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SEC. 2. That the right to alter, amend, or repeal this Act is hereby expressly reserved, and the United States shall incur no liability for the alteration, amendment, or repeal thereof to the city of New York, or to the owner or owners, or any other persons interested in any obstruction which shall have been constructed under its provisions.

Right to alter, etc.

No liability of United States.

Approved, June 25, 1910.

CHAP. 437.—An Act For the relief of assignees in good faith of entries of desert lands in Imperial County, California.

June 25, 1910.
[S. 6636.]

[Public, No. 319.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That any person, other than a corporation, who has in good faith heretofore acquired by assignment a desert-land entry, which entry is regular upon its face, in the belief that he was obtaining a valid title thereto, which assignment was accepted when filed at the local land office of the United States and recognized at the General Land Office as a proper transfer of such entry, shall be entitled to complete the entry so acquired, notwithstanding any contest that has been or may be filed against such entry, based upon a charge of fraud of which the assignee had no knowledge: *Provided, however*, That this Act shall only apply to any person who at the time of receiving such assignment was without notice of any fraud in the entry assigned or in any annual proof made concerning the same: *Provided further*, That patent shall not issue to any such assignee unless he shall affirmatively establish, by his evidence, under oath, good faith and lack of notice of fraud, and by the testimony, under oath, of himself and at least two witnesses that expenditure in the total amount and cultivation and reclamation to the full extent required by law have been actually made and accomplished: *And provided further*, That nothing herein contained shall be construed to waive or avoid liability for any fraud or violation of the law on the part of the person committing the same.

Imperial County, Cal.

Desert-land entries.

Assignees in good faith of, may complete entries.

Provisos.
Restriction.

Proof of good faith, etc., required.

Violations of law not waived.

SEC. 2. That where a person having made entry under the desert-land law was thereafter permitted by the Land Department to hold another entry or entries by assignment, or where a person having previously perfected title under assignment of a desert-land entry, or having held land under assignment to the amount of three hundred and twenty acres or more at different times, was thereafter permitted by the Land Department to make an entry in his own right, or to hold other lands under assignment, such persons, or their lawful assignees, shall be, upon showing full compliance with all requirements of existing law as to expenditure, reclamation, and cultivation, permitted to complete title to the land now held by them, notwithstanding any contest that may have been or may hereafter be filed against the entry based upon the charge that the present claimant has exhausted his right under the desert-land law by reason of having previously made an entry or held land under an assignment as above detailed: *Provided, however*, That this section shall not be applicable to entries made or taken by assignment subsequently to November thirtieth, nineteen hundred and eight: *Provided further*, That no person shall be entitled to the benefits of either the first or second section of this Act who has heretofore acquired title to three hundred and twenty acres of land under the desert-land laws; nor shall this Act be construed to modify in any manner the provisions of the Act of August thirtieth, eighteen hundred and ninety (Twenty-sixth Statutes, three hundred and ninety-one), and the seventeenth section of the Act of March third, eighteen hundred and ninety-one (Twenty-sixth Statutes, ten hundred and ninety-five), restricting the quantity of lands that may be acquired under the agricultural-land laws.

Desert-land entries.

Bona fide holders of second entries confirmed.

Provisos.
Restriction.

Holders of 320 acres excluded.

Limit for agricultural lands not modified.

Vol. 26, pp. 391, 1101.

SEC. 3. The provisions of this Act shall apply to Imperial County, California, only.

Applicable only to Imperial County, Cal.

Approved, June 25, 1910.