AUTHENTICATED
U.S. GOVERNMENT
INFORMATION
GPO

CHAP. 275.—An Act Authorizing the Eldorado and Bastrop Railway Company to construct and maintain a bridge across the Ouachita River, in the State of Arkansas.

March 24, 1902.
[Public, No. 56.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Eldorado and Bastrop Railway Company, a corporation organized and existing under and by virtue of the laws of the State of Arkansas, be, and it is hereby, authorized to construct and maintain a bridge across the Ouachita River, in the State of Arkansas, at such point on the boundary line between the counties of Ashley and Union in said State suitable to the interests of navigation as may hereafter be selected by said railway company for crossing said river with its railway line. Said bridge shall be constructed to provide for the passage of railway trains and, at the option of said railway company, may be used for the passage of wagons and vehicles of all kinds and for the transit of animals and for foot passengers, for such reasonable rates of toll as may be fixed by said railway company and approved by the Secretary of War.

Ouachita River, Ark. Eldorado and Bastrop Railway Company may bridge. Location.

Railway, wagon, and foot bridge.

Toll.

SEC. 2. That said bridge built under this Act and subject to its limitations shall be a lawful structure and shall be recognized and known as a post route, upon which also no higher charge shall be made for the transmission over the same of the mails, the troops, and munitions of war of the United States than the rate per mile paid for the transportation over the railroad or public highways leading to said bridge, and shall enjoy the rights and privileges of other post roads in the United States; and equal privileges in the use of said bridge shall be granted to all telegraph and telephone companies, and the United States shall have the right of way across said bridge and its approaches for postal telegraph purposes: *Provided*, That the bridge herein authorized to be constructed shall be so kept and managed by the company owning or operating it as to afford proper ways and means for the passage through or under it of vessels, barges, or rafts at all times, both by day and by night; and there shall be displayed on said bridge, from sunset to sunrise, such lights and signals as the Light-House Board shall prescribe.

Lawful structure and post route.

Telegraph, etc., rights.

Proviso.
Aids to navigation.

Lights, etc.

SEC. 3. That if said bridge erected and maintained under the authority of this Act shall at any time substantially or materially obstruct the free navigation of said river, or shall, in the opinion of the Secretary of War, obstruct such navigation, he is hereby authorized to cause such change or alteration of said bridge to be made as will effectually obviate such obstruction, and such alteration shall be made and all such obstructions be removed at the expense of the owner or owners of said bridge; and in case of any litigation arising from any obstruction or alleged obstruction to the free navigation of said river, the case may be brought in the district court of the United States, in the State of Arkansas, for the district in which any portion of said obstruction or bridge may be located: *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 bridge from the operation of the same.

Secretary of War to cause changes, etc.

Litigation.

Proviso.
Protection of navigation.

SEC. 4. That all railroad companies desiring the use of the bridge constructed under 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 payment of a reasonable compensation for such use; and in case the parties interested shall fail to agree upon the sum or sums to be paid and upon the rules and conditions to which each shall conform in using said bridge, all matters at issue between them shall, upon the application of either party, be determined by the district court of the United States in and for any district in which any portion of said bridge may be.

Use by other companies.
Compensation.

SEC. 5. That the bridge authorized to be constructed under this Act shall be built and located under and subject to such regulations for the

Secretary of War to approve plans, etc.

security of navigation of said river as the Secretary of War shall prescribe, and to secure that object the said company or corporation shall submit to the Secretary of War, for his examination and approval, a design and drawings of said bridge and a map of the location, giving for the space of one mile above and one mile below the proposed location of the bridge the topography of the banks of the river, with shore lines at high and low water, and shall furnish such other information as may be required for a full and satisfactory understanding of the subject; and until the said plans and location of the bridge are approved by the Secretary of War the bridge shall not be built, and should any change be made in the plans of the said bridge during the process of construction or after completion such change shall be subject to the approval of the Secretary of War; and said structure shall be changed at the cost and expense of the owners thereof from time to time, as the Secretary of War may direct, so as to preserve the free and convenient navigation of said river.

Changes.

Time of construction.

SEC. 6. 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.

SEC. 7. That the right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, March 24, 1902.

March 24, 1902.
[Public, No. 57.]

CHAP. 276.—An Act To change the boundaries between the southern and central judicial districts of the Indian Territory.

Indian Territory judicial districts.
Change of boundaries between southern and central districts.
Vol. 28, p. 694.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That all that portion of the Chickasaw Nation east of the Washita River, from the junction of Island Bayou and the Red River, up the Red River to the mouth of the Washita River, and up said river to the mouth of Butcherpen Creek, and north up said Butcherpen Creek to the township line between townships four and five south, in range seven east, thence along said township line to the boundary line between the Choctaw and Chickasaw nations, in range eight east, shall be added to the central judicial district of the Indian Territory.

Central district.
Jurisdiction.

SEC. 2. That the United States court for the central judicial district of the Indian Territory shall have jurisdiction over all cases, civil and criminal, arising within the said described boundaries after the passage of this Act.

Additional commissioner.

SEC. 3. That the judge of the United States court in the Indian Territory presiding in the central judicial district thereof is hereby authorized and empowered to appoint an additional United States commissioner within said district, who shall be permanently located at Durant, in the Choctaw Nation, and to prescribe by metes and bounds the portion of the district for which such commissioner is appointed.

Approved, March 24, 1902.

March 24, 1902.
[Public, No. 58.]

CHAP. 277.—An Act For a marine hospital at Buffalo, New York.

Buffalo, N. Y.
Marine hospital authorized.
Post, p. 423.

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 purchase or otherwise procure a suitable site, and cause to be erected thereon, at the city of Buffalo, New York, a suitable and commodious building for a marine hospital (the plans and estimates for said building to be pre-