, Mass. Improving harbor at Boston, Massachusetts: For maintenance, \$25,000.
- Hyannis, Mass. Improving harbor at Hyannis, Massachusetts: For maintenance, \$24,000.
- Lynn, Mass. Improving harbor at Lynn, Massachusetts: Completing improvement, \$84,000.
- Nantucket, Mass. Improving harbor at Nantucket, Massachusetts: Continuing improvement and for maintenance, \$51,312.
- Newburyport, Mass. Improving harbor at Newburyport, Massachusetts: Continuing improvement, \$25,000.
- Plymouth, Mass. Improving harbor at Plymouth, Massachusetts: Completing improvement in accordance with report submitted in House Document Numbered eleven hundred and ninety-four, Sixty-second Congress, third session, and subject to the conditions therein contained, \$83,500.
- Pollock Rip Channel, Mass. Improving Pollock Rip Channel, Massachusetts: Continuing improvement, \$125,000.
- Merrimac River, Mass. Improving Merrimac River, Massachusetts: For maintenance, \$10,000.
- Mystic River, Mass. Improving Mystic River, Massachusetts: Completing improvement below the mouth of Island End River, \$25,000.
- Block Island, R. I., harbor of refuge. Improving harbor of refuge, Block Island, Rhode Island: Continuing improvement, \$50,000.
- Providence Harbor, R. I. Improving Providence River and Harbor, Rhode Island: Completing improvement in accordance with the report submitted in House Document Numbered Nine hundred and nineteen, Sixtieth Congress, first session, \$164,800; improving same in accordance with the report submitted in House Document Numbered Thirteen hundred and sixty-nine, Sixty-second Congress, third session, \$100,000: *Provided*, That the Secretary of War may enter into a contract or contracts for such materials and work as may be necessary to complete the said project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate \$827,800, exclusive of the amounts herein and heretofore
- Proviso.*
Contracts authorized.

appropriated: *Provided further*, That no work in the harbor proper north of Fields Point shall be done until the Secretary of War is satisfied that the State and city have completed their proposed expenditures in the combined Providence and Pawtucket Harbors, up to at least \$2,000,000, for public terminals or other permanent public harbor improvements: *Provided further*, That the dredged material may be deposited on shallow areas near the city of Providence if plans therefor can be arranged with local interests whereby the cost of the work to the United States will not be increased over that of towing to the present dumping ground.

Improving Pawcatuck River, Rhode Island and Connecticut: Continuing improvement and for maintenance, \$6,000.

Improving harbors at Fivemile River and Greenwich and Westport Harbor and Saugatuck River, Connecticut: For maintenance, \$5,000.

Improving harbor at Milford, Connecticut: For maintenance, \$5,000.

Improving harbor at New Haven, Connecticut: For maintenance, \$10,000; for improvement in accordance with the report submitted in House Document Numbered Twelve hundred and fifty-eight, Sixty-second Congress, third session, \$80,000; in all, \$90,000.

Improving Connecticut River, Connecticut: For maintenance of improvement below Hartford, \$15,000.

Improving Housatonic River, Connecticut: Continuing improvement and for maintenance, \$20,000.

Improving Mystic River, Connecticut: Completing improvement in accordance with the report submitted in House Document Numbered Six hundred and thirty-seven, Sixty-second Congress, second session, \$8,160.

Improving Thames River, Connecticut: For maintenance, \$12,000.

Improving harbor at Buffalo, New York: Continuing improvement in accordance with the report submitted in House Document Numbered Five hundred and fifty, Sixty-second Congress, second session, \$167,375.

Improving harbor at Cape Vincent, New York: Continuing improvement, \$36,000.

Improving harbor at Flushing Bay, New York: For maintenance, \$20,000; completing improvement of the channel up to the Main Street Bridge in accordance with the report submitted in House Document Numbered Thirteen hundred and thirty-three, Sixty-first Congress, third session, \$235,700; in all, \$255,700.

Improving channel in Gowanus Bay, New York: Continuing improvement of Bay Ridge and Red Hook Channels, \$300,000.

Improving harbor at Great Sodus Bay, New York: For maintenance, \$4,000.

Work by city or State required.

Deposit of dredged material.

Pawcatuck River, Conn., and R. I.

Greenwich, etc., Conn.

Milford, Conn.

New Haven, Conn.

Connecticut River, Conn.

Housatonic River, Conn.

Mystic River, Conn.

Thames River, Conn.

Buffalo, N. Y.

Cape Vincent, N. Y.

Flushing Bay, N. Y.

Gowanus Bay, N. Y.

Great Sodus Bay, N. Y.

- Great South Bay, N. Y. Improving Great South Bay, New York: Continuing improvement and for maintenance by dredging and construction of jetties, \$5,000.
- Hempstead, N. Y. Improving Hempstead Harbor, New York: For maintenance, \$5,000.
- Huntington, N. Y. Improving harbor at Huntington, New York: For maintenance, \$5,000.
- Jamaica Bay, N. Y. Improving Jamaica Bay, New York: Continuing improvement in accordance with the report submitted in House Document Numbered Fourteen hundred and eighty-eight, Sixtieth Congress, second session, \$300,000, from which amount the Secretary of War may reimburse the city of New York each month for the dredging and the disposition of dredged material of the preceding month at the actual unit price per cubic yard, place measurement: *Provided*, That such cost shall not exceed 8 cents per cubic yard.
- Payment to New York City for dredging. Improving harbor at Mattituck, New York: Continuing improvement, \$10,000.
- Proviso. Limit. Improving New York Harbor, New York: For maintenance, including Ambrose Channel, \$200,000, and the Secretary of War is hereby authorized to make such rules and regulations for the navigation of Ambrose Channel after the completion of its improvement as he may deem necessary or expedient to insure its safe use in all kinds of weather, night and day, for all vessels under control and running under their own power, and to this end he may, in his discretion, forbid its use to tows of every description and to sailing vessels.
- Mattituck, N. Y. Improving harbor at Ogdensburg, New York: Continuing improvement, \$37,970.
- New York Harbor. Ambrose Channel. Rules for navigation authorized. Improving harbor at Olcott, New York: Completing improvement and for maintenance, in accordance with the report submitted in House Document Numbered Seven hundred and eighty, Sixty-second Congress, second session, and subject to the conditions set forth in said document, \$4,000.
- Ogdensburg, N. Y. Improving harbor at Oswego, New York: Continuing improvement in accordance with plan A and for maintenance, \$110,000.
- Oswego, N. Y. Improving harbor at Plattsburg, New York: For maintenance, \$4,000.
- Plattsburg, N. Y. Improving harbor at Port Chester, New York: Continuing improvement, \$15,000.
- Port Chester, N. Y. Improving harbor at Rondout, New York: For maintenance, \$5,000.
- Rondout, N. Y. Improving harbor at Saugerties, New York: Continuing improvement and for maintenance, \$2,500.
- Saugerties, N. Y. Improving Bronx River, New York: For maintenance, and continuing improvement in accordance with the report submitted in House Document Numbered Eight hundred and ninety-seven, Sixty-second Congress, second session, and subject to the conditions set forth in said document, \$130,000.
- Bronx River, N. Y.

Improving Browns Creek, New York: Continuing improvement and for maintenance, \$10,000.

Browns
Creek, N. Y.

Improving East Chester Creek, New York: Continuing improvement, \$20,000.

East Chester
Creek, N. Y.

Removing obstructions in East River and Hell Gate, New York: Continuing improvement, including work at the Middle Ground and in the channel between North Brother and South Brother Islands, \$250,000.

East River
and Hell Gate,
N. Y.

Improving Harlem River, New York: Continuing improvement, \$100,000; for improvement in accordance with the project numbered three in the report submitted in House Document Numbered Five hundred and fifty-seven, Sixty-second Congress, second session, \$5,000: *Provided*, That no construction work shall be executed by the Federal Government beyond the channel limits of the existing projects until local or other interests shall furnish, free of cost to the United States, the necessary land for the right of way required for said project; in all, \$105,000.

Harlem
River, N. Y.
New project.

Provido.
Right of
way required.

Improving Hudson River, New York: For maintenance, and continuing improvement in accordance with the report submitted in House Document Numbered Seven hundred and nineteen, Sixty-first Congress, second session, \$1,000,000: *Provided*, That the expenditure of the amounts herein and hereafter appropriated for said improvement shall be subject to the conditions set forth in said document: *Provided further*, That the general plan for the improvement presented in said document shall be subject to such modification as to the location of the dam and in matters of detail as may be recommended by the Chief of Engineers and approved by the Secretary of War: *And provided further*, That the Secretary of War may enter into a contract or contracts for such materials and work as may be necessary to prosecute the said project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate \$560,000, exclusive of the amounts herein and heretofore appropriated.

Hudson
River, N. Y.

Provido.
Conditions.

Location of
dam, etc.

Contracts
authorized.

Improving Hudson River Channel of New York Harbor, New York, in accordance with the report submitted in House Document Numbered Seven hundred and nineteen, Sixty-second Congress, second session, \$200,000: *Provided*, That the Secretary of War may enter into a contract or contracts for such materials and work as may be necessary to prosecute the said project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate \$250,000, exclusive of the amount herein appropriated.

River Chan-
nel, New York
Harbor.

Provido.
Contracts.

Improving Newtown Creek, New York: For maintenance, \$30,000.

Newtown
Creek, N. Y.

Improving Wappinger Creek, New York: For maintenance, \$3,500.

Wappinger
Creek, N. Y.

Improving Westchester Creek, New York: Completing improvement, \$12,000.

Westchester
Creek, N. Y.

- Staten Island Sound, N. Y. and N. J. Improving Staten Island Sound, New York and New Jersey, in accordance with the report submitted in House Document Numbered Eleven hundred and twenty-four, Sixty-second Congress, third session, \$500,000; for maintenance of improvement of Arthur Kill and the waters connecting Raritan Bay with New York Harbor, including channel north of Shooters Island, \$30,000; in all, \$530,000.
- Arthur Kill, etc. Improving Keyport Harbor, Matawan Creek, Raritan and South Rivers, Shoal Harbor and Compton Creek, and Cheesequake Creek, New Jersey: For maintenance, \$33,500.
- Keyport Harbor, etc. N. J. Improving Raritan Bay, New Jersey: For maintenance, \$20,000.
- Raritan Bay, N. J. Improving Absecon Creek, New Jersey: For maintenance, \$1,600.
- Absecon Creek, N. J. Improving Absecon Inlet, New Jersey, by dredging, to keep an open channel until the completion of the dredge heretofore authorized, \$45,000: *Provided*, That no part of the appropriation herein made shall be available for expenditure until the Secretary of War shall be satisfied that local interests have made provision for furnishing the sum of \$50,000 for said improvement and have placed the same to his credit and subject to his order in a bank to be designated by him.
- Absecon Inlet, N. J. Dredging. *Proviso.* Local contribution. Improving Alloway Creek, New Jersey: For maintenance, \$5,000.
- Alloway Creek, N. J. Improving Cooper River, New Jersey: Continuing improvement and for maintenance, \$5,000.
- Cooper River, N. J. Improving Elizabeth River, New Jersey: Completing improvement in accordance with the report submitted in House Document Numbered Seven hundred and fifty, Sixty-second Congress, second session, and subject to the conditions set forth in said document, \$15,443.
- Elizabeth River, N. J. Improving Hackensack River, New Jersey: Continuing improvement, \$50,000.
- Hackensack River, N. J. Improving Mantua Creek, New Jersey: Continuing improvement and for maintenance, \$15,000.
- Mantua Creek, N. J. Improving Maurice River, New Jersey: Continuing improvement, \$30,000.
- Maurice River, N. J. Improving Newark Bay and Passaic River, New Jersey: Continuing improvement in accordance with the report submitted in House Document Numbered Seven hundred and seven, Sixty-second Congress, second session, \$300,000.
- Newark Bay and Passaic River, N. J. Improving Raccoon Creek, New Jersey: Continuing improvement and for maintenance, \$13,000.
- Raccoon Creek, N. J. Improving Salem River, New Jersey: For maintenance, \$15,000.
- Salem River, N. J. Improving Shrewsbury River, New Jersey: For maintenance, \$10,000.
- Shrewsbury River, N. J. Improving Toms River, New Jersey: For maintenance, \$1,000.
- Toms River, N. J.

Improving Tuckerton Creek, New Jersey: For maintenance, \$5,000. Tuckerton Creek, N. J.

Improving Woodbridge Creek, New Jersey: For maintenance, \$3,000. Woodbridge Creek, N. J.

Improving Woodbury Creek, New Jersey, in accordance with the report submitted in House Document Numbered Six hundred and thirty-five, Sixty-second Congress, second session, and subject to the conditions set forth in said document, completing improvement, \$38,000. Woodbury Creek, N. J.

Improving Delaware River, Pennsylvania, New Jersey, and Delaware: Continuing improvement and for maintenance from Allegheny Avenue, Philadelphia, to the sea, \$1,750,000; for maintenance of improvement from Allegheny Avenue, Philadelphia, to Lalor Street, Trenton, \$20,000; and completing improvement above Lalor Street, Trenton, in accordance with the report submitted in House Document Numbered Eight hundred and thirty-nine, Sixty-first Congress, second session, and subject to the conditions recommended by the Chief of Engineers on page two of said document, \$114,000; in all, \$1,884,000. Delaware River. Philadelphia to the sea. To Trenton. At Trenton.

Improving harbor at Pittsburgh, Pennsylvania: For maintenance, \$5,000. Pittsburgh, Pa.

Improving Allegheny River, Pennsylvania: For maintenance by open-channel work, \$2,000. Allegheny River, Pa. Maintenance.

Improving Allegheny River, Pennsylvania, in accordance with the report submitted in House Document Numbered Five hundred and forty, Sixty-second Congress, second session: The proviso attached to the item for this improvement carried in the river and harbor Act approved July twenty-fifth, nineteen hundred and twelve, that the appropriation of \$300,000 therein contained be made subject to the condition that local interests should contribute an equal amount, is hereby revoked, and in lieu thereof the expenditure of said \$300,000 is made subject to the following condition: *Provided*, That no part of said amount shall be expended until the Secretary of War shall have received satisfactory assurances that the channel spans of the bridges forming unreasonable obstructions to the navigation of the Allegheny River at Pittsburgh will be modified as recommended by a board of engineer officers in a report dated November twenty-third, nineteen hundred and ten. Condition for local contribution revoked. Public Laws, 2d sess., p. 216. Ante, p. 1541. Provisos. Modifications of bridges at Pittsburgh required.

Improving Monongahela River, Pennsylvania, by the reconstruction of Lock and Dam Numbered Six, in accordance with the report submitted in House Document Numbered Twelve hundred and seventeen, Sixty-second Congress, third session, \$178,200. Monongahela River, Pa. Lock and Dam No. 6.

Improving harbor at Wilmington, Delaware: For restoration and maintenance, \$30,000. Wilmington, Del.

Improving Appoquinimink, Murderkill, and Mispillion Rivers, Delaware: Continuing improvement and for maintenance in accordance with the existing approved projects, \$27,000. Appoquinimink, etc., Rivers, Del.

- Broad Creek River, Del. Improving Broad Creek River, Delaware: For maintenance, \$2,000.
- Broadkill River, Del. Improving Broadkill River, Delaware: For maintenance, \$5,000.
- Leipsic River, Del. Improving Leipsic River, Delaware: For maintenance, \$5,000.
- Little River, Del. Improving Little River, Delaware: For maintenance, \$1,000.
- Saint Jones River, Del. Improving Saint Jones River, Delaware: For maintenance, \$5,000.
- Waterway, Rehoboth and Delaware Bays. Improving inland waterway between Rehoboth Bay and Delaware Bay, Delaware: Continuing improvement in accordance with the reports submitted in House Document Numbered Eight hundred and twenty-three, Sixtieth Congress, first session, and in Rivers and Harbors Committee Document Numbered Fifty-one, Sixty-first Congress, third session, \$41,725.
- Nanticoke River, Del. and Md. Improving Nanticoke River, Delaware and Maryland: For maintenance of improvement of Nanticoke River and Northwest Fork of Nanticoke River (Marshyhope Creek), Maryland, \$3,600.
- Baltimore, Md. Improving harbor at Baltimore, Maryland, with a view to widening the channel of approach at York Spit, Chesapeake Bay, in accordance with the report submitted in House Document Numbered Eleven hundred and ninety, Sixty-second Congress, third session, completing improvement, \$305,250.
- Chesapeake Bay, etc., Md. Eastern Shore harbors, etc. Improving harbors at Rockhall, Queenstown, Claiborne, and Cambridge, and Chester, Choptank, Warwick, Wicomico, Pocomoke, La Trappe, and Manokin Rivers, and Tyaskin Creek, Maryland: Continuing improvement and for maintenance, \$33,510, of which amount so much as shall be necessary may, in the discretion of the Secretary of War, be allotted for completing the improvement of harbor at Rockhall and of Wicomico River at Salisbury in accordance with the existing approved projects.
- Susquehanna River, Md. Havre de Grace. Improving Susquehanna River above and below Havre de Grace, Maryland: Completing improvement, \$51,230.
- Anacostia River, D. C. Improving Anacostia River, District of Columbia: Continuing improvement, \$75,000.
- Potomac River, D. C. and Md. Improving Potomac River: For maintenance of improvement at Washington, District of Columbia, \$30,000; for maintenance of improvement at Lower Cedar Point, Maryland, \$3,000; in all, \$33,000.
- Norfolk, Va. Improving harbor at Norfolk, Virginia: Continuing improvement of channels to Norfolk and at Thimble Shoals, with a view to obtaining a depth of thirty-five feet of water from the navy yard to the sea, \$165,500; for maintenance of improvement of Norfolk Harbor and the approaches thereto, including channels at Hospital Point and in the Eastern, Southern, and Western branches of Elizabeth River, and of channel to Newport News, \$30,000; in all, \$195,500.

Improving Western Branch of Elizabeth River, Virginia: Completing improvement in accordance with the report submitted in House Document Numbered Five hundred and sixty-six, Sixty-second Congress, second session, \$82,000.

Elizabeth River, Va.
Western Branch.

Improving James River, Virginia: Continuing improvement and for maintenance, \$75,000.

James River, Va.

Improving Mattaponi and Pamunkey Rivers and Occoquan Creek, Virginia: For maintenance, \$15,000.

Mattaponi, etc., Rivers, Va.

Improving Onancock River, Virginia: For maintenance, \$1,000.

Onancock River, Va.

Improving Pagan River, Virginia: For maintenance, \$1,000.

Pagan River, Va.

Improving Rappahannock River, Virginia: For maintenance, \$25,000.

Rappahannock River, Va.

Improving Upper Machodoc Creek, Virginia: For maintenance, \$3,200.

Upper Machodoc Creek, Va.

Improving inland waterway from Norfolk, Virginia, to Beaufort Inlet, North Carolina: Continuing improvement in accordance with the report submitted in House Document Numbered Three hundred and ninety-one, Sixty-second Congress, second session, \$800,000: *Provided*, That no part of this amount shall be expended until the canal and appurtenant property belonging to the Chesapeake and Albemarle Canal Company shall have been acquired by the United States by purchase in accordance with the agreement entered into between the Secretary of War and said company under date of February seventeenth, nineteen hundred and twelve.

Waterway, Norfolk to Beaufort Inlet.

Provido.
Subject to purchase of Chesapeake and Albemarle Canal.

Improving harbor at Beaufort, North Carolina: For maintenance, \$5,000.

Beaufort, N. C.

Improving Beaufort Inlet, North Carolina: For maintenance, \$10,000.

Beaufort Inlet, N. C.

Improving harbor of refuge at Cape Lookout, North Carolina: Continuing improvement, \$500,000: *Provided*, That the Secretary of War may enter into a contract or contracts for such materials and work as may be necessary to prosecute the said project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate \$600,000, exclusive of the amounts herein and heretofore appropriated.

Cape Lookout, N. C., harbor of refuge.
Provido.
Contracts.

Improving harbor at Morehead City, North Carolina: For maintenance, \$2,000.

Morehead City, N. C.

Improving Bay River, North Carolina: For maintenance, \$1,000.

Bay River, N. C.

Improving Cape Fear River at and below Wilmington, North Carolina: Completing improvement, \$352,940.

Cape Fear River, N. C.

Improving Fishing Creek, North Carolina: For maintenance, \$1,500.

Fishing Creek, N. C.

Improving Neuse and Trent Rivers, North Carolina: Continuing improvement and for maintenance, \$12,000.

Neuse and Trent Rivers, N. C.

Improving New River and waterways to Beaufort, North Carolina: Continuing improvement and for maintenance of New River and of inland waterways between

New River and waterways to Beaufort, N. C.

Beaufort Harbor and New River and between New River and Swansboro, \$5,000.

Northeast,
etc., rivers,
N. C.

Improving Northeast, Black, and Cape Fear Rivers, North Carolina: For maintenance of improvement of Northeast and Black Rivers and of Cape Fear River above Wilmington, North Carolina, \$12,000.

Shallotte
River, N. C.

Improving Shallotte River, North Carolina: Completing improvement in accordance with the report submitted in House Document Numbered Seven hundred and twenty-one, Sixty-second Congress, second session, and subject to the conditions set forth in said document, \$9,845.

South
River, N. C.
Above Au-
rora.
Vol. 36, p.
642.
Ante, p. 1396.

Improving South River, North Carolina: Of the unexpended balance of the appropriation made by the river and harbor Act approved June twenty-fifth, nineteen hundred and ten, for improving South River up to the town of Aurora, \$6,092.20, or so much thereof as may be necessary, is hereby made available for improvement of said river above Aurora, in accordance with the report submitted in House Document Numbered Ten hundred and ninety-five, Sixty-second Congress, third session.

Swift Creek,
N. C.

Improving Swift Creek, North Carolina: For maintenance, \$500.

Waterways,
Core Sound
and Beaufort
Harbor, N. C.

Improving waterways connecting Core Sound and Beaufort Harbor, North Carolina: Completing improvement of channel by way of Taylors Creek, in accordance with the report submitted in House Document Numbered Five hundred and forty-six, Sixty-second Congress, second session, and subject to the conditions set forth in said document, \$20,000: *Provided*, That any part of said appropriation and local contribution unexpended in completing the improvement of said channel may be used in improving and enlarging the turning basin in front of the town of Beaufort.

Proviso.
Turning
basin.

Waccamaw
River, N. C.
and S. C.

Improving Waccamaw River, North Carolina and South Carolina: Continuing improvement and for maintenance, \$30,000.

Charleston,
S. C.

Improving harbor at Charleston, South Carolina: Completing improvement of the twenty-eight-foot channel to the sea, \$71,616.

Winyah
Bay, S. C.

Improving Winyah Bay, South Carolina: Continuing improvement and for maintenance, \$120,000.

Great Peedee-
River, S. C.

Improving Great Peedee River, South Carolina: For maintenance, \$15,000.

Archers
Creek, S. C.
Public Laws,
2d sess., p.
208, amended.
Ante, p. 1530.

Improving Archers Creek, South Carolina: The paragraph providing for the improvement of Archers Creek, South Carolina, in the river and harbor Act approved July twenty-fifth, nineteen hundred and twelve, is hereby amended to read as follows: Improving Archers Creek, South Carolina: Completing improvement in accordance with the report submitted in House Document Numbered Five hundred and thirteen, Sixty-second Congress, second session, \$25,000: *Provided*, That the land required for the widening be donated to the United States free of

Proviso.
Donation
land, etc.

cost, and that permission be given for the deposit of the dredged materials on adjacent lands free of cost to the United States.

Improving Santee, Wateree, and Congaree Rivers, South Carolina: Continuing improvement and for maintenance, including the Estherville-Minim Creek Canal and the Congaree River as far up as the Gervais Street Bridge, Columbia, \$60,000. Santee, etc., Rivers, S. C.

Improving waterways between Charleston and Alligator Creek, South Carolina: For maintenance of improvement of inland waterways between Charleston Harbor and McClellanville, including branch to Morrisons Landing, \$25,000. Waterways Charleston and McClellanville, S. C.

Improving harbor at Brunswick, Georgia: For maintenance, \$33,250. Brunswick, Ga.

Improving harbor at Savannah, Georgia: Completing improvement of the twenty-six-foot channel to the sea, \$345,000. Savannah, Ga.

Improving Altamaha, Oconee, and Ocmulgee Rivers, Georgia: Continuing improvement in accordance with the report submitted in House Document Numbered four hundred and forty-three, Sixty-second Congress, second session, \$40,000. Altamaha, etc., Rivers, Ga.

Improving Fancy Bluff Creek, connecting Turtle River and Brunswick Harbor with Little Satilla River, Georgia: Completing improvement, in accordance with the report submitted in House Document Numbered Thirteen hundred and forty-two, Sixty-second Congress, third session, \$8,000. Fancy Bluff Creek, Ga.

Improving Flint River, Georgia: Continuing improvement and for maintenance, \$15,000. Flint River, Ga.

Improving Satilla River, Georgia: Completing improvement between Burnt Fort and Waycross, in accordance with the report submitted in House Document Numbered Eleven hundred and thirteen, Sixty-second Congress, third session, \$10,000. Satilla River, Ga.

Improving Savannah River, Georgia: Continuing improvement and for maintenance above Augusta, \$3,470; completing improvement and for maintenance below Augusta, \$125,000; in all, \$128,470. Savannah River. Above and below Augusta, Ga.

Improving Savannah River at Augusta, Georgia, in extension of the project authorized in the Act of June twenty-fifth, nineteen hundred and ten, in accordance with the report submitted in House Document Numbered Thirteen hundred and nineteen, Sixty-second Congress, third session, \$60,000, provided a like sum of \$60,000 be contributed for said improvement by the city of Augusta under the same terms and conditions, as to such contribution, as are contained and provided in said Act of June twenty-fifth, nineteen hundred and ten. At Augusta. Vol. 36, p. 643. Ante, p. 1398.

Improving Chattahoochee River, Georgia and Alabama: Continuing improvement below Columbus, Georgia, and for maintenance, \$80,000. Chattahoochee River, Ga. and Ala.

- Coosa River, Ga. and Ala. Improving Coosa River, Georgia and Alabama: Completing construction of lock and dam at Mayos Bar, near Rome, Georgia, \$30,000; continuing improvement and for maintenance between Rome, Georgia, and Dam Numbered Four, Alabama, \$25,000; and completing construction of lock in Dam Numbered Four and the construction of Dam Numbered Five, in the State of Alabama, \$81,000; in all, \$136,000.
- Completing Dam No. 4, etc.
- Waterway, Savannah and Fernandina. Improving waterway between Savannah, Georgia, and Fernandina, Florida: Continuing improvement in accordance with the report submitted in House Document Numbered Twelve hundred and thirty-six, Sixtieth Congress, second session, \$100,000: *Provided*, That of this amount so much as shall be necessary may, in the discretion of the Secretary of War, be expended for maintenance of harbor at Darien, Georgia.
- Proviso. Darien, Ga., harbor.
- Channel, Saint Johns River and Cumberland Sound, Ga. and Fla. Improving channel between Saint Johns River, Florida, and Cumberland Sound, Georgia and Florida, by way of Sisters Creek, in accordance with the report submitted in House Document Numbered Eight hundred and ninety-eight, Sixty-second Congress, second session, \$50,000: *Provided*, That the Secretary of War may enter into a contract or contracts for such materials and work as may be necessary to complete the said project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate \$51,000, exclusive of the amount herein appropriated.
- Proviso. Contract.
- Apalachicola Bay, Fla. Improving Apalachicola Bay, Florida: Continuing improvement and for maintenance, including Link Channel and West Pass, \$20,000.
- Charlotte Harbor, Fla. Improving Charlotte Harbor, Florida: For maintenance, \$4,000.
- Channel, Clearwater to Tampa Bay, Fla. Improving channel from Clearwater Harbor through Boca Ceiga Bay to Tampa Bay, Florida: For maintenance, \$3,000.
- Fernandina, Fla. Improving harbor at Fernandina, Florida: For maintenance, including the entrance channel through Cumberland Sound, Georgia and Florida, \$40,000.
- Hillsboro Bay, Fla. Improving Hillsboro Bay, Florida: Completing improvement in accordance with the report submitted in House Document Numbered Six hundred and thirty-four, Sixty-first Congress, second session, and subject to the conditions recommended by the Chief of Engineers, United States Army, on page two of said document, \$200,000.
- Key West, Fla. Improving harbor at Key West, Florida: For maintenance of improvement of the northwest entrance channel, \$15,000.
- Miami, Fla. Improving harbor at Miami (Biscayne Bay), Florida, in accordance with the report submitted in House Document Numbered Five Hundred and fifty-four, Sixty-second Congress, second session: The proviso in the river and harbor Act approved July twent-fifth, nineteen hundred and twelve, "that no work shall be done by the United
- Public Laws, 2d sess., p. 209, amended. Ante, p. 1532.

States on said project until the Secretary of War is satisfied that the portion of the work contemplated in this project to be done by the Florida East Coast Railway Company will be promptly completed," is hereby amended so as to read as follows: *Provided*, That no work shall be done by the United States on said project until the Secretary of War is satisfied that suitable terminal facilities will be provided as contemplated by paragraph eight of the report of the Board of Engineers for Rivers and Harbors as set forth on page fifteen of said Document Numbered Five hundred and fifty-four: *Provided further*, That nothing in this Act shall be construed as relieving the said Florida East Coast Railway Company from the obligation of complying with the terms of its contract heretofore entered into with the United States.

Improving Saint Josephs Bay, Florida: For maintenance, \$10,000.

Improving Saint Lucie Inlet, Florida, in accordance with the smaller project recommended by the Chief of Engineers in the report submitted in House Document Numbered Six hundred and seventy-five, Sixty-second Congress, second session, \$100,000.

Improving harbor at Saint Petersburg, Florida: For maintenance, \$1,500.

Improving Sarasota Bay, Florida: Completing improvement and for maintenance, \$13,000.

Improving Tampa Bay, Florida: For maintenance, \$9,000.

Improving channel from Apalachicola River to Saint Andrews Bay, Florida: Completing improvement, \$130,000.

Improving Apalachicola River, Florida: Continuing improvement and for maintenance, including the cut-off, Lee Slough, lower Chipola River, and upper Chipola River from Marianna to its mouth, \$7,000.

Improving Caloosahatchee River, Florida: For maintenance, \$2,000.

Improving Crystal River, Florida: For maintenance, \$2,000.

Improving Holmes River, Florida: For maintenance of improvement from Vernon to the mouth, \$2,500.

Improving Indian River, Florida: Continuing improvement between Goat Creek and Jupiter Inlet, and for maintenance, \$22,000.

Improving Lake Crescent and Dunns Creek, Florida, from the Saint Johns River to Crescent City, Florida: Completing improvement in accordance with the report submitted in House Document Numbered Thirteen hundred and twenty, Sixty-second Congress, third session, \$25,000: *Provided*, That no part of the money herein appropriated shall be expended for the purchase of the right of way.

Improving Manatee River, Florida: For maintenance, \$5,000.

Provided.
Suitable terminal facilities required.

Contract with Florida East Coast Railway building.

Saint Josephs Bay, Fla.

Saint Lucie Inlet, Fla.

Saint Petersburg, Fla.

Sarasota Bay, Fla.

Tampa Bay, Fla.

Apalachicola River, Fla.

Maintenance, etc.

Caloosahatchee River Fla.

Crystal River, Fla.

Holmes River, Fla.

Indian River, Fla.

Lake Crescent and Dunns Creek, Fla.

Provided.
Right of way.

Manatee River, Fla.

- Orange River, Fla. Improving Orange River, Florida: For maintenance, \$1,000.
- Saint Johns River, Fla. Distribution. Improving Saint Johns River, Florida: Continuing improvement and for maintenance from Jacksonville to the ocean, \$550,000; completing improvement and for maintenance from Jacksonville to Palatka, \$19,600; completing improvement from Palatka to Lake Harney, \$42,200; in all, \$611,800.
- Withlacoochee River, Fla. Improving Withlacoochee River, Florida; For maintenance, \$5,000.
- Choctawhatchee River, Fla. and Ala. Improving Choctawhatchee River, Florida and Alabama: For maintenance of improvement, including Cypress Top outlet, \$9,000.
- Escambia and Conecuh Rivers, Fla. and Ala. Improving Escambia and Conecuh Rivers, Florida and Alabama: For maintenance, \$8,000.
- Mobile, Ala. Bar. Improving Mobile bar, Alabama: For maintenance, \$20,000.
- Harbor. Improving harbor at Mobile, Alabama: Completing improvement and for maintenance, \$255,000, of which amount \$5,000 may be used in the removal of sunken logs, deadheads, and other obstructions.
- Alabama, etc., Rivers, Ala. Improving Alabama River, Alabama: Continuing improvement and for maintenance, including the Alabama and Coosa Rivers between Montgomery and Wetumpka, \$100,000.
- Black Warrior, etc., Rivers, Ala. Improving Black Warrior, Warrior, and Tombigbee Rivers, Alabama: Completing improvement from Mobile to Sanders Shoals on the Mulberry Fork and to Nichols Shoals on the Locust Fork of Black Warrior River by the construction of locks and dams, including the sixty-three-foot dam at Lock Numbered Seventeen, authorized by Act of Congress approved August twenty-second, nineteen hundred and eleven, \$1,338,500.
- Tombigbee River, Ala. and Miss. Improving Tombigbee River, Alabama and Mississippi: For maintenance of improvement from the mouth to Demopolis, Alabama, \$12,500, and from Demopolis, Alabama, to Walkers Bridge, Mississippi, \$15,000; in all, \$27,000.
- Mobile Bay, Ala. Improving channel connecting Mobile Bay and Mississippi Sound, Alabama: The project adopted by the river and harbor Act approved July twenty-fifth, nineteen hundred and twelve, may, upon recommendation of the Chief of Engineers and approval of the Secretary of War, be modified to include the whole or any part of Grants Pass: *Provided*, That all rights claimed in and to Grants Pass shall be released and surrendered to the United States, and that any saving or difference in the cost of actual construction that may result from the use of any or all of Grants Pass may, as compensation for said rights, be paid to the present owners of the pass or their assigns: *Provided further*, That the total cost of the completion of the project shall not be thereby increased except to the extent of \$20,000, which amount is hereby
- Channel to Mississippi Sound. Project modified. Public Laws, 2d sess., p. 211. *Ante*, p. 1534. *Proviso*. Grants Pass released.
- Cost increased.

appropriated: *Provided further*, That not more than \$20,000 shall be paid in any case for all rights claimed in and to said Grants Pass. Payment for
rights, Grants
Pass.

Improving harbor at Biloxi, Mississippi: For maintenance, \$5,000. Biloxi, Miss.

Improving harbor at Gulfport, Mississippi: Continuing improvement and for maintenance of anchorage basin at Gulfport and channel therefrom to the anchorage or roadstead at Ship Island, and for the improvement and maintenance of channel at Ship Island Pass, \$87,000, of which amount so much as shall be necessary may, in the discretion of the Secretary of War, be applied to the completion of the dredging plant heretofore authorized. Gulfport,
Miss.

Dredging
plant.

Improving Horn Island Pass, Mississippi: For maintenance, \$5,000. Horn Island
Pass, Miss.

Improving harbor at Pascagoula, Mississippi: For maintenance of improvement of channel at the mouths of Pascagoula and Dog Rivers, and for continuing improvement and extending said channel through Mississippi Sound and Horn Island Pass to the Gulf of Mexico in accordance with the report submitted in House Document Numbered Six hundred and eighty-two, Sixty-second Congress, second session, and subject to the conditions set forth in said document, \$110,000. Pascagoula,
Miss.

Extending
channel to the
Gulf.

Improving Big Sunflower River, Mississippi: Continuing improvement in accordance with the report submitted in Rivers and Harbors Committee Document Numbered Two, Sixty-second Congress, second session, \$120,000. Big Sun-
flower River,
Miss.

Improving Pascagoula and Leaf Rivers, Mississippi: For maintenance, \$14,000. Pascagoula
and Leaf
Rivers, Miss.

Improving Pearl River, Mississippi: Continuing improvement and for maintenance below Rockport, \$37,000. Pearl River,
Miss.

Improving Wolf and Jordan Rivers, Mississippi: For maintenance, \$5,000. Wolf and
Jordan
Rivers, Miss.

Improving Yazoo River, Mississippi: For maintenance of improvement of mouth of Yazoo River and harbor of Vicksburg, \$10,000. Yazoo
River, Miss.
Vicksburg
harbor.

Improving Yazoo River and tributaries, Mississippi: For maintenance of improvement, including Yazoo, Tallahatchie, Big Sunflower, and Coldwater Rivers, Tchula Lake, Steele and Washington Bayous, Lake Washington, and Bear Creek, \$40,000. And tribu-
taries.

Removing the water hyacinth, Florida, Mississippi, Louisiana, and Texas: For the removal of the water hyacinth from the navigable waters in the States of Mississippi, Louisiana, and Texas, so far as it is or may become an obstruction to navigation, \$15,000. Water hya-
cinth.
Removal.
Mississippi,
Louisiana, and
Texas.

Improving Bayou Bartholomew, Maçon, D'Arbonne and Corney, and Boeuf and Tensas Rivers, Louisiana: For maintenance, \$16,000. Bayous Bar-
tholomew, etc.,
La.

Improving Bogue Falia, Bayou Manchac, and Amite, Chefuncte, and Tickfaw Rivers, Louisiana: For maintenance, \$7,000. Bogue Falia,
etc., La.

- Johnsons Bayou, La. Improving Johnsons Bayou, Louisiana: For maintenance, \$2,500.
- Bayou Lafourche, La. Improving Bayou Lafourche, Louisiana: For maintenance, \$2,000.
- Bayou Queue de Tortue, La. Improving Bayou Queue de Tortue, Louisiana: For maintenance, \$1,000.
- Southwest Pass, Mississippi River. Improving Southwest Pass, Mississippi River: Continuing improvement and for maintenance, \$500,000.
- Bayou Teche, La. Improving Bayou Teche, Louisiana: Completing improvement and for maintenance, \$40,000.
- Bayou Terrebonne, La. Improving Bayou Terrebonne, Louisiana: That the proviso in the river and harbor act approved July twenty-fifth, nineteen hundred and twelve, for improving Bayou Terrebonne, Louisiana, be, and the same is hereby, amended to read as follows: "*Provided*, That no expense shall be incurred by the United States for acquiring any lands required for the purpose of this improvement."
- Public Laws, 2d sess., p. 212, amended. *Ante*, p. 1536.
- No expense for lands.
- Bayou Vermilion and Mermentau River, La. Improving Bayou Vermilion and Mermentau River, Louisiana: For maintenance of improvement of channel, bay, and passes of Bayou Vermilion and Mermentau River and tributaries, and continuing improvement and maintenance of Bayou Plaquemine Brule, \$16,200.
- Waterway, Mermentau and Sabine Rivers, La. and Tex. *Proviso*. Modified plans.
- Inland waterway from Mermentau River to Sabine River, Louisiana and Texas: Completing improvement, \$190,000: *Provided*, That this amount may be applied to any modified plan for this section of the waterway that may be recommended by the Chief of Engineers and approved by the Secretary of War.
- Red River, Ark., Tex., and Okla. Improving Red River, Louisiana, Arkansas, Texas, and Oklahoma: Continuing improvement and for maintenance below Fulton, Arkansas, \$75,000; continuing improvement and for maintenance between Fulton, Arkansas, and the mouth of the Washita River, \$42,000; in all, \$117,000.
- Distribution.
- Galveston Channel, Tex. Thirty-foot channel. Improving Galveston Channel, Texas: Continuing improvement and for maintenance under the existing project, which contemplates the excavation of a channel thirty feet deep and one thousand two hundred feet wide from the inner bar to Fifty-first Street and seven hundred feet wide from Fifty-first to Fifty-sixth Street, \$200,000: *Provided*, That at such time as in the discretion of the Secretary of War the same may be required in the interests of navigation and commerce the western terminus of said channel may be extended to Fifty-seventh Street with a width of one thousand feet between Fifty-first and Fifty-seventh Streets, as recommended in the report submitted in House Document Numbered Three hundred and twenty-eight, Sixty-first Congress, second session.
- Proviso*. Extension.
- Channel, Galveston to Texas City. Improving channel from Galveston Harbor to Texas City, Texas: Continuing improvement and for maintenance in accordance with report submitted in House Document Numbered thirteen hundred and ninety, Sixty-second Congress, third session, and subject to the condi-

tions therein specified, \$500,000: *Provided*, That the Secretary of War may enter into a contract or contracts for such materials and work as may be necessary to prosecute said project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate \$900,000, exclusive of the amounts heretofore and hereby appropriated.

Proviso.
Contracts.

Improving Houston Ship Channel, Texas: The Secretary of War may enter into a contract or contracts for, or construct, two suitable dredging plants, to be used for the maintenance of the channel when completed under the existing contract authorized by the Act approved June twenty-fifth, nineteen hundred and ten, to be paid for out of any unexpended balances of appropriations heretofore made or authorized, together with such additional appropriations as may from time to time be made by law, not to exceed in the aggregate \$200,000: *Provided*, That a like amount of \$200,000, or so much thereof as may be necessary, being one-half of the estimated cost of said dredging plants, be contributed and furnished by the Harris County Ship Channel Navigation District, to be expended in connection with the \$200,000 herein authorized to be appropriated for the purchase or construction of said dredging plants: *Provided further*, That before letting the contract for the construction of each dredging plant or beginning the work of its construction, said navigation district shall place to the credit and subject to the order of the Secretary of War, in a United States depository to be designated by him, the sum of \$50,000, and shall satisfy him that the remainder of one-half of the cost of said dredging plant will be deposited in like manner from time to time as called for by him.

Houston Ship Channel, Tex.
Dredging plants authorized.
Vol. 36, p. 649.
Ante, p. 1405.

Provisos.
Local contribution.

Deposit required.

Improving Port Aransas, Texas: For maintenance, and continuing improvement in accordance with the report submitted in House Document Numbered Eleven hundred and twenty-five, Sixty-second Congress, third session, \$600,000, of which \$100,000, or so much thereof as may be necessary, may be expended as part payment for the construction of a dredge to replace the United States dredge "General C. B. Comstock," destroyed by fire: *Provided*, That no work shall be done on that part of the project contemplating the excavation of a twelve-foot channel from the roadstead to the north end of Mustang Island until satisfactory assurances shall have been received by the Secretary of War that a public landing place at that point will be maintained which shall be open to all upon equal terms: *Provided further*, That the title or easements in any land needed in connection with the extension of the dike to be constructed as a part of this improvement shall be vested in the United States free of cost: *And provided further*, That so much of the shoal waters lying between the mainland on the one side and Harbor Island and the chain of islands northward

Port Aransas, Tex.

Replacing destroyed dredge.

Provisos.
Public landing place required.

Transfer of title, etc.

Shoal waters declared non-navigable.

thereof on the other side, and northeasterly of the artificial channel extending from Port Aransas through Harbor Island to the town of Aransas Pass, are hereby exempted from the operation of the laws relating to navigable waterways of the United States.

Port Bolivar, Tex.

Improving channel to Port Bolivar, Texas: For maintenance, \$50,000.

Sabine Pass and Port Arthur Canal, Tex.

Improving Sabine Pass, Texas: Continuing improvement and for maintenance of Sabine Pass and Port Arthur Canal in accordance with the report submitted in House Document Numbered Seven hundred and seventy-three, Sixty-first Congress, second session, and subject to the conditions set forth in said document, \$400,000.

West Galveston Bay Channel, etc., Tex.

Improving West Galveston Bay Channel, Trinity River, Anahuac Channel, Oyster Creek, and Cedar, Chocolate, Turtle, Bastrop, Dickinson, Double, and East Bay Bayous, Texas: Continuing improvement and for maintenance, \$25,000.

Brazos River, Tex. Distribution

Improving Brazos River, Texas: Continuing improvement from Old Washington to Waco by the construction of locks and dams heretofore authorized, \$250,000; continuing improvement and for maintenance by open-channel work from Velasco to Old Washington, \$25,000; in all, \$275,000.

At mouth.

Improving mouth of Brazos River, Texas: For maintenance, \$125,000, of which \$100,000, or so much thereof as may be necessary, may be used as part payment for the construction of a dredge to replace the United States dredge "General C. B. Comstock," destroyed by fire.

Trinity River, Tex. Locks and dams.

Improving Trinity River, Texas: Continuing improvement with a view to obtaining a depth of six feet between the mouth and Dallas by the construction of locks and dams heretofore authorized and locating two additional locks and dams, \$255,000; continuing improvement and for maintenance by open-channel work \$15,000; in all, \$270,000.

Channel, Aransas Pass to Corpus Christi, Tex.

Improving channel from Aransas Pass to Corpus Christi, Texas: Completing improvement and for maintenance, \$10,000.

Channel, Pass Cavallo to Port Lavaca.

Improving channel from Pass Cavallo to Port Lavaca, Texas: For maintenance, \$5,000.

Texas inland waterways.

Improving inland waterway on coast of Texas: For maintenance of improvement of that section of the waterway between West Galveston Bay and Brazos River, \$10,000; continuing improvement and for maintenance between Brazos River and Matagorda Bay, \$25,000; and completing improvement and for maintenance of Guadalupe River up to Victoria, \$15,000; in all, \$50,000.

Cypress Bayou, Tex. and La.

Improving Cypress Bayou, Texas and Louisiana: For maintenance, \$500.

Ouachita River, Ark. and La. Distribution.

Improving Ouachita River, Arkansas and Louisiana: Continuing improvement by the construction of Lock and Dam Numbered Three, \$175,000; for maintenance of

improvement by open-channel work up to Camden, \$25,000, and from Camden to Arkadelphia, \$2,500; in all, \$202,500.

Improving Arkansas River, Arkansas and Oklahoma: For maintenance of improvement, including works at Pine Bluff and the operation of dredging plant, \$48,000. Arkansas River. Pine Bluff, Ark.

Improving Arkansas River, Arkansas: Completing improvement by protecting the north bank thereof in front of the Crawford County Levee, south of Van Buren, in sections eight, nine, and ten in township eight north, range thirty west, which shall be considered extraordinary emergency work, \$30,000. This appropriation shall be expended as soon as practicable in continuation of the work now in progress at said point, and under a plan to be prepared by the Chief of Engineers. Protecting north bank, etc.

Improving Cache River, Arkansas: For maintenance, \$2,000. Cache River, Ark.

Improving Saint Francis River, Arkansas: For maintenance of improvement of Saint Francis and L'Anguille Rivers and Blackfish Bayou, \$7,000. St. Francis, etc., Rivers, Ark.

Improving Saline River, Arkansas: For maintenance, \$3,000. Saline River, Ark.

Improving White River, Arkansas: For maintenance, \$20,000. White River, Ark.

Improving White River at Devall Bluff, Arkansas: Completing improvement in accordance with the report submitted in House Document Numbered Twelve hundred and fifty-nine, Sixty-second Congress, third session, and subject to the conditions therein specified, \$8,000. Devall Bluff.

Improving Black and Current Rivers, Arkansas and Missouri: For maintenance, \$25,000. Black and Current Rivers, Ark. and Mo.

Improving Cumberland River above Nashville, Tennessee: For maintenance of improvement by open-channel work, \$5,000. Cumberland River, above Nashville, Tenn.

Improving Cumberland River below Nashville, Tennessee: For maintenance of improvement by open-channel work, \$5,000. Below Nashville.

Improving French Broad River, Tennessee: Continuing improvement and for maintenance of French Broad and Little Pigeon Rivers, \$15,000. French Broad River, Tenn.

Improving Tennessee River, Tennessee, Alabama, and Kentucky: For maintenance, and continuing improvement in accordance with the report submitted in House Document Numbered Three hundred and sixty, Sixty-second Congress, second session, as follows: Above Chattanooga, Tennessee, \$510,000; between Chattanooga, Tennessee, and Browns Island, Alabama, \$385,000; between Florence and Riverton, Alabama, \$100,000; below Riverton, Alabama, \$110,000; in all, \$1,105,000. Tennessee River. Distribution.

Improving harbor at Cleveland, Ohio: For maintenance, \$25,000. Cleveland, Ohio.

Improving harbor at Conneaut, Ohio: Continuing improvement, \$200,000. Conneaut, Ohio.

- Port Clinton, Ohio. Improving harbor at Port Clinton, Ohio: for maintenance, \$500.
- Toledo, Ohio. Improving harbor at Toledo, Ohio: Completing improvement, \$105,000.
- Ohio River. Locks and dams. Improving Ohio River: Continuing improvement by the construction of locks and dams with a view to securing a navigable depth of nine feet, \$1,800,000: *Provided*, That the Secretary of War may enter into a contract or contracts for such materials and work as may be necessary to prosecute the said project, to be paid for as appropriations may from time to time be made by law, not to exceed in the aggregate \$3,200,000, exclusive of the amounts herein and heretofore appropriated: *Provided further*, That the balances of appropriations and authorizations heretofore made for the construction of individual locks and dams are hereby made available for work in connection with the general project adopted by the river and harbor Act approved June twenty-fifth, nineteen hundred and ten, for canalization of the Ohio River with a view to securing a navigable depth of nine feet in accordance with the report submitted in House Document Numbered Four hundred and ninety-two, Sixtieth Congress, first session.
- Provisos. Contracts authorized.*
- Balances available for general project. Vol. 36, p. 654.
- Open-channel work. Improving Ohio River: Continuing improvement and for maintenance by open-channel work, \$550,000.
- Arcadia, Mich. Improving harbor at Arcadia, Michigan: For maintenance, including repair of the north pier, \$20,000.
- Cheboygan, Mich. Improving harbor at Cheboygan, Michigan: Completing improvement, \$14,000.
- Frankfort, Mich. Improving harbor at Frankfort, Michigan: For maintenance, \$3,000.
- Grand Marais, Mich. Harbor of Refuge at Grand Marais, Michigan: For maintenance, \$20,000.
- Ludington, Mich. Improving harbor at Ludington, Michigan: For maintenance, \$5,000.
- Manistee, Mich. Improving harbor at Manistee, Michigan: Completing improvement and for maintenance, \$312,000.
- Marquette Bay, Mich. Harbor of Refuge, Marquette Bay, Michigan: For maintenance, \$5,000.
- Ontonagon, Mich. Improving harbor at Ontonagon, Michigan: For maintenance, \$9,000.
- Saint Joseph, Mich. Improving Saint Joseph Harbor and River, Michigan: For maintenance, \$6,000.
- Saugatuck and Kalamazoo River, Mich. Improving harbor at Saugatuck, and Kalamazoo River, Michigan. For maintenance, \$3,000.
- South Haven, Mich. Improving harbor at South Haven, Michigan: For maintenance, \$3,000.
- Detroit River, Mich. Improving Detroit River, Michigan: Continuing improvement of the channel between Fighting Island and the city of Wyandotte, Michigan, in accordance with the report submitted in House Document Numbered Seventeen, Sixty-second Congress, first session, \$155,000.
- Rouge River, Mich. Improving Rouge River, Michigan: For maintenance, \$5,000.

Improving Clinton River, Michigan: For maintenance, Clinton River, Mich. \$10,000.

Improving Saginaw River, Michigan, up to the mouth of the Tittabawassee River, in accordance with the report submitted in House Document Numbered Seven hundred and forty, Sixty-first Congress, second session, additional to the sums appropriated and authorized to be appropriated therefor in the river and harbor appropriation Act approved June twenty-fifth, nineteen hundred and ten, \$100,000. Saginaw River, Mich. Vol. 36, p. 656. Ante, p. 1415.

Improving Saint Marys River at the falls, Michigan: Continuing improvement by the construction of a fourth lock, in accordance with the report submitted in House Document Numbered Sixty-four, Sixty-second Congress, first session, \$500,000. Saint Marys River, Mich. New lock.

Improving Menominee Harbor and River, Michigan and Wisconsin: For maintenance, \$24,000, of which amount not exceeding two-thirds may be expended for the improvement of that portion of said river above and to the westward of Ogden Street Bridge, in accordance with the report submitted in House Document Numbered Four hundred and nineteen, Fifty-sixth Congress, first session. Menominee Harbor and River, Mich. and Wis.

Improving harbor at Ashland, Wisconsin: Continuing improvement and for maintenance, \$40,000. Ashland, Wis.

Improving harbor at Green Bay, Wisconsin: For maintenance, \$14,000. Green Bay, Wis.

Improving harbor at Kenosha, Wisconsin: For maintenance, \$24,000. Kenosha, Wis.

Improving harbor at Kewaunee, Wisconsin: For maintenance, \$6,000. Kewaunee, Wis.

Improving harbor at Port Washington, Wisconsin: For maintenance, \$4,500. Port Washington, Wis.

Improving harbor at Port Wing, Wisconsin: Continuing improvement and for maintenance, \$10,000. Port Wing, Wis.

Improving harbor at Sheboygan, Wisconsin: Completing improvement in accordance with the modified project recommended in the Annual Report of the Chief of Engineers for nineteen hundred and eleven, \$237,000. Sheboygan, Wis.

Improving harbor at Two Rivers, Wisconsin: For maintenance, \$4,000. Two Rivers, Wis.

Improving Fox River, Wisconsin: Continuing improvement from Depere up to Portage, including maintenance of improvement of Wolf River and of the harbors heretofore improved on Lake Winnebago, \$20,000. Fox River, Wis.

Improving harbor at Duluth, Minnesota, and Superior, Wisconsin: Continuing improvement and for maintenance, \$375,280. Duluth and Superior.

Improving Warroad Harbor, Minnesota: For maintenance, \$2,000. Warroad, Minn.

Improving Zippel Bay, Lake of the Woods, Minnesota: For maintenance, \$1,000. Zippel Bay, Minn.

Improving Red River of the North, Minnesota and North Dakota: For maintenance, \$7,500. Red River of the North, Minn. and N. Dak.

Indiana
Harbor, Ind.

Improving Indiana Harbor, Indiana: Completing improvement and for maintenance by dredging, \$25,000; continuing improvement by the construction of a breakwater, in accordance with the report submitted in House Document Numbered Six hundred and ninety, Sixty-second Congress, second session, and subject to the conditions set forth in said document, \$200,000; in all, \$225,000.

Calumet
River, Ill. and
Ind.

Provido.
Part of old
channel abandoned as navigable water.

Improving Calumet River, Illinois and Indiana: For maintenance, \$20,000: *Provided*, That the portion of the old channel of the Calumet River in sections eighteen and nineteen, township thirty-seven north, range fifteen east, of the third principal meridian, in Cook County, Illinois, which lies outside of the new channel lines established by the United States and shown on "Map of the Calumet River, Illinois, from Lake Michigan to Calumet Lake, to accompany report of W. G. Ewing, United States attorney, to the Attorney General; respecting cession of right of way for improvement of said river under Act of Congress approved July fifth, eighteen hundred and eighty-four," and which lies outside of the exterior limits of the turning basin to be established on said Calumet River in said sections, is hereby abandoned as navigable water of the United States from and after the time when the United States shall have secured title to the land necessary for the establishment of the turning basin at some point, to be approved by the Chief of Engineers, between One hundred and thirteenth Street and One hundred and seventeenth Street in the city of Chicago.

Vol. 23 p.
148.
Ante, p. 408.

Chicago, Ill.
Public Laws,
2d sess., p. 217.
Ante, p. 1543.
Repair of
outer break-
water, etc.

Improving harbor at Chicago, Illinois: Of the amount appropriated in the river and harbor Act approved July twenty-fifth, nineteen hundred and twelve, for improving harbor at Chicago, Illinois, \$100,000, or so much thereof as shall be necessary, may be allotted, in the discretion of the Secretary of War, for the repair of the existing outer breakwater and for maintenance dredging in the harbor; and the said sum, if so allotted, is hereby made immediately available, and the Secretary of War is hereby directed to report to the House, as early as practicable, all encroachments and obstructions in the Chicago River and all its branches, together with such encroachments as have been made in and along the lake front between Lincoln Park and the Indiana State line.

Report on
all encroach-
ments.

Waukegan,
Ill.

Improving harbor at Waukegan, Illinois: For maintenance, \$18,500.

Chicago
River, Ill.

Improving Chicago River, Illinois: For maintenance, \$10,000.

Illinois
River, Ill.

Improving Illinois River, Illinois: Continuing improvement and for maintenance below Copperas Creek, \$100,000.

Mississippi
River Com-
mission.
Mississippi
River.

Improving Mississippi River from Head of Passes to the mouth of the Ohio River, including salaries, clerical, office, traveling, and miscellaneous expenses of the Mis-

Mississippi River Commission: Continuing improvement with a view to securing a permanent channel depth of nine feet, \$6,000,000, which sum shall be expended under the direction of the Secretary of War in accordance with the plans, specifications, and recommendations of the Mississippi River Commission, as approved by the Chief of Engineers, for the general improvement of the river, for the building of levees, which shall be considered extraordinary emergency work, and which may be done, in the discretion of the Secretary of War, by hired labor or otherwise, and without regard to limitation of hours, between the Head of Passes and Cape Girardeau, Missouri, and for surveys, including the survey from the Head of Passes to the headwaters of the river, in such manner as in their opinion shall best improve navigation and promote the interests of commerce at all stages of the river: *Provided*, That of the money hereby appropriated so much as may be necessary shall be expended in the construction of suitable and necessary dredge boats and other devices and appliances and in the maintenance and operation of the same: *Provided further*, That the water-courses connected with said river and the harbors upon it, now under the control of the Mississippi River Commission and under improvement, together with the mouth of the Yazoo River and harbor at Vicksburg, Mississippi, which, with any unexpended balance, are hereby transferred to, and placed under the control and jurisdiction of, such commission, may, in the discretion of said commission, upon approval by the Chief of Engineers, receive allotments for improvements now under way or hereafter to be undertaken, to be paid for from the amount herein appropriated: *Provided further*, That of the amount herein appropriated, \$100,000, or such sum as may be necessary, shall be expended for revetting and otherwise improving the right bank of said river at and near Helena, Arkansas, for the purpose of preventing a breach in the levee by the caving of the bank at that point and for promoting the interest of navigation.

The Mississippi River Commission shall make an examination of the Mississippi River from Cape Girardeau, Missouri, to Rock Island, Illinois, with a view to such improvements as will at the same time promote navigation, develop water power, and protect property adjacent to said river from damage by floods; and in making such examination consideration shall be given and recommendations made as to plans for cooperation by the localities affected; and for the purpose of such examination and for the building of such levees between said points upon the river in aid of navigation, as may be found necessary or desirable by the commission and approved by the Chief of Engineers, the sum of \$200,000 is hereby appropriated.

Nine-foot channel, Head of Passes to the Ohio.

Levees up to Cape Girardeau, Mo.

Surveys.

Provisos. Dredge boats, etc.

Connecting watercourses. Allotment.

Vicksburg harbor.

Revetment work, Helena, Ark.

Examination from Cape Girardeau to Rock Island, for improving navigation, etc.

Local cooperation.

From the
Ohio to the
Missouri.

Improving Mississippi River from the mouth of the Ohio River to and including the mouth of the Missouri River: Continuing improvement and for maintenance, \$1,000,000.

From the
Missouri to
Minneapolis.

Improving Mississippi River from the mouth of the Missouri River to Minneapolis, Minnesota: Continuing improvement and for maintenance, \$1,500,000.

Saint Paul
to Minneapolis.

Improving Mississippi River from Saint Paul to Minneapolis, Minnesota: Continuing improvement, \$185,000.

Reservoirs
at headwaters.

Improving the Mississippi River between Winnibigoshish and Pokegama Reservoirs, and the Leech River from its mouth to Leech Lake Dam, Minnesota, in accordance with the report submitted in House Document Numbered Twelve hundred and twenty-three, Sixty-second Congress, third session, \$116,000.

Missouri
River.
Kansas City
to mouth, for
six-foot chan-
nel.

Improving Missouri River: Continuing improvement and for maintenance, with a view to securing a permanent six-foot channel between Kansas City and the mouth of the river, \$2,000,000.

Kansas City
to Fort Ben-
ton.

Improving Missouri River: For improvement and maintenance from Kansas City to Sioux City, \$150,000, of which amount at least \$75,000 may be expended for such bank revetment as, in the judgment of the Chief of Engineers, may be in the interests of navigation; continuing improvement and for maintenance from Sioux City to Fort Benton, in accordance with the report submitted in House Document Numbered Ninety-one, Sixty-second Congress, first session, \$175,000, of which amount, because of present emergency, an amount not exceeding \$75,000 may be expended for such bank revetment above Elk Point as in the judgment of the Chief of Engineers may be necessary to extend and protect existing revetments and regulate channel flow in the interest of navigation; in all, \$325,000.

Emergency
revetment
work.

Gasconade
River, Mo.

Improving Gasconade River, Missouri: Continuing improvement and for maintenance, \$10,000.

Osage River,
Mo.

Improving Osage River, Missouri: Continuing improvement and for maintenance, \$15,000.

Humboldt
Harbor and
Bay, Cal.

Improving Humboldt Harbor and Bay, California: For maintenance of improvement of the channel in front of Eureka, \$20,000.

Los Angeles
Harbor, Cal.

Improving Los Angeles Harbor, California: Completing improvement of the thirty-foot channel by dredging, \$101,000; completing improvement of the east and west basins, \$20,000; in all, \$121,000.

Oakland,
Cal.
Provido.
Dredging
plant.

Improving harbor at Oakland, California: Continuing improvement, and for maintenance, \$275,000: *Provided*, That if in the judgment of the Secretary of War the prices received in response to advertisement for bids for dredging are not reasonable, so much of the amount herein appropriated as shall be necessary may be expended for the purchase or construction of a suitable dredging plant.

Improving harbor at San Diego, California: For maintenance, \$35,000; completing improvement in accordance with plan numbered one in report submitted in House Document Numbered Thirteen hundred and nine, Sixty-second Congress, third session, \$208,786; in all, \$243,786.

San Diego, Cal.
New project.

Improving San Pablo Bay, California: For maintenance of channel through Pinole Shoal, \$40,000.

San Pablo Bay, Cal.

Improving Mokelumne River, California: For maintenance, \$1,000.

Mokelumne River, Cal.

Improving Petaluma Creek and Napa River, California: For maintenance, \$18,000.

Petaluma Creek and Napa River, Cal.

Improving Redwood Creek, California: For maintenance, \$3,000.

Redwood Creek, Cal.

Improving Sacramento and Feather Rivers, California: Continuing improvement and for maintenance, including improvement above Sacramento to Red Bluff in accordance with the report submitted in House Document Numbered Seventy-six, Sixty-second Congress, first session, \$40,000.

Sacramento and Feather Rivers, Cal.

Improving San Joaquin River, California: For maintenance, including Fremont Channel, McLeod Lake, Stockton and Mormon Channels, and the completed works for the rectification of said Stockton and Mormon Channels, \$26,500; completing improvement of San Joaquin River in accordance with the report submitted in House Document Numbered Eleven hundred and twenty-four, Sixtieth Congress, second session, \$159,632: *Provided*, That no part of the latter sum shall be expended until title to the land required for the necessary cut-offs shall have been transferred to the United States free of cost; in all, \$186,132.

San Joaquin River, Cal.
Channels, etc.

Proviso.
Title to cut-offs.

Improving Suisun Channel, California: Completing improvement and for maintenance, \$14,500: *Provided*, That the existing project may be modified if, in the discretion of the Secretary of War, the same shall seem desirable and such modified project can be completed for the same or less cost.

Suisun Channel, Cal.
Proviso.
Modified project.

Improving harbor at Coos Bay, Oregon: For maintenance of the completed channels in Coos Bay and equipping and operating the bar dredge heretofore authorized, \$80,000. And the Secretary of War is authorized and directed to use any additional moneys that may be placed at his disposal by the Port of Coos Bay, or by any other organization or by individuals for the improvement of the inner harbor of Coos Bay, and the said Secretary is also authorized, in his discretion, to use any Government plant available in connection therewith at such times as it may not be needed and employed on other work authorized by Congress.

Coos Bay, Oreg.

Use of local contributions for harbor improvements

Improving Nehalem Bay, Oregon: Continuing improvement, \$100,000: *Provided*, That no part of this amount shall be expended until the conditions relative to cooperation on the part of local interests, prescribed by the river and harbor Act approved July twenty-fifth,

Nehalem Bay, Oreg.
Proviso.
Local cooperation required.
Public Laws, 2d sess., p. 220.
Ante, p. 1547.

nineteen hundred and twelve, shall have been complied with.

Tillamook Bay and Bar, Oreg.

Provisos.
Contracts

Amount from local interests.

Not available until deposit of, by local interests.

Improving Tillamook Bay and Bar, Oregon, in accordance with the report submitted in House Document Numbered Three hundred and forty-nine, Sixty-second Congress, second session, and subject to the conditions set forth in said document, \$100,000: *Provided*, That the Secretary of War may enter into a contract or contracts for such materials and work as may be necessary to complete the said project, not exceeding in the aggregate \$614,000, exclusive of the amount herein and heretofore appropriated, to be paid for, to an amount not exceeding \$207,000, from appropriations which may from time to time be made by law, and to a further amount not exceeding \$407,000 from funds to be furnished by local interests; the total expenditure from funds of the United States and from those of local interests to be equal in amount: *Provided further*, That no part of the appropriations herein and heretofore made shall be available for expenditure and no contract shall be entered into under the foregoing authorization until the Secretary of War shall be satisfied that said local interests have made provisions for furnishing the whole of said sum of \$407,000 and have placed the same to his credit and subject to his order in a bank to be designated by him.

Coquille River, Oreg.

Improving Coquille River, Oregon: For maintenance, \$6,000.

Siuslaw River, Oreg.

Improving Siuslaw River, Oregon: For maintenance, \$5,000.

Willamette and Yamhill Rivers, Oreg.

Improving Willamette and Yamhill Rivers, Oregon: For maintenance of improvement of Yamhill River and of Willamette River above Oregon City, \$40,000, of which amount an amount not exceeding \$10,000 may be expended in construction of a revetment near Independence, Oregon, in accordance with the report submitted in House Document Numbered Thirteen, Sixty-second Congress, first session, if in the judgment of the Chief of Engineers the same is necessary in the interests of navigation; completing improvement of Willamette River from Portland to Oregon City in accordance with the report submitted in House Document Numbered Four hundred and thirty-eight, Sixty-second Congress, second session, \$12,000; in all, \$52,000.

Revetment near Independence.

Portland to Oregon City.

Yaquina River, Oreg.

Improving Yaquina River, Oregon: Completing improvement in accordance with the report submitted in House Document Numbered Five hundred and nineteen, Sixty-second Congress, second session, and subject to the conditions set forth in said document, \$28,800.

Columbia and Willamette Rivers. Below Portland. At the mouth.

Improving Columbia and Lower Willamette Rivers below Portland, Oregon: Continuing improvement and for maintenance, \$160,000.

Improving mouth of Columbia River, Oregon and Washington: Continuing improvement and for maintenance,

nance, including repairs and operation of dredge, \$1,000,000.

Improving Columbia River at Cascades, Oregon: Continuing improvement, \$100,000. Cascades.

Improving Columbia River between the foot of The Dalles Rapids and the head of Celilo Falls, Oregon and Washington: Continuing improvement, \$1,200,000. The Dalles Rapids to Celilo Falls.

Improving Columbia River and tributaries above Celilo Falls to the mouth of Snake River, Oregon and Washington: Continuing improvement, \$60,000. Above Celilo Falls.

Improving Columbia River between Bridgeport and Kettle Falls, Washington: Completing improvement, \$40,000. Bridgeport to Kettle Falls, Wash.

Improving Snake River, Oregon, Washington, and Idaho: Continuing improvement and for maintenance up to Pittsburg Landing, Oregon, \$25,000. Snake River, Oreg., Wash., and Idaho.

Improving Grays Harbor and Chehalis River, Washington: For maintenance of improvement of inner portion of Grays Harbor and of Chehalis River up to Montesano, \$80,000. Grays Harbor and Chehalis River, Wash.

Improving Cowlitz and Lewis Rivers, Washington: Continuing improvement and for maintenance, including improvement of Lewis River and the North and East Forks of Lewis River in accordance with the plan recommended in House Document Numbered Twenty-eight, Sixty-second Congress, first session, \$23,500. Cowlitz and Lewis Rivers, Wash.

Improving Grays River, Washington: For maintenance, \$500. Grays River, Wash.

Improving Skagit River, Washington: For maintenance, \$10,000. Skagit River, Wash.

Improving Puget Sound, Washington: Continuing improvement and for maintenance of Puget Sound and its tributary waters, \$25,000. Puget Sound, Wash.

Improving waterway connecting Port Townsend Bay and Oak Bay, Washington: Completing improvement, in accordance with the report submitted in House Document Numbered Six hundred and twenty-five, Sixty-second Congress, second session, and subject to the conditions set forth in said document, \$62,500. Waterway, Port Townsend and Oak Bays, Wash.

Improving waterway connecting Puget Sound with Lakes Union and Washington: For maintenance of completed works, \$5,000: *Provided*, That of the amounts heretofore appropriated or authorized so much as shall be necessary may, in the discretion of the Secretary of War, be used for dredging in the channel below the lock to the depth recommended in House Document Numbered Nine hundred and fifty-three, Sixtieth Congress, first session. Waterway, Puget Sound with Lakes Union and Washington, Wash. *Proviso. Dredging.*

Improving harbor at Honolulu, Hawaii: Continuing improvement and for maintenance, \$225,000: *Provided*, That if in the judgment of the Secretary of War the prices received in response to advertisement for bids for dredging are not reasonable, so much of the amount herein appropriated as shall be necessary may be ex- Honolulu. *Proviso. Dredging plant.*

pending for the purchase or construction of a suitable dredging plant.

Maintenance
of existing
works.

Appropriations made for the respective works herein named, or so much thereof as shall be necessary, may, in the discretion of the Secretary of War, be used for maintenance and for the repair and restoration of said works whenever from any cause they have become seriously impaired, as well as for the further improvement of said works.

Emergen-
cies.
Use of bal-
ances.

For emergencies: To provide for the restoration of channels or river and harbor improvements, heretofore or hereafter established or made by the Government, where, by reason of emergency, the usual depth of such channel or customary use of such improvement can not be maintained, and there is no sufficient fund available for such restoration, the existing balances of similar emergency appropriations under the Acts of March third, nineteen hundred and five, March second, nineteen hundred and seven, March third, nineteen hundred and nine, and June twenty-fifth, nineteen hundred and ten, shall be available for allotment and use by the Secretary of War: *Provided*, That in no case shall such allotment be made unless recommended by the local engineer having such channel or improvement in charge and by the Chief of Engineers, respectively: *Provided further*, That for no single channel or improvement shall a sum be allotted greater than \$10,000 per year per locality, nor shall any portion of such appropriation be allotted unless the same is necessary in the interest of navigation to protect and preserve the existing Government work.

Vol. 33, p.
1146; Vol. 34,
p. 1110; Vol.
35, p. 815;
Vol. 36, p. 667.
Ante, pp. 1121,
1269, 1327,
1430.

Proviso.
Recommendations
required.

Maximum
allotment.

Surveys to
be paid from
amount for
project.

Surveys and examinations provided for in this section shall, unless otherwise expressed, be paid for from the appropriations made for the respective improvements or projects to which they pertain or in connection with which they are mentioned.

Examina-
tions, surveys,
etc.

Proviso.
Specific au-
thority re-
quired.

Supplemen-
tary reports
restricted.

SEC. 2. That for examinations, surveys, and contingencies for rivers and harbors, for which there may be no special appropriation, the sum of \$250,000 is hereby appropriated: *Provided*, That no preliminary examination, survey, project, or estimate for new works other than those designated in this or some prior Act or joint resolution shall be made: *Provided further*, That after the regular or formal reports made as required by law on any examination, survey, project, or work under way or proposed are submitted no supplemental or additional report or estimate shall be made unless ordered by a concurrent resolution of Congress: *And provided further*, That the Government shall not be deemed to have entered upon any project for the improvement of any waterway or harbor mentioned in this Act until funds for the commencement of the proposed work shall have been actually appropriated by law.

Special au-
thority to be-
gin work re-
quired.

The Secretary of War is hereby authorized and directed to cause preliminary examinations and surveys to be made at the following-named localities, and a sufficient sum to pay the cost thereof may be allotted from the amount provided in this section:

Allotment of
preliminary
examinations.

Thomaston Harbor, Maine, with a view to securing greater depth and width of basin. Maine.

Bagaduce River, Maine.

Boston Harbor, Massachusetts, with a view to securing increased width and depth of channel from Mystic River to President Roads. Massachu-
setts.

Buzzards Bay, Massachusetts, with a view to the removal of Cleveland ledge and other obstructions to such depth as will be suitable for vessels using the Cape Cod Canal; also with a view to providing a depth of twenty-five feet up to the dredged channel in the harbor of New Bedford, Massachusetts.

Harbor of Marion, Massachusetts.

Salem Harbor, Massachusetts, with a view to providing a channel twelve feet deep at mean low water from the outer harbor to the mouth of the South River.

Lynn Harbor and Saugus River, Massachusetts, with a view to providing a channel fifteen feet deep up to the bridge at East Saugus.

Malden River, Massachusetts, with a view to a modification of the project.

Taunton River, Massachusetts, from its mouth to the head of navigation at Weir Village, with a view of securing a channel of twenty-five feet depth, or of such depth as may be considered advisable in the interest of commerce.

Weymouth Fore River, Massachusetts, with a view to a modification of the project.

Connecticut River from Hartford, Connecticut, to Holyoke, Massachusetts. Connecticut.

Fivemile River Harbor, Connecticut.

Housatonic River, Connecticut.

Johnsons Creek, Bridgeport, Connecticut.

Stamford Harbor, Connecticut, with a view to securing increased depth and removal of obstructions to navigation.

Buffalo Harbor, New York, with a view to securing a channel from the outer harbor at or near a point opposite the middle entrance to connect with the Buffalo River at or near Louisiana Street; also with a view to the enlargement of the anchorage basin in the outer harbor to meet the demands of commerce. New York.

New York Harbor, New York, with a view to securing additional width in Bay Ridge and Red Hook Channels.

New York Harbor, New York, upper bay, with a view to improving channel opposite anchorage grounds.

Plattsburg Harbor and vicinity, on Lake Champlain, for a deep-water connection with suitable terminals that

are to be established at Plattsburg, New York, in connection with the New York State Barge Canal.

Rondout Harbor, New York, from the Hudson River to the head of navigation.

Harbor at Tonawanda and North Tonawanda, New York, with a view to securing a depth of twenty-three feet.

Westchester Creek, New York, with a view to providing a channel width of one hundred and fifty feet up to the point where it is crossed by the Fort Schuyler Road.

New Jersey,

Manasquan River, New Jersey.

Raccoon Creek, New Jersey, including the construction of a dike or jetty at the mouth if necessary.

Delaware River at Camden, New Jersey, from Cooper River to Newton Creek.

Delaware.

Broadkill River, Delaware.

Delaware breakwater and harbor of refuge, Delaware Bay, Delaware.

Leipsic River, Delaware.

Maryland.

Big Annemessex River, Maryland, with a view to providing a suitable channel from Clear Creek Point to Muddy Creek Point.

Black Walnut Harbor, Maryland.

Ferry Cove, an arm of Eastern Bay, Maryland.

Mouth of Fishing Creek, Anne Arundel County, Maryland.

Kent Island Narrows, Maryland.

Tilghman Island Harbor, Maryland, with a view to a modification of the existing project.

Wicomico River, Maryland.

Virginia.

Blackwater River, Virginia, with a view to the removal of a shoal at the mouth.

Coan River, Virginia, with a view to deepening and widening the channel at and near its main entrance.

Harbor at Norfolk and Portsmouth, and approaches thereto, and channel to Newport News, Virginia, with a view to securing increased width of channel and providing additional anchorage area.

Scotts Creek, Norfolk, Virginia.

Harbor at Saxis, Virginia.

Occoquan Creek, Virginia.

Ware River, Virginia, between Hockley wharf and the Warehouse Landing, with a view to improvement by dredging to a suitable navigable depth.

Inland waterway from Norfolk, Virginia, to Beaufort Inlet, North Carolina, with a view to determining whether there should be any change in that part of the route from Alligator River southwardly to Neuse River from that heretofore recommended in House Document Numbered Three hundred and ninety-one, Sixty-second Congress, second session, and heretofore adopted, and whether it would be desirable to extend the route from Alligator River to Pungo River, thence to Goose Creek, thence

from the head of Goose Creek to Jones Bay, and thence to Neuse River, or whether any modification of said part of the route is desirable.

Beaufort Harbor, North Carolina, with a view to providing a suitable turning basin and anchorage area in front of the town of Beaufort. North Carolina.

Manteo Bay, North Carolina, including its approaches, and extending to the upper limits of the town of Manteo.

Newport River, North Carolina, from its mouth to the head of navigation, or as far as may be advisable.

Northeast Cape Fear River, North Carolina, for a distance of about three miles above Hilton Bridge.

Trent River, North Carolina, with a view to providing a depth of twelve feet from Newbern to Pollocksville.

Thoroughfare Bay, North Carolina, from Core Sound to Cedar Bay near the mouth of Neuse River, Pamlico Sound.

Pembroke Creek, North Carolina, from its mouth up to the United States Fish Station.

Channel of Little Peedee River at Williams Landing, South Carolina. South Carolina.

Santee River, South Carolina.

Jeremy Creek, South Carolina, from Morrisons Wharf to Morrisons Bridge, with a view to providing a depth of four feet and a width of sixty feet.

Inland waterway from Beaufort, South Carolina, to Savannah, Georgia.

Inland waterway from Charleston, South Carolina, to Savannah, Georgia.

Brunswick Harbor, Georgia, with a view to securing increased depth of channel. Georgia.

Fig Island, or Screven Ferry, Cut connecting the forks of the Savannah River at Savannah, Georgia.

Generals Cut, near Darien, Georgia.

Saint Marys River, Georgia, with a view to obtaining a depth of twenty-two feet from deep water at its junction with Cumberland Sound up said river to the western corporate limits of the city of Saint Marys.

Savannah Harbor, Georgia, with a view to providing an adequate turning basin.

Savannah River from Savannah to Augusta, Georgia, with a view to securing increased depth of channel.

Savannah River at and above Augusta, Georgia.

Channel to East Pass from Apalachicola River, Florida, by way of Crooked Channel with a view to providing suitable ship channel. Florida.

Canal from Saint John River, Florida, to Lake Beresford with a view to making a cut-off from the river to Lake Beresford near De Land River landing.

Clearwater Harbor and Big Pass, Florida, with a view to securing a channel with suitable depth and width from the Gulf of Mexico to a point at or near the town of Clearwater.

Harbor at Tampa, Florida, with a view to securing increased depth and width in the channel from the Gulf of Mexico through Tampa and Hillsboro Bays to the head of the estuary in the city of Tampa.

Hillsboro River, Florida, between the Tampa Electric Company's dam and Crystal Springs.

Key West, Florida, for a harbor of refuge and a safe anchorage for vessels.

Ochlockonee and Crooked Rivers, Florida.

Crooked Channel, Florida.

Mosquito Inlet, Florida, with a view to securing a channel with suitable depth and width from the Atlantic Ocean to a point at or near the town of New Smyrna.

Inland waterway from Pensacola Bay, Florida, to Mobile Bay, Alabama.

Alabama. Shell Creek, De Soto County, Florida, from Hickman to Belmont.

Mobile Harbor and bar, Alabama, with a view to securing such additional depth and width of channel as the interests of commerce may require.

Paint Rock River, Alabama, for a distance of twelve miles above its mouth.

Mississippi. Canal leading from Centennial Lake at Vicksburg, Mississippi, to the Mississippi River, with a view to the preservation of the channel.

Louisiana. Bayou Lafourche, Louisiana.

Texas. Mouth of Brazos River up to Freeport, Texas, with a view to securing a depth of twenty-five feet.

Channel at Seadrift, Texas, with a view to providing a suitable connection with the Texas coast waterway.

Arkansas. Arkansas River about five miles below Dardanelle, Arkansas, and at or near what was known as the old Gleason and Cravens mercantile establishment, with a view to the improvement of the navigation of said river.

Arkansas River, just below Little Rock, Arkansas, and around Fourche Island, with a view to the improvement of navigation.

Kentucky. Licking River, Kentucky, with a view to the prevention of a cut-off at the town of Farmers, consideration being given to any tender of cooperation on the part of local interests.

Ohio River above the dam at Louisville, Kentucky, with a view to protection against overflow caused by Government work.

Ohio. Cleveland Harbor, Ohio, with a view to the completion of the east breakwater and shore arm, including any plan for cooperation on the part of the city of Cleveland.

Sandusky Harbor, Ohio.

Michigan. Grand River, Michigan, from its mouth to Fulton Street Bridge, Grand Rapids, with a view to changing the existing project so as to insure a depth of fifteen feet.

Black Lake Harbor, Michigan, with a view to obtaining a uniform depth of twenty-one feet from Lake

Michigan to the turning basin opposite the city of Holland.

Au Gres River, Michigan.

Harbor at Empire, Michigan.

Keweenaw waterway, Portage Lake Ship Canal, Michigan, with a view to making a cut-off at Princess Point.

Mackinac Harbor, Michigan, with a view to lengthening the breakwater.

Muskegon Harbor, Michigan, with a view to closing the gap in the south revetment.

Pere Marquette River, Michigan, from deep water in the harbor of Ludington, following the south branch of said river, to the State road and iron bridge, and thence to the city of Scottville, with a view to the deepening of the channel by dredging and other improvements.

Port Huron Harbor, Michigan, with a view to constructing some compensatory structure in the Saint Clair River fronting the city of Port Huron, between the foot of Lake Huron and a point below the Grand Trunk tunnel, that the city of Port Huron may have a depth of water not less than twenty feet from the present dock line out to the thread of the stream.

Saugatuck Harbor, Michigan, with a view to determining whether additional works are necessary or desirable to maintain the channel of the existing project.

Fox River, at Kaukauna, Wisconsin, consideration being given to any proposition involving cooperation on the part of local interests.

Wisconsin.

Harbor at Green Bay, Wisconsin, with a view to securing a channel depth of twenty-one feet.

Saint Louis River, Minnesota and Wisconsin, with a view to redredging the artificial channel in said river from the foot of Peterson Islands near Fond du Lac to Dubray Creek.

Minnesota.

Red Lake, Minnesota, with a view to providing suitable harbor facilities at or near Redby, or such other point or points on the lake as may be desirable.

Harbor of Minneapolis, Minnesota, with a view to increased harbor facilities, including a turning basin.

Channel of Illinois River at Meredosia, Illinois.

Illinois.

Little Calumet River, Illinois and Indiana, from the junction up to Blue Island.

Indiana.

Missouri River at Kansas City, Kansas: The provision of the river and harbor Act approved July twenty-fifth, nineteen hundred and twelve, authorizing preliminary examination and survey of Missouri River, from the mouth of the Kansas River to a point at or near the western limits of Kansas City, Kansas, is hereby amended so as to read as follows:

Kansas.
Examination
of Missouri
River.
Public Laws,
2d sess., p.
229, amended.
Ante, p. 1559.

“Missouri River, from the mouth of the Kansas River to a point at or near where the west line of Kansas City, Kansas, extended, intersects the Missouri River.”

Extension of
examination.

- California. Berkeley Harbor, California, with a view to the development and completion of the Berkeley inner harbor.
- Feather River, California, from its mouth up to Marysville with a view to deepening and straightening the channel and to determining what other improvements are necessary in the interests of navigation, consideration being given to any proposition for cooperation on the part of State or other local interests.
- Colorado River, California and Arizona, with a view of developing and improving navigation.
- Inner channels of Humboldt Bay, California.
- Napa River, California, with a view to making the necessary cut-offs, consideration being given to any tender of cooperation on the part of local interests.
- Harbor of refuge at Point Arena, or other locality on the Pacific coast between San Francisco and Humboldt Bay, California.
- San Leandro Bay, California, with a view to establishing at West San Leandro a deep-water channel to San Francisco Bay.
- Mokelumne River, California, at and between the junctions of the North and South Forks thereof, and the junctions of the North Fork thereof with Snodgrass Slough, and the junctions of said North Fork of said river and said slough with the Sacramento River.
- Oregon. Alsea Bay and bar, Oregon.
- Grays Harbor bar, Washington.
- Nehalem Bay and River, Oregon, including any plan for cooperation on the part of local interests.
- Willapa Harbor and the bar entrance thereto.
- Washington. Snohomish River, Washington.
- Stilaguamish River, Washington.
- Idaho. Lake River, including Bachelors Slough, Washington.
- Alaska. Coeur d'Alene River, Idaho.
- The Apoon Mouth of the Yukon River, Alaska, from the improvement now under way to deep water.
- Hawaii. Kalihi Harbor and Channel, Honolulu, Hawaii.
- Report on advisability. SEC. 3. That in all cases where preliminary examinations and surveys are authorized a preliminary examination of the river, harbor, or other proposed improvement mentioned shall first be made and a report as to the advisability of its improvement shall be submitted unless a survey or estimate is expressly directed. If upon such preliminary examination the proposed improvement is not deemed advisable, no further action shall be taken thereon without the further direction of Congress; but in case the report shall be favorable to such proposed improvement, or that a survey and estimate should be made to determine the advisability of improvement, the Secretary of War is authorized, in his discretion, to cause surveys to be made, and the cost and advisability to be reported to Congress. And such reports containing plans and estimates shall also contain a statement as to the rate at which the
- No further action if report unfavorable.
- Survey, etc., if favorable.
- Prosecution of work.

work should be prosecuted: *Provided*, That every report submitted to Congress, in addition to full information regarding the present and prospective commercial importance of the project covered by the report and the benefit to commerce likely to result from any proposed plan of improvement, shall also contain such data as it may be practicable to secure in regard to the following subjects:

Proviso.
Additional data required in reports.

(a) The existence and establishment of both private and public terminal and transfer facilities contiguous to the navigable water proposed to be improved, and, if water terminals have been constructed, the general location, description, and use made of the same, with an opinion as to their adequacy and efficiency, whether private or public. If no public terminals have been constructed, or if they are inadequate in number, there shall be included in the report an opinion in general terms as to the necessity, number, and appropriate location of the same, and also the necessary relations of such proposed terminals to the development of commerce.

Terminal and transfer facilities contiguous to projects.

Necessity for, if none exist, etc.

(b) The development and utilization of water power for industrial and commercial purposes.

Water-power development.

(c) Such other subjects as may be properly connected with such project: *Provided*, That in the investigation and study of these questions consideration shall be given only to their bearing upon the improvement of navigation, to the possibility and desirability of their being coordinated in a logical and proper manner with improvements for navigation to lessen the cost of such improvements and to compensate the Government for expenditures made in the interest of navigation, and to their relation to the development and regulation of commerce: *Provided further*, That the investigation and study of these questions may, upon review by the Board of Engineers for Rivers and Harbors when called for as provided by law, be extended to any work of improvement under way and to any locality the examination and survey of which has heretofore been, or may hereafter be, authorized by Congress.

Other connected subjects.

Provisos.
Coordination with navigation essential.

Investigation of existing works, etc.

All reports on examinations and surveys which may be prepared during the recess of Congress shall, in the discretion of the Secretary of War, be printed by the Public Printer as documents of the following session of Congress.

Printing of reports during recess.

SEC. 4. That all reports on examinations and surveys authorized by law shall be reviewed by the Board of Engineers for Rivers and Harbors as provided for in section three of the river and harbor Act approved June thirteenth, nineteen hundred and two, and all special reports ordered by Congress shall, in the discretion of the Chief of Engineers, be reviewed in like manner by said board; and the said board shall also, on request by resolution of the Committee on Commerce of the Senate or the Committee on Rivers and Harbors of the House of

Review of reports by Board of Engineers for Rivers and Harbors.
Vol. 32, p. 372.
Ante, p. 1006.

Examinations for Senate and House committees, etc.

Representatives, submitted to the Chief of Engineers, examine and review the report of any examination or survey made pursuant to any Act or resolution of Congress, and report thereon through the Chief of Engineers, United States Army, who shall submit his conclusions thereon as in other cases: *Provided*, That in no case shall the board, in its report thus called for by committee resolution, extend the scope of the project contemplated in the original report upon which its examination and review has been requested, or in the provision of law authorizing the original examination or survey: *Provided further*, That said board shall consist of seven members, a majority of whom shall be of rank not less than lieutenant colonel.

Proviso.
Scope of reports limited.

SEC. 5. That section five of the river and harbor Act approved July twenty-fifth, nineteen hundred and twelve, be, and the same is hereby, amended so as to read as follows:

Board reduced.
Public Laws, 2d sess., p. 232, amended. *Ante*, p. 1562.
River and harbor surveys. Public Laws, 2d sess., p. 232, amended. *Ante*, p. 1563.
Compilation of river and harbor appropriations directed.

"SEC. 5. That the Secretary of War is authorized and directed to have prepared and transmitted to Congress at the earliest practicable date a compilation of preliminary examinations, surveys, and appropriation for works of river and harbor improvement similar in general form and subject matter to that which was prepared in accordance with the Act of June thirteenth, nineteen hundred and two, and printed in House Document Numbered Four hundred and twenty-one, Fifty-seventh Congress, second session: *Provided*, That the report to be prepared in accordance with this provision shall be a revised edition of the report printed in the document above mentioned, extended to the end of the Sixty-second Congress."

Vol. 32, p. 375.
Ante, p. 1010.

Proviso.
Extended to end of 62d Congress.

SEC. 6. That the first paragraph of section six of the river and harbor act approved July twenty-fifth, nineteen hundred and twelve, be, and the same is hereby, amended so as to read as follows:

River and harbor laws. Public Laws, 2d sess., p. 233, amended. *Ante*, p. 1563.

"SEC. 6. That there shall be printed three thousand copies of a revised edition of the laws of the United States relating to the improvement of rivers and harbors passed between and including August eleventh, seventeen hundred and ninety, and the close of the third session of the Sixty-second Congress, of which six hundred copies shall be for the use of the Senate, one thousand four hundred copies for the use of the House, and one thousand copies for the use of the War Department. Said compilation shall be printed under the direction of the Secretary of War."

Compilation of river and harbor laws to be printed to include 62d Congress.
Distribution.

SEC. 7. That where separate works or items are consolidated in this or subsequent river and harbor Acts and an aggregate amount is appropriated therefor the amounts appropriated shall, unless otherwise expressed, be expended in securing maintenance and improvement according to the respective projects adopted by Congress, after giving due regard to the respective needs of traffic.

Allotment of consolidated works.

The allotments to the respective works consolidated shall be made by the Secretary of War upon recommendations by the Chief of Engineers. In case such works or items are consolidated and separate amounts are given with each project, the amounts so named shall be expended upon such separate projects unless, in the discretion of the Secretary of War, another allotment or division should be made of the same. Any balances remaining to the credit of the consolidated items shall be carried to the credit of the respective aggregate amounts appropriated for the consolidated items.

Balances carried to authorized works.

SEC. 8. That the Secretary of War is hereby authorized to receive from private parties such funds as may be contributed by them to be expended in connection with funds appropriated by the United States for any authorized work of public improvement of rivers and harbors, whenever such work and expenditure may be considered by the Chief of Engineers as advantageous to the interests of navigation.

Contributions in furtherance of projects authorized.

SEC. 9. That in the preparation of projects under this and subsequent river and harbor acts, unless otherwise expressed, the channel depths referred to shall be understood to signify the depth at mean lower low water in tidal waters, and the mean depth during the month of lowest water in the navigation season in rivers and non-tidal channels, and the channel dimensions specified shall be understood to admit of such increase at the entrances, bends, sidings, and turning places as may be necessary to allow of the free movement of boats.

Channel depths and dimensions defined.

SEC. 10. That the provisions of river and harbor Acts heretofore passed providing for the prosecution of the work of improvement of the following-named localities are hereby repealed, and any amounts heretofore appropriated for said projects and not required for the payment of outstanding obligations incurred in connection therewith shall be carried to the surplus fund of the Treasury of the United States, to wit:

Projects abandoned.

Okanogan River, Washington.

Pend Oreille River, Washington.

Okanogan River, Wash.
Pend Oreille River, Wash.
Waterway, Lockport, Ill., to the Mississippi.

SEC. 11. That the appropriation of \$50,000 provided in the river and harbor Act approved June twenty-fifth, nineteen hundred and ten, to pay the salaries and expenses of the board of engineers appointed under authority of said Act to consider and report upon the feasibility of a waterway from Lockport, Illinois, to the mouth of the Illinois River, and related matters, is hereby made available for paying the salaries and expenses of said board, including all necessary clerical and other personal services, from November first, nineteen hundred and ten, until the duties of said board shall have been completed and final report submitted to Congress.

Board of engineers continued.
Vol. 36, p. 659.
Ante, p. 1420.

Approved, March 4, 1913.

Mar. 4, 1913.
Vol. 37, pp.
912, 919, 920

CHAP. 149.—An Act Making appropriations to supply deficiencies in appropriations for the fiscal year nineteen hundred and thirteen and for prior years, and for other purposes.

[H. R. 28858.]
[Public, No.
434.]

Deficiencies
appropriations.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, to supply deficiencies in appropriations for the fiscal year nineteen hundred and thirteen, and for prior years, and for other purposes, namely:

* * * * *

War Department.

WAR DEPARTMENT.

River and
harbor dam-
ages claims.
Vol. 36, p.
878.
Ante, p. 1442.

To pay claims adjusted and settled under section four of the river and harbor appropriation Act, approved June twenty-fifth, nineteen hundred and ten, and certified to Congress in House Documents Numbered Nine hundred and ninety-seven, Ten hundred and eighty-three, and Ten hundred and eighty-four, at the present session, \$1,157.89.

* * * * *

INTERNATIONAL WATERWAYS COMMISSION.

International
Waterways
Commission.
Vol. 32, p.
373.
Ante, p. 1007.

For salaries and expenses of the International Waterways Commission, authorized by section four of the river and harbor Act approved June thirteenth, nineteen hundred and two, for the last half of the fiscal year nineteen hundred and thirteen, \$1,750.

* * * * *

Approved, March 4, 1913.

Mar. 4, 1913.
Vol. 37, pp.
938, 970.

CHAP. 150.—An Act Making appropriations to provide for the expenses of the government of the District of Columbia for the fiscal year ending June thirtieth, nineteen hundred and fourteen, and for other purposes.

[H. R. 28499.]
[Public, No.
435.]

District of
Columbia ap-
propriations.
Half from
District reve-
nues.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the half of the following sums named, respectively, is hereby appropriated, out of any money in the Treasury not otherwise appropriated, and the other half out of the revenues of the District of Columbia, in full for the purposes following, being for the expenses of the government of the District of Columbia for the fiscal year ending June thirtieth, nineteen hundred and fourteen, namely:

* * * * *

ANACOSTIA RIVER FLATS.

Anacostia
River Flats.Reclamation,
etc.

For continuing the reclamation and development of the Anacostia River and Flats, from the Anacostia Bridge northeast to the District line, to be expended under the supervision of the Chief of Engineers, United States Army, upon plans heretofore authorized to be prepared; said sum to be available for the preparation of plans, the prosecution of the work, the employment of personal service, and for such other purposes as may in the judgment of the Chief of Engineers be necessary to carry out the purposes of this appropriation, \$100,000.

In connection with said reclamation and development of the Anacostia River and flats from the Anacostia Bridge to the District line, the Secretary of War is authorized to acquire by purchase or by condemnation, for highway and park purposes, the fee simple and absolute title to the land along the Anacostia River on both sides thereof between the high-water lines of said river, as determined by the United States Coast and Geodetic Survey, and lines following approximately the contour of ten feet elevation on each side of said river above mean low water at the United States Navy Yard, from the Anacostia Bridge to the northeast boundary line between the District of Columbia and Maryland; and also all land below the high-water lines on each side of said Anacostia River between the limits named that is not now owned by the United States; and the appropriation herein made for the reclamation and development of the Anacostia River and Flats from the Anacostia Bridge northeast to the District line, and all appropriations heretofore made for said purpose are hereby made available for the purchase or condemnation of said land and for the payment of amounts awarded as damages for said land and the costs and expenses of the condemnation proceedings in the event that it is necessary to institute such condemnation proceedings: *Provided*, That if said land or any part thereof can not be acquired by purchase from the owners thereof at a price satisfactory to the Secretary of War, the Commissioners of the District of Columbia, upon the request of the Secretary of War, shall institute condemnation proceedings to acquire such land under the provisions of chapter fifteen of the Code of Law for the District of Columbia.

Acquisition
of land along
Anacostia
River for high-
way and park
purposes.Fund for
reclamation,
etc., made
available.Proviso.
Condemna-
tion proceed-
ings.
Vol. 34, p.
151.

* * * * *

Approved, March 4, 1913.

APPENDIX.

House Resolution requesting the Secretary of War to furnish Congress information as to condition of St. Johns River, at Orange Mills Flats, Fla. May 5, 1898.

Resolved by the House of Representatives (the Senate concurring), That the Secretary of War is hereby requested to furnish Congress with information as to the condition of the St. Johns River in the State of Florida, at the point known as Orange Mills Flats, below the city of Palatka, as the river runs, with reference to navigation for ocean-going craft, and what sum of money will probably be required to put said river at that point in condition for navigation for coastwise craft such as usually enter the said river, and whether or not the expenditure necessary for said purpose will be justified by the traffic above said point.

St. Johns
River at
Orange Mills
Flats, Fla.

Passed the House of Representatives May 5, 1898.

Passed the Senate May 6, 1898.

Resolved by the House of Representatives (the Senate concurring), That the Secretary of War be, and he is hereby, authorized and directed to prepare and submit estimates of the cost of dredging Cleveland Harbor in accordance with the recommendations of Colonel Jared A. Smith, local engineer, in his report for the year eighteen hundred and ninety-eight.

Dec. 21, 1898.
Vol. 30, p.
1803.
Cleveland,
Ohio.
Estimates for
harbor im-
provement.

Passed by the House of Representatives, December 20, 1898.

Passed by the Senate, December 21, 1898.

Senate Resolution directing the Secretary of War to submit report of survey and estimates for the improvement of the mouth of the Brazos River near Velasco, Tex. Jan. 28, 1899.

Resolved by the Senate, That the Secretary of War be directed to submit a report of survey and estimates for the improvement of the mouth of the Brazos River near Velasco, Tex., with such information as may be in his possession, for the improvement thereof by continuing the work done by the Brazos River Channel and Dock Company, or otherwise, with probable cost, and such other information as he may have in connection with the proposed improvement.

Brazos River
near Velasco,
Tex.

Passed the Senate January 28, 1899.

Jan. 22, 1901.

Vol. 31, p.
1998.Curtis Bay,
Baltimore Har-
bor, Md.Estimate of
cost of deepening
channel re-
quested.

Resolved by the Senate (the House of Representatives concurring), That the Secretary of War be directed to transmit to the Senate an estimate of the cost of deepening the channel of Curtis Bay, Baltimore Harbor, in Maryland, to thirty feet and widening the channel to two hundred and fifty feet; and also an estimate of the cost of increasing the depth of the main ship channel of the Patapsco River and Baltimore Harbor to thirty-five feet and the width thereof to one thousand feet.

Passed the Senate January 19, 1901.

Passed the House of Representatives January 22, 1901.

Mar. 23, 1906.
[H. R. 6009.]

CHAP. 1130.—An ACT To regulate the construction of bridges over navigable waters.

65.] [Public No.

84. Vol. 34, p.

Bridges.
General pro-
visions for
constructing,
over navigable
waters.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That when, hereafter, authority is granted by Congress to any persons to construct and maintain a bridge across or over any of the navigable waters of the United States, such bridge shall not be built or commenced until the plans and specifications for its construction, together with such drawings of the proposed construction and such map of the proposed location as may be required for a full understanding of the subject, have been submitted to the Secretary of War and Chief of Engineers for their approval, nor until they shall have approved such plans and specifications and the location of such bridge and accessory works; and when the plans for any bridge to be constructed under the provisions of this Act have been approved by the Chief of Engineers and by the Secretary of War it shall not be lawful to deviate from such plans, either before or after completion of the structure, unless the modification of such plans has previously been submitted to and received the approval of the Chief of Engineers and of the Secretary of War.

Secretary of
War to ap-
prove plans,
etc.Modification
of plans re-
stricted.Lawful struc-
tures and post
routes.

SEC. 2. That any bridge built in accordance with the provisions of this Act shall be a lawful structure and shall be recognized and known as a post route, upon which no higher charge shall be made for the transmission over the same of the mails, the troops, and the munitions of war of the United States than the rate per mile paid for the transportation over any railroad, street railway, or public highway leading to said bridge; and the United States shall have the right to construct, maintain, and repair, without any charge therefor, telegraph and telephone lines across and upon said bridge and its approaches; and equal privileges in the use of said bridge and its approaches shall be granted to all telegraph and telephone companies.

Telegraph,
etc., rights.Use by other
companies.

SEC. 3. That all railroad companies desiring the use of any railroad bridge built in accordance with the provi-

sions of this Act shall be entitled to equal rights and privileges relative to the passage of railway trains or cars over the same and over the approaches thereto upon payment of a reasonable compensation for such use; and in case of any disagreement between the parties in regard to the terms of such use or the sums to be paid all matters at issue shall be determined by the Secretary of War upon hearing the allegations and proofs submitted to him.

Compensation.

SEC. 4. That no bridge erected or maintained under the provisions of this Act shall at any time unreasonably obstruct the free navigation of the waters over which it is constructed, and if any bridge erected in accordance with the provisions of this Act shall, in the opinion of the Secretary of War, at any time unreasonably obstruct such navigation, either on account of insufficient height, width of span, or otherwise, or if there be difficulty in passing the draw opening or the draw-span of such bridge by rafts, steamboats, or other water craft, it shall be the duty of the Secretary of War, after giving the parties interested reasonable opportunity to be heard, to notify the persons owning or controlling such bridge to so alter the same as to render navigation through or under it reasonably free, easy, and unobstructed, stating in such notice the changes required to be made, and prescribing in each case a reasonable time in which to make such changes, and if at the end of the time so specified the changes so required have not been made, the persons owning or controlling such bridge shall be deemed guilty of a violation of this Act; and all such alterations shall be made and all such obstructions shall be removed at the expense of the persons owning or operating said bridge. The persons owning or operating any such bridge shall maintain, at their own expense, such lights and other signals thereon as the Secretary of Commerce and Labor shall prescribe. If the bridge shall be constructed with a draw, then the draw shall be opened promptly by the persons owning or operating such bridge upon reasonable signal for the passage of boats and other water craft. If tolls shall be charged for the transit over any bridge constructed under the provisions of this Act, of engines, cars, street cars, wagons, carriages, vehicles, animals, foot passengers, or other passengers, such tolls shall be reasonable and just, and the Secretary of War may, at any time, and from time to time, prescribe the reasonable rates of toll for such transit over such bridge, and the rates so prescribed shall be the legal rates and shall be the rates demanded and received for such transit.

Unobstructed navigation.

Changes.

Lights, etc.

Opening draw.

Tolls.

SEC. 5. That any persons who shall fail or refuse to comply with the lawful order of the Secretary of War or the Chief of Engineers, made in accordance with the provisions of this Act, shall be deemed guilty of a violation of this Act, and any persons who shall be guilty of a violation of this Act shall be deemed guilty of a misde-

Noncompliance with regulations a misdemeanor.

- Penalty.** meanor and on conviction thereof shall be punished in any court of competent jurisdiction by a fine not exceeding five thousand dollars, and every month such persons shall remain in default shall be deemed a new offense and subject such persons to additional penalties therefor; and in addition to the penalties above described the Secretary of War and the Chief of Engineers may, upon refusal of the persons owning or controlling any such bridge and accessory works to comply with any lawful order issued by the Secretary of War or Chief of Engineers in regard thereto, cause the removal of such bridge and accessory works at the expense of the persons owning or controlling such bridge, and suit for such expense may be brought in the name of the United States against such persons, and recovery had for such expense in any court of competent jurisdiction; and the removal of any structures erected or maintained in violation of the provisions of this Act or the order or direction of the Secretary of War or Chief of Engineers made in pursuance thereof may be enforced by injunction, mandamus, or other summary process, upon application to the circuit court in the district in which such structure may, in whole or in part, exist, and proper proceedings to this end may be instituted under the direction of the Attorney-General of the United States at the request of the Secretary of War; and in case of any litigation arising from any obstruction or alleged obstruction to navigation created by the construction of any bridge under this Act, the cause or question arising may be tried before the circuit court of the United States in any district which any portion of such obstruction or bridge touches.
- Litigation.**
- Time of construction.** SEC. 6. That whenever Congress shall hereafter by law authorize the construction of any bridge over or across any of the navigable waters of the United States, and no time for the commencement and completion of such bridge is named in said Act, the authority thereby granted shall cease and be null and void unless the actual construction of the bridge authorized in such Act be commenced within one year and completed within three years from the date of the passage of such Act.
- Meaning of "persons."** SEC. 7. That the word "persons" as used in this Act shall be construed to import both the singular and the plural, as the case demands, and shall include municipalities, quasi municipal corporations, corporations, companies, and associations.
- Amendment, etc.** SEC. 8. That the right to alter, amend, or repeal this Act is hereby expressly reserved as to any and all bridges which may be built in accordance with the provisions of this Act, and the United States shall incur no liability for the alteration, amendment, or repeal thereof to the owner or owners or any other persons interested in any bridge which shall have been constructed in accordance with its provisions.

Approved, March 23, 1906.

**PROPERTY OF THE
UNITED STATES GOVERNMENT
RIVER & HARBOR BOARD**

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RIVER & HARBOR BOARD

