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shall have nearest attained the three years' term of service required by said Act of June eighth, nineteen hundred and six, provided their conduct and intelligent attention to duty shall justify such promotion.

Filling vacancies by appointment.

"Should a vacancy occur at any time in the grade of private of class two or class three by reason of death, removal, or resignation of any private in class two or class three, and should there be no private of class one or class two, as the case may be, eligible for promotion by length of service as required by the Act of Congress approved June eighth, nineteen hundred and six, to amend section one of an Act entitled 'An Act relating to the Metropolitan police of the District of Columbia,' then, and in that case, the Commissioners of the District of Columbia are authorized to appoint to class one such number of privates, not to exceed ten, as may be necessary to maintain the full complement of the force as allowed by the law making appropriations for the support of the Metropolitan police department of the District of Columbia," and any unexpended balance of the appropriation providing for salaries of members of class two or three during the fiscal year in which said appointments are made, is hereby made available for the payment of the salaries of the additional privates of class one provided for herein.

Limit.

Unexpended balance available.

Approved, March 2, 1907.

CHAP. 2575.—An Act To provide for an additional district judge for the northern district of California.

March 2, 1907.
[H. R. 25692.]
[Public, No. 234.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That there shall be in the northern district of California an additional district judge, who shall be appointed by the President, by and with the advice and consent of the Senate, and shall possess the same qualifications and have the same powers and jurisdiction and receive the same compensation provided by law in respect to other district judges.

California judicial district.
Additional judge appointed for northern district.
R. S. sec. 551, p. 93.

SEC. 2. That the senior circuit judge of the ninth circuit, or any circuit judge within the State of California, shall make all necessary orders for the division of business and the assignment of cases for trial in said district.

Division of business.

Approved, March 2, 1907.

CHAP. 2576.—An Act To authorize the Cairo and Tennessee River Railroad Company to construct a bridge across the Tennessee River.

March 2, 1907.
[H. R. 25738.]
[Public, No. 235.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Cairo and Tennessee River Railroad Company, a corporation organized under the laws of the States of Tennessee and Kentucky, its successors and assigns, be, and they are hereby, authorized to construct, maintain, and operate a railroad bridge and approaches thereto across the Tennessee River, between Brandon's mill, in Calloway County, and Birmingham, Marshall County, in the State of Kentucky, in accordance with the provisions of the Act entitled "An Act to regulate the construction of bridges over navigable waters," approved March twenty-third, nineteen hundred and six.

Tennessee River, Ky.
Cairo and Tennessee River Railroad Company may bridge.

Location.

Ante, p. 84.

SEC. 2. That the right to alter, amend, or repeal this Act is hereby expressly reserved.

Amendment.

SEC. 3. That the Act of Congress approved March ninth, nineteen hundred and six, entitled "An Act to authorize the Cairo and Tennessee Railroad Company to construct a bridge across the Tennessee River," is hereby repealed.

Former act repealed.
Ante, p. 56.

Approved, March 2, 1907.