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owned and operated by another street railway company in the city of Washington to continue such operation or to enter into reciprocal trackage relations with any other company, as provided for under existing law, unless its motive power for the propulsion of its cars shall be the same as that of the company whose tracks are used or to be used.

—penalty. For every violation of this Act the company violating it shall be subject to a fine of ten dollars for every car operated in violation of the provisions of this Act, said fine to be collected and applied in the same manner as is provided by existing laws in respect of other fines in the District of Columbia.

—discontinuance of use. SEC. 3. That all street railway companies within the District of Columbia now operating their systems or parts of their systems in the city of Washington by use of the tracks of one or more of such companies, under a reciprocal trackage agreement, as provided for under existing law, which shall be compelled by reason of the passage of this

—to transfer from one system to another. Act to discontinue the use of the tracks of another company, shall issue free transfers to their patrons from one system to the other at such junctions of their respective lines as may be provided for by the Commissioners of the District of Columbia.

Repeal. SEC. 4. That all acts and parts of acts inconsistent with the provisions of this Act are hereby repealed.

Approved, June 25, 1898.

June 27, 1898.

CHAP. 499.—An Act To amend the charter of the Eckington and Soldiers' Home Railway Company of the District of Columbia, the Maryland and Washington Railway Company, and for other purposes.

District of Columbia. Eckington and Soldiers' Home Railway. —may lease, etc., other lines. *Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That the Eckington and Soldiers' Home Railway Company of the District of Columbia be, and it is hereby, authorized to purchase or lease the property and franchises or any part thereof, of the Maryland and Washington Railway Company of the District of Columbia and that part of the property and franchises of the Columbia and Maryland Railway Company of Maryland lying between the District line and the town of Laurel, Maryland, and the Maryland and Washington Railway Company is hereby authorized to sell or lease its property and franchises to the said Eckington and

Proviso. —fare. Soldiers' Home Railway Company: *Provided*, That only one fare, not exceeding the rate now authorized by law, shall be charged for a single continuous ride over all the lines in the District of Columbia affected by such purchase or lease.

Underground electric system to be used. *Post*, p. 1292. SEC. 2. That the said Eckington and Soldiers' Home Railway Company, under the supervision of the Commissioners of the District of Columbia, shall fully equip all its lines now owned and operated within the city of Washington and also the North Capitol street line from the intersection of G street north and New Jersey avenue to T street north with an underground electric system essentially similar to the underground system now in use by the Metropolitan Railroad Company in said city, upon plans to be submitted to and approved by the said Commissioners, and shall have its cars regularly running by said system

Provisos. Use of electric power limited. within twelve months from the passage of this Act: *Provided*, That nothing herein contained shall be construed as authorizing or permitting said company to use their conduits or cables or electrical conductors of any character whatever for the purpose of electric lighting or power, except such as may be necessary for the lighting and propelling of the cars and other machinery of such road and the power house of said company, or other property owned or acquired by said company adjacent to the lines of the road and necessary for the operation of said

Conduits. road: *Provided, however*, That the Commissioners of the District of Columbia are hereby authorized to permit street railway companies using the underground electric system to construct conduits not exceeding five blocks in length to connect their existing conduits for the pur-

pose of conveying electric current to be used for street railway purposes only: *And provided further*, That before permits shall be issued to begin such work all taxes and special assessments due and unpaid to the District of Columbia, and all indebtedness due the employees for labor, or due others for coal, feed, horseshoes, and other supplies, contracted for by the receiver of the said Eckington and Soldiers' Home Railway, duly appointed by the court, and used on behalf and for the benefit of said company, during such receivership, and to be approved by the court appointing such receiver, shall first be paid: *Provided*, That in case of any lines purchased or leased by said Eckington and Soldiers' Home Railway Company, such lines within the city of Washington shall be fully equipped with said underground electric system within twelve months from the completion of such purchase or lease, and the North Capitol street branch shall be completed with the underground system to the Soldiers' Home within twelve months from the opening and grading of said street.

Prepayment of existing obligations.

Completion of underground system, leased, etc., lines.

SEC. 3. That the route of the Eckington and Soldiers' Home Railway Company shall be as at present, with the following changes, to wit: Between the intersections of T and Third streets northeast and R and Second streets northeast one track shall be abandoned, and in lieu thereof a single track shall be constructed between the same points on T and Second streets northeast; between the intersections of Eckington place and Florida avenue and New York avenue and First street northeast both tracks shall be abandoned, and in lieu thereof a double track shall be constructed between these two points, crossing Florida avenue and on First street; between the intersections of New York avenue and Fifth street and Fifth street and G street northwest, the roadway shall be widened to a width of forty-five feet, one-half at the expense of said company, and one-half at the expense of any District of Columbia appropriation available for such work; a single track between First and C streets and Fourth and D streets northeast shall be abandoned, and in lieu thereof a single track shall be constructed on D and First streets northeast, between these points: *Provided further*, That the abandoned tracks shall be removed, and the single tracks, with all the necessary switches, turn-outs, and so forth, shall be located subject to the approval of the Commissioners of the District of Columbia.

Route.

Proviso.

Abandoned tracks.

Location single tracks.

SEC. 4. That the said Eckington and Soldiers' Home Railway Company is hereby authorized to issue its capital stock and its bonds to an aggregate amount sufficient to cover the cost of the property and franchises whose purchase or lease is herein provided for and the cost of the construction, equipment, and reequipment of the railway lines now owned by the said Eckington and Soldiers' Home Railway Company or hereafter to be acquired by said company, and to secure said bonds by mortgage or deed of trust of any part or all of its property and franchises, as now owned or hereafter to be acquired under the provisions of this Act or otherwise: *Provided*, That such stock and bonds shall be issued to such an amount and upon such terms as may be agreed upon by the majority stockholders of such company: *And provided further*, That the issue of such bonds and stock shall not in the aggregate exceed the amount necessary for effecting any such purchase, lease, or acquisition and for the construction, reconstruction, and equipment aforesaid, and the total outstanding bonds and stock shall in no event exceed the sum of one hundred and fifty thousand dollars per mile of single track.

Issue of capital stock and bonds.

Provisos.
—amount of issue, etc.

—limit.

SEC. 5. That within sixty days from the date of the approval of this Act the Eckington and Soldiers' Home Railway Company shall deposit five thousand dollars with the collector of taxes of the District of Columbia to guarantee the construction, equipment, and reequipment of its lines, as authorized and prescribed by this Act. If said sum is not so deposited, then this Act shall be void. If said sum is so deposited and the said lines are not reconstructed, equipped, and reequipped as herein provided for, then said sum of five thousand

Deposit to guarantee construction.

dollars shall be forfeited to the District of Columbia, and this Act shall be void.

Maryland and Washington Railway. —power to institute condemnation proceedings continued.

SEC. 6. That the power to institute condemnation proceedings conferred upon the Maryland and Washington Railway Company by section twenty-four of the joint resolution entitled "A joint resolution to extend the charter of the Maryland and Washington Railway Company," approved August twenty-third, eighteen hundred and ninety-four, be, and the same is hereby, continued in force one year from the passage of this Act.

Vol. 28, p. 590.

Penalty for noncompletion.

SEC. 7. That on and after twelve months from the passage of this Act the Eckington and Soldiers' Home Railway Company shall pay to the District of Columbia, in addition to all other taxes now required to be paid by the said Eckington and Soldiers' Home Railway Company, the sum of fifty dollars for each and every day thereafter until said road shall be completed.

Subsisting claims unaffected.

SEC. 8. That nothing herein shall be construed to relieve any of the corporations herein mentioned from any just liability nor to in any manner affect any valid subsisting claim of any creditor against said corporations, or either of them.

Change of name to City and Suburban Railway.

SEC. 9. That the Eckington and Soldiers' Home Railway Company is hereby authorized to change its name to City and Suburban Railway of Washington by a majority vote of its stockholders, such change to become operative when a certificate of the action of the stockholders shall have been recorded in the office of the recorder of deeds of the District of Columbia; such certificate to be signed by the president, attested by the secretary, and the corporate seal to be attached thereto.

Amendment.

SEC. 10. That Congress reserves the right to alter, amend, or repeal this Act.

Approved, June 27, 1898.

June 27, 1898.

CHAP. 500.—An Act To authorize the Kansas, Oklahoma and Gulf Railway Company to construct and operate a railway through the Chilocco Indian Reservation, Territory of Oklahoma, and for other purposes.

Kansas, Oklahoma and Gulf Railway granted right of way through Chilocco Indian Reservation, Oklahoma.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That a right of way one hundred feet in width through the Chilocco Indian Reservation, in the Territory of Oklahoma, is hereby granted to the Kansas, Oklahoma and Gulf Railway Company, a railway corporation organized and existing under and by virtue of the laws of said Territory; and also is hereby granted to said company, where there are heavy cuts or fills, the right to use such additional grounds as may be necessary for the construction and maintenance of the roadbed, not exceeding fifty feet in width on each side of the said right of way, or so much thereof as shall be included in the cuts or fills: *Provided*, That no part of the lands herein granted shall be used except in such manner and for such purposes only as shall be necessary for the construction and convenient operation of said railway and telegraph and telephone lines, and when any portion thereof shall cease to be used for such purposes the same shall revert to the United States: *And provided further*, That a map of definite location, showing the entire route of said railway through the said Indian reservation, shall be filed with and approved by the Secretary of the Interior before any part of the said railway shall be constructed through or into said reservation.

Provisos.
Restriction on use of land; reversion.

Filing of map of definite location.

—approval of.

Approved, June 27, 1898.