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Crimes, etc.

SEC. 22. That all prosecutions for crimes or offenses hereafter committed in either of said districts shall be cognizable within the district in which committed.

Prior crimes.

SEC. 23. That in all prosecutions for crimes or offenses heretofore committed within either the northern or southern districts of Illinois, as hitherto constituted, shall be commenced and proceeded with in each of said districts, respectively, the same as if this Act had not been passed.

Repeal.

SEC. 24. That all laws or parts of laws inconsistent herewith are hereby repealed.

Approved, March 3, 1905.

March 3, 1905.
[S. 7164.]
[Public, No. 161.]

CHAP. 1428.—An Act Permitting the building of a railway bridge across White River, joining the township of Harrison, in Knox County, State of Indiana, and township of Washington, in Pike County, State of Indiana.

White River, Ind.
Vincennes, West Baden and Louisville Traction Company may bridge.
Location.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the consent of Congress is hereby granted to the Vincennes, West Baden and Louisville Traction Company, a railway corporation organized under the laws of the State of Indiana, its successors or assigns, to build a railway bridge across the White River, at a point suitable to the interests of navigation, joining the township of Harrison, in Knox County, State of Indiana, and the township of Washington, in Pike County, State of Indiana: *Provided*, That the plans for the said bridge and appurtenant works and the location thereof shall be submitted to and approved by the Chief of Engineers and the Secretary of War before the commencement of construction: *And provided further*, That said Vincennes, West Baden and Louisville Traction Company, its successors or assigns, shall not deviate from such plans after such approval either before or after the completion of the said bridge unless the modification of said plans shall have been previously submitted to and received the approval of the Chief of Engineers and of the Secretary of War, and any changes in said bridge which the Secretary of War may at any time order in the interest of navigation shall be promptly made by said company at its own expense.

Provisos.
Secretary of War to approve plans.

Changes.

Litigation.

SEC. 2. That in case any litigation arises from the building of said bridge or from the obstruction of said river by said bridge cases may be tried in the proper courts, as now provided for that purpose in the State of Indiana, and in the courts of the United States: *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 same.

Proviso.
Existing laws not affected.

Use by other companies.

SEC. 3. 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 over the same and over the approaches thereto upon payment of a reasonable compensation for such use; and in case of disagreement between the parties in regard to the compensation to be paid or the conditions to be observed all matters at issue shall be determined by the Secretary of War.

Compensation.

Lawful structure and post route.

SEC. 4. That any 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 no higher charge shall be made for the transmission of mails and the troops and munitions of war of the United States over the same than the rate per mile paid for the transportation over the railroad or approaches leading to the said bridge; and it shall enjoy the rights and privileges of other post-roads in the United States,

Telegraph, etc. right.

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 and telephone purposes.

Time of construction.

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

Amendment.

SEC. 6. That the right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, March 3, 1905.

March 3, 1905.
[S. 7184.]

[Public, No. 162.]

CHAP. 1429.—An Act To provide for an additional associate justice of the supreme court of the Territory of Arizona, and for other purposes

Arizona
Additional associate justice supreme court of.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That hereafter the supreme court of the Territory of Arizona shall consist of a chief justice and four associate justices, any three of whom shall constitute a quorum, but three justices must concur in order to reverse a judgment or other determination of a district court.

Appointment.

SEC. 2. That it shall be the duty of the President to appoint, in the manner now provided by law, one additional associate justice of said

Term of office.

supreme court, who shall hold his office for the term of four years and until his successor is appointed and qualified.

Five judicial districts.

SEC. 3. That the said Territory shall be divided into five judicial districts, and a district court shall be held in each district by one of the justices of the said supreme court, at such time and place as is or may be prescribed, and the said district court in each of said districts shall have the same jurisdiction that district courts of said Territory now possess, or such as may hereafter be conferred upon it by law.

Division and assignments.

SEC. 4. That the chief justice and his associates are hereby vested with power and authority, and are hereby directed, to divide the said Territory into five judicial districts and to change the same from time to time as may seem to them expedient, and to designate the justices who shall preside therein, and to fix the time and place for holding the district court in each of said districts, and to fix the times for holding courts in the respective counties of each judicial district in the exercise

R. S., sec. 1874, p. 331.

of the authority conferred upon the said justices by section eighteen hundred and seventy-four of the Revised Statutes of the United States. Each justice, after assignment, shall reside in the district to which he is assigned.

Assignments.

SEC. 5. That the supreme court of said Territory, or the chief justice thereof, may designate any justice to try any case or cases in any district, or to hold any term of court in any district.

Restriction.

SEC. 6. That no justice of the supreme court of said Territory shall sit as a member of said court in, or participate in, the trial, hearing, or decision of any case decided by him in the district court or in which he has any interest.

Pending cases.

SEC. 7. That this Act shall not affect civil or criminal cases or proceedings of any nature commenced prior to its passage in any of the several district courts of said Territory, but they shall be tried, determined, or disposed of in the respective courts where the same are pending as if this Act had not been passed.

Approved, March 3, 1905.