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April 28, 1904.
[S. 5504.]
[Public, No. 220.]

CHAP. 1788.—An Act To amend an Act entitled "An Act to authorize the counties of Sherburne and Wright, Minnesota, to construct a bridge across the Mississippi River," approved March twenty-ninth, nineteen hundred and four.

Mississippi River.
Sherburne and Wright counties, Minn., may bridge.
Ante, p. 152, amended.

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 authorize the counties of Sherburne and Wright, Minnesota, to construct a bridge across the Mississippi River," approved March twenty-ninth, nineteen hundred and four, is hereby amended so as to read as follows:

Otsego and Elk River substituted.

"That the town of Otsego, in the county of Wright, the county of Wright, and the village of Elk River, in the State of Minnesota, through their corporate authorities, are hereby authorized and empowered to construct and maintain a wagon and foot bridge, with necessary approaches, across the Mississippi River for the purpose of connecting the village of Elk River, in Sherburne County, with the town of Otsego, in Wright County. Such bridge shall be constructed to provide for the passage of wagons and vehicles of all kinds, animals, foot passengers, and for all road travel.

Wagon and foot bridge.

Location.

"SEC. 2. That the said bridge authorized to be constructed under this Act shall be built and constructed, upon plans to be approved by the Secretary of War, from the south side of the river, in the town of Otsego, county of Wright, at or near where the sixteenth section line of section ten, township one hundred and twenty-one north, of range twenty-three west, projects into and across the Mississippi River to a point on the north side of the river, in the village of Elk River, county of Sherburne, at or near where the aforesaid line if projected across the river would touch block four in said village, and shall be subject to the free use of the public, under such rules and regulations as may be prescribed by the counties of Sherburne and Wright: *Provided*, That the said bridge shall be constructed under and subject to such regulations for the security of navigation as the Secretary of War shall prescribe; and to secure that object the said counties shall submit for his examination and approval a design and drawing of the bridge and a map of the location; and until the location and plan of the bridge are approved by the Secretary of War the bridge shall not be commenced or built; and should any change be made in the plan of said bridge during the progress of construction or after completion, such change shall be subject to the approval of the Secretary of War.

Proviso.
Secretary of War to approve plans, etc.

Lawful structure and post route.

"SEC. 3. That said bridge shall be a lawful structure, and shall be recognized and known as a post route, and shall enjoy the rights and privileges of other post-roads in the United States; and no higher charge shall be made for the transmission over the same of the mails, troops, and munitions of war of the United States than the rate per mile paid for the transportation over the road or roads leading to such bridge. 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, and telephone purposes; and all changes in said bridge required by the Secretary of War at any time, or its entire removal, shall be at the expense of the corporation owning or operating said bridge.

Telegraph, etc., rights.

Changes.

Amendment.

"SEC. 4. That the right to alter, amend, or repeal this Act is hereby expressly reserved.

Time of construction.

"SEC. 5. That this Act shall be null and void unless the bridge authorized is commenced within two years and completed within three years from the date of approval thereof."

Approved, April 28, 1904.