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CHAP. 217.—An Act Providing for the raising of the United States battle ship Maine, in Habana Harbor, and to provide for the interment of the bodies therein.

May 9, 1910.
[H. R. 23012.]

[Public, No. 169.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War and the Chief of Engineers are hereby authorized and directed to provide with all convenient speed for the raising or the removal of the wreck of the United States battle ship Maine from the harbor of Habana, Cuba, and for the proper interment of the bodies therein, in Arlington Cemetery; and the Secretary of War is authorized and directed to remove the mast of the wreck of said battle ship Maine and place the same upon a proper foundation in Arlington National Cemetery at or near the spot where the bodies of those who died through such wreck are interred: *Provided, however*, That the consent in proper form of the Republic of Cuba shall be first obtained. The sum of one hundred thousand dollars is hereby appropriated, out of any money in the Treasury not otherwise appropriated, on account of the work herein authorized.

Battle ship "Maine."
Wreck to be removed from Habana Harbor.
Interment of bodies, etc.

Proviso.
Consent from Cuba.
Appropriation.
Post, pp. 789, 1407.

Approved, May 9, 1910.

CHAP. 225.—An Act To authorize the opening of a road along the Anacostia River in the District of Columbia.

May 10, 1910.
[H. R. 19038.]

[Public, No. 170.]

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 an Act entitled "An Act to amend an Act entitled 'An Act to establish a Code of Law for the District of Columbia,' regulating proceedings for condemnation of land for streets," approved April thirtieth, nineteen hundred and six, known as subchapter one of chapter fifteen of the Code of Law of the District of Columbia, except section four hundred and ninety-one g of said subchapter, which section shall not be applicable to 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 and acquire the fee simple and absolute title, including all riparian rights and all other rights pertaining thereto, to a strip of land for a public highway and for park purposes along the Anacostia River and bounded by said river, from Monroe street extended to the right of way of the outfall sewer at and near Poplar Point and from the southwest corner of the grounds of the Government Hospital for the Insane along said Anacostia River to Giesboro Point, near the western terminus of Memphis street, as shown on the permanent system of highway plans for the District of Columbia. The northern and western boundary of said strip of land shall be coincident with the high-water line of the said Anacostia River, and the southern and eastern boundary of the said strip of land shall be not more than one hundred and sixty feet therefrom: *Provided*, That of the amount found due and awarded as damages for and in respect of the land condemned under this Act for the said public highway and park not less than one-half thereof, together with all the costs and expenses of the proceeding or proceedings taken pursuant hereto, shall be assessed as benefits by the jury in said proceeding against the lots, pieces, or parcels of ground lying on the side or sides of the extension of the said public highway and park and also on all or any adjacent pieces or parcels of land which will be benefited by the said public highway and park as herein provided: *And provided further*, That the sums to be assessed against each lot, piece, or parcel of ground shall be determined and designated by the jury, and in determining what amount shall be assessed against any particular lot, piece,

District of Columbia.
Road along Anacostia River.
Condemning land for.
Vol. 34, pp. 151, 930.

Location.

Provisos.
One-half of damages assessed as benefits.

Determination of benefits.