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of War may at any time require and enforce, at the expense of the owners, such modifications and changes in the construction of said dam as he may deem advisable in the interests of navigation.

Fishways.

SEC. 2. That suitable fishways, to be approved by the Secretary of Commerce and Labor, shall be constructed and maintained at said dam by said corporation, its successors or assigns.

Litigation.

SEC. 3. That in case any litigation arises from the building of said dam, or from the obstruction of said river by said dam or appurtenant works, cases may be tried in the proper courts as now provided for that purpose in the State of Minnesota, or 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 structures from the operation of same.

Existing law not affected.

Amendment.

Time of completion. *Post*, p. 1220.

SEC. 4. That the right to amend, alter, or repeal this Act is hereby expressly reserved; and the same shall become null and void unless the construction of the dam hereby authorized is commenced within one year after the passage of this Act and completed within three years thereafter.

Approved, June 4, 1906.

June 4, 1906.
[H. R. 18026.]

[Public, No. 194.]

CHAP. 2575.—An Act Permitting the building of a dam across the Mississippi River near the city of Bemidji, Beltrami County, Minnesota.

Mississippi River. William R. Morrison and H. W. Haines may dam, near Bemidji, Minn.

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 William R. Morrison and H. W. Haines to build a dam across the Mississippi River near the city of Bemidji, Minnesota, between the point where the same crosses the west line of township one hundred and forty-five, range thirty-five, and the point where said river crosses the north line of said township in Hubbard County, Minnesota, for the development of water power and such works and structures in connection therewith as may be necessary or convenient in the development of such power and in the utilization of the power thereby developed: *Provided*, That the plans for the construction of said dam and appurtenant works shall be submitted to and approved by the Chief of Engineers and the Secretary of War before the commencement of the construction of the same: *And provided further*, That the said William R. Morrison and H. W. Haines, their heirs, administrators, and assigns, shall not deviate from such plans after such approval, either before or after the completion of said structure, unless the modification of said plans shall have previously been submitted to and received the approval of the Chief of Engineers and of the Secretary of War: *And provided further*, That there shall be placed and maintained in connection with said dam a sluiceway, so arranged as to permit logs, timber, and lumber to pass around, through, or over said dam without unreasonable delay or hindrance and without toll or charges: *And provided further*, That the dam shall be so constructed that the Government of the United States may at any time construct in connection therewith a suitable lock for navigation purposes, and may at any time, without compensation, control the said dam so far as shall be necessary for purposes of navigation, but shall not destroy the water power developed by said dam and structures to any greater extent than may be necessary to provide proper facilities for navigation; and that the Secretary of War may at any time require and enforce, at the expense of the owners, such modifications and changes in the construction of such a dam as he may deem advisable in the interests of navigation: *And provided further*, That suitable

Provisos.
Secretary of War to approve plans, etc.

Changes.

Sluiceway.

Lock.

Fishways and lights.

fishways and lights, to be approved by the Secretary of Commerce and Labor, shall be constructed and maintained at said dam by William R. Morrison and H. W. Haines, their heirs, administrators, and assigns.

Litigation.

SEC. 2. That in case any litigation arises from the building of said dam or from the obstructions of said river by said dam or appurtenant works, cases may be tried in the proper courts as now provided for that purpose in the State of Minnesota 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 structures from the operation of the same.

Existing law not affected.

Time of completion.

SEC. 3. That this Act shall be null and void unless the dam herein authorized be commenced within one year and be completed within three years from the time of the passage of this Act.

Amendment.

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

Approved, June 4, 1906.

June 4, 1906.
[H. R. 18439.]
[Public, No. 195.]

CHAP. 2576.—An Act To authorize the construction of a bridge across Tallahatchie River in Tallahatchie County, Mississippi.

Tallahatchie River, Tallahatchie County, Miss., may bridge, at Jarman Ferry.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the board of supervisors of Tallahatchie County, State of Mississippi, a municipal corporation under the laws of the State of Mississippi, its successors and assigns, be, and they are hereby, authorized to construct, maintain, and operate a wagon bridge and approaches thereto, across the Tallahatchie River, at or near Jarman Ferry, in Tallahatchie County, in the State of Mississippi, 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.

Ante, p. 84.

Amendment.

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

Approved, June 4, 1906.

June 4, 1906.
[H. R. 19473.]
[Public, No. 196.]

CHAP. 2577.—An Act Authorizing the use of the waters in Coosa River at Lock Numbered Four, in Alabama.

Coosa River, Ala. Completion of Lock Number Four by private parties authorized.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War is hereby authorized and empowered to enter into contract with any individual or corporation, private or municipal, preference being given to riparian owners and their assigns, hereinafter designated "the contracting party," to complete the dam and forebay of the lock which has been partially constructed by the Government at Lock Numbered Four on the Coosa River, the work to be done under his supervision and control, and in accordance with the present adopted project and any modification thereof that he may deem proper: *Provided*, That the contracting party shall furnish all materials, of every character, and pay for all labor required in the construction of said dam and forebay, which, upon completion, shall become the property of the United States, free of all costs, claims, or charges of any kind whatsoever: *Provided further*, That the terms of this Act and any stipulation which the Secretary of War may deem necessary to safeguard the interests of navigation and other interests of the United States shall be embodied in any contract entered into as aforesaid.

Provisos.
Conditions.

Protection to navigation.