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Proviso.
Restriction on impounded water.

tract is made: *Provided, however*, That water so impounded, stored, or carried shall not be used otherwise than as prescribed by law as to lands held in private ownership within Government reclamation projects.

Charges.

Maximum.

In fixing the charges under any such contract for impounding, storing, or carrying water for any irrigation system, corporation, association, district, or individual, as herein provided, the Secretary shall take into consideration the cost of construction and maintenance of the reservoir by which such water is to be impounded or stored and the canal by which it is to be carried, and such charges shall be just and equitable as to water users under the Government project. No irrigation system, district, association, corporation, or individual so contracting shall make any charge for the storage, carriage, or delivery of such water in excess of the charge paid to the United States except to such extent as may be reasonably necessary to cover cost of carriage and delivery of such water through their works.

Cooperation with water users for reservoirs, etc.

SEC. 2. That in carrying out the provisions of said reclamation Act and Acts amendatory thereof or supplementary thereto, the Secretary of the Interior is authorized, upon such terms as may be agreed upon, to cooperate with irrigation districts, water users associations, corporations, entrymen or water users for the construction or use of such reservoirs, canals, or ditches as may be advantageously used by the Government and irrigation districts, water users associations, corporations, entrymen or water users for impounding, delivering and carrying water for irrigation purposes: *Provided*, That the title to and management of the works so constructed shall be subject to the provisions of section six of said Act: *Provided further*, That water shall not be furnished from any such reservoir or delivered through any such canal or ditch to any one landowner in excess of an amount sufficient to irrigate one hundred and sixty acres: *Provided*, That nothing contained in this Act shall be held or construed as enlarging or attempting to enlarge the right of the United States, under existing law, to control the waters of any stream in any State.

Provisos.
Title to works, etc.
Vol. 32, p. 389.
Limit of water allowed.

Right to control streams not affected.

Moneys to be available for reclamation fund.

SEC. 3. That the moneys received in pursuance of such contracts shall be covered into the reclamation fund and be available for use under the terms of the reclamation Act and the Acts amendatory thereof or supplementary thereto.

Approved, February 21, 1911.

February 21, 1911.
[H. R. 26685.]
[Public, No. 407.]

CHAP. 142.—An Act To authorize E. J. Bomer and S. B. Wilson to construct and operate an electric railway over the National Cemetery road at Vicksburg, Mississippi.

National cemetery, Vicksburg, Miss.
Right of way granted over road to.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That permission is hereby given to E. J. Bomer and S. B. Wilson, their associates, successors, and assigns, to erect, construct, operate, and maintain an electric railway over and along the National Cemetery road, at Vicksburg, Mississippi, from said city of Vicksburg northward to the northern boundary of the government right of way for said road: *Provided*, That a minimum width of thirty feet of roadway, over and above that used by the railway tracks, be left all along said road for a driveway, sidewalk, and gutters; that the licensees, their associates, successors, and assigns, shall repair all damage done to the government roadway by the construction of their line of railway, and shall maintain their railway and said roadway within the tracks and for two feet on each side of the tracks in proper state and repair thereafter: *And provided further*, That said electric railway shall be constructed, operated, and maintained according to plans and specifications to be submitted to and approved by the Secretary of War, and under such regulations as may

Provisos.
Driveway, etc.

Secretary of War to approve plans, etc.

be prescribed by him; and that chapter one hundred and fifty-two of the Act of the second session of the Fifty-ninth Congress, entitled "An Act to authorize George T. Houston and Frank B. Houston to construct and operate an electric railway over the National Cemetery road at Vicksburg, Mississippi," approved January eighteenth, nineteen hundred and seven, be, and the same is hereby, repealed: *Provided further*, That it shall be in the power of the Secretary of War, at any time, to revoke the license granted in this Act.

Former law repealed.
Vol. 34, p. 849.

Revocation.

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

Amendment.

Approved, February 21, 1911.

CHAP. 143.—An Act To ratify a certain lease with the Seneca Nation of Indians.

February 21, 1911.
[H. R. 31056.]
[Public, No. 408.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That a lease bearing date August tenth, nineteen hundred and ten, between the Seneca Nation of Indians on the Cattaraugus and Allegany Reservations, in the State of New York, and Edward Bolard, of Cattaraugus County, New York, is hereby ratified and confirmed: *Provided*, That the lessee or his assigns shall file a bond for the benefit of the lessor in the sum of twenty-five thousand dollars for the faithful performance of the terms of said lease, to be approved by the Secretary of the Interior.

Seneca Indians, N.Y. Lease with Edward Bolard ratified.

Proviso.
Bond required.

Approved, February 21, 1911.

CHAP. 144.—An Act To authorize United States marshals and their respective chief office deputies to administer certain oaths.

February 21, 1911.
[H. R. 31657.]
[Public, No. 409.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That each United States marshal and each chief deputy United States marshal is hereby authorized and empowered to administer oaths to the marshal's deputies and other persons presenting to the marshal claims and accounts for payment: *Provided*, That the United States marshal or chief deputy marshal shall not be entitled to any fee for administering such oaths.

United States courts. Marshals may administer oaths to deputies, etc., presenting accounts.

Proviso.
No fee.

Approved, February 21, 1911.

CHAP. 148.—An Act Amending an Act entitled "An Act to amend an Act to provide the times and places for holding terms of the United States court in the States of Idaho and Wyoming," approved June first, eighteen hundred and ninety-eight.

February 23, 1911.
[S. 3315.]
[Public, No. 410.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section three of "An Act to provide the times and places for holding terms of the United States courts in the States of Idaho and Wyoming," approved July fifth, eighteen hundred and ninety-two, as amended by the amendatory Act approved June first, eighteen hundred and ninety-eight, be amended so as to read as follows:

Idaho judicial district.
Vol. 27, p. 72.
Vol. 30, p. 423.
Post, p. 1109.

"SEC. 3. That for the purpose of holding terms of the district court said district shall be divided into four divisions, to be known as the northern, central, southern, and eastern divisions. The territory embraced on the first day of July, nineteen hundred and ten, in the counties of Shoshone, Kootenai, and Bonner shall constitute the northern division of said district; and the territory embraced on the date last mentioned in the counties of Latah, Nez Perce, and Idaho shall constitute the central division of said district; and the territory

Divisions of district.
Vol. 30, p. 423, amended.

Northern.

Central.

Southern.