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within sixty days after the passage of this Act the Commissioners of the District of Columbia be, and they are hereby, authorized and directed to institute in the supreme court of the District of Columbia a proceeding in rem to condemn the land that may be necessary for the extension of Harvard street, Columbia Heights, in a straight line, with a width of sixty feet, more or less, to Sixteenth street northwest, upon such lines as the Commissioners of the District of Columbia may deem most advantageous to the abutting property.

Assessments. *Ante*, p. 152.

SEC. 2. That assessments shall be made by the jury as benefits as contemplated in section four hundred and ninety-one g of the subchapter of the Code hereinbefore referred to: *Provided*, That the total amount found to be due and awarded as damages, plus the cost and expenses of the proceedings, shall be assessed by the said jury as benefits.

Proviso. Damages, etc., assessed as benefits.

Appropriation for expenses.

SEC. 3. That the sum of three hundred dollars, or so much thereof as may be necessary, is hereby appropriated, out of the revenues of the District of Columbia, to provide the necessary funds for the cost and expenses of the condemnation proceedings taken pursuant hereto, to be repaid to the District of Columbia from the assessment for benefits when the same are collected, and a sufficient sum to pay the amounts of all judgments and awards is hereby appropriated out of the revenues of the District of Columbia.

Payment of awards.

Approved, January 22, 1907.

CHAP. 390.—An Act To extend Fourth street northeast.

January 22, 1907.
[H. R. 14900.]
[Public, No. 30.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That under and in accordance with the provisions of sections four hundred and ninety-one a to four hundred and ninety-one n, both inclusive, of subchapter one of chapter fifteen of the Code of Law for the District of Columbia, within thirty days after the passage of this Act the Commissioners of the District of Columbia be, and they are hereby, authorized and directed to institute in the supreme court of the District of Columbia a proceeding in rem to condemn the land that may be necessary for the extension of Fourth street northeast northward from its present termination near Franklin street extended, through the Frederick Rose tract to Hamlin street extended.

District of Columbia. Fourth street northeast. Condemning land for extending. *Ante*, p. 151.

Assessments. *Ante*, p. 152.

SEC. 2. That assessments shall be made by the jury as benefits as contemplated in section four hundred and ninety-one g of the subchapter of the Code hereinbefore referred to: *Provided*, That the total amount found to be due and awarded as damages, plus the cost and expenses of the proceedings, shall be assessed by the said jury as benefits: *And provided further*, That the jury in their assessments of damages and benefits shall consider the circumstances and conditions under which an alleged dedication was made through what was known as the Frederick Rose property, being parts of lots eight and nine, Metropolis View, and shall further consider the fact that certain improvements were made by the District of Columbia because of the alleged dedication through said property, and shall also consider the benefits to said property by reason of said improvements.

Provisos. Damages, etc., assessed as benefits.

Jury to consider dedication of certain land at Metropolis View, etc.

Appropriation for expenses.

SEC. 3. That the sum of three hundred dollars, or so much thereof as may be necessary, is hereby appropriated out of the revenues of the District of Columbia, to provide the necessary funds for the costs and expenses of the condemnation proceedings taken pursuant hereto, to be repaid to the District of Columbia from the assessment for benefits when the same are collected; and a sufficient sum to pay the amounts of all judgments and awards is hereby appropriated out of the revenues of the District of Columbia.

Payment of awards.

Approved, January 22, 1907.