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the Secretary of War and shall have been approved by him and the portion of said tract of land owned by the United States to be used for such stated purposes shall have been specially designated by him, and that no ditches shall be filled, nor embankments removed, nor structures built, repaired, altered, or removed, nor improvements of any sort begun until the extent and plans of such proposed work shall have been described in detail to the Secretary of War and shall have received his approval. Secretary of War to approve plans, etc.

Second, That said city of New Bedford shall have and exercise power to make and enforce police regulations concerning said tract, and shall properly protect all said property from injury. Police powers.

Third, That the United States reserves to itself the fee in said tract and the right to resume immediate and entire possession whenever either of the above provisions shall have been violated, and also to resume possession and occupy any portion thereof whenever, in the judgment of the President, the exigency arises that should require the use and appropriation of the same for public defense or otherwise, or for such other disposition as Congress may determine, without any claim for compensation to said town for improvement thereon or damage on account thereof. Fee reserved.

Approved, June 15, 1892.

CHAP. 119.—An act to authorize the Glen Echo Railroad Company to cross the Washington Aqueduct. June 15, 1892.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Glen Echo Railroad Company, a corporation duly incorporated under the laws of the State of Maryland, is hereby authorized to extend and operate its line of railway across the Washington Aqueduct and the land pertaining thereto in Montgomery county in said State: *Provided*, That the said crossing over the paved portion of the said conduit road shall be made at right angles with the said road and shall be made only at such place, in such manner, and on such conditions as shall be approved by the Secretary of War and accepted by said company, and no work shall be done on said railroad on any of said land until after such approval and acceptance in writing. At no point on the line of said Glen Echo Railroad, except at the crossing aforesaid, or of any extension of said railroad under whatever name, shall the inner rail be less than fifty feet from the middle of the paved portion of the conduit road. The operations of said company on said crossing shall always be subject to the control of the Secretary of War and to such requirements not provided for in this act as the Secretary of War may from time to time consider necessary for the safety of the aqueduct and of the public, and subject also to the right of the Secretary of War or other lawful public authority to interrupt the construction or use of said crossing whenever and for whatever reason it may be considered necessary for the public interests; and the agents and servants of said company, when on the public land of the United States, shall be subject to such regulations as the Secretary of War may prescribe. The said crossing shall be raised by and at the expense of said company to conform to any change of grade on the conduit road, and said company shall pave with stone and to the satisfaction of the engineer officer in charge of the Washington Aqueduct the spaces between the rails and sets of rails and two feet outside thereof and shall keep the same in good repair. Efficient signals by gong or bell shall be made by every car before and during the crossing of the Conduit road, and before crossing every car shall be brought to a complete stop, and no steam cars, locomotives, or passenger or other cars for steam railways shall ever be run over said crossing. The said company shall, before commencing work on said crossing, deposit with the Treasurer of the United States, to the credit of the Washington

Glen Echo Railroad Company.

May cross Washington Aqueduct.
Provisos.

Approval by Secretary of War.

Grade changes.

Signals.

Expenses.

Aqueduct, such sum as the Secretary of War may consider necessary to defray all the expenses that may be incurred by the United States in connection with the inspection of the company's work on said crossing and in making good any damages done by said company or its works or its contracting agents to the conduit or the conduit road, or to any work or land or other property of the United States, and in completing, as the Secretary of War may deem necessary, any of the company's work that the said company may neglect or refuse to complete and that the Secretary of War may consider necessary for the safety of the Washington Aqueduct and the works pertaining thereto, including its telephone line, or for the proper drainage of the Conduit Road and the land pertaining thereto, or for the proper use and orderly appearance of said road and land; and the said company shall also deposit, as aforesaid, such further sums for said purposes and at such times as the Secretary of War shall require: *Provided*, That the said moneys shall be disbursed like other moneys appropriated for the Washington Aqueduct, and that whatever shall remain of said deposits at the end of one year after the completion of said railroad shall be returned to said company, with an account of their disbursement in detail: *And provided also*, That disbursements of said deposits shall, except in case of emergency, be made only on the order of the Secretary of War. The exercise of the rights by this act granted are to terminate at the pleasure of the Secretary of War in case of persistent neglect by said company or by its successors to make the deposits or to comply with any of the conditions, requirements, and regulations aforesaid; and no claim for damages shall ever be made by said company or its successors in consequence of the exercise of any of the rights of the United States under this act.

Disbursement of moneys.

Termination of rights.

Approved, June 15, 1892.

June 17, 1892.

CHAP. 120.—An act to provide for the disposition and sale of lands known as the Klamath River Indian Reservation.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That all of the lands embraced in what was Klamath River Reservation in the State of California, as set apart and reserved under authority of law by an Executive order dated November sixteenth, eighteen hundred and fifty-five, are hereby declared to be subject to settlement, entry, and purchase under the laws of the United States granting homestead rights and authorizing the sale of mineral, stone, and timber lands: *Provided*, That any Indian now located upon said reservation may, at any time within one year from the passage of this act, apply to the Secretary of the Interior for an allotment of land for himself and, if the head of a family, for the members of his family, under the provisions of the act of February eighth, eighteen hundred and eighty-seven, entitled "An act to provide for the allotment of lands in severalty to Indians on the various reservations, and to extend the protection of the laws of the United States and the Territories over the Indians, and for other purposes," and, if found entitled thereto, shall have the same allotted as provided in said act or any act amendatory thereof: *Provided*, That lands settled upon, improved, and now occupied by settlers in good faith by qualified persons under the land laws shall be exempt from such allotment unless one or more of said Indians have resided upon said tract in good faith for four months prior to the passage of this act. And the Secretary of the Interior may reserve from settlement, entry, or purchase any tract or tracts of land upon which any village or settlement of Indians is now located, and may set apart the same for the permanent use and occupation of said village or settlement of Indians. And any person entitled to the benefits of the homestead laws of the United States who has in good faith prior

Klamath River Reservation, Cal.

Opened to settlement.

Provisos.

Allotments to Indians.

Vol. 25, p. 388.

Exemption of settled lands.

Indian villages.

Homestead entries.