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Notification of approval.

SEC. 3. That the Secretary of War is authorized and directed, upon receiving such plan, map, and other information, and upon being satisfied that the bridge built upon such plan and with such accessory works and at such locality will conform to the prescribed conditions of this act, to notify said company or corporation that he approves the same; and upon receiving such notification said company or corporation may proceed to the erection of said bridge, conforming to the approved plan and location; and should any change be made in the plan of the bridge or said accessory works, either during the progress of the work thereon or after it shall be completed, such change shall be subject likewise to the approval of the Secretary of War; and in case of any litigation arising from any obstruction or alleged obstruction to the free navigation of said river caused or alleged to be caused by said bridge, the case may be brought in the circuit court of the United States of the district where said bridge or any part thereof is located.

Changes.

Litigation.

Lawful structure and post-route.

SEC. 4. That the said bridge and accessory works, when built and constructed under this act and according to the terms and limitations thereof, shall be lawful structures, and shall be recognized and known as a post-route having the rights and privileges accorded to other post-routes; that 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 the railroads or public highways leading thereto, and that the United States shall have the right of way across said bridge for postal-telegraph lines.

Postal telegraph.

Use by other companies.

SEC. 5. That all railroad companies desiring the use of said bridge 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 the owner or owners of said bridge and the several railroad companies, or any one of them, desiring such use shall fail to agree upon the sum or sums to be paid, and upon rules and conditions to which each shall conform in using said bridge, all matters at issue between them shall be decided by the Secretary of War upon a hearing of the allegations and proofs of the parties.

Terms.

Secretary of War to decide disagreements.

Removal of obstructions.

SEC. 6. That Congress shall have power at any time to cause to be removed all material and substantial obstructions to the navigation of said river by the construction of said bridge and its accessory works, and the expense of altering said bridge or removing such obstructions shall be borne by the owners of or persons controlling the same.

Commencement and completion.

SEC 7. That this act shall be null and void if actual construction of the bridge herein authorized be not commenced within one year and completed within three years from the date hereof.

Amendment, etc.

SEC. 8. Congress shall have power, at all times, to amend or repeal this act as in its judgment the public interests shall require.

Approved, February 21, 1890.

February 21, 1890.

CHAP. 18.—An act to amend and alter an act entitled "An act to authorize the construction of a railroad, wagon, and foot-passenger bridge across the Mississippi River at or near Burlington, Iowa," approved August sixth, eighteen hundred and eighty-eight.

Bridge over Mississippi River, Burlington, Iowa.

Time for constructing extended.

Vol. 25, p. 360.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the time for commencement and completion of the bridge authorized by said act, as provided in section six thereof, be, and is hereby, each extended two years from the passage of this act.

Railroad, wagon, etc., or railroad or wagon and foot bridge.

SEC. 2. That the said Burlington and Illinois Bridge Company, its successors and assigns, be, and are hereby, authorized to construct

and maintain, under the provisions of said act, as far as applicable, except as herein modified, altered, or amended, either a railroad, wagon, and foot-passenger bridge, or a railroad, or wagon and foot-passenger bridge, and in the event that only a wagon and foot-passenger bridge be built that the provisions in said act for the passage of railroad trains and rights of railway companies incident thereto shall not apply.

Length of spans modified.

SEC. 3. That in case the bridge authorized at or near Burlington, Iowa, by an act approved August sixth, eighteen hundred and eighty-eight, be constructed in the immediate vicinity of the existing railroad bridge, the length of spans required by said act may be so modified as to make the clear channel-ways correspond in length and location to the clear channel-ways of the existing bridge: *Provided*, That in the opinion of the Secretary of War the interests of navigation be not materially affected thereby.

Proviso. Not to affect navigation.

Approved, February 21, 1890.

CHAP. 19.—An act to require the Superintendent of Census to ascertain the number of people who own farms and homes, and the amount of mortgage indebtedness thereon.

February 22, 1890.

Eleventh Census. Enumeration of owners of farms, mortgages, etc.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That it shall be the duty of the Superintendent of Census, in addition to the duties now required of him by law, to ascertain the number of persons who live on and cultivate their own farms, and who live in their own homes, and the number who hire their farms and homes, and the number of farms and homes which are under mortgage, the amount of mortgage debt, and the value of the property mortgaged. He shall also ascertain whether such farms and homes have been mortgaged for the whole or part of the purchase money for the same, or for other purposes, and the rates of interest paid upon mortgage loans.

Appropriation.

SEC. 2. That for the purposes of this act the sum of one million dollars is hereby appropriated out of any money in the Treasury not otherwise appropriated.

Penalties, etc. Vol. 25, pp. 764, 765.

SEC. 3. That the provisions of sections thirteen, fourteen, fifteen and sixteen of the "Act to provide for taking the Eleventh Census and subsequent censuses," approved March first, eighteen hundred and eighty-nine, shall apply to the provisions of this act.

Approved, February 22, 1890.

CHAP. 20.—An act to authorize the President to confer brevet rank on officers of the United States Army for gallant services in Indian campaigns.

February 27, 1890.

Army. Brevet rank authorized for gallantry, Indian campaigns.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the President of the United States be, and he is hereby, authorized and empowered, at his discretion, to nominate, and by and with the advice and consent of the Senate, to appoint to brevet rank all officers of the United States Army, now on the active or retired list, who by their department commander, and with the concurrence of the commanding general of the Army, have been or may be recommended for gallant service in action against hostile Indians since January first, eighteen hundred and sixty-seven.

Date of commissions.

SEC. 2. That such brevet commissions as may be issued under the provisions of this act shall bear date only from the passage of this act: *Provided, however*, that the date of the particular heroic act for which the officer is promoted shall appear in his commission.

Proviso. Date of heroic service.